

NEW HAVEN COLONY HISTORICAL SOCIETY

ANCIENT TOWN RECORDS

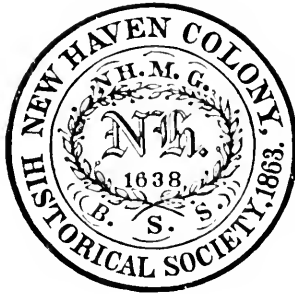
VOLUME II

NEW HAVEN TOWN RECORDS

1662-1684

EDITED BY

FRANKLIN BOWDITCH DEXTER, Litt.D.



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PREFATORY NOTE

The first volume of the Society's series of Ancient Town Records, containing the Records of the Town of New Haven from February, 1649/50, to July, 1662, was published in 1917; and the identical plan of the present volume, continuing the same matter to March, 1683/4, relieves the Committee of Publication and the Editor of the necessity of any further explanations.

The two volumes of New Haven Records issued by the State of Connecticut in 1857-58 are referred to in notes to the following pages as volumes 1 and 2, and the initial volume of the present series as volume 3.

It may be noted that James Bishop, after serving with remarkable efficiency as Secretary and Recorder of the Town from August, 1662, until his resignation in April, 1674, was then succeeded by John Nash, an older man, of less education, so that the last third of this volume is printed from a text much inferior in legibility and spelling to the earlier portion.

rule Efay 53 Latter End, & the evill whereof did foe exerfife her Spirit it hindered her profiting by the word that afternoone.—

W^m Balfet was enquired of, how it stood betwixt Thomas Wheadon & himfelfe in this bufines; he Anfwered with fome others, that they had well agreed the matter between themfelues.—

W^m Balfet further declared to the Court, that he was low in his eftate, & therefore [asked] of the Court, that they would Confider for the abatement of his fine layd on him the laft Court for his mifcarriage. The Court told him y^t they would Confider of it.—

Widdow Potter* appeared & p^rented the will of her husband, wth an inventory of his Eftate: The will, the Court referred to y^e Court of Magiftrates in Octob^r: next: But y^e inventory was accepted, being attested upon oath by the widdow to containe the wholle Eftate of her husband to the value of ten fhillings to y^e beft of her light, & for the apprizement. M^r Tho: Yale & David Atwater, attested upon oath to be juft, to the beft of their light, the fumme ammounting to 161^{lb}—02^s—07^d.

M^r Gilbert haueing attached fome Eftate of Isaacke Halls in the hands of M^r Thomas Yale to the value of three pounds ten fhillings for a debt due to him from Ifaacke Hall afd & defired now a profecution of y^e fame, for y^e prooffe whereof he p^rented a writing wherein it apered y^t Ifaack Hall aforefd was indebted to M^r Gilbert the fumme of 3^l: 16^s: 6^d. M^r Gilbert only demanded 3^l: 10^s: part of this writing was fubfcribed by Ifaacke Halls own hand and the other part testified by Jn^o Gilbert, & was fayd by M^{rs} Gilbert if need were, but y^s bufines was referred to another Court according to y^e law of attachments.

John Benham appeared, to make Claime of the houfe & accomodations that fometimes his father Luied in & improued (who was now deceafed) halfe of which houfe & accomodations aforefd he faid he was poffeffed of in his fathers life, & the other halfe he claimes as promifed by his father as a condition of marriage to be his at his fathers death. The whole is y^e houfe wth y^e home-lot twentie five acres of land in y^e Harfordfhire quarter & 5 acres of meadow in y^e reare of y^e fame quart^r, for prooffe, whereof he produced Edward Prefton who testified as followeth,

* Frances, widow of William Potter, executed in June, 1662.

viz: That when John Benham was to have my fift^r,* I asked Goodman Benham his father what he would give his sonne? he answered me, what hath your fister? I sayd eighty pounds; he then said he would make his sonne as good: I asked him wherein? He said he would give his sonne his house & land; halfe at p^rsent & the oth^r halfe at his death; & y^t he should have part of a horse, & something else. it was sayd alsoe y^t y^e wife of Edward Preston could testify y^e same, but thee not being there the busines was referred to anothe^r time.—

AT A GENE^{ll} COURT HELD AT NEWHAUEN AUGUST: 11th 1662:

The Deputy Govern^r informed the Towne That seeing it hath pleased God by his afflict: hand to take away M^r Gibbard by death[†] (who was Secretary for the towne) therefore they must proceed to choose one in his roome. And soe they proceeded to vote, and James Bishop was chosen Secretary for this yeare.

The Deputy Govern^r further informed y^e Towne that there hath bene noe Rate layd for this yeare for y^e carrying on of jurisdiction & towne affayres, & that there was one whole Rate to be payd to the jurisdiction besides the towne occasions, therefore wished them to Consider what Rates was necessary.

Roger Alling (who was treasurer) informed y^e towne that y^e sixty pound to be received from Bro: Munson would not discharge all behind by thirty pound. Something there [was] propounded about gathering up the old rates; & something about the charges expended about M^r Roffit^r & his son,‡ & something about the Colonells.§ But nothing was done about any of them; But proceeded to propound to have two Rates layd for this yeare, & was concluded by vote: The one of them to be payd by the last of october next & the other by the last of february next after.

* The first wife of John Benham, Jr., was probably a sister of Margaret, wife of Edward Preston.

† Secretary William Gibbard died August 9, 1662.

‡ For the affair of Dr. Bray or Bryan Rosseter and his son John, see N. H. Records, ii, 429-36, 454-56.

§ Colonels Edward Whalley and William Goffe; see N. H. Records, ii, 419.

[4] Then M^r Davenport pastor of y^e church of christ at N. H. being p^rsent desired to propound one thing to the towne: viz: That he haueing occasion by y^e prouidence of God to goe into the Bay & understanding that there is two Marchants* y^t are lately come from England whoe have a desire to come to these parts, they are very godly men & belong to a church in England & foe have a desire to have a place to fit downe together; (as Bro: Alfup reported & M^r Rutherford) they only desire homelotts & it may be some out lotts; there was many debates about a place fit for them & many spake encouraging to y^e matter, & in y^e issue y^e necke† was thought the fittest place for them: Then M^r Davenport propounded to y^e towne to know whether they would resigne up y^e necke to them if they would come & settle upon such an account: ffor his owne part he had some land there himselfe & he should willingly resigne up his, & further said y^t they would bring shipping yearely from England hither & foe rayse Manufacture which is necessary if we long subsist together, therefore seriously Consider of it & give yo^r answer; and many exprest themselves very free to resigne up their right there: M^r Davenport further propounded whether we should not Consider them as coming from London & not knoweing the state of a wildernes condition & therefore extend our thoughts further then their desires, as to accomodate y^m with land & meadow for Cowes & alsoe liberty for cutting of fire wood & timber for building, equall with others of y^e Planters, which may be a great encouragem^t to them when they should heare our thoughts extend beyond their desires, all which hee purposed to acquaint them withall when he understood the townes mind herein. Now after a full and free debate of y^e matter The towne proceeded to vote; which being done, it was declared by General Consent of those that had proprieties therein whoe were then p^rsent that they would give up their whole proprieties in y^e necke unto those Gentlemen with the company with them for y^e settling of Trade when they shall come & foe settle thereon: And for further encouragement The towne alsoe declared by vote, y^t they

*From a subsequent entry (March 25, 1675) it appears that Samuel Bache, one of these merchants, came to New Haven for a time, but his associate did not.

† The northern part of Dragon (or Fair Haven), between Mill and Quinnipiac rivers.

should have free liberty with other planters, for the cutting of fire wood & timber for building in the Commons belonging to Newhauen; and for any other accommodations of land or meadow when they shall come up, the towne declared themselves willing to endeavor to accommodate them to their satisfaction according to the Townes ability: only in this free tender of the necke which is about six hundred acres, the towne will referue a full liberty for all necessary highwayes, & places for Landing of hay according as they shall have use of.

But some persons being not there whoe had a right in y^e necke, as widdows &c, It was desired & appointed that Deacon Peeke & Thomas Powell would speake with such of them (to day) as they could & returne in their answer to M^r Davenport to night.

M^r Davenport further propounded to y^e Towne something about y^e Colony schoole, & informed them y^t y^e Committee for the schoole made it a great objection against y^e keeping of it up, That this towne did not send schollars to it onely five or six, now therefore if you would not have y^t benefit taken away, you should send your Children to it Constantly & not take them them off soe often, & further sd y^t he was in y^e schoole & it greived him to see how few schollars was there.

Serj^t Will^m Ruffell propounded y^t a Corporall might be Chosen in y^e roome of Bro. dowlittle, he hauing Left y^e worke since he was Marshall*: But nothing was done in it at this time.

Will^m Andrews, Enigne Munfon, & Laurance Ward hauing viewed the meeting house (by y^e desire of y^e Magistrate) W^m Andrewes & En^m Munfon was desired to Speake how they find it & declare w^t they judge necessary to be done for y^e securing of it: Will^m Andrewes then declared That there had bene such a view as well as they could, and they find much of the timber rotten, as some pillars, & girts which they mentioned, & y^t it rayned through the shingles, & wall: Now y^t which they thought necessary to be done was That there be (at least) three shores at y^e Doores & support of one or two of y^e pillars & y^e old shores looked too & shreined, & for y^e charge he thought about five or six pounds would doe it: & further upon some Considerations they thought it good y^t the upper Territ be taken downe: The

* On May 23, 1662.

thing being debated it was put to vote & concluded to bee done & left to y^e Townesmen to see to get it done.

Sam^{ll} Blakely propounded that the owners of y^e fence in y^e quart^r called W^m Judfons quart^r would set up their marks within 24 houres, or else he should prosecute against y^m according to order.

It was alsoe propounded y^t some effectuall Courfe be taken for y^e p^rferuing of indian corne, fundry swine haueing taken the quart^{rs}. The matter was largely debated, & after it was by vote thus Concluded, That all hoggs that haue taken y^e quart^{rs} be shut up for three dayes: & y^t all fences be mended sufficiently in y^t time, & then w^t euer fence is not mended sufficiently in y^t time aforefd the owners to pay double penalty, & whateuer swine shall get into y^e quart^r or quart^{rs} after y^e fence is soe mended (of those that haue taken y^e quart^{rs}) they shall pay 12^d a peice besides dammages.

Upon the desire of some of y^e Yorkih^r quart^r, Sam^{ll} Hodgkis was chosen pounder for that quarter.

[5] AT A COURT HELD AT NEWHAUEN: SEPTEMB: 2^d 1662:

M^r Deliuerance Lamberton* p^resented an inventory of y^e estate of Edward Daniell ammounting to _____, † attested upon oath by him to be a true and full inventory to the best of his knowledge & apprized by W^m Gibbins & Timothy fford, giuen in under their hands to be just according to their light. The things being of such small value they was not willing to take oath: neither did y^e Court see cause to put them upon it.—

Elizabeth Stint‡ p^resented a Writing by way of acknowledgem^t of her euill in rayfing of some flanderous reports of Tho: Tuttle, goodw: Hodgking & wrong done to M^r Tuttle in his

* Deliuerance Lamberton was the son of Captain George Lamberton (N. H. Records, ii, 269).

† In the Probate Records the value of Edward Daniell's estate is given as £4.13.10; one item refers to a transaction in Boston; another seems to indicate that he was brought hither in his last illness from Manhattan.

‡ Elizabeth Stent was daughter of the late Eleazer Stent.

family,* which being read she was told that her carriage in this business had bene very finfull & y^t shee had done wrong to feuerall & was warned y^t she take heed for the time to come. M^r Tuttle, Tho: Tuttle, & goodw. Hodgkins declared themfelues satisfi'd wth y^e writing according to agreement, which writing is kept upon file wth other writings of y^e townes.—

Edmund Dorman Plaint: Entred an action of flander or defamation: against Jeremiah Johnson Defend^t. The Plaint: informed against him That he had heard y^t Jere: Jn^oson had reported at John Clearkes house that he heard Edmund Dorman at prayer in a swampe for a wife,† & being asked who the person was (by Jn^o Clarke) he answered that it was his mare & there was oth^r circumstances of scoffing, &c.

The Defend^t was asked whether he graunted the thing or denied. The Defend^t desired prooffe & y^t y^e witnesses might speake apart: Jn^o Clarke first was called who testified That Jere: Jn^oson being at his house he heard him say that he heard Edmund Dorman at prayer (in a swamp by Jn^o Downes) for a wife & sayd, Lord thou knowest my necessity & canst supply it, Lord bend & bow her will & make her sensible of my condition or necessity: he asked Jere: whoe it was, he answered it may be his mare that God would make her seruiseable. Jn^o Clarke being asked when this was: hee sayd it was since harvest.

Stephen Bradly being called alsoe testified That he being at Jn^o Clearkes house heard Jere: Johnson say that he heard Edmund Dorman at prayer for a wife (in a swamp by Jn^o Downes) & y^t he said lord make her sensible of my condition, bow & bend her will, for thou knowest my necessity. It was asked of him whoe it was y^t he prayed for: Jere: answered it may be for his mare, that God would make her seruiseable to him. Jere: Jn^oson being told y^t he heard w^t was testified was asked what he had to say for himselfe: He answered y^t he did object against Stephen Bradly being a witness, because when he was asked what he had to witness against him, he would not answer at first, but after say^d, w^t was it you spake of him to goodm. Meeker: all the reports are not true y^t is said of mee: Stephen Bradly

* Thomas, son of Mr. William Tuttle, was now about 27 years of age; and Elizabeth, wife of Samuel Hotchkiss, was perhaps nearly 40.

† Dorman married Hannah Hull three months later, in December, 1662.

answered y^t he was not willing to speake to him at all his mother & wife being p^rsent.

The Defend^t say^d he thought Ste: Bradly did it out of revenge: But he was told he must prooue him a false person upon Record, or perjured, or y^t he doth it out of revenge at this time: The Defend^t further Replied that he did expect y^t some oth^{rs} that was p^rsent at Jn^o Clarkes would haue beene here, therefore did refuse to make his defense further at this time & desired that the witnesses might not be fworne.

After some furth^r debate, Jn^o Clarke informed against Jere: Jn^oson y^t being speaking of Will^m Payne said that it was hot weather w^h he came into y^e Church & foe leaped in at one of y^e windowes; and speaking further of his comming in said y^t y^e Gouvern^r gaue testimony for him & Edward watson to be the Gouvern^{rs} mate; then he knew his M^r Watson was much unsatisfied wth him: one then answered that then Edward watson died in his sin: Jere: said: noe: he might give him satisfaction: To this Jere: Jn^oson answered: That he should owne w^t he remembered of this, viz: That he marvelled y^t W^m Paine should come into y^e Church & that his master Watson should giue testimony for him: for when he liued with his Master Watson he knew his master & W^m Paine was at such variance y^t he warned him of W^m Paines house & this he spake in a merry jesting way. Then Jere: was told that it was a fearefull thing to come to that height of finning as to fit in y^e feate of y^e sc^oner. Therefore y^e Court told him they should deferre this busines with y^e other & warned him to attend the next particular Court to giue answ^r thereunto.—

Mary Hichcocke* being called, was told that her sin had been very grievous considering y^e light shee hath lived under, & the education shee hath had, & was asked, if shee had anything to say to the Court: Then shee acknowledged y^t her way had bene very euill & sinful & that God had helped her to see it in some measure & shee desired the lord might helpe her to see it more: M^r Gilbert told her y^t he desired she might, for it was sad that such things should be Committed in this place, & y^t shee knew y^t y^e Court concluded that shee should be Corporally punished as he y^t was companion wth her in sin, but shee being not then in a capacity

* Mary, daughter of Edward and Frances Hitchcock: see N. H. Records, iii. 497.

nor sometime since, was deferred, therefore whether shee had any-thing to say why it should not now be inflicted upon her. John Herriman desired to speake & haueing liberty declared: That he desired to witnes against her sin as haynous against the lord & y^t he had joined with y^e Church in witnessing against her sin; and he hoped shee had in some measure seene her euill & he desired y^t [6] the lord may helpe her to see it more, Therefore desired y^t a fine might be taken for her in stead of corporall punishment, if the Court see it their way.

Sister Herriman alsoe desired to speake & haueing Liberty declared. That shee was ashamed of her sin & especially because shee had a godly mother but did not walke in her godly steps yet she did hope that god had begun that repentance in her which he would owne; & that shee had seene a great change in her; & shee had enquired of those where shee hath lived since & y^t they give the same hopes, Therefore she desired it might be passed by with a fine if it might stand with y^e glory of god, if not she desired to justify the Court therein.

Sister Glover* alsoe desired y^e like fauor for her if there was any hopes, for shee was friendles & had none to pleade for her, & declared y^t as her sin was great, soe shee hoped that there was something of repentance begun in her which god would owne & that shee had desired to come to her Maister & Mistresse joanes to owne her euill to them.

The Court considering y^e case, & of w^{ch} was pleaded in way of mercy for her did declare to her That her sin had bene soe grosse that it had much exercised the Court, yet hoping she would become a new woman they inclined to passe it with a fine of foure pounds, which Ju^o Herriman or his wife promised to see pay^d to y^e tresurer.

Mary Hicheocke desired the prayers of y^e court for her y^t the lord would helpe her to see her euill more & more.—

Mr Gilbert desired an issue of y^e busines left y^e last court concerning some estate of Isaac Halls which he had attached for a debt due to him, & for further prooffe to what was done y^e last court Mr^s Gilbert testified y^t shee let Isaac Hall haue a hatt cheaper then he should haue had it for, to pay fixeene shillings in england, which he promised but did not. And alsoe she testified

* Elinor (Russell?), wife of Henry Glover.

y^t he had the Cloake & y^t she was fure he neuer payd for it. Now the Court confidered y^e cafe & declared y^t he fhould have the money foe attached, he promifing fecurity according to y^e law of Attachments: which thing he did.

AT A COURT HELD ATT NEWHAUEN: OCTOB: 7th 1662.

Jeremiah Osborne appeared defireing y^e matter depending about Sam^{ll} Richards* his inventory might be iffued & brought John Gold & Henry Gates to teftify that Sam^{ll} Richards had made ouer all his Eftate to him: But it was told him that there was fundry things to cleare befides his diforder in difpofing of fome of y^e eftate before he had prooued the morgage or had any liberty from authority foe to doe. Jere: Osborne Confessed that he did what he had done unadvisedly & was afhamed of what he had done: Then Jn^o Gold & Henry Gates was called to teftify w^t they could fay in this cafe upon oath: then Jn^o Gold Declared that he heard Sam^{ll} Richards make ouer all that he had to Jere: Osborne both his Leather & working geares, & this was when Henry Gates & he was together and heareing that fome would come & feaze upon all that he had. This testimony Henry Gates fully affented too upon oath alfoe haueing before exprest it: But the accounts about the Leather being not yet cleared it was Left with Jere: Osborne to repayre to y^e Secretary & fee w^t was to be done & p^rpare it againft another Court.—

John Tharpe was taken notice of for taking tobacco in y^e meeting houfe & was fharpely witnessed againft but he Confessed his fault & hoped it fhould be a warning to him for the future, upon which y^e Court paffed it by onely ordered him to pay the penalty which was fixpence.—

Tho: Morris was called upon to anfw^r for not carrying his armes & not doing feruife on y^e lords dayes in his turne as others did: To which he answered that he apprehended That y^e law did free him, upon which y^e law was read but it did not appeare to the court any fuch thing as he pleaded, but he pleaded w^t Gouvern^r Eaton had fayd but could prooue nothing; he professed he would

* Samuel Richards. See N. H. Records, iii, 516.

not breake y^e law but desired to understand w^t to trust to for y^e future: It was told him further y^t he refused being warned & was told his euill in soe doing & that he had gone on in a mistake a great while & told him y^t he ought to see his euill in refusing to doe seruise & ordered him that he attend the seruise for y^e future according to y^e law: but because of his long impression in this erro^r they passed it by without a fine which they should not haue done in another.—

Jacob Moline* (was called) with his wife to answer for their goeing together in such a sinful way of fornication as they had done before marriage: They was wished seriously to consider of their sin & how they had exposed themselves to the just judgement of God upon them & could not expect a blessing upon them in y^t relation wherein they now was. Jacob Answered y^t for y^e fact he had nothing to say to excuse himselfe, but he did confesse y^t their case thereby was miserable, & that god had made him sensible of it, & he hoped that he would helpe him to be soe more & more; he desired to stand to the mercy of god and of the Court in this business: The Court told him y^t he had tempted his wife to this sin & y^t his sin was greatly aggravated in his abusing of scripture to draw her to sin, objecting against y^t speech of Christ to the woman taken in adultery John 8. sin noe more: which his wife alleged but he said shee was a married woman but it was noe sin in single persons as appeares in her examination taken before the Govern^r August 8th (62) which [7] was now read & shee owned & he alsoe, though he said he could not remember some part of it. The Court endeauouring further to convince them both of their sin both him in tempting her & shee alsoe in her too ready compliance with him proceeded to sentence; & first of him The Court declared that they had Considered of his great sin in this, & how he had formerly beene fined[†] in this Court for such kind of wayes in a lesser degree & yet he had not taken warning thereby but proceeded now to higher acts of filthines; Therefore sentenced him to be corporally punished by whipping; And for his wife that shee pay a fine of foure pounds to y^e Publique.

* Jacob, son of Cornelius Moline (or Melyen), had recently married Hannah, daughter of George Hubbard, of Guilford.

† See N. H. Records, iii. 450.

AT A COURT HELD AT NEWHAUEN OCTOB: 8th (62).

Mr Moline & his wife appeared before y^e Court to intreate of them y^t they would Consider y^e state of their sonne in reference to y^e former sentence, if inflicted, & declared as followeth (as was interp^rted by Mr Goodenhouse) That he understands that his sonne is sentenced to be corporally punished for his fowle fact Committed & he justifies the Court therein: yet seeing his sonne was to trade with y^e dutch as well as the english for the maintenance of his family: Now to be corporally punished was such an infamy among y^t nation y^t they looked upon such noe better then a dog & not fit for Commerce wth them & foe his sonne would be undone thereby. M^{rs} Moline alsoe justifying the Court desired with much affection y^t they would free her sonne from this punishment & shee should count it a great favor & be answerably Thankfull for it.

Mr. Rutherford alsoe declared to y^e Court that it was foe amonge y^e dutch as was declared by Mr Moline; Upon this y^e Court declared, That they had Considered of what hath bene said by them & of w^t they haue desired in y^e behalfe of their sonne & doe judge the sentence to be righteous; yet Considering how destructive it wilbe to your sonne as is testified they doe passe it by & order your sonne to pay a fine of five pounds to the Publique. Mr Moline expressing his thankfulness to y^e Court promised to see both the fines payd to y^e Treasurer.—

AT A GENERALL COURT HELD AT NEWHAUEN OCTOB: 31th 1662.

The Deputy Govern^r* informed y^e Towne of y^e occasion of calling them together at this time. viz: That there hath bene downe some Gentlemen of Connecticut whoe hath Left here a Coppie of their Pattent & a small writinge wherein they haue signified y^t they looke upon us included in their Pattent† & therefore desire our joining with them. There was alsoe another

* Matthew Gilbert.

† Governor Winthrop of the Connecticut Colony had sailed for England in August, 1661, as agent to procure a charter from Charles II. Such a charter was signed on April 23, 1662, and was displayed at a meeting of the Commissioners of the New England Colonies in Boston on September 4.

writing which was an answer (to those Gentlemens motion) giuen by o^r Committee appointed by the Generall Court in May Last: all which both Patent & writings was read to y^e Towne & wisht seriously to Consider what answer to returne further to them.

Then M^r John Davenport Pasto^r of y^e Church of christ at Newhauen declared unto the Towne, That he wrote to M^r Winthrop (before he went to England) not to haue any hand in such an unrighteous act as to inuolue us in their Patent: To which he writt to him in two Lett^{rs} one from Mattabesicke & another from y^e Manhatoes at his goeing away, part of which was read, wherein he exprest his contrary purpose & the expressions of some other of their Magistrates to y^e same purpose. And alsoe M^r Davenport p^resented a Lett^r (which he received y^e last night from M^r Rich: Lawes of Stamford) and read it to y^e Towne, wherein was intimated their sad state by reason of y^e turbulent carriages of some of their inhabitants which Connecticut Colony had admitted & soe dismembred us, & some would say they was rebels against y^e King & y^e jurisdiction of Connecticut. Alsoe he further informed y^e Towne of y^e Treatie they had with those Gent: of Connecticut aforeid & how they had shewed them y^e wrong they had done us in dismembring of us at Stamford, Guilford, & Southhold, & all this before they had consulted with us & shewed them their euill therein, but receued noe satisfaction from them about it.

M^r Davenport alsoe propounded fundrie reasons to be Considered, both why we was not included in Connecticutt Patent, and alsoe why wee may not voluntarily joine with them. With some directions w^t ans^wr to returne, That soe they may see their euill in what they haue done & restore us to o^r former state, that soe we & they may liue together in Unitie & amitie for y^e future.

The Deputy Govern^r declared y^t y^e things spoken by M^r Davenport was of great weig[ht] and he desired all present would seriously Consider of them.

M^r Streete, Teacher of y^e Church of christ at Newhauen, declared that he looked upon the reasons propounded by M^r Davenporte to be unanswerable & y^t both Church & Towne had cause to blesse god for the wisdom held forth in them; & wisht them to keepe y^e ends & rules of christ in their eye &

then god would stand by them, & did second the directions given with one scripture out of Esay. 14. 32. & from thence did advise y^t our answers should be of fayth & influenced with faith & not of feare. The matter was largely debated, & fundrie exprest themselves as disliking the proceedings of Connecticut in this busines, as Leiftenn^t Nash, M^r Tuttle, M^r Powell &c & desired some answer might be giuen y^t way with a desire of restoring [8] us to o^r former itate againe: and then by Generall vote declared their disapproouing of y^e manner of Connecticut Colonies proceeding in this busines.—

The Deputy Govern^r further informed y^e Towne y^t there was some other things to bee spoken too as About Planting some of y^e quarters with indian corne & the others not. After debate it was by vote concluded That the quart^{rs} called the Govern^{rs} quarter & the yorkehire quarter should be planted the next yeare & the subbards quarter & the quarter against goodm Coop^{rs} not to be planted: this to be successefully till the Towne see cause to alter it.

Francis Browne propounded that the highway against M^rs Allertons might be mended at the Townes charge being of common use, but nothing was concluded about it.

It was propounded that there was great need of mending the mill way, which was left to the Townemen to get it done.

Something was propounded about the mill, & of fundrie complaints of bad grinding; the matter was debated & after by vote left to the Townesmen to consider of y^e busines and to speake with Deacon Miles* about it.

W^m Andrewes propounded about five or six men to haue some land to plant on, about M^r Yales by y^e river side, about twenty acres apiece; the persons was named as Isaac whitehead, Sam^l Andrewes, Nathan Andrewes, Joseph Mansfield, Jonathⁿ Tuttle & Moses Mansfield, but nothing was concluded about it at this time.

Bro: Morris propounded about widdowes to haue some wood provided for them before winter; it was desired y^t it might be but noe way agreed on. —

* See N. H. Records, iii, 521, for the appointment of Deacon Richard Miles as miller on May 23, 1662.

Noe Towne Court beca: of iurisdiction occasions.

AT A MEETING OF THE FFREEMEN (NOVEMB: 4th ('62)) OF
NEWHAUEN

The Deputy Govern^r informed y^e freemen That it seemes by the Records that the Deputies for the Generall Court was only chofen for that p^rsent Sessⁱon in May Last (Now being some occasion for y^e Gen^l Court to Consider of some things when y^e ffreemen of y^e iurisdiction are mett together) Therefore desired them to Consider w^t was to be done: And it was propounded whether they would not haue the two former stand for this p^rsent occasion: & was concluded by vote soe to be, viz: John Cooper & James Bishop.—

AT A GENERALL COURT HELD ATT NEWHAUEN DECEMB: I. 1662:

The Deputy Gouern^r informed y^e Towne that y^e principall thing of calling them together was to Consider about a schoole-master, (for the Gene^l Court had Lay^d downe the Colony schoole) Learning being of such speciall use for the fitting of instrumens for Church & Commonwealth: The matter was Largely debated & the danger of youths not being educated in Learning if there was not a schoole-Maister at y^e townes Charge, yet Considering that there was but few boys y^t did learne Latting, it was thought best to haue a schoole Maister that may perfect schollars in English, to learne them to write, and arethmaticke, & to teach them the other tongues as they are capable, & for the fallary The Towne would allow thirty pound p^r annum: this was concluded by vote: This to be p^d by y^e Treasurer.—

The magistrates & Elders was desired & appointed as a committee to provide a futable instrumens & to make the tearmes with him.

Mr Sam^l Streete* desired Liberty for Anthony Elcocke &

* The only son of Rev. Nicholas Street, Teacher of the New Haven Church. He was now half way through his College course at Harvard, and probably not over 20 years of age.

Edward Perkins to depart the Court, (haueing some goods of his ffathers to get on fhore from Anthony Elcockes vessell) Which was graunted.

M^r Agur* propounded to the Towne for liberty to make a passage (for y^e water) downe the streete from y^e house he liues in to the Valley, it being very afflicting and exerfifing to them at some seasons in flowing into their fellars; he promised to doe it at his owne charge: it was granted him.—

It was propounded that men would cleare their wood in y^e streetes for halfe a rod broad from the fences, y^t persons might walke without danger.—

Deacon Pecke informed the Towne y^t they was much troubled to suply the Elders with wheate & mault & he feared there was want, therefore desired y^e Towne to Consider of it. The Deputy Govern^r urged it that men would endeauo^r to make a p^rsent supply for them.—

The Towne was informed y^t the iurisdiction expected to haue forty pound returned backe of the hundred pound which was pay^d for encouragem^t of the schoole;† it being debated this answ^r was thought meete to be returned, That we signify our trouble that they haue soe left the schoole, yet for peace sake to pay thirty pounds into y^e iurisdiction Treasurer: This was concluded by vote.

[9] M^r Gilbert informed y^e Towne That the Gentlemen in y^e Bay to whom they had granted y^e necke had sent a Lett^r to the Towne but he could not at p^rsent find it, but the scope of it he say^d was their Thankfull acceptance of the Townes kindnes & purpose of comming up at spring.

It was propounded about felling the mill or else to let it: But it was left to y^e Townesmen to p^rpare y^e matter against anothe^r time.—

Decemb: 2^d noe Court beca: noe bufines p^rsentent.

* Nicholas Agur, the town physician, who lived on the southeast corner of Church and Elm streets.

† See N. H. Records, iii, 457.

AT A GENERALL COURT HELD ATT NEWHAUEN DECEMB: 3^d 1662:

The Deputy Govern^r informed the Towne of the occasion of calling y^m together at this time which was The sad prouidence of God that was fallen out in y^e burning of the mill. That foe we may Consider what courſe may be taken for the ſupply of y^e Towne with meale, whether by a horſe mill or building a new mill there again. It was alſoe informed y^e towne that y^e Court & townes-men being together Laſt night, Bro: Glouer informed them y^t there was a horſe mill at Eaſthampton on Long iſland that ground a great deale: The buſines was Largely debated & Bro: Andrewes declared that he had noe ſkill in a horſe mill yet he thought if it ſhould grind, it would be but litle, & then y^e worke would be loſt when anothe^r was ſet up; he rather deſired that ſome would take the place where the former ſtood upon futable incouragem^t: it was propounded that if any would appeare they ſhould haue all that was there left & ſome further incouragement: But none at this time appeareing the buſines was reſpited till next ſecond day, & then y^e towne to meeete againe & it was deſired y^t any that had a mind to y^e worke they would goe and view the place & ſe what is there left.

It was alſoe propounded y^t Sam^l Marth would take ſome paines to gather up the nayles and irons there. Bro: Miles ſaid he would helpe him, for he had many tooles burnt there.

AT A GENERALL COURT HELD AT NEWHAUEN DECEMB: 8th 1662:

The Towne being mett together The Deputy Govern^r propounded whether there was any that had foe Considered of y^e buſines (Left with them the laſt townemeeting) about y^e mill foe as to undertake the worke, & ſaid further that we begin to be ſenſible of the damage already: Bro: Andrewes ſpake y^t if there was any would ſpeake anything about a horſe mill, or Windmill: Bro: Miles declared y^t he had ſpoken with Cornelius* about a horſe mill but he giues noe incouragem^t & fay^d y^t if it would grind jndian but litle better than ſampe:† And further

* Probably Cornelis Moline or Melyen.

† Coarsely ground indian corn.

faid y^t he fpake with him alfoe about anothe^r mill & how foone it might be attained. Cornelius told him y^t if timber for y^e wheelles were brought to the towne & sawed and a houfe thought of to make them in, he hoped a mill might be made ready to goe by the fpring. After Large debate of y^e matter there feemed to be an unwillingnes in ye towne to haue a mill fet up there at the townes Charge, But rather defired that fome would appeare to undertake it themfelues:

After fome time of waiting none oth^r appearing W^m Bradly declared, That if none would undertake it, he would & expreffed himfelfe not willing to joine with any in it, fomething being propounded to him that way: And he further declared that he had thoug[ht] of a way to doe it & haften it if the weather be not too fharp, for he had a houfe at towne which he purpofed to take downe & fet up there to liue in himfelfe or his pofterity: but at p^refent he fhould goe about a mill and get a millright.

Upon this fundrie fhewed themfelues well-fatisfied with the motion & was willing to encourage him in the worke: W^m Bradly further explained himfelfe that he would be underftood yt he would fet up a mill to fuply y^e townes neceffitie & to prouide as fufficient a miller as he could and if he fatiffy not, the towne fhould haue liberty to prouide a miller to their owne fatiffaction & he would pay them:

The Deputy Gouern^r asked him if he was ready to propound his tearmes to y^e Towne? He anfwrd that he rather chofe to propound them to a Committee: but did propound for liberty to cut timber for the mill upon thofe lotts that was neare, & y^t he might haue the land that did belong to the mill, & fome more thereabouts to improoue, againft which none objected: Something was alfoe propounded, if god fhould take it away againe by fire, whether he fhould be engaged to build it againe? It was fay^d, if not, y^t he leaue the place againe for the townes encouragement: Something was propounded alfoe about the time of doeing it, but being winter feafon & not knowing how it may prooue they could not p^rfix a time.

W^m Bradly alfoe propounded for forty pound encouragment in worke or any way elfe & about haueing men p^rffed in cafe of breaches; & now for the expediting of the worke, upon debate in y^e iffue The Towne by vote Concluded to allow him halfe a rate

for his encouragment & alioe to haue Liberty to haue men pressed for the expediting of y^e worke.

It was alioe propounded to haue a Committee Chofen for this bufines. The townesmen were mentioned but none was appointed at this time.

The Deputy Govern^r informed y^e Towne that the Committee had spoke with M^r Osborn* to keepe schoole & told him what the Towne had allowed, but he say^d y^t he thought it would not anfw^r his need, and being now present in Court p^rfented a writing where his tearmes was sp^ecified, which was read & much was say^d to him as not likely to be obtained & foe was Left.

ffrancis Browne informed y^e towne y^t their year was out about y^e fferry:† but it was left to y^e Townesmen—

[10] AT A MEETING OF THE COURT: DECEMBER: 29th: (62)

Jeremiah Whitnell‡ being in a Treatie of Marriage wth Widdow Mitchell Desired to know of y^e Court, what part of her Eitate did belong to the child: Soe the Court did Consider both of the Will, & Inventory of the Eitate, & found y^t y^e remainder of y^e Eitate besides the legacy giuen to Bro: Mitchells Daught^r at Stratford is giuen to Sister Mitchell & her daught^r: Now the Court Considering y^t there appeares some losse upon y^e Eitate & y^t y^e houle is something bettered by the fellar did see cause to allow but fifty pounds for the childs part to be pay^d when it comes to age: And this to be pay^d through the wholle Eitate as it is inventorized in houle & Land & houihold goods &c.

AT A COURT HELD AT NEWHAUEN JANUARY: 6th 1662

Lieutenen^t John Nash propounded to y^e Court about a debt claimed by Jn^o Meggs from y^e Eitate of Tho: Jeffries: & p^rfented

* Recompense Osborn was born in Dorchester, Mass., in May, 1644, and graduated at Harvard in 1661. His father, William, came finally to New Haven, where he died in September, 1661. His mother, Fridiswid, married Captain John Mulford, of Easthampton, Long Island.

† See N. H. Records, iii, 489.

‡ Jeremiah Whitnell married in 1663 Elizabeth, widow of Thomas

a Lett^r from John Meggs* wherein was specified that Tho: Jeffrie owed him twenty two shillings for Tobacco which lay at M^r Gilberts house: Now M^r Gilbert testified That Tho: Jeffrie had Tobaccoe from his house of John Meggs his & that he thought it could not but be worth as much as is demanded, upon which y^e Court thought it must be pay^d.

John Benham alsoe claimed a debt from y^e same Estate of eightene shillings for three y^ds of holland, which he said Tho: Jeffrie had of him June. 6: (61) & not pd for it, for proove whereof he sd his wife would testify y^e same & alsoe p^resented his booke of acc^{ts} wherein it stood, but his wife not being p^resent it was respited to y^e next Court.

Henry Glouer alsoe demanded a debt from y^e same Estate in y^e behalfe of Anne White of South Hampton, & for y^t end p^resented a lett^r from her dated Aprill 20th (62): And upon oath himselfe testified: That Anne White gaue him order to receiue this debt of Serj^t Tho: Jeffrie which he owed for a Citterne he had of her fundrie yeares agoe, & y^t he spake to Serj^t Jeffrie of it in his life time & he owned to him y^e debt for this Citterne & say^d he gaue orders to one of Southhold to pay her; Now this Lett^r from her dated as before soe lately shewes y^t shee is not yet paid. Tho: Trowbridge & W^m Trowbridge testified y^t Serj^t Jeffrie had a Citterne from one of Longifland: upon which things the Court saw cause to allow it.—

Thomas Morris propounded to y^e Court about some Rie which he bought of Serj^t Jeffrie upon y^e ground, in which there was great losse; he was to giue for it 13 bush: halfe & w^m he had threshed it there was but 9 bush: halfe: he pleaded y^t he tooke it upon Serj^t Jeffries word & y^t he promised him y^t he should be noe Loser by it, & said y^t Wingle Jn^oion could prooue y^e same: M^r Augur testified y^t he had heard Tho: Morris often say y^t Serj^t Jeffrie sd soe, But Wingle not being then p^resent it was left to Tho: Morris to bring him another time.—

L: John Nash alsoe propounded about a debt which Philip Leeke claimes from y^e sd Estate, But it was left for Philip Leeke to come to y^e Court himselfe & cleare it.—

Mitchell, who had died in 1660, leaving two daughters, Hannah (by a former wife), and Elizabeth (or Betty).

* John Meigs had removed about 1654 to Guilford.

An inventory of the Estate of George Smith* deceased taken & apprized by Jn^o Cooper and Roger Alling Decemb: 20th 1662 was p^resented ammounting to one hundred ninety five pounds three shillings foure pence: the widdow upon oath attested to y^e fulnes of it: Jn^o Cooper & Roger Alling upon oath attested y^t y^e apprifement was juft to y^e beft of their light. The widdow being asked if there was noe Will of her huilbands she answered noe.

The laft Will & teitament of Richard Hull deceased, made the one & twentieth day of Auguft 1662, was p^resented by his sonne Jeremiah Hull & prooued by M^r Mathew Gilbert & M^r Will^m Jones to be his Laft Will to y^e beft of their knowledge, wheremto he fet his marke & feale in their p^resence; this was by y^m attested upon oath & foe by y^e Court judged Legall: Alsoe an inventory of his estate taken Decemb: 23th 1662: was p^resented ammounting to one hundred & one pound eighteene shillings & eight pence: upon oath attested by Jeremiah Hull aforeid to be a true & full inventory to y^e beft of his knowledge. Thomas Munion & Roger Alling upon oath attested y^t y^e apprifement was juft according to y^e beft of their light.

Jeremiah Hull accepted of being execut^r according to y^e Will, & had power of administration granted him.—

W^m Trowbridge propounded to the Court y^t he might haue an account of his ffathers Estate† that was Left in New Hauen & for this end p^resented two Lett^{rs} from his father the one Dated March. 6th 1655: the other March 4th 1658. wherein his father writes that he marueiles there is not an account of it giuen: It was told him that some time had bene spent in searching y^e Records but it could not be cleared; therefore he paying the Secretary, then y^e Secretary would affoord them what helpe he could therein to Cleare it.

Dauid Atwater appeared & desired of y^e Court y^t the Cafe depending betweene M^r Goodenhoufe & himfelfe‡ might be issued: He was told that if he had attended y^e Courts order in meafuring his Land as M^r Goodenhoufe had done, it might have bene done

* George Smith died in May, 1662; his widow Sarah married John Jackson in July, 1668.

† Thomas Trowbridge, Senior, in New Haven from 1640 to about 1644, then returned to England, where he died in 1672.

‡ Atwater vs. Goodenhouse; see N. H. Records, iii. 405, 514.

therefore he was blamed & ordered further That he get his land surveyed wth y^e first conueniencie & at furthest by the beginning of Aprill next & then he might haue an issue of y^e busines.

[11] Daud Atwater desired of y^e Court an abatem^t of 3^s: 4^d for entrance of a action against Edward Parker Octob: 1st (61) which they after agreed between themselves, but the Court saw not cause to graunt it.

Jeremiah Johnson appeared before the Court to answer for w^t was lay^d against him by John Clarke in Court Septemb: 2^d: (62), which charge was read, y^e substance of which was That it was hot weather when W^m Paine came into y^e Church & y^t he leaped in at one of the windowes & y^t the Govern^r gaue testimony for him & Edward Watson, to be the Govern^{rs} mate for he knew his M^r Watson was made unsatisfied with W^m Paine when he liued wth him: Jere: Johnson answered he had seriously Considered of it & his euill therein & hoped god had done him good by this affliction but said he could not remember all y^t was charged against him. But y^t which he did remember, he should acknowledge which was this, that coming to goodm. Clarkes house he say^d what a hole this man liues in, then one answered it was not like W^m Paines hole: then he said he wondered how W^m Paine came into the Church & whoe should giue testimony for him knowing that there was such difference betweene Edward Watson & W^m Paine when he liued wth him that he sayth his M^r Watson warned him of W^m Paines house: Jere: Johnson professed he was truly sorry for what he had said & did suspect he might speake more then he could remember as was witnessed against him for he was in an ill frame at y^t time & that he sees y^t he did a great wrong to the Church, & alsoe to the Govern^r & his M^r Watson in soe speaking; he was told y^t he wanted not light to carry it better & y^t he was growne to a great height of prophanenes & was minded of his being formerly Dealt with all for such like euills.* Roger Alling & Abra^m: Dowlittle spake as if he had spoken to them in way of repentance. The Court haucing Considered the Case proceeded to sentence & told him That seeing he goes on in such wayes of scoffing & prophanenes yet he promising soe faire as he doth they should but at prsent Lay a bond of ten pounds upon him for his better behaviour for

* See N. H. Records, iii, 331, 347.

the future, & if he be found in any such wayes againe he should ly liable to the forfeit of this bond or to such punishment as the Court shall see cause to inflict upon him: Jere: Jn^{son} promised this security before y^e Court: & for his not appearing the last Court the court did passe it by because he professes y^t he did forget the day. And for the busines betwixt Edmund Dorman & he they declared y^t they had issued it betweene themselves.

John Benham againe appeared desiring to understand y^e Courts mind concerning the house & accommodations y^t was sometime his fathers & to make good his claime formerly made before y^e Court, p^{re}sented Edward Preston & his Wife for Witnesses Who testified upon oath as followeth first Edward Preston testified: That wth M^r John Benham was to haue his sister, he asked goodman Benham (his father) what he would giue his sonne; he answered him, What hath your sister? he said eighty pounds, he then said he would make his sonne as good, he asked him wherein? He said he would giue his sonne his house & land, halfe at p^{re}sent & the other halfe at his death, & y^t he should haue part of a horse & something else. The wife alsoe of Edward Preston testified the same upon oath concerning the house & land upon matching with her sister.

The Court Considering the case as prooued to be giuen him as a condition of marriage thought it should be granted him: & seeing nothing else appeared to the Contrary.—

John Clarke seruant to Roger Alling, haueing bene examined in private about his running away from his Master severall times but giueing noe satisfieing answer, was now called to giue his answer in publique: Roger Alling was called upon to know w^t he had to informe against him, whoe declared as followeth: That it was a great affliction to him to accuse his seruant, he had kept seruants these twenty yeares & had neuer the like exerceise with any but seeing this was become publicke & and other private meanes not preuailing but he went on in it: Now for y^e times of his goeing away: the first time was in September Last when he & his wife was gone to Stratford to Jehiels* wedding he had put up his Cloathes & was about going away with Jacob Moline had not Abraham Dowlittle stopped him: The second time was on

* Jehiel, son of William Preston; there was probably some relationship with Roger Alling, or his wife (Mary Nash).

the fifth of Decemb: Laft when he was but gone a litle while to Deacon Miles his houfe, but his father brought him againe at night: The 3^d time was on y^e 9th of Decemb: Laft: & y^e manner of that was: the day before he made as if he had beene ficke & foe went up to bed & lay while the next day & then rofe up & went away to Jofeph Tuttells fhop & foe to goodm. ffootes & lay in his barne all night & without his fupper & next morning went to his fathers & as his father was about comming to Lecture he gaue his father y^e flip that he told Ro: Alling y^t he feared he was quite gone, but when his father came home againe he found him there & brought him againe the next day; & Jn^o Clarke was afked y^e reason of thefe his courfes & whether he wanted any-thing: He faid noe: but one reason was becaufe the children did tell tales of him & another was becaufe when he was not well & in bed his dame came up to him & told him he was Lazie & not ficke. it was told him it did appeare y^t he was not ficke y^t he could rife up & goe out from place to place & then ly all night in a barne without his fupper as he did: His Mafter defired to know of him whether he was not out y^e fabbath day night before this, & his groun[ds] [12] why he thought he was, are thefe, becaufe he feemed very fleepie the next day & becaufe he heard the doore goe he thought in y^e night, and alfoe he thought there was fome Candles taken out of a bag & y^t his daughter faw him goe toward y^e Bay. He answered he tooke but one & put it in againe: And being afked to w^t end he tooke it? he faid that he being at Jonathan Lampfons that night & feeing him at worke and wanting light he told him he would bring him a candle: He was told y^t in his examination he confeit he was at Sam^l ffernes his houfe y^t euening: He answered that was before he went to Jonathan Lampfon, & he only went to Sam: ffernes his to fee whoe was there & itayed but a litle while: He being afked whoe was there? fay^d Stephen Bradly, Ifaac Beecher, Obadiah Wheeler, Jn^o Thomas & his brother daniell. And being afked w^t they was doing fay^d he could not tell for he itayed but a litle while. The Court much laboured wth him to bring him to a fight of his euill & to an ingenious Confeffion of y^e fame but all y^t was faid litle p^vailed with him; onely at length he fd y^t he did tell his Mafter y^t he was forry for what he had done & hoped he fhould mend: The Court therefore did Commit him to y^e Care of y^e Marfhall

that ſoe he might be brought to a ſight of his ſin in a way of ſuffering, ſeeing it could not bee attained otherwiſe. After the Court was riſen up he deſired to ſpeake to y^e Court & being together in private he did by way of confeſſion declare That he had beene two or three times at John Brownes houſe in y^e euenings with ſome others as he named, viz: Jn^o Thomas Jun^r, Daniell Thomas, & Stephen Pearſon where there was dauncing & once playing at cards: & did further Confeſſe that his maine ground of goeing away was, that he might goe where he might haue more liberty, for one from Connecticutt told him if he liued there he might liue merrily & ſing & daunce &c. Soe upon the deſire of his Maſter & the Marihall he was ſett at liberty to be with his Maſter againe.

AT A COURT HELD AT NEWHAUEN FEBRUARY. 3^d. 1662:

Thomas Johnſon Plaintiffe entered an Action of debt & damage againſt Thomas Powell Defend^t But after much Debate & uncomfortable words paſſing betweene them which y^e Court witneſſed againſt; the buſines being of long ſtanding & ſome prooffe wanting, the Court aduiſed them to get ſome friends to helpe them iſſue it betwixt them that ſoe they may liue in neighborly loue together as they ought for y^e future: this aduiſe they both agreed to before y^e Court.—

Thomas Morris p^rſented Wingle Johnſon for prooffe of w^t Serj^t Jeffrie had ſaid about the bargaine which he had tooke of Serj^t Jeffries, viz: That Serj^t Jeffrie promiſed him that he ſhould be noe looſer by it: Now Wingle was aſked w^t he could ſay in y^e caſe. He answered, That Serj^t Jeffrie would haue had him tooke y^e corne upon y^e ground w^{ch} goodm Morris had but he was not willing: Afterwards offering it to goodm. Morris, & he ſhewing ſome backwardnes to it Serj^t Jeffrie ſaid to him, man take it, I would not haue you looſe by it: Tho: Morris was aſked w^t he deſired to haue abated: He answered that he was willing to looſe the labour of taking up of y^e corne & charge of bringing it home & deſired onely the abatem^t of foure buſhells of Rie which it wanted of that he was to giue: & alſoe to be allowed fix

shillings for cutting of it, all which came to two & twenty shillings, which was graunted him.—

Jere: Osborne appeared & p^resented his booke of accounts Concerning Sam^l Richards his Estate as he was ordered in octob: Laft & said he had beene with y^e Secretary & they had compared the accounts & found them to be as they are summed, & for y^e account it selfe Jere: Osborne attested it to be true as it there stood & soe was accepted but told he must satisfie y^e Secretary what was due to him.—

John Winston propounded about a debt of seven shillings due to him from Serj^t Jeffrie; three shillings of it was for a bush: of indian corne which Daniell Robinson had by Serj^t Jeffrie his order for y^e mill worke, the other foure was cleare upon booke; the three shillings was thought must be allowed by the Towne, the oth^r from Serj^t Jeffrie his Estate.

Sundrie persons was called to answ^r for disorderly & unseasonable night meetings, & first Jn^o Browne* & his Wife, but the Marshall answered y^t Jn^o Browne was gone out of Towne when he went to warne him: His wife was called & told that shee had entertained mens children & seruants contrary to their parents & Masters knowledge or consent, therefore was wished seriously to Consider what euill way shee had gone on in; But shee answered y^t she gaue them noe entertainem^t, for they came in when shee was in bed, & shee bid them goe away as soone as they came for she knew it would be offensive being the euening after the sabbath. she was asked then how they came in, whether she bid them? she answered, Noe it was a mistake if they said soe, and she beleued they would say she bid them goe away if they speake the truth. She was asked if she did not know that there hath bene youths at their house & playing at cards & finging & dauncing? she answered that formerly there had; but in her examination in private she said shee was in bed when they was there lately. [13] John Thomas jun^r was called, But answ^r was made y^t he was gone into y^e woods with his brother for deare before the marshall came to warne him.

Thomas Tomlinson was asked if he was the man y^t opened the doore? He answered noe but he thinks it was obadiah wheeler

* John Browne (son of Francis) and his wife Mary (Walker) lived on East Water Street.

for he was at y^e gate & Jn^o Thomas told him y^t she bid them come in & he heard her speake himselfe and bid y^m come in: But goodw. Browne denied it: She was asked if she did not make fast her doore: She answered she thinks it was done very slightly, for they had noe lock to it, only her sifter* fet a litle sticke against it: she was wished seriously to consider what hurt they had done to young persons in y^e towne, & this meanes seruants strue to be at liberty from their masters that they may doe as they doe at yo^r house: Then they was all called to speake & first Tho: Tomlinson was told y^t he was one y^t was at this meeting on y^e euening after the sabbath, therefore was called to relate w^t was the occasion & end of his goeing thither: He answered, y^t he was at goodm: Allings corner† & meeting with Jno Thomas jun^r he asked him to goe downe thither & told him he had some busines there soe he went along wth him & had noe busines himselfe but onely to smoake it & did confesse his euill y^t he should not haue done soe But haue kept at home: Being asked what they did there? He answered y^t three of y^m smoaked it & John Gold & Hachaliah Preston daunced & Stephen Bradly sung.

Daniell Thomas was Called & asked if he went wth his brother? he sd noe but as he was going home he met wth Hachaliah at their gate & he knew not which spake first of goeing thither & soe Hachaliah tooke his horse & tooke him up behind him & soe they went together & then when they was there Stephen Bradly sang & Jn^o Gold & Hachaliah daunced: But he was told that he seemes not to speake truth in this for Bro: Dowlittle said y^t his family told him y^t Daniell Thomas was there in y^e house & y^t Hachaliah went out with him & as appears by Hachaliahs acknowledgem^t, who was then called & told y^t he had beene one of this meeting & therefore was advifed by y^e Court & by his father kimberly‡ to speake y^e truth in y^e case y^t if it might be, this knot might be broken; who related as followeth, viz: As he was sitting in M^r dowlittles house they heard a noyie & abraham & he rose up & went to y^e doore & they saw Daniell Thomas comming out of goodm. Allings grasseplat & afterwards when he & Daniell

* Hannah Walker, born 1646.

† Goodman Roger Alling's corner was the northeast corner of George and Church streets.

‡ Mary, widow of William and mother of Hackaliah Preston, was now wife of Thomas Kimberly.

was together Daniell asked him to goe downe to Jn^o Brownes & told him of the three maides that was gone thither (y^t is Abigaile Clearke, Efther Clearke & Serjt. Whiteheads may^d) and alsoe of Jn^o Gold & Stephen Bradly, (this he related first to his maister, & alsoe in his private examination,) soe he went & tooke the horse & Daniel Thomas got up behind him & they went to Jn^o Brownes where all ye company then were. And being asked w^t time of night it was & how long he was there; he answered that he thought it was about 9 or 10 of Clocke when they went & it was about two houres from his going forth to his returne: Being ask^t what they did there he sd Stephen Bradley began to sing & then he & Jn^o Gold daunced & being further asked whether goodw. Browne f^d any thing? he answered: yea: but he could not well tell w^t, But he thinks she said, it was time for them to be gone, but for any drinke &c they had none: He confessed he was very forry for w^t he had done & it was f^d y^t he had acknowledged his euill wth much affection to his mother.

John Gold was call^d & told y^t he was one of this meeting at this time & therefore was to giue his answ^r why he thus walked contrary to y^e law, he being of such an age & should haue giuen a better example. He answered y^t he had giuen his answ^r at his examination: But he was told he must now giue his answer & why he went to Serjt Whiteheads y^t night to speake wth his may^d & to Bro: Elfies. he was looked upon to be a chiefe acter in this to draw out persons to such sinfull wayes which they knew not of: Then he related as followeth, viz: That upon the last day of y^e weeke before this, meeting wth Abigaile Clearke he asked her when she went home to Stratford? she answered shee could not tell, & he told her it would be bad weather ere long; then on y^e sabbath day he saw goodm Bearfly of Stratford at meeting, & at euening he went to y^e waterfide to speake with him, & meeting wth him, he told him of Abigaile Clearke, y^t she would willingly goe home, & he told him if shee would come downe, he would carry her, for he was to goe y^e next tide, & soe desired him if he see her & Serjt Whiteheads maid, y^t he would with them to come downe & he would be either at his vessell or at Jn^o Brownes house: & this he f^d was y^e reason of his going to Serjt Whiteheads & goodm Elfies to speake with these mayds: then he going downe to Jno Brownes to reckon with him (as

he said) met wth Stephen Bradly going thither & they both as they was going about M^{rs} Allertons Bridge* met with the mayds before mentioned, and asking them whither they was going? they said to goodm Brownes then he told them wth goodm Bearly f^d: But he being asked if he had not spake with the maydes before then, to doe his errand: He euaded a plaine answ^r & f^d if any proue it he should speake, though before he had denied his speaking with them as he was told.

Stephen Bradly was called & asked what his bufines was to goe to Jn^o Brownes y^t night? He answered y^t he haueing sent to his brother at Guilford by goodm Browne, & hearing of his being come home went to inquire how his brother[†] did & to see if he had brought him a lett^r: He was asked why he did not come away p^rsently when he saw Jn^o Browne was not at home: He answered he fees his euill in not doeing soe: He was further told y^t he falls to singing & soe set them to daunce: He answered he had nothing to say for himselfe but was very forry & hoped it should be a warning to him.—

Hachaliah Prefton was further charged with being in goodm. Winstons yard with Serj^t Whiteheads mayd y^t night & as was sd himselfe had acknowledged to feuerall, therefore was wished to speake the truth in y^e Cafe. But he professed he was not in the yard but left her at the rayles & went his way & remembers not y^t he had soe acknowledged to any.—

[14] The Court haueing Considered the bufines proceeded to Sentence; & first they was all Called by name as Jn^o Gold, Hacha: Prefton, Stephen Bradly, Tho: Tomlinson & Daniell Thomas, And wif^t seriously to Consider their sin in these things both against god & their owne soules & y^t to fall into such vaine wayes soe immediatly after y^e sabbath (of which they had soe often bene warned in y^e publicke Miniftry of y^e worde) and alsoe walking soe contrary to the law here establihed & often published & was now againe Read. The Court inclining to moderation did Sentence them to pay fise shillings a person to y^e publique & y^t

* Mrs. Allerton's bridge was over the East Creek, north of George Street.

† Stephen Bradly was now about 21 years of age, and one of his brothers, Nathan, who was four years older, had already settled in Guilford, where Stephen soon joined him.

before y^e next Court or else to stand to w^t further punishm^t the Court shall see cause to inflict on them—

Jonathan Lampton was Called & told y^t he had beene one in these night meetings at John Brownes: But before he answered his father desired to speake to y^e Court: & haueing liberty i^d That he was very forry y^t his sonne should be found faultie againe, for he had seene great amendm^t in him since he was formerly before the Court*: Then Jonathan acknowledged he had beene at Jn^o Brownes two or three times, & once there was a litle playing at cards by Jno Thomas & Stephen Pearson: Jn^o Thomas brought y^e cards thither; one time he played in the lot & once at their house wth Jn^o Jagger: Jn^o Jagger† being called was asked if it was foe, & where he had y^m Cards & whats become of them: He answer^d yea; & he had them of Richard Bowton, but he threw them into the Creeke: & being asked further why? he said because there was not enough of them, they was old ones & he was resolved to play noe more with them: & being further asked if he knew of any y^t fold Cards in y^e Towne? He answered Noe: And Jn^o Jagger was further questioned why he blamed Jn^o Clarke for Confessing? But he perumptorily denied it & sd that Jn^o Clarke had denied it to him: Soe y^e Court passed Jn^o Jagger by, only wth a warning to take heed he be not found in any such wayes againe: & foe proceeded with Jonathan Lampton, wishing him to Consider of his wayes, haueing beene in Court before: yet the Court out of tendernes hopeing it might p^rvaile with him to reforme: Therefore did sentence him to pay ten shillings & y^t before the next Court, or else to stand to what the Court shall then see cause to inflict: He desired to be thankfull to y^e Court for their fauo^r towards him & desired their prayers for him y^t y^e lord would helpe him for y^e time to come.—

John Clarke seruant to Roger Alling was called, to answer for his miscarriages whoe besides his being in these finfull meetings severall times, as appears in his acknowledgem^t y^e last Court, notwithstanding y^e Courts tendernes towards him upon his promise of amendm^t: he was now told that it seemes he hath carried it

* See N. H. Records, iii, 528, for former examination of Jonathan, son of Thomas Lamson.

† John, son of Jeremy and Elizabeth Jagger, of Stamford, was born in 1644.

worse since & played the hypocrite in faining himselfe sicke & refusing his diat & making as if he was distracted to goe away from his master in y^e snow barefoote up to y^e farme, & he was told y^t if such things be suffered it would be sad. Therefore was with^t to speake w^t he had to say for himselfe? He answered that he did not stand to justify himselfe in any thing but fall under it & for his refusing his diat & running away in such a manner, he can giue noe good reason for it but he had f^d before y^t he thought to weary his master out y^t he might let him goe away. Therefore the Court Considering y^t tendernes would not p^ruaile with him did Sentence him to be Corporally punished by whipping p^resently: which was then inflicted.—

John Thomas junio^r being come was called & told that he was one that had beene at these night meetings at Jn^o Brownes: and first he was asked about that meeting when Jn^o Browne was not at home, whether y^t she bid them come in? He answered: Noe; she was not willing because her husband was not at home, & he further f^d that she spake to y^m to be gone once or twice: He was told that their sin was the greater & that he walked as one without gouernmt & was a great greife to his parents in his stubbornnes to them (whoe should be a comfort to them) & y^t he would say if he might not goe where he list he would be gone where he might haue his liberty, & he was further told that he had beene under blame* for miscarriages in time of diuine worship in y^e meeting house: He answered that he was very sorry for it; & hoped he should doe soe noe more: The Court with^t him to Consider it & lay to heart his sin against God & his stubbornenes to his parents, & that though he had beene spoke to in private & seemed to be affected yet still to goe on, & y^t he shewed a stubborne spirit before y^e magistrates: Therefore the Sentence of the Court is that he pay ten shillings fine to y^e publike & y^t before the next court, or else to stand to what y^e court shall then see cause to inflict. He was further told y^t if this p^ruaile not to reforme him, he must looke for some sharper punishm^t. His father f^d it was a great greife of heart to him & his wife & he hoped he should take more care of his children for time to come.

* See N. H. Records, iii, 528.

[15] AT A COURT HELD AT NEW HAVEN MARCH. 3^d. 1662/63:

James Ruffell doth alienate for euer to Thomas Barnes two acres of meadow which formerly was giuen him by y^e Towne out of M^r Rowes Lott, Licing next to y^t meadow which was Layed out for M^r Dearmer, the riuer on the weft, the upland on y^e east, & Thomas Barnes his part of M^r Rowes meadow on y^e South, & Tho Barnes to pay y^e alienation.

John Tuttle doth alienate for euer to John Potter his houfe & homelott lying at ftony riuer, being about fiue acres be it more or Lefle with all y^e fences & buildings thereupon.

John Tuttle doth alienate for euer to Widdow Luddington all his part of upland meadow about Stony riuer, which was the halfe of y^t which was his fathers proportion there, the homelott before mentioned excepted, thefe alienations to be p^d betwixt them.

Timothy Nafh doth alienate for euer to Leiftenn^t John Nafh* (as by a writing fubfcribed with his owne hand & alfoe by his wife fhewing her Conſent thereunto and teftified by Roger Alling to be foe fubfcribed by y^m) his houfe, homelot & all buildings & fences therupon with all other Lands and meadow with rights & priuiledges theretoo belonging which he was poiſeſſed of by his father.

Widdow Potter appeared to prooue the Will of her huſband (as Left by the Co^{rt} of magiftrats to this Court) The will being allowed by y^t Co^{rt}: & now p^rſented for prooſe: Deacon miles tooke oath that it was the laſt Will of Will^m Potter to y^e beſt of his knowledge; Deacon Pecke being the oth^r witnes was not well & foe was not there, but Deacon miles teftified y^t he fubfcribed to it.

Leiftenn^t John Nafh & James Biſhop as Truſtees for y^e eſtate of Samuell Caſſinch pleaded y^t they had wrong done them in y^t peafe was diſpoſed of diſorderly & paying ſome debt made ſince W^m Potters death before they was pay^d a certaine quantity of peafe which W^m Potter borrowed of them (the peafe belonging to the eſtate aforeſ^d & ſhould haue beene pay^d at firſt winter was two yeare) to be pay^d winter was twelumoneth with ſome

* John and Timothy Nafh were reſpectively the eldeſt and youngeſt ſons of Thomas Nafh.

aduance by his owne voluntary motion but when time of paym^t came, he desired y^m to take other pay (pleading he should not haue peafe to fow) which they refused & foe the greateft part of y^m yet remains unpay^d, which they apprehended should haue been pay^d in y^e first place, being y^e feed y^t he fowed. Widdow Potter being demanded why shee had thus done? answered, That M^r Rutherford hearing her peafe was threfhed came y^r next morneing (before they was winnowed) & brought sackes wth him & was foe importunate to haue them done y^t he f^d if shee could not doe them he would fetch one of goodm Clearkes boyes to helpe & foe he did, & they with her daughter winnowed them & put up nine bushells & shee fd shee told M^r Rutherford that they, viz^t L. Nath & James Bishop, was to haue the peafe, but he would not be denied, & after the magistrate had sent up aduise not to pay anything out of y^e estate till the Will was prooued. M^r Rutherford comming up for y^e peafe she met him as she was comming to y^e towne & told him shee must not deliuer any, but he went on & tooke them away when shee was not at home: But M^r Rutherford not being at Court to answ^r for himselfe the matter was not much further debated.

Widdow Potter had power of adminiftration graunted her & shee ordered to appeare with her children the next Court.

Widdow Judfon p^rsent^d the Last Will & testam^t of her late husband, W^m Judfon* deceafed, which by the witnelles (Deacon Richard Miles & John Cooper) was prooued upon oath and foe approved as Legall.

An Inventory alsoe of y^e Estate of Will^m Judfon deceafed ammounting to 326th—08—04 was p^rsent^d taken y^e 15th of Decemb: 1662. the widdow upon oath attested to y^e fulnes of it foe far as is clearly knowne at p^rsent, there being one booke wanting (as she apprehended) of some accounts, therefore she promised to p^rsent any thing after y^t should appeare. Thomas Munfon & John Cooper upon oath attested that y^e apprizem^t was iust to the best of theire light.

Widdow Judfon being executrix, had power of adminiftration graunted her, to adminifter according to Will.

* William Judson died in July, 1662; his second wife, and widow, Elizabeth, had previously been wife of Benjamin Wilmot, Jr., and earlier of ——— Eaton or Heaton.

An Inventorie of y^e estate of Will^m Luddington* deceased was p^resented amounting to _____ taken ye _____ the widdow upon oath attested to y^e fulnes of it to the best of her knowledge, John Cooper & Mathew Moulthrop upon oath attested that the apprizem^t was Just to the best of their Light. The widdow being asked if her husband made noe Will? answered y^t shee knew of none for shee was not here when he died. Mathew Moulthrop testified that he made none.

The Matter respecting y^e Childrens portions was deferred till next Court, & the widdow with him y^t shee was to marry & all her children aboue fourteene yeares of age was ordered then to appear & the Court would order the estate & confider how the childrens portions shalbe secured.

M^r Cornelius Moline Plain^t)
 Cornelius Williamson Defend^t {

The Plaintiff entred an action of y^e Case against y^e Defend^t concerning a mare: & thus informed against him. That in June last he lent y^e Defend^t a mare to goe to y^e mill, & told him he should bring her againe p^resently after dinner y^e same day (which he promised foe to doe); but he neuer had the mare againe to this day, therefore he desired to haue the mare looked up againe & deliuered to him or else the Defend^t[¹] to helpe to another as good, the valew of y^e mare was ten pound.

[16] ATT A GEN^{ll} COURT HELD FOR NEW HAVEN MARCH: 9th
 1662/63:

Jeremiah How desired Liberty to depart the Co^{rt}, to attend the tide, being about to Loade his vessel to goe to Milford Mill, which was granted him.

Willm Bradley propounded to w^t formerly he had done about y^e mill, to haue thirty or forty acres beyond y^e rocke for the encouragem^t of any y^t should Liue there: The motion being Largely debated it was put to vote for either twenty or thirty, &

* William Ludington was born about 1608, and his wife Ellen about 1619. His inventory, in the Probate Records, amounts to £156. 10s. She next married John Rose, or Ross, of Branford, in 1663.

the vote issued for twenty acres of upland beyond y^e rocke (besides y^t which is already on this side) to be layed with as little inconveniencie to y^e towne as may bee, provided the Miller doe live there for y^e supplie of y^e Towne. something was propounded about y^e fence (in y^e behalfe of widdow Row*) that is upon y^e Land on this side y^e rocke, but it was left to be considered another time.

It was alsoe propounded for to haue a Committee apointed to agree with Will^m Bradly about the mill & settle it, & after debate, Leiftem^t John Nash, M^r Tuttle, M^r Ling, John Cooper, Roger Alling & James Bilhop was apointed a Committee to treat and Conclude with Will^m Bradly, any foure of them being p^rsent & agreeing.

Will^m Bradly upon his desire had Liberty to depart the Court.

The Treasurers accounts (as they was audited) for y^e yeare (61) was read, & the names of y^e persons left in debt to y^e towne upon former accounts.

An advise of y^e Committee for y^e Colony, in reference to Connecticut, was read to y^e towne.

John Hall propounded about y^e fence about y^e Gouvern^{rs} quarter; the land being turned ouer to fundrie, he desired that those y^t had y^e land would set up their marks.

The Deputy Gouvern^r informed y^e Towne y^t some of y^e fubbar^ds quarter had been with him & desired y^t it might be planted with indian, but it was exprest by feuerall y^t y^e order settled would be most for y^e Towne, & there was but few pleaded for to haue it planted, therefore it remained as formerly settled, not to be planted this yeare with Indian.

Thomas Kemberly senio^r propounded That it is his wiues[†] desire that it may be recorded that shee hath six Rod of her proportion of fence in y^e fubbar^ds quarter abated, for paying twenty shillings: Then some of y^t quarter in y^e name of the rest declared that it was soe, by the Consent of the quarter.

John Potter propounded for a piece of land about halfe an

* Matthew Rowe, who had been the miller since 1655 or earlier, died in May, 1662.

† He had married about 1660, as his second wife, Mary (Seabrook), widow of William Preston.

acre, lying at y^e end of his homelott by ftony riuer, & he promised to leaue his land y^t he was to haue by his fhop.

He alsoe propounded for a peice of haffluckie meadow, it was thought about eight acres, & it was f^d y^t the Towne neuer makes use of it, only goodm Moulthrop cut about halfe an acre of it; it lies adjoining to some of his meadow: After debate it was put to vote & was both graunted him prouided that he Leaue a sufficient cart way by the riuer side.—

Mathew Moulthrop senio^r propounded for a piece of meadow of about six or seuen acres lying neare fouthend, part of which he hath formerly had use of by liberty from y^e Towne: After some Large debate upon it, & confidering how Inconuenient it lay in a long narrow slip it was put to vote & by vote graunted him as his owne.

John Winston propounded y^t the Towne would giue him liberty to sett a fhop in y^e streete against his house, for he found it very inconuenient where his fhop now stood. It being put to vote was granted him.

ATT A COURT HELD AT NEW HAVEN APRILL 7th 1663:

M^r Jones declared y^t the matter of differance betwixt M^r Powell & Thomas Johnson, which was left with them to issue by way of arbitration by this Court ffeb: 3^d (62), himfelfe being one that had heard y^e busines betwixt them; & for y^t part of it which was matters of accounts they had issued it, & for the other part which was matters of offence in regard of some uncomfortable words y^t passed betwixt y^m in Court aforef^d, they had declared before y^e arbitrato^{rs} that it was issued betwixt y^m, But there being some different ap^hensions in Bro: Munson (whoe was one of y^e arbitrato^{rs}) about this latter part ap^hending M^r Powell was to acknowledge his euill before y^e Court, M^r Powell f^d y^t he ap^hended it was left wholly to y^e arbitrato^{rs} to issue the whole busines, & then one of y^m to declare it to y^e Court as M^r Jones had done: But yet hee did acknowledge his euill in y^t retorting speach of his (to goodman Johnsons speech to him y^t he shuffled with him in this as in other things) viz^t That goodman Johnson was an uncomfortable neighbo^r, & saw it to be contrary to y^t

rule y^t we should not render euill for euill & foe not reproach [17] for reproach: & alsoe y^t he did not giue Tho: Johnion a receipt of w^t he had received upon his Bil[1] which was righteous for him foe to have done. Tho: Johnion being to speake about y^e euill of his speech did Justify y^e truth of y^e fame, which was not at all tending to satisfaction, but he was told he was better to haue f^d nothing & foe y^e matter was Left at that time.

James Clearke p^{re}sented a writing in which was exprest three parcell of land y^t he bought of Will^m Potter*; two of y^m within y^e fence betwixt W^m Potters house & his, one of y^m the quantity of three acres, y^e other is y^t which W^m Potter bought of Leiftem^s Nash his father: the other parsell without y^e fence Joineing to y^e f^d James Clearkes Land, & is to run straight with the fence y^t now is, which comes from W^m Potters house towards y^e mill riuier, & this to runn from y^e highway Layd out for Connecticott traouellers unto a litle streame y^t runs into the mill riuier. These lands is bought & pay^d for by y^e f^d James Clearke with y^e timber thereof, according to agreem^t made betweene y^m. This writing was subscribed by the marke of Will^m Potter witnessed by Thomas kemberlye, & Thomas Powell: this land was confirmed to James Clearke with y^e consent of widdow Potter y^t was then p^{re}sent in Court.

There being in y^e writing aboue mentioned some land mentioned as sometime belonging to Samuell Cassinch which now James Clearke Challenges as bought of M^r John Cassinch, James Bishop now in Court lay^d Claime to whateuer Lands that there did belong at any time to Sam^l Cassinch aforef^d, as haueing bought all Sam^l Cassinches accomodations of those intrusted to make sale of y^m, & pleaded y^t if M^r Jn^o Cassinch aforef^d had sold any Land of his Bro: Sam^l Cassinches, that he had noe power foe to doe, as he could make it appeare, neither did he ap^hend y^t y^e alienation of M^r Cassinch to James Clearke would cleare y^t he sold any of his Bro: Sam^ls land, but onely M^r Cassinch his owne part: Then y^e Record of y^e alienation was viewed & read but nothing was cleared thereby to any issue, but y^e matter left to further consideration.

John Benham ap^{ea}red to Cleare y^e matter of 3 yards of holland which he saith Serj^t Thomas Jeffrie had of him & was yet indebted

* See N. H. Records, iii, 110.

for, & brought his wife to testify y^e same as he sd shee Could in Court January 6th (62). But she appearing a very weake woman & unfit to be put upon oath, The Court wholly waived her testimony & proceeded to giue John Benham his oath whoe testified That according to his booke of accounts Serjent Tho: Jeffrie had of him three yards of holland June: 6; (61) at six shilling per yard, for which he was to pay him Corne which he neuer yet had: the Court approoued it as just to be pay^d out of Serje^t Tho: Jeffrie his estate.—

Widdow Potter wth her two daughters appeared about their portions*: They was asked w^t would satisfie y^m? They answered that they desired to be pay^d as soone as their mother Could: & being asked if they was willing to stay while their mariage, one of y^m viz: Hope sd noe. Then Widdow Potter was told y^t they was of age to receiue their portions & therefore shee should endeauo^r to pay y^m as soone as shee Could, & in y^e meane time y^e farme & lands must stand ingaged while it is done. She was alsoe blamed that she had pay^d soe much to her sonne Joseph Potter Contrary to y^e Will whereby she was disenabled to pay just debts; to y^e wrong of fundry & alsoe of her daughters.

Thomas Johnson appeared for to giue in security for y^t estate of M^{rs} Godmans† (which was ordered to him by y^e Court of Magistrates in May: 1661 he giueing in security to be responfable to any y^t should lay a better Claime); he tendered his farme with his owne engagem^t which y^e Court accepted, but blamed him for his neglect soe long, which he acknowledged.

Thomas Johnson Claimed a debt (in y^e behalfe of his father in law‡ Bausticke of Stratford) from Serjeat Tho: Jeffrie his estate, of 12^s: 6^d: & for y^t end p^resented a bill of fundrie particulars amounting to y^t summe, & further sd that he demanded it of Tho: Jeffrie in his life time, whoe did not deny y^e debt but deferred paym^t. But y^e matter wanting prooffe it was left to a furth^r time.

* Hope, daughter of William and Frances Potter, married Daniel Robinson in February, 1664; her sister Rebecca married Thomas Adams in November, 1667.

† See N. H. Records, iii, 467, 481.

‡ Thomas Johnson's wife Ellen was probably a daughter of Arthur Bostwick of Stratford.

An Inventory of y^e estate of Rob^t Talmage deceased, taken Octob: 3^d: 1662, p^resented & prooved upon oath by y^e widdow of y^e deceased to containe y^e whole estate of her late husband deceased to y^e best of her knowledge, & by Roger Alling & James Bilhop y^t y^e apprizem^t was just to y^e best of their light: & soe was approoved & administration graunted to the Widdow upon y^e estate, but y^t which Concerned y^e childrens parts was deferred till another time.—

John Brocket desired to haue ten acres of land alienated to him which he bought of Rob^t Talmage in his life time. Widdow Talmage acknowledged y^e purchase & shewed her Consent & f^t it was not brought in, in ye Inventory, soe it was confirmed to him he paying y^e alienation. It was all y^e remainder of Rob^t Talmage his Land (on the east side) of y^t which he sold to Richard Hull.—

Dauid Atwater & M^r Goodenhoufe desired an issue of their busines long depending: They was told it was their owne fault in not attending y^e Co^rt^s order in getting both their lands measured. John Brocket p^resented a plott of a quantity of land which he had measured for dauid Atwaters & desired to know if w^t he had done should stand, but there was noe determination giuen of y^t question at this time, for M^r Goodenhoufe pleaded y^t dauid Atwater had not attended y^e order of y^e Court in not takeing two men with [18] the surveyo^r, therefore he was not satisfied with y^e measure. The Court propounded to y^m y^t if they was not ready they might deferre it while y^e next Court, or rather to issue it betweene themselues which was most desired: But they both desired y^e Court to put an issue to it at this time.

The Court haueing Considered y^e case & what had been f^t on both sides did by way of Sentence declare, That in reference to y^e action as Lay^d they find that M^r Goodenhoufe hath done wrong unto Dauid Atwater in Charging of him with y^t which he cannot prooue neither doth y^e survey at all as yet appeare to helpe him, therefore y^e Court did judge y^t M^r Goodenhoufe pay to dauid Atwater ten shillings in reference to y^e action & other Charges of witnesses. But Considering y^t Dauid Atwater hath bene much in fault in p^resenting such a plot, as the line thereof was drawne through Captaine Turners barne, & yet he neuer lay^d Claime to this in Captaine Turners life time, & alsoe not attend-

ing the order of y^e Court about y^e furuey: And alſoe Conſidering w^t grounds they haue heard that M^r Goodenhouſe had for ſoe ſpeaking both from his wife & fundry others, The Court Judges y^t each of y^m beare y^e Charges of the furuey of their owne lands— The Court haueing thus declared they both ſeemed to be ſatisfied with y^e ſentence & did acknowledge their faults. M^r Goodenhouſe in ſpeaking ſoe as he had done to y^e reproach of David Atwater & hoped it ſhould be a warning to him: And David Atwater in p^rſenting ſuch a plott y^t tended to y^e defamation of Captaine Turner.

AT A GENE^{ll} COURT HELD AT NEWHAUEN THE 27th OF APRILL. 1663:

The liſt of y^e names not being there they was not called, but proceeded to y^e Choife of Townſemen, And Conſidering that ſue they thought might doe the worke as well as ſeuen. it was agreed to Choife but ſue, But in y^e firſt voting there appeared an equall vote betweene Roger Alling & Thomas Morris & upon the ſecond vote there being ſome different ap^rhenſions concerning it; Upon Roger Allings motion they was both added to the oth^r foure & ſoe there was fix Chofen for y^e yeare enfueinge: viz^t: Thomas Munſon, Roger Alling, Thomas Kemberly ſenio^r, John Herriman, Will^m Ruſſell, & Thomas Morris.

M^r Rutherford & Henry Glouer upon their deſire had Liberty to depart y^e Court to attend the tide about their veſſells.

The Towne being informed that there wanted two deputies for y^e Gene^{ll} Court for y^e iuriſdiction which would haue occaſion to meete y^e next weeke, the ffreemen proceeded to vote and Leiſtem^t John Naſh, & James Biſhop, was Chofen for y^e next ſeſſion onely.—

The Townſemen informed y^e Towne y^t they had p^rpared new viewers of fences for y^e feuerall quarters for y^e yeare enfueinge, which being read was approoued as followeing, viz^t: M^r Tuttle & Willm Gibbins for y^e Gouvern^{rs} quarter, Jere: Ofborne & Wingle Johnſon for y^e Harfordſhire quarter, Sam^{ll} Hodgfkins & Thomas Tuttle for y^e yorkeſhire quarter, taking in y^e new field y^t joines to it, Jonathan Tuttle & John Coop^r for enſigne Munſons quarter, Henry Briſtow & Timothy fford for y^e ſubbarbs quarter, Willm

Payne & Tho: kemberly junio^r for y^e mill quarter, John Winton & John Thomas for Springfield, Willm holt & John Johnson for y^e field at Beauer pond.—Timothy fford & W^m Payne desired to know there worke, but they was referred to y^e Record to informe themfelues.

AT A COURT HELD AT NEWHAUEN THE 5th OF MAY. 1663.

John Herriman doth alienate for euer to Thomas Barnes thirty two acres of upland which he bought of Thomas Lord, which was part of M^r Dearners lott which lieth on the east side of y^e east riuer, adjoining to M^r Rowes lott: the alienation to be pay^d betwixt y^m.

Tho: Barnes desired to haue some land & meadow alienated to him, viz^t: all y^e accomodations of upland & meadow of Thomas Wheeler Jun^{rs} on y^e east side of y^e east riuer & for proofs of purchase hereof he p^resented a couen^t betwixt him & Josiah Itanbrough y^t married the widdow of Thomas Wheeler aforefid wherein this purchase was implied, soe it was confirmed to him, he paying the alienation.

Willm Andrewes doth alienate for euer to James Dennison & John Oilill his house and other buildings with all his right of land & meadow at Southend, alienation p^d betwixt y^m.

The last will & testam^t of M^r Will^m Gibbard Deceased was p^resented & prooued upon oath by M^r Will^m Jones & Ellin Glover the witnesses & soe approued as Legall.

An Inuentory alsoe of y^e Estate of M^r Will^m Gibbard Deceased taken y^e 30th of April 1663 ammounting to* prooued upon oath by y^e widdow of y^e deceased to containe y^e whole estate of her huiband deceased to y^e best of her knowledge excepting those things mentioned in y^e inuentory not yet cleared which is to be cleared with y^e frst Conueniencie & alsoe some Estate in England mentioned both in y^e Will & inuentory; Leiftem^t John Nash & Henry Glouer upon oath attested that y^e apprizem^t was Just to y^e best of their light.

An Inventory of y^e Estate of Mathew Row lately deceased p^resented & prooued (taken May 4th (63) ammounting to 117^{hs}:

* Mr. Gibbard's inventory in the Probate Records amounts to £200-7-6.

14^s: 02^d) upon oath by y^e widdow of y^e deceafed to containe y^e whole eftate of her hufband deceafed to y^e beft of her knowledge, excepting fome fmall matters y^t are not yet cleared, as about a rope pay^d for, to Jofeph Aliup for y^e towne. Willm Andrewes & Roger Alling upon oath attefted that y^e apprizem^t was juft to y^e beft of their light. There being noe Will as was affirmed by y^e widdow fhee had power of adminiftration granted her.

[19] Thomas Johnfon defired to fpeake to y^e Court, whoe haueing liberty declared, That he was forry for y^t which he had fspoken in defamation of his neighbo^r (mentioned in Court Aprill 7th (63)) & hoped it fhould be a warning to him for the time to come. M^r Powell declared his acceptance according to chrift rule & did againe acknowledge his euill as in Court Aprill 7th (63).

Mathew Moulthrop fenio^r made complaint againft his neighbo^{rs} at Southend for not maintaineing their part of fence againft his meadow & theirs at ftony Riuer: But there being onely Matthias Hitchcocke & James Dennifon in Court whoe pleaded that they did not looke upon y^m felues bound thereunto. But y^e Records being fearched & read concerning the graunt of Southend it was found that they was bound to make & maintaine it, viz^t halfe of it, & y^e other halfe y^e farmers at ftony Riuer & M^r Tuttle informed y^e Court y^t they had lay^d out y^e fence where it now ftands for both their Conueniencies. Then James Dennifon fpake, & fd y^t he was ignorant of y^e cafe before, but now he understands it, he fhould engage for himfelfe & his partner to doe their parts. Matthias Hitchcocke was blamed, & told, that he makes more trouble by his ftiffenes then others; Then he promifed to doe his part according to order.

John Browne & his wife was called to anfwer a charge lay^d againft y^m, viz^t: That they had entertained mens feruants & children at their houfe unfeafonably contrary both to y^e knowledge & confent of their parents & mafters; & for fuffering diforderly night meetings of young perfons there, & in them Dauncing, & cardplaying in part, in which himfelfe had alfoe acted foe contrary to y^e ftate he ftands in, & fome of thefe diforders on y^e eueninge after y^e fabbath; foe directly contrary to y^e publike warning giuen in y^e miniftry of y^e word for y^e good of foules, & alfoe haueing been often witneffed againft in y^e towne

meetings, & besides this contrary to y^e law in print & upon Record which hath beene often published: & charge testified by diuers persons y^t haue been there, as John Clarke, Jonathan Lampton, John Thomas junio^r, Daniell Thomas, Hacha: Preiton, Thomas Tomlinson &c, & all this agrauated on his part haueing beene formerly dealt withall for his sinfull miscarriages both in this Court, & y^e Court of Magistrates, whoe saw cause to lay him under bond for better behauior in attendance to his oath of fidelity for y^e future under which he now lies at this time. This being read they answered, & first John Browne, that he invited none to his house but when they was there he spake to y^m to goe away, but they p^tended one busines or other when they came, but he f^d he was sorry for anything he had done Contrary to law, & he sees y^t he was out of his way in acting soe vainely wth y^m. He was told that his permittance of y^m was a sin against god in their spending of their time vainely & idly & that their parents & masters of some of y^m had made complaint of y^e wrong they had receiued by this meanes. Hee answered y^t he had spoken with some of them about it & would satisfy y^m, and he sees his euill y^t he did not tell their parents & masters of it, & he would promise that they should neuer find such things by him againe. His wife alsoe f^d That she was sorry y^t she should be noe more carefull in fastening the doore but left it soe slightly y^t they came in when shee was in bed but she spake to them to goe away: But shee was told that shee should haue Complained of y^m, but y^e Contrary appeared as by her owne confession y^t shee was not willing her ffather & mother* should know it.

M^r Hodshon desired to speake to y^e Court and haueing liberty f^d y^t he was lately goeing through ffairefield & seeing John Browne there & speakeing with him he seemed to bewaile the state y^t he stood in & such a distance from the people of god; & he f^d that he told him his euill as the Lord enabled him, & he hoped y^t he should haue seene a more repenting frame in him then doth now apeare: John Browne was told that it was to be feared y^t god hath left him & was minded of this, y^t after man had

* Mary, wife of John Browne, Senior, was the daughter of John Walker, who died in 1650; her mother, Grace, next married Edward Watson, and they both died in 1660.

Her father and mother here referred to must be her husband's parents, Francis and Mary Browne.

done with him yet he had to doe with god. The Court haueing Considered y^e Cafe did by way of Sentence declare. That they did hope & expect to have feene in y^m both a more fence, & ingenious acknowledgem^t of their sin then hath apeare, therefore was wished to Consider of it more feriously then they had done; & as others which had beene entertained by them hath beene fined, foe the Court could doe noe lesse then Judge them to pay for both their miicarriages a fine of ten shillings to y^e publike, & y^t he engage feriously by promise to reforme their Course for y^e future which John Browne ffreely engaged foe to doe.

John Rose whoe married widdow Luddington was called to know w^t security he would giue for y^e Childrens portions y^t was not yet of age to receiue y^m: But most of y^e children that should haue apeare at Court being not well & foe not fit to come, the matter was respited till another time, & he told y^t he must giue bond when called thereto.

M^r Osborne desired of y^e Court, that he might haue liberty to goe with his mother ouer to long Island,* & if they would not free him wholly, that then he would teach schoole (after his time agreed upon was out) as long as he was absent, but it was left to y^e townesmen.

AT A GEN^{ll} COURT HELD AT NEWHAUEN Y^e 18th OF MAY. 1663:

The Deputy Gouvern^r informed y^e towne that there was a great breach made in y^e Mill damm, & therefore there would be need of some helpe to stop it: But W^m Bradly sd that he had been at Mill with some hands this forenoone, but the water being high they could doe nothing at it at p^rsent, but he thought if there came noe more rayne, they might goe about it this weeke. W^m Bradley was desired to hasten y^e worke, Considering what a great losse & dammage it was to the towne in going to Milford.

[20] The Deputy Gouvern^r further propounded to y^e towne that seeing god hath lessened our number in y^e Magiftracy, † he therefore desired they would Consider of some that might be fit for y^t

* See note above on p. 19.

† For lack of magistrates, see also N. H. Records, iii, 206.

worke, & told y^m that y^e Gene^{ll} Court laſt had made an order for this end y^t if there was not a nomination of perſons for y^t worke reaſonably before y^e Election, that it ſhould be in y^e power of y^e ffreemen then p^rſent to nominate & chooſe ſuch as might be ſitt & neceſſary. And for himſelfe he ſ^d that it was a great diſcouragem^t to him to be in a place about his ability & therefore he deſired y^m that they would not thinke of him at leaſt for y^e place he is now in, & being there is one amongit us that is better qualified for y^e worke. But M^r jones wiſhed them not to haue any ſuch thoughts leaſt they meeete with a diſapointm^t & words to y^t purpoſe. It was ſ^d that the towne was thankefull to y^e Deputy Gouvern^r for his willingnes hitherto, & deſired him that he would not be diſcouraged.

The Deputy Gouvern^r further informed the Towne that there was Deputies to be Chofen both for y^e juriſdictions & for y^e Towne Court, & other officers for y^e towne; & firſt Deputies for y^e Gene^{ll} Court for y^e juriſdiction: & it was agreed to Choofe y^m for y^e whole yeare.

Leiftenn^t John Naih & James Biſhop was Chofen Deputies for y^e juriſdiction, & Thomas Munſon the third man if need require. Then they proceeded to y^e Choyle of Deputies for y^e towne Court. Leiftenn^t John Naih deſired y^e towne that they would not haue thoughts of him for he could not attend it; he had ſerued in y^e place for fundrie yeares & was free but one yeare. The vote paſſed and M^r John Davenport junio^r, Leiftenn^t John Naih, Enſigne Thomas Munſon, & James Biſhop was Chofen Deputies for y^e towne Court for y^e yeare enfueinge.

Then Leiftenn^t Naih expreſſed himſelie troubled & ſ^d that though he would not ſay that he would not ſtand to y^e Election, yet he ſhould declare himſelfe, that he would take what liberty the law did giue him in not attending the military affayres.

Then M^r John Davenport expreſſed himſelfe to this purpoie, That he ſhould not ſay anything by way of perumptory deniell, but he had ſome reaſons againſt it (as he had ſ^d former[ly]) * & therefore he knew not that he ſhould ſitt in y^e place of a Deputy any more: He was told y^t he ſhould haue expreſſed himſelfe ſoe before y^e vote.

* See N. H. Records, iii, 484, 522.

James Bilhop was Chofen <i>Secretary</i>	} all for y ^e yeare enfueinge.
John Herriman was Chofen <i>Treasurer</i>	
Abraham Dowlitle was Chofen <i>Marshall</i>	

The Deputy Govern^r informed y^e Towne that M^r Osborne (whoe was then p^rsent) desired to know y^e mind of y^e towne whether they would now free him wholly from y^e schoole, hee being to goe ouer to y^e Island with his mother, or whether they will haue him make up his time when he comes againe. The towne Considering of y^e motion how y^e schoole would be broken & y^t y^e time would be but litle after his returne they did by vote free him now.

Ensigne Thomas Munfon declared unto y^e towne that when he was Chofen Ensigne* he objected against it as not being able to doe y^e worke, but did take it upon triall & haueing tried he finds himfelfe not able to doe it (especially in windy weather), neither to the hono^r of y^e Company nor for his owne Credit, therefore desired they would thinke of some other.

Corporall John Alling desired that they would Choofe another Corporall in his roome, for he was under discouragem^t in y^e worke. But nothing was done in these motions at this time, but left to further Consideration.—

AT A COURT HELD AT NEWHAUEN THE 2^d OF JUNE: 1663.

An inuenty of y^e Estate of Henry Line[†] lately deceafed taken the 30th of May (63) (ammounting to y^e summe of besides a debt of two thousand pound weight of fugar at Barbadoes), p^rsentend and prooued upon oath by y^e widdow of y^e deceafed for the quantity to y^e best of her knowledge, & by Roger Alling & W^m Tompfon that the apprizem^t was iust to y^e best of their light.

* See N. H. Records, iii, 480.

† Henry Lines died in January, 1663. His widow, Elizabeth, married in November, 1663, Thomas Lamson, who died the following month. She married, thirdly, John Morris, in March, 1666.

The only surviving child of Henry Lines was a daughter, Hopestill.

Mrs. Lines was perhaps a daughter of Richard Harrison, of Branford, who died in 1653.

The Court understanding that there was but one Child did Consider w^t part of the Eſtate to allow it, & Conſidering of the law in y^t caſe did (with y^e conſent of y^e widdow) order that it ſhould haue halfe the Eſtate as inuentorized (erro^rs excepted) & y^e other halfe to remaine the widdowes: And to the widdow was granted power of adminiſtration upon the whole Eſtate, ſhe entring into bond of y^e ſumme of y^e whole eſtate inuentorized for y^e ſecurity of her child's portion untill it come to age to receiue it according to Law: & this the widdow engaged before y^e Court.

Widdow Parker* doth alienate for euer to Will^m Wilmot ſiue acres of land which was alienated to her huſband (January 7th 1601) from Edmund Dorman, lying towards the further end of y^e yorkeſhire quarter, bounded with y^e fence on y^e North, the reare fence on y^e ſouth, Sam^l Hodgkins on y^e eaſt, & James Heaton on y^e weſt. Will^m to pay y^e alienation.

Stephen Bradly was called to anſwer for a miſcarriage in y^e body † the laſt training day. Caſting his Pike out of his hand which might haue done much hurt, He being aſked the reaſon of his ſoe doing, deſired to know whoe Charged him with it: [21] Then Lieutenn^t John Naſh informed y^e Court, That y^e Company being divided & in ſkirmiſh, being at puſhing of Pike, Stephen Bradly caſt his Pike out of his hand into the other part of y^e body a pretty diſtance from him & ſtrooke one on y^e face that had it been an armed Pike it might haue been hazardous to y^e mans Life, y^t Conſidering how far the Pike did fly, & wth what force, & he neuer endeauoring to take it up, he Conceiued that he caſt it purpoſely: But he denied it very perumptorily & profeſed himſelfe ready to take oath that he had noe ſuch intention but it was againſt his will & y^t goodm Osborne being right againſt him (as he was puſhing his pike forward) hit his ſhoulder & ſoe cauſed his hand to let goe his Pike. But he was ſorry that he ſhould be noe more Carefull to hold his Pike & he hoped it ſhould be a warning to him for y^e future, for it was a miſchance & there was ſome that would ſay that y^e Pike went not about three foote from him: being aſked whoe they were, he ſd Jonathan Lampſon, John Jagger & one of Connecticut that was lookeing on:

* Elizabeth, widow of Edward Parker, who died in 1662.

† i. e., the body of troops.

But he was told y^t it was not likely y^t any fpectato^r could fee it foe well, the companies being foe neare together, & they fould beleeeue y^e Cheife Military officer rather whoe was clofs by it when it was done & tooke up the Pike: Stephen pleaded that he had fuch a blow giuen him with y^e Pike as he would not haue fuch another for fiue fhillings; he was told he well deferued to be beate with his owne weapon, if he could not keepe it in his hand.

Leiftenn^t Nafh fd that he defired moderation in anything done amifse by Stephen in reference to himfelfe, & if the Court fee caufe to accept his acknowledgem^t he fould be fatiffied. Stephen was told that there was reports of fome threatening fpeeches giuen out by him as if he would come noe more into the body to traine if he was brought to Court &c, But he denied them. The Court Confidering y^e Cafe proceeded to fentence & told him. That his diforder in this matter might haue done much hurt & for his fpeeches if prooued are very offensive & fhewes a fpirit not fubject in y^e place he liues, yet the Court onely orders at p^refent that as hee hath acknowledged his euill before y^e Court, foe he doe it before y^e military Company & officers, & if it be to their fatiffaction & y^e Court hear noe further of it nor of his finfull fpeeches they fhall pafs it by hoping it wilbe a warning to him for y^e future.

M^r Rufsell propounded to y^e Court, y^t due care might be taken that y^e meeting houfe doores might be kept fhut; for one euening as he was paffing by he faw two perfons come out of y^e meeting houfe, & he knew not what fin might be Committed by fuch meanes.

AT A GEN^{ll} COURT AT NEWHAUEN THE 15th OF JUNE. 1663.

The Deputy Gouern^r informed the towne Concerning y^e neceffity of haueing a fchoole-master for the teaching of Children, & f^d he had fpoken with M^r Davenport about it, & they knew none foe fit at p^refent as George Pardee,* & therefore he had fpoken

* George Pardee appears first in New Haven in June, 1644, when he was apprenticed to Francis Browne for five years (being then about 15 years old), to learn the tailoring trade. He fucceeded his master also as ferryman over the Quinipiac River in October, 1650; and married in the

with him about it & found him willing to doe what he is able: therefore he desired to know y^e townes mind, both Concerning the person & alsoe what they would allow him for his encouragement. The matter being largely debated it was generally expressed that they was wellatisfied in y^e person & desired he might be encouraged; but for his allowance, George Pardee was desired to propound to the towne. But he shewed himselfe not very free to propound any summe But declared That it would take up his whole time, & he had a family to provide for, & therefore desired a competent maintenance for y^t. He was yet desired to propound w^t that was: But he then desired to know his worke? It was answered, to teach english, & to carry them on in lattine soe far as he could, alsoe to learne them to write; something was spoken about teaching arethmaticke as very necessary in these parts: George Pardee further s^d that he had lost much of what learning he formerly had attained, but if he had a competent maintenance allowed him for his family he should giue up himselfe & time wholly to y^e worke for y^e regaineing of w^t he had lost, but if y^t could not bee, he must take all opportunities euening & mornings in other wayes for the supply of his family: The busines was debated, & some expressed themselves to this purpose, That it is scarce known in any place to haue a free schoole for teaching of English & writing, but yet shewed themselves willing to haue something allowed by y^e publicke & y^e rest by the parents & maisters of such that went to schoole & in y^e issue twenty pound was propounded & put to vote & by vote concluded to be allowed to George Pardee for this yeare out of y^e towne treasury & the rest to be pay^d by those y^t sent schollars to y^e schoole as he & they could agree: And this Georg Pardee agreed too to make triall for one yeare: He was alsoe advised to be Carefull to instr[uct] the youth in point of manners, there being a great fault in y^t respect as some expressed.

same month. He gave up the ferry on account of some bodily weakness in October, 1661.

From 1653 he lived for many years on East Water street.

His English origin is unknown, though the name appears to have been common in Lincolnshire and Worcestershire, and more especially in Shropshire and Middlesex.

The name is probably French (Pardieu), though also written Pardo[e] and Pardy.

The Orders of y^e Gen^l Courts for y^e jurisdiction in May last was now read to y^e towne, one of which was concerning stopping of Leather & hides from goeing out of y^e jurisdiction, except in pay for y^e like valew in Raw hides to be imported, & this to be entred with some person apointed thereunto: ffor which purpose John Chidfeſey & Abraham Dowlittle were appointed to take y^e Care of this buſines.

[22] The Deputy Gouvern^r informed y^e towne that Abraham Dowlittle the Marſhall deſired that they would giue him their part of y^e priſon lott fence, for he had beſtowed ſome charge y^e laſt yeare in repayring, but loſt all his labour & charge, & he pleaded as haueing ſome right to it as he ap^rhended, being a priuiledge belonging to y^e former Marſhall, all which he ſ^d he expected & ap^rhended that it was granted him when he tooke on him the office: The matter was debated & there appeared not ſuch a freenes in perſons to grant the motion at firſt, but was left; but it being further urged in y^e Cloſe of y^e meeting it came to this iſſue by thoſe y^t was then p^rſent, they ſhewed themſelues generally free y^t he ſhould haue it, onely it was thought neceſſary that ſome of it ſhould be ſett up about y^e priſon houſe.*—

Leiſtenn^t John Naſh declared that when he was Chofen Deputy for y^e Court the laſt towne-meeting he expreſſed himſelfe that he ſhould take the liberty of y^e law in being free from y^e military affayres as he ap^rhended alſoe others had done, & he had thought not to haue come this day to exerciſe the company but not knowing how the matter was underſtood he had done it to day, But he deſired that they would prouide for themſelues againſt another time.

The towne ſeemed to be much troubled at his motion, & ſd that they thought the worke would not be done if he did not doe it, & ſhewed themſelues willing to recompenſe him ſome other way; But Leiſtenn^t ſhewed himſelfe very unwilling to accept of anything of y^t kind, & did earneſtly deſire that they would not doe any ſuch thing. He was told that the law they thought would not free him from his place, & therefore deſired him to goe on, & ſoe the matter was left.

* The "prison-house" was on the College ſtreet ſide of the Public Green.

AT A COURT HELD AT NEWHAUEN JULY. 7th 1663:

Ifaack Beecher Plaintiff
 John Thomas junio^r
 & Daniell Thomas } Defendts

The Plaintiff declared againſt
 y^m in an action of the Cafe &
 pleaded dammage for Daniell
 Thomas formerly taking his

horſe without his Conſent & riding him in y^e quarter to fetch up the herd, & now lately he apprehends they tooke his horſe out of y^e lott on the other ſide the Weſt Riuer at y^e weſt hill & rode into y^e woods; & for euidence of this latter he related as followeth, viz^t That Peter Mallery & his ſonne goeing to y^t Lott to worke tooke goodman Mallery his horſe & his with them & left y^m a a litle way off from y^m, & his horſe was fletchered, & within halfe an houre after y^e horſes being gone out of ſight they went to looke y^m but found onely Peter Mallery his horſe, & could not find his though they tooke the other horſe & rode about the field but found him not, & in this interim of time the two ſons of John Thomas before mentioned paſſed by through the field into y^e woods & in y^e afternoone towards night Peter Mallery ſaw (lookeing towards Roger Alling his meadow) one upon a gray horſe & another afoote by him putting horſes into Mrs Grigſon her meadow which Ifaack Beecher had hired, & he called to y^m but they answered not, but quickly after John Thomas jun^r & Daniell Thomas came ouer to y^m & being aſked about Ifaack Beechers horſe they denied y^t euer they tooke him or that they ſaw any one on horſeback y^t day, but granted that they put the horſes into y^e meadow, & to this relation Peter Mallery & John Beecher teſtified: Sam^{ll} Whitehead alſoe teſtified to y^e former part about the Leaueing the horſes, & the two before mentioned goeing by, & y^t within a litle ſpace after they went to Looke y^e horſes but could not find Ifaack Beechers. John & Ifaack Beecher junior goeing to put the horſes out of their fathers meadow y^t he hired, John Thomas junio^r ſtrooke John Beecher ſoe y^t he complained to Peter Mallery y^t he made his head ake (as Peter Mallery affirmed). The Plaintiff further pleaded y^t finding not his horſe y^t night, John & Ifaack Beach^r goeing y^e next morning to ſeeke y^e horſe they found him in the Riuer below the Pine trees & aboue y^e fence, & he had noe fletters on.

John Thomas ſenio^r there father being aſked w^t he thought of

time y^t he did not beate him to hurt him, &c. Edward Camp testified That when John Beecher would haue put the horfes out of the meadow, y^t John Thomas junio^r threw him downe & Cuffed him on the care & afterward againe threw him downe in y^e path but not beate him: Peter Mallery f^d y^t w^h John Beecher came to him from John Thomas junio^r he told him he had beaten him & made his head ake: Peter Mallery further fd that he told John Thomas junio^r he should not haue beate him for turning the horfes out of his fathers meadow, & he answered him y^t he did not beate him for turning the horfes out of the meadow, but for lieing & alsoe fd y^t he called him loggerhead & fd he had tooke his fathers horfe, &c. Then John Thomas owned y^e Charge but after would haue put it off, & fd it may be he might give him one knocke & push him backwards. The Co^{rt} told him y^t he hath been one y^t hath gone on in an ill way, & there being some persons wanting y^t should speake something in both y^e cafes for the further cleareing, Therefore did order y^t they all appeare the next Co^{rt}. Then Daniell Thomas confessed that he had tooke Ihaack Beecher his horfe in y^e quarter which before he had denied.

M^r Gilbert propounded about Goodwife finches debt from Westerhouies Eitate, which the Co^{rt} of Magiftrates had allowed to be pay^d, foe much as was allowed, in the Inventory by this Co^{rt}; which debt he f^d thee desired him to receiue. The inventory not being there it was left to further Consideracon.

AT A COURT HELD AT NEW HAVEN AUGUST. 4th 1663:

The bufines Left the Last Co^{rt} betwixt Ihaack Beecher Plaintiff & John Thomas junio^r Defend^t came againe to be Considered & the Plaintiff was called upon to produce w^t further testimony he had in y^e case, he p^resented Matthias fford: The Court asked him why he did not attend the Last Co^{rt} as he was warned? He answered, That hee seeing his father and goodm dowlittle discourfing together, he thought he had satisfied him, & foe went away to worke before his father came home. Timothy fford was asked about the bufines; he answered that he intended both himselfe & his sonne to haue come to the Court, but his sonn was gone out of

hearing when he came home, but he thought his sonn would haue come to y^e Co^{rt} haueing to st^op him & himfelfe was goinge out of y^e towne y^t morneing, he was sorry that his son should foe mistake: He was told y^t there was too much flightnes in the buifines & it was inexcuseable: He answered that he now sees that both hee & his son was too flight in it & y^t it was a great neglect in them that they thereby should cause the buifines to be suspended; he hoped they should be more Carefull for the time to come.

John Thomas senio^r objected against w^t Peter Mallery had before testified, viz. (That he saw two bring horses into the meadow the one on horse backe the other on foote.) the place being three quarters of a mile distant from him, how he coul[d] discern it? Peter Mallery answered, That, he was cleare in it & it was easie to be done: Then John Thomas his two sons before mentioned was asked w^t they say still in the Case? They answered, that they did bring the horses into the meadow, But denied y^t any of them on horse back or y^t they saw any on horse backe.

Peter Mallery being asked if he could take his oath to that which he had testified? answered, that he did not question the thing, but desired the Court would not put him upon his oath. Izaak Beecher being asked w^t he had to say further in y^e case? answered y^t Danie[ll] Thomas had ridd his horse in y^e quarter feuerall times, & for prooffe hereof he p^resented first Sam^l fford who testified that one time he saw him riding (at y^e quarter gate) on Izaack Beechers horse & y^t Izaak Beechers son gave him Leave; & another he saw Danie[ll] Thomas riding y^e same horse againe, & he asked him why he did foe? & he answered him that John Beecher gave him Leave.

Matthi: fford alsoe testified that one time he saw Daniell Thomas rideing the horse of Izaak Beecher at y^e oyfter point & John Beecher running after him, & the horse threw him downe; John Beecher saith he ran after him to get the horse from him.

Daniell Thomas being asked if this was true which they testified? answered, yes & being asked further, which of Izaak Beechers sons lent him y^e horse the [24] second time, Answered, none of y^m, But he tooke him of his owne accord & it was to looke after Izaak Beechers owne Cowes, because he was angry y^t they was not brought home: The testimony given in y^e last

Court by Sam^l Hodgikis was questioned by John Thomas senio^r & desired y^t Sam^l Hodgikis might prove y^t it was y^t day; as he testifies y^t he saw two persons one on horseback on a gray horse the other on foote: for he apprehended y^t he could prove y^t he went for Clapboards y^t day wth M^r Tuttle: But Sam: Hodgikis still persisted in it; M^r Tuttle was asked if he could cleare the busines; he answered, that he carried Clapboards for Sam^l Hodgikis but what day of the weeke he knowes not. young goodwife Wilmot, said, y^t she was cleare y^t was the 3^d day of the weeke, y^t is this day was five weekes y^t he fetched the Clapboards; old Goodman Wilmot apprehended the same.

Sam^l Whitehead was called to know w^t he had further to say in y^e Cafe depending against John Thomas jun^r. since y^e last Co^{rt}: he desired Timothy fford might speake who declared as followeth: That as he and Peter Mallery & those youths before mentioned came in y^e West Lane together, he asked John Thomas junio^r why he beate John Beacher, but at first he gave him noe answer, then he asked John Beacher if he did not beate him, whoe answered, y^t he did; then he asked John Thomas againe, why he would, then he answered him, I, and he would knock him againe. John Thomas being asked w^t he f^d to this, hee denied in those words testified, but said y^t he fd, That he did, he would doe againe, if he lied on him.

John Thomas senio^r desired y^t Stephen Bradly & John Clark might speake w^t they heard John Beacher say about this busines: who testified, y^t meeting John Beacher they asked him if John Thomas strooke him & made his head ake, & he answered them, noe. John Beacher being asked if this was foe? confessed he f^d foe, but it was otherwise for he did beate him: he was sharply reproved that he would speake foe falsely.

The Court, haueing heard what Could be f^d on both sides, proceeded to sentence; & first for y^e Cafe between Ihaack Beacher & John & Daniell Thomas, they see cause to find for y^e Plaintiffe ten shillings dammage & the Charges of the Action. And 2^{ly} for the cafe between Sam^l Whitehead Plaint: & John Thomas junio^r Defend^r they see cause to find for the Plaint: five shillings & the Charges of the Action; & John Thomas junio^r was warned that he be not found in any such wayes of abusing mens servants & children againe & foe disturbing of the peace, & Daniell Thomas

was warned that he look better to his words for the time to come y^t he speake the truth.

John Thomas fenio^r their father ingaged before the Court to see the sentence of the Court performed in y^e behalfe of his sons.

John Thomas fenio^r desired to Enter an Action against Ifaack Beacher about some ffence, but upon Ifaack Beachers promise before y^e Court y^t it should be done by the next spring, he forebore. Then John Thomas fenio^r would enter an Action of flaunder & defamation against Sam^l Hodgkiss unto the value of forty shillings, But he was advised to Confider further of it, & soe it rested.

AT A GENERALL COURT HELD AT NEWHAVEN AUGUST. 31th 1663.

The Deputy Governo^r acquainted the towne y^t when the former schoolemafter left the schoole there was some vacancie & some of the towne spake to him that some way might be thought of y^t the Children in y^e towne might bee taught, & George Pardee being spoken off he spake with M^r Davenport about him, who inclined to it & f^d wee might make use of him for a time, & he told George Pardee y^e same, but there being a Townemeeting the Towne agreed wth him for a yeare: But now it seemes M^r Davenport hath a letter from the Bay y^t there is a defireable man to be obtained for a grammer schoole & if we refuse him he may have a place to provide for himselfe otherwise: There was much debate of y^e matter & George Pardee was sent for, & acquainted with y^e buifines, & he was asked if he was free to Leave the schoole at his halfe yeares end? He answered y^t he looked upon himselfe ingaged for a yeare & thought to proceed in it except the towne saw cause to put him off: much was sd in y^e Cafe as y^t there was not matter here, for a Grammar schoole, & that y^t thing was a great discouragem^t formerly, therefore they thought this might be a way to fit some for such a schoole &c. that y^e issue of the debate was that y^e towne was most free that George Pardee should continue his yeare.

The Deputy Governo^r further acquainted y^e towne y^t he understands there is much damage done in indian corne by swine & other cattle & some ffence y^t is not knowne to whom it belongs,

as is part of y^e oyfter fhell field; after much debate it came to this conclusion & was ordered, That where the fence is found defective y^t it beare halfe y^e dammage, & the other halfe & all the poundage to be upon the fwine & other Cattle; but if the fence be not defective, then fwine & other Cattle to beare all dammage & poundage.

It was alfoe defired y^t perions y^t had Land in the oyfter fhell field would be Carefull to marke their fence that the viewers might know it.

M^r jones acquainted y^e towne that he had fence done by the towne which would not keepe out fwine; he defired that y^e towne would appoint two men to view it & see if it be fufficient.

[25] M^r John Davenport junio^r defired to acquaint y^e towne y^t M^r Bache* had a defire to buy the houfe & accommodations y^t was M^r Malbons† & had defired him to treat with the towne about it, & he had fome debate wth y^e townesmen about it & y^e fumme of their Conclufion (he apprehended) about it was of two parts, firft y^t if he would pay Commodities at y^e price as he fold y^m to y^e traders, then he fhould haue it for one hundred pound: But if in other pay at Country price, then to pay one hundred & ten pounds, halfe in october next, & y^e other halfe in the fpring next, & withall he defired y^t it might itay while M^r Bache came home for his approbation, & then y^e townesmen alfoe defired to be at y^e fame Liberty for y^e approbation of the towne; therefore he now defired to know the townes mind, whether they would Confirm w^t the townesmen had done in y^e Cafe: The Towne declared themfelves that they well approve of what the townesmen have done about it, & therefore now defire to Leave it to a Committee to iffue with M^r Bache to come to a certainty of which pay it fhould be, & it was exprefed by fome y^t halfe of y^e one, & halfe of the other, would be beft; & for this end, M^r jones, M^r John Davenport junio^r, Roger Alling & John Herriman was defired & appointed for this end.

Leifetenn^t John Nafh defired to be freed from anything y^t was expected from him in being one of y^e Committee about y^e mill, for he would not meddle any more with it:

* Samuel Bache and his fister Mary lived in New Haven, at leaft from 1663 to 1671.

† On the west fide of State ftreet, at Court.

Goodman Tod being p^rsent, & the towne understanding y^t he had a share in y^e mill, was told y^t they thought it was necessary y^t there be another Mill, & y^t they come to termes of agreem^t wth y^e towne before anything else be done in it, & the towne by vote concluded y^t Will^m Bradly should attend y^e Committee the next 2^d day at five of y^e Clocke for y^t end.

Deacon Miles propounded y^t y^e towne would afford some helpe for the getting of M^r Davenports hay, for if persons did not come in speedily he knew not what they would doe, the yeare being foe farre gone & the weather foe uncertaine.

AT A COURT HELD ATT NEW HAVEN SEPTEMBER 1st 1663.

M^r Augur propounded about a debt due by Bill from Serj^t Jeffrie to one M^r Thomas Bridges march^t made ouer to M^r Thomas Pell in the yeare 1648 but due in May 1647, part of which was payd as upon Bill appeares with somme dammage for none paym^t: He desired interest, eight in the hundred; It was told him y^t by law he Could not demand interest onely dammage for none paym^t: M^r Augur f^d he would Leave it to the Court. The Court Considering of y^e Cafe, did allow y^e debt foe farre as yet appeares, & Left the buifenes wth Leifetem^t John Nash to compound with M^r Pell about it, & if he Could not issue it, the Court would Consider further w^t to doe in it.

Widdow Hill* p^resented an inventory of the Estate of her Late husband deceased, & upon oath attested y^t it was full to the best of her knowledge, & Ensigne Thomas Munson & Christopher Tod upon oath attested y^t the Valuation was just to the best of theyre knowledge ammounting to y^e summe of . The Widdow declared y^t shee found her selfe very unfit to mannage the Children & theyr Estate, therefore desired the Court would take y^e Care of them & it & dispose of it as they judge best: Shee being asked about a Will declared there was none to her knowl-

* Adeline, widow of Robert Johnson, had married in January, 1663, Robert Hill, who died in the following August; of his children by a former wife, John was born in January, 1651, Hannah in January, 1653, Ebenezer in August, 1655, and Nathaniel in May, 1659.

The amount of his inventory in the Probate Records is £107-6-6.

edge, & being asked if shee would accept of the Administration, shee answered yea, & soe the Court granted it to her & to have her part of y^t which was her owne before marriage.

In y^e afternoone the Court came to Consider further of the buifenes & what part of the Estate should be to the widdow & accordingly allowed her as much as the Law would beare, she being willing to take y^e youngest child (Nathaniell) as her owne & to ingage to give it a childs portion equall with her other husbands Children at her death, The Court did agree to make up her owne part of the Estate one hundred pound, which shee accepted.

Then the Court came to Consider how to dispoise of Ebenezer Hill which was with Ensigne Munfon, & haveing speech with Ensigne Munfon about him though he apprehended himselfe at liberty from any ingagem^t to Rob^t Hill his father about him, yet upon desire of the Court he did ingage to keepe him untill the first of May 1666 & provide for him meate drinke & apparell, the Court alloweing him, (to y^t which he had already received of Rob^t Hill) out of y^e estate as much white Cotton to make him a sute, alioe a payre of shoes & two pound ten shillings: wth the use of his portion untill the michaellmas next after the time before mentioned is expired.

AT A MEETING OF THE COURT PRIVATELY SEPTEMBER 16th 1663:

The Court came againe to Consider of widdow Hills estate & John Hill (one of the Children), how he & the other parts of the Estate should be disposed of, & whereas the Widdow stood in present need of some part of y^t Estate as belonged to the Children as Corne & hay &c, the Court desired Roger Alling & Christopher Tod to helpe in it that soe it may be equally carried & the Widdow allow out of her part suitably or else [26] to the satisfaction of the overseers of the Childrens parts.

And Concerneing John Hill, Nicholas Elfev haveing been spoken with about him, but not inclineing to take him, the Widdow being desirous to have him disposed of & the Court understanding that there was some inclination in James Bishop to take him for the p^{sent}, did Committ him to him as his Guardian,

whoe accepted of the truit & declared that he should keepe him himfelfe or difpose of him with the advice of the Court & others concerned.

The Court alfoe did Committ y^t part of the Eftate as belonged to John Hill & Nathaniell Hill to James Bifhop (the widdow not being willing to keepe any in her hands) which he accepted, noe other apearig to take it: Alfoe that part belonging to Hannah Hill, to Samuell Whitehead with whom fhee lived, but for the tearmes it was Left to further Confideration till it was knowne what it would come too.

AT A MEETING OF THE COURT PRIVATELY: OCTOB: 12th. 1663.

Widdow Hill meeting with fome difcouragem^{ts} from fome perfons about keeping the child of her Late husband deceafed, & hearing y^t one Tapping a hatter at Milford had a defire to have it, fhee defired to know the mind of the Court about it.

The Court upon confideration of what was faid faw noe caufe to alter what was formerly done but left it ftill with her, till further matter appeared to alter theyr minds in the Cafe.

It was alfoe propounded Concerning the houfe & land of Rob^t Hill, whether it fhould goe to any one of the Children: the Court after fome debate Concluded that the Eftate fhould be equally divided & the repayres of the houfe, barne & fences to be borne equally out of the Eftate: the Court being willing that the houfe & Land fhould be kept for the Children when they come to age & not fold from them.

Willm Payne made fome complaint of Late abufes he mett with in fome perfon or perfons throwing ftones at his houfe & fome perfons was named in company: It was Left with the Magiftrates to enquire into the buifines.

AT A MEETING OF THE COURT PRIVATELY NOVEMB: 3^d: 1663.

The Court came together to Confider of the Eftate belonging to goodwife Low, fometime Wife to Henry Pecke* deceafed, &

* Henry Peck died in November, 1651, leaving widow Joan and four children under 4 years of age.

upon Consideration ordered that the Estate should be appraised, as neare as it could be, when Andrew Low married her, & nominated Sam^l Whitehead & Abraham dowlittle for that end.

Againe upon Novemb: 16th 1663: The Court mett againe to Consider of the Estate aforeid: what part should belong to the Children & upon a ferious view of the Will of Henry Pecke (theyre father) deceas'd & compareing both the inventories together, did order, that, they should haue twenty eight pound in Cattle & other goods out of the Estate now in the hand of Andrew Low to be equally devided betwixt y^{rs}, viz^t Joseph, Eliazar, Benjamin, & Elizabeth Pecke: alioe theyr part of Land & meadow according to theyr fathers Will, (which though part of it appeared to be sold yet the Court could not allow of y^e sale, it being contrary to theyre fathers Will formerly approved of in this Court): the Land being valued at five pound in y^e former inventory, which being added to the 28^{lbs}, each part comes to eight pound five shillings; they was alioe ordered to appeare next Court & Choose theyr Guardians y^t may take care of this Estate.

AT A GEN^l COURT HELD AT NEWHAVEN NOVEMB: 23th: 1663.

After the names was Called, The Deputy Govern^r acquainted y^e towne y^t M^r Sam^l Bache by a writeing under his hand propounded y^t y^e towne would be pleased to graunt him a piece of ground of about 50 or 60 foote wide for to build a warehouie upon & as farre downe into y^e flats as he should see cause to build a wharfe or dock; y^e place propounded for was at y^e water side below M^r Hodgshons.* After y^e proposition was considered & debated The towne by vote granted his proposition. This to memory is y^e substance of y^e grant, but y^e act of y^e towne in y^e towne meeting mett wth a miscarriage & I wrott to M^r Bache for a Coppye whoe had one from mee, but have not yet attained it as Attests James Bishop Record^r.

[27] It was alioe propounded about the necke, whether they would have it fenced, their being great need of it for working

* John Hodshon lived on the northwest corner of Water and State streets.

Cattle: M^r Jones, L. Nafh, John Cooper, Sam^l Whitehead and Christopher Tod was nominated as a Committee to order the matter.

It was also propounded about the mill: much was spoken by way of dissatisfaction & as if W^m Bradly had not attended his agreement in procureing a miller: in y^e issue it was concluded that W^m Bradly be spoke too, to come, & agree with the Townesmen, about the mill, & subscribe the Articles.

The Court Considering the great danger of riding horses for fast in y^e towne, & y^t notwithstanding all y^t had been spoke against it in Publike, persons went on in such a way: they did now order, That if any person or persons were found riding for fast within foure rod of the towne that they pay for the first time transgressing this order one shilling, for the second two shillings, & for the third time five shillings: & it was thus explained, y^t if it was faster then a handgallop, it was a transgression of this order.

It was propounded y^t those y^t was behind in Rates, & other debts, to y^e towne, that they would take some speedy course to pay y^m, the towne wanting pay.

Deacon Miles propounded to y^e towne y^t they would supply the elders with some corne, for they was in want both for y^m felues & for y^r swine; also y^t they might be supplied with wood; It was much desired by many y^t they might be encouraged, seeing god had been for good to us in them above others.

The Deputy Govern^r also acquainted y^e towne y^t there was some complaints as if there was much disorder in some persons standing without the meeting house when they should be within attending upon y^e word preached, & some rumo^r as if there was tobacco taken without the meeting yesterday; it was desired y^t if any knew it they would acquaint the Deputy Govern^r with it; much was s^d by way of complaint this way, & the Corporalls was desired that they would take some paynes in reference to persons standing without the meeting house.

W^m Payne upon this occasion desired liberty of towne & Court for his sonne* to sitt at his feate end, but noe answer was given about it.

* The only son of William Payne was John Payne, who was now about 14 years old.

Roger Alling acquainted the towne, that there was some persons that had propounded to the townesmen, for a peice of Land to plant come on, under the rockes on this side Chefnut Hill, of the quantity of about 16 acres; but the towne understanding that it Lay in the Herd walke did not grant it.

John Tuttle propounded that he might have Liberty to purchase some Land of the indians beyond Chefnut Hill, or that he may have some y^t is in the townes hand; it was Left to further Consideracion.

It was alsoe propounded that three or foure might have Liberty to cut 30 or 40 acres of y^e fresh meadow (as they goe to Milford) paying rates for it; It was answered they thought they might for the next yeare.

M^r Gilbert propounded on the behalfe of Richard Newman, that the Towne would grant him about three acres of Halfuckie meadow, lying above M^r Yales ffarme: it was granted him.

ffrancis Browne propounded to y^e towne about fettleing the fferry at the Red rocke & he should attend it there, being a more convenient place to goe over with horfes: But nothing was done in it.

It was alsoe propounded about mending the Mill way; it was Left to the Townesmen to doe what is necessary in the Cafe.

ffra: Browne propounded about the way ouer the Creeke against M^{rs} Allertons houfe, that it might be mended at the towne charge, as other Common high wayes in the towne: It was Concluded.

M^r Jones propounded about the great Gunns, both at the Waterfide and at meeting houfe, but nothing was done about them.

[28] AT A COURT HELD AT NEWHAVEN THE FIRST OF
DECEMBER: 1663.

Jeremiah Judson of Stratford havinge his fervant, Sam^l Hitchcock, taken from him by John Tompson,* he desired the Court

* For the previous relations of Thompson and Hitchcock, see N. H. Records, iii, 437, 444, 504.

This was John Thompson, called Junior, also called "mariner." He was a son of Anthony Thompson.

would give it him under theyr hand that he received him Lawfully; his motion was accepted, & he told that they should leave it to the Magistrates & Secretary to give him a Coppie of the Record if he desire it.

Hen: Peckes } Goodwife Low appeared with her children
Children } about Guardians for theyr Estate. Joseph & Eliazar, Chose Ensigne Munson, & Benjamin & Elizabeth Chose Roger Alling, whoe accepted of it & was approved of by the Court, only they exprest themselues thus: first, Roger Alling That he would take the Cattle & put them out as his owne, but would run noe venture, but they should beare the Hazard & have the profit; Bro: Munson declared alsoe the same.

Andrew Low propounded y^t they would take the house for theyre part, but it would not be accepted, not standing with the Will of theyre father.

Willm Payne made complaint against Thomas Adams as receiveing abuses from him in throwing stones against his house, (& haveing received many abuses of y^t kind) That one night he comeing from the watch after midnight, he heareing of some Company comeing did not hasten to bed, & when they came against his house they threw a stone against the house (& his dog was within), which it seemes was this Thomas Adams; soe he went out to y^m & spake with them but they derided at him, & he told them y^t now he saw that they did not doe it against his dog but against him, soe he went into his house againe & take his dog in with him, & he fate down to light a pipe of Tobaccoe, & p^rsently one came and threw a stone against the doore with great force y^t the marke of it was to be seene; soe he ran out & the dog ran after them up the Streete by M^r Jones his house* & he saw two men run to y^e company against goodm kemberlie, & when he came up to them they gave him noe good answ^r: there was severall of M^r Tuttlles house wth some others, he desired some redress in the Cafe for he mett with the like provokation the last night.

Thomas Adams was asked what he had to say for himselfe, He answered That he acknowledges that he did doe it; some of

* Mr. Payne lived on Elm street, at the northwest corner of State (cf. N. H. Records, ii, 371), and Mr. Jones next westwards on Elm street. Thomas Kimberly was the town marshal.

y^e company fd if I made a noyse the dog would come out, foe he threw a ftone againft the Pales & after goodman Payne came he thought he fett his dog at him, which was the occafion of his goinge backe; then he thought he faw the dog before the doore & foe threw at him & not at the doore intenfive: But he now fees his euill & difforder in it & is afhamed of it & did goe to goodm Payne to offer him fatifaction for it, but he was told it was after he had been examined before the Magiftrate. He was told of his euill & y^t the Court muft not beare with fuch diforders. Therefore it being an ill example in him & a breach of the peace & not knowing w^t mifeheife might have followed, The Court fentenced him to fit in the ftockes one houre tomorrow before Lecture.

Thomas Adams came after againe to the Court & defired to acknowledge his euill which he did with fome affection & judged himfelfe worthy of the fentence which the Court had pafed upon him, but he intreated the Court to pafse it by & he hoped it fhould be a warneing to him: W^m Paine defired alfoe the fame on his behalfe: upon which The Court declared that they fhould fuipend the punifhment at p^rfent.

Ifaack Melijen was Called, & told y^t he had beene notorious in acting in a finfull way of inveiglem^t of M^r Davenportes may^d fervant. &c. Nicholas Elfie was Called, & told y^t he had complained of Ifaack Melijen to the Magiftrates, & the Court was now ready to heare what he had to informe againft him. Then Nicholas Elfie informed againft him in fundry particulars as followeth, viz^t: firft, That Ifaack Melijen had in an indirect way inveigled Hefter Clearks* affections (who was Comitted to him from her childhood for fome time, & now was fervant to M^r Davenport,) & this without the knowledge of any of thofe that had the Care of her, & of his owne parents, foe directly contrary to the law of god & man; [2] That he hath carried her forth on horieback to a farme on y^e weft fide in the night after her maifters family was in bed, & a 2^d time downe the necke Lane; [3] that he came in to her maifters houfe after they was all in bed, & went into her bedchamber, befides much falshood, windeing &

* Hester Clark, born 1644-45, was daughter of John Clark, who died in 1648, and had chosen Nicholas Elsey as guardian. Isaac Melyen or Moline was son of Cornelis M.

turning both before M^r Davenport at his house, & before the Magistrates [29] in his examination, & carryinge her finfully in a disrespectfull way to his mother before M^r Davenporte; alsoe y^t he shewed perumptories, as if he would goe on though he pay^d his fine, as if he was a lord &c. alsoe the wrong y^t he hath done to the may^d, shee being in such a good family as might have been much for the good of her soule & body, which by this meanes she is now deprived of. The Deputy Govern^r then told Izaak Melijen y^t he had heard what was Lay^d against him; who answered, yea, I heare it: but he was told that it was with an ill frame of spirit, in a smiling manner: & was asked then what he had to say to these things? first for inveigling her; he was asked if he did doe it or noe & that without knowledge of parents on either side? He answered, yea, but he knew not the Law. Then he was asked about his carryinge her to y^e farme as was Charged? To which he answered, y^t he commeing into y^e house one night, Hester asked him if his horse was there, & he telling her y^t he was, shee spake to him to Carry her to her brothers farme, But this shee denied, & said y^t shee spake not to him to y^t end till they was on horsebacke. Then he was asked about his 2^d time carryinge her forth, how farre he went? He f^d a litle beyond goodm. Dickermans: & being asked w^t they rode for? He answered y^t he knew not for w^t but for recreation: Then Hester was asked how far they rode, She answered, almost to y^e necke Bridge, & being asked why shee rode forth? answered, that she being in y^e yard he came by wth his horse & asked her to ride, & soe she did, but had no other end, but onely it was a fine moone shine night. Then he was asked what strong Liquors he had when he went to y^e farme? He answer^d, y^t he had none: Then he was asked if he had not told some that he had a bottle, & desired some to goe another time, & they should have theyre part of a bottle or two; But he denied the whole: Then he was told y^t he had f^d soe to John Gold, But he f^d John Gold flandered him: Then Stephen Bradly testified y^t he spake the same to him; Joseph Tuttle alsoe sd y^t Izaak Melijen spake to him on the sabbath in the feate when people was goinge to y^e offering, to goe y^t night to John Clarks farme, & they would have a bottle or two; John Gold being asked the truth of this, alsoe sd y^t Izaak Melijen on y^e sabbath as they was goinge out of the

meeting houfe doore fpake to him to goe to the farme y^t night, & they would have a bottle or two, & further fd y^t he told him, that he had a bottle when he & Heither went alone: Ifaack then was asked if he thus fpake? He answered, y^t he might fpake it to John Gold, but it was in a jeſting way: He was then asked why he would ſay before y^t John Gold flaudred him, when now he Confessed it? Stephen Bradly further fd Ifaack Melijen mett him on the 2^d day morneing, after he fpake thus to John Gold & Joſeph Tuttle, & told him y^t he ſhould have come that night to y^e farme but his company fayled him; But all this Ifaack denied: Soe that he appeared full of falſehood.

M^r Goodenhouſe informed the Court to this purpoſe: That Heither had hid Ifaack in her bed-chamber 3 houres together & had ſent Sam: Hall to bid him come to her, & as he underſtood ſhee fpake to him in diſlike of havinge two Maſters & two miſtreſſes* & y^t they was difficult to pleaſe: Alſoe that they would goe over to long Iland to fluhin, & there be married: alſoe, about ſome Eſtate ſhe ſhould have there, either of her fathers or of her unkle: Now Heſter beinge asked concerning this, aniwered, That it was true, Ifaack did come one night to their houſe, & Sam: Hall had him up into the chamber. Then ſhe was asked if ſhe did ſend Sam: Hall for him? She anſwrd, not as ſhee remembers; ſhe alſoe denied y^t of goinge to Long Iland to be married there & onely after granted that ſhe had ſome ſpeech wth Ifaack about her freinds there; And for y^e ſpeech about her two maſters & miſtreſſes as difficult to pleaſe, ſhe at firſt denied, but after granted, y^t one time in a melancholy fitt, Ifaack commeing in & asking her what ayled her or words to that purpoſe, then ſhe answered him in words to y^t purpoſe, as if her miſtreſſes was difficult to pleaſe, but ſhe Confessed y^t ſhe had noe cauſe to ſay ſoe.

Sam: Hall not beinge there, young M^r Davenporte deſired to goe home for him.

Then the Deputy Governo^r wiſhed Ifaack to ſpeake the truth concerneing his commeing into the houſe, whether he did not come in at the window? He anſwrd that he did not but came in

* The phrase "two masters and two mistresses" indicates that John Davenport, Junior, and his wife, were living with the Rev. John Davenport.

at the dore, & then related the manner of it, That, being come in at the doore, he called Hester & she answrd him that she was in bed; then he asked her if he should come up to her but she answrd him not, Then he went up to her over the furnace, she having told him the place, he thought he was best goe up there, & then laughed in the face of the Court, for which he was sharply reprov'd & told, that they had scarce seene any stand in such a hardened manner before the Court, & was told that in proverbs, 29: 1: He y^t being often reprov'd & hardeneth himselfe shall suddenly be destroyed &c. Hester being asked of this, f^d, she spake not to him, but was asleepe when he came up & in a dreame thinkeing she saw Sam: in the Chamber & called him then Isaac answered her, it is I: And he being asked how long he was there? he sd about an houre & halfe & he fate upon the bed & leaned on his hands & talked with her: But Hester replied, that then it was before she awaked, for he stay'd but a litle, after she wakened: Then Isaac was asked if this was not after goodm Elsey had shewed his dislike of it? He answered that it was the same night when the fire was at goodman Cooper his barne, & being commeing from the fire, Sam: Hall mett him on horsebacke full gallup, & told him that Hester would faine speake with him, & soe he went along with him almost to the gate, & Sam: bid him stay one houre & halfe & his master [30] would be in bed; & soe he f^d he did, & came againe sometime after, & they was all in bed & he came in as before: But Hester replied y^t if Sam: did it, it was without her knowledge, for her master having shewed his dislike of the busines, y^t night as she was warming his bed, & given her good Counsell, she resolv'd not to speake with him but hastened to bed, made fast the doore & fell asleepe: Then shee was asked when he gave her Liquor^s? She answered, y^t one night he came there, & brought a litle in his pockett in a glafs bottle & gave her some: But he denied it first, & then after f^d he could not remember it: Then he was asked if he had noe diabolicall art to draw maydes affections, or if he had not sd soe to none? He answrd, that is a strange busines, as he never knew of, & that he never spake such a word. Then he was asked if he had not f^d y^t a Dutchman at Milford y^t ran away had used such a thing? But he denied it, & sd its like he might say there is such arts in y^e world. Then he was told y^t it was a

wonderful thing y^t he that was noe older, should be soe abominable as he had been; & y^t he had been a great offence to the towne euer since he came into it, & soe hard hearted a wretch as euer stood before the Court: Then he confessed, he was sorry for what he had done, & hoped the Court would consider it.

Then they was both told seriously of theyre euills, & the aggravations of hers in particular, Considering in w^t family she had been educated, & under what light & means, & now to doe it in this family where she had such instructions, &c. But Sam^{ll} Hall not being come, The Court was adjourned for an houre & halfe, but coming together againe in the afternoone: Hester Clarke Confessed to the Court, that she haueing spoke with Sam: Hall, she now remembers that she did send him for Isaac, he had brought it to her mind, but she was sorry that she had denied it, for her master haueing given her such Counsell as before, she purposed to take it, & not to speake with Isaac any more, & soe made fast the dore & went to bed. Then Sam: Hall being come was told, y^t it seemes, y^t he hath had some knowledg of matters between Isaac Melijen & Hester: therefore was asked how often he knew of theyr meetings? He answered not above 2 or 3 times at most; but he was bid to take heed w^t he sd. Then he was asked how long Isaac was there when he had him up into the Chamber? He answrd not above an houre & halfe at most: Then he was asked if Hester sent him for Isaac? He sd yes, & she would have had him gone before duties but he would not, but after went to M^r Melijens house & there was onely Susan up; & she told him her brother was at the fire, & soe he went & mett him & told him that Hester would speake with him. Then he was asked if he knew not of theyr going to the farme? He answrd that he did know it after. Then Sam: was much blamed for his unfaithfullnes in keepeing theyr Counsell & not discovering it: Then he was further questioned if he knew of any other time going? He answrd that there was a purpose of going againe when the moone shined, & he thought John Gold & Elizabeth How was to goe along with them.

Then Hester was questioned about some persons being at their house in y^e night after the last Thankesgiving? But she was flow of giueing answer to this, & had many guilefull turneings of speech: as y^t there was some in y^e streete, & y^t John Gold

crossed from theyr Barne through the yard, they haveing been about Sidar &c. but at laft Confesed y^t they was in the house; & being asked who? She named Elizabeth and Bathhua How, Izaak Melijen, Nath: Bunnill, John y^e Dutchman & John Gold:

Then Sam: Hall was asked if he knew not of this? He answered, that he came out of his Chamber & saw them there, And being asked, what they did there? He sd he saw nothing but smoake Tobacco.

Then M^r John Davenport junio^r informed the Court, that Hester had been examined of this at home, but she had perump- torily denied it more then once: Hester being asked of it, confesed it was soe, y^t she had denied it, but now shee owned it & sees her sin. & is sorry, & desired theyre prayers: She being asked what they came for? Answrd to see her she thinkes & nothing else.

Then the Deputy Governo^r againe pressed Izaak Melijen to speake the truth, how he came into M^r Davenportes house, & told him y^t he heard y^t Sam: Hall & Hester Clark both testify to his face y^t he told them, y^t he came in at the window. He answrd that if he spake soe to them he spake falsely of himselfe; for he came in at the doore, it being onely latched: They was both asked if they had anything to say [31] to the Court? Izaak answered That he was sorry for what he had done, & desired the Court to be as favourable to him as they could, & he hoped they should never heare any such things of him againe. Hester alsoe confesed that she had greatly sinned, & was sorry, & desired their prayers for her.

Then the Court Considering the case in y^e particulars Charged & the lawes broken did proceed to sentence, & first to Izaak Melijen did declare; that he for his inveiglement of the mayd in such a sinfull way as hath been declared; & for his commeing into M^r Davenportes house when they was all in bed; & goeing into the mayds bedchamber, & for his prophane spirit on the lords day, speaking to others to goe with him to a disorderly night meeting; and for his gross lying against his light & knowl- edge; & for his carrying M^r Davenportes may^d fervant on horse backe out of his family when they was all in bed, once & againe; & for his impudencie before the Court for which he deserved severe & sharpe punishm^t; he was alsoe reminded of his former sinfull miscarriages when he was young y^t it was a greife

to y^m y^t there were such a one amongst us &c; for all which That he pay five pound as a fine to y^e plantation & that he ly in prison till security be given for his good behavio^r in a bond of twenty pound till y^e plantation be freed of him. & if he miscarry againe in any way of the particulars the bond to be forfeit, & he lyable to answ^r the matter at the Court of Magistrates.

And for Hester Clark the Court declared, that she for her severall grosse miscarriages & the aggravations of them in entertaining this fellow in all the particulars & others at unseasonable times, in such a family, & that she hath been soe false in her speeches & finning against such light, considering how she hath been educated, alsoe y^t shee hid this fellow in her bed-chamber soe long as is acknowledged, & soe to the grieffe of the family where shee lived, & many others of her freinds, for all which she deserves sharpe punishm^t, yet hoping favour may p^rvaile with her, They did sentence her to pay three pound as a fine to the plantation & was seriously warned to take heed she be not taken in any sinfull wayes againe.

And for Both of them The Court declared, That if any further effect of their wickednes shall appeare, they shall take the matter into further Consideracion & deale with them accordingly.

Memorandum, That Jacob Melijen entered into a bond of twenty pound the fixe & twentieth day of December. 1663: on the behalfe of Ihaack Melijen his broth^r to see this sentence of Court performed, & M^r Samuell Vangoodenhoufe engaged on the behalfe of Jacob Melijen y^t this bond shall be performed the day & yeare afore sd as in the bond in y^e hand of the Secretary may more Largely appeare.

AT A GEN^{ll} COURT HELD AT NEWHAVEN DECEMBER 31th 1663:

After the names was Called: & a narrative of our state in reference to Connecticut by M^r jones: There was a Letter Read to y^e towne from his Maje^{tie} dated June 21th (63) & directed to the Govern^{rs} & assistants of all the foure Colonies by name, whereby it appeared we was owned by his Maj^{tie} as a distinct Colony: alsoe a transcript of a Letter of M^r Winthrops under his owne hand, the originall whereof was sent to the Court at

Hartford; alſoe, ſoe much of the Commiſion^{rs} Concluſions the Laſt yeare, as Concerned our Colonie againſt Connecticut, all which* being read it was tooke notice of & obſerved how god had appeared on our behalfe, to whom we had Committed our cauſe.

M^r jones alſoe acquainted the towne with the buſines of Guilford† the Laſt night, & how they had ſent away fix troopers to ſee w^t the matter is but ordered them not to provoake neither by word, nor action, but keepe the peace.

The Deputy Govern^{or} acquainted the towne, that there had been a view of ſome Land beyond Chefnutt Hill by ſome here, & ſome of Milford & Paugauſett, & they judge y^e Land to be good, & ſufficient for a Village,‡ onely there is but one peice of meadow, & y^t is ſd to be Rich: Baldwins given him by an indian, & ſome Land with it: But moſt of this Land is ſd to be unpurchaſed: Therefore it was propounded whether they would joyne with Milford & Paugauſett for y^e purchaſe of it in reference to a Village: it was voted & concluded: And for that end M^r Gilbert, M^r jones, Deacon miles, M^r Tuttle & Roger Alling was appointed a Committee to ſpeake with Milford & paugauſet men about it.

It is agreed y^t the neck ſhould be fenced in for workeing Cattle, & to that end, that euery one that hath Land there, that they bring in their number of acres, to M^r jones by the 2^d day of the weeke next at two of y^e Clocke in the afternoone.

It was alſoe propounded about ſwine, lieing ſoe much about the towne, y^t it was thought that there was much dammage done in winter Corne, beſides much loſs that ſome ſuteyned the Laſt ſummer by y^m: it was Left to the townſmen to p^rpare an order againſt another time.

[32] Deacon Peck propounded to y^e towne, that they would ſend in Corne for the ſuply of the Elders, & ſd he had gone up

* For The Letter of King Charles II, June 21, 1663, ſee N. H. Records, II, 499.

For the concluſions of the Commiſſioners of the United Colonies, ſee Plymouth Col. Records, X, 309.

† For the buſineſs of Guilford, etc., ſee Atwater's "History of the Colony of New Haven," 501, and "New Haven's Case Stated," in N. H. Records, ii, 517-30.

‡ The propoſed village, in the weſtern part of the preſent town of Woodbridge, at a neighborhood called Holmes's Race (ſee alſo N. H. Records, iii, 470), does not ſeem to have been eſtabliſhed.

& downe & got now & then a lufhell but it was a great exercife to y^m: it was defired that the towne would not lay any discouragem^t before them but fend in fupplies.

It was alfoe propounded Concerning Henry Hummeriton,* as haveing lay fick a great while in a ftrange way, y^t he was an object of pittie, it was feared he was in want, & had not fome particular perfons fend in fupplies it would have been fad with his family. It was ordered y^t the townesmen take the Care of it that he may not fuffer.

AT A COURT HELD AT NEW HAVEN JANUARY 5th. 1663.

Divers Perfons was called, for not anfwering to their names when they was called the two Laft townemeetings.

John Cooper & Andrew Low being called anfwered not.

John Herriman fined one fhilling for Late commeing.

Willm Holt fined one fhilling for Late commeing.

John Johnfon, Thomas Trowbridge, Willm Trowbridge & John Sackett upon their anfwers, was Excufed.

Willm Holt being at goodw: Jones her farme one time was Excufed.

John Chidfey twice abfent fined five fhillings.

Edward Keilie twice abfent fined five fhillings.

Henry Gibbins for Late commeing fined one fhilling.

Henry Brittow for Late commeing fined one fhilling.

Will^m Wilmott abfent once fined two fhillings fix pence.

Will^m Rufsell p^rfented a Writing as the Laft Will of Martha Davis, Widdow, But referred to further Confideration.

Thomas Wheeler fenio^r, at the defire of Thomas Barnes, declared in Court, y^t he delivered up all his right in y^e land & meadow, on y^e eaft fide, which he bought of M^r Augur formerly, unto Thomas Barnes aforefd, he haveing bought it of Thomas Stanborough† fonne in Law to Thomas Wheeler aforefd.

* Hummerston died sixteen days later, and his widow (Joan Walker) married Richard Little within a year.

† Josiah (not Thomas) Stanborough had married Alice, widow of Thomas Wheeler, Junior, in 1657.

M^r Benjamin Ling appeared as attornie in the behalfe of Jeremiah judfon againft John Tompfon junior in an Action of the cafe &c. John Tompfon pleaded that Jere: judfon had profecuted the fame cafe againft him at ffairefield: Jere: judfon being not p^refent, they both agreed to referre the matter till y^e next Court.

Roger Alling with fome other of the townesmen, in y^e name of the towne of Newhaven doth pafse over unto M^r Samuell Bache, The houfe & homelott formerly M^r Malbons with all y^e buildings and fences upon it (excepting about twelve foote in breadth through y^e fd homelott adjoineing to L^t Jn^o Nafhes lott & given to him by y^e towne while in their hands) with all y^e Accomodations y^t is belonging thereunto, viz: Thirty five ac^{rs} of y^e firft divifion within ye two mile & 26 rod, thirty four acres of meadow & a halfe, one hundred feventy eight acres of the fecond divifion, and twenty acres & a quarter & fixteen rod in the necke.

[33] AT A COURT HELD AT NEWHAVEN FFEbruary. 2^d 1663.

M^{rs} Allerton p^refented a writeing, fubfcribed by her fonne Ifaacke Allerton with his feale annexed. it was read & fhee desired that it might be Recorded, which was granted, & is done.*

Widdow Hodfkis p^refented an inventory of the Eftate of her Late husband deceafed, & upon oath attested y^t it contained y^e whole Eftate of her husband to the beft of her knowledge. Enfigne Tho: Munfon & Thomas Kemberly fenio^r upon oath attested that the apprizem^t was juft to the beft of theyr light: the fumme ammounting too .†

The Widdow was asked if there was noe Will? Shee answered: noe; neither in word or writing: The Court granted her power of adminiftration upon the Eftate, but withall told her that the third would be hers & the other two partes to be divided betweene her fix children.

Widdow Lampfon p^refented a writeing as the Laft Will of her

* See at the end of this volume.

† Samuel Hotchkiss died on December 28, 1663, and his inventory (in Probate Records) amounts to £30. 0. 8½.

Late husband Thomas Lamson* deceased, but being found defective, viz: being drawne up in his name but yet neither signed nor sealed by him, Deacon W^m Pecke & M^r Nicho: Augur being witnesses were desired to draw it up into such a forme against the next Court as they might safely attest upon oath to be his Last Will & Testam^t: Alfoe Widdow Lamson was ordered to take Care of the Estate untill the next Court & see how matters may be complied betwixt her & her sonne in law & also wth the Credito^{rs} & then at the next Court appeare wth the inventory of her former husbands Estate with this alfoe which she now presented: And then the Court should endeavor to settle the matter.

The Will & inventory of Martha Davis† (presented the Last Court by W^m Russell) came againe to be Considered, & the witnesses of the Will was called to take oath according to Law. But Ellen Glover being one of the witnesses s^d that she could not testify upon oath that that was the Last Will of the Deceased, except y^t Clause concerning Sister Mitchell & her daughter be altered: she was called to testify as she could safely: And upon oath testified that the day & yeare in the Will mentioned, it was the Last Will & Testam^t of Martha Davis, but sometime after this she s^d the Testator expressed her selfe to her that shee would have that Clause in the Will (concerning five pound given to Sister Mitchell & her daughter) altered & now only Betty a bible: This witness furth^r s^d That shee would have had that Clause blotted out or the Will writt over againe. But the Testator would not suffer neither.

Then Elizabeth Mitchell alias Whitnell the other witness was called to give in her testimony upon oath, who s^d That to the best of her knowledge y^t that writing presented to which she had sett her hand was the Last Will & Testam^t of Martha Davis deceased wthout any alteration.

* Thomas Lamson died on December 28, 1663, leaving a widow (his third wife) Elizabeth (Harrison?). Jonathan Lamson, born 1645, was the son of his first wife. Widow Lamson married John Morris in March, 1666, and died soon.

† Martha, daughter of Francis Wakeman, of Bewdley, Worcestershire, England, and widow of William Davis, died in 1663, and her inventory (in the Probate Records) amounted to £134. 2. 9. Their daughter Sarah married William Russell. Elizabeth, widow of Thomas Mitchell, married secondly Jeremy Whitnell.

The Court haveing heard w^t the Witneses testify & finding that they did not agree Declared that the Will was not Legally proved.

Sarah Rufsell daughter of the Testator tendred testimony agreeing wth Ellen Glover afore^d, but she being a principall Legatee in the Will The Court could not allow of it.

The Court after takeing the matter into further Consideration as a Will not Legally proved & therefore according to the Law in that Case did declare: That they judge the mind & scope of the testator to be according to the writing p^resented, onely that one Clause, concerneing five pound given to Sister Mitchell & her daughter Elizabeth, it being not cleare, the Court Leaves it for the Legatees & executor or administrato^r to compound the matter betweene themselves, or bring it to a further tryall if they see cause.

The inventory of the Estate of Martha Davis widdow (Deceased) amounting to y^e summe of _____ was by W^m Rufsell the executo^r upon oath attested to be full to the best of his knowledge, & by Lieuten^t John Nath and Thomas Kemberly fenio^r y^t the apprizem^t was just to the best of y^r light. W^m Rufsell being appointed in the Will before mentioned executo^r, yet findeing the Legacies given therein, farre to surmount the estate as inventorized did renounce in Court the executorship; but accepted of the power of Administration upon the Estate to pay foe farre as the Estate would reach; which was granted him.

[34] AT A COURT HELD AT NEWHAVEN THE FIRST OF MARCH

1663/4.

Nathan^l Tharpe being Called before the Court for stealing venison from an indian called Ourance: Ourance was Called & asked what he had to say against Tharp. Nath on his behalfe declared, That Ourance had killed a deare & hanged some of it upon a tree & brought some of it away & comeing by (on the sabbath day in y^e afternoone) Nathan^l Tharpes house, his dog barked, & Nath: Tharpe came out & asked ourance w^t he carry? & ourance sd venison, & further sd that he had more a litle walke in the woods: Then Nath: Tharpe sd to him that the wolfe

would eate it. ourance fd noe, he had hanged it upon a tree: Then he fd that Nath: Tharpe fd to him, where, where. & he told him a litle walke & to morrow he would truck it; Then to morrow Ourance went for the venifon, & two quarters of it was gone. & he fee this mans track in the fnow & fee blood: Then he came to Nath: Tharpe & tell him that he fteale his venifon; But Nath: Tharp fpeake, Ourance, lie, & that he would tan tack* him: & ourance further f^d y^t he whiſper to Nath: Tharpe & told him if he would give him his venifon he would not difcover him, But ftill he perumptrorily denied it, & told many lies concerning it & after it was found in an out houſe of his, he f^d he had trucked it the weeke before &c. Nathan^l Tharp was aiked w^t he had to ſay to this y^t was Lay^d againſt him? He anſwrd he fhould not deny y^t which was true, But that he f^d foe often to him where, where it was, he did not, but he did afke him where he had been & that he told him in the woods a litle walk & y^t which he had fd before the magiſtrates was the truth, that he had a hurry came upon him to goe to fetch it & he went in y^e evening after the ſabbath & followed the indians track & found it; He fd that his fin was great & god had opened his eyes to fee it, & he delired to judge himſelfe for it. He was told feriouſly of his fin & his fallenes & y^t after he feemed to hold forth ſorrow before the magiſtrates yet then he ſpake falſely & fd that it was a litle before morning he roſe out of his bed & did it, & y^t now he faith it was in the euening before he went to bed, & he was told the ſeverall agravations of his fin as that it feemed to be contrived on the lords day ſtaying at home by reaſon of ſome bodily weakenes, & that he had done it to an indian, & to a poore indian, & when himſelfe had noe need of it & foe often denieing it &c. whereby he makes the Engliſh & their Religion odious to the heathen & thereby hardens them. He was further told that they hoped a ſpirit of repentance would have more appeared in him againſt himſelfe & his fin. foe The Court proceeded to Sentence And for his theft declared that according to the law in y^t caſe that he pay double to the indian, viz. the venifon wth two buihells of indian Corne. And for his notorious Lieing, & the ſeverall aggravations of his fin that he pay as a fine to the plantation 20 ſhillings & fitt in the ſtockes the Courts pleaſure.

* tan tack = thrash.

And he was told that were it not that they Considered him as sometimes distempered in his head they should have been more sharpe with him. Then Nath: Tharp Declared, That, he desired to judge himselfe for his sin; & y^t the lord would blefs their good Counsell to him, y^t foe he might take warneing for the future least it be worfe wth him.

Joseph Manfield, & Moses Manfield, in Court Declared That (being of age) they had received of M^r ffeild their father in Law,* their full portions, for which he stood ingaged, & therefore they now desired he might be freed from all ingagem^t upon y^t account, which was accepted.

W^m Tompson doth Alienate to widdow Smith about 4 acres of meadow lying on the west side neare the field called Springfield, Alfoe about fixe acres of upland more or lesse lying in y^t field bounded with Jn^o Thomas on the one side & Ifaack Beecher on the other.

Widdow Parker† doth alienate for ever to Thomas Beamont three acres of meadow, which was given to her husband out of M^r Lucas his Lott as in Record doth appeare.

John Johnson doth Alienate for ever to Thomas Beamont three acres of meadow of the same Lott which was given him wth 12 acres of upland of the second division, Alfoe two acres of upland in the yorkefhire quarter, bounded with John Johnson on the South East, Christopher Tod & Jeremiah Whitnell on the north-west & the high wayes on the South west & north east.

Jeremiah Whitnell doth Alienate for ever to James Clark three acres of meadow which was given him by the towne out of M^r Lucas his Lott.

Thomas Beamont & James Clarke haveing nine acres apiece of M^r Lucas his meadow, & being lately lay^d out, now agreed, That Thomas Beamont should have his proportion on the South next to M^r Tuttlles y^t was John punderfons, onely James Clarke to have halfe a rod in breadth (out of Thomas Beamonts part) from the great Creeke to the River.

[35] The Will & Jnventory of the Eftate of Thomas Lampfon deceased Left the Laft Court came againe to be Considered: And

* Alexander Field had married Gillian, widow of Richard Mansfield.

† Elizabeth, widow of Edward Parker.

Deacon W^m Pecke & M^r Nicholas Auger upon oath attested that the writinge given in & subscribed by them, is the Last Will & Testament of Thomas Lampton deceased to the best of their knowledge & foe was approved by the Court.

An Inventory* alsoe of his Estate being presented & Taken the amounting to the summe of _____ was by the Widdow of the deceased attested upon oath to containe the whole Estate of her Late husband deceased to the best of her knowledge, & by Roger Alling & Sam^l Whitehead that the apprizem^t was just to the best of their knowledge, & to the widdow was granted power of Administration which she accepted, & the issue of the whole was this, That widdow Lampton & Jonathan Lampton (her sonne in Law) doe live lovingly together as mother & sonne untill the time expired in the Will, & they to be found meate, drinke, & Apparell out of the Estate without contending, & then the Estate to be divided according to Will.

Francis Brown propounded to y^e Court about a debt due from Joseph Benham to the Estate of Edward Watson† Deceased. The Court declared that they saw noe ground to alter their former thoughts.

M^r W^m Tuttle propounded to the Court about y^e youngest child of Rob^t Hill deceased, the widdow being willing to part wth it. The Court told him That if he, & Widdow Hill, would come to the Court in the afternoone in private at M^r Jones his house they should consider of the matter.

In the afternoone The Court being mett together M^r Tuttle & Widdow Hill being present, Widdow Hill declared That Nathan^l Hill youngest sonne of Rob^t Hill deceased being Committed to her (upon her owne desire) by the Court to keepe as her owne; she saw now a necessity of parting with him as the Case stood with her, & therefore she desired that it might be welplaced. Shee was asked if she had any thoughts of any where it might see be? She answered that her thoughts was of M^r Tuttle, & it would be satisfieing to her. M^r Tuttle was asked about the

* Lamson's inventory, on record in the Probate Court, was taken on November 29, 1663, and amounted to £120. 18. 10.

† Browne was administrator of Watson's estate; cf. N. H. Records, iii, 473, 522. A daughter of Mrs. Watson by a former husband was also the wife of Browne's son.

business & he declared that his wife had spoken to him about it & he had of Late Considered of it & findeing such a willingnes in his wife & alsoe in his children to it he had some inclination to take it, if he Liked of the termes. He was desired to propound, & after some debate did propound to have fixteene pound with him of Widdow Hill, but f^d that his Wife was not then at home & therefore he would speake wth her further about it. soe the Court told them that the thing must be orderly done, Widdow Hill relinquishing her Right in the Child & M^{rs} Tuttle being next akinne.* Therefore if M^r Tuttle & the Widdow Hill could agree of termes & come & signify it to the Court they should be satisfied, & it was left wth them soe to doe: M^r Tuttle further declared, that if he & his wife should live they would keepe him themselves, but if any of them should dy, they would dispose of him onely with the Consent of the Court if they see cause to dispose of him.

M^{rs} Anne Gibbard, Widdow of M^r W^m Gibbard deceased, coming to y^e Court Declared; That she being about to dispose of one of her Children in marriage would willingly know the mind of the Court Concerneing their portions; there being some part of the Estate Left (by y^e Will) to the discretion of y^e Court & overseers to divide between widdow & children. The Court Considering of the Case p^resented with the Will of the deceased came to this Conclusion: first Concerneing that third part Left in Will as before expressed, they judged one third of it to the widdow & the other two parts to be divided among the seven Children as followeth (it being according to inventory 50^{lb}: 12^s: 03^d): The Court & overseers Considering Mary† & Sarah Gibbard in reference to some bodily weakenes expressed in Will to allow them out of this ten pound a peice, & then the other five Children, viz: Sam^l, Timothy, Phoebe, Rebekkah, & Abigaile, six pound two shillings five pence a peice, soe that the full portions of the children according to will and inventory exhibited, excepting their parts of that Estate in England, is at present as

* The exact relationship of Mrs. Elizabeth Tuttle (born 1612, died 1684) and the late Robert Hill (born 1615, died 1663) and his first wife (died about 1660), parents of Nathaniel Hill, is unknown.

† Mary, the eldest surviving child of Wm. Gibbard, married Jeremiah Horton, of Springfield, May 5, 1664.

ffolloweth, viz To Mary & Sarah Gibbard twenty pound feventeen fhillings a piece, & to the other five sixteen pound nineteen fhilling five pence apeice: & the widdowes part while the foe remaynes is one hundred fixty one pound foure fhillings five pence befides her part in England.

The Court underftanding that Widdow Lindon* was about to marry out of this jurifdiccion, defired to know of her how the childrens portions fhould be fecured? She answered that the man fhe was to marry were willing to fecure what Eftate was now in being, but fhe could not tell how much it was: The Court told her That there muft be fecurity given before the Eftate goe out of the jurifdiccion.

[36] AT A GEN^{ll} COURT HELD AT NEWHAVEN MARCH. 7th 1663/4.

After the names was Called: The accounts of the treafurer as they was audited for the yeare (62) was read in all the particulars to y^e towne, & according to the Ballance there remayned in the hand of Roger Alling Late Towne Treafurer due to the Towne the full fumme of 22^{lbs}: 03^s: 04^d, befides fome fmall fines which he returned as not willing to give Creditt for as in the accounts doe appeare:

Lieutenn^t Nafh defired the Towne would take notice that there was a confiderable fumme yet due from y^e towne for M^r Malbons:† houfe: The Govern^r Eaton being dead that was to have received it, The Townesmen after tendered it to M^{rs} Eaton, but fhe would not receive it, & foe it lies being never demanded fince.

James Rufsell propounded to the towne whether that y^e clark of y^e traine band giving notice to the Marfhall to warne perfons to the Court for defects be not fufficient? It was answered, That they thought it was, but left it to the order in y^t cafe.

Tho: Kemberly fenio^r acquainted the towne that there was a

* Rosamond, widow of Henry Lindall or Lindon (who died in 1660), married on March 15, 1663-4, Nathaniel Richards, of Norwalk.

† Richard Malbon, an early planter of New Haven, returned to England about 1650, leaving an estate here, and died before 1662.

gun left at his house the Last Alarme & he knew not whose it was.

The Marshall gave notice to the towne that they would see that they were provided wth Ladders,* for he should goe about ere long.

Abraham Dowlittle was Chosen Cryer.

John Herriman propounded to the towne that they would either sell or give him three acres of meadow of the townes, which lay at the Black Rock.†

The Deacons propounded to the Towne That men would come & make up their accounts for the Last yeare, the time being expired: And that men would supply M^r Davenport with wood before ploweing.

Abraham Dowlittle propounded for a piece of meadow above Muddy River, but Left to further Consideration.

It was propounded about swine whether the Townesmen had prepared an order as was Left wth them the Last Court; much Debate there was & at last came to this Conclusion; That fence be kept up according to order. And for the present, because men may dispose of swine against another yeare: It is ordered, (to prevent Damage in corne) That any swine taken in any corne-field after the 20th of this instant, upon notice to the owner he shall sufficiently yoke y^m, & soe keepe them from time to time, & if the same swine be found againe in any cornefield, upon notice to the owner they are to be shut up from going abroad under the penalty of 12^d the first time, & 2^s the second time soe found abroad: provided the fence be sufficient, this order to take place upon all swine above six weekes old & to stand in force untill the towne see cause to alter it.

Thomas Beamont was appointed viewer to joine wth Thomas Tuttle, for the yorkshire quarter untill new viewers be Chosen.

It was propounded that the sheepe might goe this yeare free in the neck, & it was not opposed.

M^r Gilbert propounded to the towne, That they would exchange him some Land that was M^r Tenches 2^d division, lying on the West side, or part of it, & grant him as much above the place

* Respecting ladders, see N. H. Records, i, 52, 212.

† On the East Haven shore.

called the Shepherds pen, neare the Mill River, because he was willing to try to rayfe some food for his horses in winter to wont them there. It was referred to the townesmen to fend some with M^r Gilbert to view it & make report to the towne how they found it.

AT A COURT HELD ATT NEW HAVEN: THE 5th OF APRILL. 1664:

John Alling Plaintiffe entred an action of Debt (against Robert ffoote Defendant) in a summe of one pound fiftene shillings: The Defend^t denied the summe. Then the Plaint declared, that the whole debt at first was foure pound ten shillings, & therefore desired the Defend^t might prove how he had pay^d it: Then after many Allegations on both sides, some evidences being wanting to cleare the case, The Court Left it with y^m to issue betwene themselves before the next Court & told them if they soe did, they would pass by the Charge of y^e Action.

Robert ffoote desired that John Alling would assure the Land to him that he bought of him either by a Bill of sale or by Alienation: John Alling promised him that he would soe doe.

[37] Ensigne Tho: Munson doth Alienate for ever to Robert ffoote, his house, homelott,* & all buildings & fences thereupon, lying next Christopher Todd, with two acres & a halfe in the quarter against John Coopers, lying betwixt M^r Gilbert & W^m Bradly, alsoe six acres wanting some few rods lying in the mil-quarter, between Tho: Kemberly senio^r & Tho: Morris, with a piece of meadow lying at the end of it, the breadth of the Land to the quantity of three acres.

Robert ffoote doth Alienate for ever the same, in all the particulars of it, unto James Rufsell: & upon James Rufells desire he Declared that his wife was now very free in it.

AT A GEN^l COURT HELD AT NEWHAVEN THE 28th OF APRILL 1664.

After the names were called, The Deputy Governo^r informed the Towne that M^r Davenport had something to acquaint them withall, therefore he desired that they would seriously attend to

* Thomas Munson's home lot was on the southeast corner of Church and Elm streets. See N. H. Records, iii, 262.

it: Then M^r Davenport informed the Towne that there was a trust Committed to him by the Last Will of M^r Hopkins: And they might remember how that in M^r Eatons time there was thoughts of Erecting a Colledge here, or Collegiate schoole, & for that end the oyster shell field was designed for such a use, & since a towne Lott called M^{rs} Eldreds lott,* & M^r Goodyeare offred his house to that end, but not accepted, & in this time he sd y^t he wrote to M^r Hopkins about such an intendment, whoe answered, that he would doe something to encourage it, & soe in his Last Will he did bequeath part of his Estate y^t was in New England to that end, And Committed that part to M^r Eaton, himselfe, Capt Cullick & M^r Goodwin,† & left it wholly to their dispose as they saw good, as if it were their owne Estate, but they well knew his meaneing therein. Now it pleased god to take away M^r Eaton & after him Capt Cullick; now there was Letters passed betweene y^m about the dispose of this Estate, & Attorneys appointed about gathering up the Estate where it was in the Countrey; But the magistrates of Connecticut Layd a restraint upon the estate till they had a Coppy of M^r Hopkins Will, & an Inventory taken of the estate, & after this was done, then they would have a Coppy of the Will attested from y^e Court of the Probate of Wills in England, & when this was done they still kept on the restraynt, soe that wⁿ M^r Winthrop was in England, M^r Dally (whoe was put in trust with M^r Hopkins his estate in England) dealt with him about it, & M^r Winthrop promised him y^t when he came over it should be set at liberty, but notwithstanding it was not till this spring, soe y^t now it is free: M^r Davenport further sd that M^r Goodwin & himselfe had Consulted by Letter about the dispose of it, & he told him he would dispose of it to the Commonwealth, & soe he did to y^e Gen^l Court, but y^e fayling of y^e Colony schoole put an end to that; soe that now he would dispose of it to Newhaven Towne, but yet to be improved to y^t end for which it was given by M^r Hopkins, viz; to fit youth (by learneing) for the service of god in Church & Commonwealth: therefore he would have the towne Consider how this should be attained: He further sd that y^e Estate was something

* On the north side of the Green, at Temple Street.

† William Goodwin, who had removed about five years before from Hartford to Hadley, Mass.

damned, yet its thought when all is payd there wilbe a thousand pound in the whole, of which Hartford have gayned foure hundred for a schoole; now the rest was in their trust & he had writ to M^r Goodwin about it & that he thought it was meete Newhaven should have more then Hadly, & soe M^r Goodwin agreed to pay the one hundred pound out of his part to the Colledge in the Bay which they had purposed before to give to it: M^r Davenport further signified to y^e towne, That there was five hundred pounds more after the death of Miitris Hopkins,* which M^r Dally was engaged to see payd: These things he sd, he acquainted the towne with all, y^t if he should die they might know the itate of things, He further sd, y^t we are at present in a low way for Learneing, therefore he would have the towne not to be wanting to themselves in this busines, but his desire & advice was, that the town[e] would allow that maintenance as they had formerly done for a Grammer schoole, & to send to the p^rffident of the Colledge for an able man for that worke to teach the Languages; he alsoe desired that the towne would appoint a Committee y^t might take Care about this Estate, both to apoint some for the receiveing of it, & improveing of it, & sending for a schoolemaster, & alsoe there being many bookes belonging to the towne that they might Consider [38] about building a library upon y^t lott before mentioned, & what else may be thought necessary for this worke: M^r Jones then spake, & sd That he thought that y^t which M^r Davenport had propounded was very acceptable to y^e towne, & might be much for the advantage both of Colony & towne in the welbeing of them: M^r Davenport further sd that he had writt to those concerned about the Estate, that they would sell off that which was to be sold, & he thought that they would doe us y^t favour as to dispose of that part of the Estate which is moit free to us. The towne declared their acceptance with thankfulness of w^t M^r Davenport propounded: And Then the towne after Debate upon the matters propounded came to vote, & first about 30th per annum for a Grammer schoole, & was Concluded, & 2, ffor a Committee for this buines & by vote was Concluded, The Magistrates, Elders, Deacons, & Deputies of the Court as they shall arise to be a Committee for this trust:

*Mrs. Ann (Yale), widow of Edward Hopkins, and an aunt of Gov. Elihu Yale, was now insane, and survived in that condition until 1698.

There was a question propounded, what the present schoole-master should doe? It was answered, that he may be kept in, till another be had: some objections was made against alloweing a Salary to teach English; much debate there was, but nothing Concluded about it at this time.

The Townesmen acquainted the Towne that they had appointed new viewers of fences, viz: Deacon Miles & Jeremiah Whitnell for M^r Goodyears quarter; James Heton & Tho: Augur for y^e yorkefhire quarter, these to take their parts as formerly; Sam^l Whitehead & John Thompson for the subbards quarter; Christopher Tod & Wm Holt for M^r Eatons quarter & oyster ihell field; W^m Bradly & Moses Manfield for those quarters against goodm Cooper; Nicholas Elfey & Tho: meekes for the mill-quarter; Jn^o Clark & Jn^o Smith for Springfield; Izaak Beecher & Jn^o Alling for the 40 acres peice; Edward Perkins & for the Playnes.

Then the Deputy Governo^r acquainted the towne that they must choose new townesmen: The votes being given in, Roger Alling, John Herriman, Thomas Kemberly senio^r, Sam^l Whitehead, W^m Rufsell & Thomas Morris were Chosen townesmen for the yeare enfueing.

David Atwater propounded to the towne That he thought it was meete, the proprietors of the neck should beare part of the fence against him: It was Left to the Committee for the neck to agree with him.

Homes Race M^r Tuttle propounded That the writings about the purchase of the Lands beyond Chefnutt Hill might be searched for, & he would be ready to goe y^e next weeke to take a view of it.

Abraham Dowlittle againe propounded for a peice of meadow above Maukin-Hill; it was granted him for to Cut it this yeare.

M^r Gilbert againe renewed his motion about exchange of M^r Tenches 2^d divifion, lieing on the West side, for soe much above the shepherds pen, lieing neare y^e Mill River (mentioned y^e last towne meeting), & sd he had got Enfigne Munson to view it, whoe declared that he saw noe inconveniency it would be to y^e towne soe to doe, & soe by vote it was granted him.

Leiuenn^t John Nash propounded to the towne, y^t they would

exchang him 30 or 40 acres of his 2^d diviſion & let him have as much of the freſh meadow as they goe to Milford; ſomething was objected againſt it, as y^t if a village ſhould goe on at homes his Race, there would be great need of it for that, & ſoe it was Left at that time.

The Deputy Governo^r propounded That they would Conſider of an addition to the magiſtraey, for he ſd for his owne part he was not able to goe on in the place he is now in, therefore he deſired he might not be thought of any longer, for it was a great affliction to him: There was much debate about it, & at Laſt came to this Concluſion by vote, That they judged it not convenient to proceed to any nomination at this time.

The towne & farmers was remembred to bring in a note of their Eitates to the townſmen the next weeke according to order.

[39] AT A COURT HELD AT NEWHAVEN MAY 3^d 1664

An inventory of the Eſtate of Henry Hummeriton Lately deceaſed was p^rſented taken the 29th of februa: 1663 & ammounting to the ſumme of 85^{lb}: 06^s: 03^d, atteſted upon oath by the widdow to Containe the whole Eitate of her Late huſband to the beſt of her knowledge; & by David Atwater, & Thomas Barnes that the Apprizement was juſt to the beſt of their Light.

The widdow being aiked if there was noe Will? Anſwered noe, not as ſhe knew of; the Court then granted her power of Adminiſtration.

M^r Alexander Bryan of Milford, Plaintiffe, Entred an Action of debt againſt Charles Barnes of Setaukut on long Iſland, Defend^t: Charles Barnes being Called, Sam^l Andrewes as his Attorney anſwered; & p^rſented to the Court a Letter of Attorney under the hand & ſeale of Charles Barnes aforeſaid, & witneſed, which was accepted by the Court, & not objected againſt by the Plaint. The Plaint: being called to prove his Debt, he p^rſented a Bill of particulars of fundry expenſes by Bloomer & Barnes to the ſumme of 11^{lb}: 00^s: 05^d. The Defend^t denied the debt & deſired the Plaint: to ſhew his order y^t he had from Charles

Barnes to pay this money. The Plaint: presented sundry Bills under severall hands, viz; M^r Shearman, & M^r Hawly of Stratford, Jonathan Gilbert of Hartford, Edward Higbee & Rich: Beech: all which shewed Charges expended by Bloomer & Barnes aforeid, & that M^r Bryan ingaged to see them satisfied. The Defend^t still pleaded that the Plaint: would shew his order by which he did it; But the Plaint: shewed none: After some other Allegations impertinent, The Court asked both Plaint: & Defend^t if they had anything to say further in the Case: The Plaint: desired those writings before mentioned might be Considered; for nothing further appearing, The Court proceeded to Sentence, & declared, That according to the evidences given in by the Plaint: there doth not appeare any Legall proove that the Defend^t is debto^r to him, & therefore doe find for the Defend^t the Charges of the Action, & what other just dammages appeare.

AT A GEN^l COURT HELD AT NEWHAVEN THE 9th OF MAY. 1664

The towne was informed, That the Gen^l Court for y^e jurisdiction had ordered a halfe Rate to be payd before the first of June next; in debate about it, it was thought, that there was enough in stock for the paym^t of it.

The Deputy Governo^r againe renewed his motion That the freemen would Consider to adde some help to the magistracy (by nomination of some) for their incouragement & id that formerly there was more helpe when they were more able, & when there was les difficulty then hath been of these Late times; And further id that he had spoken the Last yeare, but he perceived there was noe Consideration at all of him, & it troubled him that he should be held in a place, to which he is for indisposed in his owne spirit, therefore if they did not Consider him in this, they would be wholly disapointed. After Debate & Consideration of the busines they proceeded to vote for one in nomination for the magistracy, & Lieutenn^t John Nash was the person upon whom the vote passed: But he declared, That such was the Condition of his family, that he Could not accept it, but must utterly refuse it.

Ensigne Thomas Munson & John Moïs were Chosen deputies

for the iurisdiction Gen^l Courte for the yeare enfueinge. M^r Yale a 3^d man.

M^r John Davenport, junio^r, L: John Nash, Enfⁿ Thomas Munfon & James Bishop, were Chofen Deputies for the towne Court for y^e yeare enfueinge. Roger Alling the fifth man. Then M^r Davenport aforefd fd That he knew not whether he should hold the place or noe.

John Herriman Chofen Treafurer	} all for the yeare enfueinge
James Bishop Chofen Secretary	
Abraham Dowlittle Chofen Marfhall	

The Deacons propounded to the Towne that they would Con- sider to afford help in feafon, for getting the Elders hay, and particularly about M^r Davenports they fd, That Allin Ball did offer to undertake the stacking & makeing of it, & alsoe give direction to the mowers about cutting of it, if he might have his owne grafs cutt by the help sent. It was thought it might doe well if it could be soe ordered, for there was much lofs for want of some perion to take the Care of it.

[40] Lieutenn^t Nash informed the Court That the military Com- pany was much unfatiffyed to day that they had not the Coulo^{rs}, & y^t some fd they would not trayne if they had not the Coulo^{rs}; Enfigne Munfon anfwrd, That he finds upon tryall y^t he is not able to doe it, & therefore spake to the towne the Last yeare that they would provide another, But he was told, that he should not have deserted y^e Company till another had been Chofen.

Lieutenn^t John Nash was, propounded to be Chofen Captaine, But he declared himfelfe much against it; But it being putt to vote, It pafed for him univerfall, & much was i^d to encourage him to accept of the place.

Enfigne Munfon was Chofen Lieutenn^t for the Company.

The towne then came to Confider about an Enfigne; It was propounded to all the foure Serjeants about it, But they all declared themselves not willing to undertake it. Then Nathan^{ll} Merriman (whoe had formerly been a Serj^t to the Artillery Com- pany) was nominated, & by vote Chofen Enfigne for the Com- pany.

Capt. John Nash propounded that they would recall their nomination of him for a magistrate, But nothing was done in it.

AT A COURT HELD ATT NEWHAVEN THE 7th OF JUNE. 1664.

M^r Tuttle informed the Court, That his Coufin, Widdow Hill, had come to tearmes of agreem^t about Nathan^{ll} Hill, the youngeſt ſonne of Robert Hill (Late of Newhaven deceaſed). The Court approved of what was done, but adviſed them that the Agreem^t might be drawne in to writeing, that foe a briefe entry might be entred, & kept upon Record.

Hannah Wilmot* declared in Court, That ſhe had received of her mother that legacie which was given her by the Will of her father in Law W^m Judſon deceaſed.

Widdow Parker† being about to Change her condition & remove out of the towne, deiſed to know the mind of the Court Conſidering her Childrens Portions. The Court Conſidering of the Cafe & vieweing the InVENTORY & findeing it to ammount to above 120^{lbs}: They Judged 80^{lb} of it to be for the foure Children & the reſt for the Widdow.

The widdow pleaded that there had been ſome Loſs upon the Eſtate, & that ſhe had Layd out a Conſiderable ſumme in Apparell of late for her Children, which ſhe thought ſhe ſhould not beare out of her part: The Court told her that ſhe had her liberty to p^rſent to the Court what ſhe could make appeare that way, & then they ſhould Conſider of it.

The Court underſtanding that all her Children (except one) were of age to Choofe their Guardians, they was Called to know whom they would Choofe. Then Marah being about the age of 17 yeares & upwards, & John 15 yeares & upwards, & Hope 14 yeares & upwards, they all deiſed that their mother might be their Guardian; the youngeſt which was Lidia Parker, not being of age to Choofe her owne Guardian, The Court aſigned her mother alſoe to be her Guardian, all which Widdow Parker (their mother) accepted.

Sam^{ll} Tharpe & Joſeph Preſton were called to anſw^r for their diſorders on the trayning day May 9th (64). M^r Ruſſell Clark of the Trayneband informed againſt them, viz: That Sam Tharp

* Hannah, daughter of Benjamin and Elizabeth Wilmot; her mother had next married William Judſon.

† Elizabeth, widow of Edward Parker, next married Robert Rose, Senior, of Branford.

& Joseph Preston being fet in y^e body wth their armes, the body standing still they left their places, & went up to the top of the meeting house; that when the body was moveing they was to seeke, till they was sent for, & when they came being urged to see & acknowledge their fault before the Company, one fleered & the other Lobd out* his tongue. Corporall Jn^r Alling alioe Testified y^e same & that they would not see their fault: They was asked, what they had to say to what was Lay^d against them? Sam: Tharp answered, y^t they was not long gone, & when they were sent for they were comencing downe; Joseph Preston answered, That he thought noe hurt in goeing away, & that there were others that went away alioe: though he could [not] say any that was fet in the body as they were: The Court laboured with them to bring them to a sight of their euill, & minded them of some reports that were, of their euill & stubborne Carryages to their parents whereby they were a great greife & alliction to them; But nothing p^rvailling to bring them to any sight or acknowledgem^t of their euill The Court proceeded to Sentence them: That for their former disorder & stubbornnes & now soe persisting in it: That they be both fet in the Stockes, & there continue the Courts pleasure, which accordingly was executed.

Philip Leeke† doth Alieniate for ever to W^m Wilmott eight acres of the first division sometime belonging to goodm. Plat, now of milford, lieing on the west side betwixt Henry Glover & Jn^o Gibbs, & was alienated to him in Court s^eeb: (58) as upon Record may apeare.

Thomas meeke‡ propounded to the Court, That they would be pleased to put an issue to a differance betwixt him & his father in law, M^r Goodenhouse; something was sd to him as if they would take some time to doe it.

[41] Zubah Lampton§ haveing been Charged & examined before the magistrates of grofs Pilfring & stealeing severall things both

* Lobd out = dropped out.

† Philip Leeke's land; see N. H. Records, iii. 383.

‡ The wife of Thomas Mix was Rebecca, daughter of Capt. Nathaniel Turner, whose widow had next married Samuel Goodenhouse.

§ Zubah (or Azubah) Lamson was daughter of Thomas probably by his first wife, who died in 1649 (or by his second wife, married 1650, who was the widow of Paul Williamson); how Wm. Tuttle was her uncle is not known.

from her Maſter Hodihon & fundry others, ſhee was now called to anſwer to what ſhould be Layd againſt her & M^r Hodihon haveing made complaint to the magiſtrates againſt her was now aſked what he had to informe againſt her: ffor which he p^rſented a Bill of fundry particulars as took from him by Zubah Lampſon, But did not proſecute againſt her for theft & dammage. There was alſoe bills of other particulars that ſhe had ſtolen from fundry p^rſented by the Marihall: viz. from M^r Morris, Joſeph Alfup, Sam^l Andrewes, M^r ffield, goodw: Vincen, goodw: judſon & Abiah Streete, all which was read to her & acknowledged to be ſtolen by her ſelfe both for the time, & place, & manner of taking them: There was alſoe five ſhillings in ſilver which ſhe had diſpoſed of & was now (as formerly) aſked where ſhee had it, There being great ſuſpicion that ſhe had not told the truth in that matter, haveing been found at firſt in Lies about it & ſome other things; But ſhe anſwered, That y^t was the truth which ſhe had told before the magiſtrates, viz: That on a ſabbath day at evening after the ſabbath ſhee went to M^r Baches houſe & knocked at the doore, & one of his men came to the doore but ſhe knew not which; & ſhee told him, that her father would pray his Maſter to let him have two or three ſhillings in ſilver. He aſked her whoe was her ffather? She told him M^r ffield. Then he bid her come in to the Hall & ſoe ſhe did, & he went & aſked his Maſter, & then by & by M^r Baches ſiſter (viz: M^{rs} Mary) came & gave her five ſhillings in ſilver. Then ſhe told her y^t ſhe did not deſire ſoe much, But M^{rs} Mary (as ſhe ſaith) Replied, take it, that would break noe ſcores; Then ſhe was aſked alſoe about the which ſhe ſd mercy Tuttle & ſhee tooke in M^r Morris his Cellar? She anſwered that what ſhe had ſd was the truth in the Caſe, viz That ſhee & mercy Tuttle went to Nathan^l Tharps & told goodw: Tharp that they had ſome liquors & would come to her houſe the next night & drinke it, & the night Zubah ſd ſhe did goe & goodw: Tharpe was in bed or goeing to Bed, but when ſhe knockt, ſhe came to y^e doore, & then ſhe told her that ſhe had brought ſome Liqueo^{rs} & aſked her if mercy Tuttle had been there? But goodw: Tharp told her noe, Then Zubah ſaith ſhe bid her take her part of the Liqueo^{rs} & ſoe ſhe did, & ſhe tooke the reſt & carried it to Mercy Tuttle (who then lived with John Johnſon) & calling her out by hemming, ſhe aſked her why ſhee did not come to goodw:

Tharpes? She answered they were soe busie she Could not. Then Zubah saith she gave her the Lique^{rs} & she dranke it & thanked her. Mercy Tuttle being examined of this, denied it as knoweing noe such thing.

Then goodw: Tharp was asked what she had to say in it? She answered, That it was not soe as Zubah related it, for she never saw Mercy Tuttle there at all wth Zubah at first, nor Zubah her selfe as she relates it: But she sd That one night Zubah came to their house when she was going to bed & told her she had got some Lique^{rs} & desired her to keepe it till to morrow at night, & then Mercy Tuttle & she, would com[e] & drinke it; But she saith she asked her if she came honestly by it & she sd I, why would she question it? Then goodw: Tharp said That she tooke a pott & poured about halfe of it out into it & sett it up till y^e next night: Then Zubah came the next night againe & asked her if mercy had been there, & she sd, noe. Then she tooke a spoone & poured out some of it & drunk it, & Zubah alsoe drunke some & carried the rest away, as goodw: tharp sd. But Zubah sd, That she drunke none for she doth not Love it. The Court Labouring much to bring Zubah to the sight of her sin & the severall agravations of it did at Last proceed to Sentence; & first called goodw: Tharp & told her, That by her owne Confession it appears that she hath been guilty of encouraging Zubah in her sin, which the Court takes in great dislike, & for which they doe sharply reprove her, & warne her that for the future shee looke better to her family that she entertaine not any young persons at unseasonable times nor in such wayes againe.

Zubah was alsoe told that goodw: Andrewes hath loit a table Cloath & some napkins besides those things which was found wth her & Therefore was asked if she knew not of any that had y^m? She answered, noe, onely goodw Hodfkis told her one fourth day at night between Sam^l Andrewes his houses & her Master Hodfhone, y^t she had got a table Cloath & some napkins there: Goodw. Hodfkis was examined of this before the magistrates & of what else she had Charged her, as being one that stirred her up to this wickednes when she was about to goe to M^r Hodfhon: But she peremptorily denied it & sd there was noe truth in it at all, but she thought Zubah did it out of malice against her, because she had told M^r ffield & his wife of Zubah being unseasonably out

at Nathan^{ll} Tharps house. Nathan^{ll} Tharp & his wife alsoe testified that Zubah sd she would be avenged on goodw: Hodfiks or even wth her for it; soe that the matter was left wth god to bring the truth to light in his owne time [42] And before the Court proceeded to Sentence, M^r Tuttle desired: to speake to the Court, & haveing Liberty, wth great affection sd. That though her sin had been very great yet he did much pittie her & would doe her all the good he Could & he therefore desired the Court would shew her what favour they could & that she might be in such a place & family where she might enjoy the meanes of grace & be well educated for the good of her soule: The Court told her that shee sees how her unkle is affected towards her for her foules good & therefore was wished seriously to mind her owne good & soe the Court proceeded to sentence And Declared, That seeing none, that made complaints against her to the magistrates appears to prosecute against her, for theft & dammage as they might have done, they shall onely take notice of the Case as sin against god & a publicke offence, being of evill example to others &c; And Therefore doe sentence Zubah Lampson, being Convicted of gros thefts & great aggravations of her sin, in adding sin to sin in gros lying, & Considering the light she hath lived under & the education that she hath had, that she could not but know it to be a great sin, & at such a time when one for facts of the like nature was under punishm^t, & she not take warning thereby, therefore its meet she should be made a warning to others, & Therefore, That shee be publikely & severely whipped to morrow after Lecture, that others may heare & feare & doe no more soe wickedly.

AT A GEN^{ll} COURT HELD AT NEW HAVEN JUNE. 27th. 1664

The Deputy Governo^r propounded to the Towne about the schoolemaster, his yeare being Lately expired, whether they doe not thinke meete he should goe on in his worke as formerly untill M^r Chancie* come? The matter being debated was Left to the Townesmen to agree with him.

* Probably Israel Chauncy (Harvard Coll. 1661), who finally settled in Stratford.

The Deacons propounded to the Towne that they would Consider to affoord some help for the Cutting of the Elders hay, especially of M^r Davenports, & declared that Alling Ball would get it made & stacked if he might have helpe but for the Cutting of his grafs; upon which motion severall persons ingaged for sundry dayes moweing.

The orders of the Gen^l Court in May Last were read to the Towne.

M^r Jones propounded to the Towne That those whoe were Concerned in y^e busines of fenceing the necke that they would come to an issue in it.

Samuell Miles* acquainted the towne y^t he Lately fitting in the schollars feate observed many disorders in young persons on the Lords dayes in the time of the Publique worship of god.

There was much Complaint of dammage done in quarters by bayting of Horses and other Cattle & after much debate the Towne saw Cause to order as followeth, That noe Horse or other beaft shalbe bayted in any quarter or Corne feild about the Towne, but upon the owners owne proprietie; And w^t ever Horse or other beaft aforeseid shalbe found upon any place in the sd quarters & not upon the owners Land wthout expreis License from anothe^r, where he is soe bayted or found, Any persons soe transgreising shall pay for each Defect five shillings besides Dammage [halfe of which 5^s to y^e pounder & y^e othe^r halfe to y^e plantation; added: June 11th 1666.]

The Committee for the school appointed by the Towne Aprill 28th 1664 being mett together the 23th of June (64) to Consider of matters belonging to their trust: M^r Davenport acquainted them that (notwithstanding what hee had declared to y^e Towne Aprill 28th (64) aforeseid Concerning that part of M^r Hopkins Estate which was Committed to his trust for the encouragement of Learning in these parts) That he must always reserve that Liberty to himselfe while he lived here as he did from the Gen^l Court, that is to have a negative vote in anything that might bee

* Eldest son of Deacon Richard Miles; baptized 1640.

p^rjudiciall to the true intent of the Testato^r for that Lay upon his Conscience as his trust that he must looke too while he lived.

Some persons of Connecticut coming into the towne the meeting broke up wthout any further Conclusion.

Noe Particular Court in July, noe bufines p^rsenting it selfe.
Noe Particular Court in August for the Like Reason.

[43] AT A GEN^l COURT HELD ATT NEW HAVEN THE 24th OF
AUGUST. 1664:

The Deputy Governo^r acquainted the Towne that there were fundry reports of Danger by the indians & That the Dutch Governo^r being Lately at the ffort Aurania,* & he being in Danger in respect of the Kings Commifsion^{rs} it is reported that he hath ingaged fundry of the indians to a great number to sett upon the Englifh at the fame time wⁿ the Commifsion^{rs} aforefd did make an onsett upon the Dutch, therefore he thought it was not o^r way to be secure, things being in such a posture through the Countrey as now they are. John Thomas alsoe declared to y^e towne, y^t he heard M^r Winthrope advise M^r Gold of ffairefield to give notice to y^e townes that they be carefull of the watches till they heard further:

The Deputy Governo^r alsoe furth^r acquainted the Towne that he had received an open Letter from M^r ffenne† which came from Captaine Willett (wth anothe^r directed to M^r Winthrop) wherein was signified as y^t the Englifh att Hadly had countenanced & abetted the indians about them in murdering of two mefsengers of the Mohaukes; The like intelligence he fd, y^t he had received

* Fort Aurania, or Fort Orange, built by the Dutch at Albany.

Royal Commissioners had arrived in Boston a month before, who took possession on August 29 of New Amsterdam, under the patent given to the Duke of York. This move compelled the union of the New Haven and Connecticut colonies, as the only means of safety from encroachment by the Popish Duke.

† Benjamin Fenn, of Milford, one of the magistrates.

from our ffreinds at Stamford, whereby it was thought that the indians were incensed againſt the Engliſh.

Divers perſons alſoe in Court ſpake as if ſome indians of Late had Carried it very inſolently in ſome houſes both in the towne & at farmes; The Towne Conſidering of the matter after much debate came to this iſſue, firſt, That the indians have notice that they come not into y^e towne wth their armes after ſunſett, and that all ſtrange indians be cauſed to depart from amongſt our indians.

2. That for the p^{re}ſent time of danger there be two men hired at y^e publike Charge to ward in the day time: And that the Watches be reduced to ſeven a night, according to former orders in the like Caſe.

Capt: Naſh propounded to the Towne that they would apoint a time as would beſt ſute their occaſions to trayne, & it was agreed to be ſecond day come fortnight.

M^r Gilbert propounded about the necke, that there might be ſome ſtop made at the Bridge to keepe in the oxen for the p^{re}venting of dammage in indian Corne.

The towne were acquainted that its neceſſary ſome rates be lay^d for the defraying of Publike Charges both of towne & juriſdiccion. After debate it was ordered y^t a Rate & halfe be pay^d into the towne Treafurer, the one halfe in octob: next & the other halfe in March next after, in ſuch pay & at ſuch prices as is ordered by y^e juriſdiccion.

Richard Johnſon acquainted the towne that the pound is not fit to keepe any Cattie in; he thought there muſt be ſome new Poſts gotten to repayre it.—

The Deputy Governo^r acquainted the towne that he heard y^t ſomething done the Laſt Gen^l Court for y^e juriſdiccion was miſreported, as if we had invited Connecticutt men for a compliance:* he ſd nothing was moved upon that account, & ſoe told them the vote & deſired that harſh Cenſures might be ſuſpended, & further ſd that the buſines was Left to be iſſued by the Commiſſion^{rs} according to the Articles of Confederacon at their next meeting.

* The vote of the laſt General Court, as given in N. H. Records, ii, 546. was that if the Connecticut Colony come and make a claim upon New Haven by virtue of their charter, New Haven will ſubmit, pending a meeting of the Commiſſioners of the New England Colonies.

[44] AT A COURT HELD ATT NEWHAVEN THE 6th OF
SEPTEMB: 1664:

John Cooper fenior p^resented an inventory of y^e Estate of John Vinton* & Elinor Vinton his wife, both deceased, as priz^{ed} by Thomas Kemberly fenior & Francis Browne; But the children of the Deceased being not come as were expected, The Court was adjourned untill the next morneing & they all with the Children ordered to make their appearance, which accordingly they did.

And Elinor Vinton, the Eldest Daughter of y^e deceased, being about the age of fixteene yeares, was asked if the Inventory was full? Shee declared y^t she was cleare y^t it was a true & full Inventory to y^e best of her knowledge & could take oath of it, & accordingly she did; Thomas Kemberly fenior & Francis Browne alsoe testified upon oath y^t y^e apprizem^t was just to y^e best of light, excepting some few thinges that were at M^r Tho: Yales which they had not seene. There being fundry debts Charged in y^e Inventory as due from this Estate they were read, & Elinor Vinton aforefd was asked if she had anything to say against them or any of y^m? She said noe, but thought they were all just.

The Eldest sonne, whose name was John, being about y^e age of 14 yeares, & his Sister Elinor aforefd were asked whoe they would desire as Guardian or overseer to administer upon the Estate? They both desired That M^r Tho: Yale & John Cooper aforefd might doe it, which the Court approved & soe Committed the Care both of y^e Children & Estate to them to see y^t the debts be pay^d & righteousnes attended which they accepted.

The Court haveing had some thoughts of giving liberty for y^e disposing of y^e Children as orphans according to order. But understanding that the Children had received a Letter from M^r Purchase Clarke of the iron-workes at Ling, which was p^resented & read (& is alsoe kept upon file), wherein he shewes much affection to y^e Children & Earnest desire of y^r commeing thither where their parents had formerly lived, & they bred & Borne, & most of their friends & some remote relations being there, he alsoe promised to take y^e Care of them & to see y^m disposed off

* John Vinton, of Lynn, seems to have been concerned in the East Haven iron works, where he and his wife died, both on August 3, 1664. Oliver Purchase, of Lynn, was concerned in the same works.

for their good; The Co^t alsoe understanding by Bro: Cooper y^t M^r Purchase was an able man & of good Repute for godlines & y^t he had told him y^e substance of w^t he had writt when he was Lately in y^e Bay; Now the Court haveing Considered the Cafe & perceiving by the Children an earnest desire to goe thither, upon this motion did judge it best for y^e Children y^t they be sent with the first Conveniency, & soe did order M^r Yale & Jn^o Cooper to take the Care of it & see them comfortably provided for their voyage, which accordingly they did & as we understand since by Patricke Morraine, sometime servant to M^r Purchase, coming from thence, the Children were Loveingly received by M^r Purchase aforeseid & very well disposed of as might be for their good.

BEFORE THE COURT AT M^r JONES HIS HOUSE OCTOB: 25th: 1664

Upon the desire of M^r Samuell Wakeman & M^r Samuell Kitchell the Court mett to heare what they had now to propound, whoe Declared That they being Executors of y^e Estate of M^r John Wakeman, their ffather now deceased, haveing made a tender of the Estate of Jn^o Walker* their kinfman deceased according to the Courts order, they informed y^e Court y^t the La^{it} intelligence they received from his freinds in England Concerning it was, That they thought the Estate might be better here then there, therefore they now desired to know the Courts mind concerning it, & declared themselves willing to resigne up the estate into the Courts hands if they knew how better to dispose of it, for they were not willing to be responsible to any for more then the principle, but would rather give something to be freed of it, for they did not know that the improovem^t would advance the Charges expended. The Court declared that they know not any soe fit as y^m selves (being related to him) to intrust with it, & therefore, if they would now ingage to the Court to be responsible for the principle when it shalbe legally demanded, it was as much as they should require; Which they both jointly & severally accepted, & ingaged unto y^e Court to see performed.

* Mr. John Wakeman's servant, John Walker, died in 1659 (cf. N. H. Records, iii, 346, 425); Mr. Wakeman died in 1661, and his estate was administered by a son (Samuel) and a son-in-law (Samuel Kitchel, husband of Elizabeth).

[45] AT A COURT HELD AT N-HAVEN THE FIRST OF
NOVEMB: 1664:

Samuell Hemmingway Plaint. } In an action of debt, wth Charges
John Cooper fenior* Defend^t } & dammages unto the value of 14^{lb}:
The Plaint declared That one Thomas Sewell came from Say-
broke to worke at the iron workes (June 4th (63) & coming
to his houfe his father Cooper ingaged to pay for his diat while
he workt for him in the workes; now in Octob: next after, his
father & he reckoned, & he pay^d him for his dyat to y^t time;
now since y^t time he being to goe from y^e Capts houfe to his
owne, there being feverall men at dyat wth him, he fpake to y^m
to provide for themselves for they were not like to goe with him,
& foe they fpake to his father Coop. about it & they fd that he
told them y^t he would provide them vittayles, & tooles if they
could get a place to be in; foe telling him w^t his father had fd
Thomas Adams & Thomas Sewell went along with him to his
houfe & he dyated y^m, & foe he had provifions of his father
toward their dyat, viz: a barrell of Beefe & when it was almost
fpent he went to M^r Yale & his father & told them y^t his meate
was almost fpent & y^t it had not y^e Packers marke on it. After
this speakeing wth his father at Jn^o Potters houfe he told him
y^t if he would not fupply him he muft take away his men; his
father answered him y^t he would get him meate as foone as he
Could & as good as he Could & pay for their dyat, & what would
he have more; & accordingly as foone as he Could he brought
from y^e towne a barrell of Porke & beefe & he had it of him, &
foe it pafst along, & he boarded this Tho: Sewell untill about
tenth of July (64), & then he ran away & he had demanded this
money of his father, but he refuses to pay it; it comes to about
nine pounds, his dyat; therefore he desired of y^e Court Right in
y^e Cafe.

The Defend^t anfwrd That for y^t time from June to october
he did pay him as he had ingaged, but for y^e time since he did not
underftand any Contract for y^e dyat of Thomas Sewell & Tho:
Adams, but they went wth him to his houfe upon w^t account he
knowes not, for they was not then in y^e worke for fometime, But

* Sarah, wife of Samuel Hemmingway, and Hannah, wife of John
Potter, were daughters of John Cooper, Senior.

about three weekes after, these two ingaged to cut 100 Cord of wood by the first May next, & he sd y^t he had desired his sonne to dyat one, but he refused; but indeed when David Phillips went to his house he did let him have a barrell of Porke & Beefe, & further pleaded y^t when he reckoned wth his sonne the last March, his sonne did not bring in these two Toms dyat, though he spake to him of it; he answered he should doe well enough wth y^m now; to this last paisage M^r Yale testified y^e truth of it, being p^rsent. Sam^l Hemingway was asked the reason of this? He answered it was because he had his fath^{rs} promise for it, & he had not then reckoned with the men which they used to doe before they bring it to account: The Defend^t owned y^t he sd to those two if they could get a place to be in y^t he would find y^m vittayles & tooles, But did not owne any Contract for y^r dyat from octob. before mentioned; therefore the Plaintiffe was called to produce his prooffe; ffor which, John Potter was called whoe testified That he heard his ffather Cooper say y^t he would pay Sam^l Hemingway about boarding the men; he could not say for fewell in particular, but onely of y^e men in generall, for his father and he comeing one day to y^e water side together his father spake of a great deal of trouble he met wth about these men & y^t Samuell Hemingway was unsatisfied about the provision, & his father sd he would gett the Best he could for him & he knew not w^t he Could doe more.

Hannah Potter alsoe testified That in ffebruary last or the beginning of March her Bro: Hemingway at their house telling her ffather That if he would not provide meate he must take the men away & provide for them, & Her ffather then answe^rd him, That he would get him as good as he could & as soone as he could & pay for the mens dyat, & w^t could he doe more: now there was onely then at dyat David Phillips, Tho: Sewell & Tho: Adams.

Hannah Potter further testified Concerning y^t time of october when they went to her brothers That her father was troubled That Sam^l Hemmingway would not take the men, & sd y^t if Sam: would dyat them he would see him pay^d. The testimony given in on each side were accepted both by Plaintiffe & defend^t wthout oath, & the Court haveing heard w^t they had to say deferred y^e matter for further light till y^e next Court, & they

ordered them to attend & bring in w^t they had further to fay in the Cafe.

Deacon Pecke propounded to y^e Co^rt in y^e behalfe of Leonard Auftine his kinfman; y^t Job Hall had made over all his Right in accomodations of Land & meadow in or about N-Haven unto this Leonard Auftine aforefd & had writt to him to fee him poſeſsed of it. Now to cleare the matter he p^rſented a Letter of Attournie in y^e forme of a deed of Convayance under y^e hand of Job Hall, which was read & approved, noe one appeareing to lay foe good a Clayme, But y^e f^d Leonard not being of age for Convayance of Lands Chofe Deacon W^m Pecke for his Guardian & foe it was made over to him in his behalfe, viz. all the lands that did of Right belong to Job Hall,* He paying y^e Alienation.

[46] Thomas Beamont being in poſeſſion of the homelott of Job Hall aforefd & haveing (as he ap^rhended) Juſt Right thereunto as by a writeing under the hand of y^e fd Job Hall Left in y^e hand of Authority here when he went for England might appeare, but this writeing not being at p^rſent to be found he declared, That he had come to a compoſition for y^e fd Lott wth Leonard Auftine by y^e advice & concurrence of W^m Pecke, now his Guardian, & therefore now deſired it might be fettled to him in Court, which accordingly W^m Pecke in y^e behalfe & wth y^e Conſent of y^e fd Leonard Auftine now p^rſent did now Alienate to the fd Thomas Beamont wth all y^e Rights & priviledges thereunto belonging for ever:—onely Tho: Beamont deſired this proviso might be Entred, y^t if at any time hereafter y^e forementioned writeing be found & it there by appeare y^t the fd homelott, was his owne before, y^t then y^e fd Leonard Auftine returne backe y^e value now agreed to be payd for the ſame, viz: 3^{lbs}, & this the fd Leonard declared his Conſent unto, this alienation to be payd betwixt y^m.

AT A GENE^{ll} COURT HELD AT NEW HAVEN NOVEMB: 19th 1664:

The Deputy Governo^r acquainted the towne y^t the occaſion of y^e meeting was, that there were ſome Gentlemen from Con-

* Job Hall's home lot was on the ſouthweſt corner of Elm and High ſtreets; he had returned to England ſoon after 1650.

necticut that had something to acquaint y^e towne withall, & he thought the buſines in Gen^{ll} was to require our ſubmiſſion to Connecticut wth ſome oth^r propoſitions: He further minded y^e towne of the peace & unity y^t god had hitherto Continued amongst us & the many bleſings both on y^e Right hand & Left y^t we had enjoyed under this government, & alſoe told the towne that wee are a people in Combination wth oth^{rs} & therefore could not give a full anſw^r without firſt acquainting y^e other plantations, & then y^t we ourſelves were not a full meeting of y^e towne, divers of y^e farmes having not warning: But the Gent: being come in, M^r Jones deſired to ſee their Commiſſion; They declared that they ſhould ſhew it to perſons deputed, but after Read it, & then declared what they had to ſay to y^e towne. (The perſons were M^r John Allyn & M^r Sam^{ll} Shearman.) Theſe Gent: urged to have y^e matter put to vote, but they were told y^t y^e townemeeting was not full; But M^r Allyn ſd y^t if M^r Shearman did Conſent, which he thought he would, he ſhould take the boldnes to put it to vote himſelfe, but his ſpeech was diſliked & after witneſed againſt & they were deſired to withdraw a while & the towne would Conſider to give them an anſw^r; & ſoe they did, & the towne Conſidering of it came to this Concluſion as their p^{reſent} anſwer by a Gen^{ll} vote, onely one diſſenting; which anſw^r follows their declaration: The Gent: aforeſd being called in againe the anſw^r was read to y^m; they deſired a Coppy of it, which was granted, they Leaveing a Coppy of w^t they had declared which they promiſed, & is here infered as ffolloweth:

Wee underwritten In his Maj^{ties} name by order from y^e Gen^{ll} Aſſembly of Connecticut doe require all y^e inhabitants of y^e towne of Newhaven to ſubmit to y^e governm^t Eſtabliſhed in y^e Colony of Connecticut by his Maj^{ties} gracious graunt to y^e Colony of Connecticut.

Wee doe declare y^t y^e Gen^{ll} Aſſembly of Connecticut doth inueſt W^m Leete & W^m Jones Eſq^r, M^r Gilbert, M^r ffenn, M^r Crane, M^r Treat & M^r Lawes with magiſtraticall power to aſſiſt in y^e governm^t of y^e plantations of Newhaven, milford, Branford, Guilford & Stanford & y^e people thereof, according to y^e lawes of y^e corporation of Conecticut, or ſoe many of thoſe orders y^t formerly have been of uſe amongst y^m & are not contradictory to y^t Tenor of o^r Charter, untill y^e Court order otherwiſe;

Wee doe alsoe in y^e name, & by order of y^e Gen^l Assembly declare that all other military & Civill officers are Etablissemented in their respective places untill y^e Court in May next. Wee doe alsoe declare by order from y^e Gen^l Court aforeid that they will not call to account what hath formerly pased to an issue in your Courts of judicature.

John Allyn
Samuell Shearman

Wee doe further declare y^t it is intended by the Gen^l Court of Connecticutt that y^e ffreemen of N-haven upon y^e p^resentm^t of their names (wth testimony) be accepted as ffreemen of Connecticutt.

John Allyn
Samuell Shearman

[47] Here ffolloweth two writeings Recorded at the desire of M^r William Jones.

Whereas my much Honord ffather Theophilus Eaton of New-haven in New England merchant did by his Will bearing date the twelfth day of August one thousand six hundred fifty & six amongst other things declare that his mind & will was that the rest of his Estate which was not by the said Will before disposed of, both in houses, Lands, farmes, mills, with all Reversion or Reversions & moveables, should be divided amongst his three Children, Theophilus, Mary, & Hannah in Equall shares as by the said Will, relation thereunto being had, more fully may appeare; And Whereas my sifter Hannah hath by her deed under hand & seale duely perfected, bearing Date with these p^resents, Remised, Released & for ever quitt Clayme unto me of all the Right, title or demand which she hath or any wayes may Clayme or Challenge by virtue of the sd Will or otherwise unto any Lands, Tenements or Hereditaments belonging to my sd ffather in the Parish of great Budworth in the County of Chester in England, and hath Covenanted to secure the same unto me from all persons Claimeing by from or under her or the sd Will: And Whereas in Consideration thereof & of a Gilt Bafon & Ewer, I have entred into two Bonds of this Date for paym^t of one hundred pounds unto her, that is to say fifty pounds on the third day of october next & fifty pounes on the second day of April in the yeare

of our Lord one thousand six hundred & sixty — as by the sd Bondes, relation thereunto being had, more fully may & doth appeare; Now know y^e that I Theophilus Eaton, of Dublin in Ireland, Esqr, sonne & heire to the said Theophilus Eaton deceased, have further, for & in Consideration of the sd Release perfected as aforefaid, Bargained & sould like as by these p^rsents I doe Bargaine & sell unto my said Deare sister Hannah Eaton all my Right, Title & jnterest that I have or any wayes Claime of in or unto any the personall or Real Eitate in New England consisting in houses, Lands, Tenements, Goods, Chattells, debts and Creditts belonging to my said ffather & by his said Will devised & left unto me and doe by these p^rsents give unto my said sister full Power & absolute authority to receive, order & dispose with the same to her best advantage and as she judgeth moit expedient, without giving or rendring any Accompt unto me, my Executo^{rs} or Administrato^{rs} for the same or any part of the same; In Witnefs whereof I have hereunto sett my hand & seale this Eight and twentieth day of March, one thousand six hundred fifty & nine. 1659.

Theophilus Eaton.

Signed, sealed and delivered
in the Presence of
Thomas Yale
Jno Pepper
Sarah Hoghton
Sa: Eaton

Know all men by these p^rsents that I Hannah Eaton of the Parish of st Andrew Holborne, London, Spinster, for & in Consideration of a marriage by gods permission shortly to be had & solemnized betweene William Jones of the Parish of Martins in the field in the County of Midd. Gent: and mee the said Hannah Eaton, Have given, granted, assigned and sett over and by these p^rsents doe fully clearely & absolutely give, grant, assigne & sett over unto the said William Jones his Executo^{rs} Administrato^{rs} & assignes All my Estate, Right, Title, interest, property, profit, Clayme & demand what soever of, into & out of all & singular meſsuages, Lands, Tenem^{ts}, Mills, Hereditaments & other reall & personall Eitate whatsoever, whereof and wherein I have or ought

to have any Estate, right, title, or interest, which are situate, Lying & being within the Commonwealth of England & in New England and in any other place or places whatsoever, by force, virtue or meanes of the Last Will & Testament of Theophilus Eaton Late of Newhaven in New England aforeaid, my Late ffather, deceased, beareing date the twelfth day of August, one thousand fixe hundred fifty & fixe, or of one writing bearing Date the Eight & twentieth day of March now last past, made by Theophilus Eaton, Esq^r, my brother, unto mee, or by any other wayes or meanes whatsoever or howsoever, To Have & to Hold, the said p^rmisses hereby given, granted, assigned & sett over unto the said [48] William Jones his Executors, Admi^{rs} and Assignes from henceforth peaceably and quietly for ever. In Witnes Whereof I the said Hannah Eaton have hereunto sett my hand and seale the fourth day of July In the yeare of our Lord One Thousand six hundred ffifty and nine.

Hannah Eaton.

Sealed and delivered in
the presence of
David Yale
France
John

Here followes some writings Recorded at y^e desire of M^r Benja: Ling, wth Consent of the Court at Newhaven.

I Tho: Yale* of New Haven as Agent, Authorized and Intrusted, for the settling, & deviding of an Estate Left by y^e Late Hono^{ble} Theophilus Eaton Esq^r betwixt his Children, Theophilus, Mary and Hannah, I hereby doe declare, that It is agreed betwixt M^r Valentine Hill of Piscattaway, Merch^t, (husband to the said Mary) and my selfe, that he shall have & enjoy the whole ffarme belonging to the sd Estate, Lyeing at Stony River, with all buildings thereupon, and appurtenances thereunto, to have & enjoy the same to him & his heires for ever,

And I the aforeaid Valentine Hill, in Consideration of y^e said ffarme, & other Estate in Cattell already received, doe acknowledge my selfe fully satisfied & payd the portion or Legacy given

* Thomas Yale, uncle of Elihu Yale, was a son of Governor Eaton's second wife.

unto her by her father, and hereby doe acquitt, both the said Attornie & the proprieto^{rs} to that Estate of all debts, dewes, and demands in New England for ever; In witness hereof we have Enterchangeably set our hands & seales this 12th of September, one thousand six hundred fifty & nine, 1659.

Thomas Yale, Seale.

Scaled and delivered
in the p^resence of
Mathew Gilbert

Know all men by these p^resents that I Valentine Hill of Dover in Piscattaq. River in New England, M^rch^t, & Mary my Wife, for & in Consideration of the summe of two hundred & thirty pounds to us in hand pay^d before the enfealing & delivery hereof by M^r Nathaniell Micklethwaite of London, M^rch^t, wherewith we acknowledge o^r selves fully satisfied, doe by these p^resents give, grant, bargaine, sell, alicane, assigne & sett over unto the sd Nathaniell Micklethwaite, M^rch^t, his heires, executo^{rs} or assigns for ever a Certaine ffarme, Containeing three hundred Acres of upland, be it more or Less, with sixty [49] Acres of meadow, be it more or Less, adjoyneing therunto, wth all the buildings thereupon & appurtenances & priviledges thereunto belonging or appertaining, which s^d ffarme & appurtenances was formerly in the po^ssession of Theophilus Eaton, Esq^r, Govern^r of New Haven, given by him as Legacie to Mary My Wife & is scituate & being at Stony River in the towneship of Newhaven in New England afore^sd, And I the sd Vall: Hill & Mary my wife doe hereby promise to y^e sd Nathan^l Micklethwait that the sd ffarme wth all the bargained p^remises are free from all failes, Mortgages & incumbrances w^t soever, & that the sd Vall: Hill and Mary my wife are the true & proper owners thereof at the making of this p^resent writing, & furth^r I the sd Vall: Hill & Mary my wife doe hereby promise to defend the title thereof against all manner of persons from, by or under us Layeing Claime to y^e same, & to deliver up all writings Concerning the same fayrely written & uncanceled, and to give such further assurance to the sd Micklethwaite of the above Bargained p^remises as he or his Learned Counsell shall devise, And hereunto I the sd Vall: Hill & Mary my wife doe bind ourselves, o^r heires & Executo^{rs}. In

witnefs whereof have hereunto put our hands & feales the fecond day of Novemb: one thoufand fix hundred and fixtie 1660.

Val: Hill O
Mary Hill ()

fealed & delivered in p^rnce of

William Norton
Elias Stileman
Tho: Trenicke*

This jnstrum^t above was acknowledged by M^r Vall: Hill & Mary his wife to be their free act & deed y^e 15 Novemb: 1660. Before me Elias Stileman—Commiffion^r.

That Whereas Valentine Hill of Dover, Pifcataq. River, have fould unto M^r Nathaniell Micklethwaite of London, M^rch^t, a farme for two hundred & thirty pounds sterll. in hand payd, thefe p^rfeents Witnefs y^t in Cafe the fd M^r Micklethwaite fhall at any time within eighteene months from the date hereof diflike of the fd bargaine, that then the fd Vall: Hill doth hereby oblige himfelfe unto the fd M^r Micklethwaite or his afsignes to give him or them the fd fumme of two hundred thirty pounds in fifteen moneths time from the time y^t the fd Micklethwaite fhall give the fd Hill notice of his diflike, in M^rch^tble boards, at fifty fhillings per mill., & mer^t pine two inch Plankes, at fower pounds per mill., & upon true payment as aforefd the s^d ffarme to returne back againe unto the fd Hill. In witnes whereof the fd Vall: Hill hath hereunto fet his hand & feale the 2^d of Novemb: 1660.

It is agreed that the boards & Planke above fpecified are to be delivered in fome convenient place in Pifcataq^r River.

Val: Hill ()

Teftes Elias Stileman
Witnefs John Sealy

[50] AT A COURT HELD AT NEWHAVEN DECEMBER. 6^t. 1664.

The Cafe depending betwixt Sam^l Hemingway Plaintiff & Jn^o Coop^r Defend^t y^e Laft Court came now againe to be Considered, & for further evidence in y^e Cafe the Plaint: defired that

* Perhaps a scribe's error for Thomas Trickey (of Dover, died 1675).

Ralph Ruissell might speake, & he having Liberty testified, That Jn^o Coop^r senio^r promised to see Sam^l Hemingway payd for the dyatt of Thomas Sewell soe long as he was in the worke. This he sd was June 4th (63). The plea on both sides was read & Considered; the Plaint: & Defend^t having noe more to say, The Court proceeded to sentence, which was this. That they find for the Plaintiffe That the defend^t pay for y^e dyat of Thomas Sewell to y^e plaint: from the 28th of octob: (63) to y^e tenth of July (64) according to just account; & for Coit & Court Charges 8 shillings.

James Ruissell doth alienate for ever to W^m Trowbridge his house & barne & homelott, with two acres $\frac{3}{4}$ on the west side, being part of his first division, lying betwixt Land sometime belonging to Mathew Camfield on y^e one side & Thompson on the other side, & all his 2^d division more or lesse, wth the 3^d part of two acres of meadow Lying in Solitary Cove: The Alienation to be payd betwixt y^m.

John Brookes (having been complayned of by Thomas Morris for very boysterous & distempered Carriages in his family, throweing downe his wife &c & makeing great disturbance) he now acknowledged his evill & profest himselve sorry for such a disorder in breaking the peace, confest it was done in his passion & he hoped he should take warneing & be more Carefull for the future; he was seriously warned soe to doe. Bro: kemberly being one that helped to issue the busines betwixt Tho: Morris & Jn^o Brookes, declared That he ap^hended John Brookes had spoke to Tho: Morris his satisfiacion, onely he was to declare the matter to the former Arbitrato^{rs} all together, which John Brookes had not attended, onely as he sd he had spoke to y^m apart, which Thomas Morris seemed not to be satisfiayed with.

Sam^l Iford haveing beene complayned of a grois publike disorder & to the dammage of some persons, as being suspected to have a hand in y^e splitting of fundry new posts neare the West bridge of George Rolles, & of splitting posts & breakeing downe a parcell of ffence belonging to Jn^o Alling in y^e West Lane, it being on the evening before the sabbath & he being seene to come y^t way with an axe after sunsett; The posts were seene unsplit & the fence a litle before his coming home & yet was seene the next morneing all done, as persons came to y^e meeting; he have-

ing beene examined before y^e magistrates about it did owne his coming y^t way foe late & bringing an axe but fd he tooke it up at Ifaack Beechers, but denied y^e doing of it, but Confesed there was juft ground of fufpition againft him; he being bound over to anfw^r the matter at this Court was now called to know what he had further to fay for him felfe? He answered y^t he had given in what he had to fay already, & therefore if any did accufe him he fd he was ready to anfw^r. He was then minded of w^t he had owned about the axe & y^t he confest he had given juft ground of fufpicion againft him. He answered That he fpake at that time his fimple thoughts & not from any guilt nor as he knoweing any fuch thing, all which proved falfe by his owne confefion afterwards. He was told y^t he had fpoke as if fome could cleare him; He fd there was Jn^o Thomas junio^r & Sam^{ll} Tharpe, who being ak^t, testified That they faw him come along the weft Lane before them & they did not fee him doe it (but this proved a falfe testimony as by y^r owne Confefion afterwards appeared, haveing all three a hand in y^e fact). Sam^{ll} fford was then further examined about y^e axe, he Confest it was his brother Nathan^{ll} Tharpes* axe, Which axe he was told had been tryed in y^e markes of the pofts & as Sam^{ll} Whitehead, George Rois, Jn^o Winfton & the Marfhall testified y^t it futed the markes to a hayres breadth as near as they could judge, y^t it muft be y^e very axe or another juft Like it, & therefore he was told y^t he was under further ground of fufpicion, But he denied y^t he had any axe all along the weft lane till he came neare Ifaack Beechers: He was further told y^t he had fd at Jn^o Thomas his houfe y^t he would take his oath y^t Jn^o Thomas junio^r did not doe it, which he owned, & then was told y^t he could not doe y^t but he muft know whoe did it; He was told by y^e marfhall y^t he had fd y^t he knew whoe did it. He defired evidence might be produced; then Edmund Dorman testified y^t he heard Sam^{ll} fford fay in hay time y^t he knew who did fuch things as to breake downe fence; for there had been fence broke downe feverall times before this.

The Court haveing Considered of y^e bufines, declared, That they find further ground of fufpicion againft Sam^{ll} fford; there being fome perfons not here as were ap^hended could give further light

* Mary, daughter of Timothy and fister of Samuel Ford, was the wife of Nathaniel Tharp.

in y^e case, they referred y^e matter unto the next Court, & he to give five pound Bayle for his appearance or remayne in y^e Marshalls hands till he foe doe: Jn^o Thomas junio^r & Tho: Adams was to be warned alsoe then to appeare to give answ^r for their Breach of Sabbath about Burneing Coale.

[51] BEFORE THE MAGISTRATES DECEMB: 15th 1664.

Young Tom the indian being complained of by W^m Tompion of very turbulent Carriages at his Brother Jn^o* his house to the affrighting of his wife and Children, & breakeing of the window wth a Clapboard, & this in y^e beginning of the evening after it was darke on y^e last 3^d day of y^e weeke; Tom the indian being asked about it Confeit y^t he was drunke & by theyr beating of him he was provoaked to doe foe & fd y^t he carried some Leather for y^e iron worke man from y^e tanners to the waterside & he gave him halfe a pint of Liquo^r & some oth^{rs} at ordinary had given him some Drams. He was ordered to pay ten shillings for his drunkennes according to Law well knowne by y^m, & the bulines about sider & liquo^{rs} further to be enquired into.

AT A COURT IN PRIVATE DECEMB: 16th 1664.

Sundry indians haveing received much dammage in their Corne by hories, & the dammage haveing been judged by Mathew Moulthrop senior & Jn^o Potter, Abraham Dowlittle & ffrancis Browne unto the quantity of 17 buihels, The Court did Consider of the matter & findeing the indians much uniatified did allow them besides their dammage in reference to their twice bringing the hories to y^e pound 7 buihell $\frac{3}{4}$ more, & Leavied y^e same upon the severall hories proportionably to y^e best of their Judgem^t, & appointed the indians to receive the same of the severall owners of them, & gave them a Bill of the particulars to y^t end, Leaving the indians themselves to divide y^e Corne as they saw good.

* This John Thompson (Senior) had brothers Anthony and William; he died in 1674. His wife, Ellen Harrison, died in 1689.

BEFORE YE COURT IN PRIVATE DECEMB: 20. (64).

John Thomas junio^r having by some examination before the magistrate made Confession of the buſines Concerning the poſts & fence (under which Sam^l fford ſtood as juſtly ſuſpicious) & he Confest y^t they, viz: Sam^l fford, Sam^l Tharpe & himſelfe was together when it was done, but Layed y^e doing of it all upon Sam^l Tharpe, ffor which now Sam^l Tharpe was called in examination; whoe after fundry evaſions did ſay he would relate the truth in y^e caſe, & ſd That he & Jn^o Thomas junio^r did ſtay at the weſt Hill untill Sam^l fford came to y^m y^t laſt day of y^e weake at night, & ſoe came together & wⁿ they came to y^e poſts a litle on this ſide the weſt Bridge Jn^o Thomas ſd to him, ſplitt two or three of y^m poſts for they was Thompſons & he had tooke a load of wood of his, & he having his Bro: Nathaniells axe did ſoe, but being come away a litle from them Sam^l fford turned back & ſd ſplit the reſt of y^m for he had tooke a load of Palladoes from him, & ſoe he went & ſplit y^e reſt of them; then as they were coming along the Weſt Lane John Thomas ſd Let us goe a vieweing, & I ſd where? & they ſd Saint Allings fence, & when they came to it they ſd ſplitt the poſts at one blow, & they would pull it downe, & ſoe Sam^l Tharpe ſd he did, & they did pull it down, & further ſd that Jn^o Thomas having his ffathers Cloake about him Sam^l fford laughed at him to ſee how he buſled wth it to pull downe y^e fence; then Sam^l Tharpe ſd that Sam^l fford tooke the axe of him to carry to his brothers & ſoe they parted, but further ſd y^t he underſtood by diſcourſe of Sam: fford & Thomas Adams y^t they two wth Jn^o Ives had pulled downe the reſt of y^e fence y^t had formerly been broke downe in y^e Weſt Lane &c.

Sam^l fford was now ſent for & being come (though he p^rtended y^t he was ſicke) he was called to ſpeake the truth about y^t for which he was under Bayle, & was told y^t they ſhould be glad if the hand of god upon his body had awakened his Conſcience to ſpeake the truth in y^e Caſe, & was minded of his ſin before the Court when he was queſtioned, & was told y^t Sam^l Tharpe had Confesed the whole buſſines; And Sam: Tharpe told him y^t he had a great deale of eaſe in his Conſcience ſince he had Confesed, yet not wthſtanding all that was ſd to him, he

stood stupid & as a fott full of guilt now before y^e Court & at Laft being urged to ſpeake the truth he went on in finfull evafions juſtifieing w^t he had ſd, y^t he was before y^m in y^e weſt Lane, & that his backe was towards y^m & ſoe would not take notice of y^m w^t they did, nor did he know. But he was warned to take heed that he did not goe on provoaking god, not knoweing how ſoone he may be called to give anſwer for thoſe things, yet nothing p^rvayled, But ſtill perſiſted in denieing haveing any hand in it, & falſely ſd y^t w^m they were Chopping he heard a noyſe but knew not what they did. But at laſt being aſked if he did not know y^t this ffence was thus done downe then, he anſwrd, he did; then he was aſked why he had ſoe often denied it? He answered Because he was ſoe threatned about it & from his owne ſiniſull heart togeth^r: & he alſoe owned that he had told goodm Tharpe & his wife y^t they were all alike cleare or alike guilty. [52] Sam^{ll} fford further ſd That Sam: Tharpe did it, y^t is breake downe y^e fence, becauſe John Alling had beene y^e cauſe of his ſetting in y^e ſtockes, & ſd y^t if Jn^o Alling ſet it up new againe he would ſplit it downe. But this Sam: Tharpe denied. Sam^{ll} Tharpe was aſked if he did not cutt off John Allings horſe eare: He anſwrd noe: he was told that there were two y^t teſtified y^t he ſd y^t if Jn^o Alling brought him to y^e Court about y^e fence he would cutt off his horſes eares & tayle. But he perumptoriſly denied it, & ſd they ſpake falſely y^t ſoe ſd.

Then Sam^{ll} fford was aſked if he had noe hand in cutting off y^e horſes eare, or if he did not know who did it? He answered he was not guilty in the thing, neither did he know any. But Eleazar Stint told him y^t he did it, and being aſked w^m he told him, He anſwrd, on the Sabbath in y^e meeting a litle before prayer began, in y^e fouldiers ſeate: But Eleazar being afterwards examined about it perumptoriſly denied it.

Sam^{ll} Tharpe was told y^t Bayle would be accepted for him; if any would give ten pound Bayle for his appearance the next Court, he might have his liberty. Then W^m Tharpe his father being p^rſent did ingage ten pound for his appearance y^e next Court, And Sam^{ll} fford was diſmiſſed under the ſame Bayle of five pound, entered by his father to y^e marſhall.

AT A GEN^l COURT HELD AT NEW HAVEN DECEMB: 26th 1664.

M^r Jones acquainted the towne That John Herriman, the towne treafurer, had p^resented his accounts for the yeare 1663: & they had beene Audited by those apointed thereunto, all which was read to the towne in the particulars of y^m & the Ballance as to y^m appeared were that y^r remayned due to the Treafurer five shillings two pence.

The Towne were acquainted alsoe that W^m Andrews demanded 03^{lb}: 08^s: 09^d for makeing a bridge over Stony River. There were much debate about it, & at Last left wth the townesmen to speake wth Branford & those at iron-workes about the Charge expended, but for another Charge or setting up another the towne would engage nothing till furth^r Consideration.

John Browne complayned y^t John Jagger & Eliakim Hitchcock quarrelled together on the sabbath in y^e meeting, when M^r Davenport was in his fermon, striking & kickeing each other; Edward Preston & Jn^o Alling id y^e same. Upon Consideration of things of this nature, The Towne apointed Edward Preston to take notice of persons disorderly at the Lower end of y^e meeting house, and Abraham Dickerman about y^e doore, & they to make complaynt to authority to see if these evils may be redressed y^t have soe long been complayned off. These being not here the marshall was to acquaint them with it.

The Townesmen propounded about the ffort againt George Pardees, that they thought it was best to dispose of it, being almost rotten: It was Left to y^e townesmen to dispose of it for the townes advantage.

Abraham dowlittle propounded to y^e towne y^t they would be pleased to give him a peice of meadow lieing above the bogmine Creeke; the quantity it was thought to be about 20 acres; but some spake againt it & thought rather he should have y^e use of it; But after much debate it came to this conclusion, That he should have the use of halfe of it for the space of 21 yeares, paycing the rates of it.—

John Herriman acquainted y^e Court y^t Ralph Rufsell propounded for a peice of Land at the iron works, But it was answrd him that he must first be approved on by the Committee to be a planter.

It was alsoe propounded That John Potter & Sam^{ll} Heminway desired to buy 20 acres of the fresh meadow, but nothing was done in it.

It was alsoe propounded y^t Cap^t Clark desired a piece of the fresh meadow y^t was undispoised of; It was Left to y^e townsmen.

Henry Morrill complained, that persons tooke downe the fence as they went to the ferry & Left it downe; he was told that there was the same penalty upon it as for Leaveing open the quarter gates.

[53] Cap^t Nash propounded that Henry Morrill might be pounder for that quarter called the Governo^{rs} quarter & the oyter shell field; he was by vote confirmed & allowed to have the use of the pound & poundage according to orders in y^t case.

John Benham propounded to have something allowed him for Beating the Drumm at trayning & some oth^r times; Capt. Nash acquainted the Towne that he was promised to have just satisfaction, there being none appointed to doe it by the towne; it was sd y^t John Benham had agreed to doe y^e whole drumming for y^e same fallary that Thomas Kemberly junio^r had, But he & his relations seemed not to be willing he should be put out, except the towne did it; But the towne seemed not to be satisfied with it, but expressed y^m selves as if he should allow John Benham out of his fallary for what he did this year.

John Coop^r propounded for some Land beyond the great pond in reference to Capt Clarke: there was speech of about 10 acres granted formerly, But the towne now declared That it must be to persons whom the towne approves & not to the persons that are now at the iron workes.

AT A COURT HELD AT NEWHAVEN JANUARY 3^d 1664

Sam^{ll} fford, being under five pound Bayle ingaged by his father for his appearance at this Court, was now called three times & the Last time told y^t if he answered not his Bayle was forfeit; But he answered not, then Timothy fford whoe gave Bayle for him was called & answered, That he indeed did ingage 5^{lbs} for his

sons appearance at y^t next Court after y^t, But he ap^rhended there was a Court the Last weeke unto which his sone was Called & he knew not of it & he did not know but his son might be sett at Liberty; But he was told there was noe Court untill this sersion & to this he was bound for his appearance, & Therefore the Court by way of sentence declared y^t his bond being five pound was now forfeit: He desired some time for y^e paym^t of it, he was told they would Consider of it.

Sam^l Tharpe being under ten pound Bayle for his appearance to this Court was now Called three times, & told y^t if he make not his appearance his bond was forfeit, but he answered not: Then W^m Tharpe his father, whoe gave bond for his appearance, was now called & answered That both he & his wife did what they could to keepe him but he was got away, & he had alsoe used meanes for his attayning againe, therefore he should leave himselfe to the mercy of the Court in y^e Cafe: The Court told him that they Could doe noe Lefse at p^rsent but declare his Bond to be forfeit.

John Thomas junio^r was called, whoe made answ^r: He was told That it did appeare both by examination & his owne Confession, y^t he hath had a hand in this Publike disorder about y^e posts & fence, which is both mischeivous & finfull, both in reference to the publike & alsoe to particular persons. Therefore he was called, to heare what he had to say in y^e cafe? He answered, whoe was it y^t sd he had a hand in it? He was told y^t by his owne Confession it appeared he was p^rsent when it was done; his Confession was read & he owned it & sd y^t was all he knew in y^e cafe; He was ask^t why he did not make it knowne? He answrd, because they sd y^t they would make him proove it; He was asked why he denied in Court y^t he knew any thing of it? Hee answrd, because Sam: Tharpe kept such adooe with him not to discover it. Hee was alsoe minded of his giving in false testimony the Last Court y^t he might cleare Sam^l fford, wⁿ himselfe hath acknowledged y^t he saw him pull downe some of it: The Court further told him y^t they hoped to have seene more ingenuity in him then hath appeared in a free acknowledgem^t of his evill; he was alsoe minded of his regardlesnes of the sabbath & of y^e greatnes of the evill in this busines to act as a Common enemy as persons not fit to live in humane society, &c. He confest he was

very forry & hoped he should never be found in any such wayes againe. The Court taking the whole matter into Consideration did by way of Sentence Declare as followeth, [54] That John Thomas Junio^r for all his miscarriages in this busines (as being accessary to the thing by his owne Confession, & for much fallenes in denieing the knowledge of it & giving in a false testimony the Last Court on y^e behalfe of Sam^l fford & for his regardlesnes of the sabbath, &c), y^t he deserves severe & sharpe punishment, yet Considering y^t he was the first by his owne Confession y^t discovered this wickednes, The Court onely sentenced him to pay 40 shillings fine to y^e plantation, & y^t he give in ten pound Bond to y^e Court for his good behavio^r for the future; And for particular persons the Court Leaves them to take the Benefit of Law as they see good.

In^o Thomas senio^r ingaged now unto y^e Court in a bond of ten pound for the good behavio^r of his sonne, & alsoe for y^e paym^t of his fine, which was accepted by y^e Court.

There being some Cafes above the Cognicence of our Towne Court; Governo^r Leet & M^r Jasper Crane* were called to asist this Court, & soe now fate; And first the Cafe of goody Pinion (wife of Nicholas pinion) with her two daughters, viz: Ruth Moore & Hannah Pinion, haveing made Complaint against Patrick Morran, Clark of y^e iron workes, unto authority of Newhaven as attempting to Violate the Chastity of y^e two daughters aforeid: Patrick Morran was called & told what these had complained of against him: But he absolutely denied the Charge whereupon the complayners before mentioned were called to bring in w^t they had to say in y^e cafe either by themselves or their witneises: They declared that they had given in before the magistrates what they had to say at p^rsent themselves & soe referd to that, which was accordingly read as followeth:

Decemb: 12 (64) at M^r Jones his house before y^e magistrates: Hannah Pinion about fifteene yeares of age declared, That one raynie day she went up to goody Rufsells houie to borrow a sieve & commeing out of doores Patrick followed her, & as they were betwixt goodm. Rufsells & goodm. moulthrop he sd to her y^t if she would come to y^e furnace with him & let him ly with her he would bring her a payre of gloves; but she answered him y^t she

* Gov. Leete was of Guilford, and Mr. Crane of Branford.

would not for many gloves; he told her y^t she should know when he was there by a bush y^t he would put in y^e furnace Bridge; then coming to goodm moulthrop he went away & sd he would come, but she sd if he did he should be never the better: this she sd was 3 weekes since & y^e first time.

Then she sd she went another time for some galooome & Patrick was in y^e Chamber, & he sd to her, Hannah, if you will come to y^e furnace & let me lie with you he would bring her a payre of gloves & stockings; she answered noe, she did not intend it; he told her y^t shee should know y^t he was there by a great stone y^t he would put upon y^e black stumpe by y^e house; she sd she would not come, for she had something else to doe then to come after him, but he sd he would meete wth her: Then she sd she went up to him againe Laft friday was seven-night for a pound of sugar, & he sd to her in y^e Chamber y^t if she would let him ly wth her he would give her a payre of gloves and a shilling in silver, & he pulled out the shilling & he went to take her up in his armes & sling her on the bed, & she sd to him y^t if he would not be quiet she would call out to y^e folke below, & soe he fet her downe againe: being askt whoe was there? she sd Ju^o Tompson & goody Ruffsells sifter.

Another time she sd about the beginning of the Laft weeke y^t patrick came downe to their house, & would have her to goe up with him for a payre of stockings. But she would not goe along wth him, but a litle after, went & came to the Chamber doore where he was, & askt him to let her have a payre of stockings but he sd he would not, because she would not meete him at y^e furnace & she answered him, well, I can be without them then; this was a litle before sunfett as she sd.

[55] Goody Pinion also sd, y^t she sent her daughter Hannah for a payre of gloves, & Patrick told her, he would let her have none, except she would meete him at y^e furnace, & then he would bring them in his pockett; this she sd her daughter told her, & she rebuked her for it & sd to her y^t she should not wag* out; the like answer she sd he gave her when she went for a payre of stockings; alsoe she sd the girle was going two oth^r times, once for stockings & once for Liquo^{rs}, But Patricke would have had her goe the lower way wth him, but she would have gone by the

* wag = stir.

houses but he would not & soe the girle came home againe, & then she id she sent her for sugar & he did to her as before in Hannah Pinions speech, & spake such words as she was ashamed to speake, but gave it in writing, the substance of which was y^t he would or must have the use of her body in an uncleane way, though in immodest & shamefull expressions.

Ruth Moore also id y^t when her sister Hannah told her how Patricke inticed her, & told her y^t he had appointed to be at the furnace y^t night, & then shee told Thomas Luddington of it, & y^t she was loath to goe out without some company, & he told her y^t if she would goe out, he would follow her, & when she came to y^e furnace bridge by the shop doore, there Patrick stood & he asked whoe was there? & she answered there was one, & he id to her will you drinke a dramm of the bottle? she id noe, then he asked her againe, & then she id shee did drinke wth him & it was in a round bottle. Then he asked her to goe into y^e shop (for he had set the shop doore open), & w^t she had to say further she id was in writing, for shee was ashamed to speake it, The substance whereof was That he must or would have the use of her body in an uncleane way in immodest & shamefull expressions, with her refusall, & she id that as soone as she had answered him he saw Tho: Luddington & id there was one accommeing therefore she desired y^t Tho: Luddington & Jn^o might give in testimony in y^e case.

Nicholas, Pinion declared w^t he knew in y^e Cafe, but he id it was as a witness in reference to y^e Countrey & not as a complayner. The first time was the Last wet day about 3 weekes agoe & Patrick came down to their house, & his wife & he had some words of falling out, & he came to the forge to him & called him out & told him of their falling out & desired him & his son to goe up with him to the house, & soe they did & he gave them some drinke with him: then his wife followed them & told him she must goe & complayne to y^e Deputy Governour for her girle could not be at quiet for Patricke, but he perswaded her to come in & pass it over, & soe did goody Rufsell too & soe shee stayed: then he heard of many of these passages complayned of to him, And Last fryday was seven-night at night Patrick came to his house (& Tho: & Jn^o Luddington & Jn^o Butler was there) & he asked him when he came in what he did there soe Late (it was about

an houre within night) & he desired him to sit downe & rise and pulld a chayre for him, but he refused it, & set himselfe as Leaning on a chest going out of the doore, & because he had some notice of the busines he tooke notice of him as he thought it behooved him soe to doe, & once & againe he apprehended y^t as his youngest daughter went by him into the kitchin, y^t hee jogd her with his foote; he sd nothing to him of y^e busines, but Patrick rises up & goes out & bids them good night & Jn^o Butler went out soone after him & he thought he had gone home as honest men should doe; & yet after this, it was this night when his daughter Ruth found him at y^e furnace & Tho: & Jn^o Luddington saw y^m commeing together from thence. These being read, Patricke Morran was asked what he had to say in the Cafe? He answered y^t he was not guilty but wrongfully accused by y^m: He sd in answer to y^t of Ruth Moore: That he went to their house y^t night to speake about a spitt, & haveing heard by the Taylor that Ruth Moore had done him wrong, therefore he spake to her to come out to y^e furnace to speake with her about it & he sd that was the occasion; But old pinion replied y^t there were noe necessity of going to y^e furnace for y^t, for there was a roome in y^e house they might have been private in; But it was againe Replied y^t it was not likely, there being two families in y^t house: But he absolutely denied the thing as she declared it: Ruth Moore desired y^t Thomas & John Luddington might speake what they knew in y^e cafe: Tho: Luddington then being called spake as followeth: [56] That when Patrick came in to goodm. Pinions house he was in the inner roome, & Ruth Moore came in to him, & asked him to goe wth her, he sd noe, but asked whether she would have him goe; soe she went out againe & staid a litle while in y^e house & came againe & asked him if he would goe wth her; he asked what she meant; she told him y^t y^e Clark had a bottle of wine in his Pocket & ask^t her to drinke a dram or cup, & if she would she must goe downe to y^e furnace, but she told him y^t shee would see him & his sacke both hanged first. But after y^e Clarke was gone she came & ask^t him againe to goe wth her, Then he told her y^t he would come after her. But hee going out of doore wth her, she went away, & hee staid back into the other roome to call his brother John to goe wth him, & soe they both went quickly after her to the pothousewards & wⁿ they came halfe way they saw

Patrick Morran & Ruth Moore coming together homeward, & the Clarke or elle y^t woman ask^t y^m whether they were going & he id to totoket wards, & his brother John id he had spoke to him to goe with him for Tobaccoc. Ruth Moore went home & the Clark desired him to goe backe wth him & soe he did; then he was called to speake w^t the Clarke then id to him about y^e bufines. But before he spake, the Clarke p^rvented him & id he should declare it & not lay any temptation before him, & then id That he id thus to Tho: Luddington, I am here as you see wth this woman y^t is of such an ill report, & id y^t his heart imote him about it as being out of his way, therefore he desired y^m they would not make it knowne, for it would be a scandall to the goipell & a Blemish to his name: Then Tho: & Jn^o Luddington being called to speake y^e truth in y^e case as they would upon oath, whoe answered y^t y^t was the truth y^t he did desire y^m y^t they would not make it knowne y^t he was wth such a one at y^t time, & Tho: Luddington further id y^t Patricke told him y^t the occasion was to speake wth her about the taylor. Tho: & Jn^o Luddington being told feriously the weight of an oath did take oath to the truth of w^t they had testified.

Ruth Moore desired y^t her sister Mary pinion might speake, whoe being called spake as followeth: That Patrick Morran coming into their house this day 7 night id to her sister Hannah That she was a prattling flut, & if it had not been for her prateing she had not come to this: old goody pinion id alsoe y^e fame. But Patricke answrd y^t he coming into y^r house understanding y^t they had tooke some brands was angry & might call her soe but nothing in reference to the oth^r bufines: Ruth Moore was asked if she had anything else to say: she id noe: Then Hannah Pinion was asked w^t she had to say? She id nothing But what was in the writeing read & she id y^t was the truth. But the particulars being Considered, Patricke denied y^t ever he proferred her any gloves, indeed she came for gloves upon her fathers account, & for any such attempt or proffering silver as she spake of he utterly denied: then there was enquiry about those signes, about the bush in y^e Bridge & stone on the stumpe, if any see any such things? Mary Pinion id y^t after this was all about shee did remember y^t she did see a bush there & old goody pinion id y^e fame: & for y^e stone upon y^e stumpe, it was id by some y^t it was

a place y^t used to have a stone upon it: Patricke anfwrd y^t he knew nothing of it, if there were any such things it was not done by him: But he thought the rise of this was because he would not let the old woman have soe much Commodities as she desired, for one time he came downe to their house & she fell out with him, because he would not let her have soe much blue Linnen as she would have had, & abused him wth her tongue & tooke up an axe & sd she would knock him on the head unto which Jn^o Butler testified y^t he being p^{rsent} she & hee quarrelling about it, she tooke up an axe & calld him Scotch dog & Scotch Rogue & sd she would knocke him downe. The old woman being ask^t about it, That she did not say she would knock him downe till he came after her into the oth^r roome & held up his fist at her, & soe granted the rest.

The Court haveing heard w^t hath beene sd by y^e complainers & their witnesses & Considered of y^e case as p^{rsent}ed & searched into, by way of Sentence declared That they find not Patricke Morran such a person as they accuse him to bee, yet upon examination of matters & his owne acknowledgem^t they find y^t he hath imprudently carried it, soe as renders him suspitious of something of the like nature.

[57] Patricke Morran Plaintiffe Entred an action of flander & defamation against old goody Pinion, Ruth Moore & Hannah Pinion (her daughters) defend^{ts}; unto the value of 200^{lbs}: He being called to make proove of it: desired y^t M^r Sam^l Ambros & his wife might speake: They being called, was wished to speake soe as they would take oath upon it, & soe speake; first Sam^l Ambros testified That y^t day goody Pinion & her two daughters aforesd after they had been at y^e Magistrates to complayne against Patrick Morran (as in y^e case before) coming to their house Ruth Moore & Hannah Pinion sd That Patrick would have been naught with them & that this was not the first time y^t he had soe done, & that he was turned away from the place where he was upon the same account.

Hope Ambros Testified alsoe, That y^e day y^e persons above mentioned had been at y^e Magistrates as they went along home at their house they spake very badly of the Clark & Ruth Moore sd that he would have abused her & her sifter Hannah & this was not y^e first time, for she knew him of old for he was turned away from y^e place where he was upon the same account, & the old

woman verified the fame. They both tooke oath to what they had thus testified.

Sam^l Hemmingway alioe upon oath testified That he being at the fforge y^t day complaint was made to M^r Crane of y^e former busines, & old goody Pinion came to y^e fire & warn^d her hands at y^e fire & Ralph Ruffell asked her where her gloves was this cold weather? & she sd y^t she had sent up her daughter to y^t base rogue & Raicall & he would let her have noe gloves, for he fought the ruine of her & her Children & by this he sd he understood she meant Patrickke. Then the Plaintiffe was asked how he proved his dammage to be foe much? He answ^rd in his name, for he esteemed his name above this money, But he was told y^t he might over Esteeme his name: The Plaint: desired goodm. Coop^r might be his Atturⁿie, which was accepted. Then John Coop^r declared That it was like to be much dammage to him, & his name had much suffred all this while, & there was Court Charges & charges of the witnesses which he desired might be Considered.

Nicholas Pinion being Left & allowed as Attornie in y^e behalfe of his wife & two daughters defend^t, was asked w^t he had to say against it? He answered y^t he had nothing to say for he had heard nothing of it. Therefore he should Leave it to the Court for he had nothing to object in behalfe of his Clyent.

The Court having heard & Considered the Cafe p^resented both by Plaint & defend^t by way of sentence declared: That they find cleare by testimony upon oath that the Plaintiffe is defamed by the defend^t; Therefore they find for the Plaintiffe five pound dammage & fifty shillings for action & Court Charges to be payd by y^e defend^t: yet the Court did Leave with Patrick Morran this serious admonition, That he carry it more prudently for the future then he hath in y^e former busines (as by his owne acknowledgement appeared) that it may be more for his owne advantage & the advantage of his owners.

Will^m Trowbridge having had a warrant for Henry Gibbins to answ^r him in an Action of y^e cafe was now called to Enter his Action: He required of Henry Gibbins an account of his fathers Estate y^t was Left with him w^h he went for England. W^m Trowbridge was asked by w^t authority he made this demand? He shewed a Letter of Atturⁿie from his father, which being read was allowed & accepted: Henry Gibbins sd that he had given him an acco^t as well as he could, But the Eitate he sd was taken out

of his hands by order of the authority here & therefore it muſt be referred to y^e records. But the Records having been looked into formerly & matters not found foe Cleare as was deſired & there being much buſines at this time, the caſe was referred to another time.

M^{rs} Margret Goodyear & her daughters as by a writeing (ſubſcribed by Margret Goodyear, Sam^l Ambrous,* Hannah Lamberton, Deſire Lamberto[n] & obedience Lamberton & witneſed by Edward Prefton & W^m Meeke^r beareing date of January 3^d 1664:) appeared doth alienate forever [58] to Richard Sperry his heyres & aſignes forever The farme whereon now he dweleth, ſometimes of Right belonging to M^r Stephen Goodyear now deceaſed, with all y^e buildings ffences & Lands incloſed or not, with all Rights & privilidges thereunto belonging, they fd all their parts in it as in y^e writeing is expreſed which was now allowed in court.

Joſeph Manfield deſired y^t thoſe Lands & meadow given him by the will of his father Richard Manfield deceaſed & divided to him as his part by Deacon Richard Miles & W^m Bradly perſons apointed thereunto by the Court, might be now ſettled to him in Court upon Record, which was accordingly granted him & is as ffolloweth: 190 acres $\frac{1}{2}$ of upland & the third part of all the meadow, which part lieth betwixt Jn^o Johnſon on y^e northeaſt & bounded wth a Creeke on y^e South weſt, which Creeke parteth betwixt him & his mothers & his brother Moſes parts; this proportion thus bounded was divided by Richard Miles, W^m Bradly & David Atwater unto him for his third part be it more or leſs & foe was accepted by him, alſoe all the buildings & fences upon the ſaid ffarme.

Moſes Manfield alſoe deſired the like favour of the Court w^{ch} was alſoe granted him, & is as ffolloweth: fixty five acres at y^e towne, Twelve acres in y^e necke, twenty acres of y^e upland at y^e farme, lieing next to W^m Judſons, a third of all y^e Commonadge untill his mothers death, & then the whole to be divided betwixt his Brother Joſeph and he, & a third part of y^e meadow at farme, which is ſeventeene acres & a halfe lieing next his brothers.

* The wife of Samuel Ambrose was Hope, daughter of George and Margaret Lamberton, of New Haven,—her mother being now widow of Deputy-governor Stephen Goodyear.

AT A GEN^l COURT HELD AT NEWHAVEN JANUARY 7th 1664:

Mr Jones acquainted the towne wth the occalion of this meeting, minding w^t was done at a former meeting of the ffreemen & inhabitants of this Colony, in anfw^r to a declaration Left by Mr Jn^o Allyn & Mr Sam^l Shearman Novemb: 19 (64); the vote & Letter then sent was now read wth the anfw^r of Connecticut Lately sent downe with a Coppy of the Determinacion of y^e Kings Commifsion^{rs} in reference to the bounds of Connecticut Patten. Alsoe an anfw^r now drawne up by the Committee appointed by y^t Gen^l meeting to be sent now to Connecticut, all which* being read were approved by the towne: but there being one Clause in this Laft anfw^r in reference to our Magiftrates, viz: That they should goe on with their trust untill a new Election upon the defire of y^e people being formerly Chofen & fworne thereunto, It was therefore now put to vote to know y^e defire of y^e people here, which upon some debate was by universall Consent defired, noe man appeareing Contrary.

AT A COURT EXTRAORDINARY HELD AT NEWHAVEN JANUARY
10th 1664

Upon the defire of Will^m Tharpe & some others Concerned, in reference to Sam^l Tharpe & Eleazar Stint y^t had run away but were now brought backe, though at great Charge, The Court now fate to Confider of the matter & Sam^l Tharpe was called, whoe anfwering, was told y^t he knew well what he ftands guilty of; that is fundry high crimes & miscarriages of which he had been formerly examined & made some Confefsion &c; he was told y^t the Court were sorry y^t there should be fuch things found in this place under fuch meanes, which was noe fmall agravation of his fin, & would adde to his punifhm^t in y^e day of y^e lord if repentance p^rvent not; they should be glad if at Laft he would put a ftop to his finfull Courfe, but at p^rftent he was afked what he had to fay to y^e Court about thofe things Charged againft him & in part

* The proceedings on Nov. 19, 1664, with the declaration by Allyn and Sherman, and letter in reply, are printed in N. H. Records, ii. 549. 551. In same volume are the Answer of Connecticut, December 21, on p. 553; and the Answer to Connecticut, January 5, on p. 555.

owned by him in his examination, as the splitting of the posts & fence. He answered, That he hoped it should be a warning to him, it was the first time, & he hoped it should be the last, he was drawne in being in y^t company, & it was a sudden motion in halfe an houres time, being put upon it by y^m, Jn^o Thomas & Sam^l fford, but he was told y^t it was sd by others y^t he did it out of revenge, He answered y^t he had noe such thoughts only a sudden Motion, but he was wish^t to looke into his owne heart, for there it began, & then to make declaration of the [59] busines: Then he sd That Jn^o Thomas & he stayed upon the west hill to meete Sam^l fford, & coming together to y^e posts on this side the west bridge, Jn^o Thomas sd, split two or three of Thompsons posts, for he had tooke a load of wood from him, & soe he did & then Sam^l fford sd split the rest, for he had tooke a load of pallasadoes from him & soe he did; then as they were coming on along the west Lane they sd let us goe view & he ask^t what they meant, they sd, cut downe fences & he sd, where? they sd, faint Allings fence, & coming to it they sd, split them at one blow, else the marke of y^e axe would be seene, & Sam: fford sd he used to strike but one blow; & soe he did & they pulled it downe: & then Sam: fford tooke the axe from him & went over into y^e yorke-shire quarter & Jn^o Thomas into the other quarter, & he came along the lane. But he was asked why they did Jn^o Allings fence? He answer^d because he used to medle & be busie with young men: he was remembred of his guile & fallenes in his examination, & of his giving in false testimony in Court for Sam: fford: he sd Sam: fford bid him say soe: He was alsoe wished to speake the truth about cutting off the horse eare; whether he had not a hand in it or gave Counsell to doe? He answered That he never Counsellled any to it: He was told w^t was testified, & Eleazar Stint told him to his face in court & nominated the place where & when he stirred up him to doe it, but he persisted in his deniall of y^e same. The Court haveing heard & Considered the case in reference to Sam^l Tharpe as it refers to the publike, did by way of sentence declare: That he pay three pound as a fine to the plantation, & give in ten pound bond for his good behavior for y^e future while he remaynes in the towne. And whereas W^m Tharpe his father by his running away had forfeited his bond of ten pound y^e last Court, but leaving himselfe to y^e mercy of y^e

Court, The Court now Considered of the matter & finding no defect on his p^t. & having been at great Charge in regayning the delinquent & now p^resenting him to justice, did onely order him to pay 20 shillings upon y^e account: W^m Tharpe entred into ten pound bond for the good behavio^r of his son according to order & engaged y^e paym^t of the fine.

Eleazar Stint haveing been examined before y^e magistrates about his running away, Confesed y^t one great caue was, because he had cut off John Alling his horie eare, though he had formerly positively denied y^t he did it. He was therefore now ask^t w^t was the reason y^t he did it? He answered, y^t he had nothing against Jn^o Alling, But he being one night at Nath: Tharpes houie there were Sam: fford, Jn^o Thomas, Daniell Thomas, & Sam: Tharpe, & Sam^{ll} fford id he could afford to cut off Jn^o Allings horie tayle & eares, because he had brought them into trouble about the fence: & Jn^o Thomas answrd. That he thought it might be amiss foe to doe. Then Sam^{ll} fford spake (he id) to him to doe it, but he at first denied it. Then they id that he would not be suspected, foe he told them then that he would doe it, & foe in y^e evening when he went to give his maisters Cattle meate he tooke a knife with him & did it.

The Court told him of the greatnes of his evill & how he had denied it before the magistrate, & Therefore by way of sentence declared as it refers to y^e Publike That he pay three pound fine to y^e plantation & give in 10^{lb} bond for his good behavio^r for the future while he remaynes in y^e towne. This sentence John Winton his maister & Tho: Beamont his father in law* engaged to the Court to see performed.

THE COURT METT JANUARY 18th 1664:

Upon the Complaint of Jn^o Winton haveing had the warehouie broke open the Last night where he had some Liquo^m & he apprehended there was gone at least ten gallons, for he had gaged y^e Caske but a litle before & now againe: & he apprehended the indians had done it being seene foe late in y^e towne, & fundry of y^m drunke.

* Eleazer Stent was son of Eleazer Stent, and his mother was now wife of Thomas Beamont.

which upon examination was found to bee foe, & young Tom: by his owne Confefion did fhake & pull open the Locke & there being wth him a Connecticutt indian which was now gone away & as he confel^t tooke fome Liquo^{rs}, but he faith that he was drunke before, y^t it was thought they let moſt of the liquo^{rs} run on the ground, for he id that Connecticutt indyans truck^t one deare & halfe wth Sam^{ll} Andrewes for 4 quarts of liquo^{rs} of which he made him drunke, But Sam^{ll} Andrewes being examined about it, denied it; The Court Conſidering of the Cafe by way of ſentence declared, That Tom the indyan pay fifty ſhillings fine to y^e plantation for his drunkennes & breakeing open the warehouſe, & that Maug & he enter into ten pound bond for his good behavio^r for y^e future, & was told y^t if he be found in the ſame or [60] offences of the like nature, that they forfeitt their bond, & he be ſeverely puniſhed; this they confented too & ingaged; they was told the greatnes of their evill in regard of the Engliſh letting them live foe neare the towne to ſhelter y^m from the mohaukes: Therefore they were now warned not to be in y^e towne after it be darke, & they ſuddenly remove to the other ſide. Jn^o Winſton & y^m alſoe agreed, in reference to his dammage, y^t he ſhould pay him three pound which he ingaged.

AT A COURT HELD AT NEWHAVEN FFEbruary 7th 1664:

Thomas Meekes doth paſs over to Abraham Dickerman about three acres of Land at the hither end of y^t Lott ſometimes belonging to Cap^t: Turner. but now in y^e poſſeſſion of Thomas Meekes, receiving it as part of his wives* portion, bounded with y^e necke Lane on the north weſt, & Tho: Meekes on y^e north eaſt, & a lott ſometimes belonging to M^r Cheevers on the ſoutheaſt, & coming to a point on the South weſt.

Henry Glover p^rſented the Laſt Will & Teſtament of W^m Ruſſell deceaſed. The Will was read & Jn^o Gibbs & Sarah Holt the witneſſes tooke oath according to Law; it was approved as Legall & Henry Glover aſked if he would accept of Adminiſtration according to Will? He anſwrd yea, onely there was ſome horſes prized in y^e inventory y^t had not been ſeen Lately, of which

* Thomas Mix had married a daughter of Capt. Nathaniel Turner.

he should give account of as they came to hand, & for administration was granted him accordingly.

An inventory also of y^e Estate of W^m Russell aforesd was presented, by Henry Glover, Administrator, attested upon oath to be a full & true inventory to the best of his knowledge, & by Richard Miles, & Jn^o Coop^r that the Apprimen^t was just to the best of y^r light the summe amounting too

Ellin Glover* declared to y^e Court y^t W^m Russell did Administer on his mothers estate onely for farre as the Estate would rise, & there being about forty pound in debts & Legacies to be pay^d in England for which there was noe allowance in reference to damage in y^t respect, she desired the Court would Consider of it; she was told y^t there was reason it should be Considered, but was Left to another time.

John Browne having been warned to this Court to answ^r for some disorders & unfull actings (at y^e house of Matthias Hitchcock) pretending as if he had some art to raise y^e divell & acting accordingly: He being called, answrd That he looked upon himselfe innocent in y^e case, But owned he was there at such a time: Then Eliakim Hitchcocke was called to speake w^t he knew in y^e case? He first declared y^t he was not a complayner, but a witness being sent for by the Court; & for testified as followeth: That John Browne came to their house one night late about midnight & called y^m up; he answered whoe was there? He said Jn^o Brown, you know mee well enough; for he bid his brother rise & let him in, & for he did, & came & ask^t his brother where he was, & he id in bed; then he called him up & he did rise & for he told him y^t they was going to fairefield & ask^t him to goe wth them, he asked them where their vessel was (for there was wth him Sam: Browne & Jn^o Thomas junio^r), he id in y^e cove. Then Jn^o Browne id to him, give him some vittayles for he was hungry, & for he did & w^h he had done, he going about y^e house id I have something come into my mind to write, & id, prethly helpe me to an inkerne & paper, & he asked him w^t he would doe wth it & ask^t him w^t it was he would write: he id if he should tell him he would not know: for he tooke a light & fetch^t some & he went to

* There is some reason for supposing that Ellen, wife of Henry Glover, was a sister of Wm. Russell.

Russell's inventory in the Probate Records amounts to £142. 11. 1.

write, & then he askt him for a payre of compasfes & haveing y^m he made a round Circle, & made figures in it, fuch as he never faw the like, & then John Browne fd to him, will you fee the divell rayfed? he fd to him, can you doe it? he anfwrd, doe you thinke he could not? then he fd, let us fee; but he thought he could not by figures as you goe about to doe it, & then asked him w^t thofe figures was, & Jn^o Browne read them thus: the lords of the 12th houfe & 2^d houfe &c, thinges he did not underftand, never heareing fuch things before, & then he fd to John Browne, he did not thinke he could doe it. John Browne anfwrd y^t by thefe & the ftars he could, & foe he went out of doores & called him & told him y^e names of the ftars & the planets [61] that he fd was in oppofition, & fd the divell may be there, doe you not fee him? & there was a place where hung a great deale of indian Corne & foe Jn^o Browne & he went into y^e houfe againe & threw y^e paper in the fire: he asked him why he did foe? let him have it, then he anfwrd, That if he had not done foe, the divell would have come & tore the houfe downe./ This he teftified upon oath.

Jn^o Browne being asked what he had to fay to it? Anfwrd, That he was innocent in y^e matter & knew nothing of it, but granted he was there, & y^t he had pen & inke & did Cipher but fd y^t the thing he charged him withall about rayfing y^e divell was falfe: Then Nathan^l Hitchcock was called to teftify what he knew of y^e cafe, whoe fd That he being in y^e bed in the other roome heard Jn^o Browne call for a pen and inke & heard him fay the Lords of the 2^d 3^d & 12th houfe, alfoe heard him fay would you fee the divell rayfed? & his brother fd, if you can, & he fd of w^t Coulo^r? & his brother fd Browne, alfoe he heard him call his brother out of doores, & alfoe y^t he fd y^t if he had not burnt y^e paper the divell would have come & tore downe y^e houfe; this he alfoe teftified upon oath: There was alfoe a teftimony given in writeing under the hand of Jn^o Hitchcocke which was read & is as followeth; That Jn^o Browne commeing to their houfe about the middle of the night, after a litle fpace of time called for a pen & inke, & made a round Circle, & made figures in it, which he called the Lords of the tenth & y^e fecond & y^e third houfe; this being done he asked his brother if he would fee the divell, & he askt him w^t Coulo^r he would have him come in? he replied Browne: Then Jn^o Brown anfwrd, well; then he writes fome-thing more, then he went to the doore & called his brother out to

looke upon y^e itars, then hee told him he was there in y^e itars, then he comes in & burnt his paper & id if he had not burnt y^e paper the divell would have come p^riently.

This I will testify if called John Hitchcocke Etatis iue 15.

The Court underitanding y^t Will^m Payne could speake something in y^r case, was called to speake whoe id as followeth; That y^t which he knew was from John Brownes owne words, his sonne f^roit* hearing of this itory at goodm. Merrimans farme told him of it & then he told goody Browne of it, & she her hullband, & the next morning Jno Browne came to y^r houie & first ipake wth his ion f^roit & then wth him, & this he id, I would not have you thinke but that where there is smoake there is alsoe some fire, & that it rises not from nothing; true it is thus far I did doe, when I was at goodm. Hitchcocks, Eliakim ipake to him & id he heard there was some in y^r ship y^t could rayie the divell, & he id to him, did he thinke it could not be done? then he id, if thou canit, doe it; then he seeing a pen & inke tooke it, & writt some figures & a^fter went out of doores & looked upon the 7 itars & id it was almost fourteen &c & further he id, is not yonder he, & then came in & burnt the paper in y^e fire: Jn^o f^roit testified alsoe the same as his father:

Jn^o Browne answered that there was severall things they spoke which he did remember, but some things y^t was not soe, as about the divell he id was spoken by others but not by him, &c. But he was told of the greatnes of his sin, y^t he should goe about thus to tempt god: He was aisk^d if he admitted of the witnesses wth out oath. He desired they might be put upon oath; & soe Eliakim & Nathan^{ll} Hitchcock tooke oath to the testimony before written, & Jn^o Browne accepted of the testimony of W^m Payne & Jn^o f^roit wth out oath, & it was Left wth John Browne seriously to Consider of his evill & the Court went upon other busines, But a^fter some Consideration Jn^o Browne came & desired liberty to speake to y^e Court, which being granted, id That he desired to hono^r the testimony & acknowledge his evill, suspecting himielfe y^t he might speake more then he now remembers; he sees that it was a parcell of folly & madnes in him soe to doe; he desired y^e Court would be favorable to him; he hoped he should be more watchfull over himielfe, & wayes for y^e future. The Court told him they were glad to heare what he had id, & they should

* John Frost married Mercy, daughter of William Payne

Confider of it & give him an anſw^r the next Court, he promiſing to attend it. But he ſd y^t he was to goe to ſea & knew not whether he ſhould be at home; But he was told y^t if his buſines called him forth to ſea then y^t he acquaint the magiſtrate with it, & it ſhould be Confidered.

Widdow Hodgkis* Plaintiffe in an action of flaunder & defamation againſt Zubah Lampſon Defend^t: The Plaint: pleaded y^t ſhe had reported y^t ſhe Counſell'd her to ſteale linnen for her, & y^t ſhe told her y^t ſhe had ſtole goodwife Andrewes table Linnen.

The defendt ſd y^t the thing was true & ſo ſhe did: The plaint was aſk^t where ſhe had reported it? She answered to M^r Hodſon before ſhe was examined by the magiſtrate; But it appeared y^t wⁿ ſhe ſpake it was when ſhe was [62] urged to tell w^t abetto^s ſhe had in her wickednes. The Plaintiffe denied all was ſd by the defend^t as being greatly wronged by her:

The Court conſidering w^t was ſd by both Plaint & defend^t, by way of ſentence declared firſt unto y^e Plaint That they find the defend^t hath ſpoken as is mentioned yet they find not y^t ſhe hath gone about to any perſons to defame you, onely wⁿ ſhe was urged to ſpeake truth in y^e caſe, therefore they find for y^e Plaint the Charge of y^e action & admoniſhed Zubah not to ſpeake any more this way leaſt ſhe bring herſelfe into further trouble, ſeeing goody Hodgkis is cleared in Court.

John Clarke & Mary fuller† haveing been complained of for being together alone at an unreaſonable time of night, & in an uncomely manner, in the houſe of goodm. Brockett which goodw: ffinch had hired, & haveing beene examined before y^e Magiſtrates & upon examination warned to attend this Court, they was now called; firſt Jn^o Clarke, whoe was told y^t he knew well for w^t he was warned to attend this Court, y^t is to anſw^r for fundry diſorders in goeing out of his Maſters houſe at an unreaſonable time of y^e night to y^e houſe y^t goodw: ffinch lives in, & there was found wth her daughter Mary fuller alone in an uncomely manner, & y^t this he did after ſerious warneing to y^e Contrary by his maſter; he was told of his p^rſumptuous obſtinate denieing of it

* Elizabeth, widow of Samuel Hotchkiss.

† Mary, born 1651, daughter of Lancelot and Hannah (Marsh) Fuller; her mother was now wife of John Finch.

John Clark, ſon of John, born 1637.

before y^e magistrate, though goodw: Brockett tooke y^m in y^e Act & lay^d her hand on them & spake to y^m, & this shee testified to his face, yet that he would with such boldnes deny it as that he could answ^r it before god at y^e day of Judgem^t, &c. & y^t (as goodw: Tompson testified) after Mary fuller had told her the whole story of it the next morning, how goody Brockett came in & tooke y^m together & w^t shee id to y^m wth severall Circumstances: And yet after this at another time being examined, Confesed y^t it was all true which goodwife Brocket had testified: he was therefore now asked, w^t he had to say in y^e case? He answ^r^d That being at goodm. Brocketts house at y^e beginning of y^e night, & Betty Thomas was there wth Mary fuller, & wⁿ he went away he told her y^t he would come againe by & by, & Mary answ^r^s That she should be glad of his Company, & soe after their folks was in Bed he rose againe & came to her & was wth her about two houres before goodw: Brockett came in, and Mary & he fate together; he had his armes over her shoulders, and shee Leaned upon him, &c. Then Mary fuller was asked what she had to say? She granted y^t w^t Jn^o Clarke id was true, onely denied y^t she desired him to come. She was told the evill of her Carriage in her examination that notwithstanding all meanes used to bring her to an ingenuous confession of her evill, yet she would not, but wth guilefull & subtile evasions put it off, though goodw: Brockett testified it to her face: They were both asked if they had any further to say in y^e case? They both declared that they were sorry for w^t they had done & hoped it should be a warning to y^m, & that they should doe soe noe more & therefore desired the Court to be favorable to y^m.

The Court Considering the Case proceeded to sentence, & first ordered John Clarke for his severall miscarriages in this & y^t after such warning from his Master, & his soe p^rsumptuously denieing it againe & againe, That he be severly Whip^t; & for Mary fuller Considering the infirmenes of her body, she onely to stand by him while the sentence of the Court is inflicted on him, for her shame, & soe was sharply reprooved & seriously warned to Carry it better for the future.

M^r Ling desireing liberty to speake id That goodw: Jones* desired him to informe y^e Court that she was opp^rssed by the iron

* See below, p. 138.

workes & desired that they would appoint some persons to looke into y^e bufines, & he fd further that his Coufin Mictlewaite was much wronged alfoe by it.

John Thomas, Sam^{ll} Cooke, Sam^{ll} Clark & Joseph jves were complained of by Edward Prefton for diforders in y^e meeting on y^e lords day; They were difmifed with a ferious admonition & told that they fhould fufpend y^e punifhm^t they thought of in hopes of amendm^t, but if ever they were tooke in y^e like offence this would be remembred againft y^m.

[63] Rob^t Pinion* being bound over to this Court to anfwer for fome contemptuous fpeeches in reference to y^e Authority, of which there had been complaint made againft him y^e laft Court: he was now Called, & he making anfwer was told w^t was complained of againft him, as that he had fd to goodw: Potter when he came from y^e examination at M^r Jones his houfe, That he told y^e magiftrates, that he had as good be bitt with a mad dog as fnap^t at by a company of fooles, with many other bafe fpeeches of the like tendencie, which y^e fd goodw: Potter testified in Court upon oath, but he denied y^t he fpake anything reflecting contempt upon Authority. Then John Potter & Samuell Hemmingway were Called, whoe testified upon oath y^t he owned y^t he had fd to goodw: Potter That he had as good be bitt with a mad dog as fnap^t by a company of fooles, wth fome other contemptuous fpeeches in reference to Authority: Rob^t pinion was asked if he had anything further to fay for himfelfe? He fd That he desired to fee his evill foe farre as he had fpoken. He was asked w^t evill he did fee? He fd in y^t pafsage y^t he fd he told y^e magiftrates he had as good be bit by a mad dog as fnap^t by a company of fooles.

The Court having heard & Confidered y^e Cafe, by way of fentence declared (firft minding him of his Carriage before y^e Magiftrates at M^r Jones his houfe) That they confider him as a ftranger & y^t it is y^e firft time y^t he was brought in Publike, y^t though his evill deserved fharme Corporall punifhm^t, yet to make further prooffe of him they onely order y^t he fitt in y^e ftockes today, y^e Courts pleasure, & alfoe another day of publicke meeting when ye Court fhall appoint, & y^t he pay twenty fhillings fine to the plantation.

* Robert, son of Nicholas Pinion.

Christopher Tod Plaintiff:) In an Action of y^e Cafe in refer-
Cornelius Williams* Defend^t) ence to a bushell & halfe or two
bushells of meale taken out of y^e bake house, there being a
certain quantity betwixt them there: The Plaintiff declared y^t he
understands y^t Cornelius had such a quantity at his house & y^t
he cannot give any good account where he had it. The defend^t
desired him to make proove of it. The Plaintiff pleaded y^t the
defend^t had sd before y^e Magistrates y^t y^t meale at his house was
some y^t he tooke y^t was betwixt goodm. Tod & hee, which if soe
he apprehended was fraudulent dealing, having never acquainted
him wth it; alsoe y^t at anothe^r time he sd he had it of goodm.
Bradly, and another time y^t he had a bushell of Serj^t fowler & a
bushell of Hance Mners, which being enquired into was found
fals^e; & the Court told the defend^t y^e greatnes of his sin in such
guilefull turnings, & soe proceeded to Sentence, which was this:
That the Defend^t renders himsilfe guilty of takeing y^e meale & y^t
he may justly be Charged wth it & therefore y^t he pay in two
bushell of meale to the stocke from whence it was taken, & y^t he
pay 12^s to y^e plaint: for Court charges.

Goodwife Tompson† Plaintiff:) In an action of slander & defa-
Hannah Finch defend^t) mation, Edward Preston admitted
Attornie for y^e Plaintiff: (upon her desire).

The Plaintiff declared y^t y^e defend^t had slandered & defamed
her to goodman Ross & his wife, & told them y^t she was such a
liar, That if one should Rake hell & skim the divell they could not
find such a one. The defend^t denied y^e Charge in those words &
sd y^t she sd that they could not find a worse lie: Then y^e Plaintiff:
desired y^t the witnesses might speake, whoe being called, they
gave in their testimony upon oath; & first goodw: Ross,‡ being
about the age of 28 yeares, testified That goodw: Finch commeing
to their house one time sd That goodw: Tompson had told a great
many lies of her, & as she understood her sd That if one should
rake hell & skim y^e divell they could not find such a liar. George
Ross about y^e age of 35 yeares testified y^t he commeing in, &
hearing his wife & goodw: Finch discoursing, he understood y^t
it was about goodw: Tompson & he heard goodw: Finch say y^t

* Cornelius Williams should be Williamson.

† Ellen (Harrison), wife of John Thompson.

‡ George Ross or Rose married in 1658 Constance Little (probably
sister of Richard, of New Haven).

if one should rake hell they could not find such a liar, & the coming yesterday againe to his house he asked her about the other passage, viz: skimming the divell which she owned alsoe y^e she did it.

The defend^t was asked w^t she had to say in her owne defence, but she fell into other exclamations against goody Tompson in reference to y^e former business about John Clarke & Mary fuller.

The Plaint: was asked w^t damages she pleaded? She answered That y^e Defend^t make onely an acknowledgem^t of her evill before the Court & pay court charges.

The defend^t did That she freely acknowledged the wrong that shee had done her & was sorry for it.

The Court by way of sentence declared, That they find for the Plaintiffe ten shillings for dammages & Cost of Court.

[64] AT A GEN^{ll} COURT HELD ATT NEWHAVEN FEB: 8th 1664

M^r Jones acquainted the Towne, that y^e occasion of this meeting was in regard of some Intelligence that M^r Winthrop hath had from Coll. Nicholls which he hath received from Cap^t Manning* at ffort Albany about more then ordinary motions of Indians there, & which was observed is alsoe among our selves; A Coppy of which Lett^r & M^r Winthrops were now read to the Towne, & the Towne was told y^t it is good we should not be secure but that wee be found ready & fitt for our owne safety, & therefore that the great guns at y^e water side be lay^d up as was ordered y^e last summer, & the small guns fix^t & kept in good order for service wth futable ammunition, & that those armes y^t not been viewed today be speedily viewed.

It was propounded that there wanted a Serj^t & a Corporall, W^m Ruisell being dead & Abraham dowlittle not attending the Corporall since he was Marshall; but after some debate it was left to further Consideracion & Abraham dowlittle desired to looke after y^e squadran untill further order.

Sam^{ll} Hemmingway propounded to y^e towne for ten acres of Land, lying betwixt his house & Solitary Cove, It was left to y^e townesmen.

* Captain John Manning, in command of the Fort at Albany, formerly a trader between New Haven and Manhattan.

Francis Browne desired Liberty of y^e Towne to buy a piece of land on y^e East side to sett a house upon for the Convenience of the ferry; some of Guilford & other places had spoken to him about it. It was answered That he might have a small piece for that use.

The Townesmen were ordered to get y^e Great guns from the water-side as formerly.

Noe Particular Court in March,

AT A GEN^l COURT HELD AT NEWHAVEN, MARCH 10th 1664, 5:

Mr Jones acquainted the towne, That y^e occasion of calling them together at this time was; That he had received a summons from Connecticut, wherein was signified that there is a Gen^l Assembly to be held the 15th of this moneth, & y^t we had Liberty according to Charter to send our deputies not exceeding two, therefore he desired to know y^e mind of the towne whether they would send any or noe, & alsoe acquainted that y^e Committee had thought of a Certificate wth some Instructions y^t might be safe if any did goe: after much debate it was thought best to send, & soe proceeded to vote, wherein it appeared That Captⁿ John Nash & John Cooper were chosen, but Cap^t Nash declared y^t he could not goe at this time as y^e case stood with him, & soe the L^t Thomas Munson was chose as a third man to supply in his roome.

The Deacons propounded to the towne that they would come & make up their Reckonings in reference to y^e Church Treasurie.

John Hall, being a viewer of fences, propounded whether the inside fences of the homelotts next to the quarters were not to be kept up sufficient? It was answered That it was soe ordered long agoe.

Sam^l Whitehead propounded to y^e towne that they might have liberty for their herd in the Cowpasture as well as others. It was sd y^t if it came to that there must be a stinting of Cattle.

[65] AT A COURT HELD AT NEWHAVEN APRILL 4th 1665

Benjamin Ling Plaintiffe } In an Action of y^e Cafe in y^e behalfe
 John Cooper defendent } of Widdow Jones* & M^r Nathan^{ll}
 Michtlewaite of London for dammage done in Land & high wayes
 & ffence by reason of their damme at the iron workes.

The Plaint: was asked for his Letter of Atturnie but fhewed none.

The Defend^t denied him felfe to be any agent for Cap^t Clarke when the fence was drowned or beate downe; after feveral Allegations The Plaint: withdrewed his Action as not being p^rpared.

John Cooper Plaint: in y^e behalfe of Cap^t Clarke against Thomas Sewell Defend^t in an Action of Debt & Dammage, & for breakeing up of a dwelling houfe, & y^t on the Lords day, he defired the Court to Confider whether they could ifsue it.

The Court found it above their Cognifcance & foe Left it to further Confideration. & Committed the Defend^t to the marfhall to be fecured.

AT A GEN^{ll} COURT HELD AT N-HAVEN APRILL 11th 1665

M^r Jones acquainted the Towne That the occasion of this meeting was, That the Committee for y^e Mill had mett at his houfe the Laft Lecture day at even, & had fpeech with W^m Bradly & Goodm: Tod about the Mill, & the Articles were read; fomething was objected by W^m Bradly but in debate matters were foe quallified that they yeilded to it, & y^e ifsue was that W^m Bradly & Chriftopher Tod were willing to take it together, onely it was Left to be propounded to the Towne for their Concurrence & approbation.

W^m Bradly defired to have liberty to fpeake about the writeing & the townes agreem^t wth him at firft; But in his fpeech be gave great offence, which was witnefsed against, & he afterward in publike voluntarily gave fatiffaction for by owneing his evill.

The Towne having heard & Confidered what M^r Jones had declared about W^m Bradly & Chriftopher Tod takeing the mill

* Joan, widow of John Jones, who died in 1657. He was probably a relative of William Jones, born in London in 1624, the son-in-law of Governor Eaton.

together, they proceeded to vote. That the Towne admitted W^m Bradly & Christopher Tod as Joint partners in the Mill according to y^e Articles read.

AT A GEN^l COURT HELD AT N-HAVEN APRILL 18th 1665.

M^r Jones acquainted the towne, That the occasion of this meeting was two things; one was that there was a new summons come from Connecticut, signifying that there is to be a Gen^l Assembly the 20th of this moneth, y^t being put by in March. The other buines was this, That there is come to our knowledge lately a matter that may be an occasion of much trouble to M^r Leete, & foe to all of us; viz: That M^r Rosfeter hath procured a summons for M^r Leete to appeare at a Court to be held at Hartford the 3^d day of the weeke before their Court of Election, under the hand of John Alling Secret: It was partly the ground of M^r Leetes commeing to towne at this time to acquaint y^m as well as others; M^r Jones acquainted the Towne as well as he remembered with the buines of Rosfeter Decemb: 31. (63) upon which he grounded his action.* Now M^r Leete desired to know the mind of the towne whether they would stand by him in it or noe, or leave him to stand alone, for w^t he did in this he did as Governo^r of this Colony, & as Called by this people.

The matter was Largely debated, & M^r Leetes action Justified, & It was propounded y^t if any one had any thing against it they were desired to speake, but noe man objected against it.

Then it was propounded whether they would send deputies to this Gen^l Assembly at Hartford? The generality of those y^t spake were for sending, but groweing Late & not agreeing about y^e persons to be sent, the former deputies declaring themselves not willing to goe, the buines was deferred till y^e next morning, & then meeting together againe the Certificate p^rpared for the deputies with some [66] cheife Instructions were read, & M^r Jones further sd that he thought that the buines Concerning M^r Leete was necessary to be added in their Instructions, And foe the firemen were desired that they would pitch upon the persons whom they would send. And foe they proceeded to vote.

* See above, p. 72, and N. H. Records, ii, 513.

John Cooper and James Bilhop were Chofen Deputies for the Gen^l Asembly to be held at Hartford Aprill 20th (65), But James Bilhop declared himfelfe as not capable to goe in regard of y^e ftate of his family, haveing noe body to take the Care of his Children* nor of his bufines abroad, but it was answered that there would be Care taken for both.

AT A COURT HELD AT N-HAVEN APRILL 19th 1665: M^r Leete and M^r Crane called in to Afsiit:—

John Cooper Plaint: In an action of debt & complaint againft Thomas Sewell def: The Plaint: alledged That Thomas Sewell working at iron workes & not haveing made up his accounts: one Lords itay p^ttending he was ficke itayed at home & then when people were gone to meeting he opened Cap^t Clarkes houfe (y^t he had hired) & tooke away fundry things & was gone before night, but not thinking he had been run away fent not after him till the 5^t day of y^t weeke & then hue & Cry was fent after him & Charges expended upon him, but Could not be taken till now; he defired therefore juftice of y^e Court. The debt, the Plaint: id is 9^{lb}: 13^s as the booke would make appeare. The defend^t defired to fee the account but the booke was not ther[e].

The Plaint: was told y^t he fhould have proved the debt & fhewed the booke. But for the Complaint about breaking into y^e houfe on the Lords day & takeing out of things, The Defend^t was asked whether guilty or not guilty? He anfwrd, That he opened the Leanetoo doore wth a knife & then went out at the window that he might Leave the doore fhutt & foe tooke a payre of Breeches & fhirt & 36^s in filver: The Breeches & fhirt was John Butlers & the filver was goodm Shepherds; the Breeches & fhirt was judged to be worth 26^s, againft which the id Sewell did not object; he was ask^t w^h he did this? He fd it was on the Lords day. He was ask^t w^t fatiffaction he could make? He anfwrd that he had Carried it foe badly, y^t he thought noe body would truff him.

He was told the greatnes of his evill, wth the haynous aggravation of it that it was done on the Lords day, &c. Therefore the

* James Bishop's wife had died in November, 1664.

sentence of the Court was that Thomas Sewell be feverly whip^t the next Lecture day, & y^t he pay double dammages for what he stole except they see cause to moderate it, from whom he stole it; Leaveing him in security to make up his accounts with John Cooper.

AT A GEN^{ll} COURT HELD AT N—HAVEN MAY 1st 1665:

M^r Jones acquainted the towne that this was the usuall time for Choosing of new townes-men, & viewers of fences.

Nicholas Elfie upon his desire had liberty to depart the Co^{rt} to goe to Branford.

The Townes-men gave in the names of those whom they judged fit for viewers of fences for y^e severall quarters, which being read was confirmed by the towne; their names are as followeth: M^r Jones his quart^r, W^m Payne, Ephraim Pennington; Jn^o Coop^{rs} quart^r, James Ruffell & Jn^o Gilbert; Jn^o Gibbs his quart^r, M^r Tuttle & Thomas Powell, Abraham dowlittle & Jn^o Benham; Subburbs quart^r, Isaac Beacher & Philip Leeke; y^e Mill quart^r, Jonathan Tuttle & Jeremiah Hull: y^e plaine field, Jn^o punderion & Jn^o Hall: The 40 acre piece, Jn^o Winton and Edward Perkins:

Roger Alling, Henry Rutherford, John Cooper, Jn^o Gibbs, Jn^o Winton and John Herriman Choie Townesmen.

Philip Leeke propounded about some Land in the oyfter shell field that is his owne propriety y^t some neighbours make a Cart way over it & the towne a foote way; he desired it might be Considered. It was referred to the Townesmen.

It was propounded about the indians planting in the quarters for this yeare, being they had depended upon it; The generality declared themselves willing for this yeare onely that it be signified to y^m that they worke not on the sabbath Day while they sit downe with us.

[67] Mr Jones acquainted the towne That it was agreed that y^e necke should be fenced for an oxe pasture: therefore he desired that one of a quarter might be appointed to meete and issue it: foe John Cooper, Jn^o Gibs, Deacon Miles, Roger Alling, Sam^{ll} Whitehead, Thomas Kemberly senio^r, Christopher Tod, M^r Tuttle & James Heaton.

These upon warning from M^r Jones or M^r Gilbert to meete about the necke.

The Marshall acquainted the Towne that he had received a summons from the Secretary of Connecticutt to call y^e freemen together to Choose one or two of their ablest freemen for deputies to Aisitt in the Election & Gen^l Asembly to be held at Hartford May 11th (65), & soe they proceeded to vote, and Cap^t John Nash, and James Bishop were Chosen Deputies for y^t Gen^l Asembly.

The Towne was acquainted y^t Connecticutt expects we should beare our parts of y^e Charges of the Pattent. It was debated & Concluded; That they judge it not righteous nor reasonable that we should beare Patent Charges.

AT A GEN^l COURT HELD AT NEWHAVEN MAY 22th 1665:

M^r Jones acquainted the towne wth the occasion, as supposing they would expect an account of the Tranfactions of matters at Connecticutt the Last Election & Gen^l Asembly; Cap^t Nash declared in Breife w^t was done there, And the Orders of the Gen^l Asembly were read to y^e Towne.

Vote That M^r Jones shall have power to call y^e towne together, upon towne occasions, and to be Moderator in y^e Towne meetings.

James Bishop was by Vote desired to Continue his place of Secretary untill further order.

The six Townesmen Chose the last Towne meeting were now Confirmed for this yeare by Vote of the towne.

The Deacons & Townesmen apointed for y^e new feating of people in the meeting house.

AT A GEN^l COURT HELD AT NEWHAVEN JULY 4th 1665

M^r Jones acquainted the Towne wth the occasion of the meeting, & That was that there is two writings come from Connecticutt, one of them to give notice that there is a Generall Asembly to be held at Hartford the next fift day upon some speciall occasion, but y^e particulars not mentioned: The other is an order to y^e

military officers from Newhaven to SayBrooke. They were both read, & first concerneing military affayres; And y^e Cap^t: gave notice to y^e towne y^t the watches be carefully attended & the fquadrons on y^e lords dayes better then he had understood they had been of Late, affiureing y^m that if Complaint were made, thoe y^t were found faulty would find it heavier then they thought for.

It was propounded about apointing a Committee for our owne p^rservation and the improvem^t of our ammunition for our safety, & after debate The military officers by Vote were appointed to order the military affayres about Watches & other things of that tendencie, desiring the helpe of M^r Jones, M^r Gilbert & the townesmen when they see cause.

Then the other writeing was Considered, about desiring M^r Jones and the Deputies attending the Gen^l Assembly. It was largely debated and after by Vote Concluded for the Deputies formerly Chosen to goe up, But Cap^t Nash declaringe himselfe not capable to goe, John Cooper being the third man was Chosen to goe in his roome.

The answ^r of y^e towne to M^r Jn^o Allyn & M^r Sam^l Shearman June. 7th. was now againe read to y^e towne, & intimated to them y^t if they had ripened their thoughts & were ready to give them a further answ^r, there was now a Gen^l Assembly to which they might send it; but in y^e issue nothing was Concluded upon that account, but onely some Verball instructions left with y^e deputies to be propofed to y^e sd Assembly.

[68] ATT A GENERALL COURT HELD FOR NEW HAVEN THE
25th OF JULY 1665:

The orders of y^e Gen^l Assembly held at Hartford July 6^t '65: were now read to y^e towne.

There being some question by some whether the Late Townesmen were Chosen according to order? It came to a new Consideration, & first by Vote Concluded to have 7 townesmen, & then afterwards the Vqtes being given in for y^e persons, It appeared, That M^r Henry Rutherford, John Gibbs, Roger Alling, Jn^o Cooper, Jn^o Herriman, Jn^o Winton & M^r Benjamin Ling were Chosen Townesmen for this yeare.

Thomas Kemberly fenior & Jeremiah Osborne were Chosen Constables for this yeare ensuing & tooke oath.

Will^m Tharpe appointed to keepe y^e pound & to see order attended about it.

Abraham Dowlittle Chosen ferjt for the trayne band.

Abraham Dickerman Chosen Corporall.

The ffarmers of Southend were desired & appointed to doe their best endeavo^{rs} for the discovery any Danger of any enemy by sea & give notice of it to the Towne with y^e first Conveniency, according to order of y^e Gen^{ll} Assembly now read.

The Towne Considering of many complaints & disorders since our Late joineing wth Connecticutt about ffences & dammage in Corne field & other inconveniencies arising thereby, did now Confirme & Establish all former orders about Corne fields, fences & Cattle of all forts, as alioe all other orders y^t have been made for towne occasions, and in Case of the Breach of any of y^m the penalty to be required by the Constable, And further that the quarters may be secured wth sufficient fence for y^e p^rservation of Corne they doe order that the law of select men in reference to viewers, fences & requireing of fines, y^t upon complaint to y^m by y^e viewers of persons denieing paym^t for defects, y^e sd Townesmen shall have power by vertue of this order to grant warrant to y^e Constable to take y^e fines by distres according to law, which fines shall be given in to y^e towne Treasurer.

M^r W^m Jones, M^r Mathew Gilbert, Cap^t: John Nash & James Bishop upon the earnest desire of the ffreemen & inhabitants of y^e towne did accept of their places to which they were Chosen by the Gen^{ll} Assembly, & tooke their severall oathes according to y^e tearmes of o^r submission, onely Cap^t Nash declared y^t he should onely accept of it till the Gen^{ll} Assembly in october next when the towne might be otherwise provided for:

ATT A GEN^{ll} COURT HELD FOR NEW HAVEN. AUGUST 14th 1665:

M^r Jones acquainted the towne wth y^e occasion of the meeting, as first y^t he had received a Coppy of the lawes of y^e Colony of Connecticutt which was necessary to be published y^t men might know y^m, which accordingly was read.

2. That y^e towne would Consider of setting Courts of judicature, according to our liberty & power from y^e Gen^l Assembly in May last, & upon debate It was ordered y^t there should be a monethly Court as formerly (if occasion require) upon y^e first 3^d day of y^e weeke in every month, for the tryall of all Cafes y^t may be tryed by this Court wth out jury, onely in october, December, March & June there shall be juries if any cafes require it. It is alsoe ordered y^t 3^s: 4^d shall be pay^d for every action entred in these Courts, besides the juries fees wⁿ a jury is called.

[69] It is ordered y^t in every Action betweene party & party the defend^t shall have three dayes warning, except the parties agree otherwise.

Ordered that one roome of the prison at least be made safe for prisoners. This left to y^e Townesmen to see it done & to p^rise as they shall find Cause.

Ordered y^t there be a Collection of the Towne orders y^t are now in force into a booke by y^m selves, & y^e Charge defrayed by y^e Treasurer.

Ordered y^t for late coming to & disorderly departing from Towne-meetings there shall be 12^d pay^d by y^e party transgressing, And for totall absence two shillings six pence.

Ordered y^t any that shall scare a horie or horses when any are rideing on them, to pay y^e same penalty as for running of horses in y^e towne.

Ordered That y^e townesmen or any two of y^m see after mending of the high wayes according to Law.

John Herriman propounded to y^e towne y^t they would thinke of some other to keepe ordinary, for he found himselfe & wife very unfit for that employment:* It was left to further Consideration.

Henry Glover Chosen Treasurer for y^e towne, for this yeare.

James Bilhop upon his desire was freed from y^e place of a Serj^t, And John Winton Chosen Serj^t to y^e Company in his stead.

Sam^l Whitehead & John Winton Chosen for sealing Corne measures.

M^r Rotherford & M^r Ling Chosen to seale meeteyards & Liquid measures as quarts & pints &c.

* See N. H. Records, iii, 292.

The Townsmen were appointed to agree with the schoole-maſter for this yeare enfueing:

The Townsmen were appointed to ſpeake to L^t Tho: Munſon, W^m Andrewes & Thomas Morris to view what is neceſſary to be done to the meeting houſe, both floore & rooſe, & make report to the towne the next towne meeting:

M^r Jones was deſired by the Towne to write to Capt: Clarke* about thoſe diſorderly perſons that were at iron-workes: And upon Conſideration of ſoe much trouble y^t ariſes to y^e towne by meanes of diſorderly perſons comeing thither, The Towne did ſee cauſe to order as fſolloweth, That the Maſter, Clarke, or overſeer or other officers of y^e ſd workes y^t now are or hereafter ſhalbe, ſhall not admit, receive or Entertaine for ſhorter or longer time any perſon or perſons, into y^e ſervice of, or any employment in, or about y^e ſd workes, before a Certificate or Certificates from ſome perſons of knowne reputation, & good Judgem^t of his or their Civill life, & blameles Converſation, be firſt p^rſented to y^e Authority of this plantation, & they ſee cauſe to give allowance y^t ſuch perſon or perſons ſhalbe ſoe received into y^e employm^t of y^e ſd Ironworks, upon y^e penalty of forty ſhillings for every perſon admitted Contrary to this order, to be paid to y^e plantation Treafurer by the ſd Clarke, Maſter, or overſeer of y^e workes; or the ſd perſon without ſuch publike Allowance received, be diſmiſt from y^e ſd Workes & ſent backe in ſuch time as the ſd Authority ſhall appoint. And it is further agreed & ordered y^t ſuch maſter, Clark, or other officer give bond to y^e ſecretary of y^e Court y^t ſuch perſon or perſons ſoe received to y^e ſd workes according to y^e true meaneing of this order, that y^e plantation be not burdened or Charged with him or them, or elſe not to continue in this plantation upon y^e penalty of forty ſhillings for every moneth, he, or they ſoe Continue Contrary to this order.

AT A MEETING OF Y^e CO^lt AUGUST 17th 1665

M^r W^m Gibbs, mate of y^e ſhip, of which M^r Stephen Goodyear was merchant, † being Charged with trading of Liqueo^{rs} with y^e

* Captain Thomas Clarke, maſter of the iron-workes at Eaſt Haven.

† Merchant=Supercargo.

indians, whereby fundry were drunke & one wounded, he being examined, at first denied it, but afterwards things appeareing soe evident he owned y^t he did trade two quarts, for which he was fined five pound according to y^e law, & 10^s for his salienes, but upon y^e importunity of M^r Goodycare pleading y^t he was a stranger &c the 10^s was abated & y^e sd M^r Goodyear engaged to see y^e 5^{lb} paid.

[70] ATT A SPECIALL PARTICULAR COURT HELD ATT NEWHAVEN
THE 22th OF AUGUST, 1665 :

Thomas Smith & Elifabeth his Wife were Called to aniw^r the Complaint of M^r John Davenport junior about taking up a icarfe of M^{rs} Davenports & Concealeing of it, &c. George Pardee Admitted Atturrie for M^r Davenport whoe declared, That M^r John Davenport & his Wife being one time goeing to Branford lost a icarfe, & mising of it the next morning sent one backe to looke for it but found it not, & as he understants meeting wth y^e sd Thomas Smith asked him if he did not find it. But hee denied it, & hath kept it fraudulently after knowledge whoe it was, and alsoe altered the property of it by Cutting of it in pieces: M^r Davenport sd the icarfe cost 23^s & he was hereby forced to buy another.

Thomas Smith aniwrd, That for y^e icarfe he did find it & gave it to his Wife, but there was none ever enquired of him about it, but as soone as he heard whoe it was he detained it not, but went to M^r Pearsons* & preferred any satisfiacion. He was asked why he did not cry it according to law? He Confest that was his sin for he should have published it, And for his Wife it seemes shee did know of it & whoe it was, but concealed it & never told him of it, as her selfe alsoe Confest. She was told the evill of her Carriage, & that above her husband, & that it was to such a family to whom she stood soe much engaged :

The Court Considering of y^e Cafe as p^resented by way of sentence declared, That the sd Thomas Smith pay 35^s to M^r Davenport for y^e icarfe, Charges & dammages, And y^t he pay 20^s as a fine to y^e publike :

* Abraham Pierson, minister of Branford, whose daughter was the wife of John Davenport, Jr.

Giles Blach, fervant to Patrick Morran, Complayned of by his Mafter, & accused, for imbezleing his goods & y^t upon y^e lords day; Hee was asked what he had to fay for himfelfe in y^e cafe? He anfwrd That he being Left at home on the lords day, Rob^t Pinion being left wth the Coale came home to breakfast & fell a telling how he could open his Mafters Cellar doore wth the point of his knife, & went downe ftayres & ftood pecking but could not; then he fd he could another way, & foe he tooke a fticke & broke in y^e midft, & broke off two lathes, & put in y^e fticke double & opened y^e locke, & then tooke a long-necked bottle & filled it wth Rumme, & then fd he would Carry it to his Brother Thomas his houfe & fd it may be they had fugar. But commeing to his Mothers they had none, foe he defired his fifter Maryes & his Mothers key, & foe Rob^t & he came to his Mafters Chamber & tryed firft Maries key but y^t would not open y^e doore, then he tryed his Mothers key & y^t did open it, & his fifter Mary haveing given y^m a fmall Baskett to bring fome fugar in, & foe they tooke fome fugar & went to his Brother Thomas his roome & there burnt it & drunke it, y^t is y^e fd Rumme; Then in the afternoone Thomas & Rob^t came together, & Thomas brought a jug of three pints, & foe Rob^t opened y^e Cellar doore againe & filled it wth Rumme & then went into his mafters Chamber, & Rob^t tooke his mafters acco^t booke in his hand, but he bid him lay it downe, foe y^e fd Giles faith y^t he went downe to fhut y^e houfe doore leaft any fhould come & fee y^m, & then came up againe & faw y^e fd Rob^t & Thomas open his mafters Cheft & tooke a payre of woofed ftockings & a pound or pound & halfe of gunpowder, & fome holland, & Ribband & manchefter binding, & filled y^e baskett with fugar, & foe went away, &c. Patrick Morran was asked w^t dammages he pleaded? He answered y^t he could not tell for his acco^t booke was gone befides other things, y^t he could not tell w^t dammage might arife for want of his booke if it were not found; Giles was asked if he Could not fay anything further about y^e Booke? He fd noe: He was told y^t he was a very wicked Boy: Then Rob^t Pinion was Called & Anfwrd That he knew nothing of y^t w^{ch} Giles Charged him with. And M^r Benjamin Ling declared himfelfe Atturrie for the Countrey againft y^e fd Rob^t & accused him wth many Crimes as followeth:—as firft fufpicion of pilfering & theft, 2. breach of fabbath, 3. lieing & flandering the Authority & people here, [71] 4. Lascivious &

Corrupt ſpeeches & Carriages: 5. Threatening the lives of ſome againſt y^e peace of his maj^{ties} good ſubjects in this plantation & of y^e govern^t of this jurifdiccion &c. As for y^e firſt Charge of ſuſpicion of pilfering & theft, there were divers things circumſtantiall y^t renders y^e ſd Rob^t Pinion groſſly ſuſpicious, beſides y^e Confeſion of y^e ſd Giles Blaeh, as firſt it was fully teſtified y^t y^e lathes at the Cellar doore were broken wth other circumſtances of milke being ſpilt y^t ſtood in y^e way, alſoe y^t he offered Lique^{rs} to an indian for wampon y^t ſabbath att Evening, Confeſt by himſelfe, which he could give noe ſatiffyeing account where he had it, Alſoe y^t y^e key before menconed was found by the Conſtable to open y^t Chamber doore. Alſoe y^t there was found ſugar ſcattered upon y^e table in y^e lower roome wⁿ thoſe of y^e family came home from y^e meeting, though they had uſed none themſelves before they went y^t morning. Alſoe y^t he had but lately threatened the burneing of y^e booke & y^t Patricke Morran (beſides y^e Confeſion of y^e ſd Giles) tendred his oath y^t y^e booke on y^e evening before the ſabbath was in y^e Chamber, but ſearching for y^m y^e 2^d day morneing one booke was gone & his Ledger Booke was torne ſundry Leaves of y^e acco^{ts} of y^e Pinions & none elſe, as appeared the booke being produced.

2. for y^e Breach of ſabbath it was evident by his owne Confeſion, as firſt That he went into y^e houſe of Jn^o Roſe wⁿ they were at meeting, after they had warned him againſt it, & that wⁿ the Children would not let him in he crept in at y^e window on y^e ſame ſabbath & as was teſtified would have had his ſiſter and y^e leſſer girl have gone away y^t he might ſtayd alone wth y^e elder daughter. Alſoe the unſatiffyeing account he gave of his ſpending his time y^e ſabbath wherein all this miſcheife was done, & his too frequent abſenting from y^e ordinances, whereby the neighbo^{rs} were afrayd to leave their houſes without ſome at home, as was ſd by ſome of y^m.

And 3^{dly}, for his lying & ſlaundering y^e Authoritie & people of this place wth his Lascivious & Corrupt ſpeeches & Carriages, Joſhua Bradly & his wife & ſiſter were called to teſtify w^t they could ſay in y^e caſe, whoe teſtified as followeth: firſt, That Rob^t Pinion ſaid at their houſe that y^e court would not ſuffer him to ſpeake for himſelfe, & 2^{dly} That he would have had M^r Jones before M^r Winthrop, onely he was not come home, & That he intended to doe it; & 3^{dly} That the ſd Rob^t ſd that the divell was

coming with a fraight of people, & overthrew them here & he thought he left them here; this he granted y^e substance of it. And for his Corrupt speeches They all testified y^t he spake many things of making mayds loveing of him & kissing him in y^e stockes, & y^t he sd to his sifter y^t if had but halfe an houres speech wth her he could make her come to him (if he were in the stockes) & kisse him, to which she sd, doe you goe & iit in y^e stockes & see if I will come to you: W^m Andrewes alsoe testified, y^t his speeches hath been very bad & Corrupt: Mathew Moulthrop alsoe testified the same of his Carriages to be Corrupting: Rob^t Pinion answrd, That when he had such speeches there was noe Authority nor Law here, but he was told there was y^e same law & y^e same Authority onely they had not tooke oath.

Lastly for his Threatning speeches, Henry Morrill & his wife were Called to testify, whoe sd, That Rob^t Pinion being at their house & speakeing bad speeches of those y^t should punish him he vowed to be y^e death of y^m y^t punished him though it was seven yeares hence. And goodw: Morrill sd that there was two he sd he would be avenged of, this the sd Rob^t graunted & accepted of their testimony wthout oath: He was asked if he had anything to say further for himselfe, To which he answrd, That for y^t which Joshua Bradly & his wife & sifter testifies he Confesses he had been apt to speake very vilely in those things, & for his threatning speeches, he spake them in his wrath, Hee was told seriously of his evill & w^t a sad acco^t he had to give to god for y^e same:

The Court having Considered the Case both Concerning Giles Blach & y^e sd Rob^t Pinion proceeded to Sentence as followeth; And first for y^e sd Rob^t, As to y^e matter of theft wherewth he is Charged by y^e sd Giles to be an acter wth him, The Court Considering both his owne Confession that he threatned to burne the Bookes, & y^t he was in y^e house y^t day [72] one booke was taken away or stollen, & the other torne, wth fundry other evinceing Circumstances, & y^t he can give noe good acco^t of himselfe y^t day nor about y^e Liquor^s he tendred to an indian iquaw for wampom, the Court Cannot but thinke y^t he is guilty in this matter; But in regard y^t dammages are not charged as well as matter of fact, the Court left him under y^t suspicion to be prosecuted upon y^e whole matter by the party Concerned when & where he shall see good, he alledging y^e dammage to be above y^e

Cognicence of this Court; & therefore shall proceed to sentence upon the Consideration they have had of y^e other Crimes: as Breach of sabbath; frequent lying & bold flandering of y^e Authoritie & people of this place; Lascivious & Corrupting speeches & Carriages; And for his threatenng y^e lives of such as should punish him which y^e Court knowes not whoe he should meane but thoe whoe are in Authority & officers under y^m, which is a matter of a very high nature & against y^e kings peace: Therefore The Court Considering these Crimes to be very finfull, scandalous & offensive & against y^e peace, doe sentence Rob^t Pinion to be severely whip^d, for a future warning & terror to himielfe & others against such miscarriages; And seeing he hath threatned the lives of his Maj^{ties} good subjects The Court orders y^t he give his owne bond wth sufficient security to be made to this Court in y^e summe of one hundred pounds for his good behavior & to hold & keepe y^e kings peace towards all & every his good subjects wth out damage doeing by himielfe or any other by his procurem^t or abetm^t to y^e bodies or goods of any of them, & he to stand under y^e sd Bond untill y^e sd Co^{rt} or y^e superio^r power of this jurisdiction shall see Cause to releafe it, and to pay 20^s fine for Charges: And to bee Committed in y^e meane time untill this sentence of Court be attended. And seeing y^t upon examinacon of y^e sd Rob^t it apeares by his owne Confession y^t he hath traded halfe a pint of Lique^{rs} to an indian, the Court orders y^t he pay forty shillings according to y^e Law in y^t case.

And for Giles Blach The Court Considering his miscarriages as a Treacherous & unfaithfull servant, stealeing & embezling his maisters goods, &c, doe order y^t he be severely whipt & pay 10^s for charges.

Thomas Pinion & Mary Pinion being Called, Their father answered y^t they was sicke & y^t his wife stayed wth y^m & y^t was the cause they could not come.

Ruth Moore was Called to give acco^t why she stayed at home on y^e lords day? shee answered That shee had watched all y^e weeke wth them that was sicke & soe was not fitt to goe to meeting; She was told of her flightnes upon those accounts, & warned to attend better for y^e future.

Pumpanuisset an indian being complayned of, & found guilty of drunkennes was fined 10^s &; Naufup ingaged to see it payd.

AT A GENERALL COURT HELD FOR NEW HAVEN SEPTEMB: 14th 1665.

Mr Jones acquainted y^e towne that one occasion of y^e meeting was to know of the ffreemen whether they will take y^e freemans oath, feeing there was some kind of promise of returneing an aniw^r, y^t they come not downe to loofe their labour as formerly: The ffreemen tooke the matter into ferious Consideration & after some time brought this answer: That the generality of y^m inclined to take oath according to y^e tearmes of o^r submision:

Capt Jn^o Nafh, Henry Rotherford, John Cooper & Roger Alling were Chofen Lifters for the Eftates of men according to Law.

It was propounded for one to warne towne meetings for the ease of the Conftables; It was Left to the townes-men.

[73] Thomas Trowbridge propounded unto the Towne to have liberty to build a warehouse, on the Banke side before his house.* After Debate It was by vote graunted him provided y^t he doe not prejudice the high waye.

AT A COURT HELD AT NEW HAVEN OCTOB: 3^d 1665:

The jury
L^t Tho: Munfon
Mr Henry Rotherford
John Gibbs
John Cooper fenior
W^m Andrewes
Henry Glover

The jury were acquainted with what was their proper worke in Cafes p^rented, & they all tooke oath; And L^t Tho: Munfon apointed foreman of the jury.

Jonathan Lamplon Plaintiffe) In an action of flaunder &
Cornelius Williamfon Defendant } Defamation to y^e Value of twenty pounds: The Plaint: Declared, That Cornelius hath reported, That Benjamin Bunill fd, that Jonathan Lamplon Lay wth an indian Iquaw, & that Jn^o Thomas junio^r saw it: The Defend^t answered y^t he could not have his witnesses, some were sicke & others were out of y^e towne, & desired y^t y^e Plaint: might prove w^t he declared:

The Plaint: produced his testimonies: And first, The Wife of John Thomas fenior testified That Cornelius Williamfon fd at

* Mr. Trowbridge's lot on the East side of Meadow Street ran to State Street below George.

their houie That Benjamin Bunnill had told Jonathan Lampfon that he Lay wth an indian ſquaw & that John Thomas junio^r ſee it, and ſhe told Jonathan of it & y^t it Concerned him to looke to it.

Roger Alling teſtified y^t Cornelius W^mion, the 5th day of y^e laſt weeke ſd, that there was ſome differance between Benjamin Bunnill & Jonathan Lampfon about a gun, & Benjamin Bunnill told Jonathan Lampfon, that he Lay wth an indian ſquaw & Jn^o Thomas junio^r ſaw it:

John Alling teſtified y^e ſame onely faith y^t upon a queſtion put if he could make it out he ſd Jn^o Thomas ſaw it.

Mary Browne was called to ſpeake in the Caſe, whoe teſtified That Jn^o Gold, Jn^o Thomas junio^r, & Jonathan Lampfon being at their houie, ſhe ſd to y^e ſd Jonathan Lampfon y^t there was falling out on their ſide y^e towne, then Jonathan anſwrd That Benjamin Bunnill was y^e beſt fellow, & hath ſd y^t he knockt an Indian ſquaw & that Jn^o Thomas would ſay it, but Mary Browne replied y^t ſhee underſtood it worſe: I, faith Jonathan Lampfon, Benjamin Bunnill is y^e beſt fellow, & turnes it another way; then ſhe told him y^t it was a baſe diſgrace to him; if ſhe was as he, ſhe would have him to y^e Co^{rt}; ſoe ſd alſoe Jn^o Gold; I, ſd Jonathan, if it went further abroad ſoe he would: Jn^o Gold being Called teſtified the ſame in ſubſtance with goodw: Browne & was accepted wth out oath:

Benjamin Bunnill was Called to ſpeake w^t he knew in y^e Caſe, And declared that he knew noe ſuch thing of Jonathan as was Charged nor ever ſd ſoe; he had heard y^t Cornelius had ſd ſoe, both of him & Jonathan. The Plaint & Defend^t haveing noe more to ſay The jury haveing Conſidered of y^e Caſe brought this as their Verdict: That they find for y^e Plaintiffe twenty ſhillings & Coſts of Court: And the Court ordered Judgem^t to be Entred accordingly.

Will^m Trowbridge Atturrie for Edward Worſter of Pauguſet, made complaint unto y^e Court againſt Cornelius Williamſon for taking away a payre of gloves from y^e houſe of y^e ſd Worſter in a ſhellious way: Cornelius Anſwered y^t he being at the houſe of the ſd worſter at worke, & haveing a bag there, when he came home, and opening his bag he found y^e gloves in his bag, but how they came in he knew not; but upon examinacon there appeared not truth in w^t he ſd; he was aik^t why he did not enquire of

goodman worfiter about y^m, but he could give noe fatiffieing anfw^r; foe the Court proceeded to fentence That y^e fd Cornelius W^mfon pay treble dammages to Edward Worfiter according to y^e law, & twenty fhillings fine to y^e treafurie.

[74] Wingle Jn^ofon being Complained of, by the Clarke of the trayne-band for abfence one day & Late Commeing another, The Co^{rt} heareing w^t y^e fd Jn^ofon had to fay by way of excufe did pafse it by onely with a fine of 2^s: 6^d:

The Court agreed that Abraham Dowlittle, Marshall, fhould have 20^s pay^d him out of y^e Treafury, above his fallary for his Extraordinary trouble the Laft yeare.

David Atwater defired y^t a writeing (as a deed of fale from his brother Jofhua Atwater) might be Recorded; It was graunted him, he paying for the fame; which is as ffolloweth, viz:

Know all Whom it may Concerne that I Jofua Atwater of Bofton in New England, mercer, doe fell, alienate & pafs over, all my houfe & Lands in Newhaven with all the appurtenances thereunto belonging, being in the poffeffion of my brother David Atwater, to be to him my fd Brother David Atwater & his heires for ever, And doe by thefe p^rfents for myfelfe, my heires, Executo^{rs} and Adminiftrato^{rs}, wholly renounce & difclaime all my right & intereft in y^e fame and doe promife to graunt & make any further writeing or evidence which by Law fhallbe judged neceffary for further Confirmation of y^e fame (onely at y^e proper Coft of my fd Brother Atwater) In witnes whereof I the fd Jofua Atwater have hereunto fett my hand & feale, Dated the nineteenth day of y^e fourth moneth (called June) in y^e yeare one Thoufand fix hundred fixty & five.

Witnes hereunto

Jofua Atwater feale

W^m Jones

James Bifhop

This a true Record of y^e originall, examined

P^r me James Bifhop, *Secretary*

AT A GEN^{ll} COURT HELD FOR NEW HAVEN OCTOBER. 9th 1665:.

M^r Jones acquainted the Towne wth y^e occafion of y^e meeting, & one was to Choofe deputies for y^e Gen^{ll} Afsembly to be held at

Hartford the 12th of this moneth: The ffreemen proceeded to vote, & the votes being given in it appeared that W^m Andrewes & Jn^o Cooper were Chofen But there being not fuch fatisfaction in y^e Choife as was defired, the ffreemen mett together againe at even (by order from M^r Jones) & proceeded to new Choife, wherein it appeared that John Cooper & James Bifhop were Chofen deputies for this Gen^{ll} Afssembly & L^t Tho: Munfon y^e 3^d man.

It was propounded y^t they would nominate one or two for Commiffion^r in y^e ftead of Capt. Nafh to be p^rfented to y^e Gen^{ll} Afssembly for Election, the fd Capt: having declared himfelfe y^t he fhould not hold y^e place any longer: M^r Jn^o Davenport junio^r & one of y^e Deputies were voted to be p^rfented to y^e Gen^{ll} Afssembly.

Jn^r Jackson* upon y^e former grounds was yet freed from trayning.

John Hall fenio^r declaring himfelfe to be above fixty yeares of age & thereupon defired to be freed from trayning, which was graunted him, provided that y^e Law now doe allow it.

It was propounded about a company to Carry their armes on y^e lordes dayes and other dayes of publike worfhip to y^e meeting: It was left to the military officers to Confider of it & order it.

Ordered, that, for the defrayeing of the necefsary Charges of the towne, A fingle Rate be payd by all y^e inhabitants to y^e towne treafurer, the one halfe in November next, & the other halfe in march next Enfueing.

[75] AT A GEN^{ll} COURT HELD FOR NEW HAVEN DECEMBER. 4th 1665.

The orders of y^e Gen^{ll} Afssembly in october laft were now read to y^e towne. And Roger Alling was appointed for Branding of hories & Entring of horfes y^t are fold according to one of y^e orders read.

M^r Jones acquainted y^e towne with y^e buines of delaware,† & y^e Articles were read to y^e towne & y^e towne told y^t there was a Committee for the ordering of y^t affayre.

* For Jno. Jackson see N. H. Records, iii, 433.

† Colonization in Delaware was now in contemplation.

Alſoe the buſines about Capt. Manning was in breife related to the towne & debate upon it, & in y^e iſſue M^r Jones was appointed to meete with ſome of other townes as a Committee to give him an anſwer.

M^r John Davenport junio^r being Chofen Commiſſion^r untill y^e Gen^{ll} Aſſembly in May next now tooke y^e Commiſſion^{rs} oath.

M^r Gilbert propounded y^t men would ſet up markes to y^t fences according to order in y^t caſe.

Jn^o Cooper propounded about y^t quarter againſt his houſe.* informeing y^e Towne that there was noe towne high way to y^e playnes onely for the quarter and therefore they muſt take notice y^t any y^t did tranſgreſs they ſhould be p^rſented to y^e Court.

Ordered y^t any dog or Bitch, that ſhall come into y^e Aſſembly on any dayes of Publike Worſhip, the owner of y^m ſhall pay 6^d: And Henry Morrill appointed to looke after it & have y^e penalty for his Care therein.

The Conſtables were Called upon to doe their duty, & to ſee y^t the orders in reference to y^e ſabbath & ordinances & ioe about night meetings be Carefully attended.

M^r Jones acquainted y^e towne about y^e paym^t of the Contribution given in the Laſt Thankſgiveing day in reference to y^e faints y^t are in want in England,† y^t they would be Carefull to bring it in, when, & where y^e deacons ſhould appoint: The three Laſt days of february next was appointed for the bringing of it in where the deacons ſhould appoint.

The Court & Townesmen appointed, to Audit the Towne Treafurers accounts for the yeare 1664:

Something was propounded about y^e mill, & ſome diſſatisfaction y^t the Articles was not yet ſealed, & after much debate it was Concluded That Will^m Bradly be ſpoke too y^t ioe, he & goodm Tod may attend y^e Committee for y^e iſſuing of this buſines according to y^e Articles, onely y^t the Articles be new drawne in both their names jointly & ſeverally; And the Committee appointed were The Court & Townes-men wth Cap^t Jn^o Naih

* John Cooper lived on the weſt ſide of Church Street, at corner of Grove.

† This contribution was in aid of the families of miniſters ejected from their pariſhes by the Act of Uniformity in 1662.

and M^r W^m Tuttle, These to make an issue with w^m Bradly & Christopher Tod about y^e Mill according to y^e Articles already drawne.

AT A COURT HELD AT NEW HAVEN DECEMBER: 5th 1665

Jury Roger Alling Sam ^l Whitehead W ^m Tharpe Nicholas Elfe Abra: dowlittle John Winton	}	The jury was called & tooke oath according to law:
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Richard Newman Plaintiffe) In an Action of slander and
 Thomas Wheeden Defendant) defamation to y^e Value of five
 pounds on the behalfe of his wife. The plaint: Declared first That Thomas Wheeden Called his wife a Rayler & for y^e prooffe hereof he p^resented first the testimony of Thomas Beamont whoe testified y^t he sd foe to him in y^e meadow; W^m Bafsett alsoe testified That Thomas Wheeden came to him, & told him that goodwife Newman was a Rayler, & he Cautioning y^e sd wheeden about it, Wheeden answered, that he Could say y^t of her & worse:—

[76] 2 The Plaintiffe declared that y^e defend^t had reported that his wife sd that his Wheate had noe brakes in it:* The Defend^t granted y^e charge & produced M^r Thomas Yale his testimony which was read, wherein he saith That as he remembers goodw: Newman sd there was no brakes in Thomas Wheedens wheate.

3. The plaint: declared, That y^e defend^t or his wife hath reported That his Wife sd y^t they made a great deale of Cloath & bought noe wooll:

The defend^t desired y^e plaint: to prove this Charge, but he could not & foe it fell.—

The defend^t being Called to answ^r to the first Charge of Calling his wife a Rayler, He answ^rd, y^t he desired to see the righteous hand of god in it, & had seene his evill in it, & endeavor^d their satisfaction as M^r Gilbert Could testify, but M^r Gilbert sd he understood it was with a condicion that Thomas Wheeden make noe further about y^e other things; But y^e Defend^t desired y^e Court &

* The implication is that since the wheat had no brakes (or bracken) in it, it was not freshly gathered, but was taken from a storhouse.

Jury to take notice y^t he had satisfi'd Rich: Newman & his wife about y^e first Charge & desired y^t Joseph Mansfield might speake, whoe sd that he askeing Richard Newman whether busineses was isued betwixt Thomas Wheeden and them, He answered that they had received full satisfaction: But Rich: Newman Replied, That it was with this Condiçion that they should be troubled wth these things noe more:.

The jury haveing heard & Considered all y^t were sd both by Plaint: & defend^t, & y^e Evidences p^rfented, doe find y^e fact proved & the flaunder to be of a high nature, & therefore doe find for the Plaint. foure pounds dammage & Cofts of Court: . But the Court Considering the Case, & the liberty they had according to law to moderate dammage as they saw Cause, did order That y^e Defend^t pay onely 40^s & Cofts of Court, & soe ordered Judgment to be entred accordingly.

W^m Bafsett Plaint: }
 Thomas Wheeden Defend^t }

In an Action of flaunder & Defamation to the Value of 37^s; The Plaint: declared, That they had sixteen bundles of flax at a place, & he fetcht up six & left ten, & after went to fetch y^m, but found but seven, & he told some of it as Jn^o Gilbert, Rich: Newman & his wife; upon this Thomas Wheeden reports that he suspected him about the three bundles of flax, & brought Richard Little with him & with high words affirmed & sd there were three witnesses of it & y^t he must hono^r y^e testimones, & then complain'd to M^r Yale & David Atwater against & as he understood importuned David Atwater neare six times & p^rvailed with him to come to M^r Yale to deale with him about it:

The defend^t was ask^t what he had to say to y^e Charge? He answrd, That he owned it, & that he had sd he had 3 witnesses to prove it, and desired M^r Gilbert might declare his Autho^r, why he sd before y^e Magestrate y^t he was suspected of stealeing flax. But M^r Gilbert sd that he did know that W^m Bafsett sd soe: The Defend^t sd that he saw a righteous hand of god against him in this, haveing been formerly faulty in things of y^e like nature, but he sd he was Cleare in these things about y^e Corne & flax in thought, word & deed as the Child newly borne.

The Court haveing heard both Plaint: & Defend^t, by way of sentence declared, That they find for the Plaint: fifteene shillings dammage and Cofts of Court, & left a ferious admonition

wth Tho: Wheeden about his Carriage with his neighbo^r for the future:.

W^m Tharpe desired his bond of 10^{lls} for his son Sam^{ll} might be taken off, upon y^e testimony of fundry by way of Commendacon of him. The Co^{rt} tooke it off:.

Philip Leek Claymeing a debt of 17^s: 8^d from y^e Eitate of Tho: Jeffrie deceafed & takeing oath to y^e truth of his acco^t as it stood in his booke to y^e best of his knowledg, There nothing appeareing Contrary the Court did allow it.

[77] ATT A SPECIAL COURT HELD AT NEW HAVEN DECEMB: 14th
1665

M^r Thomas Yale p^resented an Inventory of the Eitate of W^m Shepheard deceafed, taken the 7th of December (64) ammounting to y^e summe of 08^{llb}: 08^{ss}: 10^d, upon oath atteited by the wife of Ju^o Rose* to be y^e full of all the Eitate y^t was wth y^m to y^e beitt of her knowledge, and by M^r Nicholas Augur & W^m Andrewes that y^e apprifem^t was just to y^e beitt of their Light:

Peter Briggs was Called & told y^t he had entred two actions, one against Benjamin Graves & the other against Nicholas Pinion & his wife: Hee answrd that he wthdrew both of y^m: He was told y^t he must pay y^e Entrance of y^m which is 6^s: 8^d—

Ju^o Luddington haveing Entred an action of debt against Ruth Briggs did now withdraw it, & ordered to pay for y^e Entrance 3^s. 4^d.

Benjamin Graves, was Called, & indicted of many Crimes read to him: as first, frequent suspitious & offensive society wth y^e id Ruth Briggs when a widdow: † 2, some Lascivious Carriage by kissing & embracing have been seene betweene y^e id Graves & Ruth Brigs since married to another man.

3. for bringing y^e id Ruth behind from Homonofsett or neare it to y^e iron workes after he had been forbidden by her husband.

* John Rose, or Ross, married in 1663 Ellen, widow of William Luddington.

† Ruth, daughter of Nicholas and Elizabeth Pinion, married first James Moore, of Salem, and secondly Peter Briggs.

4. That y^e fd Graves hath since that time frequented y^e Company of y^e fd Ruth in a suspicious & offensive manner, once in going a turne wth her to Branford, & another time being at worke together in a bed roome in taylourie worke upon y^e last Thankesgiveing day: 5, y^t he fd That y^e fd Ruth Brigs was a whore. 6, That he said y^t he had Carnall knowledge of y^e fd Ruth more then once. Benjamin Graves was ask^t whether Guilty or not guilty? Hee answered, not guilty:. Then the witnesses were Called. And first sam^l Hemmingway, whoe testified That he had seen y^e fd graves frequenting y^e company of y^e fd Ruth since married & kissing one another & foe neare together as if they were hugging one another; Ruth answered That he did salute her & with^t her Joy after her marriage. But, Sam^l Hemmingway instanced once in going to goody Rofes, & another time in Commeing from y^e towne. Jn^o Luddington testified That they were frequent together after he was to have had her, as he could prove.

Jonathan Armstrong testified y^t he heard Benjamin Graves call Ruth Brigs a whore, & Jn^o Luddington testified the same. Benjamin Graves answered, That he & Ruth Brigs was published one Lecture day at Boston; Then y^e fd Ruth was asked if there were noe promise of marriage betweene them? Shee answered that there might be such a thing at Boston, but shee was not to answer for that here; Benjamin replied, That shee did promise him, & therefore it was that he came up hither, onely upon y^t acco^t to have her:. He was ask^t what he had to say about his workinge Last Thankesgiveing day? He graunted, that he did foe, havinge promised some worke faithfully, & y^e fd Ruth commeing into y^e roome, he desired her to helpe him, & foe shee did, & y^t was all: Then Benjamin was asked the grounds why he called her whore (for he owned he had called her foe), whether he had not had Carnall knowledge of her? he denied it: Then Jn^o Luddington testified, That y^e fd Benjamin asked him if he never lay with her? to which he answered, That he scorned to doe y^t before marriage: But y^e fd Benjamin Replied that he had, more then once or twice before she went into y^e Bay y^e last time, but never since shee came backe:. The fd Benjamin alsoe was found in fundry lies, as telling M^r Tuttle that he carried noe body behind him from y^e iron-worke, w^h it was fully testified, & he owned it after that he did, neare all y^e way to Say Brook; alsoe y^t he told Joseph Tuttle

wⁿ he hired his horfe, that he was to goe to y^e wedding, whereas y^e wedding was over sometime before, &c.

[78] The Court laboured much wth him, to bring him to a fight of his fin, but little p^rvayled & foe proceeded to Sentence, as followeth, That y^e fd Benjamin Graves for his miscarriages in y^e particulars before mentioned pay as a fine 40^s & Court Charges which wth Charge of his imprifonm^t is 10^s, this to be payd to y^e treafurer & make acknowledgem^t of his evill to y^e Court, or Elfe be feverely whip^t, & being noe allowed inhabitant here, that he speedily depart y^e place.

Nicholas Pinion & his wife were Called three times, but answered not; Afterwards, anſwer was made fatiffyeing to y^e Court.

Ruth Briggs was Called & her accusations read, wherein ſhe was Charged wth fundry Crimes, as wilfully departing from her husband againſt his mind, & after being examined about it before authority, ſhe p^rtended ſhe had liberty from her husband to come away, which appeared otherwiſe wⁿ enquired into; alſoe after her husband came, requiring her to returne wth him, yet ſhe contrary to y^e duty of a wife refuſed & as herſelfe Confeſt y^t in a rage ſhe perump^torily fd ſeverall times y^t ſhe would not goe with him, caſting contempt upon Authority whoe had enjoined her returne to him, y^t her Carriage towards her husband was very abuſive, offering violence to him & by force haleing him from ſupper at goodw: Roſes, & ſaying ſhe would keepe him downe while he was young, that foe he might doe it hereafter; this ſhe alſoe confeſt:

Alſoe The fd Ruth before marriage to this Briggs, whileſt a widdow, enſnared & deluded fundry young men upon p^rtence & promiſe of marriage to countenance & cover unlawfull familiarity with them, y^t ſhe Confeſſes ſhe promiſed marriage to one in y^e Bay beſides the fd Graves, and alſoe y^e encouragem^t ſhe hath given to John Luddington at iron-worke, calling goodm Moulthrop unkle in open Court upon p^rtence of marriage wth y^e fd Luddington, as teſtified by many, beſides her frequent Converſe & familiarity wth y^e fd Graves, not onely before but ſince her marriage to y^e fd Briggs, as in y^e caſe of Graves is more fully expreſt.

The Court haveing heard, what y^e fd Ruth had to ſay in her owne Defence, & Conſidering the many groſs miscarriages in

y^e particulars before mentioned with the aggravations of y^m proceeded to Sentence as followeth;

That y^e sd Ruth Briggs pay as a fine (to y^e trefurer) foure pounds; & 6^s for Court Charges, or else be whip^t, alfoe y^t thee speedily depart y^e place.

The Delinquents before mentioned Choosing rather to pay y^r fines then Correction, upon their desire Jere: Osborne y^e Confitable, was ordered by y^e Court, to goe over wth y^m to y^e ironworkes, to receive their fines, or good security, or returne y^m againe to receive their punishm^t; the sd Ruth promised to put in pewter & brafs, & Chofe Jn^o Potter to prize it & the Co^{rt} appointed Mathew Moulthrop senio^r to Joine wth him, & the Co^{rt} granted liberty unto y^e sd Ruth or her husband, until y^e first of Aprill next, to send pay to redeeme y^e sd goods left, otherwise to be at y^e Courts diipofe.

DECEMBER, 20th 1665

Upon informacon to Authority of the untimely death of Henry Morrill, There was a Jury of fix men Called viz: W^m Tharpe, Tho: Morris, Tho: Trowbridge, Nicholas Elfey, ffrancis Browne & Jn^o Hall senio^r: The law of untimely death was read, & they all tooke oath, And his body being found on y^e mud at a place called Nafhes point with his face downeward, he was taken on shore & being stript of his Cloathes The jury viewed his body but found noe hurt upon it; And ffrancis Browne in the name of the reit declared, That they all judge according to their best light, that he wilfully murdered himfelfe by drowneing: And it was fully testified, that he exprest himfelfe in a discontented way before his going away.

[79] AT A COURT HELD AT NEWHAVEN JANUARY 2^d. 1665:.

The jury
L^t Tho: Munson
Jn^o Cooper, senio^r
Jn^o Herriman
Jn^o Mofse
Roger Alling
Nath: Merriman

The jury was Called & tooke oath according to Law.

Jn^o Downe Plaintiffe) In an Action of y^e Cafe to y^e value
 Jeremiah Jn^ofon Defend^t) of twenty pounds: The Plaint: was
 Called to declare his Cafe, He desired that M^r Ling might be his
 Atturnie, which was granted, & upon the desire of y^e defend^t
 Abraham dowlittle was admitted to be his Atturnie:

The Plaint: Declared that it was very unComfortable for
 neighbours to live in Contention, & first Charged y^e Defend^t with
 Theft & then wth flander & Lieing, &c. & p^rented his acknowl-
 edgem^t under his owne hand for prooffe, which was read, wherein
 it appeared, that the Plaint: had tooke up satisfaction for all
 differances between him & y^e id Defend^t upon Condicion the
 defend^t shall not into evils of the like nature again^t him, or words
 to y^t purpose; But the Plaint: pleaded breach of Agreem^t by y^e
 Defend^t & p^rented Allegations, & prooffe what he had to say in
 y^e Caie:.

The jury having heard both Plaint: & Defend^t & Considered
 of y^e Cafe & evidences p^rented, declared as all agreeing That
 they find for y^e Defend^t Cofts of Court & 2^d damage: & further
 id that whereas the Plaint: hath pleaded Breach of Agreem^t
 they find it not ioe, but see rather unjust molestation on his part:.
 The Co^rt Called both Plaint: & Defend^t & told y^m the Verdict of
 y^e jury and the grounds of it & ordered Judgem^t to be Entred
 accordingly: And for y^e Agreem^t p^rented The Court judged it
 not Lawfull in all y^e parts of it, & therefore declared it to be
 voyd & null, Leaving Liberty to y^e Plaint: to seeke his right: &
 directed y^e defend^t to pay double dammages for y^e wheate stollen
 according to the law then in force: And for the Criminall part
 y^t Concernes y^e Defend^t in fundry things The Court Considered
 off & minded him how prophane he had beene formerly, & warned
 him for y^e future, & for those evils sentenced y^e id Jeremiah
 Jn^ofon to pay as a fine to y^e publike 20^s:

Peter Mallery Plaint:) In An Action of flander or defa-
 Widlow Hodikis Defend^t) mation to Value of ten pounds: The
 Plaint: Declared, That the Defend^t had said that y^e worke of y^e
 divell was done at goodman Mallery his house.

The Defend^t pleaded, that she never heard of the thing
 Charged before now, & therefore desired further time to Con-
 sider of it:

The Plaint: produced his witnesses: Jn^o Downe testified, That

he heard y^e Defend^t fay as is Charged at his houle; Goodwife Mallery testified, That shee heard her fay the same; The Defend^t granted, that those words were spoken by her, (That the divells worke was done) but never sd it was done at goodm Mallery his houle.

The jury haveing heard both Plaint: & defend^t & Considered y^e case and the evidences p^resented, declared as all agreeing; That they find for the Plaint: the Action wth Cofts of Court:

The Court ordered Judgem^t to be entred accordingly:—And left a serious Advice with these neighbo^{rs} at farmes, that they live more quietly & peaceably for the future, & not to trouble the Court with any more such Vexatious suits.

Philip Leeke (a per a note under his hand) doth Alienate to W^m Wilmott all the second division which was Richard Platts, being about 48 acres, lieng on the West side, & alienated to y^e sd Leeke from Ralph Deiton in y^e yeare 1658: as upon Record may & doth appeare.

[80] AT A SPECIALL COURT HELD AT N-HAVEN JANUARY.

9th 1665.

M^r Jones declared the occasion of this Court, which was from y^e complaint of some against these three: Sam^l Browne, Jn^o Thomas junio^r & Dan^l Thomas, for grofs disorderly Carriages at the farme of Thomas Harrifon, when hee himfelfe was from home: The busines haveing been examined & might have bene issued in another way, but the things being of such a haynous nature it was thought meete to be issued in this Publike way. Samuell Browne was Called & told that he was Charged with drunkennes (at y^e houle of Thomas Harrifon wⁿ he was not at home) soe as he was not able to come home y^t night but was there in a very disorderly way, singing Corrupt songs, &c. Alsoe that he sware by y^e holy name of god once if not twice; he was asked what he had to fay for himfelfe? Hee Confest he was drunke, & was sorry for it, But for swarcing he knew noe such thing by himfelfe, but he honoured y^e testimony: Samuell Hemmingway & young goodwife Moulthrop testified it to his face, & one of y^m sd he sware twice: Hee was told the greatnes of his

evill with the aggravations of it haveing been borne here & baptised* & brought up under such light & meanes, &c.

Juⁿ Thomas Junio^r was called, & told of his exceſs in drinkeing, & that he was one of them which fetch y^e liquo^r, & itayed all night in ſuch a diſorderly way. He ſd that he did not know that he had drunke too much, & y^t he itayed becauſe the other two were ſoe drunke he Could not get y^m away:—

Daniell Thomas was Called & aſkt what he had to ſay? Hee Confeſt his drunkennes, & ſinging & ſd he was forry for it.

The lawes both againſt diſorderly night meetings, & againſt Drunkennes, & ſwareing were read to y^m, And the Court endeavoring to convince y^m of the greatnes of y^r ſins proceeded to ſentence as followeth: & firſt, Sam^l Browne ordered to pay 20^s for his drunkennes & 10^s for his ſwareing (according to y^e lawes read) & y^t he fit in y^e ſtookes wth y^e Court ſee cauſe:.

Juⁿ Thomas ſentenced to pay ten ſhillings, & fit in y^e ſtookes as y^e former.

Daniell Thomas ſentenced to pay 20^s & fit in y^e ſtookes as y^e other.

ffrancis Browne ingaged to pay y^e 30^s for his ſonne: And y^e other two were left with y^e Conſtable Jere: oiborne to ſee y^e fines ſecured.

AT A GEN^l COURT HELD FOR NEWHAVEN JANUARY. 15th 1665

M^r Jones acquainted the Towne, That y^e Conſtables had received an order from Connecticut for y^e gathering up of y^e Countrey Rate, And the 12th of ffbruary next appointed to bring in y^e Rate where y^e Conſtables appoint.

The Deacons propounded to y^e towne, that they come & make up their acco^{ts} in ſeaſon wth y^m, that they might give in their acco^s cleare to y^e Elders.

It was propounded for ſome to goe about, to ſee w^t men would give to the lords Treafury: And Tho: munſon & Juⁿ Cooper for two quarters, Roger Alling and Sam^l Whitehead, Juⁿ Herriman & Henry Glover, James Ruſſell & Tho: Morris, M^r Yale & david

* The ſon of Francis and Mary (Edwards) Browne, baptized in Auguſt, 1645.

Atwaters for y^e farmes on y^t fide, Jn^o Brocket & Math: Moulthrop for y^e East fide, and Roger Alling for y^e farmers on y^e west fide & at y^e Playnes.

The 22th of January instant appointed for every one to bring their measures and weights to be sealed by those appointed.

Widdow Blanch Morrill p^resented an Inventory of y^e Estate of her Late husband, & upon oath attested by y^e widdow to be full to y^e best of her knowledge, & by Francis Browne and Thomas Morris, y^t y^e apprizem^t was just to y^e best of y^r light: This was p^resented in Court January 2^d 1665. And Admiratration graunted y^e widdow upon y^e Estate.

[81] Articles of Agreem^t respecting New Haven Mill, between the Committee (appointed by y^e fd Towne) on y^e one part,
 & William Bradly & Christoper Tod of y^e same
 Towne, husbandmen, jointly & severally on
 the other part, as followeth:

1. firft That, y^e fd Towne of Newhaven hath given, & hereby doe give, & grant to y^e fd W^m Bradly & Christoper Tod, Jointly & severally, & their successe^{rs} the use of y^e streame of water, Commonly Called y^e Mill River, to set a mill, or Mills on, for y^e use of y^e fd Towne & in y^e place where y^e old Mill stood y^t was lately burnt, the fd W^m Bradly and Christoper Tod & their successe^{rs} performeing the Covenants herein expressed.

2. That, the fd Towne, doth give to y^e fd W^m Bradly & Christoper Tod & their successe^{rs}, all damms, all timber workes which are left in y^e place where y^e old mill stood, together wth all irons or whatsoever is left there of the Townes.

3. That y^e fd Towne doth give full liberty to y^e fd W^m Bradly & Christoper Tod, Jointly & severally & their successe^{rs} in the Mill, to fell, Cut, & Cary away any earth, stones or timber (for y^e forementioned mills use) off, & out of any Lands belonging to y^e towne, that is not at p^resent any mans propriety, or hereafter shalbe.

4. And for as much as, y^e Mill is of Publike Concernem^t, & dayly use to y^e towne, & y^e fd W^m Bradly & Christoper Tod & their successe^{rs} may at p^resent (to build y^e fd mill, or hereafter to repayre it) stand in need of more workemen, or men of skill, then they can procure in a voluntary & free way, Therefore y^e

towne doth Graunt to y^e sd W^m Bradly & Chriitopher Tod, & their fucecisoⁿ the same privilidge & aistance y^t y^e first owners had, viz. That upon their desire, or the desire of either of them to y^e Authoritie of y^e towne, preis or preises bee graunted, to require such person or persons y^t are in, & of y^e towne, as are usefull for y^t worke to attend it, alwayes provided, that he or they, y^t are ioe compelled or preised to y^e busines about y^e mill, bee duely & fully satisfied by the sd William or Chriitopher or their fucecisoⁿs.

5. And for y^e further incouragem^t of y^e sd W^m & Chriitopher, & their fucecisoⁿs in a speedy accomplishing of y^e worke, to provide mill or Mills for y^e sd Townes use, (the towne being sensible of y^e Burden & Charge of getting Meale for their families necessities from other places as they can) they have granted from the severall inhabitants the summe of one halfe Rate, provided that the following Articles on their part be fulfilled.

6. That y^e sd Towne doth ingage, to y^e sd W^m Bradly & Chriitopher Tod & their fucecisoⁿs (that they performeing the Articles agreed upon as aboveid) that there shalbee noe other Publike Mill for the grinding of Corne set up within or about the towne without mutuall Consent on both sides.

7. ffor y^e sd W^m Bradly & Chriitopher Tod & their fucecisoⁿs further incouragem^t in this worke, The sd Towne doth graunt unto y^m whatever Land belonged to y^e mill formerly on this side the Rocke, & over & above y^t, twenty acres of upland beyond y^e Rocke, to be Lay^d out with as litle inconveincie to y^e towne as may be, provided that the miller doe live there, for y^e ready supply of y^e towne, & y^t there be noe unnecessary itay for grinding.

In Consideration of y^e p^rmisses, The sd W^m Bradly & Chriitopher Tod, doth bind themselves Jointly, & severally, their heires & fucecisoⁿs:

1. first, That they will build at y^e place where the old Mill stood a sufficient Mill, or Mills, for to grind the Corne for y^e use of the towne aforeid, and from time to time, & alwayes to keepe y^e sd mill or mills in substantiall & good repayre, with good & sufficient stones, and in all other Essentials for a mill, as damms and flood-gates that y^e water be not waisted, and if any breach befall them or any part of them, [82] forthwith speedily

to repayre any such breach, & foe make & keepe them substantiall againe, and in all respects as mills, are, and ought to be, as alsoe to sett up, and keepe over, & at y^e mill a sufficient house for the p^rserving of Corne & meale from los & dammage.

2. That y^e sd W^m Bradley & Christopher Tod, & their successo^{rs} shall keepe in y^e mill upon all workeing dayes, an orderly & skilfull miller, to keepe the mills in a fitnes to grind, & to grind y^e Corne into meale, both for quantity & quality, as it may & ought to be ground, & for foe grinding, will not have nor take, for each bushell, above two quarts out of the same; But if the sd W^m & Christopher, or their successo^{rs}, doe not Continue such a miller to y^r townes satisfaction, then the towne shall have liberty to provide one themselves to their owne satisfaction, & the sd W^m & Christopher, or their successo^{rs}, to beare all necessary Charges thereof, & pay his wages.

3. Lastly That though y^e sd towne is satisfiied in y^e faithfulness of y^e sd W^m & Christopher, yet to p^rvent any inconveniency for y^e future, to themselves, or y^e towne, It is agreed, That if y^e sd W^m & Christopher, their heires or successo^{rs}, shall see cause to sell, or hire out y^e mill or mills, That then y^e sd towne shall have the first offer of refusall of the same, either to buy or hire at the same on as good tearmes, as any other person or persons shall; And if it be foe, y^t y^e towne is not in a Capacity, or thinke not best to buy or hire, yet y^t they shall not sell or lett, or any way alienate y^e sd mill or mills to any person or persons y^t are not planters approved in y^e sd towne before, or shalbe approved by y^e sd towne for y^t purpose, & wth their free Consent. In witness hereunto y^e parties above named have interchangeably set their hands, this nineteenth day of January, one thousand six hundred sixty & five: 1665.

William Bradley
Christopher C T Tod
his marke

In y^e name, & by y^e appointm^t of the Committee, James Bishop.

This is a true Record of y^e originall.

Examined per me

James Bishop:

Secretary.

AT A COURT HELD AT NEWHAVEN FEBRUARY, 6th. 1665.

The jury
 Lt Tho: Munfon
 Jn^o Cooper fenio^r
 Roger Alling
 Jofeph Alfup
 Tho: Trowbridge
 Abra: dowlittle

The jury being Called, tooke oath & was informed y^t y^e matter which Concerned y^m properly, was matter of fact & Evidences given in on both fides according to law, &c.

Mr Richard Bryan of Milford Plaintiff: } In an Action of the
 Jeremiah How of N-Haven Defendant } Cafe for not fulfilling
 his Bill of Lading, & for hiring a man extraordinary to
 Virginia; to the Value of 20^{lb}:

The Plaintiff gave in a declaration of his Cafe in writing, which being read, It appeared y^t he delivered 21 barrills of Sidar unto the defend^t, but could have an acco^t but of 15 of y^m by Jn^o Tomfon to whom they were Configned; and of thefe, as the fd Jn^o Tomfon affirmed he made up wth water & molafes to y^e quantity of between 3 & 4 barrills:.

The Defend^t owned that y^e Barrills were full when he received y^m, and fd that he delivered y^m in good Condition to Jn^o Tompion all but one, and for y^t end produced teftimonies under oath, which were read & delivered to y^e jury, but one of y^m, being Nath: Howes & he being p^rfent, In debate feemed to Contradict his teftimony, therefore it was lay^d afide.

The teftimony of Henry Chope as followeth:—This I can teftify that Mafter How did deliver to Jn^o Tompion all y^e the Barrills but one of fidar at Patuxfon, and all y^e Cargo was at his difpofe.

Henry Chope.

This teftimony was taken upon oath before me, at my houfe in milford, this 12th of Auguft 1665

John Clarke.

[83] The teftimony of Sam^l Munn, as followeth:—I Sam^l Mun, fayer, being in y^e Barke called y^e Richard & Mary, doe teftify that our Mafter Jeremiah How, in Virginia in y^e winter 1664, did deliver all y^e Barrills of fidar y^t were flipped by M^r Bryan except one of y^m, & this delivery was unto John Tompion in Patuckfon in Mary Land, Witnes my hand this 25 feptemb: 1665:

Samuell Mun.

This above written teftimony was given (by the abovefd Samuell Mun) upon oath before mee.

John Nath. Commiffion^r.

And for the 2^d part of y^e Action, The Plaint: declared, That they had their full Comple^t of men to their satisfaction, & y^t Jn^o Tompfon was one of y^e Company, & he told him y^t he must his labour at sea as other men, & y^e sd John Tompfon sd he would & wⁿ he came home, he sd he had soe done; And the Plaint: further alleadged y^t he haveing some small busines to doe, intrusted y^e sd Jn^o Tompfon wth it, & therefore gave him three pound per moneth which was double wages to other seamen, & this Jeremiah How sd he understood, & pleaded that wⁿ they were at New Yorke y^t Jn^o Tompfon refused to be at his Command & sd he was none of y^e Company, & therefore he was forced to hire another man: And for this produced two testimonies under oath & are as followeth:—

[Blank space in Records.]

The Jury haveing Considered of y^e Cafe, & Evidences p^rented both by Plaint and Defend^t, gave in their Verdict as followeth; That they find for the Plaint: fifty shillings for one barrill of sidar, alsoe Cofts of Court: & further y^e Jury declared, that they find it proved, y^t the other five barrills were delivered to John Tompfon by y^e master, although the prooffe be not soe satisfieing as probable it might have been, had y^e master been Called to acco^t sooner, and finding y^t Jn^o Tompfon owneing the receiving of 20 barrills, & not makeing appeare w^t sidar was wanting, but by his owne testimony, therefore they Leave that: And for the 2^d part of y^e Action The jury find y^t the defend^t (being master of y^e Vefsell) was in his way to hire a man, & y^t the owner must pay for him, seeing Jn^o Tompfon hath expresed in Court, that he did not looke upon himselfe under y^e Command of y^e master.

The Court ordered judgment to be entred accordingly.

The Bond of ten pound given by John Winston and Thomas Beamont, for y^e good behavio^r of Eliazar Stint; (upon y^e testimony of Jere: Osborne & Henry Briftow of his well Carriage of Late time) was releasd.

[84] ATT A GEN^l COURT HELD FOR NEW HAVEN FEBRUARY
26th 1665:.

M^r Jones acquainted y^e towne, that one occasion of the meeting was, to Choose Conftables according to y^e Law, which directs to

Chooie y^m before y^e first of March: The Votes being given in, it appeared, That Henry Glover & Christopher Tod were Chosen Conitables for y^e yeare enfueing.

The Deacons remembred y^e towne, that this was y^e first day of bringing in their Collection for England, & therefore they would Attend y^m today & tomorrow & y^e next 2^d day.

Mr Jones desired That y^e Committee for y^e necke would meete at his houie next 2^d day at two of y^e Cloeke in y^e afternoone.

The letting of y^e 40 acre piece was Left to y^e Townesmen.

Mr W^m Jones, Mr Mathew Gilbert, Cap^t Jn^o Nash & James Bilhop were appointed to meete with some persons of y^e other plantations that were of the late Colony of N-Haven, & were impowered to issue the busines respecting Cap^t Manning, alioe to Auditt y^e acco^s of y^e juriidiction wth Roger Alling, and to settle the distribution of the Late juriidiction stocke.

AT A COURT HELD AT NEWHAVEN MARCH, 6th 1665 6.

The Jury

John: Cooper ienio^r

L^t Tho: Munion

Henry Rotherford

Thomas Trowbridge

Joseph Aliup

Abraham Dowlittle

The Jury being Called tooke oath according to Law:

Jn^o Thompson junio^r Plaint: } In an Action of y^e Cafe for an
Jeremiah How Defendant } unjust Charge or acco^t given
against y^e sd Jn^o Thompson to his Dammage in y^e summe of ten pound. The same being about Certaine Barrills of Sidar: The Defend^t desiring M^r Ling to bee his Atturinie it was granted him:

The Plaint: declared his Cafe & sd That y^e reason of his appeareing against Jere: How in this way at this time is for an unjust Charge or acco^t given in by him against y^e sd Thompson, to M^r Richard Bryan, & y^t in open Court held att N- Haven feb: 6^t (65), as the Records may shew, which y^e sd Tompson lookes at to his great dammage, as first That y^e sd Defend^t affirmed in Court that he delivered all y^e Barrills of sidar but one to y^e plaintiffe &c & 2^{dy} That he delivered y^m all in good

Condicion: This y^e Plaint. fd he did deny, & should endeavo^r to prove y^e Contrary upon oath, of w^t y^e fd Defend^t hath owned:. The testimonies are as followeth: & first,

M^r Rich: Bryan his testimony

I underwritten doe testify, y^t I know of noe acco^t that Jeremiah How gave mee in, in reference to y^e want of my fidar, but y^t y^e Negers which was aboard had made away with part of a barrill, & that he did fay, that they had foe done I testifie here upon oath: alfoe y^e fd Jere: How upon his makeing up acco^{ts} with mee I find y^t he gave mee acco^t of as much fidar as came to twenty pound weight of Tobacoe, which I Conceive was about 3 or 4 gallons of fidar which he had fold of mine.

per mee, Richard Bryan.

This testimonie was taken before mee y^e 13th ffebry (65).

John Clarke.

I underwritten doe testifie y^t I heard y^e feamen which went with skipper How fay, that the negers they carried to Virginia drunke up part of a barrill of fidar: alfoe I have heard Jeremiah How fay y^e fame:.

The marke of

John I B Brooks

This testimonie was taken before mee this 13th of ffeb^{ry} (65) upon oath.

John Clarke

I doe hereby testify upon my oath: That I heard Sam^l Munn fay at o^r house that wⁿ he went with skipper How to Virginia, in M^r Richard Bryans Barke, y^t skipper How was a very good mafter, & y^t they lay at rack & manger, & went to y^e fidar Barrills when they pleafed, without any Controule from y^e mafter, [85] And further he did declare to me, that skipper How had played the knave with y^e Owner, which was M^r Bryan, and y^t he fd further, he did intend to Play the knave with him as he did wth y^e Owner, This I doe give testimony of according to y^e best of my memory to be y^e very words y^t he fd to mee.—

Tho: Oviat:*

This testimony was taken before me, the foureteenth day of february. 1665:

John Clarke

* Thomas Oviatt, of Milford.

I doe testifie that when Henry Choep came before mee to testifie Concerning the delivery of y^e Barrills of fidar to John Tompion by Jeremiah How, I underwritten did ask y^e sd Choep in what Condition y^e Barrills were in when they were delivered; he sd he would not fware to y^e Condition of y^m, but y^t there was foe many barrills delivered; this I doe testifie. Witness my hand.

John Clark

Milford, fifth day of March 1665/6.

The Defend^t referred himselfe to y^e testimonies given in y^e last Court in y^e Cafe betwixt him & M^r Bryan, & sd that he knew not of any y^t y^e negers dranke; & desired y^t a testimony of his sonne Nathan^{ls} might be read, which accordingly was, &c.

The jury having heard, & Considered y^e Cafe, & y^e Evidences p^resented both by plaint: & Defend^t, brought in this as their Verdict: That they find for y^e Plaint y^e Action wth Coits of Court, & sixteene shillings eight pence dammage for y^e 3^l part of a barrill of fidar; The Court ordered y^t Judgement be entred accordingly.

M^{rs} Joanna Allerton Plaintiffe } In an Action of y^e Cafe for
Henry Glover defendant } three acres of Land detayned by
W^m Davis & his Wife, wth dammage to y^e value of 39^s:

M^r Benja: Ling Admitted Atturrie for y^e Plaintiffe, whoe declared y^e Cafe, And the Defend^t made his plea by Allegations: And the Court having heard both plaintiffe & Defend^t by way of sentence declared: That they find for the Plaint: & order That she be possiessed of the 3 acres of Land, & y^t y^e defend^t pay Coits of Court.

John Sackett Plaintiffe } In an action of y^e Cafe, for Cure-
Sam^{ll} Andrewes Defendant } ing of a horse, wth dammage to the
value of 20^s: The Plaint declared, That y^e defend^t had put a horie to him (y^t was foundred) to be cured, & he had beene at trouble & Charge with him 5 dayes & had cured him, & therefore demanded 20^s: The Defend^t denied y^t he had Cured y^e horse, or y^t he was foundred.

The Court having heard both Plaint: & Defend^t by way of sentence declared, That they find for y^e plaint: five shillings & Coits of Court:.

Samuell Whitehead entred his Complaint against Jonathan Armestrong for takeing two shifts, one of his owne & y^e other of his wives, & desired y^e justice of y^e Court.

And declared, That in November Laſt he loſt two ſhifts y^t was left out in his lott to dry, & ſuſpecting y^e indians, ſearched for y^m by order from Authority, but found y^m not. But Lately heareing ſome hint of y^m, deſired a Warrant from Authority againe for a further ſearch, & y^e Conſtable & himſelfe goeing found one of y^m in pawne, & the other of y^m on Jonathan Armeſtrongs backe, &c. The ſd Jonathan was aſked what he had to ſay in y^e Cafe? He answered y^t he goeing by one evening tooke them up in y^e ſtreet being blowne over y^e fence; But he was told, that y^t which he ſd was not like to be true, but he perumpторily ſtood in it, confeſt his evill y^t he did not Enquire whoſe they were, being none of his: The Law againſt pilfering & theft of this nature was read to him & he told the greatnes of his evill, Conſidering what kind entertainment he hath had in y^e towne, & alſoe minded him of ſome abuſive & Contemptuous Carriages at South-End, &c.: And the Court by way of ſentence declared, That according to y^e law, the ſd Jonathan Armeſtrong pay treble dammages to y^e Owner, and 10^s fine to the plantation.

Henry Glover & Chriſtopher Tod being Choſe Conſtables y^e laſt Towne-meeting now tooke the Conſtables oath.

Joſhua Atwater, (as per a note under his hand & witneſed) doth alienate to Henry Glover his Warehouse at N-Haven, with the ground it ſtands upon, & all belonging unto it.

M^r Jn^o Davenport junio^r doth Alienate to Iſaack Whitehead two acres of land in y^e quarter next goodm Tods lot & againſt y^e ſpring; And the [86] ſaid Iſaack giving a ſmall parcell of this Land, to his ſonne in Law Nathaniell Bunnill,* The ſd Nathan^l Bunnill doth alienate this ſmall parcell of Land with the houſe now ſett upon it, to Willm Payne for ever.

Henry Glover doth alienate to Jn^o Downe the fifth part of y^e 2^d diviſion of M^r Hickcock's lott, lieing on the Weſt ſide, & ſometimes belonging to W^m Ruſſell, being about 8 acres & a 1/2.

Henry Glover (as Adm^rtrato^r to W^m Ruſſell) doth alienate to Ephraim How the houſe & home lot where y^e ſd W^m Ruſſell lived, at y^e water ſide † wth three ſmall parcells of Land given y^e ſd Ruſſell out of M^r Rowes Lott.

* Susanna, daughter of Isaac Whitehead, married Nathaniel Bunnell, January 3, 1666.

† Towards the eaſt end of Water Street.

Thomas Munion doth Alienate, to Thomas Jun^oion the 5th part of y^e 2^d division of M^r Hicheocks Lott, lying on y^e west side, being about 8 acres and a halfe & lying next to Henry Line his farme.

Thomas Johnson doth Alienate y^e forementioned parcell of land unto John Downe.

Cap^t Jun^o Nash doth alienate (as by a note under his hand appeared) to Nathan^l Merriman about nine acres of meadow, lying in y^e east meadowes, bounded on y^e North by Christopher Tod, & on y^e south wth meadow sometime belonging to M^r Caffinch.

M^r John Davenport junio^r doth Alienate, to W^m Bradly & Abraham Dickerman his fathers Lott, lying next to y^e Towne, by y^e Mill lane, being 19 acres & some odd measure more or Lesse.

Isaac Whitehead doth Alienate to Nathaniell Merriman all his part of Land given him by y^e towne, & housing upon it.

Nathaniell Merriman doth Alienate to John Mofse halfe the forementioned Land and meadow, excepting y^e homestead.

Patrick Morran was fined 10^s for selling Liquor^s contrary to the law whereby some young persons did much abuse themselves.

Ralph Ruffell was Called, & told of his disorder, in setting up a house after prohibition from Authority; he was told his great evill therein, & y^t such things must not be borne for men to doe w^t they list; He Confest y^t he understood things otherwise, & y^t if he have transgressed the law he must beare it; the matter was left further to be Considered.

AT A GEN^l COURT HELD FOR NEW HAVEN MARCH. 27th 1666.

M^r Jones acquainted y^e towne wth y^e occasion of y^e meeting, as first about y^e Committee meeting y^e last week, from y^e severall Plantations; Their Conclusions was read to y^e towne, both in respect to Cap^t Mannings busines, the making up of y^e acco^{ts} with y^e jurisdiction Treasurer, & y^e jurisdiction stocke with y^e distribution of it:

Alsoe a proposition of y^e other townes for N-Haven to pay 30^{lbs} unto the Publike use, in reference to y^e 100^{lbs} they received for y^a

Colony schoole, or else leave y^e matter to be issued by indifferent men.

The Towne Considering of it did by vote Conclude, to relinquish their Right in the two great guns, if y^t would satisfie.

The busines about herding of dry Cattle, & keeping them at a distance, & burneing of y^e woods; Alsoe for planting of some quarters with Indian which the order allowes not, and to Consider about swine, how Corne may be secured; These things was left to y^e Court and townes-men.

The gate at Henry Morrills agreed to be mended at y^e townes Charge.

M^r Jones minded y^e towne of y^e great disorder of persons running of hories in the towne, notwithstanding all y^t hath been ordered & spoke against it.

[87] AT A GEN^{ll} COURT HELD FOR NEWHAVEN APRILL 30th 1666.

M^r Jones acquainted the towne, that there was many things to be Considered, and therefore he desired y^e towne would keepe together untill matters were issued, and soe proceeded to fundry Elections:.

James Bishop Chosen Secretary or Recorder, Henry Glover Chosen Treasurer, for y^e towne for y^e yeare ensuing.

Henry Rotherford, Benjamin Ling, Roger Alling, John Herri-man, Jn^o Gibbs, W^m Andrewes and John Ponderion Chosen Townes-men for y^e yeare ensuing.

L^t Thomas Munson & James Bishop Chosen deputies for the Gen^{ll} Assembly to be held at Hartford the 10th of May next, & Cap^t Jn^o Nash the 3^d man.

L^t Tho: Munson & W^m Andrewes voted to be nominated for Commiffion^{rs} to be added to y^e rest (if need be), M^r Gilbert being gone to delaware.

Henry Brittow Chosen to gage Caske for this yeare according to y^e Law.

Ordered, That y^e Lawes of Connecticutt be Recorded at y^e Townes Charge, and left to y^e Treasurer to get it done.

Ordered, That y^e Cap^t & y^e other Military officers Consider of, & order a guard for y^e Lords dayes & other dayes of Publike Worship, & to allow y^m what incouragem^t may be thought fitt.

Ordered, That whatever person shall fitt in y^e souldiers feates, that is not one of y^e guard appointed, he shall pay for every time hee tranſgreſſing 12^d; and upon complaint by y^e Serj^t to the Conſtable, hee shall forthwith diſtreyn it.

The Law of Surveyo^rs was read, and Sam^l Whitehead & Thomas Powell were Chofen according to y^e Law to ſee after y^e mending of high wayes.

It was propounded about y^e necke, & y^t ſome care may be taken that it might be for y^e uſe intended, having been at ſuch Charge about fence & gates: James Heaton & Moſes Manfield appointed to looke after it, & ſee y^t the gates, & fences be ſet up, & other orders attended about it.

Ordered, That any ſwine above a quarter old, that ſhall be found in any Cornefield, or other incloſure wth out Yoake when any Corne is upon y^e ground, that y^e owners of y^m pay 12^d a piece & dammages; and for all Leſſer pigs to pay 6^d a piece the firſt time, and then not to be found abroad about towne without yoake under y^e ſame penalty.

It was propounded about dry Cattle, as y^t which Co^rt & Townesmen thought neceſſary, viz: That the dry Cattle be herded in two herds for a moneth, & that if any dry Cattle ly in y^e Herds walke, to pay according to former order, and y^t the men of every Herd appoint a man to ſee this order attended: This order was left to y^e townes-men to doe as they ſhall ſee Cauſe.

The Townes-men p^rſented to y^e towne Viewers for the fences of the ſeverall quarters, & was by vote Confirmed for this yeare their names as followth.

[Blank ſpace in Records.]

AT A GEN^l COURT HELD FOR NEWHAVEN MAY, 8th 1666:.

M^r Jones acquainted y^e Towne, That M^r Shearman was now in towne in purſuance of y^e Gen^l Aſſemblyes order y^e laſt yeare, to tender y^e freemens oath to our p^rſent freemen, & to as many

others of y^e towne as should orderly p^rsent themselves & be found fit: After some debate M^r Shearman was sent for, & the ffreemen Called, But there was onely M^r Henry Rotherford, Henry Glover, M^r Tho: Yale, John Winton, M^r James Rufsell, Ralph Lines, ffrancis Browne, Jeremiah Osborne & Henry Bristow tooke oath, & y^t according to y^e tearmes of our submiffion.

[88] AT A GEN^l COURT HELD FOR NEWHAVEN JUNE. 11th 1666.

After y^e names were Called, And the orders of the Gen^l Afsembly in May Laft read to y^e Towne, M^r Jones acquainted y^e towne with the provifion, that y^e Gen^l Afsembly had made for this towne in respect of Commiffion^s, therefore he desired they would take oath. But M^r John Davenport junio^r & Cap^t Jn^o Nail was not there by reason of some necessary hinderance & foe onely M^r Mathew Gilbert & James Bifhop tooke oath as Commiffion^s according to y^e tearmes of o^r submiffion.

Jn^o Cooper fenio^r informed y^e towne, that y^e Corne in y^e Beavo^r Pond field was in danger of fpoyling by hogs, y^e damme being broke, & therefore desired liberty of y^e towne for 5 or 6 men, to goe & make up some fence there, which accordingly was graunted him.

The Townes-men appointed to be Lifters, or any 3 or 4 of y^m, to make a lift of mens Eftates according to Law, and y^e inhabitants had notice to bring in y^r bills to y^m within a fortnight.

The Committee for y^e necke appointed to meete at M^r Jones his houfe about an houre before funfet to-day.

Ralph Lines, Thomas Beamont, & Abraham Dickerman, appointed, to fee that young perfons be not diforderly at meeting, on dayes of Publike worfhip, & firft to acquaint their Parents with it, & then the Authoritie, if the firft p^rvaile not.

Mathew Moulthrop fenio^r, appointed to take Care at y^e iron workes & fee y^t perfons doe attend y^e ordinances on Lords dayes; and alfoe to looke after other diforders there, & p^rsent y^m to Authority.

The Townes-men appointed to Confider about a Gallary, & other repayres of the meeting houfe, & make report to y^e towne at the next meeting:

Timothy fford, Francis Browne & Thomas Kemberly junio^r were desired to looke after the three great quarters, y^t have indian in y^m, & see y^e orders attended about pounding of Cattle, untill y^e next towne meeting.

Ordered, that one halfe of y^e penalty of hories & other Cattle Bayted in quarters contrary to a former order made June 27th (64) be to y^e plantation, & the other halfe to y^e pounder or proiecuto^r.

Ordered, y^t the Charge of mending publicke high wayes & Bridges, be pay^d out of y^e towne Treasury as formerly.

The Court & Townes-men appointed a Committee, to Confer with other perions Concerned, how the inhabitants of y^e towne may be supplied with shooes.

Joseph Tompion Chose Thomas Harrison, (his father in law*) to be his Guardian & for his Estate.

AT A COURT HELD AT NEW HAVEN JULY. 3^d 1666:.

M^r Benjamin Ling informed the Court, That there hath been complaints brought to the Townesmen of Cutting wood for the ironworkes Contrary to their agreement, & they desired redreife of it, but nothing was done in it at this time.—

Jn^o Alling & Ephraim Pennington being upon y^e Watch June 2^l 66: were Called to relate how they found matters y^t night? Jn^o Alling declared y^t they goeing over the Creeke about ten of y^e Clock in y^e night & as they was against Hitchcockes houfe, they heard a great noyfe in Wakefields houfe; † & comeing nearer they saw some run out into y^e quarter, &c. The busines being examined, it appeared that there was Jn^o Tharpe, Sam^l Tharpe, Dan^l Thomas, Elisabeh Thomas & Zubah Lampion, (Benjamin Bunnill & his Wife being gone from home whoe lived there), the fd Zubah being left by y^e fd Bunnill & his wife to look after things in y^e houfe. [89] Benjamin Bunnill & his Wife Called &

* Dorothy, widow of John and mother of Joseph Thompson, married Thomas Harrison in 1655.

† The lots occupied by Mathias Hitchcock and John Wakefield were on the west side of the west creek.

told y^t he had heard what was fd about night-meetings at his houfe, He fd That they Left Zubah Lampfon to looke after things in the day, & to ly at fome neighbo^{rs} houfe & mentioned goodman Thomas his houfe & her mother Lampfons: But he was told of his flightnes herein in Leaveing things with her, & not take Care himfelfe, whom he knew to have been foe faulty formerly, &c. The Co^{rt} haveing Considered of the Cafe p^rfented, & upon Consideration of their acknowledgements, though they had thought of a higher fine, yet hopeing it may be a warneing to them for the future, did onely Sentence them to pay five fhillings a perfon viz, Benjamin Bunnill, Jn^o Tharpe, Sam^l Tharpe & Dan^l Thomas: Elifabeth Thomas was onely paf^t wth a ferious admonition to take warneing for y^e future, or elfe this would be brought as an aggravation againft her:

Zubah Lampfon Called three times but answered not, though it was fd fhe had notice of it, for which Contempt & her oth^r mifcarriage fhee was fined ten fhillings the nineth of this moneth.

Jonathan Lampfon (upon y^e defire of his father in Law M^r Jn^o Morris*) ingaged to give an acquittance to his mother in Law, for what he had received of her in reference to his portion given by his ffather in his Laft Will.—

The fd Jonathan alfoe (being complayned of for putting his horfe in the quarter ffettered & not looke after him) ingaged to pay two fhillings fix pence to the Trefurer according to order.

AT A GEN^l COURT HELD FOR NEW HAVEN JULY. 9th 1666:.

M^r Jones acquainted the Towne, That the occafion of the meeting was to Reade his Maj^{ties} Declaration of Warre with the ffrench, which accordingly was Read to the Towne wth an order of the Governo^r & Councell.

John Chidley & Thomas Beamont haveing been formerly Chofen fealers for Leather & fworne, was now Confirmed untill May next under their former ingagement.

* Elizabeth, widow of Thomas and step-mother of Jonathan Lamson, married John Morris in March, 1666.

William Holt appointed to take notice of the Customs of Wine and strong Liqueurs according to Law.*

Abraham Dowlittle allowed six shillings for Warning Towne-meetings before there was Constables Chosen.—

AT A GEN^l COURT HELD FOR NEW HAVEN AUGUST. 7th 1666

Mr Jones acquainted the Towne with the occasion of the meeting, & first he acquainted them with the Reasons of the appointing a military Watch with other things to be Considered, there being such an appearance of danger by sea as we have heard of, that the whole Countrey is as it were Alarmed by it.† Therefore he desired to know the Townes mind, whether they would have a military Watch Continued or noe? The Towne Considering of it did Order that a military Watch be Continued at p^rsent, And Left it to the military officers Adviseing with y^e Court to Alter & order about it as they shall see Cause.

The orders about the watch was read & by Vote Confirmed with these variations, as first Tollerating of two to sleepe at a time whose turne is neither to Walke the rounds, nor keepe sentinell; 2^{ly} The M^r of y^e Watch had liberty to be at y^e watch house Within a houre after sunsett.

Joseph Alsop his sonne freed at p^rsent from watching, he being to watch and Attend his Vessell Laden in y^e harbour.

[90] It was propounded about the great gunns of fitting them for service, and after debate It was ordered, That the great Gun y^t is ours at the water side be fitted for service, And it was left to the Military officers and Townesmen to get it done, And alsoe to get y^e other fetch^t from thence.

AT A COURT HELD AT NEW HAVEN AUGUST. 7th 1666:

Thomas Pinion called to answ^r for his drunkennes which he was Charged with & had been examined about, y^e 2^d of this instant, & confesed by him; he was Wisht to declare y^e buines, &

* For the law on Customs of Wine see N. H. Records, ii, 145, 591.

† England was now at war with Holland and France.

where he had the Liquors &c? He sd it was at Ralph Rufsells house; he spake to him to goe up & drinke a dram, & soe he did, & he thinkes there was but about a quart drunke, & they dranke healths (W^m Collins began it), first to Jn^o Rofes daughter, & another to the Duke of Yorke, he being his fouldier &c.

W^m Collins was Called & told y^t he begins such wicked practises as was not knowne here,* It was sd That Goodw: Rufsell reported that he had sd that he intended to make them all drunke: He answered y^t he remembred not y^t he soe sd, but Confest he was drunke, & sd the Liquors was bought of goodman Tiler by Jn^o Rufsell to y^e quantity of 3 gallons &c. Mary Pinion the wife of Thomas Pinion Charged alsoe y^e sd Collins with Attempting to violate her Chastity more then once, And declared That on the 2^d day was 7night in y^e morneing w^m shee was at worke wthout doores the sd W^m Collins came & told her there was a friend of hers would speake with her at goodm Rufsells; she asked him, whoe? He at first would not tell her, but after sd it was her husband; then he strove wth her & tooke her up in his armes & Carried her in a doores, but she got out from him twice, but after he threw her upon the bed & sd he would ly with her, but she sd he should not. He sd he had a Commisison from her husband, if she would give her Consent, But she answered y^t her husband had noe such power over her as to make her sin. He not forbearing she Cried out & then he went away: old Pinion testified to y^e truth of what his daughter had said of her Crieing out, he thereupon coming; & sd further, y^t the sd Collins called to her & sd, that if she would not, he bid her be hangd. Leonard Austine alsoe testified y^t he saw y^e sd Collins striveing wth the woman & Carrieing her in a doores.

Jn^o Potter alsoe Testified; That he saw y^e sd Collins & this woman builing together, & heard her say that this ffellow had been hunting her about, & y^t shee could not be quiet for him.

W^m Collins was asked, what he had to say to what was Lay^d against him, He answer^d y^t he remembred it not, he was in drinke, but he accepted of the Testimonies without oath: He was asked w^t he sd to his former attempt. He denied it, but he was told y^t when he was examined about it before authority, He then sd y^t what he sd was in jest; He was told y^t he was not fitt to live

* Collins had recently removed hither from New London, and married Sarah Morrill in the following January.

among a people: And after some time of Consideration he was againe Called & asked if he had anything to say to y^e Co^{rt}. He answered y^t he was sorry for what he had done. He was asked what that was? He answered what he was accused withall, but being overcome with drinke he remembered not his Carriages.

The Court by way of Sentence declared, That y^e sd W^m Collins for these miscarriages be severely Whipt, for a warning to himselfe & others; and being here without Licence, that he give Bond for his good behavior while he stay, or else the Court shall take further Courte about him.

[91] Tho: Pinion Called & asked if he gave Collins such a Commission to abuse his wife. He answered Noe: He was told the greatnes of his sin in being soe drunke as endangered not only himselfe, but his wife & child of being drowned to helpe him.

The sentence of y^e Court is y^t according to y^e law he pay 20^s (for being drunke in a private house) to y^e treasurer.

Ralph Ruffell Called, It was answered y^t he was not well & he left himselfe to y^e Court, & Having been examined & found to have drunke to excess & to have suffered this drunkennes in his house: Therefore the Court by way of sentence declared That according to Law he pay 10^s for suffering such things in his house: and 3^s: 4^d for his excess in drinkeing.

Jn^o Ruffell was alsoe Sentenced for his excess in drinking to pay 3^s 4^d.

Jn^o Tharpe & Rebeckah Potter* was called; the sd Rebeckah having Charged y^e sd Tharpe wth abusing her, & being y^e father of y^e Child she now had; She was told y^t she was a sad object before y^e Court, & therefore was now called to speake the truth in y^e Case Concerneing the person shee Charged to be y^e father of her child, & was told x^t god had spared her life w^h shee was in danger, they desired shee might improve it for her good:

Shee answered, That one time as shee was cominge backe from y^e mill John Tharpe was in y^e way gathering of nutts, & he tooke hold on the horie bridle & puld her downe & would have her gather nutts, & they went a little way together, & he sd he would ly with her, but shee objecting against it, he answered y^t he would doe a mayd noe wrong with that, & then he had the use of her

* John Tharpe, or Thorpe, son of William: and Rebecca, daughter of William and Frances Potter. Each of them was now about 23 years of age. She married in 1667 Thomas Adams.

body, & foe he went away; this was in indian harveft Laft. The 2^d time was at goodm Clarks at hufking time. The day before fhe fd fhe went to the Towne & fpake to John Tharpe and Sam^l Cooke to come up to hulke at her mothers, & foe they came the next night, & when they had done hufking as they was goeing home to y^e towne, they called in at goodman Clarks houfe where fhee was, (goodm Clark & his wife being gone to Connecticut & haveing leave of her mother for her to be there while they came home), then Jn^o Tharpe tooke her by the hand & defired a private roome to be with her in; Martha Wakefield* told her fhe might goe into the ftone Roome & foe they did, & was there an houre or more together; & in y^t roome was a bed & John Tharpe lay downe upon the bed & puld her downe & fd he would have the ufe of her body & fd againe as before that he would doe her noe wrong, that is, fhee thought fhe fhould not be with Child & foe it would not be knowne, &c.

The midwife was called to know w^t fhe had to fay in y^e Cafe? whoe anfwrd That in y^e time of Rebeckahs greateft extremity fhe put her to it to fpake the truth about y^e father of the Child, & fhe fd that there was noe other but John Tharpe had anything to doe with her upon that account: & he was the father of the Child.

John Tharpe was called & afked what he had to fay heareing what he was Charged with? He anfwrd, That he Could not accufe himfelfe, he Confest y^t he fee her the firft time pafs by him, but he fd nothing to her except it were, god be wth you; But Rebeckah replied in Co^{rt} to his face that fhe could fhew him the walnut bufh he tyed her horfe too: And for y^e 2^d time, though he denied y^t he was in y^e ftone roome wth her, yet he Confesed he was with her alone in another roome halfe an houre, but denied y^e fact Charged. The Court haveing heard what he Could fay, & findeing him falfe in his anfw^{rs}, & rendering himfelfe apparantly fufpicious of being guilty of y^e fact Charged by feveral circumstances, did by way of fentence declare, That the John Tharpe be feverely Whipt & kept in Cufody untill he give Bond for y^e keeping of y^e child. And for Rebeckah Potter, The Court haveing told her the greatnes of her fin by way of Sentence declared, That though her fact deferves the like

* Daughter of John Wakefield, born April, 1650. Her father died in 1660, and her mother was now wife of goodman (James) Clark.

punishm^t, yet Considering her worke as a nurse that she only pay two pound ten shillings fine to y^e treasury, & stand by John Tharpe when the sentence is inflicted on him.

[92] Samuell Cooke fined ten shillings for night walking.

John Potter Having given offence in County Court June Last & being Left to N-Haven Court to take satisfaction, hee now Voluntarily desired to acknowledge his evill, and Confessed the passion & disturbance of his spirit at y^t time & desired it might be paid by, which accordingly y^e Court did:.

After the inflicting of the punishment upon W^m Collins & John Tharpe according to Co^rt sentence: Nathaniell Tharpe fell into some dis temper of spirit & kind of distraction & Caused some tumult & disturbance, at which time Joseph Tuttle & John Gold came & spake words very dissatisfieing about the punishm^t of those offend^{rs}, which being taken notice of they was called in question about it, & Ephraim How, Joseph Manfield & Edward Keily informed against y^m, & the Co^rt Considering y^e nature of their offence bound the sd Joseph Tuttle & John Gold over in 20^{lb} bond a piece to answer at y^e County Court to be held at N-Haven the 2^d wednesday in November next, which accordingly they engaged.

AT A GEN^l COURT HELD FOR NEW HAVEN SEPTEMBER: 11th 1666:.

After y^e names were Called, The orders of the Gen^l Assembly held at Hartford July. 26. (66) were read to y^e Towne:

Sam^l Blakely & Jere: Hull freed to helpe goodw: Rose about unloading y^e Canoes of Hay:

John Winton & Edmund Dorman freed to attend about M^r Streetes Hay.

The Law about Alarmes was read to the Towne and the Towne ordered to attend it.

The Townesmen ordered to gett the gutters & feiling of the meeting house mended, & whatever else is necessary about it. And power given y^m to pres men to doe it if need require.

The neck Bridge ordered to be mended by y^e surveyo^{rs}:

The military officers & Townes-men appointed as Committee to

looke after the great gunns, & order both for the placing of them, & getting shelter over them as they shall judge necessary./

The admittance of young men to sojourn & board in families was Committed to one or more of the magistrates to give license upon y^r approbation.

David Atwater appointed for y^e p^rsent, upon notice from y^e Conftable, or any other appointed for y^t worke, to give notice to all y^e farmers on both sides y^e East River to attend y^e Towne meetings; Mathew Mouthrop senio^r to give notice to those at stony River & Southend, And John Clark to all the farms on the west side.

Ordered That all inhabitants be for y^e future warned to attend Towne meetings under y^e same penalty as ffreemen & Planters.

Upon Consideration of much sin Committed at times of husking indian Corne, It is ordered That noe single person or persons whatsoever in this plantation shall meete together upon p^rtence of husking indian Corne, out of the family to which they belong, after 9 of y^e Clock at night, unless the Maister or parent of such person or persons be with them to p^rvent disorder at such times or some fit person intrusted to y^t end by the sd parent or maister: And whatever person or persons shall be found to transgreis this order, they shall be lyable to y^e penalty of the Law against night walkers.

[93] ATT A COURT HELD AT NEW HAVEN SEPTEMBER. 11th 1666:

Thomas Algur, servant to Cap^t Hatfell,* complayned of for disorders in his house at an unseasonable time of night by drinking & quarrelling &c. discovered by y^e watch, was now called & upon examination he wth others p^rsent, was Convicted of Excessive drinking, of Rumme first at ordinary, then added to y^t more at home, foe y^t Edward Bunce & hee quarrell & fight; for which disorders they was all sentenced as ffolloweth: first, Thomas Algur for his Excessive drinking being y^e first time, fined 3^s: 4^d, and for his sinfull entertainem^t of persons at such an unseasonable time 10^s.

* Henry Hatsell, who had come from London a few years before this, died in 1667.

Edward Bunce for his Excessive drinking being y^e first time, fined 3^s: 4^d, and for his quarrelling & fighting y^t night 10^s.

John Thomas junio^r being one afove was Called, & told y^t he is usually one in all such disorders, he was told of y^e greatnes of his evill in haveing been often warned & fined by y^e Court & therefore should have tooke warning above others, knoweing afove how his father stands under Bond for his better behavio^r, but seeing former meanes p^rvaile not The Co^rt ordered him now to pay for his Excessive drinking, being y^e 2^d time, 6^s: 8^d, & for his disorderly night meeting ten shillings.

John Browne & Sam^l Browne being Called, answ^r was made that they were gone to Bolton, foe y^t which Concerned y^m was referred to another time.

AT A GEN^l COURT HELD FOR NEW HAVEN OCTOBER 1st 1666.:

Mr Jones acquainted y^e towne y^t y^e Confitables had an order for y^e ffreemen to Choofe deputies for y^e Gen^l Assembly at Harford: And the votes being given in, It appeared That James Bishop & John Cooper sen^r were Chosen Deputies for the Gen^l Assembly held at Harford this instant octob^r.

Mr Jones propounded to y^e towne y^t they would now p^rsent some in nomination for Assitant against next May Co^rt; he acknowledged the Respect of the Towne hithertoo, But he saw grounds now to retreat.

The Court & Townesmen wth Mr John Hodihon & Mr W^m Tuttell appointed to Auditt the Towne Treasurers Account for the yeare ('65).

Ordered, That y^e Treasurer take Care about providing for the Assitant and deputies what is necessary for their journey to Hartford.

The townesmen acquainted y^e towne wth y^e necessity of a Rate to bee lay^d, there being many expenies in y^e towne about meeting house, prison, Bridges, & great guns, &c, upon which It was ordered That a single Rate be lay^d upon all y^e inhabitants, halfe of it to be payd at or before the first of Novemb^r next, & the other halfe at or before y^e last of March next Eniueing.

John Hall propounded to y^e towne about bad grinding of Corne at mill, he thought the towne had great Loise thereby: upon which The townes men were appointed to looke after the bufines, take in Complaints and fee to y^e provideing of another Miller if need bee, and to fee y^t other things be attended about y^e mill according to Covenants.

ATT A COURT HELD AT NEW HAVEN OCTOBER. 2^d. 1666.:

Jury
 Mr Benjamin Ling
 Mr John Hodifon
 John Gibbs
 Roger Alling
 John Herriman
 Abraham Dowlittell

Will^m Bafsett of New Haven Plaint: }
 Jonathan Tuttell of y^e fd N-H: Defend^t }

In an Action of afsault and Battery for
 beateing & abufeing his fonne Sam^l Bafsett
 to y^e value of ten pounds:

The Plt. declared y^t he fet his fonne Sam^l to make hay for goodman Benham, his other fon* being gone to helpe others y^t were sick, & Jonathan Tuttle came to him in M^r vangoodenhoufe his meadow where his fon & Jere: Osborne junio^r were workeing, & threw him downe & kick^t him & tooke him by the Belly, &c. The Defend^t denied that he either threw him downe or kick^t him, But y^e Evidences being p^resented, [94]. The jury brought in their Verdict as all agreed: That they find for the Plaintiffe forty shillings dammage & Cofts of Court.—

The Court haveing Considered of the Verdict, & the liberty given them by y^e Law, to moderate y^e dammage as they see cause, did order that the defend^t pay onely 20^s dammage, & foe ordered Judgem^t to bee entred accordingly.

Samuell Cooke haveing made complaint of great abuse y^t hee mett withall at Jonathan Tuttells amongst a company y^t were hufking there,

The Court haveing Examined the whole bufines saw Cause to sentence as followeth: Jonathan & David Tuttle fined 10^s betwixt y^m as being the inviters & Entertainers.

Simon Tuttell & Eleazar Stint fined 10^s a piece: John Gold, John Thomas jun^r and Daniell Thomas 5^s a piece.

* John, elder son of William Bassett, was now in his 14th year, and Samuel in his 12th. Jonathan, son of William Tuttle, was 29 years of age.

Hachaliah Preiton being alſoe one of y^m, but not now being in towne was reſpited, but after he appeareing before the Court was fined 10^s—

ATT A COURT HELD AT NEW HAVEN NOVEMBER. 6^t 1666:.

Samuell Browne being bound over (upon Examination) to this Court to anſw^r for his drunkennes y^e 29th of octobr^r Laſt, whoe now appeared & deſired to ſee his accuſers & did not owne y^o Charge of being guilty of drunkennes;

Then the witneſes was Called, And firſt John Cooper ſenio^r teſtified, that he ſaw Sam^l Browne & Joſeph preiton y^e day before mentioned come downe the Streete by his houſe in a ſtrange manner holding one another by the hand generally, & when they let goe Joſeph preiton fell downe againſt W^m Bradlies, & he thought they was diftempered wth drinke, & then they went up y^e neck lane & fate downe under M^r Jones his fence. M^r Jones alſoe declared y^t he commeing out of his orchard ſaw them goe hand in hand & ſtaggering along as they went, & meeting wth David Tuttell (whoe came from y^m) & ſpeakeing wth him about y^m, he was loath to ſpeak but ſd he thought they was in drinke; ſoe he ſent him for the Conſtable but he being not at home Ju^o Tod came, & he, Joſeph Bradly & John ſfroit went up y^e neck lane after y^m, & Joſeph preiton went over y^e ffence into y^e buſhie Lott & fell downe & dirted his face, and Sam^l Browne lay under y^e ffence betwixt y^t lott & y^e little quarter & was aſleepe, & there lay vomitt neare his mouth, & then he goeing over into y^e quarter to run away fell downe on his head, &c.

The Co^{rt} Conſidering y^e Caſe firſt of Samuell Browne, firſt in reference to his p^rſent drunkennes Charged & proved, did by way of ſentence declare That it being y^e 2^d time, That he pay as a fine to the Treafury according to law 20^s: & for his former unreaſonable & exceſſive drinking at ordinary & at Thomas Algurs houſe (it being exceſs after drunkennes) y^t he pay 6^s 8^d & for his being there at ſuch an unreaſonable time wth out leave of parents 10^s.

John Browne for his unreaſonable tiplinge after 9 of the Clock at night fined five ſhillings.

And for Joſeph Preiton he ſd he Could not deny but y^t he was in drinke, for which drunkennes, being but the firſt time, he was fined 10^s.

AT A GEN^l CO^{rt} HELD FOR NEW HAVEN NOVEMBER 26th 1666:

The orders of the Gen^l Assembly in octob^r laft were read to the towne. The Conftable gave notice y^t thofe y^t were behind wth their Rates would bring them in.

John Herriman propounded to y^e towne to lay downe y^e ordinary, himfelfe & wife being ancient,* & not foe fitt to manage it as formerly, & further fd y^t they would provide themfelves, they fhould goe on for a quarter of a yeare longer.

[95] ATT A COURT HELD AT NEW HAVEN DECEMBER. 4th 1666.

Jury
W^m Andrewes
L^t Tho: Munfon
Roger Alling
Nicholas Elfey
Abraham Dowlittell
Jere: Osborne

The jury Called & tooke oath:—

Mr Jones declared y^e occafion of Calling a jury at this time and fd, That it was well knowne that there hath beene a fcandalous Reporte about two barrills of Porke not merchantable expofed to fale by M^r John Hodfhon, & the bufines hath beene complained of to authority & examined once & againe, and perfons p^rifed to fpeak what they Could in the Cafe, and y^e perfons accelfary hath been fpoke with, viz M^r John Hodfhon, owner, & Henry Bristow, Packer of y^e fd Porke.

M^r Benjamin Ling Called & appointed by order of Court, as an Attornie on behalfe of the publike, to impleade y^e fd M^r John Hodfhon and Henry Bristow, whoe declared, That it is found y^t y^e Porke is falfe packt, pretty good at both ends, & bad in the middle, and about 21 or 22 leggs in one, & 19 in the other, a thing difhonorable to god and fcandalous to the place, &c. And firft he directed his fpeech to Henry Bristow, y^e packer, y^e meate being under his marke, defireing him to anf^wr:

Henry Bristow anf^wrd not guilty of packing y^t meate in that order, the Barrills & mark he owned, but y^e meate in y^t order & kind he owned not: He being afked if he knew not why it was returned from y^e Bay? Anfwered, That he onely was told that it was a dead markt & would not off, & foe when he looked on

* He lived for 17 years longer and his wife for 15. Their oldest son was now a Senior in Harvard College, in his 20th year.

it y^e first time, it wanted nothing as he saw, apprehending it had been as hee Left it w^m he repacked it before it went into y^e Bay, and the 2^d time he was onely desired to open the Barrills, & call M^r Hodihon & the merchant.—

Then M^r Ling declared against M^r Hodihon as the meate being false packt, & that it appeared to be refuse meate:

M^r Hodihon answered that he knew nothing but that y^e meate was proportionable. M^r Ling desired that Tho: Trowbridge, Ephraim How & some others y^t was then in y^e Bay might speake w^t they knew in y^e Cafe, whoe having their oath given y^m spake as followeth: Henry Glover testified, y^t he was there w^m he saw the Packer at worke about M^r Hodihon his meate, and some he repackt & whether all he knew not, & some Leggs & other pieces he saw y^e packer throw by, but what he did wth these he knew not, & further saith not:

Thomas Trowbridge testified, y^t he saw y^e packer throw by some meate, and refused it, & sd it would paie, & he saw M^r Hodihon with him, & prayed him to put in what he could, & Thomas further sd that the packer told him that the meate was very bad.

Ephraim How testified, that he saw fundry of the Barrills opened, though minded them not for much, &c. and the packer complained in generall of y^m all as rusty, & upon y^e Complaint there was a litle pause, But M^r Hodihon prayed him to make up as much as he Could & put his seale upon them, and y^e sd Ephraim further sd y^t at other times there is leggs sometimes & other off all meate & they bring it up.

John Hancock testified, That he walking upon the Dock, saw M^r Hodihon & the packer together, & M^r Hodihon tooke up a piece of meate in his hand, & carried it to the packer, & prayed him to put it in, & told him y^t he was harder with him then others of our towne, & that he had put off fundry Barrills which he had refused.

John Holt sd he was not well at y^t time, & Could say nothing to it, but he had heard that there was Leggs refused at Boiton & brought up hither. M^r John Maltbie & M^r W^m Browne was Called to speake what they knew about this meate since it was sent to new yorke: W^m Browne sd y^t he being at new yorke M^r Stavely desired him to send for y^e porke, for he sd M^r Burton would not have it all, and his order was to sell all or none: for

he sent for it, & as he was taking it into the house, Cap^t Willett asked him if he had looked on it? & he sd noe. Then he sd y^t he saw it opened upon the Bridge, & maggots skip out of it: soe he sd y^t he tooke it & brought it away in y^e floope a weeke after. [96] M^r John Maltbie sd, y^t all that he Could say was upon hearefay, onely y^t he asked M^r Hodfihon if he Could helpe him to some porke? at first M^r Hodfihon sd hee Could not, But after when y^e floope was come in he told him y^t he might helpe him to some, & soe he had one barrill of him & got it mark^t & sent it aboard.

M^r Hodfihon was asked whether this meate was repack^t in y^e Bay? He answrd, yea, the packer was to doe it; then he was asked whether by his order? He answrd, yes, the packer was to doe it; then he was asked whether he would Charge the packer in the Bay with it? He answrd, that he would not Charge y^e packer in the Bay wth fraud. But he sd for himselfe he was as ignorant as any in the Court of the meate being done in such a manner, & further sd that he Could Attest upon oath that he never ordered any to repack it, neither did he know of any y^t did it but these two packers.

The jury having heard & Considered of y^e Cafe, brought in their Verdict as all agreeing, first in reference to M^r Hodfihon, That they find for the Publike y^t y^e defend^t M^r John Hodfihon is guilty of fraudulent dealing, in selling two barrills of Porke for good & merchantable, when he knew it was the refuse of many barrills of pork in y^e bay, & that thereby is much wrong done to y^e place, & y^e publike officer y^e packer, but in reference to y^e damage they leave y^t to y^e Court.

The Court having Considered of y^e Verdict did approve of y^e same, And in reference to y^e damage doe sentence those two Barrills of porke to be forfeit to y^e publick, & soe ordered Judgem^t to bee entred accordingly and ordered y^e meate to be feazed & y^e Constable to see y^t y^e packers marke bee Cut out of those barrills.

And in reference to Henry Bristow, y^e packer, the jury returned, That they find him not guilty, not knoweing how farre his oath extends, and because he did as much as was desired, & because he had repack^t this meate about three weekes before & he knew nothing but it was y^e same that he repack^t before it went into y^e

bay, neither did they find y^t he was bound by his oath to repack any mans meate without y^e owners order.

The Court Considering of y^e Verdict, did see Cause to Concurr with it & ordered Judgem^t to be Entred accordingly, but yet left a ferious warneing with y^e fd packer to be more Carefull for the future, y^t noe such Consequant fall out hereafter.

Samuell Tharpe & Mary Benton Called to give answ^r for their great sin in Committing ffornication together;* They both owned themselves guilty of y^e fact; they was told y^e greatnes of y^t sin & the hardnes of their hearts y^t foe little sorrow appeared in y^m & was told y^e words of Solomon y^t a high mind goes before a fall; & he was minded of his pride & how offensively he had Carried formerly both to his parents & to y^e Co^{rt}, &c. she then Confessed her sin to be great in y^e sight of god & desired oth^{rs} to take warneing by her Example, & fd that she was troubled for y^e dishon^r y^t was done to god by it & greife to his people, & she hoped god would give her true repentance for it.

The Court haveing Considered of y^e Cafe proceeded to sentence and first for Mary Benton they declared, y^t Considering y^e fharpenes of y^e feason, & her p^rsent Condition as being a nurse, they should forbear Corporall punishm^t (though y^e fact deserved it) & Judged her to pay a fine of 3^{lb} to y^e Treasurer.

And for Samuell Tharpe, though they judge him to deserve severer Corporall punishm^t, yet Considering y^t he never denied y^e fact & have ingaged marriage, The Court did judge him to pay a fine of 4^{lb} before y^e next Court, or Else be Corporally punished. W^m Tharpe his father ingaged to see y^e ffines pay^d, or Else for his appearance according to sentence.

[97] october 2^d 1666:.

Martin Tichinor doth Alienate for ever to Henry Glover one house & land & meadow formerly belonging to john Charles, as by a deed of Sale from y^e fd Charles unto y^e fd Tichinor doth more fully appeare.

* A child had been born to Mary, daughter of Edward Benton, of Guilford, on October 31, 1666, which was owned by Samuel Thorpe. They were married on December 6, 1666.

John Chidfey doth Alienate for ever unto Richard Johnfon one houfe, homelott & two acres of Land, as by a writeing under y^e hand of y^e fd Chidfey & witneffed doth more fully appeare.

Richard Johnfon doth Alienate for ever unto W^m Johnfon y^e aforefd houfe & homelott, as by writeing more full appeares.

W^m Johnfon doth Alienate for ever unto John Winus* the fd houfe & homelott, as by writeing more fully appeares.

Memorandum, y^t y^e aforefd houfe & home lott lieth betweene Ephraim penningtons & a lott formerly belonging to M^r Wilkes, & y^t y^e homelot is but a part of y^e firft graunt, there being part of it graunted to y^e fd pennington in way of Exchange for other Land.

Thefe Alienations fhould have been Entred before in y^e Record of october Co^{rt} but omitted.

AT A GEN^{ll} COURT HELD FOR NEW HAVEN JANUARY. 15th 1666:.

The Warrant from y^e Treafurer at Hartford to y^e Conftables about Collecting y^e Countrey Rate & this townes part of 60^{lb} (which was to be pay^d to M^r Roffiter† as y^e Deputies informed y^e towne) was now read to y^e towne, upon which a Copy of a proteft given in to y^e Gen^{ll} Afsembly by y^e Afsiftants and Deputies of New Haven, Milford, Guilford & Branford againit y^e Gen^{ll} Afsemblies act about paying this money to Rofsiter, was alfoe read; upon The Towne By full Vote declared, noe man oppofing, That they Joyned with y^e fd proteft & ordered y^e warrant to be Recorded w^{ch} is as followeth:—

M^r Jones acquainted y^e towne wth fome reports y^t M^r Winthrop wrote about in reference to y^e ffrench, and defired y^e towne y^t they would not be fecure.

* Winus, probably a Dutchman from Manhattan.

† For an account of the troubles with Rossiter, see B. C. Steiner's Hist. of Guilford, 107.

The oyfterihellfield was Left to the Townes-men to lett to y^e beft advantage of the Towne.

It was alioe left with the Townes-men to fpeake to fome fitt perfons to get up the horfes y^t are in y^e woods y^t they may not perifh.

Deacon Peck propounded to y^e towne y^t they would take Care that y^e Elders may be fupplied with Wheate.

[98] ATT A COURT HELD AT NEW HAVEN FFEBRUARY 5th 1666.

Elifabeth Morris, Late wife to Thomas Lampfon deceafed, doth by her p^refent hulband John Morris Alienate for ever unto Jonathan Lampfon (in reference to his portion) halfe y^e meadow by the fferry y^t fide of it next to the Red Rocke, and 17 acres of Land lieng in the fubburbs quarter, bounded by Roger Allings land on y^e north and Edward Perkins on the South, the Harbour on the Eaft; and 30 acres on y^e weft fide, 20 of it bounded by Buds Lott on y^e South, and L^t Scilies on y^e north: 5 acres of it lieng betweene y^e Clubs & the other in y^e field Called Springfield; this together with other perfonall Eftate ammounting to the full fomme of 40^{lb}: 12^s: 06^d, which y^e fd Jonathan Lampfon acknowledged to have received in full fatiffaction of his portion, & hereby did give her a full difcharge.

Edward Prefton, Attornie on the behalfe of John Hathway of Tanton, as admiftrato^r to y^e Eftate of W^m Shepheard* deceafed at N-H: he p^refented his Letter of Attornie & a testimony under y^e hands of Walter Deane & W^m Harvie, y^t y^e fd John Hathway was appointed by y^e Co^{rt} of Newplimouth Adminiftrato^r to y^e fd Shepheards Eftate.

Patrick Morran & John Rofe Called to give account of y^e fd Eftate. The fd Patrick acknowledged y^t he had received y^e Eftate according to Inventory, (onely y^t which was pay^d to John Rofe for his wives attendance on y^e fd Shepheard wⁿ he was fick) and engaged to give Bond y^t y^e fd Eftate fhallbe forth commeing & to give acco^t how the Eftate was difpoied:.

* He made his will, describing himself as a shoemaker, of Taunton, Plymouth Colony, in March, 1664, and making his (wife's?) brother, John Hathaway, his administrator.

The Court findeing y^e Lett^r of Atturnie defective, ordered That y^e fd Edward Preiton give sufficient security to y^e Court to save them harmles untill he bring a Certificate under the Secretaryes hand of y^e Court of Newplimouth that y^e fd John Hathway is Lawfull Admirator to y^e Eftate of y^e fd W^m Shepheard deceafed & foe to receive y^e fd Eftate.

Goodw: Morrill was Called to declare y^e bufines Concerneing Wawatt y^e indian y^t was taken drunke: She fd y^t fhe came in to Elie: Brownes houfe to warme her, & this indian came in & he imelt of Liquo^{rs}, fhe told him y^t he was drunke, & then he called lieing flutt & old jade, &c: then fhe gave him a thruft with her hand, upon which he ftrooke her on the face & fecht blood.

Wawatt being Called anfwrd y^t he was drunk & knew not what he fd nor did, &c. Eli: Browne being called to fpeake how it was, declared y^t y^e indian comeing in at doore fhee told him he had a bottle, upon which he called her old lieing Jade & old flutt, & then fate downe & fett downe y^e Bottle, & then fhe fd he was a lieing drunken rogue & ftroke him on y^e eare, & then he ftroke her as fhe fd, but he faw him not doe it, but he afkt y^e indyan why he ftuck y^e woman, he fd his eare was fore, fhee ftuck him: Goodw Morrill was blamed y^t fhee fhould foe provoke y^e indian by bad Language & ftriking him, fhe fd y^t fhe was forry y^t fhe fhould doe foe: Wawat was told y^t his drunkennes was noe excufe, & afkt where he had his liquo^{rs} or wine? He anfwrd he had noe liquo^{rs} but wine, & he Changed fnow fhooes wth John Miles, & John [99] Miles told him y^t when he come againe he would give him one pint of wine, & foe he came to y^e ordinary & goodw: Herriman gave him one pint more & put it in a bottle, & he Carried it away, He was afked why fhe gave it him? He anfwrd becaufe he was her friend. Goodw: Herriman was Called & told what y^e indian had fd: She anfwrd That as fhe had fd before, (viz: in her private examination) foe fhe fd now, that fhe gave him noe wine: But fhe fd her fon Miles* did fetch him fome wine in a quart pot, but not quite full, & he had it with her knowledge & Confent, & fome of it he put in y^e indians bottle, & y^e indian dranke it or part of it & then would not be quiet, but her fonne muft fill it againe, & foe her fonn fhe thinkes did, and

* John Miles had married Elizabeth, daughter of John and Elizabeth Harriman.

then they went together to her fons, & whether he had any more there she knew not, & whether he drank it out of y^e bottle or otherwise she knew not.

The Court told Goodw: Herriman that they was much afflicted in regard of the great dishon^r done to god by her in this busines, etc.; then she turned away & said nothing to y^e Co^{rt}. Now because John Miles could not be found, the busines Concerneing y^m was referred to another Court.

Goodw: Morrill Called & told the mind of y^e Court, that for her breach of the peace in provoking & strikeing y^e indian, a thing not to be borne, The Court orders her to pay to y^e treafurer 3^s: .4^d. without giving her any dammage, declaring y^m selves ready to do justice as well to indians as English. Wawat Called & told the mind of the Court that for his breach of the peace in an Englishmans house, strikeing & fetching blood, that he pay 5^s, & for his being drunke 10^s, & he was warned to carry it more peaceably for y^e future, or else he must not come into English mens houses.

AT A SPECIAL COURT HELD AT NEW HAVEN FEBRUARY. 8th 1666:.

Goodw: Herriman & John Miles Called, & told y^t they was to give answ^r to an informacion of y^e indian Wawat being found drunke & Carrieing it rudely as you have heard, & he saith he had a quart of wine here of you, of which part of it he saith he dranke & y^e other part was put in his bottle; now therefore the Court desired y^m to declare y^e truth of things as in y^e sight of god whoe knowes yo^r hearts, the indians alsoe being p^rsent knowes y^e truth as well as you, &c. Goodw: Herriman sd y^t she Cleaved to y^e answ^r she gave y^e last Court. Then John Miles spake & sd, That he bought a payre of snow shooes of Wawat, for which he gave him his, & was to give him a quart of wine more, or two shillings in Wampom; this was at his house, & foe the indian & he came to his mothers & he had y^e wine there; she gave him leave to draw it, & he filled his bottle once, & intended he should have had noe more then, & set the rest downe in y^e pott, &c. Then Goodw: Herriman sd That shee had sinned, & dishonoured god, & wounded her owne soule, but yet sd he had noe quart of wine of her, but confessed there was guile in her, & after many

turnes, being urged to speake if he had noe wine of her, thee Confesed thee did powre some of it into his bottle which her sonne had left, y^e indian haveing drunke out y^t or part of it which her sonne gave him, &c. The Law against felling wine or liquo^{rs} to y^e Indians was read, and the Sentence of y^e Court was according to y^e law That John Miles pay to y^e treafury 5^{lbs} & Goodw: Herriman 40^s.

[100] ATT A COURT HELD AT NEW HAVEN FFEbruary 11th 1666.

The Co^{rt} haveing informacion of fundry young persons disorderly meeting together at y^e shop of John Winton, & drinking of liquo^{rs} to excess & drunkennes, when their parents & Masters of most of them were humbling themselves before y^e lord in an extraordinary manner: They were now Called & told the greatnes of their sin with y^e aggravations of it, and being Convicted were sentenced as followeth viz, Joseph Preston fined 20^s for his gross drunkennes, it being y^e 2^d time, & he a ringleader in this, & this to be speedily pay^d, or in defect of paym^t that he be severly whipt.

Daniell Thomas fined 6^s 8^d for his excess in drinkeing, being an excess after drunkennes.

Samuell Alling, John Beacher, Eleazar Stint, Simon Tuttell, Jonathan Lampson & Zacheus Kembee fined 5^s a piece for their disorderly meeting thus Contrary to Law.

Goodwife Herriman being found to have sold liquo^{rs} to some of these young men Contrary to law (whereby they soe abused themselves) were fined five shillings.

Thomas Browne fined 20^s for being drunke in a private house.

ATT A TOWNE MEETING HELD AT NEW HAVEN FFEB: 18. 1666:

M^r Jones acquainted y^e Towne that the principle occasion of the meeting was to Choose Conftables, therefore desired that they would propound some.

The Votes being given in, it appeared y^t M^r W^m Tuttell & M^r Benjamin Ling were Chosen, upon which M^r Ling declared y^t

he had such an infirmitie in his body that he Could not doe it, but should rather pay y^e fine y^t should be lay^d upon him; for y^e towne by vote releafed him & Abraham Dickerman was Chosen in his stead.

Mathew Moulthrop senio^r was Chosen Confitable for y^e yeare ensuing in reference to y^e iron-workes.

It was propounded y^t there might be one appointed to warne towne meetings, & doe Executions upon delinquents when need requires.

The Towne by Vote declared themselves willing to allow 50^s per yeare to any y^t would doe y^e service, upon which John Alling & Timothy fford were put to vote, & Timothy fford was Chosen, but he sd he could not accept of it; for the busines was left to y^e townes men & to find out some due encouragem^t for one to doe y^e worke.

M^r John Maltbie propounded to y^e towne for Admittance as a planter, to buy ^{as} he shall see cause; It was Left to y^e Committee formerly appointed by the towne for admitting of planters. Hee sometime after makinge application to y^e sd Committee, upon y^e testimony of John Herriman & John Winton was admitted.

Roger Alling propounded on y^e behalfe of y^e fubburbs quarter that they might plant indian there the next yeare; it was Consented too.

Joihua Bradly appointed to sweepe y^e Chimneyes about y^e towne & to have the like encouragem^t as was formerly settled.

A writing by Joseph Potter p^resented & read to y^e towne, wherein he acknowledges y^t he had wronged M^r John Davenport junio^r in his name. It was accepted by y^e sd M^r Jn^o Davenport.

[101] The Co^rt & Townes-men haveing mett January. 18. '66. & haveing Considered of severall things y^t was left wth y^m did propound to the towne as ffolloweth; first That if any persons findeing y^m selves straitned for land to plant on for y^e necessity of their families & can find any for such a use about homes his Race,* & will improve it for planting fields, & not in a way of farminge, they shall for their parts encourage it.

2. ffor y^e encouragem^t of a Village on y^e East side of y^e East River, That if there bee any Land or meadow in y^e townes

* Homes's Race, to the northwest beyond Chestnut Hill.

dispose on y^e sd East side & persons approved appeare for y^e Carrying on of such a worke, they are willing to encourage them therein, & doe recommend it to y^e farmers & proprietors on y^t side y^t they would deny y^m selves in accomodating fit persons y^t may appeare for such an end.

3. That (if y^e proprietors of y^e old oxen pasture are willing to Relinquish y^r Right at p^rsent therein) there might be a Considerable part of it lay^d to y^e Yorkehire quarter for y^e helpe of those y^t need Land, together wth y^e 40 acre piece y^t is already joynd to it.

4. That if persons appeare for y^e improovment of y^e beavo^r pond for meadow, & to secure it to y^t end, they are willing to encourage y^e improvement of it.

These particulars above mentioned being read to y^e towne & propounded for y^r Confirmation: The towne having Considered of y^m Left it to y^e sd Committee of Court & Townes-men to issue y^e same as any shall appeare & be approved by them.

[101] ATT A COURT HELD AT NEW HAVEN MARCH. 5th 1666/7:.

Jury W ^m Andrewes Roger Alling John Gibbs M ^r Benjamin Ling John Cooper Joseph Alfup	Francis Browne Plaintiff:— Anthony Elcocke & Jn ^o Hall junior Defendants } In an Action of the Case for y ^e loss of a Boate, Canooe & grapnell by means of the sd defendants to y ^e dammage of five pound.— After some time of pleadeing The Plt & Defendants by advise went forth & tooke up y ^e matter betwixt y ^m selves, & came in & declared y ^t they were agreed, & soe y ^e Plt withdrew his action, & soe was ordered to see y ^e Charges of Co ^{rt} satisfied.—
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John Hall junior Plaintiff: } W ^m Bradly defendt }	In an action of y ^e Case for unjust detayneing of an award given by arbitration, together with dammages to y ^e value of six pounds—
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The jury having heard both Plt & defendt Returned as all agreed in Verdict That they find for the Plt 5^{lbs} 10^s & Cofts of Court.

The Co^{rt} ordered Judgm^t to be Entred accordingly.—

Nicholas Pinion Plaintiff: } In an Action of assault & Battery to
Patrick Morran Defendant } the value of ten pounds:.

The Plt declared y^t about 7 or 8 weekes agoe in y^e evening he going out of y^e forge Patrick strooke him downe in such a place y^t he got hurt by it; The Defend^t at first not owneing the Charge, the Plt produced severall witnesses to Evince y^e same: Then y^e Defend^t owned himselfe guilty & sd he had some provokation, &c—

The jury returned That they find for y^e P^{lt} 20^s. dammage & Cofts of Court: The Court Considering of y^e Cafe & haynousnes of it did regulate thus: That y^e Defend^t pay 20^s in reference to y^e action & 10^s dammage & Cofts of Co^{rt} & foe ordered judgm^t to be entred accordingly./

[102] ffrancis Tyler & John Rufsell, haveing been formerly examined about inticeing Sarah Gilbert & Elifabeth Butler* wife of John Butler & draw them in to y^e worke houle as they went along the high way about their & other Lascivious & finfull mis-carriages was now Called, & the Court by way of Sentence declared—first That ffrancis Tyler, for his draweing & inticeing persons in as they went along y^e high way, pay as a ffine 20^s; And Jn^o Rufsell for y^e like 20^s: for his swearing 10^s; & for his suffering drunkennes in a private houle y^t is in his poiseision 10^s: and to bring a Certificate from y^e Treafurer that these ffines are payd before y^e next Co^{rt}, or Else to receive such further punishm^t as the Court shall see Cause to inflict.

Elifabeth Butler for some lascivious Carriages to W^m Pratford was fined 10^s. & to be payd before y^e next Court.

Christopher Tod fined 1^{lb} 10^s for felling 6 quarts of wine Contrary to Law.

Thomas Trowbridge fined 20^s for his Wives felling one gallon of Lique^{rs} contrary to law.

M^r W^m Tuttell tooke y^e Conftables oath.

Henry Glover doth Alienate to George Rois one houle & Barne & homelott: with five acres of Land, be it more or less, lying at y^e lower end of the subburbs quarter next Milford highway, as by a writeing beareing Date the 5th 1^{rst} 1666/7 subscribed wth his

* Probably a daughter of Henry and Blanche Morrill; married John Butler, January, 1666.

owne hand & witnesed by Jere: Osborne, Sam^l Cooke and Ebenezer Hooke doth more fully appeare.—this formerly was in y^e pofsefsion of Martin Tichinor.

AT A TOWNE MEETING HELD AT NEW HAVEN MARCH 11th 1666/7.

M^r Jones acquainted y^e towne that there was two Conitables Chofen, but onely one of y^m would take oath, viz. M^r Tuttell: therefore Abraham Dickerman was Called to know what he had to fay againit takeing y^e oath: He desired Liberty to procure one in his ftead, & foe propounded John Cooper fenio^r whoe by Vote was accepted Conftable for y^e yeare enfueing inftead of Abraham Dickerman & foe tooke the Conftables oath.

John Herriman informed the Towne y^t about a quarter of a yeare agoe he gave notice to y^e towne to provide themfelves with one to keepe the ordinary; therefore if any were provided for it, he desired they would take it; But he was encouraged to goe on & foe it was Left.

AT A TOWNE MEETING HELD AT NEW HAVEN APRILL. 29th 1667:.

M^r Jones acquainted y^e Towne wth y^e occafion of y^e meeting, both in reference to Choofing of Deputies for y^e Gen^l Aifembly & of townesmen & viewers of fences, &c.

Captⁿ John Nafh & James Bifhop Chofen deputies, but Captⁿ Nafh declareing himfelfe to M^r Jones y^t he could not goe, John Mofs was Chofen in his roome.

M^r Benjamin Ling, W^m Andrews, Roger Alling, Sam^l Whitehead, John Herriman, Abraham Dowlittle & Jeremiah Osborne were Chofen townes-men for y^e yeare enfueing.

Sam^l Whitehead & John Tompfon junio^r, Alling Ball & John Tuttell, for John Gibbes quarter & y^e Yorkefhire quarter; Thomas Munfon & Thomas Kemberlye fenio^r for M^r Lings Quarter;

[103] Philip Leeke & Edward Keilie for M^r Jones his Quarter;

W^m Payne & W^m Bradly for y^e mill & little Quarter;

John Hall fenio^r & W^m Holt for y^e Subburbs Quarter;

John Winton & Henry Britow for y^e 40 acre piece.

Sam^d Whitehead & Thomas Powell appointed furveyo^{rs} for the high ways for y^e yeare enfueing.

Sam^d Whitehead & John Winston Chofen for fealeing of Corne measures; M^r James Rufsell & Tho: Kemberlye fenio^r for y^e fealeing of Liquid measures, weights, meete yards & still-yards.

John Chidfey releasd upon his desire from being Corporall.

Jeremiah Osborne & George Rofs Chofen Corporalls for the trayne band.

M^r Benjamin Ling Chofen Treasurer for y^e yeare enfueing.

M^r Jones acquainted y^e towne about y^e schoole & remembered y^m of what M^r Davenport had done in y^e dispo^se of y^t part of M^r Hopkins his Eitate to this towne & informed y^m y^t y^e Committee had had some meetings about it, and they desire y^t a grammar schoole may bee fettled according to law, least y^e penalty be required of us; and therefore he desired to know y^e townes mind, whether they would continue their former graunt of 30^{lb} per annum to a grammar Schoole? It was by Vote declared y^t they would for y^e encouragem^t of a grammar schoole, & M^r Samuell Streete* was spoke of to be Schoolemaster.

Roger Alling propounded to y^e towne on y^e behalfe of M^r Streete. That he desired a piece of Land & meadow above M^r Yales: It was left to y^e townesmen to send two men with any whom M^r Streete shall appoint to view y^e same, & make report to y^e towne at their next towne meeting.

Captⁿ John Nash renewed his motion to y^e towne, y^t the towne would graunt him a part of y^e frefh meadow on y^e west side, in exchange for part of his 2^d division. It was Left to y^e townesmen as y^e former.

M^r Jones propounded for a piece of Land on this side the Beavo^r Damme, about 10 or 20 acres, as part of his right in y^e oxe pasture; there was some debate upon it, but nothing concluded.

M^r Jones propounded about y^e necke, y^t care might be taken about y^e gates upon which It was ordered y^t whofoever shall leave open any of y^e gates belonging to y^e necke shall pay five shillings, as it is for oth^r gates belonging to y^e quarters.

* Samuel, son of Rev. Nicholas Street, had graduated at Harvard College in 1664.

Joseph Tutnell desired to make acknowledgem^t of his Evill for which he was fined at County Court, & desired y^t his bond of 20^{lb} might be taken off: now upon y^e acknowledgem^t of his evill, and the testimony of some of his reformation, The Court tooke off his bond.

AT A MEETING OF Y^e COURT IN PRIVATE Y^e 17. 2^d. 1667:

M^r Humphry Pinny of Windfor, p^resented a Letter of Attornie wth Certificates from England in reference to some Estate given by Will of Serj^t Thomas Jeffrie of New Haven, Lately deceased, to his sifter Sarahs* children, which said letter of Attornie, being perused by the Court, was allowed upon y^e Certificates as authentick to enable y^e Attornie therein named, to receive, act & doe as is therein exprest wth relation to y^e sd Will, & the Administrato^{rs} are to comply therein, provided that those whoe receive the Estate doe give in security to New Haven Court to be responsible for soe much Estate to any that shall lay a better Clayme: Which sd Letter of Attornie & the Certificates is Recorded in y^e booke of Wills & Inventories after the sd Will & Inventory of the sd Thomas Jeffrie.

[104] ATT A COURT HELD AT NEW HAVEN MAY. 7th 1667:.

Patrick Morran, haveing been formerly accused by Giles Blach, John Lindon & John Rylie of unfutable & unfeasonable familiarity wth Mary Rufsell & Hannah, & y^e busines largely examined, was againe called, & Mary Rufsell & Hannah Pinion alsoe, but y^e sd Patrick remayneing perumptory in his deniall, & y^e Court not haveing sufficient Evidence to find him guilty of what was suspected, did dismis him wth a serious admonition and Caution, to be more wary for y^e future, of being in privacy wth such persons as those, in such a suspicious manner, & he was told y^t his carriage was soe much y^e worfe being left under suspicion of guilt by the Court formerly wth one of y^e persons in the like kind.

* Sarah Jeffery was the wife of George Betty. of Somersetshire, England.

John Lindon fined for his Exceise in drink 3^s: 4^d: And for his suffering Indians to have Cidar in an indirect way to great disorder & disturbance 20^s.

John Rufsell fined for his exceis in drinking, being y^e second time, 6^s: 8^d. & for suffering drunkennes in the house where he had y^e power of 10^s.

AT A TOWNE MEETING HELD AT NEW HAVEN JUNE. 10th 1667:.

M^r Jones acquainted the Towne with y^e occasion of the meeting, one of which was to read the orders of y^e Gen^l Assembly, which accordingly was done.—

M^r Mathew Gilbert, M^r John Davenport junio^r & James Bilhop tooke y^e oath of Commisision^{rs} for y^e yeare Enfueing.

James Bilhop Chosen Recorder for y^e yeare enfueing.

Andrew Low complayned of the dry Cattle & farmers Cattle, lying and feeding upon y^e herds walke to y^e great wrong of y^e herd in there milke, upon which It was ordered as followeth: That all ffarmers (whole Cattle are subject to feed upon the herds walkes y^t belong to the towne) doe take due Care that their Cattle be herded, & foe kept off from feeding on the towne herds walke, under y^e penalty of 10^s per week for every farmer foe neglecting, whereof 2^s. 6^d shalbe to the informer & profecutor, & the rest to y^e towne treasury.

It was Left to y^e Townesmen to order & sett y^e bounds of y^e walkes of the severall herds.

M^r Jones acquainted y^e towne y^t M^r Bryan would not receive y^e pay for Captⁿ Manning at our Towne price, & therefore desired to know the townes mind about it; after debate It was left to y^e Committee formerly appointed for y^t buines to pay as other Townes, if they see Cause.

An order about viewers of ffences made by the Townesmen was now read to the Towne.

AT A COURT JULY. 2^d 1667 | Thomas Harrifon assigned Guardyan to Sarah Tompson his daughter in law untill shee attaine the age of foureteen yeares.

Mr W^m Tuttell appeareing about Zubah Lampson her portion, was ordered by the Court to receive it of Mr Jn^o Morris.

[105] AT A TOWNE MEETING HELD AT NEW HAVEN JULY. 1^{rst} 1667.

Mr Jones acquainted the Towne that there was a Post come from Hartford wth some orders in reference to y^e militia, about rayfing a troope of dragooneers in each County, which was read & y^e towne further acquainted that the Committee for the militia of this County were to meete this afternoone at two of y^e Clock. Mr Jones further acquainted wth y^e propofall of y^e other three townes in this County, about their part of y^e 100^{lb}. given formerly to y^e Colony School; after debate, to put a fynall ifsue to all fuch demands, The Towne by vote declared themselves willing to pay 20^{lb} for y^e ufe of thefe foure townes in this County in equall proportions towards Captⁿ Mannings money* which 20^{lb} was accepted of y^e Committee appointed for y^t bufines as a fynal ifsue of that matter.

Mr W^m Jones, Captⁿ John Nafli, James Bifhop & John Brocket appointed to treat wth Milford men about fettling the line between them & us, according to y^e Gen^{ll} Afssemblies advice May laft.

It was propounded y^t due Care be taken y^t there be noe difs-orders by boys on y^e fabbath day, neither within y^e meeting houfe nor without.

Alfoe y^t due Care be taken to fecure Corne from dammage by fwine & other Cattle.

ATT A COURT HELD AT NEW HAVEN AUGUST. 6th 1667.:

Jury	Mr Benjamin Blackman of Stratford
Roger Alling	Plaint.:. Anthony Elcock of New Haven,
Thomas Yale	fometime mafter of y ^e vefsell called the blue
Jofph Alfup	Cock, together with y ^e vefsell, defend ^{ts} ,
Abraham dowlittel	In an Action of the Cafe for dammage
Jeremiah How	fultayned in the lofs of one hogshhead of
John Herriman	

* Capt. Manning's business; see N. H. Records, ii, 68, for the origin of the trouble, the seizure of his vessel in 1654.

Rumm of y^e fd plt which miscarryed by meanes of y^e fd defend^{ts} unto y^e Value of 19^{lb}: 10^s:

M^r John Maltbye appeared & p^resented a letter of Atturnie on y^e behalfe of the Plt, & was accepted.

M^r John Hodihon & Christopher Tod owners of y^e fd vefsell desired Captⁿ John Nash to be their Atturnie, & was accepted.

The Plt declared his Cafe, and y^t he had power as by a note under y^e hand of y^e fd Blackman appeared to fend y^e Rumm by Anthony Elcock to Stratford & y^t one hoghead was loft by meanes of y^e defend^{ts}. The defend^t Anthony Elcock, owned y^e lofs of one hoghead of Rumm by meanes of y^e Tackle breakeing as they lowered it into the Vefsell, & pleaded that he went to M^r Hodihon one of y^e owners for a better rope, but M^r Hodihon would let him have none, &c. M^r Hodihon owned y^t Anthony Elcock did come to him for a Rope for y^e vefsell, but he could spare him none, &c.

The Allegations & testimonyes being heard & Considered on both sides, The Jury returne as all agreed, That they find for the Plt one hoghead of Rumm, or y^e value of it as sold here, & Cofts of Court, viz. the one halfe to be payd by the fd mafter, & the other halfe by y^e vefsell. The Court haveing Considered y^e Verdict ordered Judgm^t to be Entred accordingly.

Peter Simion, sometime servant to W^m judson, now deceased, & haveing five pounds given him by his fd Mafter in his Last Will and Testam^t, did now in open Court acknowledge to have received the same of widdow judson, Executrix of y^e fd Will, & hereby did discharge her from any future Clayme of the same.

[106] ATT A TOWNE MEETING HELD AT NEW HAVEN
SEPTEMBER. 23th 1667.

M^r Jones acquainted the Towne with y^e occasion of y^e meeting, viz. to Choofe Listers to take the list of mens Eitates: & alsoe y^e freemen to Choofe deputies for y^e Gen^{ll} Afsembly.

The Townesmen or any three of them as they shall agree, wth M^r Thomas Yale & David Atwater added to them, appointed to take the List of mens Eitate & p^rpare it for y^e Court.

James Bishop & John Mofs Choien deputies for the Gen^{ll} Afsembly to be held at Hartford, october 10th. '67.—

M^r Mathew Gilbert, Roger Alling, David Atwater, Thomas Barnes and Joseph Mansfield desired & appointed to view the land on both sides of y^e East River against playnes & make report to y^e towne how they find it in reference to a Village.

A writing p^resented to y^e towne from M^r W^m Rosewell in three Quaeries, desiring an answ^r wth convenient speed.

In answ^r whereunto Captⁿ John Nash & y^e townesmen or any two or three of y^m were appointed to treat with M^r Rosewell about those Quaeries, & make report of it to the towne.

AT A MEETING OF Y^e COURT IN PRIVATE AT M^r JONES HIS HOUSE
SEPT^r: 25. '67.

The occasion of the meeting was in reference to two Children of Thomas Harrison his former wife, viz: Rebeckah & Sarah Tompson, Rebeckah having chosen John Cooper junio^r, her brother in law, to be her Guardian she desired shee might live with him: The Court having considered of the testimonies p^resented, as y^t it was her mothers mind y^t wⁿ her daughter Mary was married y^t sh^d Rebeckah should live wth her, did see Cause to order as ffolloweth, viz:

The Court having considered y^e Claime of John Cooper junio^r unto Rebeckah Tompson, his sister in law, on y^e behalfe of Mary his wife, as being given to her by her owne Naturall mother now deceased, to be with her after marriage of y^e sh^d Mary, with y^e testimonies p^resented; and alsoe y^t y^e sh^d Rebeckah being now o^f age to Choose her Guardyan according to law, and having chosen her brother in law John Cooper aforesh^d, & he accepted of y^e same trust with the approbation of this Court; This Court doth see Cause to Commit y^e sh^d Rebeckah Tompson with her portion unto y^e sh^d John Cooper untill she attaine to lawfull age, except the Court hereafter find any just ground to dispose of her otherwise; The sh^d John Cooper giving security to y^e Court to be responsible for her portion wⁿ shee attaine the age aforesh^d; And doe therefore order Thomas Harrison, her father in law, with whom she now lives, to deliver the sh^d Rebeckah now up to her Guardyan & her Estate alsoe in Convenient time: And this Court doth alsoe advise all relations concerned on both sides to endeavor

the promoting of love, peace, & unity one with another, as becomes y^e rules of their relations: Sarah Tompfon was left wth Thomas Harrifon her father in law, he being by this Court Assigned her Guardyan, untill she come to age according to law to Chooſe her owne Guardyan.

[107] ATT A TOWNE MEETING HELD AT NEW HAVEN
SEPTEMBER 28th 1667.

M^r Jones acquainted y^e towne wth y^e occasion of the meeting which was in reference to settling y^e bounds betwixt Brandford & us, they sending a meafsenger (viz John Wilford) about it; upon which James Bifhop, John Cooper fen^r & Abraham dowlittle were now appointed to meete wth Brandford to settle y^t matter, and y^e next 2^d day of y^e weeke was appointed for y^t end.

The Treafurer acquainted y^e towne y^t he had nothing in his hands to pay y^e townes debts, & therefore desired a Rate might be layd, upon which, The Towne ordered, That a fingle Rate of a penny upon y^e pound, be payd into y^e Treafurer, the one halfe by y^e end of November next, & the other halfe at or before the laft of March next after.

The Court & townesmen wth Captⁿ John Nafh appointed to Auditt the Treafurers accounts for y^e yeare: 1666:—

The Committee in reference to M^r Rofewells Queries returned fom[e] propofalls of y^e fd Rofewell in reference to fome Land & meadow at y^e weft Creeke. Upon which The Towne appointed the Court wth Captⁿ John Nafh & y^e townes-men to treat further wth M^r Rofewell & ifſue y^e matter with him after his admifſio(n) of being a planter.

Abraham Dowlittell informed y^e towne y^t M^{rs} Goodyeare layd a Clayme to a piece of Land by y^e Weft Creek as given to her former huiband M^r Lambertton; it was Left to be Conſidered.

There being feveral perſons p^ttending a Right to y^e Beavo^r meadows, but making nothing appeare to ſatiffaction, whereby the towne was hindered in y^e diſpoſe of it: The towne did no(w) order, That if thoſe that make Clayme to y^e Beavo^r meadows

doe not Cleare y^r title (before y^e next towne meeting) to the townesmen, then it shalbe in y^e power of y^e towne to dispose of.

Andrew Low complained of y^e ffarmers Cattle lieing upon the herds walke wthout a Keeper contrary to order.

AT A COURT HELD AT NEW HAVEN OCTOBER. 1st 1667:

Samuell Blakely doth Alienate for ever to Widdow Judfon one homelot being formerly M^r Tenches, containeing by estimation one acre & quarter be it more or lesf, alsoe fix acres of meadow lieing on y^e Island in y^e East River being alsoe part of y^e meadow belonging to M^r Tench.

Widdow judfon doth Alienate for ever to Samuell Blakely foure acres of Land be it more or Lesf, lieing by the street side against M^r Lings which land was formerly in the possession of M^r Pearce.

M^r W^m Jones p^resented a writeing wherein he layd Clayme to Certaine Lands which was now read in Court.

John Browne being bound in a bond of ten pound to appeare at this Court to answ^r for his gros drunkennes & disturbance, &c, was now called but answrd not, Sam^l Browne, his surety, being called answered y^t he was gone, upon which the Court declared the bond to be forfeit, but yet sd they should Consider of w^t Sam^l Browne propounded for moderation before execution be graunted.

[108] Samuell fford haveing been complayned of by Samuell Cooke for rude & Lascivious Carriages to his wife, & the matter examined, Goodw: Cooke related That y^e last 5th day of the weeke, shee going up to looke her Cow, Sam: fford being against Nathaniell Tharps called her & asked her how shee did, & how her husband did, &c. and shee asked him to let her have a dozen of Trenchers & he answered her That if shee must have a dozen, then he must have halfe an houres sleepe with her; shee replied y^t if it bee upon such tearmes, shee would have nothing to doe wth him; he tooke hold on her but shee got from him & went downe street homewards, but he ffollowed her, &c. shee sd shee was afraid of him & being with Child her mother was afraid it might have done her hurt: Samuell fford was asked what he had to say for

himselfe? He answered, That he had but little to say in his owne defence, & he had endeavoured to satisfy Samuell Cooke soe far as he could; he feared he had drunke too much, & soe neither knew what he sd or did, for he remembers not many things y^t are Charged, &c.

The Court having Considered of these miscarriages of Samuell fford, first minded him of former things y^t was against him grossly scandalous, and that now he should Carry it in such a Lascivious & Corrupt way, as soe to dog a young married woman up & downe, & use such Corrupting speeches, & taking hold of her in the open streete, &c. doe sentence the sd Samuell fford to be severely whipt & to pay 10^s to Sam^l Cooke for trouble & expence of time about y^r busines.

OCTOBER. 5th 1667

Oifamauge, an indian, being taken very drunke about the water side, was Examined where he had his drinke, whoe Confessed he had y^e liquo^{rs} of a stranger aboard John Tompsons velsell, upon which y^e persons belonging to y^e sd velsell were sent for & Examined, whoe at first denied it yet afterwards one of y^m named M^r John Jeffrie confessed y^t he gave y^e indian his bottle of Liquo^{rs} to drinke, & seeing him drinke soe much tooke it from him, &c; the Law was read to him, but he pleaded ignorance, being an absolute stranger: upon which y^e Court onely sentenced y^e sd Jeffries to pay ten shillings, which John Tompson ingaged to see payd. Oifamauge y^e indyan alsoe fined 10^s for his drunkennes.

NOVEMBER. 7th 1667

Upon examinacion of Richard Nicolls about a complaint brought against him for living at y^e iron-workes soe long absent from his wife, which he Confessed was at N-Yorke;

The Court Advised him to attend his duty & returne to her, but he seemed very averse to it, upon which The Court ordered him to depart y^e place, within eight dayes, or Else he must expect to heare further from them.

not being according to Covenants: And then The towne by Vote appointed M^r John Hodifon, M^r Nicholas Auger, M^r Benjamin Ling & John Cooper fenio^r as Attornies (or any three of y^m) to act on behalfe of the towne, to see y^t the Covenants in reference to y^e mill be attended by thofe that are ingaged therein.

John Browne at even made his Addrefs to y^e Court in private about his former mifcarriage of drunkennes, & his going away, to y^e forfeiture of his bond 10^{lb}; he Confefsed his evill & desired mercy of the Court, pleading the low Eftate of his family, &c. The Court laboured much with him to fhew him y^e greatnes of his fin, in foe often returning to it, after fuch acknowledgmts. And then out of pittty to his family, did releafe the forfeiture of his Bond, & onely ordered him to pay 30^s to the treafury, & that he make a publike acknowledgm^t of his evill y^e next Court, or next towne meeting.

[110] ATT A COURT HELD AT NEW HAVEN: JANUARY 7th 1667

Widdow Vincent appeared in Court with Eben-ezer Browne her fonne in Law,* and p^refented an acco^t under the hand of her fd fonne, wherein it appeared that her fd fonne had received of her his wives full portion according to the Courts diftribution & hereby gave her a full difcharge for the fame, with which the Court was fatiffyed.

A bill of sale p^refented by Edward Perkins & approved in Court, figned by y^e marke of Nathaniell Richards of Norwalke & of Rofamond his wife, & witnefised by M^r Mathew Gilbert & W^m Peecke, wherein the fd Richards with y^e Confeent of his wife doth fell & alienate to y^e fd Perkins feverall parcellls of Land and meadow as in the fd Bill doth more fully appeare.

M^r Samuuell Vangoodenhoufen doth fell & for ever alienate unto W^m Bafsett a parcell of meadow Containeing by Eftimacion foureteen acres & a halfe, be it more or leife, bounded by meadow of widdow Miles on y^e north, & Allin Ball on y^e South, a great Creeke on y^e Eaft next y^e long reach, & the upland on y^e weft.

* Ebenezer Browne married Hannah, daughter of John and Rebecca Vincent.

as in a bill of sale signed by the sd van Goodenhoufen, & witnessed by Thomas Kemberlye, & Samuel Andrewes, doth more fully appeare.

M^r Samuel Vangoodenhoufen doth sell & for ever Alienate unto M^r John Maltbie one house & homelott together with all the Rights & priviledges thereunto belonging, formerly belonging to M^r Brewster, as by a Bill of sale under the hand and seale of the sd Vangoodenhoufen, & witnessed by James Bishop Clark of N-Haven County & John Tompson servant to y^e sd Maltbie, doth more fully appeare.

Anne Andrewes (alias Gibbard), wife of William Andrewes* doth pass over to Mathew Moulthrop senio^r one parcell of meadow Contayneing by Estimation seven acres, be it more or less, lying in solitary Cove, one end of it butting upon the little necke belonging to y^e towne, & the other end against a Cove Called W^m ffolwers Cove, as by a writing under y^e hand of y^e sd Anne Andrewes & allowed by her p^rsent husband, now appeared.—

Thomas Harrison by a writing signed with his marke & witnessed by W^m Trowbridge, Edward Pattison & John Potter doth sell & now passeth over unto John Tompson farmer his whole accommodations both upland & meadow, with buildings and fences, lying at fouthend, with halfe his 2^d division lying about muddy River, which was past over to him from Richard Becklye in Court held at New Haven, December. 4th 1660.

A Bill of sale p^resented by Henry Bristow under y^e hand of John Morris, & witnessed by W^m Tompson & John Tompson wherein y^e sd Morris doth sell & make over unto y^e sd Bristow one house & land with y^e appurtenances, Containeing by Estimation one hundred & fourteen acres, be it more or less, formerly belonging unto Henry Line now deceased, lying on the west side, & running from Peter Mallery his lot on y^e East of it up to the Cove: Alsoe one parcell of meadow conteyneing five acres, be it more or lesse, which meadow lieth below the Club, & bounded by the west River on y^e East of it, & a small Creeke on y^e west, M^{rs} Miles, Sam^l Whitehead & Abraham dowlitles meadow on y^e north, & y^e Widdow Vincents on y^e south, as in y^e sd Bill of sale doth more fully appeare.

* Ann Tapp married first William Gibbard, and secondly William Andrewes.

[III] Richard Nicolls was called & told y^t he was warned to depart y^e place in Novemb^r* laſt, & therefore he was required to give a reaſon why he did not attend y^e Courts order? He pleaded y^t he could not make up his acco^{ts} with y^e Clarke, &c. The Court ſentenced him to pay 20^s according to law, & to depart y^e place within 8 dayes, or elſe he muſt expect to ſuffer y^e law further./ —

W^m Collins was Called & told y^t he was one of y^m that had come in diſorderly & ſtayed after warning of departure, & therefore for y^e time paſt he was ſentenced to pay 20^s. to the treaſury, & for y^e future if he did not attend the order of the place he muſt expect to heare further aſſuring him y^t we ſhall maintaine the priviledges of the place againſt ſuch as he is./ —

Nicholas Pinion was called to know y^e reaſon why he entertained Ruth Brigs ſoe Contrary to y^e mind of y^e towne & of authority here: He pleaded y^e reaſon to be ſuch as he knew not where to ſend her, but if they would beare with her while y^e ſpring, he ſhould ingage to Cleare y^e place of her, And ſoe did ingage before the Court in y^e ſumme of twenty pounds, to Cleare y^e place of Ruth Brigs ſometime before the laſt of March next: otherwiſe The Court declared y^t if y^e ſd Ruth Brigs be not gone before y^t time, that then ſhe ſhalbe Corporally puniſhed & diſmiſt by ſpeciall order from this place./ —

Mathew Moulthrop junio^r declared in Court y^t he had receive[d] of Thomas Harrifon his father† his wives portion to ſatiſfaction & hereby did give him a diſcharge.—

There was alſoe debate about y^e other Childrens portion, but nothing iſſued about y^m: But M^r Wm Jones Entred a Caveat againſt any further Adminiſtration upon y^e Eitate of John Tompſon farmer deceaſed, untill accounts were better cleared.— —

AT A TOWNE MEETING HELD AT N-HAVEN JANUARY. 13th 1667:.

The Conſtables acquainted y^e towne y^t they had received a warrant from y^e Colony treaſurer, for y^e gathering of the

* See above, p. 211.

† Matthew Moulthrop's wife was Hannah, daughter of Joseph Thompson; her mother, Dorothy, was now wife of Thomas Harrison.

Countrey Rate, which was read to y^e towne, And y^e laſt 2^d day of the weeke in January, & y^e firſt 2^d day of y^e weeke in february, was appointed by the Conſtables to bring in y^e Rate unto Thomas Trowbridges warehouſe./ — —

L^t Thomas Munſon acknowledged the love of y^e Towne in his being in military office for many yeares, but he deſired now that the towne would free him from y^e place of a Lievetenn^t, hee findeing not himſelfe free to Continue in it, but nothing was done in it at this time.— / —

Abraham dowlittle propounded to y^e towne in reference to M^r Streete as being diſcouraged about y^e place propounded for above M^r Yales; & therefore now deſired y^t they would graunt him y^e townes meadow at oyſter River, & 100 acres of upland betwixt that & M^r Malbons cove, where he could find it: It was left to y^e townesmen to make a view of it, & make returne to the towne at the next towne meeting./

[112] M^r Wm Jones propounded for a piece of upland, lieing againſt the Eaſt meadowes, which was in y^e townes hand as part of M^r Lucas his Lott: The towne upon his deſire graunted him all the upland there of y^t lot y^t was in y^e townes hand.

The former order about ſealing Canooes* y^t was ſufficient & the ſame perſons appointed to attend y^t truſt (viz; Thomas Morris, Francis Browne & John Hall ſenio^r) was now revived & confirmed./

Upon y^e deſire of John Alling The Towne graunted him a piece of meadow lieing at y^e Blacke Rocke, for three acres be it more or leſſe, & John Herriman reſigned up his Right in it in reference to the ordinary./ — —

Wingle Johnſon propounded for y^e great pond on y^e Iſland in y^e Eaſt River but it was left to further Conſideration./ —

The Court & townesmen were appointed a Committee to take in ſuch propoſitions as ſhalbe p^rſented by any in reference to y^e ſettling of a Village on y^e Eaſt River.—

Alſoe The buſines Concerning y^e fferry, both for ſettling y^e place where it ſhalbe kept, and alloweing y^e fferryman 40^s for the

* See N. H. Records, i, 157.

building of some shed or shelter for his Conveniency. Left to y^e same Committee.— / —

A writinge presented by M^r Wm Rosewell as a description of y^e bounds of a graunt of land & swampe in & about y^e west Creeke unto y^e sd Rosewell by y^e Committee appointed thereto, was read and allowed to be Recorded, which is as followeth, viz:

That y^e sd M^r Wm Rosewell shall range his fence at y^e front or end towards y^e sea, even with that fence y^t runs from M^r Hodshons to y^e widdow Vincents Corner, & soe downe to y^e west Creeke, Leaveing a street or passage betweene y^e widdow Vincents lott, Henry Britow & Edward Prestons lot of fourty foure foote wide, which is with y^e Consent & likeing of those neighbours, untill it come to range with y^e north side of Edward Preiton's lott, & then to range with y^t downe y^e Banke to high-water marke, and from thence leaveing foure Rod at narrowest place to an old stump, which stump is against serj^t Sam^l Whiteheads lot, & is about six rod distance from his fence, from thence downe to y^e Causeway, leaveing a sufficient watering place at y^e Corner, y^e Causeway to be left two rod wide from thence, to run over his fence on y^e south side of y^e Causeway, leaveing the ditch on the outside of y^e fence next y^e Causeway, leaveing sufficient passage for Carts or Cattle on the south side of the Bridge in y^e Creeke, and from thence to run downe by high water marke untill he comes right opposite to y^e Cellar which y^e sd Rosewell hath begun to build, or a rod or two further if he see Cause, onely leaveing a watering place against Wm Tompions house or lott; alsoe y^t meadow of y^e townes which lieth above the bridge against Abraham Dowlittells meadow is graunted unto y^e sd M^r Wm Rosewell./ — —

[113] AT A TOWNE MEETING HELD AT NEW HAVEN FEBRUARY. 7th
1667:.

John Cooper Constable gave notice of a stray heifer taken up of about 4 yeare old; M^r Tuttell alsoe of a lost forke./ —

The deacon desired y^t those of y^e towne y^t could would supply the Elders with wheate & indian Corne, & y^t they would make up their accounts within y^e yeare./ —

M^r John Davenport senio^r came into y^e meeting, & desired to speake something concerneing the schoole, & firſt propounded to y^e Towne whether they would fend their Children to the ſchoole to be taught for y^e fitting them for y^e ſervice of god in Church & Commonwealth: if they would, then he ſd That y^e graunt of y^t part of M^r Hopkins his eſtate formerly made to this Towne, ſtands good; but if not then it is voyd, becauſe it attaines not y^e end of y^e Dono^r; therefore he desired they would expreſs themſelves, upon which Roger Alling declared his purpoſe of bringing up one of his ſons to Learneing, alſoe Henry Glover one of Wm Ruſſells,* John Winton, M^r Hodſhon, Thomas Trowbridge, david Atwater, Thomas meekes & M^r Augur ſd y^t he intended to fend for a kinſman from England. M^r Sam^l Streete declared y^t there were 8 at p^rſent in latting, & three more would come in in ſumme^r & two more before next winter; upon which M^r Davenport ſeemed to be ſatiſfied, but yet declared that he muſt alwayes reſerve a negative voice y^t nothing be done Contrary to y^e true intent of y^e Dono^r, & y^t it be improved onely for y^t uſe, and therefore while it can be ſoe improved here it ſhalbee ſettled here; but if N-Haven will neglect their owne good herein, he muſt improve it otherwhere, unto that end y^t he may anſwer the will of y^e dead; his deſire was that a farme may be purchaſed, y^t y^e revenues of it may eaſe the towne, & therefore propounded y^t if any knew of any ffarme to be purchaſed y^t they would acquaint the Committee with it: and then desired to know whether y^e towne would graunt this to bee recorded with this Condiſion: The Towne fell into ſome debate about it, & ſoe nothing was done further at this time.

The Townes men on behalfe of M^r Streete propounded that y^e view in reference to ſome Land & meadow above M^r Yales might goe on for he mett with ſome diſcouragem^t from ſome about y^t on y^e weſt ſide./ —

The Court & Townesmen, Captⁿ Naſh, M^r Powell & the two Conſtables were appointed a Committee to Conſider with W^m Andrewes, L^t Thomas Munſon & Thomas Morris (whoe are to view the meeting houſe) what is meete to be done about it, & make returne at y^e next towne meeting./ —

* James Alling was graduated at Harvard in 1679; Noadiah Ruſſell in 1681.

The Constables gave notice to y^e towne y^t y^e first 2^d day of the week in march next was appointed to bring in the remainder of the Countrey Rate.—

Thomas Tuttell declared to the towne his acceptance of being a packer, & foe tooke oath to y^e faithfull discharge of his office to the best of his skill.— / —

[114] M^r W^m Jones, Captⁿ John Nash, James Bishop, John Cooper senio^r and John Brockett, or in his absence M^r W^m Tuttell, were appointed a Committee to meete with milford men, & some others appointed by the Gen^l Assembly, about y^e line betwixt milford & new Haven./ —

It was ordered y^t every horse or mare found in any of y^e quarters or other inclosure for Corne about y^e towne, upon notice to y^e owner he shall pay one shilling & fetch y^m out, but if y^e fd owner shall refuse or neglect foe to doe, then any y^t shall be at y^e trouble to fetch y^m to y^e pound, the owner of y^e fd horse or mare shall pay two shillings to him y^t brings y^m out, besides dammages./ —

The fence & land at playnes left to y^e townes-men to dispose of for y^e Townes best advantage./ — —

The Committee formerly appointed for y^e new seating of perions in y^e meeting house p^resented what they had done, which was read to the towne & is as ffolloweth:—

In y^e long feates for men

1. M^r William Jones, M^r Mathew Gilbert, & M^r John Davenport jun^r.

2. Captⁿ Jn^o Nash, M^r W^m Rosewell, M^r Tho: Yale, & James Bishop.

3. M^r Jn^o Hodfihon, M^r W^m Tuttell, Jn^o Gibbs, W^m Andrewes & Roger Alling.

4. Henry Glover, David Atwater, W^m Bradly, Jn^o Moïs, & Mathew Moulthrop sen^r.

5. W^m Thompson, Jn^o Tompson sen^r, Jn^o Brockett, Nath: merriman, Jere, Osborne & Christopher Tod.

6. Tho: Barnes, Tho: Beamont, Ralph Line, Timothy fford, James Clark, & Matthias Hitchcocke.

7. Jn^o Johnson, Henry Britow, Jn^o Alling, Jere: Hull, Joseph Mansfield & Jn^o Tuttell.

8. Ifaack Beacher, Jn^o Potter, Sam^l Hemmingway, Math: moulthrop jun^r, Nath: kemberly, James Dennifon & Jn^o Tompfon farm^r.

9. Ralph Rufsell, William Wooden, Sam^l Blakelye & Sam^l ffernes.

The Crofs feates.

1. Henry Rotherford, Nicholas Auger, Jn^o punderfon.
2. Sam^l Whitehead, Tho: Powell, John Chidfey.
3. ffrancis Browne, Nicholas Elfey, Allen Ball.
4. Rich: Sperry, Tho: kemberly, W^m Trowbridge, Tho: Tuttell.

The long feate by y^e wall

George Pardee, W^m Holt, Ifaack Turner, philip Leeke, Andrew Goodyeare, Caleb Rotherford, Eben: Hooke

The Little feate

Tho: kemberly fen^r, James Rufsell

Before y^e little feate

Henry Gibbins, W^m Bafsett

Short feates above y^e door

1. Wm Payne, W^m Gibbins, Jn^o Thomas, Benja: Wilmot.
2. George Rofs, Andrew Low, Jn^o Benham, Edward Prefton.
3. Rich: Newman, Jn^o Osbill, Jn^o Clark, Eleazar Browne.
4. Tho: Smith, Jn^o Brookes, Ellis Mew, Jn^o Butler.

Before y^e Deacons feate

Jere: Whitnell, John Herriman, Thomas Morris.

Before M^r Jones his feate

old Wheeler, W^m Tharp, Edward pattifon.

Before Jn^o punderfons feate

Jn^o Hall fen^r, Thomas Johnfon, Edward Keily.

The feates in the Gallery

1. M^r John Maltbie, M^r Sam^l Hopkins, Joleph Alfup, John Cooper fen^r, Jere: How, Ephraim How, Tho: Trowbridge, Abra: Dowlittell, Jn^o Winton, L^t Tho: Munfon, Jn^o Gilbert, Tho: meekes, James Heaton.

2. Abram Dickerman, Sam^l Andrewes, Nath: Andrewes, Mofes Manfield, Jn^o Herriman jun^r, Sam^l Munfon, Tho: Yale, Jn^o

Cooper, Jonathan Tuttell, Sam^{ll} Miles, Jn^o Miles, Jn^o Pecke, Dan^{ll} Shearman, Jn^o Tompion feaman.

3. Sam^{ll} Alling, Jn^o Punderfon jun^r, Joseph mois, Joseph Bradly, W^m Johnson, Zach: How, Nath. How, John Aultin, John Hall jun^r, Nath: Tharpe, Joseph Benham, Joseph Tuttell, Sam^{ll} Browne, John Browne.

4. Tho: Sanford, Jn^o firoit, Sam^{ll} Cooke, Jere: Johnson, W^m Chatterton, Eben: Browne, Joseph Potter, Benja: Bunnill, Edward* Dorman, Rich: Little, Jn^o Downes, Bartholomew Jacob, Sam^{ll} Tharpe.

5. Jn^o Tod, Nath: merriman, Nath: Boykin, Sam^{ll} Bolton, Joseph Peck, Jn^o Ives, Sam^{ll} Hall, Sam^{ll} Tod, Eliakim Hitchcock, Jn^o Morris, Jonathan Lampion, David Tuttell, Benjamin Pecke.

The end or paisage of y^e gallery: Peter Mallery & other young men.

Before y^e Pillar: Edward Perkins & John Jackson

There being noe gallery for women, they was not now feated, onely some y^t had noe feates, viz^t M^{rs} Hopkins feated wth M^{rs} Alerton, & Jn^o Gilberts wife wth Goodw: Elfey, & Thomas Yales wife † wth Goodw: Tharpe: Sam^{ll} Andrewes his wife & Jn^o Pecke his wife in the laft long feate but one.

[115] ATT A TOWNE MEETING HELD AT NEW HAVEN. FFEB^{ry} 12th 1667:.

M^r Jones acquainted y^e towne, that y^e Committee appointed y^e laft towne-meeting about y^e meetinghoufe, have mett & have had Considerations wth the workemen about it, & they doe app^hend it Capable to be repayred, foe y^e workemen were desired to informe y^e towne about it, & foe W^m Andrewes declared both y^e manner how it should be done, & what the Charge would bee with making two more galleryes in it, which Charge was app^hended would ammount to 200^{lb}: foe after some debate about it The Towne referd it to y^e Committee Choise y^e laft towne-meeting to agree wth y^e workemen about it.—

* Error for Edmund.

† Samuel Hopkins, John Gilbert and Thomas Yale had all been married in December 1667.

But after some time of debate about other things M^r John Davenport junio^r coming in from y^e schoole house informed y^e towne y^t he understood from L^t munson that for fifty pound more then the repairing of this old meeting house would cost, he would build a new house, which upon some debate y^e Towne came to another vote, whereby they referred unto y^e sd Committee to take into Consideration about building a new meeting house, & to agree with any y^t shall appear to doe it, as the Committee shall see Cause.

Abraham Dowlittell, one of y^e Townesmen, informed the towne that they had sold y^e Beavo^r meadow for fifty pounds, but those y^t were the purchasers desired to know what upland they should have liberty to take in with it for y^e Conveniencie of ffencing of it; after some debate The Towne by vote appointed M^r W^m Tuttell, John Cooper senio^r, nicholas Elfey & W^m Holt to order about running of y^e line, and settling of it where their fence should goe.—

W^m Payne desired liberty of y^e towne to alter y^e running of his fence at y^e necke hill: It was referred to John Cooper senio^r and Abraham Dickerman to view the place & order about it./—

M^r Jones gave notice to y^e towne, That if there were any that minded to sell their accommodations, y^t they would acquaint the Committee for y^e schoole with it in y^e first place./—

AT A COURT HELD AT NEW HAVEN MARCH. 3^d 1667/8.:

W^m Blache having made complaint of some wrong done to his sonn Giles in being Charged with making away of a blanket or piece of Cloath which he had for his Covering, y^e sd Blache having some notice where y^e sd blanket were obtained a warrant for search for y^e same, in prosecution whereof the sd blanket was found by y^e Constable in y^e house of Nicholas pinion, whoe was called & told y^t these stollen goods were found in his house. Hee said y^t he knew not of it; he was told that he must be responisible for it, being found with him: in y^e examinacion of the matter

Ruth Brigs confesed y^t y^e Blanket was stollen by her mother, wife of y^e sd Nicholas pinion, whoe was now dead, &c:

The sentence of y^e Court were, That according to y^e law Nicholas Pinion pay to Capt^m Clarke or his steward (whose goods it was) treble damages, which was Judged by the Court to be 18^s: and five shillings to W^m Blache for his trouble & Charge about it./—

Hannah Pinion was sentenced to be Corporally punished by whipping at her fathers house, for her wicked carriage at iron works & her bad Language as Curfing & other Corrupt base speeches.

[116] Daniell Shearman P^resented a Bill of sale from John Benham which he desired might be Recorded: which is as followeth, viz:

26 of August 1667:

Know all men by these p^resents y^t I John Benham of Newhaven, Carpenter, have Alienated & sold unto Daniell Shearman of New Haven, yeoman, for forty pound in hand pay^d to mee the sd John Benham by Daniell Shearman, one house, & an orchard adjoyneing thereunto, lyeing & scituate between goodman punderions & Joseph Benhams: alsoe a lott in y^e quarter called y^e yorkeshire quarter, neare Thomas Johnson junior his Land & Henry Glovers Land, Contayneing twelve acres & a halfe, be it more or less, alsoe a parcell of meadow in y^e west meadow, between goodman punderions meadow & a piece of meadow y^t was M^r Gibbards, contayneing five acres, be it more or less, with all other appurtenances, Rights & priviledges belonging thereunto: And therefore doe by these p^resents sell, Alienate, & make over y^e aforesid house, orchard, lands, with all other appurtenances thereuntoo belonging, as is before exp^resed, unto y^e sd Daniell Shearman & his heires forever, to have & to hold, & quietly to posses y^e same, And I the sd John Benham doe bind my selfe, my heires, Executors & Administrators, to secure y^e said Daniell Shearman his heires, executors, administrators & Assignes, from all molestation & dammage, by y^e Clayme of any y^t may p^rtend or challenge any right to y^e sd house and Lands, or any parcell thereof, by any former graunt or agreem^t whatsoever, from, by, or under mee: or from, by, or under any of my p^recessors, whoe have had it

in poiseſſion before mee, & from any other perſon or perſons y^t may lay any Claime thereunto: In witnes whereof I have hereunto fett my hand & feale, the day & yeare aboveſaid./

John Benham Seale

Signed, fealed, delivered

In the p^rſence of
Thomas Hanford
Nicholas Streete
Samuell Street

This is a true Record of the originall examined per mee

James Biſhop, *Recorder*:

M^r Samuell Vangoodenhouſen doth ſell & forever Alienate unto John Cooper ſenio^r nineteene acres of upland 1/6, being part of y^e firſt diviſion formerly graunted to Captⁿ Nathan^{ll} Turner, bounded by y^e mill way on y^e Eaſt, the 2^d quarter on y^e weſt,

alſoe twelve acres of upland, be it more or leſs, being part of the firſt diviſion formerly graunted to M^r Brewſter, lieing in y^e 2^d quarter, bounded wth land of Widdow Judſon on y^e north, & a lot called dearmers on y^e ſouth.

Alſoe all y^e Right of Commonadge that doth or may belong to the lott graunted formerly by the Towne to y^e ſd Captⁿ Nathan^{ll} Turner, as by a writeing beareing date with this Record under y^e hand of the ſd Vangoodenhouſen, & witneſed by James Biſhop & Thomas kemberlye ſenio^r, doth more fully appeare./—

[117] AT A TOWNE-MEETING HELD AT NEW HAVEN MARCH 9th
1667/8

M^r Jones acquainted y^e towne y^t they might remember y^t the laſt towne-meeting, it was Left to a Committee to Conſider about repayration of y^e old meeting-houſe, or building a new one, & to agree wth workemen about either, as they ſhall ſee Cauſe, and y^e Committee have had fundry meetings about it with y^e workemen, but have brought nothing to any Concluſion, for they can find noe workman to build a new meeting-houſe upon thoſe tearmes as ſeemed to bee propounded y^e laſt towne-meeting: there was ſome debate upon it, but nothing further ordered about it.

It was propounded about Choise of Conitables, y^e former Conitables yeare being out, & in debate it was thought most convenient y^t conitables be Chofen yearely in November, & foe have their worke before y^m, & foe by vote it was ordered That for y^e future y^e Conitables be Chofen in November yearely.—

John Cooper sen^r Thomas kemberlye jun^r, & John Potter were Chofen Conitables untill November next & others Chofe in y^r roome, & foe were iworne according to Law.—

M^r Ling, y^e Towne treasurer, gave notice to y^e towne, y^t his yeare was neare out, & therefore he desired y^t thoe y^t were behind with their Rates would bring y^m in, & not put him nor themselves to any further Trouble.—

It was Left to the Townes-men to fettle a herd or herds of dry Cattle & oxen, & to treat with some man or men to keepe y^e fame & to agree with y^m, giving y^m some due encouragem^t in planting ground for their improvem^t in the summer time while they are in that worke.

Ordered by y^e Towne, that y^e p^rsent Afsifs^t be allowed out of the Towne Treafury 20^{lb} a yeare & the halfe yeare to begin at Michaelmas Laft, & End in May next.—

M^r Jones declared his acceptance of y^e fame, with thankfulness to y^e towne./ —

The Court & Townes-men were appointed a Committee in reference to the fettleing of y^e Village on y^e East River, both in reference to y^e tearmes upon which y^e planters approved shall enjoy it, and the bounds betwixt new Haven & them.

It was alsoe referrd to y^e fame Committee to dispose of y^e beavo^r meadow (to y^e townes advantage), with y^e bounds Lay^d out to it, & to state M^r Street 10 acres out of it, & y^e tearmes betwixt him & any purchasiers, & this to be done within a moneth, or else to returne againe to y^e towne to be disposed of.

The Towne (upon y^e desire of Capt^m John Nail) graunted him 40 acres of y^e ffrersh meadow toward Milford, at y^e upper end of it, in exchange for his 2^d division, & y^e rest to be in y^e upland adjoyneing to y^e sd meadow, on y^e north west side of y^e meadow, according to y^e number of acres in his sd 2^d division.

The Towne graunted unto Richard Newman a piece of Land Containeing betweene two or three acres, (lieing above his hop-

ground) for Conveniency of fenceing y^e reft & y^t he may fett up
fome building on it for the dryeing of his hops./—

[118] Att a Court held att Newhaven October 1st. 1667: M^r
W^m Jones p^resented a writeing wherein he Layd Claime to
Certaine lands, w^{ch} was now Read in Court, w^{ch} writing not being
Recorded as it ought to have bin heere follows:

30th of y^e 7th m. 1667.

I, W^m Jones of Newhaven, Planter, in y^e Right of Hannah my
wife, nrrall & lawfull daughter of M^r Theophilus Eaton, fomtyme
Governo^r of Newhaven Colony, And in y^e Right of Theophilus
Eaton, fon & Heire at law to y^e sd Theophilus, Doe Claime as
right & due to my s^d wife all y^e ffarme & appurtenances Com-
monly called ftony River ffarme, And doe by these p^resents Proteft
againft the unjuft Alienacion of it by M^r Thomas Yale, he
havinge noe pow^r foe to doe./

And I further Claime two hundred acres of Upland belonging
to my parcell of Meadow of 50 acres in the Long Reach; as
belonging to the 2^d Divifion & not part of y^e ffarmes, 100 acres
whereof lying adJoining to the s^d Stony River ffarme, & the
other 100 acres adjoining to y^t ffarme now in pofseffion of my
Brother the s^d M^r Thomas Yale*, which my wife gave him, but
not y^e s^d 100 acres of upland adJoining./

I Doe alsoe Claime all that two acres of land late in the
tenure of John Whan† in Reverfion after him, the fame being
given unto him (as he saith) for life, And the s^d John being
servant alsoe for life to my s^d ffather, M^r Eaton, his Heires,
Execut^{rs}, &c. and foe was at his Death.

W^m Jones.

Wee whofe names are underwritten Doe teitify upon o^r oath
that we fearching lately among the County Records, & papers, that
were of late in y^e Cufftody of the Honord M^r James Bifhop for
some other writeings accidentally found this paper, Judging it to
be M^r Jones writing.

Samuell Bifhop
Jeremiah Osbourne

* Hannah (Eaton), wife of William Jones, was half-sister of Thomas
Yale, whose mother, Mrs. David Yale, married Gov. Theophilus Eaton.

† John Wan, Whan, or Won.

The aboves¹ Sam^{ll} Bilhop & Jeremiah Osbourne sworne to the truth above written, febr^r 6th 1691½.

Before me, Thomas Trowbridge, Court Com^r

Compared with the Original and Is a true Copy thereof,
as Witnefs

Jr Osborne

william rannols

AT A COURT HELD AT NEW HAVEN APRILL. 7th 1668:.

The jury being Called tooke oath.

Jury	Sam ^{ll} Miles, Plaintiff:
L ^d Tho: Munson	Mrs Hatfel, or her Atturinie, or Agent, defend ^t
Roger Alling	In an Action of debt with dammage to y ^e
John Gibbs	value of fifty shillings, for soe much detayned
James Rufsell	due to y ^e fd plt for a horfe to Thomas Algur,
Thomas Powell	
Jere: Osborne	
Late fervant to the fd defend ^t .	

The plaint: declared y^t his wife had sold Thomas Algur (as fervant to Capt^m Hatfell) a horfe for foure pounds, of which he fd 40^s was yet unpayed: & p^resented The testimony of Widdow judfon* & Elifabeth Wilmot for his prooffe of y^e sale & price: Thomas Algur being Called to speake about y^e bufines, he owned y^e Declaration of y^e plaint: onely he fd there was 44^s pay^d of y^e foure pounds, which y^e pl^t after did owne.

The jury haveing Considered of y^e Cafe; brought in this as their Verdict, That they find for y^e Plaintiffe, 36^s for debt & 5^s damage & Cofts of Court. The Court ordered judgem^t to be Entred accordingly./ —

Mercy Wilmott acknowledged to have received five pounds of her mother Judfon,† as the Legacy given by her late father in law W^m Judfon deceas'd, in his Last Will & Testam^t, with which the fd Mercy declared her selfe satisfi'd, & soe hereby gave her id Mother a discharge for y^e same./ —

* The plaintiff's wife was Hannah, daughter of Benjamin and Elizabeth Wilmot,—the widow Wilmot having married secondly William Judson.

† Mercy, daughter of Benjamin and Elizabeth Wilmot; her mother was now widow of William Judson.

Samuell Nettleton fined 10^s for night walkeing.

Benjamin Tuttell fined 20^s for twice at night meetings :

Daniell Thomas fined 30^s for night walking & meeting 3 times.

[119] Sarah Dowlittell* haveing been accused of many filthy & uncleane practises, & haveing been examined about y^m. Confessed that she had Committed ffornication three times wth Joseph preston while she lived at M^r Davenports, once in y^e Chamber upon her bed w^m all in y^e house were in bed; this besides her Confesion michael Tod testified y^t he heard y^m come up into y^e Chamber & whisper together, &c., he lieing y^t night wth Thomas Craft: Joseph Preston owned y^t he was at M^r Davenports y^t night & y^t he was with Sarah Dowlittell alone in y^e kitchin after they were all gone to bed, but denied his Committing fornica-tion wth her; another time she sd was in y^e kitchin, & a 3^d time was in y^e wood yard, all which times Joseph Preston Confessed y^t he was there, but denied y^e fact./ —

Sarah dowlittel alsoe Confessed y^t Hachaliah preston had y^e use of her body in y^t uncleane way.—

She alsoe Confessed y^t one night John Thomas junio^r was at M^r Davenports with Joseph Preston & some others, & w^m the rest of y^e Company were gone out of doores y^e sd John Thomas desired to have y^e use of her body to which she Consented, & soe lay downe & he upon her naked body & attempted to penetrate her body but could not, saying he was afrayed; Jn^o Thomas being examined about it denied it, yet owned y^t he was at M^r Davenports y^t night wth y^t company, &c.

Jn^o Tod & Sam^l fford affirmed y^t he owned y^e subitance of y^e thing Charged to y^m at y^e bakehouse neare y^e mill, when John Tod spake to him about such a thing haveing heard it from Sarah Dowlittell.

The Court upon examinacion of Joseph Preston & John Thomas junio^r, haveing some information of their purpose to run away y^t night, did see cause to Committ y^m to y^e marshall to be secured untill y^e Court which was to be y^e neyt day: yet as y^e marshall was goeing with y^m to y^e prifon & many persons with y^m, the sd Preston & Thomas made Escape out of y^e marshalls hand, & soe caused great trouble and disturbance y^t night, by setting a watch & fend-

* Sarah, eldest child of Abraham Doolittle; she married William Abernethy, five or six years later.

ing after y^m, but Joseph Preston was soone Taken by one of y^e Conftables, & Jn^o Thomas was taken y^e next morning at one of y^e farmes, &c.

The Court Considering of y^e whole wth many other evincing circumſtances proceeded to ſentence, & firſt for Sarah Dowlittell. The Court ſentenced her to be ſeverely whipt on her naked body. And for Joseph Preston, The Court ſentenced him to be ſeverely whipt on his naked body, & to pay a fine of 40^s for his night meetings & other Charges about his imprifonm^t. / —

And for John Thomas junio^r The Court ſentenced him to bee Corporally puniſhed by whipping & pay a fine of 20^s. / —

Eliazar Stint being Called to give in evidence againſt Joseph Preston in y^e Caſe before, having ſpoken of it before two witneſes, yet now would not ſtand to it before y^e Court, ſhewing a ſpirit willing to hide wickednes, rather then diſcover it, & there appeareing guile & falſenes in his anſw^{rs}; The Court Committed him to y^e marſhall to be ſecured untill they ſhould Call for him; but afterwards Calling for him & his anſw^{rs} not being ſatisfyeing, he was warned to make his appearance y^e next Court to anſw^r what ſhould be further Lay^d againſt him.

[120] AT A TOWNE-MEETING HELD AT NEW HAVEN APRILL. 29th
1668:.

After y^e names were Called An order from y^e Secretary about y^e dragoones* & their expenſes was read to y^e towne:—

Alſoe y^e warrant for y^e ffreemen to Choofe deputies for the Gen^{ll} Aſſembly in may next was read.

Captⁿ John Naſh & James Biſhop Chofen deputies by y^e ffreemen, and John Moſs by vote a 3^d man in Caſe any of the other two bee hindered.

M^r Benjamin Ling, Roger Alling, L^t Thomas Munſon, W^m Bradly, Samuell Whitehead, Abraham Dowlittell & Jere: oilborne Chofen Townſemen for y^e yeare enfueing./ —

M ^r Benjamin Ling Chofen Treafurer	} all for y ^e yeare enfueing
James Biſhop Chofen Recorder	
John Alling Chofen Marſhall	

* Dragoons. See Conn. Col. Records, ii. 81.

Moies Manfield & John Tompfon fenio^r Chofen Surveyo^{rs} of y^e high wayes.—

The Townes-men p^rfented to y^e towne y^e names of fundry perfons to be viewers of ffences in y^e feverall Quarters, viz.

ffor M^r Jones his Quarter, Abram dickerman & Tho: Talmage.

ffor M^r Lings Quarter, Thomas meeckes & Jeremiah How.—

ffor y^e Subbarbs Quarter, Thomas Morris & John Thomas fenio^r.

ffor John Gibbs Quarter & thofe with it, Edward perkins & Jofeph Benham, W^m Bradly & Sam^l Hodgikis.—

ffor the mill Quarter, John Gilbert & Jofeph Pecke.—

Thefe were confirmed by the towne for y^e yeare enfueing./

The Towne graunted to y^e Reverend M^r nicholas Streete (upon y^e defire of y^e townes-men on his behalfe) one hundred & fifty acres of upland above M^r Yales, and thirty acres of meadow, beginning at the lower end of y^e meadow at M^r Yales necke, the fwamps caft in as overplus, high wayes for y^e Country, Richard Newman & for other Lands of the Towne to be duely provided for.

The Townes-men appointed to difpofe of feverall parcells of meadow & upland: viz (the frefh meadow as you goe to ftony River farmes, meadow at oyfter River, meadow up y^e eaft River & the upland & meadow at folitary Cove, or any other parcell of meadow in the Townes hand wth the Beavo^r meadow) to the townes beft Advantage.— /

The towne impowered The Court & thofe y^t went to meete with milford men about y^e line, with y^e Townes-men to give direction to y^e Deputies how to manage y^e bufines about y^e line betwixt milford & us (if it comes to be Considered in the Generall Afsembly at Hartford) as the exigencie of the Cafe may require./

The Graunt of the Reverend M^r John Davenport, fen^r, to a Grammar or Collegiate Schoole at New Haven, in order to a Colledge there, was read to y^e Towne, & by Vote ordered to be Recorded at y^e Townes Charge, & is as ffolloweth:—

[121] To all Chriftian people to whom thefe p^rfents fhall come, I, John Davenport, fen^r, Pafto^r of the Church of chrift at New Haven in New england, fend greeting: Whereas Edward Hopkins, Elq^r, fometime of Hartford in y^e Colony of Connecticut in new england aforefd, Governo^r, & fince in old England

deceased, by his last will & testam^t in writeing, beareing date y^e 7th of march 1657, did give & bequeath to his father in law, Theophilus Eaton, Esq^r, then Governo^r of New Haven Colony, y^e sd John Davenport, M^r John Cullick & M^r W^m Goodwin, sometime of Hartford aforeid, all the residue & remaynder of his Eitate in New England (his due debts being first pay^d & legacies discharged) & alsoe the summe of 500^{lb}: out of his Eitate in old England, wthin 6 moneths after the decease of his wife M^rs Anne Hopkins, by the Advice of M^r Robert Thompson & M^r Francis Willoughby, to be made over & conveyed into y^e hands of the sd Truities in New England, In full assurance of their truith & faithfulness in dispoise of y^e sd Remainder of his Eitate in new England, and of the sd 500^{lbs} in old England, according to the true intent & purpose of him, the said Edward Hopkins, declared in his sd will, vizt: for the encouragem^t, and breeding up of hopeful youths both at y^e Grammar schoole & Colledge, for the Publique service of the Countrey in these forraigne plantations, as in & by y^e sd Will doth & may, more fully & at large appeare.

And whereas the sd M^r W^m Goodwin & I the sd Jn^o Davenport, the onely surviving Truities of y^e above named Edward Hopkins, by an instrum^t or writeing under our hands & seales beareing date the 27th of Aprill; 1664, have agreed upon an equitable division, settlem^t, & dispoise of the sd Remainder of Eitate above mencioned, received, or secured by us severally, or o^r Attornies, & of y^e sd 500^{lb} to the use or uses aforeid;

Whereby the summe of 412^{lb}, part of y^e sd remainder, besides the full moiety or halfe part of the sd 500^{lb}, when it shall become due & received, as aforeid, is by me, y^e sd John Davenport, to be dispoised of according to y^e true intent & meaning of y^e sd Testato^r as in y^e sd instrum^t or writeing agreed upon, Know y^e therefore that I y^e sd John Davenport, in pursuance of y^e sd trust in me reposed, And y^t y^e Grammar Schoole or Colledge at New Haven already founded and begun, may be provided for, maintained, & Continued, for the encouragem^t, & bringing up of hopefull youths in y^e languages, & other good litterature, for y^e publique use & service of y^e Countrey, according to y^e sincere & true intent of the donor as above mencioned, and to noe other use, intent, or purpose what-soe-ever, Doe, Give, Graunt, enfeoffe & Confirme, and have by these p^resents Given, graunted, enfeoffed

& Confirmed, unto M^r William Jones, Assistant of y^e Colony of Connecticutt, the Reverend M^r Nicholas Streete, teacher of y^e Church of christ at New Haven, M^r Mathew Gilbert, M^r John Davenport jun^r & James Bishop Commisio^{ns} Magistrates, deacon W^m pecke & Roger Alling, & to their successors to be nominated, appointed & Chosen, as hereafter in these p^rsents is ordered & directed, the sd summe of 412^{lb} & the sd moiety or halfe part of y^e sd 500^{lb} & all & every other summe or summes of money or other Estate, which is or may be due by vertue of y^e aforesd Graunt or agreem^t for Ever, under the name or title of y^e Committee of Truistes for y^e sd Trust, Invested hereby with full power & authority to improve & dispose of y^e sd summs or Estate as before expressed, And to oversee, Regulat, order & direct y^e sd Grammer & Collegiat Schoole according to their best skill, understanding & ability, in pursuance of y^e sd Trust & ends, In full assurance that they y^e sd Committee & their successors Regularly Chosen, & appointed, shall soe manage & dispose of y^e sd summs or other Estate herein mencioned, to the true ends, purposes, & intents of y^e sd Donor, in his last Will & Testam^t declared & expressed, and to the true meaneing & intent of mee, y^e sd John Davenport, in these p^rsents before declared & directed, or to be hereby further declared & directed, & not otherwise, that is to say, for y^e purchasing a farme, or ffarmes, for a yearly revenue for the schoolemaster, or building such dwelling house for y^e sd Schoolemaster as y^e sd Committee, their successors, or y^e major part of them, shall judge necessary & Convenient; And y^e sd house & p^rsent schoole house (being graunted & Confirmed by y^e sd Towne of New Haven for y^e use of y^e sd schoole) to uphold, maintaine, & keepe in good & sufficient repaire, from time to time, out of the Rents, y^sues & profitts of the sd money or Estate soe given & graunted as aforesd. And the sd Committee, or y^e major part of them [122] or of their successo^{rs}, meeting together from time, to time, in some Convenient place, and agreeing, are hereby fully impowered & Authorized, to Consult, determine & Conclude, act & doe in y^e p^rmisses as is above ordayned, appointed, & directed, And to Conclude, act & doe all other things, thereabouts, in pursuance of y^e sd Trust and the true meaneing & intent of y^e aforesd Donor, as fully & amply as I the sd John Davenport by Vertue of the trust to mee Committed in & by the sd Will, or by any other way

or meanes whatsoever, might lawfully doe, in the dispose of y^e sd Estate, all, or any part of it to y^e ends aforefd, And doe further Invest them y^e sd Committee & their successo^{rs}, & the major part of them, with full power, authority & trust, to order, Regulate & direct y^e sd Collegiat schoole, by such lawes & Rules, as are by me provided or shalbe further as Addicionalls by them, or the major part of them judged necessary & expedient for the better ordering, Regulating, & directing of y^e sd schoole, for y^e advancement of learning & good governem^t therein; And to make Choice of such schoolemaster (and usher if need bee) as they shal approve of to be sufficiently qualified to undertake such a Charge, & able to instruct & teach the 3 Learned Languages, Lattine, Greeke & Hebrew, soe farre as shal be necessary to prepare & fitt youth for y^e Colledge, And to state & Allow out of the sd Rents & profitts, such yearely stipend, and Sallary toward his, or their encouragem^t & maintenance, as they y^e sd Committee, or the major part of them, or their successo^{rs}, shal judge meet & Convenient; And alsoe, upon just grounds, either insufficiency, wilful neglect of trust, scandall, or the like Causes, to exclude, or remove him or them, upon due prooffe & Conviction of such offences, And to proceed, to nominate, & Chuse some other fit person, or persons, in his or their roome and place, And that there may be a Certaine & orderly successions of able, & fitt persons, to mannage y^e severall trusts, herein before mencioned, in the roome & place of any of the sd Committee, or trustees before named, that shal dye, or remove his, or their dwelling from New Haven aforefd, The sd Committee, or the major part of them surviving, shal immediately, or at furthest within 3 moneths after, Chuse such other person or persons of knowne integrity & faithfulness to succeed in y^e roome & place of any such person, or persons soe dyeing or removeing as aforefd, that y^e worke may be Carryed on (in y^e said Grammar or Colledgiat schoole) hereby Committed to them, that soe learning may be duely encouraged, & furthered therein in the trayneing up of such hopefull youth as in time by the blessing of god, upon good endeavo^{rs} may be fitted for publique service in Church & Commonwealth for the upholding & promoteing of the Kingdome of o^r Lord Jesus christ, in these parts of the earth, according to the true, & sincere desires & ends of y^e aforefd Worthy Donor in his sd last Will & Testam^t mencioned & expressed. And

because I stand under an ingagement to attend the will of y^e sd donor deceased, that his ends may be attained, in the dispose of his sd Legacy, if y^e sd Committee, or their successo^{rs} shall find the sd ends by this Graunt not attained at New Haven, and y^t y^e sd Grammar, or Collegiat schoole, hereby endowed, & provided for should be dissolved, & wholly Cease. I doe obtest them by the will of y^e dead, which noe man may alter, And by the trust Committed to mee & them, whereof we must give o^r account to y^t great judge of all, that this gift of the sd Edward Hopkins, Esq^r, deceased, be by them the sd Committee wholly translated & disposed of elsewhere, where y^e sd ends may be attained; But if the true ends of the [123] Testato^r, and of this settlem^t be attained at New Haven, I stand firme to the place in this my Graunt, Reserving nevertheless to myself in all Cases, matters & things respecting the laying out or improvem^t of y^e sd Estate as aforesd, for y^e sd schoole, full power of a negative voice, whilst it shall please god to Continue my living & abiding in this Countrey, or any part of it, to hinder & p^rvent any act, or acts, thing or things, to be acted or done in or about the p^rmisses, to the detrim^t of y^e sd Estate, or Contrary to y^e sd trust to me Committed, and hereby transferred to y^e sd Committee, & their successo^{rs} aforesd, upon this further Condition, that y^e Rent, profit & improvem^t of the oyster-shell field Contayneing by Estimation 40 acres, more or less, formerly separated, & reserved for y^e use & Benefit of a Colledge at New Haven; And alsoe one other field Commonly Called M^{rs} Eldreds Lott, Contayneing by Estimation 3 acres more or less, be to y^e use of y^e sd schoole at New Haven forever settled, ratified & Confirmed by y^e sd Towne accordingly. And to p^rvent any further reinterruption which this Settlem^t by me made, may meeete with by reason of a former Graunt of y^e aforesd sum or summs of money, & Estate for encouragem^t of a Colony schoole at Newhaven, made by a Memorandum in writing under my hand, Contayneing sundry particulars to y^t purpose, & bearing date y^e 4th day of y^e 4th moneth, 1660, the same being Registered in y^e Records of y^e then Gen^l Court, & by y^e sd Court at y^t time approved & accepted, as by y^e sd Records, page 260, doth appeare, I therefore y^e sd John Davenport, in regard y^t the sd Court by their Act bearing date the 5th of Novemb^r, 1662, for sundry reasons therein alleadged, did lay downe & discharge y^e sd schoole, and withdraw the yearely

exhibition by them formerly allowed; whereby (the sd schoole being foe dissolved) the sd Graunt by me made, became null & voyd: I do therefore hereby declare y^e same to be null & voyd accordingly, any thing in y^e sd writing or memorandum to y^e Contrary notwithstanding; And the Graunt herein made of y^e p^rmisses to be good against y^e same, and against all, or any other p^rtences whatsoever, according to my true intent & meaning herein before declared & expreised. In Witnes whereof I have hereunto sett my hand & seale, the 18th day of y^e second moneth Commonly Called Aprill, one Thoufand six hundred sixty & Eight.*/

John Davenport, fenior seale

Signed, Sealed and delivered

by the Reverend M^r John Davenport, fen^r
as his Act and deed

In p^rience of

Benjamin Linge

John Hodifon

This is a true Record of the originall, Examined per me

James Bifhop,

Recorder.:/

[124] AT A TOWNE-MEETING HELD ATT NEW HAVEN: JUNE 29th
1668:—

The orders of the Gen^l Assembly were read to the Towne.

John Herriman appointed in itead of Thomas Kemberlye fen^r to joine wth M^r James Rufsell for y^e fealing of Liquid meafures, weights, meeteyards and fillyards according to law.

Ordered y^t all perfons y^t have any particular proprieties in lands y^t are unfinced, (either of their first or second diviffion, or necke) about the towne, That they bring in their severall numbers of acres, to the townes-men at fome of their meetings, betwixt this & feptember next, and that then there bee a new laying out

* Within the next fortnight after this date Mr. Davenport, having accepted a call to a new church in Boston, left New Haven for his new home, where he died in 1670.

of y^e fame, & the bounds fettled and maintayned according to law, before the laft of November next after, and that in y^e meane fpace y^t noe man fall or lop any Timber or firewood, upon any of the aforefd Lands, except upon y^t which he knowes to be his owne, under y^e penalty of five ihillings per tree.

Ordered That all former orders made in y^e towne for the p^rfervation of Timber, within the bounds of this Towne, is now Confirmed, And the townesmen are hereby appointed to fee y^e fd orders Executed accordingly./

Upon a propofition made by Philip Leeke unto the towne, that they would graunt him a piece of Salt Marfh lieing againft his fhop; The Towne appointed John Hall fen^r, Thomas Morris & W^m Holt, to view y^e fame & make report of it (how they find it) to y^e towne att y^e next Towne meeting.

Upon y^e defire of fome of Stony River ffarmers, That y^e towne would appoint fome perfons to view their ffences for the p^rfervation of their Corne; It was referred to y^e Townesmen, to order about the fame fpeedily according to Law./ —

The Towne was informed y^t y^e County Court by order from y^e Gen^l Afsembly had appointed James Bifhop to take in y^e Entryes of all Wines, & Liquo^{rs}, y^t are landed within y^e limitts of this towne for y^e yeare enfueing.

JULY. 17. 1668:.

The Committee of Court & deacon appointed by the Church for the difpofe of John Watfon, mett this 17th of july. '68: And ifsued it thus, That the fd John Watfon fhall goe to live with John Gibbs untill he attaine the age of one & Twenty yeares, and for Tearmes it was left untill they fpake with the fd John Gibbs.—

AT A MEETING OF THE COURT AT M^r JONES HIS HOUSE

JULY 17th. 1668:

The Court mett to Confider about the Eitate of John & Grace Watfon:* & appointed L^t Thomas Munfon, with W^m Gibbins

* John, son of Edward and Grace Watfon (both of whom were Church members and died in 1660), was born in September, 1656; his fiter Grace was born in March, 1653.

whom John & Eliezer Browne nominated, to view & Consider both about the Rent of the house & Land now possessed by the sd Eliezer Browne, & what may be y^e Charges layd out upon y^e said house.

The Court Considering of the dispose of Eben-ezer Hill, and understanding y^t Sam^l Whitehead first moved for him, Left it with M^r Gilbert to speake with him about it, & see what he would willingly allow for his time till he attaine y^e age of 21 yeares./

And the Court upon y^e motion of James Bishop did appoint L^t Thomas Munion, Samuell Whitehead & James Bishop to meete & fettle the Eitate of the Children of Robert Hill, Late deceased, y^t foe the Court may put a full issue to the matter at their next meeting./ —

[125] AT A COURT HELD AT N-HAVEN SEPTEMBER 1st 1668:—

John Gibbs appearing in reference to John Watfon; The Committee having agreed (with the Consent & desire of Widdow Browne & alsoe the boyes owne desire) to put y^e sd John Watfon unto y^e sd John Gibbs untill he attaine the age of one & twenty yeares: upon which y^e sd John Gibbs now ingaged to pay or Cause to be payd unto y^e sd Watfon the full summe of twelve pounds when y^e sd tearme is expired, And this the sd John Gibbs ingaged, y^t if the lord should either take himselfe or y^e Boy away by Death before y^e end of the sd time, yet hee would make good y^e sd summe to any y^t should be found to have Right thereunto, as the Authority then in being shall appoint./

The Court appointed Ebenezer Hill (with his owne free Consent) to live with Sam^l Whitehead untill he attaine y^e age of 21 yeares, upon which y^e sd Samuell Whitehead ingaged to pay the full summe of nine pounds at y^e end of the sd time.

M^r W^m Rosewell complayned of some indyans breakeing open the doore of his house, & taking away some Lique^{rs} in y^e night; He being demanded what dammage he sustained, answrd That he thought not above 10^s: The indyans name of one of y^m was Ufsatan, whoe was now p^rsent & owned the fact; the othe^r was an indyan of pequannack,* brother to Naufup his wife: The sd

*A common Indian local name, used here probably of a locality at Milford Point.

indians complained of wrong done y^m by one Peter Carew, Maſter of M^r Roſewell his floope, in wounding y^m at y^r wigwams, y^e one on the head, the other on the thigh, which was owned by the ſd Carew, and Confeſt his paſſion & provokation by the indyan taking him by the hayre.

The Court haveing Conſidered of the whole Cafe doe ſentence as followeth: firſt, That y^e indyan Uſatan & y^e other indyan for their breakeing open M^r Roſewells houſe doore be feverely whipt, & that they pay 10^s apiece for their drunkennes, to y^e Treafurer, and 15^s to M^r Roſewell for dammage. Pampamuſſen alſoe fined 10^s for being found drunke./—

And for Peter Carew The Court did much blame him, y^t he would goe & quarrell wth y^m & fight in y^r owne wigwams without any order from authority; & therefore doe ſentence him to pay 20^s for breach of peace, & repayration of y^e wrong done to y^e indians, & ordered y^t Uſatan ſhall have 5^s of it, & the other indyan to have ſoe much of it as y^e Court ſhall judge meete when he appeares.— /—

AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMBER. 7th 1668:

M^r Jones propounded to y^e Towne That they would Conſider the Cafe of Guilford, & ſend y^m ſome helpe to helpe y^m about their hay, they haveing been ſoe ficke y^t many are much behind; many ſhewed themſelves very forward & willing to ſend helpe ſome, & others to pay for thoſe y^t would goe./

The Townes men with M^r Yale appointed Liſters according to Law

There being a warrant come downe for the Choofeing of deputies for the Gen^{ll} Aſſembly in octob^r next, which was now read, & y^e freemen deſired to give in their votes, which being done; It appeared That John moiſe and Abraham dowlittell were Chofen & L^t Tho: Munſon a 3^d man in caſe any of the other two fayle.

M^r Jones propounded to the Towne in reference to a purchaſe made by the Govern^r Eaton of an indyan Mantueſ, which y^e ſd indyan refered out of y^e Gen^{ll} purchaſe for himſelfe & his men to plant on; he deſired the aprobation of the towne for him

to make improvment of it as he should see cause, or to graunt him a peice of Land [126] where they ride over y^e River to Connecticut.— / The Towne haveing Considered y^e propofition, Left it to the Townes-men to Consider of the purchase, & make a view of the place, & make returne to y^e towne the next Towne meeting./

The Towne by Vote ordered, That all purchases of lands of indyans, & other writeings referring thereunto, y^t are not yet Recorded, be Recorded within six moneths after this time at y^e townes Charge./ —

The Towne was acquainted That y^e Committee for y^e meeting houle had agreed with Nathan Andrewes to build a new meeting houle for 300^{lb} & he to have y^e old meeting houle, against which noe man objected.

The Towne ordered That a Rate of two pence upon y^e pound be payd by the inhabitants to y^e Towne Treafurer, the one halfe in October next, & the other halfe in march next after./ —

Upon Complaint of much dammage done in y^e indyans Corne on the other side by breakeing in of the English their Cattle, The Towne appointed Mathew Moulthrop fenio^r, John Potter, Sam^l Hemmingway, & James Dennison to view the dammage, & make report to the Townesmen

John Hall fenio^r, Tho: Morris & W^m Holt being apointed y^e laft towne-meeting, to view a piece of falt marsh propounded for by Philip Leeke, adjoyneing to his shop, did now make their returne, That they find it not inconvenient to y^e towne to graunt it; upon which, The towne did now graunt unto philip Leeke y^e aforeid piece of falt marsh wth this condicion, That if y^e towne have occasion to make use of it hereafter, he is to returne it againe to the towne upon equall Considerations, and the townes-men are appointed to lay out y^e bounds of it to him./ —

M^r W^m Rofewell & M^r Tho: Trowbridge had liberty upon their desire to Cut Timber in the Commons for y^e building of a vefsell.

Henry Glover or any y^t may be partners wth him upon his desire had the like Liberty./ —

Upon y^e desire of Richard Sperry It was left to the Townesmen to appoint some to goe wth y^e surveyo^r, to order the laying

out of the ffarme formerly belonging to M^r Goodyeare, but now in the pofsefion of the fd Richard Sperry./ —

M^r Samuel Hopkins upon his defire had liberty from y^e towne for y^e Cutting of fmall timber, within y^e compafse of 20 acres of land, on the hither fide of the Rockes on this fide of Chefnut hill./ —

AT A TOWNE MEETING HELD AT NEWHAVEN NOVEMBER. 9th 1668.:

The orders of the Gen^l Afsembly in october laft were read to y^e towne.

The Towne was informed y^t now was y^e time agreed upon to Choofe new Conftables for y^e yeare enfueing, & the Votes being given in it appeared That Thomas Morris & Thomas meekes were Chofen at y^e towne, and Sam^l Hemmingway at y^e iron workes, all for y^e yeare enfueing. Tho: meekes & Sam^l Hemmingway now tooke oath, but Thomas Morris defired a little time to Confider of it, which was graunted him.

The bufines Recommended to the towne by the Gen^l Afsembly about fettling the fferry att the Red Rocke, was left to the Townes-men to Confider of, & order about for the fettling of it./

[127]

DECEMBER. 4th. 1668

Robert ffoote haveing ftood quietly pofsefied of Certaine houfes and lands without any interruption, Claime or profecution from any perfon or perfons according to law, doth now enter it to himfelfe & his heires for ever, viz. fforty nine acres lieing at y^e great playnes on the Eaft fide of the Cart path that runns through the middle of y^e laid playnes, bounded with y^e fence as it ftood formerly, Sixteene acres lieing on the weft fide y^e fame path at y^e north fide of y^e fd playne field, bounded with land of John Sacketts on y^e fouth, & y^e ffence weft & north, And nine acres more in y^e fame field, bounded with land of John Sacketts on y^e north, W^m Wooden on y^e fouth, a Cart path on the Eaft, and the Common on y^e weft, with all y^e buildings thereupon.

In p^refence of us

W^m Jones Afsiftant
James Bifhop *Record^r*
Roger Alling Townesman

Know all men by theſe p^rſents, That I Robert ſtoote, Late of Newhaven, have Graunted, Bargained & ſould, And by theſe p^rſents doe Alienate, Aſſigne & make over unto Edmund Dorman of Newhaven aforeſd, all my accommodations of houſeing & Lands, ſituate at y^e playnes at newhaven aforeſd, to be to him & his heires for ever, viz^t: forty nine acres lieng on the eaſt ſide of the Cart-path that runs through the middle of the ſd playnes, bounded on the other ſides with the fence as it formerly ſtood, Sixteene acres lieng on y^e weſt ſide of the ſame path at the north ſide of the ſd playne field, bounded with Land of John Sacketts on the South, & the fence weſt & north, And nine acres more in y^e ſame field, bounded with Land of the ſd John Sacketts on the north, W^m Wooden on the South, a Cart path on y^e Eaſt, & the Common on the Weſt, withall the buildings & fences, together with the appurtenances thereunto belonging: In Witneſs whereof I have hereunto ſett my hand this fourth day of December Anno Domini one thouſand ſix hundred ſixty and Eight, 1668:.

Witnes

Robert ſtoote

James Biſhop

Iſaack Beecher

This is a true Record of the originall, examined per me James Biſhop, *Recorder*:

This Writeing Witneſſeth, That I Samuell Whitehead of Newhaven have ſold unto W^m Johnſon of y^e ſame place, & by theſe p^rſents doe Alienate & make over, betweene nine & ten acres of upland, lieng in y^e field upon the Weſt hill, bounded wth land of Timothy fford on y^e South, & of Iſaack Beacher on the North, alſoe about three acres & halfe of meadow, lieng on the other ſide of the Club, bounded with meadow of M^{rs} Grigſon on the north, & of Abraham dowlittell on y^e Eaſt, the upland on the Weſt, & of M^r Morris on the South, to be to the ſd Johnſon & his heires for ever; In Witneſs whereof I have ſett my hand this ſixteenth day of December, 1668:—

Samuell Whitehead

Witnes

James Biſhop

Thomas Eitbrooke

This is a true Record of the originall, Examined per me James Biſhop *Recorder*:—

[128] AT A COURT HELD AT NEWHAVEN DECEMBER 1ST 1668.:

Anthony Elcock Plt } In an Action of Assault & Battery for
John Brookes Defend^t } strikeing the said plaintiffe, & alsoe his
wife, to y^e dammage of 40^s:

Before y^e profecution of y^e sd Action The Plt desired to withdraw it soe farre as Concerned himselfe & his wife: But they were told that the Criminall part as it was a breach of the peace must bee Considered, for the matter was become a publike scandall. Therefore Anthony Elcocke was Called to declare y^e Cafe; whoe declared as followeth: viz That he commeing along the streete with Goodm: Gibbins against John Brookes his house, John Brookes came forth & sd to him, doe you say y^t yo^r fence is sufficient? He answered him, yes: John Brookes replied, you, lye, &c. & he was very high & hott in his expressions & followed him up close, and Anthony he had a gun in his hand & told John Brookes y^t he was in y^e highway & therefore bid him keepe off, or he would knock him on the head; then John Brookes came upon him nearer, & he put him off with his hand; but John Brookes fell upon him & threw him downe & they scuffled together, &c. soe y^t there was blood shed & John Brookes his face was wounded. John Brookes was Called to answ^r, & he said That he talking to him about his fence, he sd, firrah, stand off, or I will knocke you downe, you prating ffoole, &c.

Anthony alsoe sd that there being some difference betweene his wife & John Brookes about their pigs, y^e sd John Brookes came up to his wife & gave her a kicke on y^e breech, And Thomas Hall being thereabouts, and blameing him for his carriage to y^e woman, he went & kicked him alsoe.

The Court haveing heard the Cafe fully debated proceeded to sentence.

And first of John Brookes That he being legally convicted of Breach of the peace, in strikeing of severall persons in the Streete in such a rude & tumultuous manner, The Court doe adjudge y^e sd Brookes to pay Ten shillings fine to y^e Treasury, & give bond to the valew of five pounds for his better behavior for the future, y^t he fall not into the like transgression againe, under the penalty of the forfeiture of the sd bond, or such other punishm^t as the Court shall judge meete.

John Brookes ingaged before y^e Court according to fentence./
Anthony Elcocke for strikeing y^e sd Brookes to y^e fhedding of
blood The Court adjudge him to pay as a fine 3^s 4^d to y^e treasury.

Haack Whitehead by a Bill of sale under his hand & seale
bearing date April. 16th 1666, & witnesed by James Bilhop
Secret: & John Payne, doth sell & make over unto W^m Payne one
dwelling houfe and barne y^t standeth upon a piece of Land bought
of M^r John Davenport, with all y^e land, fences & all other rights
& priviledges belonging theremto, alsoe eight acres of upland,
three of it being part of a lott formerly belonging to M^r Brewfter,
in y^e quarter called M^r Rob^t Newmans quarter, & joyneing to a
lott y^t belonged to M^r Pearce on y^e South, now in the pofsefsion
of Samnell Blakely, & two lieing upon y^e hill beyond y^e weit
bridge in y^e new field, the other three in the mill quarter, with
fix acres of meadow, lieing in two parcells, on the East side of
y^e mill River, Thomas Powells meadow on the South, Christopher
Tods betwixt y^m, the mill River on y^e east & north, a little above
the neck bridge. / as in the faid Bill of sale doth more fully
appeare.—

M^r John Davenport, senio^r, by a writinge subscribed with his
owne hand, bearing date y^e 20th 2^d '68. & witnesed by W^m
Peck & Allen Ball [129] doth alienate & for ever difpofe to W^m
Payne of Newhaven one acre of Land in y^e East quarter, adjoyneing
to y^e dwelling houfe & Land before mentioned.

AT A COURT HELD AT NEWHAVEN JANUARY, 5th 1668.:

Henry Carter Plaint: *l.* In an action of debt to y^e summe of
John downe Defend^t *v.* 04^{lb}: 00^s: 06^d with just dammages.—The
Plt & defend^t being asked if they desired a jury.? Answered,
That they should leave it rather to y^e Bench:

The Plaint: & defend^t havinge spoken what they desired in the
Case, before the Court gave their judgem^t they left it to them to
goe forth & see if they could issue it betweene themselves, for
havinge Considered it they came in againe, & declared what was
propounded on both sides, & in the issue they agreed before y^e
Court thus: That John downe ingaged to pay Henry Carter 12

& Cofts of Court, which is 3^s 4^d: & then Henry Carter to give John downe a gen^l acquittance.—

Samuell Cooke, Plaint: } In an action of debt due upon
Thomas Meekes, defend^t } accompt to the fumme of 01^{lb}: 03^s:
07^d: together with fuch dammages as the Court fhall adjudge./

The Plaint having declared his Cafe, The defend^t answered that hee had tendered him his pay in Corne, but he had refused it, The plt replied y^t he was to have his Corne at merch^{ts} price & foe he had it of others;

The defend^t denied any fuch agreem^t, & the plt having noe prooffe, after both had fpoken w^t they thought meete in y^e Cafe, The Court proceeded to give their judgem^t as followeth, viz, That they doe adjudge the defend^t to pay to y^e plt y^e debt agreed upon of 01: 03: 07: & halfe y^e Cofts of Court at y^e towne price according to y^e Cuftome of y^e place, & the defend^t was told y^t he paid y^e halfe of y^e Cofts of court, becaufe he did not tender him his pay upon his demaund till after he had taken forth a warrant for profecution, And y^e plt was much blamed for needlesly troubleing y^e Court & his neighbo^r & y^t he fhould be fingular in his price of Corne for his fhooes from other fhoomakers, & was told that if he fhould after be found in fuch needles & vexatious fuits he would not onely be made to beare all Cofts of Court but alfoe further punifht as y^e law directs in fuch cafes, but y^t at p^refent he onely pay halfe y^e Cofts of Court./

AT A TOWNE-MEETING HELD AT NEWHAVEN JANUARY. 18th 1668:.

The order from the Treafurer to y^e Conftables for the gathering of the Countrey rate was read to the towne, And the Conftables gave notice to y^e inhabitants y^t y^e firft 2^d day of y^e weeke, & y^e 3^d 2^d day of the weeke in february next is appointed to bring it in to M^r Thomas Trowbridge his warehoufe./ —

The deacon gave notice to y^e towne y^t they would difcharge their ingagem^{ts} to y^e Church treafury, & make up their acco^{ts} within y^e yeare./

Thofe y^t were appointed for fealing both of Corne meafures, liquid meafures, meete yards, ftilyards & other weights,

acquainted the towne that y^e next 2^d day of y^e weeke they would attend y^t worke at John Herrimans./ It was left to the townsmen and surveyo^{rs} to Consider and order about making a way over the Bridge swampe as they goe to the iron-workes.

[130] The Townes-men (on the behalfe of George Pardee, y^e p^rsent fferryman) propounded, That in reference to y^e fettleing of the fferry at y^e Red Rocke, according to y^e Recommendacion of the Gen^l Asembly to this towne, That the towne would graunt him liberty to purchase some Land of the indyans about the quantity of 20 acres or more adjoyneing to the sd place. This propofition was Left to y^e Townes-men to fettle, provided y^t his purchafing of the Land be not p^rjudiciall to y^e fferry, & that they doe not damnify the proprietors of the necke./ —

A writinge p^rfented by Jeremias Oiborne, from M^r Samuell Hopkins was read to y^e towne, whereby hee desired further Liberty of the Towne for some trees for fhingles; It was Left to the Townes-men to give him an anſwer as they ſhould ſee cauſe.

JANUARY 27th 1668:

Tomacke, an indian, being accused of ſtealing an Ancho^r with Perry from Roger Terrill of Milford & now examined, he Confefsed y^e fact, & was ſent back to y^e Authority of milford to bee dealt with according to law./ —

AT A COURT HELD AT NEWHAVEN MARCH 2^d 1668/9:

Edmund Dorman plt / In an action of the Cafe for non
Zach: Kember* defend^t / performance of bargaine about a
heifer ſold to y^e defend^t to y^e damage of 5^ls.—

Before further profecution the plaintiffe & defend^t agreed between themſelves.

Sam^l nettleton for his night walking fined ten fhillings.

Jere: How junio^r for his being out unſeaſonably was paſt with a ferious admonition at p^rſent, & was told if it was not reformed they muſt take a further Courſe with him.

* Zaccheus Kember, or Candee.

Mr Sam^l Hopkins made complaint to y^e Court that he had sustained great damage by severall persons imbeizling of his goods: viz, Thomas Wilson, Edward Bunce & some others, and declared that he had lost a great quantity of strong Liquo^{rs}, & wine, & other goods, as Linnen and fugar & Ribband, &c, for when he went from home he left two Barrills of Rumm & there was not above a 3^d of each at his returne, besides a 3^d part of a barr^l of wine, wanting two or three gallons, two whole pieces of Ribband, 4 handkerchiefes, 4 neckcloathes, a razor, a bottle & fugar of both sorts, both white & muscovado.

Tho: Wilson was asked what he had to say? He answered that what he had Confest hee should owne, & must leave himselfe to his Master and y^e Court: He was asked how much Liquo^{rs}? He answered y^t he carried some of it into the woods, he could not tell how often, with a quart bottle, he sold none of it, sometimes there was Benjamill Bunnill & sometimes Jonathan Lampton & Edward Bunce, they work^t about two moneths together. The persons above named with some others were examined, & Edward Bunce owned y^t he helped him draw one bottle of a gallon of liquo^{rs}, besides had fellowshipp with him in drinkeing &c, knowing how he came by it,

Thomas Wilson was asked how much wine & Liquo^{rs} he thought he had?

Hee ans^wrd that he had not anything to say, but that there might bee as much as Mr Hopkins Charges, for he had tooke of the wine severall times as well as the Liquors, he knowes not how often, & he knowes not anything, but that is y^e truth which his master faith.

He was asked if he had any way to satisfy the damage? Hee answered, noe, onely his body. The Court Concerning him declared That they transmitt y^e busines to y^e County Court, & he to be secured untill y^e sd Court, except bayle be given.

[131] And for Edward Bunce The Court by way of sentence declared That for y^e gallon of liquo^{rs} which he confesed hee tooke with Thomas Wilson he pay to Mr Sam^l Hopkins ten shillings, and for the Criminall part & fellowshipp in y^e imbeizlement, that he pay 4^l fine to y^e publike treasury, or bee severely whipt; Edward Bunce y^t he should pay y^e fine to-morrow, & iam^l miles engaged on his behalfe./—

AT A SPECIALL COURT HELD AT NEWHAVEN MARCH. 8th 1668/9:—

Upon y^e desire of M^r Hopkins that this Co^{rt} would iſſue y^e matter left y^e laſt Court Concerning Thomas Wilſon, informing the Court that he had compounded with him about y^e Reſtitution: Thomas Wilſon was called & reminded of what paſt y^e laſt Court in his owneing of what M^r Hopkins Charged him withall, ſaying that he thought it might bee foe: He was wiſhed to relate whoe partaked with him in the drinke: He ſd y^t he could not ſay y^t. Benjamin Bunnill ever bid him bring any, but twice he aſked him where the bottle was, &c.

Benjamin Bunnill ſd he would relate the truth of the matter, That they being at worke in his Corne Thomas would aſke him if hee had a bottle, he ſd he could have ſome wine or Liquo^{rs} of a friend y^t had none to ſell, And the firſt time was at Cheſnut hill when they went to worke there he brought a ſmall bottle of wine, and y^e 2^d time y^e ſame with wine, & a 3^d time the ſame bottle almoſt full of Liquo^{rs}, then after at Henry Briſtowes he had a bottle of about 3 pints, & they dranke round, & burnt y^e reſt, and once he was at his houſe & brought a halfe a bottle, & Thomas Drawwater was there,; he knew not of any more, onely he dranke at M^r Eeles his houſe with y^m ſome y^t Thomas brought out to them.

Thomas Drawwater confeſed that he was one night at Benjamin Bunnills houſe drinking Liquo^{rs} with Thomas Wilſon, alſoe once at M^r Hopkins his houſe & twice in y^e barne.

Thomas Wilſon was told the greatnes of his evil with the aggravations of it, y^t it was to his maſter whoe intruſted him with his eſtate, &c. But ſeeing his maſter & he had Compounded about y^e reſtitution they ſhould not medle with that; But for the Criminall part they muſt beare due witnes againſt. And therefore did ſentence the ſd Thomas Wilſon to pay 4th ſine to y^e publike treaſury, or bee feverely whipt. The Court allowed him liberty untill y^e Court in Aprill next for y^e paym^t of the ſd fine, or elſe then to appeare to bee dealt with as y^e Court ſhall ſee cauſe.

Benjamin Bunnill for his entertainem^t of other mens ſervants tipling at his houſe unreaſonably contrary to law, was fined Ten ſhillings.

Thomas Drawwater alſoe for his diſorder was fined Ten ſhillings.

AT A TOWNE-MEETING HELD AT NEWHAVEN APRILL. 26th 1669:.

After y^e names were Called the Deacon gave notice to thofe that had not made up their acco^{ts} with y^m that they would doe it fpeedily:—

There was notice given of a ftray horfe taken up in y^e hands of William Bradly

Chriftopher Tod propounded to the towne for to buy a piece of land on the other fide y^e mill River to put a horfe in; alfoe he defired to have y^e fix acres (ftated out to him) y^t is graunted to the mill.—

It was left to y^e townes-men to doe therein as they faw caufe.—

L^t Thomas Munfon & John Moife were Chofen deputies for the Gen^l Afsembly in May next, & Abraham dowlittell a 3^d man in cafe any of the other be hindred.—

[132] Roger Alling Chofen Treafurer	} all for y ^e yeare enfueing.—
James Bifhop Chofen Recorder	
John Alling Chofen Marfhall	

John Cooper fen^r, John Herriman fen^r, W^m Bradly, Abraham dowlittell, Jere: Ofborne, John Winton & Abra: Dickerman Chofen Townes-men for y^e yeare enfueing./ —

John Tompfon fenior &	} Chofen furveyo ^{rs} for y ^e yeare enfueing.
Mofes Manfield	

John Johnfon, Thomas Sanford, Edward Perkins. & Samuell Blakely Chofen pounders for Cattle & to fee y^e law about ringing of fwine attended & that before y^e 20th of may next/ —

Upon petition in regard of his poverty, The towne remitted a fine of ten fhillings, and 2^s: 6^d: behind in rates unto John Butler./ —

Some ffreemen fworne according to y^e tearmes of o^r fubmiffion.—

John Potter propounded to y^e towne for about 4 acres of land, one at y^e reare of his home lott, & the other upon ftony River above their farmes; But nothing was done in it at p^refent, but it was thought meete y^t it fhould bee firft viewed.—

AT A TOWNE-MEETING HELD AT NEWHAVEN MAY. 3^d 1669:.

Sundry ffreemen iworne according to y^e tearmes of our fubmiffion.

The towne was acquainted That Roger Alling for want of due confideracion was Choien Treafurer y^e laft towne-meeting, hee being under election for a deacon in y^e church; therefore it was deiired y^t they would proceede to another Choife, and foe they did. And M^r Benjamin Ling was Choien for this yeare.—

It was Left with Timothy fford to cleare his right to a heifer which he had taken up, & it was fuppofed to bee none of his owne.—

The viewers of fences appointed by the townes-men for the yeare enfuing were; Thomas Sanford & Nathan^{ll} Boykin for M^r Lings quarter; Henry Glover, John Alling, Sam^{ll} Browne & Dan^{ll} Shearman for y^e yorkefhire Quarter & thofe adjoineing; Chriftopher Tod & Jn^o Morris for y^e Governo^{rs} quarter; Roger Alling & Sam^{ll} Hall for y^e mill quarter; M^r Goodyeare & Jonathan Lampfon for y^e fubarbs quarter.

James Bifhop, L^t Thomas Munfon, W^m Andrewes, John Cooper fen^r & John Mofs were apointed & impowered a Committee to ftate & iffue y^e bounds betwixt Branford and us, with fuch as Branford fhall appoint & impower to treate & iffue with y^m.—

AT A TOWNE-MEETING AT NEWHAVEN JULY. 5th 1669:.

The orders of the Gen^{ll} Afssembly in May Laft were read to y^e towne, W^m Bradly propounded about a bridge over y^e great fwampe as wee goe to y^e iron-workes, & fd That if y^e towne would graunt to John Potter & fannuell Hemmingway a piece of land about y^e quantity of 3 acres upon itony river & a fwamp againft Sam^{ll} Hemmingwayes, they would undertake it; L^t Munfon & Wm Bradly further fd that they had viewed y^e fd land & they faw noe inconveniencie to y^e [133] Towne to graunt it y^m, & they underftood y^t the neighbo^{rs} did content unto it — — It was Left to y^e townes-men, to iffue the bufinefs with John Potter & Sam^{ll} Hemmingway about y^e aforefaid land & bridge.

L^t Thomas Munfon propounded that some Courfe might be taken to fettle y^e bounds betwixt Brandford & us.— It was left to y^e Committee apointed y^e laft towne meeting with y^e fame power./ — —

AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMB^r 13th 1669:.

After y^e names were Called, the towne proceeded to the Choife of Lifters— And the Townes-men were Chofen Lifters according to law.

L^t Thomas Munfon & John Mofs were Chofen deputies for the Gen^l Afsembly in octob^r next, & Abraham dowlittell a 3^d man in cafe any of the other two be hindred./

Ordered that if Nathan Andrewes need helpe for y^e carrying on the work of the new meeting-houfe according to agreem^t, there fhall be liberty to prefs fuch helpe as is neceffary for y^t end./

The Court with Captⁿ John Nafh & y^e townes-men are apointed Audito^{rs} for to Auditt The towne treafurer his acco^{ts} the two yeares laft paft.—

Roger Alling upon his defire was freed from being Serj^t to the traine band, he being Chofen deacon to y^e church.—

Abraham dickerman Chofen Serj^t to y^e traine band.

Mofes Manfield Chofen Corporall to y^e traine band.

M^r Benjamin Ling being ficke, L^t Thomas Munfon was Chofen Treafurer for y^e towne in his ftead untill the Election of towne officers in Aprill or May next.—

Ordered, That a Rate of two pence upon y^e pound be payd unto the towne Treafurer for y^e Carrying on of towne occafions, as y^e new meeting houfe, &c., by y^e feveral inhabitants of y^e towne, the one halfe at or before the end of octob^r next, & the other halfe at or before the end of March next after./ — —

AT A TOWNE-MEETING HELD AT NEWHAVEN DECEMB^r 6th 1669:.—

After y^e names were Called: The orders of the Gen^l Afsembly in octob^r laft were read to the towne./ — —

The Conitables for y^e yeare past fignified to the towne that their yeare was up, & desired y^t new ones might be Chofen, & accordingly they proceeded to Vote, And W^m Bradly & Philip Leeke were Chofen Conitables for the enfuing yeare, and Ellis mew Chofen Conitable at the iron-workes for the yeare enfueing.

Philip Leeke and Ellis Mew now tooke y^e Conitables oath, but W^m Bradly desired fome time of Conferacion.—

Complaint was made to y^e towne of the badnes of the mill high way: It was by Vote Left to y^e townes-men to gett it mended.—

[134] The agreem^t betweene Brandford & Newhaven about y^e deviding line betweene y^e plantations was read to y^e Towne & approved & ordered to be Recorded, and is as ffolloweth, viz^t—

Whereas there hath been a differance betweene the inhabitants of Newhaven & the inhabitants of Branford about the deviding bounds betweene each plantation; and the inhabitants of Newhaven aforefd haveing Chofen & impowered James Bilhop, L^t Thomas Munfon, W^m Andrewes, Jn^o Moife & Jn^o Cooper fenior on their parte, and the inhabitants of Branford aforefd haveing Chofen & impowered M^r Jn^o Wilford, Thomas Blatchlye, Michaell Tainter, Thomas Harrifon & Sam^l Ward on their parte, to iffue y^e fd differance in reference to y^e fd bounds; The fd perfons above named, (excepting Jn^o Cooper in whofe roome M^r W^m Tuttell was desired by the authority of N-haven) being mett together this fifth day of octob^r 1669: and after a full debate & Conferacion of the cafe for the p^rferveing of Love & peace, & the cafe for the p^rventing of trouble for the future betweene them y^t have hitherto been Loveing neighbours, have Condescended foe farre each to other as to agree about the p^rmises as ffolloweth, viz^t: That from the River formerly called in an agreement Tappamshafhack (with y^e exception of meadowes therein exprefsed) the great pond at y^e head of y^e furnace fhall be the bounds foe farre as it goes, and from the head of y^e fd pond that a ftrait line be drawne to y^e east end of a Hafuckie meadow, out of which a brooke called Hercules brooke runs into muddye river, and from y^e east end of y^e fd meadow to run a north line with y^e juft variation according to y^e countrey unto the end of the bounds of Branford aforefd, y^t is ten miles from the fea, according to the order of the Gen^l Afsembly; In teftimony

whereof, wee have sett to our hands the day and yeare above written.—

John Wilford
 Tho: Blatchlye
 Mich: Taintor
 Tho: Harrifon
 Sam^l Ward

James Bifhop
 Thomas Munfon
 W^m Andrewes
 W^m Tuttell
 John Mofse

AT A SPECIALL COURT HELD AT NEWHAVEN DECEMB^r 21th 1669.:

Timothy fford appeared to cleare his Right to a heifer which was formerly questioned & he had now kept a twelve moneth: he declared that it was of y^e Colo^r of his & had y^e fame eare marke, & for age he had got Roger Alling to looke in her mouth. & they found by her teeth (haveing 4 broade teeth) y^t fhee anfweres y^e age of his heifer, Roger Alling owned the fame Concerneing her teeth.— Timothy fford was blamed that he did not take y^t courfe the Laft yeare to cleare when hee knew it was questioned, He owned his erro^r therein.—

W^m Bradly tooke y^e Conftables oath.—

Samuel Cooke & Thomas Tuttell were Called to cleare their Claime to y^e horfe in difference betwixt y^m, but they being not ioe fully p^rpared, it was Left to another time to ifsue it./ —

[135] M^{rs} Margaret Goodyeare & the Truftees for the Credito^{rs} to M^r Goodyeare his Eftate now appeareing for an ifsue of that matter, which was referred by the County Co^{rt} unto this Court for an ifsue;

And after a full debate of the matter, it came to this Conclufion, as followeth: viz^t. That y^e fd M^{rs} Margarett Goodyeare ingaged (before the Court) unto y^e fd truftees, viz^t. Captⁿ John Nalh, M^r Nicholas Auger, & John Cooper fen^r, the full thirds of that Lands which formerly belonged to M^r George Lamberton, late of Newhaven deceafed, both in y^e quarter at the towne, & alfoe at y^e ffarme, as fecurity for the paym^t of threefcore pounds unto y^e fd Truftees for y^e ufe of the fd Credito^{rs}, in Confideracion of y^e fd Credito^{rs} Right in y^e houfe & lands of the fd M^r Lambertons, being two nineths, alfoe for the Reverfion of her part being one nineth, and this to be payd at or before the end of two yeares

from y^e day of the date hereof, & this to bee payd in porke, beefe, peafe, & indyan Corne, at y^e price it pafes in Newhaven towne betweene man & man & for towne rates.—

Alfoe M^{rs} Margaret Goodyeare doth further ingage unto this Court her Land & meadow y^t is in y^e quarter which formerly belonged to M^r Goodyeare, viz^t. about 20 acres of upland & 15 acres of meadow, be it more or Leife, as security for y^e paym^t of thirty pounds unto y^e aforefd Trustees for y^e ufe of y^e fd Credito^{rs} upon demand, in y^e fame pay & at y^e fame price as before./ — —

Alfoe M^{rs} Margaret Goodyeare doth further ingage in the full fumme of fixty pounds unto this Court for y^e paym^t of the remainder of what is in her hands due upon acco^t unto y^e aforefd Credito^{rs}, when y^e fd Credito^{rs} fhall appeare & make demaund of the fame of the aforefd trustees according to order./ — —

AT A COURT HELD AT NEWHAVEN JANUARY. 5th 1669:.

<p>Jury John Cooper fen^r Abraham dowlittel Henry Glover John Winton Jere: Osborne Abram: dickerman:</p>	<p>Anthony Elcocke Plt } John Tod defend^t } In an action of flaunder and def- amation to y^e value of Tenn pounds dammage:. The plaintiffe declared, that John Tod had defamed his name in Chargeing him with ftealing of things out of the vefsell, as wheate of M^{rs} Bonds & foape of Eliazar Pecks, & foep^rented his evidence.</p>
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The jury haveing weighed y^e Evidences & allegations on both fides brought in their Verdict as all agreed y^t In y^e action wherein Anthony Elcock is Plaintiffe & John Tod Contra defend^t That they find for the plaintiffe two pounds & Cofts of Court. The Court accepted of the Verdict & ordered y^t to be the Judgem^t of Court.—

<p>Anthony Elcock Plaint: } Edmund Dorman defend^t }</p>	<p>In an action of flaunder & defama- tion to y^e value of five pounds dam- mage.</p>
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[137] In y^e action wherein Anthony Elcock is plaintiffe & Edmund Dorman Contra defend^t The jury brought their verdict as all agreed That they find for the Plaintiffe 5^s & Cofts of Court.—

in y^e fumme of fix pounds to anfw^r any that fhall within a twelve moneth after this appeare & lay a better claime unto y^e fd horie, which y^e fd widdow Rofe now accordingly ingaged./ — —

AT A TOWNE-MEETING HELD AT NEWHAVEN FFEB^{ry} 14th 1669.:

The Conftables having received warrant from Treafurer for y^e gathering of y^e Colony Rate, which was now read, & notice given to y^e inhabitants to bri[ng] in y^e fd Rate to M^r Baches warehoufe upon y^e 21th & 28th of this infant.

The towne was acquainted with what y^e Committee had done in reference to y^e Village,* & y^e Articles was read & y^e ingagem^t. with y^e names of the perions ingageing, and the towne was acquainted y^t one of y^e articles which concerned y^e granting of it freely or not was left to y^m, & therefore it was desired y^t they would declare y^r minds therein; & after debate It was by vote declared That y^e towne grants y^e village to thofe that have ingaged, according to the fd Articles, without paying y^e purchafe to y^e towne

M^r W^m Rofewell & M^r Tho: Trowbridge propounded for liberty to gett 6000 of pipeftaves for y^r p^refent ufe, y^e feafon not being fit to travell abroad. It was by vote granted provided that they be not got within five miles of y^e towne.

[138] Capt^m Jn^o Nafh propounded on y^e behalfe of M^{rs} Rotherford, That y^e towne would graunt her a piece of ground to fet a warehoufe on, adjoineing to y^t piece of grounde formerly to Jn^o Livermore./

Joseph Allup propounded for y^e like liberty againft his houfe.

Both y^e former propofitions was by vote granted, And the townes-men was appointed to fet out y^e places foe as may be leaft p^rjudiciall to y^e towne.— —

The townes-men gave notice to y^e towne yt they would bring in y^e number of y^r Cowes before y^e firft of march next.—

Alfoe y^t y^e feveral quarters be planted fuccesfively, as formerly ordered by y^e towne, viz That y^e fubbarbs & Goodman Coopers quarter be planted this yeare, & the Governo^rs quarter & yorkshire quarter not planted.

* Afterwards East Haven.

FFEB^{ry}: 22th 1669: Widdow Browne did owne before mee that her late husband ffrancis Browne did in his life time make over to her fonne Eleazer Eleven acres of meadow, & herfelfe did give him y^e 20 acres of upland lieing on y^e east fide of the east River, which was made over to her late husband in Court from James Heaton in july, 1658; & fhee defired y^t it might be recorded to her fd fonne; alfoe five acres of meadow more, adjoineing to y^e aforefd meadow, which her late husband had in way of exchange from Thomas Barnes for fome which her fd husband had of Thomas meekes.

James Bifhop *Record^r*

· AT A COURT HELD AT NEWHAVEN MARCH. 1st 1669/70:—

Jury	W ^m Chatterton Plaintiffe	} In an action of
John Cooper fen ^r	Grace Mattocke* defend ^t	
Henry Glover		amation, y ^e fd defend ^t haveing accused y ^e fd
Sam ^{ll} Whitehead		plaintiffe of haveing Carnell knowledge of
Abram: dowlittell		her fometime fince, on or neare y ^e Roade
Jere: Osborne		way by david Atwaters, (as fhe faith) to his
W ^m Payne		great wrong to y ^e value of twenty pounds dammage, The plain-
		tiffe declared, That y ^e defend ^t had wronged him in foe faying
		that which fhee could not make out, but after fd, y ^t which was
		not foe;

He fd y^t he could fpeake it with a safe Confcience, y^t which fhee fd was not foe.— The defend^t being called to fpeake, declared That he and fhee being goeing from y^e towne together, when they came beyond the necke bridge, he went leaning on her almoft all y^e way to Goodman Atwaters; & then a litle beyond his houfe goodm Chatterton held her up againft a poft & tooke up her Coates; fhe told him y^t fhee would tell her father, but he fd he had done her noe wrong; fhee fd they was but a litle while there, & foe fhee went away before, & he came after her & over-tooke her & afk^t her why fhee went noe fafter; fhee told him y^t fhe was weary; he bid her ly downe, & foe he layd her downe

* Grace daughter of Christopher Todd, and wife of Richard Mattocks; her elder fister Mary was wife of Isaac Turner.

W^m. Chatterton's wife was Mary, daughter of James Clarke.

on a stump or log & was naught with her, and he bid her y^t shee should tell noebody; shee was ask^t w^t time this was? Shee answrd a litle after it was darke about halfe an houre; She was ask^t if shee was willing? She fd noe, but shee was afrayd of him; foe they both went home together, but goodwife Chatterton was gone to her mothers, and he went & fate downe & fell asleepe: She was told y^t she heard y^t he denies it. She was asked whoe she told of it? She fd her fister Turner, she thought quickly after? Goodw: Turner fd, That shee told her y^t shee & he was goeing along together, & he would have been naught with her, & layd her upon a log, & shee got up & ran away, & told him y^t he had a wife of his owne. Goodman Tod fd y^t he heareing something of it told Goodm Chatterton of it, & he answrd y^t if any fd foe, he would make them prove it.

The defend^t further fd that a litle after her father had told him of it, y^t in y^e meadowes he fd to her, That if shee told of it he would knock her of y^e head & y^t shee would be hanged: She was ask^t whoe elle shee told of it? She fd Goodw: Ives, & alsoe Goodw: Culver at y^e death of W^m Chattertons child, shee was foe affrighted y^t shee could hold it noe longer: The plaint: was aikt if he went home with her at y^t time? He answrd, That shee went before, but he thinkes he overtooke her, but he utterly denied y^t which shee accused him withall.

[139] The testimonies of Goodw: Ives & Goodw: Culver, &c. were read: & the Jury haveing Considered y^e Cafe brought in y^r Verdict as all agreed: That they find for y^e Plaint: six pence dammage & Coits of Court. The Court accepted of y^e fd Verdict & ordered it to be y^e Judgem^t of y^e Court.— —

AT A TOWNE—MEETING HELD AT NEWHAVEN MARCH. 14th 1669/70:

After y^e names were Called The towne was informed y^t there was a great neglect in not attending the time of these meetings, & in disorderly departure before matters are issued, therefore they must expect y^e penalty wilbe required if there be not better attendance for y^e future:

The towne was alsoe informed y^t the occasion of this meeting was in reference to y^e new meeting house, it goeing on but slowly, and haveing spoken with the treasurer they find y^e stock in his

hand is so low y^t there is not sufficiency of pay for y^e carrying on y^e worke. After debate & Consideracion of it, It was by vote agreed That a Rate of a penny upon y^e pound be payd by y^e severall inhabitants into y^e treasurer (for y^e finishing of y^e new meeting house) betweene this & the last of Aprill next, the one halfe in Corne, excepting those to whom y^e towne is in debt./

M^r Jones acquainted y^e towne y^t he having received of the towne of late twenty pounds per annum which he acknowledges with thankfullnes, but because of y^e necessity of the towne he now released the one halfe of it.

Widdow Bannister* propounded to y^e towne for a piece of ground to sett a little house upon, neare Captⁿ Nashes, where y^e old pound stood; It was left to further Consideracion.

Edward Perkins ingaged to maintaine a sufficient high way for Carts at y^e further end of y^e west lane against y^t which was Martin Tichinells lott, for y^e space of five yeares, & to have for his labour & care therein 4^s per yeare./ —

It was propounded on y^e behalfe of M^r Jones That y^e towne would graunt him a quantity of land for a small ffarme, some were upon y^e west side of the East River, above y^e place of rideing over to Connecticut; after debate upon it

The towne by vote graunted unto M^r W^m Jones one hundred & fifty acres of land upon y^e west side of N-haven East River where it may be most convenient to make a small ffarme on, betweene y^e place of rideing over, & the foote of the blue mountaines.— —

Thomas Tuttell findeing himselfe little improved as packer, upon his desire hee was freed from being a publike packer for y^e towne.—

Edward Perkins propounded to y^e towne for a small piece of meadow at y^e reare of his homelott, y^t he might fence it in strait with M^r Rosewell.

It was left to y^e townes-men to understand y^e neighbors mind about it, & to make returne to y^e towne at another meeting./ — —

The towne by Vote graunted George Pardee his proposition in the substance of it, in reference to y^e fferry Land at y^e red rocke, as in a writinge p^resented by the townes-men on his behalfe

* Edward Banister died in 1649, leaving wife Ellen and one daughter. The widow went to England, but returned to New Haven.

AT A COURT HELD AT NEWHAVEN APRILL. 5th 1670.

Jury	W ^m Rogers Plaintiffe) In an action of fraud & def- amation to the dammage of twenty pounds.
John Cooper fen ^r	ffrancis Jackson defend ^r	
Joseph Allup		
W ^m Payne	W ^m Edwards admitted attur ⁿ ie for y ^e	
John Herriman fen ^r	plaintiffe, & before profecution of y ^e action	
Jere: Osborne	he nonfuted himielfe and ingaged to pay all	
Abram: Dickerman	Charges & dammages to y ^e defend ^t , whom y ^e Court allowed for	

his owne time & y^e charge of witnesses & warrants fifteen fhillings to be paid by y^e fd W^m Rogers.

The plaintiffe desired y^t y^e Court would graunt him a fpecial Court upon y^e 8th of this infant, & he would beare y^e charges of it; upon his requet y^e Co^rt condescended to graunt it./

[140] Thomas Estbrooke Plaint.) In an action of debt to y^e value
Samuell Cooke defend^r) of eight fhillings.

The Court haveing heard w^t they had to fay on both fides declared as their Judgment that they find for the plaintiffe 7^s & cofts of Court.

Mathew fford being complained of by Sam^l Whitehead, Edward Perkins & John Miles for falling of foure trees (contrary to an order of the towne) on land of the 2^d devifion, belonging to y^t Quarter called Goodm Miles his Quarter: The fd fford desired y^m to make prooffe of y^r complaint but there appearing noe prooffe the cafe fell.

AT A SPECIALL COURT HELD AT NEWHAVEN APRILL 8th 1670:—

Jury	W ^m Rogers Plaintiffe) In an action of fraud & defa- mation to y ^e dammage of twenty pounds.
John Cooper fen ^r	ffrancis Jackson defend ^r	
Henry Glover		
W ^m Paine	The jury haveing Considered y ^e Evi- dences p ^r fented on both fides they brought	
Joseph Allup	in this as their Verdict: That in y ^e action	
Jere: Osborne	wherein W ^m Rogers is plaintiffe & ffrancis Jackson Contra defend ^t	
Abram: Dickerman	they find for y ^e plaintiffe twenty fhillings & Coits of Court. The	

court accepted of the fd verdict & ordered it to be y^e judgem^t of y^e Court.— This Court adjourned unto y^e 12th of this infant

AT AN ADJOURNED COURT HELD AT NEWHAVEN APRILL 12th 1670.:

The occasion of this Court was in reference unto many sad & grievous complaints that Eben-ezer Browne & Hannah his wife hath of late made unto the Authoritie here one against y^e other. And the Court having heard what the sd parties p^resented by way of complaint, with the Evidences on both sides, after much time & paynes with y^m to convince y^m of their Evill in behavio^r each to other did by way of sentence declare as followeth;

This Court having seriously Considered y^e complaints of Eben-ezer Browne & Hannah his wife one against y^e other, of their sinfull & wicked carriages one towards y^e other in their married relation together, both in words & actions, & findeing both by Evidence & their owne acknowledgements, that they have gone on in a most abominable way to the dishonour of god, & scandall of o^r christian profesion, notwithstanding all meanes formerly used to reclaime y^m, and y^e ingagement of better behavio^r that lies upon him. They doe now order That y^e former sentence of Corporall punishm^t bee Executed upon y^e sd Eben-ezer Browne to morrow morneing about 8 of the Clock, & that he ingage such part of his Estate as the Authoritie here shall apoint to the value of forty pounds for his good behavio^r for the future; And for Hannah his wife they doe judge her Carriage to bee such as deserves Corporall punishment, yet at p^resent shall suspend y^e execution of the same, upon her ingagem^t of better carriage for y^e future, & onely at p^resent order That she stand by her husband bare while the sd sentence is executed upon him./ The sd Ebenezer Browne y^e next day did before y^e authoritie here acknowledge himselfe bound in y^e aforesd summe of ffourty pounds of such part of his Estate as the Authoritie (according to sentence) shall appoint./ — —

[136] MARCH 30th 1670:

Eleazar Browne having stood quietly possessed (of a Certaine house & homelot, formerly belonging to Thomas Knowles, lying at y^e landing place of hay, alsoe fixteene acres of meadow, be it more or lesse, lying on y^e East side of N-haven East River, bounded wth meadow formerly belonging to M^r Evance on the South, & meadow of Thomas Barnes on the north, & running

from the River to y^e upland), wthout any interruption, Claime or profecution from any perfon or perfons according to Law, doth now Enter it to himfelfe & his heires for ever.— —

In y^e p^refence of us

James Bilhop Afsifst^t, & Record^r

John I C Cooper fenio^r Townes-man

his marke

This writeing witnefeth y^t I Katherine Miles, widdow & Relict of deacon Richard Miles, late of Newhaven deceafed, doe alienate & pafs over unto Thomas Johnfon of Newhaven aforefd two acres of meadow, lieing in the weft meadow above y^e weft Caufie, lieing on y^e upper fide of the whole piece, and adjoineing to a piece of meadow now belonging to Jn^o Winton, which two acres the fd Thomas Johnfon bought & payd for in my late husband his life time; witnes my hand this feventh day of december: 1669:.

Witnefs

Thomas Beamon

Samuell Miles

Katherine Miles

her Z marke

I William Tharpe doe give to my fonne Nathan^l Tharpe my houfe & homelott, and alfoe 4 acres in Goodman Coopers quarter, two acres and a halfe in y^e fecond quarter, & alfoe my 2^d devifion, and alfoe my right in the Commons.

William Tharpe

Witnes

John Johnfon

Samuell Hall

I William Tharpe doe give to my fonne Samuell Tharpe 3 acres in goodman Coopers quarter, 2 acres of meadow upon y^e ifland, 2 acres & a halfe of upland in y^e 3^d devifion, 2 acres in the neck.

William Tharpe

Witnefs to this

John Johnfon

Samuell Hall

To all people to whom this writeing fhall come; Know y^e, That I Abraham Dickerman of Newhaven in New england, planter; Have Graunted, Bargained, fold, Afsigned, & made

over, And by theſe p^rſents doe graunt, bargaine, fell, aſſigne & make over unto Samuell Tharpe of Newhaven aforeſd my dwelling houſe & Barne ſtanding in y^e quarter over againſt Jonathan Tuttells, with all y^e land of mine thereunto adjoining, Containeing by eſtimation three acres, bee it more or Leſs, with all y^e fruit trees thereupon, & all other Rights and priviledges thereunto belonging to be to him, his heyres, executo^{rs}, and aſſignes for ever, And I y^e ſd Abraham Dickerman doe covenant & agree to & with y^e ſd Sam^l Tharpe, that he y^e ſd Samuell Tharpe his heyres & aſſignes ſhall, or lawfully may from time to time, & at all times hereafter peaceably & quietly have, hold, & enjoy, y^e aforeſd houſe, Barne, Land, wth all & ſingular other y^e appurtenances without any lett, trouble, moleſtation, claime or demands whatſoever of or by mee the ſd Abraham Dickerman, my heires, Executo^{rs} or aſſignes, or any of y^m, or any oth^r perſon or perſons claimeing or to Claime from, by, or under mee, them, or any of y^m, In witnes whereof I y^e ſd Abraham Dickerman have hereunto ſett my hand & feale this tenth day of September, Anno Domini one thouſand fix hundred & Seventy 1670:

Abram Dickerman feale

Sealed & delivered
in y^e p^rſence of
William Johnſon
Samuell Tod

Theſe are a true Record of y^e originalls

[141] AT A TOWNE-MEETING HELD AT NEWHAVEN APRILL 15th
1670:

The towne was acquainted y^t the occaſion of the meeting was in reference to the new meeting-houſe, Nathan Andrewes haveing given in a writing to y^e Committee, in which they were not willing to act anything without adviſeing with y^e towne: The writing was read to y^e towne, and after debate about it, a Committee were by vote appointed to Conſider & iſſue y^e matter with Nathan Andrewes, & to endeavor a ſpeedy Carrieing on of the worke that is yet behind, viz. The p^rſent Court & townes-men, with Captⁿ John Naſh, M^r W^m Tuttell & M^r Thomas Powell.

It was propounded unto y^e towne about borroweing fifty pounds of y^e Committee for y^e schoole for y^e Carrying on y^e worke, & y^e towne to ingage y^e repaying of it againe at or before this time twelve-moneth, and after debate about it The towne by vote ingaged to repay fifty pounds unto y^e Committee for y^e schoole, at or before this time twelve-moneth, in y^e same kind or in other pay, in full value to y^e sd Committees satisfiacion, if they receive soe much for the townes use of the sd Committee.—

The townes-men returned in reference to y^e piece of meadow at y^e reare of Edward Perkins his lott propounded for by y^e sd Perkins, That havinge spoken with y^e neighbors, they find y^m not willing hee should have it; But if John Thomas may have it, they say he will let y^e quarter have some of his lott to remove their fence out of the spring; It was Left to y^e townes-men to fettle y^e sd meadow either to John Thomas or Edward Perkins, as they judge moſt for y^e good of the towne./

AT A TOWNE-MEETING HELD AT NEWHAVEN MAY. 2^d 1670.

After y^e names were Called, there was notice given for the Choise of deputies for the Gen^l Assembly, And after y^e votes were given in it appeared y^t L^t Thomas Munſon & John Moſs were Chosen Deputies to attend y^e Gen^l Assembly this p^rſent may: & Abraham dowlittell the 3^d man in caſe either of y^e other be hindred.—

It was Voted that y^e one halfe of the penny Rate layd March. 14th 1669/70 be forborne untill September next enfueing.—

One and Twenty ffreemen, whoſe names were ſent downe in the orders of y^e Gen^l Assembly octob^r Laſt now Tooke oath according to y^e tearmes of o^r ſubmiſſion./ —

It was by vote Left to y^e townes-men to apoint two of themſelves to Joine with John Brockett, to ſtate & Lay out the one hundred and fifty acres graunted to M^r W^m Jones at a Towne-meeting the fourteenth of March, 1669/70:—

John Punderſon ſenio^r Chosen Treafurer

James Biſhop Chosen Recorder for y^e yeare enfueing

John Cooper fenio^r, John Herriman fenio^r, Henry Glover, John Winton, Jeremiah Osborne, Abraham Dickerman & James Heaton Chofen Townes-men for y^e yeare enfueing.—

Timothy fford & John Cooper junio^r Chofen furveyo^{rs} for Bridges and high wayes for y^e yeare enfueing.

M^r W^m Tuttell & Sam^l Tharp chofen viewers of fences for y^e Governo^{rs} Quarter.

Sam^l Miles & Nathaniell Tharpe for Goodman Coopers Quarter.—

Nicholas Elfey & Jonathan Tuttell for y^e Quarter next y^e mill.

John Herriman fenio^r & Jn^o Miles for y^e north fide of y^e yorkshire quart^r.

Henry Glover & John Gibbs for the South fide.—

Edward Perkins & Joseph Mofs for the fubbarbs Quarter.—

W^m Johnfon & Ifaacke Beecher for y^e field at y^e weft hill; all Chofen [142] for the yeare enfueing— And y^e laft yeares viewers are ordered to fhew the p^rfent viewers every mans fence.

AT A TOWNE-MEETING HELD AT NEWHAVEN, JUNE 27th 1670:.

The orders of the Gen^l Afsembly in May laft was read to the towne.— —

M^r Willm Tuttell, John Cooper fen^r & Nicholas [Elsey] or any two of them were appointed to view the pieces of upland taken in with y^e fence of the Beavo^r meadowes propounded for by y^e purchafers & make report thereof to the towne at their next meeting for an ifsue of the matter./

AT A TOWNE-MEETING HELD AT NEWHAVEN AUGUST. 8th 1670:.

The towne was acquainted y^t the occafion of the meeting was that fome Courfe might be taken for y^e p^rfervation of indian-Corne, the fwine have taken moft of the quarters, &c

After debate & Conferacion of the matter It was ordered that every man fee that his fence in y^e feveral quarters bee marked at both ends this day, under y^e penalty of 12^d a defect upon every

distinct parcell of fence in neglect hereof, and that the viewers of fences p^rsent y^e names of y^e severall persons that they find defective herein at y^e next plantation Court.— —

It is alsoe ordered y^t all swine that have at p^rsent taken, or hereafter shall take any of y^e quarters while indian Corne is ungathered, bee either kept up, or yoaked, under the former penalty.

The townes-men were apointed Listers, to make up the List of Estates ready against october Court.— —

M^r Nicholas Streete acquainted y^e towne, That whereas he was appointed a trustee with some others for the stock given to y^e schoole, &c., he desired now to bee discharged of that trust; it was answrd that it was discouraging to others for him to Leave it; he replied, that he should be helpfull by his Advice, but seemed not to bee willing to Continue his trust./

M^r Streete alsoe propounded, That his Graunt of land & meadow above M^r Yales might be made over to his sonne; It was answrd, that when it was measured & layd out & bounded, it might bee soe itated to him.—

L^t Thomas Munson propounded about severall that went to helpe at Guilford when they were sicke, whoe stopt their rates upon that acco^t: It was answrd him, that those y^t understood what was behind were desired to bring in y^e acco^t of it unto y^e Authoritie, and then it should bee Considered.— —

[143] AT A TOWNE-MEETING HELD AT N-HAVEN OCTOB^r 3^d 1670:

The towne was acquainted that y^e warrant was to come downe for the ffreemen to Choose deputies, And the votes being given in, it appeared that L^t Thomas Munson & John Mofs were Chosen deputies for the Gen^{ll} Assembly this instant octob^r and John Cooper sen^r y^e 3^d man, in case any of the other be hindered by the providence of god—

The Committee appointed for y^e seating of people in the new meeting house informed the towne that they had p^rpared something that way for a p^rsent tryall, which was now read to y^e towne.

AT A TOWNE COURT HELD AT NEWHAVEN OCTOB^r 4th 1670:

Thomas Hall, Jonathan Hall, & david Hall* being Complained of for their difsorderly behavio^r & Carriage in y^e night after y^e fabbath, being the 25th of Septemb^r laft, did now appeare. The Conftable being called to informe how y^e matter was; declared, That they commeing againft his houfe he heard a great noyfe, & foe rofe up out of his bed, & went out to fee what y^e matter was; & found thefe perfons together with Jofeph Emerfon, whoe had complained to authoritie of what abufes he had from fome of y^m, Efpecially david, in feurrilous language &c—

The Court haveing heard what they had to fay in their owne defence & Confidered of y^e whole, did fentence y^e fd perfons for their difsorder to pay 10^s a piece according to law, two parts of it to y^e treafurye & the other third part to y^e informer. —

AT A TOWNE MEETING HELD AT NEWHAVEN OCTOBER. 31th 1670.:

After the names were Called; The towne was acquainted with the bufinefs Concerneing y^e Contribution money: M^r Johnfons Lett^{rs} & accompt about it was read to y^e towne.—

The Towne was acquainted with y^e necefsity of Layeing a Rate of two pence upon y^e pound for y^e paying of what is behind to the finifhing of the meeting houfe, and for y^e repaying of what is borrowed of the Committee for the fchoole for that end, &c—upon which It was ordered y^t a Rate of 2^d upon y^e pound be payd by the feverall inhabitants of the towne, (the one halfe p^rsent, & the other halfe at or before the laft day of March next enfueing) unto y^e Towne Treafurer.— —

M^r Jones acquainted the towne with y^e Eftate graunted to the fchoole & the improvem^t of it, & he hoped there would bee ten pounds of y^e produce of it for the ease of y^e towne in reference to the fchoole mafter for this p^rsent yeare

M^r W^m Jones, M^r Mathew Gilbert, Captⁿ John Nafh & the townes-men were appointed Audito^{rs} to Auditt the Towne Treafurers acco^{ts} for y^e yeare 1669.:/ — —

* Thomas, aged 21, Jonathan, aged 19, and David, aged 17, sons of John and Jane Hall.

Deacon W^m Peecke propounded to y^e towne on y^e behalfe of Goodwife Banister, That they would graunt her a piece of land to fet upon, or some timber of the old meeting houise to build a litle houise upon a piece of land y^t is given her: It was Left to y^e deacons, John Cooper sen^r & Abram Dickerman to Consider of y^e proposition, & make returne of what they thinke may be best to be done in y^e case unto the towne at y^e next towne meeting.—

[144] L^t Thomas Munfon propounded to the towne about a high way through the playne field unto a swamp y^t is of use to the towne for timber:— It was Left to the townes-men to Consider of the matter & make returne of their thoughts (what is meete to be done) unto y^e towne.— / —

It was by vote agreed that y^e front gallery that is now devidid bee for men onely.— —

It was by vote left to the Committee for the meeting houise to Consider of and provide a place for boyes to fitt in and some body to looke over them.— — —

AT A TOWNE—MEETING HELD AT NEWHAVEN Y^e 14th OF
NOVEMB^r 1670

The orders of the Gen^{ll} Afsembly octob^r last was read to y^e towne; It is ordered that the orders made at one towne meeting, the record of them bee read at y^e next Towne meeting after./ —

It was ordered that there be pounders for the severall quarters; and they to see y^t y^e orders for the p^rservation of Corne be attended./

M^r John Hodlison & W^m Payne Chosen Conitables for the yeare ensuing; W^m Payne accepted & tooke oath, but M^r Hodlison refused at p^rsent; It was left with him for further Consideration./ — —

Mathew Moulthrop Chosen Conitable at y^e iron-workes.—

W^m Wooden propounded to y^e towne, That they would give him about six acres of Land, lieing neare where he is to build at the great playnes; It was left to y^e townes-men to apoint two amongst themselves to make a View of what hee propounds for, & make returne to the towne at y^e next towne-meeting.— — —

It was left to y^r Committee for y^r meeting houſe either themſelves, or to appoint two or three among themſelves, to ſell y^r old meeting houſe to y^r townes bell advantage.

The towne by vote approved of an agreem^t (now read) made by the towneſmen with y^r inhabitants at South end about y^r arrears of Rates for their necks, & alſo what they are to pay for the future yearly, and is as followeth

[P.] ALEX COURT HELD AT NEW HAVEN DECEMBER 6th 1670

<p>July P^r Thomas Moulton John Tabbs John Cooper ſent^d Roger Allin Jere Colborne M^r Abraham Dickerman</p>	<p>John Morris Plaintif. <i>P</i> In an action of Eſca or Peck defend^t. <i>V</i> Hamner & delat nation for charging the ſd John Morris with ſtealing five iron ſcales, & five Canoe, & two load of wood, & laying that he is a Liar and a theefe to y^r value of twenty pound damage.</p>
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The Plaintiff ſhewed his evidence as followeth, The Teſtimony of John Browne & Mary Browne his wife, they teſtified that Eſca or peck being at their houſe, & having ſome diſcounte of John Morris, he ſd y^t John Morris was a liar & a theefe, he ſd he ſd no more then he would prove & make him ſhamed of it, for all he was M^r Bilhops ſonⁿ, & then my wife made answer that he ſhould have a care what he ſaid, and he ſd that he ſtole a Canoe, & two iron ſcales, & two load of wood, & y^r young one was as good as he at it. This teſtimony was accepted by the defend^t as if ſworne before mee, James Bilhop Juſt^l, but in court y^r ſd defend^t objected againſt thoſe words [a liar & a theefe] & ſd his words was that he lyed & ſtole. James Bilhop Juſtice in ſome relation to y^r plaintiff withdrew himſelfe from y^r Court & ſate not in this action, onely M^r W^m Jones Juſtice & M^r Matthew Gilbert Commiſſioner.

¹ John Morris born about 1635, married Hannah, daughter of James Bilhop. Eſca or Morris was his neſt younger brother.

halfe a load was mine & noe more there—further the sd W^m Holt testifies y^t he had at y^t time one load & a halfe of wood in another place by the water side, which was alsoe taken away without his knowledge or Consent./

accepted by y^e plaintiffe as sworne

* [146] Jeremiah How aged about twenty yeares testifieth, That about two yeares & a halfe now past he being employed in getting shells with John Morris, he see John Morris worke with one of Eleazer pecks rakes, & he told him y^t it was Eleazer pecks Rake, & the other of his Rakes himselfe wrought with at y^e same time, and further faith not.— / sworne in Court.—

The testimony of Eben-ezer Hooke,* that Eleazer peck & Jeremiah How cut wood over at y^e East side, & I see John morris & Samuell Hemmingway cart downe Eleazer pecks wood downe to y^e water side about y^e latter end of May or y^e beginning of June; thef I can safely Attest. 1670

accepted in Court as if sworne

The testimony of Jeremiah How aged twenty yeares or thereabouts testifieth as followeth; about a yeare agoe y^t wee was on y^e east side helping Eleazer Peck cutt wood, & they fell two trees, the one of them lieing athwart the path with y^e top downe y^e river towards y^e spring, & the other tree lieing with y^e top towards y^e River flope-wise upwards, & further faith not.— accepted as sworne./ —

The testimony of Sam^l Hemminway, aged 33 yeares or thereabouts, testifieth that y^e parcell of wood y^t he Carted for John Morris which Eleazer Peck layes Claime to as followeth; one of the trees lay with y^e head or top up y^e river & a litle toward y^e river withall, which sd tree was red oake; the other tree fell Crofs the path with head towards y^e spring, & that sd tree was blacke oake; y^e sd John Morris told mee y^t sd Eleazer layd claime to these two trees for his owne, & withall wished mee to take notice what quantity was of it./ — accepted as sworne.—

I Samuell Potter testify as followeth; that about the latter end of May last, I being imployed by Eleazer peck in getting of shells, wee both went over to y^e east side, Goodman Morris being there & his sons John & Eleazer, they being setting of a kill of

* Ebenezer Hooke born 1643, was a son of Rev. Wm. Hooke, formerly of New Haven.

lime; I see Eleazer peck take one Rake out of John morrises hand & found another by them; he owned both of y^m for his rakes, John morris not disproveing of it, but desired him to lend y^m to him to finish his kill y^t they were then about, & he would restore both of y^m where he would have him, which he did not, for we went afterwards over haveing need of y^m, & found one of y^m & tooke, & as for the other whether ever he hath received it to this day I know not — — At y^e same time when these other discourfes was about y^e rakes, I Sam^l potter heard Eleazer peck lay Claime to about a loade & a halfe or two load of wood, which John morris had carted or caused to bee Carted to y^e water side. John Morris answered y^t he borrowed it of Goodman Holt; Eleazer peck still Claiming of it y^e sd Jnⁿ Morris sd, if he could prove it to be his wood hee would pay him two loade for one; old Goodman Morris answrd, you had too much of y^t trade already; they then entred into discourfe about the Canooe, which John Morris owned hee tooke from y^e east side & brought over to y^e neck, Eleazer Peck blameing him for takeing her without leave & for leaveing her upon the rocke; the sd John answrd y^t shee lay as bad on y^e east side as where hee left her; these discourfes I can attest, and much other discourfe there was y^t I cannot see fully speake too, & therefore further say not at p^tsent.—

Sworne in Court.—

[147] In y^e action wherein John Morris is plaint: & Eleazer pecke contra defend^t, The jury finds for y^e defend^t Cofts of Court. This was accepted & ordered to bee y^e judgem^t of Court.—

James Bishop, being by his office to record y^e sd Verdict & judgem^t; haveing well Considered y^e Evidences, & not findeing satisfaction y^t y^e sd Verdict & Judgem^t is according to Evidence, did desire y^e next Court y^t he might enter his dissent from y^e same, which accordingly was graunted, & is hereby signified.—

Richard Pritberch* Plt } In an action of debt together with
Jnⁿ Parker defend^t } dammage to y^e value of 25^s: The plt
withdrawne before tryall.

Philip Leeke came & acknowledged his Evill in being dis-

* Roger Pritchard is the only person then known in New Haven of similar name to this.

tempered wth drinke for y^t he reeled & staggered by reason of drinke; he tendred his linc, according to y^e penalty of y^e law, & he was told y^t he must pay 10^s as y^e law doth direct. But he was further told that there is a report of another time y^t he was dilttempered with drinke aboard M^r W^m Ship, which wee must Enquire into, y^t if guilty you may be convicted, & if not you may be legally cleared: Hee answrd y^t he knows nothing by himselfe of any dilttemper by drinke at y^t time

John Tod being called to speake, declared, That he in his conscience thought phlip Leeke was dilttempered with drinke, & that he ought to suspect himselfe, whether by drinke or y^e fault^{*} of it he knew not, & soe did thole aboard ap^hend y^e same, but yet he sd he saw him not drinke any; he was askt his reasons why then he soe ap^hended? he sd because of his knocking soe hard on y^e Calke to get out y^e lung, & his mistaking in y^e gaging of y^e Calke, & by the manner of his padding y^e canooe to and fro, that they was afrayd of him, & soe he and Thomas Hall went after him, but they saw y^t he went better before he came on shore, Thomas Hall alloe sd he observed not much by him aboard but w^h he went into y^e Canooe, he went soe to & againe made us thinke he was dilttempered. John Morris sd That Joseph Misp jumo^r sd y^t he had dranke too much for he marked the Calke wronge, & further sd y^t when his tonnes came aboard he called for a dram for y^m, & soe they had it, & then Goodm Leeke went away, & he thinke sd nothing to any to bid y^m farewell, & further sd that y^e matter seemed to be troubled, & sd he would not stand to y^e gage, & told Sannell Baldwin y^t he should get it gaged at mistford & they pay for that there & he would pay for this here; & y^e matter seemed to be troubled y^t he went off aboard soe, & y^t his tons tooke noe more care of him, w^h he saw y^t he turned about soe often in y^e canooe. Joseph Misp jumo^r spake alloe of his gaging y^e Calke wrong; & setting y^e figures one almost above another, & of his turning about many times, but he sd he knew not how many. Philip Leeke was askt why he sd nothing to y^e matter when he went off, Hee answrd y^t he had done his busines & was in halt of worke at home; & further sd y^t when he was at home he found y^e erro^r about y^e markeing y^e Calke & sent word to M^r Bryan about it: It was askt of y^e

* Scant = scent

witneses whether upon y^e knowledg[e] they Could say y^t philip Leeke did drinke to excefs? John Morris anfwrd y^t he saw him drinke but one little dramme: The Court haveing heard what was fd by the witneses & by philip Leeke in his defence declared y^t they find not by the Evidence y^t philip Leeke is Legally convicted of being diftemperd with drinke; & therefore was legally cleare; but yet was told y^t he had caufe to looke upon it an humbling providence y^t he fhould give any occafion for others to have fuch ap'henfions concerning him.

Jonathan Lampfon being complaind of for contempt of authority in not attending y^e worke of y^e mill according to warrant, & not giving any reafon or making any application to authoritie for releafe, as fome others had done, He anfwrd that when y^e warrant was ferved he had not got his hay, & fome was in fmall Cokes & fome in fwathe, & the fwine had tooke his Corne, & before he had done his bufines that wayes goodm. God fent him word y^t y^e work was over: but he confest his evill, & [148] hoped it fhould be a warning to him not to doe the like for y^e future.— Upon his humble confefion y^e Court pafft it by with a fharp reproofe, withall telling of him y^t if he was found in y^e like againe this would be remembred againft him.—

W^m Collins & his wife* being complaind of by M^r Thomas Williams, M^r of y^e Ship Recovery, for entertaincing of his feaman feveral times without his knowledge & Confent, he alfoe complaind of fundry things y^t he had loft from aboard, &c. The Court haveing heard what they had to fay did by way of fentence declare That W^m Collins pay 10^s fine for his entertainem^t of y^e fd feaman, &c., alfoe 10^s for him & his wife goeing aboard y^e fhip on a night after y^e fabbath to a drinking & tipling meeting, w^{ch} y^e fd mafter was gone to New Yorke, & that he enter into bond in y^e fomme of ten pounds for his good behavio^r for y^e future./

The fd W^m Collins accordingly ingaged now in Court.

David Hall goeing aboard at y^e fame time, & carrying Liquo^r at an unfeafonable time, was fined Ten fhillings to be payd to the publike treafury./

* William Collins married Sarah, daughter of Henry and Blanche Morrill, in January, 1668.

AT A COURT HELD AT NEWHAVEN JANUARY 3^d 1670.:

<p>Jury W^m Andrewes Sam^{ll} Whitehead Joseph Alfup sen^r Nicho: Elfey W^m Bradly Abram: dowlittell</p>	<p>Joseph Tuttell & Eleazer Peck plt John Morris defend^t</p>	<p>In an action of flaunder & defamation of y^e witneses in y^e laft Court whoe gave in Evidence in y^e cafe then depending betweene y^e sd Eliezer peck & y^e fd John morris, for y^t y^e fd John morris hath reported or fd he was bafely abufed in y^e Court, & that there was falle-swearing & lieing in y^e Court to y^e value of twenty pounds dammage,— —</p>
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The plaintiffes p^rented their Evidences as followeth:—

The testimony of Joseph Mofs as followeth: the fd Joseph Mofs being p^rent at Deacon Allings fhop heard John morris fay y^t there was falseswearing and lieing in Court, and y^e fd John Morris fd y^t he fhould be loath to take fuch an oath as potter did; further Jn^o Morris fd y^t he fhould fpeake of it to their faces & unto all y^t fpoke to him of y^t cafe, & further y^e fd John fd y^t he did not fee how a man could witnes upon oath y^t which they heard a man fay, being on y^e other fide of dragon & themfelves on this fide, y^e wind blowing at weft north weft. Accepted as if fworne in Court

The testimony of Mofes Manfield as followeth, whoe being at home in his owne houfe about y^e eight of december 70. John Morris came to y^e fd Mofes Manfields houfe & Enquired for Eleazer Pecke & fd he would fpeake with y^e fd Eleazer peck about y^e loade of wood y^t y^e fd John Morris fd he had taken from y^e fd Eleazer Peck, & the fd Mofes Manfield told y^e fd John Morris y^t he heard y^t he was caft in Court, y^e fd John Morris made this reply y^t he was bafely abufed in Court, but he was not y^e firft y^t was abufed in Court. And y^e fd John Morris fd moreover that there was lyeing & falle fwearing in court; the fd Mofes Manfield asked y^e fd John Morris by whom; the fd John Morris answered by the witneses, but y^e fd John Morris fd he would name noe man, but there was two y^t lyed & would have fworne to it if he had not p^rented them.

Mercy Manfield testifies y^e fame. This was accepted in Court as if fworne—

The testimony of W^m Wooden, jun^r, aged nineteen yeares or thereabouts, is as followeth: y^t about y^e 8th of Decemb^r in y^e

yeare 70. y^e sd W^m wooden being at mofes manfields houfe heard Jn^o morris lay y^t he was bafely abufed in y^e Court, & y^t there was lying & falle fweareing in y^e Court, & the fd Mofes Manfield being then p^refent aiked y^e fd John Morris by whom? and y^e fd John Morris fd by y^e wittnefles, but he would name noe man, but there was two y^t lyed & would have fworne but hee prevented them.

Accepted in Court as if fworne./

[149] In y^e action wherein Jofeph Tuttell & Eleazer Peck is plaint: and John morris Contra defend^t The jury finds for y^e plaint: ten pounds and Cofts of Court: The Court after Con- fideration law caufe to accept the Verdict, but advifed y^e plaint: to moderation as to y^e money part./

Samuell Thomas, Haaek Beecher junio^r, Jofeph How & david Perkins being convicted of breach of y^e Sabbath & foe tran- greffion of Law in ftanding without y^e meeting houfe in y^e time of publique worhip, upon y^e 25th of Decemb^r laft; upon y^e acknowledgem^t of y^e evill herein & promife of amendm^t, & it being the firft time, they was difmiff with a ferious warneing y^t they be not found in the like againe, for if they were, it would be remembered againft y^m./

Edward Vickars called to anfw^r a complaint made againft him for Curfing & fweareing, & for giveing threatenng fpeeches againft y^e Clark of y^e iron-workes, & alfoe for y^t he had reported y^t he ran away from his mafter at Virginia & he purfueing of him in a Canooe, he fhott at him & thought he had killed him, for he faw him fall downe, &c; feverall perfons appeared & gave in y^e Evidences of his Curfeing & fweareing feverall times which he owned, & fd he was forry y^t he had foe done, but he fd he had beene brought up in fuch places & company where it was frequently ufed, & he hoped he fhould reforme for y^e future; He was aikt whoe entertained him at y^e workes? Hee answered That Captⁿ Clarke firft entertained him: The Court haveing fhewed him the greatnes of his Evill did by way of fentence declare as followeth, Vizt. That Complaint being made to y^e Authoritie againft Edward Vickars (mployed by Captⁿ Thomas Clark or his Agents at y^e iron-workes of Newhaven) to be a perfon Commonly addicted to prophane Curfeing & fweareing, & Charged with other enormities, he y^e fd Edward Vickars apeareing in Court before y^e deputie Governo^r, & magiftrates

there p^resent, was Examined Concerning y^e sd Crimes, And many witnesses appearing to give in Evidence against him, The Court upon y^e Evidence p^resented & his the sd Vickars Confession, doe find him highly guilty of Common & frequent Curseing & swearing in a most prophane & blasphemous manner, horrible to be heard or uttered, & the like not formerly knowne among us, to y^e great dishon^r of god, & danger of infection to others: And the sd Edward Vickars appearing upon Evidence & his owne Confession a dangerous person in other respects, having threatened sundry times y^e life of Patricke Morran, Clarke of y^e sd workes, and being of a violent & furious spirit & behavior: And by his owne Confession giving cause of suspicion against himselfe of murder Committed upon his master, one Henry Trip of Virginia, This Court for his sd horrible & prophane curseing & swearing doe sentence him to bee severely whipt, & for his other Crimes alsoe therewith Considered to give bond in y^e summe of twenty pounds to keepe the peace of o^r lord y^e king towards all his subjects y^e inhabitants of this plantation, & for his good behavior in y^e place, untill hee doth & shall remove himselfe & wife out of this plantation, & acquit himselfe or be acquitted from y^e sd suspicion of the guilt of blood, and y^t he pay all just charges of y^e Court & his imprisonment./ The said Edward Vickars acknowledged before y^e Court y^e aforesd bond of 20^{lb} & accordingly ingaged./ — — —

John Thomas junio^r & Joseph Preston, being suspected of being distemp^d with drinke one night about y^e going away of y^e ketch, & being out at an unseasonable time, were now examined about it; but they denieing any distemp^r by drinke, & noe sufficient Evidence appearing to prove it, & giving some particular reasons of their being then out soe late, was dismissed.— —

[150] AT A TOWNE-MEETING HELD AT NEWHAVEN JANUARY.
9th 1670:.

After y^e names were Called, W^m Payne y^e Conftable desired y^t the other Conftable Chosen y^e last towne-meeting might be sworn. Then M^r Hodshon declared his unfitnes for y^t service in severall respects, & sd if y^e towne would dispense with him in this

as they had some other he should accept it with thankfulness; but if not, hee should provide one against whom he hoped there is not exception; But the towne shewed noe inclination to free him; whereupon he propounded Philip Leeke to serve in his room, whoe accepted of it & tooke oath accordingly.

It was propounded y^t M^r Leete might be desired to attend all Courts & Towne-meetings, and by Vote Concluded to bee entred as a planter in Newhaven.*—

The townes-men returned their apprehensions about y^e high way through y^e playnes to y^e swampe for timber, vizt. That there be a way layd out from y^e towne high way betweene y^e land of John Sacketts and Edmund Dormans, & that then persons keepe y^e fd way & that y^e towne allow them as much land elsewhere adjacent, and if any person or persons shall doe y^m dammage in y^e ffences by Carting that way, &c., upon complaint & prooffe to authoritie they to have just satisfaction

The Constable gave notice to y^e towne that they should bring in their Countrey Rate unto M^r Baches warehousse upon y^e 16th and alsoe y^e 23th of this instant, and they would be there ready to attend y^m./—

It was ordered y^t a Ledger booke be provided at y^e townes Charge, and the townes-men were appointed to see it done.—

John Herriman senio^r gave notice to y^e towne of his Laying downe of keeping y^e ordinary, for severall reasons by him p^resented in a writing under his hand, which was now read to y^e towne, wherein alsoe he desired the towne to provide another for y^t place & worke; he was earnestly desired to continue in y^e worke at least untill y^e next towne-meeting; hee seemed not willing to ingage it; in y^e issue it was Left with the townes-men, seriously to Consider of the matter, & endeavor to p^rpare some fitt person & make their returne at y^e next towne-meeting./

The agreem^t with y^e inhabitants of Southend about y^r Rates being mentioned, some of y^m seemed to bee unsatisfied. It was left with y^m, y^t if they had any thing to propound, they should repaire to y^e townes-men, whoe might make returne to y^e towne about y^e same.—

* Gov. Wm. Leete, of Guilford, married in April, 1670, as his second wife Widow Sarah Rutherford, of New Haven, who had large property interests here.

It was ordered y^t all sheepe found in any of y^e quarters or other inclosure without a keeper or doeing dammage, being pounded fhall pay 3^d a head to y^m y^t pounds y^m & a halfe penny a head to y^e pound keeper, besides juft dammages./

Upon y^e earnest desire of Richard Newman y^t his land formerly granted to him by the towne at severall times, might be fited out to him, with y^e bounds of it & with a Convenient high way to it, & to his meadow which he lately purchafed of y^e towne; It was left to y^e townesmen to appoint two from among themselves, or any other two fitt perfons, to doe y^e fame./

W^m Andrewes informed y^e towne that he with fome others formerly had fome land given y^m above muddy river in exchange for their 2^d devifion, & he ap^hends y^t there was alfoe fome meadow granted y^m by the towne, which he desired y^t his part might be fett out to him; It was Left to further Consideration untill the next towne meeting./ — —

Sam^l ffernes p^rented a writeing wherein he requested y^t y^e towne would be pleafed to graunt him a piece of land about y^e quantity of a quarter of an acre, to build a houfe on, & for a yard, & for a place to drefs fkins, betweene M^{rs} Goodyeaes & Nathan^l Kemberlyes. It was left to y^e townesmen to Confider of & make returne to y^e towne about y^e fame./ — — — —

[151] Deacon W^m Pecke haveing ftood quietly poifefed of feverall parcells of upland & meadow for thefe feverall yeares without any interruption, claime or profecution by any perfon or perfons according to law, doth now enter it to himfelfe & his heyres for ever: vizt. ffoure acres of upland, bought of Richard Beech, formerly Andrew Hulls, lieing on y^e weft fide in a field called fpringfield, fronting upon y^e meadow eastward, & running to y^e upper end of y^e fwampye meadow weftward next George Smiths, Jn^o Thomas his land on y^e & fome of my owne on y^e

Alfoe three acres of upland in y^e little quarter towards y^e mill, bought of Jn^o Clarke & Sam^l Whitehead, ffronting weftward upon y^e mill high way, & bounded with land of Sam^l Whiteheads on y^e east, of Nicholas Elleys on y^e fouth, & of Henry Pecks on y^e north.—

Alfoe Twenty acres of upland 2^d divifion, bought of Goodw: Richards of Norwalke, late wife of Henry Lindall of Newhaven

deceased, lying on y^e west side, next a Cove called Capt^m Jn^o Nafhes Cove, on y^e homeward side of y^e sd Cove, & running Crofs y^e path by y^e hollow up y^e rockes, bounded with land of Widdow Vincitts on y^e North and of Jn^o Wintons formerly John Wakefields on y^e South.

Alfoe Three acres & a halfe of meadow bought of W^m Bafsett, formerly dan^{ll} Paulls, lying neare y^e west bridge, bounded with y^e upland in y^e fubbarbs quarter on y^e east, the west River on y^e west, meadow of James Rufells on y^e north, & of Jn^o Thomas on y^e South; And one acre more of meadow formerly Richard Olbornes, fronting upon James Rufells & running to y^e west River, & bounded on both sides with meadow of William and John Tompions.—

Deacon Roger Alling having stood quietly possessed of severall parcells of upland & meadow, for these fundry yeares, without any interruption, Claime, or profecution by any person or persons according to law, doth now enter it to himselfe & his heyres for ever, Viz^t. Ten acres of upland, being the whole of Thomas Jeffries first division, bought of Capt^m John Nailh & M^r Thomas Trowbridge, Administrato^{rs} to y^e Estate of the sd Thomas Jeffrie deceased, lying at y^e oyfter point, bounded with y^e harbor on the east, meadow on y^e west, land of Jn^o Brocketts on y^e South, & of Nicholas Elley on y^e north.— Alfoe Three acres & a halfe of upland, bought of James Clarke, being y^e halfe of his first division in y^e fubbarbs quarter, bounded with y^e meadowes on y^e west neare Arthur Holbridges spring, and a high way on y^e east, land of Sam^{ll} Whiteheads (being part of y^e same lot) on y^e south, & of Jn^o Wakefields on y^e north.—

Alfoe Seventeene acres of upland; bought of Capt^m John Nailh, 7 acres $\frac{1}{2}$ of Joseph Nailh 7 acres $\frac{1}{2}$, & 2 acres of Thomas Jeffrie, (being part of M^r Manfields lott) lying in M^r lambertons quarter, running along by y^e swampe called L^t Seelyes swampe, & bounded with y^e highway by y^e harbor on y^e east, & with land of Edward perkins on y^e south, & y^e high way on y^e west./

Alfoe Two acres of upland in y^e little quarter neare y^e neck bridge, bought of John Mofs, bounded with land of Sam^{ll} Whiteheads on the South west, of Jn^o Brocketts on y^e north East, the neck high way on y^e South East, and running to y^e brow of y^e hill on y^e North west./

Alfoe Six acres of upland bought of M^{rs} Goodyeare (in way of exchange for his owne 2^d divifion lieing on y^e weft fide), being part of M^r Goodyeares owne firft divifion, lieing in y^e quarter called M^r Goodyeares quarter, betweene two hollowes, bounded with Land of W^m Rufsell deceafed (being part of y^e fame lott) on y^e weft, & of M^{rs} Goodyeares on y^e Eaft & North, & of M^{rs} Gregfons on y^e fouth./ —

[152] Alfoe fix acres of upland, bought of M^r W^m Jones, lieing in his hither field by y^e mill lane fide, & running to y^e lott called y^e bulhie Lott./ —

Alfoe Six acres of meadow, bought of Richard Platt of milford, lieing in y^e weft meadow above y^e weft bridge in a place called y^e Ifland, joyneing with fome belonging to y^e Eftate of M^r W^m Gibbard deceafed.

Alfoe fix acres of meadow, bought of M^r Evance, being part of M^r Trowbridges meadow, lieing in y^e weft meadow below y^e Club, bounded wth meadow of Timothy ffords on y^e north, of Henry Gibbins on y^e South, the Weft River on y^e eaft, and y^e upland on y^e weft.—

Alfoe Nine acres fome odd pearches of meadow, bought of M^r W^m Gibbard, being all his proportion y^t lies on y^e fouth fide of a fmall creeke, bounded with meadow of John Gibbs on y^e South, of John punderfons on y^e north, the weft River on y^e eaft, and y^e upland on y^e weft, a little below y^e weft Caufie.— —

Alfoe about fixteene acres, being more or lefs, bought of Mathew moulthrop fen^r, being y^e whole of y^t part of his owne firft divifion y^t is on y^e weft fide, & alfoe of Arthur Holbridges firft divifion, & a 4th of M^r Trowbridges part, all running from y^e weft meadowes crofs y^e club toward y^e ftony brooke, thefe are betwixt Ifaack Beecher & y^e fd Roger Alling in equall proportion.—

All y^e fforementioned parcells of upland & meadow are besides his owne proper lands given him by y^e towne, which is as followeth, viz^t: His homelott he now dwells on; ffoure acres & a halfe his firft divifion lieing at y^e oyfter point running from y^e harbo^r to the weft River ward, with land of John Brockets on y^e north, & of Nicholas Elfey on y^e South; Two acres & a halfe of meadow, part of it lieing at y^e fd oyfter point & the other part being about one acre, lieing on y^e Eaft fide of y^e harbo^r, betweene a lott formerly L^t Rob^t Seelyes, & a lott called M^r Manffields, &

$\frac{3}{4}$ 24 rod in y^e necke; his owne 2^d divifion being 10 acres fold to M^{rs} Goodyeare as before exprest.

All thefe forementioned Lands is owned & acknowledged to bee in y^e lawfull poffeffion of Roger Alling in y^e p^r fence of us ffeb: 22th 1670/1

W^m Jones, Afsitant
James Biffhop, Recorder
John Winfton, Townes-man

Timothy fford having ftood quietly poffeffed of feverall parcells of upland & meadow for thefe fundry yeares, without any interruption, claime or profecution by any perfon or perfons according to law, doth now Enter it to himfelfe & his heyres for ever, Viz^t: one acre & a halfe bought of Sam^l Whitehead lieing on y^e weft fide in y^e field called Springfield which was part of Dan^l Paulls lott, & y^e other part Thomas Lampfon bought & adjoynes to it on y^e one fide, & a lott formerly Jno Charles on y^e other:—

Alfoe Three acres which was my owne lott, with a part of Mofes Wheelers, lieing next John Charles his land on y^e Eaft, & of Thomas Lampfons on y^e weft, both pieces butts on y^e meadowes, in y^e firft divifion.—

Alfoe neare five acres, being halfe of John Clarks firft divifion on y^e weft fide, butting on M^{rs} Gregfons meadow betweene y^e two Coves.—

Alfoe Twenty two acres & one quarter bought of Goodw: Lindall, lieing on y^e weft hill, the firft part of it lieing 22 rod $\frac{1}{4}$ broade from milford way, the other part next Sam^l Whiteheads land on y^e eaft, & Haacke Beachers on y^e other fide of it.—

Alfoe fix acres of land lieing on y^e weft fide beyond ftony brooke, being part of Sam^l Whiteheads 2^d divifion, y^e reft of y^e lott lieing on the South eaft fide of it adjoining to it.—

[153] Alfoe fix acres, bought of Richard Platt of milford, which was Luke Atkinfons firft divifion in y^e fubburbs quarter, bounded with land of Edward Perkins on y^e eaft, & of his owne on y^e weft, & running up to the weft Lane northward.— Alfoe foure acres, lieing at y^e hither end of y^e quarter next y^e harbo^r, two of it bought of old John Bafsett & y^e other two of John Thomas, bounded with land of John Winftons (formerly L^t Seelies) on y^e one fide, & land of his owne on y^e other fide./

Alfoe about an acre bought of Roger Alling adjoineing to his calve pafiture in y^e fame quarter as y^e former.—

Alfoe foure acres of meadow, bought of Jeremiah Whitnell, be it more or lefs, lieing in M^r malbons Cove, running from upland to upland, and one acre more Joineing to it on y^e fouth, bought of Jno Winton, bounded with meadow formerly deacon Miles his on y^e South, & meadow formerly Thomas Wheelers on y^e north.— Alfoe two acres of meadow, bought of Jn^o Thomas, lieing in y^e weft meadow below y^e club, bounded with meadow of deacon Alling on y^e fouth, & of Jofeph Alfup on y^e north, running from y^e river to y^e upland.— Alfoe Ten acres of meadow bought of Goodw: Lindall, lieing on y^e eaft fide of y^e harbo^r, five of it bounded with meadow formerly Thomas Jeffries on y^e fouth, & of Widdow Talmage on y^e north; The other five bounded with meadow of widdow Talmage on y^e South, & of Ebenezer Brownes on y^e north./ —

All y^e forementioned parcells of upland & meadow of Timothy fford is owned & acknowledged to be in y^e lawfull poffefion of y^e fd fford in y^e p^refence of us ffeb^ry 22th 1670/1:

W^m Jones, Afsitt^t
James Bifhop, Recorder
John Winton, Townes man

Sam^{ll} Whitehead haveing ftood quietly poffefsed of feverall parcells of upland & meadow for thefe fundry yeares, without any interruption, Clayme, or profecution by any perfon or perfons according to law; doth now Enter it to himfelfe & his heyres for ever, Viz^t. Three acres & a halfe bought of James Clarke, lieing in y^e fubarbs quarter againft y^e high way y^t runs Crofs y^e quarter, bounded with land of Roger Allings on y^e north-weft & fome of his owne on y^e Southeaft.—

Alfoe foure acres & a halfe more in y^e fame quarter, bought of Richard ofborne, running from y^e highway to y^e weftlane, bounded with land of John Tompfon fen^{rs} on y^e fouth weft, & of land formerly John Wakefields on the North eaft.— Alfoe about twelve acres more bought of goodw: Lindall, lieing in y^e quarter formerly called M^r Goodyeaes quarter, being part of M^r Hawkin's lott, butting upon y^e weft lane, & bounded with land of M^{rs} Gregions on y^e North eaft, & north weft, & running to y^e

meadowes on y^e fourth weft, round a piece of Edward Perkins being part of y^e fame lott.—

Alfoe fix acres & a halfe in y^e quarter called y^e mill quarter, bought of M^r Perry, butting on y^e neeke lane, & bounded with land of Roger Alling on y^e north east & of Nicholas Elley on y^e South weft.—

Alfoe halfe y^e 2^d divifion of M^r Hawkins his lott, bought of goodw: Lindall, being one hundred & two acres wth y^e Commonage belonging to it & halfe y^e land in y^e neck being five acres & a halfe.—

Alfoe fix acres of land lying in y^e 2^d quarter, being part of M^{rs} Eldreds lott, bought of Timothy fford, lying neare y^e quarter called M^r Newmans quarter, & running up to the high way next mofes Manifields lott.

Alfoe nine acres of meadow, which is halfe the meadow of M^r Hawkins lot y^t lies againft y^e quarter called M^r Goodyeares quarter, bought alfoe of goodw: Lindall, bounded with meadow formerly W^m Davis his on y^e South, & of M^{rs} Goodyeares on y^e north, & of Edward Perkins [154] on y^e weft, & to y^e upland & hafsuckie Cove on y^e East.—

Alfoe halfe a parcell of meadow, lying above y^e weft caufie, being the whole of Thomas Welches, lying at y^t place adjoining to y^e upland, it being betwixt Iſaac Beecher & himſelfe.

All y^e forementioned parcells of upland & meadow are, beſides that which he hath of his owne given him by y^e towne, viz. his homelott he now lives on, two acres & a halfe in y^e fubbarbs quarter adjoining to his firft parcell on y^e other fide, ten acres of y^e 2^d divifion, & one acre and a halfe in y^e neeke.

All y^e forementioned Lands is owned & acknowledged to be in the lawfull poſfeſſion of Sam^l Whitehead in y^e p^rſence of us y^e: 22th of febr^{ry} 1670/1.

W^m Jones, *Aſſiſt^t*

James Biſhop, Record^r

John Winton, Townes-man

John Winton having ſtood quietly poſſeſſed of ſeverall parcells of upland & meadow for theſe fundry yeares, without any interruption, Claime or proſecution by any perſon or perſons according to law, doth now enter it to himſelfe & his heyres for ever.—

Viz^t. Six acres of upland, lying at y^e oyfter point, bought of M^r

Goodyear, bounded with land of W^m Holts on y^e north, & of W^m Wilmots on y^e South, a cove of meadow on y^e west, & y^e harbor on y^e East.—

Alfoe about five acres & a halfe on y^e west side, being part of y^e first division of Luke Atkinson, & all his 2^d division, being ten acres; and two acres & 16 rod in y^e necke, bought of goodw: Atkinson.

Alfoe nine acres of meadow at y^e Club, being part of M^r Hawkins his lott, bounded with y^e west River on y^e east, & meadow of Jere: Whitnells on y^e South & north, & of John Gilberts on y^e west./—

Alfoe y^e whole of y^e meadow belonging formerly to Thomas Buckingham, (excepting y^t part of it (being about one acre) lying in M^r malbons Cove) lying in three parts, one above y^e west Cause adjoining to meadow of Widdow miles on y^e South, & of Captⁿ Jn^o Nafhes on y^e east, & y^e River on y^e north; another part lying at y^e club, adjoining to meadow of Jere: Whitnell, & on y^e north side of y^e creek called ffwolers Creeke; & y^e other part lying at solitary Cove.

Alfoe one house & lot with the land adjoining, being about ten acres, more or less, & a certaine parcell of meadow lying on y^e east side of y^e harbor, bounded wth meadow of Roger Allings on y^e south, & of Widdow Brownes on y^e north, this bought of Robert ffoote, as by a bill of sale under y^e hand of y^e sd ffoote doth more fully appeare.

All y^e forementioned parcells of upland & meadow are besides his owne homelotte he now lives on, & an old house & lott formerly Luke Atkinsons, bought of George Roise:—

All y^e forementioned lands of Jn^o Winstons is owned and acknowledged to be in y^e lawfull possession of y^e sd Jn^o Winston in y^e p^resence of us. febr^y 22th 1670:.

W^m Jones, *Afsitt^t*
 James Bilhop, *Recorder*
 John Cooper, *Townesman*
 his I C mark

W^m Bafsett haveing ftood quietly possessed of two parcells of meadow (formerly W^m Potters, y^e one containeing foure acres, be it more or less, bounded with meadow of M^r Gilbert on y^e east, Nathianiell Potters on y^e west, M^r Gilberts high way on y^e

north, & L^t Munfons meadow on y^e fouth; y^e other containeing two acres, be it more or leſe, bounded with meadow of Chriſtopher Tod on y^e fouth, y^e river eaſt, a creeke weſt & fouth) for fundry yeares wthout any lett, claime, profecution by any perſon or perſons according to law, doth now Enter it to himſelfe & his heyres for ever.

Theſe owned & acknowledged this 20th of octob^r: 1673, before us

W^m Jones, *Aſſiſt*
James Biſhop, Recorder
John Cooper, Townesman
his I C mark

[155] AT A TOWNE-MEETING HELD AT NEWHAVEN FFEBRUARY
13th 1670:

The Conſtables read y^e warrant from y^e juſticeion treaſurer for y^e gathering of y^e Countrey Rate; and gave notice to y^e towne y^t this day come fortnight is y^e laſt day y^t they ſhould appoint to attend upon that buſines.—

John Cooper ſen^r returned in reference to W^m Wooden his propoſition, Novemb^r 14th 1670: for ſix acres of land neare his at y^e playnes: That Jeremiah Osborne & hee had viewed the ſd Land by apointment of y^e Townes-men, & they ſee it not inconvenient to y^e towne to graunt it him; Upon which The towne by vote graunted unto the ſd W^m Wooden y^e ſd Land, not exceeding ſix acres, & the townes-men are hereby ordered to appoint ſome to lay it out to him with as litle inconvenience to y^e towne as may bee; and y^t it bee not prejudiciall to y^e towne for neceſſary high wayes either for the p^{re}ſent or for y^e future.—

John Cooper ſen^r & Abraham Dickerman Chofen pounders for y^e Governo^rs quarter & y^t called goodm Coopers quarter, with y^e Cornefields betweene.

Thomas Beamont & Jn^o Johnſon for y^e yorkſhire quarter & thoſe adjoyneing, & James Heaton to bee helpfull to them./ —

Roger Alling, Sam^l Whitehead & Jn^o Winton for the ſubbarbs quarter:— Jonathan Tuttell & John Cooper jun^r for y^e little quarter toward y^e mill./ —

W^m Wilmot propounded for a piece of swampy Land, about y^e quantity of one acre & a halfe, (for y^e ease of fenceing) adjoining to his owne on y^t side of his land towards y^e pines.—

The towne Considering of his proposition, and findeing y^t hee hath suffered damage by y^e throwing downe of his barrs, and Considering y^t y^e towne is to have a convenient highway through his Land to y^e rocke, & other towne land, both for stones, timber & firewood, as the towne shall have occasion, they doe by vote graunt it unto him, and the townes-men is hereby appointed to state it out to him.— —

The towne by vote graunted, that those y^t have Land on y^e East side about dragon point, shall have Liberty to Lay y^r Lotts together, & to begin at which end they please, and the townes-men are hereby appointed to settle it with them, both in respect to convenient high wayes, & alsoe how far their lotts shall run in length from y^e river.— — —

Jeremiah Osborne (as from y^e townes-men) returned in reference to their provideing of a meete person for y^e keeping of y^e ordinary; That they had Considered & Laboured in the busines, but could find none willing to undertake it, & therefore did returne y^e busines to y^e towne againe.

The Townes-men returned in reference unto Samuell ffernes his proposition y^e last towne-meeting; That they had some of them viewed y^e sd piece of Land, & doe not see it inconvenient to y^e towne to graunt it unto him, yet they question whether it will bee for his benefitt to have it, soe nothing further was done in it at this time./ — —

[156] The Townesmen p^resented a writeing in reference to y^e settling the bounds of y^e land adjoining unto Henry Glover his warehouse, M^{rs} Leetes & Joseph Alsop,* vizt. That y^e sd Henry Glover shall begin halfe a rod from M^{rs} Leetes warehouse, & soe come up northward foure rods;

M^{rs} Leete to have y^e length of her warehouse, with y^e use of the halfe rod for a highway; And Joseph Alsop to have thirty

* These three warehouses were on the west side of State Street, near Water. Henry Glover's was bought in 1666 of Joshua Atwater, who acquired it from Theophilus Higginson (see N. H. Records, iii, 110); Mrs. Leete's (formerly Mrs. Rutherford's) and Joseph Alsop's were on land granted in February, 1670.

foote Southward from M^r Leetes; and all of them to have two rod 4 foote from y^e upper side of their houses in breadth toward y^e Creeke; but Henry Glover sheweing himselfe not willing to maintaine a high way betweene his warehous & y^e Creeke, The towne onely graunted two rod in breadth, reserving liberty of a sufficient high way betweene y^e Creeke & the sd graunts.—

AT A TOWNE-MEETING HELD AT NEWHAVEN APRIL 25th 1671.

The Conitables gave notice to y^e towne y^t those y^t were behind of their Countrey Rate or any part of it y^t they would bring it in speedily, there being a vessels now to send it away.

L^t Thomas Munfon & Jn^r Cooper senio^r were Chosen deputies for y^e Gen^l Assembly in may next, & Captⁿ Jn^r Nash a 3^d man in case any of y^e other two fayle.—

After y^e Election of deputies & y^e busines respecting proxies was issued according to order by y^e ffreemen, The towne came to Consider of things respecting y^m selves.—

M^r Benjamin Ling propounded to y^e towne on y^e behalfe of widdow Jones* that shee might have y^e remainder of her land layd out to her which shee wanted, in part whereof shee desired at p^lsent a certaine parcell of Land about y^e quantity of six acres lying against her meadow, whereby shee may secure her sd meadow from dammage. The Towne (after debate & Consideration of y^e matter) by vote graunted unto widdow Jones y^e sd Land, as part of her propriety, provided y^t shee hath not received her full proportion already.—

It was propounded about fannell ffernes his former proposition; some questioned whether ever he was orderly admitted a planter, † & soe y^e matter issued at p^lsent.—

Abraham Dickerman propounded on y^e behalfe of widdow Brownes‡ homelott, y^e water soe breakeing y^e banke downe shee

* Joan, widow of John Jones (who died in 1657).

† Samuel Fernes is traceable in and about New Haven from 1652, and had married about 1661.

‡ Mary (Edwards), widow of Francis Browne, lived on East Water Street; see N. H. Records, iii, 195.

was not able to maintaine a high way: It was Left to y^e Townesmen to Consider of her propofition & make returne to the towne.

It was propounded That y^e towne would appoint some fit perfons to meete with milford & Branford men about running the Lines betwixt y^m and us.— And after debate:—Captⁿ Jn^o Nafh M^r W^m Tuttell, John Cooper fen^r & Jeremiah ofborne were appointed to meet with fuch as milford fhould appoint to treat & ifsue about y^e dividing Line betweene them and us.—

Some perfons were fpoken off about running y^e line betwixt Branford & us, but nothing concluded at p^rfent.

[157] AT A TOWNE-MEETING HELD AT N-HAVEN JUNE 26th 1671 :

After the names were Called; The orders of the gen^{ll} Afsembly in May laft was read to y^e towne.—

The orders about choofeing Lifters read to the towne./ — —

The acts of the Laft Towne-meeting read to the towne./ —

Captⁿ Jn^o Nafh informed the towne what the Committee had done about the line betweene milford & us, but fd that there was nothing p^rpared for record at p^rfent.—

Jn^o Cooper fen^r in y^e name of y^e townes-men informed y^e towne, that they had Considered of widdow Browne her propofition y^e laft towne meeting, & they have thought necefsary that there fhould be a high way for a Cart through her Lott, next George Pardee his lott, into y^e oyfter-fhell field, untill fhee make the hie way pafsable at y^e front of her fd Lott, according to a former order of the towne for which there was an addition to y^e homelotts out of y^e oyfter fhell field of land given by the towne; but yet they thought y^t y^e neighbours y^t did make ufe of it fhould make & maintaine bars at both ends of the Lott; there was fome debate upon it but nothing further concluded at p^rfent.—

The propofition of Samuell ffernes about a piece of Land by the Creeke fide, came againe to be Considered, and ifsued thus; that he be firft admitted a planter, by the Committee apointed for y^t end, before any graunt of Land to him./ —

Edmund Dorman propounded to y^e towne for an ifsue about

the hie way y^t was to run through his land & Jn^o Sackets at y^e playnes: The towne Considering of his propofition doe defire & appoint Jn^o Cooper fen^r, & Jeremiah Osborne to iffue the bufines, both for ftating of y^e hie way, & alloweing of them juft fatisfaction for y^e fame, and foe make returne of y^e fame unto y^e towne to be recorded./ — — —

Thomas Tuttell* propounded for Liberty of y^e towne to remove his fhop out of his lot into y^e townes Land over y^e Cartway, he findeing it very uncomfortable to worke in by reafon of heate in fummer time, his orchard keeping off the wind.

The Towne Considering of his propofition doe grant him Liberty at p^refent, untill they fhall fee caufe to order otherwise./

Captⁿ Jn^o Nath, John Cooper fen^r, Jn^o Winton, Jere: Osborne, Abram Dickerman, James Heaton & moies Mansfield choien townes-men for the yeare enfueing.— —

John Punderfon fen ^r Chofen Treafurer	} for y ^e yeare enfueing
James Bifhop Chofen Recorder.	

Timothy fford & Thomas Meekes Chofen Surveyo^{rs} for the high wayes for y^e yeare enfueing./ —

M^r James Rufsell & Thomas Kemberly was choien viewers for the ffences of y^e Quarter called y^e Governo^{rs} Quarter.—

Thomas Johnson & John Parker for Goodw Coopers Quarter./

Thomas Beaumont & Jere: Hull for y^e North fide, and W^m Johnson & Ifaac Beecher for y^e South fide of y^e yorkefhire Quarter & thofe adjoyneing to it./

[158] Timothy fford & John Tompfon fenio^r Chofen Viewers of the ffences of y^e fubbarbs Quarter./

Thomas Meekes & Thomas Sanford for the litle Quarter next y^e mill & M^r Jones his lott.—

Philip Leeke & Timothy fford for the field at y^e Weft hill; all Chofen for y^e yeare Enfueing.

Captⁿ Jn^o Nath acquainted y^e towne that there was a want of fome military officers for y^e trayne band, upon which Corporall Jere: Osborne was Chofen Serjeant.—

James Heaton & Samuell Miles were Chofen Corporalls./ —

Captⁿ Jn^o Nath propounded unto y^e towne to give him liberty to fence in y^e whole breadth of his Land in y^e eaft quarter unto y^e mill River as his owne propriety; after fome debate Jn^o

* Thomas Tuttle was a cooper.

Cooper fen^r & Moses Manfield were desired & appointed to view y^e fame & make their returne at y^e next towne-meeting.

The Townes-men were desired & appointed to fettle the ffayre of y^e fferry with y^e p^rsent fferriman./—

It was propounded about one to keep y^e ordinary, & the towne was acquainted what endeavo^{rs} had been used with sone about it since y^e Laft Towne-meeting, and in y^e ifsue Abram Dickerman was by Vote appointed to keepe the ordinary in Newhaven, whoe declared that he fhould accept it upon tryall.— /—

The Committee formerly appointed for feateing people in this meeting houfe, was now againe desired & appointed, (with Jere: Osborne added to y^m) to alter y^e ffront gallery & feate it with men onely, & that thofe women y^t fit there, be feated elfewhere.

IN JULY 1671 James Loper* a dutch man being complained of for makeing y^e people mufe† with ftrange ftories, & bragging what he could, &c. he being Examined before y^e Deputy Governo^r, & James Bifhop, & being convicted of lyeing was fined Ten fhillings & y^e Conftables ordered to receive it of him.—

Eben-ezer Browne, being accused & convicted of drunkennes before M^r W^m Jones, & James Bifhop, was ffined Ten fhillings to be payd to y^e treafury

[159] M^r Nicholas Streete, now Teacher to the church of chrift in Newhaven, hath ftood quietly pofsefsed to the full time limited by order of Court held att Hartford May 9th 1667: for the profecution of claimes to land (which expired Novemb^r 30th 1668) of the houfe he now lives in (which was once M^r Hookes‡) together with all parcells of Lands, & appurtenances, commonly knowne to belong thereunto; by virtue of a graunt from the church of Newhaven to y^e faid M^r Streete about ten yeares fince, which is owned & acknowledged, in a letter to M^r Hooke, from the brethren of the fd church beareing date 25th of y^e 6th 1670: fubfcribed, yo^r loving brethren, Nicholas Streete, Willm Pecke,

* Loper or Looper.

† muse = wonder.

‡ Mr. Hooke's house was on the southwest corner of College and Chapel streets.

Roger Alling, in y^e name, and with the content of the brethren of y^e church of christ in N—haven. — A Record of which Letter here ffolloweth:—

Reverend & deare F,

It pleased god about 10 or 11 yeares since, to bring Reverend M^r Street to live at Newhaven, and to dwell, in yo^r house; & after some time was called to y^e office of a teacher in our church, afterwards he made some propofals about y^e sd house in o^r church meeting, at which time o^r Reverend pasto^r (now with y^e lord) acquainted the church, y^t in some letter, or letters from yo^rselfe to him, you had given yo^r house & accomodations in Newhaven to y^e church here; after some debate about it, y^e church did give what right or interest they had unto our teacher, app^rhending (by yo^r graunt as reported to them by M^r Davenport) that y^e right of proprietie was theirs, freely & fully to dispose without limitation or condition foe they did; foe hath hee accepted, enjoyed, & possesed it ever since as his owne inheritance like other planters; disburling upon it Considerable summes in reparations & other necessary conveniences; wee are sensible of yo^r love & respects to this church in what you did, and finding y^e same affection still continueing doe acknowledge it with thankfulness, & have thereupon thought good to signify y^e p^rmisses to yo^rselfe, that in confirmeing yo^r sd graunt to y^e church under yo^r hand, & seale, (w^{ch} is necessary) you may foe allow the churches grant to our teacher as before is sd to bee intended & accepted both by y^e church & him, this would be (considering y^e p^rmisses) well accepted: wherein wee desire god would guide you to what is most for his glory, the advance of brotherly love and peace in this church; foe with our best respects p^rsented, we rest.

N—H. 25. of y^e 6th 1670:

yo^r Loveing Brethren
 Nicholas Streete
 William Peck
 Roger Alling

In y^e name & with y^e Content of y^e brethren of y^e church of christ in Newhaven.—

This is a true Record of y^e originall writeing & letter as above Examined per me James Bishop, Recorder: And recorded at y^e desire of Reverend M^r Streete.—

And an answ^r to y^e letter followes on y^e other side:

[160] Here ffollowes Reverend M^r Hookes anfw^r in letter to y^e letter on y^e other fide :

Superfcription is,
Thefe for y^e honord & beloved
M^r Nicholas Streete, William
Peck, Roger Alling & the reft
of y^e bretheren of the Church
of chrift at Newhaven in
N- England #

Dearly beloved brethren, yo^r letter dated y^e 25th of y^e 6th 1670, came fafe to me, jn which you make mention of my gift of y^e houfe in which I lived whileft I remained with you, and y^e accomodations thereunto belonging, to y^e church in Newhaven; But y^t it was given without limitation or condicion foe as to be difpofed of by y^e church as they pleafed, I muft not fay; ffor I never intended y^e alienation of fd gift from y^e proprietie of y^e church to any particular perfon either without or within y^e church*; but y^t it might be a ftanding maintenance, either tow^{ds} a teaching officer, fchoolemafter or the benefitt of y^e poore in ffellowhip. As therefore to y^e fd gift & graunt to y^e church, und^r my hand & feale, viz. for fuch publick ends & purpofes as aforefd, I fhallbe ready to doe it if you fend me a Coppye; or if not, I will fend you a deed of gift upon yo^r defire, onely foe limited as aforefd; In y^e meanwhile, this letter of mine fhallbe fufficient to teftifie my reality in what I have given. But to allow of y^e churches grant to yo^r Reverend Teacher, M^r Streete, foe as to enjoy y^e houfe & what belongeth thereunto as his owne inheritance, I cannot yeild thereunto, noe fuch thing either as touching o^r fd brother or any other perfon, haveing ever into my thoughts. It was y^e good of the church, & not of any particular perfon, one or other, y^t I intended in y^e gift; And it hath very much grieved mee y^t there fhould be any y^e leaft difquietm^t in a church of chrift about a litle worldly accomodation. As for my doeing what may make moft for gods glory, & y^e advance of brotherly love & peace in y^e church at Newhaven, w^{ch} you defire in y^e clofe of yo^r letter; I hope I fhall doe noe other, p^rfuming y^t fuch a grant as I have yeilded to, will neither juftly p^rjudice love, nor breake y^e peace, which I truft, is better grounded, then to be fhaken by foe flender an occafion. Brethren, I daylie have yⁿ in remembrance before y^e lord, as retaineing

* Mr. Hooke's house-lot, on the southwest corner of Chapel and College streets, having been offered by the Church to Yale College as a site for a Rector's house, was bought for that purpose in 1722 and was so occupied until 1798.

my old brotherly affections twth you, desiring y^e returne of yo^r prayers & brotherly love for him in whose heart you have a great interest. The father of mercy be wth you all, dwell in the midt of you, fill you with all joy & peace in believing & bring you to his everlasting kingdome in glory through Jesus christ. In w^m I rest.

yo^r unfeignedly loveing brother
William Hook.

The 25 of y^e 1st m. 1671:

Postscript

What Coit & charges M^r Street hath been at about y^e house, yⁿ best know, & will, I hope, be ready to make such satisfaction as shalbe judged requisite. If you please, you may grant y^e house & accomodacions, to y^e longest liver, M^r Street, or M^{rs}; & unto this you may add what further accomodacions you shall see good, in way of recompense, according as y^e Coit & Charge shalbe judged to bee. I doe but propound, you may doe what shall seeme good to you, &c. M^r Caryll, M^r Barker, M^r Newman, & myfelfe have received fugar from Barbadoes, to y^e value of about 90^{lb} & have disposed of it to severall poore ministers, & ministers widdowes. And this fruit of yo^r bounty is very thankfully received & acknowledged by us; And y^e good L^d make all grace to abound tow^{ds} yⁿ, &c. 2 cor 9. 8.-12

This is a true Record of y^e originall

Examined Per me James Bilhop *Recorder*

The bounds of Richard Newman his Land above M^r Yales, as stated out according to order of towne, Jan^{ry} 9th 1670: It begins at M^r Yales land, and runs up along upon y^e east side of Connecticutt path according as trees are marked, to a wallnutt tree marked on three sides, and soe runs away East to another wallnutt tree that stands close by the river side, marked on y^e west side of the tree.

[161] AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMBER
11th 1671:.

After y^e names was called, The Towne was acquainted that one occasion of the meeting was to chooise Listers.—

The acts of y^e Laft Towne meeting was read to y^e towne.—

The Townes men were appointed Lifters to make up y^e lift of Eftates to be p^rfented in October next unto y^e Gen^l Afsembly.

The Conftables gave notice unto thofe that were behind in their Countrey Rate, that they would come & make up their accounts fome time this weeke, or elfe they may expect to bee dealt with according to Law :/ —

Jn^o Cooper fenio^r informed y^e towne that he & moſes manfield had viewed that which Captⁿ Jn^o Naſh propounded for by y^e mill River y^e Laft Towne-meeting, & they fee noe inconvenience to y^e towne to graunt it to him, provided the towne have liberty to cutt fedge there, as any ſhall have occaſion; Upon which The towne by vote graunted unto Captⁿ John Naſh liberty to fence in the whole breadth of his land in the Eaſt Quarter unto y^e mill River as his owne propriety, reſerveing Liberty for the Cutting of fedge there, as any ſhall ſhall have occaſion./

Samuell fernes renewed his motion for y^t piece of Land by the Creeke ſide; The towne was informed that he was admitted a planter upon ſatisfyieing teſtimony; After which the towne by vote graunted unto Samuell fernes one quarter of an acre or thereabouts by the Creeke ſide where formerly he propounded for, and deſired Jn^o Cooper fenio^r & Jere: Osborne to ſtate it out to him./

Captⁿ Naſh propounded unto y^e towne about y^e fence of the 40 acre piece, whether it was not beſt to be diſpoſed of for the townes advantage; upon which It was by vote Left to y^e townes-men to diſpoſe of it for y^e townes advantage./ — —

Captⁿ Naſh (as from the townes-men) propounded whether it might not be convenient for y^e towne to ſet apart a certaine quantity of Land, of about 300 Acres for publike uſe, about y^e riding place over y^e Eaſt river, or elfewhere; The motion was acceptable to y^e towne; upon which The Towne by vote deſired & appointed, M^r W^m Tuttell, Jn^o Cooper fen^r, W^m Bradly, David Atwater & Joſeph Manfield as a Committee to make a view to ſuch an end, & make their returne to the towne.— —

Upon y^e motion of Widdow Banifter, Jn^o Cooper fen^r & Jere: Osborn were deſired & apointed to view a piece of ground under the banke, neare where M^r Trowbridges ſellar formerly ſtood;

& state it out to her, to build a small house upon, if they find any fit for such a use./ — —

Jn^o Cooper senio^r desired y^e towne to graunt him a piece of land neare Itony River farmes, in way of exchange for his 2^d division: Moses Manfield & Mathew Moulthrop were desired & apointed to view y^e sd Land propounded for, & make returne to y^e towne./ —

The towne was informed that y^e indyans desire liberty for admitting some of their friends & relations to sitt downe with them upon their owne ground: upon which The towne by vote desired & appointed The Deputy Governo^r, & magistrates [162] with the Townes-men & L^t Thomas Munion a Committee in reference to the indyans proposition about admitting of other indyans to them upon their owne ground, or any other thing respecting the articles betwixt the towne & them./ — —

L^t Thomas Munson & Jn^o Cooper senio^r Chofen deputies for the Gen^l Asembly in october next, & Captⁿ Nath y^e 3^d man, in case any of the other were hindred by y^e providence of god./ —

John Potter propounded unto y^e towne that they would exchange that three or foure acres of Land formerly graunted him, in way of recompense for his makeing a bridge over y^e great swamp, and graunt him halfe an acre or thereabouts adjoineing to y^e fforge pond neare his homelott, & if the sd pond should be layd downe, then to have y^e sd halfe acre made up of the like quantity as he had in y^e other place; The Towne by vote graunted his proposition, and appointed Moses Manfield & Mathew Moulthrop to lay it out to him; onely declared that he should clayme noe right to any in y^e pond noe longer then y^e sd pond was layd downe./

AT A TOWNE-MEETING HELD AT NEWHAVEN OCTOB^r 30th 1671 :—

The acts of the Last Towne-meeting was read to the towne.

Upon a motion made on y^e behalfe of widdow Banister to know what y^e towne would allow her toward y^e building of a small house; It was by Vote declared, That they graunt her the piece of land layd out for her, and the timber shee hath had

of the old meeting house, with forty shillings out of the towne treasury, provided shee improve it to y^t end, otherwise shee may not expect it./ — —

The Magistrates & Townes-men appointed Auditors, to Audit the accounts of the Towne treasurer for y^e yeare 1670:. It was alsoe tendred by M^r Jones that they would audit the accounts concerneing y^e schoole money./ — —

Ordered, That a penny halfe penny upon y^e pound be payd by y^e severall inhabitants of y^e towne, unto y^e towne treasurer, for y^e repaying of money borrowed of the Committee for y^e schoole, & alsoe for other necessary towne occasions, the one halfe at Least in porke & pease or either, & this to be payd, y^e one halfe this latter end of the yeare, & y^e other halfe at or before the end of march next ensuing./

Ordered That every man from 16 yeare old & upwards goe or send a man a day for y^e mending of y^e mill hie way, & M^r W^m Tuttell, Roger Alling, Jn^o Cooper sen^r & W^m Payne are appointed to call out men & teames upon 24 houres warning, to see it done without delay, & in case of non attendance y^e same penalty to be layd as in y^e countrey law about other hie wayes./ [163] ffor the p^rventing of unnecessary staying at y^e mill for grinding, It is ordered That Corne be ground at y^e mill in y^e same order as it is brought, excepting in cafes of urgent necessity, & of great quantities brought by Canoes or Carts, which is Left to y^e discretion of the miller as he shall see cause./ — —

Moses Mansfield & Mathew Moulthrop returned in reference to y^e Land they were appointed y^e last towne meeting to view for Jn^o Cooper senio^r on y^e East side, That they see noe inconvenience to the towne to graunt it to him, Upon which the Towne by vote granted unto Jn^o Cooper senio^r, in way of exchange for his 2^d division, the same quantity y^t is of his owne above muddy River, provided it doth not p^rjudice y^e proprietaries of any of y^e stony River farmers formerly graunted unto them.

Christopher Tod propounded unto y^e towne, That they would give him one dayes worke a man towards y^e turneing of one of the mills into a breast mill. It being put to vote past in y^e affirmative./ — —

The Towne desired & appointed y^e Committee formerly Chosen to agree with Branford about y^e dividing Line, now to run y^e

line then agreed upon, with such as Branford shall appoint, & soe to putt an issue to that matter, taking such other with y^m as they shall see necessary./—

Moses Mansfield & Mathew Moulthrop returned, That they had layd out y^t small piece of land for Jn^o Potter, according as they were appointed y^e last towne-meeting./—

AT A TOWNE-MEETING HELD AT NEWHAVEN NOVEMBER 27th 1671.:

The acts of the Last towne meeting was read to the towne.—

The townes-men returned how they had settled y^e fare of the fferry for y^e future, untill y^e towne shall see cause to alter it, according as they were appointed at a towne meeting, June 26 1671: & is as followeth: At a meeting of the townes-men, Septemb^r 4th 1671: It was agreed, That y^e inhabitants of y^e towne untill y^e first of may next doe pay for each horse & man (if y^e horse be carried in boate) six pence: if y^e horse swim then but halfe soe much, and for each person two pence; And after y^e first of may, foure pence horse & man, but if y^e horse swim then but halfe soe much; And for each person one penny; onely if there bee but one person pass at a time, then one penny halfe penny.—

And for Strangers, for each horse & man six pence, & two pence a person, onely if the horse swim then but halfe soe much.

Those whoe were appointed y^e last towne meeting to call forth persons for y^e mending of y^e mill hie way, informed y^e towne of fundry that did not attend on y^e dayes appointed, upon which W^m Payne and Jere: Osborne were desired & appointed to call forth y^e first men & to see y^e worke done when y^e season futes./—

The same Committee formerly appointed, were now desired to issue y^e busines with milford men respecting y^e line betweene y^m & us wth y^e first Conveniencie, calling in such other helpe as is necessary./—

[164] The Conftables informed the towne that their yeare was up and therefore desired y^e towne to choose some other, upon which the Towne proceeded to vote, and M^r Benjamin Linge & Timothy fford were Chosen Conftables at y^e towne, & John

Rose fenio^r at the iron-workes, all for y^e yeare enfueing; & Timothy fford now tooke oath, but y^e other was not p^rsent.—

Jere: Osborne propounded unto y^e towne on y^e behalfe of M^r Leete That y^e towne would graunt M^r Leete a piece of ground on y^e east side, running from a great hill to y^e fresh meadow, for to keepe a horie upon; after some debate, M^r W^m Tuttell, Jn^o Cooper fen^r & Mathew Moulthrop were appointed to view y^e fd Land, & make returne to y^e towne./ — —

Upon y^e request of John Potter unto y^e towne for liberty to remove his shop from y^e place it now stands, neare to his house, It was by vote graunted him.—

Upon Samuell Munfon his renewing his motion to the towne, that they would give him a drum Rimm y^t was in y^e townes hand; It was Left to y^e townes-men to doe therein as they shall see cause.

Christopher Tod propounded unto y^e towne that they would be at some charge for y^e removeall of y^e mills on this side nearer y^e rocke & foe to make y^m breast mills; he fd he had advifed with workemen & it was thought y^e charge y^t hee desired of the towne would not be above 70^{lb}, which was thought would soone be saved if the thing was accomplished; after debate, The Court & townes-men were desired to Consider of y^e proposition, & p^rpare something for the townes further Consideracion./ —

It is ordered, That y^e Towne treasurer for y^e time being shall for y^e future yearely give in his account to y^e audito^{rs}, fayrely written under his hand, at such seasons as y^e fd auditors or towne shall appoint, that it may be kept upon ffile with the Records of the towne./ — —

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMBER 15th 1671.:

The acts of the Last Towne-meeting was read to the towne.—

John Rose fenio^r sworne Constable for y^e yeare enfueing.— —

M^r Benjamin Ling chose Constable at y^e last towne-meeting, being desired to take his oath or give his answer, objected against his election, alledging his unfitnes for y^e worke, by reason of age, bodily weaknes & infirmitie more then formerlye, when for y^t reason partly he was releafed by the towne, to which was replied,

that y^e act then past for his releafe was but for that time, but after some debate about y^e busines Mr Ling was told y^t seeing y^e towne did not incline to releafe him he was to give his answer what he would doe, whereupon he desired a weekes reipite to Consider farther of it.—

The Committee appointed to Conferre with Christopher Tod about his intendm^t of removeing y^e mill to y^e better advantage of the towne, and about y^e 70^{lb} propounded for, for his encouragem^t in the worke, made returne of their sence of y^t matter to y^e towne, apprehending probabilitye of Considerable advantage to y^e plantation if [165] it could be accomplished: After much debate a vote was Called for to know the townes mind about y^e 70^{lb} propounded for on conditions p^mised, and liberty was graunted to such as should dissent to enter y^e same for themselves by name, & such as were not p^rsent were left to like liberty next towne-meeting: Whereupon it was voted That for Christopher Tods furtherance & encouragem^t in new building & remove of y^e mill, soe as to answer the end, the Common benefit, The towne would pay 70^{lb} as before by their publike treasurye to Christopher Tods use, upon y^e provisos following, vizt: 1. if it did appeare to y^e Committee now to bee appointed for y^t busines, that y^e designe & undertaking was likely & probable upon satisfiying grounds after a view made by fit persons appointed thereunto./

2. That goodm Tod & such as undertake y^e worke give sufficient securitie to the Committee on y^e townes behalfe for performance./

3. That y^e Covenants formerlie made between the towne & p^rsent miller or millers & his or their successo^{rs} remaine in full force without infringem^t, notwithstanding y^e p^rsent graunt or undertaking./ — —

The Magistrates & townes-men, M^r W^m Tuttell, M^r W^m Rosewell and L^d Thomas Munson were by vote appointed a Committee & impowered to treate further with Christopher Tod upon y^e aforeid undertakeing and provisos, and if they receive satisfiaction to agree & issue the matter with him, and therein to Consider such other circumstances as they shall see cause./ — —

Joseph Alsop, Edward Preston, Thomas Kemberlye, John Potter, John Tompson seaman, W^m Trowbridge, John Alling, W^m Chatterton and Jeremy Johnson entred their dissent as to the payment of their parts of the 70^{lb}.

DECEMBER 29th 1671 .:

Upon Examination of ffredericke Ellis & M^r John Perry about their fighting & tipling, upon Conviction by their owne Confesion before the Deputy Governo^r, M^r W^m Jones & James Bifhop Afsiftants, ffredericke Ellis was fined ten fhillings for his entertaineing & tipling, & five fhillings for his fighting, & M^r Jn^o Perry fined Ten fhillings for his excefs in drinkeing & fighting; this to be payd to the towne treafury.—

M^r Robert Maltbye fenio^r* & Rob^t Maltbye junio^r being p^rsent with them in drinking, but noe diforder appeareing & they frangers were difmitt with a Caution for the future. Rob^t Maltby fenio^r was minded of his diforder y^e other night before Authoritie as being diftempered with drinke. He acknowledged his evill & fd he was fasting & had been drinking wine with a franger which diftempered him; He was fentenced to pay ten fhillings fine, but afterwards pleadeing his lownes & y^e wrong he had fultained in his commeing from England, & being to returne againe, it was not required of him.—

AT A COURT HELD AT NEWHAVEN FFEB^{ry} 12. 1671

Jonathan Lamplon was called to give anfwer about trading or difpofing of Cydar to an indyan in evening before y^e fabbath. He pleaded y^t he did know there was a law againft giveing & he had nothing for it, & fd that it was not cleare Cydar. He was told his evill in y^e thing, & the aggravation of it in doeing it after y^e Sabbath was begun, when his mind fhould have been better employed

The Court haveing Confidered y^e Cafe doe fentence y^e fd Jonathan Lamplon to pay twenty fhillings as a fine to y^e publike treafury.

John Hill, Ebenezer Hill & Elifabeth Prefton[†] complayned of about a handkerchiefe ftollen from Elifabeth Bifhop, being found

* Robert Maltby, Sénior, was probably a brother of John and William Maltby; he was still here in 1673.

† John (born 1651) and Ebenezer (born 1655) Hill were sons of Robert; Elizabeth Preston (born 1655) was daughter of Edward and Margaret.

with the ſd Eliſabeth Preiton; ſhee ſd y^t ſhee had it of John Hill, and he confeſed he tooke it off of y^e hedge where it was wth other linnen; [166] there appeared a great deale of evill in y^e carriage, y^t after Goodw: Whitehead had y^e handkerchiefe from her mayd, Ebenezer Hill opened a window & got it out of a box & conveyed it away, &c. The Co^{rt} having heard y^e caſe ſentenced y^e ſd John Hill to pay y^e treble value of y^e ſd Handkerchiefe to y^e owner, and Ten ſhillings fine to y^e publicke treafury, or ſit in y^e ſtocks y^e Courts pleaſure. And for Ebenezer Hill, y^t he receive correction in his maſters family, and the Conſtable to ſee it done. And for Eliſabeth Preiton The Court leave her to y^e diſcretion of her parents to doe as they ſee cauſe therein./

AT A TOWNE-MEETING HELD ATT NEWHAVEN FFEB^{ry} 12th 1671:—

The warrant from y^e Treafurer about gathering of the Countrey rates was read to y^e towne, and the Conſtable gave notice that the laſt 2^d day of y^e weeke in febr^{ry} and the firſt 2^d day of y^e weeke in march next is appointed to bring in y^e rates to M^{rs} Leetes warehouſe, & if any of the dayes prove wett then to be the next 2^d day after.—

The Conſtable alſoe gave notice about chooſeing of Liſters, or elſe that they may not bee further troubled about it.—

The Conſtable alſoe gave notice of a white ſtone horie taken up at Hartford.— —

Thomas Meekes gave notice of a ſtray heifer taken up by him./

Captⁿ John Naſh informed y^e towne, that y^e townes-men had fundry things to propound to y^e towne, viz. firſt, about rayſeing of bulls for the ſeverall herds: And the men appointed was Jonathan Tuttell for y^e herd where he lives, Thomas Tuttell for the herd where he lives, Sam^l Whitehead for the herd where he lives & W^m Gibbins for y^e herd where he lives; theſe to appoint ſuch calves in their ſeverall herds as they judge fitteſt for ſuch a uſe.—

2. They informed y^e towne of ſeverall perſons whoſe names was read to the towne that they appointed to burne the dry herds walkes:—

3. It was propounded about planting of the severall quarters—
4. About fettleing the severall herds.—

Abraham Dickerman propounded unto y^e towne about a poore ffellow named Richard Bloxfum, & y^t he had kept him fix weekes, & could not tell how to keepe him any longer, therefore he desired they would Consider of some way for his difpofe; M^r Jones acquainted y^e towne what meanes had beene ufed by the Authoritye to free y^e towne of him.—

The towne after debate & Consideracion by vote agreed; That fome Cloathing (foe much as is neceffary) be provided for Richard Bloxfum at the townes charge and y^t what is already juftly expended, & what is neceffary for his livelyhood for the future, be payd out of the towne treafury.—

John Cooper fenior, Jn^o Winton & Jeremiah Osborne is desired and appointed to looke after the provideing for Richard Bloxfum according to y^e former order./ — —

Jn^o Cooper fenior & Jeremiah Osborne returned unto y^e towne what they had done about y^e hie way through the playne field, vizt. That they had agreed with John Sackett, that the towne fhall have a hie way through his Land, & he to maintayne y^e barrs; for which they have given him a piece of fwampy land about y^e quantity of three acres./ — —

M^r Jones propounded about widdow Banifter, whether the towne would build a fmall houfe for an almes houfe, & then the timber & forty fhillings formerly ingaged to her to returne to the towne; but nothing was further done in it at p^refent./ — —

[167] It was Left to the townes-men, to ftate y^e herds, & their walkes, either foure or three, as they fhall find it moft convenient for the towne, when the number of Cowes are brought in to y^m, which is to be at or before the firft 2^d day of the weeke in March next./ — —

W^m Payne propounded unto y^e towne, that they would give him a fmall piece of Land, about foure or five foote wide, to fettle up an addition to his houfe y^t was formerly Ifaac Whiteheads:

The towne in reference to his propofall, desired & appointed W^m Gibbins and John Hall to veiwe what he propounds for, and doe therein, in graunting it to him, or not, as they fhall fee caufe.

Jeremiah Osborne propounded unto y^e towne that they would

graunt his fecond divifion in fome place as may doe him good as other men have had theirs.— —

L^t W^m ffowler propounded to have part of his fecond divifion by y^e oyster River: It was Left to further Consideracion:— —

M^r W^m Jones, M^r Mathew Gilbert, Captⁿ Jⁿ Nash, James Bifhop, M^r W^m Tuttell, Roger Alling, Jⁿ Cooper fenio^r, Sam^l Whitehead, David Atwater, Jere: Osborne, Alling Ball & James Heaton appointed a Committee to Confider about fiteing fuch Lands as may ftand for towne Commons for y^e future; and alfoe for y^e purchafing of fuch Lands of y^e indyans as are within our towne bounds yet unpurchafed; and alfoe about what lands may be fit for another divifion, & how to be divided to men for proprieties & improvement.—

Upon y^e motion of W^m Bradly for y^e townes approbation of his Alienation of his part of the Mill unto Chriftopher Tod, The towne by vote declared their aprobation upon Chriftopher Tods acceptance of y^e fame upon y^e tearmes of y^e Articles of agreem^t betweene y^e fd W^m Bradly, Chriftopher Tod & y^e towne refpecting y^e fd mill, which Chriftopher Tod now in Towne meeting declared his acceptance of upon y^e fd tearmes./ —

AT A TOWNE-MEETING HELD ATT NEWHAVEN APRILL. 30th 1672:.

The orders of the Gen^l Afsembly in october Laft was read to towne.— — The freemans oath with other orders in reference to y^e proxies for y^e Election in May next was alfoe read; Sam^l Tharpe tooke y^e freemans oath, & foe the freemen proceeded unto y^e bringing in of their votes refpecting y^e election, and alfoe for y^e choife of deputies for the gen^l Afsembly in may next,

M^r Thomas Yale fenio^r & L^t Thomas Munfon Chofen deputies, & Jⁿ Cooper fen^r y^e 3^d man in cafe any of the other two be hindred by the providence of god.— thefe things being finifhed, the towne proceeded to choofe fome towne officers: —

Serj^t Sam^l Whitehead Chofen Treafurer) for y^e yeare
James Bifhop Chofen Recorder—) enfueing./

Captⁿ John Nash, Serj^t Sam^l Whitehead, Jⁿ Cooper, fenio^r, John Winton, Jere: Osborne, Abraham Dickerman and Mofes Manfield Chofen Townes-men for y^e yeare enfueing./ —

John Cooper fenio^r & Ifaack Beecher fen^r chofen furveyo^{rs} for the hie wayes for y^e yeare enfueing according to law.— —

L^t Thomas Munfon & James Bifhop is defired & appointed to ifsue (with fuch whom Branford fhall appoint) refpecting y^e running of the line between them & us.—

[168] AT A TOWNE MEETING HELD ATT NEWHAVEN JULY. 22th
1672:.

The orders of the Gen^l Afsembly in october Laft was read to the towne.

Captⁿ John Nafh gave notice to the towne to appeare the next 2^d day with their armes & ammunition at the meeting that they may bee viewed.

AT A TOWNE-MEETING HELD ATT NEWHAVEN SEPTEMB^r 9th 1672:.

After the names were Called, The Coniftables gave notice of a ftray horfe taken up at Milford.— —

The townes-men were appointed Lifters to take a lift of perfons & Eftates, and p^rpare it againft october court next according to law./ — —

The Agreement betweene Newhaven & milford about the dividing Line & bounds betwixt them was read to the towne, & ordered to be recorded both in the towne and County records, & is as followeth, viz^t:

Concerneing y^e line of o^r bounds betweene y^e townes of Newhaven & milford— This writeing fheweth, that all differences thereabout are ifsued, and agreem^{ts} made & concluded by perfons deputed & fent from each towne, whofe names are underwritten, which is as ffolloweth:

That from y^e fea at y^e mouth of oyfter River, y^e fd river fhallbe y^e bound, up & unto y^e head of y^t meadow; And from the head or upper end of y^e oyfter River meadow a ftrait line unto y^e top of y^e halfe way hill, where there is a white oake tree marked & ftones caft at y^e roote of it; And from y^t marked tree upon y^e fd hill, a ftraite line unto a new millfwampe ftone, which lieth by

a fwampe fide, betweene dowburne plaine & a plaine at y^e upper end of walnut tree hill; And from the fd ftone a ftraite line to a white oake tree upon homes his race, which tree is marked & ftones caft at y^e roote of it, & is fix fcore rod weftward from the eaf branch of milford mill river; And from y^e fd tree upon y^e race, a ftrait line upward into y^e Countrey y^t runneth upon a fmall run of water y^t commeth off homes his ffort, & unto a great ftone or rocke which lieth in the fd run of water, about two or three rod diftant from its fall into a brooke which commeth from ward y^e round hills & runneth towards Naugatucke.

Subfcribed the firft of May, in the yeare one thoufand fix hundred feventy two./

ffrom Newhaven

John Nafh
John I C Cooper
his marke
William Tuttell
Jeremiah Oiborne
Joⁿ Miles
John Clarke

from Milford

Benjamin ffenn
William ffowler
Thomas Wheeler
his T marke
Daniell Buckingham
The mark of H Henry Bochford
Samuell Buckingham
Samuell Burwell
Elnathan Bochford
Silvanus Baldwin

This is a true Record of y^e originall Examined per me James Bifhop, *Recorder*.—

[169] It was propounded about Lebanon,* whether fome tryall fhould not be made to fee if it would not fall within our bounds, upon which, The townfmen were appointed a Committee to

* Lebanon Swamp, probably in the fouth part of the prefent town of Bethany, then part of New Haven.

Confider of, & appoint fome futable perfons to run the Line for a tryall, to fee how farre twelve mile will reach from y^e fea northward into y^e woods.—

It is ordered y^t ffor y^e p^rferveing of underwood noe fmall trees, or underwood fhall be cutt downe in y^e commons of oxen pafure or Cow pafure within y^e two mile, under y^e penalty of five fhillings for any quantity under a load, and five fhillings for every load above one, to be payd by every perfon or perfons foe tranfgreffing; the one third to y^e informer & profecuto^r, & y^e other two thirds unto y^e towne Treafury.— — —

Ordered, That y^e hill at y^e weft river toward Richard Sperryes, be made, & kept pafable for Carting by y^e Surveyo^{rs}, as other hie wayes of the towne./ — —

An Indenture made betweene M^{rs} Sufanna Hatfell, Henry Hatfell & John Evance* on y^e one part, & M^r Thomas Lake on y^e other parte, of all y^e accomodations, & houfeing formerly M^r Jn^o Evance his in Newhaven, and y^e Afsignment of y^e fame, by y^e fd M^r Thomas Lake, unto deacon W^m Peck, on y^e behalfe of y^e truftees for y^e grammar fchoole at Newhaven, was read to y^e towne./ — —

I^t Thomas Munfon & Jeremiah Osborne were chofen deputies for y^e Gen^l Afsembly in octob^r next, & Jn^o Cooper fen^r a 3^d man, in cafe any of y^e other two were hindred by y^e providence of god.

The towne by vote defired y^e old viewers of fences to goe on in their worke untill y^e next towne meeting./ — —

Upon y^e propofition of Jn^o Cooper fenio^r, on y^e behalfe of widdow Elcocke, that y^e towne would graunt her a fmall piece of ground to build a houfe upon, The towne defired & appointed y^e townes-men to Confider of her propofition, & make returne y^e next towne meeting./

Upon y^e propofition of Widdow Talmage† for liberty to fence in a fmall piece of ground (to put a horfe in, as fhee may have occafion) lying betweene M^r Guilberts & Captⁿ Nafhes fence by y^e mill river, The towne graunted her propofition, referveing liberty for landing, & Carting of hay there, as occafion fhould bee.

* Susanna, widow of John Evance, had married fecondly Henry Hatsell, who died in 1667: she and her fons Henry Hatsell and John Evance had returned to London.

† Sarah (Nash), widow of Robert Talmage.

Timothy fford propounded unto y^e towne about a hie way which hee ap^hended run at y^e reare of y^e homelotts on y^t fide y^e creeke, to run round a lott formerly Andrew Hulls unto y^a Creeke, which way he fd Jn^o Winton now did fence in & stop; After some debate upon it, The towne desired & appointed M^r Gilbert, Captⁿ Jn^o Nafh & M^r W^m Tattell to Confider of y^e matter & what may be further fd about it, & make their returne the next towne-meeting./ — —

The Magistrates & townes-men is desired & appointed Auditor^s for y^e towne Treasurers accounts for y^e yeare 1671 :

[170] AT A TOWNE MEETING HELD ATT NEWHAVEN NOVEMBER.
25th 1672:

After y^e names were called, The acts of the last towne meeting were read to the towne.—

Jeremiah Whitnell desired y^t y^e towne would free him from attending towne-meetings for y^e future, because of some constant weakenes that doth attend him, but nothing was done in it att p^rsent./ —

The towne was informed y^t it was y^e time for chooieing of new conftables, y^e former conftables yeare being up; & foe they proceeded to Vote, whereby it appeared, That M^r Thomas Trowbridge and William Gibbins were Chofen Conftables at y^e towne, and John Auftin att y^e iron-workes, all for y^e yeare enfueing./ —

The towne was informed w^t y^e Auditor^s had done in reference to the former Treasurers acocunts, and y^t they ap^hended it necessary there fhould be a penny rate upon y^e pound layd for y^e defraying of y^e necessary charges & expenfes of y^e towne, & y^e repaying of y^t money y^t was borrowed of y^e truſtees for y^e ſchoole, upon wth It is ordered, That a Rate of one penny upon y^e pound be payd by y^e feverall inhabitants unto y^e towne treafurer, at or before the firſt of march next, y^e one halfe in peafe, y^e other halfe in Rye or indian corne./ —

Captⁿ John Nafh informed y^e towne what had been done in running y^e line for a tryall, & y^t they fully ap^hended y^t y^e place called Lebanon would fall within our compaſe of twelve mile./

AT A TOWNE MEETING HELD AT NEWHAVEN JANUARY. 20th 1672:.

After y^e acts of y^e laft towne-meeting was read, The warrant from y^e Treafurer to y^e Confitables for y^e gathering of the COUNTRY rate was read to y^e towne, and notice given to bring it in unto M^r Thomas Trowbridge his warehouse, upon y^e laft 2^d day of y^e weeke in this moneth, and the firft 2^d day of y^e weeke in february next.—

The towne treafurer gave notice to thofe y^t were behind with y^r towne rates that they would bring it in, & y^t fuch that had not made up their acco^{ts} with him would fpeedily doe it, either to morrow or y^e next 2^d day at furtheft./ —

Captⁿ Jn^o Nafh propounded unto y^e towne y^t they would appoint fome perfons to lay out his 2^d divifion at y^e frefh meadow, in meadow and upland according to his graunt; Upon which Jn^o Cooper fenio^r and ferj^t Sam^l Whitehead were defired & appointed to attend y^t bufinefs with a furveyo^r whom y^e fd Captⁿ Nafh fhould appoint./

ffor the p^rvention of y^e danger of fire by want of ladders & feafonable fweeping of Chimneyes It is ordered That every perfon or perfons that fhall neglect foure & twenty houres to fweepe their Chimneye or Chimneyes after warneing given y^m by any perfon appointed by authoritye or townes men, or in cafe of any chimney takeing fire through y^e fowlenes of it, they fhall pay two fhillings a time unto y^e towne treafury for every fuch neglect, y^e one halfe to y^e towne, y^e other halfe to y^e perfon foe appointed & difcovering y^e fame; alfoe y^e fame perfon to fee y^t y^e order about y^e ladders be attended./ —

[171] AT A TOWNE MEEETING HELD ATT NEWHAVEN MARCH. 10th
1672/3:

After the acts of the laft Towne-meeting was read, The orders of y^e Gen^l Afsembly in october Laft was read to y^e towne./ —

Captⁿ John Nafh from the townes men informed y^e towne of the feveral perfons they had appointed to looke after y^e rayfeing of Calves for bulls in the feveral herds; and alfoe of fuch perfons they had appointed for y^e burneing of y^e woods, both on y^e Eaft & Weft fide./ —

The towne by vote referred y^e propofition of Southend men for a highway through y^e indyans Land to their houfes, to the Committee formerly appointed refpecting y^e indyans, at a towne meeting Septemb^r. 11th 1671:—

William Andrewes propounded unto y^e towne that he might enjoy the meadow graunted him formerly by y^e towne above y^e pine River & p^rented a Coppye of y^e Records which was read to the towne, and after fome debate, The townes-men were defired & appointed to take his propofition into Confideration, & heare what he had to fay, & foe make returne to y^e next towne meeting.

Mr W^m Tuttel, Ju^o Cooper fen^r, W^m Bradley, David Atwater & Jofeph Manfield made a returne of their view of fome lands to be fequeftred for publike ufe on y^e Eaft fide under their hands, as followeth, vizt; That from the pines above y^e old rideing place to Connecticut, downward to y^e other pines may bee fett out 200 acres, & to be layd out to y^e beft conveniencie; and 100 or two hundred acres about y^e bogmine wharfe & w^t meadow is at p^rent, or hereafter may bee in the townes hand adjacent.— Upon which The towne defired & appointed John Cooper fenio^r & Jofeph Manfield to Lay out y^e fame and bound it, & foe make returne of y^e fame unto y^e towne./—

Upon y^e propofition of Henry Glover & fome others that a hie way may be layd out to y^t part of their firft divifion as lies on y^e weft fide; John Cooper fenio^r & John Winfton were defired & appointed to take a view of y^e place & lay it out, & y^e towne to allow y^e owners foe much land at y^e reare of y^e fd divifion, as the way fhall take up, & foe make returne of y^e fame to y^e towne.—

Jeremiah ofborne propounded, That y^e towne would apoint either y^e fame Committee formerly appointed, or fome others to ifsue y^e difference betweene Wallingford & us about y^e line betweene y^m & us— Upon which The towne defired & apointed y^e former Committee of y^e Authoritie, Mr Guilbert & townesmen to ftate the bounds betweene them & us, in purfuance of y^e townes order formerly made to y^t end, and to ifsue y^t bufines in a peaceable way with Wallingford if it may bee./

The Committee formerly apointed about ftating Comons, & to Confider of laying out anoth^r divifion of land, &c. informed y^e towne w^t modill they had thought off both in reference to perfons & Eftate, &c. & alfoe about y^e Commons; but after fome debate it was referred to another meeting.—

Mr Jones acquainted y^e towne about y^e estate given for y^e encouragem^t of a grammar schoole; & alsoe y^t y^e p^resent schoole-master was like to leave the place./ —

[172] AT A MEETING OF THE FREEMEN & INHABITANTS HELD AT
NEWHAVEN APRILL. 29th 1673

The towne was acquainted with the occasion of y^e meeting, both in reference to y^e choise of Deputies, and alsoe for proxies in reference to the Election; And after y^e warrant for y^e choise of deputies was read L^t Thomas Munson & Jeremiah Osborne were Chosen deputies for y^e Gen^l Assembly & Jn^o Cooper sen^r a 3^d man, in case any of y^e other be hindred by y^e providence of god./ After y^e buines of y^e proxies was finished by y^e ffreemen The towne proceeded to Consider of some towne affayres—And Captⁿ Jn^o Nash propounded to y^e towne that they would impower the deputies to obtaine a settlem^t of o^r Reare bounds at y^e gen^l Court, and that we may have o^r Reare joine to wallingford, & y^t the same Line may run to y^e flanke line betweene Milford & us. Upon which The Towne by Vote did impower y^e Deputies for y^t very end to obtaine a settlem^t of y^e same upon Record at y^e gen^l Assembly in May next./ — — —

Captⁿ Jn^o Nash, Jn^o Cooper senio^r, Sam^l Whitehead, Jn^o Winton, W^m Bradly, Jere: Osborne, & Abraham Dickerman is Chosen Townes-men for y^e yeare ensuing./ — —

Jeremiah Osborne Chosen Treasurer for y^e towne for the yeare ensuing./ — —

Thomas Morris propounded y^t y^e line betweene M^{rs} Gregion her farme & his necke might be sett out.

Jn^o Cooper senio^r being one y^t had formerly done it was by the Towne desired & appointed to doe it againe./ — — —

It is ordered That y^e agreem^t between Newhaven & Milford & betweene Newhaven & Brandford about their dividing lines be p^resented to y^e County Court, & a Record of them desired in y^e County Records

Jn^o Cooper sen^r & Ifaac Beecher Chosen surveyo^{rs} for y^e hie wayes for y^e yeare ensuing.— — —

Samuell Hemmingway propounded for a piece against his house to sett a barne on; It was Left to a view & further Consideration./

AT A TOWNE-MEETING HELD AT NEWHAVEN JUNE 16th 1673:—

After y^e names were Called The orders of y^e gen^{ll} Assembly in May Last were read to y^e towne; and there being one order respecting y^e sheepe, Jn^o Cooper senio^r, W^m Bradly, & Thomas Meekes were appointed by y^e towne to see y^e gen^{ll} Courts order attended in reference to y^e flocks & Ramms.—

Captⁿ Jn^o Nath informed y^e towne y^t there wanted an Ensigne for y^e traine band, and y^t it was agreed y^e last traineing day y^t it should be done to day, & y^t y^e fouldjers had notice to be here to attend it./

Upon which Jn^o Miles was Chosen Ensigne for y^e traine band.

Serj^t Sam^{ll} Whitehead upon his desire, being lame, was freed from being Serj^t and Moses Mansfield Chosen serj^t for y^e traine band./ —

Corporall Jn^o Alling upon his desire freed from being Corporall; And Dan^{ll} Shearman & Thomas Kemberlye Chosen Corporalls.

James Bishop Chosen Recorder for y^e yeare ensuing./ —

It is ordered that y^e Recorders Sallary for y^e future bee five pounds a yeare./ — —

[173] Jn^o Tod propounded unto y^e towne for liberty to build a warehoufe & wharfe on y^e banke side over against his houfe; Upon which Roger Alling and Sam^{ll} Whitehead were desired & appointed to view y^e place, & Conferre with the neighbo^{rs} there about it, & make returne to y^e next Towne meeting

Upon Sam^{ll} Henningway his motion he had liberty to erect his barne upon the ground viewed by y^e townes apointm^t, and y^e full issue referred to another time./

AT A TOWNE MEETING HELD ATT NEWHAVEN AUGUST. 4th 1673:—

The Deputy Governo^r acquainted y^e towne with y^e occasion of y^e meeting, which was to Consider what may be the best way for us to take for our owne security in this time of danger, The Dutch haveing taken New yorke, and there being such a Considerable force there as is reported;—

A letter from y^e Governo^r & Afsift^{rs} at Hartford was read to y^e towne./ — —

Captⁿ Jn^o Nafh propounded to y^e towne about y^e watch, & acquainted y^m that they had appointed a military watch of 7 a night, & if they would have it doubled he desired they would exprese y^m felves, or whether they would leave it to a Committee to order as they should see occasion: It was desired to leave it to y^e Committee for y^e militia, & foe alsoe for a ward on day time, both respecting South end, as well as at y^e towne. And It was thought meete y^t two of y^e great guns be shot off for y^e making of an Alarme, y^t foe persons at a distance may heare./

Upon complaint of much dammage done in one of y^e quarters by Cowes goeing without a keeper; It is ordered y^t noe Cowes goe upon y^e Commons in y^e herds walkes without a keeper, under y^e penalty of 1^s per weeke for each Cowe, besides dammage and poundage, this to stand till further order./

Roger Alling & Sam^l Whitehead made returne of their View on behalfe of Jn^o Tod, & declared that they see noe inconveniencie to y^e towne to grant him his desire, But Jn^o Tod propounding for liberty for the whole breadth of his lott, It was Left to further Consideration./ — —

AUGUST 11th 1673

p^fsent
Mr W^m Jones
Captⁿ Jn^o Nafh
James Bishop

} Afsifts

Jonathan Lampson being taken y^e last night at an unseasonable time of night, & being complayned of to Authoritie, Hee not able to give any sufficient reason for his foe doeing was fined ten shillings.— —

AT A TOWNE MEETING HELD AT NEWHAVEN AUGUST. 18th 1673:.

The orders of y^e Gen^l Assembly August. 7th instant & of the Grand Committee mett August 11th was read to the towne./ — —

Jn^o Tod againe moveing y^e towne for liberty of a piece of ground to build a warehousse on & a wharfe, The Towne by Vote graunted him 24 ffoote in Length and 16 foote in breadth of land to build a warehousse on, & liberty below to build a wharfe, he leaving a sufficient hie way for a Cart between y^e sd warehousse & wharfe.—

Thomas Kemberlye propounded unto y^e towne y^t they would free him from being Corporall, but it was not done.—

James Heaton propounded for y^e like releafe, alledging y^t he living at the farme could not foe well attend it, and upon his desire was freed and Sam^l Alling Chofen Corporall in his stead.

[174] AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMBER,
22th 1673:.

After the names were Called The ffreemen proceeded to the choise of Deputies. And the votes being given in it appeared that L^t Thomas Munfon & Jere: Osborne were Chofen deputies for the gen^l Afsembly in october next.—

The Townes-men were Chofen Lifters, to p^rpare y^e lift of perfons & E^litates for y^e gen^l Afsembly next, according to Law./

It was propounded unto y^e towne whether they will continue the military watch or noe; Upon which It was by vote agreed That the military watch of feven a night bee at p^rsent Layd downe, and a returne of it to the Conftables watch, untill further order from Authoritie.— — —

M^r Thomas Yale propounded that there might bee a hie way for Comfortable pafsage, both for y^e towne & Countrey, againft Jofeph Manfields farme; Upon which after debate Juⁿ Cooper fenio^r & Sam^l Whitehead were desired & appointed to make a view throughout y^t road, foe farre as is necessary, and ftate it where it fhould bee, and make returne thereof to the towne when they have foe done./ — —

It was desired that the Committee formerly apointed about Wallingfords bounds betweene y^m & us would ifsue y^e fame wth y^m.

Upon y^e motion of Sam^l Hemminway for an ifsue of that bufines Concerning y^e graunt of a piece of land where hee had erected his Barne, left June 16 1673: The towne appointed Mathew Moulthrop & John Aultin to ftate out the fd Land, not exceeding an acre or thereabouts, provided there bee liberty of a hie way through it out of the meadowes as occafion may bee./

AT A TOWNE MEETING HELD AT NEWHAVEN NOVEMBER 24th 1673:

After the acts of the laft towne meeting was read, Jn^o Cooper fenio^r & Sam^{ll} Whitehead made returne of w^t was left to y^m the laft towne meeting, viz^t: That they had itated the hie way againft Jofeph Manfields farme to run by y^e fence as it now itands, & to be foure rod wide all along, & that Richard Little was to repayre y^e dirty place a litle on this fide Jofeph Manfields, to which hee Coniented,

The orders of y^e gen^{ll} Afsembly in october laft was read to y^e towne.

Capt Jn^o Nafh in y^e name of the Townes-men informed y^e towne y^t they had been Confidering of fome way for p^rventing of damage done upon Corne in y^e feverall Quarters, & propounded That Haywards or pounders might bee appointed for each quarter, Upon which The towne by vote ordered That there be pounders for each quarter & Cornefield about y^e towne.—

Jn^o Punderion junio^r & Jn^o Glover for y^e yorkshire quarter & thofe adjoineing; Jn^o Tompfon fenio^r & Sam^{ll} Alling for y^e Subbarbs quarter.

Jeremiah ofborne y^e towne Treafurer informed y^e towne y^t y^e townesmen had confidered of towne expenfes & they found need of a halfe penny rate upon y^e pound, [175] Upon which The towne by vote ordered That a Rate of a halfe penny upon y^e pound of all rateable eftate be payd by y^e feverall inhabitants unto y^e towne Treafurer, fometime betweene this & y^e firft of march next./

M^r W^m Rofewell & John Hall Chofen Conitables at y^e towne, & John Potter at Stony River for y^e yeare enfueing.

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMB^r 4th 1673:.

M^r Jones acquainted y^e towne with what appeared in thofe y^t were prefent after y^e laft towne meeting was difmifed in reference to M^r Rofewell, as inclineing to releafe him from y^t choife of a Conitable.

Upon which the towne by vote releafed M^r W^m Rofewell from y^e office of a Conitable to which he was Chofen y^e laft towne

meeting. John Gibbs Chofen Conftable in his itead, but he being not p^refent nothing was further done, & John Hall was not willing to take his oath

After y^e meeting was over The towne made a itay, & did by vote appoint the military officers with M^r Rofewell to Conſider what is neceſſary to be done about y^e great guns & to procure it done as they judge meet./

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMBER. 15th 1673

M^r Jones acquainted y^e towne y^t one occaſion of y^e meeting was in reference to Conſtables, there being none at p^refent y^t would accept & take y^e oath, upon which John Gibbs was Called to give his anfwer, whoe declaring his unfittes for feveral reaſons as he alledged refuſed to accept y^e place & ſd he ſhould referre himſelfe to y^e County Court.

Then John Hall alſoe being called to know his anf^r, declared his refuſeall:

Part of y^e Lawes were read to y^e towne

Jonathan Tuttell & Thomas Sanford were Chofen Conſtables but both refuſed to accept y^e place: Jonathan Tuttell ſd he ſhould referre himſelfe to y^e law, & at a meeting ſometime after ſd he had pay^d part of y^e fine & would pay y^e reſt;

John Hall & Thomas Sanford after being called before Authoritie to heare w^t they had to ſay for their refuſeing, & in y^e iſſue John Hall deſired to leave himſelfe to y^e County Court, but Thomas Sanford reſted in y^t which the law ſets downe, viz. 40^s, onely deſiring ſometime of forbearance.

John Tompſon Marriner & Sam^l Miles Chofen Conſtables whoe accepted of y^e place & tooke oath.—

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMB^r 29th 1673:

There being but part of y^e Lawes read y^e Laſt meeting they proceeded to y^e reading of y^e reſt, & after ſome time ſpent in y^e meeting-houſe they removed to y^e ordinary & foe finiſhed y^e whole./

There was some speech about choofeing searchers & sealers of Leather but nothing at p^rsent further done in it./ —

[176] AT A TOWNE MEEETING HELD AT NEWHAVEN MARCH. 11th
1673/4:.

After y^e names were called, Captⁿ Jn^o Nafh from y^e townesmen informed y^e towne of fundry things, viz^t. That Jn^o Downe & Jn^o Benham burne y^e woods on y^e west side from y^e sea up to Milford path; Jn^o Clarke & Daniell Thomas from Milford path up to Paugasett path; Ralph Lines & Richard Sperry from Paugasett path up to y^e round hills; Will^m Wilmott the west rockes; Jn^o Sackett & Edmund Dorman from y^e west rockes to y^e Mill river; David Atwater & Ifaac Turner from y^e mill rockes to Joseph Bradlyes; Joseph Mansfield & Richard Little from Joseph Bradlyes up to y^e blue hills; George Pardee to burne about Dragon point to y^e fresh meadows; Alling Ball from his farme up to Hercules Playne; and Mercy Mofs & John Brockett junio^r from Hercules playne up to Wallingford Line.

Philip Leeke, Timothy fford, Jn^o Punderfon jun^r & Thomas Sanford is apointed to see after rayfeing a calfe in each herd they belong too for a bull, & make returne whose they are./

Captⁿ Jn^o Nafh further acquainted y^e towne with the number of Cowes brought in to y^e townesmen which were 220 & some few over, & therefore whether they might not goe in three herds; Upon which after debate The towne ordered That there shalbe but three herds in y^e towne for this p^rsent yeare, & untill further order./ —

After this the towne came to Confider of y^e severall walke for y^e herds And ordered That for y^t herd y^t goes toward y^e Mill, their walke shalbe from y^e mill river unto y^e beavo^r ponds, And for y^e Creeke side Herd, their walke shalbe from y^e beavo^r ponds westward to Chesnutt hill path.

And for y^e other herd of the subbarbs, their walke shalbe from y^e sea on y^e west side up to Chesnutt hill path. And y^e townesmen is appointed to fettle y^e fd herds./ —

It was further propounded concerning young Cattle and farmers Cattle as being very p^rjudiciall to y^e herds feed, and thereupon ordered That y^e order of y^e towne formerly respecting

young Cattle & working oxen being found in y^e herds walke be againe revived & in force & put in Execution.

It was propounded further by y^e townesmen, That thofe that keepe y^e number of ten fwine would rayfe one bore./—

It was alfoe propounded to y^e towne, whether thofe Cotten Coates in y^e townes hand were not beft to be fold, upon which It was ordered y^t they be difpofed of for y^e beft advantage of the towne, and y^e townes-men were appointed to fee it done

The towne was acquainted y^t y^e time for which y^e oyfterhell field was lett is out, and it was propounded y^t the truſtees for y^e ſchoole would take it into y^r hands, according to y^e graunt, but they defired y^e towne would at p^rſent difpofe of it as formerly; Upon which The townes-men were appointed to lett it out for y^e uſe & benefitt of the towne./—

[177] Jn^o Cooper ſen^r & Timothy fford were appointed according to Law to fee the order about fwine bee attended.— /

Philip Leeke Choſe gager for Caſke according to law./—

Jn^o Potter propounded unto y^e towne y^t they would exchange a ſmall piece of land adjoyneing to a ſmall parcell hee bought Lately of Captⁿ Thomas Clarke neare ſtony river, for y^e more convenient lying & fenceing of it; ſome y^t viewed it informed y^e towne that they ſaw noe inconveniencie it would bee to y^e towne nor neighbours foe to do; upon which the towne by vote granted his propoſition./—

W^m Andrewes did againe renew his motion about ſome meadow that he Claymed above muddy River; After ſome debate about it, The Towne by Vote ordered as followeth; That whereas W^m Andrewes hath made ſome Clayme to Certaine parcells of meadow above muddy river, he pleading his neceſſity in reference to y^e improvem^t of his land there adjoyneing; Although y^e towne ſaw not cauſe to admitt his ſd Clayme, yet out of reſpect unto y^e ſd W^m Andrewes & his neceſſitie, they doe graunt unto him that parcell of meadow at the mouth of Muddy River, Containeing by eſtimation twelve acres, be it more or leſs, as his owne proprietie for ever./—

It was propounded about a ſchoole, & y^e law reſpecting ſchooles was read to y^e towne; Upon which The towne defired & appointed the Magiſtrates & Townes-men to provide a ſchoole Maſter, &

agree with him, & ordered that he should have his pay out of the towne treafury./ — —

Upon y^e propofition of Ellis Mew, That y^e towne would graunt him a fmall piece of Land adjoyneing to his barne; It was by vote graunted that he should have about a quarter of an acre, and Mathew Moulthrop & Sam^l Hemmingway were apointed to fitate it out to him, with due respect to hie wayes, both for y^e towne & neighbours./ —

Deacon W^m Peck desired y^e inhabitants of y^e towne y^t they would make up their acco^{ts} with y^e deacons respecting y^e church treafury./

AT A MEETING OF Y^e FFREEMEN FOR Y^e CHOISE OF DEPUTIES & Y^e PROXIES, AND ALSOE A TOWNE-MEETING AFTERWARDS.—

APRILL. 28th 1674:.

After y^e acts of y^e laft towne meeting was read they choofe deputies, and L^t Thomas Munfon & Jeremiah Osborne were chofen deputies for y^e Generall Afsembly in May next.—

After the bufines of the proxies was finifhed, The Towne proceeded to y^e election of towne officers.

Jeremiah Osborne Chofen Treafurer for y^e towne for the yeare enfueing./ — —

Captⁿ Jn^o Nafh Chofen Recorder for y^e yeare enfueing./

Jn^o Cooper fenio^r, Sam^l Whitehead, Jere: Osborne, Jn^o Winton, W^m Bradlye, Abram: Dickerman & Mofes Manfield chofen Townes-men for the yeare enfueing.—

John Cooper fenio^r & Ifaac Beecher chofen furveyo^{rs} for the hie wayes for y^e yeare enfueing./ —

[178] Captⁿ John Nafh informed y^e towne that matters was ifsued betweene us & all o^r neighbours, viz milford, Brandford & wallingford, about the dividing lines, & therefore desired y^t they might be p^refented to the gen^l Court for a confirmation & Record: Upon w^{ch} The towne by vote ordered That y^e deputies for y^e Gen^l Afsembly doe exhibitt the feveral agreement^{ts} between us & o^r neighbo^{rs} before mentioned unto y^e next gen^l Afsembly for their Confirmation & record./

Captⁿ John Nafh alfoe informed y^e towne what agreement^t the Committee had made with George Pardee, y^e p^refent fchoole-

mafter, viz. That he is to have 18^{lb} per annum out of the towne treafury at y^e ancient towne price, & the benefitt of the houfe, barne, & homelott formerly M^r Evances, or if the price be altered to y^e merch^{ts} price then but 16^{lb} out of y^e towne treafury./

The towne having been at great charge about y^e great guns, It was propounded that there might be fome fhelter for y^m, and alfoe about a platforme at y^e waterfide./ Upon which It was left to y^e Magiftrates & townes men to take care for the fecuring of y^e fd great guns by a futable fhelter as they fhall fee caufe./ —

It is ordered that y^e foregallery be wholly for men, and the women be difpofed of (by the Committee formerly appointed for feateing) other where./ — —

The Magiftrates & townesmen is appointed Audito^{rs} to Auditt the late Treafurers accounts for y^e yeare (72) & (73):

The townes-men are appointed to Confider of, & provide fome futable feates for y^e boyes in y^e meeting houfe./ —

W^m Payne was defired to looke after the boyes before the firft feate & the Deacons feate./ — —

There are two parcells of land appropriated or fequeitred for the towne of N-haven ufe by their order unto Jn^o Cooper fen^r and Jofeph Manfield, lyeing on y^e Eaft fide of the Eaft River on Connecticutt roade.— The firft lyeth halfe a mile breadth, ffronting upon y^e River, & It begins its North flank at a white oake tree by y^e river fide above the pines at y^e old riding place to Hartford, & runs fouth to y^e end of the halfe mile, where there is a blacke oake marked H, & ftands on y^e edge of the playne per the fwampe fide, the length thereof to be two hundred rod.

The fecond parcell of land lieth upon y^e above fd river, ffronting on y^e river; It begins on y^e further fide of y^e grape fwampe next to y^e river, where there is a black oake marked on foure fides, running in breadth one hundred & twenty rod, & there a white oake marked on fower fides on y^e north flanke; Its to Extend in length two hundred rods. Memorandum that the line was taken from a black oake three or four feore rod from y^e river above y^e pines, marked on foure fides wth S on one fide.

May 1673

John Cooper fenio^r
Jofeph Manfield

[179] ATT A TOWNE MEETING HELD AT NEWHAVEN JUNE Y^e: 29:
1674

The acts of the Laft Towne meeting were read.

The orders of y^e Generall Afsembly in May Laft were read to y^e Towne.

It was propounded to y^e Towne to choofe Heywards for y^e feverall feilds, and Jofeph Moff: Jn^o Punderfon Ju^r, Nathancell Thorp, Sammuell Tod & Jonathan Tuttle wer by voet appointed Haywards in theyer feverall quarters. According to an order of y^e Generall Court in May Laft, S^t Samuuell Whithead was by voet appointed to defied any contronerly between y^e buyer and the feller, refpecting y^e fowlnes or badnes of corne and merchant-ablesnes of Porke when it is paid by the pound

Ser^t Jeremiah Osborne acquainted the Towne (that according to theyer defyer the Laft Towne meeting) theyer deputies at y^e Generall court had p^rfented y^e agreements between us and the adioyning Towns refpecting the deviding Liene, w^{ch} were read in y^e fd Generall court & confirmed & to bee ther recorded. And now the Townfmen had thought it was neceffary that y^e Towne would appoint fom to fpeak wth M^r Alex: Briant about the fwamp called Lebanon which falls wth in o^r bounds, y^e fd M^r Bryant having formerly bought the trees of y^e Indians and much waft (as is reported by fom) made of y^e Timber, as allfoe that ther was fom Lands in thof western parts of o^r Townfhip yet unpurchafed.

The Towne having heard & confiddered what was propounded did agree to choofe a committee and did by voet appoint The Magiftraets and Jn^o Cooper fenio^r and S^t Jeremiah Osborne, to treat & iffue wth M^r Bryant about y^e fd Lebanon, and allfoe with what fpeed may bee to finifh y^e purchafing from y^e Indians fuch Lands wthin o^r bounds that are unpurchafed, & to make ufe of fuch perfon or perfons as may bee helpfull and neceffary in y^e buyfynes

It was propounded by fome that line by y^e water fide that ther might bee lyberty to build a bridge over the creeke befor Jofeph Allfups houfe. The Towne appointed by voete, Ser^t Sam: Whithead and Ser^t Jeremiah Osborne and Ser^t Abra: Dickerman, to veiw y^e place to make report at y^e next Towne meeting

There was complaint of y^e weed called night fhade,* that not-

* Nightshade. See N. H. Records, III, 243-4, 280, 356.

wthstanding former orders it did spread much about y^e Towne, & Richard Johnson becaufe of his age & weaknes did not attend y^e destroying of it as formerly. The towne then ipake to Edward Keelye, to doe in that matter as Richard Johnson had done and according to former orders, & left it to the Townsmen to speak further wth Edward Keely and take care for destroying that weede

John Potter defyred Lyberty to propound two or three things on y^e behalfe of those that live at stony river farmes: first, that a high way may bee layd out from those farms unto the ferry at George Pardee his house; secondly, that those amonge them that were willing might have liberty one day in a yeare to cutt brush of y^e common; thirdly, that y^e days worke w^{ch} according to Law they were to doe at high ways, they might bee improved one the high ways upon that fied.

The Towne upon confidderation by voet appointed Leaut Thomas Munson, M^r W^m Roswell & Jn^o Cooper seni^r to state out a highway from those farms to y^e ferry at George Pardees, and soe to state it as may bee best for the roade & as little inconvenience to proprieties as may bee

Complaint was made of great disorder in y^e time of puplike worship in the meeting house y^e last sabbath, upon w^{ch} occasion the former motion & orders about seating the foer gallery and providing seats for boyes in y^e meeting house, were againe defyred to bee attended

[180] ATT A TOWNE MEETING HELD AT NEWHAVEN Y^e 7th OF
SEP^r 1674

The orders of y^e last Towne meeting were read.

The persons that were chosen for Haywards y^e last Towne meeting were now called to take oath according to Law; y^e insufficiency of y^e fences about y^e quarters, and noe yeelding y^e quarters under y^e Law, w^{ch} had been p^tended by som formerly, & som other things wer objected by som of y^e sd persons, and soe y^e buyfynes was left at that time

Jeremiah Osborne informed y^e Towne that himfelfe, Abraham Dickerman and Samuell Whithead, according to y^e orders of y^e last Towne meeting had made a veiwe of that creeke and place

for making a bridge ouer it, and now returne that they see noe inconvenience it will bee to y^e Towne to graunt Lyberty to y^e neighbours, to build a bridge and make a dam and fleuce ouer y^e id creeke before Joseph Allfups & M^r Trowbridges prouided allways that ther bee sufficient room left for a high way between y^e id creeke and bridge, and y^e warehoufes, for y^e Townes use

The Towne confiddered the motion, and by voet declared Lyberty (to those who are minded to build a bridge ther) soe to doe with a dam and fleuce, wth y^e prouiso as aforelayd, that ther bee sufficient roome for a high way

Danyell Hall propounded to y^e Towne to grant him a peece of Land of about 18 or 20 foot to set a warhoufe upon at y^e Southend of y^e waerhoufe that had been M^{rs} Leets, now his Bro: Trowbridges,* and sayd hee had spoken wth Joseph Allfup and he was content to goe nearer y^e sea

The Towne after they had confiddered y^e id danyell Halls motion by voet graunted his request, and left it to y^e Townsmen to state it out, as allsoe Joseph Allfups, and at y^e next Towne meeting to make y^e returne as allsoe of y^e quantytyes, and this to bee y^e issue except the Townsmen find any inconvenience in theyer stating of them out

Ralph Loins propounded to y^e Towne that they would graunt him a small quantytye of Land of two or three acres, at y^e foot of y^e great hill that lyeth on this side his house, he hauing much trouble & som Hazard to cary Hay up y^e hill to his house, hee would at y^e place he propounds for sett som Hay & spend it ther

The Towne appointed by voet y^e Townsmen from among themselves to send som to veiw y^e place and confidder y^e motion and to make return at y^e next Towne meeting.

The Townsmen informed y^t a maine end of appointing y^e meeting was to acquaint y^e Towne that ther were noe listers chosen, and that now they would choose them, for y^e time would be but short to p^rpare y^e list against y^e court.

The Towne by voet chose and appointed y^e Townsmen or any five or six of them to p^rpare y^e list against y^e next Generall Assembly according to Law.

* Daniel Hall and Thomas Trowbridge had married, respectively, Mary and Sarah, daughters of Henry Rutherford and his wife (now Mrs. Leete).

AT A MEETING OF Y^e FREEMEN TO CHOOSE DEPUTIES FOR THE NEXT
GEN^l ASSEMBLY THE 28 OF SEPTEMBER 1674

Leutenant Thomas Munfon & Jn^o Cooper ienior were Chofen deputies for y^e Generall affembly in october next.

AT A TOWNE MEETING HELD ATT NEWHAVEN NOVEMBER Y^e 23 1674

The orders of y^e Laft Towne meeting were read.

The orders from y^e Laft generall court wer read & publifhed.

Abraham Dickerman & Mofes Manfield made returne of there veiwe (wth was appointed y^e Laft towne meeting) of a peece of ground propounded by Ralph Loines, and informed the Towne they faw noe inconvenience it would be to y^e Towne to grant unto y^e fayd Ralph about two acres of Land, at y^e place hee propounded for it.

The Towne by vote granted unto y^e fd Ralph Loines about two acres of Land at y^e foote of the great hill on this fide his houfe, & appointed the Townfmen to fend fom to ftate it out and to provide for high ways and paffage into the woods about it.

[181] The Towne by voet chofe Sammuell Alling to bee Keeper of the brand booke, and to performe that fervice according to Law, and allfoe they did appoint John Potter to brand and marke Hories on y^e Eaft fide according to Law, and to fend and fignifye what Hories hee marks or brands to the keeper of y^e booke and the Keeper of the book to enter them.

Abraham Dickerman propounded to y^e Towne that they would provide a perfon to Keep the ordinary, for hee was difcouraged & could not goe on.

M^r Nicolas Augur defyred Lybertye of the Towne (for conveniency of fencing his Land at y^e Beuo^r pond) that hee might run his fence ftraight ouer fom point or points of the common, wth would take up about y^e quantity of three Roods of Land, and hee fhould Leave out to y^e common fom of his owne Land.

The Towne by voet granted to y^e f^d M^r Augur his request therein.

The Townfmen acquainted the Towne that they were in confidderation of repaying the bridges, the repaying of wth wth

other expences of the Towne would need at Least one raet to bee granted and Leuied;

Upon which y^e Towne by voett ordered one penny raet upon the pound of all ratable Eftate to bee paid by y^e feuerall inhabitants, unto the Towne Trefurer, fomtime before the firft of march next.

The committee for feating in y^e meeting houfe, read unto the Towne what they had done in feating of perfons, eſpecially reſpecting the fore gallery.

Joſeph Allup Ju^r, deſyred y^e Towne would give him a peece of Land before Jn^o Glovers houſe to ſet a houſe upon, which motion the Towne appointed the Townſmen to ſend ſom from amonge themſeauls to veiw the place and make returne the next towne meeting.

S^t Jeremiaſ Oilborne requested of the Towne that they would bee pleaſed to grant him Leauē to take his ſecond deuifion beyond the miell Brooke toward Richard Sperryes fence.

Jonathan Tuttle mooued that ſom courſe might bee taken that the necke might bee Layd out, that perfons might know theyer owne Land.

The committee appointed by y^e Towne (in June laſt) to ſpeak wth M^r Alex. Briant* about y^e ſwamp called Lebanon, and about purchaſing any Lands therabout wthin o^r Towne bounds, &c. now acquainted the Towne that they had been wth y^e ſd M^r Briant, and that he had ſhewed himſelfe willing, and that hee would take any oportunyty hee could to purchaſe ſuch Lands as are unpurchaſed, and for y^e ſd Lebanon ſwamp he brought forth y^e deed he had of y^e Indian, and paſt his right therein and aſſigned it to y^e ſaid comitteē for y^e uſe of the Towne of Newhaven, which deed wth y^e aſſignment wer read to y^e Towne: It was deſyred by ſom that y^e deed might bee recorded, which here followeth:—

This wittneſſeth that I Nahantond haue ſold unto Alexander Brian of Milford a ſwamp Lebanon with all the Trees and Timber upon itt, both ſmall and great, for him & his heyers quietly to inioy for euer: The aforeſayd ſwampe is wthin y^e bounds of Nacatuncke:† And y^e ſayd Nahantond being the right

* Preferably, Bryan.

† Nacatunck = Naugatuck.

owner of itt, and am a Nacatunek Indian, doe hearby affirme the faell of the fayd Swampe from the claime of any other Indians, to y^e which I haue ifett my hand this 6th of September 1664, and doe acknowledge to haue rec: thirty fhillings, in full payment of the fame; the Swamp, it is called Lebannone.

The mark of Nehantond.

O

Witneif,
William Eaft
Samuell Baldwin

I the abouefayd Alex^d Brian doe Affigne this abouef^d Deed unto y^e committee of Newhauen, for y^e ufe of y^e id Towne of Newhauen, and doe hearby make ouer my right therunto, to y^e fayd Towne of Newhauen, as witnes my hand this 10th Nouember, Anno 1674.

Alex^r Bryan

witneif

Alex: Bryan Junior
Nicolas N S feuer Smith
his marke

This is a true record of y^e originall, examined by mee.

John Nath: Recorder.

[182] AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 28 OF
DECEMBER: 1674

The orders of y^e laft Towne meeting were read.

The Towne was informed that y^e maine end of appointing this meeting was to choofe conftables, w^{ch} according to Law was to be befor y^e 1 of Janu^{ry}.

The Towne confiddered y^e former order about attending Towne meetings as y^e pennalyte,* and did now order that all perions that are inhabitants attend in theyer perionall appearance all Town meetings (upon due warning) at y^e houer appointed, and upon defaulte or not attending y^e fame, as a pennaly for fuch defaulte,

* See N. H. Records, ii, 172.

for Late comming or diforderly departing (y^t is to fay wthout Lyberty craued & obtayned), to pay as a fine to y^e Towne trefury one fhilling, and for totall abfence two fhillings.

John Cooper fe^r acquainted y^e Towne that himfelfe & W^m Bradlye had veiwed the peece of Land that Jofeph Allfup Ju^r propounded for, according to the order of the laft Towne meeting, and they did not fee any inconvenience it would be to y^e Towne to grant y^e fd Jofeph his defyr, wherupon the Towne by vote did grant unto y^e fd Jofeph a peece of Land at y^e place propounded for to fet a houfe upon, and did appoint y^e fayd Jn^o Cooper & Will Bradly to ftate it out, & to fee that ther bee at Leaft three rods left for high ways.

S^t Jeremiah ofborne againe propounded & defyred that the Towne would fhew him that fauor to grant him Liberty to tak up his fecond deuifion aboue y^e mile Brooke by Richard Sperryes fence.

Mofes Manifeild and Jofeph Allfup fenit^r wer choien conftables at y^e Towne, and Mathew Moulthrop at y^e ftony riuer, for y^e yeare enfuing.

John Potter (who was for y^e eafe of y^e inhabitants appointed (the laft Towne meeting) to brand horfes on y^e eaft fide) was now appointed, to have fix pence apeece for thof he brands, and fouer pence to be payd to y^e Keeper of y^e brand booke for recording fuch as y^e fd Jn^o fhall tranfmitt unto him to be recorded.

Jn^o Potter propounded to y^e Towne to giue him a peece of Land of fouer Rod fquare upon the common neare his owne Land, to each horfes in to brand: The Towne by vote did grant it to him

Jn^o Potter on y^e behalfe of y^e inhabitants at ftony riuer againe propounded to haue Lyberty to doe theyer days works at y^e high ways on theyer owne fide, they hauing a purpofe to make y^e way good at y^e great fwampe, as alfoe that they might haue Lyberty to cutt y^e brufh of y^e common according to y^e Law. The Towne granted to thofe inhabitants Lyberty as they defyred in both, and left y^e ordering of the high ways worke to y^e ouerfight of the furveyers, and y^e cutting of the brufh on that fide to bee ordered by the Townfmen

The Colony Trefurers warrant was read for y^e payment of raets and y^e conftables appointed y^e laft fecond day of y^e weeke

in January and y^e second second day of y^e week in february next to be broght in to y^e warehoufe that was Mafter Baches

John Cooper, fe^r, acquainted y^e Towne that y^e place by y^e fresh meddow toward itony riuer, wher he had his Land formerly granted him, was now all taken up by cap^t clark late laying out his Land, foe that it was not there for him, and now deydred Lyberty of the Towne to take it up toward Solitary cove. The Towne by voet granted his deifyer, giving Lyberty to tak his proportion of land ther, & appointed Moses Manfield & Matthew moulthrop to fiate it out and prouide fufficiently for high ways & paffages to woods and meddows

It was moued & by fundry deifyred that y^e buiynes about common lands might bee confiddered and brought to iffue, and it was propounded that y^e Lands y^t are capable of emproument might bee deuided, and that lands y^t are rocky & uncapable of emproument might lye common, and that befor any deuifion be made, ther might a portion of land be appointed and fiated for the ftanding common of y^e Towne, as allfoe it was deifyred that y^e committee would p^rpare theyer confidderations about fuch Lands & commons againft y^e next Towne meeting

The Towne by voete ordered that y^e proprietors in y^e necke, as allfoe of all fecond deuifions not yet Layd out, doe Lay out theyer Lands in y^e neck and thof fecond deuifions, wthin fix months time next following

[183] ATT A TOWNE-MEETING HELD AT NEWHAUEN Y^e 22: OF
FEBRUARY 1674.

After y^e reading of the orders of y^e Laft Towne meeting, M^r Joens acquainted the Towne that y^e occaſion of calling y^e meeting was in reſpect of the afflicting providence of god now befallen us in y^e burning of y^e mill, that foe it may bee confiddered that fom ſpeedy courie may [be taken] to haue a mill for y^e fupply of the Towne wth meall, & y^t Goodman Tod had deifyred ther might bee a meeting called about it. And Goodman Tod was deifyred now to ſpeak what he had to propound to y^e Towne: after fom debate it was deifyred y^e articles between y^e Towne and y^e owners of y^e Mill might bee read, after y^e reading of them.

It was propounded to Goodman Tod to know what his ententions wer, whether speedily to rebuild the mill; as allfoe to y^e Towne whether they had any thoughts of any other perfon, or if any other perfon or perfons would appeare to rebuild them. Goodman Tod defyred to fpeake and did informe y^e Towne how y^e ftate of things wer at y^e mill, that all y^e Mill ftones hee thought wer fpoild, &c. and that to y^e great charge he had beene latlye att to make y^e damme good, and making it to hold y^e water better then it had done for a long time, if not better then it did from y^e firft, and that it was hoped it might foe continue, and that now it would take up a great charge to fet up mill or mills againe, and he was difcouraged in fom perticulars, in y^e couenant, and therfor did propound to underftand who were to bring theyer corne to this mill to grind, for if hee wer bound to keep a mill or mills to grind for y^e Towne, and y^e Towne not engaged to bring theyer Corne, but at Lyberty to grind wher they will, hee was not willing to goe on. After fome debate, ther wer three things that Goodman Tod propounded to confidder: firft as aforefayd, whether y^e Towne would engage the grinding of theyer corne to this mill, if by him rebuilte: Secondly that they would grant the Tole in grinding of Indian corne to bee a 12 pt of y^e bufh: and thirdly, that y^e Towne would grant him a raett for his encouragement to fet speedily about y^e worke, and to ennable him to get it fooner ready for y^e fupply of y^e Towne.

And becaufe of y^e feafon and y^e meeting fomwhat fuddenly and unexpectedly called, and fundry of y^e inhabitants might haue noe notis of it, It was thought beft that another meeting bee appointed & warned, accordingly the next fifth day, w^{ch} will bee y^e 25th infant, at 9 of y^e clock in y^e morning, was appointed, and alfoe a Committee chofen to confidder of what Goodman Tod had propounded and to fpeak further wth Goodman Tod or any other perfon as they faw caufe, to p^rpare matters for y^e meeting.

The committee appointed were M^r Joens, M^r Bihop, Jn^o Nafh & y^e Townifmen.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 25 OF FEBRUARY
1674

After y^e reading y^e orders of laft Towne meeting, & y^e names called, Goodman Tod defired to fpeak to y^e Towne, & fayd that

concerning the things hee propounded y^e laſt meeting, 1. that y^e inhabitants to engage to bring theyer corne to his mill to grind, and 2. that he might take y^e 12th part according to the Law, hee deſyred thoſe might be granted, and for the third hee did not preſſe for it, but if the Towne or any would hee helpfull to him hee ſhould take it thankfully: M^r Joens acquainted y^e Committee appointed y^e laſt meeting (to conſider about y^e mill and ſpeak wth Goodman Tod or any others) had had ſpeech wth Goodman Tod, & Goodman Tod had now declared y^e ſubſtance of theyer diſcorſe wth him, and therefore now deſired that y^e Towne would iſſue thoſe things y^t wer by Goodman Tod propounded. Therupon ſome deſyred that y^e agreement between y^e Towne and Goodman Tod might be read, and accordingly it was read; much debate ther was about y^e inhabitants bringing theyer corne to be ground at this mill, & not cary it eli wher. When y^e mill or mills are in a good ſtate, ſome declared themſelves bound to grind at this mill, ſome thought themſelves not bound, and after it had been debated, The Towne by voete declared, That theyer ſent of y^e 6 article in y^e agreement or covenante between the Towne and Goodman Tod is that y^e inhabitants ſhould bring theyer Corne to this mill to be ground into meall, & not cary it to another Mill, except in extraordinary caſes when they cannot com unto it; And for y^e ſecond perticular propounded by Goodman Tod, (to witt) that hee might take a twelfth part out of Bulbell for grinding, The Towne by voete declared in y^e negative, and ſoe left it to y^e agreement; And for the third thing propounded by Goodman Tod, to grant a raete to him, it was told y^e Towne by the magiſtrate that they could not lay a raete on y^e inhabitants, but if any wer willing to bee helpfull in this laſt, and y^e better to enable Goodman Tod to expedite y^e getting up of a mill for y^e ſupply of y^e Towne, they might doe well; And it beeing put to voete for as many as wer free to afford that ſupply and help as to y^e valew of a raete would declare it, and many did voete to doe ſoe

[184] The meeting was adiournd untill after dinner.

When y^e Towne came together againe in y^e afternoone Goodman Tod did deſyer to know y^e names of y^e perſons that had voted to give him the help and aſiſtance they voted as aforeſayd, and did deſyer to haue it or much as might in worke that he might haſten y^e buyſynes; and then y^e names were called and

thof that voted, wer noted, as alfoe what fom others would doe that had not voted.

John Potter, James Denifon, Samuëll Hemingway, Matthew moulthrop, John Aultin, Nathaneëll Hitchcock & Eliakim Hitchcock, defyred y^t theyer diffent from y^e act or voet of y^e Towne wherin they had declared theyer fenf of y^e fixth article in y^e agreement wth Chriito: Tod might bee entred. They was told that they fould haue propounded then when it was done, but now it was at an adiournd meeting, as allfoe they had voted in y^e Cafe, & that it was now to Laet.

The Towne by voet declared they did not approue theyer diffent fould bee entred: yet Jn^o Potter and y^e reft urged that theyer deiyer to haue theyer diffent entred might bee recorded, (w^{ch} was allowed of) and is hearby fignifyed.

Goodman Tod was againe defyred to fpeak what hee would doe about rebuilding y^e mills, Hee anfwered that hee was not able to refolve wthout a little time of confidderation: The Towne therefore appointed a committee to receaue Goodman Tods anfwer, and in cafe Goodman Tod doe decline to rebuild y^e mills, y^e fd Committee to treat wth y^e fd Tod about refignation of y^e place wher y^e Mill ftood, and what is ther for ufe againe, as allfoe to Treatt wth any perion elf to rebuild the Mills, and p^rpare confidderation for y^e Towne, and then to call the Towne together againe to confidder the matter.

The committee wer y^e magiftrats and Townfmen.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 8th OF MARCH
1674/5

After y^e names wer called and y^e orders of laft Towne meeting wer read,

M^r Joens acquainted y^e Towne that Chriftopher Tod, had giuen his anfwer (to y^e committee) that hee purpofed & would goe on forth wth to rebuild y^e mills.

John Cooper Seni^r, hauing Libertye to fpeake, fayd he wasorry that he fpake anything to his fon the laft Towne meeting day that might encourage them to moue to haue theyer diffent entred.

St Jeremiah Osborne, one of y^e Townsmen, acquainted y^e Towne that the Townsmen at theyer severall meetings upon Towne occasions had spent at y^e ordinary the last yeare 30^s, and it was like to bee about such a summe this yeare allsoe; and hee being Tresurer as allsoe hearing of som speeches as if they wer extranagant that way, thought good to acquaint y^e Towne wth it, that if y^e Towne thinke not meet to allow it, the Townsmen would pay it themseules.

The Towne generally by voet appoued and allowed such moderate expenies for y^e Townsmen should bee paid by y^e Tresurer.

Leutenant Thomas Munson* desired to speake to y^e Towne somthing in respect to himselfe, and that hee had thought to haue spoken of it y^e last yeare, but it being a time of som trouble, and hee being appointed to som perticular service if need should bee, did then forbear; he had been a officer to y^e company Long, & in y^e place and office of a Leutenant unto y^e company, & had willingly served to y^e best of his abylyty, but he finds such decays in himselfe, & therby unfitt to serve in y^e place & offic any Longer, & to manage it to his satisfaction: And therefore now did leave y^e place to y^e Towne, wher he did receive it, and that they may provide another to supply the place. The Towne answered: They would desire him to continue in y^e place & service untill som further consideration.

M^r Joens acquainted y^e Towne that it is well knowne that a part of M^r Hopkins his estate by M^r Dauenports order was left in y^e hands of Trustees for the encouragement of a schoole to bee kept in this Towne, to educate youth in y^e Languages, as y^e instrument left by M^r Dauenport will more fully shew, and that ther had been a Grammer schoole for som time, but at y^e p^rsent ther was not, and y^e sd Trustees did desire that for the future such a schoole may bee Settled, that may reach y^e forsayd ends, or els the estate must bee remooved elswhere, and they had waited now 12 mo^{ths} wth a schoole that was not for those purposes; but to bee short theyer entent is that if Newhauee bee willing to encourage such a schoole they shall haue an acco^t of what y^e estate produceth yearely, and y^e instrument may be read, and they

* Thomas Munson was now about 63 years old; he died in 1685.

did defyer y^e towne would appoint a comittee, to treatt and confer wth them for y^e furtherance of y^e worke.

Som of y^e Towne fayd that they had heard y^e inftrument read & knew it, and foe it was not read at that time

[185] And fom of y^e Towne answered that for an acco^t it had been defyred and Deacon Peck fayd the Towne had nothing to doe wth it; Deacon Pecke answered, that hee had done the best hee could to preferue the estate, and if hee did fay y^e Towne had nothing to doe with it, hee spake wth respect to y^e principall, or that hee was not to giue his acco^t to y^e Towne, but that he was to giue his acco^t to y^e committee, and y^t two years since he had gone pretty farr in y^e acco^t but not fully issued, and that now againe it is pretty neare a full acco^t, and allfoe the Towne may take notis that two years since 140^{lb} was layd out in a purchase, 20^{lb} layd out in y^e repayers, and 50^{lb} was Lent to y^e Towne, and for y^e two Last years hee could not tell certainly how it stands.

Som answered concerning the 50^{lb} Lent to y^e Towne, the Towne had granted raets to pay theyer detts and in perticular for the discharging of that dett, and it not being done it was y^e Trefurers faulte.

M^r Joens againe defyred that y^e buyfynes of y^e committee he spake off might bee rightly understood, w^{ch} should bee to see y^e accounts, (he hoped they wer almost ready) & that upon veiwe of y^e accounts what advance is made and the Towne hath not had y^e benefit of whilst ther was a Grammer schoole; that then that w^{ch} is juft may bee done, as allfoe to confidder of future emproouement of y^e sd Estate, whether in y^e way it is, or by purchasing, or w^{ch} way best to secure y^e principle & make advance, but if y^e Towne will not haue a Grammer schoole, then they must confidder what to doe wth y^e estate in theyer trust.

It was answered that y^e Towne had confirmed y^e fallery for fundry years and wer quiett, wthdrew it not, and after M^r Street left y^e schoole they waited one yeare and had noe schoole at all provided, nor any courfe taken to teach boys or youth in any kind of Learning, and y^e Towne being thus destitute they thought it but duty to prouide such a schoolmaster as they could, and y^e last Spring procured George Pardee to keep a schoole to teach youth to read English and y^e accidence and any Grammer ruels as farre as he could, and to write, and severall persons fayd they

found some fruit of his labour in theyer children & did desyer hee might goe on yet longer.

And for the Grammer schoole it wer to be desyred such a schoole wer settled for y^e education of youth to fitt them for puplike use in church or commonwealth, but at the present ther did not appeare such boys or youth soe to bee educated in y^e Languages, and the Towne had resigned theyer power (according to M^r Dauenports desyer or motion or order) to the committee who wer to act therin, and it was app^hended that M^r Dauenport did not expect a fallery from the Towne but only for a few years, but for y^e oiftershellfeild and M^{rs} Eldrids lott and y^e schoole houfe it was tendred unto y^e committee Long since, if they pleased to take it into theyer hands, and may if they please haue y^e benefits of the use & y^e encouragment of y^e sd Grammer schoole; but if besides the oiftershellfeild & M^{rs} Eldrids Lot, they would haue y^e Towne grant a yearly fallery, then it wer needfull y^e Towne might know what y^e committee will doe in a settled way, and fixed that y^e Towne may know what to trust unto & not after a yeare or two or three to draw off theyer allowance and then y^e Towne bee upon a new trouble. After theef debates M^r Jones mooued that this buyfynes might be left at y^e p^rsent.

It was desyred by som that y^e Towne might bee informed what y^e committee had done in way of p^rparation about y^e undeuided Lands for commons and a deuision, wherupon the writing containing y^e p^rparations of y^e committee wer read,

which is as followeth:

N. H. y^e 8. 12. 74: At a meeting of y^e committee appointed by the Towne to p^rpare matters for y^e Towns Confidderation respecting the siting of commons and Laying out a third deuision, & after confidderation of the buyfynes, concluded to propound to y^e Towne for confirmation as followeth: first for Commons, that y^e Lands between y^e Mill Riuer and y^e west Riuer (wthout y^e oxe pasture and Lands in proprietye) Lye for a standing common for the Towne, & to extend soe high Northward as y^e Brooke about y^e shepherds plaine, and wher y^e path runs ouer y^e sd Brooke, a Line westward or west and by North, as upon Triall may bee found, that it bee such a Line that will run one Miell about Juⁿ Sackets, or more as y^e Committee Judgeth, And alioe that other sutable tracts of Land, in y^e feuerall parts of the

Township, bee itated out for Commons by a Committee appointed by y^e Towne [186] for that purpose, and y^e same committee to veive what Lands are fitt to bee layd out in proprieties:

Secondly, for a third deuision they haue confiddered and Judge that persons and Eftates of all orderly and approoued planters bee considered in y^e diftribution.

And first for eftates they haue Confiddered the Eftates of the first purchasers & proprietors, who had y^e right from y^e Native owners, y^e inhabitants and possesors of y^e place, and who according to theyer feuerall Eftates then Entred & bore theyer proportions in y^e first adventure (w^{ch} was at a difficult time), as all after charges which were very great in y^e first beginnings, and doe thinke it is noe iustice that they should haue proportions according to the estate then Entred: yet foe it may maintaine Loue & peace amongst us, M^r Joens hauing voluntarily abated halfe his proportion.

The Committee doe thus advize, that for y^e greater sort of Lotts they bee abated on third, only none to be brought under 500^{lb} and all that wer 500^{lb} and under to hold theyer proportions, and for y^e smallest Lotts to haue according to theyer then putting in Estate, or as theyer estate is in the list at p^{sent}, att theyer choyse;

And yet y^t any proportion shall fall foe small as that wth estate and heads it will not com unto 20 acres, yet to bee allowed twenty acres. For y^e proportions: To every 100^{lb} estate 20 acres, and according to that ruell in all proportions, And for persons fouer acres to y^e head: that is as afesed to all orderly allowed and approoued planters and as they wer admitted.

After y^e reading of these preparations of y^e committee there was a large and full debate, and after it had been debated, It was put to voett to Know y^e minde of y^e Towne, and it was by voet ordered that according to y^e draught, or modell that had been now read, the commons and a third (or another deuision) of Land should bee layd out. It was taken notis that y^e affirmative voet was y^e Maior voet, but yet because som shewed themseuls not satiffyed, and it was questioned whether the affirmative wer the Maior voet, it was upon desyer put to voet againe, both affirmative and negative, and y^e affirmative voet was the Maior voet by three to one, y^e hands on both sides being numbred.

The Towne then proceeded to choose a committee to ftate out commons and veive y^e Land about y^e Towne in all y^e parts of it,

and after theyer veive to informe y^e Towne what they haue done, and did by voet chooife and appoint: En: Jn^r Miels, Jeremiah: Osborne, Jn^r: Cooper Sc^r, Sammuell: Alling, Jn^r Tomfon, Jofeph Mofi, Thomas: Tuttel, David: Atwater, Jn^r: Potter, Jn^r: Clarke, Jams Heaton, Allen Ball, and Jofeph Manifeild, all of them or y^e maior part of them agreeing to ftate out y^e commons, and make returne of Lands fit to be layd out.

John Glouer complained to y^e Towne that y^e making of a damm in y^e creek below his houfe would dammifye him in his well & Lott.

It was by fom propounded and defyred that y^e five quarters about the Towne may bee ftated and allowed for common feilds and under the law, and bee ordered according to Law: and when debate about it was ended, It was by y^e voet of y^e Towne declared & ordered that y^e aforefd five quarters fhould bee common feilds and be under Law and ordered accordingly.

The Townfmen informed who wer to Keep callues to bee bred for bulls for y^e herds, and allfoe who wer appointed to burne y^e woods, as may bee feen in theyer records.

Sammuell Whithead, who was trefurer for y^e Towne in y^e year 1672, read unto y^e Towne in perticulars feuerall diiburfmnts in y^e Time of his Trefuryfhip.

AT A MEETING OF THE DWELLERS WTHIN Y^E TOWNE TO CONSIDER OF THE COMMON FEILDS AND FENCES, THE 26 OF MARCH, 1675.

The Townfmen acquainted y^e Towne that much of y^e fence about y^e feilds lay downe, and defyred fom courfe might bee taken to fecure y^e Corne on y^e ground and that which is to bee fowen, and it was defyred that eight veivers for y^e feilds might bee chofen to veiw y^e fences.

[187] The meeting by voet chofe and appointed William Paine & John cooper Jn^r to be veivers of y^e fence about y^e Gouvernors quarter and y^e Little quarter;

And for Goodman Coopers quarter Jn^r Johnson & Jofeph Tuttle;

And for y^e yorkshire quarter Enfigne Jn^r Miels & Jn^r Punderfon;

And for y^e fubburbs quarter Jn^o Herriman & Sammull Alling.

The meeting defyred y^e Townsmen to appoint what fences fhall bee about y^e feilds, and informe y^e veiwers and fett them to theyer work according to Law: The oath for y^e veiwers was referd to y^e next meeting of y^e Towne.

ATT A MEETING OF THE FREEMEN FOR Y^e CHOYCE OF DEPUTIES
AND Y^e PROXIES, AND ALLSOE A TOWNE MEETING HELD
AT NEWHAUEN Y^e 27 OF APRILL, 1675.

Leutenant Thomas Munfon and John Cooper Se^r wer chofen deputies for y^e Next Generall Court, and S^t Jeremiah Osborne y^e third man in cafe one of the firft two fhould fail.

After y^e proxies wer ended, the Towne meeting was appointed in the afternoone.

The acts of y^e Laft Town meeting wer read.

M^r Jn^o Hodfihon defired the Towne would grant him a peece of Land (neare y^e end of M^r Baech his warehoufe) to fet a warehoufe upon, of y^e compaff of 26 foote one way and 18 foot y^e other way, And the Towne confiddering y^e motion appointed Sammuell Whithead & Jn^o Winton to veiwe y^e place & make report to y^e Towne at another meeting.

This meeting was informed what y^e dwellers in y^e Towne had done in Choofing veiwers for fences, &c. which they wer in fom fudden need of, becaufe y^t feed time was come and it was not wth convenience to call all y^e inhabitants together at that time.

And y^e orders and acts of that meeting were read to the towne, And then y^e Towne approued and by vote confirmed them for Town orders.

Some fpake about y^e Necke and fom actings about it formerly refpecting M^r Sam: Baech & fom others, the records wherof may bee feen in Page 4 at a Town meeting Auguft 11 1662, And y^e Towne (finding that M^r Baech & others haue not appeared to fettle upon y^e fd Neck, and carry on a trade &c) They did by voete declare y^e grant of y^e Neck to thofe Gentlemen to bee null & voyd.

M^r Joens acquainted y^e Towne of a great damage fallen upon y^e Indians in y^e burning theyer fences about theyer corne feilds, and did moue that the Englifh who haue meddows lying wthin y^t

feild fence, & loe are secured, that they would help to make up y^e f^l fence

The veiwers of fences complained that according to y^e directio[ns] they had receaved from y^e Townsmen about y^e fences, theyer worke was difficulte to bee attended to a iissue, wherupon the Townsmen were desired to confidder y^e buyfynes & fettle it and giue y^e veiwers order that they may goe on in theyer worke,

The Towne ordered that y^e Guard upon y^e sabbath ihall bee caryed on by squadrons as formerly.

L^t Thomas Munion acquainted y^e Towne that y^e order about ringing of Hogs was neglected, and if it bee not remedyed it would bee complained of unto y^e County Court.

John Cooper fenior, William Bradlye, Jeremiah osborne, John Winton, Abraham Dickerman, Henry Glouer and Moses Manffeild wer chosen Townsmen for y^e yeare ensuing, but Moses Manffeild did not accept, and objected that hee being conitable he could not serue in that trust; it would bee to heauy a burden for him, as allsoe that it was told him when hee was chosen conitable (he then being a Townsman), that ther would bee a new choyfe of Townsmen in Aprill, and then hee might bee freed from Townsman, &c. Wherupon y^e Towne by voet freed him and choie Leaut Thomas Munion for a Townsman for y^e ensuing yeare.

John Harriman was chosen Trefurer for y^e yeare ensuing.

John Nash was chosen Recorder for y^e yeare ensuing.

[188] It was by y^e military officers propounded to y^e Towne that ther might bee a supply made of diuers things wanting for y^e military company, and y^t ther might bee a furnishing of them, (and y^e rather because of y^e Generall Training at y^e latter end of y^e summer) as wth Drums, Colour^d pieks, & som Gun powder allowed, &c: The Towne appointed the Townsmen to advize wth y^e Military officers, and confidder y^e buyfynes, and at y^e next meeting acquaint y^e Towne wth what they haue done and is necessary yet further to bee done in y^e case, out of y^e Towne Treiury.

Abraham Dickerman spake to y^e Towne and told them hee had formerly giuen notis of his Laying downe y^e ordinary, and had defyred y^e Towne to prouide another person to keep it, and sayd hee was not prouided to cary it on, and that hee would not run y^e hazard of breach of Law, or inconvenience, by his keeping

it at present, being not provided as is necessary for such a buylynes: The Towne answered that it was now Laet and many gone, therefore desired him, to Let y^e matter alone untill another meeting

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 14. JUNE 1675.

The Generall Courts orders wer read

M^r W^m Roswell desired the Towne to grant unto him a finall peece of Land of about twenty and two foote wide, from the corner of his Garden fence, to set a bound upon. The Towne having heard M^r Roswells motion, and allfoe feuerall persons declaring that they did not apprehend it would be any inconvenience to grant it: did by vote grant to y^e sd M^r W^m Roswell his desyer therein, and did appoint S^t Samuell Whithead and S^t Jeremiah Osborne to state out y^e Land and to make report of it to y^e next meeting of y^e Towne

The fericants & foldyers complayned that ther wanted convenient Roome for y^e guard upon y^e sabbath to fit in y^e meeting house, and did mooue to haue y^e Laft of y^e mens seats to bee appointed for y^e souldyers. After it had been a while debated, It was by vote appointed that y^e Laft of y^e seats shall be for y^e guard on y^e sabbath to fit in.

M^r Jn^o Hodfson mooued to haue y^e iffue about y^e Land he had propounded at y^e Laft Towne meeting; Therupon the persons that y^e Towne appointed to veive & make report wer called, but not both of them present, and noe more done at that time

William Wooden Junio^r was chosen Heyward for y^e yorkefhier quarter for this yeare.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 2 OF JULY 1675.

M^r Joens acquainted the Towne that y^e occasion of calling the meeting soe suddenly was concerning y^e rising & outrage of y^e Indians in Plimouth colony, at seacunck and swanfy, &c. which was informed by Lett: (sent from the Narraganfett Countrey, &c) to y^e Gouverno^r, the copies of w^{ch} wer sent to us, that wee consider &

p^rpare in time again^st y^e Common danger. The copies of those Lett: wer read unto y^e Towne, and after y^e reading of them, that y^e Towne underftood y^e great mifecheeff y^e Indians had done upon y^e Englifh in thofe parts. It was mooved that every perfon now would bee quickned to have his armes ready by him for his ufe & defence. And it was advized that thofe who live abroad at y^e farms, to be carefull not to ftaggell abroad into y^e woods, at leaft not yet, untill wee have further intelligence of y^e Indians motions, and that they keep a watch in y^e night, to difcover danger, and upon intelligence of danger to gett together to ftand for theyer defence at y^e farms, or elf to com to y^e Towne. And allfoe M^r Joens further informed that Philip y^e Indian was a bloody man, and hath been ready formerly to break out again^st y^e Englifh, but had been hitherto reftained, but now Warr was Broke forth & begun, and it is likely muft bee profecuted, and o^f danger may be great by y^e fcattering of thofe Indians. As allfoe y^e Towne was informed that y^e Magiftraets had had Speech with our Indians, and they denyed any Knowledg of Phillips motions, neyther did they like them, And allfoe fayd they had noe men gone that way, and that they would keep at home, and would giue us any intelligence they meet wth, and that if any ftrang Indians com unto them, they will informe us and not harbor them.

[189] The Towne ordered that an account bee taken of y^e Indians, how many men they are and wher they are, and Matthew Moultrap (who now tooke y^e conftables oath) was to warne them and looke after them.

It was ordered that ther ihall bee a military watch kept at y^e Towne, at y^e p^rfent only a fingle watch according to y^e former cutom and orders. And allfoe y^e Towne did defyer and appoint y^e Magiftrats and y^e Military officers as a committee to increafe y^e waeth and appoint wards in y^e day and fcouts as need may be and they Judg convenient.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 6. OF SEPTEMBER
1675.

M^r Joens acquainted y^e Towne y^t y^e occasion of calling y^e Towne together was y^e Intelligence com from Hartford of further

mischeefe don by y^e Indians about pocomptucke,* and that y^e rest of y^e souldyers wer sent for to march up to Hartford, &c, and allsoe to publish som orders from y^e councill w^{ch} orders wer published.

Cap^t William Roswell, L^t Tho: Trowbridge, M^r Tho: Yaell, M^r John Hodfihon, Jn^o Cooper senio^r & william Bradly wer chosen Lifters.

The forting of persons to attend y^e order of y^e councill, (to witt) to worke in companies, was recommended to y^e farmers to agree of theyer companies to theyer best convenience & it was desired that the Townsmen would take care of that buyfynes of working in companies if the inhabitants doe not attend it.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 24 SEPTEMR 1675.

After the names wer called: M^r Joens acquainted the Towne that y^e reason of calling this meeting was because that y^e meeting that had been upon y^e 13th of this month was objected against as not legall & orderly, becauf all inhabitants had not been warned, and y^t therfor y^e committee then appointed about som fortification could not goe on in y^e worke wth satisfaction to themseuls, and that y^e report hauing gone about y^e Towne of y^e illegalyty of that meeting was the reason that yet nothing was done about what y^e Towne then debated; and that now y^e Towne might confidder y^e buyfynes, whether they would haue any such fortification or not, and y^t they would speake theyer minds and put y^e buyfynes to an issue whether any fortification or not.

In debate of y^e matter som spake to fortifye wthout y^e Towne at feuerall places, & foe saue y^e whole; others thought y^e charg would bee to great, hauing other great charges; in y^e issue y^e Towne desyred a committee might be chosen to confidder of & make som fortification, at least at y^e meeting house.

The Towne by voet did desyer & appoint M^r Will^m Joens, M^r Jams Bishop, Cap^t Will^m Roswell, L^t Tho: Trowbridge, L^t Tho Munson, Jeremiah Osborne & Henry Glouer (allsoe they desyred Jn^o Nash) to bee a committee to confidder of and crect som

* Pocomptucke = Deerfield, Mass.

fortification at the meeting house, as had been spoken off, or allsoe in any other place or places about y^e Towne as they or the Major part of them shall agree, and the charge of such work soe appointed by y^e f^d committee to bee paid by the Towne Trefurer

Allsoe y^e Towne by vote desired & appointed Cap^t Will^m Rowell to prepare y^e Great Guns, or soe many of them as is necessary, to bee fitt for service, y^e charge of it to be paid by y^e Towne Trefury.

The Towne considering y^e present commotions & o^r danger, by voet appointed (whilst these exercises are on us) that all the Inhabitants bring theyer arms & ammunition to y^e meetings upon the Sabbaths & other publike days, upon y^e pennalty of one shilling for euery default, except good reason be giuen (upon y^e examination) to y^e contrary.

AT A MEETING OF Y^e FREEMEN Y^e 4 OF OCTOBER 1675.

Sericant Jeremiah Osborne and William Bradly wer chosen Deputies for y^e next Generall court, Henry Glouer y^e 3 man.

[190] ATT A MEETING OF Y^e DWELLERS IN Y^e TOWNE, THE FARMS NOT BEING WARNED: Y^e 12 OCTOBER 1675.

The orders of y^e Laft Towne meeting wer read.

Mr Joens acquainted y^e Towne that y^e cause of calling y^e Towne together was y^e sad Tidings that was com unto us of y^e burning of Springfeild and som persons flaine by y^e Indians, and therupon y^e Committee wth y^e Towne had appointed to consider of fortifying for defence, thought (having had som conference of that matter) it necessary to call y^e Towne together to acquaint them what thoughts they had had, that befieds what was doing at y^e meeting house, that it might bee usefull to make som fortification at each streete and at y^e angles of y^e Towne, & fortifying som houses, and allsoe ther had been speech of fortifying about y^e Square of y^e Towne wth a line of pallisadoes or poells on y^e side

of y^e quarters, & now hee defyred them to confidder & ſpeak theyer minds.

Upon debate of theſe things it was propounded and ordered that at y^e ends of y^e ſtreets & at y^e fouer angles thoſe fortifications or places of ſhelter againſt y^e ſhott of an enemy ſhould be ſet up as y^e comittee ſhall appoint, and y^e perſons in y^e Towne to work freely at it untill they wer finiſhed.

It was propounded and by voet ordered that all ſmall wood bruſh and underwood in y^e quarters, to halfe a mile diſtance from the ſquare of y^e Towne, bee by y^e proprietors forthwith cutt downe & cleared away, ſoe as it may not bee a ſhelter to Indians to creep in a ſculking manner neare y^e Towne, and if y^e owners or Improuers of ſuch lands doe not attend this order, Then it ſhall bee free for any other perſon or perſons after y^e 18 day of this month to cut downe and cary away any ſuch wood, and y^e like to bee attended allſoe on all high ways or commons w^{thin} halfe one mile of y^e Towne as aforeſd.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 18th OF OCTOBER.
1675.

M^r Joens acquainted y^e Towne that y^e occaſion of this meeting was the danger wee are in, according to y^e intelligence y^t commeth unto us, as by Lett: from Maior Androſ to y^e Generall court is informed, that ther is a ſtrong confederacy amongſt y^e Indians in theſe parts againſt y^e Engliſh, and that o^r pretended freinds are in y^e plott, and that this light moone they did intend to attack Hartfurt and ſom other places as farr as Greenwich; as allſoe Maior Treatie informs that y^e Narroganſets are in great preparations for warr; allſoe the Generall Court and Councill doe adviſe all the plantations to fortifye themſeulſ y^e beſt way they can againſt y^e common enemy; And therefore it is o^r duty to uſe all means for o^r defence and to doe it unanimouſly; allſoe acquainted them that the comittee had veiwed ſom houſes for fortification, & defyred it might bee ſpeedily attended:

In y^e debate upon y^e matter ſom propounded for fortifying ſom houſes firſt, others propounded and thought it better to fortifye with a line about y^e Towne; It was put to voet w^{ch} ſhould bee

done first. And y^e voet was to Garifon som houes first, and then in a second voet it was agreed and ordered that ther should bee a line of fortification made about ye Towne, as had been ipoken of from y^e Committee in a former meeting.

It was voted and ordered that y^e fortifying of houes should be done by y^e owners; and for y^e charge of y^e line about y^e Towne it was by a generall voet agreed it should be done by y^e pale, in som equall way according to theyer raets, & soe left it unto y^e committee

John Nash defyred y^e Towne becauf of his many pressing occasions to free him from being one of y^e sd committee, and that hee might y^e better bee helpfull unto diuers for publik benefit.

M^r Jnⁿ Hodfishon, M^r Nicolas Augur and John Cooper senio^r wer chosen and appointed to be of y^e committee for fortifications, and they with y^e rest befor chosen to confidder all things about it & cary it on

Complaint was made that y^e orders made y^e laft meeting for y^e cutting downe under wood, brush &c in y^e quarters was not attended, and that som cut away y^e best wood but did not cleare y^e brush away. The Towne now ordered that what was then ordered in that case bee forthwith attended, only three days longer was granted for y^e doing of it, and a weeke longer then y^e time then set granted to M^r Bilhop, becauf he was at y^e court; and allsoe it was ordered that persons doe cleare all such brush, not to take away y^e best & leaue y^e rest, and that whosoever doth cleare away any wood as aforefd and not cleare alsoe as it may not shelter Indians, &c. shall pay 10^s for every defaulte.

[191] ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 30th OF OCTOBER 1675.

The orders of y^e laft General Court were publifhed.

The orders of y^e Laft Towne meeting wer read.

M^r Joens acquainted y^e Towne with what was orderd at y^e laft Towne meeting concerning Garrifonning som houes in y^e Towne, but as yett little was done y^e way, and that y^e Committee thought it best to carry one y^e line of fortification about y^e Towne, and

had begun upon it, but that allioe went flowly forward, and the committee had had fom confidderations how to expedit y^e doing of that worke, and did defyer it might bee attended to bring it to fom good iffue; the committee had thoughts that euery inhabitant fould doe his proportion in y^e fd line, according to his Eitate in y^e Lift, and that euery one make according to y^e quantity of fouer rod to a 10^s raete, only the farmers to bring into place as much fitt and futable wood as will make theyer proportions, and y^e guard to fett it up.

The deputy Gouvernor beeing prefent in y^e meeting fpak much to y^e encouragment and advizing y^e inhabitants to goe on with y^a worke and to doe it wth unanimyty, feeking y^e fafty of whole as farr as may bee, but efpicially as in y^e naturall body y^e hands & all y^e members feeke y^e fecuring of y^e heart.

And after ther had been a larg debat about y^e matter, and hauing now heard y^e order of y^e laft Generall Court w^{ch} enioyns euery Towne to fortifye and to choof a committee for y^t purpofe, &c.

It was ordered & appointed that y^e committee formerly chofen for that worke fould fend the committee to cary on y^e fortifications, and allfoe ordered that y^e Inhabitants fould doe theyer proportion in y^e fd line according to y^e quantity of fouer rod upon a 10^s raett, as it had been propounded, and that thofe that haue wrought allready in y^e worke fould bee confiddered.

It was propounded by and on y^e behalfe of y^e dwellers at Stony Riuer and South end that y^e committee would confidder theyer cafes, and to appoint or advize them what fortifications may bee neeffary for y^m.

It was ordered that for y^e p^fent the courts of guard and wacthes be kept at fom places on y^e outfieds of the Towne, and the places of y^e guard and the walks of y^e wacthes to be changd or altered as y^e military officers fhall appoint.

Goodman Harriman acquainted y^e Towne that y^e fentinells going dayly upon his houfe* upon y^e platforme did doe him fom dammage breaking or remouing y^e fhingles, (they being decayed), foe that y^e water cam the mor into y^e houfe, and did propound that if the Towne did thinke it for theyer conuenience

* John Harriman's house was one built by Deputy-Governor Stephen Goodyear on Chapel Street near Temple. (Cf. N. H. Records, iii, 397.)

to make use of his house that way, that they would doe something in helping him to cover it. The Towne having heard w^t was sayd answered to y^e sd Goodman Harriman that what he had said was considerable: and therfor the Towne did defer & appoint the Townsmen to advise about the matter and speak wth Goodman Harriman and to doe as they shall see good reason and cause for

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 20th OF DECEMBER
1675.

The orders of the last Towne meeting were read.

M^r Joens acquainted y^e Towne that y^e occasion of y^e meeting was to choose constables, and allsoe it being a time of much buyfynes desired they would choose such as are fitt and dwelling neare thof in place, that buyfynes might bee the better caryed on; som of y^e Towne desired to know whether those formerly chosen constables and refused to serue had payd theyer fiens. Thomas Sanford was called to know whether he had payd his fine, he answered, noe man demanded it of him.

Ephraim How & Jams Heaton wer chosen constables for y^e year ensuing, and Sammuell Hemmingway at y^e iron works.

Ephraim How not being in y^e meeting, Jams Heton went to him and when he came backe to y^e meeting informed that he had been wth Bro: How and did understand from him (upon his telling him he was chosen constable) that he would not hier nor pay a fine, but would serue y^e [192] beif he could while he was in y^e Towne, but he was not in a capacity now to com forth.

Jams Heton was called upon to take his oath, but he was unwilling, except ther wer another Conitable chosen that may attend y^e worke, becauf Ephraim How would goe to sea in y^e summer.

It was propounded to y^e Towne that for this turne they would spare Ephraim How, or elf make choyce of a third to be added; and both of them wer voted, but issued in y^e negatiue.

Jams Heton againe was called on to take y^e constables oath, but refused and said he would leaue himselfe to y^e Law, and y^e law was then read to him.

Then y^e Towne proceeded to y^e choife of another for constable, and John Paine was chosen, who then tooke y^e constables oath.

Leutenant Thomas Munfon was chofen commiffary in this Towne.

Leutenant Munfon told y^e Towne that he had y^e laft yeare fpoken to y^e Towne to lay downe y^e offic of a Lt, and he being loth to fee foldyers goe forth and officers ftay at home (efpecially in this towne which hath y^e greateft number in y^e countye) his fpirit would not beare it, and therefore defyred fom other may bee chofen that may be fitt to goe forth, and may be iudged foe by others, and he gaue this warning to y^e Towne that they would not look on him for that place.

Leutenant Munfon one of y^e Townfmen on y^e behalfe of y^e Townfmen informed that they had confiddered y^e Trefure of y^a Towne and had fpoken wth y^e late Trefurers (whoſe accounts are not yet audited), but yet foe farr as they haue lookt into them, that they doe fee a need of a penny raet to be granted at this time, w^{ch} they hope may ferue at y^e p^refent, though they doe not thinke it will cleare all depts, and allfoe that y^e Towne would appoint two or three to Audit the acco^{ts}.

The Towne hauing heard what was propounded from y^e Townfmen and hauing confiddered, by voet granted and appointed one penny rate to bee payd to y^e Towne Trefurer or his order at y^e priſes as formerly, ſome time before March next :

And for Auditors of y^e Trefurers acco^{ts}, y^e Towne by vote defyred & appointed the magiftrats and Townfmen, to Audit & iffue the accounts of thoſe former Trefurers (to witt Jn^o Punderfon, Sam: Whithead and Jeremiah ofborne) ſometime this monthe or y^e next at furtheit.

The walks of warders on y^e Sabbath was left to y^e military officers

And for the waches the Towne confiddering y^e feafon, the nights long and cold and often times tempeftuous, ordered for y^e preſent that ther ſhould bee a M^r and fouer men, and as y^e feafon will permit to walke about in turns and in ſtormy and tempeftuous weather that ſentinels doe looke out at y^e feuerall guard houſes y^e beft they can.

Complaint was made that y^e orders for y^e cutting up y^e bruſh in y^e quarters about y^e Towne was not attended and that ther had need of fom perfons to bee appointed to fee that work be attended, And after fom confidderations The Towne did make null & void the former orders about it; And did order for y^e

future that all brush or underwood be cutt downe & diiposed of that it may not bee a shelter to hide y^e enemy, and that euery proprietor of lands in any quarter or lot within halfe a mile of any houses of y^e Towne shall cutt and destroy all brush as aforeid, or caus it to be done, upon all his Land wthin y^e sd limits, and upon all banks between neighbors and upon all high ways, euery man against his owne Land, and this to be done som time before y^e first of february next, upon y^e pennalty of one shilling, for each rod that is not soe cleared, and for any parcell les then a rod one shilling; and they appointed Timothy ford for those quarters on y^e west side y^e creeke, Jnⁿ Punderfon in his quarter, Jnⁿ Cooper Junior in the quarter befor his house, M^r Joens Land and little quarter, and Samuell Tod in y^e quarter he liueth in, to veiw if it be soe done and to make complaint of defects, and they to haue one halfe of y^e fines for theyer pains, y^e other halfe to goe to y^e Towne.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 12. OF JANUARY
1675.

After y^e orders of y^e last Town meeting were read M^r Joens informed the Towne that y^e Magiftrats had spoken with Ephraim How to take y^e Conftables Oath, but for som reasons with him hee refused, and for y^e fine he shuold Leate himfelfe to y^e Magiftrats or Court when called to aniswer for his refusall; y^e sd Ephraim being in y^e meeting was again asked to take Oath but refused. M^r Joens further told y^e Towne that he had spoken with Jams Heaton (who was chosen Conftable y^e last meeting but then refused) and hee found him not unwilling (now ther was on chosen [193] and in y^e office that was like to abide constantly in y^e Towne) to ferue in that worke and therefore it was now desired to know y^e Towns mind whether they will accept of Jams Heton or choose another. It was asked Jams Heton whether hee shoud bee at y^e Towne. Hee answered he would not wthdraw himfelfe, and that hee would contriue to bee at Towne as much as he could. And then it was put to voet whether they would accept of y^e sd Jams to bee conftable for y^e yeare ensuing, and it was voted in y^e affirmative, and y^e sd James then tooke y^e Oath

M^r Joens further acquainted y^e Town of an order com downe from the counceill for raising of wheat out of theef two western

Countyes* for recruet of y^e army, and other places had supplied wheat feuerall times allready, and Nhauen had been spared, but now ther muft be fom raifed here, and Southend farmers wer fpoken unto to be helpfull herein; Jams Denifon & Jn^o Tomfon very redly engaged to prouid each of them 10 bufhels, Nathaneel Hitchcock 3 bufhells, and fom other of thof farmers did promis to fupply what they could, and conftable Sam: Hemingway was appointed to fee what quantity could bee raifed at thof farmes and to get it in readynes for y^e country ufe when it fhould bee called for & to make returne to y^e Magiftrat what quantity hee could get ready ther.

It was propounded by fom about y^e wacth, that it was very afflicting, the nights being long and cold, allfoe that it expended much wood to a confidderable charge, and therfor defyred that at y^e prefent it might ceafe, and that it might bee left to y^e Magiftrats and military officers, to fett y^e wacth going againe as they fhall find occaion or upon any approching danger, and y^e Towne by voet ordered it foe to bee.

It was mooued by fom for liberty to cutt wood upon y^e commons wthin y^e two miles, and pleaded that y^e wood was cutt away by fom men, and others, becauf of y^e Towne order, did not, though they needed it as much as thof that did cut upon thof commons contrary to order, it being a difficult time to goe farr of for theyer prefent fupply; but fom others wer of another mind, & fpake that thofe who had done contrary to order therin might bee called to account for theyer tranfgreffion, and noe lyberty was then granted.

ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 7 OF FEBRUARY
1675

The laft Towne meeting orders were read.

M^r Joens acquainted y^e Towne that y^e caufe of calling y^e Towne together was partly to informe y^e Towne of the Trefurers warrant for the gathering in of y^e Country Rate, And the conftables puplished it to y^e inhabitants & appointed them to bring in theyer

* For the division into counties, in 1666, see Colonial Records of Connecticut, ii, 34-35.

rate to M^{rs} Hall* her warehouse upon the next 2^d day of y^e weeke, which will bee y^e 14th of the present M^o, and y^e 2 day of y^e weeke next after that wth will bee y^e 21: instant

The Towne Trefurer (Jn^o Harriman) gaue notice to y^e Towne that they would bring in theyer Towne rate to him this weeke, or the next at the furthest.

It was propounded that now y^e winter Seafon (which had hindred y^e finishing of y^e fortification about y^e Towne) wearing off, that now it might goe forward againe and be perfected, and that the present state of things as to y^e Warr calls for attendance of that worke, especially the Narrogansett appearing in such hostilitie, and y^e Last intelligence to the Councill at Hartford was that y^e enemy doth scatter into severall small bodies to disperi themseulvs into y^e country, and they being hungry will seeke for supply and the consideration of what dammage may com should haften us in o^r duty to bee in y^e use of means the best we can for o^r safty. Hearupon the Towne generally desired that it might bee attended and y^e committee was to meet to set it forward.

It was propounded that a packer might bee chosen; the Law requiered ther bee one in y^e Towne and at p^rsent ther was none.

Phillip Leeke was chosen Packer and tooke Oath for a faithfull discharge of his trust according to y^e best of his skill.

The Wacht that had been left for som time was now spoken of to be set going, and it was left to y^e Magistrates and military officers, for what wacht and when to begin

The order that appointed y^e bruth to bee cutt downe in y^e quarters by the 1 of february was now prolonged unto y^e last of this present february, and to bee attended in y^e same manner that order appoints and upon y^e same pennalty

[194] AT A TOWNE MEETING HELD AT NEWHAUEN Y^e. 6th OF
MARCH. 1675/6

Orders of y^e Last meeting were read.

M^r Joens acquainted y^e meeting y^t y^e reason of calling them together amonge other things was to consider of y^e fortifica-

* Probably Mrs. Mary (Rutherford) Hall, widow of Daniel Hall, who died in 1675.

tion w^{ch} went flowly foreward, and that it were good y^e inhabitants would be quickned to y^e worke, the feason for buyfynes comming on, and y^e warr continuing, & ther are reports of 21 hundred Indians in a body up in y^e country, and it is faid they intend to fet out about this time or y^e middle of this month, & fall upon the Towns on y^e River and foe com downe and along y^e coast as farr as New Yorke and doe what ipoille they can; allfoe wee heare of Killing two men at Springfeild, and therfor wee had need bee quickned unto all due means wee can use for o^r fafty and to attend it speedyly.

Jeremiah Osborne acquainted y^e Towne that y^e committee for the fortification had mett according to former order, & had appointed himfelfe and Jn^o Punderion Ju^r, to ouerfee and fet y^e worke forward, and that they had gotten in all y^e wood which was ordered from y^e inhabitants, or within about 15 Load, and that to finishing y^e Line on theyer fide they doe thinke ther will want on hundred Load, and allfoe ther are noe gaets, and wthout all bee finished it will not be safe. Jn^o cooper Senior allfoe ouerfeer on theyer fide informed that ther would want 100 Load of wood to finish y^e Line on theyer fide.

It was propounded for a fupply of wood to finish y^e Line, and after it had been debated it was by voet ordered that euery Teame in the Towne and farms (except thofe on y^e East fide y^e East riuer) doe each of them bring to y^e worke on Load of futable wood to y^e worke and thof that haue noe Teams, to help to cutt it, and to bring it at the furtheft upon y^e 8th and y^e 9th days of this moneth, and to Lay it according as y^e ouerfeers of y^e worke fhall appoint, as allfoe y^e faid ouerfeers to fee that thof who are behind for y^e time paft bring in portions, and any perfon that fhall neglect to attend y^e work according to this order, to bee under y^e pennalty y^e councill hath appointed.

Jn^o Alling fe^r told y^e Towne he was weake, and doupted whether hee fhould doe his part though he was willing; but noe anfwer made him.

Timothy ford defyred y^t y^e court of guard might bee kept on theyer fide y^e creeke, when it was theyer turne to wacth, but y^e Towne gaue noe confent unto it

It was ordered y^t noe Indian bee fuffered to com into y^e Towne to fee the fortifications or take notis of any of o^r actings

and motions, and that by y^e conſtable warning bee giuen them, that not any of them may com into y^e Towne nor unto English houſes, and that if any Indian doe com into y^e Towne to be apprehended and ſent back againe, yet what may bee to auoyd any miſuſage of them.

It was ordered that all perſons that are to beare Arms, ſhall bring theyer Arms wth them and a ſufficient quantity of powther and ſhot for theyer defence to all meetings of publiſh worſhip, and whoſoeuer ſhall be defectiue in attending this order, ſhall forfeit for each default two ſhillings to y^e Towne Treſury; the Serie^t and corporalls to take notiſ of defaults and complaine of them, only the dwellers at farms in bad weather had liberty to leaue theyer Arms and ſoe ſecure them that y^e enemy get them not.

How & wher y^e great Guns ſhall be placed was left to y^e committee.

The Gaets wer ſpoken of, and it was informed that M^r Augur and M^r Trowbridge would giue each of them twenty ſhillings towards making of them, and it was left to y^e committee to gett all y^e gaets finiſhed, and all y^e fortification allſoe.

It was ordered that noe perſon ſhall plant any Indian corne wthin two rod of the ſtokadoe line.

It was ordered that noe perſon ſhall Lett any land wthin y^e quarters to any Indian to plant upon y^e penalty of 10^s fine (for each acre) to be payd unto y^e Towne Treſury, and according to that proportion for any quantity les then an acre.

[195] AT A MEETING IN NEWHAUEN Y^e 11th OF MARCH 1675/6.

M^r Joens informed that y^e occasion of calling the meeting was to publiſh ſom orders from y^e councill reſpecting the Towns in y^e colony & perticularly Newhauen. The ſd orders were read.

It was mooued (that now ther being ſom quantity of wood brought for y^e line) that all perſons young & old that are able to worke ſhould worke at it; which was with common conſent agreed and ordered to be attended as y^e Sericants in theyer ſquadrons ſhall giue notiſ, and to ſet out to worke when y^e drum

beateth in y^e morning, and euery one that is defaulty hearin fhall as a fine for his neglect pay fwe fhillings, which fhall bee improved for y^e benefitt of y^e worke.

The councill in y^e orders read appointed that a committee bee chofen to regulate y^e ditching and breft worke, and y^e Towne chofe and appointed the committee for y^e fortification to doe that work allfoe, or y^e maior p^t of them. Jn^o Nafh who had been one of that committee for fortification defyred the Towne to spare him in this, becauf he had many occafions and hee might bee more beneficiall to perfons about theyer arms which many ftood in need of: and it was by fom confented unto and none fpake to y^e Contrary.

M^r Thomas Trowbridg was chofen Comiffary in this Towne

The Townfmen declared & publifhed whom they had appointed veiwers of fences for y^e yeare enfuing, which were:

Jn^o Alling & Benjamin Bunnell in y^e fubburbs quarter;

Jn^o Gibbs & Sam: Whithead for y^e fouth fide of y^e great quarter;

Tho: Tuttle & Timothy Gibbard for y^e North fide of y^e great quarter;

Tho: Mixx & Jams Heton for Goodman Coopers quarter;

W^m: Bradlye & Abra: Dickerman for y^e little quarter & bufhy Lott;

W^m: Gibbons & Sam: Todd for y^e Gouvernors quarter;

W^m: Bradly and Enfigne Jn^o Miels wer chofen Surveyers for y^e high waies for y^e yeare enfuing.

ATT A MEETING IN NEWHAUEN OF Y^e FREEMEN FOR Y^e CHOICE OF DEPUTIES AND FOR Y^e PROXIES, AND AFTERWARD A TOWNE MEETING Y^e SAME DAY Y^e 25 OF APRILL 1676.

After y^e reading of y^e orders of y^e laft Towne meeting, the freemen proceeded to choofe deputies for y^e Next Generall affembly.

Cap^t: Thomas Munfon & Will: Bradly wer chofen deputies for y^e Next generall Court, & Leau^t Mofes Manfield y^e third man.

It was ordered (after fom debate) that y^e fortification Line

about y^e Towne fhould bee attended & finished as foone as feed is gott into the ground, and that when all y^e wood that fhould bee brought from feuerall perfons yet behind, is brought in, what is then wanting y^e committee to appoint how it fhall bee fupplied and y^e Line finished.

Complaint was made that y^e quarters wer not fufficiently fenced to fecure y^e corne, and y^e veivers of y^e fences who wer appointed by y^e Townfmen and publifhed y^e laft Towne meeting wer called to take oath for y^e difcharge of theyer truft, but did not.

Cap^t Tho: Munfon, Will Bradly, Henry Glouer, Abraham Dickerman, Jn^o: Cooper fenior, Jn^o Winton and Mofes Manfeild wer chofen Townfmen for y^e yeare enfuing

Jn^o Harriman was chofen Treafurer for y^e yeare enfuing.

Jn^o Nath was chofen recorder for y^e yeare enfuing.

The perfons y^t wer Chofen Heywards formerly in y^e feuerall quarters but had not taken oath nor executed in y^t office wer now appointed Heywards for y^e yeare enfuing, only (for reafon giuen) Jn^o Mixx appointed in y^e roome Nath Thorp, and Jn^o Winton ioyned with Jofeph Mofe, and danyell Sherman wth Jn^o Punderfon.

Mofes Manfeild & Thomas Tuttle wer Chofen fealers of Meafures & waights for y^e yeare enfuing & tooke oath for y^e fame.

It was by fom defyred and becauf of y^e ficknes in y^e Towne it was ordered that at y^e prefent ther be but on wacth in y^e night confifting of a M^r and feuen men & be kept in a court of guard as befor, & y^t y^e watch bee increafed as y^e magiftrats & military officers fee caufe.

[196] ATT A TOWNE MEETING HELD IN NEWHAUEN Y^e 29th OF
MAY 1676.

The orders of y^e laft Townmeeting were read

The orders of y^e laft Generall Court were publifhed.

John Chidly & Sammuell Miels were chofen Searchers and Sealers of Lether and tooke y^e oath according to Law.

Thomas Tuttell was Chofen Packer for y^e yeare enfuing and tooke oath for a faithfull difcharg of y^e fame according to his beft fkill.

ATT A TOWNE MEETING HELD IN NEWHAUEN Y^e 11 SEPTEMBER
1676.

Orders of y^e Laft Towne meeting wer read.

An order from y^e Councill was read, w^{ch} order was concerning all perfons that had detts due from or unto y^e Country to fend theyer accounts to y^e Comiffary:

The Towne defyred & appointed M^r Bifhop & Jn^o Nailh to receaue the account from perfons & examine and fend them up to Hartford.

The Townfmen acquainted y^e Towne that ther was need to Lay fome Raet for y^e defraying of y^e charges of y^e Towne, and the Towne did appoint & order that one penny halfe penny Rate bee Leuied and payd to y^e Towne Trefurer between this and March next.

The Townfmen wer chofen Lifters to p^rpare y^e Lift according to Law and fend it up to y^e Court in october Next.

ATT A MEETING OF Y^e FREEMEN IN NEWHAUEN Y^e 18 OF
SEPTEMBER 1676.

The warrant for Choice of deputies was read.

Cap^t Thomas Munfon Cap^t Mofes Manffeild wer Chofen deputies.

ATT A TOWNE MEETING IN NEWHAUEN Y^e 18 OF DECEMBER 1676.

After y^e Names wer called, the Gen^r Courts orders were read and y^e orders of y^e Laft Towne meeting wer read allfoe.

The County Marfhall acquainted y^e Towne that hee had a warrant to funmon y^e Towne to y^e County Court for not hauing a Grammer Schoole, and therefore defyred y^e Towne to appoint fom perfon or perfons to appeare y^e Next Seffion of y^e fayd Court to answer y^e Complaint.

The Towne hauing heard what y^e marfhall had faide did defyer and appoint the Townfmen, or they to appoint fom to appeare at y^e County Court to anfwer y^e Complaint

John Punderion was Chofen confitable for y^e yeare enfuing

John Cooper Junio^r and Jn^o Morris had equall voets, and the Towne by voet appointed John Coop^r to be confitable y^e yeare enfuing, but both of them, to witt y^e fd Jn^o Punderion and Jn^o Cooper, refufed to ferue, and theyer reafons wer heard by y^e magiftrats but not Judged of waight, and wer therfor to pay y^e fine according to y^e Law.

Then y^e Towne proceeded in Choyce, and Ser^t Jn^o Winton and John Morris wer Chofen confitables at y^e Towne for the enfuing yeare, but y^e fd Jn^o Winton refufed & fubmitted to y^e fine of 40^s to pay it: Then y^e Towne proceeded and Chofe John Glouer Confitable; John Glouer & John Morris took oath

Ellis Mew was Chofen Confitable at y^e farms at y^e Iron works.

The order prohibiting cutting of wood in y^e oxe and cow pafur within y^e 2 mile was repealed.

The order in page 75 concerning dog or Bieth that fhall com to y^e affembly on publke days of worfhip was againe renewed and fom deydred to make complaint of tranfgreffors.

It was moued by fom that ther might bee a feating of perfons in y^e meeting houfe, but nothing was done in it at that time.

[197] ATT A TOWNE MEETING IN NEWHIAUEN Y^e 13th OF MARCH
1676/7.

After y^e reading of y^e orders of y^e Laft Town-meeting, M^r Joens acquainted y^e Towne that y^e occasion of y^e meeting was upon y^e defyer of y^e Townfmen, who had been in confidderation of y^e affayers of y^e Towne & had feuerall things to propound unto Confidderation, and the Townfmen wer deydred to declare.

William Bradley one of y^e Townfmen informed that y^e Townfmen had been confiddering about y^e dry cattell of y^e Towne, that y^e cow walkes are like to bee greatly burdened with them and feed eaten up from y^e cows, which will bee greatly to y^e dammage of y^e Towne, if fom courf be not taken to keep dry cattell at fom diftance from y^e Herds walkes, efpecially now y^e Necke is fenced up, and they had thoughts that it were neceffary to haue dry Cattell herded and Kept at a diftance of, and to haue a herd

Kept about Mr Yaels on y^e other side of y^e Riuer, and that they had had ipeech with a man to Keep a Herd ther.

The motion was generally well approued, and to haue it attended,

It was now by voet declared and ordered that y^e former orders about dry Cattell that lye or wont on y^e cow walks are in force and should bee profecuted, and therefore defyred & appointed y^e Townsmen to order & appoint one in each herd to looke after such cattell, and to bring them to y^e pound or y^e owner of them, and requier y^e penalty according to those orders or order.

And further y^e Townsmen acquainted y^e meeting that they had had thoughts about fwine, and that it would bee for y^e benefitt of y^e Towne to haue noe fwine goe abroad without y^e Towne, except it wer in a herd at a distance, and Cleare of all Corne feilds.

The Towne did by theyer order defyer & appoint y^e Townsmen to doe theyer Endeuer to gett a Herdman to Keep fwine as had been propounded, and allsoe to appoint som persons to take notis of all fwine both at the Towne and farms, that are not ringed or yoked according to Law, and to requier y^e penalty, this y^e Townsmen to attend within Twenty days.

The Townsmen further puplicthd who should burne y^e woods this yeare; Allsoe about y^e quarters or corne feilds that ther was much bad fence, and defyred that veiwers might be Chofen; som motion ther was for two veiwers for all y^e feilds in Towne. but y^e iffue was to goe one as formerly and to Choofe two veiwers for a quarter as formerly.

Jn^o Alling Se^r and Natha: Tuttle chofen fenc veiwers of y^e Gou^r: quarter and the little quarter and tooke y^e oath:

Jn^o Johnson Abra: Bradly for Goodman Coopers quarter, & tooke y^e Oath:

Will Johnson & Ifaac Beecher for y^e great quarter:

Sam: Whithead & Jn^o Tomfon for y^e subburbs quarter & took y^e oath:

Will: Johnson & Ifaac Beecher are yet to bee fworne.

Heywards were Chofen for y^e feuerall quarters.

Danyell Sherman Jn^o Hoctkins for y^e great quarter & tooke y^e oath:

Jn^o Winton & Jofeph Moff for y^e Subburbs quarter & tooke y^e oath:

Jn^o Paine & Samuell Tod for y^e Govern^r quarter & little quarter, Jn^o Paine took oath:

Nath: Thorp & Jn^o Mixx for Goodman Coopers quarter:

Sam: Tod: Nath: Thorp: & Jn^o Mixx are yet to be fworne.

Thomas Mixx fen^r, Tho: Kimberly: and Jn^o Brooks wer chofen veivers of fences, but refused to accept: the Law in that case was read unto them, and they wer to pay y^e fine according to Law.

The fence veivers gaue notis that perfons marke theyer fences. [108] Ordered that any Horie or mare brought out of y^e quarter or any Corne feild, the owner to pay as in an order made, ffebruary 7th 1667, page 114.

The Towne was acquainted that y^e deputy Govern^r had giuen notice of Intelligence hee had of fom motion of Indian enemies between Albany and Norwootocke, and therefore it was defyred that all perfons would haue theyer arms and Amunition in readines and Wacthes and wardes to bee attended: The next fecond day of y^e weeke was appointed a day for veiwing Arms & Training.

M^r Thomas Yaell on y^e behalfe of Richard Becklye propounded concerning a peece of Land (y^e quantity about 20 acres) at Chefnutt Hill, which hee fayd had been by the Towne granted to the fayd Richard Beckly Long fince, and produced feuerall testimonies fom in writing and fom by word, fhewing ther had been fuch a grant, and Search hauing been made in y^e Records but it could not bee found, that ther had been fuch a grant in the fayd Records, did now requeft the Towne would confirme y^e fayd Grant and to enter it upon record.

Much debate was concerning it, and it was demanded of the wittneffes whether ther wer any or what condition it was granted upon, but noe one could fpeake to it, but yet the Towne confidderes y^e cafe & what had been faid, did by voet confirme Twenty ac^r of Land to y^e fd Richard Beckly at y^e fd Chefnutt Hill provided that hee fhall not Alienate or difpofe of it or any part of it to any perfon but whom y^e Towne fhall approue off.

A requeft of M^r James Bifhop concerning a peece of meddow that Lyeth neare below y^e Necke bridge, was read to y^e Towne. The Towne was defyred to confidder y^e cafe and fpeak to it: fom fayd it had been granted formerly for y^e ufe of y^e ordinary and y^e prefent ordinary Keeper defyred it: fom thought it beft

to keep it in y^e Townes hand becauf they might haue need of meddow for fom puplike use, as minifter or y^e like:

And after it had been debated The Towne did by voet order to Keep y^e fayd meddow in theyer hand and not now dispoſe of it, but wer willing to let M^r Bilhop at prſent use y^e halfe next the Bridge to cutt y^e graff, untill y^e Towne ſee cauſe further or otherwiſe to diſpoſe of it.

A wrighting from Deacon Pecke was read y^e ſumme wherof was to acquaint the Towne with what had been done by y^e Brethren of y^e Church to raiſe a maintenance for thoſe that preach y^e word unto us, (viz) to engage for themſeules not to pay leſſ then Two raets & halfe, and that it ſhould bee propounded to y^e Towne, and now it was propounded, he hoped ther would bee a ready Concurrence, and y^e ſame to be payd in ſuch pay as may anſwer y^e end, and at priſes as it had been the Two Laſt years, (viz.) wheat 5s per buſh.; Peaſe 3s 6^d per buſh: Rye 3s. 8^d per buſhell: Indian 2s 8^d per buſh: Porke at 3^d¼ per lb: Mutton 4^d: veall 3^d per lb.

The buyſynes was diſcourſed of, and after debate The Towne for y^e encouragment of thoſ that preach y^e word of God unto us, according as had been propounded did by voet order and appoint for y^e enſuing yeare ther ſhall bee leuied and payd from y^e Inhabitants Two raets and an halfe, and at y^e priſes as wer propounded, and allſoe further added and ordered that beefe be not put upon them but in a proportion & what is payd in beefe to be at 2^d per lb

The 27 day of y^e ſame m^o. of March W^m Johnson & Iſaac Beecher tooke y^e veivers of fences oath.

[199] ATT A MEETING IN NEWHAUEN OF Y^e FREEMEN FOR Y^e CHOYCE OF DEPUTIES FOR Y^e GENERALL COURT, AND Y^e PROXIES, AND A TOWNE MEETING IN Y^e AFTERNOONE APRILL Y^e 24th
1677.

The orders of y^e Laſt Towne Meeting were read:

Cap^t Thomas Munſon & Leutenant Moſes manſſeild wer Chofen deputies for y^e Next Generall Court, Jn^o Chidſye was y^e third man.

John Mixx tooke y^e Heywards oath, & Nathaneell Thorp the Heywards oath.

Sammuell Whithead & Jn^o Winston (who wer formerly appointed by y^e Towne to veive a peece of Land before y^e house of M^r Jn^o Hodfihon which y^e sd Hodfihon had mooned by request to y^e Towne to grant unto him to set a warehousfe upon, containing 26 foote on way and 18 foot y^e other way), y^e sd Sammuell & Jn^o, did now make returne unto y^e Towne, that they had veived y^e sd place and peece of Land, and upon theyer Confidderation of it did Judge it might be granted, and that ther would be sufficient high way left:

And after it had been debated, the Towne did by theyer voet grant unto y^e sd Jn^o Hodfihon y^e sd peece of Land to set a warehousfe upon (according to y^e demenstions aforeid), aboue M^r Baches his warehousfe, Leauing about fouer foote distance between y^e houses, prouided that hee make use of it to build a warehousfe upon it within eighteen months next ensuing.

John Tomfon propounded that som might bee appointed to receaue the ministers Raet; it was answered that it was not of necessity at this time and ther wer other things to be done, as Choyce of Town officers; hee further propounded that y^e Towne would appoint a Committee to treatt with y^e ministers, and that it was according to Law: The Law was read, & he was told that y^e Law speaks of noe such thing. Then he said it was according to christianyty, but he was answered that neyther our Law nor christian ruele required it of us, and y^e Towne had other occasions to attend at this time, which they wer com together to performe.

Leutenant Moses Manffield & Thomas Tuttle gaue notis that y^e second day of y^e Next weeke should bee a day for Trying and fealing of measures, &c, and the yeare being now almost expired they had been Chosen, y^e Towne did now againe Chooife & appoint them fealers of measures & for y^e yeare ensuing, and under theyer engagement as they had been.

John Cooper Senio^r, one of y^e Townsmen, did propound to y^e Towne concerning Goodwife How, y^e wife of Ephraim How,* and M^r Guilbert, Thomas powell, Thomas Beamond and John

*For the distressing shipwreck of the Hows, father and son, see Cotton Mather's *Magnalia*, Book vi, Chapter 1. "Goodwife How" was Anne Hough, born in Bristol, England, in 1630.

Tuttle, that the Towne would ease them in theyer raets to y^e Towne for y^e yeare past, in consideration of y^e afflicting hand of God upon them feuerally; and after debate of theyer feuerall Cafes, and being willing in som degree to Simpathize wth y^e afflicted did order as followeth:

In y^e case of Goodwife How, that y^e head raets of Ephraim How y^e huiband, and of Ephraim How, y^e son, and y^e raet of theyer part in y^e Ketch be remitted for y^e yeare Laft past;

And allfoe y^e head raet of M^r Matthew Guilbert and his Samuell Guilbert bee remitted for y^e yeare Laft past;

And all y^e raets of Thomas Powell and John Tuttle bee remitted for y^e yeare Laft past: and allfoe all y^e raets of Thomas Beamond y^e yeare past.

M^r William Joens: Cap^t Thomas Munfon: Leau^t Mofes Manffeld, John Cooper Senio^r: Henry Glouer: William Bradly: and Abraham Dickerman: were Chofen Townsmen for y^e yeare enfuing

Leau^t Mofes Manffeld was chofen Trefurer for y^e yeare enfuing.

John Nafh was Chofen recorder for y^e yeare enfuing.

John Cooper Junior and John Alling Junio^r wer Chofen Surveyors of y^e high ways for y^e yeare enfuing.

John Brooks who had been chofen a fence veiver, and had refused to ferue in y^e place, defyred y^e Towne to remitt y^e fine, but nothing was done in it.

[200] John Alling senio^r and Nathaneel Tuttle, who wer fence veivers for the Governors quarter and y^e little quarter, defyred they might bee eafed in y^e worke, & to be freed from theyer veiving y^e little quarter, faying they had noe Land in that quarter & it was to much for them, but nothing more was done about it, but defyred y^t y^e proprietors in that little quarter would meet and confidder of y^e matter.

It was ordered that though y^e Heywards in y^e Towne were Chofen efpecially for perticular quarters, yet that they fhall haue y^e full power of Heywards in any quarter or feild in y^e Towne, to Impound any cattell according to Law.

Cap^t Munfon informed y^e Towne, that himfelfe, cap^t Rofwell & John Cooper Senio^r, who wer appointed by y^e Towne, had now

stated out and fetled a highway from y^e ferry unto y^e farms at y^e iron works.

Upon y^e desyer and motion of som respecting y^e securing of y^e Necke, now being a corne feild, It was ordered & allowed that y^e gate & fence by dauid Atwaters & thence toward y^e Mill riuer, and the gate at y^e end of y^e Neck Lane near Samuells Tods houfe & allioe y^e fence shall com under y^e Law, and to bee attended as other fences and gaets or Barrs are, which doe belong to corne-feilds, and that whatfoever beaft is taken in y^e id Lane or Necke, shall bee lyable to be impounded as it is in other feilds, & that noe one shall put any beaft into y^e Lane to bayt, but it shall bee a trespass & poundable, except ther bee a sufficient Keeper by y^e beaft to p^ruent dammag.

Moses Manffeild and Abraham Dickerman wer Chosen fence veivers and Heywards for y^e Necke for y^e yeare ensuing

Samuell Whithead desyred y^e Towne to grant him a peece of Land at y^e Lower end of y^e clubb on y^e west side, which would bee an advantage to him in fencing his meddow. The Towne appointed the Townsmen to send two of themselves or som others, meet persons, to veive y^e place, & to acquaint Neighbors therabout, that they may goe & ipeake together of y^e conveniency or inconveniency of it and returne to bee made at another meeting of y^e Towne.

John Davis requested of y^e Towne that they would grant him a peece of Land, before y^e homelott that was his father Leeks,* to build a houfe upon, to begin neare a peartree by y^e ihop of Thomas Leeke and extend y^e breadth of y^e homelot towards M^r Allertons home Lott.

The Towne after som debate granted to y^e id Davis y^e id Land, provided that hee build upon it for his settlement within eighteen months next ensuing, & that there bee allways left for a high way full three rod wide from y^e fence of y^e homelott, all y^e Bredth of y^e sayd Lott; And he was admitted an inhabitant, to receane any Land that shall bee perticularly giuen him, or buy of any person, but not to haue priueledge of y^e commons with the first planters; the Townsmen wer appointed to state out the Land now granted unto Juⁿ Davis.

* John Davis married in 1675 Mary, daughter of Philip Leeke.

Upon a motion of y^e Townsmen, y^e Towne did by voet grant unto Thomas Tallmadge a peece of Land, before his mothers homelot, y^e breath of y^e fd homelot neare y^e Creeke, allwayes prouided that it com not within fouer rod of y^e fd homlott, that y^e high way bee not ftraitned, nor that any fence hinder y^e watering of cattell; and y^e Townsmen wer appointed to ftate out y^e Land now granted.

John Nafh* propounded to y^e Towne concerning a part of y^e Land that Lyeth befor his homlot, below y^e high way neare y^e creeke, that had been neare y^e begining of y^e plantation granted unto his father, and did request of y^e Towne to grant unto him a confirmation and record of it, and that they would grant unto him y^e Land between y^e high way & y^e creeke all y^e breadth of his homelott.

The Towne by voet granted unto y^e fd John Nafh that land by y^e creek, y^e breadth of his homelott, allwayes prouided that there bee fouer rod left for a high way between it and y^e homelott, and couenient watring for cattell not hindred at y^e creeke.

[201] The Townsmen on y^e behalfe of John Gower† propounded that y^e Towne would grant unto him a peece of land before M^{rs} Goodyears Homelott, to build a houfe upon, and make a garden, for phificall herbs, for his encouragment in his practice.

The Towne declared they were willing to encourage him, but for the place propounded for, they could not grant him becaufe of a form^r grant, but should approoue of his procuring a peece of Land of any, that is convenient for his use, or if y^e Towne can without preiudice they fhall accomodate him.

John Tomfon propounded that y^e Towne would grant him a peece of meddow at y^e oifterpoint & y^e plats adioyning unto it, and then he would buy it at a reasonable valew. It was answered, that Edward Preston had mooued for it, and therefore they could not at preient difpofe of it, and foe it was at preient left & nothing done in it.

The meddow below y^e Necke bridge, next to that which M^r Bifhop at y^e p^refent hath lyberty to make use of, was left to y^e

* The eldest son of Thomas Nash, who died in 1658.

† John Gower appears to have been a physician. He died in the following February.

Townsmen to confidder of and Lett out for rent; Abraham Dickerman propounded that he might haue it, hauing need in regard of y^e ordinary, and it was left to y^e Townsmen to confidder of it.

John Morris propounded that y^e Towne would grant unto him a peece of Land before his homelott, between Thomas Leeks ihop and y^e creeke, and hee would make a bridge ouer y^e Creeke, or if y^e Towne would not at present grant it him, hee requested that y^e Towne would not grant it unto another; nothing done about it.

Moses Manffeild and Sammuell Miels propounded that the Towne would grante unto them a peece of meddow in y^e Necke Lying below y^e red banke, but nothing was done about it.

ATT A TOWNMEETING HELD AT NEWHAUEN Y^e 31: OF JULY 1677.

The orders of the laſt Townmeeting were read

Jn^o Harriman, [who] was Town Trefurer y^e Laſt two years, deſyred there might bee auditors appointed to examine and receiue his acco^t;

And y^e Towne by voet appointed the Townſmen for auditors of y^e ſd acco^t and to p^rpare them in readines to be brought to y^e Next town meeting, that y^e Towne may underſtand how things ſtand in y^e Trefury.

M^r Joens deſyred y^t y^e orders of y^e Laſt Gen^r Court might be read, and upon y^e reading of them, M^r Joens acquainted y^e Towne with y^e Law about ſchools, that it is ordered that this Towne muſt keep a Lattin ſchoole, & the Townſmen had had ſom Confidderations about that & ſom other things, which wer now to bee y^e matter of y^e Towns confidderation.

Then cap^t Thomas Munſon one of y^e Townſmen ſd, It was well known that y^e Towne had put y^e buyſynes of ſuch a ſchoole into y^e hand of y^e committee for y^e ſchoole, but now y^e Law requires it of y^e Towne, & hee did ſuppoſe y^e Towne would to encourage ſuch a ſchoole allow a part of y^e fallery unto about Twenty pounds per Annum.

Then M^r Joens informed, that it was well knowne, what fettlement was made by M^r Dauenport of that part of M^r Hopkins his Eftate which came to his hand or difpofe, which was at firft to bee Impro^d for y^e Encouragement of a Colony Schoole, but that fell: and after y^t, it was difpofed to this Towne for encouragement of fuch a fchoole, and a Lattin fchoole was here fet up & continued untill M^r Street remoued; at Laft M^r Dauenport, a little befor his remouall hence, fetled it by an inftrument under his hand, & therein putt it into y^e hand of a Committee for y^e fchoole, who had y^e beft they could Improued y^e fame to make fom benefit and Income to encourage a fchoole, and now for about three years, ther hath been only a Englifh fchoole. Allfoe hee further acquainted y^e Towne, that y^e fd Committee for y^e fchoole, and y^e Townfmen had had conference together about y^e fd fchoole, refpecting y^e committees Truft and y^e Gen^r Courts order, and it appearing that y^e produce of that Eftate [202] In y^e hand and management of y^e Committee for y^e fchoole, doth not, neyther is liklye (at p^refent) to afforde a Competent maintenance for a fchoole M^r, therefore theyer thoughts had been, that if y^e Towne would allow 20^{lb} per Anum and y^e committee for y^e fchoole 20^{lb} per annum, and y^e rent or profit of the oifterhell-feild and M^{rs} Eldreds Lott, &c. might raife a maintenanc.

Allfoe M^r Joens, as they had acquainted y^e Townfmen, foe he now did acquaint y^e Towne, that y^e account of that Eftate had been Laetly made up, with Deacon Pecke who had it in Improouement and y^e iffue is thuf, all detts owinge to that Eftate being payd, y^e Eftate is fiue hundred and fifty pounds or therabouts, which is one hundred and fifty pounds increafe; now wheras y^e Towne did Borrow of y^e faid committee fifty pounds, for theyer ufe about y^e meeting houfe, & was receaued of Deacon Will: Pecke, and now at this meeting y^e sayd Will: Pecke acknowledged ninteen pounds only repayd, and foe ther remained thirty & one pounds due, Therfor M^r Joens who was one of y^e fd committee and y^e reft of y^e Committee being prefent or y^e moft of them, declared that y^e Committee, not hauing allowed any thing towards y^e fallery of y^e Lattin fchool mafter while he was in y^e fchoole, but y^e Towne payd y^e whole Sallery (theyer accounts not being perfected as now they are), they would remitt that thirty & one pounds, and further it was fayd that three years they had let y^e houfe & homeftead bee for y^e

uie of y^e p^rsent schoollm: all which would bee almoſt fifty pounds, And ſoe y^e buyſynes of y^e 50^{lb} & allowance to y^e ſchooll m^r ended & none appeared but all ſatiffy^d.

The Towne now being informed in y^e ſtate of things, about y^e ſchoole they fell to a long debate to promoue y^e buyſynes, that a ſchoole according to y^e Law might bee ſet up, And therefore it was deſyred that parents, or ſuch as haue children, would be carefull to ſend theyer children to the ſchoole, and to continue them at it, that they may attaine to ſome proficiency, wherby they may com to bee fitt for ſeruiſe to god in church or common wealth, and preſſed with y^e cuſtom of o^r p^rdeceſſors and y^e common practice of y^e Engliſh nation to bring up theyer children in Learninge;

one of y^e Townſmen & then many others deſyred that y^e M^r that ſhould bee procured for y^e ſchoole might teach Engliſh alſoe and to write, eſpecially at p^rſent being but few Lattin ſchollars, and if hereafter it com to paſſ that ther ſhould bee ſoe many ſchollars in Lattin, that it will bee to much to teach y^e Lattin & Engliſh alſoe, then ther may be further Conſidderations: and for y^e allowing 20^{lb} per annum, they ſeemed willing to allow ſoe much if ther bee need of ſoe much beſides y^e 20^{lb} from y^e Committee and y^e profit of oiſterhellfeild and M^{rs} Eldreds Lot, and what y^e County doth or ſhall allow for y^e encouragment of y^e ſchoole.

Soe after ther had been a large debate of thinges the Towne proceeded to voet and ordered as followeth:

That according to y^e order of y^e Generall Court, ther ſhall bee a grammar ſchoole forthwith ſet up, and that they will allowe y^e ſum of Twenty pounds per Annun to bee payd out of y^e Towne Trefury, for y^e encouragment & towards y^e maintenance of y^e ſchoollmaſter, & did Leaue it wth y^e Committee for y^e ſchoole, to prouide a ſufficient ſchoolem^r, who ſhall not only teach y^e Grammer & y^e Languages, but alſoe to perfect y^e youth in reading Engliſh, they being entred in y^e primmer, & to teach to write a legible hand:

M^r Joens further informed that y^e Townſmen did take notis of great diſorder in y^e meeting houſe, by ſom perſons taking up y^e ſeats, and thoſe y^e are ſeated kept out for want of roome, & therefore did deſyer y^e Towne to appoint a Committee to ſeat perſons.

The Towne by voet appointed y^e magiftrats, Deacon & Townsmen to order y^e Seating of persons in y^e meeting house, & p^rpare fom confidderations for y^e future.

Wheras y^e Towne at a meeting in March laft defyred & appointed y^e Townsmen to appoint fom persons to look after y^e fwine, that they be ringed or yoked according to law, and allfoe about dry cattell:

The Townsmen now informed that they haue appointed to that worke, John Cooper, Se^r, John Tomfon Se^r & Nathaneell Thorp:

Allfoe y^e Townsmen gaue notis to y^e inhabitants to see they haue theyer Ladders for theyer houses according to order in readynes for use & to be veived by y^e laft of October Next; this was reuok^d by voet of Towne.

[203] M^r Joens informed concerning John Culluer*, who defyred to bee admitted an inhabitant, and read a certificate, (which was under y^e hand of M^r Will^m Rolwell and John Winston) touching his qualifications; And upon confidderation of what was sayd, y^e Towne by voet admitted y^e fd culluer to bee an inhabitant, and that he may receaue any Land that shall bee perticularly giuen him or that he may purchase, but not to haue priueledge in y^e commons with y^e first planters.

John Chidiye & Sammuell Miels, Lether Sealers, did defyer to be free from that offic, alleging theyer yeare was out, & they wer discouraged.

The Towne did defyer & appoint that they would bee at y^e meeting of y^e Townsmen, which will bee y^e second day of y^e Next weeke, that they may speake wth them about theyer discouragements, and that they would goe on in y^e worke of fealing until y^e Next Towne meeting under theyer form^r engagement.

Upon y^e motion of Jn^o Tomfon for y^e meddow at y^e oifter point and y^e plats adiacent, the Towne left it to y^e Townsmen to dispose of it for this yeare, but then underitood it was allready mouen, they did noe further aboute it.

L^t Moses Manffeild & Sam: Miels renewed theyer motion for meddow in y^e Neck; allfoe Jn^o Morris renewed his motion for Land by y^e creek, but y^e Towne inclined not to grant unto them.

* A saddler; from New London; born in 1640.

ATT A TOWN MEETING HELD AT NEWHAUEN Y^e 18th OF SEPTEM^r:
1677.

The Towne was informed that a principall end of y^e meeting was to choof Lifters to p^rpare y^e Lift for y^e Court;

The Townsmen wer by voet chofen to make ready y^e Lift for y^e Court.

The warrant for Chooing deputies for y^e Generall Court being read, The freemen by voet chofe cap^t Thomas Munion & Leu^t Moses Manfield for theyer deputies y^e next Gene^r Court, & Jn^o chidly y^e 3^d man.

Upon y^e reading of y^e acco^{ts} of Jn^o Harriman & Jn^o Punderfon, Laet Treasures of y^e Towne, ther did debate arise about feuen pounds owing by M^r Streete of Wallingford to y^e Towne, w^{ch} was ouerpayd him when he was schoolmaster, & y^e Towne defyred and appointed that it be called for & receaued for y^e Townes use; and finding in Jn^o Punderfons acco^t about Eleuen pounds due to y^e Towne, the Towne did defyer & appoint y^e fd Jn^o Punderfon to gett y^e help of Authority for getting in what is due to y^e Towne, and to bring in acco^t unto y^e Towne or y^e Townsmen of y^e perculars, that what cannot be had may be remitted or cancelled, & to issue y^e matter by March Next.

The Towne granted & ordered one penny Raet to be payd for defraying of Towne charges for y^e yeare ensuing.

Jn^o Potter made a motion on y^e behalfe of Mary Ruffell, widdo, about a peec of Land (about $\frac{1}{2}$ an ac^r) of y^e Towns which was fenced in adioning to y^e house of her Laet Husband, Ralph Ruffell;* that y^e Towne would grant to her y^e use of y^e fd ground & the fruit trees upon it for two or three years, or untill y^e Towne see cause upon confidderation, further or otherwise to dispose of it;

The Towne by voet appointed Matthew Moulthrop & Sammell Hemingway to veive y^e fd Land & make report to y^e Towne at theyer next meeting

Upon y^e motion of M^r Guilbert, Rob: Augur was admitted an Inhabitant, & had Liberty to buy or receaue of y^e Towne any Land or accomodation in y^e plantation as y^e Towne shall see Cause:

* Ralph Russell married Mary, daughter of Matthias Hitchcock.

And allfoe M^r Guilbert mooued that y^e Towne would Grant unto Robbert Augur* about feuen rod of ground to let a houfe upon, neare unto Samuell fearns his houfe; The Towne defired that y^e Townfmen or any two of them would veive y^e id ground, and allfoe to veive therabout, if Sammuell Hodgskins and M^r Gower may bee accomodated by that Creeke, as may bee leaft inconvenient to y^e Towne or Neighbours, & y^t y^e places foe veived be itaked out and that high wayes and watering for cattell be fecured, and report mad of y^e whole y^e next Towne meeting for an iffue. M^r Bilhop & cap^t Nafh wer defyred to advife wth y^e Townfmen in y^e p^rmifes & to confidder what may be neceffary for y^e Towne to doe & order for y^e future to p^ruent inconvenience to y^e Towne or Neighbours on y^t fide of y^e Towne.

[204] A TOWNE MEETING HELD ATT NEWHAUEN Y^e 11th OF
DECEMBER 1677.

After y^e Names wer called M^r Joens informed y^e Towne that one occafion of calling them together was refpecting y^e minifters; the Townfmen had heard that ther was not neceffary fupplis brought in, for their fubfiftence, which was not well amonge fuch a people; you know that formerly, the maintenance of y^e miniftry was from y^e church Trefury, And now this yeare y^e Towne ordered y^e maintenance by raet, and had ordered a raet of two pence halfe penny upon y^e pound to be paid from y^e inhabitants, for y^e maintenance of y^e minifters, and that y^e Townfmen had caft up y^e Summe, which amounts unto 133^{lb} 17^s and 11^d if all be paid, and allfoe y^e Townfmen had had thoughts that 70^{lb} might bee paid unto M^r Harriman, & 60^{lb} to M^r Taylor,† and therfor it was now defyred that y^e Towne would appoint fome perfons to make up that raet what eury perfons fumm is and gather it in, and it was defyred it may be duely payd.

The Towne by voet did make choice of and appoint Deacon William Peck and Jn^o Chidfy, to make up y^e raet, and appoint

* Robert Augur, son of John, of England, and nephew of Dr. Nicholas, of New Haven, had married Mary, daughter of Matthew Gilbert, in 1673.

† John Harriman, Jr. (Harvard College 1667), son of the New Haven inn-keeper, and Joseph Taylor (Harvard 1669) fupplied the church from 1676 to 1679.—Rev. Nicholas Street having died in April, 1674.

y^e delivery of it to y^e minifters, & to profecute fuch as faile in theyer payment, and that feventy pounds be payd to M^r Harriman & fixty three pounds feuteen fhillings eleuen pence be payd to M^r Taylor.

Joseph Mofi & Jn^o Alling Jn^r wer chofen conftables for y^e yeare enfuing.

Joseph Mofi refufed to ferue in y^e offic of conftable, but would leate himfelfe to y^e Law.

Then y^e Towne proceeded, and Sammuell Tod was chofen Conftable for y^e yeare enfuing, And hee and Jn^o Alling took y^e conftables oath.

Jn^o Roſe was chofen conftable at y^e iron works.

M^r Joens from y^e Townfmen informed concerning Jn^o Gower, who had been fom time in y^e Towne & now lay ficke & weake at Will^m Pains, and hee hauing done for diuers perions about chirurgery or Phificke, it was defyred that thofe indetted to him would bring it unto him, he now needing of it.

M^r Joens alſoe informed that Richard Little defyred that y^e Towne would grant him a peece of Land to build a houſe upon, and in ſpeech about it, it was ſaid ther was Tenches quarter had many homelots that are not built upon, and he might ſeeke ther to fupply himfelfe.

Simon Tuttell propounded for liberty to fet up a ſhop in y^e ſtreet by M^r Roſwells Lott.

ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 21th OF JANUARY
1677.

M^r Joens informed y^e Towne that one ſpeciall occaſion of calling the them together at this time was to acquante them that y^e Conftables haue receaued a warrant from y^e Treſurer to gather in y^e country rate; y^e warrant was read, & y^e conftables appoint y^e laſt ſecond day of y^e week in this m^o. & y^e ſecond day of y^e weeke in february to be brought in.

Allſoe Jn^o Chidiſy from Dea: Peecke defyred that y^e minifters rate be brought in, & appointed y^e Next ſecond day of y^e weeke that y^e inhabitants would bring it unto M^r Harriman & M^r Taylor at theyer houſes.

M^r Joens acquainted them that y^e Committee they had appointed to feat persons in y^e meeting house had had severall meetings, and had finished that part of feating y^e men, and had begun y^e feating of women, but found som difficulty in that matter, & one reason was they found a want of Roome, for about 40 young women; and therefore did lay it by & leaue it to y^e Towns consideration, for enlarging to make more feats, if it can bee, and did moue y^e Towne to appoint a committee to veiue y^e house and consider it and make returne. The feating of y^e men was ready & if they pleased it might be read, and y^e order of y^e committee was read for feating of men;

[205] diuers that spoke defyred that y^e women allfoe might be feated as farr as feats would reach: M^r Joens told them that y^e committee had som reasons that were not meet to mention at this time, and therfor had left it, and againe M^r Joens moued y^e Towne that they would appoint a committee to veiue y^e house & see what feats more may bee made & make report y^e Next Townmeeting, but nothing was ordered about that committee.

It was informed from y^e Townsmen that ther had been a committee appointed by y^e Towne som years since to veiue y^e common Lands wthin y^e Township in p^rparation unto Laying out another deuision of Land, but they haue not yet brought in theyer returne to informe y^e Towne; therefore it was now desired & ordered that they bring in an acco^t of that theyer veiue at y^e Next Townmeeting, that y^e Towne may be p^rpared about laying out that other or third deuision.

A writing from M^r Guilbert was read wherin he defyred y^e Towne would grant unto Robbert Augur, that peece of ground by Sam^l fearns his Lott which had formerly been by him propounded for, & after som debate about it, It was answered that it was not yet veiued as y^e Towne had form^ly ordered, and nothing further was done about it at this time.

Beniamin Bowden defyred y^e Towne would grant him a little land ouer against Sam^l Allings home Lott, against y^e meddow about the caufway: The Towne appointed Abraham Dickerman & Jn^o Winston to veiue y^e place & speake wth y^e Neighbours about convenience or inconvenience, & to bring a returne to y^e Next Townmeeting.

Simon Tuttell desired y^e Towne would appoint som persons to veiw y^e place he propounded for formerly to set a shop upon;

The Towne appointed Thomas Kimberly, Jn^r Winton & Abraham Dickerman to veiw y^e place & speake with M^r Roswell & other Neighbours, about convenienc or inconvenienc to them or y^e Towne, and to make theyer returne at Next Towne meeting.

ATT A TOWNE MEETING HELD IN NEWHAUEN THE 1. OF APRILL
1678.

After y^e reading of y^e orders of the last Towne meeting, Deacon Peck desired that all those that were behinde with y^e ministers Raet would forthwith bring it in, and allsoe to cleare with y^e deacon upon y^e church trefury account.

Serieant Dickerman and Serieant Winton made theyer returne of theyer veiw of y^e Land that Benjamin Bowden had propounded the last Towne meeting, and that in theyer Judgments they did not see any such inconvenience but that y^e Towne might grant it unto him:

Som of y^e Neighbors did object it would bee a straitning of y^e place in y^e Highway and wating of cattell; after it had been a while debated The Towne did by vote grant unto Benjamin Bowden a peece of Land near y^e west creeke aboute y^e caulway, between Sammuell Allens land & meddow and y^e highway befor y^e fd Sammuell Allins homelot, y^e fd Bowden not to make only a priuate benefit of it, but for his encouragement to build upon it and set up y^e trade of Tanning for y^e puplike good of y^e Towne; and for y^e quantitye how much and y^e forme how it shall lye, they appointed the Townsmen to state it out, and therein to take care that highwayes and wating place for cattell be secured, that inconvenience to y^e Towne may be pvented.

Robbert Angur againe renewed his former request that y^e Towne would grant unto him a peece of Land by y^e homelott of Sammuell fearns to set his house upon, which was now ready or neare ready to raise, and desired the Towne would now issue it for him; & some others spake on his behalfe that it might be issued, for he wayted to haue liberty to set up his house upon it:

After it had been debated a while, The Towne did by vote Grant unto y^e sayd Robbert Augur a peece of Land according to his former propofition, and did appoint the Townsmen to ftate out y^e fd Land, and to take care that highways and wating for cattell be fecured to preuent inconvenience to y^e Towne.

Mr Joens informed y^e Towne that one reafon of y^e meeting now was to publifh unto y^e Towne fom orders made by y^e Townsmen, which wer then read out of y^e Townsmens booke of Records.

[206] The firft they read & publifhed was who they appointed to burne y^e woods; And fecondly y^e perfons they had appointed to fee that fwine goe not without rings or yokes according to Law; and allfoe to profecute all dry cattell that com into y^e cowe herds according to former Towne orders, and particularly renewed at a Towne meeting y^e 13 of march 1676/7.

The perfons to fee to y^e fd fwine & dry Cattell wer Jn^o Cooper fenior, Jn^o Tomfon se^r and Nathaneel Thorpe;

Allfoe they publifhed y^e perfons they had appointed to look out for calves to be bred up for bulls in y^e feuerall herds according to former Towne orders;

The Towne did now by voet order and appoint that thofe bulls appointed for y^e feruice of y^e herds fhall continue for that fervice, notwithstanding any former order to y^e contrary or otherwise, untill they are fix years old.

Allfoe y^e Townsmen did moue it to y^e Towne and advize y^e Towne to order that noe young wood be cutt downe upon y^e commons within two miels of y^e Towne, but noe order made about it at y^e prefent.

Allfoe a motion made to haue young Cattell herded at a diftance from y^e Towne, but nothing done further in it.

Allfoe y^e Townsmen acquainted y^e Towne that they tooke notis of y^e felling of many Timber trees upon y^e commons of y^e Towne to peepe of y^e barke, & this done by diuers perfons upon y^e feuerall fides of y^e Towne, wherby ther is great fpoill and waft of y^e Timber and that of y^e beft fort, to witt, white oake and many of them good rifke and fitt for building, wherby great inconvenienc hath & more is like to bee to y^e Towne, and that therfor it is very needfull to make fome order for y^e regulation therof, and to appoint fom penalty for breach of fuch order.

Allfoe from y^e Townsmen it was defyred that perfons would

attend theyer fitting in y^e feats appointed them, that foe order may be attended and noe diforder or disturbance caufed, and in hop that perfons would take notis of it nothing more was done about it at y^e prefent; but if it be not, then it will be neceffary for y^e Towne to confider & make fom further order, to p^ruent all offence.

M^r Joens on y^e behalfe of M^r Goodyer mooued y^e Towne to grant unto her a peece of Land befor her homelott for her fon John Goodyer to fet a dwelling houfe upon. It was debated and afterwards, The Towne did defyer & appoint the Townfmen to Confidder y^e motion & veiw y^e place and make theyer returne at another Towne meeting.

Abraham Dickerman, Jn^o Winton & Tho: Kimberly who were appointed by y^e Towne to veiw a peece of Land for Simon Tuttle to fet a fhop upon for his trade, made returne that they had veiwed y^e place and did Judge y^e Towne might grant it without dammage to y^e Neighbors;

The Towne by voet granted unto y^e fayd Simon Tuttle a peece of Land of Twenty fouer foote in Length and Twelue foot in breadth, ouer againit y^e homelot wher Richard Johnfon dwelleth

Edward Prefton renewed his requeft hee had formerly made to y^e Towne to grant him a peece of meddow Land by y^e weft riuer neare y^e oifterpoint. The Towne by voet did grant unto y^e fd Ed: Prefton a peece of meddow of one ac^r or one acre and a halfe, and did defyer & appoint y^e Townfmen to ftate it out and to bring unto y^e Towne meeting a defcription of y^e place and y^e Length & breath of it, allways prouided that ther bee noe ftoppage or hindrance of carts or y^e like to com at y^e ftalls.

The comittee formerly appointed by y^e Towne to veiw y^e commons in order to laying out another or a third deuifion now brought in theyer returne, which was read unto y^e Towne, and upon y^e reading of it after a little debate,

The Towne did defyer and by voet appoint y^e Magiftrats and y^e Townfmen to be theyer comittee to confidder of the returne now made and allfoe to p^rpare fom confidderations for the Towne in order to laying out y^e fayd deuifion of land, and allfoe to endeuor to purchafe of y^e Indians, fuch lands as yet are unpurchafed.

[207] The reports of y^e Indians ftirring and a noife of warr was fpoken of, And it was defyred that perfons would be very care-

full to haue theyer arms & ammunitiō in all readynes, not knowing what y^e Lord may exercife us with; as allfoe y^e Towne was made acquainted that a military wacth was p^rpared to be fet going, and y^e Towne might now declare themseuls whether they would haue only a fingle wacth or what wacth :

The Towne by voet did renew y^e former order and appoint the Magiftrats and military officers, to appoint what wacth and ward according as intelligence may bee of y^e motions of y^e Indians, and allfoe did order & appoint y^e feuerall fquadrons in theyer courf to be a guard on y^e fabbath days, as fhall bee appointed by y^e fd committee untill further order.

Ralph Loines made requeft that y^e Towne would be pleafed to appoint fom meet perfons to ftate out his proprietie at Chefnutt hill, wherupon y^e Towne did by voet order and appoint, the Townfmen to doe it, or elf by fom other meet perfons cauf it to be done, according to y^e beft light they can gett.

Cap^t W^m fowler defired of y^e Towne that they would be pleafed to fauor him foe farr as to grant him thoi points of upland adioyning to his meddow in his oifter riuer, which points of Land Jn^o Clark told him that y^e Townfmen (of whom y^e fd clarke bought that meddow) did encourage him might be granted him for his advantage to fence y^e fd meddow, as allfoe that the Towne would be pleafed to grant 30 or 40 acres more at y^e place upon y^e acco^t & as part of his allready granted fecond deuifion, or upon y^e acco^t & as a part of y^e 3^d deuifion to be layd out, And y^e Towne by voet appointed y^e Townfmen to take the matter into theyer confidderation.

Jn^o Tomfon on his owne & y^e behalfe of fom others that haue Land in y^e Club on y^e weft fide, they intending to make a pature ther, defyred that y^e Towne would giue them lyberty to run a fence acroff y^e highway ther and downe y^e hill to y^e meddow ;

And y^e Towne granted them lyberty foe to run a fence ther ouer the highway, provided they make and Keep a fufficient gate or fufficient & convenient barrs to take up & downe, and allfoe that by theyer making a pature ther noe dammage bee done to y^e hurt of Neighbours or caufe of iuft complaint.

Jn^o Potter on y^e behalfe of y^e fouldyers that wer out in the Laet warr, mooued that y^e Towne would grant them fom Land, and y^e Towne by order did defyer & appoint that y^e magiftrats and Townfmen would confidder of y^e motion.

ATT A MEETING OF Y^e FREEMEN FOR CHOICE OF DEPUTIES AND Y^e
 PROXIES, AND A TOWNE MEETING HELD IN THE AFTERNOONE
 IN NEWHAUEN THE 30. OF APRILL 1678.

Cap^t Thomas Munfon & Moses Manfeild were Chosen deputies
 for y^e Next Gene^r Court, and John Chidly the third man.

In y^e afternoone at y^e Towne meeting y^e orders of laft meeting
 wer read.

Cap^t Thomas Munfon, Leau^t: Moses Manfeild, Will: Bradly,
 Henry Glouer, Ju^o Cooper Se^r, Abraham Dickerman and Ju^o
 Nail were: Chosen Townimen for y^e yeare enfuing:

Ju^o Nail requested y^e Towne to grant him y^e fauor of freeing
 him from y^e office of y^e Towniman this yeare, and y^e Towne upon
 what he had laid for reison of his request, did by vote free him;

And M^r James Bifhop was Chosen Towniman for y^e yeare
 enfuing.

Leau^t Moses Manfeild was Chosen Trefurer for y^e yeare
 enfuing.

Ju^o Nail was Chosen Recorder for y^e yeare enfuinge.

The Townimen wer Chosen Lifters and appointed to p^rpare the
 lift according to Law for y^e generall court in october Next.

[208] James Heton and Ju^o Cooper Ju^r were Chosen furveyers
 of y^e high waies for y^e year enfuing.

Ju^o Chidly and Sam^l Miels wer Chosen Lether fearchers and
 fealers according as y^e Law appoints, but upon theyer deifyer the
 giuing y^e oath to them was deferred untill fom further confidderation.

Thomas Kimberly and Tho: Tuttle wer Chosen fealers of
 waight and meafures for y^e yeare enfuing; but Tho: Tuttle not
 being p^rsent y^e oath was not giuen, but deferd to fom other time.

The Townimen or y^e maior part of them were appointed
 Auditors of y^e Trefurers accounts of y^e laft yeare.

Nath: Kimberly & Jeremiah Hull wer Chosen fenc veiwrs for
 y^e fuburbs quarter:

Ju^o Punderfon Ju^r & Joſhua Hodgfkins for Goodman Gibs his
 quarter:

Joſeph Pecke & Nathaneell Boikin for y^e Clay pitt quarter:

Joſeph Moif & Tho: Sanford for y^e little quarter:

Nicolas Eliye and Tho: Leeke for y^e Gouvernors quarter.

Heywards wer Chosen

Sam^l Alling & Nicolas Hues for y^e Subburbs quarter:
 Timothy Gibbard & Jonathan fowler for Good^m Gibs quarter:
 Abraham Bradly & John Blaxly for y^e Clay pit quarter:
 Jn^o Cooper Jnr & Jn^o Mixx for y^e little quarter:
 Joseph Morris & Nathaneel Mixx for y^e Gouer^r quarter:
 Joseph Tuttle & Jn^o Tomas Jnr for y^e Necke and allfoe to be
 veivers of y^e fene and gaets belonging to y^e Necke.

The Towne by voet defyred and appointed the Townsmen within fom fhort & feasonable time to call together the afori^d veivers and Heywards before them, & to eftabliſh them in theyer reſpective places according to law, that ſoe that worke may be performed that corne may bee preferued.

The Towne did now againe confidder y^e buyfines of y^e great ſpoile and waſt that hath been made of Timber upon y^e Commons, and now order that noe perſon ſhall fell any timber tree upon y^e Commons without leaue and order from y^e Townsmen, & that whoſoeuer ſhall fell any timber or tree upon y^e Common to peelee of y^e barke, wthout ſuch leaue as aforeſid, ſhall forfeit ſiue ſhillings, 2^s of it to y^e complainer and profecutor, and 3^s to y^e Towne Trefury.

Mr Jones, one y^e behalfe of y^e Townsmen, now made returne of the veiw of a peece of Land (which at a former Towne meeting they wer appointed to veive) for M^{rs} Goodyer befor her homelot by y^e Creek and informed that they had veived y^e place, and had ftated it out, it is about three rod ſquare, and did not app^hend it any inconvenience to y^e Towne to grant it to her for her ſon Jn^o Goodyer; wherupon y^e Towne by voet did grant y^e ſ^d peece of Land to them, provided hee build a dwelling houſe upon it wthin Twelue months.

ATT A TOWNMEETING HELD IN NEWHAUEN Y^e 24th OF JUNE 1678.

After y^e calling y^e Names and reading y^e orders of y^e laſt Gene^r Court and y^e orders of y^e laſt Towne meeting,

John Chidfy & Samue^l Miels wer called to take y^e Lether fealers oath; Jn^o Chidfy answered that he did in y^e laſt Towne meeting and now allfoe againe doth defyer to bee free from that worke, and that he had ſerued feuerall years in it, and was not

willing to take y^e oath, upon which ther was som debate, but nothing iffued about y^e Lether feelers.

The veiwers of fences complained that y^e fences wer generally unmarked foe that they could not find y^e owners, and if a speedy couri be not taken for euery man to marke his fence about y^e quarters, the fences are not like to be Kept in repayer.

[209] The Towne therfore now ordered that all perfons that are owners of fences about any of y^e quarters or corne feilds about y^e Towne fhall within three days from this time marke theyer fence fufficiently, according to former order in that cafe, and y^e fame fd marks maintaine from time to time and at all times, & that upon y^e penalty appointed in former orders.

The Townsmen fpake to y^e meeting that they wanted of y^e Number of y^e Townsmen: M^r Bihop who was Chofen for one of them, being p^rsent, fd he did not fee any call of god, he was fatiffyed in that, and hee did not fee any Call of man in it; And fom fpake of taking up with a les number then feuen. Ju^r Cooper Seni^r allfoe who was chofen a Townsmen defyred to bee free, alleging he had ferued many years together in that place, & now he fhould leaue it; after a little debate The towne did by vote order and appoint that y^e work of Townsmen fhould goe on with thof other fix or fiue that are Chofen.

Joseph Tuttle, who was Chofen Heyward for y^e Necke y^e laft Towne meeting, defyred y^e Towne to free him, for he was a lame man and could not attend that worke, & allfoe he thought y^e Law did free him, and nothing further done in that matter.

It is ordered that any horfe or mare (taken in y^e necke eyther by heyward or another perfon) not tyed or not foe faftned as he may not goe about to dammage any corne, euery fuch horfe or mare fhall be liable to bee pounded & fall under y^e penalty as in other quarter or corne feild:

It was propounded to confidderation to fettle a maintenance for y^e minifters for this yeare, and M^r Jones informed that y^e Church had had fom confidderations, and allfoe y^e Townsmen about it, and had thought of 3 racts, or 3^d upon y^e pound, w^{ch} might amount unto about 86^{lb} for each of them; and after much debate about it, it was moued by fom to haue it put to voet for fettling y^e maintenance. fom defyred to know who were y^e men that wer to haue it. M^r Jones anfwered that it was for y^e two men that

are y^e p^rsent men in Emproouement and noe other; allfoe it was said they were y^e men under y^e churches call; it was true y^e matter was depending as to one of them, and y^e church is to meet y^e Next fourth day, to confidder further of that matter in order to an iffue; And therupon it was defyred by feuerall that things being foe, y^e buyfynes might be deferred untill after y^e church meeting, and then they should know better how to act, and foe it was left with y^e prudentiall men to call a Townmeeting in a fitt feafon as they fee a need of it.

ATT A TOWNE MEETING HELD IN NEWHAUEN Y^e 9th OF SEPTEM^r
1678

The orders of y^e laft Townmeeting wer read.

M^r Jones acquainted y^e Towne of y^e occasion of calling them together was about fom things that y^e Townfmen had to propound to y^e Towns confidderation.

Cap^t Munfon, one of y^e Townfmen, informed that y^e Townfmen had confiddered y^e Towns occasions, and found ther was need of a raet to be layd, and thought one penny raet might ferue at y^e prefent, and allfoe that y^e inhabitants would bring in theyer bills of Eftate unto y^e Lifters.

The Towne did by vote order and appoint one penny rate to be payd unto y^e Trefurer for defraying y^e Towns detts, and to be paid fometime befor y^e firft of March Next.

It was allfoe propounded that a rate may be appointed for the minifters maintenance this yeare: and a three penny raet was propounded; fom defyred to know whether y^e minifters would ftay with us for y^e yeare, and much debate was about it: It was said that halfe y^e yeare was gone, and y^e minifters it wer neceffary should be allowed for theyer pains, and if they did not continue y^e yeare out, they should haue a iuft account of theyer money and not be difpofed without theyer confent.

The Towne did by voet order & appoint Threepence upon y^e pound to be payd from y^e inhabitants for y^e minifters maintenance this yeare, and to be equally deided betwixt them, and allfoe appointed Deacon Will^m Peck, Jn^o Chidfy & Abraham Dickerman to gather it as y^e Law appoints:

[210] And allſoe did order & appoint that corne or fleſh be payd at y^e prizes that it was payd att for y^e miniſters ract y^e laſt yeare.

M^r Tho: Trowbridge propounded and requested of y^e Towne that they would grant to him ſoe much Land upon y^e banke ſide befor his houſe, to remoue his ſlaughter houſe upon;

The Towne by voet ordered and appointed y^e Townſmen to veiue y^e place, and if they find it not inconvenient to y^e Towne to ſtate it out to him, allways prouided that high ways be ſecured and watrings preferred for y^e Townes uſe.

Moſes Manfield propounded that y^e Towne would grant ſom enlargement to that Land that Jonathan Atwater had bought of y^e widlow bannifter by y^e creek ſide; but nothing was done more about it.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 16th OF DECEM^r
1678.

After y^e calling of y^e Names and reading y^e orders of y^e laſt meeting.

The Towne proceeded to chooſe conſtables, and Jeremiah Howe and Samuell Alling wer choſen conſtables, & Jn^o Auſtin at y^e iron workes.

Chriſtopher Tod propounded to y^e Towne concerning a peece of Land on y^e Eaſt ſide of y^e mill riuer, between y^e riuer & y^e Rocke, which he had formerly propounded for to y^e Towne; And The Towne did by theyer order refer y^e matter to y^e Townſmens conſidderation, and did deſyer them that they would well veiue y^e place and y^e quantitye, and allſoe to conſidder what wer beit & moſt convenient for y^e Towne to doe in y^e matter, and to make return of theyer veiw and conſidderations at another meeting.

Complaint was made of great diſorder among boys & youths in y^e puplike meeting upon y^e ſabbath in y^e time of worſhip to y^e diſturbance and offence of diuers, which to ſuppreſſ and p^ruent, The Towne did deſyer and for this yeare appoint Will^m Paine & Samuell Hemingway to take ſom care & pains in y^e buytines, each of them to haue a ſtick or wand wherwith to imite ſuch as are unruly or of uncouth behavior in y^e meeting, and to acquaint y^e parents or M^r or ſchoolm^r of ſuch boys eſpecially which are

commonly disorderly and most rude. Will Paine was appointed to looke to y^e boys in y^e Aileys & neare y^e Pulpitt, and Sam: Hemingway to looke to y^e boys about and upon y^e ftayers and aboue in y^e Galleries.

Edward Perkins, Jn^o Smith & Enos Talmadge requested the towne for som helpe in a case y^t concerns them, (viz.) they hauing purchafed Land on y^e west fide in that Lott which was M^r manffeilds second deuision, neare M^r Malebons Coue, ther wanteth Land for them, other lots Keeping them in. The Towne did recommend y^e buyfynes unto y^e Townsmen and did defyer and appoint them to iffue that matter.

ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 19 OF MARCH
1678/9.

orders of y^e Last Towne meeting wer read.

William Paine complained of Oliuer seruant to Abraham Dickerman that he was very disorderly in y^e meeting upon the fabbaths, wherupon the Townsmen wer defyred and appointed, to appoint y^e sd Oliuer wher he shall fit in y^e meeting houfe y^e time of y^e meeting and that he may bee lookt unto, as allfoe y^e sd Townsmen to appoint what boys shall fit about y^e pulpitt or Alleys, and what boys shall fit in y^e Gallery.

Sammuell Hemingway for himfelfe and on y^e behalfe of others at ftony riuer, who had bought of y^e Towne y^e fresh meddow, defyred to haue affurance of it according to Law; wherupon y^e Towne by vote defyred and appointed, cap^t Thomas Munson and Will^m Bradly, two of y^e present Townsmen, to signe bills of faell to thof purchafers in y^e behalfe of y^e Towne, and allfoe unto any others that haue bought Land of y^e Towne, and yet haue not had assurances, and allfoe they appointed L^t Moses Manffeild and Abraham Dickerman, Two [211] of y^e present Townsmen, to giue affurance unto cap^t Thomas Munson and unto Will^m Bradly for what Land they had bought of y^e Towne if they defyer it: thef to be done som time before May next.

Abraham Dickerman and Will^m Bradly who wer at y^e last Towne meeting appointed to veiue y^e second deuision of M^r Manffeilds lot on y^e west fide: now made theyer returne that

they had veiwed y^e Lot and y^e lots behind it, and doe find that all y^e Land between y^e Liens of that quarter Land is not taken up, and that that lott doth want its proportion of Land, and after it had been debated the Towne at present declared that ther beeing Land enough if the lotts be run out as farr as theyer Neighbours, that then that lott haue its proportion together, and y^e lotts behind them to fall in after that lott.

Samuell Whithead on y^e behalfe of M^r Guilbert mooued the Towne that they would appoint som perfon to lay out y^e Land which formerly was granted to M^r Guilbert by y^e mill riuer, aboue y^e shepheards plaine, in exchange for M^r Tenches second deuifion; And y^e Towne did appoint and approue that Enos Tallmadge as furveyer should lay it out, and allfoe that he lay out the second deuifion of y^e small lots on y^e weft fide and y^e remainder of the first deuifion of y^e yorkshier quarter.

Sammuell Hemingway, on y^e behalfe of y^e inhabitants on y^e East fide at itony riuer, fourth end, &c. propounded to y^e Towne that they might haue liberty and encouragment from y^e Towne to fet up a village on that fide to procure a minifter amongst them,* they finding it foe difficult generally and at somtimes many of y^e dwellers on that fide cannot com ouer on y^e sabbath to y^e ordinance at y^e Towne, and did hope that if y^e Lord should fucceed fuch a work among them they should Keep y^e sabbath and attend y^e ordinance without fuch toile & difficulty as now they are laboring under. The Townsmen informed that som of thof perfons had been with them, and did lay it feriously before them, as a matter worthy confidderation that they might fet up a village and gett a minifter amongst them, that foe they may y^e better Keep y^e sabbath in theyer dwellings, and y^e Townsmen had nothing againft it, but doe defyer y^e Towne would encourage y^e work what they can.

The answer of y^e Towne to y^e motion at y^e present was that it was a cafe worthy ferious confidderation, and did order that y^e Magiftrats and Townsmen bee theyer Committee to confidder of y^e buyfynes, and that thof inhabitants would confidder and bring in theyer propofals to y^e id committee, that it may be prepared againft another meeting.

* Regular preaching did not begin in East Haven Village until about 1704—the first minifter being a son of the Samuel Heminway here mentioned.

The Townsmen acquainted y^e Towne that they had som things to propound to y^e Towne to confidder of and to order concerning them as they fhall find it neccessary, and first about y^e fortification set up, especially in y^e quarter wher was som wood that was neuer set up and som is caryed away.

The Towne ordered that all fortification wood or stuff, whether set up or lying downe, and is not quarter-fence, be sold by y^e Townsmen for y^e benefit of y^e Towne, and y^e account of it be giuen in to y^e Trefurer.

Allsoe y^e Townsmen declared, that confiddering y^e affliction by the hand of god in y^e peafe, they thought it best for y^e present to leaue it to y^e possessors of Lands in each quarter or feild to plant or not to plant Indian as they judge meet.

Allsoe they informed of great complaint about y^e dry cattell, of y^e Towne Keeping in y^e herds and on y^e cow walks, which is a great inconuenience and dammage to y^e Towne, in that y^e cows are pinched in feed, and y^e commons ouer filled with cattell neare y^e Towne, and y^e dry cattell might be as well if not better further of y^e Towne;

And therupon for this yeare ensuing y^e Towne did order that all such dry cattell as fhall goe in y^e herds on y^e cowe walks fhall pay by y^e head y^e same rate by y^e weeke as y^e cowe doth to y^e cowkeeper, which fhall be leuyed on y^e owner of euery such beaft as y^e pay for the cowes is, to pay y^e cowkeepers wages;

And it was further ordered that y^e number of y^e cowes in y^e Towne be brought in unto y^e Townsmen, somtime befor y^e second day of y^e Next weeke; and allsoe y^e Towne ordered that y^e cows of y^e Towne fhall goe in herd, with a cowkeeper constantly attending them, and further ordered that y^e Townsmen to whom y^e number of cowes is to be brought fhall deuide them into fouer herds and fiate y^e herds;

It is allsoe ordered that y^e herd that goeth toward y^e pine rocke & plains fhall not goe by y^e penstock into plains in y^e morning, but Keep along the oxe pasture on y^e west side of y^e Beuer pond; [212] And y^e Towne by vote gaue lyberty to thof whoise cowes goe toward y^e mill, or of thof of y^e Next herd that goeth to y^e pine rocke, to make a fence at y^e penstocke from y^e quarter fence to y^e swampe to turne cattell, only they are to make barrs to take downe for passage of cattell or carts.

It was propounded on y^e behalfe of Jonathan Atwater that y^e Towne would be pleased to grant him som addition of Land unto that little he had bought of y^e widdow Banifter by y^e creek fid ouer against Nathan Andrews his home lott, And it was ordered that y^e Townsmen would veive y^e place and y^e quantity and how it will lye, and make returne at another meeting.

Peter Mallery propounded on y^e behalfe of Ely Robberts that y^e Towne would grant him y^e lyberty of being an inhabitant, and upon y^e motion Lyberty was granted to y^e fd Robberts of an inhabitant to buy Land of any as he could for his use.

It was propounded on y^e behalfe of Bartholemew Jacobs for lyberty to fene in som land for his use & supply of his famly occasions;

And by vote it was ordered that y^e fd Jacobs hath lyberty to fence in fite or fix ac^t of land by muddy Riuer for his use for the fpace of fix or feuen years, and y^e Townsmen to state it out to him.

ATT A MEETING OF Y^e FREEMEN TO CHOOSE DEPUTIES AND FOR Y^e
PROXIES IN Y^e MORNING, AND A TOWNE MEETING IN Y^e
AFTERNOONE, HELD IN NEWHAUEN Y^e 29 OF
APRILL 1679.

William Bradly and John Chidfyre wer chofen deputies for y^e Next Gene^r court.

In y^e meeting of y^e Towne in y^e afternoone The orders of y^e laft Towne meeting were read.

The Townsmen made returne of theyer veive of the Land w^{ch} Jonathan Atwater had requested of y^e Towne to grant him to fet a house upon; and upon theyer information, The Towne did by voet grant unto y^e fd Jonathan a peece of land from y^e high way or fstreet to y^e creeke, beginning at y^e North end at Joseph Alliups fence, leauing y^e fstreet or high way at y^e leaft three rod wide, and to extend in length to y^e fouthward fouer rod and on halfe, and at y^e fouth fide a fquare line from y^e fstreet to y^e creeke, and all along y^e front y^e fstreet to be full three rod wide.

It was ordered that ther fhall bee feuen Townsmen chofen for y^e year enfuing;

Jn^o Cooper Se^r: Jn^o Winton: Will^m Bradly: Abraham Dickerman: John Harriman Se^r: Henry Glouer: & Jn^o Chidfy wer chofen Townfmen for y^e yeare enfuing.

Mr Thomas Trowbridge was chofen Trefurer for y^e yeare enfuing.

Jn^o Nailh was Chofen recorder for y^e yeare enfuing.

Jn^o Cooper Se^r & Jn^o Harriman Se^r wer Chofen fence veivers for the corne feilds or quarters on y^e Eaft fide of y^e Towne from y^e oxe pafture to y^e Sea:

Timothy foard & Edward Perkins wer chofen fence veivers for the Corne feilds or quarters on y^e weft fide of y^e Towne from y^e oxe pafture to y^e Sea; and it was further ordered, that y^e fd veivers fhould proceed in theyer veiw according to Law, & to continue theyer veiw whilft there is corne in y^e feild; allfoe it was ordered that y^e laft years veivers fhall goe with and fhew thees New veivers euery mans fence, and at a time when theef veivers fhall appoint, upon penalty of fiue fhillings to be leuyed on them as other fines; allfoe it was recommended to y^e Townfmen to confidder of a way of recompenf againft another meeting.

Timothy foard & Edward Perkins took y^e fence veivers oath.

Heywards wer Chofen for y^e feuerall quarters:

Jn^o Alling & Jofeph Pecke for y^e fubburbs quarter:

Danyell Sherman and Jn^o Hodgkins for y^e yorkfhier quarter:

Jofeph Tuttle & abraham Bradly for y^e clay pit quarter; Jn^o Cooper Jr^r & Jn^o Paine for y^e great quarter and y^e little quarter: Jn^o Thomas & Samuell baffet for y^e Necke, and they to take care of y^e gaets & fence of y^e Necke.

Jn^o Chidfy was chofen fearcher & fealer of Lether, & Sworne.

Thomas Kimberly & Thomas Tuttle were Chofen fealers of meafures and waights, according to the ftanderds they haue.

The Townes men wer Chofen Lifters, to p^rpare y^e lift for octo^r court according to Law.

Lyberty was granted unto y^e proprietors of y^e Necke, for y^e preferuing the corn therin, that if they fee caufe, they may, eyther at y^e Neck bridge or at y^e banke aboue y^e end of y^e Lane, fet up fence and a gate, for theyer fecuryty.

[213] It was propounded on y^e behalfe of Jn^o Pryor that he might haue y^e grant of foe much Land by y^e water fide to fet a fhop (for his trade) upon, and it was left with y^e Townfmen,

to confidder of y^e motion & veiw y^e place and to make returne of theyer opinion in y^e buyfynes at another meeting.

It was propounded on y^e behalfe of Thomas Hodgkins* that the Towne would bee pleased foe farr to fauor him, for his more comfortable liuelyhood through y^e bleifing of god, he beeing a young man not hauing Land to work upon, that y^e Towne would grant him a peece of Land between y^e weft Riuer and y^e Roche ouer againft Richard Sperryes :

The Towne deiyred & ordered that the Townfmen would confidder of y^e motion & veiw y^e place, & make returne of theyer thoughts in y^e matter at another Towne meeting.

Sericeant Dickerman renewed his motion to y^e Towne that they would prouide fom other perfon to keep y^e ordinary.

Samuell Whithead and William Paine were Choifen furveyors of y^e high wayes for y^e yeare enfuing.

A TOWNE MEETING HELD AT NEWHAUEN Y^e 18th OF SEPTEM^r 1679.

The orders of y^e laft Towne meeting were read.

M^r Jones acquainted y^e Towne that y^e occafion of calling y^e meeting was to informe of fom intelligence he had, and not in a fleit way but as it cam by lett from Maior Gold,† that he had information from a Indian, that ther was a combination among y^e Indians from Barnegett Eaitward by y^e fea with y^e Riuer Indians and Mowhawks, pequods and Mohegins, to deitroy y^e Englifh, to fall upon them in a day after they haue gott in theyer Hay and corne, as allfoe that y^e fd Maior Gold had information from an Englifh man weftward which was for fubftance y^e fame with y^e Indian information; therfore wee called y^e Towne, as to inform what we haue receaued, foe allfoe to confidder the matter, and not knowing what our danger may bee and to be in as good preparednes as wee can to preuent it, though allfoe fince that information y^e Indians therabout haue been examined, and they

* Thomas, son of Samuel Hodgkins, or Hotchkiss, born in August, 1654, and married in November, 1677.

† Major Nathan Gold, of Fairfield.

deny any such thing or that they know of any plott against y^e English, though y^e Indian that first discovered it did still affirme it, but y^e Indians said that he was in drinke, & that he spake it out of prejudice; our Indians allfoe deny it wholly that ther is any such thing; But yet it is our duty to be awakned, be as well provided as wee can against such a designe, and y^e rather becauf of hurry and disorder upon y^e occasion of that sad providence which fell out y^e last sabbath, by fyre, which if it had been kindled by an enemy we had been in great hazard both of liues & dwellings.

It was ordered that all persons bring theyer armes to meeting on y^e Sabbaths untill y^e Towne see cause to alter.

It was ordered that a military wath shall bee kept, and increased and ordered as y^e Magistrates and commiffion military officers shall see occasion

It was ordered that y^e fouldyers seats in y^e meeting house shall bee removed backe to y^e wall, and made as convenient for fitting as may bee, and the Townsmen were desired to gett it done.

The farmers on y^e East side complained of y^e Indians, that they com to theyer houses upon y^e Sabbath when y^e men are gone to y^e meeting, which might bee affrighting to women or children, that are left at home, And therupon y^e Towne did desire M^r Jones to order y^e constable at y^e Iron works to goe to y^e Indians, and requier them to forbear comming to any English house upon the sabbath.

Deacon Peck acquainted y^e Towne that many were behind in theyer payment of y^e ministers raet y^e last yeare, and therefore himselfe and thof ioyned with him to collect that raete did desire that they would pay theyer due, and not put them to further trouble, and allfoe said further wee haue the word preacht to us, and therefore it was necessary that a raet be now settled, that som recompens may bee made; And after a little debate, M^r Harriman being at p^rsent in y^e worke, & not yet knowing what M^r Taylor will doe, The Towne did order that a raete of two-pence upon y^e pound shall be payd for y^e encouragement in that worke, and that M^r Taylor be payd out of it a [214] meet allowance for recompens of his labors while he did stay with us in y^e spring and preached to us; ther was som speech of about 90th

for y^e one and 16^b for y^e other, but y^e list for raets not being yet made it was uncertaine what y^e rate would amount unto, therefore it was not fully settled; and it was further ordered that y^e rate be payd at the prizes as formerly it was ordered, and Deacon W^m Pecke, John chidly and S^t Abraham Dickerman were chosen to Collect the rate according to Law.

James Denison on his owne and y^e behalfe of y^e inhabitants on y^e East sid renewed y^e motion desyring a village on y^e East side, and that they could bee glad to know what encouragement y^e Towne would grant to it: It wer answered y^e Towne had left it to a committee to confidder of y^e buyfynes and to p^rpare matters for y^e Towns confidderation; Then y^e i^l James mooued that y^e Committee would issue that matter with them.

Jn^o Cooper, on of y^e Townsmen, informed that himfelfe, S^t Jn^o Winton & abraham Dickerman, according as they were appointed had veiwed y^e Land which Thomas Hodgkins had requested y^e Towne to grant unto him, and that they had allioe spoken with neighbours, and they saw noe inconvenience but that y^e Towne may grant it to him, and that y^e man was very desirous y^e Towne would Grant it to him, though upon third deuision account;

The Towne did by voet grant unto y^e sd Thomas Hodgkins Twenty acres of Land betweene y^e riuer and y^t Rocke ouer against Rich: Sperrys Land, and y^e Townsmen wer desyred to state it out and bound it.

S^t Jn^o Winton, one of y^e Townsmen, and S^t Abraham [Dickerman] informed that they had (as they wer appointed) veiwed y^e place which Jn^o Pryor at a former Towne meeting had mooued y^e Towne to grant him Lyberty to set his shop upon, and they did Judge y^e Towne might grant him lyberty;

And after iom debate y^e Towne by vote granted to y^e i^l Pryor A peece of Land to set a shop upon for his trade, by y^e water side, befor William Gibbons lot, of Ten or Twelue foot wide and Twenty foot long, and not to set it upon or or breake y^e Leuell ground, and y^e same ground to haue for his encouragement to follow his trade, but if he remoue away or Leauue his trade, he may if he pleas take away his shop, but y^e land to returne to y^e Towne againe; and y^e Townsmen wer desyred and appointed to set it out and bound it.

THE 22 SEPTEMBER 1679 AT A MEETING OF YE FREEMEN OF
NEWHAUEN.

Cap^t Tho: Munfon & cap^t Moses Manffeild wer chofen deputies
for ye^e Generall Court, and Jn^o Chidly was ye^e third man

ATT A TOWNE MEETING HELD AT NEWHAUEN THE 29th OF DECEMBER
1679.

After ye^e reading of ye^e orders of ye^e Laft Towne meeting,

M^r Jones acquainted ye^e towne that ye^e occafion of calling ye^e
Towne together was for diuers neceffary reafons as to lay a
raete, and Choof conftables and to fpeak about ye^e 3 deuifion of
land, &c.

Joseph Moff & Joseph Pecke were Chofen conftables, and John
Potter at ye^e iron works.

The Townfmen informed that they had confiddered ye^e Eitate
of the Towne, ye^e detts they had to pay and other Charges to
defray, and leff then a raet of one penny halfe penny would not
(at ye^e p^refent) reach ye^e Towns occafions;

And ye^e Towne did by vote order that a raet of one penny &
halfe penny be payd in to ye^e Towne Trefurer or his order fomtime
befor ye^e 1 of aprill next.

one of ye^e Townfmen informed concerning that fum that M^r
Street had receaud of ye^e Trefurer when he Kept ye^e fchoole,
which was faid to be feuen pounds aboue ye^e fallery due in ye^e
time he kept it, which he had accounted to be but 3^{lb} and fom
odd, but yet he would make it 4^b, and it fould be payd unto ye^e
Trefurer this winter, foe it might iffue ye^e matter; And ye^e Towne
by voet accepted of fouer pounds being payd unto ye^e Trefurer
as aforefd fould iffue all y^t buyfines.

[215] Nathaneell Thorp* defyred Liberty of a few words to ye^e
Towne, and fayd that his father was ye^e firft that fett upon weaving
in this Towne, and was encouraged therunto and to bring up his
fons to y^t trade by the cheefe of ye^e Towne, and that he had been
here 40 years and had noe meddow and found a great want of

* Nathaniel, eldest son of William Thorp, was born in 1640.

son; And therefore did request of the Towne that they would grant him a peece of swamp Land about six acres, about 3 miells from y^e Towne about y^e pine Rocke;

And y^e Towne desired & appointed y^e Townsmen to view y^e place and Consider y^e motion and make returne y^e next meeting

Jn^o Chidsey, one of y^e men appointed to collect y^e ministers Rate, desired the persons that had not paid theyer last years rate to bring it in and not put them to further trouble, and allsoe gaue notis to bring in this years rate that day forthnight, which will be y^e 12th of January next, unto Harrimans house wher y^e collectors will receaue it.

Jn^o Potter propounded for Jn^o Austin that he might take up som Land he yet wanted of his proportion in som of y^e Land that is drowned by the forge pond, but nothing was done about it.

Edward Dormer* allsoe propounded to haue som Land granted to him near his house by y^e swamp, but nothing was done therein.

The Towne was informed that y^e Committee appointed to consider and prepare things for y^e Townes consideration or Confirmation about a 3^d deuision of Land, and y^e buyfines of y^e village on y^e East side, and giuing som Land to y^e foldyers that wer in y^e seruice in y^e Late warr, had p^rpared things for y^e Towne; And y^e buyfines of y^e Third deuision was read which is as followeth:

The 26 of Decem^r, 1679, at a meeting of y^e Committee appointed to p^rpare for y^e Laying out of a 3^d deuision of Land to y^e approoued inhabitants, they haue agreed as followeth: first, That M^r Lambertons, M^r Goodyers, y^e Hartfordshire & Iubburbs quarters begin at M^r Malebons coue by y^e sea and goe one toward oister riuier, as farr as Land will be found fit to lay out, and then from oister riuier Northward, by y^e bound line between Nhauen and milford, and com round unto or toward y^e Mill riuier, and they to haue two thirds of theyer proportions in y^e tract: And M^r Jones, M^r Dauenport, Jn^o Coopers, Jams Heton, and y^e yorkehire quarters to begin at y^e mill riuier, or where y^e western end if they reach not y^e Mill riuier, and thof suer quarters wth y^e dwellers on y^e west side y^e East riuier to lay out two 3^{ds} of theyer proportions, between y^e mill & East riuers from y^e

* Edward Dormer is the person elsewhere usually called Edmund Dorman.

farmes land unto y^e blew hills; And then for y^e rest of theyer proportion, (viz) theyer other third part, all y^e inhabitants to haue it on y^e East side y^e East riuer & harbor, and ther allsoe all y^e dwellers on y^e East side to haue theyer whole proportions; And secondly, for y^e order wher euery one shall lye, if in y^e feuerall parts they can agree well or elf to be issued by lott: and thirdly, that fise or six meet persons be appointed as sizers* to lay out y^e Land, and to haue power to make allowance in quantitee according to theyer good discretion, that soe y^e Land that is more stony or bad may bee somthing equalled with others, and a list bee p^rpared for them of euery mans quantitee & order how to lye: And fourthly, That when y^e Lands are layd out, though euery person may Emprooue them for theyer advantage as they see cause, yet noe person or persons to goe to liue upon them in fetled dwellings, being to remote for attending y^e worship upon y^e sabbath, and Liable to dang^r from y^e heathen, but upon good consideration and approbation from the Towne.

Allsoe y^e committee p^rparation about Land for y^e foldyers was read, which was that y^e Towne would allowe for them 200 acres of land, and that y^e foldyers giue in theyer Names & y^e time they were out in y^e seruice, that y^e Land may bee proportioned to them and Layd out with and added to theyer 3^d deuision;

And after som debate about the things, The Towne by vote ordered that y^e 3^d deuision should be Layd out according to y^e modell now read;

And allsoe by vote granted to y^e foldyers y^e Land, and to be layd out as was by y^e committee propounded:

And it was allsoe by vote desyred and appointed that y^e magistrates and Townsmen bee a committee to p^rpare y^e list of euery mans proportion, And that y^e inhabitants bring in unto som of y^e Townsmen the claim they make of theyer rights in y^e sd deuision and theyer number of persons somtime within ten days.

[216] And for y^e village on y^e East side, thof inhabitants gaue in theyer propositions to y^e committee which they desyred might be granted, which were, first: That they might haue liberty to gett a minister amonge them, for theyer meeting and to keep y^e Sabbath in a way as they ought: and secondly, that bounds may be granted them as high as muddy Riuer: Thirdly, that they

* Sizars = assizers.

might haue liberty of admitting inhabitants among them for theyer help in y^e worke & maintenance of a miniiter: fourthly, that they may haue liberty to purchafe som Land of y^e Indians neare M^rs Greckfons farme, if the Indians are willing to part with it: fifthly, That what land of the Quinepeags is within Brandford stated bounds y^e right of y^e purchafe may bee giuen to them: and lastly, that they may bee freed from paying raets to y^e Towne when they shal haue procured a miniiter.

To theei particulars y^e Committee returned as followeth;

first, that they bee encouraged and haue liberty granted to gett a miniiter to settle among them as soon as it [doth] appeare they are in a capacity to maintaine a miniiter & uphold y^e [ordin]-ances of christ;

secondly, That when they are settled in a village way with ministry they haue liberty to admitt theyer owne inhabitants for y^e future, but to attend such cautions & confidderations for regulation of theyer settlement as may consist with y^e intereit of religion and y^e congregational way of the churches provided for to be upheld;

Thirdly, as to y^e purchafe of Land of y^e Indians near M^rs Greckfons farme, Newhauen being bound in couenant to supply y^e Indians with Land for planting when they need, how farr Liberty to purchaf land of them may consist wth y^e engagement unles with due caution is to bee confiddered;

fourthly, for y^e Quinepeage Land now within Brandford bounds and was att first bought by us and neuer payd for by Brandford to us, That y^e Towne would grant unto them o^r Right y^e better to enable them to treat wth Brandford for Enlargment on y^e purchafe money due with confidderation that Newhauen hath been long out of purse;

fifthly, for payment of raets to Newhauen that they be freed from it when they are settled in a village way with ministry;

sixthly, for commonage that y^e stated commonage be at liberty on that side of y^e Riuer within theyer limits for y^e use of Newhauen as hitherto, and what shal remaine for commonage wthin thei limits be agreed upon;

seuenthly, That y^e inhabitants of Newhauen y^t liue in y^e Towne and haue propriety in Land on y^e Indian side, whilest they see continue pay theyer raets to Newhauen as hitherto;

Eighthly, that theyer bounds shal bee to y^e North side of Allen

Bales farme by a line from y^e Riuer as his Land runs untill it meet wth Brandford line aboue foxens, And that y^e farms aboue that line be left at lyberty to contribute to y^e miniftry wth them, and fuch not to pay to y^e miniftry at Newhauen whilft they foe doe, untill further order.

After y^e Towne had heard y^e confidderations of y^e committee in anſwer to y^e inhabitants on y^e Eaſt ſide reſpecting y^e village, y^e Towne approoued and confirmed it to be theyer order by vote.

The owners of y^e Lands in y^e Gouverno^{rs} and y^e little quarter moued that for y^e eaſe of fenc, if they ſhould take away y^e fenc in y^e neck Lane and fenc y^e ends of y^e Lane, &c. y^t it might be allowed & approved fence to y^e quarter; And y^e Towne by vote ordered that if thoſe quarters ſaw cauſe to let fall y^e fenc by y^e ſides of y^e neck Lane, they ſhall haue liberty foe to doe, and making ſufficient fence wth Gates at y^e ends of y^e Lane ſhall bee accounted [fence to] y^e quarter, & com under y^e Law as any other gates or barrs;

And allſoe further gaue Liberty to ſet up fence upon y^e [oiſter-shell] feild wher may be Judged moſt convenient for fencing y^e [quarter], taking into y^e quarter as much of y^e oiſterhellfeild as [they can] conveniently.

Jn^o Brockett of Wallingford, that had his ſecond deuifion about y^e head of malebons coue, complayned that by y^e poſſefors of ajoyning Lot he was diſturbed or put of his ſayd Land, now requested that y^e Towne would let him haue it ther or in ſome other futable place, but there was nothing done further in it at this time.

Leau^t Nathaneell Merriman & Abraham Dowlittle mad a motion to y^e Towne (as they ſayd), being ſent from y^e Towne of Wallingford; at firſt they deliuered theyer meſſage by word, and it was defyred if it came from theyer Towne they would giue it in writing, [217] and afterward they gaue a writing which is as followeth:

At a Lawfull Towne meeting of y^e inhabitants of Wallingford,
December 15 1679.

The Towne appoint Nath^l merriman & Abraham Dowlittle Sen^r theyer agents to ſpeake with y^e Towne of Newhauen to deſyer theyer louing conſent for y^e ſetting downe of a bridge at y^e place commonly called y^e pines in the Road from Wallingford

to Newhauen, and allioe to delyer them to afford them what timber & itones may bee requiit for y^e building of id bridg as neare as may bee in theyer Land.

as attefts

Nath^l Merriman

Abraham Dowlittle

The Towne answered, it being Late and y^e motion New to them, they would take it into confidderation against another meeting.

Chritopher Tod propounded to y^e Towne to grant him that land which hee formerly mooued for, beeing about 5 acres lying below the mill between y^e Riuer and y^e Rocke, pretending to haue y^e wood upon it for repaying y^e mill. After it had been debated somtime: The Towne by vote ordered that y^e wood upon that id 5 acres of Land be fequestred for y^e use of y^e Mill for y^e p^rsent and untill further order, and that noe person fell any tree upon y^e id Land, upon penalty of two shillings and sixpence for each tree felled ther, except for y^e mills use as aforeid.

A TOWNE MEETING y^e 9th OF FEBRUARY 1679

After y^e reading y^e orders of the last meeting M^r Bifhop acquainted the Towne that y^e occasion of calling them together was, aboute the motion of Wallingford people, whoe came a fortnight agoe to haue spoken with y^e Towne, but came not time enough, And they had som speech with y^e Magiftracts and Townsmen and left a writing from theyer Towne, and were promised a meeting of y^e Towne at this time, to which it is expected they will com: but not being yet com into the meeting, and there wer diuers other things to bee spoken unto, they might bee speaking to them the while.

William Bradly & Abraham Dickerman informed that according to Towns appointment they had veiwed & confiddered the motion made by Nath^l Thorpe for a peece of Land to bee granted to him, and they thought it might fuit y^e man, but it was in y^e midft of y^e Cow walke, and it was debated som time; And y^e issue was:

The Towne granted unto y^e sd Nath^l Thorp as a part of his third deuision a peece of land not exceeding 6 acres wher he defyred it aboute y^e pine Rocke, prouided that hee himfelfe nor any other his heyers or fuceffor fettle any dwelling upon it, and that if hee fhall remooue from the Towne, it fhall returne againe to the Towne, hee being allowed iuft fatiffaction for his Emproouements, and allfoe further appointed that the Townsmen themfelues or elf fom whom they fhall appoint doe lay it out, and make due prouifion for high ways.

Jn^o Cooper Senior moued on y^e behalfe of M^r Street of Wallingford to appoint fom perfons to lay out to him y^e Land which y^e Towne granted to his father aboute M^r Yaels: And therupon y^e Towne now appointed William Bradlye and Abraham Dickerman With Enos Tallmadge to Lay out y^e fd Land according to y^e grant, and advifed to leaue the country Rode at leaft 6 Rod wide, and allfoe a high way between M^r Yaell his land and it; soe are other high ways to be prouided for.

Joseph Allfup Se^r defyred fom releefe about a parcell of meddow that hee had bought, w^{ch} at y^e firft was Leau^t Seelyes meddow in quantite 10 acres, and his neighbors haue layd out theyer meddow anew fince y^e firft laying out, and left him a portion feuerall acres too little:

[218] The Towne advized & appointed that thof whose meadow lyeth on y^e Eaft fide by y^e harbor towards y^e blacke rocke lay out theyer meddow there & meafure y^e whole, that if there be loff of meddow by y^e breaking of y^e fea (as fom pretend ther is), if fuch loff be found that it be deuided in proportion to them all.

Upon y^e defyer of fom perfons that had bought Land of y^e Towne and had not yet any Legall conveyance of y^e fame unto them, The Towne did defyer & appoint L^t Mofes Manffeld and S^t Abraham Dickerman in their names to make fuch Legall conveyances to perfons who had bought land of y^e Towns (who yet haue not any conveyance), eyther at y^e Beuor pond or elf where if y^e perfons doe defyer it.

Complant was made by diuers of great diforder in y^e meetings one y^e fabbath by feuerall perfons fitting in feats wher they wer not appointed, and thof that were appointed to y^e feat Kept out not being roome for them; And therupon y^e Townsmen were

desired & appointed to take y^e matter into consideration against the next Towne meeting.

Allsoe complaint was made of great disorder in y^e meetings on y^e sabbath by boys and youths playing or talking, &c.

Wherupon the Constables were desired (it being a part of their worke) to looke into that matter and prevent such disorder without and within y^e house, especially in the Gallery and about the itayers.

Upon y^e desire of som of y^e East side dwellers The Towne did appoint M^r W^m Jones, Tho: Munson & Jⁿ Cooper Senior theyer committee to take out y^e Indians Land on y^e East side.

Jⁿ Chidly, one of y^e Townsmen, informed that they had considerations of raising a recompens for y^e fence viewers this yeare, and theyer thoughts were to raise it upon y^e Emprooved Lands; and therefore gaue notis to y^e inhabitants to bring in to y^e Townsmen y^e number of theyer acres within three days, or els they must take y^e account they haue, and they thought on penny on y^e acre might doe & to be added to y^e raete.

A motion was made by som whether y^e Towne would Grant liberty to sett up a saw mill and grant Liberty to take Timber, but noe more sayd or done about it at that time.

Leau^t Nathaneell Merriman & Abraham dowlittle appeared & mad a [] one y^e behalfe of y^e people of Wallingford & gaue in a writing under the hands of y^e Selectmen: which is as followeth:

The inhabitants of y^e Towne of Wallingford: To our beloved Brethren & Neighbours y^e inhabitants of y^e Towne of Newhauen wish prosperitie: As for our motion formly made to you respecting a bridge ouer at y^e pines, could you haue seen it yo^r way to haue complied with us therein wee could not but haue acknowledged it an obliging fauor: But in as much as nothing els will satisfie but our engaging by an act of o^r owne to secure you from all future Charge that in liklyhood might com to you by reason of a bridge being builte in that place, Wee y^e inhabitants of Wallingford beeing sensible of y^e great want of & y^e great difficulties & dangers wee are & are likly mor & more to bee exposed to for want of such bridge, (besied y^e publike commoditie Redundant) doth inforce us to yeeld to any termes Rationall, Rather then y^e worke should fall, as allsoe becaus yo^r Louing

aspect toward us is highly prized by us: and rather then wee would bee iustly reputed iniurious to you, or o^r procedure in y^e f^d worke any Longer obstructed or delayed, wee say: wee y^e inhabitants of y^e Towne of Wallingford: are ready if you be pleased to grant yo^r Louing Neighbourly consent that y^e f^d bridge be fett in y^e place forementioned, & allfoe freely giue us timber & stones necessari for y^e S^d worke for y^e p^resent & for y^e future, wher may most conveniently bee had in yo^r Lands adiacent, To engage our seaules o^r heyers & succcessors to secure you of Newhauen, yo^r heyers & succcessors from any charge that you might bee liable to by reason of y^e f^d bridge: And doe by thes [219] presents declare that wee haue authorifed & giuen full power to our trusty & welbeloued freinds Nath^l merriman & Abraham Dowlittle Sen^r as our agents: further to treatt & if they see cause to ioyne issue with you in this affayer:

The aboue written was agreed upon & voted by y^e inhabitants of y^e Towne of Wallingford at a meeting of theyers, 19 11^m 1679, to bee p^resented as theyer act & deed to y^e inhabitants of Newhauen by y^e hands of y^e aforef^d Nath^l merriman & Abraham Dowlittle Senio^r, as atests

Jn ^o Brockett	} Select men
Sam ^l Andrews	
Jn ^o Hall	

The Towne after a little debate respecting y^e motion made by the wallingford men concerning y^e f^d bridge, did desyer & appoint the magistrates & Townsmen a committee on y^e behalfe of y^e Towne to treat with y^e meffengers & issue that buyfines respecting y^e f^d bridge.

ATT A MEETING OF Y^e FREEMEN Y^e 27th OF APRILL 1680

William Bradlye & Jn^o Chidfye were Chofen Deputies for y^e Ge^r Court.

ATT A TOWNE MEETING Y^e 27th OF APRILL 1680.

After y^e reading y^e Laft Towne meeting orders, The Townsmen hauing been by y^e Towne desyred to Confidder of y^e Complaint made of persons disorderly fitting in y^e meeting on the

fabbaths, did now make returne of theyer confidderations in y^t matter, viz' they thought it meet that now perions would take notice to keep theyer fitting in y^e feats appointed them, and not in y^e feats appointed unto other perions, and after that if ther bee need, & y^e Towne see caus to appoint it, ther may be a New feating in time convenient and if y^e towne thinke meet to appoint a pennalty on thoi that doe not Keep order in theyer fitting wher they were appointed, and allfoe thought it might bee good for y^e Towne to appoint a perion or perions to speake unto perions & call them to theyer places.

Jn^o Cooper Se^r, Will^m Bradlye, Jn^o Chidiye, Henry Glouer, Thomas Trowbridge, Abraham Dickerman & Jn^o Winton, were Chosen Townsmen for y^e yeare ensuing.

M^r Thomas Trowbridg was chosen Trefurer for y^e yeare ensuing.

Jn^o Nash was chosen Recorder for y^e yeare ensuing.

The Townsmen were Chosen Listers to p^rpare y^e country list.

James Clarke & Will^m Johnson were chosen surveyors of high-ways.

John Chidfy & Joseph Tuttle were chosen Searchers & fealers of Lether.

Tho: Tuttle & Jn^o Punderfon wer chosen fealers of waights & measures.

Jn^o Cooper Jn^r and Jn^o Paine were Chosen fence veiwers for y^e quarters on y^e Eastern side of y^e Towne;

Daniell Sherman & Haac Beecher were Chosen fence veiwers for y^e quarters on the western side of y^e Towne;

The Towne ordered that for y^e Emprooued Land within theie quarters about the Towne, there shall be paid to y^e fence veiwers y^e last yeare one penny for each such acre, and y^e like allfoe to y^e fence veiwers this yeare

There wer allfoe Heywards chosen for y^e feuerall quarters or corne feilds: Will^m: Johnson & Joihua Hodgkins for y^e great quarter, Benjamin Bradlye and Phillip Allecocke for y^e suburbs quarter, Tho: Sanford & Joseph Morris for y^e quarter from y^e Sea to y^e mill high way, Will^m: Bradlye or his son & John Blaxly for y^e Clay pitt quarter.

Jn^o Tomfon & Jonathán fowler were Chosen fence veiwers and heywards for y^e necke.

Edward Keely was defyred & appointed to looke to y^e boyes that fit under y^e ftayers and about his feat to Keep them in order. [220] Jn^o Potter requested y^e Towne to appoint fom perfons to lay out y^e land form^ly graunted unto him, and y^e Towne defyred & by vote appointed Mofes Manfeild and Mathew moulthrop (who had allready laid out a part of that graunt) to finifh that worke and Lay out y^e whole that was graunted unto him.

M^r Tho: Trowbridge & Leau^t: mofes manfeild, defyred Libertye to fet up a faw mill about 3 miels from y^e Towne upon a ftream of water that runneth between y^e pine rocke & y^e weft Rocks, and in anfwer to y^e motion at p^refent The Towne did defyer and appoint y^e Townfmen to veiwe y^e place and confider y^e motion & what convenience or inconuenience it may be to y^e Towne to grant theyer defyer, and that care bee taken about Timber for y^e Townes ufe, & to make report att another meeting.

The Towne ordered y^e wacth to begin a conftables wacth at p^refent, and to be a military wacth if y^e magiftrats & military officers fhall fee occafion, and y^e fame to bee in number each night as they fee y^e cafe may requier.

It was propounded concerning cakke that ther might bee but on fize and that iuft in all, and y^e Towne at prefent did recom- mend it unto y^e Townfmen to confidder of that matter againft another meeting.

Edmund Dorman againe requested y^e Towne to graunt unto him y^e Land he formerly mooued for, beeing about three acres lyeing neare his houfe, between y^e feild fence and y^e brooke.

The Towne by vote did grant unto y^e fd Edmund Dorman the quantitye of three acres of Land near his houfe, between y^e fenc and y^e brooke, upon condition that hee y^e fd Dormun giue Lybertye for a commodious high way ouer his Land to paf into y^e woods behind fackets, and defyred & appointed y^e Townfmen to ftate out y^e said highway and y^e Land, & make report of it y^e next towne meeting.

The Trefurer defyred thof inhabitants that had not paid theyer laft years rate to y^e Towne fpeedily to bring it in & make up theyer accounts.

The Towne by vote defyred and appointed y^e Townfmen to bee auditors of y^e Trefurers accounts of y^e laft yeare.

Abraham Dickerman (as he had done formerly) did againe

giue notice to y^e Towne of his purpose to leaue of Keeping y^e ordinary, and did not see a court taken to setting of another in that worke, but did desyer it might not bee offensive if hee left it of, which he did intend to doe.

ATT A TOWNE MEETING Y^e 5th OF JULY 1680.

After y^e reading of y^e orders of y^e Generall Court, & y^e last towne meeting, Jn^o Cooper, one of y^e Townsmen, informed, that they had considered y^e buyfines of y^e ordinary & had spoken with som persons, but could not p^rvail wth any to Keep y^e ordinary, & therefore desired now y^e Towne would consider y^e buyfines and to procure som person to keep it that they may bee satisfied with: And therupon y^e Towne did desyer & appoint the magistrates & Townsmen, theyer Committee to take that matter into consideration, & to provide a meet person to keep an ordinary, That y^e Towne be not destitute; & if y^e Towne haue any Land that is fitt for pasturage they would bee willing to afford that Encouragement.

Allsoe Jn^o Cooper, one of y^e Townsmen, propounded concerning y^e commons, particularly y^e cow & oxo pastures, that they might bee cleared of brush & underwood which did much annoy & soe spread that it was a great hindrance to y^e growth of y^e feed for Cattell: Wherupon the Towne ordered that every male person of 14 years old being of ability of body, shall each of them work on day at cutting & clearing brush one y^e commons, somtime in Sept^r Next: when the Townsmen shall appoint, & in y^e manner they shall appoint, and that this clearing shall begin in y^e cow & oxo pastures, and whosoever shall neglect to attend & performe y^e sd worke, hauing had 24 houres warning, shall pay a fine of 2^s 6^d, to y^e Towne.

A motion was made on y^e behalfe of Nath^l Sperry & Benjamin Pecke,* that y^e Towne would graunt unto them, at y^e upper side of theyer father Sperries farme, a small parcell of boggy meadow and y^e upland at y^e end of it to y^e riuer: [221] upon y^e motion The Towne desyred & appointed the Townsmen or som of them, to veiw y^e place how it lyeth, & what quantitie is of y^e meadow,

* Benjamin Peck's wife was Mary, daughter of Richard and sister of Nathaniel Sperry.

& what quantite of y^e fd upland, & to make report therof at another meeting.

William Bradly one y^e behalfe of Ebenezer Hill propounded that y^e Towne would graunt unto him a small parcell of Land to sett a fhop upon, between the frame that Jn^o Goodyer hath fett up by y^e Creek fide, and Sam^l fearns his Lott; And in this allfoe y^e Towne defyred & appointed y^e Townsmen to veiw y^e place & make report therof at another meeting.

Ifaac Beecher Se^r defyred to bee freed from y^e office or work of a fence veiw, to which he was Chofen in Aprill Laft, alleaging that he had Laetly ferued in that worke, And y^e Towne by voet did free him, & by voet Chofe Jn^o Mixx in his Roome to Joine with Daniel Sherman.

ATT A MEETING OF Y^e FREEMEN Y^e 27th OF SEPTEM^r 1680

Will: Bradly & Jn^o Chidfy were chofen Deputies for y^e next generall court.

A TOWNE MEETING HELD AT NEWHAUEN Y^e 8th OF NOUEMBER, 1680.

The orders of y^e Laft Towne meeting were read.

The Towne was informed that y^e occasion of calling them together was for the granting of a rate to be paid to y^e Trefurer for y^e defraying of the detts and other charges of y^e Towne, and after fom debate, The Towne granted a rate of twopence upon the pound to bee paid by the first of march next in y^e kind and att prizes as form^{ly}.

Allfoe it was moued upon y^e defyer of Deacon Pecke that a rate for y^e minifter might bee fetled: And y^e Towne granted a rate of twopence upon y^e pound for this yeare and at y^e prizes as it was y^e laft yeare, and appointed William Bradly & John Winston to bee collectors of y^e fame:

Samuel Heningway propounded to y^e Towne that they would exchange fom Land which becaufe of the high way lay inconvenient to him, and that they would let him haue fom of that land by y^e houfes at y^e iron works between y^e two riuers: and

allſoe John Potter did deſyer he might haue ſom of that land granted to him: and The towne deſyred and appointed Will: Bradly, Jn^o Winton, mathew moulthrop, Jams Denifon and Jn^o Austin to bee a committee to veiw thoſe Lands and high way that Sam^l Hemingway reports of & make returne at another meeting, and allſoe to veiw a peece of Land that Jn^o Austin mooned to haue granted him for convenienc of fencing, and to giue in theyer confidderations in y^e p^rmiſes.

The Towne deſyred & appointed the Townſmen to confidder and iſſue y^e caſe reſpecting Thomas Tuttle and his Brethren about theyer Land at y^e upper end of y^e necke, and approoved of Enos Talmadge to be Surveyor to lay it out.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 13th OF DECEM^r
1680.

The orders of y^e laſt Generall court wer publiſhed;
allſoe y^e orders of our laſt Towne meeting read.

James Clarke & Nathan Andrews wer choſen conſtables for y^e year inſuing, and matthew moulthrop was choſen conſtable at Stony Riuer, &c.

The buyſines of y^e third diuiſion was ſpoken unto by y^e committee, and they were informed that y^e committee had had confidderations laetly about it and had thoughts of ſom perions that might be fit as fizers to lay out y^e ſd diuiſion, and now if y^e Towne were ſatiſfied with them they might eitabliſh them; y^e men were M^r James Biſhop, Jn^o Cooper Senior, Leau^t Manſfeild, Enſigne Jn^o miels and Jn^o Clarke.

[222] After ſome debate y^e Towne by vote deſired & appointed M^r James Biſhop, Jn^o Cooper Senio^r, Leau^t Moſes Manſfeild, Enſigne Jn^o miels and John Clarke to lay out y^e ſ^d 3^d diuiſion & to ſize y^e Land by theyer prudence and beſt diſcretion according to y^e order of y^e 29th of Decemb^r laſt, and y^t there bee allwayes not under three and y^e maior part of them that goe upon y^e worke agreeing ſhall iſſue y^e buyſines;

It was allſoe ſpoken unto how thoſe perions ſhould be payd for theyer time and Labour, and y^e p^rſent diſcourſe was to be paid by y^e proprietors according to y^e number of acres;

Allfoe for y^e order how y^e proportions of men fhall lye 1, 2, 3, 4, &c. it was thought it muft be by Lott, and for that purpofe a Towne meeting was appointed to bee upon y^e next 2 day of y^e weeke at 10 of y^e clocke.

Christopher Tod, y^e p^rsent miller, propounded that if y^e people of y^e Towne would bring theyer corne to y^e mill at times when he hath plenty of water, hee could & would grind it well, & they fhould haue it without fuch lof of time in ftaying for grinding: But if that cannot bee done, hee had fom further thoughts (having advifed with fhilfull workmen) to raif y^e dam and make one of y^e mills a breft mill, and New shafts and wheels to both y^e mills, which will be a great charge, and therefore would propound that every man in y^e Towne that can worke would afford him theyer helpe, if it were two days of a man, and if they are not fatisfyed (by having theyer corne well ground into good meale and without fuch lof of time in long ftay) by one years end after y^e mills are foe builte, he would pay them for theyer worke.

ATT A TOWNE MEETING HELD IN NEWHIAUEN Y^e 20th OF DECEMBER
1680.

M^r Jones acquainted y^e Towne that they Knew this meeting was appointed at y^e laft towne meeting and y^e buyfines was about y^e 3^d diuifion which is to be layd out, and y^e Committee had mett and p^rpared fom things to propound befor y^e Lotts (which wer allfoe prepared) wer drawne;

And after y^e reading y^e Laft towne meeting orders the Towne were informed that in theyer confidderations about y^e fd 3^d diuifion they found fom young men that had liued long in y^e Towne, but were not orderly admitted inhabitants, and therefore whether they would be willing they fhould haue a portion of land in y^e fd 3^d diuifion, and allfoe fom of them had been foldyers in y^e Late warr, and ther wer named Nicolas Hues, Roger Betts* & Jn^o woolcott, and that ther wer not many if any more:

* Roger Betts was a son of Roger, of Milford; born there in February, 1652.

Nicholas Hues (or Huse) was probably a son of Richard and Mary Hughes, of Guilford; he afterwards removed to Stratford.

And y^e Towne orders that y^e sd Hues, Betts & woollcott should haue a lott for a portion of Land for theyer heads & what Estate they haue in y^e list, but yet did not hearby take them in as orderly approued inhabitants: A lott allsoe was ordered by y^e Towne for Leutenat Nath^l merriman for on head and what Estate he hath in y^e list;

Allsoe the Towne were acquainted that y^e committee had considered that which was moued y^e laft meeting, Viz^t that persons might haue theyer whole proportion together, and wheras formerly it was appointed to lay out Lots on y^e West side but unto y^e round hills, but now since that time y^e lands about thof hills being purchased of y^e Indians, they did apprehend ther might be a sufficient quantity of Land for y^e western part to haue theyer proportions on y^e West side y^e Mill Riuer;

And after y^e Towne had heard & considered y^e matter, by vote it was ordered, that y^e Western part of y^e Towne, (which are M^r Lambertons, M^r Goodyers, Goodman Gibbs and y^e suburbs quarters, with all y^e farmes on y^e West side & at y^e plaines) should haue theyer whole proportion together, and to begin to lay out as was formerly ordered at M^r Malbons Coue, and soe along by y^e Sea to oister riuer, and thence upward by milford Line, untill they com at least halfe a mile about y^e round hills, but not to exceed on mile about thof sd hills, and thence to turn Eastward & lay out unto y^e mill Riuer, and if all y^e Lotts are not [223] provided for by coming to y^e mill Riuer, then to turne backe and lay out behind thof Lotts already layd out about y^e West rock and towards Lebanon, but Lebanon swamp not to be layd out, allways to lay out such lands as they Judg fitt to bee layd out according to the order of y^e 29 December 1679.

And for y^e Eastern part of y^e Towne, which are M^r Jones, M^r Dauenports, Good^m Coopers, Jams Hetons* & yorkihier quarters, with y^e Sea side dwellers and all y^e farmers between y^e Mill & East Riuers, wth thof farms on y^e East side that are about Allen Balls farme, to haue all theyer proportions together (except any doe defer to haue it in two places) and this part of y^e Towne to haue theyer lots between y^e East & mill riuers and on y^e East side y^e East riuer:

* This use of James Heaton's name seems to imply that he was now considered as the representative of Governor Eaton, for whom one of the original quarters was named.

And to begin with y^e first Lott behind M^r Tho: yaels farne Land Next unto Joseph Bradlys Line, and thenc upward behind M^r yael & M^r Streets Land, Leaving y^e high way between M^r yales and M^r itreets Land to run out, and when past M^r Streets Land to goe on by y^e East riuer side, untill they com as farr as is Land fitt to lay out unto y^e blew hills, and then to turne downward by y^e mill Riuer side, and when thof ranges of Lots are layd out, then to turne up againe by that range by y^e mill Riuer to lay out to y^e blew hills, & then downe again, untill all that Land between y^e Riuers be taken up, and then y^e rest that are not yet provided, to goe on in y^e order of theyer Lott on y^e East side, begining aboue Allen Balls farne and foe goe on upward by Brandford Line towards Wallingford, & foe round by Whartons Brooke and y^e East Riuer untill all are accomodated;

And for thof farmes from Allen Balls to y^e Sea upon y^e East side, they declared themfelues to take up theyer proportions within y^e Line stated to them for a village, which Line y^e Towne now stated to run from y^e North or Northeast Corner of Allen Balles farm Land, unto a marked bound tree between Brandford and us which standeth by y^e side of a boggy meadow or fwampe:

Allsoe y^e Towne ordered that y^e Lotts throughout both y^e sides should be laid out Eight score Rod in length, wher y^e Land will beare them foe Long, but not to Exceed Eightscore, Except it bee wher eyther a riuer or Lands allready laid out shall make cranks or crooks, and therin to exceed y^e fd length noe more then y^e case necessarily requireth, any difculty therin to be iffued by y^e appointed committee:

And further y^e Towne did order ther should bee a standing committee appointed to confidder of & iffue any difcultye, that eyther fizers or surveyer may meet with in theyer worke, & to appoint and advize them how to proceed, and they defyred & appointed M^r Jones, M^r Bifhop, Jn^o Nafh, Henry Glouer, Will: Bradly, Jn^o Cooper Senio^r, Jn^o Chidfy, Jn^o: Winston, Abraham Dickerman & Tho: Trowbridg to bee y^e fd committee untill y^e Towne see cause to alter it:

M^r Will Jones, M^r James Bishop, Jn^o Nafh, Henry Glouer & Jn^o Cooper fenio^r defyred to haue theyer proportions each of them in two allotments, and accordingly they had two lots for theyer proportions: Jn^o Harriman Senio^r defyred that himselfe

& his son might have theyer proportions in one Lott, and accordingly they had.

Goodman Tod desired to Know y^e Townes mind about what he mooved y^e Laft Town meeting concerning y^e New building of y^e mills; but the meeting being neare a end & but few persons ther to speake to it, It was advized him to speake to persons in particular [224] Now for y^e Easterne side of y^e Towne, The persons that are to have Land in the Third division: Hear followeth theyer Names in y^e order theyer Lott came forth from y^e first through-out unto the Laft:

Names	heads	Eitates	Acres
Sammue ^{ll} Baffett	3	14 ^{10s}	21
M ^r s Guilbert	4	666	149
Widdow Tallmadg	4	250	666
Thomas: Mixx	8	124 ^{10s}	62 ³ / ₄
Widdow Hodgkins	2	5	20
Edward Keely	1	7 ^{10s}	5 ¹ / ₂
Widdow: Row:	2	28 ^{10s}	20
Thomas: Barnes.	3	56	23
Mercy: Mofs	3	31	20
Iiaac: Turner	5	362	92
John: Steuens	7	11	30
John: Cooper Jun ^r	7	47	37 ¹ / ₂
Mrs: Tuttle	2	131 ^{6s}	34 ¹ / ₂
John: Paine	6	51 ^{10s}	34
James: Clarke	2	50 ^{10s}	20
John: Barnes	6	59 ^{4s}	36
M ^r Will ^m Jones	000	1000	200
Nathane ^{ll} Yaele	1	7 ^{10s}	7 ¹ / ₄
M ^r s: Miels	1	150	34
Thomas Tallmadg	4	10	27
John: Daus	4	4	20
Will ^m : Collins	5	5	21
John: Mixx	4	35 ^{10s}	23 ¹ / ₄
Joshua: Hodgkins	3	46	26
John: Brooks	7	4	29
John: Hummerfton	1	6	5 ¹ / ₄
John: Blaxly	4	23 ^{10s}	20 ³ / ₄
Thomas Johnson	2	35	20
Christopher: Tod	3	240	60
Will ^m Baffett	1	49	20
Widdow Miels	5	6	26
Barthole: Jacobs	7	28	33
Abraham: Bradly	5	41	28

Names	heads	Estates	Acres
Jonathan: Tuttle	7	27 ^{10s}	33½
James: Heton	6	420	108
William Gibbons	1	18	20
L ^t Natha ^{ll} : Merriman	00	25	05
John: Holte	4	2	20
Widdow: Morris	2	125	33
John: Tuttle Se ^r	7	000	28
Joseph Tuttle	6	4	26¾
Samue ^{ll} Hodgkins	3	11	24
John: Cooper Se ^r	2	250	54
Richard: Newman	6	61	36
M ^r James Bifhop	9	266	89¼
Samue ^{ll} : Clarke	6	55	35
John: Johnfon	7	47	37
Dauid Atwater Ju ^r	1	35	11
M ^r : Thomas Yaele	6	146	56
Jonathan Atwater	1	7	5½
The Schoole Lott	00	500	100
Robbert Augur	5	8	21
Sam ^{ll} : Johnfon	1	00	7
John: Hill	1	10	11
M ^r : fens Lott	000	500	100
John: Tod	3	28 ^{10s}	20¾
Georg Pardee Se ^r		16	
Henry: Steuens	3	4	20
John: Hancocke	1	20 ^{18s}	14¼
M ^{rs} Dauenport	5	666 ^{5s}	153
Nathanell: Thorp	6	17	27½
Abraham: Dickerman	8	86 ^{18s}	49¾
William: Bradlye	4	120	40
John: Atwater	1	18	14½
L ^t Thomas: Munfon	1	500	114
Sam ^{ll} : Hummerfton	3	13 ^{12s}	22
L ^t Mofes Manffeild	8	333	106½
Henry: Brooks	5	19	23¾
John: Hodgkins	5	44	28¾
Widdow: Thorp	1	16 ^{10s}	20
Dauid Atwater Se ^r	6	333	90½
Widdow: Balle	1	6	20
M ^r James: Davids	3	320	76
Cap ^t John: Nafh	2	110	30
Jeremiah: How	4	27 ^{10s}	24½
Joseph: Bradlye	5	81	36
John: froft	7	51	38
Eleazer Morris	1	6	7
John: Balle	2	500	108
Widdow Judfon	1	8 ^{10s}	20

Names	heads	Eitates	Acres
Mr Will ^m Jones	9	500	136
John: Brockett	4	40	24
Eleazer Browne	8	33 ^{1/4}	38 ^{1/4}
John: Tommas Ju ^r	3	28	20
Widdow: Brockett	4	10	20
Thomas Tuttle	11	51 ^{1/2}	54
Sammue ^{ll} : Browne	6	44	30
Thomas Leeke	3	7	20
Thomas Beamond	2	00	20
Joseph: Manffeild	10	133	106 ^{1/2}
Daniell: Barnes	1	50	15
John Pardee	1	00	4
M ^{rs} : Cofter	1	34	20
John: Cooper Se ^r	00	250	50
John: Balfett	4	75 ^{1/2}	31
[225] Joshua Atwater	0	300	60
M ^{rs} : Allerton	4	9	20
John: Morris	6	22 ^{1/2}	28 ^{1/2}
Richard: Little	8	50 ^{1/2}	42
Widdow How	7	34	34 ^{3/4}
Natha ^l : Potter	4	71 ^{1/2}	30
Nicolas: Hues	1	7	5 ^{1/2}
John: Watfon	1	13 ^{1/2}	8 ^{3/4}
Mr James Bifhop	00	266	53 ^{1/4}
Joseph: Jenes	6	98	43
Thomas Kimberly	2	47 ^{1/2}	20
Thomas Powell	2	100	28
Sammuell Tod	5	64 ^{1/2}	33
Thomas Sanford	7	59 ^{1/2}	40
Tho: Hummeriton	1	12 ^{1/2}	6 ^{3/4}
William: Paine	2	47 ^{1/2}	20
Dauid Tuttle	1	12	6 ^{1/2}

The persons that are to haue theyer third diuision of Land on y^e Western side of the Towne: Hear followeth theyer Names in y^e order theyer Lott came forth from y^e first throughout to the Last:

Names	heads	Eitates	Acres
Henry Bristow	12	79	63 ^{1/2}
Mr Tho: Trowbridg	8	394	111 ^{1/2}
Ebenezer Browne	8	25	37 ^{1/2}
Jeremiah: Hull	9	29	42
Daniel: Tommas	6	48	33 ^{1/2}
William: Johnfon	10	66	43
William: Trowbridg	11	500	144
Iaac Beecher Se ^r	3	95	31

Names	heads	Eftates	Acres
Beniamin: Bunnell	6	5	25½
Widdow: Tommas	3	45	21½
Edward: Prefton	5	12	22¼
John: Downe	12	58	59½
Beniamin Bouden	7	11	29¼
Nicolas Ellfy	2	70	22
Beniamin Bradlye	3	38	20
Nathan Andrews	7	30	34
Joseph Allfup Ser	9	100	56
Sammuel Loins	4	52	26¼
Simon: Tuttle	2	4	20
Ely: Robberts	3	4	20
Richard Rofwell	1		4
John: Gibs	2	500	108
Thomas: Hodgkins	2	26	20
John: Sperry	4	34	22¾
Henry Glouer	2	563	120½
Jonathan } Marke } Fowler	3	533	143
Sammuel Smith	3	26	20
Henry Glouer	00	563	104½
Ifaac: Beecher Ju ^r	2	6	20
John: Chidfy	10	18	44
Edmund Dormur	6	46	35¼
Mary Hall Widdow	3	5	20
John: Jackfon	4	84	32¾
Widdow Glouer	6	29	30¼
Jonathan Lamfon	1	20	20
John Hariman Ser } M ^r John Harriman Ju ^r }	7	37	44½
Eleazer: Beecher	3	13	20
Nathaneel: Kimberly	7	17	31¼
Joseph Allfup Ju ^r	2	4	20
William Pecke	2	27	20
Joseph: Moifs	3	32	20
Joseph: Preston	1		4
Ebenezer: Hill	2	12	20
John: Sackett	8	83	48½
Nathaneel: Boikin	1	36	20
Sanmuel: Bristow	2	12	10
Peter: Mallery Ser	8	65	45
Eliazer: Holte	4	11	20
William Chatterton	8	35	39
Widdow: oiborne	6	370	98
Sanmuell: fearnes	6	9	25½
Peter mallery Ju ^r	2	28	20
Widdow: Alling	2	35	20

Names	heads	Eftates	Acres
William: Pringle	10	18	43 ¹ / ₂
William: Woodden	11	82	60 ¹ / ₂
Jeremiah: Whitnell	2	50	20
John: Clarke	13	100	74 ¹ / ₄
Sammuel ford	3	27	20
John: Tommas Se ^r	7	45	37
John Woolcott	1	4	5 ³ / ₄
Ralph: Loins Se ^r	5	450	110
M ^{rs} : Greckfon	4	500	116
John Winston	5	69	44
Richard Sperry Ju ^r	2	7	20
Sammuell Whithead	3	363	84
M ^r John Hodihon	6	138	51 ¹ / ₄
Benjamin Peck	7	28	33 ³ / ₄
Roger Betts	1		4
[226] John: Alling Ju ^r	5	35	27
Phillip Allcock	4	200	56
Zacheus Canbee	6	26	20
Enfigne Jn ^o : Miels	7	1	28 ¹ / ₄
Timothy: ford	2	23	20
William Tomfon	1	60	20
John: Naih	0	390	78
John: Punderion	8	180	68
Sammuell: Alling	6	52	34 ¹ / ₂
Widdow Andrews } Timothy Gibbard }	4	533	140
Edward Perkins	4	306	77
John: Tomfon	9	150	66
Richard Sperry Se ^r	8	74	46 ³ / ₄
Joseph Peeke	5	40	28
M ^{rs} : Goodyer widow to M ^r Lamberton	3	666	145
John: Perkins	3	18	20
Widdow: Tomfon	1	22	20
M ^r Hooks Lott	0	500	100
John: Culuer	6	10	26
William Willmot	9	84	52 ³ / ₄
John: Beecher	7	19	31 ³ / ₄
John: Umberfeild	5	49	20 ³ / ₄
Ralph: Loines Ju ^r	1	41	20
John. Alling Se ^r	7	35	35
John: Smith	4	45	25
Ebenezer Smith	1	0	4
Henry Gibbons	1	15	20
Edward Graues	8	33	38
Richard Miels	0	400	80
John. Benham	9	40	42
Daniel Sherman	7	49	38 ¹ / ₂
Matthew ford	4	37	23

Thes underwritten wer not brought in untill after y^e Lots wer drawne & wer allowed to com in after y^e former on y^e East side:

Jn ^o Tuttle	1	20	12
Nath Tuttle a foldier			2
sold to M ^r James pierpont & his heirs by y ^e s ^d Nath Tuttle			
Widow morrell	1	0	4
Jn ^o & Thomas Guilbert	2	0	8
Joshua Culner	00	—	26
by order of y ^e committee of the third diuision			

A TOWNE MEETING IN NEWHAUEN Y^e 31th OF JANUARY 1680.

Last Towne meeting orders wer read.

Jn^o Cooper Senior acquainted y^e Towne with som things w^{ch} y^e Townsmen had had som confidderation about; And first that they take notis of much Spoile & dammag that was like to bee upon y^e winter corne in y^e quarters and y^e Necke, & desired thofe concerned to take Speedy courf about fences & gates to p^rferue it: further y^e sd Townsmen had confiddered the fortification which y^e Towne Set up in y^e Line of y^e quarters fences, and they meet to propound to y^e Towne to fell it to thofe whose fenc was & is to bee wher it ftandeth at Sixpenc per rod; and after it had been debated Som time The Towne ordered that y^e S^d fortification wood fhould bee Sold as it stands to y^e owners of fenc in y^e place at Sixpenc per rod if they will buy it, or elf y^e Townsmen to fell it as they can after the first of May Next, and allfoe further ordered that eury perfon doe marke his fence in y^e aforefd line:

Allfoe y^e Townsmen published y^e Names of y^e perfons they had appointed to burn y^e woods, which may bee feen in y^e Townsmens booke;

And allfoe they published who they appointed to raif and bring up calves for bulls for y^e herds.

Daniel Sherman, Jn^o Mixx, Jn^o Cooper Ju^r & Jn^o Paine fenc veiwers were Sworn; Allfoe Philip Allcock, Benjamin Bradly, W^m Johnson and Joshua Hodgkins: Heywards, were Sworn.

S^t Jn^o Winston & S^t Abraham Dickerman hauing veiued y^e land that Nathaneell Sperry & Benjamin Peck had formerly

requested the Towne to graunt unto them, & after it had been debated:

The Towne by vote graunted unto Nathaneell Sperry & Benjamin Peck a parcell of boggy meadow lyeing on y^e North fide of Richard Sperry his farme Land and ioyning to his land, together with the Land that Lyeth between y^e S^d boggy meadow and y^e West Riuer, [227] containing in all about Seuen or Eight acres, & allfoe liberty to run a fence upon y^e upland by y^e meadow fide for fecuring of it; and y^e Townsmen are desired & appointed to lay it out according to y^e graunt (& accordingly y^e Line layd out) from an Ash tree & foe unto a high place upon y^e Rock by Joⁿ Winston & L^t Dickarman.

Som of y^e Townsmen moued on y^e behalfe of Ensigne Jn^o Miels and Daniel Sherman that y^e Towne would graunt unto them that part of the Swamp at y^e West riuer which Lyeth below y^e highway which goeth unto Richard Sperrys farme:

And y^e Towne desired & appointed y^e Townsmen to veiw y^e place and confidder y^e motion & make return therof at another meeting.

S^t Winston & S^t Dickerman, two of y^e Townsmen, who were appointed formly to state out a high way for y^e Towne through y^e feild at Edmund Dormans and to state out y^e Land y^e id Dormer had graunted to him, now gaue in theyer returne of doing that worke which is as followeth:

Wee whofe Names are Underwritten being appointed to lay out a peece of Swamp land on y^e backfied Edmund Dormans houie, and allfoe a high way into y^e woods by Sackets, haue stated a Sufficient high way to run along wth y^e fame line as now it doth through y^e feild untill it meete with a Cart way that commeth downe from Jn^o Sackets, and then to run up into y^e woods through y^e id Dormans Land, which high way is to bee at y^e leaft two rods wide; And allfoe haue layd out that peece of Swamp Land about three acres, being bounded from a marked tree that stands by y^e barres that goeth out into y^e Woods by y^e id Dormans unto a small white oake Tree marked about nine rods from y^e id Barres, and from thence to run to a great forked white oake tree and to Keep that line to y^e brooke and then y^e brooke to bee y^e bounds till it com to his owne land.

John Winston
Abraham Dickerman

A TOWNE MEETING IN NEWHAUEN Y^e 28th OF MARCH 1681.

M^r Jones acquainted them that y^e occasion of y^e meeting was becauf of y^e Rumors of y^e Indians beeing gathered together & defigned to fall upon y^e English, & by fom it is app^hended that ther is danger toward, and that therefore it wer good for y^e Towne to make fom fortification that may bee for refuge in cafe of danger, and major Treat beeing hear y^e Laft Lecture informed us that hee had intelligence of a great body of Indians gathered up Hudfons Riuier, and indeed y^e appearing of y^e blazing Starr* in y^e winter, with y^e reports of Guns & Drums heard by fom, and y^e Earthquake taken notis of in a neighbour towne, may bee forrunners or bee warnings of fom great changes or Judgment neare, and etc: now to confidder if it wer o^r wifdom to make fuch prouifion as wee can for o^r defence if wee fhould bee affaulted:

The Towne hauing heard what was propounded, fom fpake of fortifying houfes one y^e outfieds of y^e Towne, and diuers moued that a committee be appointed to confidder what fortifications wer neceffary, and y^e Magiftrats and Townfmen & commiffion military officers wer chofen a committee for to confidder of y^e matter and p^rpare it for y^e Towne, and allfoe did deifyer and appoint them to confidder of y^e great Guns and other things neceffary to thof affayers and to appoint fuch wacthes & wardes as y^e Cafe may requier.

A TOWNE MEETING (wherin y^e freemen Chofe Deputies for y^e Gener^{ll} Court and gaue in theyer proxies, and afterward y^e Townes occasions) HELD IN NEWHAUEN Y^e 26th OF APRILL 1681.

Cap^t { Thomas Munfon } Chofen
 { Mofes Manffeild } Deputies

Orders of y^e Last meetings were read.

It was propounded to y^e Towne concerning Goodwife Grannes,†

* A remarkable comet was visible in New England from November, 1680, to February, 1681.

† Hannah (Wakefield), wife of Edward Grannis; born 1644.

shee was a woman under infirmity and Lamenes; shee had been before y^e Last winter att Stonington with a woman of skill, to use means for her cure, and had som benefit by her going, but was to againe this Spring in order to a cure, but shee was in dett for being at Stonington already y^e sum of three pounds, and they were poor & had not wherewith to discharge it, and therefore could not goe againe, and now was y^e season to goe or elf it was feared her case might com to be as bad or worie then shee was, &c.

The Towne after som Confidderation & Debate of y^e matter did order that three pounds be allowed out of y^e Towne Treasury to be paid for y^e use of Goodwife Grannes, provided that shee now goe againe unto Stonington in order to y^e perfecting of y^e Cure.

[228] The Towne was informed of y^e request of Thomas Lechfield of Boston, whose wife was a captive in Allgeir; & craved y^e charitable benevolence of well disposed persons for a help to her redemption*: And generally persons ipak as willing to bee helpfull, if persons were appointed to gather it.

Mr Jones acquainted y^e Towne that y^e committee appointed y^e Last meeting to Confidder of fortifying becaul of y^e rumor of y^e Indians, had mett & considered, but that buyfines of y^e Indians seems not to bee soe fudden and pressing as was then feared, and therefore might be left at p^resent & proceed to other buyfines.

Henry Glouer, Jn^o Cooper Se^r, Jn^o Winston, Tho: Trowbridg, Jn^o Chidfy, Tho: Munion & Moies Manfield were chosen Townsmen for y^e yeare ensuing.

Mr John Hodfson was chosen Treasurer for y^e yeare ensuing.

Jn^o Nath was Chosen Recorder for y^e yeare ensuing.

David Attwatr & Will^m: Johnson chosen Surveyers of high wayes for y^e yeare ensuing.

Jn^o Chidfy & Joseph Tuttle chosen Searchers & Sealers of Lether for y^e yeare ensuing.

* Mrs. Litchfield was redeemed, and returned to Boston two or three years later, to find her husband living in Roxbury with another wife.

Tho: Tuttle & Jn^o Punderfon chofen Sealers of waight & meafures for y^e yeare enfuing.

The Townefmen Chofen Lifiers to p^rpare y^e List according to law for Octo^r Court.

Jonathan Tuttle & Sam^l Tod were Chofen fence veiwers for y^e corne feilds on y^e Eaft fide of y^e Towne from y^e Sea unto y^e oxe pafure;

Jn^o Alling Se^r & Nath^l Boikin were Chofen fence veiwers for y^e corne feilds on y^e west fide of y^e Towne from y^e oxe pafure to y^e Sea.

Matthew ford & Sammuell Thommas wer chofen Heywards for y^e Subburbs quarter:

Mark fowler & Jeremiah ofborne Chofen Heywards for Yorkfhyer quarter:

Jn^o Tommas, Nath^l Thorp & Abraham Bradly chofen Heywards for the clay pitt quarter, The reft of y^e quarters on Eaft fide y^e Towne & y^e necke.

The not beeing a fchoolm^r was fpoken of, And M^r Jones informed that the Committee haue been in y^e ufe of means to procure one, but cannot yet attain one. Diuers of y^e Towne defyred that a m^r might be put in at leaft to teach English, untill a m^r to teach y^e Languages could be attained, that youths might not lofe theyer time.

The buyfines recommended by y^e Gour^r & councill to haue a lift of y^e number of perfons & bulhels of corne brought to y^e next Court was left unto y^e Townfmen and deputies to confidder of.

Ther being a bell brought in a veffell into y^e harbor, it was fpoken of and generally it was defyred it might be procured for y^e Towne; And at prefent it was defyred that M^r Tho: Trowbridg would if he can p^rvaile with M^r Hodg, y^e owner of it, to leaue it with him untill y^e Towne hath had fon further confidderation about it, & how it may ferue y^e Towns occafions, and defyred y^e Townfmen to veiw y^e Terrett and confidder how it may fuit o^r occafions, and make returne to y^e towne of theyer apperhenfions in y^e matter

A TOWNE MEETING IN NEWHAUEN Y^e 15th OF AUGUST 1681.

Cap^t Thomas Munfon, on of y^e townsmen, declared y^e occasion of this meeting was to Consider y^e buylines of y^e bell for y^e Townes use, w^{ch} was spoken of the Last Towne meeting (which meeting was in Aprill Last), at which y^e Townsmen were desyred to Consider y^e matter how y^e bell might fuit y^e Townes occasions and to veiw y^e Terrett of y^e meeting house, & to make returne to y^e Towne of theyer app^hensions in y^e case: Now they had veiwed y^e id Terrett and doe Judg y^e place may bee fitted to hang it in for y^e use of y^e Towne and allioe being informed that y^e owner of y^e bell had sent to haue it brought to y^e Bay in Joseph Alliups vessell, and that y^e sayd Joseph had undertaken that y^e Bell should yet stay untill another returne, and it hauing Lye soe long it would not be hanfom for y^e Towne to put it of, and therefore it wer necessary that now y^e Towne would Consider whether they will haue it or not, and how to raise y^e pay for it, which will bee feuteen pound in money. Upon this information ther was a free and large debate of y^e matter and generally desyred that y^e Bell might be procured, and it was said that ther were diuers would freely contribute therunto:

[220] The Towne by vote ordered that y^e bell bee purchafed for y^e Towne And allioe desyred y^e Townsmen to take y^e trouble to see what of y^e pay may bee raised in a voluntary way, and what shall bee wanting to bee made up out of y^e Towne treasury, and those that had contributed freely to be allowed in y^e rate. And y^e Townsmen were desyred & appointed to gett it hanged and fitted for y^e use of y^e Towne.

The Townsmen were appointed auditors of y^e tresurers acco^{tt} of y^e 2 last years.

It was propounded on y^e behalfe of Jonathan Atwater* to haue som enlargement granted him at y^e South end of his house, that he may secure y^e banke from washing by water in time of floods; And y^e Towne appointed M^r Thomas Trowbridg, Jn^r Tomfon & moises manfeild to veive the place and obierue y^e water courf, & make returne at another meeting.

* Jonathan Atwater (born 1656, son of David) had bought land in 1678, had been granted an enlargement in 1679, and had now been married for two months.

ATT A MEETING OF Y^e FREEMEN IN NEWHAUEN Y^e 3^d OF OCTOBER
1681.

Cap^t Thomas Munfon & L^t Mofes Manffeild were Chofen
deputies.

A TOWNE MEETING HELD IN NEWHAUEN Y^e 12th OF DECEMBER 1681.

The Laft Generall Court orders wer published And y^e orders of
the Laft towne meeting.

The Townfmen informed that they had fom things to propound
for the Towne to confidder of, as first about y^e 3^d deuifion; fom
perfon wer diffatisfyed that y^e Laying of it out goeth not on;
diuers defyred theyer Land might be Laid out for theyer ufe,
others did not defyer it to be laid out and that they would not pay
for Laying it out. Wherupon it was defyred that y^e Committee
that is appointed about that buyfines would take it into theyer
Confidderaion and fet it in a way to be layd out:

And y^e Towne by vote ordered that if any perfon refufe to
pay for Laying out his Land according to y^e Committees order,
y^e Land foe laid out shall bee refponfable for to fatiffye for y^e
fame.

The Townfmen moued that a rate may be leuyed for paying
the detts of y^e Towne: And y^e Towne granted a rate of one
penny halfe penny and to be payd in to y^e Trefurer before y^e
first of march next.

Leau^t Mofes Manffeild, one of thofe that were appointed to
veiw y^e Land that Jonathan Atwater defyred y^e Towne to grant
him in a former Towne meeting, did now make returne of theyer
veiw of y^e place and did not fee any inconuenienc it would be
to the Towne to grant him fom Enlargment; Wherupon the
Towne granted unto Jonathan Atwater an Enlargment of twelue
foot from y^e wall of his houfe fouthward.

John Culuer requested y^e Towne would grant him fom Enlarg-
ment out of y^e street or Common to ioyne to a peece of Land he
bought of M^r Rofwell ouer againft Ser^t whitheads Lott, And y^e
Towne defyred and appointed y^e Townfmen to veive y^e place
and make returne at another meeting.

Abraham Dickerman who was one of those that viewed the Swamp below y^e high way at y^e west riuer, on y^e behalfe of Ensigne Miels & Daniell Sherman, now made returne, that they had viewed y^e place, and by theyer Estimation it contains about fix or seuen acres and they see noe inconvenience it may bee to y^e Towne to grant it to them, provided that high ways bee p^rferued;

And y^e Towne by vote granted unto Ensigne John Miels and Danyell Sherman that Swamp Land below the path that leadeth to Rich: Sperryes farme, containing fix or seuen acres or therabout, not to goe ouer y^e riuer, and Leauing sufficient high wayes, and doe appoint y^e Townsmen or any two of them to lay it out & state y^e high wayes.

It was propounded to Consider of allowance for M^r Harriman for his Labors in preaching y^e word and y^e Towne by vote ordered that a penny rate be payd to him, and to be payd at the prices it was payd y^e Last year, and appointed M^r Tho: Trowbridg and Henry Glouer to be Collectors of y^e f^d rate according to Law.

[230] Ther was great Complaint for want of grinding meale at y^e mill, and defyred by som that y^e order for grinding y^e corne as it commeth into mill might be reuoked, for ther was much disorder and to be feared much fallhood; som propounded that y^e quarters in theyer feuerall turnes might grind theyer corne, and after much debate it was defyred and y^e Townsmen wer appointed to consider y^e motions and fettle y^e best way they in prudenc can about the grinding at y^e mill.

Phillip Allcocke & John Tod were Chofen Conitables for y^e year ensuing.

ATT A MEETING OF Y^e FREEMEN IN NEWHAUEN Y^e 25th OF APRILL
1682.

Captaine Thomas Munion & Moses Manffield wer Chofen deputies for y^e next Court and y^e proxies, in y^e morning.

IN Y^e AFTERNOONE A TOWNE MEETING Y^e 25th OF APRILL 1682.

After y^e reading of y^e orders y^e Last Towne meeting: Leaut Manfeild one of y^e Townsmen informed that according to y^e order of y^e last Towne meeting they had veiwed y^e place in y^e high way before Sam^l Whitheads homelott which Jn^o Colluer mooued might bee graunted to him to Sett a houfe upon, and they underftood that y^e Neighbours were much against it, and that becaufe it would bee a straitning to y^e high way, and they thought it were better to leaue it & not graunt it, and allfoe it was foe inconfidderable that they thought it would not benefitt y^e man.

M^r Thomas Trowbridge & S^t Jn^o Winston made returne to y^e Towne concerning y^e order of y^e last Towne meeting to lay out y^e Land graunted unto En: Jn^o Miels & Daniell Sherman, (viz) that they had layd out y^e fayd Land according to y^e graunt & had ftated a high way of two rod wide by y^e riuer fide to Lead from y^e road to y^e footbridge.

Jn^o Potter & Samu^l Hemmingway appeared on y^e behalfe of y^e inhabitants of y^e village on y^e East fide, & informed that they had had fome treaty with Brandford men about y^e Lands that had been purchafed of y^e Indians now in Brandford bounds as y^e Line is stated, and a writing (which they faid was giuen them one y^e behalfe of Brandford) containing fom propofalls to be done on N: hauens part, was read, & they informed that upon granting y^e fd propofalls: Brandford would graunt to y^e village halfe a miele Eastward out of theyer bounds from y^e line as it is now stated, begining at y^e first station at y^e head of y^e great pond, and thenc Northward to y^e end of theyer bounds; after ther had been much debate of it, The Towne did appoint y^e magistrates and the Townsmen to bee a Committee to confidder the buyfines and advized that y^e village men procure from Brandford y^e writing or a cobby of it, that wee may fee what they will graunt, and that then y^e faid committee would draw up an instrument for fettling of that affayer, and it was defyred it might be done before y^e 2 day of next weeke, becauf being a training day y^e Towne might be y^e better called together to confidder of the matter further if ther should be need, and further y^e Towne ordered y^e maior part of y^e Committee should bee a Corum.

Allſoe it was informed that y^e Indians ſpeake of going up to y^e genera^l Court to complaine about theyer Land on y^e Eaſt ſide, Whereupon M^r Jones informed what had been done in order to y^e Laying out theyer Land and how y^e Indians caryed very diſcontentedly: after this matter had been debated, The Towne by vote ordered & deſyred y^e Townſmen to make or procure a liſt or account, how many y^e Quinepeag Indians are, both old & young, that as near as may bee wee may Know theyer number, and allſoe to procure ſuch a veiſw of y^e Land that hath been layd out for our Indians on y^e Eaſt ſide that y^e quantitye of acres may be Knowne:

And further deſyred our deputies to mannage the buyſines at y^e Court if y^e Indians make any Complaint againſt us or our rights:

M^r Thomas Trowbridge, cap^t Thomas Munſon, Leau^t Moſes Manſfield, Jn^o Chedy, Jn^o Cooper Senio^r, S^t Jn^o Winſton & S^t Abraham Dickerman were Chofen Townſmen for y^e yeare Enſuing.

M^r Jn^o Hodſhon was Chofen Trefurer for y^e yeare Enſuing.
[231] Jn^o Naſh was Chofen Recorder for y^e yeare Enſuing.

The Townſmen were Chofen Liſters to prepare y^e Liſt for y^e genera^l Court in octob^r next.

Jn^o Chedy & Joſeph Tuttle were chofen Searchers & Sealers of Leather for y^e year enſuing.

Dauid Atwater Se^r & Will: Johnſon were Chofen ſurveyors of y^e high wayes y^e enſuing year.

Jn^o Alling Senio^r & Nath^l Boikin were Chofen fence veiwers for ſubburbs quarter y^e year enſuing;

Tho: Mixx & Jn^o Hancock were Chofen fence veiwers for y^e Gouer^t quarter, and Edward Keely, only Edward Keely was freed from going to veiſw any further then from y^e Sealide to y^e gate at y^e end of y^e Neck Lane;

Jn^o Bale & Joshua Hodgkins were Chofen fence veiwers for y^e yorkshier quarter for this year:

James Clarke & Jn^o Hodgkins were Chofen fence veiwers for Good^m Coopers quarter y^e year enſuing.

Jn^o Alling Junio^r matthew fford were chofen heywards for y^e ſubburbs quarter for year enſuing;

Jn^o Punderſon, Timothy Gibbard chofen heywards for y^e yorkshier quarter for y^e year enſuing;

Joseph Morris Jn^o Wattson were chosen heywards for Gouer^t quarter for y^e year ensuing;

Jn^o Blakly & Jn^o Tommas were chosen Heywards for Good^m Coopers quarter & y^e necke this year.

The Townsmen were desired to take care that Thomas Mixx, Jn^o Hancock and Joshua Hodgkins be warned to be sworn: with fence viewers oath: And alsoe Joseph morris, Jn^o Wation, Jn^o blakely and Jn^o Tommas Heywards that they may be sworn.

The Bell that was procured for y^e towne being now hanged in y^e Terrett according to form^r order, it was mooved to y^e Towne how it should be used for y^e Towns occasion, and after a little debate It was ordered & desired that y^e Townsmen would take y^e matter into consideration & draw up y^e issue of theyer thoughts about it, (viz) what times & in what manner it shall be used for y^e Townes occasions, & who may bee a fitt person for y^e service & what consideration to be allowed, hauing treated with y^e person, as alsoe to gett done what is necessary for well hanging and fitting it for service, and to make suitable windows, & what is necessary for y^e Keeping out of water that it decay not y^e house, And at y^e present untill another meeting Tho: Kimberly was desired to ring y^e bell to call to y^e meetings on y^e Sabbaths or att other times, as y^e Townsmen shall desire.

Jeremiah Osborne complained of som Enchroachment of Neighbors upon them in a peece of meadow at Malebons Coue; y^e first lines being lost they haue not theyer proportion, and therefore requested the towne would releaue them by ordering a new furuay & laying out; It was answered by som body in y^e meeting that Jeremiah Osborne had said that they had measured y^e meadow in y^e Lump & ther was Enough and to Spare from Captaine fowlers Line to giue euery one his proportion; And alsoe it was answered to y^e sd Jeremiah osborne case that if any man had Kept his bounds as y^e Suruayer at first layd out, they could not order him to have his furuayed & Laid out againe; but yet the Towne by vote did recommend it unto and aduize y^e Neighbors & owners of y^e meadow at that place, (ther being meadow enough there for euery mans proportion) neighbourly & Louingly to Consider & agree soe as euery man may haue his proportion, and approued of Enos Tallmadge to be used as Survayer.

Moses Manfeild one y^e behalfe of his father Henry Glouer* requested that the Towne would grant him Lyberty for his conveniency to draw a certaine warehoufe or out houfe into y^e street a little way about Eighteen or Twenty inches;

After y^e debate: by vote Lyberty was granted unto Henry Glouer to remoove y^e fd warehoufe or outhoufe Eighteen or twenty inches into y^e street, y^e end of it to stand on y^e common Land whilit that f^l houfe standeth.

Upon a motion made by Joseph Bradly y^e Towne approoved of Enos Tallmadge as Surveyer to lay out som of theyer farmes land on y^e west fide y^e East riuier.

John Punderfon requested y^e Towne to graunt unto him a peece of land containing two or three acres, lyeing on y^e west fide y^e west riuier, between y^e path that leadeth unto Richard Sperries farme and Will: Willmots feild; nothing was further done in it, being very few persons present.

[232] ATT A TOWNMEETING IN NEWHAUEN Y^e 5th OF MAY 1682.

The buyfines about y^e village concerning agreements between Brandford & Newhauen, or y^e village on y^e East fide bordering on Brandford, was spoken unto and as it was appointed & defyred y^e last meeting that y^e committee then appointed would draw up an instrument for enlargement into brandford bounds as now stated, which instrument was read to y^e Towne & approoved, y^e Tennor wherof y^e instrument itfelfe will fully declare, and wheras it was mooued that Newhauen would appoint persons & impower them in theyer Names to figne y^e releaf for acquittance to Brandford, as in that instrument more fully appears; wherupon y^e Towne by theyer vote made Choife of Thomas Trowbridge, Moses Manfeild & Abraham Dickerman, & defyred & appointed them, being three of y^e felect or townsmen, to figne or fubferibe & feale the fayd instrument or acquittanc or releaf to brandford & deliner it (unto y^e persons appointed by Brandford to figne, fubferibe & feale y^e instrument of graunting y^e enlargement of

* Moses Mansfield married Mercy, daughter of Henry Glover.

halfe a mile Eastward of theyer line, as it is now stated) upon theyer, y^t is Brandfords, deliuey of it to Newhauen or y^e villages agents.

ATT A TOWNE MEETING IN NEWHAUEN Y^e 27th OF NOUEM^r 1682.

The orders of y^e Last Towne meeting were read:

The orders of y^e Last Generall Court were read./

The Townsmen propounded for a rate to be graunted to defray the towne charges, and informed that they had audited M^r Trowbridg his account of two years Trefuryship and y^e Towne was Eight pounds in his dett, all raets in his time being payd; and fom speech had been with y^e p^rsent Trefurer and y^e state was soe that they thought a twopenny rate must bee graunted & hoped that might doe at y^e present:

And after fom debate the Towne by vote graunted a rate of two penc upon y^e pound to be payd unto y^e trefurer for defraying the detts & charges of y^e Towne, fomtime before March next, and in pay and price as formerly.

Townsmen informed that according to y^e order of y^e Last meeting they had agreed with George Pardee for his son Joseph* to ring the bell for y^e Towns occasions on y^e Sabbaths and other meetings, as it was wont to be by y^e Drum, and allsoe to ring y^e bell at nine of y^e Clock every night, and allsoe to sweep y^e meeting houfe every week before y^e Sabbath, and to open y^e doors and windows and to shutt them and fasten them to preuent damage; And he to be payd by y^e Trefurer five pounds per Annum.

The Towne by vote approued of y^e agreement: /

The Townsmen gaue notice that perions attend to cutt brush upon y^e Commons when they are warned, which they intended to be shortly.

It was propounded by fom of y^e Townsmen whether they would lett out y^e Sequestred Land to any perions that might appeare to take it for fom time and putt it in a way for y^e Towns benefit:

And after a little debate y^e Towne defyred and appointed y^e Townsmen to confidder of y^e motion and debate with any perions

* Joseph Pardee was born in April, 1664.

that might appeare to take y^e sd Land and on what Termes, and to make returne of theyer preparing y^e matter at another meeting.

Deacon Peck propounded for Encouragement to be allowed for y^e present minister* that is with us, and after som debate it was referred to the next Towne meeting.

John Nash requested of y^e Towne that they would Exchange his third deuision, which Lyeth on y^e west side, containing Seenty & Eight acres, for forty acres or Thirty six which is y^e on halfe, by y^e meadow called mallbons Coue, between y^e sd meadow and y^e rocks./

[233] The towne deydred & appointed the Townsmen to veiw y^e place and make returne at another meeting.

The Townsmen propounded on y^e behalfe of Jn^r Sackett Jn^r that y^e Towne would graunt him som Land by y^e Creeke side below Jonathan Atwaters to build upon, he intending to Sett up y^e trade of glaing and he deydres to be near y^e water side as best for his trade;

And allfoe it was propounded on y^e behalfe of M^r Tho: Trowbridge that the Towne would graunt him Land by y^e water side, on y^e west of M^r Baches warehoufe, or if not there on y^e East of the sd warehoufe, to build a warehoufe upon:

The Towne deydred & appointed y^e Townsmen to veiw both the places and to make returne at another meeting.

M^r Brockett of Wallingford† moued y^e towne that they would graunt him (instead of his second deuision Land which was on y^e west side) a peece of y^e like quantity on y^e East side y^e east riuer:

And y^e Towne for this allfoe deydred & appointed y^e Townsmen to veiw y^e place and make returne at another meeting.

The Townsmen wer deydred to advize with M^r Brockett, who had been a furvayer and Layd out much Land for y^e towne at y^e beginning of y^e Towne, and take his information about high-ways, eyther unto Lands Layd out or for Country roads, and bring it to y^e Towne for Confdideration & confirmation.

* Rev. John Harriman, Jr.

† John Brockett was one of the original New Haven settlers, and had laid out the town plot. He had removed to Wallingford in 1670, and was now about 72 years of age.

Joseph Bradley informed that he had Laetly Survayed his Land at the farme wheron he liueth, and wanteth 40 acres of his proportion and now requested he might haue it againit y^e reare of his Land, on y^e west side y^e mill riuer, or elf on y^e East side y^e East riuer, near his owne 3^d diuision:

Allfoe Jn^o Baffett & Sam^l Baffett, that theyer Land at farmes was Laetly Suruayed and they want 13 acres of theyer proportion, and requested they might haue it on y^e East side y^e East riuer:

The Townsmen wer defyred & appointed to confidder the motions about both y^e parcells and veiw and make return at another meeting.

A TOWNE MEETING IN NEWHAUEN Y^e 25th OF DECEMBER 1682

The last Towne meeting orders were read.

Cap^t: Thomas Munfon & John Chidfey were Chofen Conftables, but they refused to ferue in y^e office: then y^e Towne proceeded to another Choice, and Thomas Tuttle & Abraham Bradly were Chofen Conftables for y^e yeare Enfuing.

John Tomfon & John Potter as meffengers from & on y^e behalfe of theyer Neighbours, y^e inhabitants of y^e Village on y^e East side, defyred of y^e Towne they would state y^e line between them & y^e Indians, that foe they might know theyer owne to difpofe of to Encourage any that may come unto them; allfoe that y^e line at theyer reare, from Alling Balls farme Eastwardly, might be run, and y^e line Laetly agreed upon between us and Brandford might be settled, and upon theyer motion The Towne again defyred y^e Committee formerly appointed, which were M^r Jones, Cap^t Tho: Munfon & Jn^o Cooper Sen^r to state out y^e Line for y^e Indians Land; and upon theyer defyer for fom others to bee added to them, they hauing been at y^e worke & found fom difficulty wth y^e Indians, & y^e Towne defyred & appointed beliefs thofe three aboute mentio^d M^r James Bifhop, Jn^o Nash & L^t Mofes Mansfeild to bee a committee to state out y^e line of y^e Indians Land:

And allfoe did defyer & order that y^e Townsmen run y^e reare line of y^e villag from Alling Balls farme Eastward according to former order;

And for y^e motion for y^e running y^e New Line between Brandford & us, The Towne ordered that y^e inhabitants of y^e village appoint fom perions of them [234] to iojne with fom perions whom Brandford may appoint to run that line.

M^r Harriman requested y^e Towne to graunt unto him a parcell of Land lying against y^e reare of his 3^d diuision, there being much wood & trees upon it and y^e ground being riling and to y^e Eastward Cast such shade that it damnified his improoment, and he thought by guess ther might be Twenty acres of y^e Land: Allfoe Moses Manifeild propounded on y^e behalfe of William Johnson whose Land adioins unto M^r Harrimans, that y^e Towne would graunt unto him fom Land at y^e reare of his third diuision, about Eight acres; Likewise Haac beecher deydred y^e Towne would graunt him fom Enlargment at y^e reare of his 3^d diuision: /

The Towne deydred & appointed y^e Townsmen to veiw the three places mooued for and Confidder y^e matter and make returne at another meeting.

John Cooper Sen^r, on of y^e Townsmen, now made returne that according to y^e order of a former Towne meeting they had veiwed at y^e water-side where M^r Trowbridge requested that y^e Towne would grant unto him fom Land to set a warehoufe upon, and they saw noe inconuenience it would bee to graunt it to him on y^e Eastward of M^r Baches warehoufe: And after it had been debated a while, The Towne by vote graunted unto M^r Trowbridge a peece of land by y^e water side, Eastward from master Baches graunt, Twenty two foot in breadth and thirty foote from high water marke upward and two or three rods into y^e flats, provided hee build a warehoufe upon it within y^e space of one yeare next ensuing, and y^e Townsmen were deydred and appointed to state y^e graunt by setting of it out and make returne for record:

Allfoe y^e Townsmen made theyer returne that according to former order they had veiwed y^e place by y^e creeke w^{ch} John Sackett Jun^{or} mooued the towne to graunt unto him of 70 foot broad by y^e street to build a houfe & a shop for his trade of a glasier, And they saw noe inconuenience to graunt it: And y^e Towne by Vote graunted unto John Sackett Junio^r a peece of land by y^e Creeke side, between M^r Trowbridges warehoufe & Jonathan Atwaters his houfe, of seuenty foote wide by y^e streete, and to run downe to y^e Creeke, y^e street to be kept its widenes,

and this is provided that hee y^e said Sackett build upon it according as he propounded within y^e Space of two years next ensuing: and y^e Townsmen were appointed to Lay out and state it according to y^e graunt & make return for record: /

It was propounded on y^e behalfe of M^r Hodshon that y^e Towne would graunt him Libertie to Sett up a warehouse by y^e water side before his homelott:

The Towne defyred & appointed y^e Townsmen to veiw y^e place & make return at another meeting.

It was propounded for Jn^o Morris that y^e Towne would graunt him a peece of land by y^e water side before his homlott to build upon: and y^e like allfoe was mooved for Joseph Morris* before his homlott, And y^e Towne defyred & appointed y^e Townsmen to Confidder y^e motions & veiw y^e places and make returne at another meeting.

It was propounded that y^e Towne would make an order that noe oistershells be caryed away or disposed of from y^e townes use, And it was Commended to the Townsmen to Confidder of y^e matter against another Towne meeting.

Joseph Allsup Senio^r defyred the towne to help in a cafe concerning y^e meadow on y^e East side of y^e harbor, they hauing laetly layd out theyer meadow again:

Som persons that are remooued from y^e place they had formerly being not fatiffyed, will not stand to that laying out: The Towne did defyer & appoint Townsmen to hear y^e cafe and afford theyer helpe unto the persons concerned in those meadows, or to prepare y^e matter for another meeting if they find y^e Cafe such as y^e Towne meeting can helpe in y^e cafe.

[235] Deacon peck mooved to y^e Towne that what hee propounded y^e Last Towne meeting for Encouragment of y^e present minister might be now confiddered.

M^r Jones then informed that y^e church had som confidderations that y^e Towne might haue som account of y^e state of y^e Cafe

* John (born 1646) and Joseph (born 1656) were sons of Thomas Morris.

between them & m^r willson,* (viz) that in our need & want of helpe in ministry y^e committee of y^e church, (m^r willson being in theſe parts) they made a motion to him to be helpfull to us this winter, and m^r willson inclining to y^e motion they ſent a man with him to y^e bay, and to com againe with him unto us, & now m^r willson hath been hear ſometime. It is true he is not under Engagement for any Sett time, but it is likly it may bee halfe a yeare, though wee are not ſure what god may doe, and wee hope that y^e Towne will keep up theyer louing complianc wth y^e Church, who had thoughts of a penny rate prouided m^r willson ſtay halfe a yeare, only out of y^e penny rate ſoe much be taken as to defray the Charge of y^e man that went to y^e bay and returned with him. After ſom debate The Towne by vote ordered that a penny rate bee payd for y^e incouragement of y^e preſent ministry if he ſtay halfe a yeare, or if he ſtay not halfe a yeare then after that proportion, & the charges about feething of him to be taken out of it; And the Town Chofe Cap Tho: Munſon & Jn^o Cooper Senio^r Collectors of y^e s^d rate, and y^e rate to be payd at merchants price.

The Townſmen acquainted y^e Towne concerning Thomas Beament,† who is well knowne to haue been long under y^e aſſlicting hand of god and had been formerly helped with ſom-times a little wood, but this laſt Summer his wife allſoe falling lame & ill it will come unto a more Conſidderable Sum, & they had hired a perſon to looke unto them, & therefore thought it was Conuenient to acquaint y^e Towne with y^e caſe, and as they haue thoughts y^e man ſhould not ſuffer, ſoe allſoe whileſt there is an Eſtate y^e diſburſments ſhould be repayd out of y^e Eſtate:

After y^e caſe had been debated It was by vote ordered that the Townſmen Speak with them about theyer Eſtate & how it may bee managed to y^e beſt, and that they make Supply as hee needeth that he Suffer not by want: and a true account bee kept of what is expended out of y^e Towne Treſury.

* John Wilson, ſon of Rev. John, of Medfield, Maſſ.; born 1648; married Sarah, daughter of the Rev. Roger Newton, of Milford, in July, 1683; returned to Medfield.

† Thomas Beament, Beament, Bement, or Beaumont, died in 1686. His wife, a daughter of John Jackson, and widow of Eleazar Stent, died in 1685-6.

Jn^o Cooper Senio^r, one of the Townsmen, according to y^e order of y^e Last Towne meeting now informed y^t they had veived for Joseph Bradly and had layd him out twenty five acres of land against y^e reare of his land on y^e west fide of y^e mill riuer.

A TOWNE MEETING THE 15th OF JANUARY 1682 IN NEWHAUEN.

After y^e reading y^e orders of the last Towne meeting, Cap^t: Thomas Munfon & John Cooper Senio^r, who were then chosen Collectors of y^e ministers rate then graunted, did defyer to bee freed from that office, hauing much other publike buylines on them; And y^e Towne hauing heard theyer reasons and what they alleaged did releafe them, and chose Leau^t Moses manifeild & Joseph Allsup Senio^r to bee Collectors of y^e faid raet.

And allioe y^e graunt of Land to M^r Tho: Trowbridge by y^e water fide to build a warehoufe upon & lybertye to make a wharfe, being now read. It was propounded by som that y^e wharfe, if M^r Trowbridg make one at that place, may be free & at Lybertye for any of y^e Towne to land upon & not pay for it: and the Towne ordered that it should be free without paying, prouided it doe not hinder m^r Trowbridges owne occafions.

John Cooper Senio^r informed that himfelfe & Moses Manffeild had veived y^e Land that m^r Harriman, W^m Johnson & Ifaac Beecher Se^r did request the Towne in y^e Last meeting to graunt them, And now theyer returne was that the land did not Exceed y^e quantitye then spoken of, & that it was stony & meane land, and that it would bee little hindrance to y^e Common by reason of Daniell Shermans Land comming near unto them:

[236] After it had been debated, y^e Towne by vote graunted unto M^r Harriman, W^m Johnson & Ifaac Beecher Senio^r y^e Land they mooned for at y^e end of theyer 3^d deuifion land; Allioe y^e Townsmen informed that they had veived y^e places by y^e water fide which M^r Hodshon Jn^o Morris & Joseph Morris had propounded for; and for M^r Hodshon they thought y^e Towne might graunt him against his Lott by y^e Sea, but in debate it was faid

Mr Hodshon desired to have it at y^e croethes* which stood ther by y^e water side, which is nearer Mr Baches warehous, and therefore it was left for y^e present that Mr Hodshon may bee spoken with and y^e thing be understood better; and Jn^o Morrises allie was debated a while but left to further Consideration, and Joseph morrises allie respited to another time.

Allie the Townsmen acquainted y^e Towne concerning y^e Sequesterd Land, that som persons had appeared to hyer it for som years, and they thought it best for the towne to appoint a Committee to goe through in y^e buyines, to lett y^e sd Land for some time, only not to exceed twelue or fouerteen years at y^e most, and that they should appoint time & place when they will meet, that any persons that haue a mind may com to them & hyer it; And y^e Towne Chose m^r W^m Jones, M^r James Bishop, Jn^o Nash, Jn^o Cooper Senio^r, Cap^t Thomas Munfon & Jn^o Winston Se^r to bee a committee to make agreements and bargaine with any person or persons that shall appeare to hyer y^e Sequesterd Land soe as may bee for y^e best aduantage for y^e towne, but not to Exceed y^e terme of fouerteen years time in letting of it, and that they giue notice of time & place whither persons may come to them; And y^e committee now chofen gaue notice, & it was now published that y^e third day of y^e next weeke at two of y^e Clock afternoone at y^e ordinary they would attend to treat with any person or persons that haue a desyer to hyer y^e sd land, eyther part or y^e whole.

Joseph Bradly againe mooued about y^e land he wanted of his proportion at y^e farm, his & Johnfons wanting 40 acres, 25 acres of it being laid out at y^e rear of his & Johnfons Lott on y^e west side y^e mill riuier, desired that that may be confirmed by y^e Towne, and for y^e rest which is fifteen he desired y^e Town would graunt it him on y^e East side at y^e End of his third ditision, & he would take Ten acres for y^e fifteen: And y^e Towne by vote confirmed y^e Twenty fiue acres which was laid out on y^e west side y^e mill riuier ouer against his owne land and Johnfons land, and that Johnfon haue his full proportion belonging to him at y^e farme, and still provided that none of y^e pine or Spruce Swamps be any part of it, but that they lye common to y^e Towne, & highway

* Probably crotched sticks, set up as a boundary mark.

or high wayes to goe unto them be fecured for y^e Townes ufe: And allfoe y^e Towne graunted unto him y^e s^d Bradly according to his motion (for the fifteen acres) Ten acres on y^e East fide at y^e end of his third diuifion upon or toward y^e plaine.

And for Jn^o Baffet & Sam^l Baffets motion to y^e Towne in a meeting y^e 27th of Nouebe^r last, who wanted 13 acres of theyer proportion at y^e farme and defyred to haue it on y^e plaine on y^e East fide but y^e Towne thought it not convenient to graunt it there: But graunted unto them y^e Land in y^e Swampe between y^e roadway and y^e meadow, to Extend in length y^e bredth of theyer farme Land along by y^e road, and defyred and appointed y^e Townfmen to state out y^e road way and wayes to y^e meadow and meafure y^e Land how much it is and what is wanting to make up the thirteen acres to lay it out at y^e end of theyer Lott on y^e west fide y^e mill riuer, and to make returne of theyer stating y^e high ways and land./

A MEETING OF Y^e FREEMEN IN NEWHAUEN TO CHOOS DEPUTIES
AND FOR Y^e PROXIES IN Y^e MORNING, AND A TOWNMEETING
IN Y^e AFTERNOONE Y^e 24th DAY OF APRILL 1683, IN
NEWHAUEN:

William Bradly & Abraham Dickerman were chofen deputies for y^e next Gene^l Court.

In y^e Towne meeting in y^e afternoone: y^e orders of y^e Last Towne meeting were read.

Then y^e Towne ordered that there should be feuen men Chofen for Townfmen this yeare, And cap^t Thomas Munfon, Leaut Mofes Manffeild, M^r Tho: Trowbridg, S^t Abraham Dickerman, S^t Jn^o Winston, Jn^o Chidfy, Jn^o Cooper Se^r were Chofen Townfmen for y^e year Enfuing.

[237] M^r Thomas Trowbridg was chofen Trefurer for y^e year enfuing.

Jn^o Nash was chofen recorder for y^e Towne for y^e year enfuing.
The Townfmen were chofen Lifiers for y^e year to p^rpare y^e
List according to Law.

Sammuell Mumfon & Joseph Tuttle } were chofen Searchers & Sealers of
Lether for y^e year enfuing.
Thomas Kimberly & Joseph Moif } were chofen Survayers of high waies,
Tho: Kimberly on y^e east part and
Joseph Moif y^e west part of y^e Towne.
Jn^o Punderfon & Timothy Gibbard } wer Chofen fence veivers of y^e yorkshier
quarter for y^e year enfuing;
Thomas Tallmadg & matthew Gilbert } were Chofen fence veivers for Good^m
Coopers Quarter for y^e year enfuing;
William Johnfon & John Todd } wer chofen fence veivers for y^e Gouvern^r
Quarter for y^e year enfuing;
Hiaac Beecher & Sam^l Tommas } wer Chofen fence veivers for y^e Subburbs
Quarter for y^e year enfuing;
David Atwater & Sam^l Baiffett } were Chofen fence veivers for y^e necke, and
to mend y^e fences that belong to it, and bring
y^e acco^t of y^e charge to y^e comittee for the necke to be leuied upon
y^e proprietors.

John: Blaxly & John: Tommas } wer chofen heywards for G^m Coopers
Quarter for y^e year Enfuing;
Joseph Morris & John Watfon } wer chofen heywards for y^e Go^r Quarter for
y^e yeare Enfuing;
John Hoethkins & Daniel Sherman } for yorkeshier Quarter;
were chofen Heywards for y^e year enfuing
John Perkins & Jn^o: Tomfon Seaman } were chofen Heywards for Subburbs
Quarter for y^e year enfuing.

It was propounded that fom perfons might bee appointed to
state out high waies through y^e Third diuifion wher there may
bee occafion, and allfoe a high way from Joseph Jenes to Richard
Newmans to auoide that dirty Swamp: and therupon, the Towne
did defyer & appoint the Townfmen to be a committee that eyther
they themieaules or by appointing fom other perfons doe state
out thofe f^l highwaies in y^e best manner they can.

It was ordered that all perfons that haue Land in y^e 3^d diuifion
laid out unto them shall within y^e Space of Twelue monthes next
Enfuing bring in to y^e recorder from under y^e hand of y^e Sur-

uayer y^e quantitye of his Land in y^e id 3^d diuifion, and y^e Length & breadth of his Lott, and place where it Lyeth, and bounds of it, that it may be recorded to p^ruent after trouble, euery perfon to pay for his recording.

The Towne confiddering how y^e Common or Cow Walkes are oppreffed by many young Cattell going on thofe f^d walkes, w^{ch} to preuent did now order that all drye Cattell that goe within y^e Cowe herds walkes shall pay by y^e head as y^e Cow doth, and y^e pay to be leuied upon y^e owner or owners of fuch Cattell, and to bee towards y^e payment of y^e Cow keepers wages; And it was further ordered that y^e Cowes shall be put into fouer herds as it was stated about fouer years fince.

The Towne now agreed that the wacth in y^e Towne shall bee (untill further order) by two y^e former part of y^e Night and two y^e Latter part of y^e night, as it had been fountime formerly.

Jonathan Tuttle requested y^e Towne to Exchange his 3^d diuifion Land which Lieth by y^e mill riuer for Land near y^e blew hills: And y^e Towne defyred & appointed y^e Townfmen to veiw y^e Land at y^e feuerall faid places and make returne at another meeting.

Joieph Tuttle propounded to haue his right in y^e 3^d diuifion according to his fathers Eftate.

It was ordered defyred & appointed that y^e Townfmen doe Audit y^e accounts of y^e Towne Trefury wth m^r John Hodshon who was y^e trefurer y^e two last years.

[238] It was ordered that fom perfons should be appointed to see that y^e Law made att y^e Generall Court in october last for yoaking & ringing of fwine, &c. be attended; And y^e Towne defyred & appointed Edward Preston and Nath^l Thorp at y^e towne; Jn^o Brockett at y^e farmes on y^e East fide y^e East riuer; Sam^l Hummerston at y^e farmes on y^e west fide East riuer; Edmund Dormer for y^e farmes at y^e plaines, willmots, Loins, Sperry & Hodgkines; Jn^o Clarke for y^e farmes on y^e west fide; that they fee that y^e f^d law be attended.

A TOWNE MEETING Y^e 21th OF MAY 1683.

The Townsmen informed y^e reason of calling this meeting was becauf that the fence-veivers & Heywards appointed y^e Last towne meeting were not stated in theyer worke; & though by warrant all or y^e most of them had been fummoned before y^e magistrate, y^e persons that wer choien for thoi seruiices were called & thoi that wer present answered; W^m Johnson who was choien a fenc veiver for y^e Gouverno^r quarter did desyer to be freed from that Seruice in his person & presented Jn^o Tommas in his roome whom hee had procured, and Jn^o Tommas was accepted for W^m Johnson, and y^e said Tommas and Isaac Beecher wer then Sworne; And Jn^o blaxly, Jn^o Tommas, Jn^o Wattson, Jn^o Hodgkis, Jn^o Perkins & Jn^o Thompson: Heywards: were fworn.

Sam^l Baffett who was Choien a fence veiver for y^e necke refused, saying he had noe Land in y^e neck.

The towne was informed that wheras y^e Indians had been claiming y^e Land or much of it on y^e East side y^e harbor and riuer, as if it had not been sold to us or our p^rdecessors, and m^r Thomas Trowbridge hauing a opportunity to buy of theyer claimes informed y^e Townsmen, who did encourag y^e buyfines & desyred him to buy of all y^e Indian claimes, that if it might bee to p^ruent all trouble or inconuenienc to y^e Towne on that account; and that now y^e s^d Trowbridge had bought of y^e Indians theyer rights in any Land from stony riuer unto malebons coue, &c. as by a deed bearing date y^e 20th day of Aprill 1683 doth more fully appear in y^e particulars and bounds therof, w^{ch} deed was now read to y^e Towne, and they were well satisfiied with what was done, and desyred M^r Trowbridge to finish another part of our bounds with thofe Indians that claime from Oister riuer to malebons coue, and soe westward & northward, that if it might bee all Indian claimes of Land in our Township might be at an end: The s^d M^r Trowbridge said he would issue it with what speed he could.

And allioe it was informed that y^e Indians who had run into som delinquency and breach of Law, and wanted means for to make satisfaction & gett theyer Libertye from durance, did make offer of som Land on y^e East side y^e harbor within theyer owne propriety unto M^r Tho: Trowbridge, and M^r Trowbridg

acquainted y^e magistrate & Townsmen with y^e motion made to him by y^e Indians, and was encouraged to buy y^e f^d Land, which Land was now described to beegin at y^e northward end at or about Ellfyes Creeke, bounded by y^e meadows westward & fouthward, and on y^e East by a line wherin diuers trees are marked by y^e indians, and it was now mooued to y^e Towne for approbation and liberty to receaue this Land of y^e indians, and fom that Knew y^e land now reported it or y^e greatest part to be fwampy and stony & not likly that Indians will plant on it except a little, about (as fom faid) an ac^r or two:

After it had been debated The Towne by vote did allow & giue theyer consent that y^e s^d m^r Tho: Trowbridge might buy and receaue y^e forementioned Land of y^e indians.

It was mooued by fom that y^t order w^{ch} was made y^e Last towne meeting, appointing perfons to see y^t fwine be yoaked & ringed according to law, might be made null & not stand in force, for it did not seem to be of generall benefitt to y^e towne, becauf though fomthing were done in y^e Towne, yet thofe perfons appointed at y^e farmes did not anything about it as they heare, but corne & meadows as liable to spoile as heartofore; And after y^e thing had been debated, The Towne did by vote make null & void or repeale that aforefd order of y^e towne in y^e last meeting, (viz^t) of appointing perfons to see y^e Law be attended about the yoaking of fwine, &c. and left y^e buyfines therof to y^e Law.

[239] fom informed that y^e high waies on y^e East fide leading to iron workes & Brandford wanted to be repayred; wherupon y^e Towne ordered y^e Survayer, Tho: Kimberly, eyther himfelfe or by his deputy to call forth y^e inhabitants there to worke upon y^e highe waies to mend them & make them paffable & therin to attend y^e Law.

A TOWNE MEETING IN NEWHAUEN · Y^e 24th OF SEPTEMBE^r 1683.

The orders of y^e Last towne meeting were read.

Jeremiah Oilborne was Chofen a fence veiwer for y^e Yorke-shier quarter to ioyne with Jn^o Punderfon.

John Cooper one of y^e Townsmen mooved one theyer behalfe that the Towne would graunt a rate to discharge y^e present detts and what falleries and other Expenfes that will be due by Aprill next; and after som debate about it; The Towne by vote graunted a rate of two pence upon y^e pound to be paid before the Last of March next, in wheat or Peafe or Rye or Indian Corne or beefe or Porke, and at y^e priſes that y^e towne raets were accustomed to be paid: /

Allioe Deacon Pecke propounded to y^e Towne concerning M^r wilſon who had Laboured amongst us, and mooved that he might be recompensed, and that a rate might be graunted to be payd to him for his Encouragement, In debate of y^e matter ther beeing allmost halfe a yeare now out that must be recompens^t made for, it was mooved that a rate for a whole yeare might be graunted, w^{ch} will end in or about May next, and if that m^r wilſon did not stay untill y^e yeare were expired, then to be paid according to y^e time he stayed:

And by vote it was ordered that a rate of twopence upon y^e pound shall be paid unto m^r Wilſon, if he stay untill y^e year be out about May next, and to be paid in wheat, winter wheat at 5^s per Bush: Summer wheat at 4^s 5^d per Bush: Rye at 3^s 8^d per bush: Indian Corne at 2^s 8^d per Bush: and flesh at the priſes as the ministers rate hath been paid in formerly, and to be paid by y^e later end of Aprill next, and Daniell Sherman & Jn^r Alling Junio^r, were choſen Collectors of y^e ſaid rate.

John Potter on y^e behalfe of y^e village on y^e East ſide mooved for an iſſue of that matter w^{ch} they had mooved formerly in a meeting of y^e Townsmen concerning y^e Land on y^e East by Brandford Line; To w^{ch} it was answered that y^e committee had not yet but must conſider of it to p^rpare it for y^e Townie conſidderation.

Jn^r Potter deſyred it might be done as ſoon as may bee.

A TOWNE MEETING HELD IN NEWHAUEN Y^e 24th OF DECEMBER
1683.

The orders of y^e Last Towne meeting wer read.

John Alling who was at a former meeting choſen Collector of

y^e ministers rate requested y^e Towne to releaf him from y^t worke, hauing fom difcouragement upon him, And y^e Towne did by vote free him: And chofe John Todd a collector of y^e fd ministers rate:

Will^m Johnfon & John Bale were Chofen Conftables for y^e year enfuing, but both refused to ferue in y^e office, but should Submitt to y^e Law:

M^r Simon Eyer was chofen a constable for y^e year Enfuing, but refused to ferue in y^e office, but Submitted to y^e Law & would pay y^e fine: /

Then y^e Towne proceeded in another Choyce and Thomas Tallmadg and John Hodgkins wer chofen Constables for y^e year enfuing; and being called to take oath Tho: Tallmadg refused, to accept & ferue in y^e office:

Then y^e Towne proceeded and chofe Jofeph Tuttle a constable for y^e yeare enfuing, but when he was called to take oath he pleaded his Lamenes and inabylity to ferue & should leaue himfelfe to y^e Judgment of y^e Authoritye:

Then Nath^l Kimberly was chofen constable for y^e year Enfuing and beeing called allioe refused and requested y^e Towne to releafe him, alleaging he had had a long affliction in y^e ficknes & weaknes of his wife, and if y^e Towne would spare him it would bee a fauor to him, or elf he must apply himfelfe to y^e court in hope they would free him, but if they would not, he must pay y^e fine, though it would be very hard to him; And y^e Towne when they had heard & confiddered what was fayd by both Nath^l Kimberly and Jofeph Tuttle did by vote releaf them bothe;

[240] Then Jonathan Atwater was chofen constable for y^e yeare enfuing: And John hodgkis and Jonathan Atwater were Sworne constables:

John Beecher requested y^e Towne to graunt him a parcell of Land about 2 or 3 acres adioyning to his land in y^e 3^d diuifion, neare Chefnutt Hill, and Ralph Loines informed that it was a corner of Land near his Land at Chefnutt Hill and lay between y^e i^d Beechers Land and y^e 3^d diuifion Lotts, and he thought it would not bee p^ruidiciall to y^e towne and might bee a great conuenience to y^e man; And after it was debated y^e Towne by vote did grant unto John Beecher a peece of Land at y^e place before described, to y^e quantitye of two or not exceeding three acres

or therabout, and to be Layd out by one of y^e townsmen & M^r Harriman, all high wayes necessary to be taken care for & p^rferued.

Joseph Tuttle requested y^e Towne to graunt him a small quantitye of Land out of y^e street before his houfe where he dwelleth for y^e end of a shop to stand upon, in quantity the breadth of his shop three foote into y^e streete; and fom of y^e Townsmen reported that they had veiwed y^e place, and it would be a benefitt to y^e man & noe p^ruidice to y^e town in y^e highway: Therupon y^e Towne by vote graunted unto Joseph Tuttle three foote of ground into y^e street to lett a shop upon of 15 foote wide, & y^e Townsmen wer appointed to state it out for him: /

Bartholemew Jacobs, unto whom y^e Towne fom years past graunted Lyberty to fence a parcell of Land by muddy riuer for his Emproouement for Certaine years, did now request y^e Towne would grant him y^e propriety of it, which would Encourage him in his further paines & charge upon it; And y^e Towne did by vote graunt unto y^e s^d Jacobs y^e sayd Land by muddy riuer, which was about fix acres, to be his owne propriety, and appointed y^e Townsmen to Lay it out to him, and if for conuenience of fencing it should be more then y^e s^d fix acres, but not exceed teuen acres: /

Thomas Tuttle mooued & defyred y^e Towne would graunt him a peece of land about one acre & halfe by y^e west riuer side, on this side y^e riuer, on y^e right hand y^e path as one goeth to Rich: Sperryes farme; but feuerall perions spake as that to graunt it was not conuenient and that it would straiten y^e commons foe neare y^e Towne, but y^e Townsmen wer defyred to veiw it and confidder y^e order of y^e Towne for stated commons at y^e towne:

Allfoe to veiw y^e place Jn^o Thomas mooued to be graunted him in y^e plaine & make report of theyer app^rhenfions of both at another meeting.

John Punderfon mooued & defyred y^e Towne would grant him a small corner of land on y^e west side y^e west riuer, between y^e path that leadeth to Rich: Sperryes farme and W^m Willmots feild, or that they would Exchange it for fom of his fecond diuifion in y^e hartfurtshier quarter, and it was put to vote but not graunted.

Cap^t Manffeild from y^e Townsmen mooved that y^e burying place might be fenced about and Kept in a comly manner, they thought about 20 rod square; y^e motion was liked well and y^e Towne did defyre y^e Townsmen would take it into further consideration how much to fence & in what manner, and then to be further spoken unto in another meeting.

Nathan^l Thorp, who at present diggeth y^e graues for buriall of y^e dead, defyred ther might be another provided for that worke, and y^t he had discouragement;

The Towne left it with y^e Townsmen, & defyred they would speake with Nathan^l Thorp and fettle y^e buyfines or p^rpare it for another meeting.

A TOWNE MEETING HELD IN NEWHAUEN Y^e 17th OF MARCH 1683/4.

Orders of y^e Last Towne meeting were read.

The Deputy Gou^rnor acquainted the Towne that y^e occasion of the meeting was respecting M^r Moody,* and allfoe y^e Townsmen haue som things to acquaint the towne with they will declare: And informed that y^e Church hath had notis from M^r Wilfon that he will remoue when his yeare is out, and y^e Church hath had som intelligence from som frends that M^r Moody is attainable, if he be looked after, and he is a man (by report) fingularly fitt for y^e ministry, therupon the Church wrot a letter to be conueyed to him by M^r Whiting of hartford, but doe not understand that he had receaued it when he was first Imprifoned, And y^e Church now propounds it to y^e Towne for theyer Concurrence in y^e matter to procure master Moody, if he can be had; tis true o^r last intelligence was that he is a prifoner, but wee not Knowing whether o^r Lett haue com to him it hath been thought Conuenient to fend a meffenger to him, and now y^e Church acquaints y^e Towne, desiring theyer Louing Concurrence in y^e buyfines and that ther may bee unity and peace:

* Rev. Joshua Moodey (Harvard Coll. 1653), of Portsmouth, New Hampshire, had been imprisoned about six weeks before, at the instance of Lt.-Gov. Cranfield, as a nonconformist under the penalty of English law. He and Rev. John Whiting, of Hartford, were classmates, and had married sisters.

It is knowne in time past y^e way of maintaing y^e ministry and procuring Supply in this Congregation was by a freewill offering as it could rife, but that way is cea'd; There hath been Charg to Seek a minister, y^e Church hath borne it: I hope wee shall [241] All agree & defyer an able ministry in this place for y^e good of our Soules, and it is hoped that this man may be such a one:

M^r Jones allfoe spake much to y^e same effect to doe things in peace and Seeke to get up to o^r former state and purity, w^{ch} wee had in y^e time of M^r Dauenport especially, and acquainted y^e towne with a Lett^r he receaued from M^r Whiting respecting M^r Moody; upon the information thus given It was debated; fom spake of a great Charge to fend a messenger foe farr at uncertainties, and that they were for the procuring the man, And could wish discouragements were remooued, and fom way thought of to provide to Encourage a man to Com to us; after it had been debated, The D. G. would put it to vote:

Whether you will Concurr with the Church to fend to M^r Moody to procure him a minister in this place at y^e Towne Charge, and y^e vote was full in y^e affirmatiue:

Then it was propounded to y^e Towne whether for fending to this man or any other it wer not necessary to committ y^e management of y^e buylines to fom persons and to leaue it to y^e Church to mannage it by fending eyther Lett: or messenger:

The D: G: put it to vote whether they would leaue it to y^e Church to manag y^e matter of fending to M^r Moody by a messenger or Lett, to manag it as formerly & prudently: this being put to vote, y^e vote was in y^e affirmatiue.

The Townsmen informed of theyer order, who they had appointed to burn the woods and published theyer names and y^e bounds they wer to burne:

Likwife they published y^e Names of y^e persons that they appointed to chooie and appoint y^e calves to be bred for Bulls in y^e feuerall herds:

It was allfoe propounded about Keeping of bores for y^e Towne use, but no order made about it.

Allfoe the townsmen now informed that wheras they wer appointed to veiw the Land by malebones Coue, which Jn^o Nash in a form^r meeting had requested the towne to grant him by

Exchange for Land in y^e 3^d diuision, they had veiwed y^e Land: and now made returne, That they thought it not conuenient to Exchange for that Land, and that som men on y^e West side offered Twenty shillings rent per Annum to y^e Towne for it, untill the Towne see cause otherwise to dispose of it; and further said that fouer or fiue of the inhabitants of the west side came to y^e Townsmen on y^e behalfe of others allsoe, & offered to pay Twenty shillings rent per Annum to y^e Towne:

The Townsmen informed that they had thoughts about warning Town meetings, that giuing notice & order to som particular persons at y^e farmes to warne theyer neighbours, & y^e Bell ringing for y^e Towne, shall be accounted warning: Som propounded for proclamation to be made at y^e Towne, and y^e proclamation to be sett upon y^e Signe Post a Weeke before, but noe order made about it.

Cap^t Manfeild propounded for Joseph Preston that y^e Towne would giue him som Land for a homelott by y^e Creek, before Nathanell Kimberly his lott, to fet a shop upon:

Therupon y^e grant to Robbert Auger was spoken and debated upon, but Robbt Auger not being p^rsent it was left;

And by vote y^e Towne granted to Joseph Preston a peec of Land by the Creek side before Nath^l Kimberlyes Lott, next unto Samuell fearnes or thereabout, the highway to be Kept its breadth of fouer rods wide and watrings for Cattell p^rferued:

Samuell Todd moued that y^e Towne would grant him a peec of Low land by y^e East riuer side, between his Lott in y^e Third diuision and y^e sd East riuer, containing about 3 acres as Som Supposed:

It was put to vote and by y^e vote granted to Samuell Todd:

John Smith and Eleazer Beecher desyred y^e Towne would grant unto them a part of a Swamp that lieth on y^e west side beyond Shingle hill; after it was debated it was not graunted:

[242] Richard Sperry Senio^r made a motion to y^e Towne on y^e behalfe of his son John Sperry that they would graunt him an Exchange of his Land in y^e Third diuision, his lott lieth at y^e halfe way to milford; that they would Exchange it for som

land by Timothy Gibbards lott at y^e upper end of Naugautucke reach: and It was put to vote & was graunted.

The D: G: acquainted y^e Towne that he was informed by M^r Bryan of Milford that y^e Indians claim Land on y^e west side within our bounds, and they offerred to sell it to him, but he would not buy it but with our consent; The towne debated it awhile, and declared it theyer mindes and desired y^e authority and M^r Trowbridg to confidder the buyfines, and if y^e Land be not allready purchafed, then to gett M^r Brian to purchase it at as good termes as he can.

Henry Bristow, Jn^o Smith, Sam^l Smith, Jn^o Downe and other inhabitants on y^e West side propounded and desired y^e Towne would appoint som persons to Confidder and state out highwaies for them, and by vote y^e Towne desired and appointed y^e Townsmen to iffue those matters or bring y^e Cafe state at another Towne meeting: /

[On the fly-leaf, at the opening of the volume.]

This indenture followeing was Recorded at y^e Desire of M^r Tho^s. Pell & Henry Jackson, the 5th of August 165[9].

This indenture (made y^e eleuenth of March, Anno: Dom: one thousand six hundred & fifty eight) Witneseth, That we Henry Jackson & Thomas Pell, being made overfeers and Betrufted by Elizabeth Jagger Late wife to Jeremiah Jagger Planter Deceased* in Stamford & whole Executrix, Doe order, Appoint, & Putt John Jagger (wth his Consent), the Sonne of Jeremiah & Elizabeth Jagger abouefd, an apprentifse to John Winton, Cooper, inhabiting in New Haven, being about ye age of fifteene yeares, to Learne the art & trade of a Cooper, both Keyne-worke & Sett-worke† (according to his Capacity), ifor ye full tearme of Six yeares after y^e Date hereoff: The f^l John Jagger his Maister faithfull to ferue, his secrets to keepe, any unlawfull games,

* Jeremiah Jaggér, of Stamford, died on August 14, 1658.

† Sett-worke = piece-work.

tauernes, and alehoufes he fhall not frequent, or bee from his Mafters houfe att unlawfull times or feafons, But in all things as an obedient feruant ought to doe: (marriage or Contract he fhall auoyd within y^e abouefd time, without ye leave and approbation of his Mafter). But in finglenes of heart & life fhall attend all his Mafters fervice as a good & faithfull feruant. The fd John Winton Carefully to infruct him in all his Art of Coopery of Keyne & fettworke, to provide him meate, Drinke, Apparel, wafhing & Lodging, meete & Conuenient for fuch a feruant in all Ciuility, wth Correction in Righteousnes, the whole tearme of fixe yeares, and to provide him att his departure fuch Apparell as appeareth by Articles of Agreement. Witnes our hands y^e daye & yeare aboue written.

Witnes, James Bifhop, *Secretary*

John Jagger

Tho^s: Pell

Henry Jackfon

This is a true Record of y^e originall,

per James Bifhop *Secretary*

[2] Thefe P^refents Witnefs that I, Ifaack Allerton,* upon mature & good confideracions doe give, grant & Alienate & by thefe p^refents have given, granted & Alienated, unto my mother-in Law M^{rs} Johanna Allerton the houfe that fhee now dwells in at New-haven in New England, wth the appurtenances of the fame, Vide, the orchard, Barne, meadow grounds, & all other Lands, that either are or fhallbe found, or formerly were (by any iuft Right) belonging or appertaineing unto the faid houfe when was in poffefion of my deceafed ffather, as alfoe all the utenfills & houfehold ftuffe that together wth the houfe was bought by mee of the Creditors to my fathers Estate; Alfoe the moiety of thofe mares that were bought in Company between M^r Augustine Heerman & myfelfe, wth their increafe fince they were bought; one mare onely excepted & a horfe Colt, which I referve for myfelfe; my faid mother-in Law the Eftate to have & to hold, poffess

* Isaac Allerton, son of the Pilgrim and a graduate of Harvard in 1650, removed to Virginia about 1670, and died there in 1702. (See N. E. Hist. & Geneal. Register, XLIV, 292.)

This deed was witnessed when he was on a visit to New Haven,—John Salmon being then a resident here. W^m Corfield (?) is not otherwise known.

& enjoy, during the terme of her life, And afterwards to returne into the possession of my daughter, Elizabeth Allerton & her heires for ever as her propriety & right given by me unto her. And in Case my said daughter dy without issue, then the said Estate to returne againe into the possession of me the first donor, my heires & Executors, wthout intermision. And in testimony to the truth of the p^mises I have hereto set my hand & seale, this fourth day of october 1660.

Isaac Allerton
Seale

This deed tho neuer witnessed when granted, I doe hereby confirme to all intents & purposes as if it had then been authentickly witnessed & did signe & seal y^e same in y^e presence of

March y^e 10th 1682/3

Isaac Allerton

Witnes John Sallmon

(seal)

William W C Corfeild
his marke

This a true Record of the originall Examined

P^r me James Bishop, *Secretary*

The postscript of y^e 10th march 8²/₃ is a true record of y^e originall.

Know all whom it may Concerne that I Nathaniell Seely, of ffairefield, sonne of Rob^t Seely in England, doe by y^e power & order I have received from my father, sell, pass over & alienate unto Serj^t Sam^l Whitehead, of Newhaven, a piece of meadow y^t was my fathers, lying on y^e east side of Newhaven Harbo^r, at ye end of y^e meadow next the black Rocke, about the quantity of six acres, more or less, and I doe hereby ingage my selfe, heires & assignes, that y^e sd Samuell or his Assignes shall quietly enjoy & possess the same, & this is my true act & deed.

I set to my hand & seale this 22th November 1659:

In y^e p^rsence of

Nathaniell Seely

John Nath

Seale

The marke X of Elizabeth Nath

Assigned and delivered this meadow that lies by the Black Rock to Samuell Hemmingway, to his heires, Executors or Assignes, the 3 of Aprill 1666. By me, Samuell Whitehead

Witnes hereunto

Abram Dickerman

Elifabeths X Wintons mark

This is a true Record of y^e originall, Examined

P^r me James Bifhop, *Recorder*:—

Know all men by thefe p^rfents that I, margaret Goodyeare, doe acknowledge to have received full fatifaction for a farme that I fold to Richard Sperry, fenior, and I doe hereby promife & ingage to pofsefs him the faid Richard Sperry, fenior, In and upon the fd farme, without any moleftation from mee, my heyres, Executors, or Administrators; to enjoy ye faid farme peaceably and quietly, as witnes my hand, this 9th day of August 1669:

Teftes William Trowbridge

Margret Goodyeare

Ralph Lines

This is a true Record of y^e originall, Examined

P^r me James Bifhop, *Recorder*.

The concluding pages of this volume were used for recording deeds, which properly belong elsewhere, and are therefore here omitted.

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Errata

Page 202, add fence-viewers as marginal note to last seven lines.

Page 215, in footnote for Joseph read: John, "farmer" (died 1655).

Page 360, line ten, insert son before Samuel.

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