



DOES NOT CIRCULATE

Please handle this volume with care.

The University of Connecticut Libraries, Storrs

ROSS LIBRARY



UNIVERSITY OF CONNECTICUT

conn, stx

7-A1.1 :

10

Public records of the colony of Co



3 9153 00795253 6

DOES NOT CIRCULATE

DOES NOT CIRCULATE

120-1  
DOES NOT CIRCULATE

GOVERNMENT PUBLICATIONS

JUL 13 1977

FEDERAL LIBRARY  
UNIVERSITY OF CALIFORNIA

or

ul

Digitized by the Internet Archive  
in 2009 with funding from  
Boston Library Consortium Member Libraries

—

THE

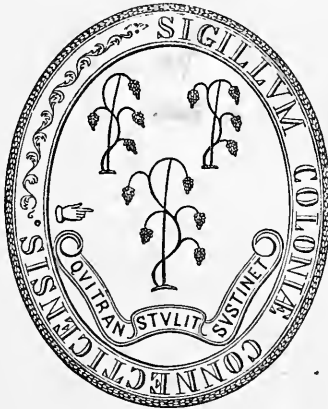
PUBLIC RECORDS

OF THE

COLONY OF CONNECTICUT,

FROM MAY, 1751, TO FEBRUARY, 1757, INCLUSIVE.

TRANSCRIBED AND EDITED IN ACCORDANCE WITH A RESOLUTION OF THE  
GENERAL ASSEMBLY.



BY CHARLES J. HOADLY,

STATE LIBRARIAN.

---

HARTFORD:

PRESS OF THE CASE, LOCKWOOD & BRAINARD CO.

1877.

DOES NOT CIRCULATE

97

.C7

v. 10

1751/175

974.6

202-

10

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000



## PREFATORY NOTE.

---

The following pages complete the publication of the eighth manuscript volume of the *Records of the Colony of Connecticut*, and contain the acts of twenty-one sessions of the General Assembly.

In the Appendix may be found the Census of 1756, and also Queries from the Board of Trade with the Answers thereto, 1755-6.

For the time covered by this publication, neither the Journals of the Governor and Council, of the Committees of War, nor of either branch of the General Assembly, are now among the State archives.

C. J. H.

STATE LIBRARY,  
Hartford, June 22, 1877.



THE PUBLIC RECORDS  
OF THE  
COLONY OF CONNECTICUT.

---

[VOL. VIII, PAGE 52.]

*Anno Regni Regis Georgii secundi vigesimo-quarto.*

AT A GENERAL ASSEMBLY HOLDEN AT HARTFORD IN HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA ON THE SECOND THURSDAY OF MAY (BEING THE 9TH DAY OF SAID MONTH) AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 29TH DAY OF THE SAME MONTH, ANNOQUE DOMINI 1751.

*Present:*

The Honourable Roger Wolcott, Esq<sup>r</sup>, Governor.

The Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Deputy Governor.

James Wadsworth,	Hezekiah Huntington,	} Esq <sup>rs</sup> , <i>Assistants</i> .
Samuel Lynde,	John Bulkley,	
William Pitkin,	Andrew Burr,	
Roger Newton,	John Chester,	
Ebenezer Silliman,	Gurdon Saltonstall,	
Jonathan Trumble,		

*Representatives or Deputies who attended at this Assembly are as follow, (viz:)*

Colo. Joseph Pitkin, Mr. Joseph Buckingham, for Hartford.  
Capt. Stephen Lee, Mr. William Manwaring, for New London.  
Mr. Nathaniel Skiff, Mr. Jedadiah Elderkin, for Windham.  
Capt. Ephraim Terry, for Endfield.  
Capt. John Bissell, Mr. Stephen Cone, for Bolton.  
Colo. Thomas Wells, Mr. Samuel Kimberly, for Glassenbury.  
Major Phinehas Lyman, Mr. Asaph Leavitt, for Suffield.  
Mr. John Hitchcock, Mr. Samuel Canfield, for New Milford.  
Capt. Nathaniel Holcomb, Mr. Andrew Robey, for Symsbury.  
Capt. William Hoadly, Mr. Jonathan Russell, for Branford.  
Capt. Jabez Fitch, Mr. Stephen Frost, for Canterbury.  
Mr. Silas Long, Capt. Samuel Rust, for Coventry.

Capt. Mathew Griswold, Mr. Eliezer Mather, for Lyme.  
 Mr. Benjamin Wheeler, Mr. Jonathan Dean, for Plainfield.  
 Mr. James Benedict, Mr. Samuel Olmstead, for Ridgfield.  
 Mr. John Hooker, Capt. Nathaniel Newell, for Farmington.  
 Capt. Isaac Dickerman, Capt. Samuel Sherman, for New Haven.  
 Mr. David Rowland, Mr. Thaddeus Burr, for Fairfield.  
 Mr. Joseph Tracey, jun., Mr. Ebenezer Hartshorn, for Norwich.

Mr. Henry Bowen, Colo. Thomas Chandler, for Woodstock.  
 Colo. Benjamin Hall, Capt. Samuel Hall, for Wallingford.  
 Major Ebenezer Marsh, Capt. Thomas Harrison, for Litchfield.  
 Capt. Rufus Minor, Mr. Josiah Prentiss, for Stonington.  
 Mr. Robert Knowlton, Capt. Samuel Watkins, for Ashford.  
 Mr. Cyprian Strong, Major Samuel Coit, for Preston.  
 Mr. Hezekiah Brainerd, for Haddam.  
 Capt. John Fowler, Mr. Robert Treat, for Milford.  
 Capt. Robert Fairchild, Capt. Samuel Addams, for Stratford.  
 Mr. Joseph Spencer, for East Haddam.  
 Capt. Abell Gun, Capt. Moses Hawkins, for Derby.  
 Mr. Timothy Judd, Capt. Daniel Southmaid, for Waterbury.  
 Mr. Ambrose Whittelsey, Capt. Jedadiah Chapman, for Saybrook.

[53] Colo. Samuel Hill, Major Timothy Stone, for Guilford.  
 Capt. Thos. Tousey, Mr. Nathaniel Nickols, for Newtown.  
 Mr. Peter Aspinwell, Capt. William Williams, for Mansfield.  
 Mr. Samuel Minor, Mr. Benjamin Heacock, for Woodberry.  
 Mr. Urian Horsmer, Mr. James Addams, for Killingly.  
 Capt. Jonathan Robbins, Capt. Jonathan Belden, for Weathersfield.

Mr. Thomas Benedict, Mr. Comfort Starr, for Danberry.  
 Mr. Ebenezer Holbrook, Major Joseph Holland, for Pomfrett.  
 Capt. John Mead, Capt. Jabez Mead, for Greenwich.  
 Major Jabez Hamlin, Capt. Jos. Southmaid, for Middletown.  
 Mr. Samuel Fitch, Mr. Joseph Platt, for Norwalk.  
 Mr. Zebulon West, Mr. John Lothrop, for Tolland.  
 Capt. Elnathan Stephens, Capt. Nathan Kelsey, for Killingworth.

Mr. Mathew Rockwell, Capt. Pelatiah Allyn, for Windsor.  
 Capt. Robert Dixson, Mr. John Smith, for Voluntown.  
 Capt. Charles Bulkley, Mr. Jonathan Kilborn, for Colchester.  
 Capt. William Buel, Capt. Samuel Gilbert, for Hebron.  
 Colo. Christopher Avery, Mr. Luke Perkins, for Groton.  
 Capt. James Fitch, Capt. Caleb Hide, for Lebanon.  
 Colo. Jonathan Hoit, Mr. Abraham Davenport, for Stanford.  
 Major Elihu Chauncey, Mr. James Wadsworth, jun., for Durham.

Colo. Thomas Wells, Speaker } of the House of Repre-  
 Capt. John Fowler, Clerk } sentatives.

Colo. Christopher Avery, Speaker of the House of Repre-  
 sentatives in the room of Colo. Thomas Wells, chosen  
 an Assistant.

This day being appointed by the royal charter and the laws of this Colony for the election of the public officers of the Colony, *viz*: Governor, Deputy Governor, Assistants, Treasurer and Secretary, proclamation was made, and then the votes of the freemen were given in to persons appointed by the Governor, Council and Representatives, to receive, sort and count them, and to declare the choice of said officers; which persons so appointed were, Samuel Lynde, William Pitkin, Roger Newton, Ebenezer Silliman, Jonathan Trumble, John Bulkley, Hez. Huntington, Andrew Burr, Esq<sup>rs</sup>, Mr. Joseph Buckingham, Capt. Charles Bulkley, Mr. Robert Treat, Mr. Jonathan Russell, Colo. Christopher Avery, Capt. Jabez Fitch, Mr. Eliezer Mather, Capt. Samuel Addams, Mr. Joseph Platt, and Mr. Ebenezer Holbrook, who were all sworn to a faithful discharge of that trust. And the votes of the freemen being sorted and counted, the said persons, appointed and sworn as aforesaid, declared and caused it to be proclaimed before the Assembly that

The Honourable Roger Wolcott, Esq<sup>r</sup>, is chosen Governor of this Colony for the year ensuing.

The Honourable Thomas Fitch, Esq<sup>r</sup>, is chosen Deputy Governor of this Colony for the year ensuing.

James Wadsworth, Esq<sup>r</sup>, Samuel Lynde, Esq<sup>r</sup>, William Pitkin, Esq<sup>r</sup>, Roger Newton, Esq<sup>r</sup>, Ebenezer Silliman, Esq<sup>r</sup>, Hezekiah Huntington, Esq<sup>r</sup>, John Bulkley, Esq<sup>r</sup>, Andrew Burr, Esq<sup>r</sup>, John Chester, Esq<sup>r</sup>, Gurdon Saltonstall, Esq<sup>r</sup>, Thomas Welles, Esq<sup>r</sup>, Benjamin Hall, Esq<sup>r</sup>, were chosen Assistants for the year ensuing.

Nathaniel Stanly, Esq<sup>r</sup>, is chosen Treasurer of this Colony for the year ensuing.

[54] George Wyllys is chosen Secretary of this Colony for the year ensuing.

The Governor's oath prescribed by the law of this Colony was administred to the Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>, (now chosen Governor) by the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Deputy Governor, in the presence of the Assembly.

The Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, now chosen Deputy Governor, had the Deputy Governor's oath prescribed by law administred to him by his Honour the Governor, in the presence of the Assembly.

The Assistant's oath provided by law was administred to James Wadsworth, Samuel Lynde, William Pitkin, Roger Newton, Ebenezer Silliman, Hezekiah Huntington, John Bulkley, Andrew Burr, John Chester, Gurdon Saltonstall, Thomas Welles, and Benjamin Hall, Esq<sup>rs</sup>, (now chosen Assistants,) by his Honour the Governor.

The Secretary's oath provided by law was administred to George Wyllys, (now chosen Secretary,) by his Honour the Governor.

The several members of this Assembly, who had not taken the oaths provided by act of Parliament instead of the oaths of allegiance and supremacy, now took the said oaths provided as aforesaid, and likewise the oath of abjuration, and made the declaration against popery.

The oath required by act of Parliament, relating to trade and navigation, was administred to the Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>, Governor.

*Ordered*, That Hezekiah Huntington, Esq<sup>r</sup>, and Mr. Joseph Tracey, jun., return the thanks of this Assembly to the Reverend Mr. Benjamin Lord, for his sermon delivered (on the 9th day of May instant) before the Assembly, and desire a copy thereof, that it may be printed.

This Assembly do appoint the Honourable Thomas Fitch, Esq<sup>r</sup>, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint James Wadsworth, Esq<sup>r</sup>, William Pitkin, Esq<sup>r</sup>, Ebenezer Silliman, Esq<sup>r</sup>, and John Bulkley, Esq<sup>r</sup>, to be Judges of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint William Pitkin, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of New Haven the year ensuing.

This Assembly do appoint Samuel Lynde, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Fairfield the year ensuing.

This Assembly do appoint Jonathan Trumble, Esq<sup>r</sup>, to be Judge of the County Courts in the county of Windham the year ensuing.

This Assembly do appoint Joseph Buckingham, Esqr, to be Judge of the Court of Probate in and for the district of Hartford the year ensuing.

This Assembly do appoint John Bulkley, Esqr, to be Judge of the Court of Probate in the district of East Haddam the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esqr, to be Judge of the Court of Probate in the district of Litchfield the year ensuing.

This Assembly do appoint Thomas Welles, Esqr, to be of the Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint Henry Allyn, Jabez Hamlin, and Joseph Buckingham, Esqrs, to be Justices of the Peace *et Quorum* in and for the county of Hartford the year ensuing.

[55] This Assembly do appoint Nathaniel Stanly, Joseph Pitkin, Joseph Talcott, George Wyllys, Daniel Edwards, Elisha Williams, Elizur Goodrich, Roger Wolcott, jun., Daniel Bissell, William Wolcott, Thomas Griswold, Thomas Hart, Thomas Hart, jun., Joseph Hooker, Joseph White, Thomas Johnson, Seth Wetmore, Benjamin Stilman, Joseph Southmaid, Hezekiah Brainerd, Thomas Addams, John Humphrey, Joseph Wilcoxson 2d, Nathaniel Foot, Epaphras Lord, Charles Bulkley, Joseph Phelps, John Phelps, Jonathan Hale, David Hubbard, Thomas Pitkin, Zebulon West, Daniel Alden, Samuel Dwight, Ephraim Terry, Phinehas Lyman, Samuel Kent, jun., Ebenezer Marsh, Thomas Harrison, Isaac Kellogg, Cyprian Webster, Ebenezer Lyman, David Whitney, George Holloway, Timothy Hatch, Solomon Whitman, John Hooker, Thomas Horsmer, Timothy Nash, and Joseph Spencer (of East Haddam,) Esqrs, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the Court of Probate for the district of Fairfield the year ensuing.

This Assembly do appoint Joseph Minor, Esqr, to be Judge of the Court of Probate in the district of Windsor [*Woodbury*] for the year ensuing.

This Assembly do appoint Jonathan Hoit, Esqr, to be Judge of the Court of Probate for the district of Stanford the year ensuing.

This Assembly do appoint Thomas Benedict, Esqr, to be Judge of the Court of Probate in and for the district of Danbury the year ensuing.

This Assembly do appoint Edmund Lewiss, John Thomson, Jonathan Hoit and William Preston, Esq<sup>rs</sup>, to be Justices of the Peace *et Quorum* in and for the county of Fairfield the year ensuing.

This Assembly do appoint Joseph Minor, Noah Hinman, Hezekiah Hooker, Increase Mosely, Daniel Castle, Samuel Addams, Joseph Blackleach, Theophilus Nickols, Robert Walker, Thomas Tousey, Caleb Baldwin, William Burr, Thaddeus Burr, David Rowland, John Read, Moses Dimon, Samuel Sherwood, James Lockwood, Samuel Fitch, Joseph Platt, Thomas Benedict, Samuel Grigory, James Benedict, Samuel Olmstead, Samuel Smith the 3d, Jonathan Maltbie, Abraham Davenport, Ebenezer Mead, Nathaniel Peck, Ephraim Hubbel, and William Peat, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Fairfield the year ensuing.

This Assembly do appoint John Hubbard, Esq<sup>r</sup>, to be Judge of the Court of Probate in and for the district of New Haven for the year ensuing.

This Assembly do appoint Samuel Hill, Esq<sup>r</sup>, to be Judge of the Court of Probate in and for the district of Guilford for the [year] ensuing.

This Assembly do appoint Samuel Hill, John Fowler, John Hubbard, and John Russell, Esq<sup>rs</sup>, to be Justices of the Peace *et Quorum* in and for the county of New Haven the year ensuing.

This Assembly do appoint Robert Treat, Nathan Baldwin, Isaac Dickerman, John Prout, John Hitchcock, Deodate Davenport, Isaiah Tuttle, John Riggs, Samuel Bassett, Samuel Riggs, Timothy Russell, Andrew Ward, Timothy Stone, Thomas Hotchkins, Theophilus Rossiter, Elihu Chauncey, James Wadsworth, jun., Theophilus Yale, Samuel Hall, Elihu Hall, Ezekiel Royce, John Southmaid, Thomas Clark, Thomas Mathews, Jonathan Russell, Nathaniel Harrison, Samuel Canfield, Nathaniel Bostwick, Paul Welch, John Williams, Samuel Hutchinsop, Thomas Chipman, Joseph Bird, and John Hall, jun., Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New Haven for the year ensuing.

This Assembly do appoint Jonathan Trumble, Esq<sup>r</sup>, to be Judge of the Court of Probate in and for the district of Windham for the year ensuing.

This Assembly do appoint John Creary, Esq<sup>r</sup>, to be Judge of the Court of Probate in and for the district of Plainfield for the year ensuing.



This Assembly do appoint Ebenezer West, Jonathan Huntington, Shubael Conant, and John Dyar, Esq<sup>rs</sup>, to be Justices of the Peace *et Quorum* in [and] for the county of Windham for the year ensuing.

[56] This Assembly do appoint Jonathan Trumble, John Creary, Thomas Storrs, Joseph Leavinze, Ebenezer Wales, Thomas Tiffany, Nathaniel Huntington, Joseph Cadey, Ebenezer Holbrook, Joseph Fowler, Joseph Clark, Nathaniel Wales, Samuel Danielson, Joseph Holland, Phinchas Strong, John Smith jun., Joseph Strong jun., Thomas Chandler, Jabez Fitch, Eliphalet Dyar, William Metcalf, Joshua West, Henry Bowen, Samuel Chandler, Jeremiah Kinney, James Bicknal, Silas Long, Hez. Saben, Stephen Fuller, and Benjamin Wheeler, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Windham for the year ensuing.

This Assembly do appoint William Pitkin, Jonathan Trumble, John Chester, and Thomas Welles, Esq<sup>rs</sup>, to be Auditors to audit the public accounts with the present Treasurer of this Colony, and make report to the Assembly in October next.

An Act for Stating the Fare of Chidester's Ferry across Ousatunnuck River.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the fare of said ferry for the future shall be for each man, horse and load, three pence; for each ox, cow or horse, three pence; for each single person one penny; and one half-penny for each sheep or swine, all in proclamation money, and no more; any law, usage or custom to the contrary notwithstanding.

On the Memorial of the President and Fellows of Yale College in New Haven: *Ordered by this Assembly,* That the sum of one hundred sixteen pounds thirteen shillings and six pence, in bills of credit on this Colony of the new tenor, be allowed and paid out of the public treasury to the said president and fellows, for the last half of the current year; to be in lieu of what was granted them by this Assembly at their sessions in May, *anno Dom.* 1745.

This Assembly do establish and confirm Mr. Eliphalet Beecher to be Cornet of the troop of horse in the second regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Holt to be Captain of the 6th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jacob Preston to be Lieutenant of the 6th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Brainard to be Cornet of the 1st troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezekiel Humphrey to be Ensign of the 5th company or trainband in the town of Symbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Amos Hotchkiss to be Captain of the south company or trainband at the parish of New Cheshire in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Enos Brooks to be Ensign of the south company or trainband at the parish of New Cheshire in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Garnsey to be Captain of the first company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Curtiss jun. to be Lieutenant of the first company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Simeon Parsons to be Ensign of the first company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Palmer to be Captain of the 3d company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Frink to be Lieutenant of the third company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Stoughton to be Captain of the 2d company or trainband in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel

Haydon to be Ensign of the 2d company or trainband in the town of Windsor, and order that he be commissioned accordingly.

[57] This Assembly do establish and confirm Mr. Peter Garnsey to be Lieutenant of the 4th company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ephraim Grant to be Captain of the company or trainband in the town of Tolland, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Wills to be Lieutenant of the company or trainband in the town of Tolland, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Hoit to be Lieutenant of the second company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Barnum to be Ensign of the second company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Barker to be Lieutenant of the 1st company or trainband in the town of Brandford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Noah Baldwin to be Ensign of the first company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Deliverance Painter to be Lieutenant of the company or trainband at the parish of Westhaven in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Trowbridge to be Ensign of the company or trainband at the parish of West Haven in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Lee to be Ensign of the 2d company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Kingsberry to be Ensign of the 6th company or trainband in

the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Wells to be Captain of the 3d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Smith to be Lieutenant of the 3d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hezekiah Shayler to be Ensign of the third company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jacob Blakely to be Lieutenant of the 3d company or trainband in the town of Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Landon to be Ensign of the first company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abner Fitch to be Captain of the 4th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jeremiah Fitch to be Lieutenant of the 4th company or trainband in the 5th regiment of this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jehiel Rose to be Ensign of the 4th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Harrison to be Lieutenant of the 2d company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jacob Rose to be Ensign of the second company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Johnson to be Captain of the 6th company or trainband in the 6th regiment of this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Ward to be Lieutenant of the 6th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Caleb Hubbard to be Ensign of the 6th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

[58] This Assembly do establish and confirm Mr. William Denison to be Captain of the 2d company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Baldwin to be Lieutenant of the 2d company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Billing jun. to be Ensign of the 2d company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abraham Clark to be Captain of the first company or trainband in the parish of Southington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Andross to be Lieutenant of the 1st company or trainband in the parish of Southington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Gaylord to be Ensign of the 1st company or trainband in the parish of Southington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Fish to be Lieutenant of the 13th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Keeney to be Ensign of the 13th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jabez Sherwood to be Lieutenant of the westernmost company or trainband in the town of Greenwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezekiel Lockwood to be Ensign of the westernmost company or trainband in the town of Greenwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Bissell to be Captain of the troop of horse in the first regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Nickols to be Cornet of the troop of horse in the first regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Botsford to be Lieutenant of the first company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Baldwin to be Ensign of the 1st company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Roger Billing to be Captain of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Packer jun. to be Lieutenant of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Minor 2d to be Cornet of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Cyprian Sterrey to be Quarter-Master of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Badger to be Captain of the company or trainband in the town of Union, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abner Sessions to be Lieutenant of the company or trainband in the town of Union, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Newell to be Captain of the 2d company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Wood-

ruff to be Lieutenant of the second company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eliphalet Whittelsey jun. to be Lieutenant of the 10th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

[59] This Assembly do establish and confirm Mr. Thomas Robbins to be Ensign of the 10th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Wells to be Lieutenant of the 3d company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hezekiah Butler to be Ensign of the 3d company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Allyn to be Lieutenant of the first company or trainband in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Dolittle to be Ensign of the north company or trainband in the parish of New Cheshire in Wallingford, and order that he be commissioned accordingly.

This Assembly do appoint Gurdon Saltonstall, Esqr, to be Judge of the Court of Probate in and for the district of New London for the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esqr, to be Judge of the Court of Probate in the district of Norwich for the year ensuing.

This Assembly do appoint John Griswold, Christopher Avery jun., Richard Lord, Isaac Huntington, Jeremiah Miller, Esqrs, to be Justices of the Peace and Quorum in and for the county of New London the year ensuing.

This Assembly do appoint Simeon Minor, Joseph Denison, John Whiting, Nathan Cheesbrough, Samuel Prentiss, Nehemiah Palmer, Humphrey Avery, Samuel Morgan, Samuel Coit, Luke Perkins, Nathan Smith, William Williams, Dudley Woodbridge, Jabez Hide, Samuel Lothrop, Ebenezer Backus, Daniel Huntington, Jabez Huntington, Joshua Hempstead, Daniel Coit, Joshua Raymond, Daniel Ely, Elisha Shelden,

Benjamin Lee, Samuel Ely, Nathaniel Clark, Jedadiah Chapman, John Tulley, Ambrose Whittelsey, Isaac Kelsey, Benjamin Gale, Elnathan Stephens, Jonathan Lane, Wm. Whiting, and Elisha Fitch, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New London the year ensuing.

This Assembly do establish and confirm Mr. Nathaniel Beckwith to be Captain of the 2d company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Champlin to be Ensign of the 2d company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Wattle to be Ensign of the company or trainband in the parish of Goshen in Lebanon, and order that he be commissioned accordingly.

This Assembly do appoint Mr. John Lothrop to be a Justice of the Peace in and for the county of Hartford the year ensuing.

This Assembly having been informed by our Agent, Richard Partridge, Esq<sup>r</sup>, that he had agreed to pay Mr. Samuel Stork three bills of exchange drawn by the Governor on Doct. Benjamin Avery, amounting to twelve hundred pounds sterling, one thousand of which were payable to Messrs. Whittelseys and two hundred to Captain Belden, which Doct. Avery refused to answer: Therefore, this Assembly do allow and approve of the said Mr. Agent Partridge's paying the said twelve hundred pounds out of the sterling money granted this Colony for their expences in the intended expedition against Canada; and do, thereupon, desire his Honour the Governor to inform the said Mr. Partridge of this Assembly's approving said payment, and acknowledging his care to save the Colony from expence, and direct him to charge the said twelve hundred pounds, when paid, to the Colony's account.

Upon the memorial of Isaac Jones, Moses Thrall and others, of Bolton, Jabez Hamlin, Joseph Buckingham, Esq<sup>rs</sup>, and Capt. James Church, at the sessions of this Assembly in May last were appointed a committee to repair to said Bolton and to consider whether it be needful there should be a distinct ecclesiastical society with certain other limits as set forth in their said memorial; and whereas said committee have not yet attended said service and are unlikely to attend the same: It is now resolved, that Elizur Goodrich, Jonathan Hale, Esq<sup>rs</sup>, and Mr. Hezekiah May, be and they are hereby ap-



pointed a committee, in the room of the aforesaid gentlemen, and for the same purpose to proceed and to make their report to this Assembly at their present sessions, or their sessions in October next.

[60] Whereas Jabez Hamlin, Joseph Buckingham, Esqrs, and Capt. James Church at the sessions of this Assembly in May last were appointed to repair to the second society in Windsor, to hear all parties concerned, to view the circumstances of said society, and to consider whether it be needful for said society to be divided into two distinct ecclesiastical societies, and if they judge it be proper that said society be so divided that they fix the place for said division and make report of their doing, &c. ; and whereas said committee have not yet attended said service and are under circumstances unlikely to attend the same: It is now resolved, that Colo. Elizur Goodrich, Capt. Jonathan Hale, and Mr. Hez. May, be and they are hereby appointed a committee in the room of the aforesaid gentlemen and for the same purposes, to proceed and make their report to this Assembly at their present sessions or at their sessions in October next.

This Assembly do appoint Capt. William Chandler to be a Justice of the Peace in and for the county of Windham for the year ensuing.

This Assembly do appoint Capt. John Bissell to be a Justice of the Peace in and for the county of Hartford for the year ensuing.

An agreement of a committee of the society taken out of Pomfrett, Canterbury and Mortlake, (*viz.*) Joseph Holland, Benjamin Fassett and William Williams, with a committee of the society of Abington in said Pomfrett, (*viz.*) James Ingals, Joseph Crafts and John Ingals, respecting the divisional line between said societies, made pursuant to votes of said societies empowering them respectively thereunto, being presented to this Assembly, and also a desire of said committee that this Assembly (to prevent any future disputes respecting said line) would establish said divisional line according to said agreement: This Assembly do confirm said agreement, and order that the divisional line between said societies shall be according thereto, as followeth, (*viz.:*) Beginning at Mortlake west line, where it is intersected by a line called Masshamoquet Purchase Line, thence extending west in said purchase line until it comes as far west as a line called Stoddard's East Line, thence turning south and running to said Stoddard's land and in his east line as far south as the south line of Mortlake; all east and south of this line shall belong to the

society taken out of said Pomfrett, Canterbury and Mortlake, and all west and north of said line shall belong to the society of Abbingdon, so far as said societies do extend, whatsoever may be expressed in any former grants to either of said societies notwithstanding.

This Assembly do establish and confirm Mr. Gershom Barns to be Ensign of the first company or trainband in North Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Brush to be Ensign of the company or trainband at the south society in the town of New Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Pelatiah Adams to be Ensign of the company or trainband in the parish of Turkey Hills in Symsbury, and order he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Wright to be Lieutenant of the 1st company in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Williams jun. to be Ensign of the first company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

Whereas the Honourable Roger Wolcott, Esqr, Governor of this Colony, hath laid before this Assembly letters received from his Excellency the Honourable George Clinton, Governor of the Province of New York, informing that his Excellency hath appointed to meet the Six Nations of Indians and their allies at Albany the 25th day of June next, requesting commissioners might be sent from this government at said time: Whereupon this Assembly, having taken into consideration the [61] matters in said letters contained, judge it a matter || of importance that the said Indians and their allies be secured more firmly in the British interest, and as a means thereto apprehend it best that the British governments on the main unite in proper measures for that purpose. And thereupon this Assembly do hereby nominate and appoint William Pitkin and John Chester, Esqrs, to be Commissioners from and on behalf of this government, to meet his Excellency Governor Clinton and such other Governors or Commissioners as may attend from other of his Majesty's governments at Albany, and there on the behalf of this government to treat with the Indians of the Six Nations and their allies, in order to con-

firm them in the British interest; and there also, in conjunction with the Governor or Governors, or Commissioners from other governments, present and attending on that affair, to concert further measures proper for the better securing the said Indians and their allies in his Majesty's interest, and defeating the endeavours of the French to render the fidelity of the said Indians precarious. And his Honour the Governor of this Colony is desired to commission the said William Pitkin and John Chester, Esqrs, for the purpose aforesaid. And this Assembly do further resolve, that the said Commissioners do make to the said Indians some proper presents on behalf of this government, at their meeting them on the occasion aforesaid. And to enable them to do the same, this Assembly orders and impowers the said Commissioners to draw out of the public treasury of this Colony a sum not exceeding sixty pounds New York currency, to be improved for the purpose aforesaid; and to report their doings to this Assembly at the sessions thereof in October next.\*

Whereas his Honour the Governor has laid before this Assembly an account of sundry disbursements by our Agent, Richard Partridge, Esqr, of London, on account of this Colony, and on account of the regiment raised in this Colony on the late intended expedition against Canada, with a reserve of four hundred pounds sterling in his hands for the further service of this Colony,

*Resolved by this Assembly,* That his Honour the Governor be desired to write to the said Richard Partridge, Esqr, and inform him of the grateful sense this Assembly hath of his care and vigilance in the affairs and concerns of this Colony and their cheerful approbation of his disbursements and reserve for the use of this Colony; and also to inform that however the former acts of this Assembly may (on a critical view) have a look that way, yet that it was unexpected that the money of this Colony should be expended in the service of said regiment: therefore desire the said Mr. Partridge not to make any other advancements on account thereof without the further orders of this Assembly.

This Assembly do appoint Joseph Pitkin, Esqr, to be Colonel of the first regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint George Wyllys, Esqr, to be Lieu-

---

\* The account of the conference with the Six Nations held at Albany July 6-10, 1751, may be found in the *Documents relating to the Colonial History of New York*, vi, 717.

tenant Colonel of the first regiment in this Colony, and order that he be commissioned accordingly.

*Resolved by this Assembly,* That the auditors appointed by this Assembly to audit the accounts with the Treasurer of this Colony do, and they are hereby directed, in auditing the public accounts to take care fully to acquaint themselves with the whole state of the treasury, and inform themselves in the best manner in all respects relating thereto, and what quantity of bills of public credit both of the old tenour and new are now outstanding, and what of specie there is in the treasury, and lay the same before this Assembly in October next, that the Assembly may know the true state thereof.

Whereas this Assembly are informed that there is due to this Colony from the heirs of George Richards of New London, late sheriff of the county of New London, a considerable sum of money, which the said sheriff collected by executions in favour of the Colony: This Assembly do appoint and fully empower Jonathan Trumble, Esq<sup>r</sup>, in the name and in behalf of this Colony, to ask, demand, sue for, recover and receive, what sum or sums are due to the Colony, as aforesaid, for the use of the Colony, and to put the same into the treasury of the Colony, taking his receipt therefor.

*Ordered by this Assembly,* That Nathaniel Stanly, Esq<sup>r</sup>, Treasurer, pay out of the public treasury of this Colony to Joseph Pitkin, Esq<sup>r</sup>, the sum of fifty-one pounds twelve shillings in bills of credit of the old tenour, for cloathing he sent by Capt. Martin Kellogg to Hendrick, chief of the Mowhawks, and one of his chief men, in January last.

[62] Upon the report of Colo. Jonathan Trumble and Colo. John Bulkley, Esq<sup>rs</sup>, a committee appointed by the General Assembly held at New Haven in October, 1750, to view and consider the circumstances of a tract of land in Stonington containing two hundred and eighty acres purchased of Isaac Wheeler of said town by James Avery and Thomas Leffingwell, a committee in behalf of the General Court, for the use of Momohor and the Indians under him, by deed dated May the 24th, 1683, in which deed said Wheeler made some reserves to himself, after which there were country grants of two hundred and eighty acres laid out on the same land, and William Williams and Nathan Crary of Stonington laying claim to said land by virtue of said reserve and said country grants, and thereon to propose such agreement and settlement with the said Williams and Crary as they should think just and equitable in the premises with the cost that hath arisen thereon, reporting to this Assembly that said com-

mittee proposed that the bounds of said land be as is set forth in said report, and that the said Williams and Crary shall have fifty-five acres within said bounds set off to them, their heirs and assigns, in such form as is set forth in said report, and the Governor and Company to release the same to them, &c., and the remaining part of said large tract to be to the Governor and Company and their successors, and the said Williams and Crary to release the same to them, and that the said Williams and Crary should have liberty to relay said country grants on the ungranted lands in this Colony, and that the said Williams and Crary pay the cost of the committee, *viz.* Messrs. Trumble, Huntington and Dyer, sent by the Assembly to enquire into the state of this affair, and what cost necessarily arose by their enquiry, with which propositions said Williams and Crary complied, as per report, dated May 24, 1751, more fully appears: And the said Williams and Crary by their memorial to this Assembly representing that the abovementioned country grants being four several grants made by the General Assembly held at Hartford, 1671 and 1672, unto Thomas Spencer, Benedictus Alverd, Nicholas Clark, and Robert Sandford, of two hundred and eighty acres in the whole, by mean conveyances legally descended to them, and that said grants have never been laid out anywhere only on the aforesaid land purchased of Isaac Wheeler as aforesaid, praying for liberty to have said grants laid out on the ungranted land in this Colony, as per their memorial on file: This Assembly doth approve of and ratifie the aforementioned propositions for agreement and settlement in the premises made by the said Trumble and Bulkley, committee, with the said Williams and Crary, and thereupon appoint the said Jonathan Trumble and Isaac Huntington, Esq<sup>rs</sup>, a committee in behalf of this Assembly, to measure off the abovementioned land and make bounds according to the abovementioned report, and in the name of the Governor and Company to give to and receive from the said Williams and Crary quitclaim deeds accordingly, and to tax the cost above referred to and receive the same of the said Williams and Crary. And it is further resolved, that when and so soon as the said quitclaim deeds shall be executed and delivered and the said cost paid by the said Williams and Crary, that the said Williams and Crary have liberty granted them to have the aforesaid country grants of two hundred and eighty acres laid out to them in one or two parcels, on the ungranted lands in this Colony, (exclusive of the town of Norfolk,) and Mr. Roger Sherman, surveyor of lands for the county of New Haven, is impowered,

at the cost of the said Williams and Crary, to lay out the same.

Upon the memorial of John Goodale and Samuel Goodale, both of Woodstock, and others, shewing to this Assembly that the selectmen of the town of Killingly took into their care John Goodale of said Killingly, father to the memorialists, together with his estate, real and personal, in the year 1724, and that said estate to this day hath not been expended, saving about one hundred pounds old tenour for the maintenance of the said John Goodale or his family, &c.; and [63] praying for a committee appointed by this Assembly || to call said selectmen to an account of the disposal of the moveable estate and of the profits of the real estate of the said John Goodale, and that the same be released to the memorialists that yet is remaining, upon their securing said town of Killingly, &c., and that said committee report their judgment thereon: Resolved by this Assembly, that Hezekiah Huntington, Esqr, Capt. Philip Turner, and Lieut. Richard Hide, all of Norwich in New London county, are appointed a committee, and it is hereby resolved that they be a committee as prayed for in said memorial; and they are hereby directed to repair to the town of Killingly or some neighboring town to said Killingly, and after having notified all parties, have full power to examine into the matters referred to in said memorial and all the circumstances relating thereto, and to enquire of all parties under oath and other evidences as they shall think best, and they or any two of them report their judgment and opinion thereon to this Assembly to be holden at New Haven in October next, all at the cost of the memorialists. And the further consideration of said memorial is referred to the Assembly in October next.

Upon the memorial of Joseph Wyouke, Pequot Indian, and the rest of the Pequot Indians that live at Masshantuxet in the township of Groton, representing that they preferred their memorial to this Assembly in May last, therein shewing that there is a considerable tract of land in said Groton, known by the name of Masshantuxet, reserved for the use of the memorialists, and that the proprietors of said Groton in the year 1732, by liberty then obtained from this Assembly, have laid out one half of said reserved lands into fifty acre lots and have fenced the same, which liberty was only during the pleasure of the said Assembly; and also complaining that the said proprietors, under colour of said liberty granted as aforesaid, had defeated the said Indians of their improvements, had destroyed their crops, cut down their timber and

firewood, contrary to the meaning and intention of said Assembly in the liberty granted as aforesaid, &c.; and in said memorial also praying that a committee might be appointed to enquire into the premises and matters in said memorial alledged, in order to the removal of said English people from the said reserved lands, and that for the future they might not have any improvements thereon, &c.; and that thereupon said Assembly appointed Jonathan Trumble and John Bulkley, Esq<sup>rs</sup>, a committee to enquire into the matters in said memorial referred to, and to make their report and give their opinion in the premises to said Assembly at their sessions in October last; that said committee had not been able to attend said service, though repeated applications had been made to them for that purpose; that the difficulties of the said Indians are daily increasing, &c.; and now praying that another committee may be appointed, &c.: Resolved by this Assembly, that Isaac Huntington and Ebenezer Backus, Esq<sup>rs</sup>, of Norwich, be and they are hereby appointed to be a committee to repair to said Groton, to enquire into the matters referred to in said memorial, and to make their report and give their opinion in the premises to this Assembly at their present sessions or at their sessions in October next.

Upon the memorial of Joseph Cadey, Hez. Cutler, Thomas Wilson, Ephraim Cadey, Joseph Rickyard, and Samuel Blois, all inhabitants of Thomson Parish in the town of Killingly, shewing to this Assembly that their places of residence are nearer to the first society in Killingly and the roads much better, &c., and praying to this Assembly that they with their estates may be annexed to the said first society in Killingly: Resolved by this Assembly, that the memorialists with their estates be annexed as prayed for, and that they have and enjoy all society and ecclesiastical privileges in the first or middle society in Killingly.

On the petition of James Rogers the third of New London, *vs.* Pardon Tabor, Jeremiah Tabor, Samuel Tabor, Lydia Haines (widow,) all of New London, and Josiah Tabor of Lyme and Hannah his wife, on file: The question was put, whether the pleas offered by the respondents in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of John Root, of Glassenbury in the county of Hartford, *vs.* Jonathan Tillotson of Hebron, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Jonathan Huntington of Norwich, *vs.*

Prosper Wetmore of said Norwich, on file : The question was put, whether in rendering the judgment of the superior court referred to in the said petition there is manifest error, as complained of by the petitioner : Resolved by this Assembly in the negative. *Cost allow'd respondent £10 19s. 4d. Ex. granted June 22d, 1751.*

The Treasurer's oath prescribed by law was administered to Nathaniel Stanly, Esqr, by his Honour the Governor.

[64] On the petition of Ebenezer Benton of Hartford, *vs.* Thomas Seymour of Hartford, Bevil Seymour of Weathersfield, Augustus Stanly and Alice his wife of Hartford, Isaac Norton and Sarah his wife of Farmington, Nathaniel Seymour and Mary his wife, Elisha Smith and Ruth his wife, and Jerusha Seymour, all of Hartford, on file : The question was put, whether the prayer of said petition should be granted : Resolved by this Assembly in the negative. *Cost allowed respondents is £16 10s. 8d. old tenor.*

On the petition of Ebenezer Benton of Hartford, *vs.* Webster Waters, Joseph Waters and Elizabeth Waters, all of Hartford, Mary Waters and Elizabeth Waters of New Hartford, and Abraham Waters of Farmington, on file : The question was put, whether the pleas offered by the respondents in abatement of the said petition are sufficient to abate the same : Resolved by this Assembly in the affirmative. *Cost allow'd respondents £19 8s. 0d. Ex. granted July 1st, 1751.*

On the petition of John Waterous, Abraham Andrews, Elisha Ayres and Traverse Ayres, all of Saybrook in the county of New London, *vs.* Samuel Williams of said Saybrook, on file : The question was put, whether the pleas offered by the respondent in abatement of the said petition are sufficient to abate the same : Resolved by this Assembly in the affirmative. *Cost allow'd respondent is £15 8s. 0d. money old tenour. Ex. granted August 8th, 1751.*

On the petition of John Eliot, of New Haven in the county of New Haven, *vs.* Isaac Burr, late of Worcester in the county of Worcester and Province of the Massachusetts Bay, now of Windsor in the county of Hartford, &c., on file : The question was put, whether the prayer of said petition should be granted : Resolved by this Assembly in the negative. *Cost allow'd respondent £8 10s. 8d. old tenour.*

On the petition of Samuel Roberts, of Middletown in the county of Hartford, *vs.* John Bate, of Durham in the county of New Haven, &c., as on file : The question was put, whether the pleas offered by the respondent in abatement of said pe-



tion are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £11 6s. 8d. money old tenour. Ex. granted May 29, 1751.*

Additions to the Lists of Estate of the several Towns in this Government hereafter mentioned, sent in to this Assembly are as follow, viz:

*Single Additions.*

*Fourfold Assessments.*

To Weathersfield,	£1560	9	7						
To Waterbury,	382	6	0	-	-	-	£12	0	0
To Hebron,	184	5	6						
To Saybrook,	97	5	0						
To Litchfield,	354	6	0	-	-	-	72	0	0
To Lyme,	883	12	0	-	-	-	200	0	0
To Colchester,	2844	11	0						
To Canterbury,	452	5	0						
To Fairfield,	559	3	3	-	-	-	1820	7	0
To Newtown,	245	0	0						
To Stratford,	1345	9	10						
To Branford,	476	10	3						
To Norwalk,	680	13	3	-	-	-	59	0	0
To Symsbury,	70	0	0						
To Woodberry,	1300	0	0	-	-	-	44	0	0
To Tolland,	1019	19	0	-	-	-	72	0	0
To Pomfrett,	1307	16	0	-	-	-	118	0	0
To Ridgfield,	56	13	0	-	-	-	243	15	0
To Milford,	928	17	0						
To Derby,	9	2	0						
To Woodstock,	4463	10	0						
To Coventry,	493	5	6						
To New Haven,	925	3	5	-	-	-	268	5	0
To Hartford,	2064	12	8						
To Guilford,	41	2	7	-	-	-	283	0	0
To Groton,	1241	15	0	-	-	-	2614	17	0
To Ashford,	525	5	0						
To Killingworth,	98	0	0	-	-	-	393	6	0
To Windham,	2050	18	0	-	-	-	239	10	0
To Stonington,	529	10	0	-	-	-	72	0	0
To Greenwich,	3241	8	6	-	-	-	880	0	0
To Glassenbury,	1621	12	0						
To Voluntown,	396	0	0						
To Windsor,	764	14	6	-	-	-	250	2	0
To Farmington,	594	8	0	-	-	-	208	12	0
To Mansfield,	698	5	6						
To Norwich,	467	3	8	-	-	-	924	10	0
To New Milford,	245	11	0	-	-	-	841	12	0
To Preston,	371	2	0						
To East Haddam,	157	16	0	-	-	-	184	6	6
To Plainfield,	543	4	0						

	<i>Single Additions.</i>	<i>Fourfold Assessments.</i>
To Stanford,	£271 0 4 - -	£2207 17 8
To Lebanon,	496 3 0 - -	384 0 0

Upon the petition of Nathan Birdsell, of Oblong, &c., shewing that Nathaniel Berry, of Cornwall in Hartford county, by his writ dated May 7th, 1750, brought his action against him, demanding £307 19s. 6d., and the said sum before the adjourned county court at Hartford in January last obtained final judgment for; that Mr. Paul Welch, on whose evidence he much relied having been by him inadvertently — to give [65] special bail for him in said case || was thereupon by said court adjudged legally incapable of giving evidence in said case, and accordingly not admitted, on failure of whose evidence &c. he lost his said cause, and praying relief, as per his petition on file: Resolved by this Assembly, that the said Nathan Birdsell have liberty of another tryal of said case at the adjourned county court to be holden at Hartford on the 3d Tuesday of June next, on his procuring some other sufficient person or persons on his behalf before said court to give special bail in said case, which it is hereby resolved may by said court be admitted of in the room of said Mr. Welch his former bail, and he, said Welch, thereupon be accounted as discharged and as legally capable of giving evidence in said action, his having been formerly bound as abovesaid notwithstanding; and that the future cost only shall follow such final tryal.

Upon the memorial of John Thomson of Hebron, representing that by his extraordinary endeavours in going to Boston, &c., he was instrumental of the conviction of one Briant of said Boston for counterfeiting and uttering of bills in imitation of the bills of crédit of this Colony, &c., and complaining that he had not received a sufficient reward for his pains and disbursements in that undertaking, &c.: Resolved by this Assembly, that the said John Thomson shall receive, as a further reward for his said service, the sum of twenty pounds in bills of the old tenour out of the public treasury; and a copy of this act shall be a sufficient warrant to the Treasurer to pay the same.

Upon the memorial of Isaac Barnum, Joseph Murray, Benjamin Dunning, and others, who live in the northeasterly part of the township of Danbury, in the southwesterly part of New Milford, and northwest part of the township of Newtown, praying for parish privileges, &c.: Resolved by this Assembly, that Mr. Samuel Olinstead of Ridgfield, Mr. Joseph Sanford of Reading, and Mr. Henry Castle of Woodberry,

be a committee to repair to the memorialists and, having first notified all persons and parties concerned, to hear their pleas, view their circumstances, and upon the whole, if they judge it best that the memorialists be made a distinct ecclesiastical society, that they affix the bounds and limits of said society and make report of their doings to this Assembly at New Haven in October next.

Upon the memorial of Thomas Parmele, John Mason and Joseph Dann, inhabitants living in the southwest part of Litchfield in the county of Hartford, representing that they live a great distance from the place of public worship in said Litchfield, and near to the parish of Judea in Woodbury, and praying to be released from paying taxes for the support of the ministry and for building of meeting-houses in said Litchfield, &c.: Resolved by this Assembly, that the memorialists be and they are hereby released from paying such taxes in said town of Litchfield, and for the future they shall pay their parish taxes to the said parish of Judea, where they shall be deemed to belong and are hereby annexed.

Upon the memorial of Joseph Fullar and Joshua Lazell, both of Kent in the county of Hartford, alledging that for a valuable consideration they by sundry mean conveyances brought down to them from one Stephen, Indian, they had obtained the native right to a certain large tract of land lying on the west side of Ousatumuck River in the country lands lately annexed to said Kent, abutting north on the town of Sharon, east on said river, and south on the country land, as is more particularly described in said memorial on file, and praying that a recompence may be made them for the purchasing the said right, &c.: Resolved by this Assembly, that Messrs. Samuel Canfield, Samuel Addams and Roger Sherman, or any two of them, be and they are hereby appointed a committee, at the cost of the government, to view and make an estimate of the said lands under their present circumstances, and report their opinion upon the whole, and of what part thereof, to be taken in one entire piece to each of said memorialists, may be a meet recompence for said purchase to be allowed to said memorialists, to the sessions of this Assembly in October next.

Upon the report of Messrs. Gurdon Saltonstall and Jeremiah Miller, Esq<sup>rs</sup>, who were appointed a committee by this Assembly at their sessions at New Haven in October last to enquire and examine into the matters contained in a memorial exhibited to said Assembly by the Reverend Mr. George Griswold, gospel minister of the second society in Lyme,

therein representing that said society of late have and still do wholly refuse to afford him, the said memorialist, any means of support, and praying for relief, as per memorial on file, and [66] make report to this Assembly with their opinion thereon: || Resolved by this Assembly, that the inhabitants of said second society in Lyme (excepting those which were then exempted by law) be assessed and taxed in the sum of three hundred pounds money old tenour for each of the two last years, according to the list of said society in the year 1748 and the year 1749, respectively, and that John Lay 3d of Lyme make the rates and deliver the same to the collector, and that Josiah Dewolph jun. of Lyme be the collector of the said rates, with authority as other collectors by law are invested with, who is hereby directed to apply to the civil authority for a distress in case of need, and that he pay the same to said memorialist accordingly.

Upon the memorial of Caleb Ball of New Haven, administrator on the estate of Mrs. Mary Holt, late of Milford, deceased, setting forth that the debts and charges due from the estate of said deceased surmount the moveable estate of said deceased the sum of £180 7s. 0d., praying for liberty to sell so much of the lands of said deceased as to pay said sum with the incident charges, &c.: Resolved by this Assembly, that the said Caleb Ball be appointed and he is hereby fully authorized and impowered by and with the advice of the court of probate for the district of New Haven, to sell so much of the lands of said deceased as to answer the said sum of £180 7s. 0d. with the charges arising about the same.

Upon the memorial of Nathaniel Parks and Elizur Clark, administrators on the estate of Joseph Clark late of Bethlehem in Woodberry, deceased, shewing to this Assembly that the debts of the deceased surmount the moveable estate the sum of £220 3s. 4d., and praying for liberty to sell so much of the real estate of the deceased as may answer the debts due with the incident charges arising thereon: Resolved by this Assembly, that the memorialists be impowered, and they are hereby authorized and impowered to sell so much of the real estate of the deceased Joseph Clark as shall amount to the aforesaid sum of £220 3s. 4d. old tenour, together with the incident charges arising thereon, taking the advice of the judge of the court of probate in the district of Woodberry therein.

Upon the memorial of Hopestill Cruttenden, administrator on the estate of Daniel Cruttenden late of Middletown, deceased, shewing to this Assembly that the debts due from

said estate surmount the moveable estate the sum of £642 2s. 2d., and praying to this Assembly for liberty to sell so much of the real estate of the deceased as shall pay the said sum: Resolved by this Assembly, that the said administrator have liberty to sell so much of the lands of the said deceased as shall pay the said sum together with the necessary charges arising on the sale thereof, taking the advice of the court of probate in the district of Hartford on the sale thereof.

Upon the memorial of Ephraim Doane, of Middletown in the county of Hartford, representing that two of his sons were on board of one of the sloops employed as a transport in the Colony's service in the year 1745, which partly belonged to the memorialist; that the said sloop in her return from Cape Breton in the winter following was supposed to be lost, and that the memorialist's two sons with the rest on board are perished; that the memorialist by such loss of his estate and his sons, on whom was his great dependence in his advanced years, was brought under pitiable circumstances, and praying relief, &c.: Resolved by this Assembly, that the sum of one hundred and fifty pounds old tenour bills be delivered to the memorialist as a gratuity out of the public treasury of this Colony, and the Treasurer by this act is warranted to pay the same to the memorialist.

Whereas Jabez Hamlin and Joseph Buckingham, Esq<sup>rs</sup>, and Capt. James Church, upon the memorial of Benjamin Stoughton and others living on a certain tract of land in the southeast part of the town of Windsor, were by an act of this Assembly appointed a committee to view the circumstances of the memorialists, in order to their being a distinct society, &c.; and whereas said committee have not been able and are still unlikely ever to attend said service: It is now, therefore, resolved by this Assembly, that Jonath. Hale, Esq<sup>r</sup>, of Glassonbury, Elizur Goodrich, Esq<sup>r</sup>, and Mr. Hez<sup>h</sup> May, of Weathersfield, be and they are hereby appointed to be a committee to proceed and attend on the matters and business referred to in the aforesaid act, and make their report thereon to this Assembly in October next.

[67] Upon the memorial of the inhabitants of the town of Salisbury, by their agent, Mr. Samuel Bellows of said Salisbury, praying that this Assembly would enable the said town of Salisbury to choose a collector to gather and collect a certain land tax in said Salisbury granted by the General Assembly of this Colony at their sessions held at New Haven the 2d Thursday of October, 1749, whereupon John Chipman of said Salisbury was appointed to collect said tax and he, said Chip-

man, refusing to collect said tax: Resolved by this Assembly, and this Assembly do appoint the said John Chipman to collect said tax, and that he be under the same obligations and subject to the same penalties that other collectors in this government by law are, and that said collector collect said tax and deliver the money to the committee of said Salisbury.

Upon the memorial of Thomas Barns of Middletown, administrator on the estate of Shamgar Barns late of Middletown, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate the sum of £268 18s. 0*d.*, and thereupon praying for liberty to sell land, &c.; Resolved by this Assembly, that Mr. Benjamin Adkins of Middletown be impowered and he is hereby impowered to sell so much of the real estate of said deceased as will procure the said sum of £268 18s. 0*d.* with the incident charges arising thereon, taking the direction of the court of probate for the district of Hartford therein, and to pass deed or deeds accordingly.

Upon the memorial of Rebecca Mayo of Middletown, administratrix on the estate of Richard Mayo late of said Middletown, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate of said deceased the sum of £95 13s. 6*d.*, and thereupon praying for liberty to sell land, &c.: Resolved by this Assembly, that the memorialist be impowered, and she is hereby impowered, to sell so much of the real estate of said deceased as will procure the said sum of £95 13s. 6*d.* with the incident charges arising thereon, taking the direction of the court of probate in the district of East Haddam therein, and to pass deed or deeds accordingly.

Upon the report of William Wolcott, Esqr, Messrs. Mathew Rockwell and Abiel Abbot, all of Windsor, who by this Assembly in May, 1750, upon the memorial of Samuel Wells, John Rizley and others, inhabitants of Hartford, complaining of the doings of a jury appointed by the county court in the county of Hartford in laying out a highway on the east side of the great river in said Hartford from the country road leading from Hartford to Glassenbury eastward to the end of the three mile lots, were appointed to view the circumstances of said highway and consider the matters referred to in said memorial, &c., and who in their report have given their opinion that it would be more convenient for the public and less detrimental to particular persons to have said highway laid out on the south side of said Samuel Wells's lot, from the

road eastward till it fall in with said highway where it first began on said Wells's lot, than where from the said road to that place it is now laid, &c.: Resolved by this Assembly, that all the doings of the said jury complained of in the part aforesaid, *viz.* from the said road eastward till it falls in with the said Wells's lot, be and the same is hereby reversed and made void. And the said county court in the county of Hartford are hereby impowered and directed to issue their warrant for the summoning another jury to proceed in such time as said court shall direct, and to begin at the said road and to lay out a highway from thence eastward, to be on the south of said Wells's lot, of suitable width until it fall in with the said highway on said lot laid out by said former jury, and to assess the damages, and to make return of their doings to the said county court; and the same being allowed and approved, the said county court are further to proceed in all matters relating to said highway according to the provision of the laws of the Colony respecting highways.

Upon the petition of Stephen Minor of Stonington, representing that William Potter, of South Kingston in Kings county in the Colony of Rhode Island, by his writ dated October the 9th, 1749, brought his action against the petitioner to the county court held at Norwich in the county of New London on the 4th Tuesday of November, 1749, therein demanding the surrendry of about fifty acres of land lying in Stonington aforesaid, which action at the superior court held at New London on the 4th Tuesday of September, 1750, came to a final tryal upon the plea of No wrong and disseizin: that the jury at said tryal bro't in their verdict that the petitioner, the then defendant, had done wrong and disseizin to the plaintiff, as in his declaration he had alledged, and found for the plaintiff the surrendry of said land with five shillings damage and cost, (which was taxed at £78 0s. 0*d.* money;) that the said superior court thereon rendered judgment accordingly, and that execution had been done, &c.; and complaining that the jury in finding of said verdict had erred and missed the law; and praying that the afore-[68] said final judgment and doings || thereon might be reversed, and for liberty of another tryal, &c., as per petition on file: Resolved by this Assembly, that the aforesaid judgment of the superior court in September 1750, and all the doings thereon, be and the same is hereby reversed and declared to be void; and the liberty of another tryal in said action, by way of review, is granted to the petitioner, at the superior court to be held at New London in the county of

New London in September next: and the whole cost shall follow the final judgment that shall be given in said action. And in case final judgment shall be rendered in favor of the petitioner in said tryal, the said superior court are impowered and directed to award execution for the petitioner's costs and all such sums as the said Potter hath recovered against him, and to cause the petitioner to become reseized of the said demanded about fifty acres of land.

Upon the memorial of William Collins, shewing to this Assembly that he had consumed by fire, on the 19th day of January last, the sum of nine pounds in bills of credit of the old tenour of the Colony of Connecticut, and praying this Assembly to grant him the said sum to be paid to him, &c.: Resolved by this Assembly, that the said Collins have the sum of nine pounds in bills of credit of the Colony of Connecticut of the old tenour paid to him by the Treasurer of the Colony; and the Treasurer is hereby ordered to pay the same as aforesaid.

On the memorial of Benjamin Chaplin, William Alworth, Samuel Butt, William Farnam and John Hovey, all of Pomfrett and Canterbury, shewing to this Assembly that their situation is so remote from the places of public worship to which they respectively belong that they cannot attend without great difficulty, and shewing also that their situation is nigh and well accommodated to attend the public worship of God in the second society in Windham; and praying that they with their personal estates and the farms on which they respectively live, lying in the towns of Pomfrett and Canterbury, may be annexed to the said second society in Windham: Resolved by this Assembly, that the abovenamed memorialists with their estates as above exprest be annexed to said second society in Windham, with them to enjoy all society priviledges, and that they do duty with them as the laws of this Colony directs.

Upon the memorial of Benjamin Frizzel of Woodstock in the county of Windham, administrator on the estate of Ephraim Mannering late of said Woodstock, deceased, shewing to this Assembly that on the 7th day of February, 1739, one Margaret Hemingway late of said Woodstock, deceased, executed a deed of sale on a piece of land in said Woodstock, containing about thirteen acres, to the said Ephraim Mannering, deceased, and died without acknowledging the same according to law, and that since the death of the said Margaret the said Ephraim is dead also; and praying to this Assembly that the said deed may be entered on the records of the said town of Woodstock, and that



the same be effectual in law: Resolved by this Assembly, that the said deed may be entered as prayed for, and that the same when entered shall be as good and effectual in the law to convey the title of the said land, to all intents and purposes, as if the same had been acknowledged according to law.

Upon the petition of Walter Boardman and Patience his wife of Pomfrett, *vs.* Joseph Griggs of Woodstock, which petition is dated April 29th, 1751, in which petition the said petitioners pray for relief against the said Joseph with respect to sundry deeds of lands alledged to have been bought by their father Mr. Benjamin Griggs, deceased, which deeds are alledged not to have been recorded, and under such circumstances that the petitioners cannot come at them, supposed to have been in the possession of the said Joseph Griggs; alledging also that the said Joseph being in the possession of the lands of the deceased, he hath since taken deeds to himself of those lands from the persons or their heirs that the said deceased bought those lands of; as per petition on file appears: Resolved by this Assembly, that Henry Bowen, Thos. Chandler, Esq<sup>rs</sup>, and Capt. Jabez Lyon, of Woodstock, or any two of them, be a committee, and they are hereby appointed a committee, to enquire into the subject matter contained in said petition, first notifying the said parties to appear at such time and place as they shall appoint. And they are hereby directed first to endeavor to bring the said parties to an agreement and full settlement of the matters of difference and everything relating thereto; and if they cannot bring them to an agreement, the said committee are hereby directed to enquire into the matters of fact alledged of the parties under oath or otherwise as they think fit, as also by all other evidences produced, and to make report to the Assembly in October next how they find the same, with their opinion thereon what ought to be done.

On the report of Joseph Cadey, Ebenezer Holbrook and Jabez Fitch, committee appointed by the General Assembly holden at Hartford 2d Thursday of May, 1750, to enquire into the losses John Dwight of Killingly sustained by having his notes, &c. burnt, shewing to this Assembly that they have enquired into the losses Capt. John Dwight of Killingly [69] sustained by reason of his notes, book-debts and credits, || and receipts for money paid, being burnt with fire with his house on the 18th day of February 1749-50, and that the said committee report that they find that the said Dwight had consumed by fire sundry obligations and writings given by Theodore Dwight and Penuel Childs of Killingly in the

county of Windham, and Thos. Brooks of Haddam in the county of Hartford, and Aaron Lyman of Cold Spring in the county of Hampshire, and Jeremiah Baker of Dedham in the county of Suffolk in the Province of the Massachusetts Bay, to the said John Dwight, and that the said committee have found that the said Theodore Dwight and Penuel Childs, &c, joyntly and justly owe to the said John Dwight the sum of seventy-five pounds in bills of credit of the old tenour: Resolved by this Assembly that the said John Dwight recover of the said Theodore Dwight, Penuel Childs, Thomas Brooks, Aaron Lyman, Jeremiah Baker, the sum of seventy-five pounds in bills of credit of the old tenour, and execution be granted in favour of the said John Dwight against the said Theodore Dwight and Penuel Childs, &c., for said sum. *Ex. granted May 29th, 1751.*

Upon the petition of Jonathan Nickols of Newport, representing that John Rennals of Weathersfield in the county of Hartford, in and by one certain note in writing under the hand of said Rennals well executed, bearing date Newport, Sept. 1, 1750, he being then John Rennals, jun., for value received of the petitioner promised to pay to him the sum of one hundred and forty-four pounds twelve shillings, old tenour, on or before the first day of May next ensuing the date of said note, together with interest from said date; that by some mistake or accident the said note is utterly lost, being never satisfied or paid; and praying for relief, &c.: Resolved by this Assembly, that the petitioner have liberty to bring forward his bill setting forth the said matters to the adjourned county court to be held at Hartford in and for the county of Hartford on the 3d Tuesday of June next; and the petitioner procuring legal notice thereof to be given to the said Rennals to appear before said court to answer such bill, the said court may and is hereby directed, as a court of chancery and equity, to proceed to enquire, by the oaths of the parties and such other evidence as may be produced, into the truth of the case, and thereon to render judgment and award execution for such sum as to them shall appear to be justly due to the petitioner on account of the note lost as aforesaid.

Upon the memorial of Martin Kellogg, employed to instruct the Indians at Stockbridge, representing and shewing to this Assembly that divers of the Indians of the Six Nations attend him there in order to be instructed in reading and in the principles of the Christian faith, and this Assembly being greatly desirous to encourage and promote so good a design, do hereby appoint George Wyllys and Daniel Edwards, Esqrs,

a committee to draw out of the public treasury of this Colony a sum not exceeding the sum of two hundred and fifty pounds in old tenour, to be by them improved in conjunction with the said Kellogg for the support of those of the said Indians and their children as attend the instruction of the said Kellogg, and in such manner as may in the judgment of the said committee best promote the ends proposed, and lay the account thereof before this Assembly in October next.

Upon the petition of Isaac Jones and Samuel Field of Saybrook, shewing that they were at the expence of £83 16s. 0d. for support of one Pegg, an Indian woman, when she was sick and in custody of the law, and that they are without remedy unless this Assembly interpose, praying for relief in the premises: Resolved by this Assembly, that the petitioners have liberty to lay their accounts before the county court to be held in New London for the county of New London on the 2d Tuesday of June next, and notify the said Pegg to appear if she see cause to object against said accounts; and the said county court is hereby impowered and directed to take cognizance thereof, hear the parties, and adjust and settle said accounts, as to justice appertains, and award execution thereon accordingly.

Upon the petition of John Dyx of the town of Weathersfield, shewing to this Assembly that Ebenezer King the second and John Roe the second, of Suffield, brought their action before the county court held at Hartford on the 2d Tuesday of April A. D. 1750, demanding of the petitioner the sum of ninety pounds damages, by their writ dated March 22d day 1749-50, in which action judgment was then rendered against the petitioner on default, and that execution hath [70] been since || issued and levied, &c.; praying for liberty of a tryal of said action by review, for the reasons assigned in said petition, &c.: Resolved, that the petitioner have liberty to enter said action by review at the county court to be held at Hartford in November next, on his giving bond for the prosecuting said review, and that if in the tryal of said cause judgment shall be rendered in favour of the petitioner that then the court shall and they are hereby enabled to give judgment that the petitioner recover of the petitionees the sixty-five pounds recovered in former judgment, and that the future cost only follow the final judgment.

Upon the memorial of Cornelius Daviss and others, inhabitants of the west part of Stafford, praying to this Assembly to grant liberty to those inhabitants living on the west part of said Stafford, four miles east and west and six miles north

and south, to have liberty of preaching by an orthodox minister, approved by the associations, in the winter season, *viz.* from the first of October to the first of May, annually, and to be freed from bearing proportion for said time towards supporting the minister in said Stafford: Resolved by this Assembly, that the said inhabitants living in the west part of Stafford, four miles east and west and six miles north and south, have liberty to hire and improve some orthodox minister amongst them from the first day of December until the last day of March annually, and that such of them as shall so hire be freed from paying any tax during said time for the supporting the settled ministry in said Stafford.

Upon the memorial of the society of Abington in the township of Pomfrett, praying to this Assembly to have all the land, improved and unimproved, within the limits of said society to be taxed for the space of four years next coming, &c.: Resolved by this Assembly, that all the improved and unimproved land within said society be taxed at four pence per acre old tenour per year for the space of four years next coming, to be improved for the defraying the parish charges in said society, to be collected by the collector of said parish and delivered into the hands of the committee of said parish for the purposes aforesaid.

Upon the memorial of Mary Kilborn of Litchfield, administratrix on the estate of Samuel Kilborn late of said Litchfield, deceased, representing that on a further account taken of the estate there hath, since last May, been found to be due from said estate to the amount of £120 1s. 0d. old tenour more than was then known of or shewn to the General Assembly in their sessions then, and more than there is personal estate to discharge, and praying leave, in addition to the liberty granted last May, to sell so much more of said estate as may suffice to pay said sum, &c.: Resolved by this Assembly, that the said administratrix have liberty to make sale of such and so much more than she was heretofore allowed of said estate as may suffice to pay and answer said sum of £120 1s. 0d. old tenour together with the incident charges thereon arising, therein taking the advice of the court of probate for the district of Litchfield.

Upon the memorial of Abigail Reignolds, administratrix on the estate of David Reynolds late of Greenwich, deceased, shewing to this Assembly that the debts due from said estate surmounts the moveable estate the sum of £598 11s. 4d., and thereupon praying for liberty to sell so much of the said deceased's lands, to pay the sum aforesaid: Resolved by this

Assembly, that the memorialist, *viz*: Abigail Reynolds, be impowered, and she is hereby impowered, to sell so much of the lands of said deceased as will procure the said sum of £598 11s. 4d. with the incident charges arising thereon, taking the direction of the court of probate in the district of Stanford therein.

Upon the memorial of Isaac Judd of Waterbury in New Haven county, administrator on the estate of Joseph Judd late of Waterbury, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate the sum of £119 2s. 4d. old tenour money, and praying to this Assembly for liberty to make sale of so much of the lands belonging to said estate as to answer the sum of £119 2s. 4d. debt as aforesaid with the incident charges arising on the same: Resolved by this Assembly, that the said Isaac Judd be impowered, and he is hereby impowered, to make sale of so much of the lands belonging to the estate of the said Joseph Judd, deceased, and to give authentick deeds of the same, as to answer and pay the sum of £119 2s. 4d. debt as aforesaid with the incident charges arising thereon, taking the directions of the court of probate in the district of Woodbury therein.

[72] An Act for raising the Fare of the Ferry in Newtown at Potatuck.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That for the future the fare of said ferry shall be for man, horse and load, four pence; a led horse, one penny; a foot man, one penny half-penny; ox or other neat kine, three pence half-penny; sheep, hog, or goat, one half-penny.

Upon the memorial of Martha Tanner of Cornwall, administratrix on the estate of Thomas Tanner late of said Cornwall, deceased, shewing the debts due from said estate do surmount the personal or moveable part thereof to the sum of £250 4s. 0d. and praying leave to make sale of some real estate to pay said sum, &c.: Resolved by this Assembly, that the memorialist have liberty to make sale of such and so much of the real estate of the said deceased as may suffice to pay and answer said sum together with the incident charges on such sale arising, therein taking the advice of the court of probate for the district of Litchfield.

On the petition of Samuel Parsons jun. of Durham in the county of New Haven, *vs.* Moses Shelden of Durham aforesaid, dated May 1st, 1751, as on file: The question was put, whether the prayer of the petitioner should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is* £31 2s. 8d. *Ex. granted May 29th, 1751.*

Upon the memorial of Daniel Potter of Waterbury in New Haven county, administrator on the estate of Jeremiah Peck late of said Waterbury, deceased, shewing to this Assembly that the debts due from the estate of the said Peck surmount the moveable estate the sum of one hundred and thirteen pounds one shilling old tenour bills, and praying to this Assembly for liberty to sell so much of the lands of the said Jeremiah Peck as to pay and satisfy the sum of £113 1s. 0d. old tenour, debt as aforesaid, with the incident charges arising on the same: Resolved by this Assembly, that the said Daniel Potter be impowered, and he is hereby impowered, to sell so much of the land of the said Jeremiah Peck as to pay and satisfy the sum of £113 1s. 0d. old tenour, debt, and the incident charges arising thereon, taking the direction of the court of probate in the district of Woodberry therein.

Upon the prayer of John Warner jun. of Waterbury, administrator on the estate of Ebenezer Warner late of said Waterbury, deceased, shewing to this Assembly that before the settling of the estate of said deceased one John Warner, an orphan of said Ebenezer Warner deceased, was taken sick and died, and the charge of his sickness and the funeral expences amounted to the sum of £33 10s. 6½d. old tenour, and there being no moveable estate in the hands of said administrator to discharge said debt: Resolved by this Assembly, that said John Warner jun. have liberty, and he is hereby impowered, to make sale of so much of the real estate of the said Ebenezer Warner deceased, as to pay said debts with the incident charges arising thereon, taking direction of the court of probate in the district of Woodberry.

This Assembly grants to the honourable judges of the superior court, in addition to their present wages, as a farther reward for their service as judges of said court, the avails or fees of the said court, to be divided amongst those of them that shall attend that service from time to time in their several circuits.

This Assembly grants to the Honourable Roger Wolcott, Esqr, Governor of this Colony, one hundred and thirty pounds in bills of credit of this Colony of the new tenour, for the first half of his salary the current year.

This Assembly grants to the Hon'ble Thomas Fitch, Esqr, Deputy Governor of this Colony, sixty-five pounds in bills of credit of this Colony of the new tenour, for the first half of his salary the current year.

[72] *Ordered by this Assembly,* That the Treasurer of this Colony pay to Mr. Timothy Green of New London, out of the

public treasury the sum of four hundred sixty-one pounds eight shillings old tenour, in full for his binding two hundred and fifty-six Colony law books.

This Assembly grants to Jeremiah Miller of New London, Esqr, the sum of seventy pounds in bills of credit of the old tenour, for his service in inspecting the press while the new revised laws were printing; and the Treasurer of this Colony is hereby ordered to pay the same.

This Assembly grants to George Wyllys, Esqr, Secretary of this Colony, the sum of ten pounds in bills of credit of the new tenour on this Colony, for his salary the year past.

This Assembly orders Nathaniel Stanly, Esqr, Treasurer, to pay out of the Colony treasury to Timothy Green, for printing acts of Parliament, &c., and for bringing up the acts, &c., to this Court, the sum of two hundred and eleven pounds in bills of public credit of the old tenour.

Cost allowed Mary Thrall of Windsor, for her attendance &c. to answer the petition of Samuel Beamond of Symsbury preferred to this Assembly, which said Beamond did not appear to prosecute, is £22 9s. 4d. *Ex. granted June 20th, 1752.*

On the memorial of John Williams, Alexander Gordon, &c., vs. Rufus Minor of Stonington, one of the selectmen of said Stonington, and Samuel Prentiss, town-clerk of said Stonington, on file: The question was put, whether the pleas offered in abatement of said memorial are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondents.*

On the memorial of Samuel Griswold of Norwich in the county of New London, vs. Ebenezer Baldwin of said Norwich, one of the selectmen of said town, and the rest of the inhabitants of the said town of Norwich, on file: The question was put, whether the pleas offered in abatement of said memorial are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondents £30 12s. 10d. Ex. granted May 29th, 1751.*

This Assembly being drawn out to such a length that it is difficult for them to attend until the records thereof are compleat, do therefore appoint William Pitkin, John Chester, Thomas Wells, Esqrs, Colo. Joseph Pitkin, and Mr. Joseph Buckingham, a committee to attend his Honour the Governor to hear the records of this Assembly read off, and signed by the Secretary as compleat.

The whole record of the several Acts, Orders and Resolves of this Assembly, as it stands entered on the pages of this

book next preceding, was read off in the presence of his Honour the Governor and the committee abovenamed, and signed

GEORGE WYLLYS, Secret'y.

[73] *Anno Regni Regis Georgii secundi vigesimo-quinto.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA HOLDEN IN [NEW] HAVEN IN SAID COLONY ON THE SECOND THURSDAY OF OCTOBER, (BEING THE 9TH DAY OF SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE FIRST DAY OF NOVEMBER, ANNOQUE DOMINI 1751.

*Present:*

The Honourable Roger Wolcott, Esqr, Governor.

The Hon<sup>ble</sup> Thomas Fitch, Esqr, Deputy Governor.

James Wadsworth,	Andrew Burr,	} Esqrs, Assistants.
Samuel Lynde,	John Chester,	
William Pitkin,	Gurdon Saltonstall,	
Roger Newton,	Thomas Welles,	
Ebenezer Silliman,	Benjamin Hall,	
Hezekiah Huntington,		

*Representatives or Deputies of the several towns, viz;*

Mr. Joseph Buckingham, for Hartford.

Capt. Stephen Lee, Capt. Robert Denison, for New London.

Mr. Jonathan Huntington, Mr. Jedadiah Elderkin, for Windham.

Major John Russell, Capt. Nath<sup>l</sup> Harrison, for Branford.

Colo. James Lockwood, Mr. David Lambert, for Norwalk.

Capt. John Fowler, Mr. Robert Treat, for Milford.

Capt. Ebenezer Mead, Mr. Nath<sup>l</sup> Huestead, for Greenwich.

Mr. Henry Bowen, Colo. Thomas Chandler, for Woodstock.

Mr. Robert Knowlton, Capt. William Watkins, for Ashford.

Mr. William Wolcott, Capt. Daniel Bissell, for Windsor.

Mr. Riverius Carrington, Mr. Bushnell Bostwick, for New Milford.

Capt. Ephraim Terry, Mr. Joseph Olmstead, for Endfield.

Mr. Samuel Morgan, Mr. Nath<sup>l</sup> Brown, for Preston.

Capt. John Hubbard, Mr. Chauncey Whittelsey, for New Haven.

Mr. David Rowland, Capt. Samuel Burr, for Fairfield.

Capt. William Whiting, Mr. Joseph Tracey, for Norwich.

Colo. Jonath. Hoit, for Stanford.



Capt. Nathan Jewett, Mr. Daniel Ely, for Lyme.

Capt. John Humphrey, Capt. Nathaniel Holcomb, for Symbury.

Major Ebenezer Marsh, Mr. Thomas Harrison, for Litchfield.

Major Phineas Lyman, Mr. Asaph Leavitt, for Suffield.

Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenburg.

Mr. Daniel Booth, Mr. John Botsford, for Newtown.

Mr. Daniel Benedict, Mr. Samuel Grigory, for Danbury.

Mr. Ambrose Whittelsey, Mr. Jedadiah Chapman, for Saybrook.

Capt. Jonathan Robbins, Capt. Jonath. Belden, for Weathersfield.

[74] Mr. Joel White, Capt. John Bissell, for Bolton.

Mr. James Benedict, Mr. Samuel Olmstead, for Ridgfield.

Capt. Thomas Gates, for East Hadam.

Capt. Daniel Southmaid, Mr. John Warner, for Waterbury.

Capt. William Buel, Capt. Samuel Gilbert, for Hebron.

Mr. Zebulon West, Mr. Joshua Wills, for Tolland.

Mr. John Hooker, Mr. Solomon Whitman, for Farmington.

Capt. Benjamin Wheeler, Mr. Ezekiel Pierce, for Plainfield.

Mr. Simeon Minor, Mr. Jonah Prentiss, for Stonington.

Mr. Joseph Wells, Mr. Hezekiah Brainerd, for Haddam.

Capt. Samuel Hall, Capt. Samuel Hulls, for Wallingford.

Capt. Samuel Addams, Capt. Theophilus Nickols, for Stratford.

Mr. John Williams, Mr. Ebenezer Holbrook, for Pomfrett.

Colo. John Dyar, Capt. Jabez Fitch, for Canterbury.

Mr. Silas Long, Capt. Samuel Rust, for Coventry.

Mr. Samuel Minor, Capt. Increase Moseley, for Woodberry.

Mr. Peter Aspinwall, Capt. William Williams, for Mansfield.

Colo. Jonathan Trumble, Capt. James Fitch, for Lebanon.

Mr. Uriah Horsmer, Mr. Boaz Stearns, for Killingly.

Capt. Robt. Dixson, Mr. John Smith, for Voluntown.

Major Elihu Chauncey, Mr. James Wadsworth jun., for Durham.

Capt. Moses Hawkins, Mr. Charles French, for Derby.

Colo. Samuel Hill, Major Timothy Stone, for Guilford.

Major Jabez Hamlin, Capt. Joseph Southmaid, for Middletown.

Capt. Charles Bulkley, Mr. Jonath. Kilborn jun., for Colchester.

Major John Russell, Speaker, } of the House of Repre-  
 Capt. John Fowler, Clerk, } sentatives.

The several members of this Assembly who had not taken the oaths provided by act of Parliament instead of the oaths of allegiance and supremacy now took the said oaths provided

as aforesaid, and likewise the oath of abjuration, and made the declaration against popery.

This Assembly do establish and confirm Mr. Benjamin Wheeler to be Captain of the 8th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Shepard to be Lieutenant of the 8th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Wheeler to be Ensign of the 8th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Leonard to be Lieutenant of the 2d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Leonard to be Ensign of the 2d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Fish to be Captain of the troop of horse in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Dyar to be Lieutenant of the troop of horse in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eleazer Cadey to be Cornet of the troop of horse in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Fellows to be Quarter Master of the troop of horse in the 11th regiment in this Colony, and order that he be commissioned accordingly.

[75] This Assembly do establish and confirm Mr. Jabez Smith to be Lieutenant of the 2d company or trainband in the town of Ridgfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Rockwell to be Ensign of the 2d company or trainband in the town of Ridgefield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Slapp to be Captain of the 2d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Hall to be Lieutenant of the 2d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Williams to be Ensign of the 11th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Carpenter to be Lieutenant of the 15th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Asa Payson to be Ensign of the 15th company or trainband in the 11th regiment of this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Baldwin to be Lieutenant of the company or trainband in Goshen on the north and east part of the dividing line established in said Goshen for the military companies, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hinman to be Ensign of the company or trainband in Goshen on the north and east part of the dividing line established in said Goshen for the military companies, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Zachariah Goodell to be Captain of the 10th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Holt to be Lieutenant of the 10th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Amasa Sessions to be Ensign of the 10th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Mathew Grigory jr. to be Ensign of the company or trainband in the parish of Wilton in Norwalk, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Weller to be Cornet of the troop of horse in the 13th regiment

in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Hinman to be Quarter-Master of the troop of horse in the 13th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Warner to be Captain of the 2d company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Hitchcock to be Lieutenant of the 2d company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Canfield to be Ensign of the 2d company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do appoint Major James Lockwood to be Lieutenant-Colonel of the 9th regiment in this Colony.

This Assembly do appoint Capt. Jonathan Maltbie to be Major of the 9th regiment of this Colony.

*It is ordered and enacted by this Court,* That the brand for horses for the town of Woodstock shall be the following letter or figure, *viz.* W̄.

[76] This Assembly being informed by his Honour the Governor that in stating the case in the controversy between this Colony and the Province of the Massachusetts Bay the evidence of the distance that the station from whence the commissioners began to run the line in the year 1713, stands from the southernmost part of Charles River is wanting, and that this evidence may be obtained at Rhode Island: His Honour having also laid before this Assembly an act of the General Assembly of the Colony of Rhode Island, appointing a committee to prepare records and other evidences relating to the northern bounds of that Colony and to joyn with a committee to be appointed by this Colony in the affair,

This Assembly do thereupon appoint Roger Wolcott jun., and Phinehas Lyman, Esq<sup>rs</sup>, to be a committee to joyn with the committee appointed by the Colony of Rhode Island, to concert with them what is needful and proper to be prepared in the controversy relating to the northern bounds of the two Colonies, especially to procure evidences of the distance that the station aforesaid stands from the southernmost part of Charles River, and to deliver to the Governor such evidence when provided, with their report thereon. And his Honour

the Governor is desired to send a copy of this act to the Governor of Rhode Island, and concert with him for fixing the time and place for the meeting of said committee.

This Assembly being sensible of the unhappy circumstances of the first society and church in Newhaven are under by reason of the long and continued separation and divisions therein, the consequences of which may not only prove destructive to themselves but greatly prejudicial to the college erected and supported by this government, wherein the public peace, welfare and interest of this government is much concerned; and this Assembly having a tender regard for all concerned think proper to advise therein; and therefore, do hereby recommend it to the said society and church, and to those who separate from them, mutually to agree to invite and call in to their assistance a wise, indifferent and judicious council of the elders and messengers of this Colony, and such elders as shall be requested are desired to attend, and such churches as shall be sent to for the purpose aforesaid are desired to choose a messenger or messengers to attend such council, which council is desired to enquire into all matters of difficulty subsisting in said church and society, and hear all parties concerned, and advise what they judge proper to be done for the restoring peace and unity in said society. And this Assembly do recommend it to all parties to use all possible means and endeavours to restore and continue peace and unity among them.

This Assembly do establish and confirm Mr. Samuel Pettibone to be Captain of the company or trainband in the town of Goshen on the west side and southerly of the line established for dividing the military company in Goshen aforesaid, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Lyman to be Lieutenant of the company or trainband in the town of Goshen on the west side and southerly of the line established for dividing the military company in Goshen aforesaid, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abell Phelps to be Ensign of the company or trainband in the town of Goshen on the west side and southerly of the line established for dividing the military companies in Goshen aforesaid, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Linsley to be Ensign of the 3d company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Theophilus

Miles to be Captain of the westernmost company or trainband in the town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Gun to be Lieutenant of the westernmost company or trainband in the town of Milford, and order that he be commissioned accordingly.

[77] This Assembly do establish and confirm Mr. Noah Baldwin to be Ensign of the westernmost company or trainband in the town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Dan Throop to be Captain of the 2d troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Phelps jun., to be Lieutenant of the 2d troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ignatius Barker to be Quarter-Master of the 2d troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. George Holmes to be Captain of the company or trainband at the parish of New Salem, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Ransom to be Lieutenant of the company or trainband at the parish of New Salem, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Lothrop, to be Ensign of the company or trainband at the parish of New Salem, and order that he be commissioned accordingly.

The Gentlemen nominated by the Votes of the Freemen of this Colony to stand for Election in May next are as follow, viz:

The Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>,

The Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>,

James Wadsworth, Esq<sup>r</sup>,

Samuel Lynde, Esq<sup>r</sup>,

William Pitkin, Esq<sup>r</sup>,

Roger Newton, Esq<sup>r</sup>,

Ebenezer Silliman, Esq<sup>r</sup>,

Hez. Huntington, Esq<sup>r</sup>,

John Bulkley, Esq<sup>r</sup>,

Andrew Burr, Esq<sup>r</sup>,

John Chester, Esq<sup>r</sup>,

Gurdon Saltonstall, Esq<sup>r</sup>,

Thomas Welles, Esq<sup>r</sup>,

Benjamin Hall, Esq<sup>r</sup>,

Capt. Roger Wolcott,

Major Phinehas Lyman,

Colo. Joseph Pitkin,

Mr. John Griswold,

Mr. Jonath. Huntington,

Mr. Daniel Edwards.

An Act in Addition to and Explanation of the Law of this Colony entitled An Act for directing Listers in their Office and Duty.

Whereas in and by said act provision is made for relief of such persons as are or shall be overcharged in their lists, but the relief to be granted extends only to some particular cases in said act mentioned, by reason of which many persons may suffer by such over-charges and be without remedy: Which to prevent, and that equal justice may be done to all in every case,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That for the future an assistant or justice of the peace with two of the selectmen of the town, according to the direction in said act given, shall have authority, and they are hereby impowered, to consider and grant such relief or abatement as they shall judge just and reasonable to such as shall be overcharged in their lists, in all and every case or cases wherein the same may happen. And the same liberty is allowed to be granted to such as may be overcharged in the lists now brought in, or to be brought in to this Assembly, anything in said act notwithstanding.

*And be it further resolved and declared by the authority aforesaid,* That by those words in said act, *viz:* (Except lands in common fields not improved,) is and shall be understood and intended those lands only which have been ploughed; and that by those words in said act, *viz:* (Excepting only such lands as are much overgrown with wood, bushes, briars, and the like,) is and shall be understood and intended all lands whereon are growing wood, bushes, briars, and the like, whereby the same is unserviceable for pasture, whether the same hath ever been cleared or not.

[78] An Act in Addition to the Law of this Colony entitled An Act for the better Observation and Keeping the Sabbath or Lord's Day.

Whereas, notwithstanding in the last paragraph of said statute it stands enacted, that all and every assistant, justice of the peace, constable, grandjury-man, and tything-man, are by said statute required to take effectual care and endeavour that said act, in all the particulars thereof, be duly observed, &c., yet unnecessary travelling on said day is a growing evil: Which more effectually to prevent,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That every assistant in this Colony, and every justice of the peace, within the limits of their authority, are hereby impowered and directed when they shall have plain view or personal knowledge thereof, either with or without a written warrant, to cause all persons unnecessarily travelling on the Sab-

bath or Lord's day to be apprehended, and to examine them, and if need be to command any person or persons to seize, arrest and secure any such person unnecessarily travelling on the Lord's day as aforesaid, and them to hold till judgment may be had thereon. And every sheriff, constable, grandjury-man and tything-man, are hereby impowered and directed without warrant to apprehend and carry before the next assistant or justice of the peace all persons transgressing said law as aforesaid, provided they be taken upon sight or present information of others, and to command all necessary assistance therefor.

*And it is further enacted by the authority aforesaid,* That every person or persons that shall refuse to obey the command of any assistant, justice of the peace, sheriff, constable, grandjury-man, or tything-man, or neglect to afford his utmost assistance to apprehend and secure any person transgressing said act as aforesaid, shall be and hereby are subjected to the same pains and penalties as by law persons are subjected to for refusing to assist sheriffs and constables in the execution of their office.

*And it is further enacted by the authority aforesaid,* That when any sheriff, constable, or indifferent person, shall receive any warrant from lawful authority, to apprehend any person for transgressing said law as aforesaid, are hereby impowered and directed to pursue and apprehend such person or persons any where within the limits of the authority of the officer granting such warrant; any law, usage or custom to the contrary notwithstanding.

On the memorial of the President and Fellows of Yale College in Newhaven, a committee of this Assembly hath been appointed to inspect the college-house newly erected in said Newhaven, so far as it is already carried on, and the expences of it, and to make some estimate of the future charges which shall be necessary, and consider and propose the most proper measures in order to defray them; which committee report, that they have inspected the said college house, and enquired into the expences already incurred in building said college house, and find there is now due from said corporation, for work already done, the sum of £1764 17s. 3d. in bills of credit old tenour, over and above the several sums already obtained by the lottery, grants of this Assembly, and donations made by private gentlemen, and that by their estimate there will be needed to compleat and finish said house the sum of £6000 0s. 0d. old tenour bills, and thereupon have proposed the method mentioned in their said report: Whereupon this Assembly do order and resolve, that William Pitkin and Joseph



Buckingham, Esq<sup>rs</sup>, be a committee, and they are hereby appointed a committee fully authorized and impowered to receive of the Treasurer of this Colony bonds from sundry persons in this Colony payable in bills of credit either of this or the neighbouring governments, and which bonds have conditions thereto annexed expressed for payment to be made in bills of credit of this or the neighboring governments, to the value of £7764 17s. 3d. old tenour, and deliver the same to Thomas Clapp, president of said college, who is hereby authorized and impowered, by himself or his substitutes, to ask, sue for, recover and receive, the money due on such bonds, to be by the said president and fellows improved towards the finishing said college house.

[79] The Sums total of the Lists of the Polls and rateable Estate of the several Towns hereafter mentioned, sent in to this Assembly, are as follow, viz:

	£	s.	d.		£	s.	d.
Hartford,	39888	0	1	New Haven,	55032	19	6½
New London,	32441	3	3	Fairfield,	48430	5	10
Windham,	24083	1	0	Norwich,	53115	10	3
East Haddam,	18195	12	0	New Milford,	13102	1	9
Branford,	22024	12	10	Killingly,	21284	0	0
Farmington,	38651	13	5	Canterbury,	15138	14	0
Ashford,	11088	16	0	Hebron,	16346	18	0
Lyme,	25276	12	3	Ridgfield,	11300	10	9
Stonington,	30408	17	6	Norwalk,	34635	13	4½
Groton,	21933	15	0	Woodstock,	16005	10	0
Durham,	11274	5	0	Guilford,	33651	19	2
Wallingford,	40002	3	9	Weathersfield,	29108	15	0
Colchester,	23916	8	0	Tolland,	9451	0	0
Stanford,	28622	5	0	Coventry,	15572	2	6
Waterbury,	17762	10	6	Saybrook,	20181	2	6
Haddam,	11019	0	0	Endfield,	8458	8	0
Bolton,	7216	1	2	Danbury,	17353	6	6
Woodberry,	28199	12	0	Voluntown,	9449	8	0
Mansfield,	13234	2	8	Preston,	19234	11	0
Litchfield,	12084	0	0	Greenwich,	20362	9	5
Stratford,	38589	5	6	Pomfrett,	15775	1	0
Windsor,	39784	6	0	Lebanon,	37836	18	0
Midletown,	50050	6	0	Suffield,	16793	10	0
Newtown,	13877	5	10	Symsbury,	19736	3	0
Milford,	28036	2	5½	Derby,	11066	0	4
Glassenbury,	13680	7	0				

This Assembly do establish and confirm Phinehas Lyman, Esq<sup>r</sup>, to be Captain of the south company or trainband in the 1st society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abraham Burbanks to be Lieutenant of the south company or trainband in the 1st society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Kent to be Ensign of the south company or trainband in the 1st society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Asaph Leavit to be Captain of the north company or trainband in the 1st society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William King to be Lieutenant of the north company or trainband in the 1st society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Granger, 2d, to be Ensign of the north company or trainband in the 1st society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Medad Pumroy to be Captain of the company or trainband in the 2d society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Harman to be Lieutenant of the company or trainband in the 2d society in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Granger to be Ensign of the company or trainband in the 2d society in the town of Suffield, and order that he be commissioned accordingly.

On the memorial of the President and Fellows of Yale College in New Haven: Ordered by this Assembly, that the sum of one hundred sixteen pounds thirteen shillings and six pence, in bills of credit on this Colony of the new tenour, be allowed and paid out of the public treasury to the said president and fellows, for the first half of the current year, to be in lieu of what was granted them by this Assembly at their sessions in May, *anno Dom.* 1745.

[80] This Assembly do establish and confirm Mr. Ebenezer Pratt to be Captain of the company or trainband in the town of Somers, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Noah Chapin

to be Lieutenant of the company or trainband in the town of Somers, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. George Cooley to be Ensign of the company or trainband in the town of Somers, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Odell to be Captain of the company or trainband in the parish of Stratfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Benet to be Lieutenant of the company or trainband in the parish of Stratfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Seeley to be Ensign of the company or trainband in the parish of Stratfield, and order that he be commissioned accordingly.

On the petition of Ebenezer Benton of Hartford *vs.* Webster Waters, Joseph Waters and Elizabeth Waters, all of Hartford, &c.. Theodore Gilbert of New Hartford, and Mary his wife, and Elizabeth Waters, of said New Hartford, and Abraham Waters of Farmington, &c., on file : The question was put, whether the prayer of the petitioner should be granted : Resolved by this Assembly in the negative. *Cost allowed respondents £24 0s. 8d. old tenour. Ex. granted Nov. 20, 1751.*

On the petition of Thomas Hill, of Fairfield in the county of Fairfield, *vs.* Benjamin Newcomb and William Tanner, both of Cornwall in the county of Hartford, on file : The question was put, whether the prayer of the petitioner should be granted : Resolved by this Assembly in the negative.

Upon the memorial of Jabez Dean and others, inhabitants of the first society of the town of Norwich, in that part of said society called the Landing Place, shewing to this Assembly that they live very compact and at a considerable distance from the establishd place of public worship in said society, and praying that they may be made and established an ecclesiastical society with all the powers and privileges in those cases commonly granted : It is therefore resolved by this Assembly, that the memorialists, together with all those that live within the limits hereafter set forth and in said memorial specified, *viz* : beginning with the dividing line between New London and Norwich at the great river, running with said line till said line intersects the highway from Norwich to New London, and thence butting westerly on said highway till it comes to the river near Colo. Huntington's oyl-mill, thence on said highway until it comes into the highway that leads from

the state-house in said Norwich to the landing place, thence on a straight line to the northermost limits of Samuel Bliss jun., land, and then as his land runs to Shotucket River, thence down said river till it comes to the place first mentioned, shall be a distinct ecclesiastical society; hereby granting unto them the same powers and priviledges that other ecclesiastical societies have in this Colony; and that said society shall be called and known by the name of Chelsea.

Upon the memorial of Nathaniel Benedict of Norwalk, administrator on the estate of Joseph Ruscoe late of Norwalk, deceased, shewing to this Assembly that the debts due from said estate amounts to the sum of £149 11s. 0*d.* old tenour, and there being no moveable estate to pay said sum, and praying this Assembly to grant him, the said Benedict, power and authority, with the advice of the court of probate for the district of Fairfield, to sell so much of the lands of said deceas'd as to pay the said sum of £149 11s. 0*d.* old tenour: Resolved by this Assembly, that the said Nathaniel Benedict be impowered to sell so much of the lands of the said Josiah Ruscoe, by and with the advice of said court of probate, as to pay said sum of £149 11s. 0*d.* old tenour and the necessary charges arising thereon.

Upon the memorial of Sarah Tiffany, administratrix on the estate of Nathan Tiffany late of Lyme, deceased, representing to this Assembly that the debts due from the estate of said deceased surmounts the moveable estate of said deceased the [81] sum of || £330 1s. 9*d.* in old tenour bills of credit, praying for liberty to sell so much of the lands of said deceased as should be sufficient to procure and raise the said sum of £330 1s. 9*d.* to pay said debts: Resolved by this Assembly, that the said Sarah Tiffany and Major Daniel Ely, of said Lyme, be impowered, and they are hereby impowered, with the advice of the court of probate in the district of New London, to sell so much of the land belonging to the estate of said deceased as shall amount unto the sum of £330 1s. 9*d.* in old tenour bills of credit with the necessary charges thereon arising, to pay and satisfie the aforesaid debts.

Upon the memorial of Daniel Potter, of Waterbury in the county of New Haven, administrator on the estate of Jeremiah Peck late of Waterbury, deceased, humbly shewing to this Assembly that there is due from said estate the sum of £81 10s. 0*d.* new tenour bills of the Colony of Connecticut, and £77 1s. 0*d.* in old tenour bills, and no personal estate to discharge the same, and praying to this Assembly for liberty to make sale of so much of the lands belonging to said estate as

to discharge the debts aforesaid: Resolved by this Assembly, that the said Daniel Potter, administrator on said estate, be impowered, and he is hereby impowered, to make sale of so much of the lands belonging to the estate of the said Jeremiah Peck as to pay and satisfie the sum of £81 10s. 0d. new tenour bills of the Colony of Connecticut, and £77 1s. 0d. old tenour bills, with the incident charges arising thereon, taking the direction of the court of Probate in the district of Woodberry thereon.

Upon the memorial of Phinehas Strong and Samuel Rust, both of Coventry in the county of Windham, administrators on the estate of Noah Rust late of said Coventry, deceased, humbly shewing to this Assembly that the debts due from said estate amount to the sum of £51 0s. 0d. old tenour more than the lands heretofore allowed to be sold by order of this Court, and praying for liberty of this Assembly to make sale of so much of said lands belonging to the estate of the said Noah Rust as to pay and satisfie the sum aforesaid with the incident charges arising thereon: Resolved by this Assembly, that the said Phinehas Strong and Samuel Rust be impowered, and they are hereby impowered, to make sale of so much of the lands belonging to the estate of the said Noah Rust, deceased, as to pay and satisfie the sum of fifty-one pounds old tenour, debts, with the incident charges arising thereon, taking the direction of the court of Probate in the district of Windham therein.

Upon the memorial of Rebecca Randal, administratrix on the estate of Abraham Randal late of Greenwich in Fairfield county, deceased, shewing to this Assembly that the debts due from the estate of the said deceased surmount the personal estate of the said deceased the sum of £156 13s. 11d. money old tenour, praying to this Assembly for liberty to sell so much of the real estate of said deceased as will satisfie and answer for the sum aforesaid: Resolved by this Assembly, that the memorialist have liberty, and she is hereby impowered to sell so much of the real estate of the said Abraham Randal, deceased, as will answer for the payment of the said sum of £156 13s. 11d. and the necessary charges arising thereon, taking the direction of the court of probate in the district of Stanford therein.

This Assembly do establish and confirm Mr. Daniel Goodwin to be Captain of the 1st company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Richard Good-

man to be Lieutenant of the 1st company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hezekiah Marsh to be Ensign of the 1st company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Brunson to be Captain of the 3d company or trainband in the town of Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elizur Talcott to be Lieutenant of the troop of horse in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Boardman to be Cornet of the troop of horse in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Stocking to be Quarter-Master of the troop of horse in the 6th regiment in this Colony, and ordered that he be commissioned accordingly.

[82] This Assembly do establish and confirm Mr. Joel Hotchkiss to be Ensign of the company or trainband in the parish of Amity, and order that he be commissioned accordingly.

Upon the memorial of Agapen Munger of Woodberry, shewing to this Assembly that after the death of her husband Jonathan Munger, his estate was lawfully distributed among all his children, and that soon after one of his sons died without issue and his estate divided among his brothers and sisters; and also shewing that the sickness prevailed in the family and occasioned great expence by deaths and otherwise, to the sum of £162 0s. 0d. old tenour: Resolved by this Assembly, that said Agapen Munger and Capt. Hez<sup>h</sup>. Hooker be empowered to sell so much of the last mentioned lands as shall pay the said sum, viz. an equal part of the land of each one of the heirs, with the necessary charges arising on the sale thereof.

On the petition of Richard Ely, of Lyme in the county of New London, vs. Daniel Ely, of Lyme aforesaid, as on file: The question was put, whether the prayer of the petitioner contained in said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent £25 4s. 0d. old tenour, Ex. granted October 23, 1752.*

*Resolved by this Assembly, That the Treasurer of this Col-*

ony be directed. and he is hereby directed, to attend the Assembly on Tuesday the 29th day of October instant, with a sum in bills of credit sufficient to answer the charge of this Assembly.

This Assembly do establish and confirm Mr. Ephraim Terry to be Captain of the south company or trainband in the town of Endfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Dennis Beament to be Lieutenant of the south company or trainband in the town of Endfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Collins to be Ensign of the south company or trainband in the town of Endfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Chandler to be Captain of the north company or trainband in the town of Endfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Meacham to be Lieutenant of the north company or trainband in the town of Endfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Terry to be Ensign of the north company or trainband in the town of Endfield, and order that he be commissioned accordingly.

On the petition of James Rogers 3d, of New London in the county of New London, *vs.* Pardon Tabor, Jeremiah Tabor, Samuel Tabor, and Lydia Haynes, widow, all of said New London, and Josiah Tabor and Hannah his wife, of Lyme in the county aforesaid, on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allow'd respondents £18 11s. 0d. old tenour.*

On the petition of Henry Patterson, of the city and Province of New York, administrator on the estate of John West, late of Hartford, deceased, *vs.* James Miles, of Wallingford in the county of New Haven, and Jehiel Tuttle, late of said Wallingford now of New Haven in the county aforesaid: The question was put, whether the respondents answer to said petition and the matters therein contained and alledged are sufficient, &c.: Resolved by this Assembly in the affirmative. *Cost allow'd respondents £25 0s. 0d. old tenour.*

Whereas this Assembly, at their sessions in May last, upon the report of Messrs. Gurdon Saltonstall and Jeremiah Miller, Esqrs, who were appointed a committee to enquire and

examine into the matters contained in a memorial exhibited to this Assembly in October last by the Reverend Mr. George Griswold, gospel minister of the second society in Lyme, rep- [83] resenting || that said society do wholly refuse to afford him, said memorialist, any means of support, and praying for relief, did thereupon resolve that the inhabitants of said society (excepting those who were then exempted by law) should be assessed and taxed in the sum of three hundred pounds money old tenour, for each of the two last years, according to the list of said society in the year 1748, and the year 1749, respectively, and it being now observed to this Assembly that it was through a mistake in drawing the bill that any part of said tax was ordered to be made on the list of the year 1748, it appearing by the memorial that the inhabitants had taxed themselves for said year 1748: It is thereupon resolved by this Assembly, that instead of said tax being levied according to the lists in the year 1748 and the year 1749, it shall be according to the lists in the year 1749 and the year 1750, and the rate shall be made and collected by the persons and disposed of in the manner as by said act is provided.

On the petition of Justus Bush, of Greenwich in the county of Fairfield, *vs.* Nathaniel Mead, of Greenwich aforesaid, on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allow'd respondent £17 0s. 0d. old tenour.*

Upon the memorial of James Bradford of Plainfield, administrator on the estate of Ezekiel Whitney of said Plainfield, shewing to this Assembly that the debts due from said estate amounts to the sum of £181 14s. 6d. old tenour, and that the moveable estate amounts to no more than the sum of £145 5s. 0d. old tenour, so that there is the sum of £36 9s. 6d. more than the moveable estate, and praying to this Assembly to empower the said administrator to sell so much of the real estate of said deceased as to pay said sum of £36 9s. 6d. and the necessary charges arising thereon: Resolved by this Assembly, that the said James Bradford be empowered to sell so much of the said real estate of said deceased as to pay the sum of £36 9s. 6d. and the necessary charges arising thereon, the said administrator taking the direction of the court of probate in the district of Plainfield.

Upon the petition of the society of Stratfield against William Bur of said Stratfield, executor of the last will and testament of the Reverend Mr. Samuel Cook late of said Stratfield, deceased, complaining of the judgment of the superior



court held in Fairfield in August last, in a case of the said William Burr in his aforesaid capacity against the petitioners, rendered in favour of said executor for the sum of £1557 0s. 0d. for damages, and £269 15s. 9d. cost of suit, as being too high in the assessment of damages, and praying for relief by this Assembly, as by the said petition on file appears: Whereupon it is enacted and decreed by this Assembly, upon the hearing of the parties and their evidences, that the said judgment was rendered for too great a sum, and that the same ought in equity to be abated the sum of £466 3s. 6d., and that the said judgment be reversed. And thereupon it is enacted and decreed by this Assembly, that the said judgment of the said superior court be reversed, set aside, made null and void, and the execution granted thereon, and the same is hereby made null and void, and the said William Burr, in his capacity aforesaid as executor, shall recover of David Sherman, Hezekiah Odell, members and inhabitants of the said society of Stratfield, and the rest of the inhabitants of said society, the sum of £1360 12s. 3d. old tenour bills of credit for damages and costs, and that execution go forth accordingly, signed by the Secretary of this Colony. *Ex. granted Feb. 1st, A.D. 1752.*

This Assembly grants to Mr. Timothy Green, printer, the sum of thirty-five pounds in new tenour bills of credit, for his salary the year past.

Upon the petition of Nathaniel Stow and Eliakim Stow, both of Middletown in Hartford county, shewing to this Assembly that they brought their action of disseizin against Samuel Macky and Abisha Marks of said Middletown, by their writ dated August 4th, 1749, for the seizin and possession of about three acres of land situate in Middletown aforesaid in the boggy meadow, which action had a final tryal at the superior court held at Hartford in March last past, on the plea of not guilty; complaining that the jury missed the law upon the evidences exhibited on said tryal; praying for another tryal of [84] said cause at the superior court to be held at Hartford || in March next, and that the petitioners be restored what has been taken from them by said judgment, &c.: Resolved by this Assembly, that the said judgment complained of be set aside and made null and void, and that the petitioners have another tryal of said cause at the superior court to be holden at Hartford in March next, and that in case the petitioners gain their cause in said tryal, there be awarded to them what has been taken from them by execution on the judgment complained of, and that the whole cost follow the final judgment.

This Assembly do establish and confirm Mr. Daniel Holt to be Ensign of the company or trainband at the parish of East Haven, and order that he be commissioned accordingly.

*Resolved by this Assembly,* That Samuel Lynde, Esqr, be appointed, and he is hereby authorized and empowered, to adjust and settle accounts with all the collectors within the county of New London who have been appointed to receive the duties on lumber exported and goods imported, &c., and to report his doings thereon to this Assembly in May next.

An Act for erecting and establishing the County of Litchfield and granting the Powers and Priviledges thereof.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the townships of Litchfield, Woodberry, New Milford, Harwinton, New Hartford, Barkhempstead, Hartland, Colebrook, Norfolk, Canaan, Salisbury, Kent, Sharon, Cornwall, Goshen, Torrington, and Winchester, lying in the northwesterly part of this Colony, shall be and remain one entire county, and be called the County of Litchfield, and shall have and exercise the same powers, priviledges and authorities, and be subject to the same regulations, as the other counties in this Colony by law have and are subject unto. The bounds of which county shall extend north to the Colony line, and west to the Colony line till it meets with the township of New Fairfield, and to include the towns abovementioned.

*Be it further enacted by the authority aforesaid,* That there shall be held in and for said county of Litchfield, at Litchfield aforesaid, two county courts, one on the fourth Tuesday of December and one on the fourth Tuesday of April, annually, and that there shall be held, at Litchfield aforesaid, for said county, one superior court on the last Tuesday save two of August annually; which courts, respectively, shall have the same powers and authorities as the superior and county courts in the other counties in this Colony are by law invested with.

*Be it further enacted by the authority aforesaid,* That all matters, causes, actions and suits whatsoever, commenced or are now depending in any or either of the superior courts or county courts in the counties of Hartford, New Haven, and Fairfield, by process, appeal, review, continuance, or otherways, shall proceed to be issued and determined in the said counties of Hartford, New Haven, and Fairfield, respectively, in due course of law, to all intents and purposes and in such manner as might be before the making this act.

*Be it further enacted by the authority aforesaid,* That the sheriffs of the counties of Hartford, New Haven, and Fairfield,

shall have full power and authority to serve and levy all executions within their late respective bailywicks as are now in their hands or may hereafter be taken out on such judgments as are already obtained against any person or persons living in said county of Litchfield, as fully as though this act had not been made; and that all the justices of the peace within the said county of Litchfield who have rendered judgment in any cause before the making this act, and whereof execution yet remains to be done, may and shall, as the case may require, grant executions on such judgments as fully as though they had remained and continued justices of the peace in the [85] respective counties || for which they were appointed, anything in this act to the contrary in any wise notwithstanding.

*And be it further enacted by the authority aforesaid,* That all appeals from any judgment, sentence, decree, determination, denial or order, of any court of probate, the district of which is within or partly within the said county of Litchfield, shall be governed, regulated and directed, according to the law directing appeals in such cases in the other counties in this Colony.\*

This Assembly do appoint William Preston, Esqr, to be Judge of the County Courts in and for the county of Litchfield.

This Assembly do appoint John Williams, Samuel Canfield, Ebenezer Marsh and Thomas Chipman, Esqrs, to be Justices of the Peace *et Quorum* in and for the county of Litchfield until the first day of June next.

This Assembly do appoint Joseph Minor, Thomas Harrison, Isaac Kellogg, Cyprian Webster, Ebenezer Lyman, David Whitney, George Holloway, Timothy Hatch, Noah Hinman, Hezekiah Hooker, Increase Moseley, Daniel Castle, Nathaniel Bostwick, Paul Welch, Samuel Hutchinson, and Joseph Bird,

---

\* A bill for establishing the county of Litchfield, to comprise the towns now embraced in that county save Barkhamsted, New Hartford, Plymouth and Watertown, was passed in the Lower House but rejected in the Upper, in October 1741. In May 1748, a bill to erect a new county with Woodbury as the county seat and including the southern part of Litchfield county with some towns in Fairfield and New Haven counties was rejected in the Lower House. The Lower House in October 1750, passed an act to constitute a new county comprehending Kent, Litchfield and Harwinton on the south, Harwinton, New Hartford, Barkhamsted and Hartland on the east, and with Litchfield as the shiretown: the Upper House dissented, but the bill was continued to May 1751, when a new one was introduced embracing also Woodbury and New Milford, upon which the two houses could not then agree: Woodbury was unwilling to be annexed to the new county, New Milford preferred to remain connected with New Haven county, Hartland, Barkhamsted and New Hartford chose to continue attached to Hartford county. After the incorporation of Litchfield county the three towns last named petitioned to be restored to Hartford county, which was granted as to Hartland in May 1796. *Civil Officers*, §c. III, 288-334.

Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Litchfield until the first day of June next.

An Act in Addition to An Act entitled An Act for forming and regulating the Militia and for the Encouragement of Military Skill for the better Defence of this Colony.

Whereas in said law it is provided and enacted, that the two chief officers of any company or troop shall grant a distress for the collecting the fines, forfeitures and penalties in said statute annexed to sundry things provided against therein, and the power of granting such distress being limited to the two chief commission-officers of such company or troop is found inconvenient: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any fine, forfeiture or penalty shall become due from any person or persons, for the collecting of which a distress may be granted by the officers of the company or troop to which he or they belong, such distress may be granted by the captain and any one other commission-officer of said company or troop; any law, usage or custom to the contrary notwithstanding.

Whereas Walter Boardman and Patience his wife, of Pomfrett in Windham county, preferred their petition to the General Assembly of this Colony in May last against Joseph Griggs of Woodstock in said county, alledging that the father of the said Joseph and Patience, namely Benjamin Griggs formerly of Woodstock, now deceased, was at his death, and for a long time before had been, in the actual possession and improvement of his homestead, of which he died possessed and seized in the month of August, 1724, as also of sundry other lands, and that of some parts of said lands the said deceased had taken deeds, but that he had not got them recorded, and that the deceased died and left a widow and sundry children, *viz*: the said Joseph the son, said Patience, Benjamin, Solomon, John, Ephraim, and Mehitabell and Hannah; also alledging in said petition that administration was appointed on said estate, inventory exhibited, and distribution appointed and made according to law, and that the said homestead and some other lands were set out for said widow's thirds, as also for said Hannah and Patience their parts in said estate, and that the deeds of said lands so set out to the said widow, said Patience and Hannah, were not recorded, and that the same deeds were destroyed by said Joseph, and that he had entered said lands and taken deeds of the original sellers of said lands to his father, or of their heirs, and that they were held out of said land by said Joseph; praying the said Assembly to enquire as a court of equity and give relief; which petition is dated

April 29th, 1751, on which petition a committee was appointed by the said Assembly in May last, to enquire and report to this Assembly; which committee have enquired and reported to this Assembly, where said petition comes to be heard by continuance, all which is now before this Court: And whereas [86] the said Boardman and his wife, by their attorney, || appeared to pursue their petition and the said report thereon, yet the said Joseph Griggs when called three times to appear in said court, he appeared not, neither by himself nor attorney, where he ought to have been, that this court might have proceeded to have examined him in the premises, and thereon to have decreed as to right did belong: Whereupon it is decreed and resolved by this Court, that a writ of our lord the King go forth, signed by the Secretary of this Colony, directed to the sheriff of the county of Windham or his deputy, them commanding in his Majesty's name to arrest the body of the said Joseph Griggs and him to cause to become bound with one good surety in a bond of five hundred pounds proclamation money to the Treasurer of this Colony, conditioned that if he appear before the Assembly of this Colony in May next at Hartford, and submit himself to be examined with respect to the matters contained in said petition, and abide the judgment of the court thereon, then said bond to be void and not else; and in default of his becoming bound as aforesaid, him to commit into the prison in Windham county, and him there safely keep so as to have him before the General Assembly in May next for the purpose aforesaid, to which Assembly the further hearing of said petition is continued.

On further consideration of the petition of the society of Stratfield against William Burr of said Stratfield, executor of the last will and testament of the Rev. Mr. Samuel Cook late of said Stratfield, deceased: Resolved by this Assembly, that the execution ordered to go forth in and by the decree made and passed on the petition aforesaid be not issued by the Secretary until the first day of February next.

*Resolved by this Assembly,* That in case the paper expected from London for printing the Colony law-books doth not arrive by the first day of December next, that then Jonathan Trumble, Esq<sup>r</sup>, do, as soon as may be with conveniency, procure ninety ream of paper suitable for that use, and deliver the same to the printer. And the said Jonathan Trumble, Esq<sup>r</sup>, is hereby impowered to draw money out of the Colony treasury sufficient therefor with what is already in his hands. And the Secretary is desired forthwith to transmit to the said Jonathan Trumble, Esq<sup>r</sup>, a copy of this resolve.

Upon the memorial of Samuel Wells, Isaac Sheldon, and the rest of the proprietors of Union, representing that the inhabitants of the said town of Union had obtained a decree of this Assembly, at their sessions in May, 1750, that all the lands within said Union should be taxed at twelve pence old tenour bills per acre for the space of four years then next; that said tax was a great deal more than was necessary for the purposes for which the same was granted, &c.: Resolved by this Assembly, that the aforesaid tax for the last of said four years save one be abated down to six pence old tenour per acre, and for the last of said four years the said tax is wholly abated; and the said inhabitants of said town of Union, and the collectors for the time being, are to conform themselves accordingly.

Upon the petition of Samuel Talcott of Hartford and Jacob Phelps of Windsor, complaining of a judgment of the county court in the county of Hartford, holden on the first Tuesday of November 1745, given in favour of Daniel Filley of said Windsor against said Phelps and John Palmer and Samuel Palmer of said Windsor for the sum of £500 0s. 0d. and cost, on a note by them given for that sum, shewing that the said note was given for no other consideration than to oblige the said Phelps and said Samuel to abide the judgment of Joseph Pitkin, William Wolcott and Edward Griswold, who were chosen by said Phelps and said Samuel on the one part, and the said Filley on the other part, to arbitrate a difference between them; alledging in said petition that the said judgment and execution thereon ought in equity to be set aside and reversed, for the reasons in said petition assigned; also complaining of a judgment of the superior court held at [87] Hartford in Hartford county || on the first Tuesday of September 1751, which judgment was given in favour of said Daniel Filley against Samuel Talcott aforesaid for the sum of six hundred pounds for damages and cost; for suffering the said Phelps to escape from prison when he was in gaol by force of an execution on the aforesaid judgment of said county court, when the said Talcott was sheriff of Hartford county; alledging also that in equity said judgment and execution thereon ought to be reversed, set aside, and made void, for the reasons assigned, on which the parties were heard: Whereupon it is resolved by this Assembly, that, for the reasons assigned, the judgment of the said county court and all executions thereon, and also the said judgment of said superior court and all executions thereon, ought to be reversed, set aside, and made void, and the same is hereby declared to be reversed and made

void, and that there be no execution issued forth on any of said judgments, nor any way levied on said Phelps, nor said Talcott.

*Resolved by this Assembly,* That a draft for an Address of Condolence to his Majesty, on the much lamented death of his late Royal Highness, Frederick, Prince of Wales, and now laid before this Court, be signed by the Governor and Secretary of this Colony, and be transmitted to Richard Partridge, Esqr, our Agent in Great Britain, to be in some proper manner presented to his Majesty, in behalf of this Colony: which is in the following words, *viz* :

*To his Most Excellent Majesty George the second, King of Great Britain, &c.*

The humble Address of the Governor and Company of the Colony of Connecticut in New England in America.

We, your Majesty's most dutiful and loyal subjects, in General Court assembled, beg leave to embrace the first opportunity (tho' late) to appear among the numerous train of mourners upon the death of his late Royal Highness, Frederick, Prince of Wales, and to unburden our minds by mingling our tears with the deluge of sorrow which hath overspread all your Majesty's dominions upon this melancholy occasion. The most sensible grief justly fills our minds, and while your Majesty's most important life is preserved nothing could more deeply affect us than the unspeakable loss of so excellent a Prince, so justly dear to your Majesty and commended to us by every consideration that could endear to your subjects the heir apparent to your crown; a Prince descended from ancestors whose successive reigns have been so conspicuous in curbing the restless ambition of tyranny and diffusing the inestimable blessings of liberty and peace; a Prince possessed of such personal virtues and improvements as would both qualify and dispose him to govern a free people in the happiest manner, whose pious concern and generous encouragement to advance christian knowledge, an eminent instance of which, extended to the Indian natives on our borders in these distant lands, gave us a most pleasing prospect of the happy effects of his princely charity: but by the death of such an excellent Prince, all our joy is turned into a proportionate sorrow. Yet it is a great relief to us under these melancholy aspects, that your Majesty's life is continued, your health so fully re-established, that the Prince whose death we lament hath left a son of such an auspicious name and promising virtues and accomplishments, to succeed (as we hope in some distant period) to the throne of his ancestors.

May God Almighty preserve and bless your Majesty and all your royal family, make your reign long, glorious and happy, and we be admitted to assure your Majesty that we are,

Your Majesty's most dutiful, loyal  
and obedient subjects.

Upon the memorial of the selectmen of Stanford, shewing that John Weed of said Stanford is *non compos mentis* and unable to take [care] of himself, and that he hath an estate in lands in said town of Stanford, which if sold the said John might be supported with the effects thereof; and thereupon praying for liberty to sell the whole of the said John Weed's real estate, in order to secure his maintenance during life: Resolved by this Assembly, that the selectmen of Stanford aforesaid have liberty, and liberty and authority is hereby granted to them, to sell the whole of the real estate of the said John Weed, and with the effects thereof to provide for and secure the comfortable support and maintenance of the said John during his natural life.

[88] This Assembly do establish and confirm Mr. John Jennings 2d to be Lieutenant of the 5th company or trainband in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Porter to be Captain of the company or trainband at the parish of Wintonbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Filley to be Lieutenant of the company or trainband at the parish of Wintonbury, and order that he be commissioned accordingly.

Upon the memorial of John Goodale of Killingly, Jonathan Perry and Hannah Perry, Samuel Green and Hannah Green, Samuel Goodale, Thomas Bragg and Patience Bragg, children of one John Goodale of Killingly in Windham county, shewing to the General Assembly held at Hartford on the second Thursday of May last, setting forth to said Assembly that the selectmen of said Killingly took into their care, by the direction of the county court in said county, the said John Goodale, father to the memorialists, together with his estate real and personal, and that said estate had never been expended for the support of the said John or his family, and that the said John Goodale the elder was now advanced in years and not able to take care of himself, and his children, the memorialists, were able and willing to take care of their said father; and praying that the estate of the said John, father to the memorialists, might be released from under the



care of the said town of Killingly and put into the hands of the memorialists, they giving sufficient bond for maintenance of their said father, and that this Assembly would enquire by a committee, &c. And at the Assembly in May last, there was a committee appointed to enquire into the matters in said memorial referred to, who were Hezekiah Huntington, Esq<sup>r</sup>, Capt. Philip Turner, and Lieut. Richard Hide, all of Norwich, and to make their return of their judgment and opinion thereon at this Assembly. And said committee having heard the parties on their pleas and report as their judgment and opinion, that there is in the hands of said selectmen, or town of Killingly, the sum of £378 10s. 10d., and that the said John Goodale, the father of the memorialists, together with his estate, be released from under the care of said town of Killingly and county court, upon the memorialists giving sufficient bond securing the town of Killingly from any cost or charge for the maintenance of said John Goodale for the future, and that the memorialists be put into possession of the real estate by the first day of April next, to be by them, the memorialists, improved during the natural life of the said John Goodale the elder: It is therefore resolved by this Assembly, that according to the report of said committee, the said John Goodale and his estate be released from under the care of the town of Killingly, and from under the direction of the county court, and that the selectmen of the town of Killingly, for the time being, are ordered and directed to pay into the hands of the memorialists the sum of £258 10s. 10d. old tenour, which is the remaining part of the personal estate of said John Goodale the elder, together with the profits of the real estate, and that the memorialists be put into the possession of the real estate of the said John by the first day of April next, to improve the same during the natural life of the said John, and to be upon condition that the memorialists procure sufficient bondsmen to become bound to the town of Killingly, to save said town from all cost and charge that may arise against said town for the maintenance of said John Goodale for the future.

Upon the memorial of George Holmes of the parish of New Salem, representing to this Assembly that the tax of one penny new tenour laid on all the unimproved land for the space of four years in said parish, and that the General Assembly of this Colony at their sessions in October, 1750, appointed said Holmes to be collector of said taxes, and that some of the owners of said lands are not resident in said parish and refuse to pay the same, and that the said

tax cannot be collected of such persons unless said Holmes [89] be || impowered to levy on the lands of such persons: Resolved by this Assembly, that George Holmes be and is hereby impowered to levy said tax of one penny per acre for the first of said four years only on the land of such non-resident proprietors or owners who shall neglect or refuse to pay their said tax, (where no moveable estate can be found,) by extending such lands, for satisfying the same, giving thirty days warning thereof to such proprietors or their attorneys before the time set for such procedure; and that Jonathan Trumble and Hez<sup>h</sup>. Huntington, Esq<sup>rs</sup>, be a committee to repair to said parish, consider the circumstances thereof, hear all parties concerned, and make report how they find the matters referred to in said memorial, and also in the memorial of Epps Sergeant, &c., now lying before this Assembly, together with their opinion upon the whole, to the General Assembly to be holden at Hartford in May next.

Whereas upon the memorial of Isaac Barnum, Joseph Murray, Benjamin Dunning and others, who live in the northeasterly part of the township of Danbury, in the southwesterly part of New Milford, and northwesterly part of the township of Newtown, preferred to this Assembly in May last, praying for parish priviledges, &c., a committee was then appointed to repair to the memorialists, and having first notified all persons and parties concerned, to hear their pleas and consider their circumstances, and if upon the whole they should judge it best that said memorialists should be made a distinct ecclesiastical society, that then they should affix the bounds and limits of said society, and make report of their doings to this Assembly at their present sessions; which committee did make report accordingly, which report this Assembly do not see cause to accept: Whereupon it is resolved by this Assembly, that Capt. Samuel Burr, Samuel Fitch, Esq<sup>r</sup>, and Mr. Stephen Burr, be a committee to repair to said memorialists, and having first notified all persons and parties concerned, to hear their pleas, view their circumstances, and if they judge it best there should be a distinct society there, then to fix the bounds thereof, and to make report of their doings to this Assembly at Hartford in May next.

Whereas the General Assembly of this Colony, at their sessions in May last, directed the auditors that were appointed to audit the accounts with the Treasurer of this Colony, to take care fully to acquaint themselves with the whole state of the treasury, and inform themselves in the best manner in all respects relating thereto, and what quantity of bills of pub-

lic credit, both of the old tenour and new, are now outstanding, and what of specie there is in the treasury, and lay the same before this Assembly; an account of which hath been laid before this Assembly by said auditors,\* by which it appears that the whole of the taxes granted by the General Assembly in their sessions at Hartford in May, 1749, will not be necessary for the calling in, exchanging and discharging the now outstanding bills of this Colony: It is therefore resolved by this Assembly, that the Treasurer of this Colony be directed, and he is hereby ordered and directed, to send forth his warrants for collecting one penny upon the pound, and no more, in bills of credit new tenour, on the list of all the polls and rateable estate in this Colony, brought in to this Assembly in October, 1750, being part of the tax granted to be raised on the list aforesaid, and the remaining part of said tax, being two pence new tenour bills of credit on the pound, be abated, and it is hereby abated.

*Ordered by this Assembly,* That an act of Parliament entitled An Act to regulate and restrain paper bills of credit in his Majesty's Colonies or Plantations of Rhode Island and Providence Plantations, Connecticut, the Massachusetts Bay, and New Hampshire, in America, and to prevent the same being legal tenders in payments of money; also An Act for continuing several laws therein mentioned relating to the premiums upon the importation of masts, yards and bowsprits, tar, pitch and turpentine, to British made sail-cloth, and the duties payable on foreign sail-cloth, and to the allowance upon the exportation of British made gun-powder; also an act entitled An Act for encouraging the making of pot-ashes and pearl-ashes in the British Plantations in America, be forthwith printed to the number of eighty and dispersed to the several towns in this Colony, for the information of all persons concerned within the same.†

[90] Whereas his Honour the Governor hath received and laid before this Assembly an order of his Majesty in Council, directing the form and order of prayer to be used for the royal family, with an order to the Governor and Company of this Colony forthwith to publish the same in the several parish churches and other places of divine worship within the said

\* The auditors report the amount of bills of credit outstanding (errors excepted) to be £340,218. 18s. 7d. reckoned in old tenor. Their report is in *Finance & Currency*, III, 425.

† Acts of the 24th George 2, chapters 53, 52 and 51. They were printed in New London in 1751, in 16 pages folio, not paged in continuation of the book mentioned in the note at page 551 of volume IX. Green's bill for the printing is in *Finance & Currency*, III, 427.

Colony, and to take care that due obedience be paid thereto accordingly: It is therefore resolved by this Assembly, that the Governor do, and he is hereby desired to cause the said order in council to be published accordingly, and that he issue forth a proclamation for that purpose, and cause the same to be distributed and published as abovesaid.

Whereas this Assembly did, at their sessions in October, *anno Dom.* 1750, appoint and empower Capt. Samuel Adams, Capt. Robert Fairchild and Mr. Paul Welch, a committee to commence and prosecute an action or actions (with a power of substitution) against any person or persons that shall be found transgressing on the land belonging to the Governor and Company of this Colony, lying in the westerly part of this government; and this Assembly being informed that an action is now depending about trespasses committed on said land: Resolved by this Assembly, that said committee be directed, and they are hereby directed, to proceed and prosecute said actions according to the directions heretofore given them; and they are hereby further directed to take effectual care that all encroachments upon said land be removed. And it is further resolved and enacted, that Messrs. Samuel Bassett, Samuel Addams and Roger Sherman, be a committee to survey and lay out all needful highways thro' said land lying in the said westerly part of this government, and then to lay out the remaining part of said land in suitable lots for farms, that so the same may be sold, and make report of their doings to this Assembly in May next.

Upon the report of a committee appointed to take into consideration the act of the Province of the Massachusetts Bay relating to the Indians at or likely to be at Stockbridge: This Assembly do appoint George Wyllys and Daniel Edwards, Esq<sup>rs</sup>, a committee to draw out of the Colony treasury, in bills of the neighbouring governments, a sum not exceeding five hundred pounds in old tenour bills, to be laid out in this Colony at the discretion of the said committee in necessaries for the use of said Indians.

Whereas William Clark and Agur Thomlinson, of Derby, were jointly and severally bound in an obligatory bond for the payment of a considerable sum of money to the Treasurer of this Colony, on the account of Gideon Washborn: Resolved by this Assembly, that upon the said Clark or Thomlinson, or either of them, paying the sum contained in said bond, with the interest arising on said bond to the time said bond became due, and procuring a receipt thereof under the hand of Nathaniel Stanly, Esq<sup>r</sup>, Treasurer of this Colony, shall be their

full and ample discharge of and from said bond, and shall be a legal evidence thereof in any of his Majesty's courts of record in this Colony.

*Resolved by this Assembly,* That for the future the fees of any assistant or justice of the peace in this Colony for recording any plea of title in any action of trespass, shall be one shilling; any law or custom to the contrary notwithstanding.

*Resolved by this Assembly,* That the agents who have been appointed by this Colony to collect in the money due on bonds and mortgages, be directed, and they are hereby directed, to collect and gather in the money still due thereon, and that they settle and account with the Treasurer upon said bonds, &c., before the sitting of this Assembly in May next.

[91] Whereas the list of the town of Plainfield sent to this Assembly is mislaid, so that an account thereof cannot be taken at this Assembly: Ordered by this Assembly, that the listers of the town of Plainfield send in their list made up in the year 1751, to the General Assembly to be held at Hartford in May next, with the additions; and that a copy of this resolve be sent by the Secretary of this Colony to said listers.

*Ordered by this Assembly,* That Nathaniel Stanly, Esqr, Treasurer of this Colony, deliver to Deacon Timothy Green, printer, the sum of five hundred pounds old tenour, in part of pay for printing and binding the law-books yet unfinished, taking his receipt therefor.

This Assembly grants to the Honourable Roger Wolcott, Esqr, Governor, the sum of one hundred and thirty pounds bills of public credit new tenour, for his last half of his salary the current year.

This Assembly grants to the Honourable Thomas Fitch, Esqr, Deputy Governor, the sum of sixty-five pounds bills of public credit new tenour, for the last half year of his salary the current year.

*Ordered by this Assembly,* That Nathaniel Stanly, Esqr, Treasurer of this Colony, pay out of the public treasury to Capt. Samuel Addams the sum of one hundred and five pounds, three shillings and eleven pence old tenour, for service done for the government.

This Assembly do appoint William Pitkin, John Chester, Thomas Welles, Esqrs, Mr. Joseph Buckingham and Mr. William Wolcott, a committee to attend his Honour the Governor, to hear the records of the acts and doings of this Assembly read off, and see them signed by the Secretary as perfect and compleat.

Upon the memorial of Elisha Shelden, Esqr. administrator on the estate of Isaac Waterous jun., late of Lyme, deceased, representing to this Assembly that the moveable estate of said deceased [was] not sufficient for the payment of the debts due from said estate, praying for liberty to sell a small house and a few rods of land on which said house stands, being the estate of said Waterous, deceased, for the payment of the sum of £115 6s. 5d., which being due from the estate of said deceased over and above what the said moveable estate is sufficient to pay: Resolved by this Assembly, that the said Elisha Shelden be and he is hereby impowered to make [sale] of so much of the real estate of said deceased as shall be sufficient to pay the said sum of £115 6s. 5d. in bills of credit old tenour, together with the incident charges arising by such sale.

The whole record of the several Acts, Orders and Resolves of this Assembly, as they stand entered on the pages of this book next preceding, was read off in the presence of his Honour the Governor and the committee abovenamed, and signed

GEORGE WYLLYS, Secret'y.

[92] *Anno Regni Regis Georgii secundi vigesimo-quinto.*  
 AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY ON THE SECOND THURSDAY OF MAY, BEING THE 14TH DAY OF SAID MONTH, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 5TH DAY OF JUNE NEXT FOLLOWING, ANNOQUE DOMINI 1752.

*Present :*

The Honorable Roger Wolcott, Esqr, Governor.

The Hon<sup>ble</sup> Thomas Fitch, Esqr, Deputy Governor.

Samuel Lynde,	Andrew Burr,	} Esqrs, Assistants.
William Pitkin,	John Chester,	
Roger Newton,	Gurdon Saltonstall,	
Ebenezer Silliman,	Thomas Welles,	
Hezekiah Huntington,	Benjamin Hall,	
John Bulkley,		

*Representatives or Deputies of the several towns hereafter mentioned, viz :*

Colo. Joseph Pitkin, Mr. Joseph Buckingham, for Hartford.  
 Capt. Stephen Lee, Mr. Jeremiah Chapman, for New London.  
 Mr. Jonathan Huntington, Capt. Eliphalet Dyar, for Windham.

Capt. Philip Turner, Mr. Isaac Tracey, for Norwich.  
 Mr. Benjamin Mead, Mr. Jonath. Hibbard, for Greenwich.  
 Mr. John Griswold, Mr. Richard Lord, for Lyme.  
 Capt. Samuel Adams, Mr. Elnathan Wheeler, for Stratford.  
 Mr. Jonathan Clough, Mr. Boaz Stearns, for Killingly.  
 Capt. Joseph Phelps, Capt. Samuel Gilbert, for Hebron.  
 Capt. Jonathan Lane, Capt. Aaron Eliot, for Killingworth.  
 Capt. William Wittar, Capt. Roger Billings, for Preston.  
 Capt. Peter Aspinwal, Capt. Joseph Storrs, for Mansfield.  
 Mr. Samuel Grigory, Mr. Comfort Starr, for Danbury.  
 Mr. John Williams, Capt. Joseph Craft, for Pomfrett.  
 Mr. Robert Knowlton, Capt. Wm. Wadkins, for Ashford.  
 Capt. Joseph Strong, Mr. Silas Long, for Coventry.  
 Capt. Isaac Dickerman, Capt. John Hubbard, for New Haven.  
 Mr. David Rowland, Capt. Samuel Burr, for Fairfield.  
 Major Ebenezer Marsh, Capt. Thomas Harrison, for Litchfield.  
 Colo. Jonathan Hoit, for Stamford.  
 Capt. John Fowler, Mr. Robert Treat, for Milford.  
 Mr. John Strong, Mr. John Hooker, for Farmington.  
 Capt. John Humphrey, Capt. Nath<sup>l</sup>. Holcomb, for Symsbury.  
 Major John Russell, Mr. Edward Pettey, for Branford.  
 Capt. Charles Bulkley, Mr. John Chamberlain, for Colchester.  
 Colo. Christopher Avery, Capt. Moses Fish, for Groton.  
 Colo. Samuel Hill, Major Timothy Stone, for Guilford.  
 Mr. Bushnel Bostwick, Mr. John Hitchcock, for New Milford.  
 Major Elihu Chauncey, Mr. James Wadsworth, jun., for Durham.  
 Mr. Samuel Fitch, Mr. Joseph Platt, for Norwalk.  
 Mr. Daniel Booth, Capt. Henry Glover, for Newtown.  
 Capt. Abell Gun, Mr. Charles French, for Derby.  
 [93] Mr. Zebulon West, Mr. Joshua Wills, for Tolland.  
 Capt. Jabez Lyon, Colo. Thomas Chandler, for Woodstock.  
 Mr. Noah Hinman, Mr. Samuel Minor, for Woodberry,  
 Mr. John Tulley, Capt. John Murdock, for Saybrook.  
 Mr. Joel White, Mr. Stephen Cone, for Bolton.  
 Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenbury.  
 Capt. Benja. Wheeler, Mr. Ezekiel Pierce, for Plainfield.  
 Colo. Jonathan Trumble, Capt. James Fitch, for Lebanon.  
 Major Jabez Hamlin, Capt. Jos. Southmaid, for Middletown.  
 Capt. Ephraim Terry, Mr. Joseph Olmstead, for Endfield.  
 Mr. Hezekiah Brainerd, for Haddam.  
 Mr. Thomas Adams, for East Hadam.  
 Capt. Daniel Southmaid, Mr. Jonathan Guernsey, for Waterbury.  
 Mr. Stephen Frost, Capt. Obadiah Johnson, for Canterbury.  
 Mr. Mathew Rockwell, Capt. Pelatiah Allyn, for Windsor.

Capt. Samuel Hull, Mr. Ephraim Preston, for Wallingford.

Capt. Richard Olmstead, Mr. Samuel Olmstead, for Ridgfield.

Mr. Simeon Minor, Mr. Jonas Prentiss, for Stonington.

Mr. Benjamin Wright, Mr. Ebenezer Belden, for Weathersfield.

Major Phinehas Lyman, for Suffield.

Capt. Robert Dixson, Mr. John Smith, jun., for Voluntown.

Jonathan Trumble, Esqr, Speaker, } of the House of Repre-  
 Capt. John Fowler, Clerk, } sentatives.

This day being appointed by the royal charter and the laws of this Colony for the Election of the public officers of the Colony, *viz*: Governor, Deputy Governor, Assistants, Treasurer, and Secretary, proclamation was made, and then the votes of the freemen were given in to persons appointed by the Governor, Council, and Representatives, to receive, sort and count them; which persons so appointed were, Samuel Lynde, William Pitkin, Roger Newton, Andrew Burr, John Chester, Gurdon Saltonstall, Thomas Welles, Benjamin Hall, Esq<sup>rs</sup>, Mr. Joseph Buckingham, Mr. Hezekiah Brainerd, Major Elihu Chauncey, Capt. John Hubbard, Mr. Simeon Minor, Mr. Jeremiah Chapman, Mr. David Rowland, Mr. Joseph Platt, Capt. Eliphalet Dyer, Capt. James Fitch, Mr. Noah Hinman, and Major Ebenezer Marsh, who were all sworn to a faithful discharge of that trust. And the votes of the freemen being brought in, sorted and counted,

The Honourable Roger Wolcott, Esqr, is chosen Governor of this Colony for the year ensuing.

The Hon<sup>ble</sup> Thomas Fitch, Esqr, is chosen Deputy Governor of this Colony for the year ensuing.

Samuel Lynde, Esqr, William Pitkin, Esqr, Roger Newton, Esqr, Ebenezer Silliman, Esqr, Hezekiah Huntington, Esqr, John Bulkley, Esqr, Andrew Burr, Esqr, John Chester, Esqr, Gurdon Saltonstall, Esqr, Thomas Welles, Esqr, Benjamin Hall, Esqr, Phinehas Lyman, Esqr, were chosen Assistants for the year ensuing.

Nathaniel Stanly, Esqr, is chosen Treasurer of this Colony for the year ensuing.

[94] George Wyllys is chosen Secretary of this Colony for the year ensuing.

The Governor's oath prescribed by the law of this Colony, and the oath required by act of Parliament, relating to trade and navigation, were administred to the Hon<sup>ble</sup> Roger Wolcott, Esqr, (now chosen Governor,) by the Hon<sup>ble</sup> Thomas Fitch, Esqr, Deputy Governor, in the presence of the Assembly.



The Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, (now chosen Deputy Governor,) had the Deputy Governor's oath, prescribed by law, administred to him by his Honour the Governor, in the presence of the Assembly.

The Assistant's oath, provided by law, was administred to Samuel Lynde, William Pitkin, Roger Newton, Ebenezer Silliman, Hezekiah Huntington, John Bulkley, Andrew Burr, John Chester, Gurdon Saltonstall, Thomas Welles, Benjamin Hall, Phinehas Lyman, Esq<sup>rs</sup>, (now chosen Assistants,) by his Honour the Governor.

The Secretary's oath, provided by law, was administred to George Wyllys (now chosen Secretary,) by his Honour the Governor.

The several members of this Assembly who had not taken the oaths provided by act of Parliament instead of the oaths of allegiance and supremacy, now took the said oaths provided as aforesaid, and likewise the oath of abjuration, and made the declaration against popery.

*Ordered*, That Thomas Welles, Esq<sup>r</sup>, and Capt. Jonathan Hale return the thanks of this Assembly to the Reverend Mr. Ashbell Woodbridge, for his sermon delivered (on the 14th day of May instant) before the Assembly, and desire a copy thereof, that it may be printed.

This Assembly do appoint the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint William Pitkin, Ebenezer Silliman, John Bulkley, and Samuel Lynde, Esq<sup>rs</sup>, to be Judges of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint William Pitkin, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Fairfield the year ensuing.

This Assembly do appoint Jonathan Trumble, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Windham the year ensuing.

This Assembly do appoint William Preston, Esq<sup>r</sup>, to be

Judge of the County Courts in and for the county of Litchfield the year ensuing.

This Assembly do appoint Joseph Buckingham, Esqr, to be Judge of the Court of Probate in and for the district of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Esqr, to be Judge of the Court of Probate in the district of New Haven the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esqr, to be Judge of the Court of Probate in and for the district of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the Court of Probate in and for the district of Fairfield the year ensuing.

This Assembly do appoint Jonathan Trumble, Esqr, to be Judge of the Court of Probate in and for the district of Windham the year ensuing.

[95] This Assembly do appoint Samuel Hill, Esqr, to be Judge of the Court of Probate in and for the district of Guilford the year ensuing.

This Assembly do appoint Joseph Minor, Esqr, to be Judge of the Court of Probate in and for the district of Woodberry the year ensuing.

This Assembly do appoint Jonathan Hoit, Esqr, to be Judge of the Court of Probate in and for the district of Stanford the year ensuing.

This Assembly do appoint John Bulkley, Esqr, to be Judge of the Court of Probate in and for the district of East Hadam the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esqr, to be Judge of the Court of Probate in and for the district of Litchfield the year ensuing.

This Assembly do appoint Thomas Benedict, Esqr, to be Judge of the Court of Probate in and for the district of Danbury the year ensuing.

This Assembly do establish and confirm Hezekiah Huntington, Esqr, to be Judge of the Court of Probate in and for the district of Norwich the year ensuing.

This Assembly do establish and confirm John Creary, Esqr, to be Judge of the Court of Probate in and for the district of Plainfield the year ensuing.

This Assembly do appoint Thomas Welles, Esqr, to be one of the Assisting Judges of the County Court in and for the county of Hartford the year ensuing.

This Assembly do appoint Henry Allyn, Jabez Hamlin and

Joseph Buckingham, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint Nathaniel Stanley, Joseph Pitkin, George Wyllys, Joseph Talcott, Daniel Edwards, Thomas Horsmer, Elisha Williams, Elizur Goodrich, Roger Wolcott jun., William Wolcott, Daniel Bissell, Thomas Griswold, Timothy Nash, Thomas Hart, Thomas Hart 2d, Joseph Hooker, John Hooker, Solomon Whitman, Joseph White, Thomas Johnson, Seth Wetmore, Benjamin Stilman, Joseph Southmaid, Jonathan Hale, David Hubbard, Hezekiah Brainerd, Thomas Addams, Joseph Spencer (of East Haddam,) John Humphrey, Joseph Wilcoxson 2d, Nathaniel Foot, Epaphras Lord, Charles Bulkley, Joseph Phelps, John Phelps, Zebulon West, John Lothrop, Thomas Pitkin, John Bissell, Samuel Kent, Ephraim Terry, Samuel Dwight, Daniel Alden, John Merrick, Hezekiah Gridley, and Samuel Gilbert, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint John Russell, Samuel Hill, John Fowler, and John Hubbard, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of New Haven the year ensuing.

This Assembly do appoint James Wadsworth, Isaac Dickerman, John Prout, John Hitchcock, Deodate Davenport, Isaiah Tuttle, Robert Treat, Nathan Baldwin, Jonathan Russell, Nathaniel Harrison, Timothy Stone, Thomas Hotchkins, Theophilus Rossiter, Elihu Chauncey, James Wadsworth jun., Theophilus Yale, Samuel Hall, Elihu Hall, Ezekiel Royce, John Hall, John Riggs, Samuel Bassett, Samuel Riggs, Timothy Russell, John Southmaid, Thomas Clark, Thomas Mathews, Daniel Southmaid, and Nathaniel Ruggles, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint John Griswold, Christopher Avery jun., Richard Lord, Isaac Huntington, and Jeremiah Miller, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of New London the year ensuing.

This Assembly do appoint Benjamin Gale, Jonathan Lane, Elnathan Stephens, Jedadiah Chapman, Nathaniel Clark, John Tulley, Ambrose Whittelsey, Daniel Ely, Elisha Shelden, Benjamin Lee, Samuel Ely, Joshua Hempstead, Joshua Raymond, Jabez Hide, Samuel Lothrop, Ebenezer Backus, Daniel Huntington, Jabez Huntington, William Whiting, Elisha Fitch, Samuel Coit, Samuel Morgan, Simeon Minor, Joseph Denison, Nathan Cheesbrough, Samuel Prentiss, Nehemiah Palmer,

Luke Perkins, William Williams, (of Groton,) Nathan Smith, Dudley Woodbridge, and William Wittar, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New London the year ensuing.

This Assembly do appoint Edmund Lewiss, Jonathan Hoit, David Rowland, and Samuel Fitch, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Fairfield the year ensuing.

This Assembly do appoint John Thomson, Samuel Addams, Joseph Blackleach, Robert Walker, Theophilus Nickols, William Peet, William Burr, Thaddeus Burr, Moses Dimon, [96] Samuel Sherwood, || John Read, James Lockwood, Joseph Platt, Jonathan Maltbie, Abraham Davenport, Nathaniel Peck, Ebenezer Mead, James Benedict, Samuel Olmstead, Samuel Smith 3d, Thomas Benedict, Samuel Gregory, Ephraim Hubbell, Thomas Tousey, and Caleb Baldwin, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Fairfield the year ensuing.

This Assembly do appoint Ebenezer West, Jonathan Huntington, Shubael Conant, and John Dyar, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Windham the year ensuing.

This Assembly do appoint Jonathan Trumble, John Creary, Thomas Storrs, Joseph Leavinze, Ebenezer Wales, Thomas Tiffany, Nathaniel Huntington, Joseph Cadey, Ebenezer Holbrook, Joseph Fowler, Joseph Clark, Nathaniel Wales, Samuel Danielson, Joseph Holland, Phinehas Strong, John Smith jun., Joseph Strong jun., Thomas Chandler, Jabez Fitch, Eliphalett Dyar, William Metcalf, Joshua West, Henry Bowen, Samuel Chandler, Jeremiah Kinney, James Bicknal, Silas Long, Stephen Fuller, Benjamin Wheeler, William Chandler, Jacob Dresser, Joseph Storrs, Ezekiel Pierce, Timothy Sabin, and Joseph Croft, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Samuel Canfield, Ebenezer Marsh, and Thomas Chipman, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Litchfield the year ensuing.

This Assembly do appoint William Preston, Joseph Minor, Thomas Harrison, Isaac Kellogg, Cyprian Webster, Ebenezer Lyman, David Whitney, George Holloway, Timothy Hatch, Noah Hinman, Hezekiah Hooker, Increase Mosely, Daniel Castle, Nathaniel Bostwick, Paul Welch, Samuel Hutchinson, and Joseph Bird, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Litchfield the year ensuing.

This Assembly do appoint Samuel Robinson to be a Justice of the Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint Capt. John Glover to be Surveyor of Lands in and for the county of Fairfield.

This Assembly do establish and confirm Mr. Abner Mosely to be Captain of the 4th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Kimberly to be Lieutenant of the 4th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Blogget to be Ensign of the 7th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaiah Brown to be Lieutenant of the 1st company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Thomson jun. to be Ensign of the 1st company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Halley to be Captain of the company or trainband in North Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Nickols to be Lieutenant of the company or trainband in North Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Olmstead to be Captain of the 1st troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Chamberlain to be Lieutenant of the 1st troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Oliver Bulkley to be Quarter Master of the 1st troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Dutton to be Ensign of the northeast company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

[97] This Assembly do establish and confirm Mr. James

Wadsworth 3d to be Ensign of the 2d company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Pratt to be Lieutenant of the 8th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Bull to be Ensign of the 8th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Daviss to be Lieutenant of the 2d company or trainband in the town of Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Wheeler to be Ensign of the 2d company or trainband in the town of Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Blackley to be Lieutenant of the 1st company or trainband at the parish of North Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Caleb Wetmore to be Captain of the 16th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Parsons to be Lieutenant of the 16th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Camp to be Ensign of the 16th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Bill to be Ensign of the 2d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Storrs to be Captain of the 10th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elnathan Brigham to be Lieutenant of the 10th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Selden

to be Lieutenant of the 5th company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Peirce to be Ensign of the company or trainband in the town of Cornwall, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gershom Bulkley to be Captain of the 1st company or trainband in the town of Colchester, and order that he be commissioned accordingly.

The Assembly do establish and confirm Mr. Elisha Pratt to be Lieutenant of the 1st company or trainband in the town of Colchester, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Dudley Wright to be Ensign of the 1st company or trainband in the town of Colchester, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Peck to be Ensign of the 7th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Aaron Elliott to be Captain of the 4th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Wilcox to be Lieutenant of the 4th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Wright to be Ensign of the 4th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish Mr. Eli Stetson to be Ensign of the 2d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Hull to be Captain of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Lane to be Lieutenant of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

[98] On the memorial of the President and Fellows of Yale

College in New Haven: Ordered by this Assembly, that the sum of one hundred fourteen pounds six shillings, in bills of credit on this Colony of the new tenour, be allowed and paid out of the public treasury to the said president and fellows, for the last half of the current year, to be in lieu of what was granted them by this Assembly at their sessions in May, *anno Dom.* 1745.

This Assembly do appoint Mr. Richard Hide Surveyor of Land for the county of New London.

An Act in Addition to and Alteration of an Act of this Colony entituled  
An Act to encourage the Destroying of Wolves.

Whereas it is provided in and by said act, that if any person shall kill or destroy any grown wolf or wolves, or panther, within the bounds of any town in this Colony, he shall have three pounds paid out of the public treasury of this Colony; and every Englishman that shall kill or destroy any wolf or panther shall have twenty shillings paid by such town in whose bounds such wolf or panther was killed, and half so much for every wolf's whelp,

*Be it therefore enacted and resolved by this Assembly, That the whole of said premia for the killing of wolves and panthers shall be paid out of the public treasury of this Colony; any law, usage or custom to the contrary notwithstanding.*

On the petition of Normand Morison of Hartford, *vs.* Thomas Seymour of Hartford, on file: The question was put, whether the pleas offered in abatement of said petition are sufficient, &c.: Resolved by this Assembly in the affirmative. *Cost allow'd respondent £12 6s. 0d. old tenour. Ex. granted Decem. 20th, 1752.*

On the petition of John Daviss of Litchfield, otherwise called John Daviss of Woodbury in said county, otherwise lately called John Daviss of Litchfield in Hartford county, *vs.* John Barrett of Woodberry aforesaid, on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allow'd respondent is £18 11s. 4d. old tenour. Ex. granted Sept. 2d, 1752.*

On the petition of Richard Durfey of New London, *vs.* Giles Goddard of New London, on file: The question was put, whether anything should be granted on the said petition: Resolved by this Assembly in the negative. *Cost allowed respondent is £10 10s. 8d. old tenour. Ex. granted July 21st, 1752.*

This Assembly do establish and confirm Mr. Samuel Harrison to be Captain of the 2d company or trainband in the



town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Page to be Lieutenant of the 2d company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm David Sage to be Lieutenant of the 8th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hall to be Ensign of the 8th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph West to be Ensign of the company or trainband in the town of Tolland, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Sandford to be Lieutenant of the company or trainband at the parish of Reading, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Simeon Chitenton to be Lieutenant of the 9th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Hall to be Ensign of the 9th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Heth Peck to be Lieutenant of the north company or trainband in the town of Newtown, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Amos Botsford to be Ensign of the north company or trainband in the town of Newtown, and order that he be commissioned accordingly.

[99] Upon the memorial of John Campbell, of Oxford in the county of Worcester, administrator on the estate of John Wolcott, late of Salem in the county of Essex, Esqr, deceas'd, shewing to this Assembly that there is in debts due from the estate of the said intestate the sum of £503 0s. 6d. in lawful money more than the whole personal estate will amount to, praying for liberty to sell so much of the real estate as shall be sufficient to pay said sum, &c.: Resolved, that the said John Campbell have liberty, and liberty is hereby granted to said John Campbell to sell so much of the real estate of said deceased as shall be sufficient to pay the sum of £503 0s. 6d. lawful money with the incident charges arising thereon, taking

the advice of the judge of probate for the district of Plainfield therein.

Upon the memorial of John Lowdon and Chenyana Lowdon, as administrators on the estate of Ephraim Farnum late of Norwich in the county of New London, deceas'd, shewing to this Assembly that the debts due from the estate of the said Farnum, deceas'd, surmounted the personal estate of said Farnum the sum of £542 7s. 8d. old tenor, praying that so much of the real estate of the said Farnum, deceas'd, may be sold for the payment of the above sum: Resolved by this Assembly, that so much of the real estate of the said Ephraim Farnum, deceas'd, be sold for the purpose aforesaid as shall answer the same; and Mr. Richard Hide of said Norwich is hereby appointed and impowered to sell so much of the real estate of the said Ephraim Farnum, deceased, as shall be sufficient to pay the said sum of £542 7s. 8d. old tenor and the necessary charges arising on such sale, taking the direction of the court of probates in the district of Norwich therein.

Upon the memorial of Elizabeth Whaples, *alias* Cole, administratrix on the estate of Thomas Whaples late of Glassenbury, deceased, shewing to this Assembly that the debts and charges due from the said deceas'd's estate do surmount the moveable part of the inventory of said deceas'd's estate the sum of £42 18s. 7d., praying that some suitable person may be appointed to sell so much of the real estate of the said deceased as will raise the sum of £42 18s. 7d. old tenour, together with the necessary charges arising on such sale: Resolved by this Assembly, that Capt. Jonathan Hale, of Glassenbury, be impowered, and he is hereby impowered to sell so much of the real estate of said deceased as to procure said sum of £42 18s. 7d. with the incident charges arising thereon, taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Thankfull Rich, widow and administratrix on the estate of Thomas Rich late of Middletown, deceased, shewing this Assembly that the debts and charges due from said estate surmount the moveable part thereof the sum of £1198 13s. 11d., praying for liberty to sell so much of the real estate of the said deceased as to pay the said sum of £1198 13s. 11d. with the charges arising on the sale thereof: Resolved by this Assembly, that the said memorialist and John Rich shall have liberty, and liberty is hereby granted them, to make sale of so much of the real estate of said deceased as will pay and satisfie the said sum of £1198 13s. 11d. with the charges arising on the sale thereof, taking the

direction of the court of probate in the district of Hartford therein.

This Assembly do establish and confirm Mr. Mathew Loomiss to be Ensign of the company or trainband in the town of Bolton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Oliver Dudley to be Captain of the 9th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Addams to be Lieutenant of the 2d company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Butts to be Ensign of the 2d company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Stoddard to be Captain of the first company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Landon to be Lieutenant of the 1st company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abiel Smith to be Ensign of the 1st company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elnathan Handford to be Captain of the second company or trainband in the town of Norwalk, and order that he be commissioned accordingly.

[100] This Assembly do establish and confirm Mr. Thomas Nash to be Lieutenant of the company or trainband at the west parish in Fairfield, in the 4th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Andrews to be Ensign of the company or trainband at the west parish in Fairfield, in the 4th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Cowles to be Captain of the south company or trainband in the town of Canaan, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Dean

jun. to be Lieutenant of the south company or trainband in the town of Canaan, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Robbins to be Ensign of the south company or trainband in the town of Canaan, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Warner to be Ensign of the 9th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

Upon the memorial of Abraham Higgins jun. of Fairfield, administrator on the estate of Gershom Lockwood, late of Norwalk in the county of Fairfield, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the moveable estate the sum of ninety three pounds eleven shillings and seven pence old tenour, and praying for liberty to sell so much of the real estate of said deceased as will make that sum with the necessary charges arising on the sale thereof: Resolved by this Assembly, that so much of the real estate of the said deceased Gershom Lockwood shall be sold as will procure the sum of £93 11s. 7d. old tenour, with the necessary charges arising on said sale; and that the said Abraham Higgins, administrator, be appointed, and he is hereby appointed and authorized, to make sale of the same, taking the advice of the court of probate in the district of Fairfield therein.

Upon the memorial of Abigail Scott, of New Haven in the county of New Haven, administratrix on the estate of William Scott late of said Newhaven, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate of said deceased the sum of £741 5s. 3d., and praying that some meet person may be appointed to sell so much of the real estate of said deceased as to procure said sum: Resolved by this Assembly, that Mr. John Hitchcock, of said Newhaven, be appointed, and he is hereby appointed and empowered, to sell so much of the real estate of said deceased as to procure said sum of £741 5s. 3d. and the incident charges arising thereon, taking the advice of the court of probate for the district of Newhaven therein.

Upon the memorial of Joseph Safford, of Norwich in New London county, administrator on the estate of Joseph Jones late of said Norwich, deceased, shewing to this Assembly that the debts due from the estate of the said deceased surmount the moveable estate the sum of one hundred and sixty-one

pounds two shillings and eleven pence old tenour, and praying for liberty to sell so much of the real estate of the deceased as to enable him to pay the said sum, &c.: Resolved by this Assembly, that the said Joseph Safford, administrator, be impowered, and he is hereby fully authorized and impowered, to sell so much of the real estate of the said deceased as to enable him to pay the said sum of £161 2s. 11*d.* old tenour, with the necessary charges arising on such sale, taking the direction of the court of probate in the district of Norwich therein.

Upon the memorial of Mary Fuller, executrix on the last will and testament of Ebenezer Fuller late of Hebron, deceased, shewing to this Assembly that the said Ebenezer Fuller dyed in debt the sum of £458 6s. 4*d.* money old tenour more than his moveable estate will pay, praying this Assembly to grant power to her, or some other suitable person, to sell so much of the land of the said deceased as shall enable her to pay the said sum of £458 6s. 4*d.* and the incident charges: And thereupon it is resolved by this Assembly, that the said Mary Fuller shall have power, and she is hereby impowered, to sell so much of the land of the said Ebenezer Fuller, deceased, as shall be sufficient to pay the said four hundred and fifty-eight pounds six shillings and four pence old tenour with the incident charges, taking the direction of the court of probate in the district of East Haddam.

[101] This Assembly do establish and confirm Mr. Thomas Seymour to be Captain of the 2d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Seymour to be Lieutenant of the 2d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Cole to be Ensign of the 2d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ichabod Spencer to be Lieutenant of the company or trainband in the parish of Millington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Arnold to be Ensign of the company or trainband in the parish of Millington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Benedict to be Captain of the south company or trainband in the

town of Danberry, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Lemuel Beebe to be Lieutenant of the south company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Taylor to be Ensign of the south company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Cogswell to be Lieutenant of the company or trainband in part of the township of New Milford and part of the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Averill to be Ensign of the company or trainband in part of the township of New Milford and part of the town of Kent, and order that he be commissioned accordingly.

Upon the memorial of Abraham Brooks, administrator on the estate of Ebenezer Walkley late of Haddam, deceased, shewing to this Assembly that the debts due from said estate surmount the personal estate of said deceased the sum of £244 1s. 8d. old tenour, praying for liberty to sell so much of the real estate of the said Walkley, deceased, as will pay the same with the necessary charges arising thereon, &c. : Resolved by this Assembly, that the said Abraham Brooks have liberty, and he is hereby impowered, to sell so much of the lands of the said Ebenezer Walkley, deceased, as shall be sufficient to pay the aforesaid sum of £244 1s. 8d. old tenour, with the necessary charges arising on such sale, taking the direction of the court of probate in the district of East Haddam therein.

Upon the memorial of the town of Derby, by their agents, shewing to this Assembly that they have been at great charge and expence in repairing a bridge over Naugatuck River, at a place convenient for all persons to pass and repass, and praying for a toll or fare for said bridge: Resolved by this Assembly, that the toll or fare for said bridge, for all persons except the inhabitants of said Derby, for the future during the pleasure of this Assembly, shall be one penny half-penny for man, horse and load, and three farthings for each person, and for each team three pence, and for all cattle and horses one half-penny per head, and for each swine or sheep to be one farthing.

Upon the memorial of Samuel Brown, administrator on the estate of Enoch Phelps late of Windsor in the county of Hartford, deceased, shewing to this Assembly that the debts

due from said estate surmount the moveable part of said estate the sum of £68 6s. 4d., praying for liberty to sell so much of the real estate of the said Enoch Phelps, deceased, as will pay the same with the necessary charges arising thereon, &c.: Resolved by this Assembly, that the said Samuel Brown have liberty, and he is hereby impowered, to sell so much of the lands of the said Enoch Phelps, deceased, as shall be sufficient to pay the aforesaid sum of £68 6s. 4d. old tenour, with the necessary charges arising on the same, taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Jedadiah Sanbourn and Dorothy Deming, administrators on the estate of Charles Deming late of Weathersfield, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveable estate the sum of £332 13s. 2d. old tenour, praying for liberty to sell so much of the real estate of the deceas'd as will be sufficient to pay the aforesaid sum with the incident charges arising thereon: Resolved by this Assembly, that the memorialists be impowered, and they are hereby authorized and impowered, to make sale of so much of the real estate of the said deceased as may be sufficient to pay the aforesaid sum of £332 13s. 2d. with the incident charges arising thereon, taking the direction of the court of probates in the district of Hartford therein.

[102] Upon the memorial of Mary Douglass of New London, administratrix on the estate of Caleb Douglass late of said New London, deceased, representing to this Assembly that the debts due from the estate of said deceased surmounts the personal estate of said deceased the sum of £157 19s. 7d. in old tenour bills of credit, praying that liberty might be granted for the sale of so much of the real estate of said deceased as shall satisfie the aforesaid sum with the necessary charges thereon arising: Resolved by this Assembly, that the said Mary Douglass and William Douglass, of said New London, be impowered, and they are hereby fully authorized and impowered, to sell so much of the real estate of said deceased as shall be sufficient to procure the sum of £157 19s. 7d. old tenour bills, with all necessary charges thereon arising, taking the advice of the court of probate in the district of New London.

This Assembly do establish and confirm Mr. George Stocking to be Captain of the 14th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Brainerd to be Lieutenant of the 14th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Smith to be Ensign of the 14th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Sage to be Captain of the 15th company or trainband in the 6th regiment, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Hinsdell to be Lieutenant of the 15th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hubbard to be Ensign of the 15th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Fitch to be Captain of the south company or trainband in the 1st society in Lebanon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abel Buel to be Lieutenant of the south company or trainband in the 1st society in Lebanon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Barker to be Ensign of the south company or trainband in the 1st society in Lebanon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Smith to be Ensign of the 5th company or trainband in the town of Hartford, and order that he be commissioned accordingly.

Upon the memorial of Joseph Ferriss, Nathaniel Botsford, Daniel Bostwick, and Amos Northrop, selectmen of the town of New Milford, praying this Assembly to grant liberty to sell some lands belonging to Thomas Welch of said New Milford, an impotent person, and the money to be laid out to the best advantage for the support of the said Welch and also to pay £43 0s. 0d. already expended by the selectmen towards said Welch's support: Resolved by this Assembly, that the said selectmen of the town of New Milford be impowered, and they are hereby fully authorized and impowered, to make sale of one certain piece of land belonging to the abovesaid



Thomas Welch, called and known by the name of a half-right in the north purchase in said New Milford, and the produce thereof be improved to pay the aforesaid sum of £43 0s. 0d. and for the further support of the said Welch, as there shall be need from time to time.

Upon the memorial of Nathaniel Baldwin, Theophilus Miles, Thos. Baldwin, and Jonathan Treat, selectmen of Milford, shewing to this Assembly that they had by advice of authority taken into their custody Jacob Collins of said Milford, his estate and family, for his idleness and bad husbandry, and finding sundry debts due from the said Collins, and praying for liberty to sell lands to satisfie the same: Resolved by this Assembly, that the selectmen of Milford for the time being, or the major part of them, have liberty, and they are hereby impowered, to sell so much of the land of the said Jacob Collins as may be sufficient to pay his debts together with the necessary charges arising thereon.

Upon the memorial of Rachel Pierson, administratrix on the estate of Eli Pierson late of Greenwich in the county of Fairfield, deceas'd, shewing to this Assembly that the debts due from the estate of the said deceased Eli Pierson surmount [103] the moveable estate of || said deceased the sum of £620 16s. 11d. old tenour, praying this Assembly to grant liberty that so much of the real estate of the said deceas'd Eli Pierson may be sold to pay the said sum of £620 16s. 11d. with the incident charges arising thereon, &c..and that Capt. Jabez Mead of said Greenwich be appointed to sell the same: Resolved by this Assembly, that Capt. Jabez Mead aforesaid have liberty, and he is hereby impowered, to sell so much of the said deceased Eli Pierson's land as will be sufficient to pay the said sum of £620 16s. 11d. money old tenour with the charges arising on the sale thereof, taking the advice of the court of probate in the district of Stanford therein.

Upon the memorial of Nathaniel Benedict of Norwalk, administrator on the estate of Josiah Ruscoe late of said Norwalk, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate of said deceased the sum of £32 3s. 1d. New York money, praying for liberty to sell so much of the real estate of said deceas'd as to answer said debt and charges arising thereon: Resolved by this Assembly, that Nathaniel Benedict, the memorialist, have liberty, and he is impowered, to sell so much of the land of the said Josiah Ruscoe, deceased, as shall be sufficient to pay the said sum of £32 3s. 1d. New York money with the necessary charges arising on such sale, taking the directions of the court of probate in the district of Fairfield.

This Assembly do establish and confirm Mr. Daniel Hide to be Captain of the company or trainband in the parish of Ripton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Francis Hawley to be Lieutenant of the company or trainband in the parish of Ripton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Enoch Daviss to be Ensign of the company or trainband in the parish of Ripton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Grant to be Captain of the 2d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Catlin to be Lieutenant of the 2d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Baldwin to be Ensign of the 2d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Belows to be Captain of the first company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel More to be Lieutenant of the 1st company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Lee jun. to be Ensign of the first company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Landon to be Captain of the 2d company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Moore to be Lieutenant of the 2d company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Dean jun. to be Ensign of the 2d company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

Upon the memorial of Daniel Huntington and Jabez Dean, a committee for and in behalf of the inhabitants of the society of Chelsea in Norwich, shewing to this Assembly that the greater part of the lands lying in said Chelsea belongs to non-

resident proprietors, and that said Chelsea is a very small and weak society, not well able under its present circumstances to support the preaching of the gospel, &c., and praying this Assembly to enact specially in their favour, that all the improved lands of the non-resident proprietors, included within the bounds of the said Chelsea, may be taxed by the inhabitants of that society for the benefit of that society only: Resolved by this Assembly, that for the space of ten years next after the rising of this Assembly all the improved lands that lye within the bounds of the said society of Chelsea that are lyable by law to be taxed belonging to non-resident proprietors may be taxed by the inhabitants of the said society of Chelsea for the benefit of that society only. And it is further resolved, that each and every proprietor of all such lands, in their lists annually to be given in, shall particularly therein mention the quantity, sort and quality of his or their lands that lye in said Chelsea, and shall pay therefor in said Chelsea accordingly, anything in the law contained to the contrary notwithstanding.

[104] On the memorial of Moses Hebard of Windham, administrator on the estate of Nathaniel Shattock late of said Windham, deceased, representing to this Assembly that the debts, charges, &c., due from said estate amounts to the sum of £572 0s. 0d. old tenour, and the inventoried moveable estate amounting but to the sum of £445 1s. 6d. so that there remains the sum of £126 18s. 6d. old tenour more than there is moveable estate to pay; thereupon praying this Assembly to grant him liberty to sell and dispose of so much of the real estate of the said deceased as will amount to the said sum of £126 18s. 6d. bills of credit old tenour and the incident charges of sale: This Assembly does thereupon give liberty to the said Moses Hebard, and he is hereby impowered, to sell so much of the said deceased's real estate as shall amount to said sum of £126 18s. 6d. bills of credit old tenour and the incident charges thereof, taking the direction of the court of probate for the district of Windham therein.

Upon the memorial of Abiah Howd, widow, and administratrix on the estate of Benjamin Howd the 2d, late of Branford, deceased, praying for liberty to sell so much of the lands of said deceased as to procure the sum of £326 5s. 6d. which surmounts the personal estate: This Assembly appoints and impowers Eliphalet Howd, with the said memorialist, to sell so much of the lands of the said deceased Benjamin Howd as to procure the aforesaid sum of £326 5s. 6d. old tenour with

the incident charges, taking the direction of the judge of probate in the district of Guilford in the affair.

Upon the memorial of Gideon Hickcox, of Waterbury in Newhaven county, administrator on the estate of Elizabeth Hickcox late of said Waterbury, deceas'd, shewing to this Assembly that the debts due from said estate surmount the moveable estate the sum of £36 0s. 0*d.* old tenour money, and praying to this Assembly for liberty to make sale of so much of the lands of the deceased as to pay and satisfie the sum of £36 0s. 0*d.* as aforesaid, with the incident charges arising thereon, and also to impower some meet person to make sale of the same: Resolved by this Assembly, that Mr. Samuel Lewiss, of said Waterbury, be impowered, and he is hereby fully authorized and impowered, to make sale of so much of the real estate of the said deceased as to pay and satisfie the sum of £36 0s. 0*d.* old tenour, debt, with the incident charges arising thereon, taking the direction of the court of probates in the district of Woodberry therein.

Upon the memorial of Enos Tuttle, of New Haven in the county of Newhaven, administrator on the estate of Caleb Tuttle late of Newhaven, deceased, representing to this Assembly that the debts due from said estate surmount the moveable estate of said deceased the sum of £63 11s. 9*d.* and praying for liberty to sell so much of the real estate of said deceased as to pay said sum: Resolved by this Assembly, that the said Enos Tuttle be impowered, and he is hereby impowered, to sell so much of the real estate of said deceased as to procure said sum of £63 11s. 9*d.* with the incident charges arising thereon, taking the direction of the court of probate for the district of New Haven therein.

Upon the memorial of the society of Abbington in the town of Pomfrett, by Joseph Croft agent for said society, shewing to this Assembly that whereas this Assembly, in May last, granted a tax of four pence on the acre on all the lands within said society for four years then next coming, which proves insufficient for the purpose of said society, and thereupon praying this Assembly to grant an addition of eight pence old tenour per acre on the lands in said society per year for the space of four years next coming, and that said four penny tax before granted may extend during the term aforesaid: This Assembly do thereupon grant that all the lands within said society of Abbington be taxed at twelve pence per acre for the use of said society for the space of four years next coming, inclusive of said four pence per acre before granted.

Upon the memorial of Thomas Porter, Gershom Fulford,

Timothy Judd, Phineas Royce, and Daniel Southmaid, selectmen of the town of Waterbury in Newhaven county, shewing to this Assembly that one Phebe Warner of said Waterbury, by reason of the disorders of her mind, is rendered incapable of taking care of herself and is likely to continue so during her life, and that the said Phebe has been in the care of the said selectmen for some time past and still is, and that the [105] selectmen have expended out of || the town treasury, for the support of her, said Phebe, the sum of £27 10s. 0d. old tenour money, and that the said Phebe hath estate in lands apprized at £200 0s. 0d. old tenour in the year 1750, which is all the estate the said Phebe ever had, and praying to this Assembly for liberty to make sale of the whole of said lands to be improved for the support of the said Phebe, and that some meet persons may be impowered to make sale of the same: Resolved by this Assembly, that the memorialists be impowered, and they are hereby fully authorized and impowered, to make sale of the whole of said land mentioned in said memorial, and the produce thereof to improve for the payment of the sum of £27 10s. 0d. money already due, as aforesaid, and the remainder to be improved for the future support of her the said Phebe.

Upon the memorial of Samuel Horsford, administrator on the estate of Samuel Brown late of Cornwall in the county of Litchfield, shewing to this Assembly that the debts due from the estate of said deceased surmounted the moveable estate the sum of £333 1s. 0d. and praying this Assembly to grant liberty to sell so much of the real estate of said deceas'd as to answer said sum of £333 1s. 0d. with the incident charges arising thereon: Resolved by this Assembly, that the said Samuel Horsford be impowered, and he is hereby impowered, to make sale of so much of the real estate of said deceased as to satisfie the aforesaid sum of £333 1s. 0d. old tenour bills of credit together with the incident charges arising thereon, taking the direction of the judge of the court of probate in the district of Litchfield therein.

Upon the petition of John Sparks of Hartford, a minor (who prosecutes his petition by Capt. Roger Wolcott his guardian specially appointed by this Assembly for that end,) against Ezekiel Webster of Hartford, who complains that he was committed to prison in said Hartford by an execution on a judgment of the superior court given against him in favour of Thomas Matson of Glassenbury, on an action of trespass brought against him for certain facts done by him while he was the apprentice of the said Webster, which judg-

ment was for the sum of twenty shillings lawful money and for the sum of £97 8s. 0*d.* old tenour, and praying for relief in equity against said Webster, for that he ought to have discharged the said sums and saved him from the said gaol, which he refuses to do; and praying for judgment in equity against said Webster for his damages and cost, for the reasons assigned in his petition; upon which petition the said parties were heard and their evidences produced, all which have been by this court fully considered, by which it appears to this court that said Sparks was committed on the 4th of April last, and that he still remains there, and that before his commitment he was released from his apprenticeship aforesaid, and had just cause of complaint against said Webster: Whereupon it is considered by this Court, and this Court is of opinion, that the said Sparks ought to have relief in equity against said Webster for his damage and cost, and thereupon order, judge and decree, that the said Webster pay and satisfie unto the said Sparks the full sum of twenty shillings lawful money and the sum of £115 16s. 0*d.* in old tenour bills, for his damage, as also his cost allowed to be £28 18s. 0*d.* old tenour, and that execution go forth accordingly. *Ex. granted June 6th, 1752.*

Upon the memorial of Wait Hinman, of Woodberry in Litchfield county, praying to this Assembly for liberty to set up and maintain a ferry across the river called Ousatunnuck River, in said Woodberry bounds, about three miles below the place called Potatuck, &c.: Resolved by this Assembly, that the said Wait Hinman have liberty, and he is hereby impowered, to set up and maintain a ferry across said river, as prayed for, and that the fare of said ferry shall be for man, horse and load, two pence half-penny, and for a led horse three farthings, and for a single person one penny, and for an ox or any other neat kind three pence, and for sheep, goats and swine, one farthing per head.

Upon the memorial of the inhabitants of the town of Wellington, by their agent, praying this Assembly to grant a tax on all the lands in said Wellington, for the maintenance of the ministry in said town: Resolved by this Assembly, that all the lands in said Wellington be taxed at a half-penny lawful money per acre *per annum*, for the space of three years next ensuing from the rising of this Assembly, to be collected by the collectors of rates for said town and improved for the support of the gospel ministry in said Wellington.

Upon the memorial of Daniel Brainerd jun. and Stephen Brainerd, administrators on the estate of Capt. Bazaleel Brain-

erd late of East Haddam, deccas'd, shewing to this Assembly that James Tilley, of New London in New London county, made and executed to said Capt. Brainerd a deed of sale of one piece of land in said New London, which deed was dated [106] the 4th day of || December, A. D. 1744, which deed was made only to secure the payment of a sum of money to said Capt. Brainerd, and that said money was fully paid to said Capt. Brainerd while in full life, and that said Bazaleel did not release said land to said Tilly by reason of sudden death; praying also for liberty and power to reconvey said land to said Tilley, as by their memorial on file, &c.: Resolved by this Assembly, that the said Daniel Brainerd jun. and Stephen Brainerd shall have power, and they are hereby fully impowered, to make and execute a deed of reconveyance and release of the land aforesaid from the estate of said Capt. Brainerd, deceased, to the said James Tilley, as fully to all intents whatsoever as he, the said Capt. Brainerd, could do were he now living.

On the petition of John Fitch, of Windham in the county of Windham, *vs.* Joseph Meacham of Coventry in said county, clerk, on file: Resolved by this Assembly, that the judgment of the superior court complained of by the petitioner and referred to in the said petition, is in nothing erroneous. *Cost allowed respondent is £12 1s. 8d. old tenour.*

On the petition of John Curtice, of Wallingford in the county of Newhaven, *vs.* John Austin jun. and Noah Austin, both of Wallingford, on file: The question being put, whether the matters and things contained in said petition are proper for the consideration of the Assembly, &c., was resolved in the negative. *Cost allowed respondents £3 10s. 9d. proclamation money. Ex. granted July 28th, 1752.*

Upon the memorial of Samuel Carpenter jun., administrator on the estate of Uriah Carpenter late of Plainfield, deccas'd, shewing to this Assembly that the moveable estate of said deceased amounts to the sum of but £139 16s. 6d. old tenour, and that the debts, charges, &c., due from said estate amounts to the sum of £224 14s. 6d. and that there is £84 18s. 0d. old tenour more than there is moveable estate to pay, praying this Assembly for liberty to sell so much of the real estate of said deccas'd as to pay said sum: Resolved by this Assembly, that the said Samuel Carpenter have liberty, and he is hereby impowered, to sell so much of the said real estate as to pay said sum of £84 18s. 0d. old tenour and the necessary charges arising thereon, by and with the advice of the court of probate for the district of Plainfield.

An Act for making and naming a new District for a Court of Probate in this Colony and erecting a Court of Probate therein.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the town of Midletown, (except that part thereof that lyeth south of Salmon river,) and the towns of Hadam and Durham, shall be one district of or for a court of probate, and shall be called and known by the name of the District of Midletown, and that in the said district there shall be a court of probate held by one judge to be appointed and commissioned for that purpose according to law, who shall have a clerk by him to be appointed and sworn to that office; which court shall have and exercise the same powers, authorities and privileges, that the other courts of probate in this Colony have by law; and all appeals from said court of probate shall be regulated and governed according to the order and directions of the law respecting appeals from the courts of probate in this Colony. Provided nevertheless, that all matters and business that has been begun, entered, or are depending in either of the courts of probate in the districts of Hartford, Guilford, or East Hadam, shall be issued and finished in such courts, respectively, where began, entered or depending, as though this act had not been made, anything therein contained notwithstanding.

This Assembly do appoint Jabez Hamlin, Esqr, to be Judge of the Court of Probate in the district of Midletown for the year ensuing.

An Act for making and naming a District for a Court of Probates in the northeast Part of this Colony and erecting a Court of Probate therein.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the towns of Pomfrett, Woodstock, Ashford, Mortlake, and Union, and the two north societies in Killingly, shall be [107] one district of or for a court of probates, and shall be called and known by the name of the District of Pomfrett, and that in the said district there shall be a court of probates held by one judge, to be appointed and commissioned for that purpose according to law, who shall have a clerk by him to be appointed and sworn to that office; which court shall have and exercise the same powers, authorities and privileges, that the other courts of probates in this Colony by law have and are respectively vested with; and all appeals from said court of probates shall be regulated and governed according to the order and directions of the law respecting appeals from the courts of probates in this Colony. Provided nevertheless, that all matters and business that hath been begun, entered, or are



depending, in either of the courts of probates in the districts of Windham or Plainfield shall be issued and finished in such courts, respectively, where begun, entered or depending, as though this act had not been made, anything therein contained notwithstanding.

Additions to the Lists of Estate of the several Towns in this Government hereafter mentioned, sent in to this Assembly, are as follow, viz:

	<i>Single Additions.</i>			<i>Fourfold Assessments.</i>		
To Hadam,	£337	1	0	-	-	£607 16 0
To Milford,	763	2	9	-	-	
To Waterbury,	299	17	6	-	-	
To Voluntown,	204	14	0	-	-	
To Derby,	989	16	3	-	-	
To Canterbury,	434	14	0	-	-	
To Killingworth,	1549	0	0	-	-	1065 0 0
Bills of abatement,	72	0	0	-	-	
To Ashford,	236	12	0	-	-	
To Woodstock,	407	0	0	-	-	104 0 0
To Hebron,	845	16	0	-	-	
To Branford,	298	14	6	-	-	172 10 0
To Weathersfield,	1469	0	0	-	-	
To Wallingford,	838	13	0	-	-	
To Norwalk,	331	10	9	-	-	103 10 0
To Norwich,	126	19	0	-	-	4169 3 6
To Fairfield,	347	0	0	-	-	504 0 0
To Saybrook,	357	8	0	-	-	1631 0 0
To Windsor,	809	18	0	-	-	1327 17 0
To Lyme,	1285	0	0	-	-	
To Lebanon,	724	18	0	-	-	460 0 0
To Symsbury,	526	0	0	-	-	
To Litchfield,	112	3	6	-	-	
To Endfield,	579	1	0	-	-	
To Farmington,	745	11	0	-	-	317 4 0
To Preston,	181	13	0	-	-	763 3 0
To Hartford,	1283	11	0	-	-	
To Danbury,	219	15	6	-	-	
To Plainfield,	675	2	2	-	-	
To Windham,	386	14	0	-	-	545 6 0
To Coventry,	445	15	0	-	-	
To Stratford,	2799	13	3	-	-	180 0 0
To Bolton,	228	6	0	-	-	
To Woodberry,	1228	13	0	-	-	
To Killingly,	397	0	0	-	-	
To Stanford,				-	-	670 17 0
To New Haven,	840	15	0	-	-	378 9 0
To New Milford,	433	6	4	-	-	26 8 0
To Ridgefield,	43	0	0	-	-	184 19 0

	<i>Single Additions.</i>		<i>Fourfold Assessments.</i>
To Groton,	£280 6 8	- -	£1689 14 0
To Greenwich,	1200 0 0	- -	
To Guilford,		- -	720 19 0
To Pomfrett,	344 17 0	- -	

This Assembly do appoint Timothy Sabin, Esqr, to be Judge of the Court of Probate for the district of Pomfrett in the county of Windham the year ensuing.

Upon the memorial of the second society in the town of Hartford, representing that the place lately affixed by the honourable county court in the county of Hartford for the building a meeting-house for divine worship in said society is not commodious and suitable for that purpose, and praying that a committee may be appointed to view the circumstances of said society and affix another place more accomodable, &c.: Resolved by this Assembly, that Richard Lord, Timothy Stone and Jonathan Huntington, Esqrs, be, and they are hereby, appointed to be a committee to view the circumstances of said society, first notifying all parties concerned, and to affix and ascertain the most suitable place for the building a meeting-house for divine worship in said society, and make their report to this Assembly at their present sessions.

This Assembly do appoint William Pitkin, John Chester, Thomas Welles, Jonathan Trumble, Jabez Hamlin, Esqrs, and Capt. Stephen Lee, to be Auditors to audit the Colony's accounts with the Treasurer, and make report to the Assembly.

This Assembly do establish and confirm Mr. John Webb to be Lieutenant of the 4th company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

[108] This Assembly do establish and confirm Mr. Aaron Lyman to be Ensign of the 4th company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Lockwood to be Captain of the 1st company or trainband in the town of Greenwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Ferriss to be Lieutenant of the 1st company or trainband in the town of Greenwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nehemiah Knapp to be Ensign of the 1st company or trainband in the town of Greenwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Brush to be Lieutenant of the south company or trainband in the town of New Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elnathan Hall to be Ensign of the south company or trainband in the town of New Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Mathew Gillett to be Captain of the company or trainband in the town of New Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Miller to be Lieutenant of the 2d company or trainband in the 3d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Major Elihu Chauncey to be Justice of Quorum in and for the county of New Haven the year ensuing.

Daniel Hubbard, of New Haven, having produced before this Assembly his accounts for money disbursed for repairing the old college, which accounts have been examined, accepted and approved: It is thereupon ordered by this Assembly, that Nathaniel Stanly, Esqr, Treasurer of this Colony, pay out of the public treasury of said Colony to said Daniel Hubbard the ballance, *viz.* the sum of six hundred twenty-seven pounds nineteen shillings and two pence old tenour.

Whereas the correspondents of the Honourable Society in Scotland for Propagating Christian Knowledge have represented that, in pursuance of a charter granted them by said society, they have for some years used their best endeavours to propagate the gospel among the native Indians of this land, more especially in the Provinces of New Jersey and Pennsylvania, which by the divine blessing hath been attended with desirable success, and that there is a hopeful prospect of that good work's being more extensive among them, and that although the said correspondents have received frequent and liberal contributions for carrying on said work, yet they need further assistance therein to render the same more effectual and extensive, and have therefore by their petition to this Assembly requested our assistance in this important undertaking: Whereupon this Assembly, taking that matter into serious consideration and being desirous further to promote that pious intention to win and invite the natives of the land to the knowledge and obedience of the only true God and Saviour of

mankind, and the Christian faith, do hereby give and grant the said correspondents liberty to ask the contributions of the several religious societies and congregations throughout this Colony, and do recommend it to them cheerfully to contribute of their substance for the purpose aforesaid; and do hereby direct that what shall in every congregation be contributed for such purpose be sent to the Rev<sup>d</sup>. Mr. Thomas Clapp, president of Yale College in New Haven, to be [by] him remitted to the treasurer of the said correspondents, to be improved as in their discretion shall seem best, to promote the great and charitable purpose aforesaid.

On the petition of Samuel Beamond, of Symsbury in the county of Hartford, *vs.* Mary Thrall, of Windsor in the county aforesaid, widow and executrix of the last will and testament of John Thrall late of said Windsor, deceased, on file: The question was put, whether the pleas offered by the petitionee are sufficient to dismiss the petition: Resolved by this Assembly in the affirmative. *Cost allowed respondent £16 18s. 0d. old tenour. Ex. granted June 20th, 1752.*

Upon the petition of Benadam Gallop and William Noyce, &c., shewing to this Assembly that they brought their action [109] against Isaac Gallop for the surrendry || of about one hundred acres of land lying in Voluntown, which action had its final tryal at the superior court holden at Windham the 3d Tuesday of September, 1751, and praying this Assembly to reverse and set aside said final judgment of said superior court, and grant them another tryal of said action at the superior court to be holden at Windham on the 3d Tuesday of September next: Resolved by this Assembly, that said final judgment of said superior court be reversed and set aside, and that the petitioners have the liberty of another tryal of their case at the superior court to be holden at Windham in September next, and that the future cost only follow the judgment.

Upon the petition of Thomas Douglass of Voluntown, representing to this Assembly that the superior court held at Windham on the 3d Tuesday of March, 1750, upon a verdict of the jury gave judgment against him in favour of Samuel Dorrance of Voluntown and Elizabeth his wife, for the surrendry of fifteen acres of land said to lye in said Voluntown, bounded in the writ for that purpose by the said Samuel and wife brought, upon an action before said court brought by said Samuel and wife by their writ dated the 4th day of February, 174<sup>7</sup>, brought to the adjourned county court held in said Windham on the 4th Wednesday of said February; praying

that the said judgment be set aside and he have liberty of a new tryal in said case, as by the petition on file appears: It is resolved and granted by this Assembly, that the said judgment of the superior court be set aside; and liberty is hereby granted to the petitioner to enter the said action anew in the superior court to be held at Windham in the county of Windham in September next, and before said court have a new tryal of said case, and that all the cost follow the said tryal; and in case the said Douglass shall obtain judgment against the said Samuel, that he shall by the court that shall give judgment in the case have judgment to be again reseized of said land and have all that which he hath lost by virtue of the said judgment of the superior court, and that execution go forth of the superior court accordingly.

Upon the petition of Jedadiah Stow, of Middletown, against Normand Morison, of Hartford, both in the county of Hartford, representing to this Assembly that a judgment of the superior court held at Hartford on the first Tuesday of March last past, upon the return of auditors in an action of account, was had by the said Morison against the said Stow for the sum of three thousand five hundred and forty-eight pounds nine shillings money, for arrears of debt, and forty-seven pounds eleven shillings and seven pence for cost of suit, bro't by the said Morison by his writ dated the 15th day of September, 1750, and returnable to the county court held at said Hartford on the first Tuesday of November, 1750, and that the determination of said auditors was had without proper opportunity given to said Stow to prepare his accounts in said case, and praying relief in said case, as by the petition on file appears: Resolved by this Assembly, that the said Stow, first paying down to the said Morison the cost taxed in said case by said superior court, being £47 11s. 0d., the said judgment of the superior court be set aside, and that said Stow have hereby liberty of another tryal of said case at the superior court to be held at said Hartford in and for said county on the first Tuesday of September next, and that the future cost only follow the judgment to be given in said case: provided the said Stow give bond with sufficient surety before said court to prosecute in said case and abide final judgment therein.

An Act for altering the Times for holding the Superior Courts in the Counties of New London and Windham the next Circuit. Passed

Whereas in and by the act of Parliament of the twenty-fourth year of the reign of his Majesty King George the second, entituled An act for regulating the commencement of the year and for correcting the calendar now in use, among other things therein contained, it is enacted that from and after the

first day of January now last past the several days of each month shall go on and be numbered in the same order as they then were, until the second day of September next inclusive, and that the natural day next immediately following the said second day of September shall be called, reckoned and accounted to be, the fourteenth day of September, omitting, for that time only, the eleven intermediate days of the common calendar, and that the several natural days which shall follow [110] and succeed next after the said fourteenth || day of September shall be respectively called, reckoned and numbered forwards in numerical order from the said fourteenth day of September, &c., and that by reason of such omission of the said eleven days in the said month of September it is rendered necessary to alter the times for holding said superior courts the next circuit only: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the superior court to be holden in Windham in and for the county of Windham in September next shall be held on the second Tuesday of the said month of September, to be reckoned and numbered as aforesaid, according to the direction of the said act of Parliament; and that the superior court to be held in New London in and for the county of New London shall be held on the third Tuesday of the said month of September, to be reckoned and numbered as aforesaid; and that all causes, matters and things depending in the law and were either by appeal, review, continuance or otherwise, to come before either of the superior courts in either of the said counties, shall come to be entered and tried in the said superior courts, respectively, to be holden at the times in this act fixed for holding the same; and all writs and suits taken out and made returnable to either of the superior courts in said counties shall be returned to the said courts to be held according to this act; and all recognizances and bonds for prosecuting any review, appeal, suit or process, or for any person's appearance before either of said courts, shall be held good and effectual in law for holding all and every person and persons therein bound to prosecute such suits or processes, and for their appearance, according to the tenour of such recognizances and bonds, before the said courts respectively to be held at the times in this act appointed, as fully as they would be if the said superior courts should be held as heretofore by law they were ordered to be held; and all parties, officers and persons, are hereby ordered to take notice of and conform thereto accordingly. And the said superior courts to be held at the times in this act fixed for their sessions are hereby fully im-

powered to hear, try and determine all matters and causes, civil and criminal, according to law, that shall come before them as aforesaid.

Whereas the plantation or township of Pomfrett when first granted and patented included in it, with other lands, a certain tract of land of about five thousand seven hundred and fifty acres, now commonly called and known by the name of Mortlake, which tract was after that, according to a division among the proprietors of said township, patented to Mr. John Blackwell, one of said proprietors, and in said patent to him it is said the said tract should be one entire township, from whence it has been frequently called a township, or the town of Mortlake, and by that means the inhabitants thereon have claimed an exemption from the jurisdiction of the said town of Pomfrett, under which it was originally placed, by reason of which many disputes and difficulties have arisen: And whereas there appears to be no grant, order or resolve of this Assembly, for dividing the said tract from the township of Pomfrett, or for making the said tract a township of itself, and it also appears that the same upon later application to this Court hath been confirmed and patented to the proprietors thereof without any regard or respect to or pretence of its being a township: Therefore, this Assembly, having taken these matters into consideration, on the representations and allegations made on the behalf of said town of Pomfrett, and in behalf of the proprietors and inhabitants of said tract of land called Mortlake, is of opinion, that the said tract of land called Mortlake ought to be in and belong to the said town of Pomfrett, according to the true intent and meaning of the original grant and settlement thereof, and that it is not a distinct township of itself. And therefore, to prevent all future disputes about the same, and for promoting and preserving due order and regulation therein, it is hereby resolved and enacted, that the said tract of land called Mortlake be and the same shall be accounted, taken and deemed to be and belong to and be part of the town of Pomfrett, and the same with the rest of the lands in said Pomfrett shall be one entire township and no more; and all persons and parties concerned therein are to conform themselves accordingly.

[111] An Act to prevent secret Trespasses in taking up and disposing of Saw Mill Logs and other Timber, Shingles and Staves, floating or floated down Connecticut River.

Whereas large quantities of logs and other timber, shingles and staves, are floated down the said river, and in a secret manner are taken up and clandestinely disposed of, so that its very difficult in the common course of the law to prove the

same, so that great loss and damage thereby happens to the owners thereof: Which to prevent,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any person or persons shall take up any logs, timber, shingles, or staves, floating or floated down the said river, (the logs and timber being fairly marked and the shingles and staves bundled,) he shall tite seize or well secure the same; and that within one week next after his or their taking up, stopping and seizing the same, enter the same with the kind, bigness, length, and marks on the logs and timber, the number of bundles and the kind of the shingles and staves, and by whom taken up, and the place where they lye, with such clerk or clerks where strays and lost goods are by law to be entered, and shall let such logs, timber, shingles, and staves, lye without disposing thereof, or any ways defacing the marks thereon, full six months after the first entering the same; on penalty of forfeiting and paying to the owner or owners of such logs, timber, shingles or staves, *viz*: the sum of ten shillings for every log or other stick of timber not exceeding thirty feet in length, and double the value of such shingles or staves, and ten pounds for every log or other stick of timber which exceeds thirty feet in length. And every person or persons taking up, safe securing and entering any logs, timber, shingles or staves, shall be entituled to a fee of one shilling and two pence for taking, seizing and entering any log, or stick of timber, not exceeding thirty feet in length, and the same sum for every bundle of shingles or staves, three pence whereof shall be allowed and paid to the clerk for entering the same; and four shillings and two pence for every log or stick of timber which exceeds that length, three pence whereof to be paid to the clerk as aforesaid. And that no owner or owners of such logs, timber, shingles, or staves, shall take away any such logs, timber, shingles, or staves, taken up, secured and entered as aforesaid, until he has paid the fees aforesaid, on penalty of forfeiting and paying to him or them that took up, secured and entered the same as aforesaid, the sum of ten shillings for each log or stick not exceeding thirty feet in length, and the value of the shingles and staves so taken up, secured and entered as aforesaid, and five pounds for each log or stick of timber above thirty feet long. And if no owner appears to challenge and make out his claim thereto within six months next after the entering thereof, it shall and may be lawful for him or them that took up, secured and entered the same, to dispose thereof to his or their own use, without being accountable to the owners therefor. And when any dispute shall arise



in any action brought on this act, it shall and may be lawful for the court, assistant, or justice of the peace, before whom the tryal may be, to proceed to examine the parties under oath, and all other evidence produced, and to make up such judgment therein as to them shall appear equitable and just.

Upon a representation made by the committee appointed by the General Assemblies of this Colony and the Colony of Rhode Island, respectively, to correspond and consult relating to the northern bounds of the said Colonies towards the Province of the Massachusetts Bay: Resolved by this Assembly, that as the state of the cases of both the said Colonies with respect to the dividing lines between them and the said Province, though in some circumstances diverse, yet in substance are so far similar that this Colony may very well joyn and correspond with the said Colony of Rhode Island in prosecuting the said matter of dispute about the line between the said Colonies and Province. And therefore, this Assembly doth agree with the said Colony of Rhode Island, to consult and correspond with them in carrying on said matter, and to answer one half of the necessary expences arising thereon, in case that Colony hath agreed or shall agree in the same manner, in the matter aforesaid. And it is further resolved, that upon the case being stated, and evidences and proofs relating thereto being prepared, his Honour the Governor be desired, and he is hereby desired, to transmit the same to our agent, directing him to make the best use of them in defending against any motion made in behalf of the Massachusetts, for the establishment or confirmation of any former run or agreement; or in case he shall be advised by counsel, that it is best and most expedient to petition for commissioners to ascertain and run the line between the said Province and Colonies according to their respective charters, that then he pursue that method, and petition the Crown therefor on the behalf of this Colony, so far as concerns the same.

[112] This Assembly, on consideration of Doctr. Benjamin Avery's good service in receiving the money allowed this Colony for reimbursing our expences in the expedition against Cape Breton and paying the same in pursuance of the orders of this Assembly, grant to him, as a reward for his said service and trouble in that affair, the sum of three hundred pounds, to be deducted out of the money in his hands; and the Governor is desired to inform the doctor hereof, and desire him to intimate whether it be satisfactory, and that thereupon he be requested to send his account, deducting that sum, that the Governor may know the ballance in Doctr. Avery's hands to be drawn for.

An Act in Addition to an Act entituled An Act providing in Case of  
Sickness.

Whereas in said act no provision is made to prevent bringing into this Colony from places visited with infectious diseases, goods, wares and merchandize, and landing or exposing them to sale without being sufficiently aired,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That if any person shall bring into any town in this Colony, either by land or water, from any place infected with the small-pox, or any other mortal, contagious disease, any goods, wares or merchandize, and land them or expose them to sale, without liberty from two or more of the selectmen of said town first had and obtained in writing under their hands, such person shall forfeit the sum of twenty pounds money, one half of said penalty to the informer who shall prosecute the same to effect, the other half to the treasury of the town in which such goods are landed or exposed to sale.

*Be it further enacted by the authority aforesaid,* That it shall be the duty of the selectmen, upon application to them made, to make speedy examination whether it be necessary to air such goods, wares or merchandize, brought in as aforesaid, and if they judge it not necessary to air them, they shall then give a certificate to the person or persons applying therefor, and liberty to land or sell the same. And whensoever any goods, wares and merchandize, brought in as aforesaid, are suitably aired, said selectmen shall give a certificate thereof to the person whose goods, wares and merchandize are thus aired, with liberty to land or sell the same accordingly.

Upon the report of the committee on the representation of Colo. Elisha Williams, that he had received pay for the arms provided for the regiment raised for the intended expedition against Canada, which arms this government have made themselves accountable for to the crown; that a committee be empowered to receive of the said Colo. Williams what they may find due to this government for such arms as are not delivered to the order of the government, &c. : Resolved by this Assembly, that John Chester and Thomas Welles, Esq<sup>rs</sup>, be and they are hereby appointed a committee to receive of Colo. Elisha Williams what they may find due to this government on accmpt of the pay he hath received for the arms not delivered as aforesaid, and to deliver the same to the Treasurer of this Colony, taking his receipt therefor.

*Resolved by this Assembly,* That the persons appointed at this sessions of the Court as auditors, or the major part of them, proceed to audit the Colony's accounts with the Treas-

urer, and dispose of the bills bro't in by the rates according to the acts and orders of this Assembly heretofore made and passed, and that they further proceed to receive of the Treasurer the bills of public credit bro't in on the loans of the old and new tenour, and to separate the bills of the other governments from those of this Colony, and lodge the same in the hand of the Treasurer, taking his receipt therefor, to be disposed of for the advantage of this Colony; and to burn and consume to ashes those bills so bro't in that were emitted by this Colony, keeping an account thereof; and lay their doings before the Assembly.

An Act to prevent the Bills of Credit lately emitted by the Colony of Rhode Island and Providence Plantations passing in this Colony.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That no bill or bills of credit of the said Colony of Rhode Island and Providence Plantations, which have been emitted or [113] issued in that Colony since the twenty-fifth || day of the month of December which was in the year of our Lord one thousand seven hundred and fifty, shall be allowed to pass or be current in this Colony, or to answer, discharge or satisfie any contract, debt, duty or demand whatsoever. Provided nevertheless, that nothing herein contained shall be construed or understood to prohibit or make void the delivery or payment of such late emitted bill or bills in satisfaction or discharge of contracts in writing heretofore made wherein such bills are expressly contracted for, in case the same bills shall be delivered or tendered by the time fixed in such contracts for the payment thereof.

Upon the memorial of Samuel Morriss, of Killingly in the county of Windham, representing that on account of the extraordinary charges in building and maintaining of a bridge in the country road over Quinabaug River by the memorialist and his ancestors, they had been eased of some part of their public taxes, &c., and praying for further favours, especially that the memorialist may be released from Thomson parish in the town of Killingly, &c.: Resolved by this Assembly, that the memorialist be, and hereby he is, released from paying any ministerial or parish charges in the said Thomson parish; and he and his estate is hereby also annexed to the first society in the town of Woodstock, and for the future shall contribute and pay his proportion of ministerial and parish charges to said first society in Woodstock.

Upon the memorial of the inhabitants of the town of Canterbury, who petition by their agent Jabez Fitch, and shew that there has been a long controversy between the town of

Windham and the town of said Canterbury, respecting the dividing line between said towns from a tree called Bushnel's Tree to the southern extent of said towns, and praying this Assembly to appoint a committee to view the circumstances, examine evidences respecting said line and especially the southwest corner bounds of said Canterbury, and so the southeast corner bounds of said Windham, where the same is or ought to be fixed and established to be the said corner bounds between said towns, and establish the line between said towns, from said Bushnel's Tree to said corner by them fixed, and make their report to the General Assembly to be holden at Newhaven in October next: Resolved by this Assembly, that Colo. Christopher Avery, Simeon Minor, Esq<sup>r</sup>, and Capt. William Wittar be a committee to view the circumstances, hear the parties and examine evidences respecting said dividing line and the said southeast corner of said Windham, &c. ; and to make their report of their opinion thereon to the General Assembly to be holden at Newhaven in October next ; and the cost and charge thereof equally to be paid by said towns.

Upon the report of Richard Lord, Timothy Stone and Jonathan Huntington, Esq<sup>rs</sup>, who were appointed by this Assembly to view the circumstances of the second society in Hartford, to affix a place for the building a meeting-house for divine worship, &c., shewing that they had viewed &c., and had affixed a place for said meeting-house in the highway in said society a little northward of the house of Mr. Joseph Buckingham, and that they had set a stake in the ground where the northeast corner of said house, and another stake in the ground near where the southeast corner of said house should stand, &c. : Resolved by this Assembly, that the aforesaid place in the said highway, affixed and ascertained by the stakes aforesaid, shall be the place for building said meeting-house, and the east part of said house shall range according to the course of said stakes.

Upon the memorial of Jonathan Hawley and Sarah Hawley, of Stratford, shewing to this Assembly that Obadiah Hawley late of said Stratford, deceased, did in his lifetime make a deed of two small parcels of land in said Stratford unto the said Jonathan Hawley, and that the said deed was not acknowledged, and could not by law be recorded, praying that this Assembly would order that said deed might be recorded, and at any time be given in evidence of the title of said land, which deed is dated the 27th day of March, 1749-50 : Resolved by this Assembly, that said deed may be recorded, and that the town clerk for the town of Stratford aforesaid is hereby directed to

receive and record said deed together with this act, and that a copy thereof attested by the town clerk shall be a legal evidence of the title of said land, as though the said deed had been acknowledged by said Obadiah in his life time.

Upon the memorial of Joseph Hart, agent for the parish of Northington, praying for a land tax, &c.: Resolved by this Assembly, that a rate or tax of one penny lawful money shall be laid and assessed on all the lands within the said parish, annually, for the space of four years next after the rising of this Assembly, to be improved for the building of a meeting-house in said parish.

[114] Upon the memorial of John Denison, John Williams, and sundry others, inhabitants partly of Stonington, partly of Preston, and partly of Voluntown, representing that on representation made to an adjourned county court held at Norwich on the 2d Tuesday of February, 1749-50, of the necessity of an open highway from the harbour in said Stonington to Preston, said county court appointed Messrs. Daniel Huntington, Philip Turner, and Richard Hide, all of said Norwich, to be a committee to repair to said Stonington, view, &c., and make their report thereon to the county court to be held at New London in June then next; and that said committee did accordingly view, &c., as directed, and to said June court under their hands in writing thereon make their report, that they were of opinion that there was a necessity of an open highway from said harbour up northward to Preston, as prayed for; and complaining that said county court had set aside the said report, &c.; and thereupon praying that the county court in said New London county be ordered to issue a proper writ to summon and impanel a jury to lay out such highway pursuant to said report, according to law, &c.: Resolved by this Assembly, that the county court in the county of New London, to be holden at said New London on the 2d Tuesday of next June, send forth a writ to summon a jury according to law, to lay out and ascertain such open highway from said harbour to Preston, without delay.

On the memorial of the Reverend Mr. George Griswold, shewing to this Assembly that he was settled in the work of the gospel ministry in the 2d society in Lyme in the year 1724, that he has faithfully officiated in that work ever since, that said society have paid him no more than sixty pounds old tenour for his service in the ministry among them ever since the last of December, 1750, nor made any provision therefor, and do still refuse to afford him any other means of

support : Whereupon it is resolved by this Assembly, that the inhabitants of the said second society in Lyme pay to the said Reverend Mr. George Griswold the sum of four hundred pounds old tenour, for his service in the ministry among them from the last day of December, 1750, until the last day of December, 1751, including what he may have otherwise received toward his service aforesaid within the time aforesaid, to be levied on said inhabitants on the list of said inhabitants in the year 1751 ; and also that said inhabitants pay to said Mr. Griswold the sum of four hundred pounds for his service aforesaid from the last day of December 1751, until the last of December 1752, or such part or proportion thereof as is now due or shall afterward become due for his service in the ministry until the last day of December 1752, as aforesaid, to be levied on said inhabitants on their list in the year 1752, including what he may have otherwise received for his service aforesaid. And John Lay 3<sup>d</sup>, of said Lyme, is hereby appointed to make the rates on the aforesaid lists, and George Dorr, of said Lyme, is appointed and impowered to collect the same, and is hereby invested with the same power and authority that other collectors are, and is hereby directed to pay the same to the memorialist, and shall have the same fees for collecting as constables are allowed for collecting the country rate to be levied of the inhabitants as aforesaid.

Upon the memorial of Gideon, an Indian, and several other Indians living on the country lands on the west side of Ousatanuck River, at a place called Scatacook, praying this Assembly to grant to them some lands at or near said Scatacook for their improvement and for timber, &c. : Resolved by this Assembly, that the said Indians, the memorialists, shall have the liberty, and they have hereby liberty granted to them, for their improvement and for the cutting of wood and timber for their own use only, the whole of the twenty-fifth lot, as the lots are now laid out, and also the equal half of the twenty-fourth lot on the southward part thereof adjoining to such twenty-fifth lot, and this to be improved by said Indians as aforesaid during the pleasure of this Assembly.

On the memorial of Eleazer Fitch, administrator on the estate of Doctr. James Fitch, deceased, representing that the said James was by the Committee of War in Newhaven county appointed the surgeon's second mate in the expedition against Canada, and praying for a compensation for that service, &c. : Resolved by this Assembly, that there be, and it is hereby, granted to the said administrator for the service of the said James as surgeon's second mate in the expedition

aforesaid, the sum of one hundred thirty-five pounds old tenour bills, for the use of the legal representatives of the said deceased, to be paid out of the public treasury; and a copy of this act shall be a sufficient warrant to the Treasurer of this Colony to pay the same.

[115] On the memorial of the inhabitants and proprietors of the town of Sharon, by their agent John Williams, Esq<sup>r</sup>, shewing to this Assembly that said proprietors have purchased and procured a patent of the township of said Sharon, and shewing also that sundry pieces or parcels of land in said township are held from them by claims of sundry tenants in possession at the time of the purchase and sale of said township, praying for relief in the premises: Resolved by this Assembly, that the proprietors of said Sharon be and hereby are directed to lay before this Assembly, at their sessions at Newhaven in October next, the whole evidence of the title both of said proprietors and also the evidence of the claims of those tenants said to be in possession at the time of the sale and purchase of said township, and also a description and an account of the quantity of land so claimed, that so this Assembly may be fully informed of the true state of that affair and further may do that which to justice and right appertains. And the further consideration of said memorial is referred to this Assembly in October next.

Upon the report of Messrs. Elizur Goodrich, Jonathan Hale and Hezekiah May, a committee appointed by this Assembly in May last to view the circumstances of the 2d society in Windsor, in order to their being made into two distinct societies, shewing the necessity thereof, &c.: Resolved by this Assembly, that the aforesaid second society in Windsor be, and it is hereby, divided into two distinct ecclesiastical societies, by a line beginning at the mouth of Scantick River, so called, where it empties into Connecticut River, and thence running eastwardly as said Scantick River runs to the highway or country road leading to Endfield, thence eastwardly in the south line of Samuel Stiles' lot to the east end of the three mile lots, and from thence further eastward in a line parallel to the line dividing between the towns of Hartford and Windsor to the east bounds of said Windsor. And all those inhabitants living south of said line shall be one distinct ecclesiastical society and retain the name, powers and privileges of the Second Society in Windsor. And all the said inhabitants living north of the aforesaid line are hereby made one distinct ecclesiastical society with equal powers and privileges as other such societies in this Colony do enjoy, and shall be

known by the name of the North Society in Windsor. And it is further resolved and ordered, that all the inhabitants living between the aforesaid dividing line and a line beginning at said Connecticut River at the bounds dividing between the lots of Abiel Abbot and John Smith running easterly in the line of said lots to the east end of the three mile lots and thence parallel with the line between said Hartford and Windsor to the east bounds of said Windsor shall pay their proportionable part of all such taxes as shall be laid by the said second society for the defraying their own charges to the said north society for the space of six years next to come.

Upon the petition of Joseph Porter of Windsor against Benjamin Griswold of said Windsor, representing that in the month of April, 1744, he borrowed of the said Griswold three hundred pounds in old tenour bills, and for security for the payment thereof with interest, he conveyed to him, the said Griswold, forty-four acres of land said to be bounded east on a highway, north on Daniel Phelps's land, west on Symsbury, and south on the petitioner's other land; and that afterwards, on the 15th of May, 1746, the petitioner borrowed a further sum of £344 13s. 0*d.* (the said former sum being then unpaid,) which with said former sum and interest, according to a computation then made, amounted to £724 14s. 6*d.* in old tenour bills aforesaid; and that on the said fifteenth of May, 1746, as a further security for the whole sum of £724 14s. 6*d.* he conveyed to said Griswold forty-four acres of other land, said to be bounded east on a highway, west on Farmington line, south on land of Samuel Marshall, and north on the first mentioned parcel, both of which parcels are said to be situate in said Windsor; that the parties then agreed that said Griswold should reconvey said parcels of land to the petitioner upon his paying to said Griswold the sum of £909 0s. 0*d.* in old tenour bills at or before the end of two years from said 15th of May, 1746; that said Griswold had fell from his said agreement, had ejected the petitioner off said lands; that said Griswold had also procured to be laid out to him, on a list given in by the petitioner of the aforesaid lands, a division in the common lands in said Windsor, &c.; praying for relief, &c.: Resolved by this Assembly, that on [116] the petitioner's paying to said Griswold || the sum of one thousand three hundred ninety-eight pounds three shillings and nine pence in bills of credit of the old tenour, at or before the 15th day of August next, with the lawful interest thereof from the 15th day of May current, or a lawful tender thereof, he, the said Griswold, within one week after such



payment or tendry as aforesaid shall and do release unto the said Porter and his heirs, in due form of law, all his right in the lands mentioned in said petition, and on failure thereof the said Griswold shall forfeit to the petitioner the sum of one thousand pounds lawful money. And in case he, the said Griswold, shall fail to make such release within the time limited as above after the payment or tendry of the sum abovementioned, the petitioner shall have liberty to take out a writ of *scire facias*, signed by the Secretary of this Colony, and cite the petitioner to appear before this Assembly at their sessions at Newhaven in October next, to shew reason why execution should not be granted for levying the sum forfeited as aforesaid. And that before the said fifteenth of August next, the said Griswold do no waste on said land, on pain of the displeasure of this Assembly.

Upon the petition of Joseph Shipman *vs.* William Brintnal, William Lampson, and John Parmeley, all of Saybrook, shewing that the petitioners bro't their action of disseizin against the petitioner to the county court at New London, 2d Tuesday of June, 1751, demanding of him the surrendry of fifty acres of land, by their writ dated May 28th, 1751, which action came to its final tryal before the superior court at Norwich in March last, where the petitioner had verdict and judgment rendered against him, and praying for remedy in said case, by having granted to him liberty to enter the cause at the superior court in New London in their next sessions there, as by way of review, and that the court proceed to hear and try the same accordingly, for the reasons assigned: Resolved by this Assembly, and it is hereby ordered and decreed, that the said Joseph Shipman have liberty to enter the said cause in the superior court to be holden in New London in their next sessions there, as by review, and that the superior court proceed in and with said case as if it depended there by review in the common course of the law; and that the future cost only follow the said final tryal. And it is further enacted by the authority aforesaid, that the execution already issued on said judgment, and all the doings thereon save only what respects the levying the cost of the past tryal of said cause, shall be void, and the same is hereby made void and of none effect accordingly.

On the report of Messrs. Isaac Huntington and Ebenezer Backus, a committee appointed by this Assembly to hear the complaints of the Pequot Indians at Masshantixet and report thereon, shewing that this Assembly at their session in October, A. D. 1732, made an act that the proprietors of Groton

might be allowed to set out the westerly half part of said Masshantuxet lands into fifty acre lots, and to fence them so as to secure to themselves the herbage of the said land after the Indians' crops were taken off, by which act the Indians were to improve ten acres in each of said lots for planting, and to have their corn and fruit trees secured to them by the fence to be made by the English, and also ten acres in every fifty acre lot was by said act reserved a forest for firewood for said Indians, which act was to continue in force during only the pleasure of this Assembly; shewing also, that divers encroachments have been made by the said English proprietors of Groton on the rights and properties of the said Indians, reserved for them in and by said act: Resolved by this Assembly, that Capt. Daniel Coit and Mr. John Richards, the overseers and guardians of said Indians, be and hereby are impowered and directed to take the best and most effectual care that said Indians be not molested in their improvements of said land. And the English proprietors of said Groton are hereby ordered and directed to appear before this Assembly at their sessions in October next, to shew reason, if any they have, why said act of 1732, respecting said lands, should not be repealed and made void, and the said Indians be restored to all that which before said act they were entituled to.

[117] On the petition of Ephraim Pease *vs.* Moses Easty, setting forth that the petitioner and petitionee having a controverſie ſubſiſting between them only concerning a horſe the petitioner ſold the petitionee, and the coſt of a law ſuit the petitionee had commenced againſt the petitioner relating thereto, which controverſy to ſettle they referred the ſame to the arbitrament of Meſſrs. William Wolcott, Ebenezer Grant and Aſaph Leavit, who on the 18th day of July, 1751, met and heard the parties and made up their award in the premiſes, and therein ordered the petitioner to pay to the petitionee £95 0s. 0d. old tenour, and the petitionee to reſeaſe to the petitioner his right to ſaid horſe, and to give each to the other diſcharges in the premiſes; and in order to comply with ſaid award the petitioner then by his note ſecured the payment of ſaid ſum to the petitionee to his acceptance, and being in haſte and in a ſurprize executed a general diſcharge of all demands to the petitionee, whereby a note of hand of £70 13s. 10d. which the petitionee before that time gave to the petitioner and was then juſtly due, and never ſubmitted to the arbitrament aforeſaid, nor thought of by the parties in ſaid ſettlement, was diſcharged, and when the petitioner commenced his action on ſaid note the ſaid Eaſty pleaded the

said discharge in bar, and actually barr'd the petitioner of said action, and thereby deprived him of his just due and put him to great cost and expence; and that the petitioner is without remedy at common law: Therefore resolved by this Assembly, that William Wolcott, Esqr, and Ebenezer Grant, both of Windsor, and Asaph Leavit of Suffield, be appointed, and they are hereby appointed and fully impowered, to hear the said parties in the premises, and to examine and enquire into the justice of the said case referred to in said petition and cost therein arisen, and determine what sum the petitionee ought to pay to the petitioner in the premises, and to make report of their doings therein to this Assembly in October next.

Upon the memorial of Abraham Wildman, Francis Knapp Mathew Benedict, Comfort Hoit, and Jabez Daviss, selectmen of the town of Danbury in the county of Fairfield, shewing to this Assembly that Ebenezer Barnum, an indigent person in said town, hath for some years past, by reason of distraction, been under the care of the selectmen, and that the moveable part of his, said Barnum's, estate hath long since been spent, and also that there is now due for the support of the said Barnum the sum of £72 10s. 9d. old tenour money, and that said Barnum hath considerable estate in lands; praying to this Assembly to impower the memorialists, or some other meet persons, to make sale of so much of the land of the said Barnum as to pay the sum of £72 10s. 9d. as aforesaid, and for such further sum for the support of the said Barnum and his family as this Assembly shall think meet: Resolved by this Assembly, that the memorialists be impowered, and they are hereby fully authorized and impowered, to sell so much of the real estate of the said Ebenezer Barnum as shall amount to the sum of £172 10s. 9d. old tenour money, to pay the sum of £72 10s. 9d. mentioned in said memorial, and the charges that may hereafter necessarily arise for the support of the said Barnum and his family.

Upon the memorial of Jeremiah Rose of Stonington, shewing to this Assembly that on or about the 30th of March, 1751, as he was passing Stonington harbour in a canoe, he lost seventy-seven pounds old tenour in bills of credit of this Colony, in the deep, and never recovered the same or any part thereof, praying the same may be allowed him out of the public treasury of this Colony: Resolved by this Assembly, that the said sum of seventy-seven pounds old tenour in bills of credit of this Colony be allowed to the said Jeremiah Rose out of the treasury of this Colony; and the Treasurer of this

Colony is hereby ordered and directed to pay to the said Jeremiah Rose the said sum of seventy-seven pounds old tenour in bills of credit of this Colony.

Upon the memorial of Jabez Comestock and Rachel Willey, both of Lyme in the county of New London, and Joseph Willey of East Haddam in the county of Hartford, shewing to this Assembly that Zachariah Willey of said East Haddam, late deceas'd, in his life time by his deed dated February 175<sup>o</sup><sub>7</sub>, sold and conveyed unto the said Jabez Comstock, for a valuable consideration, a certain piece of land situate in said Lyme, containing seven acres more or less, lying in the crotch [118] of Whale Bone Creek, || beginning where the said creek first parts, running southerly by the main creek till it comes to a small creek the east side of an island, then northerly by said creek till it comes to the north creek on the north side of said island, then westerly by said north creek to the first station; and that before the said Zachariah Willey had opportunity to acknowledge the said deed, he was removed by death; and praying said deed may be rendered authentick, &c.: Resolved by this Assembly, that the town clerk of the said town of Lyme be, and he is hereby, ordered and directed, upon the request of the memorialists, or either of them, presenting the said deed to him to be recorded, to record the same at large in the records of said Lyme; and that said deed being so recorded together with this act, the same or the exemplification thereof duly attested by said town clerk, shall be sufficient and compleat evidence of the title of the said Jabez Comstock, his heirs, &c., to the aforesaid piece of land, as well as though the said deed had been acknowledged by the said Zachariah Willey in his life time according to law.

Upon the memorial of Jonathan Griswold of Farmington, shewing that by his deed of mortgage dated December 12th, 1734, he had mortgaged to the Governor and Company of this Colony a parcel of his home lot, in quantity about seventeen acres, which deed was made defeazable by payment to have been made of the sum of £100 0s. 0d. by the first day of May, 1741; that having been by adverse providence unable such payment seasonably to make, said mortgage hath been sued out, &c.; that he has lodged in the clerk of the superior court's hand more than the amount of said principal sum and interest, &c.; and praying liberty to redeem said land, as per memorial on file, dated May 1st, 1752: Resolved by this Assembly, that on payment by the memorialist to be made into the public treasury of this Colony of the sum of £185 0s. 0d. in bills of credit on this Colony of the old tenour, or equiva-

lent thereto in new tenour so called, together with all costs arisen, the committee to such purpose heretofore appointed be, and they are hereby, ordered and directed, in the name and behalf of said Governor and Company, to execute to said Griswold a deed of quit-claim and release of the lands mortgaged and forfeited as abovesaid.

On the petition of Jahleel Law and George Clark, both of Milford in the county of Newhaven, *vs.* Mrs. Eunice Law of said Milford, widow and relict of the Hon<sup>ble</sup> Jonathan Law, Esqr. late of Milford aforesaid, deceased, dated May 6th, 1752, on file: The question was put, whether the judgment of the superior court complained of is in any thing erroneous: Resolved by this Assembly in the negative. *Cost allowed respondent £2 8s. 4d. proclamation money.*

Whereas Jonathan Trumble, Thomas Welles and Joseph Pitkin, Esq<sup>rs</sup>, were appointed a committee by act of this Assembly in October, 1749, to receive of the Treasurer, count, burn and consume to ashes, the bills of credit of this Colony that should be bro't in, as by the act of this Assembly in May, 1749; and whereas many of the said bills are already bro't in as aforesaid, and their lying in the treasury may be attended with hazard and ill consequences: Therefore, this Assembly do hereby order and direct said committee, as soon as may be, to proceed in said work, and from time to time to proceed therein, and make report as in and by said act of May A. Dom. 1749 is directed.

Upon the memorial of the Rev<sup>d</sup>. Messrs. Eliphalet Addams and David Jewet, representing to this Assembly that the society in England for propagating the gospel amongst the natives have, by their commissioners at Boston, been at great pains and cost on that head, and that the memorialists, by their order and at their expence, have provided a good school-master to teach and instruct the youth among the Mohegan Indians, &c.; representing that the school-house at Mohegan is in a shattered condition, and not suitable for the school-master and his family to live in; praying this Assembly to grant a sum of money to be applied for the building a small addition to said school-house, for the comfortable support of the school-master, and also for repairing said house, &c.: Resolved by this Assembly, that the Treasurer of this Colony be, and he is hereby, ordered, to pay out of the treasury unto the Rev<sup>d</sup>. Messrs. Eliphalet Addams and David Jewett the sum of £150 0s. 0d. in bills of credit of the Colony of Rhode Island or Province of New Hampshire, to be employed for the building a leanto to the school-house in Mohegan, and for re-

pairing said house. It is also recommended by this Assembly to the Indians at Mohegan whose children are to be instructed, that they contribute by their labour, or in some other way, to the accomplishment of this necessary work.

[119] Whereas the town of Lyme, pursuant to a grant of this Assembly made A.D. 1731, giving liberty to said town, if said town should build a bridge across the river in said town called Lientenants River in one year next after the date of said grant, to take toll of passengers for and during the term of twenty years then next coming, as in said grant is expressed, covenanted with Nathaniel Clark of said Lyme, his heirs and assigns, to build and maintain said bridge during said term, in such manner that the said bridge (as is supposed) become the property of the said Clark, his heirs and assigns, and said Clark assigned the same to Capt. Elisha Sheldon of said Lyme: And whereas said bridge is now out of repair and impassable, and the said grant for taking toll as aforesaid expired: It is resolved by this Assembly, that the said town of Lyme shall forthwith repair said bridge, and in neglect thereof shall suffer the pains and penalties in the law of this Colony relating to bridges. And this Assembly do appoint Messrs. Daniel Coit of New London, Mr. John Tulley and Capt. Jedadiah Chapman of Saybrook, to be a committee, at the charge of said town and said Sheldon, to hear them and said Sheldon concerning his claim to the materials belonging to or provided for said bridge, and report to this Assembly in October next what they think proper to be awarded to said Sheldon for his interest therein: provided said town and said Sheldon shall not seasonably agree otherwise.

The Treasurer's oath, prescribed by law, was administred to Nathaniel Stanly, Esqr, Treasurer, by his Honour the Governor.

This Assembly do appoint Mr. Daniel Coit to be a Justice of the Peace in and for the county of New London the year ensuing.

This Assembly do appoint Samuel Willard, Esqr, to be Colonel of the seventh regiment in this Colony.

This Assembly do appoint Timothy Stone, Esqr, to be Lieutenant-Colonel of the seventh regiment in this Colony.

This Assembly do appoint Aaron Elliott, Esqr, to be Major of the seventh regiment in this Colony.

This Assembly do appoint Timothy Stone, Esqr, to be Judge of the Court of Probate for the district of Guilford the year ensuing.

This Assembly do appoint Mr. Roger Sherman of New Mil-

ford to be Surveyor of Lands in the county of Litchfield instead of being surveyor in the county of New Haven.

This Assembly do appoint Mr. Samuel Messenger of Harwinton to be Surveyor of Lands in the county of Litchfield instead of being surveyor in the county of Hartford.

*Ordered by this Assembly,* That the Treasurer of this Colony pay out of the public treasury unto Capt. Samuel Addams of Stratford the sum of one hundred twenty-five pounds fifteen shillings and three pence old tenour bills, in full of his account (laid before the Assembly) of his time and expences in laying out the country land on the west side of Ousatunuck River, pursuant to the order of this Court at their session in October last.

*Ordered,* That the Treasurer of this Colony pay out of the public treasury unto Capt. Samuel Basset of Derby the sum of eighty-two pounds nine shillings and ten pence old tenour bills, in full of his account (laid before the Assembly) for his time and expence in laying out the country land on the west side of Ousatunuck River, pursuant to the order of this Court at their sessions in October last.

The Treasurer of this Colony is hereby ordered to pay out of the public treasury unto Mr. Roger Sherman, surveyor, the sum of eighty-three pounds fourteen shilling old tenour, for his service and expences (including the whole of his accompt laid before this Assembly) in surveying and laying out the country land on the west side of Ousatunuck River, pursuant to the direction of the General Court holden at Newhaven in October last.

Granted unto Capt. Titus Hurlburt, of New London, out of the public treasury the sum of sixty-four pounds eighteen shillings old tenour, for his service in taking care of the fort or battery at New London and the warlike stores &c., for three years last past, and repairing the walls, &c.

[120] This Assembly grants to the Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>, Governor, the sum of one hundred and forty-three pounds new tenour bills, for his first half years salary the current year.

This Assembly grants unto the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Deputy Governor, for his first half years salary the current year, the sum of seventy-one pounds ten shillings new tenour bills of credit.

This Assembly grants to Nathaniel Stanly, Esq<sup>r</sup>, Treasurer of this Colony, the sum of four hundred pounds *per annum* in bills of credit of the old tenour, for his salary the three

years last past, on consideration that his care and trouble has been greater during the term aforesaid than ordinarily hath attended that office.

This Assembly grants George Wyllys, Esqr, Secretary of this Colony, the sum of ten pounds in bills of credit of the new tenour on this Colony, for his salary the year past.

This Assembly grants to Mr. Timothy Green, printer, the sum of seventeen pounds ten shillings in new tenour bills, for the first half of his salary the current year.

*Ordered by this Assembly,* That the Treasurer of this Colony pay out of the public treasury of this Colony to Mr. Timothy Green of New London the sum of forty pounds fifteen shillings bills of credit old tenour, in full of his accompt for printing &c. the acts of Parliament relating to the Plantations, in pursuance of the directions given him by this government.

*Resolved by this Assembly,* That all the petitions, memorials and cases lying before this Assembly and unfinished be continued to the sessions in October next, and they are hereby continued accordingly.

Cost allowed George Cloice and Nathaniel Brown, both of Killingly in the county of Windham, for their attendance &c. to answer the petition of Joseph Robinson of Killingly aforesaid, preferred to this Assembly, which the petitioner, being properly called, did not appear to prosecute, £23 3s. 4d. old tenour.

This Assembly do appoint William Pitkin, John Chester, Thomas Welles, Esqrs, Colo. Joseph Pitkin and Mr. Joseph Buckingham, a committee to attend his Honor the Governor, to hear the records of the acts and doings of this Assembly read off, and see them signed by the Secretary as perfect and compleat.

The whole record of the several Acts, Grants and Orders of this Assembly, as it stands entered on the pages of this book next preceding, was read off in the presence of the major part of the committee abovenamed, and signed

GEORGE WYLLYS, Secret'y.

---

[121] *Anno Regni Regis Georgii secundi vigesimo-sexto.*  
 AT A GENERAL ASSEMBLY HOLDEN AT NEW HAVEN IN THE  
 COUNTY OF NEW HAVEN IN THE COLONY OF CONNECTICUT  
 IN NEW ENGLAND IN AMERICA ON THE SECOND THURSDAY



OF OCTOBER, (BEING THE [12TH] DAY OF SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE SECOND DAY OF NOVEMBER NEXT FOLLOWING, ANNOQUE DOMINI 1752.

*Present :*

The Honourable Roger Wolcott, Esqr, Governor.

The Hon<sup>ble</sup> Thomas Fitch, Esqr, Deputy Governor.

Samuel Lynde,	Andrew Burr,	} Esqrs, Assistants.
William Pitkin,	John Chester,	
Roger Newton,	Gurdon Saltonstal,	
Ebenezer Silliman,	Thomas Welles,	
Hezekiah Huntington,	Benjamin Hall,	
John Bulkley,		

*Representatives or Deputies of the several Towns hereafter mentioned, viz :*

Colo. Joseph Pitkin, Capt. Stephen Horsmer, for Hartford.  
 Capt. Stephen Lee, Mr. Jeremiah Chapman, for New London.  
 Mr. Jonath. Huntington, Capt. Eliphalet Dyar, for Windham.  
 Mr. Isaac Tracy, Mr. Elisha Tracey, for Norwich.  
 Colo. Jonathan Hoit, for Stanford.  
 Mr. Benjamin Wright, Colo. Elisha Williams, for Weathersfield.  
 Capt. Joseph Phelps, Capt. Samuel Gilbert, for Hebron.  
 Capt. Obadiah Johnson, Mr. Stephen Frost, for Canterbury.  
 Capt. Pelatiah Allyn, Mr. Mathew Rockwell, for Windsor.  
 Capt. Nath<sup>l</sup> Harrison, Mr. Jonathan Russell, for Branford.  
 Mr. Thomas Benedict, Capt. Josiah Starr, for Danbury.  
 Colo. Timothy Stone, Mr. Samuel Robinson, for Guilford.  
 Mr. James Benedict, Mr. Samuel Olmstead, for Ridgefield.  
 Capt. John Mead, Mr. Nath<sup>l</sup> Huestead, for Greenwich.  
 Capt. Asaph Leavit, Mr. William King, for Suffield.  
 Capt. Isaac Dickerman, Capt. John Hubbard, for New Haven.  
 Mr. David Rowland, Capt. Samuel Burr, for Fairfield.  
 Capt. Joseph Kilborn, Mr. Benja. Webster, for Litchfield.  
 Major Elihu Chauncey, Mr. James Wadsworth jun., for Durham.  
 Mr. John Strong, Mr. William Wadsworth, for Farmington.  
 Capt. John Fowler, Mr. Robert Treat, for Milford.  
 Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenbury.  
 Capt. Ephraim Terry, Mr. Joseph \*, for Endfield.  
 Mr. Richard Lord, Capt. Nathan Jewet, for Lyme.  
 Mr. Nathan Botsford, Mr. Bushnel Bostwick, for New Milford.  
 Capt. Samuel Morgan, Capt. Roger Billings, for Preston.  
 Mr. Daniel Booth, Capt. Henry Glover, for Newtown.  
 Capt. John Humphrey, Mr. David Phelps, for Symsbury.

---

\* The blank is in the record.

Mr. John Tully, Capt. John Murdock, for Saybrook.  
 Mr. Zebulon West, Mr. Joshua Wills, for Tolland.  
 [122] Mr. Jonathan Strong, Mr. Stephen Cone, for Bolton.  
 Mr. Robert Knowlton, Capt. William Watkins, for Ashford.  
 Capt. Jonathan Lane, Mr. Joseph Eliot for Killingworth.  
 Mr. Samuel Minor, Capt. Increase Mosely, for Woodberry.  
 Capt. Benjamin Wheeler, Mr. Francis Dean, for Plainfield.  
 Major Jabez Hamlin, Capt. Joseph Southmead, for Middletown.  
 Capt Ebenezer Avery, Mr. Silas Dean, for Groton.  
 Mr. Ebenezer Hoilbrook, Major Joseph Holland, for Pomfrett.  
 Capt. James Fitch, Colo. Jonath. Trumble, for Lebanon.  
 Mr. Agur Tomlinson, Capt. Samuel Addams, for Stratford,  
 Mr. Joseph Strong, Mr. Silas Long, for Coventry.  
 Mr. Penuel Childs, Mr. Boaz Stearns, for Killingly.  
 Colo. Shubael Conant, Capt. Joseph Storrs, for Mansfield.  
 Capt. Daniel Southmaid, Mr. Ephraim Warner, for Water-  
 bury.  
 Capt. Abell Gunn, Mr. Charles French, for Derby.  
 Mr. Samuel Fitch, Mr. Joseph Platt, for Norwalk.  
 Mr. Simeon Minor, Mr. Jonah Prentiss, for Stonington.  
 Colo. Thomas Chandler, Capt. Jabez Lyon, for Woodstock.  
 Capt. Charles Bulkley, Mr. Jonath. Kilborn, for Colchester.  
 Capt. Samuel Hall, Capt. Samuel Hulls, for Wallingford.  
 Mr. John Smith, Capt. Robert Dixson, for Voluntown.  
 Mr. Hez. Brainerd, for Haddam.  
 Mr. Joseph Spencer, for East Haddam.

Mr. Jonathan Huntington, Speaker } of the Lower House.  
 Capt. John Fowler, Clerk, }

This Assembly do establish and confirm Mr. Samuel Morgan to be Captain of the 4th company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Morgan to be Lieutenant of the 4th company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Freeman to be Ensign of the 4th company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Tyler to be Captain of the 3d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Tyler to be Lieutenant of the 3d company or trainband in the

town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Tyler to be Ensign of the 3d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Gates to be Captain of the 5th company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Geer to be Lieutenant of the 5th company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Morgan to be Ensign of the 5th company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Grosvenor to be Captain of the 3d company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

[123] This Assembly do establish and confirm Mr. Nathaniel Stanton to be Lieutenant of the 1st company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Silas Park to be Ensign of the first company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Weed to be Captain of the 2d company or trainband in the town of Stanford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezra Smith to be Lieutenant of the 2d company or trainband in the town of Stanford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Charles Knapp to be Ensign of the 2d company or trainband in the town of Stanford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ammi Trumble jun. to be Captain of the north company or trainband on the east side of Connecticut River in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Watson to be Lieutenant of the north company or trainband on the east side of Connecticut River in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish Mr. Jonathan Bartlet to be Ensign of the north company or trainband on the east side of Connecticut River in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Grant to be Captain of the third company or trainband in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gideon Wolcott to be Lieutenant of the third company or trainband in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Bissell to be Ensign of the third company or trainband in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do appoint Mr. Gold-Selleck Silliman to be Surveyor of Lands in the county of Fairfield, in the room of Mr. Samuel Sturgis who now resigned that office.

Upon the memorial of Jemima Forbes of Hartford, administratrix on the estate of Solomon Forbes late of Hartford, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate the sum of £155 5s. 1d. old tenour, praying for liberty to sell so much of the real estate of the said Solomon Forbes as to enable the said administratrix to pay the said sum: This Assembly grants liberty to and appoint the said administratrix and Samuel Smith of Hartford, to make sale of so much of the real estate of the said Solomon Forbes as will procure the sum of £155 5s. 1d. in bills of the old tenour and for the necessary charges arising on said sale, taking the direction of the court of probate in the district of Hartford.

The Gentlemen nominated by the Votes of the Freemen of this Colony to stand for Election in May next are as follow, viz:

The Hon <sup>ble</sup> Roger Wolcott, Esq <sup>r</sup> ,	Gurdon Saltonstall, Esq <sup>r</sup> ,
The Hon <sup>ble</sup> Thomas Fitch, Esq <sup>r</sup> ,	Thomas Welles, Esq <sup>r</sup> ,
Samuel Lynde, Esq <sup>r</sup> ,	Benjamin Hall, Esq <sup>r</sup> ,
William Pitkin, Esq <sup>r</sup> ,	Phinehas Lyman, Esq <sup>r</sup> ,
Roger Newton, Esq <sup>r</sup> ,	Jonathan Trumble, Esq <sup>r</sup> ,
Ebenezer Silliman, Esq <sup>r</sup> ,	Capt. Roger Wolcott.
Hez <sup>h</sup> . Huntington, Esq <sup>r</sup> ,	Mr. Daniel Edwards.
John Bulkley, Esq <sup>r</sup> ,	Mr. John Griswold.
Andrew Burr, Esq <sup>r</sup> ,	Colo. Joseph Pitkin.
John Chester, Esq <sup>r</sup> ,	Mr. Jonath. Huntington.

This Assembly do appoint Mr. Gideon Thomson and Capt.

John Beach to be Justices of the Peace for the county of Litchfield until the first day of June next.

This Assembly do establish and confirm Mr. Peleg-Sanford Mason to be Lieutenant of the north company or trainband in the town of Lebanon, and order that he be commissioned accordingly.

[124] *Resolved by this Assembly*, That the gentlemen appointed commissaries in the late intended expedition against Canada do prepare and lay before this Assembly at this time, or at the session of the General Assembly in May next, an account of what sums of money were received of them by any of commission officers appointed to serve in that expedition, either as a premium or for cloathing.

On the petition of Nathaniel Bacon 3d and Nathaniel Churchil, both of Middletown, *vs.* Joseph Cornwell of Middletown, respondent, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 5s. 6d. proc. money. Ex. granted April 18th, 1753.*

On the memorial of Sarah Squire, administratrix on the estate of Samuel Squire late of Durham, deceased, shewing to this Assembly that the debts due from the said estate surmount the personal estate of said deceased the sum of £331 7s. 1d. and praying for liberty to sell land, &c.: Resolved by this Assembly, that the memorialist, with Mr. John Camp 2d of Durham, be appointed, and they are hereby appointed and fully impowered, to sell so much of the lands of the said deceased as will procure the said sum of £331 7s. 1d. together with the incident charges arising thereon, taking the direction of the court of probate in the district of Guilford therein.

This Assembly do establish and confirm Mr. Samuel Isaacs to be Captain of the troop of horse in the 9th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses St. John to be Quarter-Master of the troop of horse in the 9th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Church to be Ensign of the 5th company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Hurlburt to be Captain of the 3d company or trainband in the

town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Castle to be Lieutenant of the 3d company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Warner to be Ensign of the 3d company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Jennings to be Lieutenant of the 5th company or trainband in the town of Fairfield, and order that he be commissioned accordingly.

On the petition of Jeremiah Osborn of Newhaven in the county of New Haven, *vs.* Hannah Sandford of said New Haven, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allow'd respondent is £2 6s. 8d. proc. money. Ex. granted Nov. 2d, 1752.*

On the petition of Jonathan Olcott, of Hartford in the county of Hartford, *vs.* Joseph Barnerd of Hartford aforesaid, on file: The question was put, whether the said petition and matters therein contained and alledged are sufficient, &c., and the respondent holden to answer thereto, &c.: Resolved by this Assembly in the negative. *Cost allowed respondent is £1. 8s. 8d. proc. money. Ex. granted Nov. 7th, 1752.*

On the petition of Normand Morison, of Hartford in the county of Hartford, *vs.* Thomas Seymour of said Hartford, on file: The question was put, whether the pleas offered by the respondent in abatement of the said petition are sufficient, &c.: Resolved by this Assembly in the affirmative. *Cost £1 8s. 8d. lawful money. Ex. granted Nov. 24, 1752.*

Upon the memorial of Sarah Tiffany of Lyme, administratrix on the estate of Nathan Tiffany late of said Lyme, deceased, shewing to this Assembly that since the order of this Assembly allowing the memorialist liberty to sell so much of [125] the real estate of said deceased as to pay || three hundred thirty pounds one shilling and nine pence, there appears still to be due from said estate the sum of £90 13s. 7d. in old tenour bills of credit; also praying for liberty to sell so much of the lands of said deceased as shall procure the sum of £90 13s. 7d.: Resolved by this Assembly, that the said Sarah Tiffany and Major Daniel Ely of said Lyme be appointed, and they are hereby appointed and impowered, to sell so much of

the lands of said Nathan Tiffany, deceased, as shall amount unto the sum of £90 13s. 7*d.* in old tenour bills of credit with the necessary charges thereon, taking the advice of the court of probate in the district of New London.

Upon the memorial of John Jeffery, administrator on the estate of John Jeffery late of Stanford, deceased, in Fairfield county, shewing to this Assembly that he had heretofore liberty from the Hon<sup>ble</sup> Assembly to sell of the real estate of the said deceased £274 15s. 4*d.*, and shewing to this Assembly that there is new and more debts and charges due from said estate, amounting to the sum of £164 13s. 10*d.* old tenour, praying to the Assembly for liberty to sell so much more of the real estate of the said deceased as will answer and satisfie for the sum of £164 13s. 10*d.*: Resolved by this Assembly, that the memorialist have liberty to sell so much of the real estate of said deceased as will answer said sum, and he is hereby authorized and impowered to sell so much of the real estate of the said deceased as may satisfie and answer the sum of £164 13s. 10*d.* old tenour with the incident charges arising thereon. taking the direction of the court of probate in the district of Stanford therein.

Upon the memorial of Daniel Todd, of New Haven in the county of Newhaven, shewing to this Assembly that he is a cripple and not able to perform any labour, praying to this Assembly that he may be released from paying any rates and taxes for his estate: Resolved by this Assembly, that the said Daniel Todd shall for the future be released and discharged, and he is hereby released and discharged, from paying any rates and taxes for his head and all other rateable estate to him belonging, during the pleasure of this Assembly.

Upon the memorial of John Jeffery, administrator on the estate of Sarah Jeffery late of Standford, deceased, in Fairfield county, shewing to this Assembly that the estate of said Sarah, deceased, is all of it real estate, and that there is due from said estate for land tax and charges allowed by the court of probate for the district of Standford the sum of £85 0s. 4*d.* in old tenour, for the answering of which there is nothing but the real estate; praying to this Assembly for liberty to sell so much of the real estate of said deceased as will answer and satisfie for the sum of £85 0s. 4*d.*: Resolved by this Assembly, that the memorialist have liberty to sell of the real estate of said deces'd as will answer said sum, and he is hereby authorized and impowered to sell so much of the real estate of the said deceased as may satisfie and answer the sum of £85 0s. 4*d.* old tenour with the incident charges arising there-

on, taking the direction of the court of probate in the district of Stamford therein.

On the petition of Isaac Gallop, of Voluntown in the county of Windham, *vs.* Benadam Gallop of Groton, William Worthington of Saybrook, and Temperance his wife, William Noyes of Groton, John Noyes jun., James Noyes, Mary Noyes, Andrew Stanton and Sarah his wife, and Joseph Noyes, a minor, by his guardian John Noyes, and Anna Noyes, all of Stonington, on file: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient, &c.: Resolved by this Assembly in the affirmative.

Upon the memorial of Elizabeth Jones of Somers, administratrix on the estate of Ephraim Jones late of said Somers, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveable part of said estate the sum of £295 8s. 0*d.* and thereupon praying liberty to sell land &c.: Resolved by this Assembly, that the memorialist, with Mr. Elisha Kibby of said Somers, have liberty to sell, and they are hereby impowered to sell, so much of the real estate of the said deceased as shall amount to the sum of £295 8s. 0*d.* old tenour, for the payment of said debts, with the necessary charges arising thereby, taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Thomas Allen of New London, praying this Assembly to lend him eight carriage-guns and eight swivel-guns belonging to this government, now in the care of Capt. Titus Hurlburt of said New London, to be improved on board said Allen's briganteen, for her defence in a voyage to [126] Jamaica and the Bay: || Resolved by this Assembly, that said Capt. Hurlburt be directed, and he is hereby ordered and directed, to deliver to said Thomas Allen eight carriage-guns, four-pounders, and eight swivel-guns, belonging to said government, upon his, said Allen's, procuring a certificate under the hands of Gurdon Saltonstall and Jeremiah Miller, Esq<sup>rs</sup>, of said New London, that he, said Allen, has given bond to the Governor and Company of this Colony, with one or more sureties to the acceptance of said Saltonstall and Miller, to return said guns safe, without hurt or damage, at the fort or battery in said New London, at such time as said Saltonstall and Miller shall judge convenient.

This Assembly do appoint Mr. Benjamin Stiles of Woodbury to be Surveyor of Lands for the county of Litchfield.

Upon the memorial of Mathew Dunning of Norwalk, administrator on the estate of Robert Cleyland late of said Norwalk, deceased, shewing that the debts due from said estate



surmount the personal estate the sum of £215 12s. 5d. old tenour, and praying for liberty and power to sell so much of the real estate of the said deceased as will be sufficient to answer the same, &c.: Resolved by this Assembly, that the said Mathew Dunning have liberty, and he is hereby impowered, to sell so much of the real estate of the said deceased as will be sufficient to answer the said sum of £215 12s. 5d. old tenour, with the necessary charges arising thereon, taking the direction of the court of probate in the district of Fairfield therein.

The Sums Total of the Lists of the Polls and rateable Estate of the several Towns hereafter mentioned, sent in to this Assembly, are as follow, viz:

	£	s.	d.		£	s.	d.
Hartford,	39030	10	8	Newhaven,	53926	1	4
New London,	33665	16	0	Fairfield,	50743	1	8
Windham,	25384	19	0	Litchfield,	12006	8	6
Norwich,	55129	18	11	Midletown,	49056	12	0
Wallingford,	40623	0	1	Bolton,	7397	10	0
Woodberry,	29321	8	3	Farmington,	39779	12	0
Haddam,	11107	4	0	Saybrook,	21877	19	1
Groton,	21530	1	0	Stratford,	40313	9	9
Waterbury,	18632	14	10	Durham,	11227	17	7
Tolland,	9346	4	0	Danbury,	18738	8	6
Newtown,	13794	18	2	Greenwich,	18599	10	11
Woodstock,	15625	0	0	Mansfield,	15349	12	4
Ridgfield,	11089	13	9	Killingly,	23231	10	0
Endfield,	8844	0	0	Pomfrett,	17045	12	0
Hebron,	17457	6	6	Preston,	20205	6	3
Stanford,	28625	17	9 $\frac{3}{4}$	Canterbury,	14731	12	6
Guilford,	30765	10	7	Windsor,	38854	9	3
Norwalk,	32259	7	5	Colechester,	17426	13	0
Killingworth,	14922	3	3	New Milford,	14258	0	6
Coventry,	16245	15	6	Plainfield,	11175	7	0
Ashford,	10528	12	6	Stonington,	32843	0	6
Voluntown,	9769	4	0	Glassenbury,	13518	19	9
Lyme,	23744	16	9	Lebanon,	38342	14	0
East Haddam,	19807	6	0	Weathersfield,	29233	12	9
Derby,	11912	5	6	Branford,	22426	18	2
Milford,	28334	18	3 $\frac{1}{2}$	Symsbury,	18500	3	6

Whereas this Assembly having some time past granted a parish consisting of the south part of Pomfret and Mortlake and the north part of Canterbury: It is resolved by this Assembly, that for the future said parish shall be called and known by the name of Brookline.

[127] *Resolved by this Assembly, That the Treasurer of*

this Colony be directed, and he is hereby directed, to attend the Assembly on Tuesday the 31st day of October instant, with a sum in bills of credit sufficient to answer the charge of this Assembly.

This Assembly do appoint Mr. Elijah Porter of Farmington Surveyor of Lands in and for the county of Hartford.

This Assembly do appoint Roger Newton, Esq<sup>r</sup>, to be Colonel of the 2d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint John Russell, Esq<sup>r</sup>, Lieutenant-Colonel of the 2d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint John Hubbard, Esq<sup>r</sup>, to be Major of the 2d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Rose to be Ensign of the company or trainband in the 2d society in Brandford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Johnson to be Captain of the 5th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Seward to be Lieutenant of the 5th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Daviss to be Ensign of the 5th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Allyn to be Lieutenant of the 1st company or trainband in the 1st society in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hubbell to be Ensign of the 1st company or trainband in the 1st society in the town of Fairfield, and order that he be commissioned accordingly.

Whereas the General Assembly of this Colony, at their sessions in May, 1751, directed the auditors that were appointed to audit the accounts with the Treasurer of this Colony, to take care fully to acquaint themselves with the whole state of the treasury and inform themselves in the best manner in all respects relating thereto, and what quantity of bills of public credit, both of the old tenour and new, are

now outstanding, and what of specie there is in the treasury, and lay the same before the Assembly, an account of which hath been laid before the Assembly in October last by said auditors, by which it appears that the whole of the taxes granted by the General Assembly, in their sessions at Hartford in May, 1749, will not be necessary for the calling in, exchanging and discharging the now outstanding bills of this Colony: It is therefore resolved by this Assembly, that the Treasurer of this Colony be directed, and he is hereby ordered and directed, to send forth his warrant for collecting one penny on the pound, and no more, in bills of credit new tenour on the list of all the polls and rateable estate in this Colony brought in to this Assembly in October, 1751, being part of the tax granted to be levied on the list aforesaid, and the remaining part of said tax, being two pence new tenour bills of credit on the pound, be abated, and the same is hereby abated.

An Act in Addition to an Act entitled An Act for ascertaining and regulating the Assize of Cask, &c.

Whereas in said act the quantity of gallons to be contained in each cask therein expressed is ascertained, but the contents of a gallon is not determined, nor any rule for gauging such cask prescribed,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That a gallon shall contain two hundred and thirty-one cubick inches.

*And be it further enacted by the authority aforesaid,* That [128] after the first day || of July, A. Dom. 1753, the gauge or contents of each cask in said act expressed shall be measured by taking the following dimensions in inches and decimal parts of an inch, *viz:* the bilge or bung diameter, each head diameter, and the length within the cask, and those dimensions to be computed by the rule commonly called and known by the name of Gunter's Rule of Gauging.

Upon the memorial of the town of New London, by their agent Jeremiah Chapman jun., of said town, representing to this Assembly that the proprietors of the common and undivided land in said town, by their vote, granted to the grammar school in said town one right or share in all the divisions of said common land, towards the support of the grammar school in said town; praying this Assembly to grant liberty to Messrs. John Richards, Titus Hurlburt, and Samuel Richards, the grammar school committee in said town, to make sale of said common land, and that the money arising by the sale thereof may be improved towards the support of said school: Re-

solved by this Assembly, that Messrs. John Richards, Titus Hurlburt, and Samuel Richards, the grammar school committee in said town, have liberty, and they are hereby authorized and impowered, to sell and dispose of all said common lands in said town granted by said proprietors to said school, and that the interest of said money arising by the sale thereof be improved for the support and maintenance of said school.

Upon the memorial of Rose Weed, administratrix on the estate of Joseph Weed late of Stanford, deceased, shewing to this Assembly that the debts due from said estate surmount the personal estate the sum of £53 6s. 7*d.* old tenour, and praying for liberty and power for Mr. Samuel Scofield to sell so much of the real estate of the said deceased as will be sufficient to answer the same, &c.: Resolved by this Assembly, that the said Mr. Samuel Scofield have liberty, and he is hereby impowered, to sell so much of the real estate of the said deceased as will be sufficient to answer the said sum of £53 6s. 7*d.* old tenour with the necessary charges arising thereon, taking the direction of the court of probate in the district of Stanford therein.

This Assembly do establish and confirm Mr. Zacheus Wheeler to be Lieutenant of the 2d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ephraim Treadwell to be Captain of the second company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezekiel Thomson to be Ensign of the 2d company or trainband in the town of Farmingtown, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Baldwin to be Captain of the east company or trainband in the town of Goshen, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hinman to be Lieutenant of the east company or trainband in the town of Goshen, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Norton to be Ensign of the east company or trainband in the town of Goshen, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Patterson to be Captain of the 13th company or trainband in the 6th

regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Lee to be Lieutenant of the 13th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Hart to be Ensign of the 13th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

Upon the memorial of Benjamin Baker, administrator on the estate of Solomon Cleaveland late of Canterbury, deceased, shewing to this Assembly that the inventory of the moveable estate of said deceased amounts but to the sum of £562 16s. 0d. and that the debts, charges, &c. due from said estate amounts to the sum of £881 3s. 2d., so that there remains the sum of £318 7s. 2d. old tenour more than there is [129] moveable estate to pay, || and praying this Assembly for liberty to sell so much of the real estate of said deceased as to pay the sum of £318 7s. 2d. : Resolved by this Assembly, that the said administrator have liberty and is hereby impowered to sell so much of the real estate of said deceased, by and with the advice of the court of probate for the district of Plainfield, as to pay the said sum of £318 7s. 2d. old tenour and the necessary charges arising thereon.

This Assembly do appoint Lieut. Colonel Shubael Conant to be Colonel of the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Major Thomas Dyar to be Lieutenant-Colonel of the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Fenn jun. to be Quarter-Master of the troop in the 2d regiment in this Colony, and order that he be commissioned accordingly.

Whereas Daniel Edwards, Jonathan Trumble, Ebenezer Backus, Elihu Hall, and Robert Walker, Esq<sup>rs</sup>, were heretofore appointed by this Assembly to demand and receive the money loaned out by order of this Assembly: Resolved by this Assembly, that the forenamed persons speedily pay into the treasury of this Colony the whole of the said money loaned out as aforesaid with the whole of the interest due thereon, and render an account to the Treasurer of this Colony; and the Treasurer of this Colony is hereby directed and fully impowered, to require of the said agents an account of their

doings in that affair, and the whole of the money due to this Colony from such as received it upon loan, and fully to settle with the respective agents in their accounts, and to account with the auditors which shall be appointed by this Assembly.

Upon the memorial of James Cushman, of Lebanon in the county of Windham, humbly representing that he hath expended considerable sums of money in defending himself and carrying on a law-suit against him brought on an indictment by the grand jury of the county of Worcester in the Province of the Massachusetts Bay, grounded on his obedience to the laws of this government, in assisting a constable of the town of Woodstock in stilling an affray raised by one Benjamin Flagg, claiming to be High Sheriff of the county of Worcester aforesaid, and to have authority in the said town of Woodstock, &c., as appears by the memorial of the said Cushman on file, bro't to this Assembly in May last and continued to this session: Resolved by this Assembly, that the sum of £111 10s. 6d. in bills of credit of the Province of New Hampshire, and Colony of Rhode Island, old tenour, be granted to the said James Cushman out of the public treasury of this Colony, and the Treasurer of this Colony is hereby ordered to pay the said sum to the said James Cushman.

Upon the petition of William Hamilton of Middletown, *vs.* Benjamin Towner of Haddam, shewing that he brought his action to the adjourned county court held at Hartford in June last, against the said Benjamin, on a note demanding £120 0s. 0d. damages, &c.; that the said Benjamin pleaded that before the time of payment mentioned in said note he had paid and the petitioner had received £112 0s. 0d. old tenour, in full satisfaction of said note, and that he produced in evidence of such payment a false and forged receipt, by means whereof the petitioner lost his said action; praying for relief, &c.: Resolved by this Assembly, that the said William Hamilton have liberty, and liberty is hereby granted to him, to enter the aforesaid action at the county court to be held at said Hartford on the first Tuesday of November next, and to have another tryal thereof by way of review; and the whole cost to follow the final judgment that shall be given in said action.

Upon the memorial of Henry Glover of the town of Newtown, and others of said town, professors of the Church of England, *vs.* the inhabitants of the said town of Newtown, complaining that by the law of this government they are debarred and secluded from voting or otherwise acting in those affairs about which votes are necessarily passed in the town-meetings of said town, wherein the memorialists are

equally interested in proportion to their number and lists of estates with the rest of the inhabitants of said town; com-[130] plaining also, that they labour || under disadvantage, for want of the powers and privileges of levying and collecting taxes among themselves for the purposes in said memorial mentioned; and thereupon praying for such powers and privileges to be granted them, or that this Assembly would in some other way relieve them as this Assembly shall think fit, as per their memorial, presented to this Assembly at the session in May last and from thence continued to this time, appears: Resolved by this Assembly, that those of the professors of the Church of England living in the said town of Newtown, who by the laws of this government are exempted from contributing to the support of the ministry settled and established by the laws of the government, and for that reason are debarred voting for raising such support, shall be, and they are hereby, exempted from being taxed with the rest of the inhabitants of said town in all such rates or taxes as they shall make for the support of the ministry established therein as aforesaid. And the inhabitants of said town are hereby fully authorized and impowered, exclusive of such professors therein, to grant such rates or taxes in their town meetings as they shall from time to time judge needful for the support of their minister and other society disbursements, as fully as other societies in this government by law are enabled to do. Provided nevertheless, that when and so often as the major part of such professors of the Church of England shall request the said town in any of their town-meetings to tax the said professors of the Church of England in said town together with the rest of the inhabitants thereof, then and in that case the said town shall, when they grant a rate or tax for the support of their minister, tax the said professors with themselves, and proceed therein as by law is provided in such cases; and the said town are hereby impowered to act accordingly, anything before in this act contained to the contrary in any wise notwithstanding.

On the petition of Enos Sperry of New Haven, *vs.* Isaac Johnson and Ebenezer Beecher jun., executors of the last will and testament of Isaac Johnson late deceas'd, shewing that he was defaulted at the county court in New Haven in November last after issue joyned, through a mistake, and judgment was rendered against him for £206 6s. 8d. old tenour, whereon execution had issued against him; praying for reversal of said judgment, and liberty to enter said action at New Haven county court in November next, as per his petition on file: Re-

solved by this Assembly, that the judgment of said county court be and hereby is reversed, with all the doings thereon, and that the petitioner may, and hereby hath liberty granted him, to enter said action on his giving bond of prosecution of the same, to be regulated and tryed as other actions by law are; and the future cost only follow the final judgment in said case.

Upon the memorial of the President and Fellows of Yale College in New Haven: Ordered by this Assembly, that the Treasurer of this Colony pay out of [the] public treasury to the president and fellows of said college, for the last half of the current year and in lieu of the one half of the hundred pounds granted to said college, &c., the sum of one hundred and fourteen pounds five shillings and nine pence in new tenour bills.

On the petition of John Hitchcock jun., *vs.* Charles Dixson, shewing this Assembly that the said Dixson obtained a judgment against him at the superior court in March last for £105 14s. 8d. old tenour, when said Hitchcock was under confinement, and that it was unexpectedly removed to that court; praying for a rehearing of said case, as per his petition on file appears: Resolved by this Assembly, that said John Hitchcock jun. shall and hereby hath liberty granted him to enter said action at the superior court to be holden at Hartford first Tuesday of March next, on his giving bond of prosecution of said action; and all cost shall follow the final judgment in said case; and if said Hitchcock shall obtain final judgment thereon, said superior court shall render judgment for him to recover of said Dixson the sum paid on said execution, and award execution accordingly.

[131] Whereas John Green of Norwalk in the county of Fairfield, otherwise lately called John Green jun. of said Norwalk, by his petition to this Assembly hath shewed that at the superior court held at Fairfield on the third Tuesday of August last, he was indicted, arraigned and tryed, for having uttered horrible words of blasphemy against Almighty God, of which he was then and there convicted, whereon judgment and sentence of death must pass unless the gracious interposure of this Assembly prevent; also shewing that at the time of speaking the said words he, the said John, was in a sort of frenzy, increased by strong drink, which operating in an extraordinary manner upon him had then very much got the mastery of him, notwithstanding his former resolves against and actual abstaining from the use of the same; further shewing to this Assembly, that when calm and in a sober life he always had a high esteem of the Majesty of



Heaven, and that said words by him spoken were the effect of a disturbed brain, and not of any set principle or malignant design to speak evil of the great God; holding forth repentance and praying for an exemption from the punishment of death by law affixed, and that he might be admitted to suffer other punishment more mild; as by his petition on file may more fully appear: This Assembly, on consideration of the matter of the particular circumstances attending the said crime and of the state of the mind of the said John at the time of uttering said words, do judge that equity may relieve from the strict execution of the law on which the said John was indicted and convicted as aforesaid: Whereupon it is resolved by this Assembly, that the said superior court do not proceed, and the said court is hereby directed and ordered not to proceed, to give judgment or sentence of death against the said John Green on the conviction aforesaid: but in lieu and stead thereof the said court is hereby authorized, impowered and directed, to give judgment that the said John Green pay as a fine to the public Treasurer of this Colony such sum as they shall judge proper; also that he stand in the pillory for the space of one hour; and also that the said John before said court find surety for his good, peaceable and orderly behaviour, for such space of time as the said court shall in their discretion judge proper, and pay the cost and stand committed until the judgment of the said court shall be complied with.

Whereas there are great complaints made that the ferry over Connecticut River at Saybrook has for a considerable time been very much neglected, and consequently the passage over said river is often attended with great difficulties and dangers: Resolved by this Assembly, that Samuel Lynde and Richard Lord, Esq<sup>s</sup>, be a committee to enquire into the state of said ferry and into the pretence of any person and persons to a right to keep the same, and make report to the General Assembly in May next of what they find in the premises, and what they judge proper to be done in order to put the said ferry into a better state for the future; and that they notify any person or persons claiming a right to said ferry of such report's being about to be laid before said Assembly.

Upon the memorial of Isaac Barnum, Joseph Murry and others, living in the northeast part of Danbury, the southeast part of New Milford, and the northeast part of Newtown, within the following limits and bounds, (*viz*:) Beginning at a place known by the name of Pond Brook where it enters into the great river, being in Newtown, thence running northwardly

on the bank of said river until it comes to the northeast corner of Capt. John Warner's farm lying by said river, being in New Milford, which is a white ash staddle mark with stones about it, then running westerly a straight line to the top of the hill called Gallows Hill, thence running a straight line till it intersect New Fairfield east line, thence running southwardly on said line until it comes to the southeast corner of New Fairfield township, thence running a straight line to a certain rock with stones upon it near the lower end of Beaver Brook Mountain, on the west side of the road leading from Danbury to New Milford, thence running easterly to a certain rock with stones upon it, being in the line between Danbury and Newtown, being on the south end of a swamp known by the name of Bound Swamp, and from thence continuing easterly to the road leading from New Milford to Newtown, including Lieut. Jos. Smith's farm where he now lives, and then [132] running a straight line to the mouth of the pond || brook where it empties into the great river; praying for liberty to procure and have the preaching of the gospel among themselves for five months in the year annually, as by their memorial on file: It is thereupon enacted and granted by this Assembly, that the memorialists have liberty and power, and the same is hereby granted to the memorialists according to the bounds aforesaid, to procure and have among themselves the preaching of the gospel five months in the year, (*viz.*) from the 1st day of November till the last of March annually, from this time, separate from the towns to which they respectively belong as aforesaid; and during the time of such liberty shall be freed from all stated ministerial taxes in the towns and societies to which they respectively belong, as to said five months annually, and have authority to tax themselves, and carry on preaching among themselves according to law, provided they employ some orthodox preacher among them.

Upon the report of Messrs. Isaac Huntington and Ebenezer Backus, a committee who were appointed by this Assembly at their sessions in May, A. D. 1751, to enquire into the circumstances of certain lands in the township of Groton, called the Masshantuxet Lands, belonging to Joseph Wyouke and the rest of the Pequot Indians living in said town of Groton, and to examine the grounds of the complaints of the said Indians against the English people in said Groton, in respect to the abuses and wrongs they have suffered from them, and in respect to the resolve of the General Assembly obtained by the proprietors of said Groton in October, 1732, in and by which said proprietors had liberty to lay out the west half of the

said Mashantuxet lands and to make some improvement thereon during the said Assembly's pleasure, under such restrictions and regulations as in said resolve is more particularly set forth, wherein said committee have reported that the said English people or proprietors have grievously wronged and injured the said Indians, and hindered their improvements, cut down and destroyed their wood, &c., to their great discouragement, and that the said proprietors have greatly exceeded and gone beyond the liberty granted to them by the act of Assembly in October, 1732, and have given their opinion that said proprietors have also come short of performing the conditions in said act of Assembly of them required, and that the said proprietors have forfeited all that liberty granted them by the aforesaid act of Assembly in October, 1732, and that they ought to be seclued the benefit of said grant for the future; and the said proprietors shewing no sufficient reason against the said reports being approved, nor why the said grant should not be repealed, having had due opportunity therefor: It is therefore resolved and decreed by this Assembly, that the aforesaid grant and order of Assembly in October, 1732, be and the same is hereby repealed, reversed and made void, and all the liberties therein allowed to the said proprietors are hereby declared henceforth to cease, and that they shall remain to the said proprietors no more; and that the guardians or overseers of the said Indians are hereby empowered to prosecute any suit or suits in the law in behalf of the said Indians, for the effectual recovery and securing the rights, privileges and properties of the said Indians in respect to the Masshantuxet lands, or any part thereof, or in respect to the future profits and issues of the same, as also to defend or implead in any action brought by others touching and concerning the same.

Whereas the General Assembly in May last, upon the memorial of the town of Canterbury, did appoint, order and empower, Colo. Christopher Avery, Simeon Minor, Esq<sup>rs</sup>, and Capt. William Wittar, to be a committee to view the circumstances, hear the parties and examine the evidences respecting the dividing line between the town of Windham and the town of Canterbury from the tree called Bushnel's tree to Norwich line, and to report their opinion where said line ought to be fixed and established, as also the corner bounds at said Norwich line, to this Assembly; || and whereas the said service hath been attended by said committee according to their appointment, and have made their report thereof to this Assembly, which is by this Assembly accepted and approved: It is thereupon

resolved by this Court, that the said corner and dividend line as reported by said committee, that is to say, a line from the tree called Bushnel's tree south about ten degrees east three hundred and thirty-five rods to a meer-stone by said committee erected at Nipmug path, five feet east from a black oak tree marked W on the west side and C on the east side, and from said meer-stone to run southwardly a straight line to a meer-stone by said committee erected in Norwich line at Nipmug path, where stood formerly a black oak tree the southeast corner of said Windham, is and shall be the dividing line and bounds between the said towns of Windham and Canterbury from said Bushnel's tree to said Norwich line, and the same is hereby established and confirmed, any act or resolve of this Assembly to the contrary notwithstanding.

Upon the petition of Thomas Mitchel of London, *vs.* John Prout of New Haven, representing that sundry deeds and writings concerning the petitioner's title to certain lands in Middletown, &c., were in the hands of said Prout and not yet enrolled and recorded according to the laws of this Colony, and that he was thereby prevented of his right, &c. ; and praying that said deeds be disclosed by the said Prout, &c. And whereas the said John Prout hath brought in and lodged on the files of this Court two certain deeds, which he on oath declares are all the deeds in his hands touching and concerning the petitioner's said title, and referred to in said petition : It is therefore ordered and decreed by this Assembly, that the said deeds, lodged as aforesaid, be by the Secretary delivered into the hands of Capt. Joseph Southmead of said Middletown, to [be] by him (at the sole cost of the petitioner) procured to be recorded, according to law, on the records of the said town of Middletown, and then returned into the hands and keeping of him the said John Prout.

Upon the memorial of Joseph Fuller and Joshua Lazel of Kent, shewing to this Assembly that one Isaac Vanarnum of Alobeck in Dutchess county in the Province of New York having some years past purchased of one Stephen John, Indian, a certain parcel of land containing 4820 acres of land lying on the west side of Ousatunuck River, against the township of Kent, bounded as in said memorial set forth, and that the same by several mean conveyances came down to the memorialists, and they declaring to this Assembly that they purchased the same for the use and benefit of the government, and thereby have gained to the government all the right of the Indians which they pretended to have to said land, and praying to this Assembly for some recompence for their trouble and

charge about the same: Resolved by this Assembly, that the memorialists shall have, and there is hereby granted to them, that is to say, to the said Joshua Lazell the third lot in number, and to the said Joseph Fuller one hundred acres of the northern end of the sixteenth lot as mentioned in the survey of said lands, in full satisfaction of the purchase referred to: upon condition that the said Fuller and Lazel do execute a good deed of release of all their right in and to said lands and premises, (excepting only what is included in this grant) to the Governor and Company of this Colony, within six months from the rising of this Assembly.

Upon the petition of John Curtice of Wallingford, *vs.* John and Noah Austin, shewing to this Assembly that John Austin jun. and Noah Austin, of said Wallingford, bro't their action against the petitioner on the doings of the freeholders, and recovered judgment (before the superior court in New Haven county in February, 1752,) of two acres of land, ten pounds damages and cost; and praying that said judgment may be reversed, and all the doings on the said execution be void, and that he may have another tryal in February next, at the superior court to be held in New Haven county; as per the petition on file appears: Resolved by this Assembly, that the petitioner have liberty to enter his said action at the superior court to be held in New Haven in and for New Haven county on the last Tuesday of February next, and have one tryal more before said court, and that the damages and future cost only follow the suit.

[134] Upon the memorial of the society of Stratfield, praying to have the parish bounds of said society enlarged: Resolved by this Assembly, that the bounds of said parish shall be enlarged as follows, *viz*: beginning at the southwesterly corner of North Stratford society bounds, that is on the line dividing between the townships of Stratford and Fairfield, and from thence running on the easterly side of the highway that runs between the said towns northerly, so as to include the house and estate of Samuel Treadwell of North Stratford, to the Mill River, so called, where the said highway between the said towns crosses said river, and then the said river to the head thereof to be the bounds, and from the head of said river a straight line to the southeast corner of the bounds of Reading parish; and that on the west the dividing line or bounds between said parish of Stratfield and the parish of Greenfield be the second highway (commonly called Morehouse's highway) in the long lots in Fairfield, reckoning from the dividing line between said towns of Stratford and Fairfield, that runs

the length of said lots from the south bounds of Reading to the north bounds of the first society in Fairfield, and from thence eastward by the north line of said first society in Fairfield to the old or former west line of said Stratfield parish, as also Enos Sherman and his estate out of the first society of Stratford.

Upon the memorial of Joseph Hart, agent for the parish of Northington, representing that this Assembly in May last ordered that a tax of one penny lawful money per acre should be assessed and laid on all the lands in said parish for four years annually then next, and that in drawing the bill of form, thro' mere mistake, was omitted these words, *viz*: per acre; praying for an emendation of said defect, &c.: Resolved by this Assembly, that a rate or tax of one penny lawful money per acre shall be laid and assessed on all the lands within the said parish annually for the space of four years next after the rising of this Assembly, to be improved for the building of a meeting-house in said parish.

Upon the petition of William Scovel of Saybrook, shewing that Jonathan Foot and Sarah his wife, of Colchester, and Elizabeth Fenner of Saybrook, obtained final judgment against him at the superior court held at Norwich in New London county on the 4th Tuesday of March, 1752, in an action wherein the said Jonathan, Sarah and Elizabeth, were plaintiffs and the said William defendant, for surrendry of about eighteen acres of land lying in Saybrook; shewing that he had obtained new evidence, and praying for liberty of another tryal of said case: Resolved by this Assembly, that the said judgment of said superior court be reversed and set aside, and that the petitioner have liberty to enter said case at the superior court to be held at Norwich aforesaid on the fourth Tuesday of March next, for a final tryal of the same, and that all the future cost follow said final tryal.

Upon the petition of Job Burlisson of Hartford, representing that he, at the instance of John Sparks of said Hartford, in May last, (the said John being then a minor,) had been at great cost and expence to prosecute a petition and to obtain a decree of this Assembly in favour of the said John against Ezekiel Webster of said Hartford, in order to relieve the said John from a judgment and execution in favour of Thomas Matson of Glassenbury against him, in which the said John had been involved by the influence and instigation of said Webster; that the petitioner had also satisfied the said execution on encouragement from said John that he should take the benefit of said decree against said Webster, to reimburse

his said expences, &c. ; that the said John had, nevertheless, by the influence of the said Webster, discharged said decree and defeated the petitioner of the benefit thereof, to his great damage, &c. : It is therefore resolved by this Assembly, that the petitioner shall recover of the said John Sparks the sum of £175 6s. 0d. money of the old tenour for damages, and the cost of this petition allowed to be £6 9s. 8d. proc. money, and that execution be awarded accordingly. *Ex. granted October 31st, 1752.*

[135] Upon the memorial of Samuel Clark and Mehitabel Bryan, executors on the last will and testament of Joseph Bryan late of Milford, deceas'd, representing to this Assembly that the design and intent of the testator was, that the executors named in his said will should have power to sell any part of his real estate, althô the word in said will is personal estate, and praying this Assembly to impower said executors to sell said lands according to the intent of said deceased, at their discretion ; and also shewing to this Assembly that the debts due from said estate surmounts the moveable estate of said deceased the sum of £2050 19s. 10d. old tenour ; and also praying this Assembly that said executors may be authorized and impowered to sell so much of the estate of said deceased as may be sufficient to pay and discharge said debts due from said estate as aforesaid : It is therefore considered and resolved by this Assembly, that the executors mentioned in said will be impowered, and they are hereby impowered, to sell so much of the real estate of the said testator as will be sufficient only to pay and discharge the said sum of £2050 19s. 10d. with the incident charges arising on the same.

Upon the petition of the inhabitants of the second society in Windsor, praying that the inhabitants living in the north part of said society be released from taxes to the north society in said Windsor, or that the said second society pay only a certain sum in lieu thereof, &c. : Resolved by this Assembly, that on consideration the said second society do stand charged with the maintenance of the Rev<sup>d</sup>. Mr. Edwards, their present minister, (exclusive of the said north society,) that they shall pay to the said north society the full present value of fifty pounds old tenour bills annually for the space of six years, to commence from the sitting of this Assembly in May last, to be paid in any currency passing in this Colony at the periods of payment, which shall be in lieu of all the taxes which the said inhabitants living in the north part of said second society were obliged to pay unto said north society by order of this Assembly in May last.

Upon the memorial of Samuel Darling, of New Haven in the county of New Haven, shewing to this Assembly that Samuel Weed late of Derby had (for money due to him from said Weed) made over a certain piece of land to secure the same debt, and that this government's committee took and sold the same as said Weed's estate, as by said memorial may appear, and praying for relief in the premises: This Assembly grants to said Darling, the memorialist, the sum of one hundred and eight pounds sixteen shillings money old tenour of the Hampshire or Rhode Island bills, to be paid out of this Colony treasury to the memorialist, upon his releasing his, the memorialist's, right to said land to the present possessors.

Upon the petition of Joshua Loomiss, James Rockwell, Joseph Diggens, Joseph Rockwel, Zebulon King and Samuel Rockwell, all of Windsor, representing that they had many years ago been at great expence to clear the river of logs, bushes, &c., in order to make a convenient fishing-place on the west side the little river in said Windsor, where it empties into the great river, and had purchased a considerable point of land for that purpose, which point of land lyes between the great river and little river aforesaid; praying that they may not be interrupted in taking the benefit of said fishing place, &c.: Resolved by this Assembly, that for the future (during this Assembly's pleasure) no trammel net be set in said little river within half a mile above the mouth of said little river, or on the west side of the said great river within three quarters of a mile below the mouth of said little river. And every person transgressing this order shall be liable to an action of trespass by the petitioners.

On the memorial of Jeremiah Osborn of New Haven, shewing the great advantage that would accrue to the public to have a ferry erected across the harbour in said New Haven from the wharf lately built or building at the place called the Ferry-Point to the wharf lately built or building on the contrary side of said harbour opposite to said Ferry Point; praying that such ferry may be erected and that the memorialist may have liberty to keep the same: Resolved by this Assembly, that there be, and it is hereby ordered and enacted, that a ferry be set up and kept at the place abovementioned and described, to be regulated by and subject to the same rules and laws as other ferries in this Colony are. And it is further enacted by the authority aforesaid, that the memorialist shall have liberty to keep and tend said ferry, and take the fare [136] thereof, during the pleasure of this Assembly: || provided he, the said Osborn, at or before the first day of May



next, provide two good boats suitable for the transportation of travellers, and the same keep in good repair fit for the purposes aforesaid, one on each side of said ferry. And it is further enacted by the authority aforesaid, that the fare of said ferry shall be as follows, (*viz* :) for man, horse and load, three pence; for single person, one penny; for led horse, two pence; ox, or other neat kine, four pence; sheep, swine, or goat, one farthing; for a chair or chaise, one shilling; for a chariot or coach, one shilling and three pence.

Upon the memorial of Hiel Kelsey, administrator on the estate of Ebenezer Kelsey late of Killingworth, deceased, shewing to this Assembly that the debts due from said estate and other necessary allowances made by the court of probate surmount the personal estate of the said deceased the sum of £606 19s. 6d. old tenour money, and praying to this Assembly to make sale of so much of the real estate of the said deceased as to pay and satisfie the sum of £606 19s. 6d. money as aforesaid with the incident charges arising thereon, and also impower some meet person to make sale of the same: Resolved by this Assembly, that John Lane jun. of said Killingworth be impowered, and he is hereby fully impowered and authorized, to make sale of so much of the real estate of the said deceased as to pay and satisfie the sum of £606 19s. 6d. old tenour, debt, with the incident charges arising thereon, taking the direction of the court of probate in the district of Guilford therein.

Upon the memorial of Daniel North of Farmington and Lydia his wife, administrators on the estate of John Lee late of said Farmington, deceased, and of Joseph and Thos. Lee, representing that the said John in his life-time by a bond under his hand and seal, dated the 9th day of September, 1742, had obliged himself, his heirs, &c., to execute a deed of conveyance unto the said Joseph and Thomas of about four acres of land in said Farmington, lying at a place called Second Meadow, butting west on the common field, south on land lately Hez. Lee's, east on land of the heirs of Mathew Clark, north on James Andrews's land; that before the said John had opportunity to execute said conveyance he was removed by death; praying that said administrators may be enabled to execute said conveyance, &c.: Resolved by this Assembly, that the administrators do, and they are hereby authorized and impowered, to execute a deed of conveyance of the aforesaid four acres of land unto the said Joseph and Thomas Lee's, their heirs, &c., and the same so executed and recorded shall be valid and effectual for their holding said

land against the heirs of the said deceased, and shall be in full discharge of the obligation given by the said John Lee to the said Joseph and Thomas Lee as aforesaid.

Upon the memorial of Martha Henderson, administratrix on the estate of Samuel Whaples late of Harwinton, deceased, representing that the debts due from the said deceas'd surmount the moveable part of said estate to the sum of £191 12s. 4d. old tenour; praying for liberty to sell land, &c.: Resolved by this Assembly, that the memorialist have liberty, and she is hereby authorized and impowered, to make sale of so much of the real estate of said deceased as shall be sufficient to procure the aforesaid sum and defray the incident charges of said sale, taking the advice of the court of probate in the district of Litchfield therein.

Upon the memorial of Caleb Hotchkiss and others, selectmen of the town of New Haven, praying for liberty to sell the real estate of one Stephen Clark and Moses Clark, two impotent persons belonging to said town: Resolved by this Assembly, that the memorialists have liberty to sell, and are hereby authorized and enabled to give and execute good deeds of sale of the whole of the real estate of the said Moses Clark, and that the produce of such sale be to the use of the said Moses for his support and maintenance; and that the memorialists have liberty and power to sell, as aforesaid, one hundred pounds worth old tenour of the real estate of said Stephen, and that the produce of such sale be to the use of said Stephen, as aforesaid.

Upon the memorial of John Still Winthrop of New London, &c., praying liberty of this Assembly to purchase a sum of [137] sterling money, &c.: || Resolved by this Assembly, that the memorialist have liberty to purchase of the Governor and Company of this Colony a sum of sterling money, not exceeding one thousand pounds, upon his paying therefor the one half in Connecticut bills and the other half in silver or gold and complying with the act of Assembly respecting the sale of said sterling money, saving only that he be not obliged to import goods.

Upon the memorial of Abner Johnson of Wallingford, praying to be allowed for his trouble and expence in retaking and bringing Robert Martin formerly convicted for uttering counterfeit bills, &c., to a compliance with the act of Assembly respecting said Martin's giving bond for the cost of his prosecution, &c.: Resolved by this Assembly, that said Abner Johnson have liberty to have and receive out of the public treasury of this Colony for his said trouble and expence the

sum of fourteen pounds thirteen shillings in old tenour bills of the Colony of Rhode Island, and that Nathaniel Stanly, Esqr, Treasurer of this Colony, is hereby directed to pay the same out of the said treasury.

Whereas the listers of the town of Middletown have sent in to this Assembly an addition to the list of said town brought in to the General Assembly in October last, amounting to the sum of £950 12s. 0d., and also the listers of the town of Stonington have sent in to this Assembly in single additions the sum of £743 7s. 0d. and in fourfold assessments the sum of £268 0s. 0d. made to the list of said Stonington bro't in as aforesaid, which have been accepted and received: Whereupon it is resolved by this Assembly, that the Treasurer of this Colony be directed, and he is hereby directed and empowered, to add the sum of £950 12s. 0d. to the list of said Middletown, and the sum of £743 7s. 0d. single additions and the sum of £268 0s. 0d. fourfold assessment to the list of said Stonington bro't in to this Assembly by said towns in October last; and that the constables in said towns that collect the county rate account with the Treasurer for the same.

An Act in Addition to the Law of this Colony entituled An Act for providing and regulating of Jurors in civil Actions.

Whereas since the making said law the county of Litchfield hath been made, including the several towns therein contained, and there being no provision made in said law for choosing jury-men for the service of the said county of Litchfield, for want of which difficulties may arise: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the same method shall be taken for choosing jurymen to serve at the several superior and county courts in the said county of Litchfield as by the aforesaid law is provided for the choosing jurymen in the other counties in this Colony; and the several officers in the towns hereafter named, and the said towns, are hereby empowered and directed to conform themselves to the aforesaid law in all the parts of it, so far as it relates to the choosing, drawing and summoning such jurymen. And such jurymen, towns, and officers aforesaid, shall on their, or either of their, neglect or refusal to conform to said law, forfeit and pay the several fines and penalties which are provided for the like refusal, neglect or breach of said laws, in any of the particulars therein contained. And the several towns in the said county of Litchfield shall accordingly choose the number of jurymen to the name of each town annexed, *viz:*

Litchfield, - - -	twelve.	Cornwal, - - -	eight.
Kent, - - - -	eight.	New Hartford, - -	six.
Canaan, - - - -	eight.	New Milford, - -	twelve.
Harwinton, - - -	six.	Salisbury, - - -	eight.
Woodberry, - - -	fifteen.	Goshen, - - - ..	eight.
Sharon, - - - -	eight.	Torrington, - - -	six.

[An Act for stating the Fees for levying Executions.]

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That for the future the fees for levying executions shall be in the following manner, *viz*: for levying every execution not exceeding one pound shall be one shilling proclamation money; for levying every execution exceeding one pound, three pence on the pound for every pound so exceeding, to be taken in the same currency contained in, and to be levied by said execution; and the same numerical and nominal sum as above stated and expressed.

[138] An Act in Addition to a Law of this Colony entituled An Act to prevent Encroachments on Highways and on common and undivided Lands.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any selectmen or committee shall give warning to any person that hath encroached on any highway, or shall, after warning given as the law directs, throw down or remove any such encroachment, such person so encroaching shall pay to such selectmen or committee the charge of such warning or throwing down and removing such encroachment, although the person or persons so offending shall after such warning or throwing down as aforesaid remove such encroachment from off such highway; to be recovered by action, bill, plaint, or information, before any court proper to try the same.

Whereas this Colony is concerned in matters of importance which may be bro't into consideration in Great Britain, particularly the dispute with the Mohegan Indians and the dispute with the Province of the Massachusetts Bay respecting the line dividing between that Province and this Colony, which may call for more particular directions and provision in order for our safety and defence than hath been given or can at this time in particular be given or made by this Assembly: Therefore, it is hereby resolved, that his Honour the Governor of this Colony do, and he is hereby desired, with the advice of the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, William Pitkin and John Bulkley, Esq<sup>rs</sup>, or any two of them, to give such further account and directions respecting the affairs aforesaid, or either of them, and make such further provisions for our advantage therein as he shall judge reasonable and proper,

and inform our agent thereof, and also direct him to use his best endeavour for our safety and security in the matters aforesaid, and in such manner as the Governor shall, on advice as aforesaid, think most advisable. And this Assembly do resolve, that such money as shall be expended therein shall be allowed the agent in his account with this Colony.

Whereas in the setting off the parish of Stratfield, *anno* 1701, from the first society in Fairfield, it so happened that the act of this Assembly setting off said parish did not settle and fix the line dividing between the said first society and said parish any nearer the southwesterly extent of both said societies than where said line intersects the country road near Jackson's mill, so called, though both said societies have mutually agreed in their practice on a line dividing between said societies for more than fifty years last past, which line runs from said country road southerly as the river or creek runs on which said Jackson's mill stood, commonly known by the name of Uncowa River or creek, till it comes due west from the north end of the cove in the Black Rock harbour, which said cove heads or terminates at or near the place called the Old Fort, and then to run straight from said creek to the head of said cove, and so straight to the sea or sound; and it having thus long obtained by the mutual consent and practical agreement of each of said societies, ought still to continue. And, in order to prevent any further difficulties that may arise between said societies for want of the settlement of said line by act of this Assembly: It is therefore resolved and enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, that the aforementioned and described line from the country road southerly by said river or creek to the head, and from thence to the sea or sound, shall be and remain to be the dividing line between the first society in Fairfield and the said parish of Stratfield.

Whereas Mr. Timothy Green, printer, has represented to this Assembly, that he hopes in a little time to finish the printing and binding the Colony law-books, and desiring the directions of this Assembly with respect to the distribution of the said books, &c.: Thereupon it is resolved by this Assembly, that the said printer when he shall have completed the said books, he be directed, and he is hereby ordered and directed, to deliver the same to the respective sheriffs of the several counties in this Colony, in proportion to the lists of said counties in the year 1750, that is to say, one book on every thousand pound on said list, with what books have

already been received in the former distribution, taking their receipts therefor. And the said sheriffs are hereby directed [139] and impowered || to receive of the said printer the said books, and make distribution of them to the several towns in their respective counties, according to the list of the year abovesaid, *viz*: to each town one book on every £1000 contained in said list, with what books such towns received in the former distribution. And where it shall so happen that the said sheriff cannot make an exact distribution, because of odd hundreds contained in the lists of any of the said towns, they are hereby directed to keep in their hands such books as shall arise on such uneven sums, and lay an account thereof before this Assembly in May next.

*Ordered*, That the Treasurer of this Colony pay out of the public treasury unto Mr. Timothy Green, printer, the sum of ninety-four pounds six shillings old tenour bills of the Colony of Rhode Island, for printing the act of Parliament for altering the stile and correcting the calendar,\* and finding paper, &c., for the same.

Whereas the list sent to this Assembly of the polls and rateable estate of the inhabitants of the town of Suffield, by the listers of said town, hath no certificate of the listers being sworn as the law directs: Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, that the town of Suffield be doomed, and they are hereby doomed, the sum of eighteen thousand pounds, which said sum of £18000 0s. 0*d.* is to be added to the list of estate brought in to this Assembly, and the several rates to be levyed thereon according to the lists of the several inhabitants in said town.

The cost taxed and allowed by this Assembly to John Wheeler, of the society of Stratfield in the county of Fairfield, clerk of said society, and the rest of the members of said society, *vs.* Richard Burton, Richard Hall, Joseph Seeley, John Nickols, Zachariah Jennings, Peter Moynot, Gabriel Jackson, Samuel Beardslee, Jacob Treadwell, Josiah Smith, Jeremiah Bennet, and Hez. Bennet, all of Stratfield aforesaid, for attendance &c. to answer the memorial of the said Richard Burton &c., which the memorialists did not appear to prosecute, is £3 19s. 7*d.* proclamation money. *Ex. granted November 2*d.*, 1752.*

This Assembly do establish and confirm Mr. Nathaniel Arnold jun. to be Captain of the company or trainband in the

---

\* This Act of Parliament, 24 Geo. ii, cap. 23, was printed by Green in the summer of 1752, in 8 sheets. *Finance & Currency*, III, 445.

parish of Westberry in the town of Waterberry, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Prindle to be Lieutenant of the company or trainband in the parish of Westberry in the town of Waterberry, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Judd to be Ensign of the company or trainband in the parish of Westberry in the town of Waterberry, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Hunt to be Captain of the company or trainband in the east part of the town of Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Caleb Jewett to be Lieutenant of the company or trainband in the east part of the town of Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Pardee to be Ensign of the company or trainband in the east part of the town of Sharon, and order that he be commissioned accordingly.

This Assembly appoints Mr. John Bartlett, of Canterbury, to be Surveyor of Lands for the county of Windham, in the room and stead of Capt. Gideon Cobb of said Canterbury, who now resigns his said office.

This Assembly do appoint Capt. William Wittar to be Surveyor of Lands for the county of New London, instead of Mr. Humphrey Avery, who has moved away.

This Assembly grants to the Hon<sup>ble</sup> Roger Wolcott, Esqr, Governor, for his last half year's salary the current year, the sum of one hundred and forty-three pounds new tenour bills.

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esqr, Deputy Governor, for his last half year's salary the current year, the sum of seventy-one pounds ten shillings new tenour bills of credit.

This Assembly grants unto Mr. Timothy Green, printer, for his last half year's salary, the sum of seventeen pounds ten shillings new tenour bills of credit.

Cost allowed to Mary Burr, of Windsor, administratrix on the estate of Isaac Burr late of Windsor, deceas'd, *vs.* John Eliot of New Haven, for attendance &c. to answer the petition of the said John Eliott, withdrawn by his attorney, after hearing &c., is £2 9s. 9d. proclamation money. *Ex. granted Oct. 31st, 1752.*

This Assembly do appoint William Pitkin, John Chester, Thomas Welles, Esq<sup>rs</sup>, Colo. Joseph Pitkin and Capt. Stephen Horsmer, a committee to attend his Honour the Governor, to hear the record of the acts and doings of this Assembly read off and see them signed by the Secretary as perfect and compleat.

The aforegoing record of the Acts, Orders and Resolves of the said General Assembly were read off in the presence of the major part of the committee abovenamed, and signed,  
 GEORGE WYLLYS, Secret'y.

[140] *Anno Regni Regis Georgii secundi vigesimo-sexto.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY ON THE SECOND THURSDAY OF MAY, (BEING THE 10TH DAY OF SAID MONTH, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE SECOND DAY OF JUNE NEXT FOLLOWING, ANNOQUE DOMINI 1753.

(viz :)

The Honourable Roger Wolcott, Esqr, Governor.

The Hon<sup>ble</sup> Thomas Fitch, Esqr, Deputy Governor.

Samuel Lynde,	} Esq <sup>rs</sup> .	Andrew Burr,	} Esq <sup>rs</sup> , <i>Assistants</i> .
William Pitkin,		John Chester,	
Roger Newton,		Gurdon Saltonstall,	
Eben <sup>r</sup> Silliman,		Thomas Wells,	
Hez <sup>h</sup> Huntington,		Phinehas Lyman,	
John Bulkley,			

*Representatives or Deputies of the several towns hereafter mentioned, returned to attend at this Assembly, viz :*

Col. Joseph Pitkin, Capt. Stephen Horsmer, for Hartford.

Capt. Pygan Adams, Capt. Stephen Lee, for New London.

Mr. Jonath<sup>n</sup>. Huntington, Maj<sup>r</sup>. Eliphalet Dyar, for Windham.

Mr. Isaac Tracy, Mr. Elisha Tracy, for Norwich.

Mr. Robert Knowlton, Mr. James Bicknal, for Ashford.

Maj<sup>r</sup>. Elihu Chauncey, Mr. James Curtis, for Durham.

Col. Jonathan Hoit, Mr. Abraham Davenport, for Stamford.

Mr. John Strong, Capt. John Newel, for Farmington.

Col. Hezekiah Sabin, Mr. Joseph Leavens, for Killingly.

Col. John Dyar, Capt. Jabez Fitch, for Canterbury.

Major John Hubbard, Capt. Isaac Dickerman, for New Haven.

Mr. David Rowland, Capt. Samuel Burr, for Fairfield.



Mr. Benjamin Webster, Capt. Joseph Kilborn, for Litchfield.  
 Mr. Richard Lord, Capt. Nathan Jewit, for Lyme.  
 Col. Christopher Avery, Capt. Nathan Smith, for Groton.  
 Capt. Thomas Clark, Capt. Joseph Treat, for Milford.  
 Capt. Theophilus Nichols, Capt. Stiles Curtis, for Stratford.  
 Capt. Nath<sup>l</sup>. Harrison, Mr. Edward Petty, for Branford.  
 Mr. Thomas Cotton, Mr. William Williams, for Pomfret.  
 Capt. Samuel Chandler, Capt. John Payson, for Woodstock.  
 [141] Mr. Benjamin Wright, Col. Elisha Williams, for Weathersfield.  
 Capt. Ephraim Terry, Mr. Joseph Olmsted, for Enfield.  
 Capt. Jonathan Lane, Capt. Elnathan Stevens, for Killingworth.  
 Mr. Joseph Park, Capt. Isaac Gallup, for Voluntown.  
 Capt. Ebenezer Nye, Mr. Zebulon West, for Tolland.  
 Capt. Benj<sup>n</sup>. Wheeler, Mr. Ezekiel Pierce, for Plainfield.  
 Col. Timothy Stone, Mr. Sam<sup>l</sup> Robinson, for Guilford.  
 Capt. Daniel Benedict, Mr. Comfort Star, for Danbury.  
 Capt. Pelatiah Allyn, Mr. Matthew Rockwell, for Windsor.  
 Mr. Dan<sup>l</sup> Holbrook, Mr. Charles French, for Derby.  
 Capt. William Witter, Maj<sup>r</sup> Sam<sup>l</sup>. Coit, for Preston.  
 Col. Shubael Conant, Capt. William Williams, for Mansfield.  
 Capt. Benj<sup>n</sup>. Talcott, Mr. Joel White, for Bolton.  
 Colo. Jonathan Trumble, Capt. James Fitch, for Lebanon.  
 Mr. Joseph Strong, Mr. Silas Long, for Coventry.  
 Maj<sup>r</sup> Jabez Hamblin, Capt. Joseph Southmayd, for Middletown.  
 Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenbury.  
 Mr. Ambrose Whittlesey, Capt. Jedidiah Chapman, for Saybrook.  
 Capt. Jabez Mead, Capt. John Mead, for Greenwich.  
 Capt. William Buel, Capt. Sam<sup>l</sup> Gilbert, for Hebron.  
 Capt. John Humphrey, Capt. Nath<sup>l</sup> Holcomb, for Symsbury.  
 Mr. Joseph Spencer, for East Haddam.  
 Mr. Hez<sup>b</sup> Brainard, for Haddam.  
 Capt. Asaph Levett, Mr. William King, for Suffield.  
 Capt. Samuel Hall, Capt. Samuel Hull, for Wallingford.  
 Mr. Dan<sup>l</sup> Bostwick, Mr. Bushnel Bostwick, for New Milford.  
 Mr. Sam<sup>l</sup> Minor, Capt. Increase Mosely, for Woodbury.  
 Mr. James Fitch, Mr. Noah Taylor, for Norwalk.  
 Mr. Sam<sup>l</sup> Olmsted, Mr. Stephen Smith, for Ridgfield.  
 Capt. Dan<sup>l</sup> Southmayd, Mr. Timothy Judd, for Waterbury.  
 Mr. Lemuel Camp, Mr. Heth Peck, for Newtown.  
 Col. John Williams, Mr. Simeon Minor, for Stoningtown.  
 Capt. Charles Bulkly, for Colchester.

Col. Elisha Williams, Speaker, } of the House of Repre-  
Mr. Abraham Davenport, Clerk, } sentatives.

This day being appointed by the royal charter and the laws of this Colony for the Election of the public officers of the Colony, *viz*: Governor, Deputy Governor, Assistants, Treasurer, [142] and Secretary, || proclamation was made, and then the votes of the freemen were given in to the persons appointed by the Governor, Council and Representatives, to receive, sort and count them; which persons, so appointed, were, Samuel Lynde, William Pitkin, Ebenezer Silliman, Hez. Huntington, John Bulkley, Andrew Burr, John Chester, Thomas Wells, Phinehas Lyman, Esq<sup>rs</sup>, Maj. Jabez Hamlin, Capt. Stephen Horsmer, Maj. John Hubbard, Maj. Elihu Chauncey, Mr. Isaac Tracy, Capt. Jedidiah Chapman, Col. Jonathan Hoit, Mr. David Rowland, Capt. Eliphalet Dyar, Col. Shubael Conant, Capt. Joseph Kilborn, and Capt. Increase Moseley, (who were all sworn to a faithful discharge of that trust.) And the votes of the freemen being brought in, sorted and counted.

The Honourable Roger Wolcott, Esq<sup>r</sup>, is chosen Governor of this Colony the year ensuing.

The Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, is chosen Deputy Governor of this Colony for the year ensuing.

Samuel Lynde, Esq<sup>r</sup>, William Pitkin, Esq<sup>r</sup>, Roger Newton, Esq<sup>r</sup>, Ebenezer Silliman, Esq<sup>r</sup>, Hezekiah Huntington, Esq<sup>r</sup>, John Bulkley, Esq<sup>r</sup>, Andrew Burr, Esq<sup>r</sup>, John Chester, Esq<sup>r</sup>, Gurdon Saltonstall, Esq<sup>r</sup>, Thomas Wells, Esq<sup>r</sup>, Benjamin Hall, Esq<sup>r</sup>, Phinehas Lyman, Esq<sup>r</sup>, were chosen Assistants for the year ensuing.

Nathaniel Stanly, Esq<sup>r</sup>, is chosen Treasurer of this Colony for the year ensuing.

George Wyllys is chosen Secretary of this Colony for the year ensuing.

The Governor's oath prescribed by the law of this Colony, and the oath required by act of Parliament relating to trade and navigation, were administred to the Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>, (now chosen Governor,) by the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Deputy Governor, in the presence of the Assembly.

The Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, (now chosen Deputy Governor,) had the Deputy Governor's oath prescribed by law administred to him by his Honour the Governor in the presence of the Assembly.

The Assistant's oath provided by law was administred to Sam<sup>l</sup> Lynde, Wm. Pitkin, Roger Newton, Ebenezer Silliman,

Hezekiah Huntington, John Bulkley, Andrew Burr, John Chester, Gurdon Saltonstall, Thomas Wells, and Phinehas Lyman, Esq<sup>rs</sup>, (now chosen Assistants,) by his Honour the Governor.

The Secretary's oath provided by law was administred to George Wylls (now chosen Secretary) by his Honour the Governor in the presence of the Assembly.

The several members of this Assembly who had not taken the oaths provided by act of Parliament instead of the oaths of allegiance and supremacy, now took the said oaths (provided as aforesaid,) and likewise the oath of abjuration, and made the declaration against popery.

*Ordered*, That Mr. Jonathan Huntington and Capt. Eliphallet Dyar return the thanks of this Assembly to the Reverend Mr. Ebenezer Devotion, for his sermon delivered (on the 10th day of May instant) before the Assembly, and desire a copy thereof, that it may be printed.

This Assembly do appoint the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, to be Chief Judge of the Superior Courts in this Colony for the year ensuing.

This Assembly do appoint William Pitkin, Ebenezer Silliman, John Bulkley, and Samuel Lynde, Esq<sup>rs</sup>, to be Judges of the Superior Courts in this Colony for the year ensuing.

This Assembly do appoint Roger Wolcott, jun., Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of New London for the year ensuing.

[143] This Assembly do appoint Andrew Burr, Esq<sup>r</sup>, to be Judge of the County Courts in the county of Fairfield for the year ensuing.

This Assembly do appoint Jonathan Trumble, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Windham for the year ensuing.

This Assembly do appoint William Preston, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Litchfield for the year ensuing.

This Assembly do appoint Joseph Buckingham, Esq<sup>r</sup>, to be Judge of the Court of Probate in the district of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Esqr, to be Judge of the Court of Probate in the district of New Haven the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esqr, to be Judge of the Court of Probate in and for the district of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the Court of Probate in the district of Fairfield for the year ensuing.

This Assembly do appoint Jonathan Trumble, Esqr, to be Judge of the Court of Probate in the district of Windham for the year ensuing.

This Assembly do appoint Timothy Stone, Esqr, to be Judge of the Court of Probate in the district of Guilford for the year ensuing.

This Assembly do appoint Joseph Minor, Esqr, to be Judge of the Court of Probate in and for the district of Woodbury for the year ensuing.

This Assembly do appoint Jonathan Hoit, Esqr, to be Judge of the Court of Probate in and for the district of Stanford for the year ensuing.

This Assembly do appoint John Bulkley, Esqr, to be Judge of the Court of Probate in and for the district of East Had-dam the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esqr, to be Judge of the Court of Probate in and for the district of Litchfield the year ensuing.

This Assembly do appoint Thomas Benedict, Esqr, to be Judge of the Court of Probate in and for the district of Dan-bury the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esqr, to be Judge of the Court of Probate in and for the district of Norwich the year ensuing.

This Assembly do appoint John Creary, Esqr, to be Judge of the Court of Probate in and for the district of Plainfield the year ensuing.

This Assembly do appoint Jabez Hamlin, Esqr, to be Judge of the Court of Probate in and for the district of Middletown the year ensuing.

This Assembly do appoint Timothy Sabin, Esqr, to be Judge of the Court of Probate in and for the district of Pomfret the year ensuing.

This Assembly do appoint Edmund Lewis, Jonathan Hoit, David Rowland, and Samuel Fitch, Esqrs, to be Justices of the Peace and Quorum in and for the county of Fairfield the year ensuing.

This Assembly do appoint John Thomson, Robert Walker, Theophilus Nickols, Samuel Adams, William Peet, William Burr, Thaddeus Burr, Moses Dimon, Samuel Sherwood, John Read, James Lockwood, Joseph Platt, Jonathan Maltby, Abraham Davenport, Nathaniel Peck, Ebenezer Mead, Samuel Olmsted, Samuel Smith 3d, Thomas Benedict, Samuel Gregory, Ephraim Hubbel, Thomas Towsey, Caleb Baldwin, and John Mead, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Fairfield the year ensuing.

[144] This Assembly do appoint Ebenezer West, Jonathan Huntington, Shubael Conant, and John Dyar, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Windham the year ensuing.

This Assembly do appoint Jonathan Trumble, John Creary, Joseph Leavinze, Thomas Storrs, Joseph Cadey, Ebenezer Wales, Nathaniel Huntington, Ebenezer Holbrook, Joseph Fowler, Joseph Clerk, Nathaniel Wales, Samuel Danielson, Joseph Holland, Phinehas Strong, John Smith, jun., Joseph Strong, jun., Thomas Chandler, Jabez Fitch, Eliphalet Dyar, William Metcalf, Joshua West, Henry Bowen, Samuel Chandler, Jeremiah Kinnee, James Bicknal, Silas Long, Hezekiah Sabin, Stephen Fuller, William Chandler, Jacob Dresser, Joseph Storrs, Ezekiel Pierce, Timothy Sabin, Joseph Craft, and Benjamin Wheeler, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Samuel Canfield, Ebenezer Marsh, and Joseph Bird, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Litchfield the year ensuing.

This Assembly do appoint William Preston, Joseph Minor, Noah Hinman, Hezekiah Hooker, Increase Moseley, Daniel Castle, Thomas Harrison, Nathaniel Bostwick, Paul Welch, Timothy Hatch, Samuel Hutchinson, David Whitney, George Holloway, John Beach, Gideon Thomson, Ebenezer Lyman, Cyprian Webster, Isaac Kellogg, Timothy Collins, John Ransom, James Landon, and Daniel Sherman, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Litchfield the year ensuing.

This Assembly do appoint John Griswold, Christopher Avery, Richard Lord, Isaac Huntington, and Jeremiah Miller, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of New London the year ensuing.

This Assembly do appoint Benjamin Gale, Jonathan Lane, Elnathan Stephens, Jedidiah Chapman, Nath<sup>l</sup> Clark, John Tulley, Ambrose Whittelsey, Daniel Ely, Elisha Sheldon,

Benjamin Lee, Samuel Ely, Joshua Hempstead, Daniel Coit, Joshua Raymond, Jabez Hide, Ebenezer Backus, Daniel Huntington, Samuel Lothrop, Jabez Huntington, William Whiting, Elisha Fitch, Samuel Morgan, Samuel Coit, William Wittar, Luke Perkins, Nathan Smith, William Williams, Joseph Denison, Simeon Minor, Samuel Prentiss, Nathan Cheesbrough, Nehemiah Palmer, and Pygan Adams, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New London the year ensuing.

This Assembly do appoint Jabez Hamlin, Joseph Buckingham, Joseph Pitkin, and William Wolcott, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Wolcott jun., Nathaniel Stanly, George Wyllys, Joseph Talcott, Daniel Edwards, Thomas Horsmer, Henry Allyn, Daniel Bissell, Timothy Nash, Elisha Williams, Elizur Goodrich, Thomas Hart, John Hooker, Joseph Hooker, Solomon Whitman, Thomas Hart 2d, Joseph White, Thomas Johnson, Seth Wetmore, Benjamin Stillman, Joseph Southmayd, John Humphry, Joseph Wilcoxson 2d, Jonathan Hale, Hezekiah Brainard, Thomas Adams, Joseph Spencer, (of East Haddam,) Nathaniel Foot, Epaphras Lord, Charles Bulkley, Joseph Phelps, John Phelps, Thomas Pitkin, Zebulon West, Samuel Kent 2d, Ephraim Terry, Samuel Dwight, John Mirick, and Daniel Alden, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint John Russel, John Fowler, John Hubbard, and Elihu Chauncey, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of New Haven the year ensuing.

This Assembly do appoint James Wadsworth, James Wadsworth 2d, Isaac Dickerman, John Prout, John Hitchcock, Deodate Davenport, Isaiah Tuttle, Robert Treat, Nathan Baldwin, Thomas Hotchkiss, Timothy Stone, Theophilus Rosseter, Nathaniel Ruggels, Samuel Robinson, Jonathan Russell, Nathaniel Harrison, Theophilus Yale, Samuel Hall, Elihu Hall, John Hall jun., Ezekiel Royce, John Southmayd, Thomas Clark, Thomas Matthews, Daniel Southmayd, John Riggs, Samuel Bassett, Samuel Riggs, Timothy Russell, and Josiah Rogers jun., Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New Haven the year ensuing.

[145] This Assembly do appoint William Pitkin, Thomas Wells, Esq<sup>rs</sup>, Maj. Jabez Hamlin, Capt. Daniel Southmayd, Capt. Pygan Adams, Mr. Comfort Starr, Capt. Samuel Chau-

dlar, and Capt. Increase Mosely, Auditors to audit the public accompts with the Treasurer of this Colony, and make return thereof to this Assembly in their present sessions.

*Resolved by this Assembly,* That the auditors now appointed to audit the Colony's accompts with the Treasurer are to see that they are well avouched and right cast, and they are also hereby directed and instructed to receive of said Treasurer all such bills of credit as by said Treasurer shall be delivered to them, brought into said Colony treasury either by rates, impost, or exchange or otherwise; and hereby further instructed to proceed after this manner, *viz:* that two, at least, of said auditors shall take one bundle or parcel of said bills as by the Treasurer shall be delivered, and the same shall by them be distinctly counted and the sum by them noted, and the whole quantity of such bills dispose of according to the true meaning and intent of the act of this Assembly made in A. D. 1749, and other subsequent acts of this Assembly, respecting the disposing and ordering such bills of credit.

This Assembly grants a rate or tax of three farthings in lawful silver money on the pound, to be levied upon the list of the polls and rateable estate in this Colony brought into this Assembly in October, 1752, with the additions, &c., to be collected and paid into the public treasury of this Colony by the last day of August next, according to law. And whereas some of the inhabitants of this Colony may be possessed of the bills of credit of this Colony which may be exchanged into lawful silver money in the treasury, whereupon liberty is hereby granted to any person or persons to pay his or their rate or tax in bills of credit of this Colony, either of the new tenor at fourteen shillings and seven pence, or in the old tenor at fifty-one shillings for six shillings lawful money.

*Resolved by this Assembly,* That the Treasurer of this Colony be and he is hereby directed to issue or pay out no more of the bills of credit of this Colony on any occasion. And he is hereby directed to pay out of the public treasury, for the discharge of such orders as shall be given him according to law, the sum of fifteen hundred pounds in lawful silver money brought into the treasury for the interest on the last emission of loan, and no more.

*Resolved by this Assembly,* That instead of the forty shillings upon every thousand pounds in the list of the respective towns in this Colony by law ordered to be paid for the support of schools, the Treasurer shall deliver and pay, according to law, the sum of ten shillings lawful money upon every thousand pounds in the lists aforesaid, out of the tax or rate of three

farthings lawful money now granted, and no more. And the Treasurer is hereby required to conform himself hereto so far as respects said tax accordingly, anything in the law aforesaid contained notwithstanding.

Whereas the sheriffs of the several counties in this Colony were by this Assembly, in their sessions in October last, directed and ordered to receive the Colony law books of Mr. printer Green, when they should be finished, and make distribution of them to the respective towns in each county, &c., and lay an account of their doings before this Assembly; and whereas the said sheriffs have not as yet attended said service: It is now resolved, that the said sheriffs do attend the service referred to them in said act as soon as the said law books shall be finished, and lay an account of their doings before this Assembly at their sessions in October next; and that the Secretary transmit a copy of this resolve to each of the sheriffs aforesaid.

[146] This Assembly being informed by the Representatives of the town of Plainfield, that the listers of the said town sent to the General Assembly at New Haven, in October, A. D. 1751, the sum total of the list of said town for that year, which was thirteen thousand pounds, yet by some means was not entered on the public records: Whereupon it is resolved by this Assembly, that the Secretary be directed, and he is hereby directed and ordered, to enter on the records the sum total of the list for the town of Plainfield for the year 1751, the sum of £13000, and send to the Treasurer a copy of the same, who is hereby ordered to send his warrant for collecting the rate thereon with the additions accordingly.

Upon the petition of Isaac Seymour of Hartford, representing to this Assembly that, on certain considerations in said petition mentioned, he become bound to Bevel Seymour of Weathersfield in the sum of £990, conditioned for payment of £706. 4. 0. to one Moses Burr on his, said Bevel's, behalf, &c.; that he had long since paid about half said sum, which payment notwithstanding, he, said Bevel, by action brought on said obligation, obtained judgment against him on his accidental default before the county court at said Hartford in November last, for said whole sum of £706. 4. 0. and for cost; thereupon praying relief, as per said petition on file: Resolved by this Assembly, that Col. Timothy Stone, of Guilford, and Ambrose Whittlesey and Jedidiah Chapman, both of Saybrook, Esqrs, be and they are hereby appointed a committee, as by the petitioner prayed for, to hear the parties as prayed for; and of what they find just and right thereon to make report



to this Assembly in its present session for acceptance and confirmation.

This Assembly being now certified that the sum total of the list of the town of Killingworth for the year 1751 is £14329 15s. 8d. which was prepared by the listers to be sent to the Assembly at New Haven in October in said year, but by some means fail'd of reaching said Assembly and being enter'd on the records: Whereupon it is resolved by this Assembly, that the Secretary enter in the record the abovesaid sum as the sum total of the list of the town of Killingworth for the year 1751, and the Treasurer is hereby ordered to send forth his warrant to collect the rate accordingly.

Whereas the town of Suffield sent in to the General Assembly in October last the sum total of their list of said town for the year 1752, the sum of £16320 17s., which for want of being well avouched was not accepted but the said town doom'd by the said Assembly the sum of £18000, and now the listers of said town having sent in to this Assembly the aforesaid sum with the sum of £886 16s., amounting to the sum of £17207 13s. in the whole: Whereupon this Assembly accept the return of the sum total of said list with the additions as abovesaid; and the Secretary is hereby ordered to enter the same on the records; and the Treasurer is hereby ordered to send forth his warrant to collect the rate accordingly; the act of this Assembly in October last dooming the town of Suffield is hereby repealed and made void.

[147] An Act in Addition to the Law of this Colony intituled An Act for restraining, correcting, suppressing and punishing Rogues, Vagabonds, Common Beggars and other lewd, idle, dissolute, prophane and disorderly Persons, and for setting them to work: and for the more effectual Preventing and Punishment of Theft.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the several county courts in each of the counties in this Colony shall, and they are hereby directed and required forthwith to erect, build or otherways provide, a fit and convenient house or houses of correction for the purposes in said act mentioned, in their respective counties aforesaid, and transmit to this Assembly from time to time an account of their proceedings therein, until such house or houses shall be finished; unless in any county there be such an house or houses already provided, in which case the county court of that county are required forthwith to put the same in good repair and order, and transmit the accounts thereof to this Assembly as aforesaid.

And, the better to enable the said county courts to do the same,

*Be it further enacted by the authority aforesaid,* That the said county courts be, and they respectively are hereby fully authorized and impowered, to assess and tax the inhabitants of the county to which the court belongs, in such sum or sums as the court shall judge needful for the purpose aforesaid; and for the collecting such tax or assessment, to appoint collector or collectors, and them to authorize and impower by warrant or warrants of distress signed by the clerk of said court; which collectors shall have the same authority and be under the same regulations and penalties as other collectors by the laws of this government have and are subject unto.

And the said county courts in their respective counties shall not only appoint a master of such house or houses according to said law, but shall also appoint two overseers of such house or houses, to take care and provide materials for all persons committed thereinto to work with and upon, for which they shall be paid out of the county treasury, and the same shall be drawn in and repaid to such treasury according to the direction and provisions made in the law aforesaid; which overseers shall render their account to the county court from time to time, and shall receive for their service such reward as that court shall judge to be just and reasonable and allow them to have.

*Always provided,* That the county courts of any two counties may, and they are hereby impowered to agree together to build one house of correction if the same may be convenient for both counties, and to proceed therein in such form, manner and proportion as they shall agree; and each county court to tax their respective counties as aforesaid. And the authority of that county wherein such house happens not to be shall have as full power and authority to send and commit any person or persons to such house as the said authority would by law have, were the said house within the county to which they belong.

*Be it further enacted by the authority aforesaid,* That in addition to the punishment for theft already by law provided, if the conviction for theft be before an assistant or justice of the peace, the person convicted shall be sentenced and accordingly committed by such authority to the work-house or house of correction, there to be kept to hard labour, on the first conviction not less than one month and not exceeding three months; on the second conviction not less than three months, and not more than six; and on the third conviction not less than one year, and not more than three years. And in case the conviction for theft shall be before the county court, the person convicted shall by said court be sentenced and commit-

ted to the house of correction to labour as aforesaid, for the first offence at least six months, and so for a longer time as the court before whom the conviction shall be shall judge proper and determine, having respect to the circumstances and aggravations of the offence and the number of convictions had.

*Be it further enacted by the authority aforesaid,* That the charge of prosecuting persons for theft, upon their conviction before the county court, shall be answered and paid out of the [148] county || treasury of that county wherein the prosecution and conviction shall be; and that for refunding the same, one half of the treble damages recovered of the person convicted shall be and belong to the said county treasury, and be paid therein accordingly. And in case the earnings of such convicted person's labour in the work-house, clear of all lawful deductions, be not sufficient to pay the charge of his prosecution and the said treble damages, and he hath no estate to satisfy the same, he shall be disposed of in service to answer the same or the remainder thereof, according as the law hath before provided and directed in such cases.

*Be it further enacted by the authority aforesaid,* That every person or persons receiving and concealing stolen goods, knowing them to be such, shall and may be proceeded against as principals, altho' the person or persons who committed the theft be not thereof convicted; any law, usage or custom to the contrary notwithstanding.

*And be it further enacted by the authority aforesaid,* That if any person or persons committed to the house of correction shall unlawfully abscond, or shall make his escape therefrom, or depart without the licence of the master of said house, they shall on being returned to said house again be corrected by whipping on the naked body not exceeding thirty stripes for one offence, and so *toties quoties*; which corrections the master shall from time to time be carefull to see duly performed.

[An Act relating to Goats.]

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the fees for impounding goats shall be for each goat two pence.

*And it is further enacted,* That all goats in any town in this Colony being found out of the inclosure of the owner or owners of such goats may be lawfully impounded, and the owner or owners of such goats so impounded shall pay poundage and damages; and the damages done by such goats, whether within inclosures or not, shall be determined in the

same manner as damages done by other creatures are when impounded from inclosures lawfully fenced; unless any town shall agree and order otherwise in their own precincts.

*Resolved by this Assembly,* That William Pitkin, John Chester and George Wyllys, Esq<sup>rs</sup>, be ordered, and they are hereby ordered and directed, to deliver into the hands of the Treasurer of this Colony all those bonds which they have taken payable to the Governor and Company of this Colony at or before May next for the ten thousand pounds sterling by them sold to divers persons pursuant to the act of this Assembly for that purpose, and also to deliver to the said Treasurer all those bonds they have taken for the interest of the said ten thousand pounds, and take the Treasurer's receipt or receipts for said bonds, and lodge the same in the hands of the Secretary of this Colony.

*It is further resolved,* That the several obligors in the aforesaid bonds shall have liberty to pay their respective bonds as soon as they think fit, and the Treasurer is hereby directed, on receipt of the money secured by such bonds, to cancel such bonds by defacing or taking off the names and seals of the obligors and indorse the sum received on the back of the bonds with the dates of such receipts, and file up such bonds so defaced and indorsed, in order to account therefor accordingly.

*An Act to constitute the several Ecclesiastical Societies in the Towns of Suffield, Woodstock, Enfield and Somers.*

Whereas the said town of Suffield have by their agreement and practice divided themselves into two ecclesiastical societies by lines of division by them agreed on, and called by the names of the First and Second societies of Suffield; and the [149] said town of Woodstock || is in the same manner divided into two ecclesiastical societies by the names of the First and Second societies of Woodstock, and there being but one ecclesiastical society in Enfield, and one in Somers; which societies have for many years past practiced accordingly in granting or agreeing on rates or taxes for defraying the necessary charges arising within the same, wherein for want of being expressly constituted by this Assembly many difficulties may arise: To prevent the same,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the said societies are and be hereby constituted and confirmed according to the lines of division by them agreed on and practiced as aforesaid, with all the powers and privileges that other ecclesiastical societies have by law within this government, and shall be called and known by the names afore-

said. And all rates or taxes, or sums of money agreed upon to be collected for the use of either of said societies, and all doings therein in collecting the same by distress or otherwise, being equitably and justly done, shall be esteem'd and counted good and valid in law. And every person to whom any such rate or tax have been committed to collect, any part whereof being in arrear and unpaid, the said collectors may and are hereby fully authorized and impowered to finish his collection thereof by the same rules and methods by law prescribed for collectors of societies rates in other ecclesiastical societies within this government, any usage or custom therein to the contrary notwithstanding.

An Act for appointing the Brand for Horses in the Towns of Suffield, Enfield and Somers.

*It is ordered and enacted by this Court,* That the brand for horses for the town of Suffield shall be the following letters, in this form √. And for the town of Enfield, the letter ⊔. And for the town of Somers the figure following, ✕.

Upon the petition of Gardon Saltonstall, of New London in the county of New London, against William Frink of said New London, complaining of a judgment of the superior court held in New London in and for the county of New London in September term, A. D. 1750, in an action of deforeing brought by the said Saltonstall against the said Frink by writ dated the 30th day of January 17 $\frac{3}{4}$ , and praying for a reversal of said judgment, and that a new trial in said case might be awarded, as by his petition on file appears: Resolved by this Assembly, that the said judgment of the superior court be reversed, and the same is hereby reversed, set aside and made null and void, with all the doings thereon; and liberty is by this Assembly granted to the petitioner of another trial in said case at the superior court to be held at New London in and for said county on the fourth Tuesday of September next; and that all the cost from the beginning follow the judgment of said court.

Upon the petition of John McKnight, of Hartford in the county of Hartford, against Daniel Prat of said Hartford, representing that before the county court held at Hartford in and for the county of Hartford on the first Tuesday of November, 1751, the petitioner at the instance of one Thomas Wire, then of said Hartford, became bound to the treasurer of said county in a large sum that the said Thomas Wire should prosecute an appeal before the then next superior court to be held in the county aforesaid, in an action wherein one Amos Gridley was plaintiff and the said Thomas Wire was defendant; that the said Wire, in order to secure the petitioner for

being bound as aforesaid, assigned over to him a note payable from the said Daniel Prat to said Wire, with a power of attorney to recover and receive the contents to his own use; [150] || that the said Wire fail'd to prosecute said appeal, and that said superior court had thereupon affirm'd judgment and awarded execution in favour of said Amos Gridley for a large sum; that said Wire had long before and ever since said judgment been absconded and fled to parts beyond seas, leaving no estate that could be found to answer said execution, and that the petitioner had been obliged to pay the same to said Gridley; that the petitioner had since prosecuted an action on said note (given for his security as aforesaid) against said Daniel Prat; that it appeared on the trial of said action that the aforesaid note was defeated by the said Thomas Wire, and that great cost about the said action was occasioned to the petitioner thereby; that on the whole there is justly due to the petitioner from the said Thomas Wire, by occasion of his being bound for said Wire as aforesaid, the exact sum of £159 13s. 4d. old tenor; that the said Daniel Prat is still justly indebted to the said Thomas Wire by one other note dated on or about the 6th day of January A. D. 175½, for the sum of two hundred pounds money old tenor, which is become payable since the said Wire is absconded and fled as aforesaid, and on which there is now due £145 old tenor, and which note is supposed to be with the said Wire, &c.; praying that the said Daniel Prat be ordered to pay to the petitioner out of the monies so due to the said Wire the aforesaid sum of £145, 0, 0, old tenor, &c., as per petition on file, &c.; and the said Daniel Prat appearing before this Court acknowledged the said sum of £145 old tenor to be justly due from him to the said Wyar, as aforesaid: Resolved by this Assembly, and it is hereby ordered and decreed, that the aforesaid Daniel Pratt shall within one month next after the rising of this Assembly pay or secure to be paid unto the petitioner the aforesaid sum of £145, 0, 0, old tenor bills, and that upon such payment or security given as aforesaid, the petitioner shall execute a receipt in writing under his hand to the said Daniel Pratt, therein signifying his receiving said sum of the said Pratt, which together with a copy of this resolve shall and may be pleaded or given in evidence in discharge of so much of the said note of £200 given by the said Pratt to the said Wire; and on failure of the said Pratt to comply with this order, the petitioner shall have liberty to bring his writ of *scire facias* to this Assembly at their sessions in October next against the said Pratt, to shew reason why execution should

not be awarded against him in favour of the petitioner for the aforesaid sum of £145 0s. 0d. and the additional costs.

Upon the memorial of Theodore Gilbert of New Hartford, eldest son of Joseph Gilbert late of Hartford, deceased, and administrator on the estate of said deceased, shewing that the dwelling-house and homestead of the said deceased not being divisible but to its damage, was on application to that purpose made set out to him entire, at an apprizement of nineteen hundred pounds, he at the same time giving bond according to law; that the residue of said real estate on apprizement is found to amount to the sum of £2450; that the debts due from said estate surmount the personal or chattels to the sum of £705 10s. 5d., and that his own just proportion of the neat estate of said deceased amounts to £1214 16s. 6½d. old tenor; and thereupon praying that the over plus in his hands, being £685 3s. 5¾d. be ordered to be by him paid in discharge of so much of said sum of £705 10s. 5d., and that he might be empowered to sell so much of the residue of said real estate as may answer the remainder of said ballance of debts, being £20 7s. 0d., and that the remainder of such real estate be set out unto and as the full share of the other four children, and also, that the doings of said court of probate setting out said house and homestead to the memorialist entire be confirmed, &c.: Resolved by this Assembly, that the memorialist pay, and he is hereby ordered to pay the said overplus of £685 3s. 5¾d. in discharge of so much of said sum of £705 10s. 5d., and that he, with the advice of the judge of the pro-[151]bate for the district of Hartford, || make sale of so much of said remaining real estate as may suffice to pay said sum of £20 7s. 0d. with the incidental charges; and also, that what after such sale shall remain of said remaining real estate be according to law to be set out to said other four children, viz: Isaiah, Joseph, Elias and Lydia, in full of their shares and proportions in and of the estate of the said deceased. And it is also further resolved, that the said court of probate on said 8th and 9th of August, 1750, assigning and setting out to the said memorialist the said homestead entire be, and the same hereby is, ratified and confirmed, and it is hereby resolved and declared to be as valid and effectual to and for his, the memorialist's, sole and entire having and holding the same in fee as tho' the same had in any other way or manner whatsoever according to law been set out to him.

Upon the memorial of Josiah Bagly, of the city and Province of New York, administrator on the estate of Anna Bagly late of said city, deceased, shewing to this Assembly

that the debts due from said estate amounts to the sum of £15 17s. New York money, and that the said deceased left no moveable estate for answering said sum, and that an inventory of the lands of said deceased hath been exhibited into the office of the court of probate for the district of Fairfield, amounting to the sum of £322 old tenor, and praying for liberty to sell so much of said lands as will answer and pay the aforesaid sum of £15 17s. New York money, as aforesaid: Resolved by this Assembly, that liberty is hereby granted to sell so much of the lands of said deceased Anna Bagly as will be sufficient to pay the said sum of £15 17s. New York money and the necessary charges arising on said sale. And this Assembly do hereby appoint and empower Mr. John Lockwood, of said Fairfield, to make sale of the same, taking the directions of the judge of probate in the district of Fairfield therein.

Upon the petition of Simon Lothrop, of Norwich in the county of New London, shewing to this Assembly that he brought his action against Josiah Wood of said Norwich, by his writ dated the 23d day of May, A. D. 1751, demanding of the said Wood the surrendry of five acres and sixty rods of land with a mansion house thereon standing, lying in said Norwich, bounded and described as in the writ; which action came first before the county court held at New London on the second Tuesday of June, 1751, and from thence to a final tryal before the superior court held at Norwich aforesaid on the fourth Tuesday of March last; praying for the reversal of said judgment and liberty of another trial of said case before the superior court to be held at New London in and for said county on the fourth Tuesday of September next, for the reasons assigned in said petition: Resolved by this Assembly, that the said judgment be reversed and set aside, and the same is hereby reversed and set aside and made void; and the petitioner have another trial of said cause before the superior court to be held at New London on the fourth Tuesday of September next; and that the future cost only follow the final trial.

Upon the memorial of Margery Meaker of Fairfield, administratrix on the estate of Nathan Meaker late of said Fairfield, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate the sum of seventy pounds one shilling old tenour, and praying for liberty to sell so much of the real estate of said deceased as will be sufficient to pay the same: Resolved by this Assembly, that the memorialist have liberty, and she is hereby



appointed and impowered, to make sale of so much of the real estate of the said deceased Nathan Meaker as will be sufficient to pay and discharge the abovesaid sum of £70 1s. old tenour, with the necessary charges arising on said sale, taking the direction of the judge of probate in the district of Fairfield therein.

[152] On the petition of Samuel Tyler of Wallingford, *vs.* John Stanley of Wallingford, shewing that final judgment was rendered against him at the superior court held at New Haven in February last, and that he was defeated of a fair trial in said case thro' the misfortune of being deprived of the deposition of a material witness, which was mislaid; praying for a reversal of said judgment and a new trial of said case, as per his petition on file: Resolved by this Assembly, that said judgment shall be and hereby is reversed, and all the doings thereon; and said Tyler hereby hath liberty granted him of a new tryal of said case at the superior court to be held at New Haven in August next; and in case said Tyler shall obtain, then and in such case said superior court shall render judgment for him to recover of said Stanly the sums he hath paid on said execution; and that all costs shall follow the final judgment to be rendered in said case.

Upon the report of Timothy Stone, of Guilford, Ambrose Whittlesey and Jedidiah Chapman, both of Saybrook, Esq<sup>rs</sup>, who were appointed a committee to hear and consider the damages sustained by Baviel Seymour for his being surety for Isaac Seymour, and to report their opinion, &c., wherein they have reported that the said Baviel has sustained and suffered damages the sum of £150 12s. 10d. in bills of credit old tenor, exclusive of what the said Isaac hath already paid, &c.: Resolved by this Assembly, that execution on said judgment referred to in said petition shall cease and be no further levied, and that execution be awarded and issued by the Secretary in favour of the said Baviel Seymour against the said Isaac Seymour for the aforesaid sum of £150 12s. 10d. old tenor and the costs obtained before the county court in the action of said Baviel against the said Isaac, which is the sum of £2 13s. 1d. lawful money. *Ex. granted June 5th, 1753.*

Upon the memorial of the northwest society in Symsbury, by their agent Nathaniel Holcomb, shewing to this Assembly that they have been at great charge in building a meeting-house, settling a minister, &c., and that there are large quantities of unimproved lands in said society, &c., and praying this Assembly to grant a tax of one penny lawful money per

acre on all the unimproved land in said society for the space of three years next coming, &c.: This Assembly do grant a rate or tax of one penny lawful money per acre on all the unimproved lands lying in said society for the space of three years next coming, (exclusive of all the lands lying in that tier of lots called the long lots, and the land lying westward from said lots,) to be collected from time to time by the collectors appointed by said society, by warrant from any one assistant or justice of the peace, and paid in to the committee of said society, to be by them improved towards the paying of the charges of building the meeting-house and of settling and supporting the minister in said society.

Upon the petition of Joseph Shipman of Saybrook, shewing that at the superior court held at New London on the 4th Tuesday of September last, William Brintnall, late of Saybrook now of Guilford, and William Lamson and John Parmely, both of Saybrook, by a writ dated the 28th of May, 1751, obtained a judgment final against said Joseph Shipman, for surrendry of about fifty acres of land lying and being in said Saybrook; and complaining of said final judgment as being erroneous, arising on the jury mistaking the law in [153] considering the || operation of the evidence given in to them in said trial; and praying that said judgment of said superior court might be made null and void, and liberty for a new trial of said cause, &c., as per petition on file, dated April 30th, 1753: Resolved by this Assembly, that the said judgment of said superior court be and the same is hereby made null and void, and all the proceedings thereon; and that the petitioner have the liberty of entering said action anew at the superior court to be holden at New London on the 4th Tuesday of September next, as tho' the same came by way of review; and that upon the petitioner's final recovery in said action to be reseized of said fifty acres of land by the judgment of said superior court in due form of law; and that the future cost follow the final judgment.

Upon the petition of Mary Larkum, of Enfield in the county of Hartford, representing that on the 9th day of June, 1747, she was lawfully joyn'd in marriage to Job Larkum of the same Enfield, and with him in the faithful discharge of all the duties of her marriage covenant lived until about the sixth day of March last, since which time, for nothing less than the preservation of her own life, she has been necessitated to withdraw and absent herself from him; that such and so barbarous and inhuman has been his carriage towards her during great part of the time of their cohabitation as not

only then to render her life extremely miserable but to fill her mind with distressing fear and terror of the further and more insupportable exercises of his cruelty, even to the taking away her life, &c.; and thereupon praying to be divorced from him the said Job, &c., as per petition on file. The said Mary and Job Larkum appear'd before this Assembly, and the said Job being required to make answer to said matters complained of, and to shew reason if any he had wherefore the prayer of the said Mary, in said petition contain'd, should not be granted, &c., he thereupon, as to said facts alledged against him, answered and confest himself thereof guilty. This Assembly having heard the said parties and duly deliberated and weigh'd the matters in said petition contain'd, with the said confession of the said Job Larkum, together with such additional evidence, allegations and pleas as by their respective counsel were exhibited and produced, are of the opinion that the matters in said petition complain'd of are sufficiently made manifest, and that the said Mary ought to be, and she, the said Mary Larkum hereby is, divorced from him, the said Job Larkum, and freed and discharged from all the obligations she is under to him by force of the marriage covenant aforesaid.

Upon the petition of Caleb Hotchkis, Caleb Mix, Israel Munson, James Peck jun., and Nath<sup>l</sup> Kimberly, of New Haven, selectmen of said town, representing that one Nathan Smith, having a wife and family, is taken under care of said selectmen as an idle person likely to be reduced by idleness and bad husbandry, according to the statute of this Colony in such case made and provided; and that said Nathan, to prevent the said petitioners from having the care of his estate for the use of his family, did attempt to pass over his real estate, consisting of two certain pieces of land lying in the parish of West Haven, unto Hannah Trowbridge of said town, single woman, by his certain deed dated the 13th day of May, A. D. 1752, for a pretended consideration of sixteen hundred pounds; alledging that said pretended sale and deed were fraudulent and not *bona fide* and on good and lawful consideration made and done; praying that the same deed might be vacated and declared to be null and void, that so the lands so pretended to be conveyed by the same might be in the hands of said petitioners, to be by them used and improved for the use and benefit of said Smith's said family: which Hannah, being cited to appear before this Assembly at this time, to shew reason why the prayer of said petitioners should not be granted, did not appear: Resolved by this Assembly, that a warrant go forth from this Assembly, signed

by the Secretary of this Colony, against the said Hannah, to apprehend the body of the said Hannah and her cause to come before this Assembly at their sessions in New Haven in October next, to shew reason, if any she have, why the said deed should not be declared to be null according to the prayer of said petition, or she be ordered by this Assembly [154] to execute a deed of release || back again to the said Nathan Smith of the lands mentioned to be conveyed to her in said deed as aforesaid; and that the further consideration of this petition be referred to this sessions of this Assembly in October next.

Upon the memorial of Samuel Arnold and Dorothy his wife, of New Fairfield, administrators on the estate of Samuel Cumstock late of New Fairfield, deceased, shewing that the personal estate of said deceased is not sufficient to pay the debts due from said deceased, and there is the sum of £915 14s. 2d. old tenor debts for payment whereof they have nothing in their hands; praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to pay said debts, &c.: Resolved by this Assembly, that said Samuel and Dorothy have liberty, and they are hereby enabled and fully impowered, to make sale of so much of the real estate of said deceased as shall enable them to pay the debts due from the estate of said deceased, being said sum of £915 14s. 2d. old tenor, with contingent charges, taking the direction of the judge of the court of probate in the district of Danbury therein.

Upon the memorial of Abraham Case of Symsbury, administrator on the estate of Joseph Clark late of Symsbury, deceased, shewing to this Assembly that the debts due from said estate do surmount the personal estate of said deceased the sum of £475 5s. 7d. old tenor bills, and praying for liberty to sell so much of the real estate of said deceased as will procure said sum with the incident charges arising thereon: Resolved by this Assembly, that the said Abraham Case be and he is hereby appointed and impowered to sell so much of the real estate of the said Joseph Clark, deceased, as will procure the said sum of four hundred seventy-five pounds five shillings and seven pence old tenor bills with the incident charges arising thereon, taking the direction of the court of probate in the district of Hartford therein.

Upon the memorial of Samuel Buck of Weathersfield, shewing to this Assembly that the ferry called Keeneys Ferry, in Weathersfield aforesaid, by reason of many difficulties attending the getting to and passing over the same,

is become very inconvenient for the publick, and the present keeper thereof being willing the same should not continue to be a publick ferry any longer; and also shewing that there is a very convenient place about a mile above said Keeny's ferry for a publick ferry over Connecticut River that will very well accommodate the publick: It is thereupon resolved and enacted by this Assembly, that a ferry may be set up and kept over said river about a mile above the said Keenys and near the house of the said Samuel Buck, and that the same be under the same regulations that the other ferries over said river by law are; and that the said Samuel Buck be and is hereby appointed keeper of said ferry, and to take the fare thereof, under the regulations of the law, until this Assembly order otherwise; and that the fare of said ferry be, for man, horse and load, two pence; for a led horse, three farthings; and for a single person, one penny farthing; ox or other neat kine, three pence; sheep, hog, or goat, one farthing; and that the said ferry call'd Keenys Ferry be disallowed and henceforth shall cease to be a publick ferry.

Upon the memorial of Joshua Lasel, of Kent, &c.: Resolved by this Assembly, that the memorialist have liberty to purchase the fourth lot in the country lands, so called, annexed and now lying in the town of Kent. And this Assembly do hereby appoint Messrs. John Williams and Samuel Camfield to be a committee with power to agree with the said Lasel on a just price to be paid for said lot in proclamation money in one year after sale, and make report of their agreement with said Lasel in order to be compleated in October next. The said committee to attend said affair at the charge of the memorialist.

[155] Upon the memorial of Nathl Holcomb, David Phelps, John Viets, &c., selectmen of the town of Symsbury, shewing to this Assembly that Thomas Crow of said Symsbury, a poor person, hath been for several years past, and now is, the charge of the said town of Symsbury, and that there hath been considerable sums of money already expended for the support of said Thomas Crow, &c., and that the said Thomas Crow hath no estate except about one acre and half of land lying in the west part of the town of Windsor, and uncapable of disposing the same; and praying for liberty to sell said land, &c.: Resolved by this Assembly, that David Phelps of said Symsbury be and he is hereby appointed and impowered to sell the said land, and that the money produced by said sale be improved to pay the charges that have arisen in supporting said Thomas Crow.

Upon the petition of Jed<sup>h</sup> Stowe of Middletown, shewing that Aaron Day of New Haven and others, owners of the brig<sup>t</sup> Dragon, brought their action against him to the county court held at New Haven by adjournment in Jan. 175<sup>p</sup>, therein charging him with breach of his orders in a voyage by him performed in said brig<sup>t</sup> as master thereof, which action came to its final trial at the superior court held at New Haven in Feb. last, where verdict and judgment thereon was had and rendered against him, the said Stowe, for six thousand seven hundred fifty-four pounds 18s. 1<sup>d</sup>. old tenor, damages; complaining of great mistakes in the jury's consideration and determination of the matter, &c.; praying to have liberty of a new tryal, or that commissioners might be appointed to look into said matter, as by said petition on file may appear: Resolved by this Assembly, that there be a committee, and Hez. Huntington of Norwich, Thomas Wells of Glassenbury, Esq<sup>rs</sup>, and Capt. Jno. Keith of Hartford, are hereby appointed and fully authorized and impowered to be a committee to examine into and inquire of the matters relating to said voyage, as in said petition mentioned and refer'd to, and contained in said action, and report to this Assembly what they shall find and judge right and equitable therein, at their sessions in October next.

Upon the memorial of Daniel Lothrop, Samuel Tracy and Benjamin Wheat, committee for the first society in the town of Norwich, shewing to this Assembly that said society have refused to choose a sufficient number of collectors in said society for collecting the minister's rate for the year 1753, as per their memorial on file appears: Resolved by this Assembly, that Joseph Tracy jun<sup>r</sup> be and hereby is appointed a collector for the west part of said society according to the usual custom in said society, with full power and authority to collect the minister's rate in said society as tho' he had been chosen by said society, and to pay the monies by him received according to the direction of the law in that case made and provided, and shall be subject to the same rules of law as all other collectors by law are, and for his trouble in collecting such part of said rate committed to him shall have for his reward the sum of one shilling in bills of credit old tenor on the pound.

Granted unto Capt. Titus Hurlburt of New London out of the publick treasury the sum of twenty-six pounds old tenor, for his service in taking care of the fort or battery at New London and the warlike stores &c., for one year last past, and providing one barrel of tar to tar the guns and carriages.

Upon the petition of Isaac Dana of Pomfret, shewing to this Assembly that as deputy sheriff of Windham county he had on the 2d of January last an execution in his hands to levy as the law directs, granted out on a judgment of the county court holden at Windham on the 2d Tuesday of December 1752, in favour of Solomon Adams of Canterbury against Jabez Brown of Canterbury, signed by Samuel Gray, clerk of said court, and for the sum of £154 old tenor debt and £2 0s. 7d. lawful money cost; shewing also that in the night next after the 2d day of January aforesaid the same execution was taken and stolen from him by some person un-[156] known; that he hath wholly lost || the same, and that no part of said execution hath at any time hitherto been paid; praying that this Assembly would order and enact that the said clerk of said county court issue forth an *alias* execution on the judgment aforesaid, to be levied as the law directs: Whereupon it is resolved, ordered and enacted by this Assembly, that the clerk of said county court do grant and issue forth an *alias* execution on the judgment of the county court aforesaid, to be levied as the law directs, as prayed for.

Upon the memorial of Samuel Spafford of Sharon, administrator on the estate of Thomas Spafford late of said Sharon, deceased, representing that the debts due from the estate of said deceased surmount the moveable part thereof the sum of £703 8s. 3d. old tenor, praying for liberty to sell real estate, &c.: Resolved by this Assembly, that the aforesaid administrator have liberty, and liberty and authority is hereby granted unto him, to sell so much of the real estate of said deceased as shall be sufficient to procure the aforesaid sum of £703 8s. 3d. old tenor with the incident charges arising on said sale, taking the advice of the court of probate for the district of Litchfield therein.

Upon the petition of Isaac Dana of Promfret in Windham county, shewing that he, as deputy sheriff of said county, on the 2d day of January last had in his hands an execution to levy as the law directs on a judgment of the county court holden at Windham on the 2d Tuesday of December, 1752, given in favour of Jeremiah Bacon, of Barnstable in the Province of the Massachusetts Bay, against Solomon Adams of Canterbury, for the sum of £143 6s. 2d. old tenor and for cost £1 6s. 8d. lawful money; shewing also that in the night following the same execution was taken or stolen from him without his fault or negligence, and that he hath thereby wholly lost the same, and that the said fact was done by some person to him unknown; shewing also that no part of said

sums of said execution has been paid; praying that this Assembly would order and enact that the clerk of said court do grant and issue forth an *alias* execution on said judgment, to be levied as the law directs: Whereupon it is resolved, ordered and enacted by this Assembly, that the clerk of said county court do grant and issue forth on said judgment of said county court an *alias* execution, to be levied as the law directs, as prayed for.

Upon the memorial of Isaac Dana, sheriff's deputy for the county of Windham, shewing to this Assembly that he hath been at the cost of £21 19s. 6d. old tenor in arresting and committing one John Gorge to prison, for his uttering false and counterfeit bills; praying this Assembly to grant him said sum out of the publick treasury of this Colony: Whereupon it is ordered by this Assembly, that the Treasurer of this Colony shall pay to the said Isaac Dana the said sum of £21 19s. 6d. out of the Colony treasury in bills of the Colony of Rhode Island and New Hampshire of the old tenor.

Upon the petition of Samuel Rose, of Weathersfield in the county of Hartford, administrator on the estate of Mehetabel Williams of Lyme, late deceased, representing that Daniel Williams, of said Weathersfield, brought his action per writ of *scire facias* against the petitioner to the superior court held at Hartford in March last, and that judgment in chief was rendered against the petitioner by said court on a demurrer to the reply of the said Williams, and that through a misunderstanding the petitioner was prevented of a review, &c.; praying for relief, &c.: Resolved by this Assembly, and it is hereby [157] ordered and decreed, that the petitioner shall || have liberty to enter said action at the superior court to be held at said Hartford on the first Tuesday of September next, by way of review, and have another trial therein; and that execution on the aforesaid judgment in March last shall be stayed.

On the petition of Ephraim Pease, of Enfield in the county of Hartford, brought before this Assembly in May last, from thence continued to October last, from thence to this Assembly, setting forth that the petitioner brought his action against Moses Easty of said Enfield, on a note given by said Easty to your petitioner for the sum of £70 13s. 10d. old tenor, which was and is justly due to your petitioner; that before the court at common law the petitionee produc'd a general discharge sign'd and executed by your petitioner after the date of said note, whereby at a final trial the said Easty barr'd your petitioner from recovering on the said action; and



further setting forth that the said discharge was given only with a design and intention to settle a controversy concerning a horse, which they submitted to arbitration, and in a surprise, without any intent to discharge the said note: Whereupon this Assembly having duly heard the said parties and enquired into said case, it is resolved by this Assembly, that the said Ephraim Pease recover of the said Moses Easty the sum of seventy pounds 13s. 10d. in bills of the old tenor and cost of this Assembly and their committee; and that the Secretary of this Colony grant an execution in due form of law for collecting the same. *Cost allowed petitioner £6 5s. 8d. lawful money. Ex. granted June 2d, 1753.*

Upon the petition of Wm. Scovell of Saybrook, shewing that at the superior court held at Norwich on the 4th Tuesday of March 1752, Jonathan Foot and Elizabeth his wife, both of Colchester, and Elizabeth Fenner, (then so called,) now wife to John King of said Saybrook, obtained judgment final against him, said Scovel, for surrendry of 18 acres of land in Potapaug Quarter in said Saybrook, bounded easterly on an highway, southerly on land in the possession of Thomas Starkey, northerly on the land of Ebenezer Heyden, and northerly and norwesterly on land in possession of Joseph Prat, and for five pounds damage and £69 9s. 0d. (all) old tenor, for cost, and by virtue of an execution on said judgment issued putting the petitioner out had seizin and possession of said land to him deliver'd; that he, the said Wm. Scovel, on his petition at the General Assembly at New Haven in October last preferred, procured the said final judgment to be reversed and liberty of a new trial of said action at the superior court at Norwich in March then next, now last; that at said last March superior court he, the petitioner, entered again said action for trial, when and where the said plaintiffs appear'd and voluntarily suffered themselves to be non suited therein, whereupon he, the petitioner, pray'd for and obtained judgment for his cost, but in said former petition it happening not to be prayed for, said superior court had no power to award execution to reseize him of said recovered land, he thereupon now prays he may by some lawful means be of said land reseized, &c., as per petition on file, dated April 23d, 1753: Resolved by this Assembly, that the petitioner be reseized of the said eighteen acres of land from him taken as abovesaid, and that execution be accordingly, on the suit of the petitioner, awarded by the Secretary of this Colony in due and common form of law, to cause him to have seizin and possession thereof. *Ex. granted July 23d, 1753.*

Upon the memorial of Isaac Warner of Windham, shewing to this Assembly that on or about the 12th day of November last past he had and was possessed of three £3 0 0 bills new tenor of this Colony, and about forty shillings new tenor bills more, and that his pocket-book, in which were said bills, by accident fell into the fire and said bills were all consumed and burnt up; thereupon praying this Assembly to order the Treasurer to pay out to said memorialist the value of the bills consumed as aforesaid: Whereupon it is resolved by this Assembly, that the memorialist shall receive out of the treasury of this Colony the sum of eleven pounds in bills of this Colony new tenor; and the Treasurer of this Colony is hereby ordered to pay the same to the said Isaac Warner.

[158] Upon the memorial of Stephen Smith, of Litchfield in Litchfield county, administrator on the estate of Joseph Chamberlaine late of said Litchfield, deceased, shewing to this Assembly that the debts of the said deceased surmount the personal estate of the said deceased the sum of £160 11s. old tenor, and praying to this Assembly for liberty to make sale of so much of the real estate of the said deceased as will answer and pay the said sum of £160 11s. old tenor with the incident charges arising on such sale, taking the advice of the court of probate in the district of said Litchfield: Resolved by this Assembly, that the said Stephen Smith shall be and he is hereby authorized and empowered, (first taking the advice of the court of probate in the district of said Litchfield,) to make sale of so much of the real estate of the said deceased as will pay the said sum of £160 11s. old tenor with the incident charges arising on such sale.

Upon the memorial of Stephen Tucker of Preston, administrator on the estate of John Priest of Killingly, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the inventoried personal estate the sum of £1789 1s. 4d., and thereupon praying this Assembly to appoint some meet person or persons to sell so much of the real estate of said deceased as to pay said sum, &c.: This Assembly do thereupon appoint Stephen Tucker, and he is hereby ordered and appointed, to sell so much of the real estate of said deceased as shall amount to said sum of £1789 1s. 4d. bills of credit old tenor with the incident charges of such sale, taking the direction of the court of probate for the district of Plainfield therein.

Upon the memorial of John Trobridge, Joshua Barnum, Daniel Starr, and Thomas Benedict jun., selectmen of the town of Danbury, shewing to this Assembly that since the di-

rection of this Assembly in May last for the selling some of the lands of Ebenezer Barnum, an indigent person of said Danbury, and that they have been obliged to expend over and above what was then ordered to be sold the sum of £95 10s. 0*d.* old tenor in support of the said Ebenezer Barnum and family, and that the said Ebenezer still remains under as deplorable a condition as ever, and so is like to remain as long as he lives, and that they are at daily expence upon him, said Ebenezer and his wife and one or two small children; praying this Assembly to appoint and impower the memorialists above-said, or some other person or persons, to sell so much of the lands of the said Ebenezer Barnum as will pay the aforesaid sum of £95 10s 0*d.* with the additional sum of £200 to be improved in the further support of the said Ebenezer Barnum and family: Resolved by this Assembly, that the abovesaid memorialists have liberty, and they are hereby ordered and impowered, to sell so much of the lands of the said Ebenezer Barnum as will amount to the sum of £295 10s. 0*d.* old tenor, to pay the aforesaid sum of £95 10s. 0*d.* and make provision for the further support of the said Ebenezer and his family, together with the incident charges arising thereon.

Upon the memorial of John Wooden, of New Haven in the county of New Haven, conservator of the person and estate of Samuel Cooper of said New Haven, shewing to this Assembly that the debts due from said estate and charge in supporting said Cooper and wife surmount his moveable estate, [159] excepting necessary utensils, || the sum of £234 5s. 11*d.* old tenor, requesting that this Assembly would impower him, the said John Wooden, to sell so much of the real estate of the said Samuel Cooper as shall be necessary to procure said sum and such further sum as this Assembly shall think expedient for the present and future support of the said Cooper and wife, with the incident charge arising on such sale: Resolved by this Assembly, that the said John Wooden be impowered, and he is hereby impowered, to sell so much of the real estate of the said Samuel Cooper as to procure the sum of two hundred and eighty-four pounds old tenor money, for the purposes aforesaid, with the incident charges on such sale.

Upon the memorial of the inhabitants of the first society in New Haven, representing that the meeting-house in said first society is become old and ruinous, that there is a necessity of building a new one, which society, nevertheless, being divided in their sentiments in religious matters cannot agree to apply themselves to the county court for a committee to affix a place

for building such house, inasmuch as two third parts of said society do not agree therein by reason of their aforesaid differences, which is necessary according to the law of this Colony in such case made and provided; shewing that the church in said society and many of the inhabitants have undertaken to contribute to build such house, provided liberty be granted therefor by this Assembly; praying for such liberty and for a committee to be appointed to affix the place for building the same: Resolved by this Assembly, that Col. John Russell of Brandford, Capt. John Fowler and Mr. Robert Treat of Milford, be a committee to repair to the said society, and having viewed the circumstances of the place and heard the parties concerned, to affix a place for building a meeting-house in said society. And the inhabitants of said society are hereby allowed and enabled to set up and build a meeting-house in said society in the place that shall be so affixed by said committee, with the benefactions of the church in said society and the subscriptions of particular inhabitants that are or shall be for that purpose, or otherwise as they shall think proper: provided said society, or any part thereof, be not taxed for that purpose. And said meeting-house so built to be for the use of said society.

Upon the memorial of Joseph Row, of New Haven in the county of New Haven, administrator on the estate of Stephen Row late of said New Haven, deceased, shewing to this Assembly that the debts due from said estate and charge of administration surmount the moveables the sum of £19 19s. 9d. old tenor, and praying that this Assembly would empower him to sell so much of the real estate of the said deceased as shall be sufficient to procure said sum with the incident charges arising thereon: Resolved by this Assembly, that the said Joseph Row be empowered, and he is hereby empowered, to sell so much of the real estate of the said deceased as shall be sufficient to procure said sum of nineteen pounds nineteen shillings and nine pence with the incident charges arising thereon, taking the direction of the court of probate in the district of New Haven therein.

Upon the memorial of Samuel Storrs and Elizabeth Warner, administrators on the estate of Elisha Warner late of Mansfield, deceased, shewing unto this Assembly that the debts due from the estate of the said deceased do surmount the personal estate of said deceased the sum of one hundred fifty-three pounds fifteen shillings and four pence lawful money, and praying for liberty to sell so much of the lands or real estate of the said deceased as shall be sufficient to pay the ballance

[160] due from the said estate, with incident charges, &c.:|| Resolved by this Assembly, that Samuel Storrs, one of the administrators aforesaid, together with Joseph Badcock of Windham, have liberty, and they are hereby ordered, to sell so much of the lands or real estate of the said deceased as shall be sufficient to pay the aforesaid ballance of £153 15s. 4d. lawful money due from said estate with the incident charges, taking the direction of the court of probate for the district of Windham therein.

Upon the memorial of David Hurlburt, of Woodbury in Litchfield county, administrator on the estate of Cornelius Hurlburt, late of said Woodbury, deceased, shewing to this Assembly that the debts of the said deceased (with allowance of the court of probate in the district of said Woodbury to the widow of said deceased,) and charges of administration, surmount the whole estate of the said deceased (both real and personal) the sum of £68 9s. 4d. old tenor, and praying to this Assembly for liberty to make sale of sundry small pieces of land of the said deceased, which altogether at inventory price amount to the sum of £67 old tenor, and that he or some other meet person might be authorized to make sale of said lands, and the monies obtained by such sale proportionably to pay to the several creditors of the said deceased: Resolved by this Assembly, the said David Hurlburt shall be, and he is hereby authorized and impowered, (first taking the advice of the court of probate in the district of said Woodbury,) to make sale of said lands and the monies obtained by such sale proportionably to pay to the several creditors of the said deceased.

Upon the memorial of Aaron and Martha Pond of Brandford, which said Martha was late widow and relict of Mr. Nathan Baily late of Haddam, deceased, as administrators on said Baily's estate, shewing to this Assembly that the debts due from said deceased's estate surmount the personal estate the sum of seventy-two pounds thirteen shillings and nine pence old tenor money, and praying for liberty to make sale of so much of the lands belonging to the estate of the said Baily as to pay and satisfy the sum of £72 13s. 9d. bills of credit old tenor, debt as aforesaid, with the incident charges arising thereon, and that some meet person might be appointed to make sale of said lands: Resolved by this Assembly, that Elijah Brainard, of Haddam, be appointed, and he is hereby appointed and impowered, to make sale of so much of the lands belonging to the estate of the said Nathan Baily, deceased, as to pay and satisfy the sum of seventy-two pounds thirteen shillings and nine pence bills of credit old tenor, debt,

with the incident charges arising thereon, taking the direction of the court of probate in the district of East Haddam therein.

Upon the petition of Joseph Tracy junr., of Norwich, shewing to this Assembly that he brought his action to the county court holden at Norwich in New London county on the fourth Tuesday of November, A. D. 1751, against Joshua Abel of said Norwich, demanding eight hundred and seventy pounds in bills of credit due to him by a note dated May 30th, 1751, in which action the said county court, after pleas of abatement were over-ruled, gave judgment on the default of the appearance of the said Abel, that the said Tracy should recover of him the sum of £868 12s. 0d. debt and cost taxed at £16 [161] 10s. 8d. old tenor; shewing also || that the said Abel brought a writ of error to the superior court holden at New London in September last, complaining of said judgment of said county court, alledging that the same was erroneous, for the reasons assigned, praying for a reversal thereof, as also for the damages he had sustained thereby, (which writ was dated July 8th, 1752;) and also shewing that the said superior court, on hearing the parties on said writ of error, rendered their judgment thereon that the said judgment of the said county court was manifestly erroneous, and reversed and set aside said judgment, and then continued the cause to the superior court holden at Norwich in New London county in March last, for the parties to be heard in damages; shewing also that the said March superior court, having heard the parties, rendered their judgment thereon that the said Abel should recover of him the sum of £938 13s. 4d. old tenor bills; in which petition the said Tracy complains to this Assembly and says that in the aforesaid judgments of the superior court of September last and March aforesaid there is manifest error, for the reasons in his petition assigned; praying for a reversal thereof, and that he may be restored to all that which he hath been damaged thereby, as per his petition on file, dated the 5th day of April last, appears, on which the parties were heard before this Assembly: Whereupon it is judged, resolved and determined by this Assembly, that in the rendering of the aforesaid judgments of the said superior courts of September and March last there is manifest error, and that the same be reversed, set aside and made utterly void, and accordingly the same is hereby reversed, set aside and made utterly void and of none effect, with all the procedures thereon, and that the said Tracy recover of the said Abel his damages, which is the sum of £2 6s. 4d. in lawful money, and that execution go forth therefor accordingly. *Ex. granted May 31st, 1753.*

Upon the memorial of Prudence Delano, executrix to the last will and testament of Jabez Delano, late of Tolland, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the moveable estate of the said deceased the sum of £16 4s. 9d. proclamation money; praying to this Assembly to grant liberty for the sale of so much of the real estate of the said deceased as will raise the aforesaid sum, &c.: Resolved by this Assembly, and liberty is hereby granted unto the said Prudence Delano, together with Barnabas Delano of Tolland, and they are hereby impowered, to make sale of so much of the real estate of the said Jabez Delano, deceased, as to raise the said sum of £16 4s. 9d. proclamation money, together with the incident charges arising on said sale, taking the direction of the court of probate in the district of Hartford thereon.

Upon the memorial of John Lavensworth and Thomas Pierce, administrators on the estate of Samuel Pierce late of Newtown, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the personal estate of said deceased the sum of £94 17s. 0d. old tenor money; praying this Assembly to appoint and impower some meet person to sell so much of the real estate of the said deceased as will raise the aforesaid sum, &c.: Resolved by this Assembly, and liberty is hereby granted unto the said John Lavensworth and Thomas Pierce, and they are hereby impowered, to make sale of so much of the real estate of the said Samuel Pierce, deceased, as shall be sufficient to procure said sum of £94 17s. 0d. old tenor, together with the incident charges arising on said sale, taking the direction of the court of probate in the district of Danbury thereon.

On the memorial of Moses and Eunice Williams, administrators of the estate of Capt. Jacob Williams late of Weathers-[162] field, deceased, shewing this Assembly that the || debts due from the estate of said deceased surmounts the personal estate £554 4s. 9d. old tenor bills; praying liberty to sell lands of the said deceased for that purpose: Resolved by this Assembly, that the memorialists shall, and hereby are authorized to make sale of so much of the real estate of said deceased as shall be sufficient for that purpose with incident charges arising on said sale, taking direction of the judge of probate for the district of Hartford.

Upon the petition of the third society in Guilford, shewing that one Samuel Fowler, late of said society, now deceased, had been assessed in his life time in the rates and taxes of said society laid for the support of the ministry therein and

charges in repairing their meeting-house, *viz*: in the year 1748 and thence onward, in the whole four years amounting to the sum of £96 2s. 8*d.* old tenor; also shewing that by reason of certain difficulties subsisting in said society the said several rates of said Samuel Fowler were not collected and received during the life time of him, the said Samuel, and that the executors of the last will of the said deceased Samuel decline paying the same since his death; praying liberty to bring a writ of *scire facias* against John Fowler and Phinehas Fowler of said Guilford, the executors of the said Samuel, for said sums of said rates, as by their petition on file appears: Resolved by this Assembly, that the said third society have liberty, and they are hereby enabled, to commence and bring their action by writ of *scire facias* against the said executors, for the said sums of said rates, to the county court in the county of New Haven, and the same to prosecute from court to court unto final end. And the said county court and the superior court in this Colony (should the said action by appeal or otherwise come before them) are hereby authorized, enabled and directed, to take cognizance and hold plea of said action and the same to judge upon and determine, and that all the costs follow the final judgment, and execution to award according to law.

Upon the petition of Aaron Fish, of Lebanon in the county of Windham, representing that Mr. James Danielson late of said Lebanon, deceased, in his life time made and duly executed his last will and testament, bearing date the 31st day of March, 1750, in and by which he gave unto the said Aaron Fish all his real estate wheresoever the same should be found lying or being, to him, his heirs and assigns forever, also his negro man named Crisp, and all other his personal estate not in said will before given away, reserving only the use and improvement thereof to his then wife Irenia during the time she should remain his widow, and appointed his said wife Irenia, and his friend Mr. Dan Throop, also of said Lebanon, to be executors of said will; that said last will and testament was, soon after the death of said testator, by said executors exhibited to the court of probates held at Lebanon in the district of Windham, *viz.* on Thursday the 30th day of January, A. D. 1752; that said court of probate, on hearing the evidences against and for the approving said will, did thereupon by their judgment prove, approve and allow the same, and caused the said will to be entered at large on the records of said court, from which judgment of the said court of probates Samuel Danielson, of Killingly in the said county of Windham, prayed, and



was admitted, an appeal to the superior court held at said Windham on the third Tuesday of March, A. D. 1752; that from the judgment of that court, which was against the appro- [163] bation of said will, the said || executors prayed a review of the said cause, which was afterwards had before the superior court held at said Windham on the third Tuesday of September, A. D. 1752, when and where, on hearing the same, judgment final was rendered by said court that the evidences produced by said executors were not sufficient to prove said instrument to be the last will and testament of the said James Danielson, deceased, and thereupon disaffirmed and reversed the said judgment of the said court of probate, and awarded large costs against said executors; further largely representing the circumstances of said case and state of said testator's mind at the time of making said will, &c., and praying this Assembly to take the same into their consideration and to affirm the probate of said will, &c.: This Assembly, having therefore taken into their consideration the matters aforesaid and fully heard the parties concerned and the evidences produced for and against the proving and approving said will, and the council of the parties thereon, do resolve, and it is by this Assembly now resolved and decreed, that the said judgment of the superior court in September last disaffirming the probate of said will be reversed, and the same is hereby reversed, set aside and made null and void, and the said judgment of the said court of probate held in said Lebanon proving, approving and allowing said instrument, recorded at large in the records of said court of probates as aforesaid as the last will and testament of the said James Danielson, deceased, be affirmed, and the same is hereby affirmed and established.

Upon the petition of Isaiah Taylor of Killingly, shewing to this Assembly that William Robinson of said Killingly brought his action of trespass against him to the county court holden at Windham in June last past, by writ dated March the 26th, 1752, and that the same was depending by the appeal of the said Taylor from a judgment of the county court in December last, to be heard and tried in the superior court in March last, and alledging that by his own mistake he did not enter the same action in the said superior court for trial, and that thereupon the plaintiff, *viz.* said Robinson, entered the same, and that said Robinson had the judgment of the county court by the judgment of said superior court affirmed against him; praying to have liberty to enter his said appeal in the superior court in Windham in September next for trial, for the reasons assigned: Whereupon it is resolved by this Assembly, that the

said Taylor have, and he hereby has granted to him, liberty to enter the said action, as by appeal, in the superior court to be holden at Windham in September next for its final trial; and the said superior court hereby are enabled and directed to proceed to try the same accordingly; and that the future cost only follow the final trial.

On the memorial of Stephen Noble, &c., inhabitants of the town of New Milford, and the rest of the inhabitants of said town, shewing to this Assembly that there is need of building a new meeting-house for the publick worship of God in said New Milford for the professors of the Presbyterian Congregational order as established by the laws of this Colony, and the place for building said meeting-house is affixed as the law directs; and thereupon pray this Assembly to enact and decree, that all the unimproved lands within the said town of New Milford which belong to persons not residing in said town be taxed at one penny lawful money on the acre annually for four years next ensuing, to be paid by the owner of such lands towards defraying the charges of building said meeting-house: Whereupon it is resolved by this Assembly, that all the unimproved [164] lands || belonging to persons resident and non-resident in said town be taxed at one penny lawful money per acre annually for two years next ensuing, to be collected of and paid by the owners of such lands either in lawful money or bills of credit old tenor equivalent, to be improved for the purpose abovementioned, except the lands of such persons living within said town as by law are exempt from paying a tax to such purpose as above expressed; and that David Ferris of said New Milford be, and he is hereby, appointed a collector to collect the tax above granted, according to the true intent and meaning of this act. And the first year's tax to be paid by the first day of April next, and the other by the first day of April, 1755.

On the memorial of Messrs. Jonathan Belding, Ephraim Williams and Solomon Wells, conservators of the person and estate of Hannah Owen of Weathersfield, an impotent person, shewing that said Hannah has not personal estate sufficient to defray the expence of her support; praying liberty to make sale of the real estate of said Hannah, which was divided to her of her father's estate, amounting to £52 1s. 1*d.*: Resolved by this Assembly, that the said Jonathan Belding, Ephraim Williams and Solomon Wells, be and hereby are appointed and fully authorized to make sale of said real estate for the support of said impotent Hannah, taking care that due notification of such sale be made, and to execute an ample deed of conveyance of such land to such purchaser accordingly.

On the memorial of Bezaleel Bristol, and others belonging to the town of Guilford, shewing to this Assembly that they live at a great distance from public worship, whereby they labour under great difficulties in attending thereupon in the respective societies to which they belong; praying to this Assembly to make them a distinct ecclesiastical society: Resolved by this Assembly, that all the inhabitants living within the limits hereafter described be and are hereby made a distinct ecclesiastical society, with all the privileges and powers of an ecclesiastical society in this government, called and known by the name of North Bristol. Said society being limited and bounded as follows, *viz*: Beginning at the dividend line at the mouth of Hogpound Brook, thence by said Hogpound Brook to the mouth of Joy Swamp Brook, thence to the old saw-mill dam, called Capt. Seaward's saw-mill, thence to the northwest corner of Ensign Daniel Seaward's farm, and from thence running northerly by the highway till it comes to the parting of the highway, and then westerly by the highway to the southwest corner of Nathaniel Lee's lot, and then running up by the highway that goes upon the west side of Jabez Benton's farm and Joshua Blackley's farm to the northwest corner of said Blackley's farm, thence to the maple tree markt for North Guilford line, and from thence northerly in said line to the southwesterly corner of Nathaniel Bishop's farm, and from thence easterly in said Bishop's line and Timothy Bishop's line to Durham road, (called Crooked Hill Road,) and from thence by said road to Durham bounds, and from thence in Durham line to Killingworth bounds, and in said Killingworth line to East Guilford northerly bounds, and from thence westerly to the firstmentioned corner.

Upon the memorial of John Lay the 3d and Eleazer Mather and Capt. Nathan Jewet, selectmen of the town of Lyme, and Dorothy Rouly of said Lyme, a poor indigent person in the care of said selectmen, representing to this Assembly that said Dorothy was married to one Harris Rouly of said Lyme [165] and by him had several children, and that said || Harris about two years since left said Dorothy under distressing circumstances, whereby said selectmen have been necessitated to expend about sixty or seventy pounds old tenor bills out of the treasury of said Lyme, and other debts of said Dorothy still remain unpaid, and that since said Dorothy came under the care of said selectmen some lands are come to said Dorothy by descent from her deceased father's estate; praying this Assembly to impower and appoint Richard Lord, Esq<sup>r</sup>, of said Lyme, or some other meet person, to sell so much of said

Dorothy's land as to raise the sum of one hundred pounds bills of credit old tenor, to be improved by said selectmen for the repaying the aforesaid town and discharging said other debts: Whereupon this Assembly order and impower said Lord and said Dorothy to sell so much of the lands of said Dorothy Rouly as to raise the aforesaid sum, to be improved by said selectmen for the purpose aforesaid.

Upon the memorial of Sarah Calkin, of Lyme in New London county, widow and administratrix on the estate of Stephen Calkin late of said Lyme, deceased, representing to this Assembly that the debts due from said estate surmounts the personal estate the sum of £47 6s. 5d., as per certificate of the court of probate in the district of New London appears: This Assembly grants liberty to said administratrix, with the assistance of Matthew Cooley of said Lyme, to sell so much of the real estate of said Calkins, deceased, as to raise the sum of £47 6s. 5d. bills of credit old tenor with the incident charges arising thereon, taking the direction of said court of probates therein.

Upon the memorial of Thomas Edwards and James Edwards, administrators on the estate of William Edwards late of Coventry, deceased, shewing unto this Assembly that the debts due from the estate of the said deceased surmount the personal estate of said deceased the sum of £122 15s. 3d. lawful money, and praying for liberty to this Assembly to sell so much of the said deceased's lands or real estate as shall be sufficient to pay the sum of £122 15s. 3d. lawful money due from said estate, with incident charges, &c.: Resolved by this Assembly, that Thomas Edwards of said Coventry, one of the administrators abovenamed, have liberty, and he is hereby ordered and impowered, to sell so much of the lands or real estate of the said deceased as shall be sufficient to pay the aforesaid sum of £122 15s. 3d. lawful money due from said estate, with the incident charges, taking the direction of the court of probate for the district of Windham therein.

Upon the memorial of Jonathau Burnap, Isaac Stiles, Seth Meacham and Jeduthau Rogers, shewing to this Assembly that they are inhabitants in the first society in Windham, and that they live very remote from the place of publick worship in the said first society, and that they live much nearer to the place of the publick worship of God in the second society in said Windham; praying that they with their lands where they now dwell may be annexed to the said second society, to do all parish duties there: Resolved by this Assembly, that the above-said memorialists shall be and they are hereby annexed with

their lands where they now dwell to the said second society in Windham, to do all parish duties there under the same regulation as the rest of the inhabitants in said second society by act of this Assembly are.

[166] Upon the petition of John Mercy junr, of Woodstock in Windham county, shewing to this Assembly that David Nevens, of Canterbury in said county, brought his action against him to the adjourn'd county court held at Windham within said county on the fourth Tuesday of February last past, declaring on a note dated November 29th, 1753, at which court said Nevens recovered judgment against said Mercy for debt and cost of suit, and execution awarded thereon; and said Mercy moving to this Assembly for liberty of another trial of said cause at the county court to be holden at Windham within and for said county on the 4th Tuesday of June next, for reasons in said petition mentioned, and that the whole cost follow the final judgment in said action, as per said petition appears: Whereupon it is resolved by this Assembly, that the said John Mercy, the petitioner, have liberty of another trial of said cause at the county court to be holden at Windham within and for said county on the fourth Tuesday of June next; and that the judgment of said county court in said action before given be hereby reversed and set aside, and the execution awarded thereon; and that the whole cost in said action follow the final judgment.

This Assembly do appoint Gurdon Saltonstall, Esqr, and Col. Christopher Avery, a committee to settle accounts with Col. Jonathan Trumble, for the paper provided for the printing the new law-books, and with Mr. printer Green, for the printing, binding, &c., of said books, and make report to this Assembly in October next.

This Assembly grant unto Mr. Timothy Green, printer, four hundred pounds old tenor, on account of paper he hath found and service he hath done for this Colony in printing and binding the law-books.

Upon the memorial of the President and Fellows of Yale College in New Haven: Ordered by this Assembly, that the Treasurer of this Colony pay out of the public treasury of this Colony to the president and fellows of said college (for the first half of the current year and in lieu of the one half of the hundred pounds granted to said college &c.) the sum of one hundred and fourteen pounds five shillings and nine pence in new tenor bills.

This Assembly do appoint Capt. Eliphalet Dyar Major of

the fifth regiment of this Colony. Ordered that he be commissioned accordingly.

This Assembly appoints Capt. John Bebee Justice of Peace for the county of Litchfield the year ensuing.

This Assembly appoints Mr. Chaunsey Whittlesey to be a Justice of the Peace for the county of New Haven for the year ensuing.

This Assembly do establish and confirm Mr. Isaiah Brown to be Captain of the first company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Thomson jun. to be Lieutenant of the first company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Samuel Johnson to be Ensign of the first company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Corbin to be Ensign of the seventh company or trainband in the eleventh regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Latimer junr to be Captain of the fifth company or trainband in the third regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Perrin to be Ensign of the first company or trainband in the town of Pomfret, and order that he be commissioned accordingly.

[167] This Assembly do establish and confirm Mr. Isaac Newel to be Ensign of the first company or trainband in the parish of Southington in Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gershom Bradley to be Lieutenant of the seventh company or trainband in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Cable to be Ensign of the seventh company or trainband in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Day to be Ensign of the company or trainband at the parish of West Chester in the town of Colchester, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Gay-

lord to be Captain of the sixth company or trainband in Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Stephen Barns to be Ensign of the sixth company or trainband in Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Dunham to be Captain of the south company or trainband in Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Crippen to be Lieutenant of the south company or trainband in Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Parke to be Ensign of the south company or trainband in Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Webb to be Captain of the company or trainband in the parish of Merridan in Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Aaron Lyman to be Lieutenant of the company or trainband in the parish of Merridan in Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Robert Collins to be Ensign of the company or trainband in the parish of Merridan in Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Marvin to be Cornet of the troop of horse in the ninth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Hide to be Captain of the north company or trainband in Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Westcoat to be Quarter-Master of the troop of horse in the ninth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hart to be Ensign of the company or trainband in Northington in Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Deming to be Lieutenant of the eighteenth company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jacob Deming to be Ensign of the eighteenth company or trainband in the

sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Wright to be Captain of the first company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Williams jun<sup>r</sup> to be Lieutenant of the first company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Riley to be Ensign of the first company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Northrup to be Captain of the first company or trainband in the town of Newtown, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Shepherd to be Ensign of the first company or trainband in the town of Newtown, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Bozworth to be Lieutenant of the first company or trainband in Kent and part of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua West to be Captain of the company or trainband in Goshen parish in the town of Lebanon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Wattles to be Lieutenant of the company or trainband in Goshen parish in the town of Lebanon, and order that he be commissioned accordingly.

[168] This Assembly do establish and confirm Mr. Thomas Wells to be Captain of the third company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Lumm to be Lieutenant of the first company or trainband in the town of Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Wheeler to be Ensign of the first company or trainband in the town of Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Bull



to be Captain of the eighth company or trainband in the seventh regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abraham Nott jun. to be Ensign of the eighth company or trainband in the seventh regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Alvard to be Captain of the seventeenth company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Habijah Hall to be Lieutenant of the seventeenth company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Hollister to be Ensign of the twelfth company or trainband in the sixth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Foot to be Captain of the third company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Linslee to be Lieutenant of the third company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Tainter to be Ensign of the third company or trainband in the town of Branford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Wadsworth to be Captain of the first company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Strong to be Lieutenant of the first company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nehemiah Lewis to be Ensign of the first company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eliphalet Carpenter to be Captain of the ninth company or trainband in the fifth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer

Kingsberry to be Lieutenant of the ninth company or trainband in the fifth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Noble to be Captain of the north company or trainband in the town of New Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abel Wright to be Lieutenant of the north company or trainband in the town of New Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Barns to be Ensign of the north company or trainband in the town of New Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Uriah Stevens to be Captain of the first company or trainband in the town of Canaan, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Lawrence to be Lieutenant of the first company or trainband in the town of Canaan, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Stevens to be Ensign of the first company or trainband in the town of Canaan, and order that he be commissioned accordingly.

Upon the petition of Isaac Gallop, of Voluntown in the county of Windham, *vs.* Ben-Adam Gallop of Groton, William Worthington of Saybrook, (clerk,) and Temperance his wife, William Noyes of Groton, John Noyes jun<sup>r</sup>, James Noyes, Mary Noyes, Andrew Stanton and Sarah his wife, Joseph Noyes, a minor by his guardian John Noyes, and Anna Noyes, of Stonington in the county of New London, on file, dated October 26th, 1752: The question was put, whether the said petition and matters therein contained are sufficient, &c.: Resolved by this Assembly in the negative.

[169] The Sums Total of the Additions to the Lists of the respective Towns in this Colony hereafter named, sent in to this Assembly, are as followeth:

	Single Additions.			Fourfold Assessments.		
	£	s.	d.	£	s.	d.
Hebron,	860	8	0	-	-	-
Enfield,	67	2	10	-	-	-
Woodstock,	1712	0	0	-	-	-
Middletown,	2060	12	0	-	-	-
Waterbury,	3	18	0	-	-	-
Weathersfield,	1051	18	1	-	-	-
Stratford,	1363	18	0	-	-	-
				159	4	0
				256	8	0
				166	15	0
				360	0	0

	£	s.	d.			£	s.	d.
Plainfield,	1348	7	6	-	-	369	0	0
Greenwich,	1232	8	0	-	-	483	12	0
Lebanon,	303	0	0	-	-			
New London,				-	-	2847	8	0
Woodbury,	504	0	0	-	-			
Symsbury,	1923	19	6	-	-	328	8	0
Windsor,	2120	0	0	-	-	2056	0	0
Canterbury,	366	0	0	-	-	2598	14	6
Glassenbury,	15	0	0	-	-			
Norwich,	619	1	1	-	-	1909	17	0
Colchester,	6879	18	0	-	-			
Mansfield,	712	1	6	-	-	190	14	0
Hartford,	1489	7	0	-	-	747	16	0
Windham,	1214	18	0	-	-			
Saybrook,	1171	9	0	-	-	1166	0	0
Durham,	27	11	6	-	-	56	0	0
Pomfret,	1087	15	0	-	-	66	0	0
New Haven,	1288	10	6	-	-	1639	14	0
Fairfield,	368	18	6	-	-	365	9	0
Ashford,	1131	4	0	-	-			
Stonington,	570	10	0	-	-	950	18	0
Lyme,	2188	4	6	-	-	24	0	0
Preston,	542	0	0	-	-	221	0	0
Farmington,	990	16	0	-	-	1143	0	0
Ridgfield,	367	2	3	-	-	225	4	3
Voluntown,	478	1	0	-	-			
Groton,	2480	3	4	-	-	1393	18	0
Derby,	147	4	0	-	-			
Newtown,	452	14	6	-	-			
Milford,	576	2	8	-	-	98	15	0
Litchfield,	339	0	0	-	-	505	16	0
Guilford,	1860	5	10½	-	-	359	3	4
Norwalk,	353	1	11	-	-	1725	5	0
Bolton,	645	17	0	-	-			
Branford,	378	8	9	-	-	446	8	0
New Milford,	173	9	6	-	-			
East Haddam,	313	2	0	-	-	507	1	0
Killingworth,	379	0	0	-	-	651	0	0
Stamford, single additions and fourfold assess- ments,	-	-	-	-	-	574	16	0

On the petition of Enos Potter of New Haven, *vs.* Jehiel Tuttle of New Haven, dated June 20th, 1752, on file, (by continuance &c.): The question was put, whether the pleas offered by the respondent in abatement of said petition are

sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent* £1 11s. 8d. *lawful money. Ex. granted June 24th, 1753.*

[170] Upon the petition of Mary Thrall of Windsor, executrix of the last will and testament of John Thrall late of Windsor, deceased, *vs.* Samuel Beamond of Symsbury, dated May 1st, 1753, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent* £3 14s. 4d. *lawful money. Ex. granted June 5th, 1753.*

On the petition of Ebenezer Mix of Hartford, *vs.* Joseph Barnard of Hartford, on file, dated May 3d, 1753: The question was put, whether the reasons offered by the respondent for abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent* is £1 5s. 0d. *proc. money.*

On the petition of Stephen Hopkins, of Waterbury in the county of New Haven, *vs.* James Blakesly, late of said Waterbury now of New Haven in said county, on file, dated April 30th, 1753: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent* £3 10s. 8d. *proc. money. Ex. granted June 23d, 1753.*

On the memorial of the inhabitants of the town of Farmington, by their agents John Newel, Joseph Hart and John Strong, *vs.* Joseph Olcott and Richard Goodman, both of Hartford, on file, dated April 30th, 1753: The question was put, whether anything should be granted on said memorial: Resolved by this Assembly in the negative.

On the petition of William Cleaver of Middletown, *vs.* Samuel Willis of Middletown, on file, dated May 3d, 1753: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Samuel Willis of Middletown, *vs.* William Cleaver of Middletown, on file, dated May 3, 1753: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

This Assembly grants to the Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>, Governour, sixty-six pounds lawful money, for the first half of his salary for the current year.

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Deputy Governour thirty-three pounds lawful money, for the first half of his salary for the current year.

This Assembly grants to Nathaniel Stanly, Esqr, Treasurer of this Colony, the sum of five hundred and fifty pounds in bills of public credit of the old tenor, for his salary the year past, and in consideration that his care and trouble in discharge of his said office has been great.

This Assembly grants unto Mr. Timothy Green, printer, thirty-five pounds old tenor, for the last half of his salary for the year past.

This Assembly grants to George Wyllys, Esqr, Secretary, four pounds ten shillings lawful money, for his last year's salary.

*Resolved by this Assembly,* That all the petitions, memorials and cases lying before this Assembly and unfinished, be continued to the sessions in October next, and they are hereby continued accordingly.

This Assembly do appoint William Pitkin, John Chester, Thomas Wells, Esqrs, Col. Elisha Williams, Col. Joseph Pitkin and Captain Stephen Horsmer, a committee to attend his Honour the Governour to hear the records of the acts and doings of this Assembly read off, and see them signed by the Secretary as perfect and compleat.

The whole record of the several Acts, Grants and Resolves of this Assembly, as it stands entered on the pages of this book next preceding, was read off in the presence of the major part of the committee abovenamed, and signed

GEORGE WYLLYS, Secret'y.

[171] *Anno Regni Regis Georgii secundi vigesimo-septimo.*  
AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY ON THE SECOND THURSDAY OF OCTOBER, (BEING THE 11TH DAY OF SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 2D DAY OF NOVEMBER NEXT FOLLOWING, ANNOQUE DOMINI 1753.

(viz:)

The Honourable Roger Wolcott, Esqr, Governor.

The Hon<sup>ble</sup> Thomas Fitch, Esqr, Deputy Governor.

Samuel Lynde,	} Esqrs.	Andrew Burr,	} Esqrs., As-
William Pitkin,		John Chester,	
Roger Newton,		Gurdon Saltontall,	
Eben <sup>r</sup> Silliman,		Thomas Wells,	
Hez <sup>b</sup> Huntington,		Benjamin Hall,	
		Phinehas Lyman,	

*sistants.*

*Representatives or Deputies of the several towns hereafter mentioned, returned to attend this Assembly, viz :*

Capt. John Pitkin, Mr. John Ledyard, for Hartford.

Major John Hubbard, Mr. Chaunsey Whittlesey, for New Haven.

Capt. Pygan Adams, Capt. Adonijah Fitch, for New London.

Mr. David Rowland, Capt. Samuel Burr, for Fairfield.

Mr. Nath<sup>l</sup> Wales, Mr. Thomas Stedman, for Windham.

Mr. Benjamin Webster, Capt. Thomas Harrison, for Litchfield.

Mr. Jabez Huntington, Mr. Simon Tracy jun., for Norwich.

Col. Jonathan Hoit, Mr. Abraham Davenport, for Stanford.

Mr. Freegift Cogswell, Capt. John Fowler, for Milford.

Mr. Theophilus Morgan, Mr. Benjamin Gale, for Killingsworth.

Mr. James Morgan, Mr. Ben-Adam Gallop, for Groton.

Col. John Russell, Capt. Isaac Foot, for Branford.

Mr. Andrew Robie, Mr. David Phelps, for Symsbury.

Capt. Joseph Phelps, Capt. Sam<sup>l</sup> Gilbert jun., for Hebron.

Major Charles Bulkley, Mr. John Chamberlin, for Colchester.

Mr. Hezekiah Gold, Capt. Rob<sup>t</sup> Fairchild, for Stratford.

Col. Shuball Conant, Capt. Joseph Stores, for Mansfield.

Capt. Jonath<sup>n</sup> Hale, Mr. Sam<sup>l</sup> Kimberly, for Glassenbury.

Capt. Joshua West, Mr. Nath<sup>l</sup> Holbrook, for Lebanon.

Capt. Sam<sup>l</sup> Hall, Capt. Sam<sup>l</sup> Hull, for Wallingford.

[172] Mr. John Strong, Mr. Solomon Whitman, for Farmington.

Mr. Joel White, Capt. Benjamin Talcott, for Bolton.

Mr. Joseph Brainard, for Haddam.

Capt. Sam<sup>l</sup> Morgan, Capt. Nath<sup>l</sup> Brown, for Preston.

Mr. Jonathan Dean, Mr. James Bradford, for Plainfield.

Mr. Joseph Strong, Mr. Phinehas Strong, for Coventry.

Major Jabez Hamlin, Mr. Seth Wetmore, for Middleton.

Mr. Simeon Minor, Mr. Sam<sup>l</sup> Prentis, for Stonington.

Capt. Obadiah Johnson, Mr. Stephen Frost, for Canterbury.

Mr. Jeremiah Keeney, Mr. John Kesson, for Volentown.

Mr. Thomas Cotten, Mr. William Williams, for Pomfret.

Mr. Joseph Spencer, for East Haddam.

Mr. Sam<sup>l</sup> Fitch, Mr. Joseph Platt, for Norwalk.

Capt. Jabez Lyon, Col. Thos. Chandler, for Woodstock.

Col. Hez<sup>h</sup> Sabin, Mr. Joseph Cadee, for Killingsley.

Mr. Robert Knolton, Mr. Amos Babcock, for Ashford.

Capt. Abel Gunn, Mr. Charles French, for Derby.

Mr. Richard Lord, Mr. John Griswold, for Lyme.

Capt. Samuel Kent, Mr. Asaph Levit, for Suffield.

Mr. Daniel Booth, Capt. Henry Glover, for Newtown.

Mr. Bushnall Bostwick, Mr. Jehiel Hawley, for New Milford.

Mr. Samuel Minor, Capt. Increase Mosely, for Woodbury.  
 Mr. Sam<sup>l</sup> Robinson, Col. Timothy Stone, for Guilford.  
 Mr. Zebulon West, Mr. Joshua Wills, for Tolland.  
 Mr. Sam<sup>l</sup> Olmsted, Mr. Stephen Smith, for Ridgfield.  
 Mr. Thomas Benedict, Capt. Dan<sup>l</sup> Benedict, for Danbury.  
 Capt. Pelatiah Allyn, Mr. Math<sup>w</sup> Rockwell, for Windsor.  
 Capt. Eph<sup>m</sup> Terry, Mr. Joseph Olmsted, for Enfield.  
 Major Elihu Chauncey, Mr. Nath<sup>l</sup> Seward, for Durham.  
 Mr. John Clapp, Capt. John Mead, for Greenwich.  
 Mr. John Tulley, Capt. John Murdock, for Saybrook.  
 Col. Elisha Williams, Col. Elizur Goodrich, for Weathersfield.  
 Capt. Dan<sup>l</sup> Southmaide, Mr. Timothy Judd, for Waterbury.  
 Col. Shubael Conant, Speaker, } of the House of Represent-  
 Capt. Jno. Fowler, Clerk, } atives.

This Assembly do appoint Daniel Edwards, Esqr, to be one of the Judges of the Superior Courts in this Colony until the session of the General Assembly on the 2d Thursday of May next.\*

This Assembly do appoint Mr. Joseph Spencer of East Haddam to be Judge of the Court of Probate in and for the district of East Haddam the current year.\*

This Assembly do appoint Capt. Adonijah Fitch to be Justice of the Peace in and for the county of New London till the first of June next.

This Assembly do appoint Mr. Daniel Lyman of New Haven to be Surveyor of Lands in and for the county of New Haven.

[173] This Assembly grants a rate or tax of one half-penny in lawful silver money on the pound, to be levied upon the list of the polls and rateable estate in this Colony brought in to this Assembly in its present sessions, with the additions, &c., to be collected and paid into the public treasury of this Colony by the last day of August next, according to law. And whereas some of the inhabitants of this Colony may be possessed of the bills of credit of this Colony which may be exchanged into lawful silver money in the treasury: Whereupon liberty is hereby granted to any person or persons to pay his or their rate or tax in bills of credit of this Colony, either of the new tenor at fourteen shillings and seven pence, or in old tenor at fifty-one shillings for six shillings lawful money.

This Assembly do appoint Capt. Isaac Foot of Braunford Surveyor of Lands for the county of New Haven.

---

\* In the place of John Bulkeley, Esqr, who died July 21, 1753.

The Gentlemen nominated to stand for Election in May next are as follow, viz:

The Hon <sup>ble</sup> Roger Wolcott, Esq <sup>r</sup> ,	Thomas Wells, Esq <sup>r</sup> ,
The Hon <sup>ble</sup> Thomas Fitch, Esq <sup>r</sup> ,	Benjamin Hall, Esq <sup>r</sup> ,
Samuel Lynde, Esq <sup>r</sup> ,	Phinehas Lyman, Esq <sup>r</sup> ,
William Pitkin, Esq <sup>r</sup> ,	Jonathan Trumble, Esq <sup>r</sup> ,
Roger Newton, Esq <sup>r</sup> ,	Major Roger Wolcott.
Ebenezer Silliman, Esq <sup>r</sup> ,	Mr. Jonathan Huntington.
Hez <sup>h</sup> . Huntington, Esq <sup>r</sup> ,	Mr. Daniel Edwards.
Andrew Burr, Esq <sup>r</sup> ,	Col. Joseph Pitkin.
John Chester, Esq <sup>r</sup> ,	Mr. John Griswold.
Gurdon Saltonstall, Esq <sup>r</sup> ,	Col. Elisha Williams.

This Assembly do appoint Roger Wolcott jun<sup>r</sup>, Esq<sup>r</sup>, to be Major of the first regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint John Read, Esq<sup>r</sup>, to be Major of the 4th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Jonathan Trumble, Esq<sup>r</sup>, to be Colonel of the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Joseph Fowler, Esq<sup>r</sup>, to be Lieutenant Colonel of the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Charles Bulkley, Esq<sup>r</sup>, to be Major of the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Brewster Captain of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Lazell Lieutenant of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Howard Cornet of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Jennings Quarter-Master of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Loomis jun. Ensign of the company or trainband in Goshen parish in the town of Lebanon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Wheeler Captain of the first company or trainband in the town of Derby, and order that he be commissioned accordingly.



This Assembly do establish and confirm Mr. Joseph Riggs Ensign of the first company or trainband in the town of Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Nash to be Captain of the company or trainband in the west parish in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Andrew to be Lieutenant of the company or trainband in the west parish in the town of Fairfield, and order that he be commissioned accordingly.

[174] This Assembly do establish and confirm Mr. Dennie Chapman to be Ensign of the company or trainband in the west parish in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Burton to be Ensign of the company or trainband in the parish of North Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Dickinson to be Captain of the company or trainband in the parish of Marlborough, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Solomon Phelps to be Lieutenant of the company or trainband in the parish of Marlborough, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Weller to be Lieutenant of the troop of horse in the 13th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Human to be Cornet of the troop of horse in the 13th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elnathan Judson to be Quarter-Master of the troop of horse in the 13th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Nickols to be Lieutenant of the troop of horse in the 1st regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Haydon jun. to be Cornet of the troop of horse in the 1st regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Richard Seymour to be Quarter-Master of the troop of horse in the 1st regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eldad Lewis to be Captain of the south company or trainband in Southington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Silas Clark to be Lieutenant of the south company or trainband in Southington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abraham Thompson to be Lieutenant of the 1st company or trainband in New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Wilmot to be Ensign of the 1st company or trainband in New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Simeon Hunt to be Ensign of the 9th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jehiel Benton to be Lieutenant of the 1st company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hubbell to be Ensign of the 1st company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Barnum to be Lieutenant of the 2d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Hoit to be Ensign of the 2d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Wadsworth the 3d to be Lieutenant of the south company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Norton the 2d to be Ensign of the south company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Marsh to be Captain of the 3d company or trainband in the town

of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Gibbs to be Lieutenant of the 3d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jacob Woodruff to be Ensign of the 3d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gershom Barns to be Captain of the 5th company or trainband in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Ray to be Ensign of the 5th company or trainband in the town of New Haven, and order that he be commissioned accordingly.

[175] An Act for the more easy and effectually finishing of Controversies

by Arbitration.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That all merchants and others desiring to end any controversy (for which they have no other remedy but a personal action or suit in equity,) by arbitration, may agree that their submission of the suit to the award or umpirage of any persons shall be made a rule of any of his Majesties superior or county courts which the parties shall choose, and may insert such their agreement in their submission or the condition of the bond or promise, and on producing an affidavit of such agreement, and upon reading and filing the same in the court so chosen, the same may be entered of record in such court, and a rule of court shall be thereupon made that the parties shall submit to and finally be concluded by such arbitration or umpirage; and on the award of such arbitrators being returned into the court so chosen, in case of disobedience of either party, the said court may grant execution to levy and collect the sum awarded by said arbitrators, with cost.

*And be it further enacted by the authority aforesaid,* That if any merchant or other person desiring to end any controversy, as aforesaid, by arbitration, shall personally appear before any superior or county court and acknowledge before such court that they have mutually agreed to refer all their matters of difference, or any particular thing, to the arbitration of certain persons by them agreed on, naming the persons so chosen, and desiring the same may be made a rule of

court, the same may be enter'd of record and a rule of court shall be thereupon made that the parties shall submit to and finally be concluded by such arbitration or umpirage, and on the award of such arbitrators being returned into the court so chosen, in case of disobedience of either party thereto, the said court may grant execution in due form of law and levy and collect the sum so awarded to be paid with cost.

*And be it further enacted by the authority aforesaid,* That when any personal action shall be commenc'd, the parties in such action desiring to refer the same, on each parties choosing a man, the court may appoint a third, whose award being by said referees, or any two of them, made and return'd into such court and by them accepted, shall be a final end of such controversy, and the said court shall grant execution thereon according to the award of such referees, with cost.

An Act to regulate the Curing and Packing Tobacco, and prevent Fraud <sup>therein.</sup>

Whereas in many towns in this Colony tobacco is raised to be exported to Great Britain and his Majesties plantations, which under proper regulations may contribute much to his Majesties revenue and to the interest of this government :

*Be it therefore enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That each town in this Colony wherein tobacco is or shall be raised for exportation, shall at their annual town-meetings for electing town officers, choose two or more fit persons to be surveyors and packers of tobacco for the year ensuing, who shall carefully survey and search the tobacco by them to be packed, and shall cull out and separate all such hands of tobacco as are in whole or in part damaged by the infusion of anything liquid, or by being kept too moist, or by frost, heat, or any other means whatsoever; and shall pack or press no tobacco but what is by him judged to be sound, well ripened, sufficiently cured and every way good and merchantable. And for the faithful discharge of said office, each packer shall take the oath appointed by law to be administered to fence-viewers, leather-sealers, gaugers, &c., *mutatis mutandis*. And the fee to be paid by the owner of such tobacco shall be five pence for every hundred weight so searched, packt and pressed, and three pence per mile travel each packer shall travel to perform such service. And each [176] packer shall fairly brand each cask or other vessel || wherein he packs tobacco, with the two first letters of his name, and under them with the brand of the town wherein he dwells.

..That no packer shall pack any tobacco which is his own

property for sale, nor set his brand or mark on any cask or other vessel containing his own property, on penalty of forfeiting the sum of forty shillings for every cask or other vessel wherein he shall pack his own tobacco for sale, or whereon he shall set his mark or brand as aforesaid, one half to the treasurer of the town wherein he dwells, and the other half to him or them who shall complain and prosecute the same to effect, with costs of suit. And if any person or persons, not being a sworn packer as aforesaid, shall presume to mark or brand any cask or other vessel containing tobacco with the packer's brand or mark, he or they shall on conviction thereof pay a fine of five pound, one half to the public treasurer of this Colony, and the other half to him who shall sue for and prosecute the same to effect, and shall also render and pay to the party injured thereby double damages, with costs of suit.

*And be it further enacted,* That whosoever shall vend, put to sale, or ship on board any vessel, boat, lighter, or other water carriage, any cask or other vessel containing tobacco not packt, marked and branded, according to the true intent and meaning of this act, shall forfeit all such tobacco to him or them who shall seize the same, or cause the same to be seized, and sue for and prosecute the same to condemnation before any court proper to hear and determine the same.

*Provided nevertheless,* That nothing in this act shall extend to any tobacco which shall be packed before the first day of January next.

An Act to prevent the Multiplicity of Law-Suits occasioned by Deputy-Sheriffs filling up Writs or giving Directions to any other Person or Persons therein.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That from and after the first of March next no person within this government shall be allowed to serve as a deputy sheriff until he take the following oath, *viz:* You A. B. being appointed a deputy sheriff within the county of H. do swear that you will truly and faithfully discharge the duties of said office during the time you shall continue therein, and that you will not write or fill up any writ or writs against any person or persons whatsoever, except you are a party in the action, nor cause the same to be writ or filled up, or assist or direct any person therein : So help you God.

*Provided nevertheless,* That when any person shall on some special occasion be deputed to serve one particular writ, and after the service thereof shall appear before an assistant or justice of the peace and make oath that he faithfully and truly served the same according to his endorsement thereon,

and that he did not fill up the said writ nor give any direction to any person to fill up the same, and such oath being endorsed on the said writ, or properly certified by the authority administering the same, the service thereof shall be good and valid, the abovesaid act notwithstanding.

An Act in Addition to two certain Laws of this Colony, the One intituled An Act concerning Delinquents, and the Other intituled An Act for regulating Goals and Goalers.

Whereas in the said act concerning delinquents provision is made for answering costs arising on the prosecution of delin- [177] quents, and that || in case they are dismissed without cost the necessary cost arisen on such prosecution shall be paid out of the treasury into which the fine should have been paid had the criminal or delinquent been fined upon his prosecution: but no provision is made for defraying the charge arising on proceedings against those delinquents who happen not to be apprehended, or make their escape after being taken and before they are committed or bailed:

*Be it therefore enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the costs and charges arising on the proceedings and pursuit of any person or persons at the King's suit for matters of delinquency or of a criminal nature, when the delinquents or persons presented, complained of or informed against, shall not be apprehended, or shall after apprehended escape, not through the default or negligence of the officer, before he or they is or are committed or bailed, shall be paid out of the treasury of that county where the prosecution by law ought to be, in all those cases where the matters presented, complained or informed of, are cognizable and to be tried before the county court; and in all those cases cognizable and to be tried before the superior court, the cost and charges arising, as aforesaid, shall be paid out of the Colony treasury; and the said courts respectively are hereby impowered and directed, (having first allowed such costs,) to give orders for the payment thereof accordingly.

*Provided nevertheless,* That nothing in this act shall extend to excuse or favour any officer neglecting to make fresh pursuit after any person or persons escaping as aforesaid.

And whereas in the aforesaid act for regulating goals and goalers, it is provided that there shall be kept and maintained in good and sufficient condition and repair a common goal in every head or county town in the several counties in this Colony, and in the county of New London two such common goals, *viz*: one in the town of New London and one in the town of Norwich, at the charge of the respective counties: but no provision is made for answering the charges and damages

arising or suffered in consequence or by reason of escapes out of said goals by means or thro' the defects or insufficiency of such goals: for want of which difficulties arise,

*Be it therefore further enacted by the authority aforesaid,* That if any person or persons lawfully committed to any of the goals in this Colony, either at the suit of the King or of any of his subjects, shall after the first day of September next break such goal and make his or their escape, through or by reason or means of the defects or insufficiency of such goal, the cost and charges occasioned and expended thereby, and the damages sustained by any person or persons by reason of such escape or escapes, shall be paid and answered out of the county treasury of that county wherein such defective goal is, and the county court of that county upon application to them made and proof thereof, shall order payment accordingly, the said cost and damages being first justly by them ascertained and allowed; and that in case any party or person shall be aggrieved by the denial or determination of such county court, he or they may appeal to the next superior court to be holden in that county, who are impowered to hear, adjust and determine the same, and order payment as aforesaid, with such cost arising on the appeal as they shall judge reasonable.

*Be it further enacted by the authority aforesaid,* That if there shall not be a sufficiency of money at any time in the county treasuries to answer such orders, the county court of the county where monies are wanting for the purpose aforesaid, are hereby impowered and directed to tax and assess the inhabitants of such county in such sum or sums as the court shall judge needful for the purpose aforesaid, and to appoint and impower collector or collectors for collecting the same, and to grant warrant or warrants accordingly; which collector [178] tor shall have the same authority as other collectors in this government by law have.

*Provided nevertheless,* That nothing in this act shall be construed to prejudice or hinder any party or person from recovering any expence, cost or damage, of the person or persons, or out of the estate of such person or persons, who shall break, or shall be aiding or assisting in breaking the goal, or who shall escape or be aiding thereto, according to law; and when such remedy for satisfaction may be had, the county shall not be charged with nor be ordered to pay the said expence, cost or damage; anything in this act contained notwithstanding.

*Provided also,* That nothing in this act shall be construed or extended to save harmless or excuse any sheriff in any escape but what shall happen thro' the defect or insufficiency

of the goal as aforesaid, and that without his default and negligence; nor shall this act hinder any person from any remedy he now hath, or hereafter by law shall have, in all or any of the matters aforesaid.

[An Act for allowing Jurymen two Pence per Mile for their Travel either to the County or Superior Courts.]

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That jurymen returned to serve at the several county courts in this Colony shall for the future be allowed two pence per mile for their travel to court, except those who are returned from the towns where the court is held, to be paid out of the county treasury of the respective counties. And those who are returned as jurymen to serve at the several superior courts in this Colony shall be allowed two pence per mile travel, except those who are returned from the towns where the court is held, to be paid out of the Colony treasury.

An Act in Addition to and for the Alteration of the Law of this Colony passed in May last intituled An Act in Addition to the Law of this Colony intituled An Act for restraining, correcting, suppressing and punishing, Rogues, Vagabonds, Common Beggars, &c.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the county courts in the respective counties in this Colony shall not proceed to erect, build or provide, work-houses in the several counties, nor to assess or tax the inhabitants of the county for that purpose, nor to collect the same if laid, before and until the major part of the assistants and justices of the peace in the county, assembled for that purpose, shall agree upon and determine that there shall be erected, built or provided, such house or houses, and also determine the place where it shall be fixed; which being done, the county court shall and may proceed to build, &c., and to assess and tax the inhabitants if need be, and do all other matters according as in said act is provided. And in order that the said civil authority of any county may at any time be convened, the judge of the county court, with the advice of the court, is empowered to summons the said authority to meet at such time and place as he shall appoint, for the purpose aforesaid or other matters proper for them to consider and determine.

*And be it further enacted by the authority aforesaid,* That no person convicted of theft shall on the first conviction be sentenced nor committed to the work-house or house of correction on that account, unless the person convicted be of the age of twenty-one years or upwards, and also be, in the opinion of the court before whom the conviction is had, a rogue, vagabond, common beggar, or a lewd, idle, dissolute, profane, or



disorderly person; anything in the aforesaid act or acts in anywise contained notwithstanding.

[179] An Act in Addition to the Law of this Colony intituled An Act relating to the Abatement and Amendment of Writs, Reversal of Judgments, &c.

*Be it enacted by the Governour, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any action being commenced shall be depending in any of the superior courts or county courts in this Colony, and the plaintiff in such action shall die after an interlocutory judgment, or after an appeal or review shall be entred, and before final judgment or the final issue of the case on the last tryal, the said action shall not abate if the action might be originally prosecuted by his executors or administrators; and if the defendant in any action die after such interlocutory judgment, or after an appeal or review be entred and before final judgment or before the final issue of the case on the last tryal, the action shall not abate if such action might be originally prosecuted against his executors or administrators, and the plaintiff, or the executors or administrators of such plaintiff, after such interlocutory judgment or appeal or review, may have a *scire facias* against the executors or administrators of such deceased defendant, to shew cause why judgment shall not be rendered against them, which being duly served at least twelve days before the court to which the same is returnable. and returned, the action shall proceed to final issue according to law. And in case judgment shall be rendered against any executors or administrators of any insolvent estate, execution shall thereon be stayed until such estate be settled according to the law for the equal division and distribution of insolvent estates; and the judgment creditor shall take no more than his proportion of the said insolvent estate with other creditors; and in case that be not paid on the settlement of the estate, such creditor shewing the same and producing certificate of his proportion, the court shall order execution on such judgment for no more than the proportion aforesaid.

*And be it further enacted by the authority aforesaid,* That if in any action commenced there be two or more plaintiffs or defendants, and one or more of them die pending the suit, if the cause of action survive to the surviving plaintiff or plaintiffs, or against the surviving defendant or defendants, the writ or action shall not abate, but such death being suggested upon the record the action shall proceed, any law, usage or custom to the contrary in any wise notwithstanding.

— Upon the petition of John Beacher of New Haven, administrator on the estate of Thomas Wilnot late of said New

Haven, deceas'd, shewing that he brought his action of accopt in his said capacity against Lemuel Carrington of said New Haven, to New Haven county court in April, 1752, demanding account of two cows received by said Carrington of said Wilmot on shares, in his life time, and that on judgment of the superior court held at New Haven in February last in said case, that the defendant, said Carrington, should account, auditors were appointed, who returned their award to said superior court at their sessions by adjournment on the second Tuesday of June, 1753, in favour of the said Carrington, that he had fully accounted, &c. ; and thereupon judgment was by said superior court rendered that the defendant should recover against the plaintiff his cost; complaining of error in said auditors, and that in considering and awarding in said case they mistook the law; praying to have the judgment of said superior court in June last, founded on the return of said auditors, reversed and set aside, and that a new trial of said cause may be had at the superior court to be held at New Haven in February next, and that in case judgment should finally be-rendered in favour of said petitioner, that said superior court might be enabled to give judgment for the petitioner to recover back the cost which the said Carrington hath recovered and received of him, &c., as by said petition [180] on file may more fully appear: || Resolved by this Assembly, that the final judgment of said superior court in June last be reversed and set aside; and the same is hereby reversed and annulled, and that the petitioner shall have liberty to bring forward his said suit and have another tryal of the same at the next superior court to be held at New Haven in February next, by way of review, and that all the cost follow the final judgment that shall be given in said case; and in case judgment shall by said superior court be finally rendered in favour of the petitioner, the said superior court is hereby enabled and directed to give judgment for the petitioner to recover back from said Carrington the costs aforesaid by him recovered of the said Beacher.

Upon the petition of William Dudley of Saybrook, *vs.* Jedediah Dudley of said Saybrook and Mary his wife, shewing to this Assembly that they, said Jedediah and Mary, did sign, seal and deliver a deed in writing, dated February 11th, A. D. 1752, for a valuable consideration therein exprest, to convey to him, said William Dudley, a certain tract of land situated and bounded as in said deed is described, and did also further agree to acknowledge said deed before proper authority and thereby compleat the same; and further shewing that the said deed was made and agreement come into by

the said Jedediah and Mary in order to induce him, the said William, to become bound that the said Jedediah should prosecute his review of an action depending at that time between the Governor and Company of this Colony and the said Jedediah before the county court in the county of New London holden on the 2d Tuesday of June A. D. 1752, and for his abiding judgment thereon, which said deed was made defeazible only by his, the said William's, being saved harmless when he became bound as aforesaid; and further shewing that he, said William, did become bound as aforesaid, in pursuance of said agreement, and in consequence of his becoming bound as aforesaid, he has since been subjected to pay the sum of £650 3s. 8d. old tenor and £57 14s. 6d. lawful money for damage and cost; also shewing that the said Jedediah hath not estate in his own right sufficient to save harmless the said William, and that he and his said wife Mary now refuse to fulfill said agreement; praying that said agreement may by this Assembly be enforced, according to the true intent and meaning thereof: Be it therefore enacted and decreed by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, that the aforementioned and described deed, signed, sealed and delivered by the said Jedediah and Mary Dudley to him the said William Dudley, may be recorded in the records of the town of Saybrook as the act and deed of the said Jedediah and Mary, and after that the same or a copy thereof shall and may be admitted to be given in evidence in any court of record in this Colony on tryal of the title of the land therein mentioned, and the same shall be as effectual in the law for the holding said land as if the same had been by the said Jedediah and Mary Dudley acknowledged before proper authority to be their free act and deed.

Upon the petition of Ezekiel Roberts, of Stanford in Fairfield county, against Gideon Lounsbury of Stanford, &c., representing that a certain execution taken out in favour of said Lounsbury against the petitioner, on a judgment of the county court held at Fairfield in November last past, for £27 8s. 8d. N. York money debt, and £17 9s. 4d. old tenor cost, was by one Nath<sup>l</sup> Huisted, constable of said Stanford, levied on a certain tract of land to the petitioner belonging in said Stanford, and apprizd off by certain persons in said petition named, who are alledged to have been improper persons to have apprizd the same, and who have apprizd the same at an under value; shewing also that said officer in his indorsement and return on said execution hath so bounded

and described said land as to extend all over and comprehend a larger tract of land than was apprized and set off by said apprizers, and for more than sufficient to answer the demand [181] of said execution, and that the petitioner was by said officer prevented of the liberty by law to him given of choosing a man to apprize said land; by all which the said petitioner is much aggrieved and greatly wronged; and thereupon praying to have the doings on said execution set aside, &c., as by said petition on file appears: Resolved by this Assembly, that the indorsement, return and doings of said officer on said execution be vacated and set aside, and the same are hereby vacated, set aside and declared null and void to all intents and purposes; and the said Gideon Lounsbury has hereby liberty granted to him to take out another execution on the said judgment of said county court, as tho' no execution had been granted out thereon. *Cost allowed the petitioner is £8 9s. 7d. lawful money. Ex. granted October 31st, 1753.*

Upon the petition of Caleb Hotchkis, Caleb Mix, James Peck junr, Israel Munson and Nathl Kimberly, all of New Haven, selectmen of said town, shewing that one Nathan Smith of said town, under care of said selectmen as a person likely to be reduced by bad husbandry, had made a deed to one Hannah Trowbridge of said New Haven, of two certain pieces of land lying in said town, the one containing six acres, the other containing two acres and an half with a dwelling house and two-thirds of a barn, said deed bearing date May 13th, 1752; representing that said deed was made and re-received for no good and lawful consideration, but with design to keep the said lands and premises from coming into the petitioners' hands, to be improved for the support of his family, and that the same was fraudulent; representing that said Smith and his family were under care of said petitioners as selectmen of said town, and that said Smith's family are likely to be reduced to want and to become town's poor if deprived of the improvement and benefit of said lands, &c.; praying to have said deed declared null and void (being fraudulent, as aforesaid,) as by said petition on file may more fully appear: Resolved by this Assembly, that said deed is fraudulent; and thereupon this Assembly doth decree that the same deed is and shall be void and of none effect in the law, and shall not be taken or admitted by any court as evidence in the trial of any action respecting the title of the lands therein bounded and described, and appurtenances.

Upon the petition of Joseph Brown, Daniel Brown and Ichabod Brown, all of Branford, children and heirs of Joseph

Brown the 2d, late of said Branford, deceas'd, shewing that their said father in his life time, and Jonathan Brown of said Branford, being owners and tenants in common of sundry lands and real estate in said Branford, had made partition of the same between themselves and executed to each other deeds of release and quit-claim accordingly; that according to said division belonged to said Joseph, deceas'd, the homestead formerly belonging to Joseph Brown the elder, father of the said deceas'd Joseph the 2d and said Jonathan, containing about seven acres of land and meadow, bounded westwardly by the highway, southerly by Deacon Samuel Rose's land, easterly by creek, and northerly by land belonging to the heirs of Andrew Monrow, deceas'd, or however otherways the same may be bounded, together with the dwelling house and buildings thereon, and also a certain piece of land bought of Bezalcel Tyler, containing about fifty-seven acres, bounded west on Furnace Pond, so called, north and east by highways, and south by James Plant's land; and representing that the [182] deeds of said land, viz: the deed of said || Tyler of said 57 acres, and also the deed of said Jonathan to said Joseph the second, were not recorded, and that the same were by the petitioners suspected to be secreted by the said Jonathan Brown; praying for a discovery and for relief in said case, as by the petition on file may more fully appear: Resolved by this Assembly, that the said Jonathan Brown do execute, and he is hereby ordered and directed to give and lawfully execute, a good deed of conveyance of all his right, interest and estate, in and unto the above described premises with the appurtenances, to the said petitioners, and deliver the same to their use, and that within two months next after the rising of this Assembly, on pain that he, the said Jonathan, on failure thereof shall forfeit and pay to said petitioners the sum of one thousand pounds lawful money. The said lands and appurtenances, when such deed shall by said Jonathan be given thereof, to be accounted the estate of the said petitioners, as heirs to said deceased Joseph Brown 2d, and be liable to be managed, disposed of and dealt with accordingly. *Cost allow'd the petitioners is £5 10s. 0d. lawful money. Ex. granted Nov. 2d, 1753.*

Upon the petition of John Barret of Woodbury, representing that before the county court held at Fairfield in November, 1751, he recovered a judgment against John Davis of said Woodbury, for the sum of £32 19s. 2d. lawful money debt, and £16 8s. 8d. old tenor cost, and had execution thereon, dated the 24th day of April, 1752; also that before the

superior court held at said Fairfield in February, 1752, he recovered a judgment against said Davis for the sum of £24 10s. 6d. old tenor costs of suit, and had execution thereon, dated the 29th of February aforesaid; that said John Davis by said executions was soon after taken and committed to the keeper of the goal in Litchfield in the county of Litchfield, there to be held until he should pay the sums in said executions and all lawful fees and charges thereon; that said Davis, soon after his said commitment, broke and escaped from said goal and was again retaken and remanded, at the expence of £40 old tenor, where the said Davis was again held on said executions and for the expences aforesaid until about the last of August, 1752, when he again broke said goal and escaped, and fled out of this Colony, whereby the petitioner has lost his remedy, &c.; praying liberty to have *alias* executions on said judgments to take some estate of said Davis's which may be found in this Colony, sufficient to pay the said executions, &c.: Resolved by this Assembly, and it is hereby ordered and decreed, that *alias* executions shall be awarded and issued in favour of the said John Barret against the said John Davis, by the said superior and county courts, respectively, for the aforesaid sums in said judgments contained with the lawful fees for and for levying the said *alias* executions, to be levied of the goods, chattels, or lands, &c., of the said Davis's for the satisfying the same. *Cost allowed the petitioner is* £3 11s. 2d. *lawful money. Ex. granted Nov. 2d, 1753.*

His Honour the Governour having laid before this Assembly a letter from Governour Shirly of the 22d September last, inclosing a copy of the vote of the General Court of the Province of the Massachusetts Bay of the 14th of September aforesaid, appointing certain gentlemen a committee to confer with such as might be appointed by this Court for encouraging and facilitating trade and commerce between the people of the two governments: Which matters this Assembly having taken into consideration, and being desirous of promoting a good agreement and harmony between the inhabitants of these governments, and to facilitate such trade and commerce as they shall have occasion to carry on between them and may be most conducive to the mutual advantage of both [183] governments, do || hereby nominate and appoint William Pitkin, Jabez Hamlin, and John Ledyard, Esq<sup>rs</sup>, a committee to meet and confer with the aforesaid committee appointed by the General Court of the Massachusetts, respecting the facilitating trade and commerce that may be carried on

between the people of the two governments for their mutual advantage, and make report to this Assembly for their consideration thereof. And his Honour the Governour is desired to inform Governour Shirly of this appointment, and confer with him about the time of meeting.

This Assembly grants to the town of Lyme liberty to appoint some suitable person in said town to provide, keep and maintain a suitable ferry-boat, to transport travellers over Connecticut River over against the place called Tilly's Point, said ferryman to be under the same regulation as to fees &c., as is already by law provided for said ferry, during the pleasure of this Assembly.

This Assembly being informed by Jonathan Huntington, Esqr, that Mary Rogers, a person famous for stealing and wandering from place to place, vagabond like, is recommitted to the prison in Windham county, from whence she had escaped, having been heretofore committed there as a vagabond, wandering and mischievous person; and this Assembly taking the matter into consideration: It is thereupon resolved, that the goal keeper there lay his account of keeping and supporting the said Mary in said prison, as also her earnings if any should be, before the county court from time to time, and that they adjust the same, and that such sum or sums as by them shall be allowed shall be paid out of the public treasury of this Colony, and that the Treasurer pay the same accordingly.

Whereas one principal end proposed in erecting and supporting Yale College in New Haven was, to supply the churches of this Colony with a learned, pious and orthodox ministry, to which purpose it is requisite that the students of the said college should have the best instructions in divinity and the best patterns of preaching set before them: And whereas the settling a learned, pious and orthodox professor of divinity in the said college would greatly tend to promote that good end and design: And whereas the present incomes of the said college are but in part sufficient to support such a professor: This Assembly being desirous to promote and encourage such a good design, do hereby grant and allow of and order a general contribution to be made in all the religious societies in this Colony, and recommend the same both to ministers and people, and order that the money raised thereby be remitted to the president of said college, to be improved by the corporation towards the support of such a professor.

*Resolved by this Assembly,* That Gurdon Saltonstall, Jabez Hamlin, Timothy Stone, Pygan Adams, and Joseph Platt,

Esq<sup>rs</sup>, be a committee, and they are hereby appointed a committee, to receive of William Pitkin, John Chester and George Wyllys, Esq<sup>rs</sup>, who were appointed to sell the sterling money &c., the receipts they have taken for the money paid into the Colony treasury, compute the same that it may be known what money and securities are lodged in the treasury for the sterling money sold, and to settle the accompts with the said committee respecting those matters, and deliver the said receipts into the hands of the Secretary of the Colony; and further, to consider what may be a meet recompence to said committee for their service in the matter aforesaid, and make their report to this Assembly thereon.

Whereas his Honour the Governor has received a letter from Lord Holderness, one of his Majesties principal Secretaries of State, dated the 28th of June last, directing that the arms and military stores made use of in the intended expedition against Canada, and lodged in this Colony, should be forthwith transmitted to Governor Shirley at Boston in the Massachusetts Bay, to be ready for his Majesties service: This Assembly do appoint Elisha Williams, Esq<sup>r</sup>, to take care that the said arms and military stores above referred to are (as soon as may be) transmitted to Governor Shirley at Boston, and take his Excellencies receipt for the same, received in full of what of said arms and military stores were lodged in this Colony.

[184] His Honour the Governour having laid before this Assembly sundry bills of exchange drawn by Richard Partridge, Esq<sup>r</sup>, on Andrew Oliver of Boston, Esq<sup>r</sup>, and on Joseph Whipple and Gideon Wanton of Rhode Island, Esq<sup>rs</sup>, payable to the Honourable Roger Wolcott, Esq<sup>r</sup>, together with Mr. Partridge's letters relative thereto requesting they may be negotiated and improved for the purpose in said letters mentioned: This Assembly have taken the said matters into consideration, and are of opinion that, forasmuch as the acts of this Assembly relating to the sterling money in the hands of the said Richard Partridge, Esq<sup>r</sup>, our Agent, shall be improved for the purposes and according to the provisions therein mentioned, which the method proposed respecting the said bills is diverse from and inconsistent with, wherefore, as this case is circumstanced, this Assembly do advise the Governor to return the said bills to said Richard Partridge, Esq<sup>r</sup>, by the first conveyance.

Upon the report of Messrs. John Williams and Samuel Canfield, Esq<sup>rs</sup>, shewing to this Assembly that, in pursuance of an act of this Assembly made and passed in May last, they



had agreed with Joshua Lazell, of Kent, upon the price to be paid by the said Lazell to the Governor and Company for the fourth lot in the country lands, so called, annexed and now lying in the township of Kent; and now laying before this Assembly the said Lazell's obligation for the payment of said price agreed on, to the satisfaction of this Assembly: Resolved by this Assembly, that the said John Williams and Samuel Canfield, Esq<sup>rs</sup>, be impowered, and they are hereby fully authorized and impowered, to make and execute (in due form of law) an ample deed of conveyance of the said fourth lot, to him the said Joshua Lazell, his heirs &c., and to be done at the cost of the said Lazell.

Upon the petition of Jedidiah Stow of Middleton, against Aaron Day of New Haven, and others, complaining of great mistakes of the jury in assessing damages in a case finally determined at the superior court held at New Haven in February last, in an action brought by the petitionees against the petitioner, charging him with breach of orders in a certain voyage by said Stow performed in a brigantine belonging to said Day &c.; praying to have said final judgment set aside, or commissioners appointed, &c., as by said petition on file may more fully appear: Resolved by this Assembly, that Joseph Pitkin, John Ledyard and William Wolcott, Esq<sup>rs</sup>, be a committee, and they are hereby appointed and enabled as a committee aforesaid, to enquire into the whole matter of said voyage and all the affairs relating thereto, and make report of what they shall find justly due to either party in the premises to this Assembly in May next.

Upon the petition of Aaron Day and others, of New Haven &c., against Jedidiah Stow of Middleton, complaining of great mistakes of the auditors appointed by the superior court held at New Haven in June last in adjusting the accompts of the said parties in an action of accompt brought by the petitioners against said Stow; praying to have the judgment of the superior court accepting said auditors' return in August last reversed and set aside, or to have commissioners appointed to look into the matters of said accompts arising on a certain voyage by said Stow performed in the employ of said petitioners, &c., as by said petition, on file, may more fully appear: Resolved by this Assembly, that Joseph Pitkin, John Ledyard and William Wolcott, Esq<sup>rs</sup>, be a committee, and they are hereby appointed and enabled as a committee, to enquire into the whole matter of said voyage and all the affairs relating thereto, and make report of what they shall find justly due to either party in the premises, to this Assembly in May next; and the execution taken out on the judgment com-

plained of against the petitioners is hereby ordered to be stayed till the sessions of this Assembly in May next.

[185] Upon the memorial of Theodore Gilbert of New Hartford, eldest son of Joseph Gilbert jun. late of Hartford, deceased, and administrator of the estate of said deceased, representing that, among other things, he had represented to the General Assembly at Hartford in May last that he had had set off to him, entire, the mansion house of the said deceased at the apprizement of £1908, and that the residue of said estate was found on apprizement to amount to £2450, and that the debts due from said estate surpast the chattels to the sum of £705 10s. 5*d.*, and that the deceased left four other children still surviving, and that he had in said homestead set off to him as aforesaid to the amount of £685 3s. 5½*d.* more than his share, and also that such overplus might be ordered to be paid towards the discharge of said debts; and also representing that said General Assembly in said last May did order accordingly; and further representing that in said order it happened that, by mere oversight, parcel of said real estate to the amount of £742 was then omitted; and shewing also that the whole of said real estate does in fact, according to apprizement, amount to £3192, and that he has in truth, in hand as abovesaid, no more than £404 3s. 2*d.* more than his own proportion; and thereupon praying he might be ordered to pay said overplus in part of payment of said ballance of debts, and might also be impowered and directed [to sell] of lands of said deceased in payment of the residue of said debts to the amount of £301 7s. 3*d.* &c., and that the residue of said estate be set out to said other children, &c.: Resolved by this Assembly, that the memorialist pay and he is hereby ordered (in lieu of sum of £685 3s. 5½*d.*) to make payment only of the said sum of £404 3s. 2*d.* towards the discharge of said debts; and also that he sell, and he is hereby impowered and directed by and with the advice of the judge of the said court of probate, to make sale of such and so much of the said residue of said real estate as may suffice to answer and satisfy the remainder of said debts with incident charges; and that the remainder of said real estate (such sale being first had) be set out according to law to said four other children, *viz*: Isaiah, Joseph, Elias, and Lydia, in full of their shares and proportion in and of the estate of the said deceased.

Upon the petition of the inhabitants of West Haddam Parish in the county of Hartford, representing that sundry years ago Mr. Joshua Elderkin was regularly ordained a gospel min-

ister in said parish; that they, beside a certain sum stipulated for his annual salary, had also further stipulated and given him the sum of £1600 old tenor for his settlement; that after about three years and half continuance in said work and becoming infirm in body he, on his request, was regularly dismissed from his ministerial charge in said parish; that as said parish were consenting to said dismissal, the same was after having signified to him their expectations that he should return his said settlement money, or a part thereof, and his consent to submit the matter to referees in case they should not be able between themselves to agree therein; that his said consent to such submission notwithstanding, he, the said Mr. Elderkin, had hitherto refused either therein to agree with the petitioners or come into a submission as aforesaid, save only on condition that they would purchase his homestead in said parish, &c.; on the prayer of which petitioners, Thomas Wells, Esqr, John Ledyard, Esqr, and Jabez Hamlin, Esqr, were by this Assembly appointed a committee to enquire of the premises and examine the grounds and reasons of said petition and matters therein alledged, and thereon to report their opinion of what thereon was right and equitable to be done by and between said parties; and the said committee having reported that it is fit and reasonable that said Elderkin refund and pay back to said society the sum of £550 0s. 0d. part of said settlement; having also reported that it was agreed by and between said parties, that such payment should be stayed until the said Elderkin's mansion house in said Haddam should be sold at the apprizement of Jabez Hamlin, Esqr, of Middletown, and Elihu Chauncey, Esqr, of Durham, who were by agreement of said parties to apprize the same with all convenient speed, either of said parties having liberty to sell said mansion house and lot at the sum at which it shall be apprized by the said Hamlin and Chauncey; which report being by this Assembly accepted, as on file: || Resolved by this Assembly, that the said agreement between the said parties be pursued according to the true intent and meaning thereof, and the said mansion house and lot being according to said agreement apprized and sold, that the said parish shall have and receive out of such sale the said sum of £550 0s. 0d. old tenor, and the said Elderkin is hereby ordered to pay and satisfy to the said society the said sum of £550 0s. 0d., according to the report and agreement aforesaid.

Upon the petition of the Trustees of the College of New Jersey, shewing that they propose and are about to build a public house for entertaining the students and better answer

ing the good ends designed in founding and erecting said college; shewing also that they are not able to raise a sufficiency to build such an house unless by way of lottery, and that on repeated applications to the General Assembly of that Province for liberty to set up a lottery therein have been unsuccessful: and thereupon praying for liberty to draw a public lottery in this Colony, for the purpose aforesaid, as per their petition on file appears: Resolved by this Assembly, (on consideration of the matters in said petition, and for the encouragement of religion and learning, and that the same may be more extensive,) that the said trustees, by themselves or agents, have liberty to draw a public lottery in the town of Stanford in this Colony, and such liberty is hereby granted unto them for the purpose aforesaid: provided the persons they shall appoint to manage and draw the same be inhabitants of this Colony and be duly sworn to a faithful discharge of their trust, and that the sum to be raised by such lottery do not exceed two thousand pounds New York currency.

Upon the memorial of the northern part of New Milford and the south and southeast part of Kent, and a place called Meriall, in the county of Litchfield, praying to this Assembly for the privilege of being an ecclesiastical society with the powers and privileges that other ecclesiastical societies in this Colony have, with the limits and boundaries following, *viz*: Beginning at the southeast corner of New Milford north purchase, then running southwardly joyning upon Woodbury line one mile, from thence running a west line to the foot of the long mountain southwest of Capt. Joseph Bostwick's, from thence a north line to a place called the Rock House Cobble, and so that course to Meriall line, and then across Meriall to Kent line, and then running east to the southwest corner of James Lake's farm, then northeasterly to the northwest corner of John Henderson's farm that he now lives upon, then running east to East Greenwich line, then running south to the southwest corner of East Greenwich, then running east upon East Greenwich line to Shepauge River, then running southerly upon said river to Woodbury line, then running westerly on Woodbury line to the first-mentioned bounds: Resolved by this Assembly, that the memorialists shall have the privilege of being a distinct ecclesiastical society, and the same is hereby granted unto them, with the limits above described; and that they, the said memorialists, for the future shall have and exercise all the privileges and powers as by law is allowed to other ecclesiastical societies in this Colony; and that the said society be called by the name of *New Preston*.

Upon the memorial of the parish of Kensington, shewing to this Assembly that said parish have been destitute of a settled minister amongst them for three years last past, and that notwithstanding sundry attempts have been made in order to settle a minister, yet nevertheless their attempts in order thereto have been frustrated, and that for this reason, *viz*: that so many of the inhabitants of said parish are of the mind to divide said parish into several societies, so that they are divided in their sentiments, and that one part, namely now the major part of said society, are of the mind to continue in one entire society, and that the other part are of the [187] mind to || divide said society into several societies, &c.; praying this Assembly to send a wise, judicious committee into the parish of Kensington, empower'd with the following instructions, &c.: Whereupon this Assembly do appoint Jonathan Trumble, Shubael Conant and Jonathan Huntington, Esq<sup>rs</sup>, a committee, and they are hereby appointed and empowered with full instructions to go into the parish of Kensington and call a society meeting, or meetings of the inhabitants of said society, and to lead and moderate in said meeting or meetings; also use all proper measures to know the minds, names and number of said inhabitants that are of the mind to continue in one entire society, and to know the minds, names and number of said inhabitants that are of the mind to divide said society into several societies; also the forms and lines that those that are for dividing said society would have drawn to divide said society, to view the society of Kensington and the inhabitants near in the adjoining parishes to Kensington; also to hear the pleas of all parties, and upon the whole to judge and determine whether or no it be for the best good, welfare and peace of said parish, to continue in one entire society, or otherwise whether it will be so, to divide said parish into several societies; and if upon the whole they shall judge that it may conduce most for the peace, welfare and interest of said society, and the interest of religion there, to divide said society, then to divide said society into so many societies and draw such lines as they shall judge may conduce most to the peace, good and welfare of said society, &c.; and that if they shall judge it best that said parish be divided into two or more societies, that then they shall give due notice to such adjacent parishes any part of which they may think best should be added to such society, by signifying to the committee of such societies their desire that they would call a meeting of such society, if they think fit, and acquaint them they may appear by their committee appointed by such society for that purpose and be

heard thereon, if they see cause; and make report of their doings to this Assembly at their present sessions, or to the Assembly to be holden at Hartford in May next. And that all the cost be paid by the memorialists.

On the petition of Normand Morrison, of Hartford in the county of Hartford, brought to this Assembly holden at Hartford in May last, shewing that on the 20th day of April, 1743, the said Normand gave his bond, under his hand and seal, in and by which he bound himself to pay to Samuel Maltby, then of Boston in the county of Suffolk and Province of the Massachusetts Bay, the sum of one thousand pounds in lawful money of this Colony, conditioned to be void on paying one thousand pounds old tenor with interest for the same on or before the 18th day of November then next, and at the same time, as a collateral security for said debt, said Normand executed to said Maltby a deed of mortgage of nineteen hundred and thirty-eight acres of land lying in Bedford in said Province, defeazible only on said Normand's performing the condition of said bond, and that the said Maltby on the 25th day of June next after the executing said deed and bond, in consideration of the sum of one thousand and ten pounds in bills of public credit old tenor of said Province to him in hand paid by James Bowdoin, Esqr, Hugh Hall, Esqr, Nathaniel Cunningham and James Pitts, merchants, all of Boston aforesaid, by his, said Maltby's, deed under his hand and seal of that date, sold and conveyed the said land in fee to the said Bowdoin, Hall, Cunningham and Pitts, and soon after the said Maltby broke and went to Great Britain, and is since dead as the said Normand is advised; and that notwithstanding all this, there was on the 26th day of March, 1750, a writ taken out in the name of said Maltby on the bond aforesaid, whereby said Normand was cited to appear before the county court held at Hartford on the second Tuesday of April, 1750, to answer to the said Maltby in said action in which he demanded of your petitioner the sum of one thousand pounds lawful money of Connecticut; at which county court Mr. Thomas Seymour, of Hartford in the county of Hartford, appeared as an attorney to said Maltby, and said Normand appeared and on his motion the case was continued by said court to the county court held at said Hartford on the first Tuesday of November, 1750, and the said Seymour then appeared in said cause as aforesaid, and said Normand, sup- [188] posing his evidence || sufficient to prove said Maltby's death, moved said court to dismiss said suit, alledging that said Maltby died before the date of said writ, but the said

court judging the evidence produced insufficient to prove the death of said Maltby refused to dismiss said action and ordered the same to proceed, and accordingly judgment was by said court rendered on *nihil dicit*, that said Maltby should recover of said Normand the sum of three hundred and thirty-seven pounds sixteen shillings and ten pence lawful money with £19 17s. 4d. old tenor cost; whereby said Normand has lost his land aforesaid and is without remedy but by the interposition of this Assembly; and praying that the said judgment of said county court may be reversed and set aside, and he have liberty of a new tryal, as more at large appears in said petition, dated the first day of February, 1753: Resolved by this Assembly, that the judgment of the said county court be reversed and set aside, and the same is hereby reversed, set aside and made void; and the said Normand has liberty hereby granted him, to enter his said case by way of review at the county court to be holden at Hartford within and for the county of Hartford on the first Tuesday of November next; and the said court is hereby impowered to consider the said case and give judgment therein according to law, as fully as if the same had been there first commenced: provided the said Normand shall give bond before said court, with sufficient sureties, to prosecute his said review to effect and to answer all damages if he make not his plea good.

Upon the memorial of Samuel Dwight, administrator on the estate of Peter Wolcott late of Middleton, deceased, shewing to this Assembly that the estate of said Peter Wolcott being insolvent, commissioners were by the judge of the court of probate for the district of Hartford appointed, and the claims of the creditors received, and an average on said estate made to the creditors according to law in such cases, since which Richard Hall, of Middleton in Hartford county, executor on the last will and testament of Giles Hall, Esqr, deceased, having a note made payable to said Giles Hall, Esqr, by the said Peter Wolcott for more than the sum of forty pounds old tenour on interest, and finding about half an acre of land in the town platt in Middleton that did of right belong to said Peter and was his proper estate, which was not inventoried or distributed to said creditors, and thereupon brought his action against the administrator of said Peter's estate at the adjourned county court held at Hartford the 4th Tuesday of June, 1752, on said note, where said Richard Hall obtained judgment against the estate of said Peter in the hands of the memorialist, and execution on said judgment since awarded, being for the sum £85 6s. 1d. old tenor bills,

and for the sum of £1 0s. 7*d.* lawful money cost; and the memorialist, not having any assets in his hands, praying for liberty to sell so much of said land as to pay the sum in said execution contained: Resolved by this Assembly, that the memorialist have liberty, and he is hereby impowered to sell so much of the said land as to make said sums to pay said execution with the incident charges arising thereon, taking the advice of the court of probate for the district of Hartford.

Upon the memorial of Josiah Daughton of Newtown, administrator on the estate of Stephen Burrit late of said Newtown, deceast, shewing to this Assembly that the debts due from said estate surmount the personal estate the sum of £136 11s. 3*d.*, and thereupon praying this Assembly to grant liberty to sell so much of the lands of said deceast's estate as will amount to said sum: Resolved by this Assembly, that said Josiah Daughton, administrator on said estate, be impowered, and he is hereby impowered, to sell so much of the real estate of said Stephen Burrit, deceased, as shall be sufficient to pay the sum of £136 11s. 3*d.* money old tenor with the incident charges arising thereon, taking the direction of the court of probate in the district of Danbury therein.

[189] Upon the memorial of Stephen Smith, of Litchfield town and county, administrator on the estate of Joseph Chamberlain late of said Litchfield, deceast, shewing to this Assembly that the debts due from the estate of the said deceast surmount the moveable estate the sum of two hundred and twenty pounds in bills of the old tenor, and praying for liberty to make sale of so much of the real estate of the said deceast as to pay and satisfy the sum of £220 debt as above, with the incident charges arising thereon: Resolved by this Assembly, that the memorialist be impowered, and he is hereby fully authorized and impowered, to make sale of so much of the real estate of the said Joseph Chamberlain, deceast, as to pay and satisfy the sum of £220 debt, as aforesaid, with the incident charges arising thereon; taking the directions of the court of probate in the district of Litchfield thereon.

On the memorial of Jacob Pettibone and David Moor, executors to the last will and testament of Stephen Pettibone late of Symsbury, deceased, shewing to this Assembly that the debts due from the estate of the said Stephen Pettibone surmount the moveable estate of said Stephen the sum of two hundred and seventy pounds eleven shillings bills old tenor; and praying for liberty to sell so much of the real estate of the said Stephen Pettibone as shall be sufficient to pay the



said sum of £270 11s. 0*d.* with the incident charges arising thereon: Resolved by this Assembly, that the said Jacob Pettibone and David Moore be impowered, and they be hereby substituted and impowered, to sell so much of the real estate of the said Stephen Pettibone as shall be sufficient to pay the sum of two hundred and seventy pounds eleven shillings money old tenor debt, and the incident charges arising thereon, taking the advice of the court of probate in the district of Hartford thereon.

Upon the memorial of Abraham Case, of Symsbury in the county of Hartford, administrator on the estate of Joseph Clark late of said Symsbury, deceased, made to this Assembly, humbly sheweth that there was liberty granted by the General Assembly at Hartford in May last for the sale of the real estate of the said deceased to the value of £475 5s. 7*d.* old tenor, for the payment of debts; shewing that the debts due from said estate surmount said sum of £475 5s. 7*d.* old tenor the sum of £317 5s. 9*d.* old tenor bills more than the grant in May last will answer; praying this Honourable Assembly to appoint him, or some other person, to make sale of so much of the real estate of the said deceased as will raise the sum of £317 5s. 9*d.* of the old tenor bills, for the payment of said debt with the incident charges arising on said sale: Whereupon this Assembly do appoint the said Abraham Case of said Symsbury, to sell so much of the real estate of the said Joseph Clark, deceased, as to raise the sum of £317 5s. 9*d.* old tenor bills, for the payment of said debts together with incident charges arising on sale, taking the direction of the court of probate in the district of Hartford thereon.

Upon the memorial of Elizabeth Street, administratrix on the estate of Samuel Street late of Norwalk in the county of Fairfield, deceased, shewing to this Assembly that the debts, charges, &c., surmount the moveable estate and credits of said deceased the sum of £1122 11s. 0*d.* old tenor, and praying this Assembly for liberty to sell so much of the real estate as will procure said sum with the necessary charges arising on said sale: Resolved by this Assembly, that so much of the real estate of said deceased shall be sold as will pay said sum of £1122 11s. 0*d.*; and that Capt. John Raymond of said Norwalk be impowered, and he is hereby authorized and impowered, to make sale of so much of the real estate of said deceased as will pay and satisfy the aforesaid sum of £1122 11s. 0*d.* old tenor with the necessary charges arising on said sale; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Isaac Lee and Sarah Norton, administrators on the estate of Isaac Norton late of Farmington, deceased, representing that the debts due from the estate of said deceased surmount the moveable part thereof the sum of £1405 1s. 5*d.* old tenor; praying for liberty to sell lands, &c.: Resolved by this Assembly, that the aforesaid Isaac Lee have liberty, and liberty and power is hereby granted unto him, to make sale of so much of the real estate of the said Isaac Norton, deceased, as shall be sufficient to procure the aforesaid sum of £1405 1s. 5*d.* old tenor with the incident charges arising thereon, taking the advice and direction of the court of probate for the district of Hartford in said sale.

[190] Upon the memorial of Mary Smith, widow and administratrix on the estate of Joseph Smith late of Suffield, deceased, sheweth that the debts due from the estate of said Joseph Smith, deceased, surmounts the moveable estate of said deceased the sum £977 10s. 2*d.* old tenor bills of credit; praying to the General Assembly in May last that the memorialist, or some meet person with her or by himself, to make sale of so much of the real estate of the said deceased as will raise the sum of £977 10s. 2*d.* old tenor bills, as aforesaid, to answer said debts, with incident charges of sale, and by the direction of the court of probate for the district of Hartford thereon: Resolved by this Assembly, that Samuel Hathaway of Suffield be appointed, and he is hereby appointed, to make sale of so much of the real estate of the said Joseph Smith, deceased, as will be sufficient to pay the said sum of £977 10s. 2*d.* old tenor with the charge of sale, &c., taking the direction of the court of probate in the district of Hartford thereon.

Upon the memorial of Thomas Selden jun<sup>r</sup>, executor on the last will and testament of William Markham, late of Lyme in the district of New London, shewing to this Assembly that the debts, charges and allowances from said estate surmounts the moveable part of the estate of said deceased the sum of £225 5s. 5*d.* old tenor, and thereupon praying for liberty to make sale of real estate, &c.: Resolved by this Assembly, that the said Thomas Selden jun<sup>r</sup> be impowered, and he is hereby fully impowered, to make sale of so much of the real estate of the said deceased as will procure the sum of £225 5s. 5*d.* old tenor, as aforesaid, together with the incident charges arising on such sale; taking the direction of the court of probate in the district of New London therein.

Upon the memorial of Joseph Shepard and Daniel Brown, administrators on the estate of Samuel Shepard late of Hart-

ford, deceased, representing that the debts due from the estate of said deceased amount to the sum of £113 0s. 6d. old tenor bills, and that there is no moveable estate in their hands of the said deceased to pay the same; praying for liberty to sell real estate, &c.: It is therefore resolved by this Assembly, that the said administrators shall have liberty, and liberty and authority is hereby granted unto them, to sell so much of the real estate of said deceased as is sufficient to pay said sum of £113 0s. 6d. old tenor with the incident charges; taking the advice of the court of probates for the district of Hartford therein.

Upon the memorial of John Phelps, Esqr, of Hebron, shewing that he and one Abraham Palmer, Elijah Buel, &c., were at expence and trouble in apprehending and conveying to goal in Norwich one John Bill, suspected of being guilty of counterfeiting bills of public credit in October last, and that said Bill before trial made his escape from goal; praying to have said expences &c. allowed out of the public treasury of this Colony, as by the memorial on file: Resolved by this Assembly, that said John Phelps shall have and receive out of the public treasury of this Colony, for the use of himself and those that were helpful in said matter, the following sums,

<i>viz:</i> the said Phelps,	-	-	-	-	£0	8	0
Two grand jurors,	-	-	-	-	0	11	2
Abraham Palmer,	-	-	-	-	0	16	0
Elijah Buel,	-	-	-	-	0	10	0
Samuel Filer, junr,	-	-	-	-	0	7	0
John Thompson,	-	-	-	-	0	9	0
Joseph Phelps,	-	-	-	-	0	12	0
Alexander Phelps,	-	-	-	-	0	4	0

In all three pounds seventeen shillings and two pence lawful money. And the Treasurer of this Colony is hereby ordered and directed to pay the same.

Upon the memorial of Asa Waterman, Joseph Peck, Jeremiah Kingman, Elisha Fitch, Daniel Waterman, Daniel Kingsbury and Simon Tracy jr., selectmen of Norwich, praying that they may have liberty to sell so much of the lands of Simon Armstrong, of said Norwich, as shall amount to the sum of fifty pounds lawful money, to pay the debts of said Armstrong he being taken under their care, as by memorial on file doth appear: Whereupon this Assembly do grant liberty unto the abovesaid selectmen, or to the major part of them, to sell so much of the land of said Armstrong as shall amount to the said sum of fifty pounds lawful money, for the purpose abovesaid.

[191] Upon the memorial of Benjamin Thomas of Stafford, administrator on the estate of Ebenezer Thomas late of said Stafford, deceased, representing that the debts due from the estate of said deceased do exceed the moveable part thereof the sum of £454 18s. 4*d.* of the old tenor; praying for liberty to sell the real estate, &c.: Resolved by this Assembly, that the said administrator shall have such liberty, and liberty, power and authority is hereby granted unto him, to make sale of so much of the real estate of said deceased as will be sufficient to pay the aforesaid sum with the incident charges arising thereon; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of the inhabitants of the town of Goshen and of the town of Torrington, representing to this Assembly that the south bounds of the town of Goshen and the south bounds of the town of Torrington are bounded south on the north bounds of Litchfield, and the north bounds of Litchfield have never been bounded out and ascertained by any monuments in the said north line, as the law directs; and that the memorialists have several times endeavoured to agree upon, settle and ascertain the line between said towns, but cannot agree to settle the same; and praying that this Assembly would appoint a committee, at the cost and charge of the inhabitants of the town of Litchfield, to run a straight line from Litchfield northeast corner bounds to their northwest corner bounds, and that certain boundaries and monuments may be made and erected in said line as the law directs, that they may be enabled to perambulate, according to law, with said town of Litchfield: Resolved by this Assembly, that Roger Sherman, one of the surveyors of said Litchfield county, be appointed, and he is hereby appointed, to run a straight line from the northeast corner bounds of Litchfield to their northwest corner bounds, and erect monuments therein at every eighty rods, as the law directs; and that it be done at the cost of the inhabitants of said town of Litchfield; and to make report of his doings therein to the Assembly in May next, that the same may be accepted and recorded.

Upon the memorial of Pelatiah Allyn of Windsor, administrator on the estate of Matthew Allyn jun<sup>r</sup>, late of said Windsor, deceased, praying to this Assembly that he may be appointed to make sale of so much of the real estate of the said deceased as will raise the sum of £740 7s. 11*d.* old tenor bills of public credit with the necessary charge arising on the sale thereof, to be sold by the direction of the court of probates for the district of Hartford, for the payment of said de-

ceased's debts: Resolved by this Assembly, that Pelatiah Allyn, said administrator, be impowered to sell so much of the real estate of the said Matthew Allyn, deceased, as will raise the sum of £740 7s. 11*d.* old tenor bills of credit, as aforesaid, and necessary cost arising on the sale thereof, to pay the aforesaid sum; taking the direction of the court of probates in the district of Hartford.

Upon the memorial of Benjamin Keeny and Jemima Keeny, administrators on the estate of Solomon Forbs late of Hartford, deceased, praying for liberty to sell lands of the estate of the deceased, to pay the debts due from said estate; shewing there was no moveables to pay the same: This Assembly do appoint Samuel Smith, of Hartford, with the said administrators, to sell so much of the lands of the deceased as to procure the sum of ninety pounds in bills of the old tenor with the charges arising on the sale of said lands; taking the advice of the court of probate for the district of Hartford.

Upon the memorial of Oliver Dudley of Guilford, administrator on the estate of Joshua Dudley late of Branford, deceast, shewing to this Assembly that the debts due from the estate of the deceast surmount the moveable estate the sum of £6 11s. 10*d.* lawful money, and praying for liberty of this Assembly, to make sale of so much of the real estate of the deceast as to pay and satisfy the sum of £6 11s. 10*d.* as aforesaid, with the incident charges arising thereon: Resolved by this Assembly, that the memorialist be impowered, and he is hereby fully authorized and impowered, to make sale of so much of the real estate of the said Joshua Dudley, deceast, as to pay and satisfy the sum of six pounds eleven shillings and ten pence lawful money, debt as aforesaid, with the incident charges arising thereon; taking the direction of the court of probate in the district of Guilford thereon.

[192] Upon the memorial of William Chandler, of Killingsly in the county of Windham, praying to this Assembly that he may be allowed the sum of seven shillings and six pence, proclamation money, out of the public treasury of this Colony, for his trouble and charge in the examination of one John George, a transient person, and committing of him to Windham goal, for his passing counterfeit bills, &c., and for the care and trouble of the tenders, &c.: Resolved by this Assembly, that Nathaniel Stanley, Esqr, Treasurer, be ordered, and he is hereby ordered, to pay to the memorialist (William Chandler) the sum of seven shillings and six pence proclamation money, out of the treasury of this Colony.

Upon the memorial of Jedidiah Samborn of Weathersfield,

administrator on the estate of Charles Deming late of said Weathersfield, deceased, representing that there is yet due from the estate of said deceased, over and above the moveable part thereof and what land hath been heretofore sold, to pay debts due from said estate to the amount of £285 18s. 7*d.* old tenor; praying further liberty to sell lands, &c.: Resolved by this Assembly, that the said administrator, with Mr. Joseph Boardman of said Weathersfield, have liberty, and liberty and authority is hereby granted unto them, to sell so much of the real estate of said deceased as shall be sufficient to procure the sum of £285 18s. 7*d.* old tenor and incident charges; taking the direction of the court of probate in the district of Hartford therein.

Upon the memorial of Hannah Stephens, administratrix on the estate of Samuel Stephens late of Killingsworth, deceast, shewing to this Assembly that the debts due from the estate of the deceast surmount the moveable estate the sum of £460 16s. 1*d.* old tenor money, and praying to this Assembly for liberty to make sale of so much of the real estate of said deceast as to satisfy the aforesaid debt with the incident charges arising thereon: Resolved by this Assembly, that Mr. Joseph Eliot, of said Killingsworth, be impowered, and he is hereby fully authorized and impower'd, to make sale of so much of the real estate of the said Samuel Stephens, deceast, as to pay and satisfy the sum of four hundred and sixty pounds sixteen shillings and one penny old tenor money debt, with the incident charges arising thereon; taking the direction of the court of probate in the district of Guilford therein.

Upon the memorial of Pelatiah Allyn of Barkhamsted, administrator on the estate of Timothy Walters late of Barkhamsted, deceased, praying to this Assembly that he, or some other meet person, may be appointed to make sale of so much of the real estate of the said deceased as will raise the sum of £130 18s. 5*d.* old tenor bills of public credit with the necessary charges arising on the sale thereof, to be sold by the direction of the court of probate for the district of Hartford, for the payment of said deceased's debts: Resolved by this Assembly, that Pelatiah Allyn, said administrator, be impowered, and he is hereby impowered, to sell so much of the real estate of the said Timothy Walters, deceased, as will raise the sum of £130 18s. 5*d.* old tenor bills of credit, as aforesaid, and the necessary cost arising on the sale thereof, to pay the aforesaid sum; taking the direction of the court of probate for the district of Hartford.

Upon the memorial of Amzi Beech and Landa Beech, of

the town of Milford in the county of New Haven, administrators on the estate of Thomas Beech late of said Milford, deceased, shewing to this Assembly that the debts due from the estate of the said Thomas Beech, deceased, surmount the moveable estate the sum of £692 16s. 10*d.* old tenor, and that said administrators have no assets in their hands, and praying for liberty to make sale of so much of the real estate of the said deceased as to pay and satisfy the sum of £692 16s. 10*d.* debt old tenor with the incident charges arising thereon: Resolved by this Assembly, that the memorialists, Amzi Beech and Landa Beech, be impowered, and they are hereby fully authorized and impowered, to make sale of so much of the real estate of the said Thomas Beech, deceased, as to pay and satisfy the sum of six hundred ninety-two pounds sixteen shillings and ten pence money old tenor, debt as aforesaid, with the incident charges arising thereon, taking the direction of the court of probate in the district of New Haven thereon.

[193] Upon the memorial of Lydia Renuolds, of Norwich in New London county, administratrix on the estate of her son John Rennolds, late of said Norwich, deceased, shewing this Assembly that the debts and charges of the said deceast surmount the personal estate of the said deceased the sum of six hundred pounds six shillings and six pence old tenor; and praying that some suitable person or persons may be appointed to sell so much of the real estate of the said deceased as to pay the said sum of £600 6s. 6*d.* &c.: Resolved by this Assembly, that Mr. Richard Hide, of said Norwich, be appointed, and he is hereby substituted and fully impowered, to sell so much of the real estate of the said deceased as to pay the said sum of six hundred pounds six shillings and six pence old tenor, with the necessary charges arising on such sale; taking the direction of the court of probate in the district of Norwich therein.

Upon the memorial of the President and Fellows of Yale College in New Haven: Ordered by this Assembly, that the Treasurer of this Colony pay out of the public treasury to the said president and fellows (for the last half of the current year, and in lieu of one half of the hundred pounds granted to said college &c. in May, 1745,) the sum of fifty pounds in lawful money, for the use of said college.

Upon the memorial of Sarah Barrett of Hartford, administratrix on the estate of Jonathan Barrett late of Hartford, deceased, representing that the debts due from said estate surmount the moveable part thereof the sum of £225 15s. 3*d.* old tenor; praying liberty to sell lands, &c.: Resolved by

this Assembly, that the memorialist have liberty, and liberty, power and authority is hereby granted unto her, to make sale of so much of the real estate of the said deceased as shall be sufficient to procure the aforesaid sum of £225 15s. 3*d.* old tenor, with the incident charges arising thereon; taking the advice of the court of probate for the district of Hartford therein.

Upon the memorial of Hezekiah and Elisha Edgerton, both of Norwich in the county of New London, administrators on the estate of the late Mr. Joseph Edgerton, late of Lebanon in the county of Windham, deceased, shewing that the debts due from the said deceased's estate surmount the moveable estate of said deceast the sum of one hundred twenty-three pounds sixteen shillings and six pence lawful silver money; and praying this Assembly that they may have liberty to sell so much of the land of said deceased as shall amount to said sum of £123 16s. 6*d.* lawful money, with the incident charges thereon arising, taking their advice of the court of probates for the district of Windham: Whereupon this Assembly do grant liberty to the said Hezekiah and Elisha Edgerton, administrators, to sell so much of the land of the said Joseph Edgerton, deceased, as shall amount to the sum of one hundred twenty-three pounds sixteen shillings and six pence lawful silver money, with the incident charges thereon arising; taking their advice from the court of probate in the district of Windham.

Upon the memorial of Daniel Lee, Jonathan Sacket and Ebenezer Beeman, inhabitants of the society of East Greenwich in the town of Kent in the county of Litchfield, and the rest of the inhabitants of said society, shewing to this Assembly that, at their sessions in October, 1750, they granted a tax of eight pence old tenor per acre upon all the lands within the said society of East Greenwich for the space of four years then next ensuing, to be assessed and collected of the owners of said lands for the settling and supporting a gospel minister in said society, and appointed Mr. Benjamin Bronson to collect said tax, who is since deceased; and praying to this Assembly to appoint two persons in the room and stead of said Benjamin Bronson, deceast, to collect the remainder of said tax which is yet unpaid, &c.: Resolved by this Assembly, that Messrs. Jonathan Sacket and Justus Sacket, both of said parish of East Greenwich, be appointed, and they are hereby fully authorized and impowered in the room and stead of the said Benjamin Bronson, deceast, to levy and collect the remainder of said tax, and to be accountable therefor in the same manner as said Bronson was.



[194] Upon the memorial of Jabez Hamlin and Elihu Chauncey, shewing to this Assembly that there is a new-invented water-machine for the dressing of flax lately brought into use in Scotland and Ireland by the societies for managing the linen manufactures; also representing that, upon proper encouragement to them given, they would set up and bring into use said machine; and thereupon praying this Assembly to grant unto said memorialists and their associates the sole liberty and privilege of erecting and setting up said machine in this Colony:

*Be it, therefore, enacted, resolved and granted,* That the said Jabez Hamlin, Elihu Chauncey, and their associates, their heirs and assigns, shall have the sole liberty and privilege of making, erecting and setting up, and using said water-machine for dressing of flax in this Colony, for and during the full term of fifteen years next after the rising of this Assembly; and that they, the said Hamlin, Chauncey, and their associates, their heirs and assigns, shall have liberty, and liberty is hereby granted unto them, to set up said machine in all or so many of the towns in this Colony as they find best; and all other persons are hereby prohibited and debarred from making and setting up said machine, or any other made in imitation thereof, within the limits of this Colony within the term aforesaid, without the special leave and license of the said Hamlin, Chauncey, and their associates, their heirs or assigns: upon the penalty and forfeiture of one hundred pounds lawful money, to be recovered by action, bill, plaint or information, in any court of record in this Colony, by the said Hamlin and Chauncey, their associates, heirs and assigns, and for their only use. Always provided, that the said Hamlin, Chauncey and their associates, or their heirs or assigns, shall, within eighteen months from the rising of this Assembly, make and set up one such machine at least in some convenient place in this Colony, for an experiment. Provided also, that if the memorialists, or their associates, their heirs or assigns, shall not, within five years next after the rising of this Assembly, erect and set up one such machine, at least, in every town in this Colony, or being so set up shall, at any time within the said term of fifteen years, suffer the same to be out of repair and unfit for dressing of flax, the inhabitants of such town may erect such machine, anything in this act to the contrary notwithstanding. Provided also, that nothing in this act shall be construed to hinder any machine for the dressing of flax now in use, or that may be hereafter invented for that purpose, if such machine be diverse from and not in imitation of the machine set up by the encouragement here given.

Upon the memorial of Mary Meigs of Guilford, administratrix on the estate of Timothy Meigs late of said Guilford, deceased, and guardian to the children of said deceased Timothy; shewing that said deceased Timothy in his life time, together with his two brethren, Jehiel Meigs and Return Meigs, purchased the house and lot lately belonging to Stephen Bishop in Middleton, which they did with a view to relieve the said Bishop, and with expectations that the said Bishop would redeem the same; also shewing that the said Bishop not redeeming the same, the said Jehiel and Return are about to sell their parts of said house and lot, being two-thirds thereof, which would be inconvenient without selling the other third, which did belong to said deceased Timothy; and also shewing that the circumstances of the estate of said deceased are such, that a sale of said third part would very much serve the interest of the heirs to said estate, *viz.*: the children aforesaid; praying for liberty and to be enabled to make sale of the same, as by said memorial on file may more fully appear: Resolved by this Assembly, that the memorialist have liberty to sell said third part of said house and lot, and she is hereby enabled and fully empowered to give and execute a deed of the same to all intents and purposes, for the holding the same. The monies produced by such sale to be accounted parcel of the moveable estate of said deceased, necessary charges of the sale deducted, and be accounted for accordingly.

[195] Upon the memorial of Isaac Goff and Rebekah Goff, of Symsbury, shewing to this Assembly that the debts due from the estate of Josiah Riley late of Symsbury, deceased, surmount the moveable estate of the said Josiah the sum of £261 17s. 10d. old tenor bills; and praying for liberty to sell so much real estate of the said Josiah Riley as shall be sufficient to pay the aforesaid sum of £261 17s. 10d. old tenor bills, and the incident charges arising thereon, taking the direction of the court of probate in the district of Hartford therein: Resolved by this Assembly, that the said memorialists, Isaac Goff and Rebekah Goff, be impowered, and they be hereby substituted and impowered, to sell so much of the real estate of the said Josiah Riley as shall be sufficient to pay the sum of £261 17s. 10d. old tenor debt, and the incident charges arising on the sale thereof; taking the direction of the court of probate in the district of Hartford thereon.

Upon the memorial of John Eddy, of Middleton, and Phebe his wife, administrators on the estate of Stephen Griffith late of Middleton, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the move-

able part of said estate the sum of £197 16s. 6d. old tenor; and thereupon praying for liberty to make sale of real estate: Resolved by this Assembly, that the said John Eddy be authorized and impowered, and he is hereby authorized and impowered, to make sale of so much of the real estate of said deceased as will procure the aforesaid sum of £197 16s. 6d. with the incident charges arising on such sale; taking the direction of the court of probate in the district of Hartford therein.

The List of the several Towns of the Colony of Connecticut sent to the Assembly held in New Haven October 11th Anno Dom. 1753.

	£	s.	d.		£	s.	d.
Hartford,	38178	4	1	East Haddam,	17274	12	6
New Haven,	56059	7	2½	Coventry,	17041	1	6
New London,	31681	12	3	Lebanon,	38030	17	0
Fairfield,	49237	14	1	Preston,	20823	15	0
Windham,	25725	14	8	Durham,	11203	13	11
Litchfield,	12856	5	6	Colchester,	22540	19	7
Norwich,	54852	13	6	Stanford,	28070	1	9
Norwalk,	33624	17	4½	Mansfield,	15757	16	6
Tolland,	8560	12	6	Voluntown,	10547	3	0
Newtown,	14234	6	2	Stratford,	40532	6	6
Killingley,	23008	0	0	Weathersfield,	27891	11	9
Danberry,	20072	8	11	Stonington,	31355	1	0
Guilford,	31267	18	0	Plainfield,	12850	19	6
Saybrook,	21596	1	4	Milford,	28021	6	5
Groton,	24219	11	3	Hebron,	17922	8	0
Glassenbury,	13371	6	6	Branford,	22938	5	10
Windsor,	41700	0	0	New Milford,	14030	2	6
Woodstock,	17046	0	0	Greenwich,	19436	14	0
Symsbury,	20272	0	0	Waterbury,	17635	18	7
Ashford,	11046	14	6	Suffield,	17436	8	0
Killingsworth,	15091	16	11	Wallingford,	40371	10	3
Farmington,	41721	19	0	Middleton,	49378	2	0
Canterbury,	15886	17	6	Woodbury,	28921	12	3
Enfield,	8746	6	0	Lyme,	23958	13	8
Haddam,	10690	16	3	Derby,	12150	15	1
Ridgfield,	11453	19	7	Pomfret,	19169	13	0
Bolton,	8150	18	0				

[196] This Assembly do establish and confirm Mr. William Clark to be Ensign of the north company or trainband in the first society in Lebanon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abel Judson to be Lieutenant of the 1st company or trainband in the town of Newtown, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Pennel Child to be Captain of the south company or trainband in the town of Killingsly, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Corban to be Lieutenant of the south company or trainband in the town of Killingsly, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Mills to be Ensign of the south company or trainband in the town of Killingsly, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ephraim Child to be Lieutenant of the 17th company in [the] 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nehemiah Lyon to be Ensign of the 17th company in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Metcalf to be Ensign of the 10th company in the 5th regiment in this Colony, and order that he be commissioned accordingly.

*Ordered and resolved*, That Nathaniel Stanley, Esqr, Treasurer of this Colony, do, and is hereby directed to attend the Assembly on Tuesday the 30th day of October instant, with a sufficient sum in lawful money to answer the charge of this Assembly.

*It is ordered and enacted by this Assembly*, That the brand for horses for the town of Union shall be the following figure or character, ⊕

This Assembly do appoint Mr. Ebenezer Hill junr, of Goshen, to be Surveyor of Lands in the county of Litchfield.

Upon the memorial of Eleazer Fitch, Esqr, sheriff of the county of Windham, shewing to this Assembly that he has been at great cost and charge in supporting one John George, lately committed to prison for uttering counterfeit bills, as also in pursuing after him to retake him on his breaking out of said prison; praying for relief, as per his memorial on file: Whereupon it is resolved by this Assembly, that upon the application of the memorialist to the superior court at the next sessions in Windham county, the said court is hereby directed and impowered to take into their consideration the account and expence referred to, and to adjust the same to such sum as they shall judge to be reasonable, and draw an order for said sum on the Treasurer of this Colony for the

payment of the same to the memorialist, who is hereby directed to pay the same accordingly.

Eleazer Fitch, sheriff of the county of Windham, having exhibited to this Assembly his accounts of expences and disbursements in transporting the Colony law-books belonging to said county from New London to Windham, &c.: Resolved by this Assembly, that the said Eleazer Fitch be allowed out of the treasury of this Colony the sum of two pounds lawful money for said service and disbursements, and that the Treasurer of this Colony be ordered, and he is hereby ordered, to pay to the said Eleazer Fitch the sum of two pounds, lawful money as aforesaid, out of the treasury of this Colony.

Samuel Mansfield, sheriff of New Haven county, laid before this Assembly his account of transporting the law-books for the county of New Haven from New London to New Haven: This Assembly grant to be paid out of the Colony treasury to the said Samuel Mansfield one pound fifteen shillings and six pence lawful money.

This Assembly doth grant to Chaunsey Whittlesey, Esqr, for his fees for his apprehending and committing James McBride, presented by the grand jury in New Haven for forgery in June last, who made his escape, £0 6s. 6d. And to James Blakely, goaler, for keeping said McBride 10 weeks, and watching him one night, £0 17s. 6d.—Lawful money, £1 4s. 0d.

[197] William Pitkin junr, sheriff of Hartford county, laid before this Assembly his account of transporting the law-books for the county of Hartford from New London to Hartford, &c.: This Assembly grant to be paid out of the Colony treasury to the said William Pitkin two pounds and five pence lawful money.

William Pitkin, John Chester and George Wyllys, Esqrs, having rendered their account of their loaning and sale of the sterling money in England and delivered the Treasurer's receipts for the moneys and bonds lodged in his hands to a committee appointed to receive the same: This Assembly grant to be paid out of the Colony treasury to the said William Pitkin, John Chester and George Wyllys, for their service therein, the sum of sixty pounds lawful money.

Whereas Don Joseph Miguel de St. Juan, supercargo and director of the Spanish snow St. Joseph and St. Helena and her-cargo, by his petition, signed by his own proper name and hand, dated October 16th, 1753, preferred to this Assembly, hath represented that on his voyage bound from Havana to

Cadiz, was reduced to distress, occasioned by the leakage of said snow, and being far to the northward put into the port of New London in this Colony; that in coming in, the said snow run on a reef of rocks and thereby they were obliged to unlade said snow and put her cargo in stores at New London; that since that time great delays have happened in his affairs, great expences and losses have been sustained, and that his affairs still remain under great difficulties; and thereupon hath petitioned to this Court for remedy and relief, as by the aforesaid petition and the particular representations and petitions therein contained, reference thereunto being had, may more fully appear; whereupon the said Don Joseph being called before his Honour the Governor in Council, to answer to several interrogatories concerning the matters aforesaid, gave his several answers thereunto; he was also heard by his counsel on his petition aforesaid at divers times; which interrogatories and answers, representations, requests, and all the evidences produced relating thereto, this Court hath considered: by all which it appears to this Assembly, that what expence, losses and delays soever may have happened were either by means to this Assembly unknown, or which they were in no wise able to have prevented: but, that after much delay Messrs. Henry Cuyler, jun<sup>r</sup>, and Henry Lane, merchants in New York, chartered to the said Don Joseph a certain ship, called the Nebuchadnezar, burdened about one hundred and ninety-six tons, to transport the money, goods and merchandizes lately taken out of the aforesaid snow, from the port of New London to Cadiz, and in said charter covenanted that the said ship should be furnished with men and mariners and all things necessary for her voyage, and be ready to take on board her cargo on or before the 23d of April now last past, and that therein also the said Joseph Miguel covenanted to lade on board said ship the said money, goods and merchandize, within certain time or times now long since past; that in pursuance of said charter, the said ship was ready in the port of New London, furnished with master and mariners by said Cuyler and Lane, and that part of said cargo was shipt on board her by the said Don Joseph or his attorney, and nothing appears to this Court but that he might have shipped the residue, or may now ship the residue of said cargo, and proceed according to charter under which she now lyes. It also appears that, upon the unloading said snow, the cargo was taken into the care and custody of Joseph Hull, Esq<sup>r</sup>, collector of the customs at the port of New London, and that afterwards the said Hull delivered the monies and part of the cargo in his custody to the said Joseph Miguel or his attorney, after which

they proceeded to ship &c., as aforesaid; that thereupon this Court is of opinion, that the said master and mariners may not by the authority of this Court be discharged, nor the goods unshipped without consent of the parties concerned, which is not had in this case: but as those matters are under the regulation of the charter made by the parties, so they are to be governed and determined according to rules of law, nor may the said Joseph Hull, Esqr, be compelled to receive from on board said ship the said goods again into his custody, according to the petition of the said Joseph Miguel, nor doth it appear reasonable to appoint or oblige any person to take the custody of the said monies and goods at their own cost and risque, seeing the said Don Joseph declares he will not be at any cost therein: Therefore, for these and other causes appearing in the said affair, those requests in his petition are not reasonable to be granted. But, inasmuch as protection and assistance is due to a foreigner thus cast among us, this [198] Assembly do advise || that his Honour the Governor grant all due protection, comfort and relief to the said Joseph Miguel in the premises, conformable both to the laws of trade and of nature and nations. It is also further resolved, that in case the said Don Joseph Miguel shall desire that search and enquiry be made after any part of his cargo that is or may be imbezzelled, or that evidence may be taken *in perpetuam rei memoriam* or otherwise concerning his affairs, and shall apply himself to the Governor for that purpose, the Governor is hereby desired and fully impowered to appoint and direct and fully to authorize, if need be, some proper person or persons to enquire and search after such lost or imbezzelled cargo, and to take such reasonable means and methods therein as may be necessary for doing justice, and as the exigency of the case may require; and also to appoint and direct some proper person or persons to take and certify such evidences or affidavits, respecting the affairs aforesaid, as may be proper and the said Joseph Miguel shall desire, the same to be done at the reasonable cost of the petitioner: or in case the said Joseph Miguel shall desire that his Honour the Governor do said service, he is hereby fully authorized and impowered to do the same, or such part thereof as he shall think proper to undertake.

On the petition of Samuel Wetmore and Joseph Wetmore, both of Middleton, Benjamin Wetmore, late of said Middleton now of Waterbury, and Francis Wetmore, late of Middleton now of Weathersfield, *vs.* Ithamar Parsons, of Durham, on file: The question was put, whether that in proceeding to and rendering the judgment of the superior court referred to in

the petition manifest error hath intervened, as the petitioners complain: Resolved by this Assembly in the negative.

On the petition of Cyprian Dudley of Saybrook, *vs.* Fitz John Whitmore, late of said Middleton now residing at Long Island, on file: The question was put, whether the prayer of the petitioner contained in his said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Thomas Hill, of Fairfield, in the county of Fairfield, *vs.* Ebenezer Silliman, Esqr, and David Barlow, both of Fairfield aforesaid, as on file: The question was put, whether that in the judgment of the superior court complained of in said petition there be error: Resolved by this Assembly in the negative.

On the petition of Joseph Jennings jun<sup>r</sup>, of Fairfield in the county of Fairfield, *vs.* Daniel Ayrault, of Newport in the Colony of Rhode Island, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £5 2s. 9d. lawful money. Ex. granted Nov. 2d, 1753.*

On the petition of the inhabitants of the town of Farmington in the county of Hartford, by their agents John Strong and Solomon Whitman, dated September 19th, 1753, *vs.* Joseph Olcott and Richard Goodman, of Hartford in the county aforesaid, as on file: The question was put, whether the pleas offered by the respondents in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Thomas Merwin, of Fairfield in the county of Fairfield, *vs.* Samuel Staples of said Fairfield, on file: The question was put, whether the prayer of the petitioner should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £2 4s. 4d. lawful money. Ex. granted Nov. 2d, 1753.*

On the petition of Ephraim Smith, of Stonington in the county of New London, *vs.* Samuel Latimore, of New London in the county aforesaid, as on file: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £1 17s. 1½d. lawful money. Ex. granted October 31st, 1753.*

[199] On the petition of William Russel, of Stratford in the county of Fairfield, *vs.* Joseph Bridge, of Lexington in the county of Middlesex in the Province of the Massachusetts Bay, as on file: The question was put, whether the petitioner



should be put to disclose upon oath before the Assembly, as the petitioner hath moved and prayed for in his petition: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 15s. 6d. lawful money. Ex. granted Nov. 2d, 1753.*

On the petition of Josiah Stanly, of Wallingford in the county of New Haven, *vs.* William Dixson jun<sup>r</sup>, of Colchester in the county of Hartford, as on file: The question was put, whether anything should be granted on the prayer of the petitioner: Resolved by this Assembly in the negative. *Cost allowed respondent £6 8s. 4d. lawful money. Ex. granted June 28th, 1754.*

On the petition of Samuel Russell, of Middleton in the county of Hartford, *vs.* Eliakim Robinson, of New Haven in the county of New Haven, as on file: The question was put, whether in proceeding to and rendering the judgment of the superior court mentioned in the petition manifest error hath intervened, as the petitioner hath complained of in his petition: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 12s. 8d. lawful money. Ex. granted Nov. 2d, 1753.*

This Assembly grants to Mr. Timothy Green, printer, ten pounds and ten shillings lawful money in addition to the grant made him by this Assembly in May last for his salary from the first of November, 1752, to the first of November 1753.

This Assembly grants to Mr. Timothy Green, printer, one hundred and twenty pounds lawful money, towards his printing, binding &c. the Colony law-books, and refer the full settlement of his accompts respecting said books to the session of this Assembly in May next.

This Assembly grants to the Honourable Roger Wolcott, Esq<sup>r</sup>, Governor, sixty-six pounds lawful money, for the last half of his salary for the current year.

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Deputy Governor, thirty-three pounds lawful money, for the last half of his salary for the current year.

This Assembly grants to Samuel Lynde and Richard Lord, Esq<sup>rs</sup>, for viewing and reporting the state of Saybrook ferry, the sum of twelve shillings lawful money, and that the said sum be paid out of the public treasury to said Lynde and Lord.

*Resolved by this Assembly, That all the petitions, memorials, and other affairs and business, now lying before this Assem-*

bly and unfinished, be referred, and are hereby referred, to the consideration of this Assembly in May next.

Upon the petition of the inhabitants of West Haddam Parish in the county of Hartford, representing that, sundry years ago, Mr. Joshua Elderkin was regularly ordained a gospel minister in said parish, by mutual good agreement both of him and the petitioners; that they, besides a certain sum stipulated for his annual salary, had also further stipulated and given him the sum of £1600 old tenor, for his settlement; that after about three years and half continuance in said work and becoming weak and infirm in body he, on his desire under such his disability, was regularly dismissed from the ministerial charge and oversight of said parish; that as they were concurring and consenting to his dismissal the same was after having signified to him their expectations that he should return his said settlement money, or part of it, and his consent to submit that matter to referees, in case they should not be able between themselves to agree therein; that, his said consent to such submission notwithstanding, he, the said Mr. Elderkin, hath hitherto and now also refuses, either therein to agree with the petitioners or come into a submission as aforesaid, save only on condition that they would purchase his homestead in said parish, &c.; and thereupon praying relief, as per petition on file: Resolved by this Assembly, that Thomas Wells, Esqr, John Ledyard, Esqr, and Jabez Hamlin, Esqr, [be,] and they hereby are, appointed a com-[200] mittee with full power to enquire || of the premises, and by enquiry and examination of and by all evidence by the parties to be exhibited, to find out truth and the true grounds and reasons of the matters in said petition alledged; and of what they find, together with their opinion what thereon is right and equitable to be done by and between the parties, to make report to this present, or the next General Assembly to be held at Hartford.

This Assembly do appoint William Pitkin, John Chester and Thomas Welles, Esqrs, Capt. John Pitkin, Mr. John Ledyard, Col. Elisha Williams, and Col. Elizur Goodrich, a committee to attend his Honour the Governour, to hear the records of the acts and doings of this Assembly read off, and see them signed by the Secretary as perfect and compleat.

The whole record of the several Acts, Grants and Resolves of this Assembly, as it stands entered on the pages of this book next preceding, was read off in the presence of the major part of the committee abovenamed, and signed

GEORGE WYLLYS, Secret'y.

[201] *Anno Regni Regis Georgii secundi vigesimo-septimo.*  
 AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF  
 HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW  
 ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY  
 ON THE SECOND THURSDAY OF MAY, (BEING THE 9TH DAY OF  
 SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS  
 UNTIL THE 30TH DAY OF THE SAME MONTH, ANNO DOMINI  
 1754.

(viz. :)

The Honourable Roger Wolcott, Esq<sup>r</sup>, Governor.

The Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Deputy Governor.

Samuel Lynde,	} Esq <sup>rs</sup> .	Andrew Burr,	} Esq <sup>rs</sup> , As-	
William Pitkin,		John Chester,		sistants.
Roger Newton,		Thomas Wells,		
Ebenezer Silliman,		Benjamin Hall,		
Hezekiah Huntington,		Phinehas Lyman,		

*Representatives or Deputies of the several towns hereafter  
 mentioned, returned to attend at this Assembly, viz :*

Mr. John Ledyard, Capt. John Pitkin, for Hartford.  
 Major John Hubbard, Mr. Samuel Cook, for New Haven.  
 Capt. Stephen Lee, Capt. Piggim Adams, for New London.  
 Major John Read, Capt. Samuel Burr, for Fairfield.  
 Mr. Jona. Huntington, Mr. Nath<sup>l</sup> Wales, for Windham.  
 Major Eben<sup>r</sup> Marsh, Mr. Benj. Webster, for Litchfield.  
 Mr. Isaac Tracy, Mr. Joseph Tracy, for Norwich.  
 Col. Christopher Avery, Capt. Eben<sup>r</sup>. Avery for Groton.  
 Col. Jona. Hoit, Major Jona. Maltbie, for Stanford.  
 Capt. Daniel Porter, Capt. Samuel Adams, for Stratford.  
 Col. Jouath. Trumbel, Capt. Joshua West, for Lebanon.  
 Mr. Jona. Russell, Capt. Nath<sup>l</sup> Harrison, for Branford.  
 Major Jabez Hamlin, Mr. Joseph Wright, for Middleton.  
 Mr. John Lay, Mr. Uriah Rolland, for Lyme.  
 Mr. John Strong, Capt. Jared Lee, for Farmington.  
 Mr. Eliakim Hall, Mr. Enos Brooks, for Wallingford.  
 Col. Elisha Williams, Col. Elizur Goodrich, for Weathersfield.  
 Major Charles Bulkley, Mr. Epa. Lord, for Colchester.  
 Capt. Andrew Ward, Mr. Nath<sup>l</sup> Ruggles, for Guilford.  
 Mr. Sam<sup>l</sup> Fitch, Mr. Theop<sup>s</sup>. Fitch, for Norwalk.  
 Capt. Moses Hawkins, Mr. Charles French, for Derby.  
 Capt. William Witter, Major Samuel Coit, for Preston.  
 Capt. Daniel Cone, for East Haddam.  
 Capt. John Mead, Mr. Benja. Mead, for Greenwich.  
 [202] Capt. Jona. Hale, Mr. Sam<sup>l</sup> Kimberly, for Glassenbury.  
 Mr. Alex<sup>r</sup> Phelps, Capt. Sam<sup>l</sup> Gilbert, for Hebron.

Mr. John Hitchcock, Mr. Sam<sup>l</sup> Canfield, for New Milford.  
 Mr. John Southmaid, Mr. Thomas Mathews, for Waterbury.  
 Mr. Dan<sup>l</sup> Sherman, Mr. Increase Mosely, for Woodbury.  
 Mr. Ambr<sup>s</sup> Wittlesey, Mr. Jed<sup>b</sup> Chapman, for Saybrook.  
 Mr. Sam<sup>l</sup> Kent, Capt. Asaph Levit, for Suffield.  
 Mr. Thomas Benedict, Capt. Eben<sup>r</sup> Hickox, for Danbury.  
 Capt. Obadiah Johnson, Capt. Jabez Fitch, for Canterbury.  
 Mr. Henry Bowin, Col. Thos. Chandler, for Woodstock.  
 Capt. John Douglas, Capt. Thos. Stevens, for Plainfield.  
 Mr. Jos. Strong jun., Mr. Silas Loug, for Coventry.  
 Capt. Henry Glover, Mr. Dan<sup>l</sup> Booth, for Newtown.  
 Mr. Eph. Strong, Mr. John Ford, for Milford.  
 Mr. Benja. Gale, Mr. Jos. Wilcox, for Killingworth.  
 Major Elihu Chauncey, Mr. John Camp 3d, for Durham.  
 Mr. Sam<sup>l</sup> Olmsted, Mr. Stephen Smith, for Richfield.  
 Mr. Matthew Rockwell, Capt. Sam<sup>l</sup> Eno, for Windsor.  
 Major Jos. Holland, Mr. Will<sup>m</sup> Orsgood, for Pomfret.  
 Mr. Stephen Cone, Capt. Benja. Talcott, for Bolton.  
 Col. Shubael Conant, Capt. Jos. Stores, for Mansfield.  
 Mr. Sim. Minor, Col. John Williams, for Stonington.  
 Col. Hez<sup>b</sup> Sabin, Mr. Boaz Sterns, for Killingsly.  
 Mr. Zeb<sup>a</sup> West, Mr. Joshua Wills, for Tolland.  
 Mr. Joseph Wells, for Haddam.  
 Mr. David Phelps, Mr. Andrew Roby, for Symsbury.  
 Capt. Rob<sup>t</sup> Dickson, Mr. John Smith, for Voluntown.  
 Mr. Rob<sup>t</sup> Knolton, Mr. Amos Babcock, for Ashford.  
 Capt. Eph<sup>m</sup> Terry, Mr. Jos. Olmsted, for Enfield.

Jonathan Trumble, Esq<sup>r</sup>, Speaker, } of the House of  
 Major Elihu Chauncey, Clerk, } Representatives.

Col. Shubael Conant Speaker of the House of Representatives in the room of Jonathan Trumble, Esq<sup>r</sup>, at this election chosen an Assistant.

This day being appointed by the royal charter and the laws of this Colony for the Election of the public officers of the Colony, *viz*: Governor, Deputy Governor, Assistants, Treas- [203] urer, and Secretary, || proclamation was made, and then the votes of the freemen were given in to the persons appointed by the Governor, Council and Representatives, to receive, sort and count them; which persons so appointed were: Samuel Lynde, William Pitkin, Roger Newton, Ebenezer Silliman, Hezekiah Huntington, Andrew Burr, John Chester, Thomas Wells, Benjamin Hall, Phinehas Lyman, Esq<sup>r</sup>s, Mr. John Ledyard, Major Jabez Hamlin, Major John Hubbard, Capt. Nathaniel Harrison, Mr. Benjamin Gale, Mr. Simeon Minor, Col. Jonathan Hoit, Major John Read, Col.

Shubael Conant, Col. Thomas Chandler, Major Ebenezer Marsh, and Mr. Samuel Canfield, who were all sworn to a faithful discharge of that trust. And the votes of the free-men being brought in, sorted and counted,

The Honourable Thomas Fitch, Esq<sup>r</sup>, is chosen Governor of this Colony for the year ensuing.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, is chosen Deputy Governor of this Colony for the year ensuing.

Samuel Lynde, Esq<sup>r</sup>, Roger Newton, Esq<sup>r</sup>, Ebenezer Silliman, Esq<sup>r</sup>, Jonathan Trumble, Esq<sup>r</sup>, Hezekiah Huntington, Esq<sup>r</sup>, Andrew Burr, Esq<sup>r</sup>, John Chester, Esq<sup>r</sup>, Thomas Wells, Esq<sup>r</sup>, Benjamin Hall, Esq<sup>r</sup>, Phineas Lyman, Esq<sup>r</sup>, Roger Wolcott jun<sup>r</sup>, Esq<sup>r</sup>, Jonathan Huntington, Esq<sup>r</sup>, were chosen Assistants for the year ensuing.

Nathaniel Stanly, Esq<sup>r</sup>, is chosen Treasurer of this Colony for the year ensuing.

George Wyllys is chosen Secretary of this Colony for the year ensuing. •

The Governor's oath, prescribed by the law of this Colony, and the oath required by act of Parliament relating to trade and navigation, were administred to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, (now chosen Governor,) by Samuel Lynde, Esq<sup>r</sup>, Assistant, before the other Assistants and Assembly present as aforesaid.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, (now chosen Deputy Governor,) had the Deputy Governor's oath, prescribed by law, administred to him by his Honour the Governor in the presence of the Assembly.

The Assistant's oath, provided by law, was administred to Samuel Lynde, Roger Newton, Ebenezer Silliman, Jonathan Trumble, Hezekiah Huntington, Andrew Burr, John Chester, Thomas Wells, Benjamin Hall, Phineas Lyman, Roger Wolcott jun<sup>r</sup>, and Jonathan Huntington, Esq<sup>rs</sup>, (now chosen Assistants,) by his Honour the Governor.

The Treasurer's oath, provided by law, was administred to Nathaniel Stanly, Esq<sup>r</sup>, (now chosen Treasurer,) by his Honour the Governor.

The Secretary's oath, provided by law, was administred to George Wyllys, (now chosen Secretary,) by his Honour the Governor.

The several members of this Assembly who had not taken the oaths provided by act of Parliament instead of the oaths of allegiance and supremacy, now took the said oaths (provided as aforesaid,) and likewise the oath of abjuration, and made the declaration against popery.

*Ordered*, That John Chester, Esqr, and Col. Elisha Williams return the thanks of this Assembly to the Rev<sup>d</sup> Mr. James Lockwood, for his sermon delivered (on the 9th day of May instant) before the Assembly, and desire a copy thereof, that it may be printed.

This Assembly do appoint the Hon<sup>ble</sup> William Pitkin, Esqr, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Ebenezer Silliman, Esqr, Samuel Lynde, Esqr, Jonathan Trumble, Esqr, and Roger Wolcott jun<sup>r</sup>, Esqr, to be Judges of the superior courts in this Colony the year ensuing.

[204] This Assembly do appoint Col. Joseph Fowler to be an Assistant Judge of the Superior Courts in this Colony the year ensuing, in the room of Col. Jonathan Trumble, who has refused.

This Assembly do appoint John Chester, Esqr, to be Judge of the County Courts in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esqr, to be Judge of the County Courts in the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esqr, to be Judge of the County Courts in the county of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the County Courts in and for the county of Fairfield the year ensuing.

This Assembly do appoint Jonathan Huntington, Esqr, to be Judge of the County Courts in and for the county of Windham the year ensuing.

This Assembly do appoint William Preston, Esqr, to be Judge of the County Courts in and for the county of Litchfield the year ensuing.

This Assembly do appoint Joseph Buckingham, Esqr, to be Judge of the Court of Probate in the district of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Esqr, to be Judge of the Court of Probate in the district of New Haven the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esqr, to be Judge of the Court of Probate in the district of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the Court of Probate for the district of Fairfield the year ensuing.

This Assembly do appoint Jonathan Trumble, Esqr, to be Judge of the Court of Probate for the district of Windham for the year ensuing.

This Assembly do appoint Timothy Stone, Esqr, to be Judge of the Court of Probate in the district of Guilford the year ensuing.

This Assembly do appoint Joseph Minor, Esqr, to be Judge of the Court of Probate in the district of Woodbury the year ensuing.

This Assembly do appoint Jonathan Hoit, Esqr, to be Judge of the Court of Probate in the district of Stanford the year ensuing.

This Assembly do appoint Joseph Spencer, Esqr, to be Judge of the Court of Probate in the district of East Haddam the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esqr, to be Judge of the Court of Probate in the district of Litchfield the year ensuing.

This Assembly do appoint Thomas Benedict, Esqr, to be Judge of the Court of Probate in the district of Danbury the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esqr, to be Judge of the Court of Probate in the district of Norwich the year ensuing.

This Assembly do appoint John Creary, Esqr, to be Judge of the Court of Probate in the district of Plainfield the year ensuing.

This Assembly do appoint Jabez Hamlin, Esqr, to be Judge of the Court of Probate in and for the district of Middletown the year ensuing.

[205] This Assembly do appoint Timothy Sabin, Esqr, to be Judge of the Court of Probate in and for the district of Pomfret the year ensuing.

This Assembly do appoint Jabez Hamlin, Joseph Buckingham, Joseph Pitkin, William Wolcott, Esqrs, to be Justices of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint Nathaniel Stanley, Joseph Talcott, George Wylls, Daniel Edwards, Thomas Hosmer, John Ledyard, Elisha Williams, Elizur Goodrich, Daniel Bissell, Timothy Nash, Thomas Hart, John Hooker, Joseph Hooker, Solomon Whitman, Joseph White, Thomas Johnson, Seth Wetmore, Joseph Southmayd, Benjamin Stillman, Hezekiah Brainard, Joseph Spencer (of East Haddam,) John Humphrys, Joseph Wilcoxson, Jonathan Hale, Nathaniel Foot,

Epaphras Lord, Charles Bulkley, Joseph Phelps, John Phelps, Samuel Gilbert, Zebulon West, Thomas Pitkin, Samuel Kent jun<sup>r</sup>, Ephraim Terry, Daniel Aldin, John Mirick, Samuel Enno, Jared Lee, Joseph Wells, Daniel Cone, Alexander Phelps, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq<sup>r</sup>, to be Judge of the County Courts in and for the county of Hartford for the year ensuing, (in the room of John Chester, Esq<sup>r</sup>, who declines serving in that office.)

This Assembly do appoint John Humphry, Esq<sup>r</sup>, to be of the Quorum in the county of Hartford for the year ensuing.

This Assembly do appoint Mr. John Waterous to be a Justice of the Peace for the county of Hartford the year ensuing.

This Assembly do appoint Capt. Pelatiah Mills to be a Justice of the Peace in the county of Hartford the year ensuing.

This Assembly do appoint Benjamin Hall, Esq<sup>r</sup>, to be Justice of the Quorum in the county of New Haven the year ensuing.

This Assembly do appoint John Fowler, John Hubbard, and Elihu Chauncey, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in the county of New Haven the year ensuing.

This Assembly do appoint Isaac Dickerman, John Prout, Deodate Davenport, Isaiah Tuttle, Chauncey Whittlesey, Robert Treat, Nathan Baldwin, Timothy Stone, Theophilus Rosseter, Samuel Robinson, Nathaniel Ruggles, Samuel Hall, Elihu Hall, John Hall jun<sup>r</sup>, Ezekiel Royce, John Russell, Jonathan Russell, Nathaniel Harrison, Josiah Rogers jun<sup>r</sup>, James Wadsworth, James Wadsworth jun<sup>r</sup>, John Southmayd, Thomas Clark, Thomas Matthews, Samuel Basset, Samuel Riggs, Timothy Russel, Samuel Sherman, John Grave, Daniel Holebrook, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint John Griswold, Christopher Avery, Isaac Huntington, Jeremiah Miller, and Richard Lord, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of New London the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Benjamin Gale, Elnathan Stevens, Jonathan Lane, Nathaniel Clark, Jedidiah Chapman, John Tully, Ambrose Whittlesey, Daniel Ely, Benjamin Lee, Samuel Ely, Joshua Hempstead, Daniel Coit, Joshua Raymond, Pygan Adams, Adonijah Fitch, Jabez Hide, Ebenezer Backus, Samuel Lothrop, Jabez Huntington, William Whiting, Elisha Fitch, Luke Perkins, Nathan Smith, William Williams, Simeon Minor, Joseph Demison, Samuel



Prentice, Nehemiah Palmer, Samuel Morgan, Samuel Coit, William Witter, Joseph Wilcocks, Samuel Dimick, John Lay 3d, David Gardner, Ebenezer Avery, Esq<sup>rs</sup>, to be Justices of the Peace for the county of New London for the year ensuing.

This Assembly do appoint Jonathan Hoit, David Rowland, Samuel Fitch, Samuel Adams, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Fairfield the year ensuing.

[206] This Assembly do appoint || John Thompson, Edmond Lewis, Robert Walker, Theophilus Nickols, William Peat, William Burr, Thaddens Burr, Samuel Sherwood, John Read, Moses Dimond, Thomas Towsey, Caleb Baldwin, James Lockwood, Joseph Platt, Jonathan Maltby, Abraham Davenport, Nathaniel Peck, John Mead, Ebenezer Mead, Samuel Olmsted, Samuel Smith 3d, Thomas Benedict, Samuel Gregory, Ephraim Hubbel, Ichabod Lewis, Theophilus Fitch, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Fairfield for the year ensuing.

This Assembly do appoint Shubael Conant, John Dyar, Jabez Fitch, and Joshua West, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Windham the year ensuing.

This Assembly do appoint John Creary, Joseph Levins, Thomas Stores, Joseph Cady, Ebenezer Wales, Nathaniel Huntington, Joseph Fowler, Joseph Clark, Nathaniel Wales, Samuel Danielson, Joseph Holland, Phineas Strong, John Smith, Joseph Strong jun<sup>r</sup>, Thomas Chandler, Eliphalet Dyar, William Metcalf, Henry Bowen, Samuel Chandler, Jeremiah Keney, James Bicknell, Silas Long, Hezekiah Sabin, Stephen Fuller, William Chandler, Jacob Dresser, Joseph Stores, Benjamin Wheeler, Ezekiel Pierce, Timothy Sabin, Samuel Gray, Robert Dixon, William Osgood, Ebenezer Williams, and John Douglas, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Windham for the year ensuing.

This Assembly do appoint John Williams, Samuel Canfield, Ebenezer Marsh, and Joseph Bird, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Litchfield the year ensuing.

This Assembly do appoint William Preston, Joseph Minor, Noah Hinman, Hezekiah Hooker, Increase Mosely, Daniel Castle, Daniel Sherman, Paul Welch, Thomas Harrison, Timothy Collins, Elisha Sheldon, Samuel Hutchinson, James Landon, Timothy Hatch, John Ransom, George Holloway, David Whitney, John Beebe, John Beach, Gideon Thompson, Ebenezer Lyman, Cyprian Webster, and Isaac Kellogg, Esq<sup>rs</sup>,

to be Justices of the Peace for the county of Litchfield the year ensuing.

An Act in Alteration of one Paragraph of the Law of this Colony entitled An Act for providing and maintaining Pounds and for regulating the Impounding Creatures, &c.

Whereas in one paragraph of said act the time limited wherein if no owner doth appear after horses, cattle, sheep and swine, are cried and posted, as directed in said act, is three days, after which so many of the said creatures shall by the constable be sold at an outcry as may be sufficient to satisfy the damage and poundage, &c., which time by experience is found too short and to expose the owners of such creatures to great loss: Which to prevent,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That for the future the time limited for the sale of sheep and swine, if no owner doth appear, shall be eight days, and of horses and cattle shall be twenty days after the same are cried and posted; any law, usage or custom to the contrary notwithstanding.

This Assembly do appoint Mr. Jabez Fitch, jun<sup>r</sup>, to be Surveyor of Lands for the county of Windham.

An Act for appointing the Brand for Horses in the Town of Kent.

*It is ordered and enacted by this Assembly,* That the brand for horses for the town of Kent shall be the following figure, viz: X

*Resolved by this Assembly,* That the second society of Woodstock in this Colony shall be called and known by the name of New Roxbury for the future.

[207] Upon the memorial of Jacob Baldwin of Milford, administrator on the estate of Joseph Baldwin late of said Milford, deceased, shewing to this Assembly that the debts due from the estate of said Joseph Baldwin, deceased, surmount the moveable estate the sum of twenty-three pounds seven shillings and eleven pence money old tenor, and that there is of the said Joseph's estate ten rods and three quarters of land; praying this Assembly to appoint some meet person to sell the same, or so much thereof as to pay the aforesaid sum of £23 7s. 11d: Resolved by this Assembly, that Nathan Baldwin, Esq<sup>r</sup>, of said Milford, be, and he is hereby, impowered to sell said land, or so much thereof as to pay the said sum of twenty-three pounds eleven shillings and seven pence old tenor, with the charges arising thereon.

Upon the memorial of Samuel Hubbell of Fairfield, administrator on the estate of David Hubbell late of said Fairfield, deceased, shewing to this Assembly that the debts due from

the estate of said deceased surmount the moveable estate of said deceased the sum of £89 1s.; praying for liberty to make sale of so much of the real estate of said deceased as will make said sum: Resolved by this Assembly, that the memorialist have liberty, and he is hereby impowered, to make sale of so much of the real estate of said deceased as will pay and satisfy the sum of £89 1s. old tenor with the necessary charges arising on said sale; taking the direction of the court of probate in the district of Fairfield therein.

Upon the memorial of Elizabeth Tyler, administratrix on the estate of Zebedee Tyler late of Groton, deceased, shewing to this Assembly that the debts due from said estate surmount the personal estate of the said Tyler the sum of £863 10s. 1*d.* old tenor; praying this Assembly to impower some proper person to sell so much of the real estate of the said Tyler as will make said sum: Resolved by this Assembly, that John Wood, of said Groton, is appointed and hereby impowered, to sell so much of the real estate of the said Zebedee Tyler as will amount to the sum of £863 10s. 1*d.* old tenor bills with the necessary charges arising upon such sale; taking the advice of the court of probate in the district of New London therein.

Upon the memorial of David Hoyt, Joshua Knap, Daniel Starr, Lemuel Bebee, and Israel White, selectmen of the town of Danbury, shewing to this Assembly that Ebenezer Barnum, an indigent person of said Danbury, remains still under their care; that since the order of this Assembly for selling of land &c., the said selectmen have expended out of the town stock for the support of said Barnum and family the sum of eighty pounds money old tenor; praying this Assembly to grant liberty for the further sale of said Barnum's lands, not only for the repayment of the sum expended, but also for making further provision for the support of said Barnum and family: Resolved by this Assembly, that the said selectmen of Danbury, or the major part of them, have liberty, and they are hereby impowered, to make sale of so much of said Barnum's land, at the best advantage, as will procure the sum of three hundred pounds money old tenor, to be improved for the repayment of what hath been already expended, as also in making further provision for said Barnum and family.

[208] Upon the memorial of Experience Peck, administratrix on the estate of Samuel Peck, late of Woodbury in Litchfield county, deceased, shewing to this Assembly that the debts of the said deceased, with the allowance of £42 11s. 6*d.*

old tenor in necessaries to the widow, surmounts the moveable estate of the said deceast the sum of £302 8s. 1*d.* old tenor, and praying to this Assembly for liberty to make sale of so much of the real estate of the said deceast as will amount to the sum of £259 17s. 1*d.* old tenor, to be improved in paying said debts: Resolved by this Assembly, that the memorialist shall have liberty, and the said memorialist is hereby fully authorized and impowered, to make sale of so much of the real estate of the said deceast as will procure the sum of £259 17s. 1*d.* old tenor, to be improved as afore-said, with the incident charges arising thereon; having first taken the direction of the court of probate in the district of said Woodbury therein.

Upon the memorial of Jonathan Stanly and Dorothy Burnham, both of Hartford, administrators on the estate of Charles Burnham late of said Hartford, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate the sum of £527 2s. 7*d.* money old tenor; praying for liberty to sell so much of the real estate of said deceased as to procure the said sum of £527 2s. 7*d.* money old tenor with the incident charges that may arise thereon: Resolved by this Assembly, that Jonathan Stanly and Dorothy Burnham be authorized and impowered, and they are hereby authorized and impowered, to sell so much of the real estate of the said deceased as to procure the sum of £527 2s. 7*d.* money old tenor, with the incident charges arising thereon; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Stephen Burr of Fairfield, administrator on the estate of William Burrit late of said Fairfield, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the moveable estate of said deceased the sum of £211 9s. 9*d.*; praying for liberty to make sale of so much of the real estate of said deceased as will make said sum: Resolved by this Assembly, that Major John Read of said Fairfield be appointed, and he is hereby appointed and impowered, to make sale of so much of the real estate of said deceased as will pay and satisfy said sum of £211 9s. 9*d.* old tenor, with the necessary charges arising thereon; taking the direction of the judge of probate in the district of Fairfield therein.

Upon the memorial of John Armstrong, administrator on the estate of Mr. James Armstrong late of Norwich, deceased, shewing to this Assembly that the debts and charges allowed against said estate surmount the sum of the personal estate

of the said deceased the sum of thirty-two pounds eight shillings lawful money; and praying for liberty to sell so much of the real estate of the said deceased as to enable him to pay the said sum with the necessary charges arising on such sale, &c.: Resolved by this Assembly, that the said administrator have liberty to sell, and he is hereby authorized and fully empowered to sell, so much of the real estate of the said deceased as to pay the sum of thirty-two pounds eight shillings lawful money, with the necessary charges arising on such sale; taking the direction of the court of probate in the district of Norwich therein.

This Assembly do establish and confirm Mr. Stephen Sanford to be Captain of the company or trainband in the parish of Amity, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joel Hodgskins to be Lieutenant of the company or trainband in the parish of Amity, and order that he be commissioned accordingly.

[209] This Assembly do establish and confirm Mr. Amos Sherman to be Ensign of the company or trainband in the parish of Amity, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Dyar to be Captain of the troop of horse in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eleazer Cady to be Lieutenant of the troop of horse in the 11th regiment of this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Spaulding to be Cornet of the troop of horse in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Warren to be Lieutenant of the north company or trainband in the town of Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Elmor to be Ensign of the north company or trainband in the town of Sharon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Peter Buell to be Captain of the 2d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Baldwin to be Lieutenant of the 2d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Smith to be Ensign of the 2d company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Porter to be Captain of the company or trainband in the first society in the town of Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Obadiah Richards to be Lieutenant of the company or trainband in the first society in the town of Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Taylor to be Captain of the first company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Wood to be Lieutenant of the first company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Starr to be Ensign of the first company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Lemuel Beebe to be Captain of the 3d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Dibble to be Lieutenant of the 3d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Benedict to be Ensign of the 3d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Marvin to be Lieutenant of the 4th company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jasper Griffin to be Ensign of the 4th company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benajah Sabin to be Captain of the 7th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonath. Pitcher to be Lieutenant of the 7th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Hartsorn the 3d to be Ensign of the 7th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan

Huntington to be Lieutenant of the 9th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Rockwell to be Ensign of the 9th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

[210] This Assembly do establish and confirm Mr. Daniel Mix to be Captain of the 5th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Williams to be Lieutenant of the 5th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Zebadiah Andruss to be Ensign of the 5th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Perkins to be Captain of the northwest company or trainband in the parish of Newent in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Bishop junr to be Lieutenant of the northwest company or trainband in the parish of Newent in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Robert Kiusman junr to be Ensign of the northwest company or trainband in the parish of Newent in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jacob Perkins to be Captain of the southeast company or trainband in the parish of Newent in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Safford to be Lieutenant of the southeast company or trainband in the parish of Newent in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezra Lothrop to be Ensign of the southeast company or trainband in the parish of Newent in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Amos Botsford to be Captain of the north company or trainband in the town

of New Town, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Blackman jun<sup>r</sup> to be Ensign of the north company or trainband in the town of New Town, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Bosworth to be Captain of the company or trainband in the parish of New Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Bostwick to be Lieutenant of the company or trainband in the parish of New Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Stephen Noble to be Ensign of the company or trainband in the parish of New Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Silas Whipple to be Lieutenant of the 5th company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eleazer Bishop to be Ensign of the 5th company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Durks to be Lieutenant of the 3d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Philip Kirtland jun<sup>r</sup> to be Lieutenant of the 8th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

[211] This Assembly do establish and confirm Mr. John Lane to be Captain of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Lemuel Hull to be Lieutenant of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Pierson to be Ensign of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Peter Hall to



be Ensign of the second company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ignatius Barker to be Cornet in the 2d troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Israel Loomiss to be Quarter-Master in the 2d troop of horse in the 12th regiment in this Colony, and order that he be commissioned accordingly.

Upon the memorial of Mary Burr, administratrix on the estate of the Reverend Mr. Isaac Burr, late of Windsor in the county of Hartford, deceased, shewing to this Assembly that the debts and charges, with moveables set to the widow for necessary use, surmounts the moveable part of the inventory of the estate of the said deceased the sum of £711 3s. 3d. money old tenor, for the payment of which the administratrix has no assets in her hands, and praying to this Assembly for liberty to sell so much of the real estate of the said deceased as will raise the aforesaid sum of £711 3s. 3d. to pay the debts aforesaid, and that Nathaniel Loomis the 3d, of Windsor, or some other suitable person, be appointed to make sale of so much land of said deceased as to raise the aforesaid sum of £711 3s. 3d. with incident charges arising on the sale thereof, &c.: Resolved by this Assembly, that Nathaniel Loomis the 3d, of Windsor aforesaid, be impowered, and he is hereby impowered, to make sale of so much of the real estate of the said deceased Isaac Burr as will raise the aforesaid sum of £711 3s. 3d. old tenor bills of credit, to pay the debts of the said deceased with the incident charges arising on the sale thereof; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Jonathan Bates and Peter Demilt, executors on the last will and testament of Nathaniel Selleck late of Stanford, deceast, shewing to this Assembly that the debts and charges, &c., due from the estate of said deceased surmount the personal estate of the said Nathaniel Selleck, deceast, the sum of £727 11s. 3½d money of the old tenor; praying for liberty to sell so much of the real estate of the said deceast as will answer and satisfy for the sum aforesaid: Resolved by this Assembly, that the memorialists have liberty, and they are hereby impowered, to sell so much of the real estate of the said deceast as will answer and satisfy for the sum of £727 11s. 3½d. old tenor money with the necessary charges arising thereon; taking the direction of the court of probate in the district of Stanford therein.

Upon the memorial of Elizabeth Gilbert, administratrix on the estate of Ezekiel Gilbert late of Middleton, deceased, shewing to this Assembly that the debts, charges and allowances made by the court of probate for the district of Hartford, surmount the moveable estate of said deceased the sum of £142 12s. 5*d.* old tenor, and thereupon praying for liberty to sell land, &c.: Resolved by this Assembly, that the memorialist and Jonathan Blake, both of said Middleton, be empowered, and they are hereby empowered, to sell so much of the land of the said deceased as will procure the aforesaid sum of £142 12s. 5*d.* old tenor bills together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Hartford therein.

Upon the memorial of Hannah Boardman, administratrix on the estate of Timothy Boardman, late of Weathersfield in the county of Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of the said deceased surmounts the moveable estate of the said deceased [212] the sum of £922 4s. 5*d.* || money old tenor bills, for the payment of which the said administratrix has no assets in her hands, and therefore prays that Captain Jonathan Belding, of Weathersfield, and the administratrix, or some other person, to make sale of so much of the real estate of the said deceased as will procure said sum of £922 4s. 5*d.* bills of the old tenor, for the payment of said debts with incident charges arising on the sale thereof, taking the direction of the court of probate for said district, &c.: Resolved by this Assembly, that Captain Jonathan Belding and the said administratrix be appointed, and they are hereby appointed and empowered, to sell so much of the real estate of the said deceased as will raise the before-said sum of £922 4s. 5*d.* old tenor bills of credit, to pay said debts with incident charges arising thereon; taking the direction of the said court of probate.

Upon the memorial of Hiel Buel and Elizabeth Keley, administrators on the estate of Josiah Keley late of Killingworth, deceased, shewing to this Assembly that the debts due from said estate surmounts the personal estate of the said deceased the sum of £316 14s. 2*d.*; praying that so much of the real estate of the said deceased as will procure said sum of £316 14s. 2*d.* bills of credit old tenor, for the payment of said debts with incident charges arising thereon, taking the advice of the court of probate for the district of Guilford therein: Resolved by this Assembly, that Mr. Daniel Willcocks be appointed, and he is hereby empowered, to make sale of so much of the real estate of the said deceased as will raise the afore-

said sum of £316 14s. 2d. old tenor bills of credit with the incident charges arising thereon; taking the direction of the court of probate therein.

Upon the memorial of Richard Smith and Jeduthan Smith, of Glassenbury, shewing to this Assembly that there is no person appointed to keep the ferry at Glassenbury, called Smith's Ferry; praying that the said ferry may be stated on them: Resolved by this Assembly, that the said Richard and Jeduthan Smith shall have the liberty of keeping said ferry and of taking the fare thereof to themselves, during the pleasure of this Assembly.

Upon the memorial of Sarah Kelcy, administratrix on the estate of Ebenezer Kelcy late of Killingworth, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the personal estate the sum of £82 13s. 9d., which sum of £82 13s. 9d. old tenor hath appeared and been exhibited in court since the former account was exhibited; praying that liberty be granted to the said administratrix to sell so much of the real estate of the said deceased as will procure said sum with the incident charges arising thereon, taking the advice of the court of probate therein: Resolved by this Assembly, that John Lane jun<sup>r</sup> be appointed, and he is hereby empowered, to sell so much of the real estate of the said deceased as to procure the said sum of £82 13s. 9d. old tenor bills of credit, together with the incident charges arising thereon; taking the advice of the court of probate therein.

Upon the memorial of Jane Higgins, administratrix on the estate of Theodore Higgins, late of Middleton in the county of Hartford, deceased, shewing to this Assembly that the debts, charges and allowances made by the court of probate for the district of Middleton, surmount the moveable estate of said deceased the sum of £202 5s. 2d. old tenor, and thereupon praying for liberty to sell real estate, &c.: Resolved by this Assembly, that the memorialist, with Mr. Israel Higgins of Middleton, be empowered, and they are hereby empowered, to sell so much of the real estate of said deceased as will procure [213] the || aforesaid sum of £202 5s. 2d. old tenor together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Middleton therein.

Upon the memorial of Williams Smith and Abigail Smith *alias* Graves, administrators on the estate of Benjamin Grave, late of Haddam in the county of Hartford, shewing to this Assembly that the debts, charges and allowances made by

the court of probate for the district of Middleton, surmounts the moveable part of said deceased the sum of £50 1s. 7*d.* old tenor, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the said Williams Smith be impowered, and he is hereby impowered, to sell so much of the real estate of the said deceased as will procure the aforesaid sum of £50 1s. 7*d.* old tenor together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Middleton therein.

Upon the memorial of Joanna Sessions, late of Union now of Pomfret in the county of Windham, administratrix on the estate of Abijah Sessions late of said Union, deceased, shewing to this Assembly that the moveable estate of the said deceased amounts to no more than the sum of seven hundred and three pounds one shilling and six pence old tenor bills of credit, and that the debts due from said estate amounts to the sum of one thousand three hundred twenty-seven pounds seven shillings and ten pence in like old tenor bills, so that there is the sum of six hundred twenty-four pounds six shillings and four pence old tenor bills more than the moveable estate will pay; and praying this Assembly to grant liberty to the said memorialist, or some other meet person, to sell so much of the said deceased's real estate as shall amount to the said sum of £624 6s 4*d.* old tenor with the incident charges arising thereon, taking the direction of the judge of probate for the district of Pomfret therein: Resolved by this Assembly, that Isaac Dana, of said Pomfret, be impowered, and he is hereby impowered, to sell so much of the said deceased's land as shall amount to the sum of £624 6s. 4*d.* old tenor with the incident charges arising by said sale, (for the purpose aforesaid;) he taking the direction of the judge of probates for the district of Pomfret therein.

Upon the memorial of Noah Taylor, administrator on the estate of Reuben Taylor late of Norwalk, deceased, shewing to this Assembly that the debts, charges and allowances of said estate surmount the personal estate the sum of £270 1s. 1*d.* bills of the old tenor, and praying for liberty to sell lands, &c.: Resolved by this Assembly, that Noah Taylor, administrator on said estate, be impowered, and he is hereby impowered, to make sale of so much of the lands belonging to said estate as may be sufficient to pay said sum with the charges arising thereon; taking the advice of the court of probates for the district of Fairfield therein.

Upon the memorial of Josiah Backus and Daniel Rudd, administrators on the estate of Mr. Nathaniel Rudd late of

Norwich, deceased, shewing to this Assembly that the debts and charges &c. allowed by the court of probate for the district of Norwich surmount the sum of the personal estate of the said deceased the sum of £43 17s. 11½*d.* lawful money, and praying for liberty to sell so much of the lands of the said deceased as may raise the said sum and the incident charges, in order that said debts and charges may be paid: Resolved by this Assembly, that the said Josiah Backus, one of the said administrators, have liberty to sell, and he, the said Josiah Backus, is hereby authorized and fully impowered to sell, so much of the lands of the said deceased as to raise the said sum of £43 17s. 11½*d.* lawful money and the incident charges arising on such sale; taking the direction of the court of probate in the district of Norwich therein.

Upon the memorial of Thankful Fairchild, administratrix on the estate of Thomas Fairchild late of Haddam in said Colony, deceased, shewing to this Assembly that the debts, charges and allowances made by the court of probate for the district of Middletown, surmount the personal estate of said deceased the sum of £67 6s. 9*d.* money of the old tenor, and [214] thereupon praying that some meet person may be || impowered to sell land, &c.: Resolved by this Assembly, that Mr. John Camp the 3d, of Durham, be impowered, and he is hereby impowered, to make sale of so much of the land of the said deceased as will procure the aforesaid sum of £67 6s. 9*d.* money of the old tenor together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Middletown therein.

This Assembly do establish and confirm Mr. Hezekiah Butler to be Lieutenant of the 3d company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Curtis to be Ensign of the 3d company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Stephen Barns to be Lieutenant of the 6th company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Hungerford to be Ensign of the 6th company or trainband in the town of Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Denison

to be Quarter-Master of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Botchford to be Captain of the 1st company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Bostwick to be Lieutenant of the 1st company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abraham Dutton to be Ensign of the 1st company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Hitchcock to be Captain of the south company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Canfield to be Lieutenant of the south company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Noble to be Ensign of the south company or trainband in the town of New Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Bradley to be Captain of the 8th company or trainband in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Ives to be Lieutenant of the 8th company or trainband in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Christopher Lay to be Lieutenant of the 10th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abraham Burbank to be Captain of the south company or trainband in the first precinct in the town of Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Ray to be Lieutenant of the 1st company or trainband in North Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jude Cooper to be Ensign of the 1st company or trainband in North Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Matthew Minor to be Lieutenant of the 1st company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gideon Stoddard to be Ensign of the 1st company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezra Hawley to be Cornet of the troop of horse in the fourth regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ichabod Lewis to be Quarter-Master of the troop of horse in the 4th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Leonard to be Captain of the 2d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Brown to be Lieutenant of the 2d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gideon Leet to be Captain of the 13th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

[215] This Assembly do establish and confirm Mr. Hiel Buel to be Quarter-Master of the troop of horse in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Seymour to be Captain of the 2d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Cole to be Lieutenant of the 2d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Seymour to be Ensign of the 2d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hezekiah Whittelsey to be Captain of the 1st company or trainband in

the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Buckingham to be Lieutenant of the 1st company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Shipman to be Ensign of the 1st company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Zaccheus Wheeler to be Captain of the 2d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Bill to be Lieutenant of the 2d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Douglas to be Ensign of the 2d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jabez Huntington to be Captain of the troop of horse in the 3d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Hillhouse to be Cornet of the troop of horse in the third regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Phineas Hide to be Quarter-Master of the troop of horse in the 3d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Talcott to be Captain of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Mosely to be Ensign of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Matthew Marvin to be Captain of the 1st company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jasper Peck



to be Lieutenant of the 1st company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Mather to be Ensign of the 1st company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Sanford to be Captain in the western company or trainband in the parish of Reading, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Hull to be Lieutenant in the western company or trainband in the parish of Reading, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Read junr to be Ensign in the western company or trainband in the parish of Reading, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Hall to be Captain of the eastern company or trainband in the parish of Reading, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Morgan to be Lieutenant of [the] eastern company or trainband in the parish of Reading, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Lyon to be Ensign of the eastern company or trainband in the parish of Reading, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonas Belton to be Captain of the 3d company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Fish to be Lieutenant of the 3d company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Fish to be Ensign of the 3d company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

[216] This Assembly do establish and confirm Mr. John Kagwin to be Ensign of the 6th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Samuel

Johnson to be Lieutenant of the 1st company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Agur Tomlinson to be Ensign of the 1st company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Hewsted to be Ensign of the 2d company or trainband in the town of Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Hinman to be Captain of the company or trainband in Southbury in Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Down to be Lieutenant of the company or trainband in Southbury in Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Mather Mitchel to be Ensign of the company or trainband in Southbury in Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jasper Latham to be Ensign of the 1st company or trainband in the town of Groton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Riggs to be Lieutenant of the 1st company or trainband in the town of Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Davis to be Ensign of the 1st company or trainband in the town of Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Barnam to be Captain of the 2d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Silas Hamilton to be Lieutenant of the 2d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Judd to be Ensign of the 2d company or trainband in the town of Danbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Woodruff to be Captain of the 1st company or trainband in the town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Fowler to be Lieutenant of the 1st company or trainband in the town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Buckingham to be Ensign of the 1st company or trainband in the town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Robert Crery jun<sup>r</sup> to be Ensign of the 13th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Leach to be Captain of the company or trainband in the parish of Andover, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Sims to be Lieutenant of the company or trainband in the parish of Andover, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel House jun<sup>r</sup> to be Ensign of the company or trainband in the parish of Andover, and order that he be commissioned accordingly.

Upon the memorial of John Turner and Cornelius Brown, &c., shewing to this Assembly in May last that there was a grant made by this Assembly, sometime past, unto the college in New Haven, of three hundred acres of land in the town of Norfolk, and that the remainder of said land should be divided into fifty-three parts, one of which rights was granted to [217] the first gospel minister || that should be settled in said town, one right or share was also granted to the ministry forever, and one right or share in said town was granted for the use and support of the school in said Norfolk, and that the remainder, *viz.* fifty shares, should be sold, &c. : And whereas one of said rights was formerly sold unto Mr. Timothy Horsford, who hath since settled on said land : It is now resolved by this Assembly, that said forty-nine rights or shares which remain unsold in said Norfolk shall be sold at public vendue, which vendue shall be held at Middleton, on the first Tuesday of October next, by Benjamin Hall, Esq<sup>r</sup>, Messrs. Jabez Hamblin and Elihu Chauncey, or any two of them, who are hereby specially authorized and impowered a committee to sell the same to them who shall appear to be the highest bidders. And said committee, or any two of them, shall proceed to give deeds to each purchaser, in the name of the Governor and Company of this Colony, and shall take sufficient bonds, in lawful money, of each person who shall purchase any of said rights, with one good surety, payable to the said Governor and Company within two years from said sale ; and said committee shall deliver said bonds into the hand of the Treasurer

of this Colony, taking his receipt for the same, and shall lodge said receipts with the Secretary; and said committee shall set up each of said rights at vendue at twenty pounds in lawful money, (and not sell any under;) and said deeds shall be made so conditioned that the purchasers shall be obliged to build a house of eighteen feet square and seven feet studd, and make it tenantable, and also clear six acres of land fit either for mowing or plowing, and settle some suitable inhabitant thereon upon each right, respectively, all within four years from said purchase, and on failure thereof such deed to be void.

Upon the memorial of Elizabeth Stone, administratrix on the estate of John Stone late of Guilford, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveable part of said estate the sum of £32 12s. 0d. old tenor, and thereupon praying for liberty to sell real estate, &c.: Resolved by this Assembly, that Mr. Joseph Stone, of Guilford, be impowered, and he is impowered, to make sale of so much of the real estate of said deceased as will procure the aforesaid sum of £32 12s. 0d. old tenor, together with the necessary charges arising on such sale; taking the directions of the court of probate in the district of Guilford therein.

*Resolved by this Assembly,* That the auditors now appointed to audit the Colony's accounts with the Treasurer are to see the same well avouched and right cast; and they are also hereby directed and instructed to receive of said Treasurer all such bills of credit as by said Treasurer shall be delivered to them, brought into said Colony treasury either by rates, impost, or exchange, or otherwise; and they are hereby further instructed to proceed after this manner, *viz*: that two, at least, of said auditors shall take one bundle or parcel of said bills as by the Treasurer shall be delivered, and the same shall by them be distinctly counted, and the sum by them noted; and the whole quantity of such bills dispose of according to the true meaning and intent of the act of this Assembly made in May, A. D. 1749, and other subsequent acts of this Assembly respecting the disposing and ordering such bills of credit.

Upon the memorial of Nathan Crary, administrator on the estate of John Dunbar late of Groton, deceased, shewing to this Assembly that the debts due from said estate surmount the personal estate of the said deceased the sum of £478 12s. 11d. old tenor bills, and that there is about half an acre of land with a dwelling-house thereon in said Groton, belonging

to the estate of the said deceased, which is all the real estate the said deceased left; praying that said house and lot may be sold to pay the abovesaid debts: Resolved by this Assembly, that the abovementioned house and land be sold, and Mr. Simeon Minor is hereby appointed and impowered to make sale of the same, with the advice and direction of the court of probate in the district of New London, for the payment of the said sum of £478 12s. 11d. old tenor with the charges of sale; and that the overplus money arising on the sale of said house and land, (if any be,) after the said debts and charges [218] are paid, || shall by the said court of probate be set one-third part to the widow of the deceased during life, provided she procure security that the same be (at her decease) paid to the heirs of the said Dunbar, deceased; the remainder to be divided among the heirs of the said deceased.

Upon the memorial of John Walbridge, of Coventry, shewing to this Assembly that he has for a long time laboured under great bodily difficulties by reason of broken bones, and likely to continue a cripple for the future; and thereupon praying to have his poll exempted, &c.: Resolved by this Assembly, that the poll of the said John Walbridge be exempted, and the same is hereby exempted, from being taxed for the payment of any public rates or taxes in this Colony.

Upon the memorial of Mehitabel Thompson, of Stratford in Fairfield county, administratrix on the estate of John Thompson junr, late of said Stratford, deceased, shewing to this Assembly that the said deceased John Thompson, with one Isaiah Brown of said Stratford, was bound unto the heirs of one Ebenezer Curtiss for the payment of about one hundred pounds New York money, on the behalf of and as sureties for one Abraham Savage of said Stratford, and for security to the said Thomson and Brown the said Savage made and executed a deed of conveyance of a certain house and a small quantity of lands in said Stratford; and setting forth that they having been sued for said money, and judgment rendered against them; and praying for liberty to sell the said house and land with the said Brown, &c., as set forth in said memorial: Resolved by this Assembly, that the memorialist shall have liberty, and is hereby fully authorized and impowered, with the said Brown, to make sale of the lands and house set forth in the memorial; and that the memorialist is impowered to give and execute a deed therefor, with the said Brown, which shall be as good and effectual as if the same had been executed by the said Thompson in his lifetime.

*Resolved by this Assembly,* That Commissioners be appointed.

by and on the behalf of this government, and this Assembly do hereby nominate and appoint the Hon<sup>ble</sup> William Pitkin, Esqr, Roger Wolcott junr, and Elisha Williams, Esqrs, to be Commissioners for and on behalf of this Colony, to meet such Commissioners as are or shall be appointed by his Majesty's other governments in America, at a general interview to be at Albany on the 14th of June next, and to joyn with them in concerting proper measures for the general defence and safety of his Majesty's subjects in said governments, and the Indians in alliance with them, against the French and their Indians; and to make report thereof to this court at the next sessions.\*

This Assembly grants unto Joseph Trumble and John Penguilly, of Suffield, the liberty of keeping a ferry across Connecticut River at Suffield, at a place called Trumble's Ferry, during the pleasure of this Assembly; and that the fare thereof shall be as is already by law stated.

On the petition of William Olmstead, of East Haddam, vs. Naphtali Hartmyers, of the City and Province of New York, complaining that said Hartmyers obtained a judgment against him at the adjourned county court held in Hartford, June, 1753, on a certain bond, and that execution had been rendered thereon against him for £278 7s. 8d. New York money and cost, and that some receipts of said Hartmyers in favour of said Olmstead on account of said bond had not been allowed;

---

\* The following were the instructions given to the Commissioners:

1. That the said Commissioners from this Colony urge those of the neighbouring governments to joyn with them and lay before his Majesty the defenceless state of his governments in America, the views and encroachments of the French, the wavering state of the Indians and the dangerous consequence arising thence to his Majesty's interest in America, and humbly crave the King's protection and care.

2. That the Commissioners from this Colony prepare themselves with exhibits to make evident the great expence this Colony has been at, (our capacity consider'd,) beyond the expence of the southern Colonies in the former wars, &c.; also, that they urge the great advantage of the Indian trade to those Colonies, in which this has no benefit or share; that the encroachments now to be removed are from their frontiers; and every other argument that may occur to them, our Commissioners, that they think may tend to render the duty of this government under the present situation of affairs no greater than of necessity.

3. That our said Commissioners agree to no proportion of expence save for the present occasion, and let that be so guarded that nothing be urged hereafter so as to bring it in as precedent.

4. That our Commissioners make no presents to any Indians, unless the other governments by doing so make it necessary, and that they oppose everything of this nature so far as they see convenient.

5. That our Commissioners do what they can that any troops rais'd in this Colony may be joyn'd with Eastern and not Western troops, if there be such a distinction at any time in joyning his Majesty's forces on this continent.

6. That our Commissioners in all measures they come into or agree on, in relation to any affairs that may be considered of at the meeting at Albany aforesaid, expressly save all their doings from being binding to this Colony until approved by this Hon. Assembly. *War*, V, 65.

praying for a reversal of said judgment and another tryal of said case, as per his petition on file appears: Resolved by this Assembly, that the petitioner hath hereby granted him liberty of a review of said action at the adjourned county court to be held in Hartford in and for Hartford county on the 4th [219] || Tuesday of June next, on his giving sufficient bond of prosecution of said review with the clerk of said county court within 24 hours next after the opening said court; and all cost shall follow the final judgment, and in the mean time all proceedings on said execution be stayed accordingly.

Upon the memorial of Moses Dudley, of Lyme, administrator on the estate of William Dudley late of Saybrook, deceased, shewing to this Assembly that the debts due from said estate, with the cost of administration, surmounts the personal estate the sum of £2712 17s. 7*d.* in bills of credit of the old tenor, and that therein is included the sum of £665 3s. 8*d.* Connecticut money and £57 14s. 6*d.* lawful money, and that the two lastmentioned sums are due to this Colony; praying for liberty to sell so much of the real estate of said deceased as to pay the aforesaid debts, and that the said debts due to this Colony that on sufficient security being given to the Governor and Company of this Colony, that a further day of payment might by this assembly be given, &c.: Resolved by this Assembly, that the memorialist have and liberty to him is hereby granted, to sell so much of the real estate of said deceased as shall be sufficient to pay the aforesaid debts with the incident charges arising thereon, taking the direction of the court of probate in the district of Guilford therein; and that the memorialist have time till the first day of October, 1755, for the payment of the several sums due from said William Dudley's estate to this Colony: provided bond be given, with sufficient sureties, to the Governor and Company of this Colony, to the acceptance of Samuel Lynde, Esqr, and Mr. John Tully, of Saybrook, at or before the day aforesaid, with the lawful interest for the same until paid; which bond or bonds taken as aforesaid by said Samuel Lynde, Esqr, and Mr. John Tully, who are hereby ordered to lodge such bond or bonds with the Treasurer of this Colony, and take his receipt for the same, and deliver the same to the Secretary of this Colony.

Upon the memorial of Nathan Foster, of Stafford, son of Nathan Foster of said Stafford, deceased, and administrator on the estate of said deceased, shewing to this Assembly that the said deceased did in his life time, for valuable consideration, make and execute one deed of conveyance of sixty acres of land in said Stafford to Josiah Standish Rood,

of said Stafford, which said deed is dated April the 14th day, A. D. 1749, which said deed was signed and sealed by the grantor, but that by the providence of God he was removed by death before he had opportunity to acknowledge said deed; praying to this Assembly to enact and decree that the said deed may be recorded, and that the same may be given in as evidence of title to the said Josiah Standish Rood at any time hereafter, as tho' the same had been acknowledged in due form of law: Resolved by this Assembly, and it is hereby ordered and enacted, that the said deed be recorded by the town clerk of said Stafford, and that the same may be improved by the said Josiah Standish Rood at any time hereafter as evidence of title, to all intents as tho' the same had been acknowledged before proper authority in due form of law.

Upon consideration of the memorial of the Rev<sup>d</sup>. Hezekiah Gold, of Stratford, praying to be released from taxes, &c.: Resolved by this Assembly, that all the estate of the memorialist lying in the town of Stratford, and all the polls belonging to his family, be and hereby are exempted from being rated or taxed for the future; any law to the contrary notwithstanding.

[220] Upon the memorial of Nathaniel Flint jun<sup>r</sup> and Stephen Clark, both of Windham in Windham county, shewing to this Assembly that said Nathaniel Flint, with his wife Sarah Flint, executed and compleated a certain deed of sale, dated the 9th day of March, *anno Dom.* 1749, of a certain piece of land, in said deed described, unto one Benjamin Bedlake, of said Windham, saving only that said Sarah died without ever acknowledging said deed; praying to this Assembly that said deed may be always judged and received in all courts and at all times as good and authentick in law as if the same had been acknowledged by said Sarah Flint, as per said memorial may appear: Whereupon it is resolved by this Assembly, that said deed, made by said Nathaniel Flint jun<sup>r</sup> and his wife Sarah Flint, shall be as sufficient, and be of the same force, and have the same effect in law as to the conveyance of the land therein described, as if the said deed had been personally acknowledged by said Sarah Flint in her life time before proper authority.

This Assembly do establish and confirm Mr. Joseph Savage to be Captain of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Warner



to be Lieutenant of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Kerby to be Ensign of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Judah Holcomb to be Ensign of the 1st company or trainband in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Hubby to be Ensign of the 2d company or trainband in Horse Neck, in Greenwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Castle to be Captain of the 3d company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Warner to be Lieutenant of the 3d company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Hunt to be Ensign of the 3d company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Hills to be Captain of the 5th company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Smith to be Lieutenant of the 5th company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Wells jun<sup>r</sup> to be Ensign of the 5th company or trainband in the town of Hartford, and order that he be commissioned accordingly.

Upon the memorial of Ivory Upham jun<sup>r</sup>, administrator on the estate of Samuel Stone late of Killingly, deceased, shewing to this Assembly that the debts due from said estate surmount the personal estate of said deceased the sum of £327 12s. 0d. old tenor; praying that the lands of the said deceased may be sold to pay the same: Resolved by this Assembly, that the said Ivory Upham jun<sup>r</sup> be appointed, and he is hereby appointed and impowered, to make sale of so much of the lands of the said deceased Samuel Stone as will be suf-

ficient to pay the said sum of £327 12s. 0*d.* old tenor with the charge arising on such sale; taking the advice and directions of the court of probate in the district of Pomfret therein.

[221] The Sums Total of the Additions to the Lists of the respective Towns in this Colony hereafter named, sent in to this Assembly, are as followeth:

	Additions.			Fourfold Assessments.					
	£	s.	d.	£	s.	d.			
New London,	1430	0	0	-	-	-	826	0	0
Hartford,	553	5	6	-	-	-			
Lebanon,	1206	12	0	-	-	-			
Suffield,	208	12	0	-	-	-	28	0	0
Woodbury,	716	15	0	-	-	-			
Voluntown,	230	12	0	-	-	-	104	8	0
Stanford,	238	13	0	-	-	-	31	16	0
Waterbury,	726	1	0	-	-	-	310	0	0
Greenwich,	1938	14	6	-	-	-			
Guilford,	344	4	10	-	-	-	1617	7	5
Bolton,	212	0	0	-	-	-	122	0	0
Norwich,	420	17	6	-	-	-	4609	18	2
Derby,	211	2	6	-	-	-			
Woodstock,	652	0	0	-	-	-	232	16	0
Hebron,	123	0	0	-	-	-			
Mansfield,	232	4	8	-	-	-	604	11	0
Stratford,	635	3	3	-	-	-			
Preston,	300	14	9	-	-	-			
Windham,	191	1	0	-	-	-	962	13	0
Milford,	284	16	6	-	-	-	573	0	0
Danbury,	79	3	0	-	-	-	95	14	0
Killingworth,	4	10	6	-	-	-	240	4	0
Enfield,	1297	0	0	-	-	-			
Coventry,	359	0	6	-	-	-			
Durham,	18	0	0	-	-	-			
Ridgfield,	98	2	0	-	-	-			
Saybrook,	1109	10	6	-	-	-	1641	0	0
Fairfield,	686	16	0	-	-	-	277	0	0
Plainfield,	162	18	0	-	-	-			
Ashford,	944	12	6	-	-	-			
New Milford,	352	16	0	-	-	-			
Norwalk,	359	9	9	-	-	-	245	12	0
Groton,	474	14	6	-	-	-	951	8	0
Haddam,	73	5	0	-	-	-	211	12	0
Tolland,	1230	16	6	-	-	-			
Pomfret,	1411	5	0	-	-	-			
Windsor,	816	0	0	-	-	-			
Canterbury,	236	16	0	-	-	-	746	4	0

	<i>Additions.</i>			<i>Fourfold Assessments.</i>					
	£	s.	d.	£	s.	d.			
New Haven,	477	9	0	-	-	-	1933	2	0
Farmington,	57	18	6	-	-	-	795	6	0
Litchfield,	104	0	0	-	-	-	330	0	0
Wallingford,	895	10	3	-	-	-			
Middleton,	1348	2	0	-	-	-	103	16	0
East Haddam,	2152	16	6	-	-	-	590	16	0
Symsbury,	389	15	6	-	-	-			
Weathersfield,	429	0	9	-	-	-	983	8	0

[222] Upon the memorial of Ephraim Hubble, agent for the north society of New Fairfield, praying a tax be laid on all the unimproved lands in said society belonging to persons either in said society resident or non-resident, as per said memorial on file, dated May 2d, 1754: Resolved by this Assembly, that a tax of one penny lawful money per acre be laid upon all the now unimproved lands in said society belonging to persons either non-resident or resident therein, to be assest and levied for and during the term of three successive years, to commence from this time; the one half to be for the further finishing their meeting-house, and the rest for support of their minister; and that Thomas Hungerford of said society be, and he hereby is, appointed to collect the same. And it is also resolved, that the first tax or rate on such lands to be laid shall become due and payable by the first day of October next.

Upon the memorial of Azubah Strong, of Windsor, administratrix on the estate of John Warham Strong, late of Windsor, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the inventoried personal estate the sum of £501 7s. 6d., and thereupon praying this Assembly to appoint some meet person or persons to sell so much of the real estate of the said deceased as to pay said sum of £501 7s. 6d.: This Assembly do thereupon appoint Return Strong, of Windsor, and he is hereby ordered and appointed, to sell so much of the real estate of the said deceased as shall amount to said sum of £501 7s. 6d. bills of credit of the old tenor with the incident charges of such sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the petition of Thomas Benedict, Esqr, of Danbury, against Andrew Batterson, of Ridgfield, complaining of the judgment of the superior court held at Fairfield on the last Tuesday save one of February last, wherein the said Andrew was plaintiff against the said Thomas Benedict; praying to

have the judgment of said superior court in said case set aside, and for a new trial of said case, &c., as per the petition on file may more fully appear: Resolved by this Assembly, that liberty be, and is hereby, granted to the petitioner of a new trial of said case at the superior court to be held at Fairfield on the last Tuesday save one of August next, by way of review, and that all the cost follow the final judgment that shall be rendered in said case; and in case judgment shall be finally rendered in favour of said petitioner, said superior court is hereby impowered and directed to give judgment for said petitioner to have and recover back from said Andrew all that which hath been taken from him, the said Benedict, by force of said judgment in February last.

Upon the memorial of the President and Fellows of Yale College in New Haven: Ordered by this Assembly, that the Treasurer of this Colony pay out of the public treasury to the said president and fellows the sum of fifty pounds lawful money, (it being the first half of the sum granted by this Assembly to be paid annually to the said president and fellows in two equal payments.)

This Assembly grants to Sarah Lynde, of Saybrook, the sum of two pounds eighteen shillings and nine pence, and to Joshua Bushnell the sum of nine shillings and five pence, lawful money, to be paid out of the public treasury: it appearing to this Assembly that the value thereof in bills of credit on this Colony, being their own proper estate, was consumed in their house, which was burnt in May last.

[223] Whereas it appears to this Assembly that there is a mistake made in the records of their sessions in October last, upon the return made by Eliphalet Dyar, captain of the troop of horse in the 5th regiment in this Colony, of the choice of Mr. Joseph Jennings jun<sup>r</sup> quarter-master of said troop, and by mistake Mr. John Jennings is established and ordered to be commissioned in said office: It is now resolved, that the commission granted to John Jennings be returned, and that Joseph Jennings jun<sup>r</sup> be commissioned, according to the return made by Captain Dyar.

Upon the memorial of Ephraim Hubbell of New Fairfield, Esq<sup>r</sup>, as agent for the inhabitants of the north society in said New Fairfield, praying that a certain tract of land belonging to this government on the west side Ousatunneck River, bounded east on said river, north on the Ten Mile River, and westward on said New Fairfield, and southward on New Milford, together with about two hundred acres of land, being the whole farm of Gamaliel Baldwin and Abiel Baldwin, origin-

ally parcel of said country lands, and lying and adjoining on said Ousatunneck River, and all without the limits of any township, may be annexed to the said north society, as per memorial on file, dated May 1st, 1754: Resolved by this Assembly, that all the said described lands, together with said farms to said Baldwins belonging, be, and the same hereby are, annexed to the said New Fairfield north society, and to be under the same regulations with other lands within said society contained.

Upon the memorial [of] Samuel Waller and Stephen Noble, inhabitants of the parish of New Preston in the county of Litchfield, and the rest of said inhabitants, praying for a tax upon all the unimproved lands in said parish, and also that all such of their unimproved lands as are lying within the limits of New Milford may be exempted from such part of the tax as at the session of the General Assembly in May last was laid on all the unimproved lands in said New Milford and is still remaining unpaid, &c., as per memorial on file: Resolved by this Assembly, that a tax of one penny lawful money per acre be laid upon all the unimproved lands in said New Preston Parish for the term of two years next coming, to be paid either in silver or old tenor bills of credit equivalent; and that Mr. Ebenezer Picket, of New Milford, be, and he hereby is, appointed and empowered to collect the same; and that the first year's tax become due and payable by the first of May next, and the second May 1st, 1756. And it is also further by this Assembly resolved, that all such of the unimproved lands in said New Preston society as are lying within the limits of said New Milford township shall be, and hereby are, exempted and released from such part of the tax as by this Assembly in their said last May sessions was ordered and made payable by the first of April, 1755.

Upon the memorial of Jabez Chapman, of East Haddam, and Hezekiah Shayler, of Haddam, shewing that one of them lived on the east side and one of them on the west side of Connecticut River, at a place called Chapman's Ferry, and that they both were provided with good boats &c. to attend said ferry, and that they had agreed to keep said ferry between them alternately; praying this Assembly that liberty of keeping said ferry might be granted to them, their heirs, &c.: Resolved by this Assembly, that the said Chapman and the heirs of the said Shayler (he being dead) shall have the sole liberty of keeping and maintaining said ferry, as prayed for, and the same is hereby granted to them during the pleasure of this Assembly.

Upon the memorial of Samuel Camfield, Esqr, agent for the county of Litchfield, praying that some provision may be made in order to the building of a court-house for said county, &c.: Resolved by this Assembly, that the judge of the county court in said county of Litchfield, with the justices of the peace for said county, shall have power, and they are hereby [224] authorized and fully impowered, to assess || or tax the inhabitants of said county, in proportion to their public list, in such sum or sums as shall or may be necessary for building such house; which rate or tax being made and delivered into the hands of the sheriff of said county or his deputy, they shall collect and deliver the same unto the treasurer of said county; and the county court of said county of Litchfield shall give such directions and orders as may be necessary for building said house, and improve the said money when collected for the purposes aforesaid.

Upon the memorial of Nathaniel Stanly and George Wyllys, Esqrs, Thomas Seymour, Daniel Bissell, and Pelatiah Mills, all proprietors of the common and undivided lands in this Colony which was granted to sundry persons inhabitants of the town of Hartford and of the town of Windsor, bounding north upon the line of the Massachusetts Bay, west partly on the town of Litchfield and partly on land lately belonging to the Governor and Company of said Colony, south partly on Waterbury partly on Litchfield and partly on Farmington, and east partly on Farmington partly on Symsbury and partly on land belonging to said Governor and Company; representing that there is a small part of said common and undivided lands yet undisposed of, that there is no way whereby a meeting of said proprietors can be legally warned or held, in order to the improving, regulating, or dividing said common land, or to defend the interest or title thereof; and praying that suitable provision may be in the premises: Resolved by this Assembly, that the memorialists, or any five of the proprietors of said common and undivided lands, shall have power to call a meeting of said proprietors, at such time and place in the town of Hartford or in the town of Windsor as they shall appoint, by setting up notifications in writing under their hands in some public place or places in the said towns of Hartford and Windsor fifteen days before such meeting, therein signifying the time and place and business to be done at such meeting; and that the said proprietors in such their meeting shall have power to choose a moderator, a clerk, (who shall take the oath appointed by law for a proprietors' clerk,) also to choose a committee or committees, agents or attorneys, and by their major vote, to be computed according to interest, to di-

vide, regulate, or dispose of, such common land as they shall see fit, as also to adjourn said meeting, and to agree upon any other method for the warning of meetings of the said proprietors for the future.

Upon the petition of John Fell, of the City and Province of New York, shewing to this Assembly that he brought his action to the adjourned county court held in Hartford in the county of Hartford on the fourth Tuesday of January, A. D. 1754, against William Olmsted, of East Haddam in said county, on a bond bearing date the 26th day of June, 1752, wherein the said Olmsted became bound in the penal sum of three thousand two hundred and sixty-nine pounds eight shillings current money of New York, with condition for the sum of one thousand six hundred and thirty and four pounds fourteen shillings like money to be paid to the petitioner at certain periods in said condition expressed; that said action had a final tryal by the jury at the county court held at said Hartford in April last, wherein judgment was rendered against the petitioner; complaining that the jury misjudged, &c., and praying for liberty of another tryal, &c.: Resolved by this Assembly, that the aforesaid judgment of the county court in April aforesaid be, and the same is hereby, reversed and made void; and liberty is hereby granted to the said John Fell of another tryal in said action at the adjourned county court to be held at said Hartford in and for said county on the fourth Tuesday of June next; and that the whole cost shall follow the final judgment that shall be given in said action.

Upon the memorial of Jedidiah Cady of Killingly, now residing in the common gaol in Windham in the county of Windham, shewing that by the superior court held at said Windham by adjournment in December last he was sentenced to perpetual confinement, for assisting in counter-[225] feiting of bills of credit, &c., and praying || for the favour of this Assembly, for reasons as in said memorial on file doth appear: Resolved by this Assembly, that the memorialist shall be released from said gaol and have liberty to remove to said town of Killingly and there dwell and remain within the limits of said town, in the free prosecution and discharge of all his lawful business, until this Assembly shall order otherwise: provided he shall first pay into the public treasury of this Colony all the costs of his prosecution, and do and shall find sureties, to the acceptance of the sheriff of the county of Windham, which shall become bound to the Governor and Company of this Colony in the penal sum of £50 lawful money, in a bond defeazible only by his, said Cadey's, being

and remaining of good behaviour towards all his Majesty's subjects during life and his peaceable surrendry of his body to the care and custody of said sheriff whensoever thereto required by this Assembly. (Such bond being so taken to be delivered into the care of the Secretary of this Colony.)

Upon the memorial of John Viets and others, inhabitants in Symsbury, complaining that whereas this Assembly at their sessions in May last did grant a rate or tax of one penny lawful money per acre on a great part of the unimproved lands lying in the northwest society in said Symsbury for the space of three years then next, and that they were aggrieved thereby, and praying for relief, &c. : Resolved by this Assembly, that the whole of said rate or tax be, and the same is hereby, suspended and abated ; and the collector or collectors appointed to gather and collect the same shall proceed no further in collecting said rate, or any part thereof ; and whatsoever sum or sums any such collector hath collected or received of said rate or tax shall be returned to such person or persons from whom the same hath been collected as aforesaid.

Upon the memorial of Sarah Barret, administratrix on the estate of Jonathan Barret of Hartford, late deceased, representing that the debts due from the estate of said deceased do surmount the personal estate and what of the real estate of said deceased hath by order of Assembly heretofore been disposed of for payment of said deceased's debts the sum of £223 old tenor ; praying for liberty to sell more of the real estate, &c. : Resolved by this Assembly, that the memorialist have liberty, and she is hereby fully impowered and authorized, to make sale of so much more of the real estate of said deceased as will procure the aforesaid sum of £223 old tenor with the incident charges of said sale ; taking the advice of the court of probate in the district of Hartford therein.

Upon the memorial of Elijah Mills, of Windsor, shewing to this Assembly that Matthew Allyn jun<sup>r</sup>, of Windsor, on the 29th of March, 1753, signed, sealed and delivered to the said Mills a deed of that date, to convey to said Mills eighteen acres of land, as in said deed described, and that soon after, and before there was any opportunity to acknowledge the same, the said Matthew Allyn died : Whereupon it is resolved and ordered by this Assembly, that the said deed and the evidence on the back thereof, with the act of this Assembly, be entered at large on the records of the town of Windsor ; and that said deed be of the same force, to all intents and purposes, as tho' the same had been acknowledged by the said Matthew Allyn as his voluntary act and deed before any assistant or justice of the peace in this Colony.



Upon the petition of Jasper Starr, of New London, shewing that, as deputy sheriff of New London county, he had put into his hands to levy an execution, dated the 19th day of December, A. D. 1752, signed by Samuel Gray, clerk of Windham county court, in favour of Daniel Loomis, of Union, against Elisha Loomis, of Windsor, by which execution was for the sum of £450 0s. 0d. old tenor and the sum of £1 4s. 5d. lawful money for cost, which execution he levied on a sloop of said Elisha; shewing also, that the said Daniel Loomis did, by an order under his hand dated the 9th of February next after said December, order him to release said vessel, and that he did release the same; further shewing, [226] that he, the petitioner, did, by a mere mistake, || enter on said execution that he had received the full of the same, and that he soon discovered the same mistake, and that he had not received any penny thereof; shewing also that during the delay the time for serving and returning said execution was run out; further shewing, that on his finding the mistake of endorsing as aforesaid, he directly rased the same endorsment and sent the same to said county clerk, to have an *alias* execution, who refused to issue any forth; shewing also, that thereupon the said Daniel Loomis brought an action of accompt against the said Jasper on the said rased receipt, and that the same action had its final tryal in the superior court at Windham in March, and verdict found that the petitioner was receiver, and judgment given that the petitioner should account, on which auditors was appointed to audit and the cause continued to the superior court in Windham in September next; praying for relief, as per petition on file appears: on which the said Starr and the said Daniel and Elisha Loomis were heard; and it appearing to this Assembly that the said Starr hath received nothing on said execution: And thereupon it is resolved, that the county court in Windham county, at the desire of said Daniel Loomis, order and direct the clerk of said county court to issue forth an *alias* execution on the judgment on which said other execution went forth, in due form of law, to be levied on the estate or person of the said Elisha Loomis. And the superior court to be holden at Windham in September next is hereby directed to render their judgment in said action of accompt, that the said Daniel Loomis recover of the said Jasper Starr his cost of prosecution of said action, without any sum in damage or arrears whatsoever.

An Act limiting the Bounds of the Parish of Kinsington, and for establishing one other Ecclesiastical Society in Farmington in the County of Hartford.

*Be it enacted by the Governor, Council and Representatives,*

*in General Court assembled, and by the authority of the same,* That the bounds of the parish of Kinsington for the future shall extend no further north than to an east and west line drawn across the bridge called Beach Swamp Bridge from Weathersfield town line to Southington parish line, easterly by the ancient line of said Kinsington, including those two pieces of land taken off from Weathersfield and Middleton, and from the southwest corner of the said Middleton part of said Kinsington to run westerly until it comes into the middle of the highways where they cross each other between the houses of Elisha Cole and Stephen Cole, from thence westerly until it comes to the southwest corner of John Cole's home-lot, from thence due west to said Southington society line, thence northerly, as that line runs, to the line first mentioned; and that the parish taxes arising or that shall be levied on the improved lands in said Kinsington shall be paid to said society only.

*And it is further enacted by the authority aforesaid,* That said parish of Kinsington shall have full power, and full power and authority is hereby granted to said parish, at their legal meetings, to tax all such inhabitants as live south of said society and within the ancient bounds of Kinsington equally with themselves, for defraying the charge of preaching only, and that their collectors have full power to collect the same, until this Assembly shall order otherwise.

*And it is further enacted by the authority aforesaid,* That the said society of Kinsington, exclusive of those inhabitants that live in the Weathersfield part, shall pay to the society of Newton the sum of twenty pounds lawful money on the first day of May A. D. 1755, and twenty pounds more on the first day of May A. D. 1756, and twenty pounds more on the first day of May A. D. 1757, each payment to be made with the lawful interest arising on such sum from the first day of June next; and said society of Kinsington, exclusive of the said Weathersfield part, shall have full power, at their legal meetings, to tax themselves for the payment of the said sixty pounds and the interest thereof; and that the said society committee make a rate accordingly, and that the collector chosen in said society shall have full power to collect the same as other society rates by law are collected, and pay the same to the society committee for the use aforesaid; and that the inhabitants living south of said parish of Kinsington shall have free liberty to attend the public worship with the said society of Kinsington till this Assembly shall order otherwise.

*And it is further enacted by the authority aforesaid,* That

there shall be one other ecclesiastical society erected and made, and is hereby erected and made, within the bounds of the town of Farmington, bounded and described as followeth, [227] *viz*: South on the north || bounds of Kinsington parish, and easterly on Weathersfield town line as far north as the north side of Daniel Hart's lot where his dwelling house now stands, and from thence to run west on the north side of said Hart's lot to the west end of that tier of lots, from thence to run southerly to the old fulling mill, so called, on Pond River, and from thence southerly to the east side of a lot of land belonging to the heirs of Timothy Hart, late deceased, near Bare Hollow, and from thence due south until it meet with the north line of Southington parish, thence by said Southington line, as that runs, until it comes to Kinsington north line, excluding Thomas Stanly, Daniel Hart and John Clark, and their farms on which they now dwell, lying within the bounds above described; and the same is hereby erected and made one distinct ecclesiastical society, and shall be known by the name of New Briton, with all the powers and privileges that other ecclesiastical societies by law have in this Colony; and that all the improved lands in said society shall be rated in said society, excepting as before excepted.

Whereas Elias Hopkins, of Hartford in the county of Hartford, came and personally appeared before this Assembly, and confessed himself guilty of forging two orders on the Treasurer of this Colony, whereby he had received of said Treasurer the sum of two hundred and forty pounds old tenor bills, casting himself on the mercy of this Assembly, begging forgiveness, and promising amendment and reformation: Resolved by this Assembly, that in case the said Hopkins shall and do forthwith pay unto the Treasurer of this Colony the sum of two hundred and forty pounds old tenor bills of the Colony of Connecticut, in satisfaction for the wrong done, and do at all times stand ready, when called thereto by proper authority, to give evidence before any court or ministers of the law concerning any person or persons confederate or concerned with him therein, or in any other matter of the like nature whereof he hath knowledge, the said Hopkins is hereby discharged: but in failure in either of said conditions he shall not be discharged, neither shall this act be pleaded in discharge of his said forgery.

Upon the memorial of the Hon<sup>ble</sup> Roger Wolcott, Esqr, praying to this Assembly for a reward for service done for this government in negotiating the bills of exchange, and stating the case respecting the line: Resolved by this Assem-

bly, that the Treasurer of this Colony be directed, and he is hereby directed and ordered, to pay out of the Colony treasury to the Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>, the sum of twenty-five pounds in lawful money, for a reward for said service.

On the memorial of Benjamin Uncas and others of the Mohegan Indians, representing to this Assembly that Col. James Wadsworth, sometime since appointed by this Assembly with others to be an overseer of the said Indians and their estates, declines to serve any further therein; and praying that some suitable person may be appointed in his room and stead: Therefore, resolved by this Assembly, that Hezekiah Huntington, Esq<sup>r</sup>, be appointed, and he is hereby appointed, an overseer with the other gentlemen appointed as aforesaid, to assist the sachem of the said Indians in leasing out their lands, and to have the charge and oversight of the Mohegan affairs.

Upon the memorial of John Jeffery, of Cornwell in the county of Litchfield, administrator on the estate of Daniel Green, late of said Cornwell, deceased, shewing to this Assembly that the debts of the deceased surmounts the personal estate of said deceased the sum of four hundred and forty-three pounds six shillings and four pence old tenor, and praying for liberty to sell so much of the real estate of said deceased as to answer the said sum of £443 6s. 4d. old tenor: Resolved by this Assembly, that the memorialist have liberty, and he is hereby fully authorized and empowered, to sell so much of the real estate of said deceased as to answer the said sum of four hundred and forty-three pounds six shillings and four pence old tenor, with the incident charges arising thereon; taking the advice of the court of probate in the district of Litchfield therein.

[228] On the memorial of Elisha Wales, of Union in the county of Windham, shewing to this Assembly that he had expended in apprehending Jane Thompson, suspected to have been guilty of murdering a bastard child, the sum of £4 0s. 0d. lawful money more than was allowed in the bill of cost *vs.* said Jane by the superior court, thereupon praying this Assembly to grant him such relief and recompence as they shall see fit: Whereupon this Assembly do grant said memorial, and allow to the said Wales the sum of £3 16s. 8d. proclamation money out of the treasury of this Colony, and order the Treasurer to pay the same accordingly.

Upon the memorial of John Holmes &c., of Stonington, shewing to this Assembly that the bounds and lines between the military company in said Stonington in the eighth regi-

ment in this Colony, called the south part of the second company in Stonington or the fourth company in Stonington, and the first, second, third, and fifth military companies in said Stonington, are very uncertain and not known; praying to this Assembly that a committee be appointed to ascertain the same: Resolved by this Assembly, that Capt. Ebenezer Lothrop, Capt. Jabez Huntington and Mr. Daniel Lothrop, all of Norwich, be a committee, and they are hereby appointed and empowered, to repair to said Stonington, to hear the parties concerned, view the circumstances, and to determine and ascertain the bounds and lines between the said military companies according to the original divisions made on the premises, and make return of their doings on the premises to the colonel of the said regiment; to be done at the charge of the parties concerned.

*Resolved by this Assembly,* That the ungranted lands in this Colony lying west of Ousatunneck River and south of Sharon, shall be sold at public vendue at New Haven in October next, said vendue to begin on the 22d day of said month and be compleated during the sessions of this Assembly there. And this Assembly appoint Benjamin Hall, John Hubbard and Chauncey Whittelsey, Esq<sup>rs</sup>, a committee to make sale of said land, and give and execute good authentick deeds of conveyance to the persons purchasing the same. And said committee are directed to set up each lot (said land being already laid out in lots supposed to be equal in value, the lot called the standard lot containing one hundred acres of good land,) at twenty pounds lawful money, and sell the same to the highest bidder, and to take bond of each purchaser, with good sureties, for the payment of the sum bid for such lot in lawful money with lawful interest within or at the expiration of two years from the executing such deeds and bonds to the Governor and Company of his Majesty's Colony of Connecticut in New England in America, and to deliver said bonds to the Treasurer of this Colony, taking his receipt for the same, and to lodge said receipt in the Secretary's hands. And said committee are further directed to take and receive of each person that shall be the highest bidder for said lot 40s. lawful money, and to hold the same in their hands until such bidder shall execute bonds as aforesaid, and on such bidder's executing such bonds to return the same. And if any person, being the highest bidder, shall refuse to deliver said sum of 40s. to said committee, said committee are directed to set up and bid off said lot as tho' the same had not been set up as aforesaid.

This Assembly being informed by the representation of sundry of the inhabitants of the towns of Norwalk and Ridgfield, that one David Sanford, lately convicted of being guilty of uttering false and counterfeit bills of credit, contrary to the law in that case made and provided, and sentenced to [229] suffer the pains || and penalties thereof, and one Joseph Nicols, lately convicted of the crime of forgery and had pronounced on him the sentence of the law in that case provided, who since their respective convictions aforesaid have made their escape from the several goals where they had been confined, and since their aforesaid escape have conspired with sundry other disorderly and desperate persons, and arming themselves in a daring and audacious manner, threatening waste and destruction to the persons and estate of sundry, by way of revenge of their having been instrumental in bringing said offenders to justice, and also have threatned the life or lives of any minister or ministers of the law that should attempt the execution of any orders to them directed for apprehending such offenders, or any of them, whereby many of his Majesties good, quiet and peaceable subjects in this Colony are greatly terrified and disquieted, and put in fear of their lives or of some bodily hurt, or of having their estates wasted and destroyed; and also shewing that said Sanford only is retaken: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the King's Attorney in the county of Fairfield be directed, and he is hereby directed, diligently to enquire after and make process against, and to procure writs for the taking and apprehending all those persons that he, said attorney, shall be informed are or have been any ways aiding, abetting or assisting in such high-handed and daring disturbance of the peace and quiet of his Majesty's subjects.

*And it is further enacted by the authority aforesaid,* That such writs as shall be procured and taken out, as aforesaid, are hereby ordered to be directed to the sheriff or his deputy in any of the counties in this Colony, or any other officer proper to execute the same, and the said sheriff, or other officer to whom such writ may be directed, are hereby specially directed and required to take to their assistance all or so much of that force which the law enables them to do, as he or they shall judge necessary, to the end that such writs may be duly and strictly executed.

Whereas by an act of this Assembly made in May, 1753. a rate or tax of three farthings in lawful silver money on the

pound granted upon the list of the polls and rateable estate in this Colony brought into this Assembly in October, 1752, was by said act directed to be paid into the said treasury by the last day of August then next, with an addition in these words, *viz*: “And whereas some of the inhabitants of this Colony may be possessed of the bills of credit of this Colony which may be exchanged into lawful silver money in the treasury,” whereupon liberty was by said act granted to any person to pay his rate or tax in bills of credit of this Colony at the several rates mentioned and set in said act: And whereas the greatest part of said tax already collected is brought in in said bills, and it is highly probable the remainder will be so; and the said bills, brought in as aforesaid, are not to be reissued or re-emitted to defray the current charges of government: Therefore,

*Resolved by this Assembly*, That the auditors be, and they are hereby, directed to receive of the Treasurer the bills of credit brought into the treasury by the tax granted in May last, and also the money brought into the treasury on the impost and on the duty of goods, and find the total sum thereof, and burn and consume them to ashes.

*And it is further resolved*, That the Treasurer be, and he is hereby, directed to deliver the auditors silver and gold brought into the treasury for the bills of exchange sold according to the act of this Assembly past in May, 1749, in exchange for said bills of credit to the full value of the bills of credit by them burnt as aforesaid, at the rate of exchange the said bills of exchange were sold for according to said act.

*And it is further resolved by the authority aforesaid*, That [230] the Treasurer be, and he is hereby, || directed to deliver to the said auditors the lawful money brought in by said tax, and also to deliver to them the money brought in for the interest of the ten thousand pounds sterling loaned according to the act of this Assembly made in May, 1750, and not exceeding the sum of £300 0s. 0d. sterling of said money brought in as aforesaid. And the said auditors are hereby directed to compute the sterling money that they shall receive of the Treasurer, as aforesaid, in lawful money, and deliver the same to the Treasurer for the supply of the treasury for the payment of the debts and current charges of this Colony, taking his receipt therefor.

*And it is further resolved by the authority aforesaid*, That in case there be not already brought into said treasury for interest of said loan money the said sum of £300 in money, the Treasurer be, and hereby is, directed to deliver out the bonds which are lodged in his hands from particular persons

to such persons as shall be willing to receive the same in payment, so as to make up said sum of £300 sterling.

And whereas on enquiry of the Treasurer it is found that the tax granted in May last is not yet duly collected and brought in, and that the sum of money and bills of credit that are already brought in will not be sufficient to make the needful supply of the treasury: Therefore,

*Resolved by this Assembly*, That the Treasurer be, and he is hereby, directed to take speedy and effectual care to have said tax without any further delay collected and brought into the treasury, according to the true intent and meaning of said grant.

*And it is further resolved by the authority aforesaid*, That John Chester and John Ledyard, Esq<sup>rs</sup>, be a committee to receive of the Treasurer the money and bills of credit that after the rising of this Assembly shall be paid to said Treasurer on account of said tax, and shall from time to time, as occasion shall require, receive, count and find the sum thereof that shall be brought in at such time, and the sum of the bills of credit being found, to burn and consume the same to ashes. And the said committee are hereby directed, in like manner as the auditors abovementioned are directed, to receive of the Treasurer the value of said bills of credit so by them burnt and consumed to ashes, in the silver and gold brought in for the sale of the bills of exchange aforesaid. And the sum of money by them received in exchange for said bills of credit, and what is brought in by said tax, shall be computed in lawful money and by said committee be delivered to the Treasurer for a supply of the treasury for payment of the debts and current charges of this Colony, taking his receipt therefor, and make report to this Assembly in October next.

This Assembly do appoint Jonathan Trumble, Thomas Wells, Esq<sup>rs</sup>, Mr. Samuel Kimberly, Mr. Nathaniel Ruggles, Capt. Stephen Lee, Capt. Samuel Burr, Col. Thomas Chandler, and Mr. Samuel Camfield, to examine and adjust the Colony accounts with the Treasurer of the Colony, and make report of their doings to this Assembly at their present sessions.

This Assembly do appoint Jonathan Trumble, John Ledyard and Elihu Chauncey, Esq<sup>rs</sup>, Auditors of the Colony accounts, and Nathaniel Stanly, Esq<sup>r</sup>, the Treasurer, to be a committee to take in, settle and adjust, all accompts with the several respective agents appointed to collect the debts of this Colony heretofore, and with the several commissaries heretofore employed in the Colony's business. And the said agents



and commissaries are hereby ordered and directed to bring in, settle and adjust their accounts with said auditors and Treasurer, or any three of them, that said committee may be enabled to know and lay before this Assembly in October next the whole state of the treasury of this Colony.

[231] This Assembly do appoint Daniel Edwards, Esqr, and he is hereby fully authorized and impowered, an Agent to sue, recover and receive, all and every debt due to the Governor and Company of this Colony by bond, before the sessions of this Assembly, from any and every person in the county of Hartford, and to appear and answer before any of the respective courts in said county and pursue to final judgment, execution and receipts thereon, and to pay the same into the treasury of this Colony, taking his receipt therefor. And the Treasurer is hereby directed to deliver such bonds on persons in said county in his hands, unpaid by the first day of September next, to the said agent.

And in like manner Matthew Griswold, Esqr, is hereby fully authorized and impowered to sue, recover and receive, all and every debt due to the Governor and Company of this Colony by bond from any and every person in the county of New London, with the powers and directions above given to the above-named agent for the county of Hartford.

Jared Ingersole, Esqr, is hereby fully authorized and impowered to sue, recover and receive all and every debt due to the Governor and Company of this Colony by bond from any and every person in the county of New Haven, with the like power and directions as given to the other agents above-named.

Robert Walker, Esqr, is hereby fully authorized and impowered to sue, recover and receive, all and every debt due to the Governor and Company of this Colony by bond from any and every person in the county of Fairfield, with the like power and directions as given to the other agents above-named.

Joseph Fowler, Esqr, is hereby fully authorized and impowered to sue, recover and receive all and every debt due to the Governor and Company of this Colony by bond from any and every person in the county of Windham, with the like power and directions as given to the other agents abovenamed.

Elisha Sheldon, Esqr, is hereby fully authorized and impowered to sue, recover and receive all and every debt due to the Governor and Company of this Colony by bond from any and every person in the county of Litchfield, with the like power and directions as given to the other agents abovenamed.

*Ordered by this Assembly,* That the Treasurer of this Colony deliver to the Commissioners appointed by this Assembly to meet Commissioners from the other governments at Albany on the fourteenth day of June next, the sum of one hundred and fifty pounds lawful money out of the Colony treasury, to be improved by them for the Colony's interest at their discretion, and to render an account thereof to this Assembly in October next.

This Assembly do appoint Mr. Theophilus Chandler to be a Surveyor of Lands for the county of Windham, (in the room of his father, William Chandler.)

This Assembly do appoint Jonathan Trumble, Esq<sup>r</sup>, Mr. John Ledyard, and Major Elihu Chauncy, to enquire into the state of the treasury, and state the accounts thereof, both debt and credit; also endeavour to bring the Treasurer's accounts into good form, so that they may be more easily understood and audited for the future; and make report to this Assembly in October next, so that this Assembly may be fully informed of the whole sum due from this government, and also of the sums due to this government, and from whom.

[232] Upon the petition of Josiah Burnham, of Farmington in the county of Hartford, *vs.* Samuel Hooker, of Farmington aforesaid, (in the parish of Kinsington,) one of the principal members of said parish, and the rest of the members of said parish, on file, (by continuance from the sessions of this Assembly in October last:) The question was put, whether the pleas offered by the respondents in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondents is £4 15s. 1d. lawful money. Ex. granted June 12th, 1755.*

Upon the petition of Jonathan Atwater, of New Haven in the county of New Haven, *vs.* Benjamin King, of Woodbury in the county of Litchfield, on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allowed respondent is £2 0s. 11d. lawful money. Ex. granted Oct. 31st, 1754.*

Upon the petition of James Pierpont, of New Haven in the county of New Haven, *vs.* Isaac Stiles jun<sup>r</sup> and Mabel his wife, of New Haven aforesaid, on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 0s. 8d. lawful money.*

Upon the petition of Ebenezer Benton, of Hartford in the county of Hartford, *vs.* Mary Waters of Hartford, the only

child and heir of Webster Waters late of Hartford, deceased, Joseph Waters and Abraham Waters, of Hartford, Elizabeth Waters, of New Hartford in the county of Litchfield, and Theodore Gilbert and Mary his wife, (lately called Mary Waters,) of said New Hartford, as on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allowed respondent is £5 0s. 0d. lawful money. Ex. granted May 13th, 1754.*

Upon the petition of John Hallam, of Stonington in the county of New London, *vs.* Phebe Hallam, of said Stonington, on file: The question was put, whether in rendering the judgment of the superior court complained of in said petition manifest error hath intervened: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 15s. 4d. lawful money. Ex. granted May 22d, 1754.*

Upon the petition of Jacob Fonda, Esq<sup>r</sup>, of Claverick in the county of Albany and Province of New York, *vs.* Charles Burrel, of Canaan in the county of Litchfield, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £2 4s. 4d. lawful money.*

Upon the petition of Hope Halley, of Middleton in the county of Hartford, *vs.* Thomas Alverd jun<sup>r</sup>, of said Middleton, as on file: The question was put, whether in proceeding to or rendering the judgment of the superior court complained of in said petition manifest error hath intervened: Resolved by this Assembly in the negative. *Cost allowed respondent £1 13s. 4d lawful money.*

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor, the sum of sixty-six pounds lawful money, for the first half part of his salary for the current year.

This Assembly grants to the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor, the sum of thirty-three pounds lawful money, for the first half part of his salary for the current year.

This Assembly grants to George Wylls, Esq<sup>r</sup>, Secretary, for his salary the current year, four pounds.

This Assembly grants to Mr. Timothy Green, printer, the sum of seventy-five pounds lawful money, for the ballance of his account against this Colony, for the printing, binding, &c., the new law-books and the acts of Parliament,\* and order the Treasurer to pay the same to said Mr. Green accordingly.

---

\* In 1753, Green printed a pamphlet of twelve leaves folio, containing the following Acts of Parliament, viz:

[233] This Assembly do appoint John Chester and Thomas Wells, Esqrs, and Capt. John Pitkin, Mr. John Ledyard, Col. Elisha Williams, and Col. Elizur Goodrich, to attend his Honour the Deputy Governour, to hear the records of this Assembly read off, and then to be signed by the Secretary of this Colony as compleat.

The whole Record of the several Acts, Grants and Resolves of this Assembly, as it stands entered on the pages of this book next preceding, was read off in the presence of his Honour the Deputy Governour and the committee abovenamed (except Mr. John Ledyard,) and signed,

GEORGE WYLLYS, Secret'y.

[234] *Anno Regni Regis Georgii secundi vigesimo-octavo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY ON THE SECOND THURSDAY OF OCTOBER, (BEING THE 10TH DAY OF SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 31ST DAY OF THE SAME MONTH, ANNO DOMINI 1754.

*Present :*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Roger Newton,	Thomas Wells,	} Esqrs, Assistants.
Jonathan Trumble,	Benjamin Hall,	
Hezekiah Huntington,	Phinehas Lyman,	
Andrew Burr,	Roger Wolcott junr,	
John Chester,	Jonathan Huntington,	

*Representatives or Deputies of the several towns hereafter mentioned, returned to attend at this Assembly, viz :*

Mr. John Ledyard, Col. Joseph Pitkin, for Hartford.

2 Geo. ii, cap. xxxv. An Act for better Preservation of His Majesty's Woods in America, and for the Encouragement of the Importation of Naval Stores from thence; and to encourage the Importation of Masts, Yards and Bowsprights from that part of Great Britain called Scotland. [Parts of sections 1 and 2 of this act had been reprinted in the book referred to in the note at p. 551 vol. ix.]

25 Geo. ii, cap. xxxv. An Act for continuing the Act for encouraging the Growth of Coffee in His Majesty's Plantations in America; and also for continuing, under certain Regulations, so much of an Act as relates to the Premiums upon the Importation of Masts, Yards and Bowsprits, Tar, Pitch and Turpentine.

25 Geo. ii, cap. vi. An Act for avoiding and putting an End to certain Doubts and Questions relating to the Attestation of Wills and Codicils concerning Real Estates in that part of Great Britain called England, and in [His] Majesty's Colonies and Plantations in America.

Major John Hubbard, Mr. Chauncey Whittlesey, New Haven.  
Mr. David Rowland, Mr. William Burr, for Fairfield.  
Capt. Pygan Adams, Col. Gurdon Saltonstal, for New London.  
Mr. Nathaniel Wales, Mr. Jonathan Rudd, for Windham.  
Col. Ebenezer Marsh, Capt. Thomas Harrison, for Litchfield.  
Capt. Jabez Huntington, Mr. Daniel Lothrop, for Norwich.  
Mr. Benjamin Gale, Mr. Joseph Wilcocks, for Killingsworth.  
Col. Jonathan Hoit, Maj. Jonathan Maltbie, for Stanford.  
Capt. Nathaniel Harrison, Capt. Isaac Foot, for Branford.  
Col. Shubael Conant, Capt. Joseph Stores, for Mansfield.  
Mr. Richard Lord, Capt. Matthew Griswold, for Lyme.  
Col. Joseph Fowler, Capt. Joshua West, for Lebanon.  
Mr. Daniel Sherman, Mr. Benjamin Stiles, for Woodbury.  
Capt. Moses Fish, Capt. Robert Gear, for Groton.  
Mr. John Strong, Mr. Solomon Whitman, for Farmington.  
Capt. Jonathan Belding, Mr. Joseph Bordman, for Weathersfield.  
Capt. John Humphrys, Mr. David Phelps, for Symsbury.  
Capt. Samuel Kent, Capt. Asaph Levitt, for Suffield.  
Capt. Samuel Morgan, Capt. Daniel Gates, for Preston.  
Mr. William Williams, Mr. William Osgood, for Pomfret.  
Col. Timothy Stone, Capt. Andrew Ward, for Guilford.  
Col. John Williams, Mr. Jonah Prentice, for Stonington.  
Mr. Samuel Kimberley, Capt. Samuel Talcott, for Glassenbury.  
Capt. Obadiah Johnson, Capt. Jabez Fitch, for Canterbury.  
Mr. Ephraim Strong, Capt. Thomas Clark, for Milford.  
[235] Capt. John Douglass, Mr. Thomas Pierce, for Plainfield.  
Mr. Charles French, Capt. Moses Hawkins, for Derby.  
Mr. Eliakim Hall, Mr. Enos Brooks, for Wallingford.  
Mr. William Wolcott, for Windsor.  
Mr. James Fitch, Mr. Joseph Platt, for Norwalk.  
Capt. Robert Dickson, Mr. John Smith, for Voluntown.  
Mr. Hezekiah Brainard, for Haddam.  
Capt. Daniel Cone, for East Haddam.  
Mr. Bushnal Bostwick, Mr. Daniel Bostwick, for New Milford.  
Capt. Joseph Phelps, Capt. Samuel Gilbert, for Hebron.  
Mr. Joel White, Mr. Stephen Cone, for Bolton.  
Mr. Robert Knolton, Mr. Amos Babcock, for Ashford.  
Mr. Zebulon West, Mr. Samuel Cobb, for Tolland.  
Mr. John Kilborn, Capt. Timothy Wright, for Colchester.  
Mr. Phineas Strong, Mr. Ebenezer Kingsbury, for Coventry.  
Mr. Thomas Benedict, Capt. Daniel Benedict, for Danbury.

Capt. Henry Glover, Mr. Daniel Booth, for New Town.  
 Mr. Samuel Olmsted, Mr. Stephen Smith, for Ridgefield.  
 Majr. Elihu Chauncey, Mr. Ezra Baldwin, for Durham.  
 Majr. Jabez Hamlin, Mr. Seth Wetmore, for Middletown.  
 Capt. Ephraim Terry, Mr. Joseph Olmsted, for Enfield.  
 Capt. Jabez Lyon, Col. Thomas Chandler, for Woodstock.  
 Col. Hezekiah Sabin, Mr. Boaz Sterns, for Killingsley.  
 Capt. Theophilus Nichols, Capt. Robert Fairchild, for Stratford.

Mr. Stephen Hopkins, Mr. Caleb Hummiston, for Waterbury.  
 Mr. Ambrose Wittlesey, Capt. Jed. Chapman, for Saybrook.

Col. Shubael Conant, Speaker } of the House of Repre-  
 Majr Elihu Chauncey, Clerk } sentatives.

The Commissioners appointed by the Assembly of the Colony of Connecticut in May last, in behalf of said Colony, to meet such Commissioners as should be appointed by his Majesty's other governments in America at a general interview at Albany on the 14th day of June last and joyn with Commissioners of the other Colonies in concerting proper measures for the general defence and safety of his Majesty's subjects in said governments and the Indians in alliance with them against the French and their Indians,\* agreeable to the desire of the Commissioners of the several governments met as aforesaid, have laid before this Assembly for consideration the Plan of a proposed Union of the several Colonies of Massachusetts Bay, New Hampshire, Connecticut, Rhode Island, New York, New Jersey, Pensilvania, Maryland, Virginia, North Carolina, and South Carolina, for their mutual defence and security, and for extending the British settlements in North America. Upon deliberate and mature consideration thereof,

*Resolved*, That it is the opinion of this Assembly, and it is hereby declared to be the opinion thereof, that the limits of the proposed plan of union are of too large extent to be in any good manner administred, considered, conducted and defended, by one President General and Council; and that a defensive war managed by such government having so large a [236] frontier will prove ruinous to it; || that the same in course of time may be dangerous and hurtful to his Majesty's interest, and tends to subvert the liberties and privileges, and to discourage and lessen the industry of his Majesty's good subjects

\*The Journal of the Albany Congress is printed in *Collections of the Massachusetts Historical Society*, Vol. xxxv, 5, *Pennsylvania Colonial Records*, vi, 57, and more completely in the *Documentary History of New York*, ii, 317, 4to edit. (p. 545, 8vo edit.) and in *Documnts relating to the Colonial History of New York*, vi, 853.

inhabiting these Colonies: And therefore, that no application be made in behalf of this Colony to the Parliament of Great Britain for an act to form any such government on the said proposed plan as therein is expressed; and that reasons be offered against any such motion.

*Resolved by this Assembly,* That his Honour the Governour be desired, and he is hereby desired, to send to the Agent for this Colony at the Court of Great Britain the resolution of this Assembly concerning the Plan of Union proposed by the Commissioners of the several Colonies, who met at Albany on the 14th of June last to concert proper measures for the general defence and safety of his Majesty's subjects in said governments; and that he likewise send said agent the Reasons \* considered and offered by this Assembly concerning the said plan of a proposed union of the Colonies of Massachusetts Bay, New Hampshire, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Virginia, North Carolina, and South Carolina, for their mutual defence, &c.; and also to send the Representation of the state of the Colonies of North America in relation to the French; to be used and improved by the said agent upon any consideration that may be had on said plan. And that the agent aforesaid be directed, that in case any of the other Colonies aforesaid shall make humble application for an act of the Parliament of Great Britain, by virtue of which one general government may be formed in America, including the said Colonies and to be administered in manner and form as is proposed in said plan, he move the Parliament to be heard by learned counsel thereon in behalf of this Colony; and that the reasons aforementioned, with any other arguments that appear just and reasonable in the case, be insisted on and in the most advantageous manner urged, to prevent any such act being made or passed in the Parliament of Great Britain.

*Resolved by this Assembly,* That his Honour the Governour be desired, and he is hereby desired, to give attention to all the steps taken by the several governments on this continent relating to the plan of the proposed union of the several Colonies in North America for their mutual defence &c., and use

---

\* The *Reasons* may be found in *Collections of the Mass. Hist. Soc.*, vii, 210. In the same volume, p. 207, is the report of a committee of the General Assembly, of which William Pitkin was chairman, on the Plan of Union recommended by the congress, and at p. 203 the draught of a proposed union between the New England Colonies, New York and New Jersey, delivered in by the committee, providing also for another union between Pennsylvania, Maryland, Virginia, North and South Carolina. In this draught the powers to be conferred upon the general governments were less extensive than those contained in the plan recommended by the congress.

means, as he shall judge prudent, to prevent any further proceedings thereon. And in case any of the Colonies therein mentioned shall make application to the Parliament for an act to be made and passed in the manner in said plan proposed, that he prepare whatsoever shall be needful to prevent such act. And in case any plan for a union of said Colonies be proposed, in order to be enacted in Parliament, that his Honour the Governor furnish the Agent of this Colony with whatever reasons may be further suggested for an alteration thereof in various parts, that the extent may be lessened by dividing the same into two districts, that the liberties and privileges of the people may be better secured than in said plan is provided; and that he give the reasons shewing the proportions made in said plan are not just and equal, and furnish the Agent with proper evidence, shewing in the best manner the nature of the case admits, what the proportion, especially of this Colony, is with relation to the other Colonies.

This Assembly do appoint Daniel Edwards, Esqr, and he is hereby fully authorized and impowered, an Agent to sue for, recover and receive, all and every debt or debts due to the Governour and Company of this Colony by bond on account [237] || of the several sums of sterling money loan'd by this government, from any and every person in the county of Hartford, and to appear and answer before any of the respective courts in said county, and pursue to final judgment and execution, and to pass receipts for any of said money recovered and received as need may be, and to pay the same unto the Treasurer of this Colony, taking his receipt therefor; and the Treasurer is hereby directed to deliver such bonds on persons in said county in his hands unpaid by the fifteenth day of January next to said agent, taking his receipt for such bonds.

And, in like manner, Matthew Griswold, Esqr, is hereby fully authorized and impowered to sue for, recover and receive, all and every debt or debts due to the Governor and Company of this Colony by any such bond from any and every person in the county of New London, with the power and directions above given to the abovenamed agent for the county of Hartford.

Jared Ingersole, Esqr, is hereby fully authorized and impowered to sue for, recover and receive, all and every debt or debts due to the Governor and Company of this Colony by any such bond from any and every person in the county of New Haven, with the power and directions as given to the other agents abovenamed.



Robert Walker, Esq<sup>r</sup>, is hereby fully authorized and empowered to sue for, recover and receive, all and every debt or debts due to the Governor and Company of this Colony by any such bond from any and every person in the county of Fairfield, with the power and directions as given to the other agents abovenamed.

Joseph Fowler, Esq<sup>r</sup>, is hereby fully authorized and empowered to sue for, recover and receive, all and every debt or debts due to the Governor and Company of this Colony by any such bond from any and every person in the county of Windham, with the power and directions as given to the other agents abovenamed.

Elisha Sheldon, Esq<sup>r</sup>, is hereby fully authorized and empowered to sue for, recover and receive, all and every debt or debts due to the Governor and Company of this Colony by any such bond from any and every person in the county of Litchfield, with the power and directions as given to the other agents abovenamed.

Upon the memorial of Messrs. David Wooster, John Eliot, &c., representing that a wharf from the Ferry Point in New Haven would much advantage the navigation and trade of this Colony, secure the present value of the school land in said New Haven, lately sold, and greatly accommodate the ferry at said Ferry Point; that said Wooster, Eliot, &c., proprietors of said ferry point had begun, but thro' the present unhappy circumstances of trade were unable further to carry on and finish said wharf at said point; praying licence for a public lottery in said New Haven for raising £600 lawful money of this Colony, for the purpose aforesaid; thereupon further representing, that upon the delivery of said £600, or such other sum as should be raised as aforesaid, into the hands of said proprietors, for the use aforesaid, they will become bound, joyntly and severally, unto the Governor and Company of this Colony for the annual payment of £30 lawful money aforesaid till the whole sum of £600 aforesaid, or such other sum as aforesaid, shall be fully paid unto said Governor and Company :

*Resolved by this Assembly,* That there be a public lottery in said New Haven for the raising six hundred and sixty pounds lawful money, concerted and drawn in the usual and proper form of public lotteries, for the carrying on and finishing said wharf and for the charge of said lottery.

*And it is further enacted,* That Messrs. Jared Ingersole, William Greenough and Jonathan Fitch, all of said New Haven, be the directors and managers of said lottery, and shall forthwith proceed therein, and may appoint their clerks

for said purpose; and said directors and clerks by them [238] appointed shall be || sworn before his Honour the Governour, or some Assistant in this Colony, to the faithful discharge of their said trust. And said directors, as a reward for their service in said affair, shall receive sixty pounds lawful money aforesaid, to be deducted out of said sum of £660, or such other sum as shall be finally raised by said lottery.

*And it is further enacted,* That if any person shall forge, counterfeit or alter any ticket in imitation of any ticket signed by said directors, or either of them; or any other person by their order, or if any person shall by virtue of any such forged, counterfeited or altered ticket, (knowing the same to be such,) claim any prize in said lottery, he shall incur the same penalty on conviction thereof as persons by law are liable to in other cases of forgery. And the money which shall be raised by said lottery, (the charges of said lottery being deducted,) shall be by said directors delivered into the hands of Messrs. David Wooster, John Eliot, Aaron Day, Thomas Darling, Nathan Whiting, Thomas Howell, John Whiting, Elisha Whittlesey, Leverett Hubbard, and the rest of the proprietors of said Ferry Point and undertakers in building said wharf, to be by them improved to the further carrying on and completing said wharf, and to no other purpose, on the penalty of forfeiting the sum so raised and delivered as aforesaid, to said Governour and Company.

*And it is also further enacted,* That said directors be impowered, and they are hereby impowered, on their delivering the sum of six hundred pounds lawful money, or such other sum as shall be raised in manner aforesaid, to said memorialists, proprietors aforesaid, as a committee, in the name of the Governour and Company of this Colony, to require and receive so many bonds by them to be executed joyntly and severally with penalties conditioned each for the payment of £30 lawful money annually as such sums shall amount unto, payable unto the Treasurer of this Colony for the time being, for the use of the Governour and Company; the first bond payable twelve months after date, and the rest on said day in annual successions; which bonds shall by said committee be delivered to the Secretary of this Colony for the time being.

Upon the memorial of Ebenezer Marsh and Thomas Harrison, of Litchfield in the county of Litchfield, and the rest of the inhabitants of said Litchfield, shewing that about the time of the first settlement of said town the committees of the townes of Hartford and Windsor, being therein interested and thereto appointed, did run and bound out the north line of said township of Litchfield, beginning at a monument in the

crotch of Waterbury River, about two rods north of where the two branches thereof meet, for the northeast corner of said township, and from thence ran to the northwest corner about eight miles three quarters and twenty-eight rods to a black oak tree markt and an heap of stones about it, and also in said line so run erected sundry monuments and marked sundry trees (called mile trees,) with the letters TS, CC, SR, and divers other letters, and laid stones about said trees, to wit, one white oak tree, markt as aforesaid, about one mile and 18 rods westward from said northeast corner in the crotch of said river; one chestnut tree with stones laid to it, markt as aforesaid, in said line standing about one mile and twenty-six rods westward from said white oak; one black oak tree originally so markt, now dry at the top, and standing in said line about one mile and thirty-one rods westerly from said chestnut tree; and one walnut tree, as aforesaid, markt and stones laid to it, about a mile and thirty rods westerly from said dry black oak last mentioned; and that the other monuments are a rock with stones on it, a bass tree markt, a white [239] oak tree markt TS, 1723, and a maple tree markt, about a mile asunder; and that there is also a white ash tree with stones laid to it, being the southeast corner of Goshen, in said range or line of mile trees, standing at the distance of four miles and one hundred and twenty-six rods westerly from said northeast corner of Litchfield, in the crotch of Waterbury River; and that all said trees and monuments are yet remaining manifest and visible; and praying that the said line, as abovesaid described and ascertained, may be declared and confirmed to be the true north bounds and line of said town of Litchfield: Resolved by this Assembly, that the said line from said monument in the crotch of said Waterbury River extending westward about eight miles and three-quarters and 28 rods to said markt black oak tree with stones about it, running and extending according to the courses and arrangement of said several monuments and boundaries above referred to and described, is, and forever hereafter shall be and remain and be deemed and accounted to be, the true north bounds and line of said township of Litchfield.

Upon the memorial of Daniel Bostwick, Nathan Botchford, William Drinkwater, Joseph Weller, and Roger Sherman, selectmen for the town of New Milford, shewing to this Assembly that there is an idiot or distracted person in said town, named Thomas Welch, who is incapable to provide for himself and hath for some years past been under the care of the selectmen of said town, and yet is so, and that this Assem-

bly some time past granted liberty for some of the said idiot's land to be sold, for his support, which is all expended for his support; and shewing that the said idiot is yet distracted and outrageous, and must be constantly confined, and that there is yet lands of the said idiot unsold, to the amount of £350 proclamation money; and praying that the said lands may be all sold and the money let out at interest, and the same to be improved for the support of said idiot; and also praying that the memorialists may have liberty to sell the said lands for the purpose abovesaid: Resolved by this Assembly, that the said memorialists have, and they are hereby impowered to sell the whole of said lands as pray'd for, for the purpose abovesaid, and loan the money arising on said sale, so as that the same may not discount and lose its value; they, said memorialists, well securing to Deborah, the now wife of Joseph Miles of said New Milford (which Deborah was late widow of John Welch late of said New Milford, deceased,) the payment of the sum of twelve shillings lawful money annually, in lieu of her right of dower in said land, and also securing to the heirs of said idiot such part of the price of said lands and interest thereon arising as shall remain after the debts and funeral charges of said idiot are deducted.

Upon the memorial of Isaac Barnum, Joseph Murrey and others, living in the northeast part of Danbury, the southeast part of New Milford, and the northwest part of Newtown, within the following bounds and limits, *viz*: Beginning at a place known by the name of the Pond Brook, where it enters into the great river, being in Newtown; thence running northwardly on the bank of said river until it comes to the northeast corner of Capt. John Warner's farm lying by said river, being in New Milford, which is a white ash staddle marked with stones laid about it; then running westwardly a straight line to the top of the hill called Gallows Hill; thence running a straight line till it intersects New Fairfield east line; thence running southwardly on said line until it comes to the southeast corner of New Fairfield township; thence running a straight line to a certain rock with stones upon it, near the lower end of Beaver Brook Mountain, on the west side of the road leading from Danbury to New Milford; thence running eastwardly to a certain rock with stones upon it, being in the line between Danbury and Newtown, being on [240] the south end of a swamp || known by the name of Bound Swamp; and from thence continuing eastwardly to the road leading from New Milford to Newtown, including Lieut. Joseph Smith's farm where he now lives; and then running a straight line to the mouth of the pond brook where it

empties into the great river; praying to be made a distinct ecclesiastical society, according to the laws of this Colony, as by their memorial on file: It is thereupon enacted and granted by this Assembly, that the inhabitants living within the bounds and limits above mentioned and described be, and are hereby made, a distinct ecclesiastical society with the same privileges, powers and immunities with the other ecclesiastical societies in this Colony by the laws of this Colony established, and shall have the same bounds and limits as above described, and shall be called and known by the name of the Society of Newbury.\*

On the memorial of Ephraim Done, George Philips, and Abigail Goodwin, administratrix on the estate of Thomas Goodwin, and Michael Burnham and Hannah his wife, administrators on the estate of Ebenezer Sage, all of Middleton, shewing to this Assembly that the said Done, Philips, and said Ebenezer Sage and Thomas Goodwin, deceased, were the equal owners of the sloop Diamond, and that Jabez Hamlin, Esq<sup>r</sup>, of Middleton, one of the committee appointed by this Assembly to procure transports for the transporting the troops raised in this Colony for garrisoning of his Majesty's garrison in Cape Briton in the year 1745, chartered the said sloop for the purposes aforesaid, and that the said sloop was detained at Cape Briton (after the troops arrived there) by the commanding officer, and that the said owners suffered great loss and damage at Cape Briton, and that said vessel, with all persons aboard, was lost in the returning home; praying for some relief for the damages sustained: Resolved by this Assembly, that Jabez Hamlin, Esq<sup>r</sup>, of Middleton, committee aforesaid, pay unto the said memorialists out of the effects he hath in his hands of this Colony, the sum of six hundred pounds old tenor bills, taking their receipt therefor.

Upon the memorial of Ebenezer Kingsbury, of Coventry in the county of Windham, administrator on the estate of Hezekiah Herick late of said Coventry, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmounts the personal estate of said deceased the sum of nine pounds four shillings lawful money; praying for liberty to sell so much of the real estate of said deceased as will amount to the aforesaid sum of nine pounds and four shillings lawful money with the incident charges arising thereon: This Assembly grants liberty to said memorialist to make sale of so much of the lands of said deceased as will amount to the sum of nine pounds four shillings lawful money with the inci-

---

\*Now Brookfield.

dent charges arising thereon, taking the advice of the court of probate for the district of Windham therein.

Upon the memorial of Elioner Campbel, administratrix on the estate of William Campbel, late of Union in the county of Windham, deceased, shewing to this Assembly that the debts due from the said estate surmounts the moveable estate the sum of £463 16s. 0*d.* old tenor bills of public credit, and praying to this Assembly that the said Elioner, or some suitable person with her, be appointed to sell so much of the real estate of the said deceased as will be sufficient to pay the said sum of £463 16s. 0*d.* with the incident charge of the sale, &c. : Resolved by this Assembly, that the said Elioner Campbel and Mr. Abner Sessions, of said Union, be appointed, and they are hereby appointed, to sell so much of the real estate of the said William Campbel, deceased, as will raise [241] the aforesaid sum || of £463 16s. 0*d.* old tenor, as aforesaid, with the incident charge of the sale, &c., taking the direction of the court of probate for the district of Pomfret herein.

Upon the memorial of Eunice Ward of Middleton, administratrix on the estate of Daniel Ward late of Middleton, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveable part of the estate of said deceased the sum of £469 16s. 4*d.* old tenor, and thereupon praying for liberty to sell the real estate, &c. : Resolved by this Assembly, that the memorialist, with Mr. James Ward of Middleton, have liberty, and they are hereby authorized and fully impowered, to make sale of so much of the real estate of said deceased as will procure the aforesaid sum of £469 16s. 4*d.* old tenor together with the incident charges arising on such sale ; taking the direction of the court of probate in the district of Middleton therein.

On the memorial of Peter Smith, of Norwalk in the county of Fairfield, humbly representing to this Assembly that some time since he was unfortunately drawn into the scheme of money making, and did admit one Zephaniah Stevens to forge and make counterfeit bills of credit, in imitation of the bills of credit of the Colony of Rhode Island of the last emission, at his, the said Peter's, house, but, before any discovery thereof, was made sensible of his sin and folly in so doing, and did thrust out the said Stevens and his accomplices from his house, and refused to pass any of said counterfeit bills, or to have anything to do in said affair ; that nevertheless, complaint being afterwards made to authority against him, he was apprehended and bound in a bond of recogni-

zance of £100 0s. 0*d.* lawful money, to answer before the superior court for said crime, which bond he, said Peter, forfeited, and his bail have been thereon sued; praying also that this Hon<sup>ble</sup> Assembly will graciously be pleased to forgive him part of said debt, and order said bond to be abated, as per the memorial on file may appear: Resolved by this Assembly, that, provided the memorialist do pay the sum of £25 lawful money to the Treasurer of this Colony before the rising of this Assembly, and shall also pay into the hands of the King's attorney for the county of Fairfield the sum of £25 0s. 0*d.* lawful money more, together with the cost of the suit commenced on the said bond of recognizance, before the rising of the superior court in their next sessions at Fairfield, &c., (taking receipts accordingly, and lodging them with the Secretary,) the said bond of recognizance shall be, and is hereby, released and abated to the surety who acknowledged the same, and all further proceedings thereon stayed and discharged, and the said bond be to all intents void and of none effect.

On the memorial of John Clark, of Stratford in the county of Fairfield, (mason,) humbly representing that sometime since he was unadvisedly drawn into the crime of counterfeiting bills of public credit, for which he was apprehended, and being therefor prosecuted before the superior court in the county of Fairfield, hath suffered the punishment by law inflicted for that crime; that he is thoroughly sensible of his iniquity in such his ill practice, and desirous to return to his duty has since rejected many offers to be again concerned in [242] said crime, and been of late particularly helpful || in detecting and bringing to justice others concerned in the like evil practices; thereon praying for liberty to go about his lawful business, that he may in some honest way obtain a support for himself and an indigent family, as per the memorial on file: Resolved by this Assembly, that the memorialist have, and liberty is hereby granted to him, to go at large about his lawful affairs and concerns within the bounds of the town of Stratford only, he behaving himself well: provided that if the memorialist be found without the bounds of said town, he shall forfeit the privileges hereby granted to him.

Upon the memorial of Mercy Brownson, administratrix on the estate of Amos Brownson late of Farmington, deceased, shewing to this Assembly that the debts and charges due from the deceased, with some necessary moveables for the memorialist, surmounts the moveable estate of the said deceased the sum of £115 16s. 8*d.* old tenor bills, as by the certificate

of the clerk of the court of probate for the district of Hartford sheweth, for the payment of which sum your memorialist has no estate in her hands ; praying this Assembly to appoint the said memorialist and Mr. Benjamin Winchel of Farmington, to make sale of so much of the real estate of the said deceased as will procure said sum of £115 16s. 8*d.* for the payment of said debts with the incident charges arising on said sale : Resolved by this Assembly, that the memorialist with Benjamin Winchel be appointed, and they are hereby appointed, to make sale of so much of the real estate of the said deceased as to procure the aforesaid sum of £115 16s. 8*d.* old tenor bills, for the discharging said debt with the incident charges arising on said sale; taking the direction of the court of probate in the district of Hartford therein.

Upon the memorial of the inhabitants of the parish of Eastbury in the town of Glassenbury, representing that they, by the death of their first and second, have within these few years been necessitated to settle Mr. Isaac Chalker their third minister of the gospel in said parish, who, tho' still alive and useful in said office among them, is thro' adverse providence become deeply involv'd in debt, and especially to this government, and that they being very small and poor are unable to extricate him therefrom, and so remain still liable to lose the benefit of his service on his being compel'd to respond his debts of the small remainder of his estate, which indeed will scarcely suffice to that end ; and thereupon praying a tax be laid on all the unimproved lands in said parish, and the moneys thereon to be rais'd to be apply'd for relief in the premises, &c., as per memorial on file, dated October 1st, 1754 : Resolved by this Assembly, that a tax of one shilling old tenor per acre be, and such tax hereby is, laid on all the unimproved lands lying within the limits of said parish belonging to persons either resident or non-resident therein, to be levied and collected by the first day of May next ; and that Mr. Stephen Strickland of said society be, and he hereby is, appointed and empowered to collect, and the same so collected to apply towards payment and discharge of this, the said Mr. Chalker's, debt due to this government.

Upon the memorial of William Douglass, of New London, administrator on the estate of Richard Douglas late of said New London, deceased, shewing to this Assembly that the debts due from said deceased surmount the personal estate of [243] said deceased the sum || of £235 16s. 5*d.* old tenor ; praying liberty to sell so much of the real estate of said de-



ceased as shall procure the aforesaid sum of £235 16s. 5*d.* old tenor and the necessary charges that may arise in selling the same, taking the advice of the court of probate for the district of New London in the sale thereof, &c.: Resolved by this Assembly, that the said William Douglass have liberty, and liberty is hereby granted to him, to sell so much of the real estate of said deceased as shall raise and pay the aforesaid sum of £235 16s. 5*d.* old tenor with the incident charge arising on said sale; taking the advice of the aforesaid court of probate for the district of New London.

Upon the memorial of Dorothy Benton, administratrix on the estate of Nathaniel Benton, late of Weathersfield in the county of Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of the said deceased surmounts the moveable estate of the said deceased the sum of £252 14s. 9*d.* money old tenor bills, for the payment of which the said administratrix has no assets in her hands, and therefore prays that Mr. Joseph Boardman, of Weathersfield, and the administratrix, or some other person, may be appointed to make sale of so much of the real estate of the said deceased as will procure said sum of £252 14s. 9*d.* in bills of the old tenor, for the payment of said debts with incident charges arising on the sale thereof, taking the direction of the court of probate for said district, &c.: Resolved by this Assembly, that Mr. Joseph Boardman and the said administratrix be appointed, and they are hereby appointed and impowered, to sell so much of the real estate of the said deceased as will raise the beforesaid sum of £252 14s. 9*d.* old tenor bills of credit, to pay said debts with the incident charges arising thereon; taking the direction of the said court of probate therein.

Upon the memorial of Elijah Scovel, of Saybrook in the county of New London, administrator on the estate of William Scovel, late of said Saybrook, deceased, shewing to this Assembly that the debts due from said estate, and charges of administration and other necessary allowances, surmounts the personal estate the sum of £328 10s. 0*d.* old tenor, &c.: Resolved by this Assembly, that said Elijah Scovel have liberty, and liberty is hereby granted, to make sale of so much of the real estate of said deceased as shall be sufficient to pay said sum of £328 10s. 0*d.* with the incident charges arising by such sale; and that Abner Parker, of said Saybrook, is hereby appointed to make sale thereof, taking direction of the court of probate for the district of Guilford therein.

Upon the memorial of Lucy Warner, of Middleton, admin-

istratrix on the estate of Daniel Warner late of Middleton, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the personal estate of said deceased the sum of £1399 14s. 9d. old tenor, and thereupon praying for liberty to sell land, &c. : Resolved by this Assembly, that the memorialist, with Mr. William Rockwell of Middleton, have liberty, and they are hereby fully authorized and impowered, to make sale of so much of the real estate of the said deceased as will procure the aforesaid sum of £1399 14s. 9d. old tenor together with the incident charges arising on such sale ; taking the direction of the court of probate in the district of Middleton therein.

Upon the memorial of Samuel Olmsted and Thaddeus Mead, shewing to this Assembly that they had expended sums of money, amounting in the whole to the sum of £4 10s. 0d. lawful money, in prosecuting one Joseph Nichols for the crime of counterfeiting bills of public credit, and that the said Nichols had broke goal and hath ever since absconded, and that they had no way to recover said sum of said Nichols, and thereupon praying said sum may be paid to them out of the public treasury : Resolved by this Assembly, that the Treasurer of this Colony pay out of the public treasury to the memorialist the aforesaid sum of £4 10s. 0d. lawful money, for the payment of the cost aforesaid.

Upon the memorial of John Warner jun<sup>r</sup>, of Waterbury in the county of New Haven, administrator on the estate of Jonathan Elwell late of said Waterbury, deceased, shewing to this Assembly that the debts due from said estate surmount [244] the || moveable estate the sum of £85 4s. 5d. old tenor, and praying to this Assembly that he, the said John Warner jun<sup>r</sup>, be appointed to sell so much of the real estate of the said deceased as will be sufficient to pay said sum of £85 4s. 5d. with incident charges of the sale, &c. : Resolved by this Assembly, that the said John Warner jun<sup>r</sup> be appointed, and he is hereby appointed, to sell so much of the real estate of the said Jonathan Elwell, deceased, as will raise the aforesaid sum of £85 4s. 5d. old tenor, as aforesaid, with the incident charges of the sale, &c. ; taking the direction of the court of probate for the district of Woodbury therein.

Upon the memorial of Moses Hebard, of Windham, administrator on the estate of Nathaniel Shattuck late of said Windham, deceased, shewing that the debts due from said estate, which have appeared since a former order of this Assembly for the sale of land belonging to said estate, amounts to the sum of £343 5s. 0d. old tenor bills, for payment whereof

there remains no personal estate; praying liberty to sell land for to make payment of said debts: Resolved by this Assembly, that the said administrator hath liberty given him to make sale of so much of the real estate of said deceased as shall make said sum of £343 5s. 0d. old tenor bills with the incident charges thereon, taking the direction of the court of probate for the district of Windham therein.

1 Upon the memorial of Joshua Barker, of Lebanon, administrator on the estate of Samuel Throop late of Lebanon, deceased, shewing that the debts due from the estate of said deceased surmount the inventoried personal estate the sum of £114 4s. 2d. lawful money; praying for liberty to sell real estate for the payment thereof: Resolved by this Assembly, that said administrator have liberty, and liberty is hereby granted to him, to make sale of so much of the real estate of said deceased as shall make the sum of £114 4s. 2d. lawful money with the incident charges arising thereon; taking the direction of the court of probates for the district of Windham therein.

Upon the memorial of Moses Dudley, of Lyme in the county of New London, administrator on the estate of William Dudley, late of Saybrook in said county, deceased, shewing to this Assembly that, since the sessions of the General Assembly in May last, he hath found further debts due from said estate than he was at said May sessions allowed to make sale of the real estate of said deceased to discharge, to the amount of the sum of eighty pounds old tenor, &c.: Resolved by this Assembly, that said Moses Dudley have, and liberty to him is hereby granted, to make sale of so much more of the said real estate as shall be sufficient to pay the said sum of eighty pounds with the incident charges arising by such sale; taking the direction of the court of probate for the district of Guilford therein.

Upon the memorial of Abijah Wilcocks, of Killingworth in New London county, administrator on the estate of Ebenezer Wilcocks late of said Killingworth, deceased, representing to this Assembly that the debts due from said estate, and charges of administration, surmount the moveable estate the sum of £850 16s. 6d. bills of credit of the old tenor; praying that he, or some other meet person, may have liberty to sell so much of the real estate of the said deceased as to pay the said sum: Resolved by this Assembly, that Mr. Joseph Wilcocks be appointed, and he is hereby appointed, to sell so much of the real estate of the said deceased as to pay the sum of £850 16s. 6d. with the necessary charges arising on said

sale; taking the advice of the court of probate for the district of Guilford therein.

Upon the memorial of Amaziah Ashman, of Canaan in the county of Litchfield, and Ruth his wife, administrators on the estate of David Benjamin, late of Hartford in the county of Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of David Benjamins afore-[245] said, deceased, surmount the moveable estate || of the deceased the sum of £69 4s. 2d. old tenor bills, for the payment of which the memorialists have no assets in their hands; praying this Assembly would appoint the memorialists, or some other meet person, to make sale of so much of the real estate of the deceased as will amount to the sum of £69 4s. 2d. with incident charges: Resolved by this Assembly, that Capt. Jonathan Hills, of Hartford, be appointed, and he is hereby appointed, to make sale of so much of the real estate of the said David Benjamin's as will amount to the sum of £69 4s. 2d. old tenor bills with incident charges thereon arising; taking the advice of the court of probates for the district of Hartford.

Upon the memorial of Benjamin Uncas, sachem of the Mohegan Indians, in behalf of his tribe, lamenting the death of Samuel Lynde, Esqr, late one of the overseers of said Indians aforesaid, praying this Assembly to appoint Capt. Matthew Griswold in the room of the said Samuel Lynde, deceased, and that they may have a Colony law-book, to be lodged with their present school-master, Mr. Robert Cleland, for the benefit of said tribe: Resolved by this Assembly, that Capt. Matthew Griswold be, and he is hereby, appointed and impowered, with the other gentlemen appointed for that purpose, to lease out the lands, oversee, order and take care of the estate and affairs of the said Indians; and that Hezekiah Huntington, Esqr, one of their overseers, procure, at the cost of this Colony, a law-book to be lodged with their school-master for the time being, for the benefit of the said tribe, and that such school-master read and explain to them from time to time, at least twice in each year, especially the capital laws, and such other laws as more particularly relate to the Indians.

On the petition of Asa Manwaring, of New London, *versus* Ebenezer Beebee, Stephen Gorton and Nathan Place, all of said New London, shewing that final judgment was rendered against him at the superior court in said New London, in September last, in an action of covenant broken, respecting a certain mill in said New London leased by said Asa to said Beebee

&c., and that said jury missed the law in said cause; praying for a reversal of said judgment and a rehearing of said case, as per his petition on file: Resolved by this Assembly, that the said Asa Manwaring have liberty, and liberty is hereby granted to him, to have a rehearing of said case at the superior court to be held at Norwich in the county of New London on the fourth Tuesday of March next, and the cost of suit follow said tryal.

On the petition of Reve Peck, of Litchfield in the county of Litchfield, against Abraham Peck, of said Litchfield, complaining that on the third day of December, 1744, the said Abraham became bound to said Reve in the penal sum of five hundred pounds money, conditioned to be void on said Abraham's conveying to said Reve one half of a piece of land in Canaan in said county, at or before the first day of December then next, but the said Abraham never performed the said condition nor paid said penal sum, and the said Reve brought his action on said bond before the adjourned county court held at Litchfield, within and for said county, on the second Tuesday of February, 1753, which case by sundry legal removes came on before the superior court held at Litchfield within and for said county on the second Tuesday of August, 1754, which court continued said case; and also representing that some person, to said Reve unknown, had unlawfully taken said bond away from said Reve, and so said Reve has lost his remedy at law, and prays for relief, as per petition on file: And on full hearing of the parties, it is considered, resolved and decreed by this Assembly, that in full satisfaction of the duty, and in discharge of the bond aforesaid, the said Reve shall recover of said Abraham the sum of five hundred pounds in bills of credit old tenor; and that the Secretary grant execution thereon accordingly. And it is further resolved, that the superior court shall not tax any costs in the action aforementioned. *Cost taxed and allowed to the petitioner is £3 4s. 0d. lawful money. Ex. granted Jan'y 28th, 1755.*

[246] On the petition of Edmund Wells, of Hebron, *versus* Samuel Rowley, of said Hebron, representing that his bond of appeal in an action of said Rowley brought against him at Hartford county court held per adjournment 4th Tuesday of June, A. D. 1754, by an omission of the clerk was not entered; praying for relief, as per his petition on file: Resolved by this Assembly, that liberty be, and hereby is, granted to the petitioner of entering said action at the superior court to be holden at Hartford on the first Tuesday of March next, on his giving bond on the first day of said court's sitting for prosecution

of said appeal; and that execution issued on said judgment of said county court be stayed accordingly.

On the petition of Joshua Chandler *vs.* Alexander Scott, shewing this Assembly that said Scott obtain'd a judgment by default against him at the county court held in Hartford in April last, contrary to his agreement; praying for liberty of entering said action at the county court to be held in said Hartford in November next, as per his petition on file appears: Resolved by this Assembly, that liberty be, and hereby is, granted to the petitioner, that he may enter said action at the county court to be held at Hartford on the first Tuesday of November next, and defend said suit against said Scott as tho' no default had been entered; and all cost follow the final judgment to be rendered in said case; and in the meantime execution issued on said judgment shall be staid accordingly.

On the petition of Timothy Thrall, of Windsor in Hartford county, representing to this Assembly that he brought his writ of disseizin against Jonathan Phillee, of said Windsor, before [the] adjourned county court held at Hartford for said county of Hartford on the third Tuesday of June, 1753, demanding the seizin of a piece of land therein described, which by review came to a tryal before the county court at said Hartford on the first Tuesday of November, 1753, on the plea of not guilty; wherein the jury found the defendant was not guilty, and judgment was thereon rendered accordingly; and said Thrall depended on his attorney to appeal said cause, who fail'd and disappointed him; praying for relief, &c.: Resolved by this Assembly, that the said Timothy Thrall shall have liberty, and liberty is hereby granted him, to enter said action at the superior court to be held at Hartford within and for the county of Hartford on the first Tuesday of March next, to be heard and tryed as tho' said action came there by appeal in common course of law; and all cost to follow the final tryal.

Upon the petition of Thomas Sutton, of Greenwich in Fairfield county, representing to this Assembly that Jonath. Hobby, of said Greenwich, brought a writ against him to Fairfield county court in November last, demanding the surrendry of about 24 acres of land in said Greenwich, as described in the petitioner's petition, of which the said petitioner was wholly ignorant, and never had any notice of said suit by any way or means whatsoever until said Hobby at said county court obtained a judgment against said Sutton, by default of appearance, for the recovery of said land and thirty pounds lawful money damages and cost, and execution thereon granted; praying to this Assembly for relief in the premises, &c.: Re-

solved by this Assembly, that the process and judgment so obtained at Fairfield county court in November last by said Jonath. Hobby against Thomas Sutton aforesaid, referred to in said petition, and the execution issued on the same, be reversed, set aside and wholly vacated, and that the said Sutton recover his costs of said Hobby, as prayed for. *Cost taxed and allowed to be £8 2s. 2d. lawful money, and ex. granted for the same October 31st, 1754.*

Upon the representation of Hezekiah Huntington, Esqr, of Norwich in New London county, shewing that the notoriously infamous Mary Rogers, a transient person, who has spent her time by night and day strowling about, vagabond like, and [247] secretly stealing || and purloining the goods of the people, and notwithstanding many prosecutions and punishments inflicted therefor, appears incorrigibly to persist in such wicked practices; that the said Mary is now confined in Norwich goal, upon a process brought against her for stealing by Joseph Peck of -said Norwich, in behalf of himself and the King; that said Peck refuses to support said Mary in goal, or pay any charges arising thereon; that said Huntington, with a view to promote the public good, has supported her in goal at his own cost, to the amount of £6 4s. 6d. lawful money; and praying that said sum be paid him out of the Colony treasury, and that further provision be made for her future support: This Assembly taking the matter into consideration, it is thereupon resolved, that the said Mary be maintained in one of the goals in said county as a work-house, at the cost of this Colony, and that the keeper of said goal lay his account before the county court in said county, from time to time, of keeping and supporting said Mary there, as also of her earnings, if any there be; and that the said county court adjust the same, and that such sum or sums as by them shall be allowed shall be paid out of the public treasury of this Colony, and that the Treasurer pay the same accordingly. It is further resolved by this Assembly, that the Treasurer of this Colony pay to Hezekiah Huntington out of the Colony treasury the sum of six pounds four shillings and sixpence lawful money, for the reimbursing his expence in supporting Mary Rogers in Norwich goal from the 2d day of April last until the 9th day of this instant inclusive, and that the Treasurer pay the same accordingly.

Upon the representation made to this Assembly, by affidavits of several persons belonging to Sharon, of great disturbance which hath happened there of late, by reason of the

uneasiness of the Indians that used to live there, claiming some lands in that town which they say they never intended to sell, but were deceived in their grant and sale: Resolved by this Assembly, that Mr. Samuel Canfield, Mr. Paul Welch, of New Milford, and Mr. Elisha Sheldon, of Litchfield, or any two of them, be a committee hereby fully authorized and impowered, to repair to said Sharon and there notify the Indians, or some of them, and enquire in the best manner they can from the English and Indians there, into the reasons of the uneasiness of the Indians, propose and receive terms of an accommodation and settlement of the same in a just and equitable manner, and make report thereof to this Assembly in this present sessions or in May next.

Upon the petition of John Wells, of Colchester, complaining that as a security for the repayment of the sum of £89 18s. 3d. by him borrowed of Charles Bulkley, of said Colchester, Esqr, he, on the 28th of March, 1745, made, sign'd and seal'd a deed, written and exprest to be an absolute deed, of his, said Wells's, homestead in said Colchester, in quantity about twenty-one acres, to said Charles Bulkley, and that the same was by him and the said Charles committed to the hands and care of John Bulkley, late of said Colchester, Esqr, deceased, as a trustee to hold and, on payment of said sum with interest afterwards to be made, to be returned to the petitioner unrecorded; that in the year 1748, he paid to the amount of more than £110 old tenor towards the redemption of his said homestead, and thereupon expected said deed to have been, according to the agreement and understanding of the parties, delivered up to him unrecorded; that instead thereof he declined from time to time to deliver the same up, but put him off and always refused either so to deliver up the same or to let him know what further satisfaction he insisted on for his money lent as abovesaid, until the death of said John Bulkley, Esqr, in whose hands it was deposited, and has since delivered said deed to the present register to be recorded, manifestly intending firmly to hold and deprive him, the petitioner, of his said estate, &c.; and thereupon praying that he, said Charles Bulkley, may be compell'd to redeliver to him, as abovesaid, or execute to him a deed of release of said estate, on his, the petitioner's, paying to him such other and further sum or sums of money as may be thought reasonable, or by some other way or means grant him relief, as per petition on file: Resolved by this Assembly, Thomas Wells, of Glassenbury, and Joseph Fowler, of Lebanon, Esqrs, be, and they hereby are, appointed a committee, with full power to enquire into the matters in said petition alledged, as well by examining



said parties under oath or otherwise, as any or all other evidence to be by the parties exhibited; and of what they find, with their opinion thereon, to make report to this Assembly in its present sessions or in its sessions to be at Hartford in May next.

On the petition of Thomas Hurlburt, of Middleton in the county of Hartford, against Timothy Bigelow, of said Middleton, complaining that he being on the 16th of February, 1749-50, in great want of seventy pounds old tenor bills, in order to save his negro from sale at a vendue, taken on execution by one Jacob Whitmore, constable of said Middleton, applied himself to said Whitmore to borrow the same, and gave him a deed of a piece of land for his security, who applied to said Bigelow and borrowed said sum, and engaged to give him the same security if he did not pay the money in twenty days: and the money not being paid, said Whitmore gave said Bigelow a deed of said piece of land, bounding the same north on John Stow's land, east on a highway, west on land given to Nathaniel Hurlburt, south on the petitioner's land; and that afterwards the said Bigelow gave a lease of [248] said land to said Hurlburt, and took security of || him for the use and improvement of said land, and the said Hurlburt not designing to sell the same, and that on or before the first of May, 1753, had tendered to said Bigelow £125 0s. 0d. bills of credit in satisfaction for said seventy pounds and the interest and discount thereof, and demanded of him a reconveyance of said land and he refused to reconvey the same: praying for relief, &c.: And after a full hearing of the parties, it is considered and resolved by this Assembly, that on the petitioner's paying to the said Bigelow the sum of £125 0s. 0d. old tenor bills on or before the first day of December next ensuing, the said Bigelow shall reconvey the piece of land and appurtenances, the premises described and referred to in the petition, on pain of forfeiting and paying to said Hurlburt the sum of two hundred pounds lawful money.

On the petition of Wood Furman, of the city of New York in the Province of New York, setting forth that he brought his action on note dated June 8th, A. D. 1751, against James Nichols, of Waterbury in New Haven county, to the county court held at New Haven in and for said county on the first Tuesday of April last past, for the sum of £420 0s. 0d. New York money damages, in which action the said James was defaulted, and being heard in damages or in the chancery on said note, the said James's attorney gave in evidence a certain receipt without date for the sum of £77 19s. 0d. New

York money on note; that the petitioner's attorney not being furnished with the proper evidence relating to said receipt, and not apprehending any such dispute, was by said receipt surprized and unable to make any proper defence against the same, so that the said receipt was by said county court allowed and ordered to be deducted from the sum of said note, and judgment in said action by said county court held on the same first Tuesday of April last past rendered in favour of the petitioner for no more than the sum of £291 14s. 0*d.* money aforesaid; representing also that the said receipt ought not to be deducted from the sum of said note, for that the said receipt did truly belong to and had reference only to another note, which had before that time passed between the said parties, but that there being no appeal or review in said case he is without remedy at common law; thereupon praying for relief in the premises, as by said petition on file appears: Resolved by this Assembly, that the said petitioner shall have another tryal in said case on said note, and have liberty of entering his said action in the county court to be held at New Haven in and for the county of New Haven on the second Tuesday of November next, and thereupon proceeding to final judgment and execution as tho' no judgment had been rendered in said case; and that the whole cost follow the final judgment to be given in said case.

This Assembly do establish and confirm Mr. Stephen Olmsted to be Ensign of the 17th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Merriam to be Ensign of the northeast company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Kent to be Lieutenant of the south company or trainband in the 1st society in Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Simeon Hathaway to be Ensign of the south company or trainband in the 1st society in Suffield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Avered to be Lieutenant of the 4th company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Smith to be Ensign of the 4th company or trainband in the town of

Woodbury, and order that he be commissioned accordingly.

[249] This Assembly do establish and confirm Mr. Jedediah Elderkin to be Ensign of the 1st company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Phineas Roys to be Captain of the 3d company or trainband in the town of Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Sutlief to be Lieutenant of the 3d company or trainband in the town of Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Zachariah Sanford to be Ensign of the 3d company or trainband in the town of Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Francis Hawley to be Captain of the company or trainband in the parish of Ripton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Enoch Davis to be Lieutenant of the company or trainband in the parish of Ripton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Peleg Burrit junr to be Ensign of the company or trainband in the parish of Ripton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Ford to be Ensign of the company or trainband in the west part of the town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Fitch to be Captain of the 9th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Bacon to be Lieutenant of the 9th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Meach to be Ensign of the 9th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Talcott to be Captain of the 4th company or trainband in the 6th

regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Mosely to be Ensign of the 4th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Davis to be Captain of the company or trainband in the parish of Oxford in Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Wheeler to be Lieutenant of the company or trainband in the parish of Oxford in Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Zechariah Hawkins to be Ensign of the company or trainband in the parish of Oxford in Derby, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Hurd to be Captain of the company or trainband set off out of the military companies in the northerly parts of the parishes of Stratfield and North Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Bennet to be Lieutenant of the company or trainband set off out of the military companies in the northerly parts of the parishes of Stratfield and North Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Solomon Burton to be Ensign of the company or trainband set off out of the military companies in the northerly parts of the parishes of Stratfield and North Stratford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Taylor to be Captain of the 1st company or trainband in the town of Norwalk, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Marvin jun<sup>r</sup> to be Lieutenant of the 1st company or trainband in the town of Norwalk, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Lewis to be Ensign of the company or trainband in the first parish in Waterbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Wilcocks to be Captain of the 4th company or trainband in the 7th

regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Wright to be Lieutenant of the 4th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Crane to be Ensign of the 4th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

[250] This Assembly do establish and confirm Mr. Phineas Stanton to be Captain of the 5th company or trainband in Stonington, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Williams jun<sup>r</sup> to be Lieutenant of the 5th company or trainband in Stonington, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Stanton to be Ensign of the 5th company or trainband in Stonington, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Wadsworth 3d to be Captain of the south company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Norton 2d to be Lieutenant of the south company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Bryan Rosseter to be Ensign of the south company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Peter Huntington to be Lieutenant of the 1st company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Charles Whiting to be Ensign of the 1st company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Fitch to be Captain of the 3d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Bradford

to be Lieutenant of the 3d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Raymond to be Ensign of the 3d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jabez Smith to be Captain of the 1st company or trainband in Groton, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jasper Latham to be Lieutenant of the 1st company or trainband in Groton, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Latham to be Ensign of the 1st company or trainband in Groton, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

An Act in Addition to the Law entituled An Act for the Directing and Regulating of Civil Actions.

Whereas it hath often happened that persons who have taken out summons in civil actions have not been able to pay bills of cost when recovered against them, to the great damage of such who have recovered said bills of cost: Which to prevent,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any assistant or justice of the peace shall be desired to grant a summons for the tryal of any civil action, if it shall evidently appear to such assistant or justice of the peace that the plaintiff in said action hath not estate sufficient to pay a bill of cost if recovered against him, it shall be the duty of such assistant or justice of the peace, on granting such summons, to require and take bond with surety that the plaintiff shall prosecute his action to effect and answer all damage if he make not his plea good.

*Be it further enacted by the authority aforesaid,* That when any summons for the tryal of any civil action shall be served in favour of any person who is unable to pay a bill of cost if the same should be recovered against him, and who hath not given bond as aforesaid, if the defendant in such action shall make it appear to the satisfaction of the court, assistant, or justice of the peace, where said summons shall be returned, that the plaintiff hath not estate sufficient to pay a bill of cost if recovered against him, in every such case said court, assistant, or justice of the peace, shall take bond with surety of the

plaintiff for his prosecuting his action, before any tryal of said action be proceeded on, and in case of neglect or refusal to give bond as aforesaid, such plaintiff shall be nonsuited; any usage or custom to the contrary notwithstanding.

An Act for the Alteration of one certain Paragraph of An Act entitled An Act for appointing, encouraging and supporting Schools.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That, instead of the forty shillings upon every thousand pounds in the list of the respective towns, by law ordered to be paid for the support of the schools, the Treasurer shall deliver and pay the sum of ten shillings lawful money upon [251] every || thousand pounds on the list aforesaid; and that for the tax or rate of last year, and all other taxes thereafter.

An Act in Addition to an Act entitled An Act for altering, regulating and mending Highways.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the respective towns in this Colony have liberty, so often as they judge necessary, at their annual town-meetings, to vote and agree that the selectmen shall set out to each surveyor of highways by such town chosen a certain district within said town for mending highways, and order and direct who of the inhabitants by law obliged to work at highways shall labour under each surveyor, and to alter said districts as they shall find occasion. And the selectmen of every town so agreeing are hereby appointed and impowered to perform the service abovesaid.

[An Act for appointing the Brand for Horses in the Town of Harwinton.]

*It is ordered and enacted by this Assembly,* That the brand for horses for the town of Harwinton shall be the following letter, viz: A.

*Resolved by this Assembly,* That the wages to be allowed for officers and soldiers, they finding themselves arms and all other accoutrements, employed in the Colony's service shall be as follows, viz:

To a captain,	£1 4s. 6d.	} For each and every week they shall continue in such service.
To a lieutenant,	19s. 3d.	
To a cornet or ensign,	16s. 0d.	
A sergeant,	12s. 0d.	
Clerk,	10s. 0d.	
Drummer or trumpeter,	10s. 0d.	
Corporal,	9s. 6d.	
Centinel,	9s. 0d.	

This Assembly do establish and confirm Mr. Elijah Brainard to be Lieutenant of the 11th company or trainband in the

7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jabez Brainard to be Ensign of the 11th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Bradley to be Captain of the 2d company or trainband in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Wooden to be Lieutenant of the 2d company or trainband in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Ball to be Ensign of the 2d company or trainband in the town of New Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Harriss to be Captain of the 1st company or trainband in the 3d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Rogers to be Ensign of the 1st company or trainband in the 3d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jehiel Meigs to be Captain of the 6th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Pinney to be Lieutenant of the 7th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly grants a rate or tax of three farthings in lawful silver money on the pound, to be levied upon the lists of the polls and rateable estates in this Colony brought into this Assembly with the additions, &c., to be collected and paid into the public treasury of this Colony by the last day of August next, according to law. And whereas some of the inhabitants of this Colony may be possessed of the bills of credit of this Colony which may be exchanged into lawful silver money in the treasury, liberty is hereby granted to any person or persons to pay his or their rate or tax in bills of credit of this Colony, either of the new tenour at fourteen shillings and seven pence, or in the old tenour at fifty-one shillings for six shillings lawful money.



*Resolved*, That the Treasurer of this Colony be directed, and he is hereby directed, forthwith to attend on this Assembly in New Haven, and bring with him of the quick stock in his hands the sum of £800 in lawful money, to pay such orders as shall be given him according to law.

[252] Whereas the auditors of the Colony accounts with the Treasurer have received of him the sum of £7527 12s. 9d. old tenor, brought in for duties on goods and exportation of lumber, and for the sale of Weed's estate, and for impost and powder money, and have burnt and consumed the same to ashes, which is equal to £855 8s. 2d. lawful money,

*Resolved by this Assembly*, That the Treasurer of this Colony be directed, and he is hereby directed, that to supply the treasury for payment of the debts due from this Colony, he take in exchange for the bills of credit burnt as aforesaid the sum of £855 8s. 2d. lawful money in nine bags in his hands, *viz*: from No. 1, to No. 9, containing twenty-eight hundred Spanish dollars, and from cash bag No. 48 he take fifty-one and one quarter Spanish dollars brought in for the sale of the bills of exchange; and that he also take the sum of £201 8s. 5d. lawful money out of what he hath received for the interest on the sterling money loaned.

Whereas this Assembly in May last appointed Jonathan Trumble, John Ledyard and Elihu Chauncey, Esq<sup>rs</sup>, auditors of the Colony's accounts and sundry other services as in the said appointment is proposed, and to lay the whole state of the treasury before this Assembly in their present sessions; and the said committee not having fully performed said service in said appointment referred to them: *Resolved by this Assembly*, That the said Jonathan Trumble, John Ledyard and Elihu Chauncey, Esq<sup>rs</sup>, are hereby directed and fully impowered to perform all the matters whereunto they were appointed in the aforesaid act in May last, and make report to the General Assembly in May next, as in said act directed.

*Resolved by this Assembly*, That a Committee of War be appointed in the county of Hartford, and the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Nathaniel Stanly, John Chester, Thomas Wells, Joseph Pitkin, and John Ledyard, Esq<sup>rs</sup>, are hereby appointed a Committee of War, with full power to send such a number of men as they, or the major part of them, shall judge necessary for the defence of the frontier towns in this and the neighbouring governments in case of an invasion, and to order, direct and do, any thing they shall judge needful for the security and defence of the people in said frontiers, agreeably to an act of this Assembly passed May, 1744, and also an act

passed by said Assembly October, 1744, referring to the above act; which acts were passed for directing and enabling the Committee of War in said county how to proceed in raising men, &c., in the last war. And also to adjust all such accounts as shall be laid before them that may arise on any service done by order of said committee agreeably to said acts, and such accounts as they may receive of expences occasioned by the late alarm, and to draw orders on the Treasurer of the Colony for the payment thereof.

Whereas this Assembly, at their sessions at Hartford in May last, ordered that forty-nine rights or shares in the township of Norfolk should be sold at Middleton at public vendue to the highest bidder on the first Tuesday of October then next, and appointed a committee for that purpose, and no provision in said act was made to sell said rights at any other time, although the persons bidding off said rights should not appear to take deeds and give security as in said act is provided: It is now resolved, that in case any of the persons that have or shall bid off any of said rights do not appear, at time and place assigned, to take deeds and give security, the said committee are hereby further directed and impowered again to advertize the sale of such rights, and proceed to sell the same; and so *toties quoties*, until the whole be sold.

Whereas this Assembly, in their session in May last, directed that the committee appointed to sell the ungranted lands lying west of Ousatunnuck River and south of Sharon, should take and receive of each person that should be the highest bidder for said lot 40s. lawful money, &c.: It is now resolved, that the said committee shall require no more than ten pounds in old tenor bills of each such bidder.

Whereas by the law of this Colony respecting the office and duty of listers provision is made for the sum total of the list of the several towns in this Colony to be sent in to this Assembly: And whereas the village or society of East Haven in the town of New Haven have sent the sum total of their list into this Assembly distinct from the town of New Haven, which this Assembly judging to be contrary to the law afore-  
[253] said, for that || towns only are to send in their list, do reject the same, it not being the list of any town: But, forasmuch as it appears to this Assembly that the said society, in sending in said list, acted through mistake and misapprehensions, do thereupon order, that the sum total of the list sent in by said society be added to the sum total of the list of the town of New Haven, to make one sum, and that the same be entred on the records as the list of said town accordingly. It

is also further ordered, that the listers of New Haven inspect the lists of the inhabitants of said society with the rest of the inhabitants of said town, according to law ; and that the several persons who received and made up the list of said society as listers are hereby ordered to deliver the several lists of the inhabitants of said society to the listers of the town of New Haven, that they may make up one general list to be delivered to the town clerk, as the law directs. And the Secretary of the Colony is directed to deliver two copies of this act to the sheriff of New Haven county, one by him to be delivered to the listers of the said town of New Haven, and the other to the person or persons who received and made up the lists of said society, for their directions, respectively, in the premises.

*Resolved by this Assembly,* That Mr. Timothy Green, printer, be ordered, and he is hereby ordered, as soon as may be, to print off and finish one hundred and two of this Colony law-books, and that he deliver ninety and nine of said books to the sheriff of Fairfield county, and three of said books to the sheriff of New London county ; and that said Mr. Green give orders to the sheriff of Hartford county, to deliver out of the law-books he hath received of him over and above what belonged to said county of Hartford ten to the said sheriff of Fairfield county, and ten to the sheriff of the county of Windham.

*Resolved by this Assembly,* That John Chester and John Ledyard, Esq<sup>rs</sup>, be continued a committee to receive of the Treasurer of this Colony the money and bills of credit that have been or hereafter may be paid to said Treasurer on account of the tax granted in May, 1753, (not before received by said committee nor by the auditors appointed by this Assembly,) and count and find the sum thereof, and the sums of such bills being found, to burn and consume the same to ashes, and to receive of the Treasurer the value of the bills burnt as aforesaid in the silver and gold brought in for sale of the sterling bills of exchange, which being computed in lawful money shall by said committee be delivered to the Treasurer for a supply of the treasury for the payment of the debts and current expences of this Colony ; taking his receipt for the same ; and make report to this Assembly in May next.

This Assembly appoints John Williams, Esq<sup>r</sup>, to be Judge of the county court in the county of Litchfield until the first of June next.

This Assembly appoints Noah Hinman, Esq<sup>r</sup>, to be of the Quorum in the county of Litchfield until the first of June next.

This Assembly appoints Elisha Sheldon, Esqr, to be of the Quorum in the county of Litchfield until the first of June next.

This Assembly appoints Major Ebenezer Marsh to be Lieutenant-Colonel of the 13th regiment in this Colony, and order him to be commissioned accordingly.

This Assembly appoints Captain David Whitney Major of the 13th regiment in this Colony, and order him to be commissioned accordingly.

This Assembly appoints Capt. Robert Fairchild to be a Justice of the Peace for the county of Fairfield until the first day of June next.

*Ordered by this Assembly,* That the money which remains in the hands of Col. Gurdon Saltonstall and Maj. Jabez Hamlin, for the ballance of their accompts as commissaries for this Colony, (which this Assembly is informed will raise about the sum of three thousand eight hundred pounds old tenor,) be by each of them paid to the Rev<sup>d</sup> Mr. Thomas Clap, president of Yale College, to be by him improved towards finishing the new college house, called Connecticut Hall; and that they, the said Gurdon Saltonstall and Jabez Hamlin, Esq<sup>rs</sup>, be directed, and they are hereby directed, forthwith to settle said accompts with the auditors, and pay the ballance due from each of them, respectively, upon said settlement to the said President Clap, to be improved as aforesaid; and that the said President Clap be directed, and he is hereby directed, to proceed and get the said college house finished as soon as may be consistent with prudence and good discretion, and lay his accompts before this Assembly when he hath expended what said sums amount to.

[254] The Gentlemen that stand in Nomination for Election in May next, are as follows, viz:

The Hon <sup>ble</sup> Thomas Fitch, Esq <sup>r</sup> .	Phinehas Lyman, Esq <sup>r</sup> .
The Hon <sup>ble</sup> William Pitkin, Esq <sup>r</sup> .	Roger Wolcott, jun <sup>r</sup> , Esq <sup>r</sup> .
Roger Newton, Esq <sup>r</sup> .	Jonathan Huntington, Esq <sup>r</sup> .
Ebenezer Silliman, Esq <sup>r</sup> .	Mr. Daniel Edwards.
Jonathan Trumble, Esq <sup>r</sup> .	Col. Joseph Pitkin.
Hezekiah Huntington, Esq <sup>r</sup> .	Maj <sup>r</sup> . Jabez Hamlin.
Andrew Burr, Esq <sup>r</sup> .	Col. Elisha Williams.
John Chester, Esq <sup>r</sup> .	Col. Shubael Conant.
Thomas Wells, Esq <sup>r</sup> .	Col. Joseph Fowler.
Benjamin Hall, Esq <sup>r</sup> .	Mr. John Griswold.

Upon the memorial of the President and Fellows of Yale College in New Haven: Ordered, that the Colony Treasurer pay to the said president and fellows, or their order, the sum

of fifty pounds lawful money this October instant, in pursuance of a grant of this Assembly in May, 1745.

The Lists of the several Towns in this Colony as sent in to the General Assembly held at New Haven October 2d Thursday A. D. 1754, are as follows.

	£	s.	d.		£	s.	d.
Hartford,	37693	1	5	New Milford,	14809	12	3
New Haven,	58327	4	2	Coventry,	17200	15	0
Fairfield,	50865	3	6	Danbury,	19160	10	3
New London,	37081	9	3	Greenwich,	19819	17	8
Windham,	26364	5	9	Windsor,	43282	5	0
Litchfield,	13131	0	0	Pomfret,	20100	11	0
Norwich,	56787	2	1	Tolland,	9511	3	6
Guilford,	31782	13	8	Bolton,	8820	0	0
Waterbury,	20953	15	3	Symsbury,	21266	15	6
Weathersfield,	29421	16	0	Haddam,	11228	13	0
Ridgfield,	12478	13	9	Woodstock,	17078	10	0
Glassenbury,	13180	13	3	Norwalk,	33490	8	10
Enfield,	8290	4	0	Stonington,	35228	16	10
Lyme,	24907	15	9	Woodbury,	30966	15	0
Killingsly,	23596	0	0	Voluntown,	10326	8	8
Preston,	21211	10	0	Milford,	28040	1	6½
Stanford,	28187	17	8	Stratford,	40006	0	0
Plainfield,	12653	13	6	Killingsworth,	15722	13	3
Canterbury,	16627	17	6	Saybrook,	21155	11	7
Newtown,	14740	7	6	Ashford,	10104	1	0
Mansfield,	15728	19	9	Suffield,	15399	6	0
Branford,	22018	9	9	Hebron,	16202	10	6
Colchester,	22486	6	0	Wallingford,	41073	9	9
East Haddam,	20075	0	0	Durham,	11193	8	0
Farmington,	43516	19	0	Derby,	12231	7	7
Groton,	24136	15	6	Middletown,	50006	9	0
				Lebanon,	38273	13	0

This Assembly grants to be paid out of the Colony treasury to William Pitkin, Roger Wolcott junr, and Elisha Williams, Esqrs, Commissioners, for their service going to Albany in June last more than they have already received, to William Pitkin, Esqr, the sum of £19 8s. 3d., to Roger Wolcott junr, Esqr, £21 13s. 3d., and to Elisha Williams, £17 12s. 0d., all in lawful money.

This Assembly grants to Mr. Timothy Green, of New London, printer, the sum of twenty pounds ten shillings lawful money, in full for the sum of £35 0s. 0d. old tenor granted him in May, 1753, and not by him received, and for his annual salary to this time, and for his service in taking care of the plates &c. in his custody.

[255] On the petition of Elihu Hall, of Wallingford, *vs.* William Dixon junr, of Colchester, setting forth that, at the superior court held in Hartford in September last, said William obtained final judgment against him on a *scire facias* brought on a judgment rendered in favour of said William against one Josiah Stanly at the superior court held in Hartford in September A. D. 1753, and that since said final judgment rendered against the petitioner he had discovered new additional evidence that said Dixon had industriously avoided the body of said Stanly, or having the same taken by said execution, and in fact directed the officer to whom the same was delivered to search only in such places where he knew or fully believed the body of said Stanly was not at that time, and immediately to return the same; praying for reversal of said judgment and all proceedings thereon and a new trial, or some other relief, as per his petition on file: Resolved by this Assembly, that said judgment be and hereby is reversed and made void, and all the proceedings thereon. And forasmuch as it appears that the return of *non est inventus* on said execution was unduly and illegally obtained: It is therefore resolved, that the said William Dixon be allowed liberty to have an *alias* execution issued by the clerk of the superior court against said Josiah Stanly on said judgment, and that the return of *non est inventus* endorsed on the execution aforesaid, unduly and illegally obtained, be, and the same is hereby declared null and void, and liberty is hereby granted to said Dixon to take out of said office an execution on said judgment accordingly.

On the petition of Nathaniel Jones, of Stratford in the county of Fairfield, *vs.* James Pitts, of Boston in the county of Suffolk and Province of the Massachusetts Bay, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Elisha Wadsworth, of Hartford in the county of Hartford, *vs.* Richard Edwards, of Hartford aforesaid, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed to respondent is £2 17s. 4d. lawful money. Ex. granted Nov. 18th, 1754.*

On the petition of Ebenezer Terry, of Enfield in the county of Hartford, *vs.* John Pease, of Suffield in the county aforesaid, Mary Pease *alias* Mary Lord, Abraham Pease, Moses Pease, Samuel Pease, Joel Pease, Nathan Pease, Desire Pease, Gideon Pease, Josiah Pease, William Pease, and Zebulon

Pease, of Enfield in said county, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondents is £3 3s. 4d. lawful money. Ex. granted Dec. 17th, 1754.*

Upon the petition of William Dunn, of Enfield in the county of Hartford, *vs.* James Goudey, of Enfield aforesaid, on file: The question was put, whether the prayer of the said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £4 3s. 1d. lawful money. Ex. granted Nov. 6th, 1754.*

Cost allowed Thomas Smith, of East Haddam in the county of Hartford, *vs.* William Olmsted, of said East Haddam, to answer the petition of the said Olmsted preferred to this Assembly and withdrawn, is £1 15s. 6d. lawful money. *Ex. granted Nov. 9th, 1755. Alias Ex. granted Aug. 12th, 1757.*

Whereas Mr. Samuel Talcott, of Glassenbury, was chosen captain and Mr. Isaac Mosely, of said Glassenbury, was chosen ensign of the 4th company or trainband in the sixth regiment, and by this Assembly in May last were accepted and accordingly commissioned, but thro' mistake in the return they were commissioned to take the command of the fifth company in said regiment: Resolved by this Assembly, that the said Samuel Talcott be established Captain, and Isaac Mosely Ensign, of the fourth company or trainband in the sixth regiment, and that they be commissioned accordingly.

[256] This Assembly grants to the Honourable Thomas Fitch, Esq<sup>r</sup>, Governor of this Colony, the sum of sixty-six pounds lawful money, for his salary the last half of the current year, and the Treasurer is ordered hereby to pay the same accordingly.

This Assembly grants to the Honourable William Pitkin, Esq<sup>r</sup>, Deputy Governor of this Colony, the sum of thirty-three pounds lawful money, for his salary the last half of the current year, and the Treasurer is ordered hereby to pay the same accordingly.

*Ordered by this Assembly,* That the Treasurer of this Colony pay to Ambrose Whittelsy the sum of £25 14s. 2d. lawful money, for the ballance due to said Whittelsy for his service as agent of said Colony in the suit of said Governor and Company against Jedidiah Dudley, of Saybrook.

This Assembly do appoint John Chester, Thomas Wells, and Roger Wolcott jun<sup>r</sup>, Esq<sup>rs</sup>, and Col. Joseph Pitkin, Mr. John Ledyard, and Mr. William Wolcott, a committee to

attend his Honour the Deputy Governour, to hear the records of the acts and doings of this Assembly read off, and see them signed by the Secretary as perfect and compleat.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

The whole record of the several Acts, Grants and Resolves, of this Assembly, as it stands entered on the pages of this book next preceding, was read off in the presence of his Honour the Deputy Governor and the committee above-named, (except Roger Wolcott jun<sup>r</sup>, Esq<sup>r</sup>,) and signed,

GEORGE WYLLYS, Secret'y.

---

[257] *Anno Regni Regis Georgii secundi vigesimo-octavo.*  
 AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY, (BY SPECIAL ORDER OF HIS HONOUR THE GOVERNOR,) ON THE 8TH DAY OF JANUARY ANNO DOMINI 1755.

*Present:*

The Honourable Thomas Fitch, Esq<sup>r</sup>, Governor.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor.

Roger Newton,	Thomas Wells,	} Esq <sup>rs</sup> , <i>Assistants</i> .
Hezekiah Huntington,	Benjamin Hall,	
Andrew Burr,	Phinehas Lyman,	
John Chester,	Jonathan Huntington,	

*Representatives or Deputies of the several Towns hereafter mentioned, returned to attend at this Assembly, viz:*

Mr. John Ledyard, Col. Joseph Pitkin, for Hartford.

Maj<sup>r</sup> John Hubbard, Mr. Chauncey Whittlesey, for New Haven.

Mr. David Rowland, Mr. William Burr, for Fairfield.

Capt. Pygan Adams, Col. Gurdon Saltonstall, for New London.

Mr. Nathaniel Wales, Mr. Jonathan Rudd, for Windham.

Col. Ebenezer Marsh, Capt. Thomas Harrison, for Litchfield.

Capt. Jabez Huntington, Mr. Daniel Lothrop, for Norwich.

Mr. Benjamin Gale, Mr. Joseph Wilcocks, for Killingworth.

Col. Jonathan Hoit, Maj<sup>r</sup> Jonathan Maltbie, for Stanford.

Capt. Nathaniel Harrison, Capt. Isaac Foot, for Branford.

Col. Shubael Conant, Capt. Joseph Stores, for Mansfield.

Mr. Richard Lord, Capt. Matthew Griswold, for Lyme.



Col. Joseph Fowler, Capt. Joshua West, for Lebanon.  
 Capt. Samuel Kent, Capt. Asaph Levit, for Suffield.  
 Capt. Samuel Morgan, Capt. Daniel Gates, for Preston.  
 Mr. William Williams, Mr. William Orsgood, for Pomfret.  
 Col. Timothy Stone, Capt. Andrew Ward, for Guilford.  
 Mr. Samuel Kimberley, Capt. Samuel Talcott, for Glassenbury.  
 Capt. Obadiah Johnson, Capt. Jabez Fitch, for Canterbury.  
 Mr. Ephraim Strong, Capt. Thomas Clark, for Milford.  
 Capt. John Douglas, Mr. Thomas Pierce, for Plainfield.  
 Mr. Charles French, Capt. Moses Hawkins, for Derby.  
 Mr. Eliakim Hall, Mr. Enos Brooks, for Wallingford.  
 Mr. William Wolcott, for Windsor.  
 Mr. James Fitch, Mr. Joseph Platt, for Norwalk.  
 Capt. Robert Dickson, Mr. John Smith, for Voluntown.  
 [258] Mr. Daniel Sherman, Mr. Benjamin Stiles, for Wood-  
 bury.  
 Capt. Moses Fish, Capt. Robert Gear, for Groton.  
 Col. John Williams, Mr. Jonah Prentice, for Stonington.  
 Mr. John Strong, Mr. Solomon Whitman, for Farmington.  
 Capt. Jonathan Belding, Mr. Joseph Bordman, for Weathers-  
 field.  
 Capt. John Humphrys, Mr. David Phelps, for Symsbury.  
 Mr. Jonathan Kilborn, Capt. Timothy Wright, for Colchester.  
 Mr. Phineas Strong, Mr. Ebenezer Kingsbury, for Coventry.  
 Mr. Thomas Benedict, Capt. Daniel Benedict, for Danbury.  
 Capt. Henry Glover, Mr. Daniel Booth, for New Town.  
 Mr. Samuel Olmsted, Mr. Stephen Smith, for Ridgefield.  
 Major Elihu Chauncey, Mr. Ezra Baldwin, for Durham.  
 Major Jabez Hamlin, Mr. Seth Wetmore, for Middleton.  
 Capt. Ephraim Terry, Mr. Joseph Olmsted, for Enfield.  
 Mr. Hezekiah Brainard, for Haddam.  
 Capt. Daniel Cone, for East Haddam.  
 Mr. Bushual Bostwick, Mr. Daniel Bostwick, for New Milford.  
 Capt. Joseph Phelps, Capt. Samuel Gilbert, for Hebron.  
 Mr. Joel White, Mr. Stephen Cone, for Bolton.  
 Mr. Robert Knowlton, Mr. Amos Babcock, for Ashford.  
 Mr. Samuel Cobb, for Tolland.  
 Capt. Jabez Lyon, Col. Thomas Chandler, for Woodstock.  
 Col. Hezekiah Sabin, Mr. Boaz Sterns, for Killingsly.  
 Capt. Theophilus Nichols, Capt. Robert Fairchild, for Strat-  
 ford.  
 Mr. Stephen Hopkins, Mr. Caleb Humistone, for Waterbury.  
 Mr. Ambrose Whittlesey, Capt. Jed<sup>h</sup> Chapman, for Saybrook.  
 Colo. Shubael Conant, Speaker } of the House of Represen-  
 Major Elihu Chauncey, Clerk } tatives.

Whereas his Honour the Governor has laid before this As-

sembly a letter from Sir Thomas Robinson, one of his Majesty's principal Secretaries of State, dated White Hall, 26th of October, 1754,\* therein signifying that his Majesty in his royal consideration has thought proper, for the defence of his just rights and dominions in North America, to order a considerable number of forces to be raised in these parts, and to order two regiments from Europe for the purposes aforesaid; signifying also that it is his Majesty's pleasure that this Colony should exert themselves in that service for the common defence: This Assembly, having taken into consideration the aforesaid letter and the several particular matters therein, do declare their grateful acknowledgment of his Majesty's tender regard for the security and welfare of his subjects in these parts, and their cheerfulness in a ready compliance with the King's gracious orders and intentions in the several particulars therein contain'd, according to the utmost of our ability: And thereupon it is

*Resolved by this Assembly,* That his Honour the Governour be, and he is hereby, desired and impowered to do and perform all and every act and thing, at the cost and charge of this government, which by the said letter, as also by one other letter from the said Sir Thomas Robinson dated 25th of October [259] aforesaid, || he is directed or required to do, relating to the said service and matters on that account arising, and by proclamation to encourage persons to engage in said service, according to the orders from his Majesty signified as aforesaid.

And this Assembly do hereby appoint Ebenezer Silliman, Andrew Burr, Samuel Fitch and Joseph Platt, Esq<sup>rs</sup>, a committee to assist his Honour the Governour with their advice and counsel, relating to the matters aforesaid, whenever he shall see occasion and desire their attendance for such purpose.

An Act for creating and issuing Bills of Credit and making some further Provision for the extraordinary Emergencies of Government occasioned by the Invasion of his Majesty's Dominions in North America by the French and the Indians in their Alliance.

Whereas the invasion of his Majesty's just rights and dominions in North America by the French and the Indians in their alliance, and his Majesty's directions to contribute as far as can be afforded to, repel the common danger, calling for larger supplies of money than can well be obtain'd at this time: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,*

---

\* A copy of the letter is found in *Documents relative to the Colonial History of New York*, VI. 915, and in *R. I. Colonial Records*, V. 406.

That a sum in bills of credit equal to the sum of seven thousand five hundred pounds lawful money be forthwith imprinted, of suitable denominations from nine pence to forty shillings, as the committee hereafter appointed shall direct, and of the tenor following, *viz* :

No. (     ) 20s.

The Possessor of this Bill shall be paid by the Treasurer of the Colony of Connecticut Twenty Shillings Lawful Money with Interest at 5 *per cent. per annum*, by the 8th Day of May, 1758. By Order of Assembly at New Haven, January 8th, 1755.

And so *mutatis mutandis* for a greater or lesser denomination.

And the Hon<sup>ble</sup> William Pitkin, Esqr, John Chester, George Wyllys, and Joseph Buckingham, Esq<sup>rs</sup>, or any three of them, are appointed a committee for the purposes aforesaid, and directed to take care that the said bills be printed as soon as the same can conveniently be done. and to sign and deliver the same to the Treasurer of this Colony, taking his receipt therefor. And said committee shall be sworn to the faithful discharge of their trust. And the Treasurer aforesaid shall pay out said bills of credit according to the orders of this Assembly, for the purposes aforesaid, according to the value of such bills at the time of putting off the same.

And, for providing and establishing an ample and sufficient fund for calling in, discharging and sinking the bills aforesaid, according to an act of Parliament made in the four and twentieth year of his present Majesty's reign, entituled An Act to regulate and restrain paper bills of credit in his Majesty's Colonies or Plantations of Rhode Island and Providence Plantations, Connecticut, the Massachusetts Bay, and New Hampshire, in America, and to prevent the same being legal tenders in payments of money,

*Be it enacted by the authority aforesaid*, That a tax of two pence lawful money on the pound be granted, and the same is hereby granted and ordered to be levied on the polls and rateable estates in this Colony, according to the lists thereof to be brought into this Assembly in October 1756, with the additions, which shall be collected and paid into the treasury of this Colony by the last day of August 1757. And the said rates may be discharged by paying the bills abovesaid or lawful money, and no other ways whatever. And said rate is hereby appropriated for the sinking and discharging the bills aforesaid. And the Treasurer of this Colony for the time [260] being is hereby directed, || without any further notice

or order, to send forth his warrants to collect the same accordingly; and also to pay the same to the possessors of said bills according to the tenor thereof, without any further order or direction therefor.

And, forasmuch as money may be wanted for his Majesty's service besides the provisions abovesaid,

*Be it further enacted by the authority aforesaid,* That Andrew Burr, Thomas Wells, Gurdon Saltonstall, and Chauncey Whittlesey, Esq<sup>rs</sup>, are hereby appointed a committee, and they and each of them are fully impowered, by the advice of his Honor the Governor, to borrow such sum or sums of money as they shall judge necessary for the purposes aforesaid, and to draw an order or orders on the Colony Treasurer for the payment thereof with interest by the first day of November next. And in case there shall not be a sufficiency of money in the treasury to answer and pay off such orders according to the tenor thereof, the interest thereon shall be allowed till paid: Provided no interest be allowed after public notice given of a sufficiency and readiness to pay the same. And the Treasurer for the time being is hereby directed to pay such orders accordingly.

And for a fund to enable the said committee to borrow, if necessary, for the purposes aforesaid,

This Assembly grants a tax of one penny lawful money on the pound to be levied on the list of the polls and rateable estate in this Colony brought into this Assembly in October last with the additions, to be collected and paid into the treasury of this Colony in lawful money, or in bills of public credit of this Colony at the rate of fourteen shillings and seven pence new tenor, or fifty-one shillings old tenor, for six shillings lawful money, by the first of October next. And the Treasurer is hereby directed to send forth his warrants for collecting and paying the same accordingly.

In pursuance of his Majesty's directions signified to the Governor and Company of this Colony by a letter from Sir Thomas Robinson, dated October 26th, 1754: This Assembly do appoint Andrew Burr, Thomas Wells, Gurdon Saltonstall, and Chauncey Whittlesey, Esq<sup>rs</sup>, a committee, and they are hereby appointed, authorized and fully impowered, to take and pursue all proper measures incumbent on this government that may be requisite and effectual for inlisting, supplying and furnishing, such of the forces or troops in said letter mentioned and referred to, as are to be raised or may arrive from Europe in this Colony, at the cost and expence of this government, and to draw money or bills of credit out of the public treasury, (provided for this occasion,) sufficient to an-

swer the same. The said committee to attend such orders and directions as shall be given them from time to time by his Honour the Governour, relating to the matters and service aforesaid, that so his Majesties pleasure, signified as aforesaid, may be attended and fully observed.

*Resolved by this Assembly,* That his Honour the Governor be desired, and he is hereby desired and enabled, to give orders on the treasury of this Colony for a sum in bills ordered by this Assembly to be emitted not exceeding in value the sum of three thousand pounds lawful money, as the contribution of this government towards a common fund to be established for the benefit of all the Colonies in North America collectively, and to be employed provisionally for his Majesty's service at his Honour's discretion; and the Treasurer is hereby directed to pay such orders accordingly.

This Assembly desires his Honour the Governor to make a proper answer to the letters lately received from the Right Hon<sup>ble</sup> Sir Thomas Robinson, one of his Majesty's principal Secretaries of State, and forward the same as soon as conveniently may be done.

[261] Whereas his Honour the Governor has lately received a letter from his Excellency Governor Shirley, requesting the assistance of this government to build and maintain a fort between Fort Massachusetts and Hudson's River, for their and our common safety, and since the receipt of said letter his Honour the Governor hath received a letter from Sir Thomas Robinson, one of his Majesty's principal Secretaries of State, informing of his Majesty's gracious intentions towards us, in giving orders for the raising several regiments for the defence of his just rights and dominions in North America, and the execution of such his Majesty's intentions may alter the measures of our defence and render the building of the said fort unnecessary: Therefore,

*Resolved by this Assembly,* That his Honour the Governor be desired, and he is hereby desired, to write to his Excellency Governor Shirley and of him to obtain what intelligence he can of his Majesty's intentions and designs in employing the forces aforesaid, and how far the same may alter our measures of defence, and of other circumstances relative thereto; and to inform the Committee of War in the county of Hartford of the intelligence he shall thereby receive, to enable them the better to judge what is best to be done for the common safety. And the said Committee of War are hereby fully impowered to afford all the assistance in men and money to be improved in building and protecting said fort as they, on such information, shall judge necessary and just.

Whereas this Assembly did, at their sessions in October last, appoint and fully authorize and impower Daniel Edwards, Esqr, agent to sue for, recover and receive, all and every debt or debts due to the Governor and Company of this Colony by bond on account of the several sums of sterling money loan'd by this government from any and every person in the county of Hartford; and also appointed Matthew Griswold, Esqr, to sue for such debts in the county of New London; and also appointed Jared Ingersole, Esqr, for the purposes aforesaid, in the county of New Haven; and also Robert Walker, Esqr, for the purposes aforesaid, in the county of Fairfield; and Joseph Fowler, Esqr, agent in the county of Windham, to sue for such debts; and also appointed Elisha Sheldon, Esqr, to sue for such debts in the county of Litchfield: It is now resolved by this Assembly, that the said agents shall have power, and they and each of them are hereby fully authorized and impowered, to substitute one or more attorney or attorneys under them for the purposes aforesaid.

This Assembly being informed by the proprietors of the town of Norfolk, that sundry persons that are not proprietors of any of the lands within said township have entered in and upon sundry tracts of land in said town, and fenced in sundry pieces and parcels thereof, and were in the possession thereof at the time when the committee appointed by this Assembly to sell the same gave deeds thereof, and that they refuse to give up their possession as aforesaid to the proprietors of said town: Resolved by this Assembly, that Capt. Thomas Seymour of Hartford be agent, and he is hereby appointed agent, to eject such person or persons holding and claiming such lands against the proprietors of said town from the same, in the name and behalf of the Governor and Company of this Colony, and on their cost.

Whereas this Assembly are now informed that Mr. Jared Ingersole has in his hands belonging to this government the sum of £800 in bills of credit on the neighbouring governments of the old tenor, which he is ready to pay to the order of this Assembly: It is now resolved, that the said Mr. Ingersole deliver the said sums to the Committee of War [262] appointed by this || Assembly, taking their receipts, or the receipts of some one or two of them for the same. And the said Committee of War are hereby directed to pay out the same to such person or persons (to whom the government are indebted for military service) as shall be willing to take the same in discharge of such debts, at such reasonable rate of exchange as they can agree upon.

Upon the representation of Joseph Fowler, Esqr, of Lebanon in the county of Windham, shewing to this Assembly that one Cesar Trick, a molatto man. servant to Nathaniel Huntington, of Norwich in the county of New London, and one Peter, negro man, late servant to Mr. Richardson, late of Lebanon in the county of Windham, now deceased, were convicted before the adjourned superior court held at Windham within and for the county of Windham on the 4th Tuesday of December, 1754: the aforesaid Cæsar for making and signing sundry counterfeit bills in imitation of the bills of credit of the Colony of Rhode Island and Providence Plantations, and of the Province of New Hampshire, and the said Peter for uttering such counterfeit bills, knowing them to be such; and that judgment thereupon was rendered against them as the law in such case directs; and that great cost has arisen in the prosecutions aforesaid; and that the said Nathaniel Huntington hath applied that he may have his said servant Cesar released to him from the said goal, where he now is, upon some reasonable terms: Also shewing that one David Richardson, of Lebanon, hath applied that he may have the said Peter released from said prison, where he now is, and secured to him, to serve with him to the day of his death, he paying all cost and charges that hath arisen in his prosecution and hath or may arise in his confinement: Whereupon it is resolved and ordered, that upon the said Nathaniel Huntington's paying, or giving good security to pay, the cost of the prosecution of said Cæsar, and of his confinement since the conviction, to said Fowler, and also giving good security so to dispose of him, said Cesar, as that he may be secured from going at large in any of the towns in this Colony, to the acceptance of the said Fowler, he shall receive him from the prison aforesaid. And it is also resolved and ordered by this Assembly, that the said David Richardson pay the cost of the prosecution and confinement of the said Peter to said Fowler for the use of this Colony, or give good security to pay the same to the acceptance of the said Fowler, in some reasonable time, and that thereupon he receive the said Peter from the said prison, and that he, said Peter, serve him, said Richardson, his heirs and assigns, to the day of the death of said Peter, and by him and them to be kept within the bounds of said Lebanon.

On the memorial of Mr. Jonathan Fitch, of New Haven, setting forth that being employed to notify the members of this Assembly to meet in the present session, he was put to extraordinary charge for keeping and curing his horse, lamed in that service, and hiring others to proceed therein; and

praying for allowance, &c. : Ordered by this Assembly, that the Treasurer of this Colony pay out of the public treasury to the said Jonathan Fitch the sum of fifteen pounds old tenor bills, in satisfaction for the charges aforesaid, and in full thereof.

This Assembly appoints the Hon<sup>ble</sup> Roger Wolcott, Esq<sup>r</sup>, to be one of the Committee of War in the county of Hartford.

This Assembly appoints Bushnell Bostwick Justice of the Peace for the county of Litchfield until the first of June next.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

*Teste*, GEORGE WYLLYS Secret'y.

---

[263] *Anno Regni Regis Georgii secundi vigesimo-octavo.*  
 AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY  
 OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN  
 NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID  
 COLONY, (BY SPECIAL ORDER OF HIS HONOUR THE GOVERNOR,)  
 ON THE 13TH DAY OF MARCH, ANNOQUE DOMINI 1755.

*Present :*

The Honourable Thomas Fitch, Esq <sup>r</sup> , Governor.	
The Hon <sup>ble</sup> William Pitkin, Esq <sup>r</sup> , Deputy Governor,	
Roger Newton,	Thomas Wells,
Ebenezer Silliman,	Benjamin Hall,
Jonathan Trumble,	Phineas Lyman,
Hezekiah Huntington,	Roger Wolcott jun <sup>r</sup> ,
Andrew Burr,	Jonathan Huntington,
John Chester,	

} Esq<sup>rs</sup>,  
*Assistants.*

*Representatives or Deputies of the several Towns hereafter mentioned, viz :*

Mr. John Ledyard, Col. Joseph Pitkin, for Hartford.

Maj<sup>r</sup> John Hubbard, Mr. Chauncey Whittlesey, for New Haven.

Mr. David Rowland, Mr. William Burr, for Fairfield.

Capt. Pygan Adams, Col. Gurdon Saltonstall, for New London.

Col. Ebenezer Marsh, Capt. Thomas Harrison, for Litchfield.

Mr. Nathaniel Wales, Mr. Jonathan Rudd, for Windham.

Capt. Jabez Huntington, Mr. Daniel Lothrop, for Norwich.

Mr. Benjamin Gale, Mr. Joseph Wilcocks, for Killingworth.

Col. Jonath. Hoit, for Stanford.



Capt. Nathaniel Harrison, Capt. Isaac Foot, for Branford.  
 Col. Shubael Conant, Capt. Joseph Stores, for Mansfield.  
 Mr. Richard Lord, Capt. Matthew Griswold, for Lyme.  
 Col. Joseph Fowler, Capt. Joshua West, for Lebanon.  
 Mr. Daniel Sherman, Mr. Benjamin Stiles, for Woodbury.  
 Capt. Moses Fish, Capt. Robert Gear, for Groton.  
 Col. John Williams, Mr. Jonah Prentice, for Stonington.  
 Mr. John Strong, Mr. Solomon Whitman, for Farmington.  
 Capt. Jonathan Belding, Mr. Joseph Boardman, for Weathersfield.  
 Capt. John Humphrys, Mr. David Phelps, for Symsbury.  
 Capt. Samuel Kent, Capt. Asaph Levitt, for Suffield.  
 Capt. Samuel Morgan, Capt. Daniel Gates, for Preston.  
 Mr. William Williams, for Pomfret.  
 Col. Timothy Stone, Capt. Andrew Ward, for Guilford.  
 Mr. Samuel Kimberley, Capt. Samuel Talcott, for Glassenbury.  
 [264] Capt. Obadiah Johnson, Capt. Jabez Fitch, for Canterbury.  
 Mr. Ephraim Strong, Capt. Thomas Clark, for Milford.  
 Capt. John Douglass, Mr. Thomas Pierce, for Plainfield.  
 Mr. Charles French, Capt. Moses Hawkins, for Derby.  
 Mr. Eliakim Hall, Mr. Enos Brooks, for Wallingford.  
 Mr. William Wolcott, for Windsor.  
 Mr. James Fitch, Mr. Joseph Platt, for Norwalk.  
 Capt. Robert Dickson, Mr. John Smith, for Voluntown.  
 Mr. Hezekiah Braynard, for Haddam.  
 Capt. Daniel Cone, for East Haddam.  
 Mr. Bushnel Bostwick, Mr. Daniel Bostwick, for N. Milford.  
 Capt. Joseph Phelps, Capt. Samuel Gilbert, for Hebron.  
 Mr. Joel White, Mr. Stephen Cone, for Bolton.  
 Mr. Robert Knowlton, Mr. Amos Babcock, for Ashford.  
 Mr. Zebulon West, Mr. Samuel Cobb, for Tolland.  
 Mr. John Kilborn, Capt. Timothy Wright, for Colchester.  
 Mr. Phineas Strong, Mr. Ebenezer Kingsbury, for Coventry.  
 Mr. Thomas Benedict, for Danbury.  
 Capt. Henry Glover, Mr. Daniel Booth, for New Town.  
 Mr. Samuel Olmsted, for Ridgefield.  
 Majr Elihu Chauncey, Mr. Ezra Baldwin, for Durham.  
 Majr Jabez Hamlin, Mr. Seth Wetmore, for Middletown.  
 Capt. Ephraim Terry, Mr. Joseph Olmsted, for Enfield.  
 Capt. Jabez Lyon, Col. Thomas Chandler, for Woodstock.  
 Col. Hezekiah Sabin, Mr. Boaz Sterns, for Killingsly.  
 Capt. Theophilus Nichols, Capt. Robert Fairchild, for Stratford.

Mr. Stephen Hopkins, Mr. Caleb Humistone, for Waterbury.  
Mr. Ambrose Whittlesey, Capt. Jedidiah Chapman, for Saybrook.

Col. Shubael Conant, Speaker } of the House of Represent-  
Majr Elihu Chauncey, Clerk } tives.

Whereas his Excellency William Shirley, Esqr, Governour of the Massachusetts Bay, at the desire of the Assembly of said Province, by his Commissioners, the Hon<sup>ble</sup> Samuel Wells, Esqr, and John Choat, Esqr, hath communicated to this Colony a motion to joyn with the said Province and his Majesty's three other governments of New Hampshire, Rhode Island and New York, in an attempt to erect a strong fortress upon the eminence near the French fort at Crown Point, or upon some other part of his Majesty's land not far from said fort, in order to secure his Majesty's territories from any further incroachments of the French and to remove such encroachments as have already been made; and that, in order to erect such fortress and repel any force that may be brought to oppose the erecting the same, and to revenge any hostilities or insults that may be offered during the execution of said design, an army of at least five thousand men may be raised in the governments engaging in said attempt, inclusive of Col. Shirley's regiment consisting of one thousand men; and proposing that the said Province raise twelve hundred men for that purpose, and this with the other three aforesaid governments raise their respective proportions of men, as [265] follows, viz: New Hampshire || six hundred men, this Colony of Connecticut one thousand, Rhode Island four hundred, New York eight hundred, or such larger proportion as each government shall think proper: Whereupon, after mature deliberation, although this Assembly apprehend the number proposed to be raised by this Colony is much too large a proportion when compared to those proposed to be raised by the Province of the Massachusetts and New York, yet considering the great expence the Massachusetts have been and still are at in their general defence otherways, and the danger apprehended of an attack at New York, and considering the great importance of success in the proposed undertaking, for the security of his Majesty's territories from encroachments, and that an attempt that may be so greatly conducive to his Majesty's service may be facilitated:

*It is resolved by this Assembly,* That the number of one thousand effective men, including officers, be raised by this Colony, to joyn with the said Province and the other Colonies in the attempt aforementioned.

Whereas this Assembly hath resolved to raise one thousand men to joyn with the Province of the Massachusetts Bay, New Hampshire, Rhode Island and New York, in an attempt to erect a strong fortress upon the eminence near the fort built by the French at Crown Point, or upon some other part of his Majesty's land not far from said fort, in order to secure his Majesty's territories from the encroachment of the French and to remove such encroachments as have already been made, &c. : And whereas a defeat of this design may prove very detrimental to his Majesty's interest in these parts, and this Colony willing to exert themselves for his Majesty's service and success of such attempt even to the utmost of their ability and beyond their due proportion, and considering the necessity there may be of speedy succours to be sent the more effectually to repel whatever force the French may send to prevent our proceedings: Thereupon,

*It is resolved by this Assembly,* That his Honour the Governor, so soon as he shall have authentick advice from the council in the army for said undertaking that an additional number of men is needed for the execution of the aforesaid design, be desired, and he is hereby desired and impowered, immediately to use all proper measures for the raising such an additional number of men as shall be needed, not exceeding five hundred, to be sent forward with all convenient speed, to reinforce the execution of said design, and that he do accordingly appoint and commission proper officers for the raising and commanding such additional number.

And it is recommended by this Assembly to all the neighbouring governments concerned in this undertaking, to make proper and necessary provisions for the raising additional numbers of men according to their due proportions, respectively, upon proper notice that they are needed; that so there may not be any unnecessary delay, and that the said design may be sufficiently enforced for his Majesty's service. And that his Honour the Governour do give information of this motion to all the neighboring governments accordingly.

An Act to supply the Treasury in the present extraordinary Emergencies of Government and for creating and issuing Bills of Credit.

Whereas it is resolved by this Assembly to raise one thousand effective men to joyn with the neighbouring governments to secure his Majesty's territories from any further encroachments of the French and to remove such as are already made, and it is further resolved to raise an additional number not exceeding five hundred men, to augment our forces in case of need, and the more effectually to secure his Majesty's interest in North America: And in order to make a competent

supply of the treasury with money, to pay the extraordinary expences for his Majesty's service occasioned thereby;

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That all and every person or persons who are the possessors of [266] || now outstanding bills of credit of this Colony, who will and do bring in the same to the committee hereafter in this act appointed to receive them, each possessor shall have signed and delivered to him by the committee aforesaid orders on the Treasurer of the Colony for the time being, containing the value of the bills of credit so brought in and delivered to the committee. The first order shall be drawn and signed for one third the said value, and made payable the first day of May, 1756, with lawful interest until paid: another order shall be drawn and executed by said committee for one third of said value, and made payable the first day of May, 1757, with the lawful interest; and one other order shall in like manner be for one third of said value, and made payable the first day of May, 1758.

The form of such orders shall be as follows, *viz* :

To the Treasurer of the Colony of Connecticut for the time being.

Pay unto ——— or his order ——— ounces, ——— penny-weight, and ——— grains of coined silver troy weight sterling alloy, or gold equivalent, on or before the first day of May, ———, with the lawful interest from the date hereof until paid. By order of Assembly at Hartford, March 13th, 1755. Dated the ——— day of ——— A. D.

} Committee.

Which orders duly signed and delivered by the committee, or any two of them, shall be a good and sufficient security for the punctual payment of the sum and interest arising thereon.

*Be it further enacted,* That John Chester, Joseph Buckingham, and John Ledyard, Esq<sup>rs</sup>, be appointed, and they are hereby appointed, a committee for the aforementioned purpose, and they, or any two of them, are hereby fully authorized and empowered to act. And the said committee with the Treasurer are hereby directed to receive and count the said bills brought in as aforesaid, and burn and consume them to ashes, and keep an exact account of the several sums received with the sum and date of each order and time of payment and the names of the persons in whose favour they are respectively drawn. And the said committee are further directed, to compute the value of the now outstanding bills of credit that shall be brought in to them, in the following proportions,

*viz* : For every fifty-eight shillings and eight pence old tenor one ounce of coined silver ; and for every forty-two pounds old tenor one ounce of coined gold ; and the new tenor bills to be computed as one shilling of the new for three shillings and sixpence of the old tenor ; and give their orders to the possessors of said bills accordingly.

*Be it further enacted*, That the Treasurer be, and he is hereby, directed to deliver into the hands of the committee aforesaid the value of such bills received and consumed to ashes as is before directed, out of the silver and gold lodged in his hands for the sales of the sterling bills of exchange that have been drawn and sold for the money granted to this Colony by the Parliament of Great Britain for reimbursing the expences of the expedition against Cape Breton and that intended against Canada, at the same rate he received it into the treasury ; and thereupon the said committee are hereby directed to compute the same into lawful money, *viz* : Spanish milled dollars at six shillings each, and other silver coins according to their value at this rate, and standard gold at five pounds per ounce troy weight, and deliver the same to the Treasurer, taking his receipt therefor accordingly.

And, for providing and establishing an ample and sufficient fund for the payment and punctual discharge of the orders drawn on the Treasurer, as aforesaid, and the other charges and expences of the government, and in lieu of the three farthings lawful money tax granted in October last, and of the one penny lawful money tax granted in January last,

*Be it enacted by the authority aforesaid*, That a tax of four pence lawful money on the pound be granted, and the same is hereby granted and ordered to be levied, on the polls and rateable estates in this Colony according to the list thereof [267] brought in to this Assembly in October last, with the || additions, which shall be collected and paid into the treasury of this Colony by the last day of December next in lawful silver money or in gold at the rate last mentioned, or in bills of credit emitted by act of this Assembly in January last or that may be now emitted by this act, or in the now outstanding bills of credit of this Colony, either of the new tenor at fourteen shillings and seven pence or in the old tenor at fifty-one shillings for six shillings lawful money, or in any of the orders drawn on the Treasurer by the committee appointed to receive the now outstanding bills of credit of this Colony from the possessors thereof, or in pork at 5*l*s. per bb., beef at 30*s*. per bb., wheat at 3*s*. 6*d*. per bushel, rye at 2*s*. per bushel, Indian corn at 1*s*. 9*d*. per bushel, flax at 4*d*. per pound, all to be good and merchantable, with a deduction to be made on each arti-

cle for the carriage thereof to the nearest place of transportation to the town from whence 'tis carried, according to the customary price of carriage from each town.

*And it is further resolved,* That the act of this Assembly made and passed in October last for the ordering and granting a rate or tax of three farthings in lawful money on the pound, and the act of this Assembly made and past in January last for the ordering and granting a rate or tax of one penny in lawful money on the pound, are both repealed, and the same are hereby repealed and made null and void.

*Be it further enacted by the authority aforesaid,* That a tax of four pence lawful money on the pound be granted and ordered, and the same is hereby granted and ordered, to be levied on the polls and rateable estates in this Colony, according to the lists thereof to be brought in to this Assembly in October next, with the additions, which shall be collected and paid into the treasury of this Colony by the last day of December, 1756, in lawful silver money or gold, as aforesaid, or in bills of credit of this Colony, or in the beforementioned orders drawn on the Treasurer, or in the produce of the country at the rates and prizes mentioned in this act for the tax to be levied and paid on the last day of December, 1755, to be done in manner and form as is before provided.

*Be it further enacted by the authority aforesaid,* That a tax of one penny lawful money on the pound be granted, and the same is hereby granted and ordered to be levied, on all the polls and rateable estates in this Colony, according to the list thereof to be brought in to this Assembly in October, 1756, with the additions, which shall be collected and paid into the treasury of this Colony by the last day of December, 1757, in lawful silver money, or in gold as aforesaid, or in bills of credit, orders, or produce of the country, in manner and form as is before provided for the other taxes herein ordered.

*Be it enacted by the authority aforesaid,* That each town in this Colony shall choose and appoint some suitable and meet person in the same, to receive of the constable within such town the produce of the country mentioned that may be collected and received in payment of either of the taxes granted before in this act, and send such produce to some suitable market and sell it for lawful money only and pay the same into the hands of the Treasurer. And the several persons in the respective towns who negotiate the same shall lay their distinct and respective accounts before John Chester, Joseph Buckingham, and John Ledyard, Esqrs, who are hereby appointed a committee, they or any two of them, to examine and allow of what they shall think just with a just and reasonable

allowance for his trouble; and each town shall be responsible for the person so chosen by them, that he hath a sufficient substance for the security of the money or provision that may come into his hands. And the Secretary is hereby directed to send a copy of this paragraph to each town in due and proper season, that they may conform themselves accordingly.

*And be it further enacted by the authority aforesaid,* That the said taxes be appropriated, and they are hereby appropriated, for the payment and discharge of the orders drawn on the Treasurer by the committee aforesaid at the respective times of payment, and for the payment of the other expences of this Colony. And the Treasurer of this Colony for the time being is hereby directed, without any further notice or order, to send forth his warrants in proper and due season to collect the same accordingly, and also to pay the same for the discharge of the said orders drawn on him as aforesaid, according to the several sums due, without any further order and direction therefor.

And whereas this Assembly are very sensible of the great importance of the proposed undertaking, to prevent and re-[268] move the incroachments made by || the French on his Majesty's territories and to repel the common danger, which calls for a larger supply of money than can well be raised at this time: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That a sum in bills of credit, equal to the sum of twelve thousand five hundred pounds lawful money, be forthwith imprinted, of suitable denominations from nine pence to forty shillings, as the committee appointed hereafter shall direct, and of the following tenor, *viz*:

The Possessor of this Bill shall be paid by the Treasurer of the Colony of Connecticut Twenty Shillings Lawful Money with Interest at Five *per cent. per annum*, by the 8th Day of May, 1759. By Order of Assembly at Hartford March 13th, 1755.

And so, *mutatis mutandis*, for a greater or lesser denomination.

And the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, John Chester, George Wyllys and Joseph Buckingham, Esq<sup>rs</sup>, or any three of them, are appointed a committee for the purposes aforesaid, and directed to take care that the said bills be printed so soon as the same can conveniently be done, and to sign and deliver them to the Treasurer, taking his receipt therefor. And said committee shall be sworn to the faithful discharge of their trust. And the Treasurer aforesaid shall pay out said bills of credit

according to the orders of this Assembly, as the value of such bills shall be at the time of putting off the same.

And, for providing and establishing an ample and sufficient fund for calling in, discharging and sinking the bills aforesaid, according to an act of Parliament made in the four and twentieth year of his present Majesty's reign, entituled An Act to regulate and restrain paper bills of credit in his Majesty's Colonies or Plantations of Rhode Island and Providence Plantations, Connecticut, the Massachusetts Bay, and New Hampshire, in America, and to prevent the same being legal tenders in payments of money,

*Be it further enacted by the authority aforesaid,* That a tax of three pence half-penny lawful money on the pound be granted, and the same is hereby granted and ordered, to be levied on the polls and rateable estate in this Colony, according to the list thereof to be brought into this Assembly in October, 1757, with the additions, which shall be collected and paid into the treasury of this Colony by the last day of December, 1758. And the said rates may be discharged by paying the bills by this act to be emitted, or lawful money, and no other way whatever; and said rate is hereby appropriated for the sinking and discharging the bills aforesaid. And the Treasurer of this Colony for the time being is hereby directed, without any further notice or order, to send forth his warrants to collect the same accordingly, and also to pay the same to the possessors of said bills according to the tenor thereof, without any further order or direction therefor.

*Be it further enacted by the authority aforesaid,* That the Treasurer be, and he is hereby, directed and impowered to pay out of the silver and gold that may be put into his hands by the aforementioned committee a sum not exceeding the sum of five thousand pounds lawful money, and to issue forth and pay out the aforementioned sum of twelve thousand five hundred pounds in bills of credit emitted by act of this Assembly: each of said sums to be paid out towards the payment of the public debts of this Colony, according to such orders as shall be given him from time to time according to law.

An Act for securing of Soldiers listed and taken into his Majesty's Service  
from Arrests.

Whereas a number of troops may be raised in this Colony for his Majesty's service, who may be liable to be taken out of his Majesty's service by unjust or fraudulent arrests, whereby his Majesty and the public may be deprived of their service: Which to prevent,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,*



[269] That no person || whatsoever, who is duly and legally listed, or shall so list and enter himself a volunteer, or shall be impressed into his Majesty's service during the continuance of this act, shall be lyable to be taken out of his Majesty's service by any process or execution other than for some criminal matter, unless for a real debt or other just cause of action arisen before their entry into such service, and unless before the taking out of such process or execution (not being for a criminal matter) the plaintiff or plaintiffs therein, or some other person or persons on his or their behalf, shall make affidavit before the authority or officer granting such process or execution, (who are empowered to administer the same,) or before some other proper authority, that to his or their knowledge the original sum justly due and owing to the plaintiff or plaintiffs from the defendant or defendants in the action or cause of action on which such process or execution shall issue, amounts to the value of ten pounds lawful money at least, a memorandum of which affidavit shall be marked on the back of such process or execution. And if any person shall be, nevertheless, arrested contrary to the intent of this act, it shall and may be lawful for any one assistant and one justice of the peace, or two justices (*quorum unus,*) upon complaint made thereof by the party himself, or by any of his superior officers, to examine into the same by the oath of the parties or otherwise, and by warrant under their hands to discharge such soldier so arrested contrary to the intent of this act, upon due proof made before them that such soldier so arrested was legally listed or impressed as a soldier into his Majesty's service and arrested contrary to the intent of this act, and to award reasonable costs to the party complaining, and grant execution therefor accordingly.

*Provided nevertheless,* That nothing in this act shall be construed to extend to prohibit or hinder any process or execution going out against the estate of such soldiers in due form of law.

This act to continue in force till the end of the sessions of this Assembly in October next.

This Assembly enjoyns each of their members and officers to keep secret all such matters relating to the general defence of our frontiers as has been communicated to this Assembly by his Honour the Governour from his Excellency Governour Shirley, until this Assembly give liberty to reveal the same; and in order thereto shall take the following oath, *viz* :

You swear that you will keep secret all matters communicated to this Assembly by his Honour the Governour from his Excellency Governour Shirley, relating to the defence of our

frontiers, and all consultations and resolutions thereon, until this Assembly give liberty to reveal the same: So help you God.

*Ordered by this Assembly,* That the Secretary make out and deliver to his Honour the Governour a copy of the two resolves now passed respecting the raising fifteen hundred men to be employed for the defence &c. of his Majesty's territories in America, in order that the same may be transmitted to his Excellency Governour Shirley for his information in that affair.

*Be it enacted by this Assembly,* That each able-bodied effective man that shall voluntarily enlist himself under a proper officer, to go on the expedition now intended for the security of his Majesty's territories, shall at the time of his enlisting be paid out of the public treasury the sum of thirty shillings, as a premium for enlisting, in lawful money or in bills of credit equivalent. And each man who shall provide for himself a good fire-lock, sword or hatchet, and belt and cartridge-box, to the acceptance of the military officer who shall enlist him, shall be allowed and paid the sum of sixteen shillings like money or bills of credit. And each man who finds himself a sufficient blanket shall be paid fourteen shillings like money or bills. And that such men as shall not provide themselves with the abovementioned articles, they shall be provided for them at the charge of this Colony, and the same shall be returned to the use of this government when the said [270] expedition || is over, and if not so returned or a just and reasonable account given why by inevitable providence the same or any part of them cannot be returned, the value of what is not returned shall be deducted out of the wages of such men, respectively, as shall fail of making such return, (excepting the blankets.) And each man shall have one month's wages advanced before the march of the troops.

*Be it further enacted by this Assembly,* That for such arms as may be inevitably lost or spoilt, belonging to any of the soldiers, full recompence shall be made out of the treasury of this Colony.

And that his Honour the Governor be desired to give forth his proclamation to encourage soldiers to enlist themselves accordingly.

*Resolved by this Assembly,* That the thousand men now to be raised by order of this Assembly for the defence of his Majesty's territories, &c., be formed into two regiments, consisting of six companies in each, and the colonel, lieutenant-colonel and major of each regiment shall each of them have the com-

mand of a company, as captain thereof, and that there shall be two lieutenants to each company and one standard-bearer in each regiment.

*And it is further resolved,* That the gentleman that shall be nominated and appointed by this Assembly to be major-general of the forces to be raised on this occasion shall be colonel of the first regiment raised in this Colony. And in case a reinforcement shall be raised and sent to succour and assist the troops aforesaid, such reinforcement shall be added to and made part of the two regiments aforesaid.

This Assembly do approve of William Johnson, Esqr, being Lieutenant-General and Commander-in-Chief of the forces to be raised for the intended expedition for securing his Majesty's territories, and desire his Honour the Governor, if need be, to commission him accordingly.

This Assembly do nominate Phineas Lyman, Esq, Major-General of the forces aforesaid, and desire his Honour the Governor to commission him accordingly.

This Assembly do nominate Captain John Pitkin to be Lieutenant-Colonel of the first regiment to be raised in this Colony, and desire his Honour the Governor to commission him accordingly.

This Assembly do nominate Captain Robert Dennison to be Major of the first regiment to be raised in this Colony, and desire his Honour the Governor to commission him accordingly.

This Assembly do nominate Elizur Goodrich, Esqr, to be Colonel of the second regiment to be raised in this Colony, and desire his Honour the Governor to commission him accordingly.

This Assembly do nominate Mr. Nathan Whiting to be Lieutenant-Colonel of the second regiment to be raised in this Colony, and desire his Honour the Governor to commission him accordingly.

This Assembly do nominate Capt. Isaac Foot to be Major of the second regiment to be raised in this Colony, and desire his Honour the Governor to commission him accordingly.

*Resolved by this Assembly,* That the wages of the major-general of the regiment ordered to be raised by this Assembly shall be sixteen pounds lawful money per month.

This Assembly grants to the major-general of the forces ordered to be raised by this Assembly the sum of sixty pounds lawful money, to provide his tent, bedding, table and other necessaries, and entertainment of the chaplain.

This Assembly grants to the colonel of the second regi-

ment ordered to be raised by this Assembly the sum of twenty pounds lawful money, to provide his tent, bedding, table and other necessaries.

This Assembly grants to the lieutenant-colonels of the regiments ordered to be raised by this Assembly the sum of thirteen pounds lawful money, to provide their tents, bedding, table and other necessaries.

This Assembly grants to the majors of the regiments ordered to be raised by this Assembly the sum of ten pounds lawful money, to provide their tents, bedding, table and other necessaries.

[271] *Resolved by this Assembly*, That the several officers of the forces ordered to be raised by this Assembly shall have the liberty to draw out one month's pay before they march out of this Colony.

*Resolved by this Assembly*, That the officers for inlisting soldiers into the regiments ordered to be raised by this Assembly shall be allowed the sum of two shillings lawful money for each soldier so inlisted.

*This Assembly do nominate*, Capt. Stephen Hosmer, of Hartford, Capt. John Patterson, of Farmington, Mr. Samuel Sauford jun<sup>r</sup>, of Milford, Mr. Samuel Whiting, of Stratford, Mr. Ezekiel Pierce, of Plainfield, Mr. Benjamin Hinman, to be Captain of one of the military companies,

Mr. David Holcomb, of Symsbury, Mr. Samuel Gaylord, of Middleton, Mr. Daniel Hall, of Guilford, Mr. Ebenezer Billings jun<sup>r</sup>, of Stonington, Mr. Street Hall, of Wallingford, Mr. Lemuel Hull, of Killingworth, Mr. David Lacy, of Fairfield, Mr. David Waterbury 3<sup>d</sup>, of Stanford, Mr. Stephen Powel, of Lebanon, Mr. James Tracy, of Windham, Mr. Nathaniel Porter, of Sharon, Mr. Benjamin Ruggles, of New Milford, to be First Lieutenant of one of the military companies,

Mr. James Jones, of Colchester, Mr. Medina Fitch, of Windsor, Mr. Gershom Fulford, of Waterbury, Mr. John Jefferies, of Cornwall, Mr. John Tyler, of Preston, Mr. Daniel Rockwell, of Norwich, Mr. Thomas Barnum 3<sup>d</sup>, of Danbury, Mr. Thaddeus Mead, of Norwalk, Mr. Matthew Huntington, of Mansfield, Mr. John Cotten, of Pomfret, Mr. Stephen Smith, of Litchfield, Mr. Tarbal Whitney, of Canaan, to be Second Lieutenant of one of the military companies in the regiment to be raised in this Colony, and desire his Honour the Governor to commissionate them accordingly.

*To the Hon<sup>ble</sup> General Assembly*: We your Honours' committee, being appointed to consider which of the two regiments the respective captains and lieutenants already appointed shall belong, report as follows:

*In the Major-General's regiment*, David Holcomb, of Symsbury, first lieutenant, Medina Fitch, of Windsor, second lieutenant, of the first company.

*In the Lieutenant-Colonel's company*, Lemuel Hull, of Killingsworth, first lieutenant, James Jones, of Colchester, second lieutenant, of the second company.

*In the Major's company*, Ebenezer Billing jun<sup>r</sup>, of Stonington, first lieutenant, John Tyler, of Preston, second lieutenant, of the third company.

Stephen Hosmer, of Hartford, captain, Daniel Hall, of Guilford, first lieutenant, Thaddeus Mead, of Norwalk, second lieutenant, of the fourth company.

[272] John Patterson, of Farmington, captain, Street Hall, of Wallingford, first lieutenant, Stephen Smith, of Litchfield, second lieutenant, of the fifth company.

Ezekiel Pierce, of Plainfield, captain, James Tracy, of Windham, first lieutenant, John Cotten, of Pomfret, second lieutenant, of the sixth company.

*In the Colonel's company of the second regiment*, Samuel Gaylord, of Middleton, first lieutenant, Daniel Rockwell, of Norwich, second lieutenant, of the first company of the second regiment.

*In the Lieutenant-Colonel's company*, Nathaniel Porter, of Sharon, first lieutenant, John Jefferies, of Cornwall, second lieutenant, of the second company.

*In the Major's company*, Stephen Powel, of Lebanon, first lieutenant, Matthew Huntington, of Mansfield, second lieutenant, of the third company.

Samuel Sanford jun<sup>r</sup>, of Milford, captain, David Waterbury 3d, of Stanford, first lieutenant, Gershom Fulford, of Waterbury, second lieutenant, of the fourth company.

Samuel Whiting, of Stratford, captain, David Lacy, of Fairfield, first lieutenant, Thomas Barnum 3d, of Danbury, second lieutenant, of the fifth company.

Benjamin Hinman, of Woodbury, captain, Benjamin Ruggles, of New Milford, first lieutenant, Tarball Whitney, of Canaan, second lieutenant, of the sixth company.

*Per order,*

ANDREW BURR.

The foregoing report of the committee is accepted and approved by this Assembly.

This Assembly do nominate Jehosaphat Starr to be Ensign of the first company in the first regiment to be raised in this Colony, and that he be commissioned accordingly.

This Assembly do nominate David Baldwin, of Milford, to be Ensign of the first company in the second regiment to be

raised in this Colony, and that he be commissioned accordingly.

*Resolved by this Assembly,* That each company in the regiments to be raised by order of this Assembly shall have four sergeants and one drummer, and no more.

*Resolved by this Assembly,* That the choice of a physician and surgeon and his first, second and third mates, for the regiments ordered to be raised by this Assembly, be referred to the field officers of said regiments; and that the stating of the wages of the said physician and surgeon and his mates, as abovesaid, be referred to the Committee of War.

This Assembly do nominate the Rev<sup>d</sup> Mr. George Beckwith to be Chaplain for the regiments ordered to be raised by this Assembly.

Whereas it is resolved by this Assembly to raise forces to joyn with the neighbouring governments, to prevent and remove encroachments made by the French on his Majesty's just rights and territories, and have nominated persons to be officers over the said forces, some of whom may decline serving in such offices, and it may happen that some commissioned for said service may be removed by death or other means, and thereby their places become vacant and want filling up, and many other things necessary for forwarding the forces and carrying on the design proposed may not be fully and sufficiently provided for: Therefore, this Assembly desire his Honour the Governour to nominate and appoint some suitable person or persons to fill up any vacancy or vacancies that may happen before the forces move out of this Colony, and give commissions accordingly, and to sign a suitable number of blank commissions and deliver them into the hands of Phineas Lyman, Esq<sup>r</sup>, Major-General of the forces, to be by him or [273] the || chief commanding officer that goes from this Colony, for the time being, filled up according to their best discretion, for the supplying such vacant offices with proper officers in the room of such as shall be removed, and certify to the Governour the names and offices of such persons so commissioned, and return to him the blank commissions that shall not be filled up.

And further, his Honour the Governor is desired to give all necessary orders, from time to time as occasion shall require, to get in readiness the soldiers to be raised in this Colony, and do all other things needful for the forwarding the forces, the promoting, carrying on and expediting the whole affair, in everything wherein full provision is not already made. And the Committee of War in the county of Fairfield are hereby

directed to attend on his Honour the Governour, and afford him their advice and assistance when he shall call them thereunto.

*Resolved by this Assembly,* That the officers and soldiers to be now raised and employ'd in the intended service of defending his Majesty's territories, be as follows, *viz* :

To a colonel, including the office of captain,	} Per month, reckoning 28 days for each month, in lawful money, or bills of credit equivalent.
twelve pounds sixteen shillings,	
To a lieutenant-colonel, including the office of capt. nine pounds twelve shillings,	
To a major, including the office of captain, six pounds eight shillings,	
To a captain, four pounds sixteen shillings,	
To a lieutenant, three pounds four shillings,	
To an ensign, two pounds eight shillings,	
To an adjutant, two pounds eight shillings,	
To a commissary, three pounds four shillings,	
To a sergeant, thirty-five shillings and sixpence	
To a clerk, }	}
To a drummer, }	
To a corporal, twenty-eight shillings,	
To a private centinel, twenty-six shillings and eight pence,	

*Resolved by this Assembly,* That the wages for the chaplain appointed for the regiments ordered to be raised by this Assembly shall be the sum of six pounds lawful money per month.

This Assembly do appoint Col. Thomas Wells, Major Jabez Hamlin, Major John Hubbard, Col. Gurdon Saltonstall, Col. Hezekiah Huntington, and Capt. Theophilus Nichols, to be Commissaries to provide transports, provisions and other necessaries, for the intended expedition for defending his Majesty's territories and for erecting a strong fortress near the French fort at Crown Point on his Majesty's lands, and for removing such encroachments as have already been made.

This Assembly do appoint Mr. Elihu Lyman, of New Haven, to be Commissary of the Provisions and Muster-Rolls of the forces to be raised by order of this Assembly.

*Resolved by this Assembly,* That the chaplain of the forces to be raised by order of this Assembly shall have liberty to draw one month's pay before their march out of this Colony.

*Resolved by this Assembly,* That the price for billeting of soldiers in this Colony for the future shall be three shillings

and nine pence lawful money per week for each soldier; any law or custom to the contrary notwithstanding.

*Ordered by this Assembly,* That Hezekiah Huntington, Thomas Wells, Gurdon Saltonstall, Jabez Hamlin, John Hubbard, and Theophilus Nichols, Esq<sup>rs</sup>, commissaries appointed to make all suitable and necessary provision for the forces now ordered to be raised for his Majesty's service, do draw out of the treasury of this Colony a sum sufficient to enable them to make the necessary provisions for said forces and for transporting all such necessaries, and so from time to time as there shall be occasion. And the Treasurer of this Colony is hereby ordered to deliver to the said commissaries such sums as they shall find necessary, to enable them to perform said service. And that they render their account of their disbursements therein.

*Resolved by this Assembly,* That his Honour the Governor be desired, and he is hereby desired, forthwith to issue forth his proclamation, thereby to prohibit and forbid the transporting out of this Colony wheat, flour, bread, rye, Indian-corn, pease and beans, pork and beef, until the fifteenth day of May next, unless a special permit for that purpose be first had and obtained from his Honour the Governour.

[274] *Resolved by this Assembly,* That the wages to be allowed for officers and soldiers that may be hereafter raised and employ'd in the Colony's service, they finding themselves with arms and all other accoutrements, shall be as follows, *viz* :

To a captain, - - -	£1 4s. 0d.	} For each and [every] week they shall con- tinue in such service.
To a lieutenant, - -	0 16 0	
A cornet, or ensign, -	0 12 0	
Sergeant, or clerk, -	0 8 10	
Drummer or trumpeter,	0 7 6	
Corporal, - - - -	0 7 0	
Centinel, - - - -	0 6 8	

*Resolved by this Assembly,* That Col. Gurdon Saltonstall and Col. Simon Lothrop be a committee to build a new breast-work, either with turf or gravel, at the battery in New London; also to make the platform new, and new carriages for the cannon there; and lay their accounts before this Assembly in May next.

This Assembly at their sessions in May, 1754, having appointed Jonathan Trumble, John Ledyard, and Elihu Chauncey, Esq<sup>rs</sup>, auditors of the Colony's accounts, and Nathaniel Stanly, Esq<sup>r</sup>, Treasurer, to settle and adjust all accounts with the agents appointed to collect the debts due to this Colony, and sundry other matters and things, as by said act may appear,



which are yet unaccomplished: 'Tis therefore, resolv'd by this Assembly, that Col. Joseph Pitkin be added and joyn'd with said committee, to assist in compleating what remains to be done in the premises; and any three of them have power to act therein.

*Resolved by this Assembly,* That the superior court, to be held at Windham in and for the county of Windham on the third Tuesday of March instant, be adjourned until Thursday the third day of April next at nine of the clock in the morning, and the same is hereby ordered to be adjourned, and all parties concern'd are hereby required to take notice thereof and give their attendance accordingly. And the sheriff of the said county is hereby required publicly to read this act in the court-house in said Windham, and to make proclamation that the said superior court is adjourned until the said Thursday, and to make return thereof with his doings thereon to the clerk of the said court on or before the morning of said Thursday to which said court is adjourned.

*Resolved by this Assembly,* That the town-clerks of the respective towns in this Colony be, and are hereby, ordered and directed publicly to read, or cause to be read, in the freemen's meetings in the current year, at the opening of said meetings, a printed copy of the act of Parliament entituled An Act to regulate and restrain paper bills of credit in his Majesty's Colonies or Plantations of Rhode Island and Providence Plantations, Connecticut, the Massachusetts Bay, and New Hampshire, in America, and to prevent the same being legal tenders in payment of money.

This Assembly orders the Treasurer of this Colony to deliver into the hands of his Honour the Governor the sum of thirty pounds lawful money, two-thirds thereof in bills of credit and one-third in silver or gold, to be employed by him for special services for the use and benefit of this Colony.

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esqr, Governor of this Colony, the sum of twenty pounds lawful money, for his extraordinary services the current year, to be paid in the new emitted bills of credit; and the Treasurer of this Colony is hereby ordered to pay the same out of the Colony treasury.

*Resolved by this Assembly,* That the Treasurer of this Colony be directed, and he is hereby directed, to deliver out of the Colony stores now in his hands to the selectmen of Hartford twenty-one pounds and three-quarters of powder and eighty pounds and three-quarters of lead, being for so much

supply'd by the town of Hartford for the use of this government on the late alarm at Stockbridge.

Whereas this Assembly enjoyned each of their members and officers to keep secret all such matters relating to the general defence of our frontiers as was communicated to them by his Honour the Governor from his Excellency Governor Shirley, and they were accordingly sworn to keep secret all such matters till this Assembly gave liberty to reveal the same: Whereupon, it is resolved by this Assembly, to give liberty, and liberty is hereby given to the members and officers aforesaid, to reveal the same.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

*Teste*, GEORGE WYLLYS, Secret'y.

[276] *Anno Regni Regis Georgii secundi vigesimo-octavo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY ON THE SECOND THURSDAY OF MAY, (BEING THE 8TH DAY OF SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 31ST DAY OF THE SAME MONTH, ANNOQUE DOMINI 1755.

*Present:*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Ebenezer Silliman,	Thomas Wells,	} Esq <sup>rs</sup> , Assistants.
Jonathan Trumble,	Benjamin Hall,	
Hezekiah Huntington,	Roger Wolcott jun <sup>r</sup> ,	
Andrew Burr,	Jonathan Huntington,	
John Chester,		

*Representatives or Deputies of the several Towns hereafter mentioned, returned to attend at this Assembly, viz:*

Capt. Jonathan Hills, Mr. John Ledyard, for Hartford.

Capt. Samuel Sherman, Mr. Samuel Cook, for New Haven.

Capt. Stephen Lee, Mr. William Manwaring, for New London.

Mr. David Rowland, Mr. William Burr, for Fairfield.

Mr. Nathaniel Wales, Mr. Jedidiah Elderkin, for Windham.

Capt. Peter Buell, Mr. Benjamin Webster, for Litchfield.

Mr. Isaac Tracey, Mr. Elisha Tracey, for Norwich.

Col. Jonathan Hoit, Maj<sup>r</sup> Jonathan Maltbie, for Stanford.

Mr. Joseph Spencer, for East Haddam.  
 Capt. Richard Olmsted, Mr. John Benedict, for Ridgfield.  
 Mr. Charles Bulkley, Capt. Timothy Wright, for Colchester.  
 Mr. Stephen Hopkins, Mr. Thomas Matthews, for Waterbury.  
 Capt. Joseph Hart, Capt. William Wadsworth, for Farmington.  
 Capt. John Benedict, Capt. Daniel Taylor, for Danbury  
 Capt. Daniel Porter, Capt. William Peet, for Stratford.  
 Mr. Ambrose Whittlesey, Capt. Jedidiah Chapman, for Say-  
 brook.  
 Mr. Benjamin Gale, Mr. Joseph Wilcox, for Killingworth.  
 Capt. James Case, Mr. Jonathan Pettebone, for Symsbury.  
 Mr. James Fitch, for Norwalk.  
 Capt. Obadiah Johnson, Capt. Jabez Fitch, for Canterbury.  
 Mr. Hezekiah Brainard, for Haddam.  
 Mr. Nathaniel Sacket, Mr. Benjamin Mead, for Greenwich.  
 Capt. James Fitch, Capt. Joshua West, for Lebanon.  
 Col. Shubael Conant, Mr. Peter Aspenwell, for Mansfield.  
 Capt. Moses Hawkins, Mr. Charles French, for Derby.  
 Capt. Joseph Phelps, for Hebron.  
 [277] Capt. Henry Glover, Mr. Daniel Booth, for Newtown.  
 Mr. James Bicknell, Mr. Ezra Smith, for Ashford.  
 Capt. Nathaniel Harrison, Capt. Robert Foot, for Branford.  
 Capt. Samuel Chandler, Mr. Ebenezer Corbin, for Woodstock.  
 Capt. Elihu Hall, Mr. Enos Brooks, for Wallingford.  
 Capt. Andrew Ward junr, Mr. Samuel Robinson, for Guilford.  
 Capt. John Grosvener, Mr. Seth Pain, for Pomfret.  
 Mr. William King, Mr. Urian Austin, for Suffield.  
 Mr. Enos Camp, Mr. Roger Sherman, for New Milford.  
 Capt. Elisha Stoddard, for Woodbury.  
 Capt. Jonathan Hale, Mr. Samuel Kimberley, for Glassenbury.  
 Capt. Benjamin Wheeler, Capt. John Douglas, for Plainfield.  
 Col. Christopher Avery, Capt. Moses Fish, for Groton.  
 Capt. Robert Dixon, Mr. John Smith, for Voluntown.  
 Mr. Simeon Minor, Capt. Joseph Denuison, for Stonington.  
 Capt. William Witter, Mr. Samuel Brown, for Preston.  
 Capt. Benjamin Talcott, Mr. John Bishop, for Bolton.  
 Mr. Ebenezer Stiles, Mr. Richard Davenport, for Coventry.  
 Mr. Jacob Dresser, Mr. John Levens, for Killingly.  
 Capt. William Ely, Mr. Richard Wait, for Lyme.  
 Mr. Samuel Chapman, Mr. Ichabod Hinckley, for Tolland.  
 Capt. John Fowler, Mr. Robert Treat, for Milford.  
 Maj. Elihu Chauncey, Mr. James Wadsworth junr, for Dur-  
 ham.  
 Capt. Samuel Enno, for Windsor.

Majr Jabez Hamlin, Mr. Seth Wetmore, for Middleton.  
 Capt. Ephraim Terry, Mr. Edward Collins, for Enfield.  
 Capt. Timothy Wright, for Weathersfield.

Col. Shubael Conant, Speaker, } of the House of Represen-  
 Capt. John Fowler, Clerk, } tatives.

This day being appointed by the royal charter and the laws of this Colony for the Election of the public officers of the Colony, *viz*: Governor, Deputy Governor, Assistants, Treasurer, and Secretary, proclamation was made, and then the votes of the freemen were given in to the persons appointed by the Governor, Council and Representatives, to receive, sort and count them; which persons so appointed were, Ebenezer Silliman, Jonathan Trumble, Hezekiah Huntington, Andrew Burr, John Chester, Thomas Wells, Benjamin Hall, Roger Wolcott junr, Jonathan Huntington, Esqrs, Mr. Hezekiah Brainard, Mr. Seth Wetmore, Majr Elihu Chauncey, Mr. Robert Treat, Mr. Elisha Tracy, Mr. Benjamin Gale, Mr. David Rowland, Col. Jonathan Hoit, Capt. Jabez Fitch, Capt. John Douglas, Mr. Benjamin Webster, and Mr. Roger Sherman, (who were all sworn to a faithful discharge of that trust.) And the votes of the freemen being brought in, sorted and counted,

The Honourable Thomas Fitch, Esqr, is chosen Governor of this Colony for the year ensuing.

The Hon<sup>ble</sup> William Pitkin, Esqr, is chosen Deputy Governor of this Colony for the year ensuing.

Roger Newton, Esqr, Ebenezer Silliman, Esqr, Jonathan Trumble, Esqr, Hezekiah Huntington, Esqr, Andrew Burr, Esqr, John Chester, Esqr, Thomas Wells, Esqr, Benjamin Hall, Esqr, Phineas Lyman, Esqr, Roger Wolcott junr, Esqr, Jonathan Huntington, Esqr, Daniel Edwards, Esqr, were chosen Assistants for the year ensuing.

[278] Nathaniel Stanly, Esqr, is chosen Treasurer of this Colony for the year ensuing.

George Wyllys is chosen Secretary of this Colony for the year ensuing.

The Governor's oath prescribed by the law of this Colony and the oath required by act of Parliament relating to trade and navigation were administred to the Hon<sup>ble</sup> Thomas Fitch, Esqr, (now chosen Governor,) by his Honour the Deputy Governor, in the presence of the Assembly.

The Hon<sup>ble</sup> William Pitkin, Esqr, (now chosen Deputy Governor,) had the Deputy Governor's oath prescribed by law administred to him by his Honour the Governor, in the presence of the Assembly.

The Assistant's oath provided by law was administred to Roger Newton, Ebenezer Silliman, Jonathan Trumble, Hezekiah Huntington, Andrew Burr, John Chester, Thomas Wells, Benjamin Hall, Phineas Lyman, Roger Wolcott jun<sup>r</sup>, Jonathan Huntington, Daniel Edwards, Esq<sup>rs</sup>, (now chosen Assistants,) by his Honour the Governor.

The Secretary's oath provided by law was administred to George Wyllys, (now chosen Secretary,) by his Honour the Governor.

The several members of this Assembly who had not taken the oaths provided by act of Parliament instead of the oaths of allegiance and supremacy now took the said oaths, (provided as aforesaid,) and likewise the oath of abjuration, and made the declaration against popery.

*Ordered*, That Andrew Burr, Esq<sup>r</sup>, and Mr. James Fitch, return the thanks of this Assembly to the Rev<sup>d</sup> Mr. Moses Dickinson, for his sermon delivered before the Assembly on the 8th instant, and desire a copy thereof that it may be printed.

This Assembly do appoint Jabez Hamlin, Esq<sup>r</sup>, to be Judge of the County Court in and for the county of Hartford for the year ensuing.

This Assembly do appoint Roger Newton, Esq<sup>r</sup>, to be Judge of the County Court in and for the county of New Haven for the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq<sup>r</sup>, to be Judge of the County Court in and for the county of New London for the year ensuing.

This Assembly do appoint Andrew Burr, Esq<sup>r</sup>, to be Judge of the County Court in and for the county of Fairfield for the year ensuing.

This Assembly do appoint Jonathan Huntington, Esq<sup>r</sup>, to be Judge of the County Court in and for the county of Windham for the year ensuing.

This Assembly do appoint John Williams, Esq<sup>r</sup>, to be Judge of the County Court in and for the county of Litchfield for the year ensuing.

This Assembly do appoint Joseph Buckingham, Esq<sup>r</sup>, to be Judge of the Court of Probate in the district of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Esq<sup>r</sup>, to be Judge of the Court of Probate in the district of New Haven the year ensuing.

This Assembly do appoint Gardon Saltonstall, Esq<sup>r</sup>, to be

Judge of the Court of Probate in the district of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the Court of Probate in the district of Fairfield the year ensuing.

This Assembly do appoint Jonathan Trumble, Esqr, to be Judge of the Court of Probate in the district of Windham the year ensuing.

This Assembly do appoint Timothy Stone, Esqr, to be Judge of the Court of Probate in the district of Guilford the year ensuing.

This Assembly do appoint Joseph Minor, Esqr, to be Judge of the Court of Probate in the district of Woodbury for the year ensuing.

This Assembly do appoint Jonathan Hoit, Esqr, to be Judge of the Court of Probate in the district of Stanford the year ensuing.

This Assembly do appoint Joseph Spencer, Esqr, to be Judge of the Court of Probate in the district of East Haddam the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esqr, to be Judge of the Court of Probate in the district of Litchfield the year ensuing.

[279] This Assembly do appoint Thomas Benedict, Esqr, to be Judge of the Court of Probate in the district of Danbury the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esqr, to be Judge of the Court of Probate in the district of Norwich the year ensuing.

This Assembly do appoint John Creary, Esqr, to be Judge of the Court of Probate in the district of Plainfield the year ensuing.

This Assembly do appoint Jabez Hamlin, Esqr, to be Judge of the Court of Probate in the district of Middleton the year ensuing.

This Assembly do appoint Timothy Sabin, Esqr, to be Judge of the Court of Probate in the district of Pomfret the year ensuing.

This Assembly do appoint Joseph Buckingham, Joseph Pitkin, William Wolcott, John Humphrys, Esqrs, to be Justices of the Peace and Quorum for the county of Hartford the year ensuing.

This Assembly do appoint the Hon<sup>ble</sup> Roger Wolcott, Nathaniel Stanly, Jabez Hamlin, George Wyllys, Joseph Talcott, John Ledyard, Thomas Hosmer, Elisha Williams, Elizur

Goodrich, Daniel Byssell, Samuel Enno, Timothy Nash, Pelatiah Mills, Joseph White, Thomas Johnson, Seth Wetmore, Benjamin Stillman, Joseph Southmayd, Thomas Hart, Joseph Hooker, John Hooker, Solomon Whitman, Jared Lee, Joseph Wilcox the 2d, Jonathan Hale, Hezekiah Brainard, Joseph Wells, Joseph Spencer, Daniel Cone, Nathaniel Foot, Charles Bulkley, Epaphras Lord, John Waterous, Joseph Phelps, John Phelps, Samuel Gilbert, Alexander Phelps, Thomas Pitkin, Zebulon West, Samuel Kent the 2d, Ephraim Terry, Samuel Dwight, John Mirick, Daniel Aldin, Jonathan Hills, Jonathan Belding, John Owen, Joseph Hart, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint Benjamin Hall, John Fowler, John Hubbard, Elihu Chauncey, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum for the county of New Haven the year ensuing.

This Assembly do appoint James Wadsworth, Isaac Dickerman, John Prout, Deodate Davenport, Isaiah Tuttle, Chauncey Whittlesey, Robert Treat, Nathan Baldwin, John Russell, Jonathan Russell, Nathaniel Harrison, Josiah Rogers jun<sup>r</sup>, Timothy Stone, Theophilus Rossiter, Samuel Robinson, Nathaniel Ruggles, John Graves, James Wadsworth jun<sup>r</sup>, Samuel Hall, Elihu Hall, Ezekiel Royce, John Hall jun<sup>r</sup>, Samuel Bassett, Timothy Russell, Samuel Riggs, Daniel Holbrook, Thomas Clark, John Southmayd, Thomas Matthews, Samuel Sherman, Thomas Brounson jun<sup>r</sup>, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint John Griswold, Christopher Avery, Isaac Huntington, Richard Lord, Jeremiah Miller, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum for the county of New London the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Elnathan Stevens, Pigan Adams, Jonathan Lane, Joseph Wilcox, Nathaniel Clark, Jedidiah Chapman, John Tulley, Ambrose Whittlesey, Samuel Dimock, Daniel Ely, Benjamin Lee, Samuel Ely, John Lay the 3d, Joshua Hempstead, Daniel Coit, Joshua Raymond, Adonijah Fitch, David Gardner, Luke Perkins, William Williams, Nathan Smith, Ebenezer Avery, Joseph Dennison, Simeon Minor, Samuel Prentice, Nehemiah Palmer, Samuel Morgan, Samuel Coit, William Witter, Jabez Hide, Ebenezer Backus, William Whiting, Jabez Huntington, Elihu Fitch, Aaron Eliot, Esq<sup>rs</sup>, Justices of the Peace in and for the county of New London the year ensuing.

This Assembly do appoint Jonathan Hoit, David Rowland,

Samuel Fitch, John Read, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum for the county of Fairfield the year ensuing.

This Assembly do appoint Samuel Adams, Robert Walker, Theophilus Nichols, Robert Fairchild, William Peet, Ichabod Lewis, William Burr, Moses Dimon, Samuel Sherwood, James Lockwood, Joseph Platt, Theophilus Fitch, Jonathan Maltbie, Abraham Davenport, Nathaniel Peck, Ebenezer Mead, Samuel Olmsted, Samuel Smith the 3d, Thomas Benedict, Samuel Gregory, Thomas Towsey, Caleb Baldwin, Ephraim Hubbell, Elias Betts, Esq<sup>rs</sup>, Justices of the Peace in and for the county of Fairfield the year ensuing.

This Assembly do appoint Shubael Conant, John Dyar, Jabez Fitch, Joshua West, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum for the county of Windham the year ensuing.

This Assembly do appoint Ebenezer West, Joseph Leavens, John Creary, Joseph Cady, Ebenezer Wales, Nathaniel Huntington, Samuel Danielson, Nathaniel Wales, James Bicknell, Joseph Fowler, John Smith, Eliphalet Dyar, Joseph Clark, Phineas Strong, William Metcalf, Joseph Holland, Samuel Chandler, Thomas Chandler, Henry Bowen, Joseph Strong jun<sup>r</sup>, Benjamin Wheeler, Timothy Sabin, Jacob Dresser, Jeremiah Keeney, Joseph Stores, Silas Long, Ezekiel Pierce, Stephen Fuller, Samuel Gray, John Douglass, Robert Dixon, Ebenezer Williams, Jedidiah Elderkin, William Osgood, Esq<sup>rs</sup>, Justices of the Peace in and for the county of Windham the year ensuing.

This Assembly do appoint Ebenezer Marsh, Noah Hinman, Elisha Sheldon, Increase Mosely, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum for the county of Litchfield the year ensuing.

[280] This Assembly do appoint John Williams, Joseph Minor, David Whitney, John Beach, Thomas Harrison, Timothy Collins, Paul Welch, Cyprian Webster, Timothy Hatch, Samuel Hutchinson, Hezekiah Hooker, Daniel Castle, Gideon Thompson, Daniel Sherman, George Holloway, John Ransom, Isaac Kellogg, John Beebe, James Landon, Bushnel Bostwick, Ebenezer Lyman, Roger Sherman, Esq<sup>rs</sup>, Justices of the Peace in and for the county of Litchfield the year ensuing.

This Assembly do establish and confirm Mr. Lemuel Hull to be Captain of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Pierson to be Lieutenant of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.



This Assembly do establish and confirm Mr. Jeremiah Nettleton to be Ensign of the 12th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Adams to be Captain of the 2d company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Dyar to be Lieutenant of the 2d company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Butt to be Ensign of the 2d company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Case to be Ensign of the company or trainband in the town of Tolland, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Durke to be Captain of the 6th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Kingsberry to be Lieutenant of the 6th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jacob Woodward to be Ensign of the 6th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Thrall to be Lieutenant of the 2d company or trainband in the town of Bolton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Stephen Johns to be Ensign of the 2d company or trainband in the town of Bolton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Henry Silsby to be Ensign of the 3d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joel White to be Captain of the 1st company or trainband in the town of Bolton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Roger Loomis

to be Lieutenant of the 1st company or trainband in the town of Bolton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Curtis jun<sup>r</sup> to be Captain of the north company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elnathan Chancey to be Lieutenant of the north company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Bavi Seymour to be Ensign of the 10th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abraham Pinney to be Captain of the north company or trainband in the first society in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Owen to be Lieutenant of the north company or trainband in the first society in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Matthew Adams to be Ensign of the north company or trainband in the first society of the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Olcott to be Lieutenant of the company or trainband in the town of New Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jehiel Benton to be Captain of the 1st company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Andruss to be Lieutenant of the 3d company or trainband in the west parish in the town of Fairfield, and order that he be commissioned accordingly.

[281] This Assembly do establish and confirm Mr. Samuel Hubbell to be Lieutenant of the first company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jehiel Barnum to be Ensign of the 1st company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Pinney to be Captain of the 7th company or trainband in the

town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Charles Elsworth to be Lieutenant of the 7th company or trainband in the town of Windsor, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Matthew Hide to be Captain of the 3d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Peck to be Lieutenant of the 3d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Edgerton to be Ensign of the 3d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezekiel Pierce to be Captain of the 1st company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Coit to be Lieutenant of the 1st company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Bradford to be Ensign of the 1st company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Griswold to be Lieutenant of the 2d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Backus to be Ensign of the 2d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Phineas Chapman to be Lieutenant of the 1st company or trainband in the west parish in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Stone to be Captain of the 2d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Pendleton to be Lieutenant of the 2d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Crittenden to be Ensign of the 2d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ichabod Scranton to be Lieutenant of the 6th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Hill to be Ensign of the 6th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Swift to be Captain of the 2d company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Lee to be Lieutenant of the 2d company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abel Comstock to be Ensign of the 2d company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Brace to be Lieutenant of the company or trainband in the town of Harwinton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Wheeler to be Captain of the 8th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James How to be Lieutenant of the 8th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Shephard to be Ensign of the 8th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Simon Abel to be Ensign of the 7th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Baldwin to be Captain of the 2d company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Israel Hewit jun<sup>r</sup> to be Lieutenant of the 2d company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Prentice to be Ensign of the 2d company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Cooley to be Ensign of the 2d company or trainband in the west parish in the town of Fairfield, and order that he be commissioned accordingly.

[282] This Assembly do establish and confirm Mr. Joseph Eaton to be Quarter-Master of the troop of horse in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Shaler to be Ensign of the 3d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Holmes to be Captain of the 6th company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Palmer to be Lieutenant of the 6th company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Brown to be Ensign of the 6th company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Bradford to be Captain of the 3d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Viber to be Lieutenant of the 3d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Simeon Raymond to be Ensign of the 2d company or trainband in the town of Norwalk, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Lawrence to be Captain of the 1st company or trainband in the 1st regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Rogers to be Lieutenant of the 1st company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Harris to be Ensign of the 1st company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Dudley to be Lieutenant of the 14th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Blachley to be Ensign of the 14th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Kellogg to be Lieutenant of the 4th company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Blackman junr to be Lieutenant of the 2d company or trainband in the town of New Town, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Mallery to be Ensign of the 2d company or trainband in the town of New Town, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hiel Buell to be Cornet of the troop of horse in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Doolittle to be Lieutenant of the north company or trainband in the parish of New Cheshire in the town of Wallingford, and order that he be commissioned accordingly.

[283] This Assembly do establish and confirm Mr. Ebenezer Bunnell to be Ensign of the north company or trainband in the parish of New Cheshire in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Camp to be Captain of the troop of horse in the 9th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Marvin

to be Lieutenant of the troop of horse in the 9th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Wescott to be Cornet of the troop of horse in the 9th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hezekiah De-forest to be Quarter-Master of the troop of horse in the 9th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Worthington to be Captain of the 2d or south company or trainband in the town of Colchester, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Wells to be Ensign of the 2d or south company or trainband in the town of Colchester, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Deliverance Painter to be Captain of the company or trainband in West Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Platt to be Lieutenant of the company or trainband in West Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jared Spencer to be Captain of the 2d company or trainband in the parish of Millington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John McCall to be Lieutenant of the 2d company or trainband in the parish of Millington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Cone to be Ensign of the 2d company or trainband in the parish of Millington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Loomis jun<sup>r</sup> to be Lieutenant of the company or trainband in the parish of Goshen in the town of Lebanon, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Bascomb to be Ensign of the company or trainband in the parish of Goshen in the town of Lebanon, and order that he be commissioned accordingly.

*Resolved by this Assembly,* That the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, John Chester, Daniel Edwards, Joseph Buckingham and John Ledyard, Esq<sup>rs</sup>, or any three of them, be a committee with full power, and they or any three of them are hereby fully

impowered, to examine, liquidate, adjust, settle, and give needful orders for the payment of the several accounts hereafter mentioned, *viz* :

*First*, The said committee to examine and adjust accounts with the Treasurer of the Colony for all payments he hath already made for the expences of this Colony in defence of the frontiers of this and the neighbouring governments, and bring the account of such expences into a plain and regular form, and go on to examine, liquidate, and draw orders on the Treasurer for the payment of, and keep the accounts relating to the aforesaid expences already incurred or that may be needful for the defence of the frontiers aforesaid in the current year.

*Secondly*, The said committee to examine and adjust accounts with the Treasurer of this Colony for all payments already made by him to all and every person or persons for expences of this Colony for removing and preventing the encroachments of the French on his Majesty's territories in North America and those occasioned by the intended expedition to Crown Point, and draw the account of such expences into a plain and regular form, and proceed to examine, liquidate and draw orders on the Treasurer for the payment of and keep all accounts relating to the aforesaid expences of this Colony for preventing and removing the encroachments of the French aforementioned.

*Thirdly*, The said committee to draw off from the Treasurer's books, or the receipts in his office, the accounts of all the several sums of money already received by the several commissaries improved in providing for the forces raised in this Colony for the intended expedition to Crown Point. And hereafter the said commissaries are directed to apply to said committee for orders, and the said committee are hereby impowered to draw orders on the Treasurer for such sum or sums of money as may be needed or used for said service. And the said committee are directed and hereby impowered to ex-  
[284] amine, liquidate and fully settle the accounts || of all the aforesaid commissaries, and where a ballance shall be found due to the Colony from any of said commissaries the said committee shall certify it to the Treasurer, that upon the payment thereof the Treasurer may, and he is hereby directed to give his receipt therefor accordingly.

*Fourthly*, The said committee to keep a true and just account of all orders drawn by them on the Treasurer, *viz*: the date, name of the person to whom payable, and the sum to be paid, and where it is a muster-roll or roll of billeting the date of the roll, name of the commander or captain of the com-



pany, and the total sum at the foot of the account, and keep the whole of their accounts in regular form.

*Resolved by this Assembly,* That Jonathan Trumble, Elihu Chauncey, and John Ledyard, Esq<sup>rs</sup>, be appointed, and they are appointed, to proceed and finish the auditing of the Colony accounts with the Treasurer of this Colony, and report their doings thereon to this Assembly to be held at New Haven in October next.

An Act for altering the Time for holding the County Court in the County of Litchfield.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That from and after the first day of January next the stated time for holding the county court at Litchfield in and for the county of Litchfield, instead of the fourth Tuesday in December, shall be the fourth Tuesday of September annually; any law, usage or custom to the contrary notwithstanding.

Whereas it is represented to this Assembly that there hath been sundry tracts of land granted and sold by order of this Assembly on the west side of Ousatunnock River and lately annexed to the township of Kent, and that the grantees and purchasers thereof have no patents under the seal of this Colony therefor: Resolved by this Assembly, that his Honour the Governor and the Secretary of this Colony be empowered, desired and directed, and they are hereby empowered, desired and directed, to execute patents of such lands so granted or purchased to such purchasers as shall apply for the same, under the seal of this corporation, in the name of the Governor and Company of this Colony. The whole cost thereof to be paid by those persons that apply for the same.

Whereas it may sometimes be difficult to have three gentlemen of the Committee of the Pay-Table together, to allow and give orders to the Treasurer for the payment of such accounts as may be brought in to them: Resolved by this Assembly, that any two of said committee settling and allowing such accounts and drawing order or orders to the Treasurer for the payment thereof shall be sufficient warrant to him to pay the same.

Upon the representation of Col. Joseph Fowler, agent for the Governor and Company, of a note given to the Governor and Company by David Nevins, of Canterbury in Windham county, for that the said Nevins gave his note of hand for one hundred pounds old tenor bills of credit on this Colony when the same should have been only for fifty pounds, and that judgment upon said note by the said Nevins has been

confess'd before Jonathan Trumble, Esqr, Assistant, for the said sum of £100 with interest: Resolved by this Assembly, that in case the said sum of fifty pounds like bills, with the proper interest thereof, be paid to the said Joseph Fowler, with cost that has risen thereon, in convenient time, the said judgment thereby be deemed satisfied.

This Assembly do establish and confirm Mr. Richard Hide to be Captain of the 11th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Hide to be Lieutenant of the 11th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Baldwin to be Ensign of the 11th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

[285] Upon the petition of Jedidiah Mills, of Derby in the county of New Haven, shewing to this Assembly that Nathan Sherwood, of Ridgfield in the county of Fairfield, brought his action of account against the petitioner to the county court holden at Fairfield in said Fairfield county on the third Tuesday of November 1753, demanding twenty-five pounds lawful money damages, and that the same being put to auditors who found three pounds eleven shillings lawful money in favour of the said Sherwood, and that said case by legal remove and continuance came to the county court at said Fairfield in November 1754, at which said court on a silent demurrer rendered judgment in said case for the whole demands in said writ, and the same action by appeal came to the September\* Court in said Fairfield in February last past, and the petitioner by mistake neglected to enter said appeal, and the said Sherwood entered for affirmance of said former judgment, and the said superior court gave judgment in said case against the petitioner in favour of said Sherwood for said sum of twenty-five pounds lawful money for damages and cost taxed at seven pounds fourteen shillings and nine pence lawful money, and that execution was awarded thereon and paid by the petitioner; and praying for a new tryal in said case in the superior court at Fairfield in August next, and that said superior court be impowered and directed to award execution against said Sherwood for so much of the said money as shall not be found due to him on said tryal: Resolved by this Assembly, that the petitioner have liberty of another tryal of said case

---

\**Sic.* Read Superior.

at the superior court to be holden at Fairfield in and for the county of Fairfield on the last Tuesday save one of August next, and that the future cost only follow the judgment; and that the said superior court is hereby impowered and directed to award execution for the said money paid by the petitioner, or so much thereof as shall be found due to him on said tryal.

Upon the petition of John Simpson, of New London, representing that at the superior court held at Norwich in March last Andrew McKenzie, of said New London, obtained a final judgment against him for the sum of £1827 6s. 0d. lawful money, and for cost; that said judgment was exorbitant and, as to the greater part thereof, unjust; that such exorbitant recovery happened from his being unexpectedly fail'd of the advantage of sundry material witnesses in said tryal, &c.; and praying a reversal of said judgment and liberty of a new tryal of said cause at the next superior court at New London, &c.: Resolved by this Assembly, that the petitioner have liberty of another tryal of said action at the superior court to be holden at New London in September next, and that the whole cost follow the judgment on such tryal to be given.

Upon the petition of John Fowle, of Norwalk in the county of Fairfield, representing that Samuel Belding, of said Norwalk, obtained judgment before the adjourn'd county court held in Fairfield on the fourth Tuesday of January last past against him for the sum of one hundred and forty pounds debt and about thirty pounds cost, and upon agreement of the parties lodged in the hands of said Belding, goods, *viz*: a riding chair and silk, more than enough to answer said judgment, to be disposed of for answering said judgment and the remainder of the same, or the avails thereof, to be returned to the petitioner, and that the said Belding keeps the same and refuses to make disposition thereof and to make any return; praying for relief, as by the petition thereof on file appears: Resolved by this Assembly, that in case the said John Fowle pay and satisfy or tender unto the said Samuel Belding the sum of said judgment, both debt and cost, with the lawful interest therefor from the date of said execution, within two months after the rising of this Assembly, that then the said Belding shall redcliver unto the said John Fowle the said chair and silk delivered unto him as aforesaid, or in default thereof (in case the said Fowle pays or tenders, as aforesaid,) that then the said Belding shall forfeit and pay unto the said John Fowle the sum of fifty pounds lawful money.

Upon the petition of Epaphras Lord, Esqr, and Abigail

Bulkly, of Colchester, administrators on the estate of John Bulkly, Esqr, late of said Colchester, deceased, shewing to this Assembly that Joshua Babcock, Esqr, of Westerly, brought his action against the petitioner to Hartford adjourn'd county court January 4th Tuesday 1754, on a certain bill of exchange, per writ dated the 5th of said January, which action had its final tryal at the superior court held at Hartford in September last on a demurrer to the declaration; complaining of error in the judgment of said superior court; praying to have said judgment of said superior court set aside and for liberty of a new tryal of said cause, &c., as by the petition may more fully appear: Resolved by this Assembly, that manifest error hath intervened in rendering said judgment as complained of. Therefore this Assembly doth hereby reverse and set aside said judgment of said superior court and grant the petitioners [286] liberty || of another tryal of said case at the superior court to be held at Hartford on the first Tuesday of September next, and that all cost follow the final judgment that shall be rendered in said case.

Upon the petition of Jonathan Huntington, of Norwich in the county of New London, shewing and representing to this Assembly that Christopher Latham and John Baley junr, of Groton in said county, brought their action against the petitioner on charter-party, &c., which action came to a final tryal at the superior court in September last, and in the tryal of said case the petitioner was providentially deprived of sundry evidences, &c.; praying for another tryal of said cause at the superior court in September next: Resolved by this Assembly, that the petitioner have liberty of another tryal of said cause at the superior court to be holden at New London within and for said county on the fourth Tuesday of September next.

Upon the memorial of Israel Beardslee, of Stratford in the county of Fairfield, representing that his bond of recognizance entered into by himself together with Josiah Beardslee and Benjamin Beardslee for the appearance of the said Israel Beardslee before the superior court held in Fairfield on the last Tuesday save one of February 1754, to answer unto a presentment of said Israel for uttering counterfeit bills of credit, —said bond being taken before Samuel Adams, Esqr, justice of peace, for the sum of three hundred pounds lawful money, and being forfeited and a *scire facias* thereon being issued, and an action thereupon now depending and to be tried before the superior court to be held in Fairfield in the county of Fairfield on the last Tuesday save one of August next, that the

same is very large ; praying that the same may be abated and chanced down to a smaller sum, as by his memorial on file appears: Resolved by this Assembly, that said bond be chanced down to the sum of fifty pounds lawful money. And it is granted, enacted and ordered, that the superior court to be held in Fairfield in and for the county of Fairfield that shall have cognizance of said action upon *scire facias* on said bond shall upon rendering judgment therein chance said bond down to the sum of fifty pounds lawful money, and render judgment thereon accordingly.

Upon the memorial of Sarah Pike and John Pike, of Canterbury, administrators on the estate of John Pike late of said Canterbury, deceast, shewing to this Assembly that the moveable estate of said deceast amounts to the sum of £2292 16s. 3d. old tenor, and that the debts, charges, &c., due from said estate amounts to the sum of £5260 3s. 5d. old tenor, and that there is the sum of £2967 7s. 2d. old tenor more to pay than there is moveable estate to pay ; praying to this Assembly to have liberty and be impowered to sell so much of the lands or real estate of said deceast as to pay said sum of £2967 7s. 2d. old tenor: Resolv'd by this Assembly, that the said Sarah and John Pike, said administrators, be directed, and they are hereby authorized and fully impowered, to sell so much of the real estate of said deceast as to pay the said sum of £2967 7s. 2d. with the necessary charges arising thereon, and taking the directions of the court of probates for the district of Plainfield therein.

Upon the memorial of Abigail Clark, of Milford in the county of New Haven, administratrix on the estate of her late husband George Clark junr, of said Milford, deceased, representing to this Assembly that the debts due from the estate of the said deceased surmount the personal estate the sum of seven hundred sixty-six pounds seven shillings and seven pence half-penny lawful money, and praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to answer said debts: Resolved by this Assembly, that the memorialist be, and hereby is, impowered to sell so much of the real estate that the said George Clark died seized of as shall amount to the sum of £766 7s. 7½d. lawful money for the answering said debts with the incident charges arising on such sale, taking the advice of the judge of the court of probate for the district of New Haven therein.

Upon the memorial of Gideon Roots, of Woodbury in the county of Litchfield, administrator on the estate of David Roots late of said Woodbury, deceased, shewing to this As-

[287] ssembly that the debts due from said estate || surmount the moveable estate the sum of £379 14s. 3d., and praying for liberty to sell so much of the deceast's real estate as may pay the said sum : Whereupon it is resolved by this Assembly, that Increase Mosely, Esq<sup>r</sup>, of Woodbury, be appointed and impowered to make sale of the deceased's lands as prayed for, together with the incident charges arising on the sale thereof, taking the advice of the court of probate in the district of Woodbury on the sale thereof.

Upon the memorial of the inhabitants of the first society of Pomfret, by their agent Mr. Thomas Mather, representing to this Court that at the county court held in the county of Windham in June last a motion was made for a committee to affix a place for a meeting-house in said society, which was granted, and that the place affixt by said committee doth discommode the greater part of said inhabitants ; moving to this Assembly for another committee, &c. : Resolved by this Assembly, that Col. Christopher Avery, of Groton, Zebulon West, of Tolland, and Joseph Spencer, of East Haddam, Esq<sup>rs</sup>, be a committee, and they are hereby appointed a committee, to repair to said society of Pomfret and after having notified all persons concern'd, and view'd the circumstances, and heard them, &c., to affix and ascertain the place for building a meeting-house in said society, and make return of their doings to the Assembly in October next.

Upon the memorial of Thomas Barns, of Sharon, representing that he had quieted the claim of the Indians to a certain tract of land in said Sharon made by them, notwithstanding the same was within the patent of this government to said Sharon proprietors, at the expence of fifty-two pounds and ten shillings New York money and eight pounds old tenor bills of credit ; praying a consideration and allowance therefor, &c. : Resolved by this Assembly, that the said Thomas Barns shall be allowed and paid out of the public monies of this Colony the sum of forty pounds and one shilling lawful money, on account of his purchases made of said Indians and quieting their claim to said lands in the town of Sharon as aforesaid.

Upon the memorial of Elizabeth Bigelow, executrix to the last will and testament of Josiah Bigelow, late of Hartford in the county of Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the moveable estate of said deceased the sum of £18 3s. 11d. lawful money, and also praying to this Assembly that she may have liberty to sell lands : Resolved by this Assembly, that the said memorialist have liberty, and she

is hereby impowered to sell so much of the real estate of said deceased as to pay and satisfy the said sum of £18 3s. 11d. lawful money together with the incident charges arising on said sale; taking the direction of the court of probate for the district of Hartford therein.

On the memorial of Prudence Delano, of Tolland, administratrix on the estate of Jabez Delano late of said Tolland, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the inventory'd per-[288] sonal estate || of said deceased the sum of £268 7s. 8d. proclamation money; thereupon praying liberty of this Assembly to sell so much or all of the real estate of said deceased as shall amount to said sum with cost and incident charges of said sale: Whereupon it is resolved by this Assembly, that the said Prudence and Ichabod Griggs have liberty, and they are hereby impowered, to sell so much of the real estate of the said deceased as shall amount to the said sum of £268 7s. 8d. proclamation money with cost and incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Thankful Fairchild, administratrix on the estate of Thomas Fairchild late of Haddam, deceased, shewing to this Assembly that she exhibited to the court of probate in the district of Middleton a further account of debts due from said estate, which were not known when she settled her former accompts, which accounts are allowed by said court and amount to the sum of £133 3s. 2d. old tenor, &c.; and praying for liberty to sell so much of the real estate of the said deceased as will amount to the aforesaid sum, to pay said debts and incident charges arising on said sale: Resolved by this Assembly, that liberty be and liberty is hereby granted to sell so much of the real estate of the said deceased as will amount to the said sum of £133 3s. 2d. old tenor, to pay said debts and charges aforesaid as prayed for. And Mr. John Camp jun<sup>r</sup>, of Durham, is hereby authorized and impowered to make sale thereof accordingly, taking the direction of the court of probates in the district of Middleton therein.

Upon the memorial of John Wooding, of New Haven town and county, representing to this Assembly that he, said Wooding, being appointed by the county court in the county of New Haven conservator of the person and estate of Samuel Cooper of said New Haven, hath expended for the support of the said Cooper and his wife the sum of £408 13s. 1d. old tenor accepted by the county court, and that the said Cooper is now and like to be a continual charge, and has no personal estate

to pay said debt; praying that this Assembly would grant liberty to the said Wooding to sell so much of the real estate of the said Cooper as shall amount to the sum aforesaid: Resolved by this Assembly, that the memorialist have liberty, and he is hereby impowered, to sell so much of the real estate of the said Cooper as shall amount to the said sum of £408 13s. 1*d.* old tenor and also the incident charges that shall arise on the sales thereof.

Upon the memorial of Elizabeth Love, of Woodbury in the county of Litchfield, administratrix on the estate of Thomas Love late of said Woodbury, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate the sum of £10 7s. 2*d.*, and praying for liberty to sell so much of the deceast's land as shall raise the said sum: Resolved by this Assembly, that Increase Mosely, Esq<sup>r</sup>, of said Woodbury, be appointed and impowered to sell so much of the said lands as shall pay the said sum with the cost arising on the sale thereof; taking the advice of the court of probate in the district of Woodbury in the sale thereof.

[289] Upon the memorial of James Dyar and Waightstill Davenport, administrators on the estate of Charles Davenport, deceast, shewing to this Assembly that the moveable estate of said deceast amounts to no more than the sum of £1503 18s. 6*d.* old tenor, and that the debts &c. due from said estate amounts to the sum of £4748 19s. 5*d.* old tenor, so that there is the sum of £3245 0s. 11*d.* old tenor more to pay than there is moveable estate: Resolved by this Assembly, that the said James Dyar and Waightstill Davenport have liberty, and they are hereby impowered, to sell so much of the real estate of said deceast as to pay the sum of £3245 0s. 11*d.* old tenor and the necessary charges arising thereon; taking the directions of the court of probate in the district of Plainfield therein.

Upon the memorial of Daniel Bissel and Jerusha Wadsworth, executors of the last will and testament of Joseph Wadsworth late of Windsor, deceased, shewing that one Thomas Marks mortgaged to the Governor and Company of this Colony two hundred and twenty-two acres of land situate in Middleton, and that a right of redemption of one hundred and ten acres of said land was in the heirs of said Joseph Wadsworth, and that said land was mortgaged on the 12th day of December 1734, for the payment of £222 10s. 0*d.* Connecticut bills of credit old tenor into the treasury of this Colony; praying for proper relief, as per their memorial on file appears: Resolved by this Assembly, that when the agent



of this Colony for the county of Hartford shall have received the full half part of said £222 10s. 0*d.* principal and interest due on the mortgage and by bonds given therefor, all in Connecticut bills old tenor, that then said agent is hereby directed and impowered to sell said remaining half (sold to said Joseph Wadsworth as abovementioned) according to the directions of the act of Assembly in such case provided, and the overplus of said principal and interest as aforesaid and charges arisen thereon shall be paid to said executors for the use and benefit of the heirs of said Joseph Wadsworth, deceased.

Upon the memorial of Susannah Dickenson, of Weathersfield in the county of Hartford, administratrix on the estate of Eliphalet Dickenson late of said Weathersfield, deceased, shewing to this Assembly that the debts due from said estate surmounts the personal estate of said deceased the sum of £113 2s. 2*d.* old tenor bills, and thereupon praying for liberty of this Assembly to sell so much of the real estate of said deceased as to make said sum with the incident charges arising thereon: Resolved by this Assembly, that the memorialist, with Thomas Curtiss of Weathersfield aforesaid, be and are hereby impowered to sell so much of the real estate of the said deceased, taking the advice and direction of the court of probate for the district of Hartford therein, as to make said sum of £113 2s. 2*d.* and the incident charges arising thereon.

Upon the memorial of Azubah Benham, administratrix on the estate of Samuel Benham, late of Farmington in the district of Hartford, deceased, representing that the debts and charges due from the estate of the said deceased surmount the moveable estate of the said deceased £46 12s. 1*d.* lawful money; prays for liberty of the sale of so much of the real [290] estate of the said deceased || as will pay said sum: Resolved by this Assembly, that the memorialist have liberty, with Mr. Robert Cook of Farmington, to make sale of so much of the real estate or land of the said deceased as will raise said sum of £46 12s. 1*d.* lawful money with the necessary charge of sale; taking the direction of the judge of the court of probate for the district of Hartford therein.

Upon the memorial of the selectmen of the town of Danbury, humbly shewing to this Assembly that since the order of this Assembly in May last for selling of three hundred pounds worth of the land of Ebenezer Barnum, an indigent person of said Danbury, they have been obliged to expend out of the town stock towards the support and in taking care

of said Ebenezer Barnam and family, over and above the said three hundred pounds worth, in old tenor the sum of eighty pounds, and that the circumstances of the said Ebenezer is still as deplorable as ever and never like to be otherwise, and that there is still land belonging unto the said Ebenezer in said Danbury; praying this Honourable Assembly that they, or some other meet person, may be impowered to sell four hundred pounds worth of said land for repaying the said eighty pounds and the further support of the said Ebenezer and family: This Assembly orders and impowers the said selectmen, *viz*: Daniel Starr, Thomas Barnum jun<sup>r</sup>, and Comfort Hoyt, to sell of the land abovesaid to the amount of four hundred pounds old tenor money, to be improved for use abovesaid.

Upon the memorial of Simon Huntington, Samuel Tracy, &c., selectmen of the town of Norwich, shewing to this Assembly that there is a small freehold estate containing about eleven acres of land in said Norwich, belonging to one Emerson Hunt of said Norwich, who is an idiot, altogether incapable of taking care of himself or making any disposition of his estate himself, and is under the care and at the charge of the said selectmen of Norwich; praying for liberty to sell the said land of the said Hunt for his support: Resolved by this Assembly, that Mr. Ebenezer Hartshorn, of said Norwich, be appointed, and he is hereby appointed and impowered, to sell all the said land of the said Emerson Hunt, and that the money be improved by the selectmen of said Norwich towards the support and maintenance of him, the said Emerson Hunt.

Upon the memorial of Susannah Hill, administratrix on the estate of Joseph Hill jun<sup>r</sup>, late of Glassenbury in Hartford county, deceased, representing to this Assembly that the debts, charges and necessaries allowed by the court of probate for the district of Hartford, surmount the moveable estate of said deceased the sum of £265 1s. 10*d.* old tenor, and that the real estate of said deceased being but one acre and buildings thereon, inventoried only at £390 old tenor, and the selling of but part thereof would not only prove very much to the disadvantage of the buyer of such part of the same but entirely so to the heirs of the said Joseph Hills; praying this Assembly that the whole of said real estate might be sold, and after paying said sum of £265 1s. 10*d.* with incident charges of sale the overplus might be improved for the best [291] advantage of the said heirs, || and that some suitable person be appointed and impowered to make sale of said real

estate and improvement of said money: Resolved by this Assembly, that the whole of said real estate be sold, and the money raised thereby be improved as prayed for, and that Mr. John Kimberly of said Glassenbury be, and he is hereby, appointed and fully impowered to make sale of the whole of said real estate, and give and execute an authentick deed of sale for said estate to the purchaser, and pay the sum of £265 1s. 0d. debts and the charge arising on said sale, and the residue of the said money to be disposed of for the best advantage of the said heirs; taking the direction of the court of probate in the district of Hartford therein.

On the memorial of Experience Hoit, executrix of the last will and testament of Stephen Hoit, late of Guilford, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount his personal estate the sum of two hundred and thirty-two pounds nineteen shillings and five pence old tenor money; praying that Mr. Phineas Meigs, or some other meet person, may be appointed to sell so much of the real estate of said deceased as shall be sufficient to pay said sum, &c.: Resolved by this Assembly, that the said Phineas Meigs be appointed, and he is hereby impowered, to sell so much of the real estate of the said deceased as shall be sufficient to pay said sum together with the necessary charges arising by said sale; taking direction of the court of probate for the district of Guilford therein.

On the memorial of Lois Tyler, of Sharon in Litchfield county, administratrix of the estate of Timothy Tyler late of said Sharon, deceased, shewing to this Assembly that the debts due from the estate of the said Timothy Tyler surmount his personal estate (exclusive of the widow's necessaries) the sum of one thousand eight hundred and ninety-seven pounds eight shillings and four pence old tenor bills of credit; praying this Assembly to grant leave and license to the memorialist, with the assistance of some suitable person or persons, to sell so much of the real estate of the said deceased as shall enable the memorialist to pay and discharge said surplusage of said debts and the charges arising upon said sale: Resolved by this Assembly, that John Williams, Esq<sup>r</sup>, of said Sharon, together with the memorialist, be hereby impowered to sell so much of the real estate of the said Timothy Tyler, deceased, as shall be sufficient to pay and discharge the said sum of one thousand eight hundred and ninety-seven pounds eight shillings and four pence, the surplusage of the debts of the said deceased above his personal estate as aforesaid, together with the neces-

sary charge that shall arise by such sale; taking the advice of the court of probate for the district of Litchfield therein.

Upon the petition of Phinehas Lyman, Roger Wolcott junr, Samuel Gray, Abram Davenport, Esqrs, and others their associates to the number of about eight hundred and fifty, known by the name of the Susquehannah Company, by their agents George Wyllys, Daniel Edwards, Samuel Talcott, Thomas Seymour, and Eliphalet Dyar, representing that this Colony according to the express limits of its royal charter is in extent from the Narragansett Bay on the east to the South Sea to the west, and from the sea-shore on the south to the line of the Massachusetts Province on the north; that within and towards the western parts of its limits are, and time immemorial have been, large numbers of the Indian natives, commonly called the Six Nations, dwelling, improving and claiming a large extent thereof; that a certain large parcel of such their claim situate and lying on the waters of the Susquehannah, about seventy miles north and south, and from about ten miles east of said river extending westward two degrees of longitude they, said Nations, finding not necessary for their own use have, for very valuable considerations, been induced to re-[292] linquish and sell to the said petitioners; and that || some well ordered plantation in so near a neighbourhood to said Nations might most likely be a means to cement and fix them in friendship with his Majesty's subjects, and that they, the said Indian Nations, are desirous such settlement might be promoted and carried on, as being conducive to their interest and safety; and thereupon praying the consent of this Assembly that his Majesty, if it be his royal pleasure, grant said lands to the petitioners and their associates, thereon to erect and settle a colony for the more effectual securing said Indians in his Majesty's interest and defence of his Majesty's dominions in North America, with liberty of further purchases of said Indians to said purpose, as occasion may be: Resolved by this Assembly, that they are of opinion that the peaceably and orderly erecting and carrying on some new and well regulated colony or plantation on the lands abovesaid would greatly tend to fix and secure said Indian nations in allegiance to his Majesty and friendship with his subjects, and accordingly hereby manifest their ready acquiescence therein, if it should be his Majesty's royal pleasure to grant said lands to said petitioners and thereon erect and settle a new colony in such form and under such regulations as might be consistent with his royal wisdom, and also take leave humbly to recommend the said petitioners to his royal favour in the premises.

On the memorial of Ebenezer Williams, of Pomfret in the county of Windham, shewing to this Assembly that his honoured father, Mr. Ebenezer Williams, late of Pomfret, deceased, in his life time wrote and made a certain writing purporting a will, in the words following, *viz*: The last will and testament of Ebenezer Williams, of Pomfret in the county of Windham in the Colony of Connecticut in New England, clerk, hereby revoking and making void all other and former wills. And principally, and in the first place, I commend my soul into the hands of our Lord Jesus Christ, trusting in his merits for eternal life, and my body to the earth, to be decently interr'd at the discretion of my executrix and my executors hereinafter named. And touching such worldly estate as it hath pleased God to bless me with in this life, I give and dispose of in the following manner and form: After all my just debts and funeral charges are by my executors contented and paid, 1<sup>mo</sup>, to my beloved wife, Penelope Williams, I give two hundred pounds in good bills of public credit of the old tenor and my negro man and woman, and also all my household goods and within-door moveables that I have not in and by this will herein and hereafter disposed of, to give and dispose of to whom and as she pleases, thô my desire is she would have a special regard to my daughter Huntington in what she shall see fit to give of said moveables to my children. And I also give to my said wife, for her support during her natural life, the east end of my dwelling house and cellar under it, and the improvement of one-third part of my real estate, and also my chair and tackling belonging to it, and the mare that goes in it. 2<sup>do</sup>, To my beloved son, Chester Williams, beside what I have already given him, I give to him, his heirs and assigns, the land I purchast of Benjamin Belknap, being part of Mr. Foyes three hundred acres as will appear by said Belknap's deed to me, reference thereto being had, and also one hundred acres of land which I have a deed of from Joseph Bowman, thô my will is that in case the said Joseph Bowman shall within one year after my decease pay to him my said son twelve hundred and forty pounds in good bills of public credit on the Colony of Connecticut with lawful interest for the same in like money from the day of my decease, that then he, my said son, shall quit his interest in and to the said hundred acres of land and the buildings thereon to the said Bowman, [293] and not otherwise. ¶ I also give to my son Chester Williams one hundred and fifty pounds in bills of public credit old tenor. Further I give to my son Chester all my Latin books and English folios, and a third part of my other books, and my papers and manuscripts, my wearing apparel, cane and

riding horse or mare and tackling. 3<sup>o</sup>, To my beloved daughter Hannah Huntington, beside what I have already given her, I give her nine hundred pounds in good bills of public credit, to be paid her within one year after my decease, and also one-third part of my books after her brother Chester has taken out the Latin books and English folios. 4<sup>o</sup>, To my beloved kinsman Nehemiah Scarborough, I give thirty pounds in bills of public credit old tenor, to be paid him when he comes of age, or in stock, as my son Ebenezer shall choose, whom my will is shall pay the said thirty pounds. 5<sup>o</sup>, To my beloved son Ebenezer Williams, and to his heirs and assigns, I give all my real estate that I have not in this my will before given to his brother Chester Williams. I also give to my said son Ebenezer Williams all my out-door moveables and husbandry tools, and one-third part of my books, the folios and Latin books excepted, and my silver tankard and watch after his mother's decease. Further my will is, that when my wife hath had her two hundred pounds, and my son Chester his hundred and fifty, and my daughter Hannah her nine hundred pounds, I say after these are taken out and my just debts and funeral charges paid, my will is the remainder of my personal estate, excepting the in-door and out-door moveables and what of my personal I have particularly above and within in this my will disposed of, be divided between my two sons, Ebenezer and Chester, my son Chester to have two-thirds and my son Ebenezer one. Moreover my will is, that in case either of my children die before me, that what I have in and by this will given them, or either of them, be to their several and respective heirs, as fully to them as it could or should have been to them in case they had survived me. And finally, my will is, that there be no inventory taken or any apprizement made of either my real or personal estate. And I do hereby constitute and appoint my beloved wife executrix, and my beloved sons Chester Williams and Ebenezer Williams sole executors of this my last will and testament. Sign'd, seal'd, publish'd and declar'd to be the last will and testament of the abovenamed Ebenezer Williams by the said Ebenezer Williams this            day.—— Which said writing the deceased fully purposed to have compleatly executed as his last will and testament, but by sudden death was prevented. Also further shewing, that the aforementioned Penelope Williams, widow and relict to said deceased, Chester Williams and Ebenezer Williams, sons to said deceased, and Jabez Huntington and Hannah Huntington his wife, which said Hannah is the daughter of said deceased, all of them legatees mentioned in the afore-recited instrument, and no other legal heirs to said deceased's

estate, they, each and every of them, sensible of the justice of the settlement designed by the said deceased Ebenezer Williams, in careful and exact conformity to said writing made by said deceased did make and duly execute a writing of agreement under the hands of them, the said Penelope Williams, Chester Williams, (who is since deceased,) Ebenezer Williams, Jabez Huntington and Hannah Huntington his wife, therein settling the said estate exactly according to the first-recited instrument written by said deceased; which said writing of agreement made and duly executed by the said widow and heirs to said deceased was by them acknowledged before the court of probates for the district of Pomfret and put upon record in the public records of said court. And thereupon further shewing, that the records and files of said court, wherein the aforementioned record and the original writing of agreement were entered and kept was consumed by fire in the house of John Throop of Woodstock in the county of Windham in the evening next after the fifth day of January last, when the said house with the records and files therein was by fire consumed to ashes, and thereby the said writing of agreement made by said parties and the record thereof, which was [294] the evidence of their several || and respective proportions to said deceased's estate was entirely lost; thereupon praying this Assembly to settle and confirm said estate of said deceased to the said widow and relict and the said heirs of said estate, in manner, form and proportion mentioned and expressed in the writing or instrument made and written by said deceased, agreeable whereto the said parties by their aforesaid writing of agreement had fully settled the said deceased's estate: Resolved by this Assembly, that the said Penelope Williams, widow and relict of said deceased, the heirs to the aforementioned Chester Williams, (deceased,) Ebenezer Williams, Jabez Huntington and Hannah Huntington his wife, they each and every of them, and their heirs, shall and may have, hold, possess and enjoy, the estate of said deceased Ebenezer Williams in manner and form as they, the said Penelope Williams, Chester Williams, Ebenezer Williams, Jabez Huntington and Hannah Huntington his wife, by their writing under their hands duly executed and acknowledged as aforesaid, they agreed to settle and did settle the said estate exact according to the aforerecited instrument written by said deceased Ebenezer Williams. And the said widow and heirs aforesaid their settlement and writing of agreement made and executed according to the tenor of said writing of said deceased and the true intent and meaning thereof, and the manner, form and proportion therein expressed appearing by said writing of the deceased, is hereby ratified

and fully confirmed, so that they, said widow and heirs to said deceased, and their heirs, shall have and hold said estate in manner, form and proportion, as in their said writing of agreement was expressed and by said writing of agreement still appears, and shall hereafter be understood fully and clearly to appear by said writing of said deceased. And it is hereby further ordered, that this act be fully and at large recorded in the public records of said court of probates, and that the copy thereof duly attested shall and may be full and compleat evidence of the right and title of each of said persons, named as aforesaid, to all and singular the estate to them therein expressed to be given respectively, and shall be received as such in all courts in all causes therein depending relative thereto.

Whereas Samuel Hazard, of the city of Philadelphia in the Province of Pensylvania, merchant, by his petition or memorial preferr'd to the Governor and Company of this Colony in the sessions of this present Assembly, hath shewn that he hath projected a scheme\* for settling a new colony within his Majesty's dominions, to begin at the distance of one hundred miles westward of the westerly boundaries of Pensylvania, and thence to extend one hundred miles to the westward of Mississippi, and to be divided from Virginia and Carolina by the great chain of mountains that run along the continent from the north-east to the south-west parts of America, and hath represented and set forth the ends and motives as well as the general plan thereof, and that as it is apprehended the said country, or a considerable part thereof, is situate and comprehended within the ancient lines and boundaries of the grant made by the royal charter given by his late Majesty King Charles the second to the Governor and Company of this Colony in the year of our Lord one thousand six hundred and sixty-two, so there may arise an objection against his proceeding in so important an undertaking unless the same be removed, and therefore has petitioned this Assembly for a grant or release to him of such right or claim as is, or may be supposed to be, vested in said Governor and Company, that he might without any objections from that quarter make his humble application to his Majesty for his royal grant and favour in the premises for the end and purposes aforesaid, as by the said memorial and scheme thereunto annexed, reference thereunto being had, may more fully and at large appear: Whereupon this Court having taken the matter into their serious consideration, and apprehending the settlement of a colony in the country aforesaid with such limits and bounda-

---

\* A printed copy of his Scheme is in *Susquehanna Settlers*, doc. 2.



ries as his Majesty shall think proper, on the plan aforesaid or in some measure agreeable thereto, for the investing and security of the rights, properties and privileges of the settlers, will greatly promote his Majesty's interest, secure his dominions, and have a most happy tendency for the protection and [295] defence of the British plantations || in America, and be an eminent means to win and invite the natives of the country to the knowledge and obedience of the only true God and Saviour of mankind and the Christian faith, and therein answer that which is expressed in the said royal charter to be the principal end of this plantation: Therefore, this Court do most humbly recommend the said Samuel Hazard and those who may undertake with him in this great and important design to his sacred Majesty's gracious notice and favour, and if it may be consistent with his royal wisdom and pleasure to order and direct the settlement of a colony in the said country or part thereof and grant unto the said petitioner and those who shall engage therein such lands, rights, privileges and immunities as his Majesty shall be graciously pleased to determine for the purpose aforesaid, this Court do declare their free consent thereunto, and for promoting so extensive and beneficent design do freely relinquish and give up to the said Samuel Hazard, for himself and in trust for those concerned and to be engaged therein, all the right, claim or challenge, that is or may be made to such country or territory as his Majesty shall judge proper to settle as aforesaid, by the Governor and Company aforesaid, or any from them, that no objection or obstruction may arise, be made or suggested against so great service for our King and country on account of such claim or right, or by pretence and colour thereof: Provided the petitioner obtain his Majesty's royal grant or order for settling the said colony, and proceed therein under and according to such limitations, restrictions and orders as his Majesty shall be pleased to appoint.

Upon the memorial of Eunice Ward, of Middleton, administratrix on the estate of Daniel Ward late of Middleton, deceased, shewing to this Assembly, that since she obtained liberty of this Assembly to sell lands to pay the debts due from said estate there has been exhibited to and allowed by the court of probate for the district of Middleton the sum of six hundred and ninety-two pounds nine shillings and nine pence old tenor money; praying for liberty to sell so much more of the real estate of said deceased as to make said sum with the incident charges thereon arising: Resolved by this Assembly, that the said administratrix have liberty, and it is hereby granted, that the said administratrix, with Mr. James

Ward of said Middleton, be and they are hereby impowered to sell so much of the real estate of said deceased as to make said sum with the incident charges thereon arising; taking the advice of the court of probate for the district of Middleton therein.

Upon the memorial of Samuel Harriss, of Canterbury, shewing to this Assembly that in November last his dwelling house was consumed by fire, and at the same time there was consumed in said house the sum of thirty-four pounds eight shillings in bills of credit of the old tenor on this Colony; praying to be paid for said bills: Resolved by this Assembly, that the Treasurer of this Colony be and is hereby ordered to pay unto the said Samuel Harris out of the Colony treasury the sum of four pounds and seven pence in lawful money, in lieu of the bills of credit consumed as aforesaid.

Upon the memorial of Benjamin Uncas, sachem of the tribe of the Mohegan Indians, and others of said tribe, shewing that thro' the scarcity of provisions among said Indians, and their poverty and disability to supply a competency of food for their children at school, and praying a sum to the amount of £25 or £30 old tenor be granted to be applied for providing dinners for their said children attending at school, &c.: Resolved by this Assembly, that the sum of fifty shillings lawful money be granted to be paid out of the public treasury of [296] this Colony, and the Treasurer of || this Colony hereby is ordered and directed to pay out of said treasury unto Adonijah Fitch, Esq<sup>r</sup>, and the Rev<sup>d</sup> Mr. David Jewet, both of New London, the said sum of fifty shillings lawful money, or in bills of credit equivalent, to be by them apply'd to the purpose aforesaid.

Upon the memorial of Abigail Wetmore, of Middleton, administratrix on the estate of Jeremiah Wetmore of Middleton, deceased, shewing to this Assembly that the debts due from said estate surmount the moveable estate of said deceased the sum of fifteen hundred ninety pounds nine shillings and seven pence old tenor bills; praying for liberty to sell so much of the real estate of said deceased as to make said sum and the incident cost arising: Resolved by this Assembly, that the said administratrix, with William Rockwell of said Middleton, sell so much of the real estate of said deceased as to make said sum of £1590 9s. 7d. and the incident charges; taking the advice of the court of probate for the district of Middleton therein.

Upon the memorial of Peleg Bow, of Middleton, administrator on the estate of Alexander Bow late of Middleton,

deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveable part of said estate the sum of £272 16s. 5d. old tenor, and thereupon praying for liberty to sell land, &c. : Resolved by this Assembly, that the memorialist have liberty, and he is hereby fully authorized and impowered, to make sale of so much of the real estate of the said deceased as will procure the sum aforesaid together with the incident charges arising on such sale; taking the direction of the court of probate for the district of Middleton therein.

Upon the memorial of Rebekah Sears, administratrix on the estate of Joshua Sears late of Middleton, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveable part of said estate the sum of £135 16s. 10d. old tenor, and thereupon praying for liberty to sell lands, &c. : Resolved by this Assembly, that the memorialist have liberty, and she is hereby fully authorized and impowered, to make sale of so much of the lands of said deceased as will procure the aforesaid sum together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Middleton therein.

Upon the memorial of Pelatiah Mills and Daniel Sheldon, the only surviving administrators on the estate of Samuel Gross of Hartford, late deceased, representing that the debts due from said estate do surmount the moveable part thereof the sum of £775 7s. 3d. old tenor, and praying for liberty to sell real estate, &c., as per memorial on file : Resolved by this Assembly, that said administrators be and they are hereby authorized and fully impowered to make sale of so much of the real estate of said deceased as shall be sufficient to procure the aforesaid sum of £775 7s. 3d. old tenor and the incident charges arising on said sale; taking the advice of the court of probate in the district of Hartford therein.

Upon the memorial of Sarah Close, administratrix on the estate of Jonathan Close, late of Greenwich in the county of Fairfield, deceast, shewing to this Assembly that the debts due from the estate of the said deceased surmount the personal estate of the said deceased the sum of £2020 4s. 4d. money of the old tenor, and praying for liberty to sell so much of the real estate of the said deceast Jonathan Close as may answer and satisfy for the aforesaid sum : Resolved by this Assembly, that Jabez Mead, with the memorialist, have liberty to sell so much of the real estate, and they are hereby impowered to sell so much of the real estate of the deceast, as will procure the sum of £2020 4s 4d. money old tenor with the inci-

dent charges arising thereon; taking the direction of the court of probate for the district of Stamford therein.

[297] Upon the memorial of Chauncey Whittlesey and Elisha Whittlesey, of New Haven, shewing that having purchased of this government bills of exchange for one thousand pounds of the sterling loan monies on the 23d day of November 1750, and that the same being sent home to England was not accepted and paid by Doctr Benjamin Avery, on whom the same was drawn, and thereupon was protested, by means whereof costs and damages accrued before they could get the same answered; praying to have the said damages &c. allowed &c., as by the memorial on file may appear: Resolved by this Assembly, that the amount of the interest of said £1000, during the time that the said bills lay protested, which is £25 sterling, be allowed in favour of said memorialists, as also £2 7s. 0d. sterling for cost and trouble, and the same is hereby ordered to be allowed to them in the following manner, *viz*: Jared Ingersole, agent for the Governor and Company to collect the sterling loan monies in the county of New Haven, is hereby ordered and directed in settling the memorialists' bonds given for said monies, to deduct and allow out of the same the said sums of £25 and £2 7s. 0d. sterling, as though the same had been paid immediately upon the giving and executing said bonds.

Upon the memorial of Thomas French, John Allis, and Joshua Blatchly, the committee of the society of North Bristol in Guilford, praying for a land tax upon all the unimproved lands within the limits of said society, to be improved for the settlement and support of a minister in said society, &c.: Resolved by this Assembly, that a tax of one half-penny, lawful money or bills of credit equivalent thereto, be laid and raised on each acre of all the unimproved land in said society for the space of four years next, and that the money raised by said tax be improved for the settling and support of a minister in said society, and that Joshua Blatchly be and hereby is appointed a collector to collect said tax, who is hereby directed to pay the same to the committee of said society for the time being, to be improved by them for the purposes aforesaid.

Upon the memorial of Joseph Downer, of Norwich, administrator on the estate of the late James Cushman of Lebanon, (deceased,) shewing that the debts due from the estate of said deceased surmount the moveable estate the sum of sixty pounds lawful money; praying liberty to sell so much of the real estate of said deceased James Cushman as may make the said sum of sixty pounds lawful money with the necessary charges

arising thereon: Resolved by this Assembly, that the memorialist have liberty, and the same is hereby granted to him, to sell so much of the real estate of the said deceased as may make the aforesaid sum of sixty pounds lawful money with the necessary charges arising thereon; taking the direction of the court of probates for the district of Windham.

Upon the memorial of Benjamin Sedgwick, agent for the town of Cornwall, representing the difficulties of the inhabitants of said town in respect to the settling a minister among them according to the establishment of this government, which they are about to do, and praying for a land tax to that purpose, &c.: Resolved by this Assembly, that a rate or tax of one shilling old tenor per acre be laid and assessed on all the lands in said township of Cornwall, (excepting such lands as are already in the public list,) and that the same be levied, collected and improved towards the settling a minister in said town according to the constitution and establishment of this government; and the said Benjamin Sedgwick is hereby authorized and impowered to collect and deliver the same into the hands of the committee or selectmen of said town appointed to improve said money to the purpose aforesaid.

Upon the memorial of Robert Sloan, of New London, representing that some time since he purchased a house and land of this government at the price of three thousand pounds old tenor bills of the Colony of Connecticut, which was a considerable sum more than said house &c. cost the government, which advance he conceives might be occasioned in some part by the betterments made thereon by said Sloan while he was a tenant holding the same under the government; that he is since by misfortunes reduced, and praying a reconsideration thereof, and the favour of the government in that regard, &c.: It is thereupon resolved by this Assembly, that there be abated to the memorialist, and it is hereby allowed and abated to him out of his debt due to this government for said house &c., the sum of eight hundred pounds old tenor as aforesaid.

[298] The Sums total of the Additions to the Lists of the respective Towns in this Colony hereafter named, sent in to this Assembly, are as followeth,

	Additions.			Fourfold Assessments.		
	£	s.	d.	£	s.	d.
Hartford,	839	12	6	-	-	-
New Haven,	667	13	0	-	-	4701 12 0
New London,	1485	14	0	-	-	-
Fairfield,	440	4	7	-	-	788 18 0
Windham,	788	18	0	-	-	440 4 7
Norwich,	204	8	0	-	-	1934 16 9
Farmington,	340	19	0	-	-	1132 18 0

	Additions.			Fourfold Assessments.			
	£	s.	d.	£	s.	d.	
Colchester,	1995	14	0	-	94	14	0
Suffield,	1458	0	0	-	60	0	0
Tolland,	215	4	0	-	33	12	0
Canterbury,	376	3	6	-			
Stonington,	2213	7	0	-			
Groton,	565	3	0	-	1142	0	0
Durham,	44	19	10	-	12	11	0
Danbury,	696	8	7	-			
Haddam,	417	1	0	-			
Killingley,	553	10	0	-			
Derby,	480	19	9	-			
Stanford,	99	13	0	-	130	8	0
Guilford, abate- ment on list,	59	11	3	-	1093	16	3
Woodberry,	850	13	0	-			
Hebron,	1851	11	0	-			
Mansfield,	721	3	0	-	610	4	0
East Haddam,	104	10	0	-	93	3	0
Ashford,	2037	17	6	-			
Coventry,	303	4	6	-			
Branford,	540	0	0	-			
Plainfield,	577	0	0	-			
Litchfield,	543	0	0	-			
Ridgfield,	205	18	0	-	114	12	0
New Town,	255	6	3	-	13	6	0
Bolton,	100	2	0	-	206	0	0
Lebanon,	1097	0	0	-			
Milford,	341	11	3	-	477	8	0
Preston,	162	8	0	-	222	18	0
Woodstock,	875	10	10	-	308	0	0
Pomfret,	1350	10	0	-	302	10	0
New Milford,	489	12	0	-			
Stratford,	2832	10	6	-			
Waterbury,	64	0	0	-	60	8	0
Wallingford,	644	18	6	-			
Enfield,	1335	8	0	-			
Windsor,				-	853	4	0
Middletown,	590	3	0	-	274	12	0
Windham,	378	8	0	-			
Killingworth,	59	3	0	-	191	13	0
Lyme,	1795	8	0	-			
Symsbury,	1003	0	0	-			
Saybrook,	166	15	0	-			
Greenwich,	2053	10	6	-			

The Treasurer's oath provided by law was administered to Nathaniel Stanly, Esq<sup>r</sup>, Treasurer of this Colony, by his Honour the Governor.

[299] On the representation of the Rev<sup>d</sup> Mr. William Gaylord and others of the associated pastors of the churches of Christ in the western district in the county of Fairfield now made, that the church and society of Greenwich within said district for about nine years past has been and still remains destitute of any settled gospel minister and unable of themselves to settle and support one among them, and recommending to this Assembly the consideration and care of said society according to the law in such case provided, and especially suggesting as an expedient therein the annexing them to the parish of Horseneck, being another society within the same township: Resolved by this Assembly, that the Secretary of this Colony seasonably give out a copy of this resolve to each of said societies, which shall be a sufficient noticing of them in the premises and to appear if they see cause before this Assembly in its sessions at New Haven in October next, to shew reason, if any they have, wherefore this Assembly should not thereof especially consider and interpose.

This Assembly grants to Messrs. Benjamin Hall, Jabez Hamlin and Elihu Chauncey, a committee appointed by the General Assembly in May last to make sale of forty-nine rights or shares in the township of Norfolk, the sum of seventeen pounds eight shillings and five pence lawful money, for their service in said affair; and the Treasurer of this Colony is hereby ordered to pay the said sum to the said committee.

This Assembly do appoint Jonathan Trumble, John Chester, Joseph Buckingham and John Ledyard, Esq<sup>rs</sup>, Auditors, they or any three of them to audit the Colony's accounts with the Treasurer and receive of him the bills of credit of this Colony brought in by the two last taxes, and count and consume them to ashes, and receive of the Treasurer the value thereof in the silver or gold in the treasury for the sales of the sterling money, and make up and state the accounts of the Colony with the Treasurer, and make report to this Assembly in October next.

This Assembly appoints Roger Woolcot jun<sup>r</sup>, Daniel Edwards and Thomas Chandler, Esq<sup>rs</sup>, to be a committee to prepare a survey and plan of the line run by the riding commissioners in the year 1713, between the Province of the Massachusetts Bay and this Colony, and also a plan of the town of Suffield, Woodstock, Enfield and Somers, with the proper evidences to shew the situation of said towns with respect to

said line, with proper evidences to shew the mind and desire of said towns to enjoy the privileges of this government at and ever since the running the said line in the year 1713, with all other exhibits that may be serviceable in said case, and to prepare an answer to Mr. Bollan's petition to his Majesty relating to the said towns, and convey the same to his Honour the Governor for his correction, and by him to be forwarded to our Agent in Great Britain as quick as the same can conveniently be done.

Whereas the Assembly of the Colony of New York hath resolved to raise and subsist eight compleat companies of one hundred effective men each, officers included, to assist, in conjunction with the neighbouring Colonies, in the service of the intended expedition to prevent the encroachments of the French at Crown Point, and desired the Governor of that Colony to make application to this government for raising five compleat companies of one hundred effective men each, officers included, in this Colony for that service, and he hath accordingly commissioned and sent Oliver DeLancey, Esqr, to make such application, who hath represented the difficulty of raising men in that Colony, and that there is great danger the number that Colony hath proposed cannot be speedily raised there, whereby the whole affair may be greatly retarded : [300] This Assembly considering || the importance of said expedition for his Majesty's interest, and the necessity that it be carried on without loss of time, although a very large proportion of men hath been already raised in this Colony and are now almost ready to march and it may be attended with great difficulty to raise so many more men here : yet for preventing any delay that may otherwise happen, and for promoting and forwarding said design for his Majesty's interest, for which this Colony is deeply concerned : Resolved by this Assembly, that his Honour the Governor be desired, and he is hereby desired, to give liberty for inlisting three compleat companies of one hundred effective men each, officers included, on the pay and encouragements proposed by the Colony of New York, to be commanded by officers that may be nominated by the Assembly of this Colony : that is to say, a major in the regiment raised by that Colony, and proper officers for the several companies that may be inlisted in this Colony.

Whereas there is now in the hand of the Treasurer of this Colony sundry bonds given by the officers that engaged in the intended expedition against the French in Canada, and it being intimated by some that his Majesty hath made allow-



ance to this government for the same, and it has been further represented that many of said officers received of the commissaries the same premium that soldiers had, and others of said officers received no premiums: It is therefore resolved by this Assembly, that Jonathan Trumble, Elihu Chauncey and John Ledyard, Esq<sup>rs</sup>, be appointed, and they are hereby appointed, a committee to make enquiry into the above matters, and make report to the General Assembly in October next.

*Resolved by this Assembly,* That the physician and chirurgeon that may attend the forces going from this Colony, to prevent and remove the encroachments of the French at Crown Point &c., be furnished with a box of medicines and compleat set of instruments suitable to such an occasion, at the charge of this Colony.

*Resolved by this Assembly,* That the wages of the physician and surgeon shall be, per month, £7 0s. 0d.; first mate, per month, £5 10s. 0d.; second mate, per month, £5 0s. 0d.; third mate, per month, £4 16s. 0d.; and that the several physicians and surgeons have one month's wages advanced to them; and that in case the necessity of the forces above mentioned should so require, any person or persons, either officers or soldiers, that shall be employed by the advice and direction of the chief officers of said regiments to assist as physicians and surgeons for said troops, such person or persons shall be allowed a reasonable reward for such service.

*Resolved by this Assembly,* That the pay of the commission officers and chaplain appointed by this Assembly for the expedition against Crown Point shall be reckoned and computed to begin on the fifth day of April last.

*Resolved by this Assembly,* That for the convenient carrying of the baggage and other things necessary to be with the forces (raised or to be raised by this government for the intended expedition to remove encroachments, &c.,) there be a convenient number of pack-horses provided by order and under the direction of the commissaries, not exceeding fifty.

*Resolved,* That there be four shillings per week in bills of credit equal to proclamation money allowed and paid out of the public treasury of this Colony for billeting of every soldier in the pay of this government, instead of three shillings and nine pence heretofore ordered by act of this Assembly.

*Resolved by this Assembly,* That the commissaries appointed for the supplying the troops raised by this Colony be, and they are hereby, directed to hire the pack-horses allowed by

this Assembly for the carriage of the package of said troops to Albany, and also make sufficient provision for returning said horses back again.

[301] *Resolved by this Assembly*, That his Honour the Governor be desired, and he is hereby desired, by and with the advice of the Council of War near him, to give such directions as are necessary for the disposition of the provisions purchased with the sum of ten thousand pounds granted by the Assembly of Pennsylvania which may belong to this Colony, and that he give directions concerning the articles of general charges to be provided on the part of this Colony, and that he also give directions to the commissary of the stores of this Colony, and give such further directions in the conduct of the forces raised or that may be raised for the expedition to Crown Point as be found needful.

Whereas this Assembly in May last appointed Benjamin Hall, John Hubbard and Chauncey Whittelsey, Esq<sup>rs</sup>, a committee to make sale of the ungranted lands belonging to this Colony lying west of Ousatunnock River south of Sharon, at public vendue to the highest bidders, which said vendue was to begin on the twenty-second day of October next after said May and to be completed during the sessions of the Assembly in said October, and this Assembly now being informed that said committee hath not completed said service: It is therefore resolved by this Assembly, that said committee be directed further to advertize and complete the whole of the sale of the said lands according to the directions of the said act in May last, and make report of their doings in the premises to this Assembly in October next.

*Resolved by this Assembly*, That a suitable Address be presented to his Majesty, in the name of the Governor and Company of this Colony, to request his royal favour for such a supply of arms as he shall graciously be pleased to bestow on this government in our present needy circumstances.\*

On the petition of Thomas Hill jun<sup>r</sup>, of Fairfield in the county of Fairfield, *vs.* Samuel Bradley of said Fairfield, as on file: The question was put, whether in proceeding to and rendering the judgment of the superior court referred to in the petition there is manifest error as the petitioner hath complained. Resolved by this Assembly in the negative. *Cost allowed respondent is £*

On the petition of Ebenezer Benton, of Hartford in the

---

\*The address is printed in *Collections of the Connecticut Historical Society*, I, 268

county of Hartford, *vs.* Mary Waters of said Hartford, a minor, the only child of Webster Waters late of Hartford aforesaid, late deceased, John Thomas and Mary Thomas his wife, lately called Mary Waters, mother to the said Mary the minor, Abraham Waters of Hartford aforesaid, now resident in Farmington, Joseph Waters of the same Hartford, a minor, and the widow Elizabeth Waters, and Elizabeth Waters and Mary lately called Mary Waters now called Mary Gilbert of New Hartford, wife of Theodore Gilbert, of New Hartford in the county of Litchfield, and Theodore Gilbert, which widow Elizabeth is guardian to said Joseph Waters, as at large on file: The question was put, whether the pleas offered by the respondents in abatement of the petition are sufficient to abate the same, &c.: Resolved in the affirmative. *Cost allowed respondents is £1 3s. 6d. lawful money. Ex. granted June 5th, 1755.*

On the petition of Jedediah Stow, of Middleton in the county of Hartford, *vs.* Aaron Day, Thomas Darling, Joseph Adams, Leveret Hubbard, Enos Alling and Eliakim Robinson, all of New Haven in the county of New Haven, George Philips, of Middleton in the county of Hartford, and James Scot, of Esopus in the county of Ulster in the Province of New York, as on file: The question was put, whether the pleas offered by the respondents in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the memorial of John Denison and Joseph Denison, of Stonington in the county of New London, *vs.* Ichabod Packer, of Groton in said county, as on file: The question was put, whether the prayer of the foregoing petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £*

[302] On the petition of Andrew McKenzie, of New London in the county of New London, *vs.* John Cone and Reuben Cone, both of East Haddam in the county of Hartford, as on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allowed respondent is £3 10s. 8d. lawful money. Ex. granted June 28, 1755.*

Cost allowed by this Assembly to John Amos jun<sup>r</sup>, of Preston in the county of New London, *vs.* William Patten, of Boston in the county of Suffolk in the Province of the Massachusetts Bay, for attendance &c. to answer the petition preferred by him the said Patten and withdrawn, is £2 8s. 6d. lawful money. *Ex. granted May 29th, 1755.*

Cost allowed by this Assembly to Abiel Cheeney jun<sup>r</sup>, of Pomfret in the county of Windham, *vs.* Joseph Talman, of New London in the county of New London, for attendance &c. to answer a petition preferred by him the said Talman and withdrawn, is £2 3s. 6d. lawful money. *Ex. granted May 29th, 1755.*

Cost allowed by this Assembly to John Bannister, of Newport, &c., *vs.* Thomas Elmor, of Windsor in the county of Hartford, for attendance &c. to answer a petition by said Elmor preferred and withdrawn, is £2 2s. 0d, lawful money.

This Assembly do appoint the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, to be Chief Judge of the Superior Courts in this Colony for the year ensuing.

This Assembly do appoint Ebenezer Silliman, Roger Wolcott jun<sup>r</sup>, and Joseph Fowler, Esq<sup>rs</sup>, to be Judges of the Superior Courts in this Colony for the year ensuing.

This Assembly do nominate Eliezer Fitch, Esq<sup>r</sup>, to be Major of the regiment to be raised by the government of New York on the expedition to prevent the encroachments of the French at Crown Point.

This Assembly do nominate Mr. Street Hall, of Wallingford, to be Captain of a company allowed by this Assembly to be raised in this Colony on the pay and encouragement of the Colony of New York for the intended expedition to prevent the encroachments of the French at Crown Point, &c.

This Assembly do nominate Josiah Griswold, of Weathersfield, and John Slapp, of Mansfield, respectively, to be Captains of the companies allowed by this Assembly to be raised in this Colony on the pay and encouragement of the Colony of New York for the intended expedition to prevent the encroachments of the French at Crown Point, &c.

This Assembly nominate Samuel Dimock, of Saybrook, to be First Lieutenant in the company to be commanded by Captain Josiah Griswold of Weathersfield, and Benjamin King, of Woodbury, to be Second Lieutenant of the same company.

Whereas Josiah Griswold of Weathersfield was nominated by this Assembly to be Captain of one of the three companies to be raised in this government on the pay of New York, and hath refused to undertake that service: Therefore this Assembly do nominate Mr. Samuel Dimock, of Saybrook, to be Captain in the room of Josiah Griswold, and Mr. William Avery, of Groton, to be First Lieutenant of the company to be commanded by Captain Samuel Dimock, &c.

This Assembly do nominate David Baldwin, of Milford, First Lieutenant of the company to be commanded by Captain

Street Hall, and Josiah Walker, of Stratford, Second Lieutenant of the same company.

This Assembly nominate Samuel Stanton, of Stonington, to be First Lieutenant of the company to be commanded by Captain John Slapp, and Samuel Gaylord, of Middleton, to be Second Lieutenant of the same company.

Whereas a considerable body of troops are raised and raising by his Majesty's orders, and by this Colony in conjunction with the neighbouring governments, and are gone and going forth for the defence of his Majesty's just rights and dominions and for removing encroachments made by the French in various parts of North America, together with the threatening appearance of war, which calls for our humble address to Almighty God, by fasting and prayer to supplicate his protection and blessing on our troops and to avert all impending [303] evils: || Resolved by this Assembly, that his Honour the Governor be and he is hereby desired to issue forth his proclamation to be sent to the several ecclesiastical societies in this Colony for a day of public fasting and prayer, to be kept on such day as he shall think proper to appoint.

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor, the sum of sixty-six pounds proclamation money, for his first half-year's salary for the current year.

This Assembly grants to the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor, the sum of thirty-three pounds proclamation money, for his first half-year's salary for the current year.

This Assembly grants to George Wyllys, Esq<sup>r</sup>, Secretary, for his salary the last year, the sum of five pounds proclamation money, or an equivalent in bills of credit of the last emission.

This Assembly grants to Nathaniel Stanly, Esq<sup>r</sup>, Treasurer of this Colony, the sum of sixty-four pounds fourteen shillings lawful money or bills of public credit, for his salary for the year past.

This Assembly appoints John Chester, Thomas Wells, Roger Wolcott jun<sup>r</sup>, Daniel Edwards, John Ledyard and Jonathan Hills, Esq<sup>rs</sup>, to be a committee to attend upon his Honour the Deputy Governor, to hear the acts and orders of this Assembly read off and signed by the Secretary as perfect and compleat.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

The whole record of the several Acts, Orders and Resolves of this Assembly, as it stands entered on the pages of this

book next preceding, was read off in the presence of his Honour the Deputy Governor and the committee abovenamed, (except Mr. Jonathan Hills,) and signed,

GEORGE WYLLYS, Secret'y.

[304] *Anno Regni Regis Georgii secundi vigesimo-nono.*  
 AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY (BY SPECIAL ORDER OF HIS HONOUR THE GOVERNOR) ON THE 27TH DAY OF AUGUST, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE SECOND DAY OF SEPTEMBER NEXT FOLLOWING, ANNO DOMINI 1755.

*Present:*

The Honourable Thomas Fitch, Esq<sup>r</sup>, Governor.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor.

Ebenezer Silliman,	Thomas Wells,	} Esq <sup>rs</sup> , Assistants.
Jonathan Trumble,	Benjamin Hall,	
Hezekiah Huntington,	Roger Wolcott jun <sup>r</sup> ,	
Andrew Burr,	Jonathan Huntington,	
John Chester,	Daniel Edwards,	

*Representatives or Deputies of the several Towns hereafter mentioned, who attended at this Assembly, are as follows, viz:*

Capt. Jonath. Hills, Mr. John Ledyard, for Hartford.

Capt. Stephen Lee, Mr. W<sup>m</sup>. Manwaring, for New London.

Mr. Nathaniel Wales, Mr. Jedidiah Elderkin, for Windham.

Mr. Isaac Tracey, Mr. Elisha Tracey, for Norwich.

Mr. Joseph Spencer, for East Haddam.

Mr. Charles Bulkley, Capt. Timothy Wright, for Colchester.

Capt. Joseph Hart, Capt. Wm. Wadsworth, for Farmington.

Capt. Daniel Porter, Capt. William Peet, for Stratford.

Mr. Benjamin Gale, Mr. Joseph Wilcox, for Killingworth.

Mr. James Fitch, for Norwalk.

Mr. Hez. Brainerd, for Haddam.

Capt. James Fitch, Capt. Joshua West, for Lebanon.

Capt. Samuel Sherman, Mr. Samuel Cook, for New Haven.

Mr. David Rowland, Mr. William Burr, for Fairfield.

Capt. Peter Bucl, for Litchfield.

Col. Jonathan Hoit, Maj. Jonathan Maltbie, for Stanford.

Capt. Richard Olmstead, Mr. John Benedict, for Ridgfield.

Mr. Stephen Hopkins, Mr. Thomas Mathews, for Waterbury.

Capt. John Benedict, Capt. Daniel Taylor, for Danbury.

Mr. Ambrose Whittelsey, Capt. Jedidiah Chapman, for Saybrook.

Capt. James Case, Capt. Jonath. Pettibone, for Symsbury.  
 Capt. Obadiah Johnson, Capt. Jabez Fitch, for Canterbury.  
 Mr. Nathaniel Sacket, Mr. Benjamin Mead, for Greenwich.  
 Col. Shubael Conant, Mr. Peter Aspinwal, for Mansfield.  
 [305] Capt. Moses Hawkins, Mr. Charles French, for Darby.  
 Capt. Henry Glover, Mr. Daniel Booth, for Newtown.  
 Mr. Nath<sup>l</sup> Harrison, Capt. Robert Foot, for Branford.  
 Capt. Elihu Hall, Mr. Enos Brooks, for Wallingford.  
 Capt. John Grosvenor, Mr. Seth Paine, for Pomfret.  
 Mr. Enos Camp, Mr. Roger Sherman, for New Milford.  
 Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenbury.  
 Col. Christopher Avery, Capt. Moses Fish, for Groton.  
 Mr. Simeon Minor, Capt. Joseph Denison, for Stonington.  
 Capt. Benjamin Talcott, Mr. John Bishop, for Bolton.  
 Mr. Jacob Dresser, Mr. John Leavinze, for Killingly.  
 Mr. Samuel Chapman, Mr. Ichabod Hinkley, for Tolland.  
 Col. Elihu Chauncey, Mr. James Wadsworth jun<sup>r</sup>, for Durham.  
 Mr. Edward Collins, Capt. Ephraim Terry, for Enfield.  
 Capt. Joseph Phelps, for Hebron.  
 Mr. James Bicknal, Mr. Ezra Smith, for Ashford.  
 Capt. Samuel Chandler, Mr. Ebenezer Corbin, for Woodstock.  
 Col. Andrew Ward, Mr. Samuel Robinson, for Guilford.  
 Mr. William King, Mr. Urian Austin, for Suffield.  
 Capt. Elisha Stoddard, for Woodbury.  
 Mr. Benjamin Wheeler, Capt. John Douglass, for Plainfield.  
 Capt. Robert Dixson, Mr. John Smith, for Voluntown.  
 Capt. William Wittar, Mr. Samuel Brown, for Preston.  
 Mr. Ebenezer Stiles, Mr. Richard Davenport, for Coventry.  
 Capt. William Ely, Mr. Richard Wait, for Lyme.  
 Capt. John Fowler, Mr. Robert Treat, for Milford.  
 Maj. Jabez Hamlin, Mr. Seth Wetmore, for Middletown.  
 Capt. Timothy Wright, for Weathersfield.  
 Capt. Samuel Enno, for Windsor.  
 Col. Shubael Conant, Speaker }  
 Capt. John Fowler, Clerk } of the House of Representatives.

Whereas letters\* from General Johnson with the minutes of his Council of War held at the camp give a relation of the intelligence he hath received concerning the designs and motions of the French with their Indians for the security of Crown Point, and the opinion of his council to send to the several governments concerned to raise and send additional troops without loss of time :

*Be it enacted and resolved by the Governor, Council and*

\* See *New Hampshire Provincial Papers*, VI, 421-427.

*Representatives, in General Court assembled, and by the authority of the same,* That there be forthwith raised in this Colony two regiments, to consist of seven hundred and fifty men each with the proper officers included, and to consist of nine companies in each regiment. And the officers and soldiers are hereby entituled to have and receive the same pay, subsistence and allowances, and be under the same regulations as the other regiments already raised.

An Act for the speedy raising the Forces ordered to joyn the Troops sent from this Government for removing the Encroachments made by the French at Crown Point, &c.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the several officers of the respective companies now raising to joyn the aforesaid troops, after having used their endeavours for the inlisting of the men until the eighth day of September, 1755, shall meet and see the [306] number inlisted, and thereupon lay before the colonel, || or chief officer of the regiment to which each respective officer belongs, the number that is wanted for the filling the companies; and thereupon the said colonel, or chief officer of the respective regiments, are directed and impowered forthwith to give forth their warrants to such captain or suitable persons in their several regiments as they shall think proper, to impress the number of men that shall be so needed, so that each company may be forthwith filled up. And such of the men as shall be impressed, as aforesaid, that do within twenty-four hours after voluntarily inlist themselves shall be entituled to receive the same bounty as the others have received. And the said colonels or chief commission-officers of the regiments are, respectively, impowered and directed to give orders to impress so many arms and blankets as shall be needed for furnishing the men compleatly, which shall be apprizd by persons under oath for that purpose. And the persons from whom the arms and accoutrements are taken shall have and receive the same *premia* for them as the soldiers severally have that find themselves, which arms shall be duly returned, or in case of loss to be paid for them, or in case of extraordinary damages to be paid according as the same is apprizd. And the blankets shall be paid for at the rate they are prizd, and the accounts thereof to be laid before the Pay-Table, who shall give the orders for the payment thereof.

*This Assembly do appoint,* Samuel Talcott, Esqr, Colonel of the third regiment to be raised in this Colony to go in the expedition against Crown Point, and Captain of the first company in said regiment.



Eliphalet Dyer, Esqr, Lieutenant-Colonel of said regiment, and Captain of the second company therein.

Joseph Worster, Esqr, Major of said regiment, and Captain of the third company therein.

Isaac Moseley, First Lieutenant, Ebenezer Griswold Second Lieutenant, Christopher Palmer Ensign, of the first company in said regiment.

Benjamin Lee First Lieutenant, Asaph Putnam Second Lieutenant, of the second company in said regiment.

Samuel Hubbell First Lieutenant, James Hard jun<sup>r</sup> Second Lieutenant, of the third company in said regiment.

Benjamin Allen Captain, Benjamin Meacham First Lieutenant, Henry Chapin Second Lieutenant, of the fourth company in said regiment.

Joshua Abel Captain, Ephraim Leach First Lieutenant, John Mack Second Lieutenant, of the fifth company in said regiment.

John Grosvenor Captain, Nehemiah Lyon First Lieutenant, Israel Putnam Second Lieutenant, of the sixth company in said regiment.

Samuel Gilbert Captain, James Gates First Lieutenant, Francis Fenton jun<sup>r</sup> Second Lieutenant, of the seventh company in said regiment.

James Harriss Captain, Robert Miller First Lieutenant, Daniel Griswold Second Lieutenant, of the eighth company in said regiment.

Ebenezer Leach Captain, Jedidiah Fay First Lieutenant, Brotherton Martin Second Lieutenant, of the ninth company in said regiment.

[307] *This Assembly do appoint*, Elishu Chauncey, Esqr, Colonel of the fourth regiment to be raised in this Colony to go in the expedition against Crown Point, and Captain of the first company in said regiment.

Andrew Ward jun<sup>r</sup>, Esqr, Lieutenant-Colonel of said regiment, and Captain of the second company therein.

William Whiting, Esqr, Major of said regiment, and Captain of the third company therein.

John Camp jun<sup>r</sup> First Lieutenant, Didymus Parker Second Lieutenant, Giles Hull Ensign, of the first company in said regiment.

Joseph Wilford First Lieutenant, Thomas Hill Second Lieutenant, of the second company in said regiment.

Thomas Leeds First Lieutenant, John Shaw Second Lieutenant, of the third company in said regiment.

Macock Ward Captain, Isaac Higby First Lieutenant, David

Whitney Second Lieutenant, of the fourth company in said regiment.

Samuel Hanford Captain, Joseph Hoit First Lieutenant, Josiah Starr jun<sup>r</sup> Second Lieutenant, of the fifth company in said regiment.

Daniel Lawrence jun<sup>r</sup> Captain, Abraham Daton First Lieutenant, Jehiel Barnum Second Lieutenant of the sixth company in said regiment.

Nathaniel Farrand Captain, Jabez Thompson First Lieutenant, Nehemiah Dickinson Second Lieutenant, of the seventh company in said regiment.

Thomas Hobby Captain, Nathan Holly First Lieutenant, Benjamin Sealey Second Lieutenant, of the eighth company in said regiment.

Jonathan Pettibone Captain, Elijah Kent First Lieutenant, Hezekiah Humphreys Second Lieutenant, of the ninth company in said regiment.

And in case any of the abovenamed persons shall refuse, his Honour the Governor is desired to supply such vacancy and give commissions accordingly.

This Assembly appoints Dr. Timothy Collins, of Litchfield, Physician and Surgeon to attend the forces of this government going and gone on the expedition to Crown Point.

This Assembly appoints Dr. Jonathan Marsh, of Norwich, Physician and Surgeon to attend the forces of this government going and gone on the expedition against Crown Point.

This Assembly appoints the Rev<sup>d</sup> Mr. Benjamin Throop, of Norwich, Chaplain to the forces of this government going and gone on the expedition to Crown Point.

This Assembly appoints the Rev<sup>d</sup> Mr. John Norton, of Middleton, Chaplain to the forces of this government going and gone on the expedition against Crown Point.

This Assembly appoints Dr. Samuel Ely, of Durham, to be a Physician and Surgeon to the forces already gone and are now going from this Colony to Crown Point.

*Resolved by this Assembly,* That the forces now raising in this government and about to march to joyn the army gone towards Crown Point, be allowed the sum of one shilling and two pence per day to each man to defray the expence of such march, computing twenty miles to each day; and that each man at his best discretion supply his own provision in such manner as may consist with the greatest expedition therein; and that the several commissaries be and they hereby are directed to provide suitable horses, to the number of twenty to each company, to aid and expedite their said march.

[308] An Act to supply the Treasury in the present extraordinary Emergencies of Government and for creating and issuing Bills of Credit.

Whereas his Honour the Governour hath laid before this Assembly the letters from Major-General Johnson commanding the forces raised by this and the neighbouring governments to secure his Majesty's territories from any further encroachments of the French at or near Crown Point, and to remove such as are already made there, together with the minutes of the Council of War with him, shewing the necessity of reinforcing the troops under his immediate command with large numbers from the several governments concerned therein for his Majesty's service: whereupon it is resolved by this Assembly to raise two regiments consisting of seven hundred and fifty men each, in addition to the five hundred men now raising by virtue of the act of this Assembly in March last to augment the forces already gone into the said service: And in order to make a competent supply of the Treasury for the payment of the extraordinary expences occasioned by the aforesaid measures taken for his Majesty's service,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That a sum in bills of credit equal to the sum of thirty thousand pounds lawful money be forthwith imprinted, of suitable denominations from nine pence to forty shillings as the committee herein appointed shall direct, and of the same tenor with the two last emissions of bills of credit ordered by the Assembly of this Colony in January and March last, with interest at five *per cent. per annum*, and payable by the fifteenth day of August one thousand seven hundred and sixty, dated the day of the sessions of this Assembly. And the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, John Chester, George Wyllys and Joseph Buckingham, Esq<sup>rs</sup>, or any three of them, are appointed a committee for the purposes aforesaid, and directed to take care that the said bills be printed with all convenient speed, and to sign and deliver the same to the Treasurer, taking his receipt therefor. And said committee shall be sworn to the faithful discharge of their trust. And the Treasurer aforesaid shall pay out said bills of credit according to the orders of this Assembly as the value of such bills shall be at the time of putting off the same.

And for providing and establishing an ample and sufficient fund for calling in, sinking and discharging the bills aforesaid, according to an act of Parliament made in the four and twentieth year of his present Majesty's reign, entituled An Act to regulate and restrain paper bills of credit in his Majesty's Colonies or Plantations of Rhode Island and Providence

Plantations, Connecticut, the Massachusetts Bay, and New Hampshire in America, and to prevent the same being legal tenders in payments of money:

*Be it further enacted by the authority aforesaid,* That a tax of three pence lawful money on the pound be granted, and the same is hereby granted and ordered to be levied on the polls and rateable estates in this Colony, according to the list thereof to be brought into this Assembly in October one thousand seven hundred and fifty-eight with the additions, which shall be collected and paid into the treasury of this Colony by the twentieth day of August one thousand seven hundred and fifty-nine.

*Be it further enacted by the authority aforesaid,* That a tax of four pence lawful money on the pound be granted, and the same is hereby granted and ordered to be levied on the polls and rateable estate in this Colony, according to the list thereof to be brought into this Assembly in October one thousand seven hundred and fifty-nine with the additions, which shall be collected and paid into the treasury of this Colony by the first day of April one thousand seven hundred and sixty; both which taxes may be discharged by paying the bills emitted by this act or lawful money, and no other ways whatever; and the Treasurer is hereby directed to send forth his warrants accordingly.

*And be it further enacted by the authority aforesaid,* That any constable or constables within this Colony who shall neglect to pay to the Treasurer of this Colony the money by [309] him or them to be collected by virtue of this act of four || pence on the pound longer than the first day of June one thousand seven hundred and sixty, the Treasurer shall forthwith send his execution against such constable or constables, to levy and collect the same out of the estate of such constable as shall neglect; any law, usage or custom to the contrary notwithstanding.

Nathaniel Stanly, Esq<sup>r</sup>, who was chosen Treasurer of this Colony at the election in May last, being deceased\*, this Assembly do appoint Joseph Talcott, Esq<sup>r</sup>, to be Treasurer of this Colony until the election in May next.

The Treasurer's oath appointed by law was administred by his Honour the Governor to Joseph Talcott, Esq<sup>r</sup>, now chosen Treasurer of this Colony.

---

\* Nathaniel Stanly, son of Nathaniel Stanly, was born in Hartford July 9th, 1683. He died August 17th, 1755. His wife, Anna, died August 9th, 1752, aged 66. She was the sister of John Whiting and daughter of Joseph Whiting, Mr. Stanly's predecessors in the office of Treasurer.

This Assembly do appoint Jonathan Trumble, John Chester, John Ledyard, Joseph Pitkin, Esq<sup>rs</sup>, and Capt. John Lawrence, and they or any three of them are hereby appointed, a committee fully authorized and impowered to receive of the administrators to the estate of Nathaniel Stanly, Esq<sup>r</sup>, (deceased,) the late Treasurer of the Colony of Connecticut, the money, bills of credit, bonds, and accounts belonging to the treasury of this Colony now in the possession of said administrators, and to audit, settle and adjust all accounts between this Colony and the estate of the said deceased Nathaniel Stanly, Esq<sup>r</sup>. And the said committee are hereby further directed and impowered to deliver over into the hands of Joseph Talcott, Esq<sup>r</sup>, now elected and chosen by this Assembly to be Treasurer of this Colony, all the money, bills of credit, bonds and accounts so received of said administrators, taking his receipt therefor, which they are directed to lodge in the hands of the Secretary.

*Resolved by this Assembly,* That the administrators upon the estate of Nathaniel Stanly, Esq<sup>r</sup>, deceased, the late Treasurer of this Colony, pay out of the public treasury such sum or sums of money or bills of credit as the Committee of the Pay-Table shall draw orders for the payment of by said administrators out of said treasury, and that the committee appointed by this Assembly to receive of said administrators the money, bills of credit, &c., belonging to the treasury in their settlement of the public accounts with said administrators shall accept and allow of the payment of such orders as tho' the same had been made by the said Treasurer in his lifetime.

*Resolved by this Assembly,* That the commissaries appointed by this Assembly at their sessions in March last to make all suitable and necessary provision for the forces then ordered to be raised in this Colony for his Majesty's service against his enemies at Crown Point, &c., are hereby ordered and directed to make all suitable and necessary provision for those forces now ordered to be raised to reinforce the army there, and that they do draw out of the treasury of this Colony a sum sufficient to enable them to make such provision and for transporting all such necessaries, and so from time to time as there shall be occasion. And the Treasurer of this Colony is hereby ordered to deliver to the said commissaries such sums as the Committee of the Pay-Table shall draw orders for, to enable them to perform said service; and that they render their accounts of their disbursements therein.

*Resolved,* That the commissaries be directed, and they are

hereby directed, forthwith to provide a suitable quantity of suitable cloathing and forward the same to Mr. Commissary Lyman, who is hereby directed to deliver the same out to any of the soldiers who shall desire the same, and to charge him or them therefor at the same price they are charged in the invoice with the said cloathing to be delivered him. And to enable the said commissaries to procure the cloathing aforesaid, the Commissioners of the Pay-Table of the Colony are hereby directed [310] to draw orders on the || Treasurer to deliver to the said commissaries a sum in proclamation bills not exceeding the sum of two thousand pounds for the purpose aforesaid, taking their receipt therefor.

*Resolved by this Assembly,* That the commissaries be directed, and they are hereby directed, to provide and forthwith send to Commissary Lyman five hundred bed-blankets, and tow-cloth sufficient for said number of beds, to be improved for the benefit of the forces gone and going from this Colony; and that they also seasonably supply to said purpose such larger and further number and quantity of said blankets and tow-cloth as from best intelligence from time to time to be had may be judged necessary.

*Resolved by this Assembly,* That the commissaries appointed by this Assembly to make all suitable and necessary provision for the forces now ordered to be raised to re-inforce the army now proceeding towards Crown Point be impowered, and they are hereby impowered, to impress all such articles as may be necessary for the purpose aforesaid that cannot otherwise be reasonably procured.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the towns of New Hartford, Harwinton, Sharon, Kent, Saltsbury, Somers, Canaan, Goshen, and Stafford, be, and they are hereby, required to bring in the sum total of the list of all the polls and rateable estate belonging to their towns, respectively, to the General Assembly at New Haven in October next, well avouched under the hands of the listers in the said respective towns; and that the Secretary of this Colony do seasonably send a copy of this act to the town-clerk of each of the towns above mentioned.

*Teste* GEORGE WYLLYS, Secret'y.

---

[311] *Anno Regni Regis Georgii secundi vicesimo-nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY ON THE SECOND THURSDAY OF OCTOBER, (BEING THE NINTH DAY OF SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS UNTILL THE FIFTH DAY OF NOVEMBER NEXT FOLLOWING, ANNOQUE DOMINI 1755.

*Present :*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Roger Newton,	Thomas Wells,	} Esqrs, Assistants.
Ebenezer Silliman,	Benjamin Hall,	
Jonathan Trumble,	Roger Wolcott junr,	
Hezekiah Huntington,	Jonathan Huntington,	
Andrew Burr,	Daniel Edwards.	
John Chester,		

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz :*

Mr. John Ledyard, Capt. Stephen Hosmer, for Hartford.

Major John Hubbard, Mr. Chauncey Whittlesey, for New Haven.

Capt. Stephen Lee, Mr. William Manwaring, for New London.

Mr. David Rowland, Mr. William Burr, for Fairfield.

Mr. Nathaniel Wales, Mr. Jedadiah Elderkin, for Windham.

Col. Ebenezer Mash, Capt. Elisha Sheldon, for Litchfield.

Mr. Isaac Tracy, Mr. Elisha Fitch, for Norwich.

Col. Jonathan Hoit, Maj. Jonathan Maltby, for Stanford.

Col. Shubael Conant, Capt. Joseph Stores, for Mansfield.

Capt. John Benedict, Capt. Daniel Benedict, for Danbury.

Mr. Caleb Baldwin, Capt. John Glover, for Newtown.

Col. Joseph Fowler, Capt. Joshua West, for Lebanon.

Mr. James Bicknell, Mr. Ezra Smith, for Ashford.

Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenbury.

Mr. Roger Sherman, Mr. Dan<sup>l</sup> Bostwick, for New Milford.

Mr. Ambrose Whittlesey, Capt. Jedadiah Chapman, for Saybrook.

Capt. James Case, Mr. David Phelps, for Symsbury.

Mr. Samuel Olmsted, Mr. Stephen Smith, for Ridgfield.

Mr. Daniel Sherman, Capt. Increase Mosely, for Woodbury.

Col. Timothy Stone, Mr. Samuel Robinson, for Guilford.

Capt. Samuel Morgan, Mr. Nathaniel Brown, for Preston.

Capt. Samuel Kent, Mr. William King, for Suffield.

Mr. Benjamin Gale, Capt. Jonathan Lane, for Killingworth.  
 Capt. Thomas Stevens, Capt. Benjamin Wheeler, for Plainfield.

Capt. Matthew Griswold, Capt. Nathan Jewett, for Lyme.  
 Capt. William Wadsworth, Mr. John Strong, for Farmington.  
 Capt. Nathaniel Harrison, Capt. William Hoadly, for Branford.  
 Mr. James Wadsworth jun<sup>r</sup>, Capt. John Curtiss, for Durham.  
 Capt. Samuel Chandler, Mr. Ebenezer Corbin, for Woodstock.  
 Mr. Peter Lockwood, Mr. Joseph Platt, for Norwalk.

[312] Capt. Jonathan Belding, for Weathersfield.

Col. John Dyer, Capt. Jabez Fitch, for Canterbury.

Mr. Phineas Strong, Mr. Joseph Strong, for Coventry.

Mr. William Osgood, Mr. Seth Pain, for Pomfret.

Capt. Thomas Pitkin, Capt. Joel White, for Bolton.

Mr. Jonathan \*, Capt. Samuel Dannelson, for Killingly.

Capt. Joseph Phelps, Capt. William Buel, for Hebron.

Capt. Robert Dickson, Capt. Isaac Gallop, for Voluntown.

Mr. Zebulon West, Mr. Samuel Chapman, for Tolland.

Mr. Joseph Spencer, for East Haddam.

Maj. Charles Bulkley, Capt. Timothy Wright, for Colchester.

Mr. Joseph Wells, for Haddam.

Mr. Timothy Judd, Mr. Thomas Brownson jun<sup>r</sup>, for Waterbury.

Capt. Elihu Hall, Mr. Enos Brooks, for Wallingford.

Maj. Jabez Hamlin, Mr. Seth Wetmore, for Middleton.

Capt. Samuel Bassett, for Derby.

Capt. Ephraim Terry, Mr. Edward Collins, for Enfield.

Mr. Matthew Rockwell, for Windsor.

Col. John Williams, Mr. Simeon Minor, for Stonington.

Capt. Joseph Treat, Capt. John Fowler, for Milford.

Col. Christopher Avery, Mr. Nathan Smith, for Groton.

Mr. Agur Tomlinson, Capt. Theophilus Nickols, for Stratford.

Capt. John Williams, Mr. John Pardee, for Sharon.

Mr. John Clapp, Mr. Nathaniel Sacket, for Greenwich.

Col. Shubael Conant, Speaker } of the House of Repre-  
 Capt. John Fowler, Clerk } sentatives.

An Act more effectually to support the Credit of the Paper Bills lately emitted by this Government and to prevent Injustice by the Currency of other depreciating Bills among us.

It being manifest that the bills of credit of the Province of New Hampshire and Colony of Rhode Island and Providence Plantations passing in this Colony not only long have

---

\* The blank is in the record.



been and still continually are sinking in value, but by obtaining a customary valuation compared with the bills of this Colony have a dangerous tendency to depreciate them also, by means whereof much injustice, oppression and loss has been and is hereafter likely to be perpetrated and occasioned : Which to prevent,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That no person or persons within this Colony shall, directly or indirectly, from and after the first day of December next, utter or receive any bill or bills emitted on the credit of either of the said governments of New Hampshire or Rhode Island and Providence Plantations since the fifth day of December one thousand seven hundred and forty-nine, or which may hereafter be emitted, in any trade or dealing or in satisfaction of any debt, duty or demand whatsoever, on the penalty of five pounds lawful money, or such greater sum (not exceeding twenty pounds) as (regard had to the aggravation of the offence) the court having cognizance thereof shall see meet to inflict.

*And be it further enacted by the authority aforesaid,* That no contract which shall be made or security taken within this government after the first day of November one thousand seven hundred and fifty-six for any bills of what denomination soever by either of said governments already emitted or to be emitted shall be good or valid in law, but all such contracts and securities wherein such bill or bills shall be either imply'd, understood or exprest to be contracted for, after the time afore-  
[313] said shall be null and void. || And that no accounts, securities or other evidence, shall be admitted in evidence of any such contracts or demands on or respecting the same in any court within this Colony ; any law, custom or usage heretofore to the contrary notwithstanding.

*Provided nevertheless,* That nothing in this act shall be construed or understood to make any of the aforesaid bills current or a tender in any trade or dealing which may happen at any time before the first of November aforesaid.

**An Act for licensing and regulating Retailers and for granting and collecting an Excise on Distilled Spirituous Liquors.**

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That such persons as desire to be retailers shall, before they retail any rum, brandy or other distilled spirituous liquors, obtain a license therefor of some assistant or justice of the peace in the same county, and, if any there be, in the same

town in which such persons dwell; which license such assistant or justice, upon application to him made, is directed and empowered to grant, if he think fit. And every assistant and justice of the peace at the time of granting such license shall demand and take sufficient bond of such retailer to the Treasurer of this Colony in the sum of twenty pounds, conditioned that such retailer shall duly observe all the laws that are or shall be made respecting retailers of spirituous liquors and render a just and true account upon oath to the collector of excise in the town where he dwells of all such spirituous liquors as he had at the time of granting his said license and did receive within one year afterwards, when thereunto required, and pay the excise thereon, subtracting one-fifth part for leakage and wastage. Which license granted as aforesaid shall continue in force one year and no longer. And the fee for granting a license and taking bond as aforesaid and certifying the same shall be one shilling and six pence.

*And it is further enacted by the authority aforesaid,* That no retailer licensed as aforesaid shall directly or indirectly sell a lesser quantity of any of the liquors aforesaid than one quart, or suffer any of the liquors aforesaid by him sold to be drunk in his house or any of the dependencies thereof, under the same penalties as are by law provided against selling strong liquors in small quantities without license.

*And it is further enacted by the authority aforesaid,* That no person or persons whatsoever, (except licensed tavern-keepers and retailers,) shall sell any distilled spirituous liquors by a less quantity than thirty gallons, under the penalties above referred to.

*And it is further enacted by the authority aforesaid,* That every licensed tavern-keeper and retailer shall pay, for the use and support of government, an excise of four pence per gallon on every gallon of rum, brandy and other distilled spirituous liquors sold by retail in less quantities than thirty gallons. And each town in this Colony shall at their meetings in December annually appoint some suitable person to be collector of excise, who shall, before he officiates, be sworn to a faithful discharge of said office, and be allowed one shilling and six pence on the pound for what he shall collect by virtue of this act, for his labour, care and expence in said office. And every assistant and justice of the peace that shall grant a license to any retailer, as aforesaid, shall certify the same to the collector appointed in the town where such retailer dwells.

*And it is further enacted by the authority aforesaid,* That all tavern-keepers licensed by the county courts in this Colony shall annually account with the collector of excise in the

respective towns wherein they dwell for all such spirituous liquors and wines as shall be by them sold by retail, and shall pay the excise thereon to such collector, in the same manner and under the same regulation as retailers licensed as aforesaid are required to do, on penalty of forfeiting twenty pounds to the Treasurer of this Colony for the use of the Colony. And all collectors of excise, appointed as aforesaid, shall annually pay into the Colony treasury all such sums as they shall collect as aforesaid.

*Be it further enacted by the authority aforesaid,* That if any number of persons within this Colony shall joyn in purchasing thirty gallons or more || of any of the spirituous liquors aforesaid and divide the same among them into less quantities than thirty gallons, to avoid paying the excise as aforesaid, they shall incur the same penalties as is by law provided in case of selling such liquors by retail in small quantities without license.

*Provided nevertheless,* That in case any tavern-keeper or retailer shall sell any of the liquors aforesaid by quantities not less than thirty gallons, upon proof thereof made to the collector of excise in the town where such tavern-keeper or retailer dwells, the excise of such liquors shall be abated.

*Provided also,* That no person that is now a tavern-keeper, nominated and licensed as the law directs, shall be obliged to account with the collectors to be appointed by virtue of this act for any spirituous liquor sold by him before the expiration of said license, but they shall account for the same and pay the excise thereon in the same manner as if this act had not been made, anything herein contained to the contrary notwithstanding.

*Be it also enacted,* That the law of this Colony entituled An Act for granting and collecting of excise be repealed, and the same is hereby repealed and made void accordingly.

An Act for making and naming a District for a Court of Probate in the northwest Part of this Colony and erecting a Court of Probate therein.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the towns of Sharon, Salisbury, Canaan, and the first society in the town of Kent, and the lands on the west side of Ousatunnick River annexed to Kent, shall be one district of or for a court of probate, and shall be called and known by the name of the District of Sharon; and that in the said district shall be a court of probate held by one judge, to be appointed and commissioned for that purpose according to law, who shall have a clerk by him to be appointed and sworn

to that office ; which court shall have and exercise the same powers, authorities and privileges that the other courts of probate in this Colony by law have and are respectively vested with ; and all appeals from said court of probate shall be regulated and governed according to the order and directions of the law respecting appeals from the courts of probate in this Colony.

*Provided nevertheless,* That all matters and business that hath been begun, entred, or are depending in the court of probate in the district of Litchfield; shall be issued and finished in said court as though this act had not been made ; anything herein contained notwithstanding.

An Act for Explanation and Alteration of the Law of this Colony entitled An Act for forming and regulating the Militia and for the Encouragement of Military Skill for the better Defence of this Colony.

Whereas divers able, effective men, under pretence of the consent of the officer or officers and soldiers of the company or troop to which they belonged, are suffered to excuse themselves from military duty and service, and others by enlistments into troops, which before consisted of the full number by law allowed, and under various pretences, other than legal discharges, endeavour to escape the service and duties which the law requires of them : Therefore, to prevent the same, and to remove disputes and doubts concerning the law in such cases,

*Be it declared and enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That all and every person and persons in this Colony, except troopers, from sixteen years old to fifty, who by law are not exempted from military service and are not discharged and dismissed therefrom according to the directions of the law providing for the discharge of such as are unable by reason of bodily indisposition, are and shall be under the command of the officers of the respective foot-companies within the limits of which they dwell, and ought to and shall do duty therein accordingly, any such pretended release by any officers, or consent of the companies, or enlistments into full troops, or other express or imply'd release or omission to [315] call them under colour || of their being excused, or other illegal pretence whatsoever, notwithstanding. And all officers and soldiers are to conform themselves thereto accordingly.

And whereas in times of war the troops, as such, in this Colony are not likely to be serviceable abroad, and unless they be at such times liable to be compelled into the foot service will be excused from a proportionable part of his Majesty's service against the enemy, whereby the force of the Colony

may be weakened, to the prejudice of the public service : For remedy whereof,

*Be it enacted by the authority aforesaid,* That for the future the soldiers belonging to the several troops in this Colony shall be as liable and subject to impresses or detachments, and may be compelled to military service under the command of the officers of the foot-companies that may be appointed over them in any expedition or other occasion in his Majesty's service abroad, as the soldiers in the foot-companies are liable and subject to ; anything in the aforesaid act heretofore to the contrary notwithstanding.

*Be it further enacted by the authority aforesaid,* That such parts of a paragraph of said act wherein it is enacted that each trooping horse as in said act is provided shall be freed from taxes is repealed, and the same is hereby repealed and made void accordingly.

An Act in Addition to one Law of this Colony entituled An Act for directing and regulating the Levying Executions.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That in any action brought or to be brought on any debt or duty arisen on any contract originally exprest or understood to be for bills of credit, and final judgment shall be obtained thereon for lawful money in damages for non-payment or discharge of such debt or duty, and execution shall issue on such judgment, in such case the person of any such debtor shall not be liable to be imprisoned by force of such execution, or to have any of his estate taken or extended : provided such debtor shall, any time before the levying of such execution, or at the time that demand shall be made for the payment and satisfaction thereof, or any time before the sale of any goods that may be taken, shall deliver or tender to the officer levying such execution a sufficient quantity of good and merchantable pork, beef, wheat, rye, Indian-corn, or flax, to satisfy and discharge such execution with the levying fees and customary prices for carriage to the nearest place of transportation, at the prices stated and set by act of this Assembly or may be so stated and set on said commodities for the payment of rates.

*Always provided,* That in case any dispute shall arise, whether any of said commodities that shall be tendered as aforesaid be merchantable or not, the creditor shall choose one man and the debtor another, and the officer a third if need be, who shall determine the matter.

*And it is further enacted by the authority aforesaid,* That it shall be the duty of every clerk of the court and of every

assistant and justice of the peace granting such execution, and they are hereby ordered and directed, to endorse on such execution that the judgment on which such execution is granted was given on a contract originally made for bills of credit.

*Provided also,* That this act continue in force one year from the rising of this Assembly, and no longer.

An Act in Addition to one Law of this Colony entituled An Act for regulating of Goals and Goalers.

Whereas amongst other things it is enacted that the assistants and justices of the peace in the several counties shall tax the inhabitants of the counties for building of goals, &c., but no particular direction is therein given for levying and collecting such taxes,

*Be it therefore enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority [316] of the same,* That for || the collecting of any such tax already granted and not collected, or that shall be hereafter so granted, the county court shall appoint collectors or collector in each town in the county to levy and collect the same, which collectors so appointed shall have the same fee, power and authority, as other collectors in this Colony by law have. And in case any collector so appointed shall refuse to serve, such collector so refusing shall incur the same penalty as other collectors are subject to in case of refusal.

*And be it further enacted by the authority aforesaid,* That the county treasurers shall give out their warrants to such collectors to levy and collect such tax. And in case such collectors shall refuse or neglect to pay the same into the county treasury, according to the direction in such warrant, the county treasurer shall, by warrant under his hand directed to some proper officer, make distress on such collector's person or estate for satisfying of such sum or sums as said collector by said warrant shall be directed to levy and collect.

An Act in Addition to one Law of this Colony entituled An Act for preventing and removing Nuisances in Creeks, Rivers and other Water-Courses.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the river in the township of Lyme called the Eight Mile River shall be under the same regulations that the rivers mentioned in said law are; and that if any person or persons whatsoever shall by weirs, hedges, seines, or by any other means, obstruct the passage or course of the fish in said Eight Mile River, such person or persons so offending shall be subjected to the same penalties, and every such weir, &c., shall and may be removed as a common nuisance, as in and by said act is provided.

The Gentlemen that stand in Nomination for Election in May next  
are as follow, viz:

The Hon <sup>ble</sup> Thomas Fitch, Esqr.	Phinehas Lyman, Esqr.
The Hon <sup>ble</sup> William Pitkin, Esqr.	Roger Wolcott, jun <sup>r</sup> , Esqr.
Roger Newton, Esqr.	Jonathan Huntington, Esqr.
Ebenezer Silliman, Esqr.	Daniel Edwards, Esqr.
Jonathan Trumble, Esqr.	The Hon. Roger Wolcott, Esqr.
Hezekiah Huntington, Esqr.	Maj <sup>r</sup> Jabez Hamlin.
Andrew Burr, Esqr.	Col. Shubael Conant.
John Chester, Esqr.	Col. Joseph Pitkin.
Thomas Wells, Esqr.	Col. Joseph Fowler.
Benjamin Hall, Esqr.	Capt. Matthew Griswold.

This Assembly do appoint Benjamin Hall, Esqr, to be Colonel of the 10th regiment of militia in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Elihu Chauncey, Esqr, Lieutenant-Colonel of the 10th regiment of militia in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Elihu Hall, Esqr, Major of the 10th regiment of militia in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan Miller to be Captain of the company or trainband in the parish of Northington in Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hart to be Lieutenant of the company or trainband in the parish of Northington in Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Wells to be Ensign of the company or trainband in the parish of Northington in Farmington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Ely to be Captain of the 3d company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezra Selden to be Lieutenant of the 3d company or trainband in the town of Lyme, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Richard Ransford to be Ensign of the 9th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Sumner to be Captain of the 12th company or trainband in the

5th regiment in the Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Smith to be Lieutenant of the 12th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

[317] This Assembly do establish and confirm Mr. John Holmes junr to be Ensign of the 12th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Tainter to be Captain of the company or trainband in the parish of Northford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Maltbie to be Lieutenant of the company or trainband in the parish of Northford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Benjamin Maltbie to be Ensign of the company or trainband in the parish of Northford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Griswold to be Captain of the 2d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Backus to be Lieutenant of the 2d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Abell to be Ensign of the 2d company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Wood to be Lieutenant of the company or trainband in the parish of Standwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Job Cole to be Ensign of the 7th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Brown to be Captain of the 2d company or trainband in the town of Preston, in [the] 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Leonard to be Lieutenant of the 2d company or trainband in the town of Preston, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thaddeus Cook to be Ensign of the 2d company or trainband in the



town of Preston, in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Peters to be Ensign of the company or trainband in the parish of Gilead, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Lazell to be Captain of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Howard to be Lieutenant of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Jennings jun<sup>r</sup> to be Cornet of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Hibbard to be Quarter-Master of the troop of horse in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Arnold to be Captain of the 1st company or trainband in the parish of Millington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Barns to be Ensign of the 1st company or trainband in the parish of Millington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Dart to be Captain of the 6th company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Morgan to be Lieutenant of the 6th company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Beebe to be Ensign of the 6th company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Parker jun<sup>r</sup> to be Captain of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Minor to be Second Lieutenant of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Dennison

the 2d, to be Cornet of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Swan to be Quarter-Master of the troop of horse in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Parsons to be Ensign of the north company or trainband in the town of Durham, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Sherwood to be Captain of the troop of horse in the 4th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezra Hawley to be Lieutenant of the troop of horse in the 4th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ichabod Lewis to be Cornet of the troop of horse in the 4th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Moss to be Quarter-Master of the troop of horse in the 4th regiment in this Colony, and order that he be commissioned accordingly.

[318] This Assembly do establish and confirm Mr. Benjamin Warner to be Captain of the 3d company or trainband in the town of Woodberry, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Hunt to be Lieutenant of the 3d company or trainband in the town of Woodberry, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Baker to be Ensign of the 3d company or trainband in the town of Woodberry, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eliakim Hall to be Captain of the troop of horse in the 10th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Caleb Johnson to be Lieutenant of the troop of horse in the 10th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Mills to be Lieutenant of the 7th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Edward Convers to be Ensign of the 7th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Swan to be Captain of the 4th company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Wheeler junr, to be Lieutenant of the 4th company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Williams to be Ensign of the 4th company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Fish to be Captain of the 13th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Fish to be Lieutenant of the 13th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Robins to be Ensign of the 13th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

An Act in Addition to an Act made and passed by this Assembly in March last entituled An Act to supply the Treasury in the present extraordinary Emergencies of Government and for creating and issuing Bills of Credit.

Whereas in and by said act three several taxes are granted and ordered to be levied on the polls and rateable estates in this Colony: the first, a tax of four pence lawful money on the pound on the lists brought in to this Assembly in October last with the additions, to be collected and paid into the treasury of this Colony by the last day of December next in lawful silver money, or in gold at five pounds per ounce troy weight, or bills of credit emitted by act of this Assembly in January last or that were emitted by the aforesaid act, &c.; the second, a tax of four pence lawful money on the pound on the lists brought in to this present Assembly with the additions, to be collected and paid into the treasury by the last day of December 1756, in like manner and form as the foregoing; the third, a tax of one penny on the pound on the lists that shall be brought in to this Assembly in October 1756, to be collected and paid in by the last day of December 1757, in like

manner and form as the other two taxes; which said three taxes are by said act appropriated for the payment and discharge of the orders drawn on the Treasurer by the committee mentioned in said act at the respective times of payment, and for the payment of the other expences of this Colony; and the allowing the bills of credit of this Colony emitted since the making said act, or that shall be hereafter emitted, to be received in payment of said tax may be an ease and advantage to the people, and may answer well for the payment of expences, provided sufficient security be made for the payment and discharge of the said orders drawn on the Treasurer by the committee named in said act at the respective times of payment: In order thereunto,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That any of the bills of credit that have been or shall here- [319] after be emitted by act of this Assembly since the grant || of said taxes may and shall be allowed to be taken and received in discharge of said taxes, anything in said act notwithstanding.

*Be it further enacted,* That John Chester, Joseph Buckingham and John Ledyard, Esq<sup>rs</sup>, the committee named in said act for the purposes therein mentioned, be a committee, and they are hereby appointed a committee, from time to time in the month of February, yearly, before the time for payment of the several orders given by them on the Treasurer as mentioned in said act, to examine into the circumstances of the treasury and what money there is for the payment and discharge of said orders that are nearly become due; and in case they do not find there a sufficient sum of silver and gold for the discharge of said orders in due season, that they give orders on the Treasurer to pay into the hand or hands of some prudent, judicious and skilfull person or persons, by them to be named and appointed, a sum or sums of bills of credit as they shall think sufficient, to be by him or them used and disposed in the best manner to procure a sufficiency of silver and gold for the discharge of said orders, and he or they to pay the said silver and gold so procured to the Treasurer for the use aforesaid, taking his receipt therefor, to be lodged with the Secretary; and the said person or persons are hereby directed to lay his or their account or accounts before the said committee, who shall make a reasonable allowance for his or their trouble in transacting said business.

An Act to provide for emitting Bills of Credit and for laying a Fund to sink and discharge the Same.

Whereas this government have joyn'd sundry of the neigh-

houring Colonies in an attempt to remove and dislodge the French from their encroachments made on his Majesty's territories at and about Crown Point, and finding it necessary for his Majesty's service to be prepared for further operations to that purpose, and also to pay off the soldiery that have been engaged therein, for which there is no adequate supply in the treasury, and the people being under heavy taxes and not in a capacity to supply money timely for the purposes aforesaid: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That there be forthwith imprinted the sum of twelve thousand pounds in bills of credit on this government equal to lawful money, of suitable denominations from nine pence to forty shillings, as the committee herein appointed shall direct, and of the same tenor with the last emission of bills of credit ordered by the Assembly of this Colony in August last, with interest at five *per cent. per annum*, and payable by the first day of April 1760, dated the day of the session of this Assembly. And the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, John Chester, George Wylls, and Joseph Buckingham, Esq<sup>rs</sup>, or any three of them, are appointed a committee for the purposes aforesaid, and directed to take care that the said bills be printed with all convenient speed, and to sign and deliver the same to the Treasurer, taking his receipt therefor. And said committee shall be sworn to the faithful discharge of their trust. And the Treasurer aforesaid shall pay out said bills of credit according to the orders of the Assembly as the value of such bills shall be at the time of putting off the same.

And, for providing and establishing an ample and sufficient fund for calling in, sinking and discharging the bills aforesaid, according to an act of Parliament made in the twenty-fourth year of his present Majesty's reign, entituled An Act to regulate and restrain paper bills of credit in his Majesty's Colonies of Rhode Island and Providence Plantations, Connecticut, the Massachusetts Bay, and New Hampshire, in America, and to prevent the same being legal tenders in payment of money,

*Be it further enacted by the authority aforesaid,* That a tax of three pence lawful money on the pound be granted, and the same is hereby granted, and ordered to be levied on the polls and rateable estate in this Colony according to the list thereof to be brought into this Assembly in October 1758, with the additions, which shall be collected and paid into the treasury of this Colony by the twentieth day of August 1759; which tax may be discharged by paying the bills emitted by

this act or lawful money, and no other ways whatsoever; and the Treasurer is hereby directed to send out his warrants accordingly.

This Assembly, on consideration of the state and circumstances of the British Colonies in North America with regard to the French and their Indian allies, and the importance of protecting and defending his Majesty's just rights and dominions in these parts against the encroachments that have been or may be attempted, are of opinion, that it is expedient there be a meeting, as soon as may be, of the several British Colonies, by Commissioners, to consult the most proper measures to promote his Majesty's service: Therefore, this Assembly do nominate and appoint Ebenezer Silliman and Jonathan Trumble, Esq<sup>rs</sup>, for and on the behalf of this Colony to meet with such Commissioners as shall be appointed by his Majesty's other governments, and with his Excellency Major-General Shirley and such of the Governors of any of the Colonies [320] that shall || be present at the City of New York on the fifteenth day of November next, or such other time as shall be agreed on, to consider and represent the general state and circumstances of his Majesty's Colonies, the encroachments of the French, and the various transactions and operations hitherto, and to consult the proper measures to be taken for the general interest of the common cause, for his Majesty's service. And his Honour the Governour be desired to commission them accordingly, and acquaint the Governors of the adjacent Colonies of this appointment, that the same may be laid before their respective Assemblies, desiring their consideration thereof.

Whereas by the last intelligence transmitted by Major-General Johnson from the camp at Lake George, it appeared to this Assembly that by a Council of War held there, on the twentieth and twenty-first of October 1755, it was voted that it was not advisable to proceed on the expedition this fall, for such reasons therein represented as then shewed it not only to them but to this Assembly impracticable; and thereupon this Assembly resolved that such of the troops sent from this Colony as might conveniently be spared from the service at the camp should be dismissed, and accordingly dispatches were forwarded to Major-General Johnson advising him thereof, which set out from hence the first of November: And whereas upon advices since received from the government of the Massachusetts it appears that government on the twenty-fifth of October dispatched advice to the General not to dismiss any of the soldiers from the camp till further orders, which it is

probable may arrive before the dispatches from hence, and so prevent the dismissal of the soldiers as proposed by this Assembly: And whereas this Assembly are also advised that the Assembly of the Massachusetts are of opinion it is expedient the expedition immediately proceed, and for that purpose have sent forward to Albany a committee to afford all the influence and assistance in their power, and have requested the other governments concerned to joyn in the same design: Whereupon this Assembly, having again taken these matters into their further consideration and maturely deliberated thereon, are of opinion that the representation made by the Council of War in the army and the obstructions which now appear in the way of their proceeding in the expedition at this season manifest the impossibility and inexpediency of a further progress at this time, and that the steps taken by this Assembly, as before-mentioned, were most expedient: yet, as this Assembly would by no means prevent the performance of any service within the power of the army in pursuance of the original design, so, in case it shall appear on further enquiry that those hindrances lying in the way of a further progress are or may be removed or surmounted, and the army shall be judged to be of sufficient strength, this Assembly declare their readiness to do everything on the part of this Colony with utmost vigour and dispatch to forward that service; and therefore do hereby appoint Benjamin Hall and John Hubbard, Esq<sup>rs</sup>, forthwith to repair to Albany, to confer with such committees from the other governments as may be there with regard to the premises. And in case the Council of War in the army shall judge it proper again to take into consideration the state and circumstances of the army, their strength, the necessary supplies and season of the year, &c., and thereon shall agree and judge it to be safe and expedient, under all circumstances, to proceed, and advise the committees of the governments of such their opinion and signify their willingness to proceed, that then the committee for this Colony forthwith endeavour to do and perform everything necessary on the part of this Colony to forward the design. And if they find it necessary, by reason of any delays they may meet with in their journey to Albany, that they send forward by express intelligence of what they are charged with, and that their arrival may soon be expected.

*Resolved by this Assembly,* That the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor of this Colony, be and is hereby desired to meet at New York with the Governors and Commissioners of the other governments, or such of them as shall meet there, on the fifteenth day of November next, or such other time as

they shall meet, to consult and advise in those matters and things as shall be there transacted for the good and benefit of the common cause of his Majesty's Colonies in North America.

[321] *Resolved by this Assembly*, That if by the Commissioners from this and the other governments expected to be convened at New York at the approaching congress, some further attempt against Crown Point should be projected and agreed on, and to be carried into execution so early as the transportation of necessary stores and provisions cannot be by water, that his Honour the Governor is in such case desired to advise some one or more of the commissaries thereof, and to direct them seasonably to purchase such quantity of good pork and other necessary provisions as may be a sufficient supply of our part of the forces in the proposed armament, for and during the continuance of such expedition, and the same pork either hold alive or secure with the other provisions in store in this Colony, or, in such manner as may be then judged most expedient, forward to Albany or where else may be thought best, as the circumstances of the affair shall then be.

*Resolved by this Assembly*, That Mr. Elisha Whittlesey be and he is hereby directed, to repair forthwith to New York and purchase a quantity of bread and flour, not exceeding one hundred and twenty thousand weight of both, the bread to be chiefly of the middling sort and new (if to be had,) and ship the same by the first good opportunity from thence to Albany to the care of Commissary Lyman, for the use of our troops gone against Crown Point. And he is further directed to take from his Honour the Governor a letter to his Excellency Governor Hardy, for the sum of two thousand five hundred pounds out of the eight thousand pounds granted to this Colony by the government of New York, and improve so much as shall be needed for the making the abovementioned purchase of bread and flour, and lay his account before the Committee of the Pay-Table for their allowance, and pay the ballance thereof to the Treasurer of this Colony, taking his receipt, and lodge the same with the Secretary.

*Resolved by this Assembly*, That Mr. Aaron Day be and he is hereby directed, to repair forthwith from hence to Albany and there advise with Commissary Lyman concerning the best and most speedy measures to be used for the supply of our troops with bread and flour, and that he purchase at Albany and other places at or near Hudson's River, such quantity as they shall judge needful, not exceeding one hundred and



twenty thousand weight of bread and flour, for the use of our troops at the forts at the Carrying Place and at Lake George, and make use of the best means for carrying bread and flour forward to said forts. And in case men or horses shall be wanted for carrying the same forward, the same may be hired or impressed in this Colony; and for that purpose his Honour the Governor is hereby desired to put into the hand of said Mr. Aaron Day warrants to impress (if need be) such number as shall be wanted, not exceeding one hundred men and five hundred horses, with proper furniture, provender and sacks, to proceed forthwith on said business. And his Honour the Governor is desired to write to Governor Hardy for the sum of one thousand pounds out of the eight thousand pounds granted to this Colony by the government of New York, to be paid to said Mr. Aaron Day to purchase the bread and flour needful and to defray the charge of carriage in that government. And the said Mr. Aaron Day is hereby directed to lay his account before the Committee of the Pay-Table for their allowance, and pay the ballance thereof to the Treasurer of this Colony, taking his receipt therefor, and lodge the same with the Secretary.

*Resolved by this Assembly,* That Mr. Elisha Whittlesey deliver to his Honour the Governor the sum of fifty pounds York money, of the money belonging to this government now in his hands, for his Honour's expences, &c., at the Congress proposed to be holden at New York.

*Resolved by this Assembly,* That Mr. Elisha Whittlesey be directed and he is hereby directed, to pay to Ebenezer Silliman and Jonathan Trumble, Esq<sup>rs</sup>, the sum of one hundred pounds New York money, of the money in his hands belonging to this government, for the disbursements and other expences they may be at in the service of this Colony as Commissioners at the proposed Congress to be in New York: they to render account of the same to the Assembly of this Colony.

[322] *Resolved by this Assembly,* That Mr. Commissary Lyman at Albany be and he hereby is directed to pay and deliver unto Benjamin Hall and John Hubbard, Esq<sup>rs</sup>, to be by them applied to the use of this government, the sum of forty pounds of the current money of New York in his hands, or for want thereof to that amount and value in the silver or gold belonging to this government remaining in his hands: they to render their account thereof to this Assembly.

*Resolved by this Assembly,* That his Honour the Governor be desired to write to the Governors of New Hampshire and Rhode Island, advising them that this government have made

ample provision to draw in and sink the small remainder of bills of credit on this Colony, commonly called Old Tenor Bills, and have provided that after the first day of November one thousand seven hundred fifty-six all accounts in this government be kept in lawful money ; that there are in the hands of the inhabitants of this Colony a considerable sum of the New Hampshire and Rhode Island bills of credit, the fix'd periods for the payment of said bills 'tis supposed are past ; that to have these bills in our possession at a time when we are going into a different medium of trade will be attended with great inconveniences ; to desire those Governors to lay this affair before their respective Assemblies, and signifying that this Assembly cannot doubt but, as the time for calling in and discharging those bills is past, they will make a just and equitable provision for effectually answering that purpose, which will be a means to prevent disputes and difficulties that may otherwise arise betwixt the governments and to cultivate and improve the affection and good harmony now subsisting, which it is the desire of this Assembly to render more and more firm.

*Resolved by this Assembly,* That all the polls of officers and soldiers of the first levy, consisting of the number of one thousand men in the pay of this Colony for the expedition against Crown Point, who went into that service under the command of Major-General Johnson and continued therein until legally discharged therefrom, shall be and are hereby exempted out of the public list for the current year.

*Resolved by this Assembly,* That his Honour the Governor be and he is hereby desired to order the collector of the customs in this Colony and the naval officers not to clear out any vessels on which is loaded any pork, beef, wheat, rye, indian corn, bread or flour, more than what shall be necessary for stores for said vessel for the voyage she is bound on, without and until the master of such vessel shall become bound with sufficient sureties unto the Treasurer of this Colony in the penal sum of one thousand pounds lawful money, conditioned that all such provisions, except necessary stores as aforesaid, shall be landed and disposed of in some part of his Majesties dominions and to some of his Majesty's subjects. And these orders to continue till his Honour shall be informed whether the other governments shall prohibit the exportation of provisions out of their respective governments. And in case the other governments shall prohibit the exportation of provisions as aforesaid, then his Honour the Governor is desired to lay an embargo on the above-mentioned articles of provision,

according to the law of this Colony in that case made and provided.

*Resolved*, That it is the opinion of this Assembly that such and so many of the troops raised by this government and under the command of Major-General Johnson as, (regard had to fortifying, garrisoning, and other occasional operations,) may safely be drawn off, be forthwith dismissed and at liberty to return home, and that the number to be retained in said army be according to the quota originally proposed and agreed on [323] between the governments in said armament concerned; || and further, that in such dismissal the troops first sent into said service be preferred, save only such of them as may voluntarily remain therein. And his Honour the Governor is desired hereof to advise said General Johnson by immediate express to him with a copy of this resolve.

Whereas public measures appear to be taking for evacuating the Province of Nova Scotia of its French inhabitants and removing or dispersing them to other places more consistent with the safety of his Majesty's American dominions,

*Resolved by this Assembly*, That if, in pursuance of such design, any of them happen to be brought into any place in this Colony with expectation of being here received and cared for, his Honour the Governor is desired on such their arrival to issue forth such orders for their being received, taken care of and disposed of, in such place or places in this government and under such circumstances, as may be judged most expedient, or otherwise for their removal elsewhere, having regard to such order or authority as may attend their conveyance hither.

Upon the petition of Thomas Elmor, of Windsor, against John Bannister, of Newport in the Colony of Rhode Island, setting forth that said Bannister brought his action against the petitioner to Hartford adjourned county court in January last, on bond conditioned for payment of four hundred pounds old tenor, at which court on tryal of said case judgment was rendered in favour of said Bannister against the petitioner; representing to this Assembly that he, the petitioner, hath evidence, of which he was at said tryal unexpectedly disappointed, sufficient to prove the payment of said bond, &c.; praying for liberty of a new tryal of said case, &c., as by the petition on file may more fully appear: *Resolved by this Assembly*, that the petitioner have liberty of another tryal of said case at the county court to be holden at Hartford on the first Tuesday of November next, and that all cost follow the final judgment that shall be rendered in said case. And in

case judgment shall on such tryal be rendered in favour of the petitioner, said county court is hereby enabled and directed to give judgment for the petitioner to recover back from said Bannister all that which he hath recovered of the petitioner by force of said judgment in January last, and award execution accordingly.

Upon the petition of Zebulon Shepard, of New Hartford, against Daniel Brown, of Farmington, and Joseph Shepard, of Hartford, administrators on the estate of Samuel Shepard late of Hartford, deceased, and Timothy Moses and Lemuel Roberts, both of Symsbury, shewing to this Assembly that said deceased Samuel Shepard made his last will and testament, in and by which he gave and devised certain lands and real estate to one Thomas Shepard then of Hartford, now deceased, and that said Thomas about the same time, *viz.* soon after, made his last will and testament and therein devised all his estate to the petitioner for the purpose of taking care of certain impotent children of said Thomas, which Thomas died before said Samuel, by which means the bequest or legacy of said Samuel to said Thomas, and consequently of said Thomas to the petitioner as to said estate of said Samuel, become lapsed, which however being unknown to the petitioner, that he entered upon said estates &c., supposing the same to be his own by force of said wills, and possessed the same for several years and sold part thereof to Col. John Whiting of Hartford, who afterwards made over the same to his son John Whiting junr, of said Hartford; that said Brown and said Joseph after some time claimed to have administration granted on the said estate of said Samuel, as being intestate or said bequest to said Thomas being lapsed by means of the prior death of said Thomas, which being allowed and granted to them they proceeded to divide said estate to and among the heirs and next of kin of said deceased Samuel, and also obtained liberty from the General Assembly to sell some of said lands belonging to the estate of said deceased Samuel for the payment of certain charges &c. allowed against said estate; complaining that many of said charges &c. were unreasonable and had been before paid, and further, that some of the lands so by the petitioner sold to said Whiting had been by said administrators sold to said Moses and Roberts for the payment of said charges &c., to the great harm and detriment of said Whiting, whereby the petitioner is exposed to the action of said Col. Whiting on his warrant to him, &c.; praying to have a committee appointed to look into the matters aforesaid, &c., as by the petition on file may more fully appear: Resolved by this Assembly, [324] that a committee be appointed as prayed for. || And

John Chester and John Ledyard, Esq<sup>rs</sup>, and Capt. Daniel Goodwin, are hereby authorized and directed as a committee as aforesaid, to enquire of the parties and otherwise, according to their best judgment, into the matter of said complaint as set forth in said petition, and make report to this Assembly at their session at Hartford in May next of what they shall judge right and equitable to be done to and by the parties respectively with regard to said matter of complaint.

Upon the petition of John Ledyard jun<sup>r</sup>, of Groton, shewing to this Assembly that Samuel Burroughs jun<sup>r</sup>, of Groton, brought his action of account against said petitioner to the county court held at Norwich in the county of New London on the 4th Tuesday of November, 1753; that said action by divers removes came to a final tryal at the superior court held at New London on the 4th Tuesday of September, 1755; that the said superior court rendered judgment in favour of said Burrows to recover of said petitioner £132 2s. 10d. old tenor and cost taxed at £10 2s. 5d. lawful money; that the matter of said action was referred to auditors &c.; complaining that said auditors had mistook the law, &c.; praying for a new tryal &c., as per petition on file: Resolved by this Assembly, that the said petitioner be and is hereby granted the liberty of a new trial in said action at the superior court to be held at Norwich in and for the county of New London on the 4th Tuesday of March next, and that the cost from the beginning follow the final tryal.

Upon the petition of Samuel Morris, of Thompson parish in the town of Killingly, representing that on the 13th of September, 1750, one Moses Mercy, of Sturbridge in the county of Worcester and Province of the Massachusetts Bay, at the request of the petitioner and for his debt became bound unto Samuel Perrin and John Perrin in the sum of £1140 old tenor bills; that at the same time he made and executed to said Moses Mercy a conveyance of several pieces of land in said Thomson parish, being parcel of the farm whereon the petitioner now lives and are those parts lately set out to the said Perrins in the partition of the estate of Mr. Samuel Morris deceased, the petitioner's father; that the said Moses Mercy was by his bond of even date with said deed obliged to reconvey said lands to the petitioner upon his paying said sum of £1140 old tenor and interest in one year then next; that the petitioner not being able to pay said monies at the time, the said Moses Mercy agreed further to wait, and had taken further securities for forbearance of said monies; that the petitioner had since tendered to pay the said monies, and that

the said Moses Mercy refused to accept the same or on any reasonable terms to reconvey said lands to the petitioner according to the real intentions of the said parties and the equitable right of redemption which yet remained to the petitioner; and praying for relief, &c.; which matters being by this Assembly referred to John Chester, David Rowland and Elisha Sheldon, Esqrs, as a committee thereof to enquire, and they having reported that there is remaining due to said Moses Mercy the sum of £1701 16s. 2½*d.* old tenor, (exclusive of what securities he had taken for interest of said monies,) to make good the principal, discount and interest of said £1140 for which said Moses became bound as aforesaid, which said sum of £1701 16s. 2½*d.* old tenor is supposed to be equal to £141 17s. 5*d.* lawful money: It is therefore resolved by this Assembly, that the said Samuel Morris hath right to redeem said lands, and upon the tendry or payment of the aforesaid sum of £141 17s. 5*d.* lawful money with the lawful interest for the same from this day till the time of tendry or payment to be made by the said Samuel Morris unto him, the said Moses Mercy, at his, said Mercy's, dwelling house at or before the 20th day of April next he, the said Moses Mercy, do and shall duly execute and acknowledge a good, ample deed of release and quitclaim unto him, the said Samuel Morris, his heirs and assignus, with covenant of warranty against the heirs and all others claiming under him, the said Moses, of the two parcels of land conveyed to him by the petitioner as aforesaid; and that on failure of the said Moses Mercy so to execute and deliver such deed unto the said Samuel Morris, or to lodge the same with the said Secretary for the use of said Morris some time before the 10th day of May next, he, the said Moses Mercy, shall forfeit and pay to the petitioner the sum of £500 lawful money, to be levied of the goods or estate of him, the said Moses Mercy.

[325] Upon the petition of David Lockwood, of Greenwich, against Rebekah Rundell, widow and relict of Abraham Rundell late of Greenwich, deceased, and Jeremiah Rundell, Jonathan Rundell and Jeremiah French and Abigail his wife, all of said Greenwich, and Abraham Rundell of Stanford, and Joseph Tucker and Sarah his wife, of North Castle in the county of West Chester and Province of New York, and John Silkman and Mercy his wife, of Bedford in said West Chester county, children and heirs (the said Tucker and Silkman in right of their said wives) of said deceased Abraham, and Justus Clauson, of said Stanford, shewing to this Assembly that the petitioner had been obliged to pay and answer large sums of money recovered against him by the executors of the last

will of Capt. John Lyon, late of Rye in said Province, deceased, on bond given by the petitioner to said Lyon to indemnify him with respect to certain monies by the said deceased Abraham Rundell and said Clauson borrowed of said Lyon; setting forth that said Rundell being deceased and said Clauson unable to pay the whole of said sums, and that remedy at law in the premises is become difficult, &c.; praying for relief in the premises, and that commissioners may be appointed to enquire into the said matters and make report to this Assembly &c., as by the petition on file may more fully appear: Resolved by this Assembly, that Jonathan Hoit and Jonathan Maltbie, Esq<sup>rs</sup>, and Mr. Nathaniel Hubbard, all of Stanford, be a committee, and they are hereby fully impowered and directed as a committee, to enquire into the matters contained in said petition and find what is due from the petitionee to the petitioner for his said damages &c., and if any thing due from whom and in what proportion, and make report to this Assembly at their sessions in May next of what they shall find in the premises with their opinion thereon.

Upon the memorial of Samuel Wadsworth, Stephen Spaulding, John Eaton, Ezekiel Little, Joseph Hutchins, Simeon Spaulding, Jonathan Grover, Wyman Hutchins, Timothy Grover, Daniel Howlit, James Draper, Joseph Bateman, Gideon Draper, Samuel Gold, Daniel Lawrence, Ezra Hutchins, Widow Eunice Gold, Willard Spaulding, William Short, John Eaton jun<sup>r</sup>, Cyprian Stevens jun<sup>r</sup>, and Matthias Whitney, all of the town of Killingly, living within the limits of the first society in said town, representing that they are of that profession or denomination called Separates; that they have set up and maintain the worship of God in their own way among themselves; praying to be exempted from charges in the said first society, &c.: Resolved by this Assembly, that the memorialists be freed and exempted, and they are hereby freed and exempted for the future, from paying any rates toward the support of the minister or for the building or repairing of meeting-houses in the said first society of Killingly.

Upon the memorial of Amos Matthews, administrator of the estate of Deborah Parker late of Wallingford, deceast, shewing this Assembly the debts due from the estate of the said deceast surmount the moveable part of said estate the sum of £23 2s. 6d. money old tenor, and praying for liberty to sell of the land of said deceast sufficient to enable him to pay said debt with the necessary charges arising on the sale of said land: Resolved by this Assembly, that said administrator have liberty to make sale of so much of the said de-

ceast's land, at the direction of the court of probate for New Haven district, as to enable said administrator to pay the aforesaid sum with the necessary charges arising on the sale thereof.

Upon the memorial of Sarah Pike, of Canterbury, administratrix on the estate of John Pike late of said Canterbury, deceased, shewing to this Assembly that there is sundry debts due from said estate found out since the General Assembly holden at Hartford in May last, to the amount of £358 0s. 9*d.* old tenor, and that there is no personal estate to pay the same, and praying to this Assembly for liberty to sell real estate &c. : Resolved by this Assembly, that the said Sarah Pike have liberty, and that she is hereby impowered, to sell so much of [326] the real estate of said deceased as to || pay the said sum of £358 0s. 9*d.* in bills of credit in the old tenor with the necessary charges arising thereon, and taking the direction of the court of probate for the district of Plainfield therein.

Upon the memorial of Martha Torry, administratrix on the estate of Samuel Torry late of Middleton, deceased, shewing to this Assembly that the debts due from the estate of the said deceased surmount the moveable estate of said deceased the sum of £207 9s. 7*d.* old tenor bills ; praying for liberty to sell so much of the real estate of said deceased as to make said sum : Resolved by this Assembly, that the said administratrix have liberty, and she with Mr. John Bacon of Middleton are hereby impowered, to sell so much of the real estate of said deceased as to make said sum of £207 9s. 7*d.* old tenor bills with the incident charges thereon arising, taking the advice of the court of probate for the district of Hartford therein.

Upon the memorial of Sampson How, of Middleton, administrator on the estate of Robert Dixon late of Middleton, deceased, shewing to this Assembly that the debts, charges and allowances made to the widow and allowed by the court of probate for the district of Middleton, surmount the moveable part of said estate the sum of four hundred fifty-eight pounds fifteen shillings and eleven pence old tenor, and thereupon praying for liberty to sell lands, &c. : Resolved by this Assembly, that the memorialist have liberty, and he is hereby authorized and impowered, to make sale of so much of the real estate of said deceased as will procure the aforesaid sum of four hundred fifty-eight pounds fifteen shillings and eleven pence money of the old tenor together with the incident charges arising on such sale, taking the direction of the court of probate for the district of Middleton therein.

On the memorial of Benjamin Bull, of Milford, conservator of the estate of Mrs. Sybil Bull of said Milford, shewing to



this Assembly that he had been obliged to expend towards the maintenance of the said Sybil the sum of two hundred twenty-four pounds five shillings and ten pence old tenor, and there was no estate to discharge said sum but what was in land; praying that some meet person might be appointed to sell so much of said land as to pay the said sum of £224 5s. 10d. with the incident charges arising thereon: It is resolved by this Assembly, that the said Benjamin Bull be appointed, and he is hereby appointed and impowered, to sell so much of the land belonging to the said Sybil Bull as to pay the sum of £224 5s. 10d. with the charges arising thereon.

Upon the memorial of Timothy Peck and others, inhabitants of the northern parts of the parish or society of Amity, praying for liberty to set up winter preaching among themselves four months in the year, &c., as by the memorial on file: Resolved by this Assembly, that the memorialists have liberty to set up and carry on public worship and preaching among themselves four months in the year, *viz.* from the first of December to the first of April, and that they be and are hereby excused from paying a proportionable part, *viz.* one-third. of their rates and tax for the support of the ministry of said society, and are also hereby enabled to lay and collect of themselves a tax for defraying the charges of such winter preaching according to law. The bounds and limits of said part of said society so to have winter preaching as aforesaid, to be all that part of said parish that lyes northward of an east and west line drawn from the south part of the widow Hannah Sperry's dwelling house.

Upon the memorial of Robert Sloan, of New London, representing that he is under a necessity of parting with all his real estate in order to discharge his just debts and get free from the demands of his creditors, which real estate, on account of its particular situation and the circumstances attending the same, cannot well be put off and disposed of at its real value, which being sold at the real value thereof would be sufficient to extricate the memorialist out of his present difficulties on account of his creditors; praying liberty to set up a lottery, to raise a [327] sum equal to the value of said real estate, || for which the said real estate to be sold and disposed of in chances to the adventurers in way of lottery, &c., as by the memorial on file may more fully appear: Resolved by this Assembly, that the memorialist have liberty to set up and draw a lottery for the purpose aforesaid. Provided nevertheless, and it is the true intent and meaning of this act and order, that no greater sum be raised by said lottery than the amount of said real estate

so to be put in chance, to be apprized by some suitable persons under oath, together with £2 *per cent.* to defray the charge of such lottery ; and no deduction to be on the prizes or sum raised. The said lottery to be concerted and managed by some suitable persons to be by the memorialist for that end appointed, and due care to be taken that no injustice be done.

Upon the memorial of Pygan Adams, Jeremiah Chapman, Titus Hurlbut, John Bradford and Joseph Harris, all of New London and selectmen of said town, shewing to this Assembly that they had expended out of the treasury of said town the sum of two hundred and twenty pounds in old tenor bills of credit for the support of one Mary Hill of said New London, (single woman,) who is and for some time past hath been distracted and under the special care of said selectmen ; also shewing that said Mary hath no estate save only about eight acres of pasture land in said New London ; praying liberty may be granted for the sale of said land, to raise money for the repayment of said sum of two hundred and twenty pounds to said town treasury, and the remainder of the product of said land to use for the support of said Mary : Resolved by this Assembly, that the said Pygan Adams, Jeremiah Chapman, Titus Hurlbut, John Bradford and Joseph Harris, the said selectmen, or any three of them, have liberty, and liberty is hereby granted to the said selectmen, (or the major part of them,) to sell the said lot of land to the best advantage and out of the produce thereof pay the said £220 to the treasury of the town of said New London, and the overplus thereof use to the best advantage for the support of said Mary, and that they keep proper accounts of their proceeding therein ; and that said selectmen account when thereunto required either by the town of said New London or by the heirs of said Mary Hill.

Upon the memorial of David Lee and Rachel Tilden, both of Coventry, administrators on the estate of Joshua Tilden late of Coventry, deceased, shewing that the deceased did in his lifetime, *viz* : on the 21st day of February A. D. 1755, take a deed of one John Thompson of said Coventry of a certain tract of land parcel of his farm on which the house of said Thompson did stand, which land is bounded out in the said memorial and the deed referred to, in which deed there is no condition on which the same land may be redeemed or any way made void ; alledging also that the said Tilden, deceased, did at the same time give to said Thompson a bond for the sum of £220 lawful money with a condition annexed, that if the said Thompson should at or before the twenty-first day of

February A. D. 1762, pay to said Tilden eleven hundred pounds old tenor with the discount that should happen, that the said Tilden should thereon give to said Thompson a deed of release back of all his right to said land, that then said bond was to have been void, and not else; alledging also that since that time said Tilden has deceased and left no child that is more than six years old; shewing that they were at a loss how to inventory the estate of said Tilden, and praying that on said Thompson's paying to them the said sum of eleven hundred pounds old tenor at such time as this Assembly should appoint with the discount, the discount to be determined by the court of probate for the district of Windham if any difference should be, that then they be directed and impowered to give to said Thompson a deed of all said Tilden's right in said land, and that he hold the same thereby against said Tilden's heirs, [328] as per said memorial on file. And the said || deed and bond being exhibited in this Court, together with other evidences, whereupon it appears to this Court that the said Thompson has an equitable right to redeem his said land: And it is thereupon resolved, ordered and enacted, that if the said Thompson pay unto the said administrators the sum of eleven hundred pounds old tenor at or before the first day of March next, with the discount that hath or shall happen on said sum, to be determined by the said court of probate, that then the said administrators give unto said John Thompson a deed of all said deceased's right of said land as described in said deed and memorial, and the same shall be good to hold the same right conveyed to said Tilden to said Thompson and his heirs against the heirs of said Tilden.

Upon the memorial of Hannah Bordman, administratrix on the estate of Timothy Bordman late of Weathersfield, deceased, in the county of Hartford, shewing to this Assembly that the debts and charges due from the estate of the deceased surmount the moveable estate of the said deceased more than has been heretofore allowed the sum of £379 10s. 4d. old tenor bills, and representing that she has no moveables left in her hands for the payment thereof, and praying for liberty to make sale of so much of the real estate of the said deceased as will procure said sum with incident charges of the sale thereof, to be sold by the direction of the court of probates for the district of Hartford: Resolved by this Assembly, that Capt. Jonathan Belding and the said administratrix be appointed, and they are hereby appointed and impowered, to sell so much of the real estate of the said deceased as will raise the aforesaid sum of £379 10s. 4d. old tenor bills of credit, to pay said

debts with the incident charges arising thereon, taking direction of the said court of probates.

Upon the memorial of Sarah Richardson, of Haddam, administratrix on the estate of Samuel Richardson late of said Haddam, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmounts the personal estate of said deceased the sum of £380 7s. 3d. bills of credit of the old tenor; praying for liberty to sell lands: Resolved by this Assembly, that the memorialist and Capt. Gideon Brainard, of said Haddam, be impowered and they are hereby impowered, to sell so much of the real estate of said deceased to pay and satisfy the said sum of £380 7s. 3d. together with the incident charges arising thereon; taking the direction of the court of probate for the district of Middleton therein.

Upon the memorial of Sarah Lawrence, of Plainfield in the county of Windham, administratrix on the estate of Thomas Lawrence late of said Plainfield, deceased, shewing to this Assembly that the debts, charges and allowances due from said estate amounts to the sum of £1318 4s. 5d. old tenor, and that the inventoried moveable estate of said deceased amounts to no more than the sum of £1023 4s. 6d. in bills of credit old tenor, and that there remains the sum of £292 19s. 11d. old tenor more to pay than there is moveable estate to pay; praying to this Assembly for liberty to sell so much of the real estate of said deceased as to pay the said sum of £292 19s. 11d.: Resolved by this Assembly, that the said Sarah Lawrence have liberty, and she is hereby impowered, to sell so much of said real estate as to pay the said sum of £292 19s. 11d. in bills of credit in the old tenor with the necessary charges arising thereon, and taking the direction of the court of probate for the district of Plainfield therein.

[329] Upon the memorial of Samuel Griswold and John Owen, administrators on the estate of Haynes Woodbridge late of Symsbury, deceased, shewing to this Assembly that the debts and charges, together with £15 5s. 6d. set out to the widow of said deceased, surmounts the moveable estate of said deceased the sum of £240 16s. 11d. in bills of credit old tenor; praying for liberty to sell so much of the real estate of said deceased as shall amount to the sum of £240 16s. 11d. with the incident charges arising thereon, as per memorial on file: Resolved by this Assembly, that said administrators be and are hereby impowered to make sale of so much of the real estate of said deceased as shall amount to the sum of £240 16s. 11d. in bills of public credit old tenor with the in-

cident charges arising thereon; taking the direction of the court of probate for the district of Hartford therein.

On the memorial of John Sutliff, of Durham, in behalf of Sarah his wife, administratrix on the estate of Samuel Squire late of Durham, deceased, shewing to this Assembly that there has arisen debts and charges on said estate since the liberty granted by this Assembly to sell land of the said deceased, to the amount of £96 18s. 8*d.* old tenor, and praying this Assembly to grant liberty to sell the same: Resolved by this Assembly, that Capt. James Curtice, of Durham, be impowered, and he is hereby impowered, to make sale of so much of the real estate of the said deceased as to make the sum of £96 18s. 8*d.* old tenor with the incident charges arising thereon; taking the directions of the court of probate for the district of Guilford thereon.

On the memorial of Daniel Crane in behalf of Hannah his wife, administratrix on the estate of Ensign Samuel Stevens late of Killinsworth, deceased, shewing to this Assembly that debts have been found since the liberty granted by this Assembly to sell lands to the amount of £194 16s. 0*d.* old tenor, and praying this Assembly to impower Mr. Joseph Eliot, of said Killingsworth, to sell said land, &c.: Resolved by this Assembly, that the said Joseph Eliot be impowered, and he is hereby impowered, to sell so much of the real estate of the said deceased as to make the sum of £194 16s. 0*d.* old tenor with the incident charges arising thereon, taking the direction of the court of probate in the district of Guilford therein.

Upon the memorial of Samuel Barns, of New Haven, conservator of the person and estate of Moses Tuttle of said New Haven, representing to this Assembly that he hath expended in necessary provisions for said Moses to the amount of £12 10s. 6½*d.* lawful money more than moveables belonging to said Moses that may with convenience be spared; praying liberty to sell so much of the real estate of said Moses as shall be sufficient to pay said sum with contingent charges &c.; as by said memorial may appear: Resolved by this Assembly, that said conservator have liberty to have sold so much of the real estate of said Moses as shall be sufficient to pay said sum of £12 10s. 6½*d.* lawful money with contingent charges; and Mr. Thomas Mansfield, of New Haven, is hereby fully impowered and enabled to sell and execute a deed or deeds accordingly.

Upon the memorial of Elizabeth Stone, administratrix on the estate of John Stone late of Guilford, deceased, shewing to this Assembly that there is two articles entered in of the move-

able estate thro' a mistake and some lost of the inventory since liberty was granted by this Assembly to sell land to the amount of £40 0s. 0d. old tenor, and praying this Assembly to empower Capt. Joseph Stone, of Guilford, to sell said land, &c. : Resolved by this Assembly, that the said Joseph Stone [330] be empowered, and he || is hereby empowered, to sell so much of the real estate of the said deceased as to make the sum of £40 0s. 0d. old tenor with the incident charges arising thereon ; taking the direction of the probate court in the district of Guilford therein.

Upon the memorial of Thomas Long, of Hartford, and Helena his wife, administrators on the estate of James McIlroy of said Hartford, late deceased, representing that the debts due from the estate of said deceased surmount his moveable estate the sum of £429 2s. 3d. old tenor ; praying for liberty to sell real estate, &c. : Resolved by this Assembly, that Capt. John Lawrence, of Hartford, is appointed, and power and authority is hereby granted unto him, to sell so much of the real estate of said deceased as will procure the said sum of £429 2s. 3d. old tenor with incident charges of sale ; taking advice of the court of probate for the district of Hartford therein.

Upon the memorial of Noah Smith, Moses Peck and others, who live at or near the Blew Hills, so called, in the south-east corner of the town of Farmington, representing that by an act of this Assembly in May, 1754, they were excluded the limits of the parish of Kensington whereof before they had been members ; that, nevertheless, the inhabitants of said parish were empowered to tax the memorialists with themselves for procuring preaching in said parish, where the memorialists might also attend the public worship ; praying to be enlarged to the north and made a society, or to be rennited to said parish of Kensington, or to be otherwise relieved, &c. : Resolved by this Assembly, that the memorialists have liberty to attend the public worship in said parish of Kensington, and that they be, and they are hereby, freed from the payment of any taxes for procuring of preaching therein until this Assembly shall otherwise determine concerning this matter.

Upon the memorial of Joseph Benjamin, of Windham in Windham county, shewing to this Assembly that in the year 1753, he become bound to the Treasurer of this Colony in a recognizance of one hundred pounds lawful money for the appearance of one John Cogswell, &c., which bond hath since been sued and judgment recovered for said £100 0s. 0d. and cost, and execution thereon awarded, and that said Joseph had paid part of said judgment ; moving to this Assembly for some

time of forbearance as to what remains unpaid, &c. : Resolved by this Assembly, that the memorialist have time for the payment of the remainder of said judgment till the first day of October next, on condition that the said memorialist procure sufficient sureties to the acceptance of Joseph Fowler, Esqr, of Lebanon, and by their bond secure the same (by the 15th day of November next,) to be paid by the first of October next for the use of this government, with the lawful interest thereon, and pay all cost on said execution arisen.

Upon the memorial of Enoch Johnson, administrator on the estate of Experience Johnson, late of Mansfield in the district of Windham, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmounts the moveable inventoried estate of said deceased the sum of £135 11s. 8d. lawful money ; praying for liberty to make sale of real estate of said deceased sufficient to enable him to pay said sum and incident charges : Resolved by this Assembly, that the memorialist have, and liberty is hereby granted him to make sale of so much of the real estate of said deceased as to enable him to pay the aforesaid sum of £135 11s. 8d. lawful money with the incident charges arising thereon ; taking the direction of the court of probates in the district of Windham therein.

[331] Upon the memorial of Joseph Pangborn, Reuben Squire and Odel Squire, representing that the said Reuben Squire and Joseph Pangborn before the superior court held at Litchfield August, 1754, became bound in a recognizance to the Treasurer of this Colony in the sum of £130 lawful money, that said Odel Squire should appear at the superior court in said Litchfield in August 1755, and abide the final judgment of said court on an indictment presented by the grand-jurors against the said Odel for uttering and putting off a false and counterfeit bill of the denomination of eight pounds old tenor to one Jacob Brownson of Cornwall ; that said bond of recognizance on the first day of said term in August, 1755, was called out and adjudged forfeited on the said Odel Squire's failing to appear when called in said court ; and the said Reuben Squire and Joseph Pangborn praying to be relieved against the said forfeiture, &c. : Resolved by this Assembly, that upon paying unto the clerk of said superior court, for the use of this Colony, the cost and charges already arisen in the prosecution of the said Odel and bringing him into the adjourned superior court to be held at said Litchfield, 4th Tuesday of November next, for a tryal on the indictment aforesaid, that then the said Reuben and Joseph shall be released and discharged from their bond of recognizance aforesaid, and that

thereupon the said superior court proceed to a tryal of the said Odel Squire upon the indictment aforesaid.

Upon the memorial of Zebulon Butler, of Lyme, administrator on the estate of John Butler late of Lyme, deceased, shewing to this Assembly that the whole of the personal estate of said deceased amounts to the sum of £637 8s. 0*d.* old tenor, and that the debts due from the estate of said deceased amounts to the sum of £2572 8s. 0*d.* old tenor, which surmounts the personal estate of said deceased the sum of £1935 0s. 0*d.* old tenor; praying for liberty to make sale of so much of the real estate of said deceased as shall amount to the sum of £1935 0s. 0*d.* old tenor with the incident charges arising thereon: Resolved by this Assembly, that said memorialist and Samuel Ely, Esqr, of Lyme, be and are hereby impowered to make sale of so much of the real estate of said deceased as shall amount to the sum of £1935 0s. 0*d.* old tenor bills of credit with the incident charges arising thereon, taking the direction of the court of probate for the district of New London therein.

Upon the memorial of David Whelply, administrator on the estate of Isaac Whelply late of Greenwich, deceased, shewing to this Assembly that the debts and charges due from said estate amounts to the sum of £122 10s. 0*d.* money old tenor, and all the estate of the deceased being real, praying to this Assembly for liberty to sell so much of the real estate of the said deceased as will answer the sum aforesaid with the charges arising thereon: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted unto him, to sell so much of the real estate of the said deceased as will satisfy and answer the sum of £122 10s. 0*d.* money old tenor with the necessary charges arising thereon; taking the direction of the court of probates in the district of Stamford therein.

Upon the memorial of Eunice Smith, of East Haven, administratrix on the estate of Thomas Smith late of said East Haven, deceased, shewing that the debts due from said estate surmount the moveable estate of said deceased the sum of £9 12s. 9*d.* lawful money; praying for liberty to sell so much of the real estate of said deceased as shall enable her to pay said sum with contingent charges, as by the memorial on file: Resolved by this Assembly, that said administratrix have liberty to sell, and she is hereby enabled and impowered to sell, and execute a deed or deeds of so much of the real estate of said deceased as shall enable her to pay said sum of £9 12s. 9*d.* lawful money with contingent charges of sale; taking the advice and direction of the court of probate for the district of New Haven therein.



[332] Upon the memorial of Joseph Flowers, of Springfield in the county of Hampshire, and Rebekah Youngs, *alias* Salt-onstal, of New London in the county of New London, administrators on the estate of Ebenezer Youngs late of Weathersfield in the county of Hartford, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveables of said estate the sum of five hundred pounds old tenor, for the payment of which the administrators have no moveable estate in their hands; praying for liberty to sell so much of the real estate of the deceased as will procure said sum: Resolved by this Assembly, that the said Joseph Flowers be appointed, and he is hereby appointed and impowered, to sell so much of the real estate of the deceased as will procure the aforesaid sum, to pay said debt with incident charges arising thereon, taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Jonathan Nickols, of Mansfield in the district of Windham, administrator on the estate of Thomas Jewel late of said Mansfield, deceased, shewing to this Assembly that the debts due from said estate together with the allowances made by the court of probate for said district surmount the moveable estate of said deceased the sum of £11 3s. 6d. in lawful silver money, and praying for liberty to sell so much of the lands of the said deceased as shall be sufficient to enable him to pay the said sum with incident charges: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted and the said memorialist is impowered, to sell so much of the lands of the said deceased Thomas Jewel as shall be sufficient to enable him to pay the said sum of £11 3s. 6d. together with incident charges arising on the sale; taking the direction of the court of probate in said district therein.

Upon the memorial of Elizabeth Fuller, of Willington, representing to this Assembly that some years past there was granted the sum of forty shillings old tenor per week for the support of one Reuben Goff, an idiot, to be paid quarterly to the person that should support said Reuben, and that the said Elizabeth had next before the date of said memorial kept said idiot so long that at the rate aforesaid there was due to her £26 old tenor, which she had not received; and also representing that to keep said idiot and him support at this day was well worth £5 0s. 0d. old tenor per week; praying to this Assembly that said £26 may be paid, &c.: Resolved by this Assembly, that the memorialist be paid out of the treasury of this Colony such a sum in bills of credit of this Colony

lately emitted as shall be equal to said sum of £26 old tenor of said Colony, for the support of said idiot as aforesaid. And it is further resolved by said Assembly, that for the future there shall be allowed and paid out of the treasury of this Colony to the memorialist, for her trouble and charge of cloathing, victualing, nursing and tending of said idiot, the sum of six shillings and eight pence per week of bills of credit of the last emission during the pleasure of this Assembly, to be paid quarterly; and that a copy of this resolve shall be a sufficient warrant to the Treasurer to pay the same accordingly.

Upon the memorial of John Rowley, of Colchester, administrator on the estate of Joseph Rowley late of said Colchester, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the personal estate of said deceased the sum of £333 12s. 0d. in bills of credit old tenor; praying for liberty to sell lands: Resolved by this Assembly, that the said John Rowley be impowered, and he is hereby impowered, to sell so much of the real estate of said deceased as to pay and satisfy the said sum of £333 12s. 0d. in bills of credit old tenor together with the incident charges arising thereon, taking the direction of the court of probate for the district East Haddam therein.

This Assembly do establish and confirm Mr. John Parsons to be Cornet of the troop of horse in the 10th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Roger Pritchard to be Quarter-Master of the troop of horse in the 10th regiment in this Colony, and order that he be commissioned accordingly.

[333] The Lists of the several Towns in this Colony as sent in to the General Assembly at New Haven, October the 9th, 1755, are as follows.

	£	s.	d.		£	s.	d.
Hartford,	38338	18	0	Woodstock,	18200	0	0
New Haven,	45924	9	1 $\frac{3}{4}$	Farmington,	43320	16	11
New London,	35521	5	0	Colchester,	23721	1	0
Fairfield,	50119	1	2 $\frac{1}{4}$	Bolton,	8399	11	0
Windham,	26968	17	6	New Milford,	15162	9	6
Litchfield,	14843	18	0	Ashford,	11786	2	6
Norwich,	58165	1	3	Symsbury,	20831	1	0
Voluntown,	10369	5	0	Coventry,	16885	11	3
Ridgfield,	12516	0	0	Guilford,	31803	3	3
Stratford,	42359	14	0	Hebron,	17781	12	0
Branford,	22023	11	10	Wallingford,	37323	7	11
Killingly,	24028	4	0	Windsor,	40911	16	0
Enfield,	8370	4	0	Tolland,	9858	7	0
Canterbury,	15805	14	5	Haddam,	11231	0	9

	£	s.	d.		£	s.	d.
Suffield,	16330	3	0	Kent,	8922	9	0
Lebanon,	38214	7	0	Stafford	8543	16	6
Preston,	20875	14	6	Weathersfield,	26441	11	7½
Norwalk,	36444	14	6	Derby,	12417	11	1
Sommers,	7349	16	0	Glassenbury,	13487	18	3
Mansfield,	16793	1	0	Salisbury,	9988	4	6
Killingworth,	13513	6	3	Stonington,	34733	0	5
Plainfield,	12899	16	6	Durham,	10730	0	4
Pomfrett,	20795	12	6	Milford,	27542	14	0
Danbury,	19091	13	5	Canaan,	10397	19	0
East Haddam,	19515	16	0	Harwinton,	4339	6	0
Woodbury,	29697	9	2	New Hartford,	4296	16	6
Waterbury,	20862	13	3	Goshen,	6252	1	0
Lyme,	25084	0	7	Middleton,	48361	3	0
Saybrook,	22012	7	3	Greenwich,	20004	14	11
Groton,	26301	10	9	Sharon,	11306	5	0
Newtown,	14472	16	4	Stanford,	28798	5	4

Whereas the listers of the town of Saybrook have sent to this Assembly an addition of the list brought into this Assembly in October last, amounting to the sum of £1712 3s. 3d., and fourfold assessment the sum of £151 8s. 0d. made to the list of said Saybrook brought in as aforesaid, which has been accepted and received : Whereupon it is resolved by this Assembly, that the Treasurer of this Colony be directed, and he is hereby directed and impowered, to add the sum of £1712 3s. 3d. single additions, and the sum of £151 8s. 0d. fourfold assessments, to the list of said Saybrook brought into this Assembly by said town in October last, and that the constable in said town that collects the country rate account with the Treasurer for the same.

Whereas the General Assembly at their sessions in May last, on the representation of the Rev<sup>d</sup> William Gaylord and others, in the name and by order of the Rev<sup>d</sup> Association of the Western District in Fairfield county, did resolve and order that the societies of Greenwich and Horseneck should be noticed thereof and also to appear before this Assembly, and said parish of Greenwich, by their agent Mr. Nathaniel Peck, appeared and suggested that disputes have arose and still subsist between said two parishes touching their parochial limits ; praying for a committee to enquire into their circumstances, and to report, &c. : Resolved by this Assembly, that Andrew Burr, David Rowland and John Reed, Esq<sup>rs</sup>, be and they are hereby appointed a committee to repair to the said Greenwich and view the state and circumstances of each of said parishes,

especially as to those disputes that now subsist between them respecting their parochial extension and levying ministerial taxes. And said committee are directed to give due and [334] seasonable notice to the parish clerk in || each society of the time that they shall appoint to attend said service. And said committee on such view and hearing, to report to the General Assembly in May next the state and circumstances of said society and their opinion thereon. And the cost of said committee shall be paid by the societies of Greenwich and Horseneck. And said parishes are to take notice hereof and conform themselves thereto accordingly.

Whereas the listers of the town of Norwalk have sent to this Assembly an addition of the list brought in to this Assembly in October last, amounting to the sum of £772 0s. 3d., and fourfold assessments the sum of £557 16s. 0d. made to the list of said Norwalk brought in as aforesaid, which has been accepted and received : Whereupon it is resolved by this Assembly, that the Treasurer of this Colony be directed, and he is hereby directed and impowered, to add the sum of £772 0s. 3d. single additions, and the sum of £557 16s. 0d. fourfold assessments, to the list of said Norwalk brought into this Assembly by said town in October last, and that the constable in said town that collects the country rate account with the Treasurer for the same.

This Assembly order and impower Col. Christopher Avery, of Groton, and Mr. David Gardner, of New London, to build new carriages with wooden wheels for the cannon now belonging to the battery at New London, and mount the cannon thereon. And they are directed to draw out of the Colony treasury ten pounds in bills of the late emission, for the purpose abovesaid, and to lay an account of their proceedings in the premises before the Committee of the Pay-Table, that the same may be adjusted and settled ; which Committee of the Pay-Table are hereby directed to draw on the Treasurer for the ballance of said account, if they find any due.

This Assembly taking into consideration the defenceless state and circumstances of the port of New London and the insufficiency of the battery there already erected, and apprehending some further provision for the defence and security of said port to be necessary : It is resolved by this Assembly, that Jonathan Trumble, Esq<sup>r</sup>, and Col. Simon Lothrop be, and they hereby are, appointed a committee as soon as conveniently may be, to procure to their assistance some skillful and approved engineer, and with him to repair to said New London and by careful view and observation of said town and harbor

to discover by what works, and in what situation placed, the same may be most advantageously defended, and the same seasonably to make known to said town, desiring them thereof to consider and signify to them how far forth they are willing to be especially contributory to the expence or support thereof ; and thereof, as well as of the proposed situation, model, materials and dimensions of such works, to make their report to this Assembly in their sessions at Hartford in May next.

Whereas representation hath been made to this Assembly by Col. Willard, colonel of the 7th regiment in this Colony, that one Capt. James Wells, captain of the 3d company in said regiment, and also Capt. Abraham Brooks, captain of the 11th company in said regiment, both of Haddam, did not impress the number of effective men respectively ordered to be detached out of their companies by said colonel's warrant of the 8th of September last to them directed for that purpose, in pursuance of the act of the General Assembly in August last, but failed of yielding due obedience thereunto: Resolved by this Assembly, that the said Capt. James Wells and Capt. Abraham Brooks be forthwith ordered and required to make their personal appearance before this Assembly, that proper [335] enquiry may be made into these matters || contained in the aforesaid representation and complaint, and that his Honour the Captain-General be desired to give orders to the Secretary to send forth a warrant accordingly.

Whereas on representation to this Assembly made by Col. Samuel Willard, of Saybrook, that he having by his warrants in due form of law directed to Messrs. James Wells and Abraham Brooks, of Haddam, captains of two military companies in his regiment, commanding them to impress for his Majesty's service certain numbers of men of their said companies, they had fail'd of due obedience thereto, the said Wells and Brooks were by this Assembly order'd to appear and answer in the premises, and accordingly now appearing and being heard on said matters complain'd of, and their pleas and evidences by them, respectively, made and exhibited: Resolved by this Assembly, that the reasons by said Wells and Brooks offered are satisfactory and accepted as sufficient to excuse them in the premises, and that they be accordingly hence dismiss.

On the petition of Daniel Haydon junr, of Windsor in the county of Hartford, *vs.* Henry Wolcott of said Windsor, as on file: The question was put, whether the petitioner should have the liberty of another tryal of the case referred to in the petition, as prayed for: Resolved by this Assembly in the nega-

tive. *Cost allowed respondent is £1 15s. 6d. lawful money. Ex. granted Nov. 19th, 1755.*

On the petition of Nathaniel Hopkins, of Mansfield in the county of Windham, *vs.* John Austin of said Mansfield, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative *Cost £2 3s. 6d. lawful money allowed to the respondent. Ex. granted Nov. 4th, 1755.*

On the petition of Zebulon Shepard, of New Hartford in the county of Litchfield, *vs.* Joseph Shepard of Hartford, and Daniel Brown of Farmington in the county of Hartford, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of William Patten, of Boston in the county of Suffolk in the Province of the Massachusetts Bay, *vs.* John Amos junr, of Preston in the county of New London, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Thomas Hill, of Fairfield in the county of Fairfield, *vs.* Ebenezer Silliman, Esqr, Samuel Bradly, Robert Silliman, David Barlow and Nathaniel Silliman, all of said Fairfield, as on file: The question was put, whether the pleas offered by the respondents in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £3 6s. 8d. lawful money. Ex. granted Oct. 30th, 1755.*

This Assembly do appoint John Williams, Esqr, to be Judge of the Court of Probate for the district of Sharon until the first day of June next.

This Assembly do nominate and appoint Mr. Joseph Bissel, of Lebanon, to be a County Surveyor for the county of Windham.

This Assembly do appoint Doct. Timothy Warner to be a Physician in the army gone against Crown Point, and that he have the same wages and encouragement as other physicians appointed by this government have, and that his wages commence from his entering into said service.

*Resolved,* That the Treasurer of this Colony be directed, and he is hereby directed, forthwith to attend on this Assembly and bring with him such a sum in the bills of credit on this Colony of the last emission as may be sufficient to pay such orders as may be here given him according to law.

*Ordered*, That the Treasurer of this Colony do pay out of the public treasury to Mr. Chauncey Whittlesey, of New Haven, the sum of nine pounds eighteen shillings and one penny lawful money, or bills of credit equivalent, towards defraying the charge of subsisting some of his Majesty's forces while in this Colony, pursuant to the King's directions signified to the Governor and Company of this Colony by the Right Hon<sup>ble</sup> Sir Thomas Robinson, Secretary of State.

[326] This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor, for his last half-year's salary the current year, the sum of sixty-six pounds, to be paid in bills of credit last emitted on this Colony.

This Assembly grants to the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor, for his last half-year's salary the current year, the sum of thirty-three pounds, to be paid in bills of credit last emitted on this Colony.

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor, the sum of fifty pounds, to be paid in bills of credit last emitted on this Colony, for his extraordinary service done for this government since the special Assembly held at Hartford in March last.

This Assembly grants to Mr. Timothy Green, printer, the sum of seventy-three pounds and four pence lawful money, in full for printing one hundred and two law-books and all other service by him done for this Colony to this time, exclusive of his printing the bills of credit; the same to be paid in bills of credit on this Colony of the last emission.

This Assembly do appoint John Chester, Thomas Wells, Roger Wolcott jun<sup>r</sup>, Daniel Edwards and John Ledyard, Esq<sup>rs</sup>, and Capt. Stephen Hosmer, to attend his Honour the Deputy Governor, to hear the acts and records of this Assembly read off, and signed by the Secretary as compleat.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.\*

*Teste* GEORGE WYLLYS, Secret'y.

---

\* The draf of an Address to the King, approved at this session, may be found in *Collections of the Connecticut Historical Society*, I, 271.

[337] *Anno Regni Regis Georgii secundi vicesimo-nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY, (BY ADJOURNMENT AND SPECIAL ORDER OF HIS HONOUR THE GOVERNOR,) ON WEDNESDAY THE 21ST DAY OF JANUARY, ANNOQUE DOMINI 1756.

*Present :*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Roger Newton,	Thomas Wells,	} Esq <sup>rs</sup> . } <i>Assistants.</i>
Ebenezer Silliman,	Benjamin Hall,	
Jonathan Trumble,	Phineas Lyman,	
Hezekiah Huntington,	Roger Wolcott jun <sup>r</sup> ,	
Andrew Burr,	Jonathan Huntington,	
John Chester,	Daniel Edwards.	

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz :*

Mr. John Ledyard, Capt. Stephen Hosmer, for Hartford.

Major John Hubbard, Mr. Chauncey Whittlesey, for New Haven.

Capt. Stephen Lee, Mr. William Manwareing, for New London.

Mr. David Rowland, Mr. William Burr, for Fairfield.

Mr. Nathaniel Wales, Mr. Jedidiah Elderkin, for Windham.

Col. Ebenezer Mash, Capt. Elisha Sheldon, for Litchfield.

Mr. Isaac Tracy, for Norwich.

Col. Jonathan Hoit, for Stanford.

Col. Shubael Conant, Capt. Joseph Stores, for Mansfield.

Capt. John Benedict, Capt. Daniel Benedict, for Danbury.

Mr. Caleb Baldwin, Capt. John Glover, for Newtown.

Col. Joseph Fowler, Capt. Joshua West, for Lebanon.

Mr. James Bicknall, Mr. Ezra Smith, for Ashford.

Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenburg.

Mr. Roger Sherman, Mr. Daniel Bostwick, for New Milford.

Mr. Ambrose Whittlesey, Capt. Jedidiah Chapman, for Saybrook.

Capt. James Case, Mr. David Phelps, for Symsbury.

Mr. Samuel Olmsted, Mr. Stephen Smith, for Ridgfield.

Mr. Daniel Sherman, Capt. Increase Moseley, for Woodbury.

Col. Timothy Stone, Mr. Samuel Robbinson, for Guilford.

Capt. Samuel Morgan, Mr. Nathaniel Brown, for Preston.

Capt. Samuel Kent, Mr. William King, for Suffield.

Mr. Benjamin Gale, Capt. Jonathan Lane, for Killingworth.

Capt. Thomas Stephens, Capt. Benjamin Wheeler, for Plainfield.



Capt. Matthew Griswold, Capt. Nathan Jewett, for Lyme.  
 Capt. William Wadsworth, Mr. John Strong, for Farmington.  
 Capt. Nathaniel Harrison, Capt. William Hoadley, for Bran-  
 ford.

Mr. James Wadsworth, Capt. James Curtiss, for Durham.  
 Capt. Samuel Chandler, Mr. Ebenezer Corbin, for Woodstock.  
 Mr. Peter Lockwood, Mr. Joseph Platt, for Norwalk.  
 Capt. Jonathan Belding, for Weathersfield.

Col. John Dyar, Capt. Jabez Fitch, for Canterbury.  
 [338] Mr. Phineas Strong, Mr. Joseph Strong, for Coventry.

Mr. William Osgood, Mr. Seth Paine, for Pomfret.

Capt. Thomas Pitkin, Capt. Joel White, for Bolton.

Mr. Jonathan Clough, Capt. Samuel Danielson, for Killingly.

Capt. Joseph Phelps, Capt. William Buell, for Hebron.

Capt. Robert Dixson, Capt. Isaac Gallop, for Voluntown.

Mr. Zebulon West, Mr. Samuel Chapman, for Tolland.

Mr. Joseph Spencer, for East Haddam.

Majr Charles Bulkley, Capt. Timothy Wright, for Colchester.

Mr. Joseph Wells, for Haddam.

Mr. Timothy Judd, for Waterbury.

Majr Elihu Hall, Mr. Enos Brooks, for Wallingford.

Majr Jabez Hamlin, Mr. Seth Wetmore, for Middleton.

Capt. Samuel Bassett, for Derby.

Capt. Ephraim Terry, Mr. Edward Collins, for Enfield.

Mr. Matthew Rockwell, for Windsor.

Col. John Williams, Mr. Simeon Minor, for Stonington.

Capt. John Fowler, Capt. Joseph Treat, for Milford.

Col. Christopher Avery, Capt. Nathan Smith, for Groton.

Mr. Agur Tomlinson, Capt. Theophilus Nichols, for Stratford.

Capt. John Williams, Mr. John Pardee, for Sharon.

Mr. John Clapp, Mr. Nathaniel Sacket, for Greenwich.

Col. Shubael Conant, Speaker, } of the House of Repre-  
 Capt. John Fowler, Clerk, } sentatives.

This Assembly enjoyns each of their members and officers to keep secret the several matters that have been or shall be communicated to them by his Honour the Governor relating to any future operations for removing the encroachments of the French on his Majesty's territories until this Assembly give liberty to reveal the same, and in order thereto shall take the following oath, *viz*:

You swear that you will truly and faithfully keep the several matters that have been or shall be communicated to this Assembly by his Honour the Governor relating to any future operations for removing the encroachments of the French as a secret of this Court, until this Assembly order otherwise: So help you God.

On consideration of the letters from his Excellency General Shirley to his Honour Governor Fitch, dated 30th December last and 2d of January instant,\* in closing a copy of the minutes of a Council of War, composed according to his Majesty's instructions of Governors and Field-Officers, held at New York 12th and 13th of December last, upon the operations of the next year's campaign and a scheme for an attempt to be made this winter, laid before this Assembly by his Honour the Governor, who recommended the raising of the quota of men and money proposed for this Colony towards the carrying each plan into execution: This Assembly do declare their opinion, that the operations proposed by the General and Council of War are highly salutary and may, under the influence of the divine blessing on his Majesty's arms, lay a lasting foundation for the [339] security of his Majesty's Colonies and just territories || in America, and prove an effectual means to prevent the injurious encroachments of the French; and the attempt proposed to be made this winter may be very beneficial for his Majesty's service in case there should be an opportune juncture for carrying the same into execution; and their cheerfulness to afford their full proportion of men and provisions for that purpose. But this Assembly being sensible that the expence of this Colony was so great in the last year's operations, and necessarily drawn out beyond the abilities of the Colony, that the inhabitants are loaded with large taxes laid on the four next years as sinking funds for bills of credit emitted for carrying on those services, and that an emission of a larger quantity of such bills may lessen their value and injure the possessors, it is therefore hoped that the pay of the troops, supply of arms, ammunition and carriages, may be undertaken at the expence of the crown, and for that end it is thought expedient that his Excellency General Shirley be applied to and solicited on this subject.

Therefore, this Assembly do nominate and appoint Jonathan Trumble and Phineas Lyman, Esqrs, for and on behalf of this Colony, forthwith to repair to Boston and confer with his Excellency General Shirley on the aforementioned subject, and endeavour to obtain such assistance, help and benefits as are in his power to afford, thereby to enable this Colony to exert itself in the best manner for his Majesty's service and interest; and further, to consult with any committees that may be appointed by the General Assembly of the Province of the Massachusetts Bay on any matters and things relating to the plans

---

\* Copies of similar letters, with the minutes of the Council of War may be seen in *New Hampshire Provincial Papers*, VI, 460-468.

of operations aforesaid and the ways and means of advantageously carrying the same into execution, so far as may appertain to the governments that may be concerned therein. And this Assembly do desire his Honour the Governor to commission the aforesaid gentlemen accordingly. And he is also desired to write to his Excellency General Shirley on the premises, assuring him of the zeal and resolution of this government still to exert themselves, as heretofore they have made it their care, to promote his Majesty's service, and desire him to afford his assistance to this Colony in carrying the part that may fall to their share of the proposed operations into effectual execution.

*Resolved by this Assembly,* That the Secretary of this Colony be and he is hereby directed to make out and attest two copies of the resolution of this Assembly nominating and appointing Jonathan Trumble and Phineas Lyman, Esqrs, Commissioners to repair to Boston to confer with his Excellency General Shirley on the several plans of operations for the next year's campaign, and deliver one of them to his Honour the Governor and the other to said Commissioners.

*Resolved by this Assembly,* That Colonel Jonathan Trumble and Major-General Lyman, Esqrs, be appointed and directed, and they are hereby appointed and directed, to purchase twenty barrels of good powder, twenty thousand best flints, and three tons of bar lead, in Boston, and ship the same on account and risque of this government to the Treasurer at Hartford, and that they lay their account of the cost and charges thereon before the Committee of the Pay-Table, who are hereby directed to adjust and settle the same and draw on the Treasurer for what shall be due thereon.

*Resolved by this Assembly,* That Mr. Elisha Whittlesey be appointed, and he is hereby appointed, forthwith to repair to Albany; and he is hereby ordered to carry with him the sum of six hundred pounds New York bills of credit now in his [340] hands, and deliver the same to Mr. Commissary Lyman || to be used for the service of the Colony, taking his receipt therefor. And Mr. Whittlesey is further directed to bring from said commissary the accounts of all the supplies by him delivered the soldiers of this government; and if said accounts are not prepared, that Mr. Whittlesey assist in preparing them, and as soon as they can be compleated to bring them with him and deliver them to the Committee of the Pay-Table.

This Assembly considering the extraordinary hardship and expences the officers and soldiers now retained in the pay of this government to garrison Fort Edward have and may be

exposed to in the service aforesaid: It is thereupon resolved by this Assembly, that as a gratuity and reward for the same, there shall be paid out of the public treasury of this Colony to the chaplain, physician, captains, lieutenants, under-officers and soldiers, to each of them respectively who have not had a gratuity allowed them by this Assembly at their present session, the same sum that is allowed to each of them by this Assembly for one month's wages.

This Assembly grants to Lt. Colonel Nathan Whiting the sum of thirteen pounds for his extraordinary expences in garrisoning Fort Edward; and on the return of Major Nathan Payson to the said fort, liberty is given to said Col. Whiting to come home and make a short stay and return back to said fort again.

This Assembly grants to Major Nathan Payson the sum of ten pounds for his extraordinary expences in garrison of Fort Edward, provided he doth forthwith repair to his duty at said fort.

*Resolved by this Assembly,* That the owners of all such horses as have been imprest or otherwise taken and used in the service of this government and not returned shall, by the first of March next, transmit to the Committee of the Pay-Table an account of the natural and artificial marks of such horse with the name of the town where such owner dwells; and that all persons having taken up any such lost horse do in like manner forthwith transmit to said committee a description thereof as abovesaid, with his own name and town where such horse is in keeping; and that the said committee do thereupon, at the charge of this government, with all convenient speed convey such horses to such owners, who shall allow for the service done by, or special damage done to, such horses, as by law already provided; and that every owner of such lost horse neglecting such description to send to said committee by the time above limited shall not be entitled to any allowance for either the loss or endamaging of such their horses.

An Act in Addition to one Law in this Colony entituled An Act for Preventing Foreigners trading with and corrupting the Indians and carrying on other evil and dangerous designs in this Colony.

Whereas the provision in said act for bringing such persons as may be apprehended by virtue thereof for carrying on or suspected to be carrying on the evil designs mentioned therein before the Governor or Commander-in-Chief for the time being &c. may be attended with great expence and other inconveniences:

*Be it therefore enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of*

[341] *the same*, That when any || person or persons shall be apprehended by virtue of and pursuant to the aforesaid act, he or they shall and may be brought before an Assistant and two justices of the peace, or before three justices of the peace *quorum unus*; and in case it shall so happen that no assistant or justice of the quorum shall live within ten miles where such suspected person or persons shall be arrested, that then he or they be brought before any three justices of that county, who are hereby impowered and directed to examine him or them concerning the matters aforesaid; and upon his or their appearing by such examination or other evidences to be guilty of any of the crimes mentioned in said act, or justly suspected to be a dangerous person or persons, such authority are hereby authorized and impowered to take such methods and give such orders concerning such person or persons as are provided in said act to prevent the mischiefs that might otherwise arise and to secure his Majesty's interests in this Colony. And in case any such person or persons shall in consequence of such procedure be confined in goal in any of the counties in this Colony, the whole charge of such process and confinement shall be defrayed by this government. And if it shall so happen that upon such enquiry the said authority shall find the matter to be attended with great difficulties and judge it necessary, they shall transmit the case with the examination and evidences relating thereto to the Governor or Commander-in-Chief, whose orders and directions therein they shall observe for the purposes aforesaid.

An Act in Addition to an Act made and passed by the General Assembly of this Colony in their Sessions at New Haven in October last, entituled An Act for licensing and regulating Retailers and for granting and collecting an Excise on distilled Spirituous Liquors.

Whereas it is in and by said act provided that every assistant and justice of the peace at the time of granting license to retail liquors shall demand and take sufficient bond in the sum of twenty pounds, conditioned that such retailers shall observe all the laws respecting retailers of spirituous liquors, &c., which sum may in some cases be found too small:

*It is therefore now hereby further enacted*, That every assistant or justice of the peace shall, at the time of granting such license, demand and take sufficient bond of such retailer in the sum of twenty pounds, or such greater sum not exceeding one hundred pounds, as he shall judge the circumstances of the case may require, payable to the Treasurer of this Colony, conditioned as is in said act already provided.

And whereas it is in and by said act also provided, that every town shall at their meetings in December annually appoint some suitable person to be collector of excise, but no penalty

being by said act provided to enforce such annual appointments, it hath happened that several towns have altogether fail'd therein, and said act been found in this regard ineffectual :

*Whereupon it is now further enacted and provided,* That every town in this Colony not having already made such appointment shall, by the last Wednesday in March next, appoint such collector ; and also that all and every town in this government shall hereafter annually, as in said act is provided, choose and appoint such collectors of excise, on the penalty of two hundred pounds to be paid into the public treasury of this Colony.

*And it is also further enacted and provided,* That no master, captain or commander of any ship, boat, or vessel of what denomination soever, shall import or suffer to be imported and landed in any place or town within this Colony any smaller quantity of rum, brandy, or other distilled spirituous liquors, than thirty gallons, nor divide or deliver out to any person or persons a less quantity than thirty gallons until he shall have first under oath exhibited to the collector of excise in such town a true manifest of such small quantities and the number of gallons therein contained, and also at the same time pay [342] and satisfy to such collector an excise || of four pence per gallon for the use and purpose in said act exprest, and on failure such manifest to exhibit and such payment to make, shall incur the same penalties by law provided against retailing strong drink without license.

An Act for distributing and well ordering the French People sent into this Colony from Nova Scotia.

Whereas there is a number of French people sent by Governour Lawrence into this Colony, and more daily expected, to be disposed of here, supposed to be about four hundred in the whole,

*It is therefore resolved and enacted by this Assembly,* That a committee be appointed, and Hezekiah Huntington, Gurdon Saltonstall, Christopher Avery and Pygan Adams, Esq<sup>rs</sup>, or any three of them, are hereby appointed a committee to receive said people and distribute them in the towns hereafter mentioned, in the following manner, viz :

In New London	12	Norwich,	19	Stonington,	11
Groton,	8	Preston,	6	Lyme,	8
Saybrook	7	Killingsworth,	4	Windham,	8
Lebanon,	12	Coventry,	5	Mansfield,	5
Pomfret,	6	Killingly,	8	Woodstock,	6
Plainfield,	4	Canterbury,	5	Voluntown,	
Hartford,	13	Windsor,	13	Weathersfield,	9

Middleton,	16	Glassenburg,	4	Farmington,	14
Tolland,	3	Haddam,	3	East Haddam,	6
Colchester,	7	Hebron,	5	Bolton,	3
Symsbury,	6	Suffield,	5	Enfield,	3
Ashford,	3	New Haven,	19	Guilford,	11
Branford,	8	Milford,	9	Derby,	4
Wallingford,	12	Durham,	4	Waterbury,	6
Woodbury,	9	Fairfield,	17	Stratford,	14
Norwalk,	12	Stanford,	9	Greenwich,	6
Danbury,	6	Newton,	4		

And the selectmen of each of said towns are hereby directed and required to receive of said committee the number set to such town as above, or as near as may be a like proportion of the whole number whether greater or less, and with the advice of the civil authority in such town to take care of, manage and support them as tho' they were inhabitants of such town, according to the laws of this Colony. And if said committee shall judge that any of said French people by reason of age, sickness, &c., shall be unable to travel, or cannot be conveyed from the town where they are or may be landed, that in such case said committee shall provide for and support such aged, sick or otherwise infirm persons, at the charge of the Colony.

And, to prevent such French people making their escape out of this Colony

*It is resolved and enacted,* That none of them be allowed to depart out of the respective towns where they belong without a writing under the hand of some of the civil authority of such town allowing of such departure. And if any of said French shall be found in any other town than that in which they were ordered to dwell, without liberty in writing as aforesaid, it shall be the duty of the civil authority where such persons shall be found, to confine such persons until upon examination it can be known from what town they departed, and when known to convey them back from constable to constable to the towns [343] where they belong, there || to be confin'd and not suffered any more to depart without liberty as aforesaid. And said committee are hereby directed to take care in distributing said people, that no one family of them be separated and sent into two or more towns.

This act to remain in force till this Assembly shall order otherwise.

And that a suitable number of copies of this act be forthwith printed and transmitted to each town mentioned herein.

The committee to whom was refer'd the consideration of the instructions and authorities already given the Committee of the Pay-Table and the drawing of a bill for such further in-

structions and directions as are needful for said committee for the adjustment of all accounts relating to the expedition against Crown Point, humbly recommend the passing the several resolves following, *viz* :

*It is now by this Assembly further resolved*, That the officers and soldiers serving in the expedition against Crown Point be allowed wages from the day of enlistment to such time as they actually did or by reasonable endeavours might have arrived at their homes or respective places of abode.

*It is also resolved*, That no deserter be allowed or paid anything for wages or any service in said expedition.

*It is also resolved*, No interest be computed in payments to be made to the soldiers or officers for wages any longer than until the time the same be judged due and payable.

*It is also resolved*, That all damage sustained by the loss, maiming or otherwise hurting, spoiling or endamaging any horse, saddle, bridle, furniture, utensil or other thing whatsoever, taken, hired or imprest into said service, shall be by said committee considered and enquired of, and being duly evidenced by the party or other evidence under oath, or otherwise at the discretion of said committee, shall be by them adjusted and allowed according to the quantity of damage so proved.

*It is further resolved*, That when it shall happen that any captain or other principal officer of any company belonging to said forces be dead, or shall be judged by said committee to be in such circumstances or situation as to render it inconvenient for him or them to act as receiver and pay-master to such company, said committee are hereby impowered to appoint some other suitable person to act as receiver and pay-master as aforesaid. And also, that every receiver and pay-master of any company shall have and be allowed one *per centum* out of the public treasury for such service, and no deduction to be made therefor out of the wages due to such company.

*And it is further resolved*, That the said committee be and hereby are impowered and directed to act, transact and do all other matters and things that are necessary towards expediting and facilitating the settlement and discharge of all accounts and demands relative to the late expedition, according to what they shall find to be best and right, not before provided for.

*Resolved by this Assembly*, That wheresoever it has so happened that any of the soldiery in this Colony's service in the expedition against Crown Point, &c, have been supply'd with a blanket by this government that by apprizement was under the value of fourteen shillings, the Committee of the Pay-Table are hereby directed to make up the deficiency in settling accounts of the soldiery abovesaid.



Whereas it hath been sufficiently made appear unto this Assembly, that a certain person known by the name of Johnson, [344] *alias* Sullivan, living || at or near a place called Dover in Dutchess county in the Province of New York, is a person of ill fame and strongly suspected of having made and counterfeited great quantities of the bills of credit of this Colony, and also the bills of the Provinces of New York, Rhode Island and New Hampshire, and uttering and passing the same, and that one Elisha Morehouse, one Hunt, a brother of Ambrose Hunt, two other persons of the surname of Cogsdale, one Lieutenant Hoit, and several other persons whose names as yet unknown, are accomplices with said Johnson in making and passing said bills: Resolved by this Assembly, that in case Eliphalet Beecher, of New Haven, shall undertake and use his best endeavours to take and apprehend the persons abovenamed, or any of them, and accomplices, he, the said Eliphalet Beecher, shall have all his reasonable expences and charges borne and paid by this Colony, and for his further encouragement in the service aforesaid, the said Eliphalet Beecher shall have the same reward (for each of said persons and their accomplices by him taken and tendered to justice and convicted of counterfeiting or passing any of the bills of credit of this Colony,) as is already provided by the law of this Colony.

This Assembly do appoint Captain Stephen Lee and Mr. William Manwaring, of New London, to view the condition and circumstances of the guns, powder and stores belonging to this Colony at New London, and make report thereof to the next sessions of this Assembly.

This Assembly do establish and confirm Mr. George Dennis to be Ensign of the 9th company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Charles Hazelton to be Quarter-Master of the troop of horse in the 7th regiment in this Colony, and order that he be commissioned accordingly.

Upon the memorial of Richard Brockway 3d and Ezra Brockway, both of Lyme, administrators on the estate of Richard Brockway 2d, late of said Lyme, deceased, shewing to this Assembly that the whole inventoried estate of said deceased amounts to the sum of £4380 7s. 0d. old tenor, of which the sum of £3833 0s. 0d. is real and the sum of £547 7s. 0d. is personal estate; that the debts due from the estate of said deceased amounts to the sum of £3353 8s. 6d. old tenor bills of credit, which surmounts the personal estate of said deceased the sum of £2483 11s. 6d. old tenor; praying

for liberty to sell so much of the real estate of said deceased as shall amount to the sum of £2483 11s. 6*d.* old tenor with the incident charges arising thereon, as per memorial on file : Resolved by this Assembly, that said memorialists with Samuel Ely, Esqr, of Lyme, be and are hereby appointed and empowered to sell so much of the real estate of said Richard Brockway 2*d.*, deceased, as shall amount to the sum of £2483 11s. 6*d.* old tenor bills of credit with the incident charges arising thereon ; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of Stephen Hine and David Hine, son to said Stephen, both of the parish of Amity in the town of Milford, representing to this Assembly that on the 8th day of instant January the dwelling house of said Stephen Hine took fire and consumed the greatest part of the goods of said Stephen and his family stores, and also consumed in said house three pounds lawful bills of this Colony belonging to [345] said David, &c. ; || praying to this Assembly that the Treasurer of this Colony be ordered and directed to pay and deliver unto said David Hine the sum of three pounds lawful bills of said Colony, and that the country rate of said Stephen Hine, which was to be paid the last day of December last past, be abated, &c. : Resolved by this Assembly, that the Treasurer of this Assembly pay and deliver unto the said David Hine the sum of three pounds lawful bills of this Colony for said bills burnt as aforesaid, and that the rate of said Stephen Hine, which was to be paid the last day of December last, shall be abated and said Stephen therefrom discharged. And a copy of this resolve lodg'd with the Treasurer of said Colony shall be a sufficient warrant for his paying said money and abating said rate in settling with the constable of the town of said Milford.

*Resolved*, That this Assembly be adjourned till Thursday the 12th day of February next, then to meet at Hartford, and his Honour the Governor is hereby desired to order this Assembly to be adjourned accordingly.

This Assembly was adjourned by proclamation according to the above resolve.

*Teste* GEORGE WYLLYS, Secret'y.

---

*Anno Regni Regis Georgii secundi vicesimo-nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY (BY ADJOURNMENT,) ON THURSDAY THE 12TH DAY OF FEBRUARY, (AND CONTINUED BY SEVERAL ADJOURNMENTS) UNTIL THE 26TH DAY OF THE SAME MONTH, ANNOQUE DOMINI 1756.

*Present:*

The Honourable Thomas Fitch, Esqr, Governor.		
Roger Newton,	Benjamin Hall,	} Esqrs, Assistants.
Jonathan Trumble,	Phineas Lyman,	
Hezekiah Huntington,	Jonathan Huntington,	
John Chester,	Daniel Edwards,	
Thomas Wells,		

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz:*

Mr. John Ledyard, Capt. Stephen Hosmer, for Hartford.  
 Majr John Hubbard, Mr. Chauncey Whittlesey, for New Haven.  
 Capt. Stephen Lee, Mr. William Manwaring, for New London.  
 Mr. David Rowland, for Fairfield.  
 Mr. Nathaniel Wales, Mr. Jedidiah Elderkin, for Windham.  
 Col. Ebenezer Mash, Capt. Elisha Sheldon, for Litchfield.  
 Mr. Isaac Tracey, Mr. Elisha Fitch, for Norwich.  
 Col. Jonathan Hoit, for Stanford.  
 [346] Col. Shubael Conant, Capt. Joseph Stores, for Mansfield.  
 Capt. John Benedict, Capt. Daniel Benedict, for Danbury.  
 Mr. Caleb Baldwin, Capt. John Glover, for Newtown.  
 Capt. Joshua West, for Lebanon.  
 Mr. James Bicknell, Mr. Ezra Smith, for Ashford.  
 Capt. Jonath. Hale, Mr. Samuel Kimberley, for Glassenbury.  
 Mr. Roger Sherman, Mr. Daniel Bostwick, for New Milford.  
 Mr. Ambrose Whittlesey, Capt. Jedidiah Chapman, for Saybrook.  
 Mr. David Phelps, for Symsbury.  
 Mr. Samuel Olmstead, for Ridgfield.  
 Mr. Daniel Sherman, Capt. Increase Moseley, for Woodbury.  
 Col. Timothy Stone, Mr. Samuel Robbinson, for Guilford.  
 Capt. Samuel Morgan, Mr. Nathaniel Brown, for Preston.  
 Capt. Samuel Kent, Mr. William King, for Suffield.  
 Mr. Benjamin Gale, Capt. Jonathan Lane, for Killingworth.  
 Capt. Thomas Stevens, Capt. Benjamin Wheeler, for Plainfield.  
 Capt. Nathan Jewet, for Lyme.  
 Capt. William Wadsworth, Mr. John Strong, for Farmington.

Capt. Nathaniel Harrison, Capt. William Hoadly, for Branford.  
 Mr. James Wadsworth, Capt. James Curtis, for Durham.  
 Capt. Samuel Chandler, Mr. Ebenezer Corbin, for Woodstock.  
 Mr. Peter Lockwood, Mr. Joseph Platt, for Norwalk.  
 Capt. Jonathan Belding, for Weathersfield.  
 Col. John Dyar, Capt. Jabez Fitch, for Canterbury.  
 Mr. Phineas Strong, Mr. Joseph Strong, for Coventry.  
 Mr. William Osgood, Mr. Seth Paine, for Pomfret.  
 Capt. Thomas Pitkin, Capt. Joel White, for Bolton.  
 Mr. Jonathan Clough, Capt. Samuel Danielson, for Killingly.  
 Capt. Joseph Phelps, Capt. William Buel, for Hebron.  
 Capt. Robert Dixon, Capt. Isaac Gallop, for Voluntown.  
 Mr. Zebulon West, Mr. Samuel Chapman, for Tolland.  
 Mr. Joseph Spencer, for East Haddam.  
 Mr. Charles Bulkley, Capt. Timothy Wright, for Colchester.  
 Mr. Joseph Wells, for Haddam.  
 Mr. Timothy Judd, Mr. Thomas Brownson, for Waterbury.  
 Majr Elihu Hall, Mr. Enos Brooks, for Wallingford.  
 Majr Jabez Hamlin, Mr. Seth Wetmore, for Middleton.  
 Capt. Samuel Bassett, for Derby.  
 Capt. Ephraim Terry, Mr. Edward Collins, for Enfield.  
 Mr. Mathew Rockwell, for Windsor.  
 Col. John Williams, Mr. Simeon Minor, for Stonington.  
 Capt. Joseph Treat, Capt. John Fowler, for Milford.  
 Col. Christopher Avery, Capt. Nathan Smith, for Groton.  
 Mr. Auger Tomlinson, Capt. Theophilus Nichols, for Stratford.  
 Capt. John Williams, Mr. John Pardee, for Sharon.  
 Mr. Nathaniel Sacket, for Greenwich.

Col. Shubael Conant, Speaker, } of the House of Represen-  
 Capt. John Fowler, Clerk, } tatives.

[347] Whereas his Honour the Governor hath laid before this Assembly a copy of the minutes of a Council of War, composed, according to his Majesty's instructions, of Governors and Field Officers, held at New York on the 12th and 13th of December last, wherein the Council gave it as their unanimous opinion that one expedition be carried on against Crown Point and another against the French settlements and encroachments on Lake Ontario, and that both armies rendezvous at their respective places of destination as soon as possible in the spring, and that an army of ten thousand men will be necessary for the expedition against Crown Point; whereupon his Honour further communicated his Excellency Major-General Shirley's letter of 30th December last, desiring him to recommend to this Assembly, in the strongest terms, to raise a just quota of men for carrying the expedition against Crown Point into execution:

And whereas his Honour hath also now laid before this Assembly a letter from the Right Hon<sup>ble</sup> Sir Thomas Robinson, dated November 11th 1755,\* signifying his Majesty's favourable notice and royal approbation of the loyalty and zeal of his subjects here in defence of his just rights and dominions, and his gracious intentions to recommend to his Parliament to grant assistance in the further vigorous prosecution of so important a service, by defraying the expences thereof:

And whereas it is uncertain whether his Majesty's governments southward of New York will raise a just quota of men on this occasion, for want of which it will be necessary, in order to effect this part of his Majesty's service advised to by the said Council, for the northern governments to augment their proportion:

On consideration whereof, with most grateful acknowledgement and in firm reliance on his Majesty's paternal tenderness and royal assistance,

*It is resolved by this Assembly,* That this Colony joyn with the three other New England governments and the Province of New York, to raise the number of ten thousand men for the expedition against Crown Point and to remove the French encroachments on the Iroquois Lake and places adjacent, to march as soon as possible in the spring.

*Resolved,* That this Colony raise the number of two thousand five hundred effective men, officers included, to act in conjunction with the neighbouring Colonies in the aforesaid service.

*Resolved,* That his Honour the Governor be and he is hereby desired to write to the Governors of each of the aforesaid governments, and acquaint them with the foregoing resolutions, and move that men be raised in each of them in the following proportions, *viz*:

In the Province of the Massachusetts Bay,	3500
Province of New York,	2000
Colony of Rhode Island,	1000
Province of New Hampshire,	1000

Being the same proposed by Major-General Shirley, leaving out the southern Colonies as mentioned by him.

Whereas this Colony hath agreed to joyn with the other three New England governments and the Province of New York, to raise forces to go on an expedition against Crown Point and to remove the French encroachments on the Lake Iroquois and places adjacent, in reliance and assured dependence on the gracious intentions of his Majesty to afford his

---

\* *Collections Connecticut Historical Society, I, 275.*

assistance to defray the expences that will be occasioned thereby, being sensible that the expences this Colony was at in the last year's campaign will prove so burthensome and the sum of bills of public credit emitted for the carrying on the same so large that it is to be feared a further emission of bills will occasion depreciation and thereby injustice, and the treasury of this Colony is not supplied with money to carry the same forward to effect: Therefore,

[348] *Resolved by this Assembly*, That his Honour the Governor be and he is hereby desired further to press the application that hath already been made to his Excellency Major-General Shirley, Commander-in-Chief of his Majesty's forces in North America, to furnish this Colony with a sum of money to enable it to go forward in the proposed service, to be repaid him again out of the money that is or may be sent by his Majesty to enable this Colony to go forward, or that may be paid for a reimbursement of our expences.

Whereas his Honour the Governor hath laid before this Assembly a letter from the Right Hon<sup>ble</sup> Sir Thomas Robinson, dated 11th November last,\* signifying that his Majesty, in consequence of his Honour's letter of the 1st August last, has been pleased to order ten thousand stands of arms, with the proper accoutrements and a sufficient quantity of amunition, to be sent forthwith to Boston under the care of a store-keeper and other proper officers, who are to deliver the same to such persons as the Commander-in Chief of his Majesty's forces in North America shall think fit, and directing to apply to him accordingly on all proper occasions: Therefore,

*Resolved by this Assembly*, That his Honour the Governor be and he is hereby desired to make speedy application to his Excellency Major-General Shirley, Commander-in-Chief of his Majesty's forces in North America, that this Colony may be supplied with at least three thousand stands of arms, with proper accoutrements and a proportionable quantity of the amunition, for his Majesty's service. And his Honour is further desired to give all needful directions concerning the transporting, well ordering and securing the same.

*Resolved by this Assembly*, That the committee already appointed for that purpose receive of the Treasurer of this Colony all the bills of credit on this Colony (commonly called Old Tenor and New Tenor bills,) count the same and take an account thereof, and burn and consume the same to ashes, and receive of the Treasurer (who is hereby ordered to deliver the same,) the value thereof in gold and silver now in the treasury

---

\**Collections Connecticut Historical Society*, I, 276.

according to the several rates that have heretofore by this Assembly been set for exchange, which sum in gold and silver they are to deliver back to the Treasurer, taking his receipt therefor. And the Treasurer is hereby ordered to pay the same out in discharge of the public debts on this Colony, agreeable to such orders as he shall from time to time receive from this Assembly.

*Resolved by this Assembly,* That the Committee of the Pay-Table be and they are hereby directed forthwith to prepare the accounts of the expences of this Colony in the expedition against Crown Point in a proper manner and form, to be sent to Great Britain in order to obtain a reimbursement.

This Assembly do appoint Jonathan Trumble and George Wyllys, Esqrs, to joyn the Committee of the Pay-Table to prepare the accounts of the expences of this Colony in the expedition against Crown Point in a proper manner and form, to be sent to Great Britain in order to obtain a reimbursement.

*Resolved by this Assembly,* That the several commissaries procure flour sufficient for twenty-five hundred men for four months.

*Resolved by this Assembly,* That his Honour the Governor be desired, and he is hereby desired, forthwith to issue forth his Proclamation, thereby to prohibit and forbid the transporting out of this Colony any wheat, flour, bread, rye, indian corn, pease, beans, pork and beef, until the first day of May next, unless a special permit for that purpose be first had and obtain'd from his Honour the Governor.

[349] Upon the report of Capt. Stephen Lee and Mr. William Manwaring, of New London, relating to the guns, pistols and cutlashes belonging to this Colony in the stores at New London: Resolved by this Assembly, that Capt. Titus Hurlburt, of New London, be and is hereby desired and appointed forthwith to clean and fit for use the said guns, pistols and cutlashes, and also procure locks for such of said guns and pistols that have none, and lay his account of the charge of doing said service before the General Assembly in May next, in order for the payment thereof.

*Resolved by this Assembly,* That such accounts of expence and charge as have been occasioned by the distributing the Neutral French and providing for their support till they were conveyed to the respective towns to which they were assigned, be laid before the Committee of the Pay-Table, who are hereby directed to adjust the same and give orders on the Treasurer accordingly.

His Honour the Governor having now exhibited an account of sundry sums of money by him since the sessions of this Assembly in March last disbursed in the special service of this Colony, in the whole amounting to the sum of thirty-one pounds nineteen shillings and four pence three farthings, being one pound nineteen shillings and four pence three farthings more than the sum of thirty pounds at said March sessions granted and ordered to be lodged in his hands to such purpose: It is thereupon now resolved and ordered, that the Treasurer of this Colony pay and satisfy said ballance, being one pound nineteen shillings and four pence three farthings in bills of the new emissions, and do also deliver to his Honour the Governor the sum of thirty pounds, two-thirds whereof in said bills and the residue in specie, to be applied as abovesaid.

Benjamin Hall, John Hubbard and Chauncey Whittlesey, Esq<sup>rs</sup>, a committee appointed by this Assembly to sell the government's lands lying west of Ousatunneck River and south of Sharon, representing to this Assembly that one James Mackentire is now in possession of one of the lots of said land, and holds the same in opposition to the government, without any right so to do: It is thereupon resolved by this Assembly, that Roger Sherman, Esq<sup>r</sup>, of New Milford, be appointed and he is hereby appointed an agent in behalf of the Governor and Company of this Colony, to eject the said Mackentire, at the charge of the government.

Whereas Mr. Eliphalet Beacher was sent by this Assembly, in January last, in quest of sundry persons in Dutchess county in the Province of New York, who had been strongly suspected of counterfeiting the bills of credit on this Colony; and it appearing to this Assembly from the representation thereof made by said Beacher before Jabez Hamlin, Esq<sup>r</sup>, under oath, that many difficulties have attended his prosecuting said affair with success, for want of the encouragement and assistance of the civil authority in said county: This Assembly do thereupon desire his Honour the Governor to write to his Excellency Sir Charles Hardy, Knight, Governor of the Province of New York, acquainting him with the impediments attending the prosecution of that affair, and request him to give all such further and necessary authority and directions to the said Eliphalet Beacher, or to other proper persons, as may enable him, or them, to apprehend such suspected persons and secure them in that government, or send them into this, for trial, according as the cases may appear to be cognizable by the courts there or here.

*Resolved by this Assembly, That the Treasurer of this Col-*



ony pay and deliver to Mr. Eliphalet Beacher ten pounds in lawful money and ten pounds in proclamation bills, to enable him to prosecute those persons that have been suspected of counterfeiting the bills of credit on this Colony, and that the said Eliphalet Beacher lay the account of his disbursements before this Assembly in May next, for settlement.

[350] Whereas it appears to this Assembly by the representation and declaration of Isaac Warner, of Windham, that Emerson Cogswell, Daniel Keency and Micah Palmer, are strongly to be suspected of having in their custody a quantity of counterfeit bills, and that they have design and are endeavouring to put off the same for true bills of credit: Therefore, that due enquiry and search may be speedily made into that matter, to prevent the mischiefs thereof, it is resolved by this Assembly, that the said Isaac Warner, at the cost of this Colony, do forthwith pursue after the said Cogswell, Keeny and Palmer, and by all proper and legal methods procure strict search and enquiry to be made after such counterfeit bills in the custody of those persons or elsewhere, and on just foundation endeavour to bring them, or any others guilty or justly suspected to be guilty of such evil practices and designs, to tryal as the law directs, and lay the account of his expences in said service before this Assembly in May next.

*Ordered by this Assembly,* That the Treasurer of this Colony deliver Mr. Isaac Warner, of Windham, the sum of five pounds in bills of credit on this Colony, to enable him to pursue and enquire after the several persons strongly suspected of uttering counterfeit bills made in imitation of the bills of credit of this Colony, taking his receipt therefor, and to be accountable to this Assembly accordingly.

*Resolved by this Assembly,* That the deposition of Mr. Isaac Warner be delivered to his Honour the Governor, and that he be desired to make what improvement of the same he shall think proper in conjunction with the deposition of Mr. Eliphalet Beacher, in removing the difficulties and obstructions that attend the effectual prosecuting and bringing to condign punishment the counterfeiters of the bills of credit on this Colony.

Whereas Samuel Weed, resident in Hartford, was, in pursuance of the act or resolve of this Assembly in October 1749, allowed enlargement from the common goal in the county of Hartford, where he was confined on conviction of counterfeiting bills of public credit, which enlargement was on condition of his finding sureties to be bound in the penal sum of fifty pounds proclamation money, defeasible only by his, the

said Weed's, being and remaining of good and peaceable behaviour during life and his peaceably surrendring himself up to the custody of the sheriff of said county whensoever thereunto required by this Assembly and submitting himself to such orders as by the act for his enlargement was directed: And whereas information hath been made to this Assembly, that the said Samuel Weed hath in divers instances behaved himself contrary to the tenor of the conditions of such bond, and is justly suspected to be confederate with those who counterfeit bills of public credit or put them off knowing them to be such, to the great disquiet of his Majesty's subjects: Whereupon this Assembly do hereby appoint Jabez Hamlin, John Hubbard and Elisha Sheldon, Esq<sup>rs</sup>, a committee with power and authority to cause the said Weed to come before them and examine him in the premises, and to enquire into the matters aforesaid by his examination or any other evidence, and make report to this Assembly of what they find relating to the conduct of the said Weed respecting the particulars mentioned in said act or bond, for the further consideration of this Assembly.

[351] *Resolved by this Assembly*, That the Treasurer of this Colony pay unto Benjamin Hall, John Hubbard and Chauncey Whittelsey, Esq<sup>rs</sup>, for their service done in making sale of the Ousatunnuck lands, the sum of six pounds ten shillings bills of credit out of the public treasury.

Whereas this Assembly is informed that there is now at Wallingford a strolling woman that has been sometime wandering from town to town, calling herself Susannah Roberts of Pensilvania, who is so disordered in her reason and understanding that she passeth from place to place naked, without any regard to the laws and rules of decency and modesty: Resolved by this Assembly, that the selectmen of the town of Wallingford shall be and hereby are directed and required to take all prudent and proper care of said Susannah Roberts, and commit her to the care of some discreet person that she may labour for her support, and what shall be deficient for her support and cloathing by her reasonable earnings shall be defrayed by this Colony until this Assembly order otherwise, or until due enquiry made, (which the said selectmen are hereby directed to make,) the place where she belongs and ought to be cared for and subsisted be sufficiently known, on which they are hereby further directed, according to the laws of this Colony in such case provided, to cause her as soon as may be to be forwarded and transported thitherward, or if more ready transportation may be by water, in such manner to convey her thither.

This Assembly do establish and confirm Mr. Samuel Abbot to be Ensign of the first company or trainband in the town of Norwich, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Rogers to be Ensign of the 3d company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Moore to be Captain of the 1st company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Solomon Williams to be Lieutenant of the 1st company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

Upon the memorial of Nathan Dewolf, of Saybrook in the county of New London, shewing to this Assembly that he enlisted as a soldier under the command of Col. Elihu Chauncey in the late expedition to Crown Point, being encouraged thereto by the said colonel that he should serve as commissary in his regiment, and shewing that he did enter into said service as commissary and served therein, and praying for a meet recompence for his said service: Resolved by this Assembly, that the said Nathan Dewolf receive out of the public treasury of this Colony the sum of eight shillings and ten pence per month for the time he was employed in said service, in addition to his wages as a private soldier; and the Committee of the Pay-Table are hereby directed to grant him an order on the treasury accordingly.

Upon the memorial of the selectmen of the town of Hartford, representing to this Assembly that Dorothy Cadwell of said Hartford, an idiot, hath been supported at the charge of the inhabitants of said town, and that the said Dorothy hath a small piece of land of her own proper estate; praying that some persons be appointed to make sale thereof, &c.: Resolved by this Assembly, that the aforesaid selectmen, or the major part of them, be impowered, and they are hereby impowered, to make sale of the aforesaid lands of the said Dorothy, and the monies arising by such sale to apply to the payment and satisfaction of the charges for the maintenance and support of the said Dorothy that have already arisen or may hereafter arise to said town.

Upon the memorial of the inhabitants of the town of New Milford in the county of Litchfield, shewing to this Assembly [352] that the memorialists have built a || bridge over Ousatanick River in said New Milford; praying that the same may be a toll-bridge, and that the fare thereof may be stated, as in

said memorial is expressed: Resolved by this Assembly, that the said bridge be, and the same is hereby ordered to be, a toll-bridge, and that the fare thereof for all that pass over the same (saving those who are inhabitants or have a list in said New Milford, and also all those persons excused from the payment of the fare of ferries by and according to the law of this Colony entituled An Act for regulating ferries,) be two pence for each man, horse and load; one penny for each single person; three pence for each team, cart and load; and one penny for each horse and neat kine led or driven over the same; and one farthing for each sheep or swine that shall be driven over the same; all to be paid in proclamation money or other currency equivalent, for the use of said town of New Milford, to be collected by such person or persons as said town shall appoint for that purpose; and that said bridge shall be a toll-bridge, and the fare thereof be as is above stated so long as the inhabitants of said town shall maintain the same in good repair, unless this Assembly shall at any time hereafter think fit to order otherwise.

Upon the memorial of Elijah Scovel, of Saybrook in the county of New London, administrator on the estate of William Scovel of said Saybrook, deceased, shewing to this Assembly that he hath exhibited to the court of probate for the district of Guilford a further account of debts due from said estate, which have appeared since the former account was exhibited, and also further charges of administration, amounting in the whole to the sum of £347 16s. 1*d.* old tenor: Resolved by this Assembly, that the memorialist have liberty, and he is hereby empowered, to sell so much of the real estate of said deceased as shall be sufficient to pay said sum of £347 16s. 1*d.* old tenor with the incident charges arising thereon; taking the direction of the court of probate for the district of Guilford therein.

Upon the memorial of Hannah Bordman, administratrix on the estate of Timothy Bordman late of Weathersfield, deceased, shewing to this Assembly that the debts and charges due from said estate surmounts the moveable estate of the deceased more than hath been heretofore granted or allowed by this Assembly the sum of £254 6s. 2*d.* old tenor bills, and representing that she hath no moveable estate in her hands of the deceased to pay said debts, and praying for liberty to make sale of so much of the real estate of the deceased as will procure the said sum of £254 6s. 2*d.* old tenor bills to pay said debts: Resolved by this Assembly, that the administratrix with Captain Jonathan Belding be appointed, and they are

hereby appointed and impowered, to make sale of so much of the real estate of the deceased Timothy Bordman as will procure the aforesaid sum of £254 6s. 2d. old tenor bills with the incident charges arising on the sale thereof; taking the direction of the court of probate for the district of Hartford thereon.

Upon the memorial of Daniel Alling junr, of New Haven, representing to this Assembly that on the 15th day of November 1755, he was possessed of five pounds of the bills of credit of this Colony commonly called Proclamation Bills, and that on said 15th day of November his house casually took fire and was burnt down, by which fire the said bills were consumed together with the greatest part of his moveable estate; praying that this Assembly would order him said sum out of the public treasury and remit to him his country rate made on the list of the year 1754: Resolved by this Assembly, that the Treasurer of this Colony be ordered, and he is hereby ordered, to deliver out of the public treasury the said sum of five pounds in proclamation money to the said Daniel Alling, and also discount with the constable of said town the said rate in favour of the said Daniel Alling.

[353] *Resolved*, That this Assembly be adjourned to Wednesday the seventeenth day of March next, to be holden at Hartford; and his Honour the Governor is hereby desired to adjourn this Assembly accordingly.

This Assembly was adjourned by proclamation according to the above resolve.

*Teste* GEORGE WYLLYS, Secret'y.

*Anno Regni Regis Georgii secundi vigesimo-nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY (BY ADJOURNMENT,) ON WEDNESDAY, THE 17TH DAY OF MARCH, ANNOQUE DOMINI 1756.

*Present:*

The Honourable Thomas Fitch, Esq<sup>r</sup>, Governor.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor.

Roger Newton,	Benjamin Hall,	} Esq <sup>rs</sup> , Assistants.
Ebenezer Silliman,	Phineas Lyman,	
Jonathan Trumble,	Roger Wolcott junr,	
Hezekiah Huntington,	Jonathan Huntington,	
John Chester,	Daniel Edwards,	
Thomas Wells,		

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend this Assembly, viz :*

- Mr. John Ledyard, Capt. Stephen Hosmer, for Hartford.  
 Maj. John Hubbard, Mr. Chauncey Whittlesey, for New Haven.  
 Col. Stephen Lee, Mr. William Manwaring, for New London.  
 Mr. David Rowland, Mr. William Burr, for Fairfield.  
 Mr. Nathaniel Wales, Mr. Jedidiah Elderkin, for Windham.  
 Col. Ebenezer Mash, Capt. Elisha Sheldon, for Litchfield.  
 Mr. Isaac Tracy, for Norwich.  
 Col. Jonathan Hoit, for Stanford.  
 Col. Shubael Conant, Capt. Joseph Stores, for Mansfield.  
 Capt. John Benedict, Capt. Daniel Benedict, for Danbury.  
 Capt. John Glover, Mr. Caleb Baldwin, for New Town.  
 Col. Joseph Fowler, Capt. Joshua West, for Lebanon.  
 Mr. James Bicknell, Mr. Ezra Smith, for Ashford.  
 Capt. Jonathan Hale, Mr. Samuel Kimberly, for Glassenbury.  
 [354] Mr. Roger Sherman, Mr. Daniel Bostwick, for New Milford.  
 Mr. Ambrose Whittlesey, Capt. Jedidiah Chapman, for Saybrook.  
 Capt. James Case, Mr. David Phelps, for Symsbury.  
 Mr. Samuel Olmsted, for Ridgfield.  
 Capt. Increase Mosely, for Woodbury.  
 Col. Timothy Stone, Mr. Samuel Robinson, for Guilford.  
 Capt. Samuel Morgan, Mr. Nathaniel Brown, for Preston.  
 Capt. Samuel Kent, Mr. William King, for Suffield.  
 Mr. Benjamin Gale, Capt. Jonathan Lane, for Killingsworth.  
 Capt. Thomas Stevens, Capt. Benjamin Wheeler, for Plainfield.  
 Capt. Matthew Griswold, Capt. Nathan Jewett, for Lyme.  
 Capt. William Wadsworth, Mr. John Strong, for Farmington.  
 Capt. Nathaniel Harrison, Capt. William Hoadly, for Branford.  
 Mr. James Wadsworth, Capt. James Curtis, for Durham.  
 Capt. Samuel Chandler, Mr. Ebenezer Corban, for Woodstock.  
 Mr. Peter Lockwood, Mr. Joseph Platt, for Norwalk.  
 Capt. Jonathan Belding, for Weathersfield.  
 Col. John Dyar, Capt. Jabez Fitch, for Canterbury.  
 Mr. Phineas Strong, Mr. Joseph Strong, for Coventry.  
 Mr. William Osgood, Mr. Seth Paine, for Pomfret.  
 Capt. Thomas Pitkin, Capt. Joel White, for Bolton.  
 Mr. Jonathan Clough, Capt. Samuel Danielson for Killingly.  
 Capt. Joseph Phelps, Capt. William Buell, for Hebron.  
 Capt. Robert Dixson, Capt. Isaac Gallop, for Voluntown.  
 Mr. Zebulon West, Mr. Samuel Chapman, for Tolland.  
 Mr. Joseph Spencer, for East Haddam.

Majr Charles Bulkley, Capt. Timothy Wright, for Colchester.  
Mr. Joseph Wells, for Haddam.

Mr. Timothy Judd, Mr. Thomas Brownson for Waterbury.

Majr Elihu Hall, Mr. Enos Brooks, for Wallingford.

Majr Jabez Hamlin, Mr. Seth Wetmore, for Middleton.  
for Derby.

Capt. Ephraim Terry, Mr. Edward Collins, for Enfield.

Mr. Matthew Rockwel, for Windsor.

Col. John Williams, Mr. Simeon Minor, for Stonington.

Capt. Joseph Treat, Capt. John Fowler, for Milford.

Col. Christopher Avery, Capt. Nathan Smith, for Groton.

Mr. Augur Tomlinson, Capt. Theophilus Nichols, for Stratford.

Mr. Nathaniel Sacket, for Greenwich.

Capt. John Williams, Mr. John Pardee, for Sharon.

Col. Shubael Conant, Speaker } of the House of Represen-  
Capt. John Fowler, Clerk } tatives.

[355] Whereas this Assembly enjoyed each of their members and officers to keep secret all such matters communicated to them by his Honour the Governor relating to the general defence of the frontiers and the measures concerted and further to be taken for removing the French from the encroachments they have made on his Majesty's territories in North America, and they were accordingly sworn to keep secret all such matters till this Assembly should give liberty to reveal the same: It is now resolved by this Assembly to give liberty, and liberty is hereby given to the members and officers aforesaid to reveal the matters communicated to them as aforesaid.

An Act for reviving of an Act of this Assembly made and passed in their Sessions in March last, entituled An Act for securing of Soldiers listed and taken into his Majesty's Service from Arrests.

Whereas it was provided in said act that the same should continue in force until the sessions in October last, and no longer,

*Resolved by this Assembly,* That the said act and every paragraph thereof shall be and the same is hereby revived, and every part and paragraph thereof shall be and remain in force until the end of the sessions of this Assembly in October next.

*Resolved by this Assembly,* That the two thousand five hundred men, which this Assembly at their last session resolved should be raised in this Colony to act in conjunction with such as should be raised in the neighbouring governments for the expedition against Crown Point, shall be formed into four regiments consisting of eight companies each; that there shall be a colonel, lieutenant-colonel and major, an adjutant, an ensigu and a drum-major in each regiment; that the colonel, lieutenant-colonel and major of each regiment shall each of them have

the command of a company as captain thereof, and that a captain be appointed to each of the other companies; that a captain-lieutenant and one lieutenant be appointed for each colonel's company, and two lieutenants for each of the other companies; that there be four sergeants, four corporals, a clerk and one drummer to each of said companies; and that there be a chaplain, a commissary, a surgeon and surgeon's mate, an armourer and an assistant to said armourer, for each of said regiments.

This Assembly do approve of John Winslow, Esqr, to be Commander-in-Chief of the forces raised for the expedition against Crown Point, according to the nomination and appointment of him by his Excellency William Shirley, Esqr, Governour of the Massachusetts Bay.

This Assembly do appoint Phineas Lyman, Esqr, to be Major-General and second officer over all the forces ordered to be raised to go on the expedition against Crown Point &c., and desire that he be commissioned accordingly.

This Assembly do appoint Phineas Lyman, Esqr, to be Colonel of the first regiment in the forces ordered to be raised in this Colony to go on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint David Wooster, Esqr, Colonel of the second regiment in the forces ordered to be raised in this Colony to go on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint John Pitkin, Esqr, Colonel of the third regiment in the forces ordered to be raised in this Colony to go on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint Nathan Whiting, Esqr, to be Colonel of the fourth regiment resolved to be raised in this Colony to go on the expedition against Crown Point &c., and order that he be commissioned accordingly.

Whereas John Pitkin, Esqr, appointed by this Assembly colonel of the third regiment in the forces ordered to be raised in this Colony to proceed on the expedition against Crown Point &c. hath declined to undertake that service: Therefore this Assembly do appoint Nathan Whiting, Esqr, to be Colonel of the said third regiment, and order that he be commissioned accordingly. And

This Assembly do appoint Andrew Ward junr, Esqr, to be Colonel of the fourth regiment in the said forces, and order that he be commissioned accordingly.

[356] This Assembly do appoint Eliezer Fitch, Esqr, to be Lieutenant-Colonel of the first regiment in the forces resolved



to be raised in this Colony to proceed on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint William Whiting, Esqr, to be Lieutenant-Colonel of the second regiment in the forces resolved to be raised in this Colony to proceed on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint Nathan Payson, Esqr, to be Lieutenant-Colonel of the third regiment in the forces resolved to be raised in this Colony to proceed on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint Stephen Lee, Esqr, to be Lieutenant-Colonel of the fourth regiment in the forces resolved to be raised in this Colony to proceed on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint John Payson, Esqr, to be Major of the first regiment in the forces resolved to be raised in this Colony to go on the expedition against Crown Point &c., and order that he be commissioned accordingly.\*

This Assembly do appoint Jehosaphat Starr, Esqr, to be Major of the second regiment in the forces resolved to be raised in this Colony to proceed on an expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint John Patterson, Esqr, to be Major of the third regiment in the forces resolved to be raised in this Colony to proceed on an expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do appoint Benjamin Hinman, Esqr, to be Major of the fourth regiment in the forces resolved to be raised in this Colony to go on the expedition against Crown Point &c., and order that he be commissioned accordingly.

This Assembly do nominate and appoint the persons hereafter named to the offices in the several regiments and companies herein expressed, in the forces now ordered to be raised by this Colony, viz :

*In the first regiment.*

*First company,* Phineas Lyman, Esqr, Captain, Moses Griswold Captain-Lieutenant, Elihu Kent Second Lieutenant, John Charter Ensign.

---

\* He refused, and the Governor appointed Joseph Storrs of Mansfield in his room. *War*, VI, 60. He, however, served as Lt. Col. of the 1st Regt. and Capt. of the 2d Co. instead of Eleazer Fitch, and in Oct. 1756 was sick at Albany. *Id.* 312.

*Second company*, Eleazer Fitch, Esqr, Captain, James Tracy  
First Lieutenant, Ezekiel Fitch Second Lieutenant.

*Third company*, John Payson, Esqr, Captain, John Levinze  
First Lieutenant, Aaron Cleveland Second Lieutenant.\*

*Fourth company*, Israel Putnam Captain,† Thomas Gallop  
First Lieutenant, Joseph Eaton Second Lieutenant.‡

*Fifth company*, Samuel Whiting Captain, Samuel Hubbel  
First Lieutenant, Nathan Godfrey Second Lieutenant.

*Sixth company*, Aaron Hitchcock Captain, Judah Holcomb  
First Lieutenant,§ Benjamin Royce Second Lieutenant.

*Seventh company*, David Baldwin Captain, Jonathan Hum-  
phrys First Lieutenant,|| Miles Marwin Second Lieutenant.

*Eighth company*, Ebenezer Billings Captain, Nathan Avery  
First Lieutenant,¶ John Heath Second Lieutenant.

[357] *In the second regiment.*

*First company*, David Wooster, Esqr, Captain, Isaac Isaacs  
Captain-Lieutenant, Jabez Thompson Second Lieutenant, Chris-  
topher Palmer Ensign.\*\*

*Second company*, William Whiting, Esqr, Captain, Charles  
Whiting First Lieutenant, Elisha Waterman Second Lieu-  
tenant.

*Third company*, Jehosaphat Starr, Esqr, Captain, Nathaniel  
Porter, Mansfield, First Lieutenant, Timothy Heirlehy, Second  
Lieutenant.

*Fourth company*, Joshua Abel, Captain,†† John Mack, First  
Lieutenant, Andrew Dennison Second Lieutenant.

*Fifth company*, James Harris junr, Captain, Robert Miller  
First Lieutenant, Daniel Griswold Second Lieutenant.

*Sixth company*, Israel Woodward Captain, Asa Royce First  
Lieutenant, Joel Clark Second Lieutenant.

*Seventh company*, Noah Grant Captain, Medina Fitch First  
Lieutenant, Joshua Welch Second Lieutenant.

*Eighth company*, Benjamin Ruggles Captain, Samuel Elmor  
First Lieutenant, Jehiel Barnum Second Lieutenant.

*In the third regiment.*

*First company*, Nathan Whiting, Esqr, Captain, Amos

\* He refused and Thomas Baldwin was nominated by the Committee of the Pay-Table in his stead. *War*, VI, 53.

† He had been a Captain from Nov. 25, 1755. *War*, V, 241.

‡ He refused, and George Crary of Voluntown was nominated. *War*, VI, 56.

§ He declined and Jonathan Humphrey was nominated. *War*, VI, 62.

|| He refused, and Samuel Lawrence of Symsbury was appointed by the Govern-  
nor. *War*, VI, 60.

¶ He declined and William Billing of Preston was nominated in his place. *War*,  
VI, 52.

\*\* He was Lt. in Lt. Col. Wm. Whiting's Co. from Oct. 29, 1756. *War*, VI, 363.

†† Ezekiel Pierce was appointed Captain, who declined and Nathaniel Porter  
of Lebanon was nominated in his place. Lancaster Gorton was subsequently nomi-  
nated 1st. Lt. and John Durke 2d Lt. *War*, 51, 56, 58, 60.

Hitchcock Captain-Lieutenant, Richard Darrow Second Lieutenant, Ezekiel Lewis, Ensign.

*Second company*, Nathan Payson, Esqr, Captain, Samuel Gaylord. First Lieutenant, Timothy Seymour Second Lieutenant.

*Third company*, John Patterson, Esqr, Captain, Nicholas Nichols First Lieutenant, Samuel Brooks Second Lieutenant.

*Fourth company*, John Slapp Captain, Jedidiah Fay First Lieutenant,\* Solomon Grant Second Lieutenant.

*Fifth company*, Benjamin Allen Captain, Henry Chapin First Lieutenant, Ebenezer Orvis Second Lieutenant.

*Sixth company*, Caleb Hide Captain, Prince Tracy First Lieutenant,† George Griswold junr, Second Lieutenant.

*Seventh company*, Nathan Hawley Captain, Benjamin Sealey First Lieutenant, Joseph Benedict Second Lieutenant.

*Eighth company*, John Jeffry Captain, Charles Woodruff First Lieutenant, Tarball Whitney Second Lieutenant.

[258] *In the fourth regiment.*

*First company*, Andrew Ward junr, Esqr, Captain, John Tyler Captain-Lieutenant, John Lay Second Lieutenant, Giles Hull Ensign.

*Second company*, Stephen Lee, Esqr, Captain, John Raymond First Lieutenant, Nicholas Bishop Second Lieutenant.

*Third company*, Benjamin Hinman, Esqr, Captain, Stephen Smith First Lieutenant, Adam Hinman Second Lieutenant.

*Fourth company*, Ichabod Phelps Captain, James Gates First Lieutenant, Nehemiah Dickenson Second Lieutenant.‡

*Fifth company*, David Waterbury 3d, Captain, Reuben Ferris First Lieutenant, Eli Mead Second Lieutenant.§

*Sixth company*, Eliphalet Whittlesey Captain, John Cotten First Lieutenant,|| Thomas Foster Second Lieutenant.¶

*Seventh company*, David Lacey Captain, Gideon Tomlinson First Lieutenant,\*\* Daniel Lyon junr Second Lieutenant.

*Eighth company*, John Wood Captain, James Hard First Lieutenant, John Benedict 3d, Second Lieutenant.

And desire they may be commissioned accordingly. And in case any of the above named persons shall refuse, his

\* He refused and Ephraim Keyes was appointed by the Governor in his room. *War*, VI, 60.

† He refused and Geo. Griswold was nominated 1st Lt. and Joseph Blackman 2d Lt. *War*, VI, 50. Mr. Griswold refused to accept the post of 1st Lt. and Jedidiah Waterman was nominated in his place. *War*, VI, 50, 57.

‡ These all declined, and Edmund Wells of Hebron was subsequently nominated Captain, John Kilborn 1st Lt., and Hezekiah Sumner of Middletown 2d Lt. *War*, VI, 49, 55, 61.

§ Timothy Lockwood was appointed by the Governor in his room. *War*, VI, 63.

|| He declined, and Edward Marcy was nominated. *War*, VI, 54.

¶ He died at Albany Sept. 28, 1756. *War*, VI, 367.

\*\* Lacey died, and Tomlinson succeeded him as Capt. *War*, VI, 287.

Honour the Governor is hereby desired to supply such vacancy and give commissions accordingly.

Past in the Upper House, *Test.* GEORGE WYLLYS, Secret'y.

Concurred in the Lower House with these alterations, *viz* : In the first company in the first regiment, that instead of Moses Griswold be inserted Samuel Chandler; and in the eighth company in the first regiment, that instead of Nathan Avery be inserted Nathan Leonard, and instead of John Heath be inserted Nathan Avery; and in the fourth company in the second regiment, instead of Joshua Abel be inserted John Mack, and instead of John Mack be inserted Lancaster Gorton, and instead of Andrew Dennison be inserted John Durke; and in the fifth company in the second regiment, that instead of Robert Miller be inserted Isaac Turner, and instead of Daniel Griswold be inserted Cornelius Higgins; and in the seventh company in the second regiment, instead of Joshua Welch be inserted Josiah Gates jun<sup>r</sup>.

*Test.* JNO FOWLER, Clerk.

In the Upper House: This bill reconsidered, &c., and the alterations voted by the Lower House concurred with, except what is made in the fourth company in the second regiment, and in that company voted that Ezekiel Pierce be inserted instead of Joshua Abel.

*Test.* GEORGE WYLLYS, Secret'y

On reconsideration, concurred with the vote of the Hon<sup>ble</sup> Upper House in appointing Ezekiel Pierce Captain of the fourth company in the second regiment instead of Joshua Abel.

*Test.* JNO. FOWLER, Clerk.

This Assembly grants unto Major-General Lyman the sum of twenty pounds per month during his service in the army to be raised for the intended operations at or near Crown Point. Also this Assembly grants unto Major-General Lyman the sum of one hundred and ten pounds, to furnish his tent and table and for the decent reception and suitable support of the chaplain of his regiment during said expedition.

[359] *Voted and resolved by this Assembly*, That the pay of the officers and soldiers to be raised and employed in the service of the current year, in defence of his Majesty's territories, be as follows per month, accounting 28 days to a month, *viz* :

For the colonel of each regiment and captain of a company, - - - - -	£12	16	0
For one lieutenant-colonel to do. and do. - -	10	13	4
For one major to do. and do. - -	9	1	4
For one commissary to do. - - -	4	0	0

For a captain to a company, - - - -	£5	8	0
For two lieutenants to each company, to each, -	3	12	0
For one standard-bearer to each regiment, -	3	12	0
For a chaplain to each regiment, - - - -	6	8	0
For one adjutant to do. - - - -	2	8	0
For one surgeon to do. - - - -	8	0	0
For one surgeon's mate to do. - - - -	4	0	0
For four sergeants for each company, to each, -	1	18	4
For four corporals to each company, to each, -	1	13	6
For one clerk to each company, - - - -	1	18	4
For one drum-major to each regiment, serving as drummer for a company, - - - -	1	18	4
For one common drummer to each other company,	1	13	6
For each private centinel, - - - -	1	12	0
For an armourer to each regiment, - - - -	4	0	0
For his assistant, - - - -	2	0	0
For one commissary for the hospital, - - - -	4	0	0
For a captain-lieutenant to each colonel, - - - -	5	0	0

That there be allowed to each enlisting officer three shillings for each soldier by them enlisted into the service.

That there be a bounty of thirty-six shillings paid to each soldier on enlistment, and a blanket suitable for said service, to be delivered when they march.

That the captains, subalterns and soldiers shall be provided with arms and accoutrements, and also be paid one month's pay before their march.

That each officer and soldier who was in the last campaign in the pay of this or either of the neighbouring governments who shall be appointed by this Assembly and undertake or enlist into said service shall be allowed half pay, according to his rank and the pay then allowed in this Colony, from the 17th day of December last until his pay in this army commences.

That the officers and soldiers shall be allowed four shillings per week for their billeting until their march, and from and after the beginning of their march and departure from their respective habitations or places of residence to the place of general rendezvous, or until they receive the Colony's stores, shall be allowed one shilling and six pence per day for their subsistence, fifteen miles to be accounted a day's travel, and the same allowance after the service is over on their return home.

And his Honour the Governor is hereby desired to issue forth proclamations for the encouragement of soldiers to enlist themselves accordingly.

An Act for supplying the Treasury with the Sum of Thirteen Thousand Three Hundred and Thirty-three Pounds Six Shillings and Eight Pence.

Whereas the General Assembly hath determined upon further prosecuting an expedition this present year for removing the encroachments made and making by the French on his Majesty's territories at and near Crown Point and on the Lake Iroquois, and a large sum of money will be necessary to encourage the enlistment of the forces and to make necessary provisions for said expedition, and the method taken the last year to supply the treasury with great sums of bills of credit emitted by act of Assembly for defraying the charges of the late expedition against Crown Point will not serve for any further supply, as it is apprehended a larger sum of such bills may occasion a depreciation of their value and prove injurious to the possessors, and by reason of the great scarcity of money in this Colony it is difficult to obtain a sufficiency for the purpose: whereupon application hath been made to his Excellency William Shirley, Esqr, Commander-in-Chief of all his Majesty's forces in North America, to assist this Colony with an enabling sum of money, and he hath consented to supply with the [360] sum of || ten thousand pounds sterling: And for the borrowing, receiving and securing the repayment of the same,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the Treasurer of this Colony be and he is hereby empowered and directed to borrow and receive from his Excellency William Shirley, Esqr, the sum of thirteen thousand three hundred and thirty-three pounds six shillings and eight pence in milled dollars at six shillings each, or in coined silver at six shillings and eight pence per ounce, or in coined gold equivalent; and for the sum so borrowed the said Treasurer shall give his receipt for the value of six thousand six hundred and sixty-six pounds thirteen shillings and four pence, in the form following:

*Colony of Connecticut.*

Day of                    1756.    Received from his Excellency William Shirley, Esqr, the sum of                    lawful money of the Province of the Massachusetts Bay; and I do hereby promise the said William Shirley, and oblige myself and successors in the office of Treasurer of the Colony of Connecticut, to repay the said sum of                    to the said William Shirley or his order, in Boston, by the first day of June 1758.

Witness my hand,    J. T. Treasurer.

And for the remaining sum of six thousand six hundred and sixty-six pounds thirteen shillings and four pence borrowed of his Excellency, the Treasurer shall give his receipt in the form following:

*Colony of Connecticut.*

Day of 1756. Received from his Excellency William Shirley, Esqr, the sum of           lawful money of the Province of the Massachusetts Bay, and I do hereby promise the said William Shirley and oblige myself and successors in the office of Treasurer of the Colony of Connecticut to repay the said sum of           to the said William Shirley or his order, in Boston, by the first day of June 1759.

Witness my hand, J. T. Treasurer.

*And be it further enacted,* That the sum so borrowed as aforesaid shall be a stock in the treasury, and shall be issued by orders according to law, for the payment of the necessary charges that may attend enlisting such forces as may be raised for the expedition for this present year and for preparing and enabling such forces to proceed on said expedition, and for no other purpose whatsoever.

And as a fund and security for drawing said sum of thirteen thousand three hundred and thirty-three pounds six shillings and eight pence into the treasury again, so as to enable the Treasurer to repay the money borrowed,

*Be it further enacted,* That there be and hereby is granted and ordered to be levied a tax of one penny half-penny lawful money on the polls and rateable estates in this Colony according to the lists thereof to be brought into this Assembly in October next, with the additions, which shall be collected and paid into the treasury of this Colony by the first of April 1758, in lawful silver money or gold equivalent.

*And be it further enacted,* That there be and hereby is granted and ordered to be levied a tax of one penny half-penny lawful money on the polls and rateable estates in this Colony according to the lists thereof to be brought into this Assembly in October 1757, with the additions, which shall be collected and paid into the treasury of this Colony by the first of April 1759, in lawful silver money or gold equivalent.

*And be it further enacted,* That the said sum of thirteen thousand three hundred and thirty-three pounds six shillings and eight pence, thus levied and assessed, shall be applied by the Colony Treasurer for the payment of the full sum so borrowed of his Excellency William Shirley, Esqr, by virtue of this act, and to no other purpose whatsoever; and such sum or sums as are collected and received by the Treasurer more than is sufficient for the payment thereof, to remain in the hands of the Treasurer until further orders.

[361] And whereas humble trust and dependence is had by the General Assembly on a reimbursement of the charges

arising from the expeditions against Crown Point, and monies for that purpose are expected from Great Britain: Therefore,

*Be it further enacted,* That the monies which shall first arrive, or so much as shall be necessary, shall be applied to the payment of the sum advanced by his Excellency Major-General Shirley for the purposes beforementioned in this act, and that the Treasurer be and is hereby directed and required to apply such monies, or so much thereof as shall be necessary, as he shall receive for and on account of the reimbursement aforesaid, to the payment of the sum advanced by his Excellency Major-General Shirley for the purposes mentioned in this act, until the whole sum advanced shall be repaid.

*And be it further enacted,* That in case six thousand six hundred and sixty-six pounds thirteen shillings and four pence of the monies shall arrive from Great Britain and be lodged in the hands of the Treasurer before the 20th day of June 1757, the tax which otherwise by this act is ordered to go forth is hereby made null and void.

*And be it further enacted,* That if the further sum of six thousand six hundred and sixty-six pounds thirteen shillings and four pence shall arrive from Great Britain and be lodged in the hands of the Treasurer before the 20th day of June 1758, the tax which otherwise by this act is ordered to go forth is hereby made null and void.

*And be it further enacted,* That the Treasurer of the Colony for the time being be and he hereby is fully authorized and empowered to demand and receive the whole and every part of the money aforesaid from the commander of any vessel or vessels on board of which the same shall be shipped, upon the arrival thereof within this or either of the neighbouring governments where the same is to be delivered, or from any trustee of it.

*Resolved by this Assembly,* That the officers and soldiers to be employed in the expedition against Crown Point have the following allowances when they arrive at the place of general rendezvous, *viz* :

To each man	one pound of bread or flour	per day.
To do.	14 oz. of pork, or 16 ounces of beef,	per do.
To do.	1 gill of rum,	do.
To do.	$\frac{1}{2}$ pint of peas or beans,	do.
To do.	2 ounces of ginger,	per week.

And that sufficient quantities of sugar, molasses, indian meal, samp, butter and cheese, be provided, and due care taken that the same be delivered out to each regiment in equal proportion and at suitable times, according to such directions as may be given by the colonel of such regiment.



That the sum of £250 0s. 0d. be laid out by the commissaries for things necessary for the sick and wounded.

That the sum of £30 0s. 0d. be allowed to each colonel for the support of his table and to enable him to make suitable provision for the chaplain.

That the sum of £12 0s. 0d. be allowed to each lieutenant-colonel for the support of his table.

That the sum of £8 0s. 0d. be allowed to each major for the support of his table.

That the commissaries be directed to provide a suitable chest of medicines for each regiment.

That the commissary of each regiment be accountable on oath for all he receives, and give bond with sufficient sureties for the faithful discharge of his trust, and allowed no commissions, nor make any deductions for their own use.

Whereas this Assembly have dependence on a supply of at least fifteen hundred stands of arms and ammunition proportionable, for equipping so many of the forces now raising in this Colony for removing the French encroachments at Crown Point, and good hopes that a larger number of arms and quantity of ammunition may be obtained from his Excellency [362] William Shirley, Esqr, Commander-in-Chief of his Majesty's forces in North America, out of the arms and ammunition sent by his Majesty for the supply of his good subjects in these parts, since there is so great difficulty of supplying in this Colony with such as are good and of like sized bores, and there is a humble expectation that, on the application of this Colony to his Most Gracious Majesty already made, there may be sent a number of good blankets for the service: Yet since such supplies may not be timely received,

*It is resolved by this Assembly,* That the commissaries be and they are hereby directed and impowered to provide the arms, ammunition and blankets that shall be wanted, and that they take care to procure guns of like bore, and purchase good blankets fit for the service. And in case a sufficient number of arms, accoutrements and blankets cannot be obtained without the same be impressed, the commissaries are hereby respectively impowered to send forth a warrant or warrants for impressing such number as shall be wanted, and cause them to be apprizd, and pay the value of such blankets to the owner according to the apprizal; and to each owner of arms so imprest, for the use of them, *viz*: for a gun, powder-horn and bullet-bag, two shillings; for a sword, cutlass and belt, six pence; and for a cartouch box three pence. And the commissaries respectively shall keep a regular account from whom such arms and accoutrements are taken, and to what captain

the same are delivered, with the same numbered and the names of the owners to which each number belongs; and each captain shall also keep a regular account of the soldiers in his company to whom the same are delivered, that the receiver may stand charged and accountable for them; and if not lost by inevitable providence, the sum at which the same was appraised shall be deducted from such soldier's wages who shall not return the same; and in case any of the arms &c. so impressed shall be lost or not returned to the owner, he shall be paid according to the apprizal thereof, deducting what he had received for the use of the same before; and in case of extraordinary damages, the owners shall be satisfied according to an apprizal thereof.

*Resolved by this Assembly,* That Messrs. Joseph Pitkin, Joseph Buckingham, John Ledyard and John Lawrence, be and they are hereby appointed to audit the Colony's accounts with the Treasurer and see the same are well avouched and right cast, and to use the usual method in the counting of bills of credit. And in the settlement of the rate which was made payable on the last day of December last, the auditors are instructed and directed to receive and count the bills of credit of this Colony of the old or middle tenors which are brought in by said rate, and keep an exact account thereof, and burn and consume the same to ashes, and to receive of the Treasurer the value of said bills in the silver and gold brought in for the sale of the sterling bills of exchange, and the same money so received and computed into lawful money to put again into the hands of the Treasurer, taking his receipt therefor. And they are hereby further directed to separate and count the ten-shilling bills of credit emitted by act of Assembly in January 1755, and keep an exact account thereof, and consume the same to ashes. And they are hereby further directed to receive and count the bills of credit emitted by act of Assembly since the first day of January 1755, excepting the ten-shilling bills aforesaid, and such as are fit for further service to put them into the hands of the Treasurer, taking his receipt therefor, to be used by the Treasurer according to the act of this Assembly in March last, and such as are torn, defaced and unfit for further service, to count and keep an exact account thereof and of the value of each respective date, and the same burn and consume to ashes, and make report to this Assembly in May next.

*Resolved by this Assembly,* That the Treasurer be and he is hereby directed to pay out of the silver and gold in his hands for the sale of the sterling bills of exchange a sum not

[363] exceeding six thousand pounds lawful money || in discharge of such orders as shall be drawn on him for specie according to law ; and as soon as he shall receive from his Excellency William Shirley, Esqr, the enabling sum of silver and gold proposed for the service of the present year, the Treasurer is further directed to replace to the stock in his hands for the sale of the sterling bills of exchange the sum of three thousand pounds in lawful money out of the said enabling sum. And to enable the Treasurer to pay the said sum of six thousand pounds according to the foregoing direction, the auditors are hereby directed to receive of the Treasurer the sum of four thousand and five hundred pounds sterling value of the silver and gold aforementioned, and compute the same into the value thereof in lawful money, and put the same into the hands of the Treasurer, taking his receipt therefor.

*Resolved by this Assembly,* That Thomas Wells, Hezekiah Huntington, Gurdon Saltonstall, Jabez Hamlin, John Hubbard and Theophilus Nichols, Esqrs, be appointed, and they are hereby appointed, Commissaries to purchase all such provisions, stores and other necessaries for the forces now ordered to be raised by this Colony as are or shall be needful, and take care that they be forthwith transported to Albany, consigned to the agents or commissaries of the Colony that shall reside there for that purpose. And the Committee of the Pay-Table is hereby directed to grant them orders on the Treasurer for such sum or sums of money as shall be needful from time to time. And said commissaries are also directed to observe such orders and instructions as shall be given them by his Honour the Governor or the Committee of War for the time being. And that the commissaries be allowed one and half *per cent.* for their service.

*Resolved by this Assembly,* That the commissaries appointed by this Assembly to make suitable and necessary provision for the forces now ordered to be raised to proceed on an expedition against Crown Point &c., be impowered, and they are hereby impowered, to impress all such articles as may be necessary for the purpose aforesaid that cannot otherwise be reasonably procured.

This Assembly hereby nominate and appoint Col. Benjamin Hall, Col. Christopher Avery and Elisha Sheldon, Esqrs, a committee to have the care and oversight of receiving and transporting from Albany to Lake George, in the most expeditious manner, all the provisions, warlike stores and all other necessaries to be provided for the forces going from this Colony to remove encroachments of the French at Crown Point &c., which

said committee are hereby authorized and fully empowered to give all proper orders and directions for carrying the affair into execution, and to correspond with any other committees that may be appointed by the other governments for such purpose, (as occasion shall require,) and to observe the instructions now given by this Assembly, or such further additional instructions as they may receive from his Honour the Governor or Committee of War, for the rule of their conduct in transacting the whole affair.

Whereas the committee appointed to have the care and oversight of receiving and transporting from Albany to Lake George in the most expeditious manner all the provisions, warlike stores and all other necessaries to be provided for the forces going from this Colony to remove encroachments of the French at Crown Point &c., may be unable to perform said service with that dispatch as the importance of the business calls for, unless press-warrants be given to said committee, to be used if need so require, to impress what shall be found necessary in order to enable them effectually to compleat said service: It is therefore resolved by this Assembly, that his Honour the Governor be desired to furnish said committee with warrants for that purpose accordingly.

Whereas this Colony have no cannon, mortars, shells and ordnance stores necessary to furnish for the expedition, and good arms to equip the soldiers now raising in this Colony cannot be purchased in it, and to impress such as are in the hands of the militia will be attended with great difficulty, and such as can be had are of different sizes and unsuitable for the service: Therefore,

[364] *It is resolved by this Assembly,* That his Honour the Governor be and he is hereby desired, to write to his Excellency William Shirley, Esqr, Commander-in-Chief of all his Majesty's forces in North America, and inform him that artillery and stores for the same cannot be furnished from hence, and the powder for the small-arms must be purchased for this Colony in some of the neighbouring governments, and shall expect others will furnish what is needful for the great artillery; and further, to lay before his Excellency the necessity there is to urge for the number of twenty-five hundred stands of arms and a proportionable quantity of amunition to be delivered to this Colony out of the ten thousand stands of arms &c. sent to the care of his Excellency to furnish his Majesty's subjects in these parts.

This Assembly do appoint Mr. Benjamin Bancraft, of Suffolk, to be Commissary in the first regiment now to be raised

in this Colony in the intended expedition against Crown Point, and Mr. Ebenezer Sage, of Middleton, in the second regiment, and Mr. Thaddeus Mead, of Norwalk, in the third regiment, and Mr. Phineas Stanton, of Stonington, in the fourth regiment.

This Assembly appoints Elihu Lyman, Esq<sup>r</sup>, to be Commissary of the Stores in the intended expedition against Crown Point, to receive and take care of the provisions and stores sent by the providing commissaries from this Colony, and to conform to such instructions from time to time as he shall receive from this Assembly or from his Honour the Governor for the time being, and to be accountable to the Committee of the Pay-Table when thereunto required.

This Assembly do appoint the Rev<sup>d</sup> Mr. David Jewet, of New London, the Rev<sup>d</sup> Mr. John Norton, of Middleton, the Rev<sup>d</sup> Mr. Jonathan Lee, of Salisbury, and the Rev<sup>d</sup> Mr. John Grayham, of Woodbury, to be Chaplains in the forces to be raised in this Colony for the expedition against Crown Point.

This Assembly do appoint Mr. Timothy Collins, of Litchfield, Mr. Leveret Hubbard, of New Haven, Mr. Jonathan Marsh, of Norwich, and Mr. Pelatiah Bliss, of Suffield, to be Physicians and Surgeons, and Elisha Lord, of Farmington, Mr. John Redfield, of Durham, Mr. Joseph Clark, of Wallingford, and Mr. Jabez Fitch jun<sup>r</sup>, of Canterbury, to be Physician's and Surgeon's Mates in the forces to be raised in this Colony for the expedition against Crown Point &c.

This Assembly do appoint Ithamar Bingham, of Windsor, to be Commissary of the Hospital in the forces to be raised by this Colony for the intended expedition against Crown Point, &c.

*Resolved by this Assembly,* That if any of the teams that shall be employ'd in the service of this Colony in transporting the provisions &c. from Albany to the Lake shall be destroyed or damaged by the enemy while in said service, such loss or damage shall be made good by this Colony.

*Resolved by this Assembly,* That his Honour the Governor be and he is hereby desired and impowered to give all such orders and instructions as the exigency of cases may require relating to the expedition against Crown Point &c., and in the several matters attending that service, and relative to the necessary operations for our defence, not particularly provided for by acts, resolves or votes of this Assembly. And Ebenezer Silliman, Andrew Burr, David Rowland, Samuel Fitch and Joseph Platt, Esq<sup>rs</sup>, are hereby appointed a Committee of War, to attend, assist and advise his Honour in any matters

aforesaid, whensoever he shall think proper to call them for that purpose.

[365] Whereas this Colony hath been at very great cost and expence in carrying on the late expedition against Crown Point and other encroachments of the French on his Majesty's territories, and are now engaging in another undertaking of the like nature, wherein we have the prospect of an additional, if not superior, expence, whereby an insupportable burthen and load of debt will be brought on the inhabitants of this Colony unless relieved by the assistance and help from the Crown; and in order to obtain the same it may be necessary to have some person there more minutely acquainted with the affairs and circumstances of this Colony than is reasonable to expect from any person in Great Britain: Therefore,

*Resolved by this Assembly,* That some suitable person be forthwith appointed in and sent from this Colony to joyn with Mr. Agent Partridge, to solicit for such sum or sums to be granted to this Colony under their pressing burthens and difficulties as shall enable them to redeem their credit which they have been necessitated to pledge in order to carry into execution the plans that have been projected for the defence of his Majesty's just rights and dominions and for removing those encroachments that have been made and are making on his territories, and also to enable them effectually to exert themselves in their future undertaking, according to their great zeal for his Majesty's sacred person and government; and to observe such directions and instructions as shall from time to time be given him by this Assembly relative thereto, and also as shall relate to such other matters as shall be committed to him.

This Assembly do appoint Jonathan Trumble, of Lebanon, Esq<sup>r</sup>, to be Agent or Attorney for the Governor and Company of this Colony, to appear, transact for and represent them before the King's Most Excellent Majesty, or any of his courts, ministers of state or boards of audience in Great Britain, in all the matters and affairs as may be committed to him to be managed there by order and direction of the Governor and Company aforesaid, or wherein they are or may be concerned. And he is requested to accept and take upon him that trust, and with all convenient speed to repair to the Court of Great Britain, and in conjunction with Mr. Agent Partridge, now residing in London, especially to solicit for a reimbursement of the expences incurred on the part of this Colony in carrying on the late expedition against Crown Point, and also for such further sums of money or other assistance as may enable this

Colony to proceed and exert themselves (according to their zeal for the King's service) for the defence and security of his Majesty's just rights and dominions in North America. And his Honour the Governor is desired to cause a proper letter of procuracy or agency to [be] made out under the public seal to the said Jonathian Trumble, Esqr, accordingly, to be sign'd by his Honour and the Secretary in the name and behalf of the Governor and Company of this Colony.

*Voted and resolved,* That his Honour the Governor be and he hereby is desired to prepare and send to the King's Most Excellent Majesty the humble Petition and Address of the Governor and Company of this Colony, representing their great zeal and activity in his service in the last year's expedition for removing the French encroachments, and their steady and unshaken zeal and resolution still further, to their utmost, to exert themselves therein, exprest in their raising twenty-five hundred troops more for a like undertaking the current year in conjunction with the forces of the neighbouring governments; and that the expences thereby arisen and arising have necessitated us to emit and make use of large quantities of bills of credit, thro' the great scarcity of money among us, and that the seasonable redemption and sinking them will greatly distress us without some assistance therein, and that further emissions thereof may sink their credit, to the great detriment of the Colony; and thereupon humbly imploring his Majesty's gracious attention to our insupportable burdens, and the exercise of his royal bounty for the alleviation thereof, as well by granting us a sum of money answerable the present [366] undertaking || as by recommending to his Parliament the reimbursement of the whole residue.\*

*Resolved by this Assembly,* That his Honour the Governor be desired to lay a further Embargo on provisions until the 25th day of May next, in the same manner and form as the former embargo was laid.

*Resolved by this Assembly,* That the Committee of the Pay-Table be, and they are hereby, authorized and impowered to settle and adjust the accounts of the several-commissioners improved in the service of the Colony, and give needful orders to the Treasurer for payment of the ballances that may be found due to any of them; and where any ballance may be found due to the Colony, to see the same paid unto the Treasurer, taking his receipt therefor.

*Resolved by this Assembly,* That his Honour the Governor

---

\* The Address may be seen in *Coll. Conn. Hist. Society*, I, 294. †

be, and he is hereby, desired to prepare a representation of the case relating to the Spanish snow *St. Joseph* and *St. Helena*, which came into the harbour of New London in distress in November, 1752, with the necessary evidences relating thereto.\* And in case a ship of war be sent hither on that occasion, Jonathan Trumble and Roger Wolcott jun<sup>r</sup>, Esq<sup>rs</sup>, are appointed to repair to New London with such instructions from his Honour the Governor as shall appear to him necessary to be given for the conduct of the affair; and the abovementioned representation and evidences to be properly delivered to the captain of the ship, to be transmitted to his Majesty's Secretary of State, to be laid before his Majesty, with such other matters and things as shall appear needful on receipt of such letters as may be sent on the occasion.

Whereas the listers of the town of Voluntown have sent to this Assembly an addition of the list brought into this Assembly in October 1754, amounting to the sum of £529 10s. 0d., and fourfold assessment the sum of £72 0s. 0d. made to the list of said Voluntown brought in as aforesaid, which has been accepted and received: Whereupon it is resolved by this Assembly, that the Treasurer of this Colony be directed, and he is hereby directed and impowered, to add the sum of £529 10s. 0d. single additions, and the sum of £72 0s. 0d., fourfold assessments, to the list of said Voluntown brought into this Assembly by said town in October aforesaid, and that the constable of said town that was to collect the country rate account with the Treasurer for the same.

This Assembly do establish and confirm Mr. Theophilus Morgan to be Captain of the 4th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

Upon the memorial of Jerusha Brace, of Hartford, administratrix on the estate of Elisha Brace late of said Hartford, deceased, shewing to this Assembly that the debts and charges &c., of the said deceased surmount the moveable estate the sum of £29 17s. 4d. lawful money, and praying for liberty to sell so much of the real estate of said deceased as to pay the said sum of £29 17s. 4d. with incident charges: Resolved by this Assembly, that Abraham Merrills, of said Hartford, be appointed and impowered together with the said administratrix, and they are hereby appointed, to sell so much of the said deceast's lands as shall pay the said sum together with necessary charges arising on the sale thereof, taking the advice of

---

\* *Collections Conn. Hist. Soc.*, I., 297.



the court of probate in the district of Hartford on the sale thereof.

This Assembly was adjourned until the Governor, or in his absence the Deputy, shall see cause to call it to meet again.

*Teste*, GEORGE WYLLYS, Secret'y.

[367] *Anno Regni Regis Georgii secundi vicesimo-nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY ON THE SECOND THURSDAY OF MAY, BEING THE 13TH DAY OF SAID MONTH,) AND CONTINUED BY SEVERAL ADJOURNMENTS TILL THE 12TH DAY OF JUNE NEXT FOLLOWING, ANNOQUE DOMINI 1756.

*Present:*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Ebenezer Silliman,	Roger Wolcott jun <sup>r</sup> ,	} Esq <sup>rs</sup> , Assistants.
John Chester,	Jonathon Huntington,	
Thomas Wells,	Daniel Edwards,	

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz:*

Mr. John Ledyard, Col. Joseph Pitkin, for Hartford.

Capt. Isaac Dickerman, Mr. Samuel Sherman, for New Haven.

Col. Gurdon Saltonstall, Maj<sup>r</sup> Robert Dennison, for New London.

Capt. Thomas Hill, Mr. Lothrop Lewis, for Fairfield.

Capt. Joseph Kinsbury, Capt. Samuel Murdock, for Windham.

Capt. Peter Buel, Col. Ebenezer Marsh, for Litchfield.

Mr. Isaac Tracy, Mr. Joseph Tracy, for Norwich.

Mr. Ephraim Warner, for Waterbury.

Col. Joseph Worster, Mr. Joseph Nichols, for Stratford.

Mr. James Brown, for Norwalk.

Mr. John Clapp, for Greenwich.

Col. Joseph Fowler, Capt. Joshua West, for Lebanon.

Capt. Hezekiah Whittlesey, for Saybrook.

Mr. Jehiel Hawley, Mr. Amos Northrop, for New Milford.

Mr. Samuel Porter, Mr. Benjamin Levins, for Killingly.

Capt. William Witter, Mr. John Tyler, for Preston.

Col. Elizur Goodrich, for Weathersfield.

Mr. Hezekiah Brainard, for Haddam.

Mr. Huggins Stores, Mr. William Hall jun<sup>r</sup>, for Mansfield.

Mr. Amos Babeock, Mr. Ezra Smith, for Ashford.

Mr. John Marvin, for Sharon.  
 Mr. Christopher Holmes, for East Haddam.  
 Capt. Jona. Pettibone, for Symsbury.  
 Mr. John Holly, for Stanford.  
 Capt. Moses Fish, Capt. William Williams, for Groton.  
 Mr. Daniel Booth, Capt. Henry Glover, for Newton.  
 [368] Mr. Samuel Robinson, for Guilford.  
 Capt. Timothy Wright, Mr. Jonathan Kilborn, for Colchester.  
 Capt. Obadiah Johnson, Capt. John Fish, for Canterbury.  
 Mr. Uriah Austin, for Suffield.  
 Capt. Nath<sup>l</sup> Harrison, for Branford.  
 Capt. Abel Gun, Mr. Charles French, for Derby.  
 Mr. John Griswold, for Lyme.  
 Mr. James Bradford, Capt. Benja. Wheeler, for Plainfield.  
 Mr. Ephraim Strong, for Milford.  
 Mr. Zebulon West, for Tolland.  
 Mr. Thomas Benedict, for Danbury.  
 Mr. Abraham Kilborn, for Glassenbury.  
 Mr. Increase Moseley, Mr. Benjamin Stiles, for Woodbury.  
 Mr. William Wolcott, for Windsor.  
 Mr. Nathan Camp, Col. Elihu Chauncey, for Durham.  
 Mr. Robert Jameson, Capt. Robert Dickson, for Voluntown.  
 Capt. Eph<sup>m</sup> Terry, for Enfield.  
 Capt. William Wadsworth, for Farmington.  
 Capt. Benja. Talcott, for Bolton.  
 Capt. Sam<sup>l</sup> Chandler, Col. Thomas Chandler, for Woodstock.  
 Maj<sup>r</sup> Joseph Holland, Mr. Jona. Dresser, for Pomfret.  
 Mr. Phineas Strong, for Coventry.  
 Capt. Joseph Phelps, for Hebron.  
 Maj<sup>r</sup> Elihu Hall, for Wallingford.  
 Mr. Simeon Minor, Mr. Jonas Prentice, for Stonington.  
 Maj<sup>r</sup> Jabez Hamlin, Mr. Seth Wetmore, for Middleton.  
 Col. Joseph Fowler, Speaker, } of the House of Representa-  
 Col. Elihu Chauncey, Clerk, } tives.

This day being appointed by the royal charter and the laws of this Colony for the Election of the public officers of the Colony, *viz*: Governor, Deputy Governor, Assistants, Treasurer, and Secretary, proclamation was made, and then the votes of the freemen were given in to the persons appointed by the Governor, Council and Representatives, to receive, sort and count them; which persons so appointed were: Ebenezer Silliman, John Chester, Thomas Wells, Roger Wolcott jun<sup>r</sup>, Jonathan Huntington, Daniel Edwards, Mr. William Wolcott, Mr. Hezekiah Brainard, Maj<sup>r</sup> Elihu Hall, Col. Elihu Chauncey, Mr. Simeon Minor, Capt. John Griswold, Capt. Henry Glover, Mr. Thomas Benedict, Capt. Obadiah Johnson, Col.

Thomas Chandler, Col. Ebenezer Marsh, and Mr. Benjamin Stiles, (who were all sworn to a faithful discharge of that trust.) And the votes of the freemen being brought in, sorted and counted,

The Honourable Thomas Fitch, Esq<sup>r</sup>, is chosen Governor of this Colony for the year ensuing.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, is chosen Deputy Governor of this Colony for the year ensuing.

Roger Newton, Esq<sup>r</sup>, Ebenezer Silliman, Esq<sup>r</sup>, Jonathan Trumble, Esq<sup>r</sup>, Hezekiah Huntington, Esq<sup>r</sup>, Andrew Burr, Esq<sup>r</sup>, John Chester, Esq<sup>r</sup>, Thomas Wells, Esq<sup>r</sup>, Benjamin Hall, Esq<sup>r</sup>, Phineas Lyman, Esq<sup>r</sup>, Roger Wolcott jun<sup>r</sup>, Esq<sup>r</sup>, Jonathan Huntington, Esq<sup>r</sup>, Daniel Edwards, Esq<sup>r</sup>, were chosen Assistants for the year ensuing.

Joseph Talcott, Esq<sup>r</sup>, is chosen Treasurer of this Colony for the year ensuing.

[369] George Wyllys, Esq<sup>r</sup>, is chosen Secretary of this Colony for the year ensuing.

The Governor's oath prescribed by the law of this Colony and the oath required by act of Parliament, relating to trade and navigation, were administred to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, (now chosen Governor,) by the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor, in the presence of the Assembly.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, (now chosen Deputy Governor,) had the Deputy Governor's oath prescribed by law administred to him by his Honour the Governor in presence of the Assembly.

The Assistant's oath provided by law was administred to Roger Newton, Ebenezer Silliman, Hezekiah Huntington, Andrew Burr, John Chester, Thomas Wells, Phineas Lyman, Roger Wolcott jun<sup>r</sup>, Jonathan Huntington, and Daniel Edwards, Esq<sup>rs</sup>. (now chosen Assistants,) by his Honour the Governor.

The Treasurer's oath provided by law was administred to Joseph Talcott, Esq<sup>r</sup>, (now chosen Treasurer,) by his Honour the Governor.

The Secretary's oath provided by law was administred to George Wyllys, Esq<sup>r</sup>, (now chosen Secretary,) by his Honour the Governor in the presence of the Assembly.

*Ordered*, That Ebenezer Silliman, Esq<sup>r</sup>, and Mr. John Griswold return the thanks of this Assembly to the Rev<sup>d</sup> George Beckwith, for his sermon delivered before the Assembly on the 13th instant, and desire a copy thereof, that it may be printed.

This Assembly do appoint the Hon<sup>ble</sup> William Pitkin, Esqr, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Ebenezer Silliman, Roger Wolcott jun<sup>r</sup>, Joseph Fowler and Daniel Edwards, Esq<sup>rs</sup>, to be Judges of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Jabez Hamlin, Esqr, to be Judge of the County Court in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esqr, to be Judge of the County Court in and for the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esqr, to be Judge of the County Court in and for the county of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the County Court in and for the county of Fairfield the year ensuing.

This Assembly do appoint Jonathan Huntington, Esqr, to be Judge of the County Court in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Esqr, to be Judge of the County Court in and for the county of Litchfield the year ensuing.

This Assembly do appoint Joseph Buckingham, Esqr, to be Judge of the Court of Probate for the district of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Esqr, to be Judge of the Court of Probate for the district of New Haven the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esqr, to be Judge of the Court of Probate for the district of New London the year ensuing.

This Assembly do appoint Andrew Burr, Esqr, to be Judge of the Court of Probate for the district of Fairfield the year ensuing.

This Assembly do appoint Jonathan Trumble, Esqr, to be Judge of the Court of Probate for the district of Windham the year ensuing.

This Assembly do appoint Timothy Stone, Esqr, to be Judge of the Court of Probate for the district of Guilford the year ensuing.

This Assembly do appoint Joseph Minor, Esqr, to be Judge of the Court of Probate for the district of Woodbury the year ensuing.

This Assembly do appoint Jonathan Hoit, Esqr, to be Judge of the Court of Probate for the district of Stanford the year ensuing.

This Assembly do appoint Joseph Spencer, Esqr, to be Judge of the Court of Probate for the District of East Haddam the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esqr, to be Judge of the Court of Probate for the district of Litchfield the year ensuing.

[370] This Assembly do appoint Thomas Benedict, Esqr, to be Judge of the Court of Probate for the district of Danbury the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esqr, to be Judge of the Court of Probate for the district of Norwich the year ensuing.

This Assembly do appoint John Creary, Esqr, to be Judge of the Court of Probate for the district of Plainfield the year ensuing.

This Assembly do appoint Jabez Hamlin, Esqr, to be Judge of the Court of Probate for the district of Middleton the year ensuing.

This Assembly do appoint Timothy Sabin, Esqr, to be Judge of the Court of Probate for the district of Pomfret the year ensuing.

This Assembly do appoint John Williams, Esqr, to be Judge of the Court of Probate for the district of Sharon the year ensuing.

This Assembly do appoint Joseph Buckingham, Joseph Pitkin, William Wolcott, and John Humphry, Esqrs, to be Justices of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint Jabez Hamlin, Joseph Talcott, George Wyllys, John Ledyard, Thomas Hosmer, Jonathan Hill, Elizur Goodrich, Jonathan Belding, Daniel Bissel, Samuel Enos, Pelatiah Mills, Joseph White, Thomas Johnson, Seth Wetmore, Benjamin Stilman, Joseph Southmayd, Thomas Hart, Joseph Hooker, John Hooker, Solomon Whitman, Jared Lee, Joseph Wilcox the 2d, John Owen, Jonathan Hale, Hezekiah Brainard, Joseph Wells, Joseph Spencer of East Haddam, Daniel Cone, Nathaniel Foot, Epaphras Lord, John Waters the 2d, Joseph Phelps, John Phelps, Samuel Gilbert junr, Alexander Phelps, Zebulon West, Thomas Pitkin, Ephraim Terry, Samuel Kent the 2d, Samuel Dwight, John Merick, Daniel Alden, Jonathan Kilborn junr, Esqrs, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint Benjamin Hall, Esq<sup>r</sup>, to be a Justice of the Quorum in and for the county of New Haven the year ensuing.

This Assembly do appoint John Fowler, John Hubbard and Elihu Chauncey, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of New Haven the year ensuing.

This Assembly do appoint Isaac Dickerman, John Prout, Isaiah Tuttle, Deodate Davenport, Chauncey Whittlesey, Samuel Sherman, Robert Treat, Nathan Baldwin, Samuel Hall, Elihu Hall, John Hall jun<sup>r</sup>, Ezekiel Royce, Timothy Stone, Theophilus Rosseter, Samuel Robinson, Nathaniel Ruggles, John Grave, John Russell, Jonathan Russell, Nathaniel Harrison, Josiah Rogers jun<sup>r</sup>, James Wadsworth, Thomas Clark, Thomas Matthews, Thomas Brunson, Samuel Bassett, Timothy Russell, Samuel Riggs, Daniel Holbrook, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint John Griswold, Christopher Avery, Richard Lord and Isaac Huntington, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of New London the year ensuing.

This Assembly do appoint Simeon Minor, Joseph Dennison, Samuel Prentice, Nehemiah Palmer, Luke Perkins, William Williams, Nathan Smith, Ebenezer Avery, Samuel Morgan, Samuel Coit, William Witter, Nathaniel Brown, Jabez Hide, Ebenezer Backus, Jabez Huntington, William Whiting, Joshua Hempstead, Daniel Coit, Joshua Raymond, Pygan Adams, Adonijah Fitch, Daniel Ely, Benjamin Lee, Samuel Ely, John Lay the 3<sup>d</sup>, Nathaniel Clark, Jedidiah Chapman, John Tully, Elnathan Stevens, John Lane, Joseph Wilcox, Aaron Elliot, Hezekiah Whittlesey, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of New London the year ensuing.

This Assembly do appoint Jonathan Hoit, David Rowland, Samuel Fitch and John Read, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Fairfield the year ensuing.

[371] This Assembly do appoint Samuel Sherwood, Moses Dimon, William Burr, Theophilus Nichols, Robert Walker, Samuel Adams, William Peet, Robert Fairchild, Ichabod Lewis, James Lockwood, Joseph Plat, Theophilus Fitch, Elias Betts, Jonathan Maltby, Abraham Davenport, Nathaniel Peck, Ebenezer Mead, Samuel Olmsted, Samuel Smith the 3<sup>d</sup>, Thomas Benedict of Danbury, Samuel Gregory, Ephraim Hubbil, Thomas Towsey, Caleb Baldwin, Esq<sup>rs</sup>, to be Justices

of the Peace in and for the county of Fairfield the year ensuing.

This Assembly do appoint Shubael Conant, John Dyar, Jabez Fitch and Joshua West, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Windham the year ensuing.

This Assembly do appoint Ebenezer West, Joseph Fowler, Joseph Clark, William Metcalf, Nathaniel Huntington, Nathaniel Wales, Eliphalet Dyar, Stephen Fuller, Samuel Gray, Jedidiah Elderkin, Joseph Levens, Joseph Cady, Samuel Dannelson, Jacob Dresser, John Creary, Benjamin Wheeler, Ezekiel Pierce, Joseph Stores, Phineas Strong, Joseph Strong jun<sup>r</sup>, Silas Long, Joseph Holland, Timothy Sabin, Ebenezer Williams, William Osgood, John Smith, Robert Dixon, Jeremiah Keeny, Samuel Chandler, Thomas Chandler, James Bicknel, Ebenezer Wales, Samuel Wood, Amos Babcock, Samuel Huntington, (of Canterbury,) Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Windham the year ensuing.

This Assembly do appoint Ebenezer Marsh, Noah Hinman, Elisha Sheldon and Increase Mosely, Esq<sup>rs</sup>, to be Justices of the Peace and Quorum in and for the county of Litchfield the year ensuing.

This Assembly do appoint John Williams, Joseph Minor, Daniel Castle, Daniel Sherman, Thomas Harrison, Timothy Collins, Paul Welch, Bushnel Bostwick, Roger Sherman, Timothy Hatch, John Ransom, Samuel Hutchinson, James Landon, David Whitney, John Beebee, John Beach, Gideon Thompson, George Halloway, Cyprian Webster, Isaac Kellogg, Ebenezer Lyman, Daniel Averit, Esq<sup>rs</sup>, to be Justices of the Peace in and for the county of Litchfield the year ensuing.

This Assembly do appoint Mr. Joseph Hart, of Farmington, to be a Justice of the Peace in the county of Hartford the year ensuing.

This Assembly do appoint John Chester, Joseph Pitkin and John Ledyard, Esq<sup>rs</sup>, a committee to make enquiry into the state of the treasury and the supplies therein, and make report to this Assembly of the particulars and the state and circumstances thereof.

Whereas this Assembly, on advice of moneys granted by Parliament to relieve the expences of these plantations in the present war, have heretofore thereon impowered the Treasurer to receive such part thereof as might be allowed to this Colony, but made no provision touching the apportioning the same, provided the sum total should arrive unapportioned, which may happen to be the case,

*It is now thereupon resolved,* That Jonathan Trumble, Hezekiah Huntington, and John Ledyard, Esq<sup>rs</sup>, or any two of them, be and they hereby are appointed a committee with full power and authority on advice of the arrival of such moneys so unapportioned, to repair to the place or places of its arrival, and in the name and behalf of this government to meet, transact and agree with any or all such gentlemen as in behalf of the other governments therein interested may be [372] appointed touching the division thereof, || and by all due care and attention to endeavour such dividend and proportion thereof as, regard being had to our great expence and especially the large and extra proportion of troops raised and employed by this government in said service, may be found just and equal, in order to its being by the Treasurer received as abovesaid, and to act and do everything necessary to the settling and effectuating such division. And his Honour the Governor is desired to commission them to such purpose accordingly, and further to grant them such additional powers and instructions as any emergence in the conduct of said affair may make needful.

Whereas his Majesty has been graciously pleased to order ten thousand stands of arms to be employed for the service of his Colonies as from time to time there shall be occasion, and it is required that each Colony to which any of those arms shall be delivered give security to return them to the officer his Majesty has been pleased to appoint, except in case of their being lost in battle or taken or destroyed by the enemy; and whereas Hezekiah Huntington, Esq<sup>r</sup>, has been by his Honour the Governor appointed and impowered to receive of said Commander-in-Chief two thousand of said arms and accoutrements, and to give proper indentures and receipts therefor, agreeable to his Majesty's instructions relating thereto, and accordingly the said Mr. Huntington did on the 22d day of April, 1756, in Boston, receive in behalf of this Colony and for the use of the soldiers raised herein, two thousand fire-locks, and two thousand bayonets, and two thousand cartouch-boxes, to be returned unless lost, taken or destroyed, as above-mentioned, as per indenture and receipt under the hand of the said Mr. Huntington bearing date the said 22d of April may appear: Whereupon this Assembly do approve and ratify the doings of the said Mr. Huntington relating to said arms and accoutrements, and do hereby declare that they will stand security for the performance of the indenture made by him in behalf of this government according to the true intent and meaning thereof.



This Assembly being informed that some of the officers appointed for the intended expedition against Crown Point &c. have not been able to enlist the number of men assigned them to enlist for said service: It is therefore resolved by this Assembly, that each of said enlisting officers shall immediately make application to the colonel or chief officer of the regiment in which he dwells for a warrant to impress so many able-bodied effective men as will compleat the number assigned him to enlist as aforesaid; which colonel or chief officer of such regiment is hereby impowered to issue out warrants directed to the captains of the respective companies in his regiment, or such of them as he shall think fit, or any other suitable person or persons, to impress so many men as such inlisting officer shall want to compleat his number as aforesaid: always having regard to the number that have voluntarily enlisted into said service out of such companies in impressing as aforesaid. And each of said soldiers, who shall within two days after his being impressed as aforesaid enlist as a volunteer in said service, shall be entituled to and receive the same premium or bounty as others are entituled to who voluntarily enlist.

*Resolved by this Assembly,* That such officers and soldiers as were retained at Fort Edward in the pay of this Colony and have undertaken or shall undertake or enlist in the expedition now on foot against Crown Point shall be allowed half-pay, according to their rank in the last expedition and the pay then allowed in this Colony, from the 17th day of December [373] last to || the time of their undertaking or enlisting as aforesaid: provided such gratuity, pay or reward as by this Assembly at their sessions in January last was granted to any of said officers and soldiers be included in and accounted as part of said half-pay.

An Act to supply the Treasury with the Sum of Eleven Hundred Pounds Lawful Money.

Whereas there are draughts already made on the Treasurer for near the value of eleven hundred pounds in lawful money, which remain unpaid and unsatisfied, and which call for immediate payment, and there being not a sufficiency in the treasury for the payment thereof: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the Committee of the Pay-Table, or any one of them, be desired and are hereby impowered for and in behalf of this government, to borrow of any person or persons, for the use and benefit of this Colony, the sum of eleven hundred pounds lawful money or bills equivalent, and the same deposit in the

hands of the Treasurer of this Colony for the payment of said orders and other debts of this Colony, and give their note or notes of hand for the repayment thereof.

And whereas there is considerable sums of the last rate remains unpaid in the hands of several constables of sundry of the towns, which ought to have been paid into the treasury on the last day of December last,

*Be it therefore enacted by the authority aforesaid,* That when said money shall be brought into said treasury said committee, or such of them as shall borrow said eleven hundred pounds or any part thereof, are hereby impowered to receive of the Treasurer such sums as shall be by him or them borrowed as aforesaid with interest due thereon, and therewith take up and discharge their notes of hand given as aforesaid.

An Act to prevent Bribery and Corruption in the Election of Members  
of the General Assembly.

Whereas bribery and corruption is destructive of civil communities and of dangerous tendency in any state,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That no person or persons do or shall give, offer, accept or receive, any sum or sums, or any other matter or thing by way of gift, fee or reward, for giving or refusing to give any vote or suffrage for electing any member of the General Assembly of this Colony, nor promise, procure or any ways confer any gratuity, reward or preferment, for or on account of any vote or suffrage given or to be given in any such election; and every person so giving, offering, accepting or receiving as aforesaid, shall in every such case forfeit and pay the sum of five pounds, one half to him or them that shall sue for and prosecute the same to effect and the other half to the treasury of the town where the offence is committed.

*And be it further enacted by the authority aforesaid,* That every person who shall be elected by means of such evil and illegal practice as aforesaid, shall be and hereby is declared to be incapable to serve as a member in such Assembly, unless such person shall be able to satisfy said Assembly that the same was done altogether without his privity, and that he was not directly or indirectly concern'd therein.

*And be it further enacted by the authority aforesaid,* That it shall be the duty of every constable and grandjury-man to enquire after and make presentment of all breaches of this act, and that the constables in the several towns in this Colony shall at the opening of the freeman's meeting publicly read this act, or cause the same to be read in said meeting.

An Act in Addition to the Law entituled An Act providing in Case of  
Sickness.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* [374] That when it shall happen that any || ship or vessel shall come from any place where the small-pox or other contagious sickness is prevalent, it shall be the duty of the master of such ship or vessel (and in case of inability in such master it shall be the duty of the next officer successively,) upon their arrival into any harbour, road or creek in this Colony forthwith to give information to one or more of the selectmen of such town where such vessel shall first arrive, from whence they came and the true circumstances of the people and cargo on board. And whatever master or other officer on board such vessel shall for the space of twelve hours after his arrival, as aforesaid, neglect to give information as aforesaid, or shall neglect to wait for and punctually obey such orders as shall be given in such case according to law, or shall suffer any of the people belonging to such ship or vessel to go on shore, (except to give information as aforesaid,) shall forfeit to the treasurer of such town where such offence shall be committed the sum of fifty pounds lawful money, to be recovered by bill, plaint or information, in any court proper to try the same. And if any passenger or other person on board such vessel shall presume to go on shore from any such vessel, (except as before excepted,) before information as aforesaid has been given and order thereon made, such person shall incur upon himself a fine of ten pounds lawful money, to be recovered as aforesaid. And it shall be the duty of the constables and grandjurors in such towns, to enquire after and presentment make of all breaches of this act.

An Act in further Addition to the Law of this Colony entituled An Act for  
licensing and regulating Retailers and for granting and collecting  
an Excise on Distilled Spirituous Liquors.

Whereas by said act no provision is made for recovering the forfeitures mentioned therein, nor how the same shall be paid into the treasury of this Colony, nor any persons appointed to make presentment of the breaches of said act: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the respective collectors of excise in this Colony be and they are hereby directed, authorized and impowered, to sue for and recover all the forfeitures which shall become due to the Treasurer of this Colony by virtue of said act within the respective towns for which they are appointed, and pay and deliver into the treasury of this Colony all such sums as shall be by them collected for excise and forfeitures by the first

day of May next after the year for which they were chosen, in money or bills of credit of the late emissions. And the respective collectors of excise, constables and grandjury-men are hereby required to enquire after and due presentment make of all persons selling or retailing liquors contrary to said act. And in case any collector of excise shall neglect to make up and render his account with the Treasurer and pay in the sum or sums collected or due for excise and forfeitures as aforesaid, by the time appointed as aforesaid, the Treasurer shall certify such neglect to the King's attorney of that county where such collector neglecting as aforesaid dwells, and the said attorney shall thereupon by legal process demand an account of such collector and recover the monies justly due as aforesaid according to law, for the use of this government, and the same when recovered deliver to the Treasurer for the use aforesaid.

An Act in Addition to one Law of this Colony entituled An Act for ascertaining and regulating the Assize of Cask and preventing Fraud in packing Beef, Pork and Fish for Sale; and also to  
an Act made in Addition thereto.

Whereas in the first of said acts there is no quantity fixed as a standard to determine the weight of meat in a barrel [375] either of pork or beef, || nor any penalty annexed in said additional act to the neglect of gauging casks by the rule therein fixed, whereby the good ends and designs of said acts are frustrated and great injustice is done: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That each barrel of pork sold shall contain the quantity of two hundred and twenty pounds, and of beef two hundred and forty; and the several packers in this Colony are hereby required to take notice thereof in packing of pork and beef, and conform thereto accordingly.

*And be it further enacted by the authority aforesaid,* That whosoever shall presume (after the first day of September next,) to sell any kind of liquor usually sold by gauge in cask not gauged by the rule in and by said additional act fixed, shall forfeit and pay to the treasury of the town where such offence is committed the sum of twenty shillings, to be recovered by action, bill, plaint or information, in any court proper to try the same. And the fee for gauging each cask shall be nine pence.

*And be it further enacted by the authority aforesaid,* That whosoever shall (from and after the first day of January next,) sell or ship for sale any pork, beef or fish, that is not packed by a packer duly qualified according to the directions of the first of said acts, shall forfeit and pay the sum of ten

shillings per barrel for each barrel so by him sold or shipt for sale as aforesaid, the one half to him that shall sue for and prosecute the same to effect, and the other half to the treasury of the town where the offence is committed.

An Act in Addition to the Law of this Colony entituled An Act for preventing, punishing and removing Nuisances in Creeks, Rivers and other Water-Courses.

Whereas the mischiefs provided against in the three first paragraphs of said law often go unpunished thro' the difficulty of convicting the offenders in the ordinary method or course of the law: the offences being often committed where full evidence can scarcely be had,

*Therefore, be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any person or persons are prosecuted for any breach of the said law upon complaint or information before any Assistant or justice of the peace, in such action if the plaintiff shall make it evident that the facts complained of were committed and done, and shew it highly probable before such authority that the party prosecuted is guilty, then and in every such case, unless the defendant shall make it evident to the satisfaction of such authority that he did not do or cause to be done the facts complained of, or any of them, nor was anyways counselling, aiding or assisting therein, the plaintiff or informer shall recover the penalties provided in said act, and cost: such recoveries to be disposed of as in said act is provided. But if upon trial the defendant shall make it appear to the satisfaction of such authority that he or they had no hand directly or indirectly in the mischiefs complained of, he shall recover his cost occasioned by such prosecution.

This Assembly do establish and confirm Mr. Elizur Talcott to be Captain of the troop of horse in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Griswold to be Lieutenant of the troop of horse in the 6th regiment in this Colony, and order that he be commissioned accordingly.

[376] This Assembly do establish and confirm Mr. Samuel Smith to be Cornet of the troop of horse in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Ford to be Lieutenant of the west company or trainband in the town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Richard Bristol to be Ensign of the west company or trainband in the

town of Milford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Cowle to be Ensign of the south company or trainband in the parish of Southington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Williams jun<sup>r</sup>, to be Captain of the 5th company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Stanton to be Lieutenant of the 5th company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Amos Dennison to be Ensign of the 5th company or trainband in the 8th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Coit to be Captain of the 1st company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Bradford to be Lieutenant of the 1st company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Gallop to be Ensign of the 1st company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Solomon Buel to be Captain of the 1st company or trainband in the town of Litchfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Peter Hall to be Lieutenant of the 2d company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Barker to be Ensign of the 2d company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Fancher to be Lieutenant of the company or trainband in the parish of Canaan, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Pitkin jun<sup>r</sup>, to be Captain of the 3d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. William Stanly to be Lieutenant of the 3d company or trainband in the town of Hartford, and order that he be commissioned accordingly,

This Assembly do establish and confirm Mr. Russel Woodbridge to be Ensign of the 3d company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Stoddard to be Ensign of the 2d company or trainband in the town of Salisbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Warner to be Captain of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Kirby to be Lieutenant of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Johnson to be Ensign of the 5th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Moses Lyman to be Captain of the company or trainband in the town of Goshen, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gideon Hurlburt to be Lieutenant of the company or trainband in the town of Goshen, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Nash to be Ensign of the company or trainband in the town of Goshen, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Josiah Lee to be Captain of the 13th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elijah Hart to be Lieutenant of the 13th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

[377] This Assembly do establish and confirm Mr. Robert Woodruff to be Ensign of the 13th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Noyes

to be Ensign of the 1st company or trainband in the town of Stonington, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Simon Smith to be Lieutenant of the 4th company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Stephen Prentice the 3d, to be Ensign of the 4th company or trainband in the town of New London, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Hill to be Ensign of the company or trainband in the parish of Greenfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Kendle to be Captain of the 5th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Comstock junr, to be Ensign of the 1st company or trainband in the town of Kent, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Forward to be Ensign of the company or trainband in the parish of Turkey Hills, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Hall to be Captain of the 2d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ely Stetson to be Lieutenant of the 2d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Hall to be Ensign of the 2d company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Zechariah Bicknell to be Ensign of the 5th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Gideon Botsford to be Ensign of the north company or trainband in the town of New Town, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abijah Catling



to be Captain of the company or trainband in the town of Harwinton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Barber to be Ensign of the company or trainband in the town of Harwinton, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hezekiah Marsh to be Lieutenant of the 1st company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. George Olcott to be Ensign of the 1st company or trainband in the town of Hartford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Leonard to be Captain of the 2d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Israel Herick to be Lieutenant of the 2d company or trainband in the town of Preston, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Vivus Dauchy to be Captain of the 1st company or trainband in the town of Ridgefield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathan Olmsted to be Lieutenant of the 1st company or trainband in the town of Ridgefield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Smith to be Ensign of the 1st company or trainband in the town of Ridgefield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Park to be Captain of the 11th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Kesson to be Lieutenant of the 11th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Holt to be Captain of the 10th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Holbrook junr, to be Lieutenant of the 10th company or trainband in the 11th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joshua Grosvenor to be Ensign of the 10th company or trainband in

the 11th regiment in this Colony, and order that he be commissioned accordingly.

[378] This Assembly do establish and confirm Mr. Samuel Morehouse to be Ensign of the company or trainband in the west parish in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Candey to be Ensign of the company or trainband in the parish of West Haven, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ephraim Preston to be Captain of the 1st company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Caleb Merri- man to be Lieutenant of the 1st company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Theophilus Doolittle to be Ensign of the 1st company or trainband in the town of Wallingford, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Durke to be Captain of the 5th company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ephraim Baker to be Lieutenant of the 5th company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ebenezer Pitcher to be Ensign of the 5th company or trainband in the town of Woodbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Elisha Hollister to be Captain of the 12th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Stephen Strickland to be Ensign of the 12th company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Holt to be Ensign of the 1st company or trainband in the 3d regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Jonathan

Pettibone to be Captain of the south company or trainband in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. David Phelps to be Lieutenant of the south company or trainband in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Hezekiah Humphry to be Ensign of the south company or trainband in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Michael Burnham to be Captain of the 2d company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Stow to be Lieutenant of the 2d company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Samuel Russel to be Ensign of the 2d company or trainband in the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. James Smedley to be Captain of the 2d company or trainband in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Nathaniel Burr junr, to be Lieutenant of the 2d company or trainband in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Eleazer Osborn to be Ensign of the 2d company or trainband in the town of Fairfield, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Isaac Pinney to be Captain of the 7th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Blogget junr, to be Lieutenant of the 7th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Edson to be Ensign of the 7th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Andrew Warner to be Lieutenant of the 13th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Andrew Southworth to be Ensign of the 13th company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ezekiel Humphry to be Captain of the 5th company or trainband in the town of Symsbury, and order that he be commissioned accordingly.

[379] This Assembly do establish and confirm Mr. David Adams to be Lieutenant of the 5th company or trainband in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Wilcockson to be Ensign of the 5th company or trainband in the town of Symsbury, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Ichabod Johnson to be Ensign of the 1st company or trainband in the town of New Town, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Thomas Shaylor to be Lieutenant of the 3d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Joseph Smith to be Ensign of the 3d company or trainband in the 7th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Abner Barker to be Captain of the 8th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Timothy Pearl to be Lieutenant of the 8th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. John Farley to be Ensign of the 8th company or trainband in the 5th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do establish and confirm Mr. Daniel Booth

to be Ensign of the 2d company or trainband in the town of Stratford, and order that he be commissioned accordingly.

Upon the petition of Elijah Kent of Suffield, against Darius Pinney of Symsbury, representing that in the final tryal of an action (on the plea of not guilty) before the superior court held at Hartford in the county of Hartford in March last, brought by said Pinney against the petitioner, wherein said Pinney complained that he had lost, that the petitioner had found and converted to his own use, a certain horse alledged to be the estate of the said Pinney and of the value of forty pounds lawful money, and by means of false and corrupt evidence by said Pinney produced in proof of his property to said horse at said tryal he, the petitioner, was found guilty and had incurred a heavy judgment of said superior court in consequence of such fraud and deceit, and praying for relief, &c.: Whereupon it is resolved by this Assembly, that the aforesaid judgment of the superior court in March last, incurred as aforesaid, be and the same is hereby reversed and set aside; and liberty is granted to the petitioner to have another tryal in said action at the superior court to be held at said Hartford on the first Tuesday of September next, and that the whole cost shall follow the final judgment that shall be rendered thereon.

Upon the petition of David Lockwood of Greenwich, against Rebekah Rundall, widow and relict of Abraham Rundall late of Greenwich deceased, and Jeremiah Rundall, Jonathan Rundall and Jeremiah Finch and Abigail his wife, all of said Greenwich, and Abraham Rundall of Stanford, and Joseph Tucker and Sarah his wife, of North Castle in the county of West Chester and Province of New York, and John Silkman and Mary his wife, of Bedford in said West Chester county, children and heirs (the said Tucker and Silkman in right of their said wives) of said deceased Abraham, and Justus Clauson of Stanford, shewing to this Assembly that the petitioner had been obliged to pay and answer large sums of money recovered against him by the executor of the last will and testament of Capt. John Lyon, late of Rye in said Province, deceased, on bond given by the petitioner to said Lyon to indemnify him with respect to certain moneys by the said deceased Abraham Rundall and said Clauson borrowed of said Lyon; setting forth that said Rundall being dead and said Clauson unable to pay the whole of said sums, and that remedy at law in the premises is become difficult, &c.; praying for relief in the premises, and that commissioners might be appointed to enquire into said matters and make report, &c.; and thereon

such commissioners, viz: Messrs. Jonathan Hoit, Jonathan Maltbie and Nathaniel Hubbard, having been appointed to examine into the matters in said petition contained, having examined and enquired thereon and reported their opinion in the premises to this Assembly, that there are large sums due to said petitioner from said Rundall and Clauson's heirs, the said petitioner and said Clauson having deceased pending this petition, as by said petition and report on file more fully may appear; and Enos Lockwood of said Greenwich, administrator [380] tor || (with the will annexed) on the estate of the petitioner, the said David Lockwood deceased, having been admitted to prosecute &c. in said case: Resolved and decreed by this Assembly, that the said Enos Lockwood, administrator (with the will annexed) on the estate of the said David Lockwood deceased, shall have and recover of the heirs of the said Abraham Rundall deceased, named in said petition, and of the administrator on the estate of the said Justus Clauson deceased, the sum of one hundred and forty pounds New York money for damages in the case referred to and set forth in the said petition and report, and that execution go forth accordingly. *Ex. granted June 29th, 1756.*

Upon the petition of John Holden jun<sup>r</sup>, of Glassenbury, against William Taylor of Coventry, representing that in the month of May 1755, he was attached and holden at the suit of the said William Taylor for a debt of one hundred and thirty pounds old tenor, and he, being then unable to pay the whole of said debt, made and executed to the said Taylor a deed of conveyance (only as security for the sum of £119 0s. 0d. old tenor bills, which then remained unpaid,) of one certain piece of land situate in said Glassenbury, containing about one acre more or less, with a dwelling house and shop thereon standing, bounded east and north on land of Stephen Strickland, west on land of Benjamin Strickland, and south on a highway; that the parties then agreed that said Taylor should deliver back said deed to the petitioner upon the petitioner's paying to said Taylor the said sum of £119 0s. 0d. old tenor bills at or before the first day of September then next ensuing; that the petitioner was prevented from making payment of said sum of £119 0s. 0d. old tenor bills at the time agreed upon to the said Taylor, altho' 'twas not through any neglect of the petitioner; that the time being elaps'd for the payment of the same &c., the said Taylor refused to deliver up said deed upon the petitioner's tendering said sum soon after the time agreed upon as aforesaid; and praying for relief, &c.: Resolved by this Assembly, that upon the petitioner's paying or tendering to pay unto the petitionee the sum of

£127 in bills of credit of the old tenor on or before the first day of July next, the petitionee shall make and execute a good lawful deed of sale of the said piece of land with all its appurtenances, by which all the title that the petitionee had by virtue of the deed set forth in the petition shall pass to the petitioner, and the said deed deliver to the petitioner; and on failure thereof the petitionee shall forfeit and pay unto the petitioner, his heirs &c., the sum of one hundred pounds lawful money, to be paid on demand.

Upon the petition of David Cook, jun<sup>r</sup>, of Wallingford, *vs.* Timothy Jones of New Haven, shewing that the petitioner commenced his certain action against the said Timothy Jones as factor and agent to one Joseph Crosswell, an absent and absconding debtor of the petitioner's, which action came first to the adjourned county court held at New Haven on the second Tuesday of January 1755, and by divers removes to New Haven adjourned county court January 2d Tuesday 1756, when and where, on plea that the said Jones had nothing of said Crosswell's goods &c. in his hands as factor &c. to said Crosswell, judgment was by said county court rendered in favour of said Jones against the petitioner for costs; further representing that since said final tryal he, the petitioner, had obtained new evidence to prove that said Jones had, at the time of commencing said process, goods and effects of said Crosswell's in his hands, which according to law he was holden to yield and pay to the petitioner, &c.; praying for liberty of a new trial of his said case, and that all cost may follow the final judgment that shall be given, &c., as by the petition on file may appear: Resolved by this Assembly, that the petitioner have liberty of a new trial of his said case before the county court to be held at New Haven on the second Tuesday of November next, and that all cost follow the final judgment that shall be given in said case; and in case judgment shall be by said court rendered in favour of the petitioner in said case, the said court are hereby enabled and directed to award execution for recovering back of said Jones the cost so by him recovered against the petitioner upon the said former judgment of said county court.

[381] Upon the petition of Curtis Fairchild, of Stratford in the county of Fairfield, representing to this Assembly that Peter Penfield, of Fairfield in said county, brought his action against the petitioner on book-debt, and the same by review was had in the county court held in Fairfield on the 3d Tuesday of Nov<sup>r</sup> last, and on trial at said November county court judgment was rendered against the petitioner for the sum of three

hundred and sixty-eight pounds old tenor debt and three pounds thirteen shillings and six pence lawful money cost, which judgment not being appealed from the same has been put in execution, and that the petitioner designed to have appealed from said judgment but by mere mistake was prevented; praying for liberty to enter and prosecute said action in the superior court as tho' an appeal had been taken; as by his petition on file: Resolved by this Assembly, that the petitioner have liberty, and liberty is hereby granted to him, to enter the said action in the superior court to be held in Fairfield in and for said county, on the last Tuesday save one of August next, for trial and prosecution, and that the same may proceed as though the same had been transferred there by an appeal, he giving bond in said superior court to prosecute his said appeal to effect and to answer all damages in case he makes not his plea good; and that the future cost only follow the final judgment; and that if judgment in said case shall ultimately be given in favour of the petitioner, that then the superior court before whom such final judgment shall be rendered shall give judgment for the petitioner to recover of the said Penfield all that which is or may be taken by virtue of said judgment of the county court, saving the cost taxed as aforesaid by said county court.

Upon the petition of Benjamin Appleton of New London, against Samuel Cook &c., administrators on the estate of Archibald McNiel late of New Haven, deceased, representing to this Assembly that the said administrators brought their action against the petitioner for two hundred and fifty pounds Jamaica money to the county court held in New Haven in and for the county of New Haven on the 2d Tuesday of November 1753, upon which action judgment was given by said court for the sum demanded at the county court held in said New Haven on the first Tuesday of April last with £10 11s. 5d. lawful money cost, and that execution is out upon said judgment, and that the petitioner commenced his action against said administrators at the county court of New London county for the sum of £500 Jamaica money, which action is now depending in the superior court of said New London county, both said actions being of book-debt and were concerning a voyage in which the petitioner went to the Island of Jamaica in the brigatine Peggy and Molly, the said Archibald McNiel being owner and super-cargo; praying that commissioners might be appointed to hear and examine all the accounts of the parties of both said actions and make report thereof with their opinion thereon to this Assembly in October next, and execution be stayed; as by the petition on



file appears: Resolved by this Assembly, that Thomas Wells of Glassenbury and Joseph Fowler of Lebanon, Esq<sup>rs</sup>, and Mr. Samuel Willis of Middleton be appointed, and they are hereby appointed, to hear and examine the matters relating to the accounts of the parties of and concerning said actions and voyage, and make report to this Assembly in their session in October next of what they shall find and their opinion thereon; and that the execution on said judgment be stayed till the rising of this Assembly in October next.

On the petition of Patience Bulkley, Samuel Green &c., petitioners, *versus* Samuel Mott of Voluntown, shewing to this Assembly that they had discovered new material evidence relative to a case tried between said parties in Windham in April last; praying for a new trial of said case, as per their petition on file: Resolved by this Assembly, that liberty be and is hereby granted unto the petitioners of another trial of said case by review at the superior court to be held in Windham aforesaid on the 3d Tuesday of September next, on the petitioners giving bond before said court for prosecution of said review, and the future cost only follow the final judgment in said case.

Upon the memorial of Ebenezer Jackson jun<sup>r</sup>, shewing that he was recognized to the superior court held at Litchfield in August last in a bond of £100 lawful money, on an accusation of perjury, and also in a bond of £60 like money for passing counterfeit money, and said bonds forfeited; praying to have said bonds abated &c., as by the memorial of file: [382] Resolved by this Assembly, that upon the memorialist his paying unto the clerk of the superior court at the sessions of said court at Litchfield in August next the sum of thirty pounds lawful money and the whole cost arisen to that time, the memorialist and his surety shall be discharged from said bonds of recognizance; and said superior court is hereby enabled and directed, as occasion shall be, to give judgment in said matters accordingly.

Upon the memorial of the inhabitants of the towns of Canaan and Salisbury, by their agents, shewing to this Assembly that they did not seasonably appoint a collector of excise in each of said towns, agreeable to act of Assembly made in January last for that purpose, and were liable to the penalty in said act for such neglect, and shewing that they had since appointed a collector of excise in each of said towns, and praying this Assembly to authorize said collectors in due form of law and discharge said towns from said penalty: Resolved by this Assembly, that said collectors shall have

power and authority to exercise the office of collectors of excise as fully as though they had been appointed as required by law, and that said towns be discharged from said penalty.

And the town of Salisbury by their agent shewing in said memorial that John Chipman of said Salisbury was appointed to collect a land tax granted (to the inhabitants of said Salisbury) by the General Assembly in October A. D. 1749, and that said Chipman died before he had collected the whole of said tax ; praying this Assembly to appoint Jonathan Chipman of said Salisbury to collect the remainder of said land tax : Resolved by this Assembly, that the said Jonathan Chipman shall be appointed, and he is hereby appointed and impowered, to collect the remainder of said land tax.

Upon the memorial of the inhabitants of the town of Fairfield, shewing that said town by their vote in the year 1670, did agree to divide the greatest part of their then common and undivided land, and in prosecuting such agreement did then begin upon the laying out a certain teer of lots fronting southeasterly upon what was called the half-mile of commons and the upright highways so called, and so extending northwesterly to the then rear of said township, which has since been known and called by the name of the Long Lots, in the surveying and laying out of which teer of lots there was nothing done but the measuring off the width of every man's lot upon the line supposed to divide between said lots and the said half-mile of common, and also upon the rear line of said township, and so setting bounds between every lot at the front and rear thereof ; and said lots being some ten and some eleven miles in length and narrow, said inhabitants find it extremely difficult, if not impossible, to draw lines from the front to the rear of said lots on each side thereof that will be in all parts thereof parallel to each other, whereby great disputes and controversies in the law have arisen, and no prospect of their ceasing unless relieved by this Assembly ; praying said inhabitants may be enabled, by their committee for that purpose appointed, to measure off the width of said lots upon certain highways since laid out across said long lots at certain distances between the front and rear of said lots : Resolved by this Assembly, that, for the quieting of said estate and putting an end to controversies among the owners and proprietors of said lots, the inhabitants of said town of Fairfield are hereby authorized and impowered at their lawful meeting to appoint a committee to measure off the width of each lot the same as they are laid out at the front and rear thereof and the upright highways, so called, upon each line of said cross highways, and erect monuments at the

extent of each lot, to divide between adjoining lots. And it is further resolved and enacted by the authority aforesaid, that the bounds fixed by the committee aforesaid and lines [383] drawn || from the front of said lots respectively to the bounds of said lot fixed on the first cross-highway, and from said first cross-highway to the second, and so on from one cross-highway to another, and from the last of said cross-highways to the rear of said lots, shall forever hereafter be deemed and adjudged to be the true dividing line between each of said long lots: Provided nevertheless, that if any controversy shall hereafter arise about the extent of the width of any of said lots, and a tryal in the law shall happen, in that case if either plaintiff or defendant shall be able to prove any other line than that drawn to and from the monuments to be erected as aforesaid to be the true line between such long lots about which the controversy is, then and in such case the line to or from any of the monuments to be erected as aforesaid shall not be conclusive to the parties: but in case he or they shall not be able to prove such other line to be the true dividing line between said lots all parties shall be concluded as aforesaid.

Upon the memorial of Samuel Weed of Hartford, representing that he suffer'd a judgment by the name of Samuel Weed of Derby, in April 1750, before the county court in the county of New Haven in favour of the Governor and Company of this Colony for the sum of £1 11s. 4d. lawful money debt and £7 7s. 4d. old tenor cost, and that execution thereon is now in the hands of the sheriff of the county of Hartford; that he being under restraint and stript of his estate was wholly unable to pay said execution; praying to have the same abated, &c.: Resolved by this Assembly, that the aforesaid sums in said judgment and execution contained be abated, and the same is hereby abated and forgiven to the said Samuel Weed, and he henceforth shall be fully discharged therefrom.

Upon the memorial of Acusk, Indian, of Farmington, representing that upon an indictment against him before the superior court held at Hartford in March last, for the murder of one Jonathan Shawen, an Indian, he was found not guilty: nevertheless was sentenced to pay the cost of prosecution, taxed at between thirteen and fourteen pounds lawful money, and that he now stands committed for said cost, and has no way to pay the same but by sale of his house or lands; praying for liberty to sell &c.: Resolved by this Assembly, that the said Acusk shall have liberty, and liberty and power

is hereby granted unto him, to make sale of so much of his said house or lands as shall be sufficient to pay and answer the aforesaid costs of his prosecution and the incident charges thereon; taking the advice and assistance of Messrs. Joseph Hooker and Solomon Whitman of said Farmington therein.

Upon the memorial of Stephen Brown, of Killingly in the county of Windham, administrator on the estate of Samuel Utter, late of said Killingly, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmounts the moveable estate to the sum of twelve pounds thirteen shillings lawful money, and praying for liberty to sell so much of the real estate of said deceased as will raise said sum with additional charges of sale &c.: Resolved by this Assembly, that the said Stephen Brown have liberty to sell so much of the real estate of the said deceased as will raise said sum of £12 13s. 0*d.* lawful money with the incident charge of sale; taking the direction of the court of probate for the district of Pomfret therein.

Upon the memorial of Susannah Dickinson, administratrix on the estate of Eliphalet Dickinson late of Weathersfield, deceased, shewing to this Assembly that the debts due from the estate of the deceased surmount the moveable estate and beyond what provision has been made by selling land by [384] order of this Assembly heretofore, the || sum of £91 17s. 10*d.* in bills of credit of the old tenor, and praying for liberty to sell so much of the real estate of the said deceased as will procure the sum of £91 17s. 10*d.* in bills of credit of the old tenor for the payment of the said debts with the incident charges on the said sale: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted to her, to sell so much of the estate of the deceased as will procure the sum of £91 17s. 10*d.* in bills of credit of the old tenor with the incident charges arising thereon; taking the advice of the court of probate in the district of Hartford therein.

Upon the memorial of Jonathan Hills of Hartford, executor of the last will and testament of David Porter of said Hartford, late deceased, representing that the debts and charges due from the estate of said deceased surmount the moveable part of said estate the sum of £37 4s. 0*d.* lawful money; praying to sell real estate, &c.: Resolved by this Assembly, that Mr. William Pitkin jun<sup>r</sup>, of said Hartford, together with the memorialist, have liberty, and liberty and authority is hereby given to them to make sale of so much of the real estate of said deceased as shall be sufficient to procure said

sum of £37 4s. 0d. lawful money with the incident charges thereon, taking the advice of the court of probate for the district of Hartford therein.

Upon the memorial of Esther Slade of Windsor, executrix of the last will &c. of William Slade junr, late of Windsor, deceased, shewing to this Assembly by a certificate from the clerk of the court of probates of the district of Hartford that the debts and charges due from the estate of the said deceased surmount the moveable estate the sum of £145 12s. 2½d. lawful money; praying for liberty to sell so much of the real estate of the said deceased as to raise said sum with the incident charges, &c.: Resolved by this Assembly, that the memorialist, with Mr. William Wolcott of Windsor, have liberty to sell so much of the real estate of the deceased aforesaid as to raise said sum with the incidental charges; taking the direction of the court of probate aforesaid.

Upon the memorial of Eliphalet Beecher of New Haven, representing to this Assembly that he had with considerable expence and difficulty apprehended and procured to be brought to justice one Sullivan, a notorious counterfeiter of the bills of public credit of this and the neighbouring Colonies, which Sullivan being tried and condemned in New York the premium or bounty by law to be allowed to those who discover and procure to be convicted such counterfeiter could not be allowed and paid to the memorialist in the usual way and manner in case of such like conviction in the government; praying to have some bounty allowed him, &c., as by the memorial on file may appear: Resolved by this Assembly, that the memorialist have allowed and granted to him out of the monies belonging to the government the sum of ten pounds lawful money for said services. And whereas the said Beecher hath procured sundry persons in the county of Fairfield to be bound over to the superior court in Fairfield in February last, who forfeited their bonds: It is hereby ordered, that said sum of ten pounds be paid out of the monies that shall be collected on said bonds; and the King's attorney in Fairfield county is hereby ordered and directed upon the receipt of enough of said monies for that purpose, to pay said sum of ten pounds out of the same to the memorialist.

[385] Upon the memorial of Thomas Marvin, of Symsbury in the county of Hartford, shewing to this Assembly that there is need of erecting a ferry across the river in said Symsbury, at the place where formerly there was a bridge, for the passing of travellers, &c.; praying for liberty to erect and keep a ferry at said place: Resolved by this Assembly, that the said

Thomas Marvin have liberty, and liberty is hereby granted to him, his heirs and assigns, to erect and keep a ferry across said river at the place abovesaid, to land on the east side at the highway and the west side on his own land, for the term of ten years next ensuing, to be under the same regulations as other ferries in this Colony by law are. The fare of said ferry shall be for man, horse and load, one penny lawful money; for single man or single horse, half-penny; neat cattle, half-penny per head; sheep and swine, one farthing per head; and that no other person to erect a ferry within half a mile of said place: Provided the said Thomas Marvin, his heirs or assigns, shall provide and keep a suitable boat for the carrying passengers at said ferry, and good tendance during said term.

Upon the petition of Joseph Porter and Daniel Phelps, both of Windsor, against Benjamin Griswold of said Windsor, representing that the said Griswold had not complied with a former resolve of this Assembly made upon a petition preferred by the said Joseph Porter at their sessions in May 1752, in that he had not executed to said Porter, his heirs &c., a good and ample deed of release of a certain division laid out to said Griswold in the common lands in said Windsor on a list given in by said Porter, containing seventeen acres more or less, lying on the south side of the rivilet, bounded as follows, *viz*: beginning at the southwest corner at a stake marked BB and is in width by the road 870 links to a chestnut stake marked B: G: standing about three rods east from John Egglestone's bars, thence it runs due east to Stephen Loomis's home-lot, bounded east on Stephen Loomis's land, west on a highway, north on the said Porter's land, and south on Benjamin Brown's land; representing also that he had since entered claiming the said seventeen acres, and that the said Phelps had suffer'd and expended large costs in defending against the claim of said Griswold after he had purchased said seventeen acres of said Porter, and praying to be relieved, &c., as per the petition on file: Whereupon it is resolved by this Assembly, that the petitionee shall within one month from the rising of this Assembly make and well execute to Daniel Phelps, one of the petitioners, in due form of law, a deed of release of all his right to said seventeen acres of land mentioned in said petition, and also pay to the petitioners the sum of £11 17s. 11d. lawful money for costs incurred in said law suit within the time abovementioned; and on failure thereof said Griswold shall forfeit to said Phelps £500 lawful money.

On the memorial of John Manning jun<sup>r</sup>, of Windham, administrator on the estate of Capt. James Brewster late of said Windham, deceased, shewing to this Assembly that the [386] debts due from said estate surmount the inventoried || personal estate of said deceased the sum of £415 0s. 0d. lawful money, and thereupon praying liberty to sell land of said deceased for paying and satisfying the same: Resolved by this Assembly, that the said John Manning jun<sup>r</sup> have liberty, and he is hereby impowered, to sell so much of the real estate of said deceased Brewster as shall amount to said sum of £415 0s. 0d. lawful money and incident charges thereon arising; he taking the direction of the court of probate for the district of Windham therein.

Upon the memorial of Benjamin Ruggles, of New Milford in the county of Litchfield, shewing to this Assembly that he was lieutenant in a company of foot commanded by Capt. Benjamin Hinman in the last year's campaign at Lake George, in the service and pay of this Colony, and that in an engagement with the French army on the eighth day of September last he was grievously wounded by several shot from the enemy, whereby he was disabled from doing any work or business for the support of himself and family until sometime in March last, &c.; therefore praying this Assembly to grant unto him wages and pay for his billeting from the 28th day of September last, (which was the time he came home,) until the 17th day of December last: Resolved by this Assembly, that there shall be paid to the memorialist out of the public treasury of this Colony the sum of seven pounds lawful money instead of the allowances particularly requested in said memorial; and the Committee of the Pay-Table are directed to give order on the Treasurer for said sum accordingly.

Upon the memorial of Richard Brocket of New Haven, shewing to this Assembly that in handling some of the paper bills of public credit on this Colony lately emitted he accidentally dropt out of his hands a twenty-shilling bill of the October emission 1755, which falling into the fire was consumed; praying to have a like bill of credit granted him out of the public treasury of this Colony, as by the memorial on file: Resolved by this Assembly, that the memorialist have liberty to receive out of the public treasury of this Colony one twenty-shilling bill of the emission of October last, and the Treasurer of this Colony is hereby directed to pay the same to him accordingly.

On the memorial of Abijah Ives jun<sup>r</sup>, of Wallingford, shew-

ing he was a soldier in the service of the Colony of Connecticut in the expedition against Crown Point and detached to cover some loaded waggons ordered for the troops at the Great Carrying Place, now called Fort Edward, and that he lost his right arm by the casual discharge of a gun when on duty, and that he was in very impotent and disabled circumstances; praying for relief, as per his memorial on file: Resolved by this Assembly, that the sum of ten pounds lawful money be paid out of the public treasury to said memorialist as a gratuity, and the Treasurer is hereby directed to pay the same accordingly, and the sum of six pounds lawful money on the first of May annually during the pleasure of this Assembly for the time to come, to be paid to the memorialist out of the Colony treasury; and the Committee of the Pay-Table are directed to give order to the Treasurer for said sums as they become due.

Upon the memorial of Charles Cook of New Haven, shewing to this Assembly that he was a soldier in the army and in [387] the battle of the 8th of September the last || year near Lake George, in which he had his hand and arm much shot and wounded, whereof he hath ever since languished and still unable to use the same or help himself, &c.; praying for some relief and help from the government, as by said memorial on file: Resolved by this Assembly, that the memorialist have granted to him the sum of seven pounds lawful money in the bills of public credit on the Colony out of the public treasury, for his help and relief under his present difficult circumstances, and the Treasurer of this Colony is hereby ordered and directed to pay the same accordingly.

Upon the memorial of Amos Tyler, shewing to this Assembly that he was recognized to the superior court held at Litchfield in August last in a bond of £60 lawful money, for passing counterfeit money, which bond was forfeited at said court; praying for an abatement of the same, for reasons set forth in the memorial, as by the memorial on file may more fully appear: Resolved by this Assembly, that upon the memorialist's paying in to the clerk of the superior court at the sessions of said court at Litchfield in August next the sum of twenty pounds lawful money together with the whole cost arisen in the prosecution till that time, he, the said memorialist, and his surety shall be discharged from their said bond; and the said superior court is hereby directed and enabled, as occasion may be, to give judgment accordingly in said matter.

On the memorial of Richard Turner, of Middleton in the county of Hartford, administrator on the estate of Sanford



Turner late of Middletton, deceased, shewing to this Assembly that the debts of the deceased surmount the moveable estate of the said deceased the sum of £46 19s. 6*d.* old tenor bills; praying that he with some suitable person may be appointed to sell so much of the real estate of said deceased as to make said sum with the incident charges thereon arising: Resolved by this Assembly, that the memorialist and Seth Wetmore, Esqr, of Middletton, be impowered, and they are hereby impowered, to sell so much of the real estate of the said deceased as to make the sum of £46 19s. 6*d.* old tenor bills with the incident charges thereon arising; taking the advice of the court of probates for the district of Middletton therein.

Upon the memorial of Mary Humphry, executrix to the last will of Samuel Humphry late of Symsbury in the county of Hartford, deceased, shewing to this Assembly that the debts due from the estate of the said Samuel Humphry, deceased, surmount the personal estate of the said deceased the sum of £65 8s. 7*d.* lawful money; praying for liberty to sell so much of the lands of the said deceased as will pay the same, &c.: Resolved by this Assembly, that David Phelps and the said Mary Humphrys be appointed, and they are hereby impowered, to sell so much of the lands of the said Samuel Humphrys, deceased, as will raise the said sum of £65 8s. 7*d.* lawful money with the charge of sale; taking the directions of the court of probate in the district of Hartford therein.

Upon the memorial of Henry Skilton, of Farmington in the county of Hartford, representing that in April 1754, he sold and conveyed to Joseph Avery, of Norwich in the county of New London, two valuable parcels of land in said Norwich, at the price of one thousand six hundred and twenty-five pounds old tenour bills, and then took the obligations of the said Joseph for securing part of the price of said lands, and that there is now due to him on one of said obligations £542 old tenor, and on the other £541 old tenor; that said Joseph Avery was lately convicted of uttering false and counterfeit bills, and his estate thereby forfeited to the government and was seized for their use, and that the memorialist was liable [388] to lose his said || debts by the obligations aforesaid; praying for relief and to be allowed for his said debts out of the estate of said Joseph, the said forfeiture notwithstanding, &c.: Resolved by this Assembly, that Hezekiah Huntington, Esqr, Mr. Isaac Tracy and Capt. William Witter (who are a committee to make sale of the estate of the said Joseph Avery for the use of this government) be impowered, and they or any

two of them are hereby appointed and impowered in the name of the Governor and Company of the Colony of Connecticut, to execute a deed of release to the memorialist of so much of the lands sold by him to the said Avery as they shall judge equivalent to the sums due on said obligations, or otherwise pay to the memorialist out of the avails of the sale of the estate of said Avery what they shall find due as aforesaid, and that the memorialist do thereupon lodge the said obligations into the hands of said committee.

Upon the memorial of Zephaniah Spicer of Preston, shewing that at the superior court at Norwich in March last he was convicted, corporally punished, and according to law sentenced to confinement to the common goal in New London as a work-house, where he now remains unable either to serve himself or his country, &c.; praying liberty to enter into the government's service in the present expedition against Crown Point &c.: Resolved by this Assembly, that he be at liberty to enter his name in form of enlistment with any enlisting officer of the troops of this Colony rais'd for said expedition, and having so done shall be at liberty from said goal to enter into said service on the same terms with other soldiers. Always provided, that if he by any means fail so actually to enter into and continue in said service till thence legally dismissed, he shall retain no benefit or advantage of such his enlargement from said goal, but shall be and be still deem'd liable at the pleasure of this Assembly to be on any future time remanded back and in said goal or other work-house be confin'd to labour according to the tenor of said sentence against him.

On the memorial of Jabez Dewolf, of Lyme in New London county, shewing to this Assembly that his brother Josiah Dewolf junr, of Lyme, was in December 1753 appointed and chosen constable of said town to gather the country rate the year then next ensuing, and that the said Josiah Dewolf gathered and collected part of said rate, and before he had gathered the whole he fell under distraction and remains wholly incapable to finish said work, and that the said Jabez Dewolf had received some part of said rates and for want of proper authority to finish collecting said rates many persons neglected and refused to pay their rates; praying that he might be especially appointed, in room of his brother, to finish the collecting and gathering said rate, as by memorial on file: Resolved by this Assembly, that the said Jabez Dewolf be, and he is hereby, appointed and fully impowered and authorized to receive the rate-bill made by his said brother and the

Treasurer's warrant to him directed for the gathering and collecting said rate, and to proceed to gather and collect the sum in said warrant required to collect, as if he had been a constable first chosen and appointed by said town, and to be accountable for the whole of said rate.

Upon the memorial of Joseph Tracy junr, of Norwich, shewing to this Assembly that he in collecting the country rate granted in March 1755, did receive and take for the rates of sundry persons to the value of £9 0s. 0d. of counterfeit bills made in imitation of the true bills of this Colony emitted by the Honourable General Assembly in January 1755, not suspecting the same to be false and bad; also shewing to this Assembly, that one Joseph Avery of Norwich was convicted at the superior court at Norwich March last of aiding and assisting in counterfeiting said bills and putting the same off knowing them to be such, and thereby forfeited a large estate to this government; said Tracy praying to this Assembly that they would abate so much out of the tax collected by said Tracy, or in some other ways grant relief: [389] Resolved by this Assembly, that said Tracy shall have the sum of £9 0s. 0d. paid out of the estate of said Avery when sold, and the committee appointed by this Assembly to make sale of said estate are hereby ordered and directed to pay out of said estate the sum of £9 0s. 0d. to said Tracy, taking his receipt for the same.

On the memorial of Mulford Eldridge of Mansfield, shewing to this Assembly that one Obadiah Heath of Mansfield that was nominated for a tavern-keeper in Mansfield for the current year is by the providence of God bereaved of his reason and like so to remain, and that there is great need of a public house of entertainment on the road where he dwells; praying that the memorialist may be appointed to keep a public house of entertainment for the current year, as per memorial on file: Resolved by this Assembly, that the said Mulford Eldridge be and he is hereby allowed to keep a public house of entertainment in Mansfield until the county court to be held in Windham on the 4th Tuesday of June 1757: provided he give bond before the county court to be held at Windham in June next, according to the directions of the law relating to tavern-keepers.

Upon the memorial of Matthew Stewart of New London, representing that on the 10th of April 1745, he charter'd to Hezekiah Huntington and Gurdon Saltonstall, Esqrs, commissaries for the government, and for their use, his brigantine Sea-Flower, as a transport in the expedition against Cape

Breton, and that he had not received the full of what was his due for the hire of said brigantine according to agreement with said commissaries, &c.; praying to have allowance of such arrearage, &c.: Resolved by this Assembly, that the Treasurer of this Colony pay unto the memorialist and the rest who were owners of said brigantine at the time when she was chartered as aforesaid, the sum of £26 4s. 0d. in bills of public credit of the late emission, in full of the arrearages due for the hire of said brigantine while she was employed in the government's service as aforesaid.

Upon the memorial of Benjamin Beardslee of Stratford, shewing that he was recognized to Fairfield superior court, February 1754, in a bond of £50 lawful money, for uttering &c. counterfeit bills of public credit, which bond was forfeited and *scire facias* since issued and judgment thereon had against him, &c.; praying to have a part of the said sum abated and released to him, for reasons in said memorial set forth, as by the memorial on file may appear: Resolved by this Assembly, that on the memorialist his paying the sum of twenty-five pounds lawful money and all cost arisen, the remainder of the sum of the judgment on said bond may and shall be released; and Robert Walker, Esqr, king's attorney in Fairfield county, who hath the care of collecting said monies, is hereby ordered and directed upon the payment of said £25 and costs, to discharge the residue of the sum of said bond.

On the memorial of Ichabod Robinson, Daniel Strong, John Wattles and William Williams, listers for the town of Lebanon in the year 1754, shewing to this Assembly that they transmitted to the Assembly, in May 1755, the fourfold assessments and single additions of said Lebanon list indiscriminately, thro' mistake, and that the sum of £732 0s. 0d. was fourfold assessment; praying that they may be allowed the one moiety of the public tax on said sum out of the public treasury: Resolved by this Assembly, that the memorialists shall and may receive said half part of the public tax arisen on said sum; and the Treasurer is hereby ordered to allow the same accordingly.

[390] On the memorial of Samuel Flagg of Hartford, shewing to this Assembly he has for many years past been a tavern-keeper in said town, and that he made large accommodations for that purpose, and that the officers by law to nominate tavern-keepers in the month of January last past neglected to nominate him, and that he soon after applied himself to them and they nominated him, and he exhibited

the nomination to the county court in April last past, in order to obtain a license, and failed thereof because said nomination was not made in the month of January; praying this Assembly to approve of said nomination and grant that he may keep a public house of entertainment as usual: Resolved by this Assembly, that the said Samuel Flagg be allowed to keep an house of public entertainment in said town of Hartford until the 2d Tuesday of April next, on his giving bond before the adjourn'd county court to be held at Hartford in June next, to observe the laws of this Colony relating to tavern-keepers.

Upon the memorial of John Patterson and Lodiwick Hotchkiss, agents for the society or parish of New Britain in Farmington, shewing to this Assembly that there is a great part of the lands in said society that is yet unimproved and the value thereof advanced by the great cost and charges said society hath been at in building a meeting-house and hiring preaching and are like to be at about settling a minister in said society; praying this Assembly to grant a tax of one penny lawful money on each acre of all the unimproved lands within the bounds of the said society of New Britain, to be collected and gathered and be disposed of for settling a minister and finishing their meeting-house in said society, as per memorial on file: Resolved by this Assembly, that a tax of one penny lawful money on each acre of all the unimproved lands within the limits of the said parish or society of New Britain belonging to the inhabitants of said parish, also all the unimproved lands in the bounds of said parish belonging to the non-resident proprietors shall be taxed, and the same is hereby taxed, at one penny lawful money as prayed for, annually for four years next ensuing, to be collected annually and paid by the owners of said lands, and the same to be improved for the purposes abovementioned; and that Mr. John Judd of said society is hereby appointed to be collector of said tax.

Upon the memorial of the inhabitants of the third society of the town of Middleton, representing that there are two tracts of land belonging to the Indians in said society, the one containing about two hundred acres and lyes in the center of said society whereon the meeting-house stands, the other adjoining to the great river and containing about fifty acres situate at a place called the Indian Hill; that the said Indian owners and proprietors of said lands are almost all dead and dispersed, and that one Cuschaw, the only sachem left claiming the same, is desirous that said lands should be sold; also that by such sale the interest of said third society

would be much advanced; and praying for liberty to purchase the said tracts of the said Indians, or to exchange other lands for the same, &c.: It is thereupon resolved by this Assembly, that Col. John Chester, Col. Thomas Wells and Col. Elizur Goodrich be, and they are hereby, appointed a committee to look into the circumstances of the aforesaid Indian lands and all other matters referred to in said memorial, having first notified all concerned, and to report what they shall find and give their opinion on the whole to this Assembly at their sessions in October next. All to be at the charge of the memorialists.

On the memorial of Joseph Trumble of Suffield, shewing to this Assembly that he had kept a ferry at Gilley's Ferry, so called, in said Suffield for two years past, and that said town had taken no care to provide either boats or a ferry-man; praying liberty to keep a ferry at said place, as per his memorial on file appears: Resolved by this Assembly, that liberty be and hereby is granted unto the said Joseph Trumble to keep a ferry at said place called Gilley's Ferry, and that during [391] the pleasure of this Assembly, and the fare thereof be as already stated, and subject to the same regulations as other ferries in this Colony by law are. Always provided, said Trumble do keep and maintain in good repair a sufficient boat for the purpose aforesaid.

Upon the memorial of the inhabitants of the towns of Hartford and Windsor, representing that the line dividing between the said towns as far as from the west bank of Connecticut River westward to the country road that leads from the said town of Hartford to the said town of Windsor hath not for many years last past been perambulated; that it is now controverted by said towns where the same ought to run from said river to said country road, and that they cannot agree to settle the same among themselves: It is thereupon resolved by this Assembly, that Col. John Chester, Maj. Jabez Hamlin and Capt. Jonathan Hale be a committee, and they are hereby appointed a committee, to run the said line according to where in justice it ought to run, and make report of their doings thereon to this Assembly in October next.

Upon the memorial of John Talcott, John Cook and others, who are some of the proprietors of the north common-field in the town of Hartford, representing that the memorialists' lands lye towards the north part of said meadow and that their situation is such that they have no use or benefit by the way that leads in at the south end of said meadow and runs north thro' the same, but have at their own cost been obliged

to find and repair ways for themselves to pass back and forward to their improvements and to bring out the produce of their lands near and toward the north end and middle of said field; that, notwithstanding, they are taxed equally with the rest of said proprietors for the repairing and mending the way which they make no use of as aforesaid; praying to be released from said taxes so long as they provide their own ways &c., or that a committee be appointed to view the circumstances of said proprietors and their situation, to enquire into the matters in said memorial referred to, and to make report of their opinion in the whole to this Assembly, &c.: It is thereupon resolved by this Assembly, that Col. John Pitkin, Capt. Stephen Hosmer and Capt. Daniel Webster be appointed, and they are hereby appointed, a committee to view the circumstances of the said proprietors, their situation, and to enquire into the matters referred to, and to make report to the Assembly at New Haven in October next.

Upon the memorial of Samuel Cook and Mary McNiell, both of New Haven, administrators on the estate of Archibald McNiell, late of said New Haven, deceased, shewing that the debts due from the estate of said deceased exceed the moveables the sum of £981 6s. 2d. old tenor; praying liberty to sell so much of the real estate of said deceased as shall enable them to pay said sum with contingent charges &c., as by memorial on file may more fully appear: Resolved by this Assembly, that said administrators have liberty, and they are hereby authorized and enabled, to make sale of so much of the real estate of said deceased as shall enable them to pay said sum of £981 6s. 2d. old tenor aforesaid together with charges of sale; taking the advice and direction of the court of probate in the district of New Haven therein.

Upon the memorial of Ebenezer Allis, administrator on the estate of Samuel Warner of Stafford, deceased, shewing to this Assembly that the debts and charges due from the estate of the deceased (with some moveables allowed for the use of the widow of said deceased) surmounts the personal estate the sum of £31 7s. 6d. lawful money, and praying for liberty to sell so much of the real estate as will raise said sum with the incident charge of the sale &c.: Resolved by this Assembly, that the said Ebenezer Allis have liberty, and liberty is hereby granted to the said Ebenezer Allis, to sell so much of the real estate of said deceased as will raise the said sum of £31 7s. 6d. lawful money with the incident charges of the sale &c., taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Sarah Newport of New London, executrix to the last will and testament of her late husband William Newport late of said New London, deceased, shewing to this Assembly that the said deceased in and by his last will and testament (long since proved and approved) ordered that the dwelling-house in which he then lived with the land adjoining should be sold by the said executrix with the assistance of Samuel Bill of said New London, and that out of the proceeds thereof his just debts and funeral charges should be paid and the residue laid out in finishing a frame that the [392] testator had just then set up upon another piece || of land he had purchased and devised the same to his children in fee, verily believing the proceeds of said house and land ordered to be sold would be sufficient to answer those ends; also representing that the said deceased lived several months after the making said will in a very languishing and expensive condition, whereby a great part of the moveable estate of said deceased was necessarily expended; also representing that the debts due from the estate of the said deceased is much more than the said house and land ordered to be sold can be sold for, and that she shall be utterly unable to finish the said new frame or to preserve the same from ruin and destruction and subsist the three small children of the said deceased without the interposition of this Assembly; and thereupon praying this Assembly to order and enact that some suitable person (upon the said executrix her executing a proper deed to some suitable person of said house and land ordered to be sold for the use of the children and heirs of said deceased) sell and convey the said frame and garden spot, and that the proceeds thereof be applied to the discharge of the debts of said deceased and disposed of according to the direction of the said will: Resolved by this Assembly, that the said executrix with the assistance of Samuel Bill of New London, upon their executing an ample deed of sale (well executed according to law) to the children and heirs of the deceased in fee of the said house and land ordered to be sold in and by said will, be impowered, and they are hereby impowered, to make sale of the said frame and garden spot, and the proceeds thereof to be applyed for the discharging the debts of the said deceased and the remainder to be added to the inventory of the said deceased, to be disposed of according to law, and to make and pass deed or deeds accordingly. And it is further enacted, that this act being given in evidence shall bar the right or title of the children of the said deceased, their heirs or assigns, to the said frame and garden spot, in any court where the same may be called in question.



Upon the memorial of Jeremiah McComber, of New Haven in the county of New Haven, conservator of the estate and persons of Samuel Cooper and Elizabeth his wife, of said New Haven, shewing to this Assembly that the county court held at New Haven in April last allowed to John Wooding of said New Haven, the late conservator of the said estate and persons of the said Samuel Cooper and Elizabeth his wife, the sum of £28 8s. 1 $\frac{3}{4}$ d. lawful money for his taking care of said Samuel and his wife &c., which sum is not yet paid, and that there is no estate of the said Samuel to pay said sum unless his lands be sold therefor; praying for liberty to sell so much of the lands of the said Samuel Cooper as will raise said sum: Resolved by this Assembly, that the said Jeremiah McComber have liberty, and he is hereby impowered, to sell so much of the lands of the said Samuel Cooper as will raise the sum of £28 8s. 1 $\frac{3}{4}$ d. lawful money, to pay the abovesaid debt.

On the memorial of Abijah Moore and Jacob Whitmore, both of Middleton in Hartford county, executors on the last will and testament of Benoni Horton late of Middleton, deceased, shewing to this Assembly that the debts surmount the moveable estate of the deceased the sum of fifty-six pounds six shillings and eleven pence  $\frac{3}{4}$  lawful money; praying that they may have liberty to sell so much of the real estate of the deceased as to make said sum and charges &c.: Resolved by this Assembly, that the memorialists have liberty, and liberty is hereby granted to the memorialists, to sell so much of the real estate of the deceased as to make said sum of £56 6s. 11 $\frac{3}{4}$ d. and the charges thereon arising; taking the advice of the court of probate for the district of Middleton therein.

On the memorial of Abigail Wetmore of Middleton, administratrix on the estate of Jeremiah Wetmore of Middleton, shewing to this Assembly that since she obtained liberty of this Assembly to sell the land of said deceased to pay debts that surmounted the moveable estate, more debts have been exhibited and allowed by the court of probate for the district [393] of Middleton, the sum £46 15s. 5d. lawful money, and || thereupon praying for liberty to sell so much more of the real estate of said deceased as to make said sum of £46 15s. 5d. lawful money with the incident charges thereon arising: Resolved by this Assembly, that the said Abigail Wetmore and Mr. William Rockwell, of Middleton, be and they are hereby impowered to sell so much more of the real estate of said deceased as to make said sum of £46 15s. 5d. and incident charges thereon arising; taking the advice of the court of probate for the district of Middleton therein.

Upon the memorial of Samuel Smith, of Ashford in the county of Windham, administrator on the estate of Samuel Smith late of said Ashford, deceased, shewing to this Assembly that the debts due from the estate of the deceased surmount the personal to the sum of £28 14s. 8*d.* lawful money, and praying for liberty to sell so much of the real estate as will raise said sum with incident charges arising upon the sale &c.: Resolved by this Assembly, that the said Samuel Smith have liberty, and liberty is hereby granted to him, to sell so much of the real estate of said deceased as will be sufficient to raise said sum of £28 14s. 8*d.* lawful money with the incident charge of sale; taking the direction of the court of probate for the district of Pomfrett therein.

Upon the memorial of William Wattles, of Sharon, and Lois his wife, administratrix on the estate of Timothy Tyler of said Sharon, late deceased, praying for liberty to sell land or real estate of said deceased for paying debts &c.: Resolved by this Assembly, that the memorialists be and they are hereby impowered and directed to make sale of so much of the real estate of said deceased as will be sufficient to procure the sum of £122 2s. 9*d.* lawful money with the incident charges thereon (over and above what hath been already sold for payment of other debts of said deceased;) taking the advice of the court of probate for the district of Litchfield therein.

Upon the memorial of Simon Brewster, administrator on the estate of Elijah Rockwell late of Norwich, deceased, shewing that the debts and charges against said estate surmount the personal estate the sum of six pounds eight shillings and six pence, and praying for liberty to sell so much of the real estate of the said deceased as to pay said sum with the incident charges arising on such sale: Resolved by this Assembly, that the said administrator have liberty, and liberty is hereby granted to the said Simon Brewster, to sell so much of the real estate of the said deceased as to enable him to pay the said sum of £6 8s. 6*d.* with the incident charges arising on such sale; taking the direction of the court of probate in the district of Norwich therein.

Upon the memorial of Samuel Skeel, of Woodbury in Litchfield county, administrator on the estate of Jonathan Skeel late of New Milford, deceased, shewing to this Assembly that the debts due from the estate of the said Jonathan Skeel surmount the moveable estate the sum of seventy-nine pounds eighteen shillings, and praying that he, the said Samuel Skeel, may sell as much land or real estate as will make the said

sum of seventy-nine pounds eighteen shillings with the incident charges arising thereon, taking the direction of the court of probate in Woodbury: Resolved by this Assembly, that the abovesaid Samuel Skeel shall have leave and is hereby impowered to sell as much land or real estate of the said Jonathan Skeel deceased as will make the said sum of seventy-nine pounds eighteen shillings with the incident charges arising thereon; taking the court of probate in Woodbury's directions.

Upon the memorial of Sarah Kelsey, of Killingworth, administratrix on the estate of Ebenezer Kelsey late of Killingworth, deceased, shewing that the General Assembly held at Hartford on the 2d Thursday of May 1754, (on the memorial of the said administratrix then shewing that the debts due from the estate of the said Ebenezer Kelsey deceased surmounted the personal estate of the said deceased the sum [394] of || £82 13s. 9d. old tenor,) appointed and impowered John Lane jun<sup>r</sup> to sell so much of the lands of the said deceased as would raise the said sum, and that the said John Lane jun<sup>r</sup>, since the appointment aforesaid, is deceased before making any sale of the lands as above ordered, and thereby the said sum remains yet unpaid; praying this Assembly to appoint William Wilcocks of said Killingworth to do said service: Resolved by this Assembly, that the said William Wilcocks be appointed, and he is hereby impowered, to sell so much of the lands of the said Ebenezer Kelsey, deceased, as will raise the said sum of £82 13s. 9d. old tenor with the charges arising on such sale; taking the direction of the court of probates in the district of Guilford therein.

Upon the memorial of Jonathan Hoit, Jonathan Bell, Stephen Ambler, Eliphalet Seely and David Waterbury, selectmen of the town of Stanford in the county of Fairfield in said Colony, shewing to this Assembly that upon application made to the Honourable Assembly at their sessions in Hartford on May 12th A. D. 1737, by Rose Slasson of said Stanford and the selectmen of said town of Stanford for the time then being, the said Rose Slawson and the said selectmen were by said Assembly impowered to sell the lands of Silas Slawson of said Stanford, a distracted person who then was and ever since hath been unable to take care of his estate or to do anything for his own support, and to improve the money said land should be sold for to support and maintain the said Silas Slawson; that the land of the said Silas was soon after (according to the direction of said Assembly) sold; that it was sold for £298 13s. 0d. of the then money of this Colony; that the said money hath been the whole of it carefully and

with good œconomy improved for the support and maintenance of the said Silas, and that the said Silas now hath a small piece of land of five acres and three roods lying in said Stanford, which since fell to him by the death of his brother Jonathan Slawson, which cannot be improved to any considerable advantage in its present situation; and praying to this Assembly for liberty to sell said land and to improve the money it shall sell for to support and maintain the said Silas Slawson: Resolved by this Assembly, that the said selectmen of Stanford, the memorialists, have liberty to sell the said land of Silas Slawson, (being under the direction of the court of probate for the district of Stanford,) and that the money received therefor shall be improved for the support and maintenance of said Silas Slawson by the selectmen of the town of Stanford for the time being or their successors in said office.

Upon the memorial of Jacob Pettibone, executor to the last will of Stephen Pettibone junr, of Symsbury in the county of Hartford, deceased, shewing that the debts due from said estate surmount the moveable estate of the said deceased the sum of £13 6s. 3¼d. lawful money; praying for liberty of sale of so much of the lands of said deceased as will pay the same: Resolved by this Assembly, that David Moore of said Symsbury be appointed, and he is hereby impowered, to sell so much of the lands of the said Stephen Pettibone deceased as will raise the said sum of £13 6s. 3¼d. lawful money with the charges of sale; taking the direction of the court of probate in the district of Hartford therein.

It appearing to this Assembly that the sum total of the list of the town of Stonington for the year 1754, as the same was by the listers of said town for said year sent to the Assembly in October 1754, (through the mistake of the said listers) is £1649 1s. 1d. more than the true total of said list: Resolved by this Assembly, that the sum of £1649 1s. 1d. be abated out of the list of the town of Stonington for the year 1754, and the same is hereby abated.

An Act to supply the Treasury with the Sum of One Thousand Pounds  
Lawful Money.

Whereas there are draughts already made on the Treasurer for near the value of one thousand pounds lawful money, which remain unpaid and unsatisfied and which call for immediate payment, and there being not a sufficiency in the treasury for the payment thereof: Therefore,

[395] *Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the Committee of the Pay-Table, or any one*

of them, be desired and are hereby impowered for and in behalf of this government, to borrow of any person or persons for the use and benefit of this Colony, the sum of one thousand pounds lawful money or bills equivalent, and the same deposit in the hands of the Treasurer of this Colony for the payment of said orders and other debts of this Colony, and give their note or notes of hand for the payment thereof.

And whereas there is considerable sums of the last rate remains unpaid in the hands of several constables of sundry of the towns, which ought to have been paid into the treasury on the last day of December last :

*Be it therefore enacted by the authority aforesaid,* That when said money shall be brought into said treasury, said committee, or such of them as shall borrow said thousand pounds or any part thereof, are hereby impowered to receive of the Treasurer such sums as shall be by him or them borrowed as aforesaid with interest due thereon, and therewith take up and discharge their notes of hand given as aforesaid.

This Assembly being informed by the Committee of the Pay-Table that many of the arms and accoutrements and also many of the horses, saddles and bridles that were impressed or taken into the service of this Colony in the expedition against Crown Point &c. the last year are not yet returned to the owners thereof nor paid for, many of which arms and accoutrements are left at Albany and other places, and sundry of the horses impressed as aforesaid are taken up and the owners not known: It is thereupon resolved by this Assembly, that the said committee, or such person or persons as they shall appoint, be and they are hereby ordered to sell all such arms and accoutrements and horses, saddles &c., as shall not be used in the expedition carrying on against Crown Point &c. (if the owners thereof cannot speedily be discovered) to the best advantage, and deliver the money and securities they shall sell them for to the Treasurer of this Colony and take his receipts therefor, and lodge the receipts with the Secretary of this Colony. And it is further resolved by this Assembly, that the said committee shall give orders to the Treasurer to pay for all such arms and accoutrements, horses, saddles &c., impressed and taken as aforesaid, the owners whereof shall not be discovered by the last of July next.

Additions and Fourfold Assessments sent in to the Assembly from the several Towns in this Colony, Hartford, May 2d Thursday, 1756.

Names of Towns.	Additions.			Fourfolds.		
	£	s.	d.	£	s.	d.
Fairfield,	765	0	10	375	8	0
Killingworth,	729	14	0	14	0	0

Names of Towns.	Additions.			Fourfolds.		
	£	s.	d.	£	s.	d.
Hebron,	1444	4	0	100	0	0
Symsbury,	694	19	0			
Waterbury,	188	13	0	195	16	0
Windsor,	1082	11	0	375		
New Haven,	10585	4	8	2026	12	0
Derby,	435	13	0			
Suffield,	915	4	0	8	0	0
Woodbury,	2198	15	3			
Ridgfield,	458	16	9	212	0	0
Windham,	104	10	0	337	10	0
Coventry,	395	16	3	144	16	0
New London,	174	2	0	66	0	0
Glassenbury,	198	12	0			
Middleton,	1820	4	0	69	4	0
Mansfield,	175	10	6	72	0	0
Branford,	966	11	7			
Danbury,	562	0	2	429	2	0
Stonington,	385	14	0	179	12	0
Lebanon,	484	9	0	648	6	0
Durham,	42	16	0	69	16	0
Woodstock,	59	10	0			
Greenwich,	2096	7	3	404	0	0
Milford, †	760	19	0	353	18	6
Stanford,	395	6	9	63	10	0
Canterbury,	94	9	0	449	1	6
Weathersfield,	1111	11	0			
Lyme,	1170	2	0			
Saybrook,	792	18	9	196	10	0
East Haddam,	499	9	6	159	12	0
Pomfret,	653	9	6	232	2	0
Litchfield,	67	3	0	641	12	0
Haddam,	60	14	8	72	0	0
Killingly,	473	10	0			
Newtown,	863	1	6			
Bolton,	396	6	0	89	4	0
Groton,	80	17	0			
Guilford,	117	15	6	296	16	0
Tolland,	56	16	0	127	16	0
Ashford,	471	14	6			
[396] Plainfield,	563	4	0			
Norwich,	60	4	8	875	19	7
Farmington,	962	9	0	137	8	0
Norwalk,				883	8	0
Stratford,	1020	18	7	583	14	0

Names of Towns.	Additions.				Fourfolds.		
	£	s.	d.		£	s.	d.
Enfield,	1471	18	0	-	305	9	0
Wallingford,	3966	18	6	-			
Voluntown,	225	10	0	-	192	0	0
Stafford,	302	18	0	-			
Hartford,	888	15	3	-			
Preston,	648	18	6	-			
Colchester,	1242	15	0	-	168	8	0
New Milford,	220	9	3	-			

*Resolved by this Assembly,* That the provisions taken and received in part of the rate ordered to be paid into the treasury by the last of December last past and now unsold shall be sold by those persons who are appointed to do the same for any bills on this Colony, or for silver or gold, and paid into the treasury of this Colony according to the former act of this Assembly relating thereunto.

Whereas this Assembly at the sessions in March last appointed Messrs. Joseph Pitkin, Joseph Buckingham, John Ledyard and John Lawrence, to audit the Colony's accounts with the Treasurer, with particular instructions then given for performing that service, and to make report to this Assembly in the present sessions; and forasmuch as the said auditors have not finished said service so as to make report: This Assembly do hereby order and direct the said auditors to proceed in said work, finish the same, and make report of their doings to this Assembly in October next; and their power and authority with the instructions then given them is hereby continued in full force for the purpose aforesaid.

Whereas Messrs. Joseph Pitkin, Joseph Buckingham, John Ledyard and John Lawrence are by this Assembly ordered and directed to finish auditing the Colony's accounts with the Treasurer: It is now resolved by this Assembly, that William Pitkin junr, Esqr, be and he is hereby added to the auditors aforesaid; and he is hereby appointed, ordered and directed to proceed with them in performing said service according to the particular instructions already given to the auditors.

*Resolved and enacted by this Assembly,* That the proprietors' clerk of the township of Norfolk be and hereby is directed and empowered to receive and record in the proprietors' book of records all deeds, mortgages or any other conveyances of lands in said township, as town-clerks are directed to, and that the same being so recorded shall be deemed valid in law, and attested copies of all such entries by him so made shall be admitted as legal evidence as attestation of town-clerks by

law are. This resolve to continue in full force until the inhabitants proprietors of said Norfolk be invested with town priviledges.

Whereas William Robinson, of Killingly in the county of Windham, was before the adjourned superior court held at Windham in April last convicted of uttering &c. counterfeit bills in imitation of the bills of credit of the Colony of Rhode Island and Providence Plantations, and thereupon all the estate of the said William Robinson was by said court judged forfeit to this government as the law directs, and the said estate hath been (by order of the said court) seized for the purpose aforesaid, and no person as yet appointed to make sale of the same: Whereupon it is resolved by this Assembly, that Col. Hezekiah Sabin, Mr. Boaz Stearns and Mr. Jedidiah Elderkin be appointed, or any two of them, and they are hereby appointed and impowered (by public vendue) to make sale of all the said estate of the said William Robinson, both real and personal, forfeited as aforesaid, and in the name and behalf of the Governor and Company of the Colony of Connecticut to make and execute a deed or deeds of the said lands of the said William Robinson to the person or persons to whom they shall sell the same. And the said Col. Hezekiah Sabin, Mr. Boaz Stearns and Mr. Jedidiah Elderkin are hereby ordered and directed on the sale of the said estate to deliver the money or bonds for money for the sale of the said estate to the Treasurer of this Colony, taking his receipt for the same, which receipts they shall lodge in the hands of the Secretary of this Colony.

[397] Whereas it was certified to this Assembly in May 1755, by the Rev<sup>d</sup>. Mr. Gaylord and others from the Association of the western district in the county of Fairfield, that the parish of Greenwich in said district was and had been for many years destitute of a gospel minister, recommending the melancholy state of said parish to the care of this Assembly, suggesting that said parish might be annex to the parish of Horseneck, and said parishes were cited to appear before this Assembly in their sessions in October last, to be heard in the premises, and then upon the representation of Capt. Nathaniel Peck, agent of said parish of Greenwich, suggesting that the present destitute circumstances of said parish are owing to some disputes about the just limits of said parishes, praying for a committee to view and report &c., and Col. Andrew Burr, Majr. John Read and Mr. David Rowland, all of Fairfield, were appointed a committee to view and report their opinion in the premises to this Assembly at their present



sessions, at the cost of said parishes, and the said committee have not been called nor done anything in the affair, and the parish of Horseneck has remonstrated to this Assembly against having said parish of Greenwich annexed to them; and this Assembly willing to take effectual care that said destitute parish be provided for in the best manner that may be: Be it resolved by this Assembly, that Andrew Burr, Esqr, Major John Read and Mr. David Rowland, all of Fairfield, be appointed a committee, and they are hereby desired to repair to and view the circumstances of the parish of Greenwich aforesaid, their situation and relation to the parishes next adjoining, and report their opinion to this Assembly in their session in October next, what may be proper to be done for their relief. To be done at the joynt charge and cost of the parishes of Greenwich and Horseneck aforesaid.

Whereas Joseph Avery, of Norwich in the county of New London, was before the superior court held at Norwich aforesaid on the fourth Tuesday of March last, convicted of counselling, aiding and assisting in counterfeiting bills in imitation of the bills of credit of the Colony of Connecticut, and thereupon all the estate of the said Joseph Avery was by said court judged forfeit to the government, as the law directs, and the said estate hath been (by order of the said court) seized for the purpose aforesaid, and no person as yet appointed to make sale of the same: Whereupon it is resolved by this Assembly, that Hezekiah Huntington, Esqr, Mr. Isaac Tracy and Capt. William Witter, or any two of them, be appointed and they are hereby appointed and impowered, (by public vendue,) to make sale of all the said estate of the said Joseph Avery, both real and personal, forfeited as aforesaid, and in the name and behalf of the Governor and Company of the Colony of Connecticut to make and execute a deed or deeds of the said lands of the said Joseph Avery to the person or persons to whom they shall sell the same. And the said Hezekiah Huntington, Isaac Tracy and William Witter are hereby ordered and directed on the sale of the said estate to deliver the money or bonds for money for the sale of the said estate to the Treasurer of this Colony, taking his receipt for the same, which receipts they shall lodge in the hands of the Secretary of this Colony.

Whereas Hugh Gallaspie, a transient person, at the sessions of the superior court held at Hartford in September last, was convicted of uttering false and counterfeit bills and incurred the punishment due to such offenders and now remains in the common goal in the county of Hartford at the charge of the

government and not able to do anything for his support, and having manifested his willingness to be employ'd in his Majesty's service either in his land forces or on board of a ship of war: It is therefore resolved by this Assembly, that in case the said Hugh Gallaspie shall enlist himself under some proper enlisting officer into his Majesty's service on board of some man of war that is going off from this coast, then the sheriff of Hartford county for the time being shall, and he is hereby directed and impowered to transmit the said Hugh by the first opportunity and deliver him on board such ship into the care of the captain or commander in chief, to be [398] employed as aforesaid. And it is further resolved, || that the said sheriff at the charge of the government provide for said Hugh all necessary cloathing to fit him to enter into said service. Always provided, that in case he, the said Hugh, shall fail so into his Majesty's service to enter and therein till duly discharged continue, he shall' not be entituled to any benefit or protection by virtue of such enlargement from said goal, but shall remain liable at any time thereafter to be remanded and in said goal or other work-house to be confined, either with or without further corporal punishment, according to the law in this Colony in such case provided.

*Resolved by this Assembly,* That his Honour the Governor be and he hereby is desired to direct the residue of the moneys lately borrowed of his Excellency General Shirley be sent for and lodged in the treasury if he on advice had from the Treasurer judge it necessary.

*And further this Assembly resolves and orders,* That a tax of one penny lawful money on the pound be laid on all the polls and rateable estates in this Colony according to the list thereof exhibited at the General Assembly in October last with the additions, to be added unto and collected with the four penny tax already granted on said lists; and the Treasurer is hereby ordered and directed to send forth his warrants for collecting the same as one rate of five pence on the pound in such manner and time as said four penny rate was ordered to be collected.

And inasmuch as seasonable collections may happen not to be so made, answerable to every emergency: This Assembly do appoint Joseph Pitkin of Hartford, Esq<sup>r</sup>, and Chauncey Whittlesey of New Haven, Esq<sup>r</sup>, and Mr. Daniel Lothrop of Norwich, Thomas Hill of Fairfield, Esq<sup>r</sup>, Jonathan Trumble of Lebanon, Esq<sup>r</sup>, and Oliver Woolcot of Litchfield, Esq<sup>r</sup>, to be committees, who are hereby appointed and impowered in the name and behalf of this government to borrow the sum of five thousand pounds in bills of the late emissions, and

that they or any one of them shall give proper orders on the Treasurer of this Colony for the sum by them respectively borrowed, payable on or before the last day of January next with lawful interest till paid, which orders shall be good and sufficient securities to the persons in whose favour they shall be drawn for the payment of the sum and interest therein mentioned, and which this government doth hereby engage for the payment of. And the said committee shall from time to time deliver into the hands of the Treasurer the monies so by them borrowed, taking his receipt therefor and lodge them with the Secretary. And as well the Treasurer as said committees are directed to keep clear and distinct accounts of such their proceedings.

*And it is further resolved,* That the Treasurer without further order shall pay and discharge all such orders drawn as aforesaid by said committees at or before said last day of January out of the moneys or bills to be on said tax collected and brought into the treasury, of which he is also hereby directed to keep and retain so much in his hands as may suffice for the full and punctual payment of the orders aforesaid, that no delay therein may happen. And further, that the said committees by all proper means excite and quicken the constables in the several towns to collect said tax as soon as may be, and of them as occasion may be to demand and receive such sum or sums as they shall before the last of December next have collected thereon, giving proper receipts therefor. All which constables, as also all such persons as shall make such early payment of such their rates, shall be therein allowed the interest on the bills by them paid or delivered up until said last of December. Which receipt so by said constables of said committees to be received shall account and answer for the full contents thereof in favour of said constables in settlement of their accounts with the Treasurer. And the said committees shall also deliver such moneys to the Treasurer, taking and lodging receipts and keeping accounts as aforesaid.

*It is further resolved,* That to the amount of eight thousand pounds lawful money out of the sterling money by his Majesty lately granted to this Colony be by the Treasurer issued from time to time as occasion may be, towards payment of the debts and charges of this government, and that such payments be [399] made || either by specie and bills in some due proportion, or otherwise as may be necessary or expedient, regard being had to the state of the treasury and the stock therein contain'd.

*It is also resolved,* That such and so much of the residue

of said sterling money (not heretofore appropriated) as may be necessary be used and especially applied in discharge of such orders as have been heretofore drawn on the Treasurer for sinking and discharging the bills of what denomination soever on the credit of this Colony emitted before the month of January 1755, and for redeeming any such yet outstanding bills, and that the residue after such orders paid and outstanding bills redeem'd shall remain in the treasury till further order from this Assembly.

*And it is also further resolved,* That the Treasurer do (immediately on receipt of said sterling money) duly notify and advertize all persons possessors of such orders that the same being as soon as may be at their discretion exhibited for payment shall be duly paid, and especially advertizing that such of said orders as are now already payable be so exhibited as they may not expect an interest thereon longer than thirty days after such notice given; and that the possessors of such outstanding bills also at discretion exhibit and lodge them with the auditors of the treasurer's accounts for the time being, or any two of them, who taking thereof exact account shall consume the same to ashes, and thereupon draw proper orders on the Treasurer, who is also hereby directed to pay the same accordingly, at the rate heretofore set and stated for the redemption thereof.

This Assembly do appoint John Chester, Esqr, to be Colonel of the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Jabez Hamlin, Esqr, to be Lieutenant Colonel of the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Elizur Talcott, Esqr, to be Major of the 6th regiment in this Colony, and order that he be commissioned accordingly.

This Assembly do appoint Timothy Wright of Colchester, Esqr, to be Major of the 12th regiment in this Colony, and order that he be commissioned accordingly.

*Resolved by this Assembly,* That his Honour the Governor be desired to issue forth a Proclamation to the respective ecclesiastical societies in this Colony, appointing such day or days as he shall think proper for the solemn duties of Fasting and Prayer.

This Assembly grants unto Capt. Israel Putnam the number of fifty Spanish mill'd dollars, and thirty such dollars unto Capt. Noah Grant, as a gratuity for their extraordinary services and good conduct in ranging and scouting the winter

past for the annoyance of the enemy near Crown Point and discovery of their motions, and order the Treasurer to pay the same out of the public treasury of this Colony accordingly.

*Ordered*, That the Treasurer of this Colony pay out of the public treasury to Mr. Thomas Fitch junr, of Norwalk, the sum of £6 17s. 8<sup>3</sup>/<sub>4</sub>d. lawful money, in full for his services in drawing and copying (by direction of his Honour the Governor) sundry writings of public concernment particularly mentioned and charged in his account now laid before and allowed by this Assembly.

*Ordered by this Assembly*, That the Treasurer of this Colony pay to Mr. Eliphalet Beecher out of the public treasury the sum of £58 7s. 6d. lawful money, twenty pounds thereof in specie the residue in bills of credit, it being the ballance of his account as allowed by this Assembly for his expences apprehending &c. Owen Sullivan and others for counterfeiting of public bills of credit, pursuant to the act of this Assembly in January last.

On an account exhibited to this Assembly by Isaac Warner of Windham for divers services for himself and other by him employ'd in pursuing Emerson Cogswell, Keeny Palmer and Asa Phelps, to the amount of £9 0s. 0d. lawful money, £5 0s. 0d. of which he has already received and there remaining still due £4 0s. 0d. lawful money: Whereupon it is by this Assembly granted to said Isaac Warner the sum of £4 0s. 0d. lawful money the ballance of his said account, and the Treasurer of this Colony is hereby ordered to pay the said Warner the said sum of £4 0s. 0d. lawful money out of the treasury of said Colony.

[400] On the account exhibited and charged against this Colony by Mr. John Green of New London, for sundry services done for this Colony since 20th of March 1756: Resolved by this Assembly, that the said Green be allowed and paid two pounds one shilling and four pence bills of this Colony out of the Colony treasury, and the Treasurer is hereby ordered to pay the said sum to said Green or his order, taking his receipt therefor.

On the petition of Ann Bartlet, of Norwich in the county of New London, *vs.* Zebulon Merrills, of New Hartford in the county of Litchfield, on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Thomas Hill, of Fairfield in the county of Fairfield, *vs.* Samuel Bradley, Ebenezer Silliman, Esqr, Robert Silliman, David Barlow and Nathaniel Silliman, all of

Fairfield, as on file: The question was put, whether the pleas offered by the respondents in abatement of the said petition are sufficient &c.: Resolved by this Assembly in the affirmative.

On the petition of Ebenezer Benton, of Hartford in the county of Hartford, *vs.* Jonathan Pettibone, of Symsbury in said county of Hartford, as on file: The question was put, whether the pleas offered by the respondent in abatement of the said petition are sufficient, &c.: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £1 4s. 0d. lawful money. Ex. granted June 25th, 1756.*

On the petition of Robert Nevens, of Hartford in the county of Hartford, *vs.* Asa Morris, of New Haven in the county of New Haven, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Andrew McKenzie, of New London in the county of New London, *vs.* John Sympson, of New London aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Moses Easty, of Enfield in the county of Hartford, *vs.* John Edgerton, of Norwich in the county of New London, as on file: The question was put, whether the pleas offered by the respondent in abatement of the said petition are sufficient &c.: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £2 7s. 10d. lawful money.*

On the petition of Thomas Newel, of Woodstock in the county of Windham, *vs.* Nathaniel Daniels, of Pomfret in the county of Windham, as on file: The question was put, whether the prayer of the petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £2 4s. 10d. lawful money. Ex. granted June 10th, 1756.*

On the petition of Samuel Deming, of Boston in the county of Suffolk and Province of the Massachusetts Bay, *vs.* Joshua Wight jun<sup>r</sup>, of Windham in the county of Windham, as on file: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient &c.: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £2 2s. 0d. lawful money. Ex. granted June 10th, 1756.*

On the petition of Thomas Elmore, of Windsor in the county of Hartford, *vs.* John Bannister, of Newport in the county of Newport and Colony of Rhode Island, as on file:

The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £2 3s. 6d. lawful money. Ex. granted March 18th, 1757.*

On the petition of Thomas Newel, of Woodstock in the county of Windham, *vs.* David Waters and Edward Convers jun<sup>r</sup>, both of Killingly in the county abovesaid, and Ebenezer Jinks, of Gloucester in the county of Providence and Colony of Rhode Island, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 14s. 8d. lawful money. Ex. granted June 10th, 1756.*

On the petition of Daniel Bull, of Hartford in the county of Hartford, *vs.* John Soper, of Windsor in said county, as on file: The question was put, whether the pleas offered by the respondent in abatement of this petition are sufficient &c.: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £1 3s. 4d. lawful money. Ex. granted Aug. 11th, 1756.*

[401] On the petition of James Pitts, of Boston in the county of Suffolk and Province of the Massachusetts Bay, *vs.* Samuel Merriman, of Middleton in the county of Hartford, and Mary his wife, as on file: The question was put, whether the prayer of the said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 2s. 10d. lawful money.*

On the petition of Daniel Haydon jun<sup>r</sup>, of Windsor in the county of Hartford, *vs.* Henry Woolcot, of Windsor aforesaid, as on file: The question was put, whether the pleas offered by the respondent in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £1 2s. 2d. lawful money. Ex. granted Jan. 8th, 1757.*

On the petition of Daniel Bidwell, William Bidwell, Aaron Benton and Lydia his wife, and Daniel Bigelow, all of Hartford in the county of Hartford, and Ezekiel Ladd, of Tolland in said county, and Hannah his wife, *vs.* Levi Watson, Thomas Watson and Cyprian Watson, all of New Hartford in the county of Litchfield, as on file: The question was put, whether in rendering the judgment complained of in said petition error hath intervened, as alledged by the petitioners: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 6s. 0d. lawful money.*

On the petition of Samuel Macky, of Middleton in the county of Hartford, *vs.* Eliakim Stow and Nathaniel Stow, both of Middleton abovesaid, as on file: The question was

put, whether in rendering the judgment referred to in said petition error hath intervened (as is alledged and complained of by the petitioner :) Resolved by this Assembly in the negative. *Cost allowed respondent is £1 10s. 4d. lawful money. Ex. granted August 11th, 1756.*

On the petition of Ebenezer Silliman, of Fairfield in the county of Fairfield, and Jonathan Hoit, of Stanford in said county, inhabitants and members of said county of Fairfield, and the rest of the inhabitants and members of said county, by their agent Robert Walker of Stratford in said county and king's attorney for said county, *vs.* Thomas Benedict, of Danbury in said county of Fairfield, as on file: The question was put, whether any thing should be granted on the prayer of said petition: Resolved by this Assembly in the negative.

Cost allowed to Jonah Loomis, of Windsor in the county of Hartford, *vs.* Thomas Elmor, of Windsor aforesaid, for attendance &c. to answer a petition preferred by said Elmor to this court and withdrawn is £1 15s. 6d. lawful money. *Ex. granted July 24th, 1756.*

Cost allowed to Eliphalet Beecher, of New Haven in the county of New Haven, *vs.* Timothy Adams, of Windsor in the county of Hartford, for attendance &c. to answer a petition preferred by the said Adams and now withdrawn is £2 8s. 8d. lawful money. *Ex. granted Feb. 15th, 1757.*

Cost allowed to Joseph Minor and Timothy Minor, of Woodbury in the county of Litchfield, and the rest of the inhabitants of said town of Woodbury, *vs.* Stephen Hawley, Daniel Bostwick and Roger Sherman, all of New Milford in the county of Litchfield, proprietors of the common and undivided land in said New Milford, and the rest of the proprietors of said land, for attendance &c. to answer a memorial preferred by the said Stephen Hawley &c. and negatived by this Assembly, is £2 17s. 4d. lawful money. *Ex. granted June 11th, 1756.*

[402] This Assembly grants his Honour the Governour the sum of sixty-six pounds, for his salary for the first half of the current year, out of the public treasury of this Colony.

This Assembly grants to his Honour the Governor, for his extraordinary service for the last half year, the sum of sixty pounds out of the public treasury of this Colony.

This Assembly grants to his Honour the Deputy Governor the sum of thirty-three pounds for his salary for the first half of the current year out of the public treasury of this Colony.

This Assembly grants to Mr. Secretary Wyllys the sum of five pounds for his salary or service for the last year, to be paid out of the public treasury of this Colony.



This Assembly grants to Joseph Talcott, Esqr, Treasurer of this Colony, the sum of £48 10s. 6d. lawful money or bills of public credit, for his salary for nine months last past, and also the sum of £20 0s. 0d. lawful money or bills of public credit, for his extraordinary service as Treasurer the said nine months.

This Assembly do appoint John Chester, Esqr, Thomas Wells, Esqr, Roger Woolcot junr, Esqr, Daniel Edwards, Esqr, and Col. Joseph Pitkin and Mr. John Ledyard, to attend his Honour the Deputy Governor, to hear the record of the acts of this Assembly read off and signed by the Secretary as compleat.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

The whole record of the several Acts, Orders and Resolves of this Assembly, as it stands entered on the pages of this book next preceding, was read off in the presence of his Honour the Deputy Governor and the major part of the committee abovenamed, and signed

GEORGE WYLLYS, Secret'ry.

[403] *Anno Regni Regis Georgii secundi tricesimo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTIES ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY BY ADJOURNMENT AND SPECIAL ORDER OF THE GOVERNOR OF SAID COLONY ON THE 8TH DAY OF SEPTEMBER, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 18TH DAY OF THE SAME MONTH, ANNOQUE DOMINI 1756.

*Present :*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Roger Newton,	Thomas Wells,	} Esqrs, Assistants.
Ebenezer Silliman,	Benjamin Hall,	
Jonathan Trumble,	Roger Wolcott,	
Hezekiah Huntington,	Jonathan Huntington,	
Andrew Burr,	Daniel Edwards,	
John Chester,		

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz :*

Mr. John Ledyard, Col. Joseph Pitkin, for Hartford.

Capt. Isaac Dickerman, for New Haven.

- Col. Gurdon Saltonstall, Major Robert Denison, for New London.
- Capt. Thomas Hill, Mr. Lothrop Lewis, for Fairfield.
- Capt. Joseph Kingsbury, Capt. Samuel Murdock, for Windham.
- Capt. Peter Beuel, Col. Ebenezer Marsh, for Litchfield.
- Mr. Isaac Tracy, Mr. Joseph Tracy junr, for Norwich.
- Mr. Ephraim Warner, for Waterbury.
- Col. Joseph Worster, Mr. Joseph Nichols, for Stratford.
- Mr. James Brown, for Norwalk.
- Mr. John Clap, for Greenwich.
- Col. Joseph Fowler, Capt. Joshua West, for Lebanon.
- Capt. Hezekiah Whittlesey, for Saybrook.
- Mr. Jehiel Hawley, Mr. Amos Northrop, for New Milford.
- Mr. Benjamin Levins, for Killingley.
- Capt. William Witter, Mr. John Tyler, for Preston.
- Col. Elizur Goodrich, for Weathersfield.
- Mr. Hezekiah Brainard, for Haddam.
- Mr. Huggins Stores, Mr. William Hall, for Mansfield.
- Mr. Amos Babcock, Mr. Ezra Smith, for Ashford.
- Mr. John Marvin, for Sharon.
- Mr. Christopher Holmes, for East Haddam.
- Capt. Jonathan Pettibone, for Symsbury.
- Mr. John Holly, for Stanford.
- [404] Capt. Moses Fish, Capt. William Williams, for Groton.
- Capt. Henry Glover, for New Town.
- Mr. Samuel Robinson, for Guilford.
- Capt. Obadiah Johnson, Capt. John Fish, for Canterbury.
- Mr. Uriah Austin, for Suffield.
- Capt. Nathaniel Harrison, for Branford.
- Capt. Abel Gun, Mr. Charles French, for Derby.
- Mr. John Griswold, for Lyme.
- Mr. James Bradford, for Plainfield.
- Mr. Ephraim Strong, for Milford.
- Mr. Zebulon West, for Tolland.
- Mr. Thomas Benedict, for Danbury.
- Mr. Abraham Kilborn, for Glassenbury.
- Capt. Increase Moseley, Mr. Benjamin Stiles, for Woodbury.
- Mr. William Wolcott, for Windsor.
- Mr. Nathan Camp, Colo. Elihu Chauncey, for Durham.
- Mr. Robert Jameson, Capt. Robert Dickson, for Voluntown.
- Capt. Ephraim Terry, for Enfield.
- Capt. William Wadsworth, for Farmington.
- Capt. Benjamin Talcott, for Bolton.
- Capt. Samuel Chandler, Col. Thomas Chandler, for Woodstock.
- Major Joseph Holland, Mr. Jonathan Dresser, for Pomfret.

Mr. Phineas Strong, for Coventry.

Capt. Joseph Phelps, for Hebron.

Majr Elihu Hall, for Wallingford.

Mr. Simeon Minor, Mr. Jonas Prentice, for Stonington.

Majr Jabez Hamlin, Mr. Seth Wetmore, for Middleton.

Majr Timothy Wright, Mr. Jonathan Kilborn, for Colchester.

Capt. Elnathan Stevens, for Killingworth.

Col. Joseph Fowler, Speaker, } of the House of Repre-  
Col. Elihu Chauncey, Clerk, } sentatives.

*Resolved by this Assembly,* That the subject-matter of the letter of 13th instant from the Earl of Loudoun to his Hon<sup>r</sup> the Governor be forthwith referred to the consideration of a committee, and that in the meantime the contents thereof be enjoined as a secret of this Court till this Assembly order otherwise.

*Resolved by this Assembly,* That his Hon<sup>r</sup> the Governor, with the advice of the Committee of War, upon notice given to him by General Loudoun or General Winslow that the enemy are approaching towards the provincial army to attack them, and that they need a reinforcement, be and hereby is empowered and desired to order a number not exceeding a [405] thousand men out of such || part of the militia as he shall judge best to be immediately detached, and appoint proper officers for that purpose, and send them forth for their assistance.

Whereas this Assembly are acquainted that the Earl of Loudoun, Commander-in-Chief of all his Majesty's forces in North America, hath proposed to the Commissioners from the several Colonies concerned in the expedition against Crown Point to take all the stock of provisions that now remain at Fort William Henry, and Fort Edward, and at Albany, and between Albany and those forts, and to supply the provincial troops so long as they remain in his Majesty's service at the same rate and allowance that his Majesty's regular troops receive, and to give a receipt therefor, and pay an adequate value for all such as he shall receive in good condition; and this Assembly, on consideration of the matter, being of opinion that it is expedient to agree with his Lordship's proposal, yet so as at the same time to fulfil the engagement made by this government to the provincial troops raised within the same respecting the rate and allowance of provision they were to receive from hence; and that the affair may be duly transacted: This Assembly do hereby fully authorize and empower Hezekiah Huntington and Jabez Hamlin, Esq<sup>rs</sup>, to be a committee forthwith to repair to Albany

and in behalf and on the part of this government to confer, do, act and transact the said affair with his Lordship, and fully to settle the same; and also to confer with him touching the reimbursement of the whole expence of the stores and provisions supplied by this government this present year in the expedition aforesaid.\*

*Resolved by this Assembly,* That Col. Hezekiah Huntington and Col. Jabez Hamlin be directed, and they are hereby directed, that soon as may be after their arrival at Albany they examine into the state and quantity of the cloathing and all other stores belonging to this Colony in those parts, and get as good an estimate as they can of what further 'twill be necessary to supply and provide for our forces; that thereon they consult with the other commissaries, and together take effectual care that provision be made and a supply of all such necessaries sent soon as can be to the army; that the commissaries charge on each article of cloathing its real cost and send a regular invoice to the commissary at Albany; that the commissary who delivers out any of the cloathing or other article, a particular account shall be kept by him thereof and it shall be charg'd at the prime cost, and the account of all sales and charges hereon shall be transmitted seasonably to the Committee of the Pay-Table, who are hereby directed to deduct the same out of the pay due to each person of the sum to him charg'd as abovesaid.

Whereas this Assembly at a sessions in this place in March last did impower and direct the Treasurer of this Colony to borrow and receive of his Excellency William Shirley, Esqr, the sum of ten thousand pounds sterling and secure the same or the equivalent in lawful money, being the sum of thirteen thousand three hundred thirty-three pounds six shillings and eight pence, and at the same time further directed the Treasurer that on the arrival of any money granted by Parliament to this Colony to reimburse the expences thereof he should [406] pay and discharge the said sum borrowed; and || whereas this Assembly are now advised that the money granted by Parliament to his Majesty and by him apportioned to this Colony, as a free gift and reward for past services and an encouragement to continue to exert themselves in defence of his Majesty's just rights and possessions, and sent to New York in his Majesty's ship the Sterling Castle, is arrived and consigned to Messrs. Charles Apthorp & Son, to whom Mr. Shirley hath ordered the aforesaid sum borrowed to be paid:

*Resolved by this Assembly,* That the aforesaid sum of ten

---

\* Their Instructions are in *War*, VI, 133.

thousand pounds sterling borrowed be paid and discharged out of the money aforesaid, and the receipts given by Mr. Treasurer Talcott to Gov<sup>r</sup> Shirley for the security of the same be taken up, endorsed and fully discharged.

And whereas it appears to this Assembly from the accounts of Messrs. Apthorp & Son that, the aforementioned sum borrowed being paid and discharged, there will remain of the money given this Colony by Parliament as aforesaid that came in said Sterling Castle the sum of fourteen thousand eight hundred twenty-eight pounds ten shillings and one penny sterling belonging to this Colony, saving only the charges in receiving the money at New York, which only remains to be settled and deducted, and for the payment of said ballance the said Messrs. Apthorp & Son have drawn an order on Mr. William Bayard, in whose hands the money is lodged in New York, to pay the said ballance to the Governor or Commander-in-Chief of the Colony of Connecticut only in gold, *viz*: in eight thousand two hundred thirty-eight and one eighteenth Johannes, which will be attended with much difficulty to have the ballance all in gold and such large money, and that this Colony cannot part with the silver sent in said Sterling Castle to discharge the debt aforesaid, as there will be very great occasion for it to enable officers &c. to make small payments, which cannot be done with the Johannes aforesaid: Therefore

*Resolved by this Assembly,* That his Honour the Governor be and he is hereby desired forthwith to write to Messrs. Apthorp & Son, informing them of the difficulty that will attend the taking the money belonging to this Colony only in gold, and desiring them to send instead of the order already sent for gold another including the silver and small money sent to this Colony and the remaining part of the ballance in gold.

And whereas receipts are expected for the same sum sent in his Majesty's said ship for this Colony, for the security of Messrs. Thomlinson and Hanbury, in the form sent, which is as follows, *viz*:

*Colony of Connecticut,* to wit.

We the underwritten Governor and Company of the said Colony do acknowledge to have received for the use thereof of John Thomlinson and John Hanbury, (by the hands of Charles Apthorp & Son,) pursuant to the directions of the Lords Commissioners of his Majesty's Treasury, twenty-three chests of silver and two chests of gold, containing the value of twenty-four thousand eight hundred twenty-eight pounds ten shillings and one penny, which together with one thousand one hundred seventy-one pounds nine shillings and eleven

pence paid for fees &c. at the exchequer and treasury and for insurance, freight and other expences, as per account delivered to us, amounts to twenty-six thousand pounds sterling, being the sum apportioned to this Colony out of one hundred and fifteen thousand pounds granted to his Majesty by Parliament, to be distributed in such proportion as his Majesty should see fit, to the Colonies of New England, New York and New Jersey, as a free gift and reward for their past services and an encouragement to them to continue to exert themselves with vigour in defence of his Majesty's just rights and possessions. [407] In witness whereof the public || seal of the said Colony is hereunto affixed, at Hartford this            day of            having signed four receipts of this tenor and date.

Governor and Company.

*Whereupon it is resolved,* That his Honour the Governor be and he is hereby desired to sign four receipts in the form aforesaid, and John Chester and Joseph Pitkin, Esqrs, are hereby appointed and impowered to sign the same in behalf of the Company or Colony, and the Secretary is directed to affix the public seal of the Colony to the same. And his Honour the Governor is further desired to endorse the order that shall come properly for the ballance from Messrs. Apthorp & Son on Mr. Bayard to pay the said ballance or contents of the same order to Samuel Talcott, Esqr. And his Honour the Governor is hereby further desired to deliver to the said Samuel Talcott, Esqr, the said four receipts executed as aforesaid and the said order for the ballance of fourteen thousand eight hundred twenty-eight pounds ten shillings and one penny sterling. And the said Samuel Talcott, Esqr, is hereby directed forthwith to repair to New York and receive the said money and settle the accounts of the charges in receiving the said money there and discharge the same and take up the receipts given by Treasurer Talcott to Govr Shirley with an endorsement as received in full, and thereupon deliver the said receipts to Mr. Bayard for the benefit and security of said Thomlinson & Hanbury and of said Apthorp & Son. And the said Samuel Talcott, Esqr, is further directed to exchange of the Johannes for copper half-pence sterling to the quantity of fifty pounds lawful money value, or thereabouts, provided it may be done to advantage. And the said Samuel Talcott, Esqr, is further directed to take with him a suitable number of persons safely to transport or bring the said money and deliver the same to the Treasurer of this Colony, taking his receipt therefor, and lodge the same in the hands of the Secretary.\*

\* Papers relating to the parliamentary grant are in *Collections of the Connecticut Historical Society*, I. 285-91.

An Act directing how Prisoners of War that may be sent into this Colony shall be governed and disposed of.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any commander of an army by land or any of his Majesty's ships of war shall (with the approbation of the Governor or Commander-in-chief of this Colony) send any prisoners of war into the Colony, such prisoners shall by order of two justices of the peace of the county into which such prisoners shall be sent be committed to the common goal or goals of such county, and the keepers of such goals shall receive such prisoners and them in safe custody keep until orders shall be given as in this act is provided for their release or enlargement. And if at any time there shall be so great a number of such prisoners sent into any county in this Colony that two justices of said county, one of which to be of the quorum, shall judge it best they be separated and sent part of them into some other county or counties, such justices may, by a warrant under their hands, order such and so many of said prisoners to the common goal or goals of such other county [408] or counties as they shall think fit, || and the keepers of such goals shall receive and safely keep them according to such warrant, until orders be given for their release or enlargement.

*Be it further enacted by the authority aforesaid,* That when it shall be judged safe in the opinion of an Assistant and justice of the quorum, or of two justices of quorum, in any county where such prisoners shall be confined as aforesaid, to grant some enlargement to them or any of them, in such case said authority may give orders for their enlargement for such time and in such manner as (considering their degree, circumstances and behaviour,) they shall judge best. And the Governor or Commander-in-chief for the time being (when to him it shall appear just) either for the exchange or redemption of such of his Majesty's subjects as may be captivated or taken by his enemies, or for any other cause, is hereby fully authorized to release out of goal and set at liberty or otherwise dispose of such prisoners.

*Be it further enacted by the authority aforesaid,* That the keepers of the goals where such prisoners shall be confined shall be allowed for the subsistence of each prisoner two shillings and six pence per week in time of health; and if complaint shall be made that any keepers of said goals do not allow such prisoners a support answerable to the sum aforesaid, it shall be the duty of the next Assistant and two justices of the peace in the county where such complaint shall be made, or three justices of the peace *quorum unus*, to enquire into the cause of

such complaint, and if they find just cause of complaint shall direct the keeper of such goal what quantity of provision he shall find and allow each prisoner per day for the sum aforesaid; and if after such complaint, enquiry and direction, such goal keeper shall withhold from any such prisoner the allowance directed to as aforesaid, or any part thereof, such goal keeper shall not be entitled to or receive any fee or reward for the provision allowed said prisoner.

An Act in Addition to the Law of this Colony entituled An Act to enable the Governor to lay an Embargo, and for the Rendering the Same when laid effectual.

Whereas no provision is made in said act to render effectual any proclamation issued out and sent forth by the Governor or Commander-in-chief of this Colony, prohibiting the exportation of wheat and other sorts of grain and provision out of this Colony before bonds are given at the naval office for the purposes and in manner and form mentioned and required in such proclamation: Therefore,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That when any proclamation is issued out and sent forth by the Governor or Commander-in-chief of this Colony, at the desire of the General Assembly or by and with the advice of the Council, thereby to prohibit and forbid the transporting or shipping on board for transportation out of this Colony wheat or other sorts of grain or provisions, before bonds are first given at the naval office for the purposes and in manner and form mentioned and directed in such proclamation, if the master of any ship or other vessel, after the publishing [409] of such proclamation, shall refuse or neglect to conform himself accordingly, the ship or vessel and the provisions shipped on board the same for transportation contrary to or without attending the rules and directions required in such proclamation shall be liable to the like forfeiture and be proceeded against in the same manner and form as is directed and enacted in the act aforesaid for the breaches thereof. And all officers and other persons mentioned in said act are required and impowered to inform, prosecute and pursue all breaches of this act accordingly.

*Resolved by this Assembly,* That his Honour the Governor be desired to issue forth a Proclamation to the respective ecclesiastical societies in this Colony, appointing the first Thursday of October next as a day for the solemn duties of Fasting and Prayer.

*Resolved by this Assembly,* That his Honour the Governor be desired, and he is hereby desired, forthwith to issue a



Proclamation to prohibit the transporting or shipping on board for transportation of wheat and other sorts of grain and provisions out of this Colony until the first day of June next before bond be given at the naval office that all such wheat and other sort of grain and provision that shall be exported shall *bona fide* be delivered at some port in his Majesty's dominions and a certificate thereof return'd into said naval office.

Also, that his Honour be further desired to acquaint the Secretary of State what care was taken by this government the year past and the provision now made to prevent his Majesty's enemies having any supplies from this Colony, and that it is apprehended by this Assembly that, notwithstanding all proper care should be taken by this and the neighbouring governments, yet there is danger that the French will be supplied from the West India islands, and more especially from Ireland by the way of St. Eustatia.\*

This Assembly order and impower Mr. David Gardiner of New London to lay a new platform for the cannon now belonging to the battery at New London, and he is directed to draw out of the Colony treasury ten pounds in bills of the late emission for the purpose abovesaid, and to lay an account of his proceedings in the premises before the Committee of Pay-Table, that the same may be adjusted and settled; which Committee of the Pay-Table are hereby directed to draw on the Treasurer for the ballance of said account, if they find any due.

This Assembly do appoint John Patterson a Justice of Peace in the county of Litchfield until the first day of June next.

Upon the memorial of Hezekiah Huntington of Norwich, shewing this Assembly that in transacting the affairs of this government as commissary he lost three ten-shilling bills of the January date, being counterfeit, and that one Joseph Avery of said Norwich was before the superior court in March last convicted of being guilty of counterfeiting such bills and had forfeited a large estate to the government, and praying to be reimburs'd out of the avails of said estate: Resolved by this Assembly, that the said Huntington be reimburs'd out of the avails of the said forfeited estate the sum of thirty shillings, and that the committee appointed to sell the same do make payment thereof accordingly.

[410] Upon the memorial of Stephen Hull of Norwich, rep-

---

\* Governor Fitch's letter to Secretary Fox is printed in *Collections Connecticut Historical Society*, I, 306.

resenting to this Assembly that on the 28th day of February last he paid the sum of £646 16s. 0*d.* old tenor, to satisfy an execution then out against Joseph Avery of said Norwich, and thereby released a considerable part of the estate of said Avery then under seizure in order to satisfy said execution, and in consideration of said sum paid took a lease of said Avery's farm in said Norwich for seven years; that before the superior court held in Norwich in March last said Avery was convicted of counterfeiting bills of credit and all his estate forfeited to the use of the government and by order of this Assembly since been sold for large sums to the use aforesaid; that the memorialist had lost all benefit by his said lease except his first year's improvement, and is without remedy unless relieved by this Assembly, and praying that he may be paid what shall be judged just and reasonable out of the estate of said Avery forfeited as aforesaid: Resolved by this Assembly, that the memorialist have now delivered up to him a note by which he owes this government eighteen shillings and two pence, and that he be paid out of the public treasury of this Colony on or before the first day of March which will be in the year 1758 the sum of forty-one pounds five shillings and six pence with interest thereon from this date till paid, and that the Treasurer of this Colony pay the same accordingly.

Upon the memorial of Ephraim Grant, constable of Tolland, shewing to this Assembly that by mistake the list of the town of Tolland in the year A. D. 1754 is entred on the Colony records the sum of £54 0s. 0*d.* more than the sum total of the list for said year really was, whereby said town are overcharged the sum of £0 18s. 0*d.* lawful money in the rate which the said constable had to collect: Resolved by this Assembly, and the Treasurer of this Colony is hereby ordered and directed to abate to the said Ephraim Grant, constable, the said sum of £0 18s. 0*d.* lawful money of the rate he had to collect.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

*Teste* GEORGE WYLLYS Secret'ry.

---

[411] *Anno Regni Regis Georgii secundi tricesimo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY ON THE SECOND THURSDAY OF OCTOBER, BEING THE 14TH DAY OF SAID MONTH, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 3D DAY OF NOVEMBER NEXT FOLLOWING, ANNOQUE DOMINI 1756.

*Present :*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Roger Newton,	Thomas Wells,	} Esq <sup>rs</sup> , Assistants.
Ebenezer Silliman,	Benjamin Hall,	
Hezekiah Huntington,	Roger Wolcott jun <sup>r</sup> ,	
Andrew Burr,	Jonathan Huntington,	
John Chester,	Daniel Edwards,	

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz :*

Mr. Joseph Buckingham, for Hartford.

Capt. Isaac Dickerman, Capt. Samuel Sherman, for New Haven.

Mr. William Manwaring, Mr. William Hillhouse, for New London.

Capt. Thomas Hill, Mr. Lothrop Lewis, for Fairfield.

Col. Eliphalet Dyer, Mr. Jedidiah Elderkin, for Windham.

Col. Ebenezer Marsh, for Litchfield.

Mr. Isaac Tracy, Capt. Jabez Huntington, for Norwich.

Col. Jonathan Hoit, Maj<sup>r</sup> Jonathan Maltbie, for Stanford.

Col. Joseph Fowler, Capt. Joshua West, for Lebanon.

Mr. John Strong, Mr. Solomon Whitman, for Farmington.

Mr. Luke Perkins, for Groton.

Capt. Samuel Kent, for Suffield.

Capt. Amos Cheesbrook, for Stonington.

Capt. Hezekiah Whittlesey, for Saybrook.

Mr. Thomas Pierce, Capt. Thomas Stevens, for Plainfield.

Mr. Edward Barker, Capt. William Hoadley, for Braunford.

Mr. Samuel Robinson, Col. Timothy Stone, for Guilford.

Capt. Samuel Chandler, Col. Thomas Chandler, for Woodstock.

Mr. Ephraim Strong, Mr. Robert Treat, for Milford.

Mr. Amos Northrop, Capt. John Warner, for New Milford.

Mr. Comfort Star, Mr. Thomas Benedict, for Danbury.

Mr. Samuel Kimberley, for Glassenbury.

Mr. Caleb Baldwin, Mr. Abel Booth, for New Town

Capt. Obadiah Johnson, Col. John Dyer, for Canterbury.  
 Mr. Samuel Minor, for Woodbury.  
 Mr. Jedidiah Fay, Mr. Elijah Whiton, for Ashford.  
 Mr. John Benedict, for Ridgfield.  
 Mr. Hezekiah May, for Weathersfield.  
 Capt. Jonathan Pettibone, Mr. Joshua Holcomb, for Symsbury.  
 Capt. John Williams, Mr. John Parry, for Sharon.  
 [412] Mr. William Hall, Mr. Ebenezer Dunham, for Mansfield.  
 Mr. Gideon Hotchkiss, for Waterbury.  
 Mr. Gideon Thompson, Mr. Samuel Nash, for Goshen.  
 Capt. Joseph Phelps, for Hebron.  
 Mr. Phineas Strong, for Coventry. <sup>2</sup>  
 Mr. Zebulon West, Mr. Samuel Chapman, for Tolland.  
 Capt. Jacob Hinsdale, Mr. Jacob Benton, for Harwinton.  
 Capt. Robert Dickson, Mr. John Smith, for Voluntown.  
 Mr. William Wolcott, for Windsor.  
 Capt. Abraham Brooks, for Haddam.  
 Capt. Gershom Bulkley, for Colchester.  
 Majr Elihu Hall, Mr. Charles Whittlesey, for Wallingford.  
 Mr. Benjamin Gale, for Killingworth.  
 Major Joseph Holland, Mr. John Williams, for Pomfret.  
 Capt. Benjamin Talcott, for Bolton.  
 Capt. Samuel Dwight, for Somers.  
 Capt. Ephraim Terry, for Enfield.  
 Col. Elihu Chauncey, Mr. James Wadsworth, for Durham.  
 Col. Hezekiah Sabin, Mr. Boaz Sterns, for Killingly.  
 Capt. Samuel Bassett, for Derby.  
 Capt. Samuel Morgan, Mr. Nathaniel Brown, for Preston.  
 Capt. Isaiah Brown, Capt. Samuel Adams, for Stratford.  
 Col. Jabez Hamlin, Capt. Michael Burnham, for Middleton.  
 Capt. Matthew Griswold, for Lyme.  
 Mr. Joseph Spencer, for East Haddam.  
 Mr. John Clap, Mr. Nathaniel Sacket, for Greenwich.  
 Col. Joseph Fowler, Speaker, } of the House of Repre-  
 Col. Elihu Chauncey, Clerk, } sentatives.

Whereas his Honour the Governor has laid before this Assembly a letter to him from the Right Hon<sup>ble</sup> the Earl of Loudoun, dated September 30th, 1756, signifying his Lordship's expectation of the speedy approach of the enemy to attack our army at Lake George and parts adjacent, and requiring such expeditious and effectual aid as may be in our power to afford, to sustain and assist our troops on that or any emergency :

*Resolved by this Assembly, That there be forthwith raised*

and forwarded for said service eight companies, each to consist of one hundred able-bodied and effective men inclusive of officers.

*And for the greater expedition therein, it is further resolved and ordered,* That the colonels, or in their absence the next chief officer, of the respective regiments in this Colony do immediately by their warrants order and direct the captains or next in command of their several military companies to enlist or cause to be detached the full complement of said eight companies, in the proportion following, (to wit.)

Out of the several companies in the first regiment, to the number of . . . . .	120
Out of the second regiment, the number of . . . . .	55
Out of the third regiment, the number of . . . . .	71
Out of the fourth regiment, the number of . . . . .	60
Out of the fifth regiment, the number of . . . . .	47
Out of the sixth regiment, the number of . . . . .	55
Out of the seventh regiment, the number of . . . . .	42
Out of the eighth regiment, the number of . . . . .	46
Out of the ninth regiment, the number of . . . . .	51
Out of the tenth regiment, the number of . . . . .	42
Out of the eleventh regiment, the number of . . . . .	50
Out of the twelfth regiment, the number of . . . . .	64
Out of the thirteenth regiment, the number of . . . . .	73

[413] *And also,* that said captains having so enlisted or detached shall proceed forthwith to furnish their respective men with a good blanket and fire-lock and proper accoutrements, together with half a pound of powder and a pound of bullets, unless (which shall be allowed) any shall seasonably supply themselves. Which troops, both officers and soldiers, so to be raised and furnisht shall, as well for subsistence on their march to the army as for their proper wages, have the same allowance with the troops of this government last raised and in the present service.

*And it is further resolved,* That such of said soldiers as shall voluntarily enlist, or being so first detached shall within the space of twenty-four hours after voluntarily enlist into said service, shall be allowed a premium of eighteen shillings lawful money each, to be paid before their departure out of this government; and that such of them as shall furnish themselves with a sufficient blanket and arms, as also the owner from whom such may be imprest for said service, shall have allowance as provided in raising the troops in the present service.

*It is further resolved and ordered,* That each and every of said companies so to be raised do on their being filled up,

without further order, immediately march to joyn said army, and on arrival shall be added unto and attend the duty and discipline of the several regiments of this government already there, in manner and form as is by this Assembly in its present sessions more especially ordered and provided, and shall be under the same regulations with them; and as soon as the army go into winter quarters, or sooner if the necessary service of the present campaign be over and the circumstances of the army and country be tho't safely to admit of it, shall be dismissed from said service and at liberty to return home. And every captain or other commanding officer of any military company whence men may be enlisted or detached as abovesaid shall, as well touching his doings therein as touching his providing for and furnishing any such soldiers with arms or blankets, make immediate return to the respective colonels or other chief officers of their regiment.

*Resolved by this Assembly,* That the eight companies of able-bodied effective men ordered forthwith to be raised and to consist of one hundred each including officers, said companies shall be raised in the several regiments of the militia in this Colony in the following proportion and be disposed in the following manner, *viz.*: In the first regiment shall be raised ninety-seven men, which shall be the ninth company in the first regiment sent from this Colony and now in camp, and that Jonathan Seymour, of Hartford, be Captain, and Moses Griswold, of Windsor, be First Lieutenant, and John Case, of Symsbury, be Second Lieutenant of said company.

In the second regiment shall be raised fifty-five men, and in the 10th regiment shall be raised forty-two men, making ninety-seven in the whole, which shall be the ninth company in the second regiment sent from this Colony in said camp, and that Ephraim Preston, of Wallingford, be Captain, and Benjamin Hyne, of Milford, First Lieutenant, and Asa Morris, of New Haven, Second Lieutenant of said company.

In the third regiment shall be raised seventy-one men, and in the 8th regiment twenty-six men, making ninety-seven in the whole, which shall be the ninth company in the third regiment sent from this Colony in said camp, and that John Tyler, of Preston, be Captain, Elisha Miller, of Lyme, first Lieutenant, and Eleazer Tracy, of Norwich, Second Lieutenant of said company.

That in the fourth regiment shall be raised sixty men, and in the ninth regiment shall be raised thirty-seven men, making ninety-seven in the whole, which shall be the ninth company in the fourth regiment sent from this Colony in said camp, and that Joseph Hoit, of Stanford, be Captain, Samuel

Adams junr, of Stratford, First Lieutenant, and Jedidiah Hull, of Fairfield, Second Lieutenant of said company.

That in the fifth regiment shall be raised forty-seven men, and in the eleventh regiment shall be raised fifty men, making ninety-seven in the whole, which shall be the tenth company in the first regiment sent from this Colony in said camp, and that Benjamin Lee, of Plainfield, be Captain, Isaac Williams, of Pomfret, First Lieutenant, and Benjamin Follet, of Windham, Second Lieutenant of said company.

That in the sixth regiment shall be raised fifty-five men, and in the seventh regiment shall be raised forty-two men, making ninety-seven in the whole, which shall be the tenth [414] company in the second regiment sent from || this Colony in said camp, and that Josiah Lee, of Farmington, be Captain, Jonathan Jones, of Saybrook, First Lieutenant, and Peleg Redfield, of Killingworth, Second Lieutenant of said company.

That in the twelfth regiment shall be raised sixty-four men, and in the thirteenth regiment shall be raised thirty-three men, making ninety-seven in the whole, which shall be the tenth company in the third regiment sent from this Colony in said camp; that Ichabod Phelps, of Hebron, be Captain, Gideon Hurlburt, of Goshen, First Lieutenant, and Timothy Northum, of Colchester, Second Lieutenant of said company.

That in the first regiment shall be raised twenty-three men, and in the eighth regiment shall be raised twenty men, and in the ninth regiment shall be raised fourteen men, and in the thirteenth regiment shall be raised forty men, making ninety-seven in the whole, which shall be the tenth company in the fourth regiment sent from this Colony in said camp; that Moses Stoddard, of Litchfield, be Captain, Adam Gallop, of Groton, First Lieutenant, and Daniel Fitch, of Norwalk, Second Lieutenant of said company.

*And it is further resolved by this Assembly,* That in case any of the officers abovementioned shall refuse to accept the office to which they are appointed, his Honour the Governor is desired to appoint some meet person or persons in the place or places of such as shall refuse.

Whereas the accounts of the charge this Colony hath been at the current year in the expedition against Crown Point are unsettled, and the exigencies of government require a speedy adjustment and settlement thereof,

*Resolved by this Assembly,* That the several commissaries appointed to supply the troops raised in and sent from this Colony into the expedition against Crown Point the current year with provisions &c. be and they are hereby directed and required as soon as may be to make up, settle and adjust their

several and respective accounts of such supplies as they have severally made with the Committee of the Pay-Table, which committee are specially to take care that such accounts be duly authenticated.

*And it is further resolved,* That John Ledyard and Elihu Hall, Esq<sup>rs</sup>, be and are hereby appointed to settle and adjust accounts with his Lordship the Earl of Loudoun, respecting those provisions &c. which have by order of this government been transferred to his Lordship for the use of his Majesty's forces under his command, and specially request his Lordship's good offices in favour of this Colony for reimbursing any expences we have been at other than those his Lordship shall think proper for him to allow and pay; and the Committee of the Pay-Table are hereby directed (in order to make the settlement aforesaid with his Lordship) to deliver to the committee appointed to make such settlement exemplifications of such accounts of the commissaries, well attested.

Whereas this Assembly are advised that considerable numbers of the troops last spring raised by this government for the service of the current year have in an undue and disorderly manner either withdrawn from or deserted the same, or altogether refused and failed to proceed with or attend the duty of said army, to the great diminution of the force intended against the enemy and detriment and discouragement of our army in the field:

*It is thereupon resolved,* That all who have either so deserted or withdrawn from said army, or having been to that service enlisted or detached have never proceeded to or with said army and their duty there, be by all proper means excited and induced to return and proceed to their duty there, and that they be thereupon entitled to their appointed wages, exclusive of the time of their absence from duty, and that such of them as shall so return or proceed be not only exempted from prosecution for such their offences in this government, but be also recommended to the favourable acceptance of the general and commanding officers in said army. And his Honour the Governor is hereby desired forthwith to issue a proclamation plainly and fully expressing and publishing the contents of this resolve, and further therein also signifying that all such as shall not so conform must expect without fail to be proceeded against according to the rigour of the law in such case provided.

An Act in Addition to the Law of this Colony entituled An Act for forming and regulating the Militia and for the Encouragement of military Skill for the better Defence of this Colony.

Whereas among other things in said law it is enacted that [415] every listed soldier || and other house-holder shall



always be provided with arms and ammunition, as in said act is directed: yet for want of a due obedience thereto the true intent and meaning thereof is greatly frustrated, and thereby the defence of the Colony rendered more precarious and uncertain: For remedy whereof,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the chief officer of every troop shall cause the arms and ammunition of all under his command, and the chief officer of every company of foot shall cause the arms and ammunition of all under his command, and also of all others dwelling within the limits of his company, to be viewed not only on the first Monday of May, as in said act is already provided, but also in the same manner shall cause the same to be viewed on the first Monday of October annually, and also shall and they are hereby impowered and directed to cause the said arms and ammunition to be in like manner viewed as often and at such other days or times as they shall be thereunto required by the colonel or chief officer of the regiment to which they belong; and in case any captain or chief officer of any troop or company of foot shall neglect or refuse to conform to this act by a due obedience thereto, or shall neglect to impose and to take proper care to collect the penalties or fines as the law directs, he shall forfeit the sum of three pounds, to be distreined by warrant from the colonel or chief officer of the regiment directed to the constable &c., and to be levied and paid in the same manner as the fine is by law to be levied on captains for not appointing training-days, and to be to the same use.

And whereas also in and by said law the colonel or chief officer of each regiment is impowered upon any alarm, invasion, or notice of the appearance of an enemy either by sea or land, to assemble in martial array and put in warlike posture the whole militia of the regiment under his command, or such part of them as he shall think needful, and being so armed to lead, conduct and employ them as well within the regiment whereto they belong as in any other adjacent place in this Colony &c.; and whereas doubts have arisen upon the intent of the words of said act, *viz*: whether such force may by such officer be led or conducted to any parts out of this Colony: Therefore, for removal of such questions and for rendering such defence more effectual when needed,

*Be it further enacted by the authority aforesaid,* That whensoever any colonel or chief officer of any regiment shall assemble in martial array and put in warlike posture the whole of his regiment, or part thereof, for the said reasons

and in pursuance of said act, or in obedience to any orders given by the Captain-General or Commander-in-chief for the time being, (which he is hereby impowered to give as the particular emergency of cases may require,) such chief officer is hereby authorized and impowered to lead, conduct or order such of the militia so assembled, and them employ for assisting, succouring and relieving any of his Majesty's subjects, forts, towns or places, attacked by an enemy or in danger thereof, as well out of the limits of this Colony as within the same, as the exigency and circumstances of the case shall require for the safety and defence of this and the neighbouring governments: such colonel or chief officer always to send intelligence to and to attend and observe such directions and orders therein as he shall receive from the Commander-in-chief, according to the intent of the said act. And in case any officer or soldier shall refuse to muster and march according to orders given him for the purposes aforesaid, such officer shall be cashiered and such soldier shall suffer the penalty of forty shillings.

And whereas there may be occasion, for the more speedy and effectual defence of his Majesty's subjects, to raise men on sudden emergencies and for particular services by impressing or detaching part of the militia for that purpose: Wherefore, that the same when ordered by the General Assembly may be rendered effectual,

[416] *Be it further enacted by the authority aforesaid,* That whensoever the General Assembly shall resolve or order that any certain number or proportion of effective men shall be impressed, detached, or drafted out of the respective regiments of militia in this Colony, or any of them, for any particular service, or to be in readiness therefor on a sudden emergency, according as the Assembly shall judge proper, and that if in consequence and pursuance of such resolve or order any captain or chief officer of any company shall cause his company to be warned to assemble and muster at such time and place as he shall appoint, (which he is directed to do when thereto required by his superior officer aforesaid,) in order to detach, impress or draft any part thereof for the purpose aforesaid, every soldier belonging to such company, being duly warned, shall appear and attend such muster according to such warning, and for neglect thereof shall forfeit and pay to the treasury of the town where he dwells the sum of ten pounds lawful money, to be recovered by bill, plaint or information, in any court proper to try the same. And if any soldier shall in any manner be duly and legally detached, impressed or drafted for the purpose and service

or services aforesaid, and shall neglect or refuse seasonably to muster, joyn to or proceed with the troops he is appointed to serve with, being duly noticed thereof, he shall forfeit and pay the sum of ten pounds to the use aforesaid, to be recovered as aforesaid, and for want of goods or estate to answer the same shall be disposed of in service to any of his Majesty's subjects to satisfy the same ; any law, usage or custom in any wise heretofore to the contrary notwithstanding.

An Act in Addition to one Law of this Colony entituled An Act for collecting and paying of Rates or Taxes.

Whereas in and by said law it is enacted and among other things provided, that whensoever the General Assembly doth grant any rate or tax to be levied upon the inhabitants of this Colony, the Treasurer of this Colony for the time being is impowered and required, (without any further notice to him given,) to send forth his writ or warrant directed to the respective constables chosen in the respective towns in this Colony to collect the Colony or public rates or taxes, but no time is by said statute set and limited within which such writs or warrants shall be sent to said constables, nor within which distresses shall by said Treasurer be issued against such constable as shall neglect to collect and pay said rates or taxes into said treasury, whereby great inconveniences have arisen : Which for the future to prevent,

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That in all cases wherein any rate or tax hath been or hereafter shall be granted by the General Assembly and the time or times specially fixed therein for the payment thereof into the Colony treasury are different from the day limited and fixed by said statute for the payment of rates and taxes, the said Treasurer for the time being is hereby directed and required at least three months as well before such time or times so especially limited, as before the day by said law already stated, to issue forth his writs or warrants to the several constables collectors of such taxes within this Colony, them commanding without fail seasonably to collect and pay the same.

*And be it further enacted by the authority aforesaid,* That when any writ or warrants shall by the Treasurer be issued for collecting any rate or tax made payable into the treasury at any other day or time than that limited by said statute, the constables collectors to whom such warrants shall be directed shall not distrein from any person or persons the respective sum or sums or any part thereof which they are assessed in the rates such constables are to gather till within two months

before the day in which such rate is made payable into said treasury.

*And it is further enacted by the authority aforesaid,* That [417] if any such constable || shall neglect so to collect and pay such rate or tax and his account thereof with the Treasurer to settle and adjust by the respective days or times to that end limited, the said Treasurer shall and he is hereby directed and required, within thirty days next after such limited time, to issue forth a distress directed to any of the sheriffs within this Colony, them in his Majesty's name commanding of the goods or estate of such negligent collector the full amount of such rate or tax, or such part thereof as shall then remain unpaid, to levy and pay to said Colony or public Treasurer, which writ shall be made returnable to said Treasurer within sixty days from their respective dates; and it shall be the duty of such sheriffs so to return them accordingly, duly certifying and setting forth their doings touching such collections thereon, or a *non est inventus*, as the case may require.

*And it is further enacted by the authority aforesaid,* That in case any such distress shall be returned *non est inventus*, and the money thereby to have been levied or any part thereof shall still remain unpaid into the treasury, in such case the Treasurer shall forthwith issue a distress directed to any of the sheriffs aforesaid, them requiring such remaining sum or sums with all officer's fees and charges before such time arisen and to arise, of the goods or estate of the selectmen (or of any or either of them) of the town to which such negligent collector doth belong to levy and pay into said treasury, which said writ shall be made returnable within sixty days.

*And it is further enacted by the authority aforesaid,* That in case said Treasurer shall neglect to send forth his writ or warrant to, or his distress against, the collector neglecting to collect and pay into said treasury such rate or tax, or on the return of such distress with a *non est inventus* and the said rate or tax remaining still unpaid shall neglect forthwith to send forth a distress against the selectmen of such town where such negligent collector doth belong, as is above required, in every such case the said Treasurer shall forfeit and pay to and for the use of this government the sum of twenty pounds lawful money, and so twenty pounds more per month for every month he shall so neglect and fail such his warrants or distresses to issue.

*And it is further enacted by the authority aforesaid,* That in case the said sheriff shall neglect duly to execute such writ of distress to him directed by the Treasurer aforesaid,

issued either against the collector or collectors neglecting as aforesaid or against such selectmen as above described, and also the same to return as above directed, in every such case the said sheriff shall be subjected to the same pains and penalties and be proceeded against in the same manner as is provided in one certain law of this Colony entitled An Act for appointing of sheriffs and for empowering and regulating them in the execution of their office.

*And be it further enacted by the authority aforesaid,* That it shall be the duty of the King's attorney in the county where the said Treasurer dwells, and he is hereby required, to enquire after any and every such neglect, either of the said Treasurer or of any of the sheriffs, touching the matters aforesaid; and he is hereby authorized and empowered in the name of the Governor and Company of this Colony, to sue for and recover any forfeitures and damages that shall accrue by virtue of this act, in any of the superior or county courts in such county; and in case any forfeitures shall be recovered by virtue of this act, the said attorney shall have to himself, as a reward for his faithfulness, after the rate of two and an half *per cent.* upon all such forfeitures, and the rest and residue thereof he is hereby ordered and directed to pay unto the said Treasurer, taking his receipt for the same, which receipt shall [418] be lodged with the Secretary of this Colony, || and the money so recovered and paid in by said attorney shall be part of the stock belonging to this Colony in the hands of the said Treasurer and be subject to such drafts and orders as are or shall be from time to time made on the Treasurer for payment of the debts and charges of this government, as other monies belonging to this Colony in said Treasurer's hands are, and shall by him be accounted for in the same manner; any law, usage or custom to the contrary notwithstanding.

An Act for reviving one certain Law of this Colony entitled An Act in Addition to one Law of this Colony entitled An Act for directing and regulating the Levying Executions, which Law was to continue in Force for one Year and no longer from the Rising of the Assembly in October last.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the said law shall be revived, and the same is hereby revived accordingly, and to be and continue in force for one year from the rising of this Assembly, and no longer.

This Assembly do establish Mr. Daniel Kellogg to be Captain of the 4th company or trainband in the town of Hartford.

This Assembly do establish Mr. John Whitman to be Lieu-

tenant of the 4th company or trainband in the town of Hartford.

This Assembly do establish Mr. Samuel Cadwell to be Ensign of the 4th company or trainband in the town of Hartford.

This Assembly do establish Mr. Theophilus Baldwin to be Ensign of the 1st company or trainband in the town of New Milford.

This Assembly do establish Mr. Isaac Hurlburt to be Captain of the 7th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Aaron Brounson to be Lieutenant of the 7th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Isaac Holt to be Ensign of the company or trainband in the parish of East Haven.

This Assembly do establish Mr. Joseph Squire to be Ensign of the 1st company or trainband in the town of Fairfield.

This Assembly do establish Mr. Ebenezer Kingsbury to be Captain of the 9th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Simeon Hunt to be Lieutenant of the 9th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Carpenter to be Ensign of the 9th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Samuel Hinman to be Captain of the east company or trainband in the town of Goshen.

This Assembly do establish Mr. Ebenezer Norton to be Lieutenant of the east company or trainband in the town of Goshen.

This Assembly do establish Mr. Joseph Lee to be Ensign of the east company or trainband in the town of Goshen.

This Assembly do establish Mr. John Burges to be Lieutenant of the 2d company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Joshua Jones to be Ensign of the company or trainband in the parish of New Salem.

This Assembly do establish Mr. Samuel Davis to be Lieutenant of the 13th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Nathan Johnson to be Ensign of the 13th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. David Williams to be Ensign

of the 3d company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Perez Fitch to be Captain of the 2d company or trainband in the town of Stanford.

[419] This Assembly do establish Mr. Obadiah Andrus to be Lieutenant of the 1st company or trainband in the parish of Southington.

This Assembly do establish Mr. Dan Towner to be Ensign of the north company or trainband in the town of New Fairfield.

This Assembly do establish Mr. Joshua Wills to be Captain of the company or trainband in the town of Tolland.

This Assembly do establish Mr. William Case to be Lieutenant of the company or trainband in the town of Tolland.

This Assembly do establish Mr. Samuel Chapman to be Ensign of the company or trainband in the town of Tolland.

This Assembly do establish Mr. Richard Bryan junr, to be Ensign of the 1st company or trainband in the town of Milford.

This Assembly do establish Mr. Thomas Shaylor to be Captain of the 3d company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Joseph Smith to be Lieutenant of the 3d company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Daniel Smith to be Ensign of the 3d company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Daniel Everit to be Captain of the 4th company or trainband in the town of Woodbury.

This Assembly do establish Mr. Reuben Avered to be Lieutenant of the 4th company or trainband in the town of Woodbury.

This Assembly do establish Mr. Benjamin Atwater to be Captain of the north-east company or trainband in the 1st society in the town of Wallingford.

This Assembly do establish Mr. David Merriman to be Lieutenant of the north-east company or trainband in the 1st society in the town of Wallingford.

This Assembly do establish Joel Holcomb to be Ensign of the north-east company or trainband in the first society in the town of Wallingford.

This Assembly do establish Mr. John Lewis to be Lieutenant of the company or trainband in the 1st society in the town of Waterbury.

This Assembly do establish Mr. Gideon Hotchkiss to be

Ensign of the company or trainband in the 1st society in the town of Waterbury.

This Assembly do establish Mr. Eleazer Warren to be Captain of the 14th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Silas Hutchins to be Lieutenant of the 14th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. William Danielson to be Ensign of the 14th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. John Granger to be Lieutenant of the company or trainband in the west parish in the town of Suffield.

This Assembly do establish Mr. John Hanchet to be Ensign of the company or trainband in the west parish in the town of Suffield.

This Assembly do establish Mr. Aaron Lyman to be Captain of the 4th company or trainband in the town of Wallingford.

This Assembly do establish Mr. Robert Collins to be Lieutenant of the 4th company or trainband in the town of Wallingford.

This Assembly do establish Mr. Amos Camp to be Ensign of the 4th company or trainband in the town of Wallingford.

This Assembly do establish Mr. Richard Wait to be Captain of the south company or trainband in the town of Lyme.

This Assembly do establish Mr. Timothy Mather to be Lieutenant of the south company or trainband in the town of Lyme.

This Assembly do establish Mr. Josiah Starr jun<sup>r</sup>, to be Lieutenant of the 1st company or trainband in the town of Danbury.

This Assembly do establish Mr. Benjamin Andrews to be Ensign of the 1st company or trainband in the town of Danbury.

[420] An Act to supply the Treasury of this Colony.

*Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,* That the money that shall be received into said treasury for the sale of the lands lying westward of the township of Kent, and the money that shall be received for provisions sold to his Lordship the Earl of Loudoun for the use of his Majesty's troops under his command, and the sterling money now in the hands of the Treasurer not before appropriated, and the money that shall be received for the sale of the thousand pound sterling in the hands of Richard Partridge, Esq<sup>r</sup>, our



Agent, now ordered to be sold, together with other monies that shall be brought into said treasury by any other acts or orders of this Assembly before the sessions in May next, shall by the Treasurer be used and improved for the payment of the debts and charges of this Colony.

*Resolved by this Assembly,* That the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, and John Chester and George Wyllys, Esq<sup>rs</sup>, or any two of them, be appointed to sell one thousand pounds sterling of the money granted by Parliament to this Colony for reimbursing the charge and expence in taking of Louisburg and now in the hands of Richard Partridge, Esq<sup>r</sup>, our Agent; and said committee are hereby directed to sell the same for the full value thereof in lawful money or in bills of this Colony to any person or persons that shall appear to purchase the same, and pay the value thereof in lawful money or bills as aforesaid into the treasury of this Colony. And when such contract is made and the money or bills aforesaid paid to the Treasurer as aforesaid and the Treasurer's receipt produced to said committee in evidence thereof, said committee are directed to lodge said receipt with the Secretary of this Colony and make a proper certificate to his Honour the Governor of their doings in the affair aforesaid, and his Honour, upon his receiving such certificate from the committee aforesaid, is desired to draw proper bills of exchange on the said Mr. Partridge in favour of such purchaser or purchasers for the payment of such sums as he or they shall have purchased as aforesaid.

On representation of the distressed circumstances of the soldiers in the pay of this Colony that are dismissed from the army and on their return sick and destitute of support, and thereby are necessitated to sell their arms and cloathing and blankets:

*Resolved by this Assembly,* That one of the committee appointed this present sessions to settle the accounts with the Earl of Loudoun forthwith repair to Albany and parts adjacent with a proper sum in specie, for the relief of the sick and other our troops on their return as aforesaid.

*Also resolved,* That said committee be directed and required to confer with his Lordship, how and by what means such guns so imbezzelled shall be regained, and conduct themselves therein as they shall judge best for his Majesty's service and the interest of this Colony.

*Resolved by this Assembly,* That Mr. Jared Ingersole, of New Haven, be and hereby is directed to deliver into the hands of Major Elihu Hall the sum of one hundred and twenty pounds lawful money, part of the money in his hands belong-

ing to this Colony, and to take his receipt for the same, which receipt shall be sufficient for said Mr. Ingersole to account with the Treasurer of this Colony for that sum; and the said Major Hall is hereby ordered and directed to use said money, or such part thereof as shall be needed, for the relief of such sick and needy soldiers on their return from the camp, as their circumstances may require, and render his account to the Committee of the Pay-Table for the same.

*Resolved by this Assembly,* That his Honour the Governor be desired and he is hereby desired, to write an answer to Messrs. Thomlinson & Haubury, acknowledging the receipt of the sterling money shipped per the Sterling Castle to New York, and return proper compliments to them for their gene-[421] rous favours in shipping || said money &c., and desire them (if any money still remains due to this Colony after all charges are paid,) to deliver the same to our Agent, Richard Partridge, Esqr, taking his receipt for the same.

The Gentlemen nominated by the Freemen of this Government to stand for Election in May next are as follow, viz:

The Hon<sup>ble</sup> Thomas Fitch, Esqr.

The Hon<sup>ble</sup> William Pitkin, Esqr.

Roger Newton, Esqr.

Ebenezer Silliman, Esqr.

Jonathan Trumble, Esqr.

Hezekiah Huntington, Esqr.

Andrew Burr, Esqr.

John Chester, Esqr.

Thomas Wells, Esqr.

Benjamin Hall, Esqr.

Phineas Lyman, Esqr.

Roger Wolcott jun<sup>r</sup>, Esqr.

Jonathan Huntington, Esqr.

Daniel Edwards, Esqr.

Hon<sup>ble</sup> Roger Wolcott, Esqr.

Col. Jabez Hamlin.

Capt. Matthew Griswold.

Col. Shubael Conant.

Col. Joseph Fowler.

Col. Joseph Pitkin.

The Sum total of the Lists of the several Towns in this Colony as sent in to the General Assembly at New Haven October 2d Thursday 1756.

	£	s.	d.		£	s.	d.
Hartford,	39229	12	8	Durham,	11151	13	9
New Haven,	54140	18	1	New Town,	15253	17	0
New London,	41796	0	0	Kent,	10252	1	0
Fairfield,	50761	15	4	Mansfield,	15703	7	0
Windham,	27438	1	0	Woodbury,	33926	5	3
Litchfield,	13218	11	0	Hebron,	21885	14	0
Norwich,	58007	15	7	Guilford,	32621	10	10
Killingworth,	15952	7	6	Farmington,	43094	4	2
Ridgfield,	12350	3	9	Woodstock,	17012	0	0
Voluntown,	10311	15	0	Salsbury,	9254	3	0
Plainfield,	11498	14	6	Sharon,	11475	6	8
Norwalk,	33398	9	8½	Somers,	6856	12	0
Canterbury,	16627	16	9	Coventry,	15961	19	0
Suffield,	16001	16	6	Glassenbury,	12994	5	3

	£	s.	d.		£	s.	d.
Groton,	25747	14	2	Goshen,	6878	6	0
Saybrook,	21606	0	5	Harrington,	4403	10	0
Danbury,	19780	0	0	East Haddam,	19403	16	0
Weathersfield,	26039	16	10	Canaan,	10585	3	0
Haddam,	11844	7	0	Milford,	27871	17	9
Bolton,	8823	11	0	Lebanon,	39749	2	11
Ashford,	11392	13	0	Branford,	22418	11	6
Preston,	20449	1	0	Lyme,	24755	10	0
Wallingford,	41204	17	8	Derby,	12206	4	0
Colchester,	23957	11	0	Stratford,	43100	0	0
Stonington,	35660	1	6	Stafford,	7533	4	0
Killingly,	23685	7	0	Stanford,	28776	12	1
Tolland,	9668	17	6	Middletown,	48691	13	0
Waterbury,	21837	2	9	Windsor,	40400	0	0
Sylmsbury,	22361	0	0	New Milford,	14788	11	4
Pomfret,	21586	11	0	Greenwich,	19066	17	7
Enfield,	9634	11	0				

[422] Whereas at a special Assembly in March 1755, on a tax being granted on the polls and rateable estate of the inhabitants of this Colony, to be paid in silver, gold, orders, bills of credit, or produce of the country, which produce of the country by said act is to be delivered to the collector of the country rates and said collector to deliver the same to such person as by any town is chosen to receive and dispose of the same, which person so appointed is directed by said act to send such produce to some suitable market and sell the same for lawful money only, &c.; which last clause restricting the sale to lawful money only may be attended with many inconveniences: For the preventing of which, it is hereby enacted, that such produce may be sold, and that such person or persons appointed to sell any produce by him received upon any country tax is hereby directed to sell the same for silver or gold or the bills of this Colony, and that that clause in said act, for lawful money only, be and the same is hereby repealed.

Whereas there are sundry bonds taken to the Governor and Company of this Colony, which were given by those captains and others who undertook to be pay-masters for the soldiers under their command in the expedition against Crown Point, which bonds were conditioned for the faithful performance of said trust; and whereas no person hath been appointed agent or attorney for the said Governor and Company to put said bonds in suit or prosecute the same if need should require: This Assembly do therefore appoint Capt. Thomas Seymour, and he is hereby appointed Agent

and Attorney for and in behalf of the said Governor and Company to commence and prosecute any action brought or to be brought on any of the said bonds when he shall be informed by the Committee of the Pay-Table that the condition or conditions of said bonds or any of them have not been performed according to the true intent and meaning thereof.

Whereas this Assembly in September last ordered and impowered Mr. David Gardiner of New London to lay a new platform for the cannon now belonging to the battery there, and it being now represented to this Assembly that it would be to little purpose to rebuild at that place, and that said platform may be with much greater advantage placed a little more northward than where it now stands: Whereupon it is resolved by this Assembly, that said Gardiner be directed, and he is hereby directed, to take the advice of Col. Gurdon Saltonstall and Mr. Joseph Coit, of said New London, as to the advantage of moving the same, and proceed accordingly, and make return as in said act he is directed.

*Resolved by this Assembly,* That the Committee of the Pay-Table be and they hereby are directed to collect the accounts of all such stores and provisions with the cost of their transportation or otherwise arisen of every kind as for the support of our troops in service of the current year have been by this government procured and supply'd to that purpose, and of such accounts so to be collected to prepare and form one general account of the whole, all to be duly liquidated and attested, and the same so prepared to transmit to his Honour the Governor, who is also hereby desired the same to transmit to our Agent, instructing and desiring him in behalf of this government to make proper application to have the whole amount thereof allowed and reimbursed, save only such part thereof as on settlement with the Earl of Loudoun shall be responded by him.

*Resolved by this Assembly,* That the Treasurer of this Colony be ordered to attend at New Haven with a sufficiency of bills of credit of the new emissions for the payment of the charges of this Assembly; and in case he should not have a sufficiency of such bills, that he bring so much in specie as [423] shall be necessary || for the purpose aforesaid and for the special Assembly in September last; and that his Hon<sup>r</sup> the Governor be desired to give order for his attendance accordingly on Monday the first day of November next.

This Assembly, taking into their serious consideration the melancholy divided state of the first church and society in

Woodstock, represented in two memorials preferred by the different parties in said church and society, are of opinion that dividing them into two ecclesiastical societies will not tend to remove the difficulties they are now under, but will be prejudicial to both their religious and civil interest, do therefore recommend it to both parties mutually to agree in calling a council of elders and messengers that have not heretofore been applied to by either of said parties for their opinion or advice on said difficulties or anything relative thereto, and lay before them their grievances and the true grounds and reasons of the contentions, divisions and differences subsisting among them, and desire their counsel and advice thereon.

Whereas this Assembly in the present sessions hath ordered eight companies, each to consist of one hundred effective men including officers, forthwith to be raised by detachments or inlistments and to be sent forward to assist the army in the parts towards Crown Point, and that in consequence thereof the said men, or great part, have been accordingly raised: but forasmuch as his Honour the Governor hath laid before this Assembly letters lately received from the Earl of Loudoun ordering the said companies not to march, but recommends it that they be held in readiness to march to the relief of such parts as there may on any sudden emergency be occasion: Whereupon this Assembly, taking into consideration the orders given in the resolve for raising said companies, the directions and encouragements made for their proceeding and continuing in the service therein pointed out, are of opinion that the holding them in readiness for such service as there may be a necessity to employ them in will be not only attended with greater expence but also many other and more difficulties will arise than if some other measures be come into, which may more effectually prevent the mischiefs which the enemy shall attempt on these Colonies:

*Therefore it is resolved by this Assembly,* That the said eight hundred men, or such of them as have been detached or impressed or have inlisted, be forthwith dismissed therefrom, and they are hereby dismissed accordingly.

*And it is further resolved and ordered,* That the several colonels or chief officers of the respective regiments in this Colony do and they are hereby directed and required, forthwith to give orders to the several captains or chief officers of the several companies in their regiments to take speedy and effectual care that all the enlisted soldiers and the householders within the limits of their companies be fully and compleatly provided with arms and ammunition as the law directs, and to declare to and require all the soldiers to hold

themselves in readiness on the shortest notice to march either in whole or in part for the defence, relief and succor of his Majesty's subjects in such place or places as may be attacked or in danger of being attacked or assaulted by the enemy, according to such commands, orders or directions as shall be given for that purpose by the Captain-General or Commander-in-chief for the time being, who is hereby desired and empowered to give orders for the purpose aforesaid upon his [424] receiving notice or intelligence of || any misfortune happening to the army or forts towards Crown Point or any parts of this or the neighbouring Colonies, or of their being in danger thereof. And therein the Commander-in-chief is desired to have regard in determining the numbers or proportion to be sent for the purpose aforesaid to the number and strength of the enemy, dangers &c., more or less.

*It is also further resolved,* That all such officers and soldiers as shall be employed in the service aforesaid shall during their continuance therein be allowed the same wages allowed to the officers and soldiers of the like rank now in the Colonies service: Provided nevertheless, nothing herein shall be understood to limit the power and authority of the Committee of War at Hartford, nor to prevent the colonels of the respective regiments attending the directions of the law in case of alarm, but they are required to observe and put in execution the same as occasion may require, the foregoing provision notwithstanding.

Whereas one Joseph Steel, of the Oblong in Dutchess county, is now in Litchfield county goal for the cost of a tryal before the superior court upon suspicion of being guilty of counterfeiting bills of public credit, for which cost it is represented that he hath nothing to pay: Resolved by this Assembly, that the sheriff of the county of Litchfield be directed, and he is hereby ordered and directed, to sell said Joseph Steel to any of his Majesty's English subjects in this Colony for such time as may be sufficient for the payment of said costs, or for such sum as he shall be able to sell him for if he can't sell him for the whole.

Whereas the General Assembly at their sessions in May last appointed Andrew Burr, Esqr, Majr John Reed and Mr. David Rowland, all of Fairfield, a committee to repair to and view the circumstances of the parish of Greenwich, their situation and relation to the parishes next adjoining, and report their opinion to this Assembly in their present sessions what may be proper to be done for their relief; and this Assembly being informed that said committee have not done

anything in that affair: Resolved by this Assembly, that Andrew Burr, Esqr, Majr John Reed and Mr. David Rowland, be a committee to repair to said Greenwich, view the circumstances of said parish of Greenwich, their situation and relation to the parishes next adjoining, and report their opinion to the General Assembly in their sessions in May next what may be proper to be done for their relief; the same to be done at the joynt charge and cost of the parishes of Greenwich and Horseneck aforesaid.

Whereas sundry bills of cost have been exhibited to the hon<sup>ble</sup> superior court by the sheriff of the county of Litchfield, for dieting sundry prisoners committed to the common goal in said county upon the complaint of Eliphalet Beecher, upon suspicion of having been guilty of counterfeiting bills of credit, which prisoners made their escape out of said goal before the time of tryal before said superior court, and also for sundry other articles relative thereto, amounting in the whole to the sum of £28 16s. 3d. lawful money, which bills of cost have been taxed by said superior court: Resolved by this Assembly, that the sheriff of the county of Litchfield be allowed the said sum of £28 16s. 3d. lawful money out of the money that he has in his own hand upon the forfeiture of Ambrose Hunt's bond.

[425] Upon the petition of Zebulon Shepard of New Hartford, against Daniel Brown of Farmington and Joseph Shepard of Hartford, administrators on the estate of Samuel Shepard late of Hartford, deceased, and Timothy Moses and Lemuel Roberts both of Symsbury, preferred to this Assembly at their sessions in October last, representing and setting forth that said deceased Samuel Shepard made his will and gave certain estate to Thomas Shepard, father of the petitioner, for the purpose of supporting certain idiot children of said Thomas, which Thomas afterwards made his will, (meaning and intending to include said estate so willed to him by said Samuel,) and gave his lands and estate to the petitioner, he to maintain said impotent children; further shewing that said Samuel and Thomas died, the said Thomas before said Samuel, and thereupon the petitioner entered upon said estates, took care of said impotent children &c., supposing said estates to be his own by force of said wills, and afterwards sold a part of [the] land, viz: about 60 acres parcel of the said estate of said Samuel, to Col. John Whiting of Hartford, and that after some time the heirs of said deceased Samuel claimed said estate of said Samuel to be intestate estate and to belong to them and not to pass by the will of said Samuel by reason of

the prior death of said Thomas, and that administration of said estate had been accordingly granted to said Brown and Joseph Shepard, who procured about three acres of said land so sold to said Whiting to be again sold by act of Assembly to said Moses and Roberts for payment of certain charges arisen in settling said Samuel's estate &c., which charges were great part of them unjust and wrong &c., whereby the petitioner is exposed to the action of said Whiting on his warranty &c.; praying to have said lands returned and said charges rectified &c., as by the petition on file may more fully appear: This Assembly having at their sessions aforesaid appointed a committee to examine and report their opinion concerning said matters, who made their report to the Assembly in May last, the consideration whereof being referred to this time, the petitioner here appeared and gave this Assembly to understand, that since the report of the committee, said Daniel Brown is dead; praying to have said report accepted and enforced against the surviving petitionees, which report is that on the petitioner's paying to the petitionees the sum of five pounds 9s. 2d. and twenty-five shillings, all lawful money, for their charges and expence in and about settling said estate &c., that they, the petitionees, pay to said Roberts and Moses the sum of £14 1s. 1d. like money, and that they release said lands so by them purchased of said administrators; which report of said committee this Assembly on consideration thereof do accept and approve: And thereupon it is resolved by this Assembly and this Assembly do decree and order as follows, *viz.*: That upon the petitioner's paying to said Joseph Shepard, one of said petitionees and surviving administrator as aforesaid, the sum of six pounds fourteen shillings and two pence lawful money within one month from the rising of this Assembly, that then the said Joseph Shepard shall within six weeks from the rising of this Assembly pay to said Timothy Moses and Lemuel Roberts the sum of fourteen pounds one shilling and one penny lawful money, on pain of forfeiting to the petitioner the sum of one hundred pounds lawful money, and upon the said Joseph Shepard his paying to said Moses and Roberts said sum of £14 1s. 1d. as aforesaid, they, the said Timothy Moses and Lemuel Roberts, shall within two months from the rising of this Assembly execute to the petitioner a deed of release of said about three acres of land which they bought of said administrators, and that on pain of forfeiting to the petitioner the sum of one hundred pounds lawful money.

Upon the petition of William Clark, of Derby in New Haven county, setting forth that in the month of February



last he *bona fide* and for valuable consideration bought of [426] George Holloway, late of Cornwall in Litchfield || county, deceased, a certain tract of land in said Cornwall containing about 130 acres, laid out to said Holloway in two pieces, one of them adjoining to Canaan line and to the road leading from Douglasses to Canaan, containing 99 acres two roods and 18 rods; the other piece adjoining on said first piece, containing 30 acres one rood and 22 rods; both said pieces bounded as appears by survey bill thereof on said Cornwall records, whereof the said Holloway then made and executed to the petitioner his certain deed in due form of law dated the 27th day of February last past, in the presence of two witnesses, and received of said petitioner the full value of said lands, but not having then opportunity to acknowledge the said deed soon after died suddenly, not having acknowledged the same although he often expressed and declared his intention and purpose to have compleated said deed; thereon praying that said deed may be recorded in said Cornwall records and authenticated by decree of this Assembly as thô the same had been acknowledged by said Holloway in his life time &c., as by said petition on file appears: Resolved by this Assembly, that said deed (together with a copy of this decree) be recorded in the public records of said town of Cornwall, and that the said deed or the copy or exemplification thereof so being recorded may be given in evidence of said William Clark's title to said land in any trial at law respecting the title of said land, and that the same be and be ever hereafter deemed and admitted as full evidence of said petitioner's title to the lands in said deed mentioned, as the same might or could have been had the same been acknowledged by the said George Holloway in his life-time before proper authority.

Upon the petition of John Ledyard of Groton, against Samuel Burrows junr, of said Groton, shewing to this Assembly that said Burrows brought his action against him to Norwich county court November 1753, demanding account of his part of the earnings of a certain voyage performed by the petitioner in the employ of said Burrows and others, which action came to a final trial at the superior court held at New London in September last, where judgment was rendered in favour of said Burrows on the award of auditors in said case; complaining that said auditors missed the law &c.; praying for liberty of another trial of said cause &c., as by the petition on file may more fully appear: Resolved by this Assembly, that the petitioner have liberty of a new trial of said case at the superior court to be held at Norwich in said county of New London on the fourth Tuesday of March next, and that

the future cost follow the final judgment that shall be given in said case.

Upon the petition of Timothy Alling of New Haven, against Abigail Clark of Milford, administratrix on the estate of George Clark jun<sup>r</sup>, late of said Milford, deceased, preferred to this Assembly at their sessions at Hartford in May last and brought here by continuance, representing to this Assembly that sometime in January last the petitioner having in his hands as deputy sheriff an execution in favour of Obadiah Wells against said Clark for £189 6s. 3d. New York money debt and £3 15s. 0d. lawful money cost of suit, and that having been with said Clark in his life time in order to collect said sums said Clark urged to have the levying said execution deferred for some little time, that so he might have some opportunity with less inconveniency to raise said sums, and that while the petitioner was considering with himself how far he might in prudence indulge said Clark in that particular, he, the said Clark, abruptly and privately withdrew from him and went home and shut himself up and soon after fell into distraction and soon after died, having never in his life-time satisfied said debt, altho' while his reason was continued always manifested an intention to pay the same; further shewing, that not more than £25 lawful money hath been advanced out of said Clark's estate towards paying said debt, notwithstanding the said George Clark left a large estate at his death, sufficient to pay the said debt and all his other debts &c., and that he, the petitioner, hath been obliged to pay said debt in said execution contained together with large sums for costs &c.; praying for a decree of this Assembly to have and recover the same [427] of said administratrix &c., || as by the petition on file may more fully appear. The parties here appearing, the petitionee did not move anything against the prayer of the petition: Whereupon this Assembly, having considered of the matter of said petition upon the evidence produced, do resolve and decree, that the petitioner shall have and recover of the petitionee the sum of one hundred forty-three pounds four shillings and ten pence lawful money, the amount of the damages by him sustained as abovesaid, and that execution accordingly be issued for the levying and collecting said sums of the goods or chattels of said George Clark in the hands of said administratrix; and such payment by said administratrix to be made, being duly exhibited in the court of probate proper to receive the accounts of said administratrix, shall be allowed in the settlement of the account of her administration on said estate. *Ex. granted Oct. 30th, 1756.*

Upon the petition of Benjamin Appleton of New London, against Samuel Cook and Mary McNiell of New Haven, administrators on the estate of Archibald McNiell late of New Haven, deceased, preferred to this Assembly in May last, representing and setting forth that the petitioner in the year 1752 went master of the brigantine Peggy and Molly in a voyage to Jamaica in the West Indies, and said Archibald McNiell merchant or supercargo, and that sundry dealings and accounts were and subsisted between them at the time of said McNiell's death, which happened at said Jamaica sometime in the close of the year 1752; further shewing that said administrators of said McNiell had brought their action of book-debt against the petitioner to New Haven county court Nov. 1753, and afterwards at New Haven county court in April 1755, (in the absence of the petitioner,) recovered final judgment against him for a large sum in Jamaica money for debt and costs; also shewing that he, the petitioner, had commenced an action against said administrators of book-debt in New London county, demanding £500 Jamaica money; alledging that his goods were taken by force of an execution upon said final judgment against him &c.; praying for relief in the premises and that commissioners might be appointed to look into the whole matter of said accounts and report thereon &c.; and thereupon this Assembly at their sessions in May appointed Messrs. Thomas Wells and Joseph Fowler, Esq<sup>rs</sup>, and Capt. Samuel Willis a committee to examine into said accounts and make report of what they should find and their opinion thereon &c. to this Assembly, as by the files and records of this Assembly doth appear. Said committee having made their report to this Assembly, *viz*: that upon the whole of said accounts there is due to the petitionees, as administrators as aforesaid, from the petitioner the sum of £16 12s. 10d. lawful money, also £10 11s. 5d. for their costs in their said suit against said Appleton, and £7 17s. 6d. all lawful money, for their cost in defending his suit against them in said New London county &c., as by the report on file may more fully appear: This Assembly having considered of said report of said committee do accept and approve the same, and do thereupon resolve and order, that said Benjamin Appleton do pay to said administrators the said sums of sixteen pounds 12s. 10d. and £10 11s. 5d. and £7 17s. 6d. in the whole the sum of thirty-five pounds one shilling and nine pence lawful money, and that execution go forth against him for the levying and recovering said sums accordingly. And further it is ordered, that there be no further proceedings on

said judgment so by said administrators obtained against said Appleton in April 1755 at New Haven aforesaid, nor in said action now pending in said New London county in favour of said Appleton against said administrators, but that the same cease and drop. *Cost allowed petitionees is £3 9s. 4d. lawful money. Ex. granted Oct. 30, 1756.*

Upon the petition of William Olmsted of East Haddam, against John and William Ludlow of New York, preferred to this Assembly in May last and brought here by continuance, representing that said John and William Ludlow brought their action against the petitioner to Hartford adjourned county court in January 1754, demanding the surrendry of one hundred and seventy-five acres of land lying in said East [428] Haddam, and one hundred || and fifty pounds lawful money damages. which action came to a final tryal at the superior court held at Hartford in March last, at which court judgment on default was rendered against the petitioner for said land and the whole of said damages, and that without any enquiry into the said damages, the petitioner not being at that time able to attend said tryal; alledging that the said damages were unreasonable, &c.; praying for liberty of another tryal of said case for the purpose of having said damages adjusted, on his giving bond &c., as by the petition on file may more fully appear: Resolved by this Assembly, that the petitioner be allowed and he is hereby allowed the liberty of a new tryal of said case, for the purpose of being heard on and adjusting said damages, at the superior court to be held at Hartford in March next, on the petitioner's giving into said superior court sufficient bond to abide the judgment that may be by said court given therein.

Upon the petition of Nathaniel Barnum, of Danbury in Fairfield county, against Stephen Mead of Fairfield, representing to this Assembly that he brought his writ of partition against said Mead, therein demanding partition of certain lands in said writ described, which action came to final tryal at the superior court held at Fairfield on the last Tuesday save one of August last, and on special verdict by the jury given in said case said court gave judgment in said case in favour of said Mead, that the petitioner and defendant did not hold the lands whereof partition was demanded in manner and proportion as set forth in said writ; complaining and alledging that in proceeding to and rendering said judgment manifest error had intervened; praying that this Assembly would reverse and set aside said judgment and grant the petitioner a new tryal in said case, as by the petition on file appears:

Resolved by this Assembly, that in proceeding to and rendering said judgment of said superior court there is manifest error; and thereupon this Assembly do reverse and make null and void said judgment, and grant the petitioner liberty of another tryal of said case at the superior court to be held at Fairfield in and for said county of Fairfield on the last Tuesday save one of February next, and that all cost follow the final judgment which shall be given in said case; and in case judgment in said case shall be finally rendered in favour of the petitioner, then and in that case said superior court are hereby enabled and directed to grant execution to recover back all such costs as shall appear to said court to have been taken from the petitioner by force of said former judgment complained of.

Upon the memorial of Joshua and others, Indians residing at the southwest part of Kent, commonly called Scatacook Indians, representing to this Assembly that in the late sale of some of the lands in said township the lands there were so sold and disposed of as that by mistake the memorialists were deprived of a certain opening or gap in the mountain near where they live, whereby they are prevented and hindered from a free passage into the woods &c., contrary to what was intended in the disposal of said lands; praying to have some part or all of a lot or lots near or adjoining to where they live, to accommodate them in that particular &c., as by the memorial on file may appear: Resolved by this Assembly, that Samuel Adams of Stratford, and Roger Sherman of New Milford, Esq<sup>rs</sup>, be a committee to examine into said matters, and they are hereby enabled and directed to repair to said place and places, view the same &c., and enquire [and] examine into said matters of complaint, and make report to this Assembly in May next of what they shall find with respect to the premises, with their opinion thereon.

Upon the memorial of Ephraim Fuller, administrator on the estate of Samuel Wright late of East Haddam, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the personal estate of said deceased the sum of £54 10s. 7 $\frac{3}{4}$ d. lawful money, and [429] praying for liberty to sell || lands: Resolved by this Assembly, that the memorialist be impowered, and he is hereby impowered, to sell so much of the real estate of said deceased as to pay and satisfy the said sum of £54 10s. 7 $\frac{3}{4}$ d. lawful money together with the incident charges arising thereon; taking the direction of the court of probates for the district of East Haddam therein.

Upon the memorial of William Clark, administrator on the estate of Josiah Gillet the aged, late of Colchester, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmounts the personal estate of said deceased in value the sum of £6 0s. 7½*d.* lawful money, and praying for liberty to sell land: Resolved by this Assembly, that the memorialist be impowered, and he is hereby impowered, to sell so much of the real estate of said deceased as to pay and satisfy the said sum of £6 0s. 7½*d.* lawful money together with the incident charges arising thereon; taking the directions of the court of probates for the district of East Haddam therein.

Upon the memorial of Jehiel Rose, shewing to this Assembly that the debts due from the estate of Daniel Rose, deceased, surmount the inventoried moveable estate the sum of £25 lawful money; praying this Assembly to grant liberty to sell so much of the real estate of the said Daniel Rose as to pay the said sum of £25 lawful money with the incident charges arising thereon: Resolved by this Assembly, that the said Jehiel Rose have liberty, and liberty is hereby granted unto the said Jehiel Rose, to sell so much of the real estate of the said Daniel Rose deceased as to raise the sum of £25 lawful money with the incident charges arising thereon; taking the direction of the court of probate in the district of Windham therein.

Upon the memorial of Zebulon Butler of Lyme, administrator on the estate of John Butler late of said Lyme, deceased, shewing to this Assembly that the real estate of said deceased amounts to the sum of £5766 0s. 0*d.* old tenor, that the personal estate of said deceased amounts to the sum of £637 8s. 0*d.* old tenor, that the charges of administration, debts paid and still due from the estate of said deceased amounts to the sum of £3154 17s. 5*d.* old tenor, that the Assembly of said Colony in October last granted liberty to said memorialist with Samuel Ely, Esq<sup>r</sup>, to sell so much of the real estate of said deceased as should amount to the sum of £1935 old tenor with the incident charges arising thereon, that pursuant to said order said memorialist with said Samuel Ely, Esq<sup>r</sup>, sold so much of the real estate of said deceased as amounted to the sum of £1996 10s. 0*d.* old tenor, which together with the personal estate of said deceased amounts to the sum of £2637 18s. 0*d.* old tenor and is £520 19s. 5*d.* old tenor less than said debts paid, still due &c.; praying for liberty to sell so much of the remaining part of the real estate of said deceased as should amount to the sum of

£520 19s. 5d. old tenor or a sum in lawful money equivalent in value thereto, with incident charges &c., as per memorial on file: Resolved by this Assembly, that said memorialist with Samuel Ely, Esqr, of Lyme, be and hereby are appointed and impowered to make sale of so much of the remaining real estate of said deceased as shall amount to such a sum in lawful money as shall be sufficient to pay said sum of £520 19s. 5d. old tenor with the incident charges arising on such sale; taking the advice and direction of the court of probate for the district of New London therein.

[430] Upon the memorial of Abigail Whitmore of Middleton, shewing to this Assembly that in the year 1698 the General Assembly granted unto one Francis Whitmore, then of Middleton now deceased, liberty to build a stone bridge over the little river in Middleton, and the fare thereof to be two pence for horse, man and load, and one penny for a single man, to him and his heirs forever, and that the right of said Francis is now well descended to her, and that she now owns and possesses the bridge built across said river, and that the selectmen of Middleton and others are desirous the same may be made a free bridge for all travellers, and that the town of Middleton in case her right be purchased will maintain and keep in repair said bridge and the same be free for all travellers; praying that this Assembly grant to her the value of three hundred pounds old tenor bills in the year 1726 for said bridge, and that she thereupon make the same over to the town of Middleton, or that a committee be appointed to agree with her for said bridge and the town aforesaid about the maintaining of the same, as per memorial on file: Resolved by this Assembly, that John Chester and Thomas Wells, Esqrs, be a committee, and they are hereby authorized and impowered as a committee aforesaid, at the cost of the memorialist, to repair to Middleton and there agree with said Abigail and the town of Middleton about having said bridge a free bridge and so maintained for ever, and make report to this Assembly in May next of their doings therein for their further consideration.

Upon the petition of Enos Alling and Isaac Doolittle of New Haven, against Abigail Mix of New Haven, guardian to Abigail and Mary, two minor children and heirs of Samuel Mix late of New Haven, deceased, shewing to this Assembly that on the 28th day of July 1752, they, the petitioners, having purchased of said Samuel Mix twenty square rods of land for the purpose of building a church thereon in said New Haven, the said Samuel Mix made his deed thereof of that

date to the petitioners, but by reason of certain accidents the same deed was never acknowledged by said Samuel Mix in his lifetime, &c.; praying to have liberty to record the said deed &c., as by the petition on file may appear: Resolved by this Assembly, that the petitioners have liberty to record said deed in the records of said town of New Haven, and the same so being recorded shall and may be used and improved as the act and deed of said Mix for the passing the estate in said lands as fully and effectually to all intents and purposes as if the same had been acknowledged by the said Samuel Mix.

Upon the memorial of David Hine of Milford, representing to this Assembly that the memorialist being a soldier in Capt. James Peck's company the last year in the recruits sent to Lake George, had a gun impressed from Stephen Bradly, No. 22, prized at one pound fifteen shillings lawful money, which the memorialist brought home with him in the fall of the year and placed in his father's house in the parish of Amity, the place of his usual abode, which house sometime in January last accidentally took fire and was thereby burnt up and consumed, and said gun in and with said house destroyed; further shewing that said captain, not knowing whether the government should bear said loss or the memorialist, declined paying him the whole of his wages, and that the Committee of the Pay-Table likewise declined ordering the pay for said [431] gun || to said Bradly &c., as by the memorial on file; praying to have said loss of said gun born by the government, &c.: Resolved by this Assembly, that the loss of said gun shall be born and sustained by the government, and that the memorialist have and receive the full of his wages as tho' the same had not been lost, and that said Bradly be paid for said gun out of the treasury of this Colony; and the Committee of the Pay-Table and said Captain Peck are hereby directed to conduct with regard to said gun &c. agreeable to this order.

Upon the memorial of Cornelius Ditman and other inhabitants of the northern part of Green's Farms parish and northwestern part of Greenfield parish in Fairfield, and a small part of the parish of Wilton in Norwalk bounds, praying to be made into an ecclesiastical society; representing their living at a great distance from any place of public worship, their ability to uphold and maintain the ministry among themselves &c., as by the memorial on file may more fully appear: Resolved by this Assembly, that there be a committee, and Jonathan Maltbee of Stanford, John Read of Fairfield,



and Samuel Olmsted of Ridgfield, Esq<sup>rs</sup>, are hereby appointed a committee to enquire into the matters of said prayer &c., who are hereby directed, at the call and cost of the memorialists, to repair to the place prayed for to be made a society as aforesaid, and view the same, as also the lands and parts adjacent, and hear all parties concerned, and report their opinion of what they shall think best to be done with regard to the premises to this Assembly in May next.\*

Upon the memorial of Sarah Johnson, administratrix on the estate of Elijah Johnson late of Colchester, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the personal estate of said deceased the sum of £31 18s. 5½d. lawful money, and praying for liberty to sell lands: Resolved by this Assembly, that the said Sarah Johnson, together with Mr. Oliver Bulkley of said Colchester, be impowered and they are hereby impowered to sell so much of the real estate of said deceased as to pay and satisfy the said sum of £31 18s. 5½d. lawful money together with the incident charges arising thereon; taking the directions of the court of probates for the district of East Haddam therein.

On the memorial of William Clark and Joanna Webster, both of Lebanon in the county of Windham, administrators on the estate of Pelatiah Webster late of said Lebanon, deceased, shewing to this Assembly that the personal estate of said deceased is insufficient to satisfy the debts of said deceased by one hundred pounds lawful money, and praying for license and order to sell so much of the real estate of the said deceased as shall be sufficient to satisfy the said debt of one hundred pounds together with the incident charges arising thereon: Resolved by this Assembly, that the said William Clark and Joanna Webster have liberty, and liberty is hereby granted to them, to sell so much of the real estate of the said Pelatiah Webster, deceast, as shall be sufficient to pay the sum of one hundred pounds lawful money together with said incident charges; taking the direction of the court of probates for the district of Windham therein.

[432] On the memorial of Jane Richards, administratrix on the estate of Daniel Richards late of Goshen in the county of Litchfield, deceased, shewing to this Assembly that the debts due from said estate surmounts the inventoried personal estate of said deceased £41 1s. 6½d. lawful money; thereupon praying liberty of this Assembly to sell the land of said

\* A society was constituted in May 1757 and named Norfield, now Weston.

deceased &c.: Whereupon it is resolved by this Assembly, that said administratrix together with Samuel Nash of said Goshen be impowered, and they are hereby impowered, to sell so much of the real estate of said deceased as shall amount to said sum of £41 1s. 6*d.* lawful money as also the incident charges of sale; taking direction of the court of probate for the district of Litchfield therein.

On the memorial of Abigail Scofield, administratrix on the estate of Reuben Scofield, late of Stanford in Fairfield county, deceast, shewing to this Assembly that the debts &c. due from said estate surmounts the personal estate of the said deceast the sum of £331 3s. 2½*d.* lawful money, and praying for liberty to sell so much of the real estate of the said deceast as will be sufficient to answer and pay the said sum of £331 3s. 2½*d.* lawful money with the necessary charges arising thereon: Resolved by this Assembly, that Abraham Davenport, Esqr, of said Stanford, and the memorialist have liberty, and liberty is hereby granted unto them, to sell so much of the real estate of the said Reuben Scofield deceast as may be sufficient to answer and pay the said £331 3s. 2½*d.* lawful money together with incident charges arising thereon; taking the direction of the court of probate for the district of Stanford therein.

On the memorial of Martha Hoit, administratrix on the estate of Samuel Hoit the 3d, late of Stanford, deceast, shewing to this Assembly that the debts &c. due from said estate surmounts the personal estate of the said deceast the sum of £145 13s. 0¾*d.* lawful money, and praying for liberty to sell so much of the real estate of the said deceast as will be sufficient to answer and pay the said sum of £145 13s. 0¾*d.* lawful money with the necessary charges arising thereon: Resolved by this Assembly, that the memorialist have liberty and liberty is hereby granted unto the said memorialist, to sell so much of the real estate of the said Samuel Hoit deceast as will be sufficient to answer and pay the said sum of £145 13s. 0¾*d.* lawful money with the incident charges arising thereon; taking the direction of the court of probates for the district of Stanford therein.

Upon the memorial of Lucy Dayton, administratrix on the estate of Israel Dayton late of New Haven in the county of New Haven, deceased, shewing to this Assembly that the debts, charges and allowances against said estate surmounts the moveable estate of said deceased the sum of £26 18s. 6*d.* lawful money, and praying for liberty to sell so much of the real estate as will be sufficient to raise the said sum to pay

the said debt with incident charge of sale &c., taking the direction of the court of probate for the district of New Haven &c. : Resolved by this Assembly, that Mr. Joshua Chandler of said New Haven be impowered and have liberty to sell so much of the real estate of the said deceased as will be sufficient to pay the said £26 18s. 6*d.* lawful money with the incident charge of sale ; taking the direction of the court of probate for the district of New Haven in the sale.

[433] On the memorial of Mary Stephens, administratrix on the estate of Thomas Stephens late of Canterbury, deceased, shewing to this Assembly that the debts due from said estate surmount the inventoried personal estate of said deceased the sum of £99 4s. 4*d.* old tenor ; praying for liberty to sell land &c. : Resolved by this Assembly, that Mr. Joseph Dyer of Canterbury be impowered, and he is hereby impowered, to sell so much of the real estate of said deceased for lawful money as shall be sufficient to pay said sum of £99 4s. 4*d.* old tenor together with incident charges of sale ; taking the direction of the court of probate for the district of Plainfield therein.

Upon the memorial of Israel Hewet, John Williams, Nathan Cheesebrough, Daniel Brown, John Palmer, Jonas Prentice and John Hallam, all of Stonington, selectmen of the town of Stonington aforesaid, shewing to this Assembly that said memorialists in due form of law on the 9th of March 1756 took into their care &c. William Denison the second, of Stonington aforesaid, with his family and estate, and accordingly published their doings as the law directs ; that said memorialists have used and improved the personal estate of said William Denison the 2d in payment of debts &c. due from said Denison at the time when he was taken into the care of said memorialists as aforesaid, except what is necessary for the support of his wife and children ; that there are debts still due from said William Denison 2d, which he owed at the time aforesaid, to the amount of three thousand pounds old tenor ; praying that some suitable person might be appointed to make sale of so much of the lands of said William Denison 2d sufficient to pay said debts &c., as per memorial on file : Resolved by this Assembly, that the said selectmen of the town of Stonington be and are hereby appointed and impowered to make sale of so much of the lands of said William Denison 2d as shall amount to the sum of three thousand pounds old tenor bills of credit or a sum in lawful money equivalent in value thereto, for the purpose aforesaid.

Upon the memorial of Daniel Taylor junr, Ebenezer Picket,

Phineas Judd and Daniel Starr, selectmen of Danbury, shewing to this Assembly that they have expended out of the town stock twelve pounds lawful money in the support of Ebenezer Barnum of said Danbury, an indigent person, over and above the last order from this Assembly for the sale of said Barnum's lands; that there is now left only about three acres of land with a dwelling-house on the same, belonging to said Barnum, except a small right in commonage; that to sell any part of said three acres without the whole would tend to the disadvantage of the sale; and praying to this Assembly to order, direct and empower the memorialists, or some other meet person, to make sale of said three acres with the house to the best advantage, the money to be improved for answering said charge and in making further provision for said Barnum and family: Resolved by this Assembly, that the memorialists have liberty, and liberty is hereby granted to the memorialists or either two of them, to make sale of said three acres of land with the house standing on the same at the best advantage, the money to be improved for answering said twelve pounds already expended, and for making further provision for said Barnum and family.

Upon the memorial of John Beckwith of Lyme, shewing to this Assembly that on the first day of September 1748, he with Benjamin Hide of Lyme gave bond to the Treasurer of [434] this Colony, conditioned for the sum || of £18 11s. 0*d.* new tenor bills of credit of this colony; that said bond was dated September 1st, 1748, and payable the first of December 1748, for duty of goods imported from one of the neighbouring governments; that on the 11th of September 1748, said memorialist settled with Jedidiah Dudley, collector, who took said bond and paid him the sum contain'd in the condition of said bond and took his receipt for the same, but that said bond was mislaid and by mistake was delivered to the Treasurer, and the sum contained therein now demanded of said memorialist &c.; praying that said bond might be cancelled &c., as per memorial on file: Resolved by this Assembly, that said bond be and is hereby ordered to be cancelled, and that the agent appointed to collect the debts due to this Colony in the county of New London is hereby directed to cancel said bond accordingly.

Upon the memorial of widow Peat, relict of Joseph Peat late of Stratford in the county of Fairfield, and administratrix on the estate of said Joseph, representing to this Assembly that the debts of the estate of the said Joseph surmounts the moveables of said estate the sum of one hundred and two

pounds thirteen shillings and ten pence old tenor; praying for liberty to sell so much of the lands and real estate of the said Joseph as will be sufficient to answer said debts with incident charges: Resolved by this Assembly, that so much land of the estate of the said Joseph Peat deceased be sold as will answer said sum of said debt. And it is hereby enacted, that Theophilus Nichols of said Stratford, Esq<sup>r</sup>, have power, and he is hereby authorized, to sell said land sufficient to answer said debt with incident charges, and make deed or deeds accordingly; taking the direction therefor of the judge of probate for the district of Fairfield.

Upon the memorial of Edward Allen of Milford, shewing to this Assembly that sometime in the year 1751, he purchased of the government a set of bills of exchange for £300 sterling, and became obliged according to the acts of this Assembly in that case made and provided not to improve or dispose of said bills otherways than by importing goods from Europe; further representing that his affairs have been such that he could not conveniently improve the same according to said first design; praying for leave to dispose of the said bills in any other way than in importing goods as aforesaid, as by the memorial on file: Resolved by this Assembly, that the memorialist have liberty, and he hath hereby liberty granted him, to dispose of said bills in any other way than in importing goods as aforesaid.

Upon the report of John Pitkin, Stephen Hosmer and Daniel Webster, all of Hartford, a committee appointed by this Assembly in May last to view and consider the circumstances and situation of sundry of the proprietors of the north meadow or common-field in Hartford aforesaid, *viz*: John Cook, John Talcott, Joseph Wadsworth, William Wadsworth, John Spencer, Ann Dickinson, Ozias Pratt, Zebulon Spencer, William Goodwin, Daniel Marsh, Daniel Wadsworth, Joseph Wadsworth jun<sup>r</sup>, and Moses Dickinson, memorialists, and the matters referred to in their memorial, respecting the said memorialists being released from any taxes granted by the proprietors of said field for repairing the bridges and mending the highway in said meadow that leads from the south to the north end of the same, reporting their opinion in the premises that the memorialists ought to be released from the last tax and from all future taxes to be by said proprietors granted for the purposes aforesaid: It is thereupon resolved by this Assembly, that the aforesaid report of said committee be and the same is hereby accepted, allowed and approved; and the said memorialists and each of them are hereby also released

and discharged from the aforesaid tax already granted by said proprietors, and shall be exempted from any future tax [435] or || rate that shall or may be by said proprietors granted for the purposes aforesaid, so long as the memorialists shall at their own cost provide ways for themselves suitable to their need and situation.

Upon the memorial of Benjamin Bosworth, shewing to this Assembly that the debts due from the estate of Benjamin Bosworth jun<sup>r</sup>, late of Ashford in the district of Pomfret in the county of Windham, deceased, and the reasonable allowances made by the court of probate for said district, surmounts the moveable estate of said deceased the sum of £20 16s. 9d. lawful money, and praying for liberty to sell so much of the real estate which said deceased died seized of, with the incident charges of sale &c.: Resolved by this Assembly, that the said Benjamin Bosworth have liberty to sell so much of the real estate of said deceased as will be sufficient to raise the sum of £20 16s. 9d. lawful money with the incident charge of sale; taking the direction of the court of probate for the district of Pomfret in said sale &c.

Upon the memorial of Lucy Dewolf of Lyme, administratrix on the estate of Simon Dewolf late of Lyme, deceased, shewing to this Assembly that the real estate of said deceased amounts to the sum of £84 10s. 0d. and the personal estate of said deceased amounts to the sum of £25 7s. 9d. all lawful money; that the debts paid by said administratrix, those that are still due from said estate, charge of administration and necessaries set out to the widow, all amounts to the sum of £65 4s. 2d. lawful money, which surmounts the personal estate of said deceased the sum of £39 16s. 5d. lawful money; praying that some suitable person might be appointed to make sale of so much of the real estate of said deceased as shall amount to the sum of £39 16s. 5d. lawful money with incident charge, as per memorial on file: Resolved by this Assembly, that said memorialist be and is hereby impowered to make sale of so much of the lands of said deceased (where it will least prejudice the same) as shall amount to the sum of £39 16s. 5d. lawful money with the incident charges arising thereon; taking the direction of the court of probate for the district of New London therein.

On the memorial of Dorothy Bugbee of Mansfield, administratrix on the estate of Pelatiah Bugbee late deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the moveable estate of said deceased £4 2s. 6d. lawful money; praying for liberty to sell so much

of the real estate of said deceased as shall be sufficient for the payment thereof with incident charges arising thereon: Resolved by this Assembly, that liberty shall and hereby is granted unto the said Dorothy Bugbee, to make sale of so much of the real estate of said deceased as shall be sufficient to pay said sum of £4 2s. 6d. lawful money with incident charges arising on said sale; taking directions of the court of probate for the district of Windham therein.

Upon the memorial of Richard Burch, of New London in the county of New London, shewing to this Assembly that Elizabeth Smith late of New London, deceased, by her last will and testament gave and bequeathed unto her daughter Lydia Harris all her personal estate and the use of her real estate during her natural life for her support and maintenance, she being an idiot and incapable to do anything toward or for her own support, which Lydia Harris has since deceased leaving only real estate upon which the memorialist hath since administred; and further shewing that the maintenance of the said Lydia during her life after her said mother's decease (besides what her said mother allowed and gave her by will as aforesaid) amounted to the sum of thirty-eight pounds [436] thirteen shillings and six-pence lawful money, including funeral charges, and the said Lydia leaving no personal estate; and praying for liberty to sell so much of the said Lydia's land as shall be sufficient to pay the aforesaid sum with the additional charge of sale &c.: Resolved by this Assembly, that the said memorialist have liberty to sell so much of the land of the deceased as will be sufficient to pay the said sum of £38 13s. 6d. lawful money with the incident charge of the sale &c., taking the direction of the court of probate for the district of New London in the sale.

On the petition of John Rennals, of Weathersfield in the county of Hartford, *vs.* Elisha Williams and Ezekiel Williams, both of Weathersfield aforesaid, the only acting executors of the last will and testament of Col. Elisha Williams of said Weathersfield, late deceased, as on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly, in the negative. *Cost allowed respondents is £1 6s. 10d. lawful money.*

On the petition of Joseph Olcott, of Hartford in the county of Hartford, *vs.* George Olcott, of Hartford aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £2 5s. 4d. lawful money. Ex. granted Dec<sup>r</sup> 17th, 1756.*

On the petition of Israel Walker, late of Hebron in the county of Hartford now of Brimfield in the county of Hampshire and Province of the Massachusetts Bay, *vs.* Asahel Phelps of Hebron aforesaid, as on file: The question was put, whether the pleas offered on the part of the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £2 10s. 2d. lawful money.*

On the petition of John Lay and Abigail his wife, of Lyme in the county of New London, *vs.* Jonathan Mack of Lyme aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is £1 12s. 10d. lawful money. Ex. granted Nov. 19th, 1756.*

On the petition of Joseph Mather, of Lyme in the county of New London, a principal inhabitant of the first society in said Lyme, and the rest of the inhabitants of said society, *vs.* Reynold Marvin of Lyme aforesaid, as on file: The question was put, whether the petitioners named in and preferring the said petition do legally appear before this Assembly: Resolved in the negative. And it is also further resolved, that the same petition ought not by law to be preferred to and heard by the Assembly, (the damage or matter about which the controversie hath arisen not exceeding the sum of seven pounds.) *Cost allowed respondent £1 4s. 4d. lawful money.*

On the petition of Asa Morris, of New Haven in the county of New Haven, *vs.* Robert Nevens, of Hartford in the county of Hartford, as on file: The question was put, whether the judgment complained of in this petition is in anything erroneous: Resolved by this Assembly in the negative.

On the petition of John Smith and Mehetabel Smith his wife, of Rye in the county of West Chester and Province of New York, and Thomas Smith and Hannah his wife of the Highlands in the county of Orange in the Province aforesaid, and Mary Hart and Sarah Bartlet, both of Guilford in the county of New Haven, *vs.* Thomas Hart, of Guilford in the county of New Haven aforesaid, as on file: The question was put, whether the pleas offered by the respondent in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

[437] *Ordered,* That the Treasurer of this Colony pay out of the public treasury unto Mr. Medad Lyman of New Haven, (according to his account now exhibited and allowed,) the sum of £5 6s. 6d. for taking care of and subsisting one



John Davis, a Frenchman, while committed to New Haven county goal on suspicion of being a spy.

This Assembly grants to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor, the sum of sixty-six pounds lawful money for his salary for the last half year.

This Assembly grants to the Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor, the sum of thirty-three pounds lawful money, for his salary for the last half year.

Granted to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor, the sum of twenty pounds lawful money, for his extraordinary service the last half year, and the Treasurer of this Colony is hereby ordered to pay the same out of the Colony treasury.

This Assembly do appoint John Chester, Thomas Wells, Roger Wolcott jun<sup>r</sup>, Daniel Edwards and Joseph Buckingham, Esq<sup>rs</sup>, to attend his Hon<sup>r</sup> the Dep<sup>t</sup>. Gov<sup>r</sup>. to hear the acts and records of this Assembly read off and signed by the Secretary as compleat.

This Assembly was adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

The whole record of the several Acts, Orders and Resolves of this Assembly, as it stands entered on the pages of this book next preceding, was read off in the presence of his Honour the Deputy Governor and the major part of the committee above named, and signed,

GEORGE WYLLYS, Secretary.

[438] *Anno Regni Regis Georgii secundi tricesimo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD (BY ADJOURNMENT AND SPECIAL ORDER OF HIS HONOUR THE GOVERNOR,) ON THE 20TH DAY OF JANUARY, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 25TH DAY OF THE SAME MONTH, ANNOQUE DOMINI 1757.

*Present:*

The Honourable Thomas Fitch, Esq<sup>r</sup>, Governor.

The Hon<sup>ble</sup> William Pitkin, Esq<sup>r</sup>, Deputy Governor.

Roger Newton,	Thomas Wells,	} Esq <sup>rs</sup> , } Assistants.
Ebenezer Silliman,	Benjamin Hall,	
Jonathan Trumble,	Phineas Lyman,	
Hezekiah Huntington,	Roger Wolcott jun <sup>r</sup> ,	
Andrew Burr,	Jonathan Huntington,	
John Chester,	Daniel Edwards,	

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz :*

- Mr. Joseph Buckingham, for Hartford.  
Capt. Isaac Dickerman, for New Haven.  
Mr. William Manwaring, Mr. William Hillhouse, for New London.  
Mr. Lothrop Lewis, for Fairfield.  
Col. Eliphalet Dyer, Mr. Jedidiah Elderkin, for Windham.  
Col. Ebenezer Marsh, for Litchfield.  
Mr. Isaac Tracy, Capt. Jabez Huntington, for Norwich.  
Col. Joseph Fowler, for Lebanon.  
Mr. John Strong, for Farmington.  
Capt. Samuel Kent, for Suffield.  
Capt. Amos Cheesborough, for Stonington.  
Col. Hezekiah Whittlesey, for Saybrook.  
Mr. Thomas Pierce, Capt. Thomas Stevens, for Plainfield.  
Mr. Edward Barker, Capt. William Hoadley, for Branford.  
Mr. Samuel Robinson, Col. Timothy Stone, for Guilford.  
Capt. Samuel Chandler, Col. Thomas Chandler, for Woodstock.  
Mr. Ephraim Strong, Mr. Robert Treat, for Milford.  
Mr. Amos Nauthrop, Capt. John Warner, for New Milford.  
Mr. Comfort Star, Mr. Thomas Benedict, for Danbury.  
Mr. Samuel Kimberley, for Glassenbury.  
Mr. Caleb Baldwin, Mr. Abel Booth, for Newtown.  
Capt. Obadiah Johnson, Col. John Dyar, for Canterbury.  
Mr. Samuel Minor, for Woodbury.  
Mr. Jedidiah Fay, Mr. Elijah Whiton, for Ashford.  
[439] Mr. Hezekiah May, for Weathersfield.  
Capt. Jonathan Pettibone, Mr. Joshua Holcomb, for Symsbury.  
for Sharon.  
Mr. William Hall, Mr. Ebenezer Dunham, for Mansfield.  
Mr. Gideon Hotchkiss, for Waterbury.  
Mr. Gideon Thompson, for Goshen.  
Capt. Joseph Phelps, for Hebron.  
Mr. Phineas Strong, for Coventry.  
Mr. Zebulon West, Mr. Samuel Chapman, for Tolland.  
Capt. Jacob Hinsdel, Mr. Jacob Benton, for Harwinton.  
Capt. Robert Dickson, Mr. John Smith, for Voluntown.  
Mr. William Wolcott, for Windsor.  
Capt. Abraham Brooks, for Haddam.  
Mr. Gershom Bulkley, for Colchester.  
Majr Elihu Hall, Mr. Charles Whittelsey, for Wallingford.  
Mr. Benjamin Gale, for Killingworth.  
Majr Joseph Holland, Mr. John Williams, for Pomfret.  
Capt. Benjamin Talcott, for Bolton.

Capt. Samuel Dwight, for Somers.

Capt. Ephraim Terry, for Enfield.

Col. Elihu Chauncey, for Durham.

Col. Hezekiah Sabins, Mr. Boaz Sterns, for Killingsley.

Capt. Samuel Bassett, for Derby.

Capt. Samuel Morgan, Mr. Nathaniel Brown, for Preston.

Capt. Isaiah Brown, for Stratford.

Col. Jabez Hamlin, Capt. Michael Burnham, for Middleton.

Capt. Matthew Griswold, for Lyme.

Mr. Joseph Spencer, for East Haddam.

Mr. Nathaniel Sacket, for Greenwich.

Col. Joseph Fowler, Speaker, } of the House of Repre-

Col. Elihu Chauncey, Clerk, } sentatives.

*Resolved by this Assembly,* That the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, Governor of this Colony, be and he is hereby desired to meet at Boston (as soon as with conveniency may be) with the Right Hon<sup>ble</sup> the Earl of Loudoun and with the Governors and Commissioners of the other New England governments, or such of them as shall there meet, to consult and advise in those matters and things as shall be there transacted for the good and benefit of the common cause of his Majesty's Colonies in North America.

Whereas his Honour the Governor has laid before this Assembly a letter from his Lordship the Earl of Loudoun of the 22d of December last,\* signifying his desire that Commissioners be appointed by this Colony to meet with the Governors and Commissioners from the four New England governments, at Boston in instant January, with full power to settle and conclude what aid shall be afforded his Lordship [440] next campaign for the general service: || Therefore, this Assembly do nominate and appoint Jonathan Trumble, Phineas Lyman, Elihu Hall and Eliphalet Dyer, Esq<sup>rs</sup>, or any three of them, for and on behalf of this Colony, to meet as soon as may be with his Lordship at Boston aforesaid, and with the Governors of said Colonies and such Commissioners as shall be appointed by the other of his Majesty's Colonies, to agree upon, settle and conclude what aid this Colony shall furnish in the next campaign; and further, to confer with his Lordship and said Governors and Commissioners touching any other matters and things relative to and for promoting the general service; always observing such instructions as

---

\* *Rhode Island Colonial Records*, V. 570.

shall be given them by this Assembly.\* And his Honour the Governor be desired to commission them accordingly.

An Act for supplying the Treasury.

The great expences of the last year's campaign having in a great measure exhausted the public treasury, and no sufficient fund having been provided for answering the exigencies of the current year, which may probably require large supplies,

*It is therefore resolved by this Assembly,* That a tax of two pence lawful money on the pound be granted and ordered, and the same is hereby granted and ordered to be levied on the polls and rateable estates in this Colony according to the list thereof exhibited to this Assembly in October last with the additions; and that said twopenny rate shall be collected and paid into the treasury of this Colony with and at the same time and in the same manner as the penny rate by this Assembly granted in March 1755 was ordered to be collected and paid, *viz*: on or before the last day of December 1757.

\* [From *War*, VI. 176.]

Instructions to Jon<sup>th</sup>. Trumble, Phineas Lyman, Elihu Hall and Eliph. Dyer, Esq<sup>r</sup>. Commissioners appointed by the General Assembly of the Colony of Connecticut on the 20th day of Jan. 1757.

You are to attend his Honor the Governour and with him repair to Boston, on the behalf of this Colony, to meet the Rt. Hon<sup>ble</sup> the Earl of Loudoun and the Governors and Commissioners that may meet there, to confer, advise and consult on such matters and things as shall be under consideration for his Majesty's service and defence of his Colonies in North America.

First. You are to agree, conclude and determine, in behalf of this Colony, on what aid shall be raised here and sent into his Majesty's service the next campaign, not exceeding the number of twelve hundred and fifty men; and in settlement thereof you are to have regard to the due proportion of the New England governments in furnishing the aid his lordship shall require.

Secondly. It is expected that this Assembly shall and may appoint the proper officers for such troops as are raised and sent from hence, of which you are to take proper care.

Thirdly. You are to confer with his lordship on proper measures to prevent the difficulties which often happen between the regular troops and those raised by the Provinces.

Fourthly. You are to address his lordship to supply money to enable this Colony to set forward the troops raised here, and to make some proper proportion of pay to them while in service, and concert measures to supply him with provisions in lieu thereof; and you are to confer with him on the pay for the provisions he hath already received which belonged to this Colony; and for his favourable recommendation to his Majesty to refund the costs and expences of the provisions and stores supplied the troops the last year over and above what he shall allow and pay here.

And you are to propose, consult, advise and confer to and with his Lordship and such Governors and Commissioners as shall be present, upon such matters and things as may be proper to be under consideration for his Majesty's service, and make report to this Assembly.

Connecticut, ss. Genl. Assembly Jan. 1757.

In the Upper House. The foregoing draft of Instructions for the Commissioners &c. are approved and ordered to lie on the files in the Secretary's office.

Test. GEORGE WYLLYS Secret'y.

Concurr'd in the Lower House.

Test. ELIHU CHAUNCEY Clerk.

For the proceedings of the Governors and Commissioners at Boston, consult *R. I. Col. Records*, VI, 15, 28; *N. Hampshire Provincial Papers*, VI, 556-562.

*Resolved by this Assembly,* That the sum of fifty pounds lawful money be paid out of the public treasury of this Colony to the Hon<sup>ble</sup> Thomas Fitch, Esq<sup>r</sup>, and the Commissioners appointed by this Assembly to repair with him to Boston to meet with the Right Hon<sup>ble</sup> the Earl of Loudoun and Governors and Commissioners of the other governments to be convened there, to defray their expences therein, and lay their accounts before this Assembly.

This Assembly do establish Mr. John Gilman to be Lieutenant of the 3d company or trainband in the town of Hartford.

On the representation of the listers of the town of New Hartford that they endeavoured in a reasonable manner to transmit according to law the sum-total of the lists of the inhabitants of said town to the General Assembly in October last, but were unexpectedly disappointed therein, and having now sent in the sum-total of said list which amounts £4554 14s. 0d. requested the same may be received &c.: Resolved by this Assembly, that the return of said list of said town of New Hartford be accepted, and the same is hereby accepted as the list of said town, and shall be transacted upon by the Treasurer as tho' the same had been made to said Assembly in October last.

Whereas one Bristow, a negro man servant and slave to Mr. George Beckwith of Lyme, having at the sessions of the superior court at New London in September last been legally convicted of committing a rape on the body of one Hannah Beebe of said Lyme, and thereupon by said court sentenced to suffer the pains of death, and stands committed to the [441] goal in New London &c.; and whereas he, the || said Bristow hath been lawfully reprieved, and execution of said sentence by his Hon<sup>r</sup> the Governor of this Colony respited and ordered to be suspended until and for the further orders and resolves of the then next General Court of this Colony, as by one certain instrument or warrant under his Hon<sup>r</sup> the Governor's hand and seal, dated November 29th, 1756, directed to the sheriff of the county of New London and by him returned into the files of this Assembly doth appear; and whereas there have been exhibited and are now lying before this Assembly sundry depositions in writing and affidavits duly taken and certified by lawful authority, representing and shewing, among other things, that she, the said Hannah, hath soon after said condemnation openly and freely declared said Bristow to have been innocent of said crime, and that her said complaint was wholly false and groundless

&c., and that she the said Hannah hath ever since and till this time peremptorily continues and persists in such her declaration; and representing also that she, the said Hannah, at and during the times of such her confession and recantation was in the free exercise of her reason and understanding &c., all which having been duly weighed and deliberated: It is thereupon resolved and ordered by this Assembly, that release from said sentence and delivery from said goal be and the same is hereby granted to him said Bristow, and the sheriff of said county of New London is hereby directed to conform himself accordingly, and to free and set at liberty said Bristow from said goal and to forbear in any wise to carry said sentence into execution; and that an authentic copy of this resolve under the public seal of this Colony shall be a sufficient warrant for said sheriff to that purpose.

Upon the memorial of John Hempstead, constable of New London, shewing to this Assembly, that he gathered the country rate for said town paid in the year 1755; that said rate was raised on a list of £37081 9s. 3d. and additions £288 14s. 0d. and fourfold assessments £1197 0s. 0d.; that when said memorialist came to the Colony Treasurer to make up his accounts for said rates, by some mistake the fourfold assessments were all entered as additions, the whole of which said Treasurer demanded of said memorialist, the half of which fourfold assessments amounting to £9 19s. 0d. lawful money belonged to the listers of said New London; praying that said sum of £9 19s. 0d. lawful money be abated and by said Treasurer allowed to said memorialist out of said rate &c., as per memorial on file &c.: Resolved by this Assembly, that said sum of £9 19s. 0d. lawful money be abated and that the said Treasurer allow the same to said memorialist out of said rate accordingly.

*Resolved*, That this Assembly be adjourned till Wednesday the ninth day of February next, to be holden at Hartford, and his Honour the Deputy Governor is desired to adjourn the same accordingly.

This Assembly was adjourned according to the above resolve by the order and direction of his Honour the Deputy Governor.

*Teste* GEORGE WYLLYS Secret'y.

---

[442] *Anno Regni Regis Georgii secundi tricesimo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY BY ADJOURNMENT ON WEDNESDAY THE 9TH DAY OF FEBRUARY, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE 23D DAY OF SAID MONTH, ANNOQUE DOMINI 1757.

*Present :*

The Honourable Thomas Fitch, Esqr, Governor.

The Hon<sup>ble</sup> William Pitkin, Esqr, Deputy Governor.

Roger Newton,	Benjamin Hall,	} Esqrs, Assistants.
Jonathan Trumble,	Phineas Lyman,	
Hezekiah Huntington,	Roger Wolcott junr,	
Andrew Burr,	Jonathan Huntington,	
John Chester,	Daniel Edwards,	
Thomas Wells,		

*Representatives or Deputies of the several Towns hereafter mentioned returned to attend at this Assembly, viz:*

Mr. Joseph Buckingham, for Hartford.

Capt. Isaac Dickerman, New Haven.

Mr. William Manwaring, Mr. William Hillhouse, for New London.

Mr. Lothrop Lewis, for Fairfield.

Col. Eliphalet Dyer, Mr. Jedidiah Elderkin, for Windham.

Col. Ebenezer Marsh, for Litchfield.

Mr. Isaac Tracy, Capt. Jabez Huntington, for Norwich.

Col. Jonathan Hoit, for Stanford.

Col. Joseph Fowler, Capt. Joshua West, for Lebanon.

Mr. John Strong, Mr. Solomon Whitman, for Farmington.

Mr. Luke Perkins, for Groton.

Capt. Samuel Kent, for Suffield.

Capt. Amos Cheesebrough, for Stonington.

Capt. Hezekiah Whittlesey, for Saybrook.

Mr. Thomas Pierce, Capt. Thomas Stevens, for Plainfield.

Mr. Edward Barker, Capt. William Hoadley, for Branford.

Col. Timothy Stone, for Guilford.

Capt. Samuel Chandler, Col. Thomas Chandler, for Woodstock.

Mr. Ephraim Strong, Mr. Robert Treat, for Milford.

Mr. Amos Nauthrop, Capt. John Warner, for New Milford.

Mr. Comfort Star, Mr. Thomas Benedict, for Danbury.

Mr. Samuel Kimberley, for Glassenbury.

Mr. Caleb Baldwin, Mr. Abel Booth, for New Town.

Capt. Obadiah Johnson, Col. John Dyar, for Canterbury.

Mr. Samuel Minor, for Woodbury.

Mr. Jedidiah Fay, Mr. Elijah Whiton, for Ashford.  
 Mr. Hezekiah May, for Weathersfield.  
 Capt. Jonathan Pettebone, Mr. Joshua Holcomb, for Symsbury.  
 Capt. John Williams, Mr. John Pardy, for Sharon.  
 Mr. William Hall, Mr. Ebenezer Dunham, for Mansfield.  
 Mr. Gideon Hotchkiss, for Waterbury.  
 Mr. Gideon Thompson, for Goshen.  
 Capt. Joseph Phelps, for Hebron.  
 Mr. Phineas Strong, for Coventry.  
 Mr. Zebulon West, Mr. Samuel Chapman, for Tolland.  
 [443] Capt. Jacob Hinsdal, Mr. Jacob Benton, for Harwington.  
 Capt. Robert Dickson, Mr. John Smith, for Voluntown.  
 Mr. William Wolcott, for Windsor.  
 Capt. Abraham Brooks, for Haddam.  
 Capt. Gershom Bulkley, for Colchester.  
 Majr Elihu Hall, Mr. Charles Whittlesey, for Wallingford.  
 Mr. Benjamin Gale, for Killingworth.  
 Major Joseph Holland, Mr. John Williams, for Pomfret.  
 Capt. Benjamin Talcott, for Bolton.  
 Capt. Samuel Dwight, for Somers.  
 Capt. Ephraim Terry, for Enfield.  
 Col. Elihu Chauncey, for Durham.  
 Col. Hezekiah Sabin, Mr. Boaz Sterns, for Killingsly.  
 Capt. Samuel Bassett, for Derby.  
 Capt. Samuel Morgan, Mr. Nathaniel Brown, for Preston.  
 Capt. Isaiah Brown, Capt. Samuel Adams, for Stratford.  
 Col. Jabez Hamlin, Capt. Michael Burnham, for Middleton.  
 Capt. Matthew Griswold, for Lyme.  
 Mr. Joseph Spencer, for East Haddam.  
 Mr. Nathaniel Sacket, for Greenwich.

Col. Joseph Fowler, Speaker, } of the House of Representatives.  
 Col. Elihu Chauncey, Clerk, }

On the proposal of his Excellency the Earl of Loudoun, General and Commander-in-chief of all his Majesty's forces in North America, to this Colony, to raise fourteen hundred good and effective men to act in conjunction with his Majesty's regular troops under his command in the next campaign: Resolved by this Assembly, that fourteen hundred good and effective men, including officers, be forthwith raised within this Colony for the service aforesaid, in such manner and under such limitations and regulations as shall be agreed on.

*Resolved by this Assembly,* That the aid of fourteen hundred men, which is agreed to be raised in this Colony to act in conjunction with his Majesty's regular troops under the



command of his Excellency the Earl of Loudoun in the next campaign, shall be formed into one entire regiment consisting of fourteen companies; that there shall be one colonel, one lieutenant-colonel and one major, and that the said colonel, lieutenant-colonel and major shall each of them have the command of a company as captains thereof, and that a captain be appointed to each of the other companies; that a captain-lieutenant and one lieutenant and one ensign be appointed for the colonel's company, and two lieutenants and one ensign for each of the other companies; that there be four sergeants, four corporals, a clerk and one drummer to each of said companies; and that there be a chaplain, a surgeon and two surgeon's mates and a quarter-master or commissary for said regiment.

*Resolved. by this Assembly,* for the encouragement of able-bodied effective men voluntarily to enlist themselves in the regiment to be raised in this Colony to act in conjunction with his Majesty's regular troops under his Excellency the Earl of Loudoun in the next campaign,

*First,* That each man who shall furnish himself with suitable cloaths and a powder-horn and bullet pouch to the acceptance of the muster-master || and shall voluntarily enlist himself into said service, upon his being mustered and accepted shall be entitled to receive a bounty of forty-two shillings lawful money.

*Secondly,* That each non-commission officer and soldier who was in the provincial service in the parts towards Crown Point in either of the two last campaigns, who shall furnish himself with suitable cloaths as aforesaid and shall enlist himself in said regiment raised within this Colony for the next campaign and be accepted by the muster-master, shall be entitled to receive a further bounty of thirty shillings lawful money.

*Thirdly,* That each man who doth not furnish himself with cloaths as aforesaid shall be supplied with the same by his captain out of the aforesaid bounty, and the remainder thereof paid to him.

*Fourthly,* That the captains, subalterns and soldiers shall be provided with arms and accoutrements and a good blanket suitable for said service, and be paid one month's pay before their march, and the pay of the soldiers shall commence from the days of their enlistment.

*Fifthly,* That the soldiers shall be enlisted for the service aforesaid for one year from the first day of March next, and shall be dismissed as much sooner as the service will admit of.

*Sixthly*, That each soldier who shall enlist himself as aforesaid from the time he is accepted by the muster-master shall be allowed four shillings lawful money per week for quarters or billeting till he shall receive his Majesty's other subsistence.

*Seventhly*, That each enlisting officer shall be allowed three shillings lawful money for each soldier by him enlisted into said service and accepted by the muster-master.

And his Honour the Governor is desired to issue forth proclamations for the encouragement of soldiers to enlist themselves accordingly.

*Voted and Resolved by this Assembly*, That the pay of the officers and soldiers to be raised in this Colony and employed in his Majesty's service in conjunction with the regular troops under the command of his Excellency the Earl of Loudoun in the next campaign be as follows, per month, accounting twenty-eight days to a month, *viz*:

To the colonel of the regiment and captain of a company, . . . . .	£	20	0	0
To the lieutenant-colonel of do. and do. . . . .		13	0	0
To the major of do. and do. . . . .		10	15	0
To a captain of a company, . . . . .		6	0	0
To two lieutenants to each company, to each, . . . . .		4	0	0
To the ensign of do. . . . .		3	5	0
To the chaplain of the regiment, . . . . .		7	0	0
To the surgeon of do. . . . .		8	0	0
To two surgeon's mates of do. each, . . . . .		4	0	0
To four sergeants to each company, each, . . . . .		1	18	4
To four corporals do. do. . . . .		1	13	6
To one clerk to do. do. . . . .		1	18	4
To one drum-major to the regiment, serving as drummer for a company, . . . . .		1	18	4
To one common drummer to each other company. . . . .		1	13	6
To each private centinel, . . . . .		1	12	0
To the captain-lieutenant to the colonel, . . . . .		6	0	0
To the quarter-master or commissary, . . . . .		3	5	0

This Assembly do appoint Phineas Lyman, Esqr, to be Colonel, Nathan Whiting, Esqr, Lieutenant Colonel, and Nathan Payson, Esqr, Major of the regiment to be raised in this Colony to act in conjunction with his Majesty's forces under the command of his Excellency the Earl of Loudoun in the next campaign.

[445] This Assembly do appoint Phineas Lyman, Esqr, Captain, Aaron Hitchcock Captain-Lieutenant, John Stoughton Lieutenant, Ezekiel Lewis Ensign, of the first company (to be raised in the first regiment in this Colony.)

Nathan Whiting, Esq<sup>r</sup>, Captain, David Baldwin First Lieutenant, Samuel Clark Second Lieutenant, Abraham Foot Ensign, of the second company, (to be raised in the second regiment in this Colony with the addition of two men out of the 13th regiment;)

Nathan Payson, Esq<sup>r</sup>, Captain, Samuel Wells jun<sup>r</sup> First Lieutenant, Noah Humphrey Second Lieutenant, Hezekiah Parsons Ensign, of the third company, (to be raised in the first regiment in this Colony;)

Israel Putnam Captain, George Creary First Lieutenant, Samuel Porter Second Lieutenant, Benjamin Hayward Ensign, of the fourth company, (to be raised in the 11th regiment in this Colony with the addition of three men out of the 12th regiment;)

Samuel Whiting Captain, Samuel Hubbel First Lieutenant,\* Ezra Stevens Second Lieutenant, Abel Prindle Ensign, of the fifth company, (to be raised in the fourth regiment in this Colony;)

David Waterbury the 3d Captain, Reuben Ferris First Lieutenant, Joseph Benedict Second Lieutenant, John Stevens Ensign, of the sixth company, (to be raised in the 9th regiment in this Colony with the addition of three men out of the 13th regiment;)

Adonijah Fitch Captain, John Durke First Lieutenant, Robert Miller Second Lieutenant, Eleazer Tracy Ensign, of the seventh company, (to be raised in the 3d regiment in this Colony;)

John Slapp Captain, Ephraim Keys First Lieutenant, Robert Durke Second Lieutenant, Elijah Porter Ensign, of the eighth company, (to be raised in the 5th regiment with the addition of four men out of the 12th regiment and eight men out of the 1st regiment in this Colony;)

John Jeffries Captain, Samuel Elmor First Lieutenant, Adam Hinman Second Lieutenant, Hezekiah Baldwin Ensign, of the ninth company, (to be raised in the 13th regiment in this Colony;)

Eliphalet Whittlesey Captain, Samuel Gaylord First Lieutenant, Nicholas Nichols Second Lieutenant, John Sumner Ensign, of the tenth company, (to be raised in the 6th regiment in this Colony;)

Edmund Welles [Captain, Ezekiel Fitch First Lieutenant, John Cone Second Lieutenant, Timothy Northam Ensign, of

---

\* He served as Captain of this company, and Josiah Walker as First Lieutenant. *War*, VII. 81, 87.

the eleventh company, (to be raised in the 12th regiment in this Colony;)]

[446] Ebenezer Billings junr Captain, Ben-Adam Gallop First Lieutenant,\* William Billings of Preston Second Lieutenant, William Roe Minor Ensign, of the twelfth company, (to be raised in the 8th regiment in this Colony with the addition of 20 men out of the 3d regiment;)

Ephraim Preston Captain, Joel Clark First Lieutenant, Jonathan Bebee Second Lieutenant, Archibald McNeal Ensign, of the thirteenth company, (to be raised in the 10th regiment in this Colony with the addition of 27 men out of the 13th regiment;)

Andrew Ward junr Captain, Isaac Turner First Lieutenant, Thomas Pierce Second Lieutenant, George Griswold Ensign, of the fourteenth company, (to be raised in the 7th regiment in this Colony with the addition of 17 men out the 3d regiment, one out of the 1st regiment and 9 out of the 4th regiment;)

In the regiment to be raised in this Colony to act in conjunction with his Majesty's regular troops under the command of his Excellency the Earl of Loudoun in the next campaign, and desire they may be commissioned accordingly. And in case any of the above named persons shall refuse, his Honour the Governor is hereby desired to supply such vacancy and give commissions accordingly.

Whereas this Assembly on the proposal of his Excellency the Earl of Loudoun, General and Commander-in-Chief of all his Majesty's forces in North America, have resolved to raise a regiment to consist of fourteen hundred able-bodied effective men, including officers, to act in conjunction with the King's regular troops in the next campaign, and have accordingly voted divers encouragements to induce able-bodied effective men voluntarily to enlist themselves into said service, and desired his Honour the Governor to issue forth proclamations accordingly; and whereas it may happen that the full number of fourteen hundred men will not voluntarily and seasonably enlist themselves in said regiment; and that effectual means may be taken to prevent any failure therein,

*It is therefore resolved by this Assembly,* That each of the enlisting officers shall proceed to use all due and proper means for the speedy enlisting of soldiers voluntarily into the said regiment in the limits assigned them; and such enlisting officer or officers who shall not by the twenty-fifth day of March next have filled the company or companies to them

---

\*He served as Captain of this company. *War*, VII. 79.

belonging shall apply himself or themselves to the colonel or chief officer of the regiment within the limits of which such company is ordered to be raised, and thereupon such colonel or chief officer of such regiment is hereby impowered to issue out warrants directed to the captains of the respective companies in his regiment, or such of them as he shall think fit, or any other suitable person or persons, to impress so many men belonging to or within the limits of such company or companies as such inlisting officer shall want to compleat his number as aforesaid; always having regard to the number that have voluntarily enlisted into said service out of or within the limits of such companies in impressing as aforesaid. And each of said soldiers who shall within two days after he is impressed as aforesaid enlist as a volunteer in said service shall be entituled to receive the same premium or bounty as others are entituled to who voluntarily enlist.

*Resolved by this Assembly,* That the chief colonel in the first twelve regiments and the lieutenant-colonel in the 13th regiment be and they are hereby appointed Muster-Masters within their respective regiments, to view and muster the soldiers that shall be enlisted or impressed into the service of the next campaign in this government. And they [are hereby required carefully to inspect all such soldiers as shall be [447] inlisted] || or impressed for said purpose, and make up a compleat muster-[roll] of all such soldiers as they shall judge fit for said service, and give to the captain of such company to which such soldiers belong a duplicate of such muster-roll, and transmit a copy of the same to the Committee of the Pay-Table.

*An Act for a speedy Supply of the Treasury.*

Whereas this Assembly at their session in January last granted a tax of two pence on the pound on the polls and rateable estate in this Colony according to the list thereof sent into this Assembly in October last with the additions, said two-penny tax to be added to the tax of one penny on the pound granted by this Assembly in March 1755, and collected in one rate and paid into the treasury of this Colony by the last day of December next; and whereas this Assembly at their present session upon the proposal of the Earl of Loudoun have determined to raise fourteen hundred effective men, and there not being a sufficiency of money in the treasury for defraying the necessary charges of raising said men &c.; and it being apprehended that many rich and wealthy persons in this Colony will readily pay the said tax upon application made to them: Therefore, that every person inclined to advance the public interest and make a more speedy

supply by paying his rate in a short time may have opportunity,

*Be it enacted*, That the Treasurer of this Colony be and is hereby empowered and required forthwith to send out his warrants to the constables appointed by the respective towns in this Colony to collect the Colony taxes this present year, requiring and commanding them immediately to make the said rate and notify every person mentioned in his rate bill to pay the tax assessed as aforesaid, and to use his endeavours to move the rich and wealthy to pay their rate or tax in whole or in part, computing and allowing interest at five *per cent. per annum* on each rate or part thereof they shall receive from the time of receiving the same until the last day of December next; and the said constables shall immediately after the fifteenth day of April next pay into the Colony treasury whatever they shall have collected by that time; and the Treasurer in making up accounts with said constables shall allow post-wages for bringing the same.

Forasmuch as this Colony by past services for the protection and defence of his Majesty's just rights and dominions in North America against the common enemy is involved in debt and the public treasury much exhausted and supplies sufficient and seasonable for the next campaign cannot be [obtained] without great difficulty in the usual way: Therefore, this Assembly, [taking] into serious consideration the necessity and importance of affording proportionable aid for the defence and protection of the lives, liberties and privileges as well as the religion of the people of this land [against] the common enemy, and the situation and circumstances of the [govern]ment in regard to the means of supply for carrying on these services, have thought it proper in order to obtain a present supply in a [voluntary] and chearful man- [448] ner to order, and this Assembly do hereby [resolve] || and order, that there be a public contribution throughout this Colony in the several congregations on the twentieth day of March next ensuing, for collecting the sum of five or six thousand pounds of those who on this occasion will freely give for the purpose aforesaid, and do hereby earnestly recommend to all, both ministers and people, and especially to the rich and wealthy, to consider the necessity, the importance and obligation of affording their help in this time of need; and that therefore they freely and liberally contribute of their substance for such great and good ends. And this Assembly recommends it to the ministers of the several congregations, at some convenient time before the contribution, to represent

to their people the importance of the duty now recommended, and to exhort them to a proper exertion of themselves in the discharge of it. And the several ministers and deacons are directed to receive such contributions as may be made on this occasion, and transmit the same as soon as possible to the Treasurer of the Colony, taking his receipt therefor, to be lodged with the Secretary. And this Assembly further order, that a printed copy of this resolve be sent to the several societies in this Colony, and that the same be published a convenient time before the contribution is called for.

*An Act for the more speedy Supply of the Treasury.*

Whereas the great expences of the last campaign have greatly exhausted the public treasury, and the raising and equipping the troops now agreed to be raised for this year's service with other necessary means of defence may occasion a greater demand of money than can be seasonably raised by any fund already provided :

*It is thereupon resolved by this Assembly,* That for the more speedy raising the sum of eight thousand pounds in lawful money or bills, there be a public lottery, to be drawn at Hartford on the first Tuesday of June next, or sooner if the tickets be disposed of, to be so concerted as that the benefit tickets computed together shall equal the whole amount of the sum so to be advanced and paid in ; and that the fortunate adventurers shall be entituled to have and receive out of the public treasury of this Colony the whole amount of their respective prizes, (with deduction only of five *per cent.*) to be paid them in bills of the late emission or silver or gold on or before the twentieth day of February 1758.

*It is further resolved,* That the whole sum by the sale of such tickets to be advanced and paid in to the directors of such lottery be by them forthwith delivered to the Treasurer of this Colony, taking his receipt thereof and lodging the same with the Secretary ; which sum so to be paid in and received by the Treasurer shall be subject to such draughts and orders as may from time to time issue agreeable to the acts of this Assembly.

*It is further resolved,* That Col. Thomas Wells of Glassenbury, and Col. Samuel Talcott and Mr. Richard Edwards, of Hartford, be managers and directors of said lottery, and that first appointing their clerk and with him being to the faithful discharge of their trust duly sworn, they forthwith proceed therein, and that as a reward for their service they shall be allowed out of the treasury of this Colony the sum of sixty pounds in said bills.

*And it is also further resolved,* That when so much time

shall be elapsed and so many of said tickets be disposed of as that said managers shall think best to proceed to draw said lottery without further delay, they then and in such case they shall take and appropriate such of them as remain unsold to the proper account, use and benefit of this government, and that so much of the money or bills to be raised [449] and collected on the penny tax || granted by this Assembly in March 1755, and the two-penny tax granted by this Assembly in January last, as may be necessary to pay and respond the whole of what shall become due to such fortunate adventurers be reserved and appropriated to that purpose.

This Assembly grants unto Phineas Lyman, Esqr, colonel of the regiment proposed to be raised in this Colony for the next campaign, the sum of sixty pounds, to furnish his tent and table and for the decent reception and suitable support of the chaplain of said regiment.

This Assembly grants to the lieutenant-colonel of the regiment now proposed to be raised the sum of twenty pounds, for his tent, the support of his table and other necessaries.

This Assembly grants the major of the regiment now proposed to be raised the sum of twelve pounds, for his tent, the support of his table and other necessaries.

*Resolved by this Assembly,* That the field-officers appointed at this session to command the regiment to be raised in this Colony for the next campaign shall be directed, and they are hereby directed, to nominate a chaplain, a surgeon and two surgeon's mates, and when nominated to deliver the same to his Honour the Governor for his approbation; and if such nomination is approved of, his Honour is desired to give them proper warrants accordingly.

It being represented to this Assembly that sundry of the King's arms carried into the last campaign by the soldiers of this Colony remain still in their hands:

*Resolved by this Assembly,* That the arms and accoutrements belonging to the King, used in the last campaign by the soldiers of this Colony and not yet returned into certain stores by order of the Committee of the Pay-Table, shall be forthwith delivered either to the Committee of the Pay-Table or to either of the gentlemen hereafter appointed to receive the same, *viz:* Col. Jabez Hamlin or Mr. Joseph Church in Hartford county, Mr. Chauncey Whittlesey in New Haven county, Col. Andrew Burr in Fairfield county, Col. Gurdon Saltonstall or Col. Hezekiah Huntington in New London county, Mr. Samuel Gray in Windham county, Messrs.



David Whitney or Mr. Isaac Baldwin in Litchfield county, and a receipt from either of said persons appointed to receive said arms shall be a sufficient discharge for the several officers to account with the Committee of the Pay-Table. And the aforementioned commissaries are hereby appointed to receive said arms of said officers and give receipts accordingly; and they are likewise ordered to take proper care to keep said arms well oyl'd and secured until further order. And the civil-authority in the several towns in this Colony are hereby directed to make diligent enquiry after, and seize and secure all the arms that belong to the King that were carried or delivered out to be carried in the last campaign by the soldiers of this or either of the neighbouring governments, which are sold, embezzled or otherwise illegally come into the possession of any person within this Colony; which arms are easily distinguishable by the marks and numbers thereon; and the same so recovered, the authority are directed to deliver the same to either of the persons abovenamed or give notice thereof to the Committee of the Pay-Table, that proper care and direction may be taken thereon.

This Assembly being informed that there are in divers towns in this Colony sundry arms and accoutrements and [450] other things left by the soldiers || and others employed by this Colony in the two last campaigns, which belong to this Colony, and no person being appointed to take care of the same: It is now resolved, that the selectmen of each town shall carefully enquire after, demand, sue for and recover of any person or persons, any arms, accoutrements or other things belonging to this Colony left as aforesaid, and shall sell them to the best advantage of this Colony and return the money to the Treasurer of this Colony, taking his receipt therefor, and lodge the same with the Secretary of this Colony. And it is further resolved, that a copy of this act be forthwith printed and sent with the proclamations into the several towns in this Colony.

*Resolved by this Assembly,* That his Honour the Governor be desired and he is hereby desired to give necessary orders to have a sufficient number of the king's arms and accoutrements now in this Colony delivered out to the several companies of soldiers to be raised for the next campaign according to the resolves of this Assembly, and order that proper receipts be given by the respective captains of said forces for the arms &c. that they shall receive.

*Resolved by this Assembly,* That Col. Jabez Hamlin, Col. Hezekiah Huntington and Capt. Theophilus Nichols be, and

they are hereby appointed, Commissaries to purchase blankets, knap-sacks, tents and other necessaries for the forces ordered to be raised in this Colony, and the Committee of the Pay-Table are hereby directed to grant them such orders on the Treasurer for such sum or sums of money as shall be needful from time to time. And the said commissaries are also directed to observe such orders and instructions as shall be given them by his Honour the Governor. And the said commissaries shall be allowed one and half *per cent.* for their service.

*Ordered by this Assembly,* That the commissaries appointed to provide tents &c. for the regiment to be raised by this government for the next campaign also provide for said regiment such quantity of rum, ginger and sugar as shall be necessary for their use, to be dealt out as the field-officers of said regiment shall judge best. And the said commissaries are directed to observe all orders they shall receive from his Honour the Governor therein.

This Assembly appoints Elihu Lyman and Benjamin Bancraft, and joyntly and severally impower them, to dispose of all the arms, military stores, cloathing and every other article belonging to this Colony lodged at Albany, Fort Edward, Fort William Henry, or at any other place in the county of Albany, by selling the same at the best market or by conveying them to New Haven and the same to deliver to Mr. Chauncey Whittlesey, or any ways they shall judge best and most advantageous to the government, and render an account of their doings herein to the Committee of the Pay-Table at Hartford as soon as they can with convenience.

*Resolved by this Assembly,* That his Honour the Governor be desired and he is hereby desired, upon application made to him by any owner or master of any vessel bound from this Colony to any port in the dominions of the King of Portugal whose lading may not be wanted in this Colony, to permit the officers of the custom-houses in this Colony to clear out such vessel or vessels for said ports in said King's dominions; taking security that said lading shall be landed or delivered at said port.

*Resolved by this Assembly,* That Jonathan Trumble and John Ledyard, Esq<sup>rs</sup>, be a committee to prepare and adjust the accounts of the stores and provisions belonging to this Colony delivered to the order of his Excellency the Earl of [451] Loudoun || for his Majesty's service, and to receive of Christopher Kilby, Esq<sup>r</sup>, for such articles of said account as he shall take upon himself to pay, and take of him bills of

exchange to the amount of four thousand pounds sterling, and engage to deliver him pork at fifty-four shillings in lawful money per barrel for so much as said sum shall surmount what he shall agree to pay of the aforesaid account of the Colony, and in the name and behalf of this Colony to give assurance accordingly.

*Resolved by this Assembly,* That John Ledyard and Elihu Hall, Esq<sup>rs</sup>, proceed to settle and adjust the account with Christopher Kilby, Esq<sup>r</sup>, for the provisions delivered over to the Earl of Loudoun or his order, and if on settlement it appear that the four thousand pounds sterling paid by the said Mr. Kilby surmounts the accounts of provision delivered over as aforesaid, the said John Ledyard and Elihu Hall, Esq<sup>rs</sup>, are hereby ordered and directed to procure and deliver to the said Christopher Kilby, Esq<sup>r</sup>, or his order, the ballance of said account in good barrel pork at the rate of fifty-four shillings lawful money per barrel, and the Committee of the Pay-Table are from time to time directed to draw on the Treasurer of this Colony for such sum or sums of money as shall be necessary to enable them to procure the same.

Whereas Jonathan Trumble and John Ledyard, Esq<sup>rs</sup>, the committee appointed to prepare and adjust the accounts of the stores and provisions belonging to this Colony delivered to the order of his Excellency the Earl of Loudoun for his Majesty's service, have received of Christopher Kilby, Esq<sup>r</sup>, bills of exchange drawn on Messrs. William and Richard Baker in London, payable to Joseph Talcott, Esq<sup>r</sup>, the Treasurer of the Colony, to the amount of four thousand pounds sterling, in pursuance of the direction given them,

*Resolved by this Assembly,* That the said committee be and they are hereby directed to deliver the said bills of exchange into the hands of the Treasurer of this Colony, taking of him duplicate receipts therefor and lodge one of them with the Secretary; and the Treasurer is hereby directed to sell said bills at thirty-three pounds six shillings and eight pence *per cent.* advance in lawful money, and receive the one half in bills of credit of this Colony and the other half in silver or gold as near as may be in that proportion.

Whereas this Assembly made a grant to each soldier that should enlist in the service of this Colony in the late expedition against Crown Point the sum of eighteen pence *per diem* for their support in their march, accounting fifteen miles to each day's march, which sums was delivered to the several captains for the purpose aforesaid, and it being represented to this Assembly that the same hath not been applied agreeable to

the true intention and meaning of said grant: For the remedying whereof,

*Resolved by this Assembly,* That where any captain or other chief commanding officer having received by order of the Pay-Table the money for the marching of their respective companies as aforesaid, and have not apply'd the same according to the true meaning and intent of said grant, upon complaint thereof made by the soldiers of such captain or other commanding officer unto the Committee of the Pay-Table that they have not received the same, the Committee of the Pay-Table shall notify the captain of that company to which such soldiers do belong, to render his reasonable account therefor; and upon failure thereof, the Committee of the Pay-Table are hereby directed to certify the sum or sums so delivered to the captain or other commanding officer to the King's attorney of that county where such captain or [452] other commanding officer || dwells, who is hereby required and fully empowered, in the name of the Governor and Company of this Colony, to sue such captain or other commanding officer to render his reasonable account of such sum or sums of money so received, and the same when recovered to transmit to the Committee of the Pay-Table, to be disposed of agreeable to said grant.

*Resolved by this Assembly,* That Thomas Seymour, Esqr, of Hartford, be and he is hereby appointed and fully empowered, in the name, behalf and for the use of the Governor and Company of this Colony, to sue for, levy and recover of the several persons indebted to the Governor and Company of this Colony by bond, residing in the county of Hartford. And the Treasurer of this Colony is hereby directed to deliver all bonds in his hands on persons residing in the county of Hartford unto Thomas Seymour, Esqr, taking his receipt therefor. And that Jared Ingersole, Esqr, of New Haven, be and he is hereby appointed with like power &c. to receive of the Treasurer all bonds on persons residing in the county of New Haven, for the purpose aforesaid, giving to said Treasurer his receipt therefor. And that Matthew Griswold, Esqr, of Lyme, be and he is hereby appointed with like power &c. to receive of the Treasurer all bonds on persons residing in the county of New London, for the purpose aforesaid, giving to said Treasurer his receipt therefor. And that Robert Walker, Esqr, of Stratford, be and he is hereby appointed with like power &c. to receive of the Treasurer all bonds on persons residing in the county of Fairfield, for the purpose aforesaid, giving to the Treasurer his receipt therefor. And Jedidiah Elderkin, Esqr, of Windham, be and

he is hereby appointed with like power &c. to receive of the Treasurer all bonds on persons residing in the county of Windham, for the purpose aforesaid, giving to the Treasurer his receipt therefor. And Samuel Pettibone, Esqr, of Goshen, is also appointed with like power &c. to receive all bonds on persons residing in the county of Litchfield, for the purpose aforesaid, giving to the Treasurer his receipt therefor. And the said agents upon receipt or recovery of such sum or sums of money are hereby directed to pay the same into the hands of the Treasurer of this Colony, taking his receipt therefor and lodging the same with the Secretary of this Colony.

*Resolved by this Assembly,* That Mr. Matthew Griswold of Lyme be, and he is hereby, authorized and fully impowered to put in suit against the mortgagers or tenants in possession the several mortgages to the Governor and Company of this Colony now remaining in the hands of the Secretary of this Colony. And the Secretary of this Colony is hereby directed to deliver said mortgages not fulfilled by the mortgagers to the said Matthew Griswold, taking his receipt therefor. And the said Matthew Griswold is hereby fully impowered to put in suit against the mortgagers or tenants in possession the several mortgages now lodged with the Secretary as aforesaid and the condition of such mortgages not fulfilled, whereby the land is forfeited to the said Governor and Company, with full power to plead and be impleaded and prosecute any suits against such mortgagers or tenants in possession to full effect for the recovery of any such lands, and to levy and take possession thereof, and also to take possession of such of said mortgaged lands as shall be peaceably resigned to the said Governor and Company. And the said Mr. Matthew Griswold is hereby authorized and fully impowered that where any of the mortgagers or tenants in possession shall tender or offer to pay the principal sum borrowed with the lawful interest thereon since the time of payment mentioned therein with such costs as have arisen thereon, it shall be received by said Griswold, who shall deliver the said money into the hands of the Treasurer of this Colony, and a deed of release shall be executed thereon as heretofore hath been usually done. And the said Matthew Griswold is hereby further directed, that upon the recovering and taking of possession of lands mortgaged as aforesaid for the use of this Colony, to make sale of such lands at a public vendue at some suitable time and place by him appointed for that end, to the highest bidder, [453] taking the money or bonds for the same with sufficient || surety payable to the Governor and Company, not exceeding one year from the time of said sale, with lawful interest

thereon, and the money and bonds so received shall be delivered to the Treasurer of this Colony, taking his receipt therefor, and lodge the same with the Secretary of this Colony, whereupon deed or deeds of conveyance or sale of such lands so bought shall be made and executed to the purchaser, under the seal of this Colony and signed by the Treasurer and Secretary of this Colony for the time being; giving and granting to said Griswold full power of substitution.

*Resolved by this Assembly,* That the auditors appointed to adjust the Colony accounts with Col. John Whiting, and also those appointed to settle and adjust the Colony accounts with the administrators on the estate of the late Col. Stanly deceased, severally proceed to settle and compleat the matters aforesaid for which they are severally appointed; and that the auditors appointed to adjust the Colony accounts with the Treasurer for the time being be and are hereby impowered to settle and adjust accounts with all the several agents appointed by this Assembly for all such bonds, notes, mortgages due to this Colony which they have received to collect &c., and that the same be done and compleated by the last of May next.

*Resolved by this Assembly,* That twenty good and effective men be forthwith enlisted by Capt. Titus Hurlburt of New London, to be commanded by him or such other captain as may be appointed to command the battery and artillery at New London, to be employed in the service of this Colony in said battery and in the use of said artillery; that each of said men shall receive thirteen shillings and four pence lawful money per month, as wages for their service.

*And it is further resolved by this Assembly,* That his Honour the Governor be desired and he is hereby desired, to make application to his Excellency the Earl of Loudoun that proper measures may be taken for the security of our sea-coasts and navigation.

Whereas upon the memorial of the inhabitants of the towns of Hartford and Windsor to this Assembly in May last, representing that the line dividing between the said towns as far as from the west bank of Connecticut River westward to the country road that leads from the said town of Hartford to the said town of Windsor hath not for many years last past been perambulated; that it is now controverted by said towns where the same ought to run from said river to said country road, and that they cannot agree to settle the same among themselves; it was resolved by this Assembly, that Col. John Chester, Col. Jabez Hamlin and Capt. Jonathan Hale should

be a committee and were appointed to be a committee to run the said line where in justice it ought to run and make report of their doings thereon to this Assembly in October last, and said committee were not able to attend said business in the time limited: It is resolved by this Assembly, that the said gentlemen proceed to do the business aforesaid, and they are hereby impowered and directed to run said line and make report thereof to this Assembly as soon as may be.

This Assembly do establish Mr. Nathaniel Loomis the 3d, to be Lieutenant of the first company or trainband in the town of Windsor, in the first regiment in this Colony.

This Assembly do establish Mr. Caleb Phelps to be Ensign of the first company or trainband in the town of Windsor, in the first regiment in this Colony.

[454] This Assembly do establish Mr. Richard Bushnal to be Captain of the troop of horse in the 3d regiment in this Colony.

This Assembly do establish Mr. William Hillhouse to be Lieutenant of the troop of horse in the 3d regiment in this Colony.

This Assembly do establish Mr. Gideon Fitch to be Cornet of the troop of horse in the 3d regiment in this Colony.

This Assembly do establish Mr. Michael Adams to be Captain of the 7th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Samuel Learned to be Lieutenant of the 7th company or trainband in the 11th regiment in this Colony.

Whereas his Honour the Governor has laid before this Assembly a memorial of John Winslow, Esqr, General and Commander-in-chief of all the provincial forces the last campaign, requesting the Assembly to make him some reasonable and adequate allowance for his good service therein: Whereupon this Assembly observes, that the appointing the general and commander-in-chief was conceded and allowed to the Province of the Massachusetts Bay, who appointed him to that office, and the appointment of the major-general and second in command to the Colony of Connecticut, and this Assembly supposing that all officers as well as soldiers were to be paid by the government by whom the same were appointed, appointed a major-general and second officer and contracted with him and paid him for his service therein, which this Assembly apprehends is all that can be justly expected from this government with regard to the pay of the general officers. And thereupon it is resolved by this Assem-

bly, that nothing may be reasonably expected to be granted to him thereon.

On the memorial of Joseph Deming, (otherwise called Joseph Demink,) complaining to this Assembly that he was a native and free-born subject of the King of Portugal and an inhabitant of the island of Bravo, one of the Cape de Verde Islands, and he being at the island of Bonavista, another of the Cape de Verde Islands, in the month of March 1755, and after some stay there was desirous of an opportunity to return home to the said island of Bravo, and then and there falling in company with one Phineas Cook, of Wallingford in the county of New Haven, who informed said memorialist that he was bound with his vessel to Barbados, and in his way should put in at the island of Bravo, and freely offered him his passage, and said memorialist accepted said offer and went on board, but the said Phineas Cook refused to land him at said Bravo and brought him to said Wallingford and sold him for a slave &c.; and prays for a remedy in the premises: Therefore resolved by this Assembly, that Capt. Thomas Seymour of Hartford be appointed and he is hereby appointed and fully impowered, to take the said De Mink into his care and keeping, and him to keep safe from any violence or ill usage of the said Phineas Cook until the session of this Assembly in May next; and the Secretary is directed to notify the said Phineas Cook to appear before said Assembly to be conven'd at Hartford on the second Thursday of May next, to be examined in the premises and to answer to the said memorial, and to do and suffer as this Assembly shall order and decree.

Upon the memorial of Adonijah Fitch and William Hillhouse, both of New London, executors to the last will and testament of Isaac Hammond late of New London, deceased, shewing to this Assembly that the debts due from the estate of the said Isaac Hammond, deceased, surmounts the personal estate of the said deceased the sum of £75 3s. 10*d.* lawful money; praying that this Assembly would grant unto the memorialists power and liberty to sell so much of the real estate of said deceased as shall be sufficient to pay the debts [455] aforesaid with the necessary charges arising thereon: || Resolved by this Assembly, that the memorialists be and they are hereby impowered to sell so much of the real estate of said deceased as to pay the sum of £75 3s. 10*d.* lawful money together with the incident charges arising thereon; taking the direction of the court of probate for the district of New London therefor.



Upon the memorial of Elisha Stoddard and others, selectmen for the town of Woodbury, representing to this Assembly that there has lately come to said town of Woodbury two families of the French neutrals from Maryland, three persons in each family; and also shewing to said Assembly that said town of Woodbury had their proportionable part of the French neutrals to support, sent to this government by Governor Lawrence; praying to said Assembly to order concerning said neutral families: Whereupon it is resolved by this Assembly, that one of said families be immediately transported to the town of Litchfield, and the other of said families to the town of New Milford, by the direction of the selectmen of Woodbury, and that the selectmen of said towns of Litchfield and New Milford are hereby ordered and directed to receive said French families and provide for their support and deal with them from time to time according to the directions of an act of Assembly of this Colony made respecting the French sent to this government by Governor Lawrence, and that the expence of transporting said French families from said Woodbury to said towns be at the expence of this Colony.

Upon the memorial of Reuben Jones, of Preston in the county of New London, shewing to this Assembly that he was wounded whilst in his Majesty's service in the army designed against Crown Point, by the enemy, and likely to be a cripple, and not having any trade to get a living by, nor any estate, and praying to this Assembly for relief in the premises &c.: Resolved by this Assembly, that the said Reuben Jones be allowed out of the public treasury of this Colony (for his support) the sum of ten pounds lawful money; and the Treasurer of this Colony is ordered to pay the same value to the said Reuben or his order in the bills of this Colony lately emitted &c.

Mr. Daniel Edwards, Esqr, Mr. William Wolcott and Mr. Benjamin Gale are appointed a committee to prepare a proper and suitable address, to be presented in behalf of this Assembly to his Excellency the Earl of Loudoun.

*Resolved by this Assembly,* That Daniel Edwards and Jabez Hamlin, Esq<sup>rs</sup>, be a committee to wait on his Excellency the Earl of Loudoun and present him with the address of the Governor and Company of this Colony.\*

---

\* [War, VI, 194]

MY LORD: The Governor and Company of his Majesty's English Colony of Connecticut in General Court assembled take this first opportunity of your personal presence to congratulate your Lordship's safe arrival here on your tour on *high and interesting designs*, to visit these expos'd plantations.

As our most gracious sovereign has made the succour and safety of his

This Assembly was adjourned until the Governor, or in his absence the the Deputy Governor, shall see cause to call it to meet again.

*Teste* GEORGE WYLLYS Secret'ry.

[END OF VOLUME VIII.]

American subjects a main object of his attention and solicitude, and in many instances render'd his paternal tenderness and concern to that purpose very conspicuous, so among all the tokens of his royal favour your Lordship's appointment to your important station will stand distinguisht by the most lasting and grateful remembrance.

That assemblage of amiable and heroick virtues by which your Lordship has so long exhibited a character adequate to your important command not only exalts our hopes of future equally glorious scenes but inspires us with the warmest gratitude, that at the expence of all the pleasures and endearments of life at home, your Lordship has on meer principles of loyalty and benevolence with the greatest magnanimity amid the rigours and dangers of a hostile wildernes enter'd into so arduous a service, and therein by every kind and well ballanc'd condescention to the temper and genius of the people and by every happy mean to cement and unite their minds to your aid in executing the grand design.

Accept, Sir, the ardent expressions of our gratitude, and our cordial and unfeign'd wishes that your condescention to undertake, and indefatigable vigour in the execution of your high commission may be crown'd with all the honors and felicities resulting from a series of unalloy'd successes in the cause of truth and right, which with utmost vigor to promote we shall not fail of all the forms of aid and assistance in our power, greatly relying (under Heaven) on your Lordship's distinguisht zeal and fortitude in the defence of his Majesty's dominions and your kind assurance of affection and benevolence to his loyal subjects of these Colonies.

May the God of armies inspire and protect your Lordship in all your operations and render you an instrument of lasting honor and safety to both his Majesty's British and American dominions.

In the name and behalf of the Governor and Company of the Colony of Connecticut,  
T. F. Gov<sup>r</sup>.

Genl. Assembly Febr. 1757.

In the Upper House: The foregoing draft for an Address to his Excellency the Earl of Londoun is approved and ordered to be transmitted to the Lower House.

*Test*, GEORGE WYLLYS Secret'ry.

In the Lower House: The foregoing Address read and approved.

*Test*, ELIHU CHAUNCEY Clerk.

#### ERRATA.

Page 452, line 2 from bottom, after *Voluntown*, supply the figure 3.

Page 472 bottom line, after *War*, supply vi.

#### *In Volume IX.*

Page 113, line 5 from bottom, after *Colony*, supply of *Connecticut*.



In FAIRFIELD County.				In LITCHFIELD County.			
TOWNS.	Whites.	Negroes.	Indians.	TOWNS.	Whites.	Negroes.	Indians.
Danbury, . . .	1509	18		Barkhemsted, . . .	18		
FAIRFIELD, . . .	4195	260		Canaan, . . .	1100		
Greenwich, . . .	2021			Colebrook, . . .			
New-Fairfield, . . .	713			Cornwall, . . .	500		
New-Town, . . .	1230	23		Goshen, . . .	610		
Norwalk, . . .	2956	94		Hartland, . . .	12		
Reading, . . .				Harwinton, . . .	250		
Ridgfield, . . .	1069	46		Kent, . . .	1000		
Stanford, . . .	2648	120		LITCHFIELD, . . .	1366		
Stratford, . . .	3508	150		New-Hartford, . . .	260		
	19849	711		New-Milford, . . .	1121	16	
In WINDHAM County.				Norfolk, . . .	84		
Canterbury, . . .	1240	20		Salisbury, . . .	1100		
Coventry, . . .	1617	18		Sharon, . . .	1198	7	
Pomphret, . . .	1677	50		Torrington, . . .	250		
Killingly, . . .	2100			Winchester, . . .	24		
Lebanon, . . .	3171	103		Woodbury, . . .	2880	31	
Mansfield, . . .	1598	16			11773	54	
Plainfield, . . .	1751	49		In the several COUNTIES.			
Ashford, . . .	1245			HARTFORD, . . .	35714	854	
Voluntown, . . .	1029	19		NEW-HAVEN, . . .	17955	226	
Union, . . .	500			NEW-LONDON, . . .	22015	829	617
WINDHAM, . . .	2406	40		FAIRFIELD, . . .	19849	711	
Woodstock, . . .	1336	30		WINDHAM, . . .	19669	345	
	19669*	345		LITCHFIELD, . . .	11773	54	
					126975†	3019	617

\* The true footing is 19670.

† The correction for Windham county being made, the sum is 126,976. The aggregate population then is, 130,612. It will be observed that Reading and Colebrook are enumerated in the above list of towns, although no figures are set down against them: the former at this time was a parish belonging to Fairfield, and was not incorporated as a town until May, 1767: in the latter no settlement had as yet been made, and in 1774 its entire population was returned as 150.

There is a discrepancy between the above census and the account of the population given by Governor Fitch, in April 1756, in his Answers to the Queries from the Board of Trade, *post*, p. 623. The Governor reckons the population as 128,212 whites, and 3,587 blacks:—that is, exclusive of Indians, which do not seem to be included in his account, 1,236 more whites and 568 more blacks, or an aggregate of 1,804 greater than the above enumeration.

QUERIES FROM THE BOARD OF TRADE AND PLANTATIONS TO THE  
GOVERNOR AND COMPANY OF CONNECTICUT, WITH THE  
ANSWERS THERETO, 1755-6.

[Endorsed, Rec'd 11th Nov. 1755.]

WHITEHALL, July 15th, 1755.

GENTLEMEN: It being for his Majesty's service that the Lords Commissioners for Trade and Plantations should be fully informed of the present state and condition of all his Majesty's Colonies in America, I am directed by their Lordships to send you the enclosed Heads of Enquiry, and to desire you will forthwith transmit very full and particular answers thereto, and also a collection of the Laws which have from time to time been passed and are now in force within the Colony under your government.

I am, Gentlemen, your most obedient and most humble servant,  
Gov. and Comp. of Connecticut. JOHN POWNALL, *Secr'y.*

Queries relating to His Majesty's Plantations on the Continent of  
America.

1. What is the situation of the colony under your government, the nature of the country, soil and climate, the latitudes and longitudes of the most considerable places in it, or the neighbouring French or Spanish settlements? Have those latitudes and longitudes been settled by good observations, or only by common computations, and from whence are the longitudes computed?
2. What are the reputed boundaries, and are any parts thereof disputed, what parts and by whom?
3. What is the constitution of the government?
4. What is the trade of the colony, the number of shipping, their tonnage, and the number of sea-faring men, with the respective increase or diminution within ten years past?
5. What quantity and sorts of British manufactures do the inhabitants annually take from hence?
6. What trade has the colony under your government with any foreign plantations, or any part of Europe, besides Great Britain? How is that trade carried on? What commodities do the people under your government send to or receive from foreign plantations?
7. What methods are there used to prevent illegal trade, and are the same effectual?
8. What is the natural produce of the country, staple commodities and manufactures, and what value thereof in sterling money may you annually export?
9. What mines are there?
10. What is the number of inhabitants, whites and blacks?
11. Are the inhabitants increased or decreased within the last ten years, how much, and for what reasons?
12. What is the number of the militia?
13. What forts and places of defence are there within your government, and in what condition?

14. What number of Indians have you, and how are they inclined?

15. What is the strength of the neighbouring Indians?

16. What is the strength of your neighbouring Europeans, French or Spaniards?

17. What effect have the French or Spanish settlements on the continent of America upon his Majesty's plantations, especially upon your colony?

18. What is the revenue arising within your government, and how is it appropriated?

19. What are the ordinary and extraordinary expences of your government?

20. What are the establishments, civil and military, within your government, and by what authority do the officers hold their places?

It is desired that a return may be made to these queries every six months, that the board may from time to time be apprized of any alterations that may happen in the circumstances of your government.

#### GOVERNOR FITCH TO THE BOARD OF TRADE.

[From the Public Record Office in London. It is endorsed, Proprieties, Connecticut, V. 177. Rec'd June 7. Read July 6, 1756.]

NORWALK, CONNECTICUT, 15th April, 1756.

MY LORDS: On receiving your Lordships' directions signified to the Governor and Company of this Colony by Mr. Pownall, your secretary, in his letter of the 15th July, inclosing Heads of Enquiry, I took the earliest opportunity to lay them before the General Assembly of the Colony and recommended it to them to make as full and particular answers to the several queries as possible; and am now to acquaint your Lordships that the Assembly have prepared and drawn them as full and particular to the several points in question as can well be done at this time; and I conceive with greater exactness in some points than hath in former times on the like occasion been done. The Assembly having approved of these answers desired me to transmit them to your Lordships in return to the Queries you were pleased to direct to be sent to the Colony. I have accordingly inclosed them, and presume they will be to good satisfaction.

I am also to acknowledge your Lordships' further favours by your secretary's letters of the 4th and 14th November,\* acquainting the governments with the establishment of packets for carrying on a monthly correspondence between Great Britain and America; and to assure your Lordships your orders and directions which we received with a grateful sense of your zeal for the welfare of these parts of his Majesty's dominions shall be duly observed.

I should have wrote in return by the same ship that brought the packet, but some time was necessarily spent in collecting the particulars of intelligence, and the affair of another expedition

\* *Collections of the Connecticut Historical Society, I. 274.*

against Crown Point, which this Colony with the other governments of New England and New York are now engaged in for his Majesty's service, has engrossed for months past great part of our time and thought. And here I beg leave to acquaint your Lordships that altho' this Colony the last year exerted itself in this part of the King's service beyond a just proportion, and brought such a load of debt upon the inhabitants as must greatly distress them to pay in a number of succeeding years, yet notwithstanding, it having been given as the opinion and advice of the council of war held in New York in December last by the commander-in-chief of all his Majesty's forces in North America, pursuant to the King's instructions, that an expedition should be carried on against Crown Point as well as one on Lake Ontario this year; and seeing no prospect that this expedition against Crown Point would be carried on unless the colonies should raise the troops for that part of the service his Majesty had directed to be performed, this Colony, tho' not able to procure a sufficiency of money without borrowing ten thousand pounds sterling to raise and fix out the number agreed to be raised, *viz*: two thousand five hundred, which is our full proportion of ten thousand men exclusive of the governments westerly of New York; the Colony humbly relying on the royal favour which his Majesty has been most graciously pleased to give his loyal subjects of this Colony great encouragement to expect, have in their zeal and concern for his service agreed to raise the afore-said number of 2500 men, officers included, and with all duty and submission hope for the royal bounty to be bestowed to enable the government to pay the troops employed in this service; no provision having as yet been otherways made for that purpose, nor am I able to see how the Colony can avoid being almost sunk under the burden unless favoured with an enabling sum at this season from our mother country. Will your Lordships permit me to request your favourable representation of the state, circumstances, zeal and loyalty of the Colony, and your kind and generous offices for our relief in this important service and crisis of affairs.

I am, my Lords, your Lordships most obedient and most humble servant,

THOS. FITCH.

A Return in Answer to the Heads of Enquiry sent to the Governor and Company of this His Majesty's Colony of Connecticut by Direction from the Right Honourable the Lords Commissioners for Trade and Plantations.

1st. The situation of the Colony is in the 41st and 42 degrees of north latitude, bounded southerly on the sea or sound, which is between the main and Long Island. There are three considerable rivers run thro' this Colony. *viz*: the Rivers Connecticut, New London, and Stratford. The soil is generally fertile, interspersed with some mountains and broken land. The climate is cold in winter and hot in summer, and subject to sudden changes. New London, the principal port in the Colony, lieth in 41°. 00 north latitude and 70° west longitude computed from London, according to common computation.

2nd. The reputed boundaries of the government are, easterly on Rhode Island, southerly on the sea or sound, westerly on New York, north on the line of the Massachusetts Bay. There is a dispute subsisting between this Colony and the last mentioned Province concerning the four townships of Woodstock, Enfield, Suffield and Sommers, which lye south of the north line of this Colony, yet are claimed by the said Province.

3ly. The constitution of the government by royal charter is a legislative power vested in the General Assembly, which consists of the Governor, or in his absence the Deputy Governor, and twelve Assistants (called the Upper House,) and Representatives not exceeding two from each town, chosen by the freemen of the respective towns they represent, (called the Lower House.) No act is valid without the joint concurrence of both houses. They make laws, institute judicatories, appoint judges and other necessary officers, who are all sworn to a faithful discharge of their trust. A General Assembly is holden (agreeable to royal charter) in May and October annually, and at other times when called by the Governor, or in his absence the Deputy Governor, on any emergency.

4ly. The trade of the Colony is in beef, pork, flour, horses and lumber, exported from hence to the British islands in the West Indies, and in exchange receive from thence rum, sugar, molasses, salt and some bills of exchange which are remitted to England, and in beef, pork, wheat, rye and Indian corn exported to Boston and New York, and in exchange receive British manufactures, which are principally received thro' the hands of merchants in those places, which is by far the greatest trade, altho' in some few years past methods have been taken to encourage the importation thereof directly into this Colony, and as many have been brought in hither as the means of making remittances will allow of. For the number of shipping, their tonnage and number of sea-men, must beg leave to refer your Lordships to the accounts from the collector of the customs and naval officer herewith transmitted, which likewise are sent quarterly to the commissioners of the customs.

5ly. The inhabitants in this Colony take annually almost all sorts of British manufactures. The quantity is no way exactly ascertained, but by the best estimate hitherto made doth not exceed the sum of £50,000 sterling.

6ly. This Colony hath little or no trade with foreign plantations or any part of Europe, saving some few vessels to Lisbon and the Mediterranean with fish, the product of which is principally remitted by bills to England.

7ly. The method used to prevent illegal trade is a careful conformity to the acts of Parliament relative thereto.

8ly. The natural produce of the Colony is ship timber of all kinds, boards and ship plank, wheat, rye, Indian corn, flax, neat cattle, hogs and horses. Our staple may be said to be beef and pork, which is equal in goodness to any produced in any of his



Majesty's other plantations, and are principally taken by the merchants in the neighbouring governments in exchange for British manufactures, and by them in great part used to supply his Majesty's garrisons and forces in America, by which means a much less quantity of such manufactures are brought in and received for the hard labour and toil of our people in the field than would be if some proper persons in this Colony were appointed to supply such garrisons and forces from hence, which may be done cheaper than it is now done, and the merchants here would be thereby enabled to make remittances to the value thereof immediately to Great Britain. Our own manufactures are inconsiderable, the inhabitants are chiefly employed in fencing, clearing and subduing the lands and making further improvements, nothing being done in the woolen or linen manufactures more than to make up the deficiencies of those kinds which our produce will not enable the inhabitants to purchase after the large profits made by the importers, who are principally in neighbouring governments. Some few ships are built here and sold in Great Britain. The value of the produce exported from the Colony hath not been any way truly estimated, but we suppose it may amount to £130,000 sterling.

9ly. Some copper mines have been opened, which proving unprofitable have been wholly neglected. There is in sundry places a plenty of mountain iron ore, which hath been manufactured to some advantage, but not a sufficient supply for our inhabitants.

10ly. The number of our inhabitants transmitted to your Lordships A. D. 1749, according to the method of computation then taken amounted to 70,000 whites and 1000 blacks: but on receipt of your secretary Mr. Pownall's letter of the 19th of September last,\* by a more careful and particular enquiry find the whole number of our present inhabitants, men, women and children, (some small errors excepted) to be 128,212 whites, 3,587 blacks.†

11ly. By the best computation that hath been made our inhabitants have doubled in twenty-four years, which (under the divine benediction) we attribute to an industrious, temperate life and early marriage.

12ly. The number of our militia according to the return of the muster-roll of each regiment is 20,066.

13ly. We have a small battery at New London, (the principal sea-port and best harbour in the Colony,) consisting of nine guns. By reason of our heavy taxes in the last war and the heavy debt devolved on the Colony by the expedition against Crown Point, and the small trade, the same is not in so defensible state as our situation at this time seems to require; and we have a humble hope his Majesty will take the same under his royal consideration, and grant such help and assistance as may enable the Colony to put the same into a good condition for defence.

\* *Connecticut Historical Society Collections*, I. 270.

† See the note at page 618.

14ly. The Indians among us are about 1000. Near one half dwell in English families, and the other half in many small clans in various parts of the Colony, and are most of them peaceably inclined.

15ly. No Indians border on this Colony: the nearest are the Six Nations, so called, who live partly in the Province of New York and partly westward of it.

16ly. The Spaniards have no settlements nearer than St. Augustine. The French have none nearer than Canada, except the encroachments at and near Crown Point.

17ly. The effect of the Spanish settlements on this Colony is inconsiderable. The French in time of war from Cape Breton send their privateers on our coast; and from Crown Point make frequent incursions on the frontiers of New York, New Hampshire and the Massachusetts Bay, both in times of peace as well as of war; which causes heavy expences to this as well as those other governments in garrisoning and defending them.

18ly. The revenue arising within this Colony is by assessment or tax on lands, polls and personal estate; the revenues by duties is inconsiderable. Our taxes or assessments are annually increased or lessened in proportion to the expence of government. Our ordinary revenue by tax as aforesaid, amounts to about £4000. 0. 0. sterling, about £490 sterling whereof is appropriated to publick schools for the education of youth, the remainder for the support of government.

19ly. The ordinary expence of government in time of peace is about £3500.0.0 sterling. The heavy debt contracted by this government the last summer in the expedition to Crown Point, the precise sum as yet cannot be ascertained, but will amount to more than £60,000.0.0 sterling.

20ly. Our civil establishment is one superior court, consisting of one chief judge and four other judges, which court is held in each county twice in each year, in which are tryed all high crimes and misdemeanors, and civil actions that come to them by appeal from inferior courts; and an inferior court in each county, consisting of one chief judge and two or more justices of the quorum, who hold their sessions twice in a year and oftener when occasion requires. In the tryal of delinquents for the breach of penal laws and civil actions in all these courts matters of law are determined by the court and matters of fact by the jury; and in each town are one or more justices of the peace. The militia is divided into thirteen regiments, the field-officers in each are one colonel, lieutenant-colonel and one major, and in each regiment a troop of horse. All officers, both civil and military, are appointed by the General Assembly and commissioned by the Governor. By law our regiments are to be mustered once in four years, the militia in each town four times in a year, and are instructed agreeable to Col. Bland's military discipline.

Governor Fitch omitted to inclose the List of the Shipping of the Colony referred to in the answer to the fourth query, and transmitted it in a letter dated June 29th, 1756, which is printed in the first volume of the *Collections of the Connecticut Historical Society*, pages 301, 302. It was received by the Board of Trade in August, and read October 8, 1756.

A LIST OF ALL SHIPS AND VESSELS BELONGING TO THE COLONY  
OF CONNECTICUT IN NEW ENGLAND.

VESSELS NAMES.	Tons.	Men.	VESSELS NAMES.	Tons.	Men.
Sloop Mabel, . . .	35	5	Sloop Nubby, . . .	40	4
Brigantine Dolphin, .	55	8	Sloop Sarah, . . .	35	4
Schooner Neptune, .	80	6	Sloop Ranger, . . .	50	4
Sloop Sarah, . . .	20	4	Sloop Diana, . . .	48	6
Snow Africa, . . .	70	7	Sloop Good King, .	40	5
Sloop Dove, . . .	25	6	Sloop Susanna, . .	35	5
Rebeckah, (Sloop) .	20	6	Sloop George, . . .	60	6
Schooner Dispatch, .	20	6	Sloop Dove, . . .	45	8
Ship Lion, . . .	90	10	Schooner Success, .	50	5
Sloop Sally, . . .	15	4	Snow Fox, . . .	50	8
Sloop Dolphin, . . .	40	6	Sloop Speedwell, .	35	5
Brigantine Molly, . .	80	8	Sloop Dolphin, . .	40	5
Sloop Diamond, . . .	25	4	Schooner Dispatch, .	20	5
Sloop Sea-Flower, .	50	5	Sloop Suckey, . . .	40	6
Sloop Polly, . . .	25	5	Snow Leopard, . . .	90	4
Sloop Marian, . . .	40	5	Brigantine Branford,	70	7
Sloop Tryal, . . .	32	5	Sloop Neptune, . .	25	5
Brigantine Neptune,	40	6	Sloop Sparrow, . .	40	6
Schooner Lucy, . . .	65	5	Snow Lark, . . .	88	8
Schooner Content, . .	55	5	Sloop Abigail, . . .	30	6
Schooner Two Bach-			Sloop Lucy, . . .	32	6
elors, . . .	35	4	Sloop Dolphin, . .	50	6
Sloop Alice, . . .	40	6	Brigantine Factor, .	80	7
Sloop John and Mary,	35	6	Sloop Betsey, . . .	40	5
Sloop Polly, . . .	40	6	Schooner Rebeckah,	50	7
Sloop Molly, . . .	30	5	Sloop Willoughby-		
Sloop Molly, . . .	40	4	Bay, . . .	30	6
Sloop Prosperity, . .	40	6	Sloop Friendship, .	30	3
Sloop Bachelor, . . .	40	5	Sloop Rebecca and		
Sloop Lilly, . . .	40	6	Bridget, . . .	40	7
Sloop Olive, . . .	50	5	Sloop Pearl, . . .	40	6
Schooner Success, . .	55	6	Sloop Friendship, .	60	6
Sloop Mary, . . .	20	5	Schooner Dolphin, .	40	4

VESSELS NAMES.	Tons.	Men.	VESSELS NAMES.	Tons.	Men.
Brigantine Mermaid,	60	8	Sloop Dove, . . .	35	6
Sloop Dolphin, . . .	30	5	Sloop Diamond, . . .	50	4
Brigantine Antonie, . . .	75	6	Sloop Eagle, . . .	20	4
Schooner Milford, . . .	22	4	Schooner Chelsey, . . .	40	6
Schooner Adventure,	50	7			
Sloop Ruby, . . .	30	6	Total number, 74,	3102*	415
Sloop Ranger, . . .	20	4			

CUSTOM HOUSE, NEW LONDON, 3d May, 1756.

The above list is hereby certified

From JOS. HULL, Coll'r.

J. MILLER, N. Off'r.

\* The true footing is 3202 instead of 3102.

# INDEX.

- Abbott, Abiel, 28, 110: — Samuel, ensign, 465.
- Abel, John, ensign, 414: — Joshua, 180; captain, Crown Point expedition, 399, 472, 474: — Simon, ensign, 362.
- Abington, bounds, 15; ecclesiastical tax, 34, 90.
- Accounts, public: auditors appointed, 7, 96, 156, 389, 480, 533, instructed, 18, 105, 157, 266, 285, 319, 367, 612, report of, 64; committee of pay-table appointed and instructed, 365, 453, 485, 495, 570: — See *Bills, Treasury*.
- Actions, civil: provision for arbitration, 201; abatement and amendment of writs, 207; payment of costs in, 316; soldiers not liable to arrest on, 342, 469: — criminal, costs in, 204.
- Acts of Parliament to be printed, 37, 65, 118, 148, 289; relative to bills of credit to be read in town meetings, 351.
- Acnsk, Indian, 513.
- Adams, David, lieutenant, 506: — Eliphalet, 115: — James, deputy for Killingly, 2: — Joseph, 393: — Matthew, ensign, 360: — Michael, captain, 613: — Pelatiah, ensign, 16: — Pygan, 213, 432; auditor, 156; deputy for New London, 150, 196, 241, 291, 326, 334; justice, 156, 246, 357, 492: — Samuel, 25, 66, 370, 579; deputy for Stratford, 2, 39, 69, 120, 241, 554, 598; justice, 6, 74, 155, 247, 358, 492; lieutenant, 81; captain, 359; lieutenant in expedition, 556; grants to, 67, 117: — Solomon, 173: — Thomas, deputy for East Haddam, 69; justice, 5, 73, 156: — Timothy, 542.
- Addresses, to the king, 61, 392, 445, 460, 485; to the Earl of Loudoun, 615.
- Adkins, Benjamin, 28.
- Agent in England, pays bills of exchange, 14, 17; to oppose plan of union of Albany congress, 294; Jonathan Trumbull appointed, 484.—See *Avery, Partridge*.
- Albany: conference with Indians at, 16; congress at, 268, 288, 292, 323; committee sent to, 421; provisions at, to be sold, 608.
- Alden, Daniel, justice, 5, 73, 156, 246, 357, 491.
- Allen, Benjamin, captain, Crown Point, 399, 473: — Edward, 587: — Thomas, guns lent to, 126.
- Alling, Daniel, 467: — Enos, 393, 581: — Timothy, 576.
- Allis, Ebenezer, 525: — John, 386.
- Allyn, Benjamin, lieutenant, 13: — David, lieutenant, 128: — Henry, justice, 5, 72, 156: — Matthew, land sold, 226; deed by, confirmed, 278: — Pelatiah, 226, 228; deputy for Windsor, 2, 69, 119, 151, 196.
- Alverd, Benedictus, 19: — Jonathan, captain, 191: — Thomas, 289.
- Alworth, William, set to Windham, 30.
- Ambler, Stephen, 529.
- Amity, winter parish allowed in part of, 431.
- Amos, John, 393, 444.
- Andrew, Daniel, lieutenant, 199.
- Andrews, Andrus, Abraham, 22: — Benjamin, ensign, 566: — Daniel, ensign, 81; lieutenant, 360: — James, 143: — Jonathan, lieutenant, 11: — Obadiah, lieutenant, 565: — Zebadiah, ensign, 253.
- Animals, impounding of, regulated, 248.
- Appleton, Benjamin, 510, 577.
- Apthorp, Charles, 546.
- Arbitration, provision for settling controversies by, 201.
- Armstrong, James and John, 250: — Simon, land sold, 225.
- Arnold, Joseph, ensign, 83; captain, 415: — Nathaniel, captain, 148: — Samuel and Dorothy, 170.
- Ashford, in Pomfret probate district, 94.
- Ashman, Amaziah and Ruth, 306.
- Aspinwall, Peter, deputy for Mansfield, 2, 39, 69, 353, 397.
- Assize of cask regulated, 129, 498.
- Atwater, Benjamin, captain, 565: — Jonathan, 288.
- Austin, John, 93, 139, 444: — Noah, 93, 139: — Uriah, deputy for Suffield, 353, 397, 488, 544.
- Avered, see *Everett*.
- Averill, Samuel, ensign, 84.
- Avery, Dr. Benjamin, 14, 3<sup>o</sup>6; grant to, 103: — Christopher, 106, 137, 187, 372, 442, 481; deputy for Groton, 2, 69, 151, 241, 353, 397, 406, 447, 458, 469; speaker, 3; justice, 13, 73, 155, 246, 357, 492: — Ebenezer, deputy for Groton, 120, 241; justice, 247, 357, 492: — Humphrey, 149; justice, 13: — James, 18: — Joseph, 519, 521, 535, 551: — William, lieutenant, Crown Point, 394.

- Ayrant, Daniel, 238.  
 Ayres, Elisha and Traverse, 22.
- Babcock, Amos, deputy for Ashford, 196, 242, 291, 327, 355, 487, 544; justice, 493: — Joseph, 179: — Joshua, 370.
- Backus, Ebenezer, 21, 111, 131, 136; justice, 13, 73, 156, 246, 357, 492: — Elijah, ensign, 361; lieutenant, 414: — Josiah, 258.
- Bacon, Jeremiah, 173: — John, 430; lieutenant, 313: — Nathaniel, 123.
- Badger, Daniel, captain, 12.
- Bagly, Anna, land sold, 165: — Josiah, 165.
- Baily, John, 370: — Nathan, land sold, 179.
- Baker, Benjamin, 131: — Elijah, ensign, 416: — Ephraim, lieutenant, 504: — Jeremiah, 32.
- Baldwin, Abiel, 274: — Caleb, deputy for Newtown, 405, 446, 457, 468, 553, 592, 597; justice, 6, 74, 155, 247, 358, 492: — David, ensign, Crown Point, 346; lieutenant, 394, 691; captain, 472: — Ebenezer, 37; ensign, 368: — Ezra, deputy for Durham, 292, 327, 335: — Gamaliel, 274: — Hezekiah, ensign, Crown Point, 601: — Isaac, 607; ensign, 88; lieutenant, 251: — Jacob, 248: — John, lieutenant, 11; captain, 363: — Joseph, land sold, 248: — Nathan, 248; justice, 6, 73, 156, 246, 357, 492: — Nathaniel, 87; lieutenant, 41; captain, 130: — Noah, ensign, 9, 44: — Samuel, ensign, 12: — Theophilus, ensign, 564: — Thomas, 87.
- Ball, Caleb, 26: — John, ensign, 318.
- Bancroft, Benjamin, commissary, 482, 608.
- Bannister, John, 394, 425, 540.
- Barber, Samuel, ensign, 503.
- Barker, Abner, captain, 506: — Edward, deputy for Branford, 553, 592, 597: — Ignatius, quarter-master, 44; cornet, 255: — James, lieutenant, 9: — John, ensign, 500: — Joshua, 305; ensign, 86.
- Barkhamsted, in Litchfield county, 56.
- Barlow, David, 238, 444, 539.
- Barnard, Joseph, 124, 194.
- Barns, Gershom, ensign, 16; captain, 201: — John, ensign, 192: — Samuel, 435; ensign, 415: — Shamgar, land sold, 28: — Stephen, ensign, 189; lieutenant, 259: — Thomas, 28, 372.
- Barnum, Ebenezer, land sold, 113, 177, 249, 375, 586: — Isaac, 24, 64, 135: — Jehiel, ensign, 360; lieutenant, Crown Point, 400, 472: — John, ensign, 9; lieutenant, 200; captain, 264: — Joshua, 176: — Nathaniel, 578: — Thomas, 376; lieutenant, Crown Point, 346.
- Barrett, John, 78, 211: — Jonathan, land sold, 229, 278.
- Bartlett, Ann, 539: — John, surveyor, 149: — Jonathan, ensign, 122: — Sarah, 590.
- Bascomb, Daniel, ensign, 365.
- Bassett, Samuel, 66, 117; deputy for Derby, 406, 447, 458, 554, 593, 598; justice, 6, 73, 156, 246, 357, 492.
- Bate, John, 22: — Jonathan, 255.
- Bateman, Joseph, 429.
- Batterson, Andrew, 273.
- Bayard, William, 547.
- Beach, Amzi, 228: — John, justice, 123, 155, 247, 358, 493: — Landa, 228: — Thomas, land sold, 229.
- Beamond, Dennis, lieutenant, 53: — Ebenezer, 230: — Samuel, 37, 98, 194.
- Beardsley, Benjamin, 370, 522: — Israel, 370: — Samuel, 148.
- Beckwith, George, chaplain, Crown Point, 346; preached election sermon, 489; slave of, 595: — John, 586: — Nathaniel, captain, 14.
- Bedlake, Benjamin, 270.
- Beebe, Ebenezer, 306; ensign, 415: — John, justice, 188, 247, 358, 493: — Jonathan, lieutenant, Crown Point, 602: — Lemuel, 249; lieutenant, 84; captain, 252.
- Beecher, Ebenezer, 133: — Eliphalet, 542; cornet, 7; pursues counterfeits, 455, 462, 515, 539, 573: — John, 207.
- Beggars, common, how disposed of, 159, 206.
- Belden, captain, 14: — Ebenezer, deputy for Wethersfield, 70: — Jonathan, 184, 256, 433, 466; deputy for Wethersfield, 2, 39, 291, 327, 335, 406, 447, 458, 468; justice, 357, 491: — Samuel, 369.
- Belknap, Benjamin, 379.
- Bell, Jonathan, 529.
- Bellows, Samuel, 27; captain, 88.
- Belton, Jonas, captain, 263.
- Benedict, Benjamin, ensign, 252: — Daniel, captain, 83; deputy for Danbury, 39, 151, 197, 291, 327, 405, 446, 457, 468: — James, deputy for Ridgefield, 2, 39, 119; justice, 6, 74: — John, deputy for Danbury, 353, 396, 405, 446, 457, 468; for Ridgefield, 353, 396, 554; lieutenant, Crown Point, 473: — Joseph, lieutenant, Crown Point, 473, 601: — Matthew, 113: — Nathaniel, 50, 87: — Thomas, 176, 273, 542; deputy for Danbury, 2, 119, 197, 242, 291, 327, 335, 488, 544, 553, 592, 597; justice, 6, 74, 155, 247, 358, 492; probate judge, 5, 72, 154, 245, 356, 491.
- Benham, Samuel, land sold, 375.
- Benjamin, David, land sold, 306: — Joseph, 436.
- Bennett, Hezekiah, 148: — Isaac, lieutenant, 314: — Jeremiah, 148: — William, lieutenant, 49.
- Benton, Aaron, 541: — Dorothy, 303: — Ebenezer, 22, 49, 288, 392, 540: — Jabez, 185: — Jacob, deputy for Harwinton, 554, 592, 598: — Jehiel, lieutenant, 200; captain, 360: — Nathaniel, land sold, 303.
- Berry, Nathaniel, 24.
- Betts, Elias, justice, 357, 492.

- Bicknal, James, deputy for Ashford, 150, 353, 397, 405, 446, 457, 468; justice, 7, 74, 155, 247, 358, 493: — Zachariah, ensign, 502.
- Bidwell, Daniel and William, 541.
- Bigelow, Daniel, 541: — Josiah, land sold, 372: — Timothy, 311.
- Bill, John, 225: — Samuel, 526; ensign, 76; lieutenant, 262.
- Billing, Ebenezer, ensign, 11; lieutenant, Crown Point, 346; captain, 472, 602: — Roger, captain, 12; deputy for Preston, 69, 119: — William, lieutenant, Crown Point, 602.
- Bills of credit, act of parliament concerning, to be printed, 65, to be read in town-meetings, 351; amount outstanding, 65; no more to be paid out, 157; to be issued, 328, 337, 341, 401, 418; of Rhode Island and New Hampshire not to pass, 105, 406, 423; burned, 30, 105, 115, 157, 274, 286, 321, 460, 480; counterfeited, 24, 277, 300, 333, 437, 455, 463, 519, 534, 535; lost, 113, 176, 384, 456, 517.
- Bingham, Ithamar, hospital commissary, 483.
- Bird, Joseph, justice, 6, 57, 74, 155, 247.
- Birdsell, Nathan, 24.
- Bishop, Eleazer, ensign, 254: — John, deputy for Bolton, 353, 397: — Nathaniel, 185: — Nicholas, lieutenant, Crown Point, 473: — Samuel, lieutenant, 253: — Stephen, 232: — Timothy, 185.
- Bissell, Daniel, 276, 374; captain, 12; deputy for Windsor, 38; justice, 5, 73, 156, 245, 357, 491: — David, ensign, 122: — John, deputy for Bolton, 1, 39; justice, 15, 73: — Joseph, surveyor, 444.
- Blackleach, Joseph, justice, 6, 74.
- Blackman, John, ensign, 254; lieutenant, 364: — Joseph, lieutenant, Crown Point, 473.
- Blackwell, John, 101.
- Blake, Jonathan, 256.
- Blakely, Isaac, lieutenant, 76: — Jacob, lieutenant, 10: — James, 194: — Joshua, 185, 386; ensign, 364.
- Bliss, Samuel, 50: — Pelatiah, surgeon, 483.
- Blogget, Daniel, ensign, 75; lieutenant, 505.
- Blois, Samuel, 21.
- Board of trade, queries from and answers to, 619.
- Boardman, Joseph, 228, 303; cornet, 52; deputy for Wethersfield, 291, 327, 335: — Timothy, land sold, 256, 433, 466: — Walter, 31, 58.
- Bolton, new society asked for from, 14.
- Booth, Abel, deputy for Newtown, 553, 592, 597: — Daniel, deputy for Newtown, 39, 69, 119, 196, 242, 292, 327, 335, 353, 397, 488; ensign, 506.
- Boswick, Bushnel, deputy for New Milford, 38, 69, 119, 151, 196, 291, 327, 335; justice, 334, 358, 493: — Daniel, 86, 297, 542; deputy for New Milford, 151, 291, 327, 335, 405, 446, 457, 468; lieutenant, 260: — John, lieutenant, 254: — Joseph, 218: — Nathaniel, justice, 6, 57, 74, 155.
- Bosworth, Benjamin, land sold, 588: — Nathaniel, lieutenant, 190; captain, 254.
- Botsford, Amos, ensign, 79; captain, 253: — Gideon, ensign, 502: — John, deputy for Newtown, 39: — Nathan, 297; deputy for New Milford, 119; lieutenant, 12; captain, 260: — Nathaniel, 86.
- Bow, Alexander and Peleg, 384.
- Bowdoin, James, 220.
- Bowen, Henry, 31; deputy for Woodstock, 2, 38, 242; justice, 74, 155, 247, 358.
- Bowman, Joseph, 379.
- Brace, Elisha, land sold, 486: — Jonathan, lieutenant, 362.
- Bradford, James, 54; deputy for Plainfield, 196, 488, 544; ensign, 361; lieutenant, 500: — John, 432; lieutenant, 315; captain, 363.
- Bradley, Daniel, captain, 260: — Gershom, lieutenant, 188: — John, captain, 318: — Samuel, 392, 444, 539: — Stephen, 582.
- Bragg, Thomas and Patience, 62.
- Brainard, Bezaleel, 92: — Daniel, 92; cornet, 8: — Elijah, lieutenant, 317: — Gideon, 434: — Hezekiah, deputy for Haddam, 2, 39, 69, 120, 151, 291, 327, 335, 353, 396, 487, 544; justice, 5, 73, 156, 245, 357, 491: — Jabez, ensign, 318: — Joseph, deputy for Haddam, 196: — Josiah, lieutenant, 86: — Stephen, 92.
- Brewster, James, captain, 198; land sold, 517: — Simon, 528.
- Briant—counterfeiter, 24.
- Bribery and corruption in elections restrained, 496.
- Bridge, Joseph, 238.
- Bridges: at Derby, 84; over Quinebang, 105; at Lyme, 116; at New Milford, 465; at Symsbury, 515; in Middletown, 581.
- Brigham, Elnathan, lieutenant, 76.
- Brintnall, William, 111, 168.
- Bristol, Bezaleel, 185: — Richard, ensign, 499.
- Brocket, Richard, 517.
- Brookway, Ezra and Richard, 455.
- Brooklyn, bounds, 15; named, 127.
- Brooks, Abraham, 84, 443; deputy for Haddam, 554, 592, 598: — Enos, deputy for Wallingford, 241, 291, 327, 335, 353, 397, 406, 447, 458, 469; ensign, 8: — Samuel, lieutenant, Crown Point, 473: — Thomas, 32.
- Brown, Benjamin, 516: — Cornelius, 265: — Daniel, 210, 224, 426, 444, 573, 585: — Ichabod, 210: — Isaiah, 267; deputy for Stratford, 554, 593, 598; lieutenant, 75; captain, 188: — Jabez, 173: — James, deputy for Norwalk, 487, 544: — John, lieutenant, 261,

- captain, 414: — Jonathan, 211: — Joseph, 210: — Nathaniel, 118; deputy for Preston, 38, 196, 405, 446, 457, 468, 554, 593, 598; justice, 492: — Samuel, 84; deputy for Preston, 353, 397; ensign, 363; land sold, 91: — Stephen, 514.
- Brunson, Aaron, lieutenant, 564: — Amos, land sold, 301: — Benjamin, 230: — Jacob, 437: — John, captain, 52: — Mercy, 301: — Thomas, deputy for Waterbury, 406, 458, 469; justice, 357, 492.
- Brush, Thomas, ensign, 16; lieutenant, 97.
- Bryan, Joseph, land sold, 141: — Richard, ensign, 565.
- Buck, Samuel, ferry granted to, 170.
- Buckingham, Joseph, 106, 591; auditor, 359, 480, 533; committee, 14, 15, 27, 37, 47, 67, 118, 329, 338, 389, 401, 418; committee of pay-table, 365; deputy for Hartford, 1, 38, 68, 553, 592, 597; justice, 5, 73, 156, 245, 356, 491; lieutenant, 262; probate judge, 5, 72, 153, 244, 355, 490: — Josiah, ensign, 265.
- Buell, Abel, lieutenant, 86: — Elijah, 225: — Hiel, 256; quarter-master, 261; cornet, 364: — Peter, captain, 251; deputy for Litchfield, 352, 396, 487, 544: — Solomon, lieutenant, 500: — William, deputy for Hebron, 2, 39, 151, 406, 447, 458, 468.
- Bugbee, Pelatiah, land sold, 588.
- Bulkeley, Abigail, 369: — Charles, deputy for Colchester, 2, 39, 69, 120, 151, 196, 241, 353, 396, 406, 447, 458, 469; justice, 5, 73, 156, 246, 357; major, 198; Wells v. 310: — Gershom, deputy for Colchester, 554, 592, 598; captain, 77: — John, 18, 146, 310; in nomination, 44, 122; chosen assistant, 3, 70, 152; present, 1, 68, 119, 150; judge, superior court, 4, 71, probate court, 5, 72, 154; dead, 197; Babcock, v. 370: — Oliver, 583; quarter-master, 75.
- Bull, Benjamin, 430: — Daniel, 541: — Edward, ensign, 76; captain, 190: — Sybil, land sold, 430.
- Bunnell, Ebenezer, ensign, 364.
- Burbanks, Abraham, lieutenant, 48: captain, 260.
- Burch, Richard, 589.
- Burges, John, lieutenant, 564.
- Burlisson, Job, 140.
- Burnap, Jonathan, set to Windham second society, 186.
- Burnham, Charles, land sold, 250: — Josiah, v. Kensington, 288: — Michael, captain, 505; deputy for Middletown, 554, 593, 598; grant to, 299.
- Burr, Andrew, 355, 441, 606; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152, 243, 354, 489; present, 1, 38, 68, 119, 150, 195, 241, 290, 326, 334, 352, 396, 405, 446, 543, 553, 591, 597; judge, county court, 4, 71, 153, 244, 355, 490, probate court, 5, 72, 154, 244, 356, 490; committee to assist governor, 328, 483; committee, 330, 347, 534, 572: — Isaac, 22, 149, 255: — Moses, 158: — Nathaniel, lieutenant, 505: — Samuel, 64, 286; deputy for Fairfield, 38, 69, 119, 150, 196, 241: — Stephen, 64, 250: — Thaddeus, deputy for Fairfield, 2; justice, 6, 74, 155, 247: — William, 54, 59; deputy for Fairfield, 291, 326, 334, 352, 396, 405, 446, 468; justice, 6, 74, 155, 247, 358, 492.
- Burrel, Charles, 289.
- Burrit, Peleg, ensign, 313: — Stephen, land sold, 222: — William, land sold, 250.
- Burroughs, Samuel, 427, 575.
- Burton, Joseph, ensign, 199: — Richard, 148: — Solomon, ensign, 314.
- Bush, Justus, 54.
- Bushnell, Joshua, 274: — Richard, captain, 613.
- Butler, Hezekiah, ensign, 13; lieutenant, 259: — John, land sold, 438, 580: — Zebulon, 438, 580.
- Butt, Nathaniel, ensign, 359: — Samuel, set to Windham, 30.
- Butts, Josiah, ensign, 81.
- Cable, John, ensign, 188.
- Cadwell, Dorothy, land sold, 465: — Samuel, ensign, 564.
- Cady, Eleazer, cornet, 40; lieutenant, 251: — Jedidiah, 277: — Joseph, 81; deputy for Killingly, 196; justice, 7, 74, 155, 247; set to Killingly first society, 21.
- Calendar, act of parliament reforming, printed, 148.
- Calkin, Stephen, land sold, 186.
- Camp, Amos, ensign, 566: — Edward, ensign, 76: — Enos, deputy for New Milford, 353, 397: — John, 123, 373; deputy for Durham, 242; lieutenant, Crown Point, 399: — Jonathan, captain, 364: — Lemuel, deputy for Newtown, 151: — Nathan, deputy for Durham, 488, 544.
- Campbel, Elioner, 300: — John, 79: — William, land sold, 300.
- Canaan, in Litchfield county, 56; to send in list, 404; in Sharon probate district, 409; collector of excise in, 511.
- Canada expedition referred to, 14, 104, 108, 123, 214.
- Candy, Samuel, ensign, 504.
- Canfield, Joseph, ensign, 42; lieutenant, 260: — Samuel, 25, 171, 214, 276, 285, 310; deputy for New Milford, 1, 242; justice, 6, 57, 74, 155, 247.
- Canterbury, bounds, 105, 137.
- Cape Breton expedition referred to, 26, 103, 299, 521.
- Carpenter, Ebenezer, ensign, 564: — Eliphalet, captain, 191: — John, lieutenant, 41: — Samuel, 93: — Uriah, land sold, 93.
- Carrington, Lemuel, 208: — Riverius, deputy for New Milford, 38.
- Case, Abraham, 170, 223: — James, deputy for Synsbury, 353, 397, 405,



- 446, 468: — John, lieutenant in expedition, 556: — William, ensign, 369; lieutenant, 564.
- Cask, assize of, 129.
- Castle, Daniel, justice, 6, 57, 74, 155, 247, 358, 493: — Henry, 24: — Samuel, lieutenant, 24; captain, 271.
- Catlin, Abijah, captain, 502: — John, lieutenant, 88.
- Census of 1756, 617.
- Chalker, Isaac, 302.
- Chamberlain, John, deputy for Colchester, 69, 196: — Joseph, land sold, 176, 222.
- Champlin, Edward, ensign, 14.
- Chandler, Joshua, 308, 585: — Samuel, auditor, 156; captain, 53; deputy for Woodstock, 151, 353, 397, 406, 447, 458, 468, 488, 544, 553, 592, 597; justice, 7, 74, 155, 247, 358, 493; captain-lieutenant, Crown Point, 474: — Theophilus, surveyor, 288: — Thomas, 31, 286, 389; deputy for Woodstock, 2, 38, 69, 120, 196, 242, 292, 327, 335, 488, 544, 553, 592, 597; justice, 7, 74, 155, 247, 358, 493: — William, 227, 288; justice, 15, 74, 155, 247.
- Chapin, Henry, lieutenant, Crown Point, 399, 473: — Noah, lieutenant, 48.
- Chaplin, Benjamin, 30.
- Chapman, Dennie, ensign, 199: — Jabez, ferry granted to, 275: — Jedidah, 116, 158, 167; deputy for Saybrook, 2, 39, 151, 242, 292, 327, 336, 353, 396, 405, 446, 457, 468; justice, 14, 73, 155, 246, 357, 492: — Jeremiah, 129, 432; deputy for New London, 68, 119: — Phineas, lieutenant, 361: — Samuel, deputy for Tolland, 353, 397, 406, 447, 458, 468, 554, 592, 598; ensign, 564.
- Charter, John, ensign, Crown Point, 471.
- Chauncey, Elihu, 217, 265, 288, 389, 391, 465; auditor, 286, 319, 350, 367; deputy for Durham, 2, 39, 69, 119, 150, 197, 242, 292, 327, 335, 353, 397, 488, 544, 554, 593, 598; clerk, 242, 292, 327, 336, 488, 545, 554, 593, 598; justice, 6, 73, 97, 156, 246, 357, 492; lieutenant-colonel, 413; colonel, Crown Point, 399; patent for flax dressing granted to, 231: — Elnathan, lieutenant, 360.
- Cheaney, Abiel, 394.
- Cheesbrough, Amos, deputy for Stonington, 553, 592, 597: — Nathan, 585; justice, 13, 73, 156.
- Chelsea society constituted, 49; ecclesiastical tax, 88.
- Chester, John, 428; auditor, 7, 96, 389; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152, 243, 489; present, 1, 38, 68, 119, 150, 195, 241, 290, 326, 334, 352, 396, 405, 446, 457, 467, 487, 543, 553, 591, 597; colonel, 538; committee, 37, 67, 104, 118, 162, 214, 235, 244, 286, 321, 329, 338, 339, 395, 401, 417, 427, 445; committee of pay-table, 365; committee of war, 319; commissioner at Albany, 16; judge, county court, 244, 246.
- Chidester's ferry, fare at, 7.
- Childs, Ephraim, lieutenant, 234: — Pennel, 31; captan, 234; deputy for Killingly, 234.
- Chipman, John, 27, 512: — Jonathan, 512: — Thomas, justice, 6, 57, 74.
- Chittenden, Simeon, lieutenant, 79.
- Choat, John, commissioner from Massachusetts, 336.
- Church of England, privileges granted to, in Newtown, 132.
- Church, Edward, ensign, 123: — James, 14, 15, 27: — Joseph, 606.
- Churchill, Nathaniel, 123.
- Clapp, John, deputy for Greenwich, 197, 406, 447, 487, 544, 554: — Thomas, 46, 98, 322.
- Clark, Abraham, captain, 11: — Elizur, 26: — George, 115, 576; land sold, 371: — Joel, lieutenant, Crown Point, 472, 602: — John, 281, 301: — Joseph, justice, 7, 74, 155, 247, 358, 493; land sold, 26, 170, 223; surgeon, 483: — Matthew, 143: — Moses, 144: — Nathaniel, 116; justice, 14, 73, 155, 246, 357, 492: — Nicholas, 19: — Samuel, 140; lieutenant, Crown Point, 601: — Silas, lieutenant, 200: — Stephen, 144, 270: — Thomas, deputy for Milford, 151, 291, 327, 335; justice, 6, 73, 156, 246, 357, 492: — William, 66, 574, 580, 583; ensign, 233.
- Clauson, Justus, 428, 507.
- Cleaveland, Aaron, lieutenant, Crown Point, 472: — Solomon, 131.
- Cleaver, William, 194.
- Cleland, Robert, 126, 306.
- Clinton, Gov. George, letter received from, 16.
- Cloice, George, 118.
- Close, Jonathan, land sold, 385.
- Clough, Jonathan, deputy for Killingly, 69, 447, 458, 468.
- Cobb, Gideon, 149: — Samuel, deputy for Tolland, 291, 327, 335.
- Cogsdale, —, 455.
- Cogswell, Emerson, 463, 539: — Free gift, deputy for Milford, 196: — John, 436; lieutenant, 84.
- Coit, Daniel, 112, 116; justice, 13, 116, 156, 246, 357, 492: — Isaac, lieutenant, 361; captain, 500: — Joseph, 570: — Samuel, deputy for Preston, 2, 151, 241; justice, 13, 73, 156, 247, 357, 492.
- Cole, Elisha, 280: — Elizabeth, 80: — Job, ensign, 414: — John, 280; ensign, 83; lieutenant, 261: — Josiah, ensign, 500: — Stephen, 280.
- Colebrook, in Litchfield county, 56.
- Collins, Edward, deputy for Enfield, 354, 397, 406, 447, 458, 469; ensign, 53: — Jacob, land sold, 87: — Robert, ensign, 189; lieutenant, 566: — Timothy, justice, 155, 247, 358, 493; surgeon in army, 400, 483: — William, 30.
- Committee of pay-table appointed and instructed, 365, 453, 485, 495, 570, 606.
- Comstock, Abel, ensign, 362: — Daniel,

- ensign, 502: — Jabez, 114: — Samuel, land sold, 170.
- Conant, Shubael, 219; deputy for Mansfield, 120, 151, 196, 242, 291, 326, 335, 353, 397, 405, 446, 457, 468; speaker, 197, 242, 292, 327, 336, 354, 397, 406, 447, 458, 469; colonel, 131; justice, 7, 74, 155, 247, 358, 493; in nomination, 322, 413, 568.
- Cone, Daniel, deputy for East Haddam, 241, 291, 327, 335; justice, 246, 357, 491: — John, 393; lieutenant, Crown Point, 601: — Joseph, 393: — Nathaniel, ensign, 365: — Stephen, deputy for Bolton, 1, 69, 120, 242, 291, 327, 335.
- Congress at Albany, 268, 288, 292.
- Connecticut river: protection of lumber floating in, 101; ferries on, 135, 170, 171, 213, 239, 257, 275.
- Contribution, in ecclesiastical societies, in aid of society for promoting christian knowledge, 97; for support of professor of divinity, 213; for supply of the treasury, 604.
- Converse, Edward, 541; ensign, 417.
- Cook, Charles, grant to, 518: — David, 509: — John, 524, 587: — Phineas, 614: — Robert, 375: — Samuel, 510, 577; deputy for New Haven, 241, 352, 396; Stratfield *v.* 54, 59: — Thaddens, ensign, 414.
- Cooley, David, ensign, 363: — George, ensign, 49: — Matthew, 186.
- Cooper, Jude, ensign, 261: — Samuel, land sold, 177, 373, 527.
- Corbin, Ebenezer, deputy for Woodstock, 353, 397, 406, 447, 458, 468: — John, ensign, 188; lieutenant, 234.
- Cornwall, in Litchfield county, 56; ecclesiastical tax, 387.
- Cornwall, Joseph, 123.
- Cotton, John, lieutenant, Crown Point, 346, 473: — Thomas, deputy for Pomfret, 151, 196.
- Counties, to provide house of correction, 159, 206; collection of tax, 412.
- Cowles, Benjamin, captain, 81.
- Crafts, Joseph, 15, 90; deputy for Pomfret, 69; justice, 74, 155.
- Crane, Daniel, 435: — John, ensign, 315.
- Crary, George, lieutenant in army, 472, 601: — John, justice, 7, 74, 155, 247, 358, 493; probate judge, 6, 72, 154, 245, 356, 491: — Robert, ensign, 265: — Nathan, 18, 266.
- Crippen, Thomas, lieutenant, 189.
- Crittenden, Joseph, ensign, 362.
- Croswell, Joseph, 509.
- Crow, Thomas, land sold, 171.
- Crown Point, fort to be built near, 336. See *Military*.
- Crutenden, Daniel, land sold, 26.
- Cunningham, Nathaniel, 220.
- Curtis, Ebenezer, 267: — James, 435; deputy for Durham, 150, 447, 458, 468; lieutenant, 8; captain, 360: — John 93, 139; deputy for Durham, 406: — Samuel, ensign, 259: — Stiles, deputy for Stratford, 151.
- Cuschaw, Indian, 523.
- Cushman, James, grant to, 132; land sold, 386.
- Cutler, Hezekiah, set off from Thompson, 21.
- Dana, Isaac, 173, 174, 258.
- Danbury, new society asked for from part of, 24, 64, 135.
- Daniels, Nathaniel, 540.
- Danielson, James, will established, 182: — Samuel, 182; deputy for Killingly, 406, 447, 458, 468; justice, 7, 74, 155, 247, 358, 493: — William, ensign, 566.
- Dann, Joseph, set to Judea, 25.
- Darling, Samuel, 142: — Thomas, 296, 393.
- Darrow, Richard, lieutenant in army, 473.
- Dart, John, captain, 415.
- Dauchy, Vivus, captain, 503.
- Davenport, Abraham, 378, 584; deputy for Stamford, 2, 150, 196; clerk, 152; justice, 6, 74, 155, 247, 358, 492: — Charles, land sold, 374: — Deodate, justice, 6, 73, 156, 246, 357, 492: — Richard, deputy for Coventry, 353, 397: — Waitstill, 374.
- Davis, Cornelius, 33: — Enoch, ensign, 88; lieutenant, 313: — Jabez, 113: — John, 78, 211, 591; ensign, 128, 264: — Joseph, lieutenant, 76; captain, 314: — Samuel, lieutenant, 564.
- Day, Aaron, 296, 423; *v.* Stow, 172, 215, 393: — David, ensign, 188.
- Dayton, Abraham, lieutenant in army, 400: — Israel, land sold, 584: — Josiah, 222.
- Dean, Francis, deputy for Plainfield, 120: — Jabez, 49, 88: — John, ensign, 88: — Jonathan, deputy for Plainfield, 2, 196: — Josiah, lieutenant, 81: — Silas, deputy for Groton, 120.
- Deforest, Hezekiah, quarter-master, 365.
- DeLancy, Oliver, 390.
- Delano, Barnabas, 181: — Jabez, land sold, 181, 373.
- Demilt, Peter, 255.
- Deming, Charles, land sold, 85, 228: — Jacob, ensign, 189: — Joseph, lieutenant, 189: — Samuel, 540.
- Demink, Joseph, *v.* Cook, 614.
- Denison, Amos, ensign, 500: — Andrew, lieutenant in army, 472, 474: — John, 107, 393; quarter-master, 259; cornet, 415: — Joseph, 393; deputy for Stonington, 353, 397; justice, 13, 73, 156, 246, 357, 492: — Robert, deputy for New London, 38, 487, 544; major in army, 345: — William, captain, 11; land sold, 585.
- Dennis, George, ensign, 455.
- Derby, bridge at, 84.
- Devotion, Ebenezer, preached election sermon, 153.
- Dewolf, Jabez, 520: — Josiah, 26, 520: — Nathan, grant to, 465: — Simon, land sold, 588.

- Diamond sloop, grant for loss of, 299.  
 Dibble, John, lieutenant, 252.  
 Dickerran, Isaac, deputy for New Haven, 2, 69, 119, 150, 487, 543, 553, 592, 597; justice, 6, 73, 156, 246, 357, 492.  
 Dickinson, Ann, 587: — David, captain, 199: — Eliphalet, land sold, 375, 514: — Moses, preached election sermon, 355: — Nehemiah, lieutenant in the army, 400, 473.  
 Diggens, Joseph, 142.  
 Dincock, Samuel, captain in army, 394; justice, 247, 357.  
 Dimon, Moses, justice, 6, 74, 153, 247, 358, 492.  
 Ditman, Cornelius, 582.  
 Divorce granted, 168.  
 Dixon, Charles, 134: — Robert, 430; deputy for Voluntown, 2, 39, 70, 120, 242, 291, 327, 335, 353, 397, 406, 447, 458, 468, 488, 544, 554, 592, 598; justice, 247, 358, 493: — William, 239, 324.  
 Doane, Ephraim, grants to, 27, 299.  
 Doolittle, Isaac, 581: — Moses, ensign, 13; lieutenant, 364: — Theophilus, ensign, 504.  
 Dorr, George, 108.  
 Dorrance, Samuel, 98.  
 Douglas, Caleb, land sold, 85: — John, deputy for Plainfield, 242, 291, 327, 335, 353, 397; ensign, 262; justice, 247, 358: — Mary, 85: — Richard, land sold, 302: — Thomas, 98: — William, 85, 302.  
 Down, Ebenezer, lieutenant, 264.  
 Downer, Joseph, 386.  
 Draper, Gideon and James, 429.  
 Dresser, Jacob, deputy for Killingly, 353, 397; justice, 74, 155, 247, 358, 493: — Jonathan, deputy for Pomfret, 488, 544.  
 Drinkwater, William, 297.  
 Dudley, Cyprian, 238: — David, lieutenant, 364: — Jedidiah, 208, 325, 586: — Joshua, land sold, 227: — Moses, 269, 305: — Oliver, 227; captain, 81: — William, 208, 269, 305.  
 Dunbar, John, land sold, 266.  
 Dunham, Ebenezer, deputy for Mansfield, 554, 592, 598: — Samuel, captain, 189.  
 Dunn, William, 325.  
 Dunning, Benjamin, 24, 64: — Matthew, 126.  
 Durfey, Richard, 78.  
 Durham in Middletown probate district, 94.  
 Durkee, John, lieutenant in army, 472, 474, 601: — Nathaniel, captain, 504: — Robert, lieutenant in army, 601.  
 Durks, William, lieutenant, 254; captain, 359.  
 Dutton, Abraham, ensign, 260: — Thomas, ensign, 75.  
 Dwight, John, 31: — Samuel, 221; justice, 5, 73, 156, 357, 491; deputy for Somers, 554, 593, 598: — Theodore, 31.  
 Dyer, Elijah, lieutenant, 40; captain, 251: — Eliphalet, 153, 274, 378; deputy for
- Windham, 68, 119, 150, 553, 592, 597; justice, 7, 74, 155, 247, 358, 493; major, 187; lieutenant-colonel in army, 399; commissioner to Boston, 593: — James, 374; lieutenant, 359: — John, 19; deputy for Canterbury, 39, 150, 406, 447, 458, 468, 554, 592, 597; justice, 7, 74, 155, 247, 357, 493: — Joseph, 585: — Thomas, lieutenant-colonel, 131.  
 Dyx, John, 33.  
 East Greenwich (in Kent), ecclesiastical tax, 230.  
 East Haven, list of, rejected, 320.  
 Eastbury, ecclesiastical tax, 302.  
 Easty, Moses, 112, 174, 540.  
 Eaton, John, 429: — Joseph, quartermaster, 363; lieutenant in army, 472.  
 Ecclesiastical: new parishes formed, Chelsea, 49, north part of Windsor, 109, Enfield, Somers, Suffield and Woodstock, 162, North Bristol, 185, New Preston, 218, New Britain, 279; winter parishes, Stafford, 33, Newbury, 135, north part of Amity, 431; form of prayer for royal family published, 65; dissensions in New Haven, 43; contribution in aid of Scotch society for promoting christian knowledge, 97; privileges granted church of England at Newtown, 132; separates at Killingly, 429; proposed union of Greenwich and Horse-neck, 441, 534, 572; new society asked for (Norfield) from Norwalk and Fairfield, 582.  
 Eddy, John, 232.  
 Edgerton, Elisha, 230; ensign, 361: — Hezekiah, 230: — John, 540: — Joseph, land sold, 230.  
 Edson, Timothy, ensign, 505.  
 Edwards, Daniel, 32, 131, 378, 389, 395, 445; agent to collect colony debts, 287, 294, 332; committee of pay-table, 365; nominated, 44, 122, 198, 322, 413, 568, 605, 615; cho-en assistant, 354, 489; present, 396, 405, 446, 457, 467, 487, 543, 553, 591, 597; justice, 5, 73, 156, 245; judge superior court, 197, 491: — James, 186: — Richard, 324: — Thomas, 186: — Timothy, 141: — William, land sold, 186.  
 Eight Mile river in Lyme, fishery in, 412.  
 Elderkin, Jedidiah, 534; deputy for Windham, 1, 38, 352, 396, 405, 446, 457, 468, 553, 592, 597; ensign, 313; justice, 358, 493; agent to collect colony debts, 610: — Rev. Joshua, difference with Had-dam, 216, 240.  
 Eldridge, Mulford, may keep tavern, 521.  
 Election sermons: Mr. Lord, (1751,) 4; Mr. Woodbridge, (1752,) 71; Mr. Devotion, (1753,) 153; Mr. Lockwood, (1754,) 244; Mr. Dickinson, (1755,) 355; Mr. Beck-with, (1756,) 489.  
 Eliot, Aaron, deputy for Killingworth, 69; captain, 77; major, 116; justice, 357, 492: — John, 22, 295: — Joseph, 228, 435; deputy for Killingworth, 120.  
 Ellsworth, Charles, lieutenant, 361.  
 Elmor, Samuel, ensign, 251; lieutenant in

- army, 472, 601: — Thomas, 394, 542; *v.* Bannister, 425, 540.  
 Elwell, Jonathan, land sold, 304.  
 Ely, Daniel, 50, 52, 124; deputy for Lyme, 39; justice, 13, 73, 155, 246, 357, 492: — Richard, 52: — Samuel, 438, 456, 580; captain, 413; justice, 14, 73, 156, 246, 357, 492; surgeon in army, 400: — William, deputy for Lyme, 353, 397.  
 Embargo laid, 350, 424, 461, 485, 550.  
 Encroachments on high ways, act concerning, 146.  
 Enfield, ecclesiastical society constituted, 162; horse brand, 163; plan of, to be procured, 389.  
 England, Mohegan case pending in, 146; acts of parliament printed, 37, 65, 118, 148, 289; form of prayers for royal family, 65; addresses made to the king, 61, 392, 445, 460, 485; money received from, 493, 537, 546; queries from board of trade 619.—See *Agent*.  
 Eno, Samuel, deputy for Windsor, 242, 353, 397; justice, 357, 491.  
 Escapes from jail, act concerning, 204.  
 Estates, insolvent, execution to be stayed on, 207.  
 Everett, Daniel, lieutenant, 312; captain, 565; justice, 493: — Reuben, lieutenant, 565.  
 Evidence in certain actions, 407, 499.  
 Excise on liquors, 407, 451, 497.  
 Executions, fee for levying, 146; tender on, 411, 563; on insolvent estates to be stayed, 207.  
 Fairchild, Curtis, 509: — Robert, 66; deputy for Stratford, 2, 196, 292, 327, 335; justice, 322, 358, 492: — Thankful, 259, 373: — Thomas, land sold, 259, 373.  
 Fairfield, division of lands in, 512; new society asked for from part of, 582. (Norfield.)  
 Fairfield county, disturbance in, 284; *v.* Benedict, 542.  
 Fancker, John, lieutenant, 500.  
 Farley, John, ensign, 506.  
 Farmington, *v.* Olcott and Goodman, 194, 238.  
 Farnham, Epbraim, land sold, 80: — William, set to Windham, 30.  
 Farrand, Nathaniel, captain in army, 400.  
 Fassett, Benjamin, 15.  
 Fast, governor desired to proclaim, 395, 538, 550.  
 Fay, Jedidiah, deputy for Ashford, 554, 592, 598; lieutenant in army, 399, 473.  
 Fees, of assistants and justices, 67; for levying executions, 146; for impounding goats, 161; of jurors, 206; of packers of tobacco, 202; of collectors of excise, 408, 452.  
 Fell, John, 277.  
 Fellows, Nathan, quarter-master, 40.  
 Fenn, Benjamin, quarter-master, 131.  
 Fenner, Elizabeth, 140, 175.  
 Fenton, Francis, lieutenant in army, 399.  
 Ferris: Chidester's, 7; Potatuck, in Newtown, 35; in Woodbury, granted W. Hinman, 92; at Saybrook, 135, 239; in New Haven harbor, 142; Buck's over Conn. R., 170; Keeney's, discontinued, 171; Lyme may set up over Conn. R., 213; Smith's, at Glassenbury, 257; Trumble's or Gilley's, Suffield, 268, 524; Chapman's, 275.  
 Ferris, David, 184: — Joseph, 86: — Reuben, lieutenant in army, 473, 601: — Samuel, lieutenant, 96.  
 Field, Samuel, 33.  
 Filer, Samuel, 225.  
 Filley, Daniel, 60: — Jonathan, 308; lieutenant, 62.  
 Finch, Jeremiah, 507.  
 Fish, Aaron, 182: — Daniel, lieutenant, 11; captain, 417: — John, deputy for Canterbury, 488, 544; captain, 40; lieutenant, 263: — Moses, deputy for Groton, 69, 291, 327, 335, 353, 397, 488, 544: — Thomas, ensign, 263.  
 Fisheries: grant of, in Conn. R., 142; in Eight Mile R. protected, 412; evidence in cases of injury to, 499.  
 Fitch, Abner, captain, 10: — Adonijah, 384, 614; deputy for New London, 196; justice, 197, 246, 357, 492; captain in army, 601: — Daniel, captain, 315; lieutenant in army, 557: — Eleazer, 108; grant to, 234, 235; major in army, 394, lieutenant colonel, 470, 471, 472: — Elihu, justice, 357: — Elisha, 225; deputy for Norwich, 405, 457; justice, 14, 73, 156, 246: — Ezekiel, lieutenant in army, 472, 601: — Gideon, cornet, 613: — Jabez, 31, 105; deputy for Canterbury, 1, 39, 150, 242, 291, 327, 335, 353, 397, 406, 447, 458, 468; justice, 7, 74, 155, 247, 358, 493; surveyor, 248; surgeon, 483: — James, 70, 355; deputy for Lebanon, 39, 69, 120, 151, 353, 396, for Norwalk, 151, 291, 327, 335, 353, 396; surgeon, 108: — Jeremiah, lieutenant, 10: — John, 93: — Jonathan, 295, 333: — Joseph, captain, 86: — Medina, lieutenant in army, 346, 472: — Perez, captain, 565: — Samuel, 64; deputy for Norwalk, 2, 69, 120, 196, 241; justice, 6, 74, 154, 247, 358, 492; committee to assist governor, 328, 483: — Theophilus, deputy for Norwalk, 241; justice, 247, 358, 492: — Thomas, 146; nominated, 44, 122, 198, 322, 413, 568; chosen deputy governor, 3, 70, 152, governor, 243, 354, 489; present, 1, 38, 68, 119, 150, 195, 241, 290, 326, 334, 352, 396, 405, 446, 457, 467, 487, 543, 553, 591, 597; salary granted, 36, 67, 117, 149, 194, 239, 289, 325, 351, 395, 445, 591; chief judge, 4, 71, 153; to confer with governors at N. York, 421, at Boston, 593, 595; letter to board of trade, 620: — Thomas jun., 539: — William, captain, 313.  
 Flagg, Benjamin, 132: — Samuel, may keep tavern, 522.  
 Flax dressing, patent granted for, 231.

- Flint, Nathaniel and Sarah, deed confirmed, 270.
- Flowers, Joseph, 439.
- Follet, Benjamin, lieutenant in army, 557.
- Fonda, Jacob, 289.
- Foot, Abraham, ensign in army, 601: — Isaac, captain, 191; deputy for Branford, 196, 291, 326, 335; surveyor, 197; major in army, 345: — Jonathan and Sarah, 140, 175: — Nathaniel, justice, 5, 73, 156, 245, 357, 491: — Robert, deputy for Branford, 353, 397.
- Forbes, Solomon, and Jemima, land sold, 122, 227.
- Ford, John, deputy for Milford, 242; ensign, 313; lieutenant, 499.
- Foreigners, act to prevent corrupting Indians by, 450.
- Fort Edward, gratuity to soldiers at, 449, 495; provisions at, to be sold, 608.
- Forward, Joseph, ensign, 502.
- Foster, Nathan, deed confirmed, 269: — Thomas, lieutenant in army, 473.
- Fowle, John, 369.
- Fowler, John, 178, 182; deputy for Milford, 2, 38, 69, 119, 196, 353, 397, 406, 447, 458, 469; clerk, 3, 39, 70, 120, 197, 354, 397, 406, 447, 458, 469; justice, 6, 73, 156, 246, 357, 492; lieutenant, 264: — Joseph, 310, 333, 367, 437, 511, 577; agent to collect colony debts, 287, 295, 332; deputy for Lebanon, 291, 327, 335, 405, 446, 468, 487, 544, 553, 592, 597; speaker, 488, 545, 554, 593; in nomination, 322, 413, 568; justice, 7, 74, 155, 247, 358, 493, judge, superior court, 244, 394, 490; lieutenant colonel, 198: — Phineas, 182: — Samuel, 181.
- Frederick, prince of Wales, address on death of, 61.
- Freeman, Joseph, ensign, 120.
- French, Charles, deputy for Derby, 39, 69, 120, 151, 196, 241, 291, 327, 335, 353, 397, 488, 544: — Jeremiah, 428: — Thomas, 386.
- French inhabitants of Nova Scotia disposed of, 425, 452, 461, 615.
- French War, See *Military*.
- Frink, Benjamin, lieutenant, 8: — William, 163.
- Frizzel, Benjamin, 30.
- Frost, Stephen, deputy for Canterbury, 1, 69, 119, 196.
- Fulford, Gershom, 90; lieutenant in army, 346.
- Fuller, Ebenezer, land sold, 83: — Elizabeth, 439: — Ephraim, 579: — Joseph, claims land in Kent, 25, 138: — Stephen, justice, 7, 74, 155, 247, 358, 493.
- Furman, Wood, 311.
- Gale, Benjamin, 615; deputy for Killingworth, 196, 242, 291, 326, 334, 353, 396, 406, 446, 457, 468, 544, 592, 598; justice, 4, 73, 155, 246.
- Gallaspie, Hugh, released from jail to enlist, 535.
- Gallon, contents of, 129.
- Gallop, Adam, lieutenant in army, 557: — Benadam, 98, 126, 192; deputy for Groton, 196; lieutenant in army, 602: — Isaac, 98, 126, 192; deputy for Voluntown, 151, 406, 447, 458, 463: — John, ensign, 500: — Thomas, lieutenant in army, 472.
- Gaols regulated, 204; how built, 412.
- Gardiner, David, 442, 551, 570; justice, 247, 357.
- Gates, Daniel, captain, 121; deputy for Preston, 291, 327, 335: — James, lieutenant in army, 399, 473: — Josiah, lieutenant in army, 474: — Thomas, deputy for East Haddam, 39.
- Gaylord, Edward, captain, 188: — Joseph, ensign, 11: — Samuel, lieutenant in army, 346, 473, 601: — William, 389, 441, 534.
- Geer, Ebenezer, lieutenant, 121: — Robert, deputy for Groton, 291, 327, 335.
- General Assembly: members take parliamentary oath, 4, 39, 71, 153, 243, 354, take oath of secrecy, 343, 352, 447, 469; committee to hear records read, 37, 67, 118, 150, 195, 240, 325, 395, 445, 543, 591; punishment for bribery in electing, 496.
- George, John, 174, 234.
- Gibbs, Benjamin, lieutenant, 201.
- Gideon, Indian, 108.
- Gilbert, Elias, Isaiah, Joseph and Lydia, 165, 216: — Elizabeth, 255: — Ezekiel, land sold, 255: — Samuel, captain in army, 399; deputy for Hebron, 2, 39, 69, 119, 151, 196, 241, 291, 327, 335, justice, 73, 246, 357, 491: — Theodore, 49, 165, 216, 289, 393.
- Gillet, Josiah, land sold, 580: — Matthew, captain, 97.
- Gilley's ferry granted to Trumbull, 524.
- Gilman, John, lieutenant, 595.
- Glover, Henry, 132; deputy for Newtown, 69, 119, 196, 242, 292, 327, 335, 353, 397, 488, 544: — John, deputy for Newtown, 405, 446, 457, 468; surveyor, 75.
- Goats, act relating to, 161.
- Goddard, Giles, 78.
- Godfrey, Nathan, lieutenant in army, 472.
- Goff, Isaac and Rebecca, 232: — Reuben, 439.
- Gold, Hezekiah, deputy for Stratford, 196; freed from tax, 270: — Samuel and Eunice, 429.
- Goodale, John and Samuel, 20, 62.
- Goodell, Zachariah, captain, 41.
- Goodman, Richard, 194, 238; lieutenant, 51.
- Goodrich, Elizur, 14, 15, 27, 109, 240, 290, 523; deputy for Wethersfield, 197, 241, 487, 544; justice, 5, 73, 156, 245, 357, 491; colonel in army, 345.
- Goodwin, Daniel, 427; captain, 51: — Thomas and Abigail, 299: — William, 587.

- Gordon, Alexander, 37.  
 Gorton, Lancaster, lieutenant in army, 472, 474: — Stephen, 306.  
 Goshen, in Litchfield county, 56; to send in list, 404.  
 Governor, takes oath to observe act of trade, 4, 70, 151, 243, 354, 489; to take action on affairs in England, 146; committee to assist, 328; powers as to warlike matters, 128, 348, 392, 481, 483; to appoint fast, 395, 538, 550; to answer letters, 330, 551; to prepare representation on Spanish ship, 484.—*See Fitch, Wolcott.*  
 Gowdy, James, 325.  
 Graham, John, chaplain, 483.  
 Granger, John, ensign, 48; lieutenant, 566: — Samuel, ensign, 48.  
 Grant, Ebenezer, 112; captain, 122: — Ephraim, 552; captain, 9: — Noah, captain in army, 472; grant to, 538: — Solomon, lieutenant in army, 473: — Thomas, captain, 88.  
 Graves, Benjamin, land sold, 257: — John, justice, 246, 357, 492.  
 Gray, Samuel, 173, 279, 378, 606; justice, 247, 358, 493.  
 Green, Daniel, land sold, 282: — Hannah, 62: — John, 134, 539: — Samuel, 62, 511: — Timothy, 147; grants to, 36, 37, 67, 118, 148, 149, 187, 195, 239, 289, 323, 445; to print more law-books, 321.  
 Greenough, William, 295.  
 Green's Farms and Greenfield, parts of, ask to be made a society, 582.  
 Greenwich, first society destitute of a minister, 389; proposed union of Horse-neck and, 441, 534, 572.  
 Gregory, Matthew, ensign, 41: — Samuel, deputy for Danbury, 39, 69; justice, 6, 74, 155, 247, 358.  
 Gridley, Hezekiah, justice, 73.  
 Griffin, Jasper, ensign, 252.  
 Griffith, Stephen, land sold, 232.  
 Griggs, Benjamin, Ephraim, John, Joseph, Mehitabel, Patience, and Solomon, 31, 58: — Ichabod, 373.  
 Griswold, Benjamin, 110, 516: — Daniel, lieutenant in army, 392, 472, 474: — Ebenezer, lieutenant in army, 399: — Edward, 60: — Elisha, 499: — George, lieutenant in army, 473, 602: — Rev. George, complaint of, 25, 54, 107: — John, deputy for Lyme, 69, 196, 488, 544; justice, 13, 73, 155, 246, 357, 492; in nomination, 44, 122, 198, 322: — Jonathan, 114: — Joseph, lieutenant, 361; captain, 414: — Josiah, captain in army, 394: — Matthew, deputy for Lyme, 2, 291, 326, 335, 406, 447, 468, 554, 593, 598; agent to collect colony debts, 287, 294, 332, 610, 611; overseer of Mohegans, 306; in nomination, 413, 568: — Moses, captain-lieutenant in army, 471, captain, 556: — Samuel, 37, 433: — Thomas, justice, 5, 73.  
 Gross, Samuel, land sold, 378.  
 Grosvenor, John, captain, 121, in army, 399; deputy for Pomfret, 353, 397: — Joshua, ensign, 503.  
 Groton, Masshantuxet lands in, 20, 111, 136.  
 Grover, Jonathan and Timothy, 429.  
 Guernsey, Ebenezer, captain, 8: — Jonathan, deputy for Waterbury, 69: — Peter, lieutenant, 9.  
 Guilford, society of North Bristol constituted, 185.  
 Gunn, Abel, deputy for Derby, 2, 69, 120, 196, 488, 544: — Samuel, lieutenant, 44.  
 Gunter's rule of gauging adopted, 129.  
 Haddam, in Middletown probate district, 94; difference with Rev. J. Elderkin, 216, 240; complaint against captains in, 443.  
 Hale, Jonathan, 71, 80, 612; deputy for Glassenbury, 39, 69, 119, 151, 196, 241, 353, 397, 405, 446, 457, 468; committee, 14, 15, 27, 109, 524; justice, 5, 73, 156, 245, 357, 491.  
 Hall, Benjamin, 265, 283, 392, 462, 464, 481; deputy for Wallingford, 2; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152, 243, 354, 489; present, 38, 68, 119, 195, 241, 290, 326, 334, 352, 396, 405, 446, 457, 467, 543, 553, 591, 597; colonel, 413; sent to Albany, 421, 423; grant to, 389: — Daniel, ensign, 79; justice, 357; lieutenant in army, 346: — Eliakim, captain, 416; deputy for Wallingford, 241, 291, 327, 335: — Elihu, 324, 558, 567, 609; deputy for Wallingford, 353, 397, 406, 447, 458, 469, 488, 545, 554, 592, 598; justice, 6, 73, 156, 246, 357, 492; major, 413; commissioner to Boston, 593: — Elnathan, ensign, 97: — Giles, 221: — Habijah, lieutenant, 191: — Hugh, 220: — James, ensign, 502: — John, justice, 6, 73, 156, 246, 492: — Joshua, captain, 263: — Nathaniel, lieutenant, 41; captain, 502: — Peter, ensign, 254; lieutenant, 500: — Richard, 148, 221: — Samuel, deputy for Wallingford, 2, 39, 120, 151, 196; ensign, 79; justice, 6, 73, 156, 246, 357, 492: — Street, lieutenant in army, 346; captain, 394: — William, deputy for Mansfield, 487, 544, 554, 592, 598.  
 Hallam, John, 289, 585.  
 Halley, Hope, 269.  
 Hamilton, Silas, lieutenant, 264: — William, 132.  
 Hamlin, Jabez, 217, 265, 462, 606, 612; deputy for Middletown, 2, 39, 69, 120, 151, 196, 241, 292, 327, 335, 354, 397, 406, 447, 458, 469, 488, 545, 554, 593, 598; auditor, 96, 156; commissary, 349, 481, 545, 607; committee, 14, 15, 27, 212, 213, 240, 299, 322, 524, 615; justice, 5, 72, 156, 245, 356, 491; judge, probate court, 94, 154, 245, 356, 491, county court, 246, 355, 490; lieutenant-

- colonel, 538; in nomination, 322, 413, 568; patent for flax dressing granted to, 231; grant to, 389.
- Hammond, Isaac, land sold, 614.
- Hanbury, John, 547, thanked, 568.
- Hanchet, John, ensign, 566.
- Hanford, Elnathan, captain, 81: — Samuel, captain in army, 400.
- Hard, James, lieutenant in army, 399, 473.
- Hardy, Sir Charles, 422, 462.
- Harman, Samuel, lieutenant, 48.
- Harris, James, captain in army, 392, 472: — John, ensign, 364: — Joseph, 432; captain, 318: — Lydia, land sold, 589: — Samuel, 384.
- Harrison, Nathaniel, deputy for Branford, 38, 119, 151, 241, 291, 326, 335, 353, 397, 406, 447, 458, 468, 488, 544; justice, 6, 73, 156, 246, 357, 492: — Samuel, lieutenant, 10; captain, 78: — Thomas, 296; deputy for Litchfield, 2, 39, 69, 196, 291, 326, 334; justice, 5, 57, 74, 155, 247, 358, 493.
- Hart, Daniel, 281: — Elijah, ensign, 131; lieutenant, 501: — Joseph, 107, 140, 194; deputy for Farmington, 353, 396; justice, 357, 493: — Mary, 590: — Samuel, ensign, 189; lieutenant, 413: — Thomas, 590; justice, 5, 73, 156, 245, 357, 491: — Timothy, 281.
- Hartford, highway east side, 28; meeting-house, second society, 56, 106; land belonging to in Litchfield county, 276; and Windsor bounds, 524, 612; north meadow, 524, 587.
- Hartland, in Litchfield county, 56.
- Hartmyers, Naphtali, 268.
- Hartshorn, David, ensign, 252: — Ebenezer, 376; deputy for Norwich, 2.
- Harwinton, in Litchfield county, 56; horse brand, 317; to send in list, 404.
- Hatch, Timothy, justice, 5, 57, 74, 155, 247, 358, 493.
- Hathaway, Samuel, 224: — Simeon, ensign, 312.
- Hawkins, Moses, deputy for Derby, 2, 39, 241, 291, 327, 335, 353, 397: — Zechariah, ensign, 314.
- Hawley, Ezra, cornet, 216; lieutenant, 416: — Francis, lieutenant, 88; captain, 313: — Jehiel, deputy for New Milford, 196, 487, 544: — Jonathan, 106: — Nathan, captain, 75, in army, 473: — Obadiah, 106: — Stephen, 542.
- Hayden, Daniel, 443, 541; cornet, 199: — Ebenezer, 175: — Nathaniel, ensign, 9.
- Haynes, Lydia, 21, 53.
- Hayward, Benjamin, ensign in army, 601.
- Hazard, Ebenezer, projects scheme for a new colony, 382.
- Hazleton, Charles, quarter-master, 455.
- Heath, John, lieutenant in army, 472: — Obadiah, 521.
- Hebard, Moses, 89, 304.
- Heirlehy, Timothy, lieutenant in army, 472.
- Hemingway, Margaret, 30.
- Hempstead, John, 596: — Joshua, justice, 13, 73, 156, 246, 357, 492.
- Henderson, John, 218: — Martha, 144.
- Hendrick, Indian, clothing supplied to, 18.
- Herrick, Israel, lieutenant, 502: — Hezekiah, land sold, 299.
- Hewit, Israel, 585; lieutenant, 363.
- Hibbard, Jonathan, deputy for Greenwich, 69: — Nathan, quarter-master, 415.
- Hickcox, Benjamin, deputy for Woodbury, 2: — Ebenezer, deputy for Danbury, 242: — Gideon and Elizabeth, 90.
- Hide, Benjamin, 586: — Caleb, captain in army, 473; deputy for Lebanon, 2: — Daniel, captain, 88: — David, captain, 189: — Jabez, justice, 13, 73, 156, 246, 357, 492: — James, lieutenant, 368: — Matthew, captain, 361: — Phineas, quarter-master, 262: — Richard, 80, 107, 229; captain, 368; committee, 20, 63; surveyor, 78.
- Higby, Isaac, lieutenant in army, 399.
- Higgins, Abraham, 82: — Cornelius, lieutenant in army, 474: — Israel, 257: — Theodore, land sold, 257.
- Highways, east side Connecticut river, 28; in Litchfield county, 66; Stonington to Preston, 107; removal of encroachments on, 146; act for repair of, 317.
- Hill, David, captain, 271: — Ebenezer, surveyor, 234: — Joseph, land sold, 376: — Mary, land sold, 432: — Samuel, deputy for Guilford, 2, 39, 69; justice, 6, 73; probate judge, 6, 72; ensign, 502: — Thomas, 49, 238, 392; deputy for Fairfield, 487, 544, 553; lieutenant in army, 399: — Timothy, ensign, 362.
- Hillhouse, William, 614; deputy for New London, 553, 592, 597; cornet, 262; lieutenant, 613.
- Hills, Jonathan, 306, 395, 514; deputy for Hartford, 352, 396; justice, 357, 491.
- Hinckley, Ichabod, deputy for Tolland, 353, 397.
- Hine, Benjamin, lieutenant in army, 556: — David, 456, 582: — Stephen, 456.
- Hinman, Adam, lieutenant in army, 473, 601: — Benjamin, 517; quarter-master, 42; cornet, 199; captain in army, 346, 473, major, 471: — Noah, deputy for Woodbury, 69; justice, 6, 57, 74, 155, 247, 321, 358, 493: — Samuel, ensign, 41; lieutenant, 130; captain, 564: — Timothy, captain, 264: — Wait, ferry granted to, 92.
- Hinsdale, Jacob, deputy for Harwinton, 554, 592, 598: — John, lieutenant, 86.
- Hitchcock, Aaron, captain in army, 472, captain-lieutenant, 600: — Amos, captain-lieutenant in army, 473: — John, 82, 134; deputy for New Milford, 1, 69, 242; justice, 6, 73, 156; lieutenant, 42; captain, 260.
- Hoadly, William, deputy for Branford, 1, 406, 447, 458, 468, 553, 592, 597.

- Hobby, Jonathan, 308: — Thomas, captain in army, 400.
- Hoit, Comfort, 113: — David, 249; lieutenant, 9: — Jonathan, 429, 508, 529, 542; deputy for Stamford, 2, 38, 69, 119, 150, 196, 241, 291, 326, 334, 352, 396, 405, 446, 457, 468, 553, 597; ensign, 200; justice, 6, 74, 154, 247, 357, 492; probate judge, 5, 72, 154, 245, 356, 491: — Joseph, lieutenant in army, 400, captain, 556: — Samuel, land sold, 584: — Stephen, land sold, 377.
- Holbrook, Daniel, deputy for Derby, 151; justice, 246, 357, 492: — Ebenezer, 31; deputy for Pomfret, 2, 39, 120; justice, 7, 74, 155; lieutenant, 503: — Nathaniel, deputy for Lebanon, 196.
- Holcomb, David, lieutenant in army, 346: — Joel, ensign, 565: — Joshua, deputy for Symbury, 554, 592, 598: — Judah, ensign, 271; lieutenant in army, 472: — Nathaniel, 167, 171; deputy for Symbury, 1, 39, 69, 151.
- Holden, John, 508.
- Holland, Joseph, 15; deputy for Pomfret, 2, 120, 242, 488, 544, 554, 592, 598; justice, 7, 74, 155, 247, 358, 493.
- Hollister, Elisha, ensign, 191; captain, 504.
- Holloway, George, deed of, confirmed, 575; justice, 5, 57, 74, 155, 247, 358, 493.
- Holly, John, deputy for Stamford, 488, 544: — Nathan, lieutenant in army, 400.
- Holmes, Christopher, deputy for East Haddam, 488, 544: — George, 63; captain, 44: — John, 282; ensign, 414: — Thomas, captain, 363.
- Holt, Daniel, lieutenant, 41; ensign, 56; captain, 503: — Isaac, ensign, 564: — Joshua, captain, 7: — Mary, land sold, 26: — Nathaniel, ensign, 504.
- Hooker, Hezekiah, 52; justice, 6, 57, 74, 155, 247, 358: — John, deputy for Farmington, 2, 39, 69; justice, 5, 73, 156, 245, 357, 491: — Joseph, 514; justice, 5, 73, 156, 245, 357, 491: — Samuel, 288.
- Hopkins, Elias, 281: — Nathaniel, 444: — Stephen, 194; deputy for Waterbury, 292, 327, 336, 353, 396.
- Horseneck, proposed annexation of, to Greenwich first society, 389, 534, 572.
- Horses, impounding of, regulated, 248.
- Horsford, Samuel, 91: — Timothy, 265.
- Horton, Benoni, land sold, 527.
- Hosmer, Stephen, 195, 525, 587; deputy for Hartford, 119, 150, 495, 446, 457, 468; captain in army, 346: — Thomas, justice, 5, 73, 156, 245, 356, 491: — Urian, deputy for Killingly, 2, 39.
- Hotchkiss, Amos, captain, 8: — Caleb, 144, 163, 210: — Gideon, deputy for Waterbury, 554, 592, 598; ensign, 565: — Joel, ensign, 52; lieutenant, 251: — Lodowick, 523.
- House, Nathaniel, ensign, 265.
- Houses of correction, provision for, 159, 206.
- Hovey, John, set to Windham, 30.
- How, James, lieutenant, 362: — Sampson, 430.
- Howard, John, cornet, 198; lieutenant, 415.
- Howd, Benjamin and Eliphalet, 89.
- Howell, Thomas, 296.
- Howlet, Daniel, 429.
- Hubbard, Caleb, ensign, 11: — Daniel, 97: — David, justice, 5, 73: — John, 283, 392, 462, 464; deputy for New Haven, 38, 69, 119, 150, 196, 241, 291, 326, 334, 405, 446, 457, 468; justice, 6, 73, 156, 246, 357, 492; probate judge, 6, 72, 154, 244, 355, 490; major, 128; commissary, 349, 481; sent to Albany, 421, 423: — Leverett, 296, 393; surgeon, 484: — Nathaniel, 429, 508: — Samuel, ensign, 86.
- Hubbell, David, land sold, 248: — Ephraim, 273, 274; justice, 6, 74, 155, 247, 358, 492: — Samuel, 248; ensign, 128, 200; lieutenant, 360; lieutenant in army, 399, 472, 601.
- Hubby, Joseph, ensign, 271.
- Husted, Joseph, ensign, 264: — Nathaniel, 209; deputy for Greenwich, 38, 119.
- Hull, Daniel, lieutenant, 263: — Giles, ensign in army, 399, 473: — Jeddiah, lieutenant in army, 557: — Joseph, 237, 626: — Josiah, captain, 77: — Lemmel, lieutenant, 254; captain, 358; lieutenant in army, 346: — Samuel, deputy for Wallingford, 39, 70, 120, 151, 196: — Stephen, 551.
- Hummiston, Caleb, deputy for Waterbury, 292, 327, 336.
- Humphrey, Ezekiel, ensign, 8; captain, 506: — Hezekiah, ensign, 505; lieutenant in army, 400: — John, deputy for Symbury, 39, 69, 119, 151, 291, 327, 335; justice, 5, 73, 156, 245, 246, 356, 491: — Jonathan, lieutenant in army, 472: — Noah, lieutenant in army, 601: — Samuel, land sold, 519.
- Hungerford, John, ensign, 259: — Thomas, 273.
- Hunt, Ambrose, 455: — Daniel, captain, 149: — Emerson, land sold, 376: — John, ensign, 271; lieutenant, 416: — Simeon, ensign, 200; lieutenant, 564.
- Huntington, Daniel, 88, 107; justice, 13, 73, 156: — Hezekiah, 19, 306, 309, 519, 521, 535, 551, 606; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152, 243, 354, 489; present, 1, 38, 68, 119, 150, 195, 241, 290, 326, 334, 352, 396, 405, 446, 457, 467, 543, 553, 591, 597; committee, 4, 20, 63, 64, 172, 495; commissary, 349, 481, 545, 607; overseer of Indians, 282; judge, probate, 13, 72, 154, 245, 356, 491, county court, 71, 153, 244, 355, 490: — Isaac, 19, 111; committee, 21, 136; justice, 13, 73, 155, 246, 357, 492: — Jabez, 283, 380; captain, 262; deputy for Norwich, 196, 291, 326, 334, 553, 592,



- 597; justice, 13, 73, 156, 246, 357, 492: — Jonathan, 21, 96, 106, 153, 213, 219, 370; deputy for Windham, 38, 68, 119, 150, 241; speaker, 120; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 243, 354, 489; present, 290, 326, 334, 352, 396, 405, 446, 457, 467, 487, 543, 553, 591, 597; justice, 7, 74, 155; judge, county court, 244, 355, 490; lieutenant, 253: — Matthew, lieutenant in army, 346: — Nathaniel, justice, 7, 74, 155, 247, 358, 493: — Peter, lieutenant, 315: — Samuel, justice, 493: — Simon, 376.
- Hurd, Nathan, captain, 314.
- Hurlburt, Cornelius, land sold, 179: — David, 179: — Gideon, lieutenant in army, 557; lieutenant, 501: — Isaac, captain, 564: — Nathan, captain, 123: — Nathaniel, 311: — Thomas, 311: — Titus, 117, 129, 172, 432, 461, 612.
- Hutchins, Ezra, Joseph and Wyman, 429: — Silas, lieutenant, 566.
- Hutchinson, Samuel, justice, 6, 57, 74, 155, 247, 353, 493.
- Indians: conference with Six Nations at Albany, 16, 268; clothing supplied Hendrick, 18; at Stockbridge, grant for teaching, 32, 66; at Mohegan, school-house enlarged, 115, overseer for, 282, 306, law-book granted to, 306, provision for children of, 384; at Sharon quiet, 309, 372; at Scatacook, privileges granted to, 103; in New Jersey and Pennsylvania, contribution for evangelizing, 97; act to prevent foreigners corrupting, 450; land at Stonington, 18, Groton, 20, 111, 136, Keut, 25, 138, 171, 579.
- Ingals, James and John, 15.
- Ingersoll, Jared, 295, 567; agent to collect colony debts, 287, 294, 332, 610.
- Isaacs, Isaac, captain-lieutenant in army, 472: — Samuel, captain, 123.
- Ives, Abijah, grant to, 517: — Jonathan, lieutenant, 260.
- Jackson, Ebenezer, 511: — Gabriel, 148.
- Jameson, Robert, deputy for Voluntown, 488, 544.
- Jeffery, John, 282; land sold, 125; lieutenant in army, 346, captain, 473, 601: — Sarah, land sold, 125.
- Jenks, Ebenezer, 541.
- Jennings, John, lieutenant, 62, 124; quarter-master, 198, 274: — Joseph, 238; quarter-master, 274; cornet, 415: — Zachariah, 148.
- Jewel, Thomas, land sold, 439.
- Jewett, Caleb, lieutenant, 149: — David, 115, 384; chaplain, 483: — Nathan, 185; deputy for Lyme, 39, 119, 151, 406, 447, 457, 468.
- Johnson, Abner, 144: — Caleb, lieutenant, 416: — Elijah, land sold, 583: — Enoch, 437: — Experience, land sold, 437: — Joseph, captain, 10: — Nathan, ensign, 564: — Nathaniel, captain, 128: — Obadiah, deputy for Canterbury, 69, 119, 196, 242, 291, 327, 335, 353, 397, 488, 544, 554, 592, 597: — Thomas, ensign, 501; justice, 5, 73, 156, 245, 357, 491: — Sir William, 397, 420, 424, 425; commander-in-chief of army, 345: — William Samuel, ensign, 188; lieutenant, 264.
- Johns, Stephen, ensign, 359.
- Jones, Ephraim and Elizabeth, 126: — Isaac, 14, 133: — James, lieutenant in army, 346: — Jonathan, lieutenant in army, 557: — Joseph, land sold, 82: — Joshua, ensign, 564: — Nathaniel, 324: — Reuben, grant to, 615: — Timothy, 509.
- Joshua, Indian, 579.
- Judd, Isaac, 35: — John, 523: — Joseph, land sold, 35: — Phineas, 586: — Thomas, ensign, 264: — Timothy, 91; deputy for Waterbury, 2, 151, 197, 406, 447, 458, 469; ensign, 149.
- Judea, some annexed to, 25.
- Judson, Abel, lieutenant, 233: — Elnathan, quarter-master, 199.
- Jnrymen, number of, in Litchfield county, 145; fees of, 206.
- Kagwin, John, ensign, 263.
- Keeney, Benjamin and Jemima, 227: — Daniel, 463, 539: — James, ensign, 11: — Jeremiah, deputy for Voluntown, 196; justice, 247, 358, 493.
- Keeny's ferry discontinued, 170.
- Keith, John, 172.
- Kellogg, Daniel, lieutenant, 364; captain, 563: — Isaac, justice, 5, 57, 74, 155, 247, 358, 493: — Martin, 18, 32.
- Kelsey, Ebenezer, land sold, 143, 257, 529: Elizabeth, 256: — Hiel, 143: — Isaac, justice, 14: — Josiah, land sold, 256: — Nathan, deputy for Killingworth, 2: — Sarah, 257.
- Kendal, Joshua, captain, 502.
- Kensington, in an unsettled state, 219; divided, 279; some annexed to, 436; Burnham v., 288.
- Kent, Indian land in, 25, 138, 171, 579, sold J. Lazell, 215; in Litchfield county, 56; ecclesiastical tax, East Greenwich, 230; horse brand, 248; to send in list, 404; part of, in Sharon probate district, 409.
- Kent, Elihu, lieutenant in army, 471: — Elijah, 507; ensign, 48; lieutenant, 312; in army, 400: — Samuel, deputy for Suffield, 196, 242, 291, 327, 335, 405, 446, 457, 468, 553, 592, 597; justice, 5, 73, 156, 246, 357, 491.
- Kesson, John, deputy for Voluntown, 196: — Samuel, lieutenant, 503.
- Keyes, Ephraim, lieutenant in army, 473, 601.
- Kibby, Elisha, 126.
- Kilborn, Abraham, deputy for Glassenbury, 488, 544: — John, deputy for Colchester, 291, 335; lieutenant in army, 473: — Jonathan, deputy for Colches-

- ter, 39, 120, 327, 488, 545; justice, 491: — Joseph, deputy for Litchfield, 119, 151: — Samuel, land sold, 34.
- Kilby, Christopher, 508.
- Killingly, some set to first society in, 21; in Pomfret probate district, 94; separates at, 429.
- Killingworth list, 159.
- Kimberley, John, 377: — Nathaniel, 169, 210: — Samuel, 286; deputy for Glassenbury, 1, 39, 69, 151, 196, 241, 291, 327, 335, 353, 397, 405, 446, 457, 468, 553, 592, 597; lieutenant, 75.
- King, addresses made to, 61, 392, 445, 460, 485; order of prayers for royal family published, 65; about to send troops, 328.
- King, Benjamin, 288, lieutenant in army, 394: — Ebenezer, 33: — William, deputy for Suffield, 119, 151, 353, 397, 405, 446, 457, 468; lieutenant, 48: — Zebulon, 142.
- Kingman, Jeremiah, 225.
- Kingsbury, Daniel, 225: — Ebenezer, 299; deputy for Coventry, 291, 327, 335; lieutenant, 191; captain, 564: — Jonathan, ensign, 9; lieutenant, 359: — Joseph, deputy for Windham, 487, 544.
- Kinney, Jeremiah, justice, 7, 74, 155.
- Kinsman, Robert, ensign, 253.
- Kirby, Joseph, ensign, 271; lieutenant, 501.
- Kirtland, Philip, lieutenant, 254.
- Knap, Charles, ensign, 121: — Francis, 113: — Joshua, 249: — Nehemiah, ensign, 96.
- Knowlton, Robert, deputy for Ashford, 2, 38, 69, 120, 150, 196, 242, 291, 327, 335.
- Lacy, David, lieutenant in army, 346, captain, 473.
- Ladd, Ezekiel, 541.
- Lake, James, 218.
- Lambert, Daniel, lieutenant, 81: — David, deputy for Norwalk, 38.
- Lampson, William, 111, 168.
- Landon, Daniel, ensign, 10: — James, captain, 88; justice, 155, 247, 358, 493.
- Lane, Henry, 236: — John, 143, 257, 529; justice, 492; lieutenant, 77; captain, 254: — Jonathan, deputy for Killingworth, 69, 120, 151, 406, 446, 457, 468; justice, 14, 73, 155, 246, 357.
- Larkum, Mary, divorced from Job, 168.
- Latham, Christopher, 370: — Jasper, ensign, 264; lieutenant, 316: — Jonathan, ensign, 316.
- Latimer, Jonathan, captain, 188: — Samuel, 238.
- Lavensworth, John, 181.
- Law, Jahleel, Jonathan and Eunice, 115.
- Lawrence, Gov. Charles, 615: — Daniel, 429; captain in army, 400: — Isaac, lieutenant, 192: — John, 436; auditor, 480, 533; captain, 364: — Samuel, lieutenant in army, 472: — Thomas, land sold, 434.
- Laws: acts of parliament printed, 37, 65, 118, 148, 289, one to be read at town-meetings, 351; paper to be bought for new revision, 59; payment for printing, 36, 67, 239; distribution of, 147, 158, 235, 321; furnished to Indians, 306.
- Lay, Christopher, lieutenant, 260: — John, 26, 108, 185, 590; deputy for Lyme, 241; justice, 247, 357, 492; lieutenant in army, 473.
- Lazell, James, lieutenant, 198; captain, 415: — Joshua, claims land in Kent, 25, 138; grant to, 171, 215.
- Leach, Ebenezer, captain, 265, in army, 399: — Ephraim, lieutenant in army, 399.
- Learned, Samuel, lieutenant, 613.
- Leavinze, Benjamin, deputy for Killingly, 487, 544: — John, deputy for Killingly, 353, 397; lieutenant in army, 472: — Joseph, deputy for Killingly, 150; justice, 5, 74, 155, 247, 358, 493.
- Leavitt, Asaph, 112; captain, 47; deputy for Suffield, 1, 39, 119, 151, 196, 242, 291, 327, 335.
- Ledyard, John, 217, 575; auditor, 350, 367, 389, 450, 553; committee of payable, 365; deputy for Hartford, 196, 241, 290, 326, 334, 352, 396, 405, 446, 457, 468, 487, 543; committee, 212, 215, 240, 286, 288, 321, 325, 338, 391, 427, 445, 493, 558, 608; justice, 245, 356, 491; committee of war, 319.
- Lee, Benjamin, justice, 14, 73, 156, 246, 357, 492; lieutenant in army, 399, captain, 557: — Daniel, 230; ensign, 9; lieutenant, 362: — David, 432: — Hezekiah, 143: — Isaac, 224: — Jared, deputy for Farmington, 241; justice, 246, 357, 491: — Jonathan, chaplain, 483: — Joseph, 143; ensign, 88, 564: — Josiah, lieutenant, 131; captain, 501, in army, 557: — Nathaniel, 185: — Stephen, 286, 455, 461; auditor, 96; deputy for New London, 1, 38, 68, 119, 150, 241, 352, 396, 405, 446, 457, 468; lieutenant-colonel in army, 471, 473: — Thomas, 143.
- Leeds, Thomas, lieutenant in army, 399.
- Leet, Gideon, captain, 261.
- Leffingwell, Thomas, 18.
- Leonard, Nathan, ensign, 40; captain, 503; lieutenant in army, 474: — Samuel, lieutenant, 40; captain, 261.
- Lewis, Edmund, justice, 6, 74, 154, 247: Eldad, captain, 200: — Ezekiel, ensign in army, 473, 600: — Ichabod, justice, 247, 358, 492; quarter-master, 261; cornet, 416: — John, ensign, 314; lieutenant, 565: — Lothrop, deputy for Fairfield, 487, 544, 553, 592, 597: — Nehemiah, ensign, 191: — Samuel, 90.
- Linsley, Joseph, ensign, 43; lieutenant, 191.
- Listers, duty of, 45.
- Lists, 23, 47, 95, 127, 145, 148, 158, 159, 192, 233, 272, 320, 323, 387, 440, 531, 568.

- Litchfield, some set off from, 25; bounds, 226, 296; neutral French sent to, 615.
- Litchfield county, constituted, 56; jurors in, 145; court-house, 276; county court, 367; lands belonging to Hartford and Windsor in, 276; certain lands in, to be sold, 283, 320, 367, 392, 462, 464.
- Little, Ezekiel, 429.
- Lockwood, David, 428, 507, 508; captain, 96: — Enos, 508: — Ezekiel, ensign, 12: — Gershom, land sold, 82: — James, deputy for Norwalk, 38; justice, 6, 74, 155, 247, 358, 492; lieutenant-colonel, 42: — Rev. James, preached election sermon, 244: — Peter, deputy for Norwalk, 406, 447, 458, 468: — Timothy, lieutenant in army, 473.
- Long, Silas, deputy for Coventry, 1, 39, 69, 120, 151, 242; justice, 7, 74, 155, 247, 358, 493: — Thomas, 436.
- Loomis, Daniel and Elisha, 279: — Israel, quarter-master, 255: — Joshua, 142: — Matthew, ensign, 81: — Jonah, 542: — Nathaniel, 255; lieutenant, 613: — Roger, lieutenant, 359: — Stephen, 516: — Thomas, ensign, 198; lieutenant, 365.
- Lord, Elisha, surgeon, 483: — Epaphras, 369; deputy for Colchester, 241; justice, 5, 73, 156, 246, 357, 491: — Mary, 324: — Richard, 96, 106, 185, 239; deputy for Lyme, 69, 119, 151, 196, 291, 326, 335; justice, 13, 73, 155, 246, 357, 492.
- Lord's day, travelling on, restricted, 45.
- Lothrop, Benjamin, ensign, 44: — Daniel, 172, 283, 536; deputy for Norwich, 291, 326, 334: — Ebenezer, 283: — Ezra, ensign, 253: — John, deputy for Tolland, 2, justice, 14, 73: — Samuel, justice, 13, 73, 156, 246: — Simon, 166, 350, 442.
- Lottery granted, for New Jersey college, 217, for New Haven wharf, 295, to R. Sloan, 431, to supply the treasury, 605.
- Loudoun, earl of, letters received from, 545, 554, 571; settlement of accounts with, 558, 608; committee to confer with, 567, 612; meeting of governors and commissioners with, 593; proposals by, 598; address to, 615.
- Lounsbury, Gideon, 209.
- Love, Thomas, land sold, 374.
- Lowden, John and Chenyana, 80.
- Ludlow, John and William, 578.
- Lumber floating in Connecticut river protected, 101.
- Lumm, Jonathan, lieutenant, 190.
- Lyman, Aaron, ensign, 96; lieutenant, 189; captain, 566: — Daniel, surveyor, 197: — Ebenezer, justice, 57, 74, 155, 247, 358, 493: — Elihu, commissary, 349, 404, 422, 449, 483, 608: — Medad, 590: — Moses, lieutenant, 43; captain, 501: — Phineas, 378; deputy for Suffield, 1, 39, 70; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 70, 152, 213, 354, 489; present, 150, 195, 241, 290, 326, 334, 446, 457, 467, 591, 597; justice, 5; committee on Massachusetts boundary, 42; to confer with Shirley, 448; commissioner to Boston, 593; captain, 47; major-general, Crown point, 345, 470, colonel in army, 600; grants to, 474, 606.
- Lyme, Rev. G. Griswold's complaint, 25, 54, 107; bridge at, 116; may set up ferry, 213; fishery at, protected, 412.
- Lynde, Samuel, 239, 306; in nomination, 44, 122, 198; chosen assistant, 3, 70, 152, 243; present, 1, 38, 68, 119, 150, 195, 241; committee, 56, 70, 269; judge, county court, 4, superior court, 71, 153, 244: — Sarah, 274.
- Lyon, Daniel, ensign, 263; lieutenant in army, 473: — Jabez, 31; deputy for Woodstock, 69, 120, 196, 292, 327, 335: — John, 429, 507: — Nehemiah, ensign, 234; lieutenant in army, 399.
- Mack, John, lieutenant in army, 399, 472, 474: — Jonathan, 590.
- McBride, James, 235.
- McCall, John, lieutenant, 365.
- Maccantire, James, 462.
- McComber, Jeremiah, 527.
- McIlroy, James, land sold, 436.
- McKenzie, Andrew, 369, 393, 540.
- McKnight, John, 163.
- McNiel, Archibald, 510, 577; land sold, 525; ensign in army, 602.
- Macky, Samuel, 55, 541.
- Mallery, Benjamin, ensign, 364.
- Maltby, Benjamin, ensign, 414: — Daniel, lieutenant, 414: — Jonathan, 429, 508, 582; deputy for Stamford, 241, 291, 326, 352, 396, 405, 553; justice, 6, 74, 155, 247, 358, 492; major, 42: — Samuel, 220.
- Mannering, Ephraim, 30.
- Manning, John, 517.
- Mansfield, Samuel, 235: — Thomas, 435.
- Manufactures: flax dressing, 231.
- Manwaring, Asa, 306: — William, 455, 461; deputy for New London, 1, 352, 396, 405, 446, 457, 468, 553, 592, 597.
- Marcy, Edward, lieutenant in army, 473: — John, 187: — Moses, 427.
- Maritime affairs: voyage to Honduras referred to, 126; Spanish ship, 235, 486; embargo, 350, 424, 461, 485, 550; vessels may clear for Portugal, 608; protection of shipping, 612; list of shipping, 625.
- Markham, William, 224.
- Marks, Abisha, 55.
- Marsh, Daniel, 587: — Ebenezer, 296; deputy for Litchfield, 2, 39, 69, 241, 291, 326, 334, 405, 446, 457, 468, 487, 544, 553, 592, 597; justice, 5, 57, 74, 155, 247, 358, 493; probate judge, 5, 72, 154, 245, 356, 491; lieutenant-colonel, 322: — Hezekiah, ensign, 52; lieutenant, 503: — John, captain, 200: — Jonathan, army surgeon, 400, 483.

- Marshall, Samuel, 110.
- Martin, Brotherton, lieutenant in army, 399: — Robert, 144.
- Marvin, Elisha, lieutenant, 252: — John, deputy for Sharon, 488, 544: — Josiah, cornet, 189; lieutenant, 364: — Matthew, captain, 262: — Reynolds, 590: — Samuel, lieutenant, 314: — Thomas, may build bridge, 515.
- Mason, John, set to Judea, 25: — Peleg Sanford, lieutenant, 123.
- Massachusetts, boundary with, 42, 103, 132, 146, 389; committee from, to confer on trade, 212, on war, 336, 448.
- Massachusetts land, see *Groton*.
- Mathew, Eleazer, 185; deputy for Lyme, 2: — Joseph, 590; ensign, 263: — Thomas, 372: — Timothy, lieutenant, 566.
- Mathews, Amos, 429: — Thomas, deputy for Waterbury, 242, 353, 396; justice, 6, 73, 156, 246, 357, 492.
- Matson, Thomas, 91.
- May, Hezekiah, 14, 15, 27, 109; deputy for Wethersfield, 554, 592, 598.
- Mayo, Richard, land sold, 28.
- Meach, Daniel, ensign, 313.
- Meacham, Benjamin, lieutenant, 53, in army, 399: — Joseph, 93: — Seth, 186.
- Mead, Benjamin, deputy for Greenwich, 69, 241, 353, 397: — Ebenezer, deputy for Greenwich, 38; justice, 6, 74, 155, 247, 358, 492: — Eli, lieutenant in army, 473: — Jabez, 87, 385; deputy for Greenwich, 2, 151: — John, deputy for Greenwich, 2, 119, 151, 197, 241; justice, 155, 247: — Nathaniel, 54: — Stephen, 578: — Thaddeus, 304; lieutenant in army, 346; commissary, 483.
- Meaker, Nathan and Margery, 166.
- Measures: contents of a gallon, 129; size of cask, 498.
- Meigs, Jehiel, 232; captain, 318: — Phineas, 377: — Return, 232: — Timothy, land sold, 232.
- Merriall, in New Preston, 218.
- Merrick, John, justice, 73, 156, 246, 357, 491.
- Merrills, Abraham, 486: — Zebulon, 539.
- Merriman, Caleb, lieutenant, 504: — David, ensign, 312; lieutenant, 565: — Samuel, 541.
- Merwin, Thomas, 238.
- Messenger, Samuel, surveyor, 117.
- Metcalf, Timothy, ensign, 234: — William, justice, 7, 74, 155, 247, 358, 493.
- Middletown, bridge in, 581; Indian land sold, 523; list, 145; probate district constituted, 94.
- Miles, James, 53: — Joseph and Deborah, 298: — Theophilus, 87; captain, 44.
- Military affairs: commissaries in intended Canada expedition to render accounts, 123; arms provided for Canada expedition to be sent to Boston, 214; committee of war appointed, 319, 331, 334; English troops to be sent over, 328; committee to enlist troops, 330; common fund to be raised, 331; wages of soldiers, 317, 345, 349, 350, 391, 400, 474, 495, 600; organization of troops, 344; reinforcement sent, 397; New York permitted to raise troops in Conn., 390, 394; king addressed for supply of arms, 392, 459; supplies for troops, 404, 422, 445, 449, 479, 482, 493, 545; conference at New York, 420, 448; committee sent to Albany, 421, 545; polls of soldiers freed from tax, 424; soldiers dismissed, 425; committee to confer with Shirley, 448; gratuity to soldiers at Fort Edward, 449, 495; provision for return of horses, 450, 531; preparations for campaign of 1756, 458, 469, 481; adjustment of military accounts, 365, 367, 403, 453, 461; soldiers freed from arrest on civil process, 342, 469; rations, 478; repayment of charges solicited, 484, 493, 570; grants to soldiers, 517, 518; reinforcements sent, 545, 554; prisoners of war how disposed of, 549; commissaries to settle accounts, 558; desertions, 558; discharge of soldiers levied Oct. 1756, 571; meeting of commissioners at Boston, 593; preparation for campaign of 1757, 598, 602.
- Militia: field-officers appointed, 17, 42, 116, 128, 131, 187, 198, 322, 413, 588; collection of fines, 58; excuses from duty regulated, 410; troopers liable to serve as infantry, 410; complaint against Haddam captains, 443; viewing of arms, 569; how called out for public defence, 569, 571.
- Miller, Elisha, lieutenant, 97, in army, 556: — Jeremiah, 626; committee, 25, 53, 126; justice, 13, 73, 155, 246, 357; grant to, 37: — Jonathan, captain, 413: — Robert, lieutenant, 399, 472, 474, 601.
- Mills, Elijah, 278: — Jedidiah, 368: — Josiah, ensign, 234; lieutenant, 416: — Pelatiah, 276, 378; justice, 246, 357, 491.
- Minor, Joseph, 542; justice, 6, 57, 74, 155, 247, 358, 493; probate judge, 5, 72, 154, 245, 356, 490: — Matthew, lieutenant, 261: — Rufus, 37; deputy for Stonington, 2: — Samuel, deputy for Woodbury, 2, 39, 69, 120, 151, 197, 554, 592, 597; cornet, 12; lieutenant, 415: — Simeon, 106, 137, 267; deputy for Stonington, 39, 70, 120, 151, 196, 242, 353, 397, 406, 447, 458, 469, 488, 545; justice, 13, 73, 156, 246, 357, 492: — Stephen, 29: — Timothy, 542.
- Mitchel, Mather, ensign, 264: — Thomas, 138.
- Mix, Caleb, 169, 210: — Daniel, captain, 253: — Ebenezer, 194: — Samuel, Abigail and Mary, 581.
- Mohegan: Indian school-house to be enlarged, 115; case pending in England, 146; overseer appointed for, 282, 306; provision for children of, 384.

- Momohoe, land granted to, in Stonington, 18.
- Monroe, Andrew, 211.
- Moore, Abijah, 527: — David, 222, 530: Jonathan, lieutenant, 88: — Samuel, lieutenant, 88; captain, 465.
- Morehouse, Elisha, 455: — Samuel, ensign, 504.
- Morgan, Daniel, ensign, 121: — James, deputy for Groton, 196; lieutenant, 263; — Samuel, captain, 120; deputy for Preston, 38, 119, 196, 291, 327, 335, 405, 446, 457, 468, 554, 593, 598; justice, 13, 73, 156, 247, 357, 492: — Theophilus, deputy for Killingworth, 196; captain, 486: — William, lieutenant, 415.
- Morrison, Normand, 78, 99, 124, 220.
- Morris, Asa, 540, 590; lieutenant in army, 556: — Samuel, 427; annexed to Woodstock, 105.
- Mortlake, in Pomfret probate district, 94; annexed to Pomfret, 101.
- Moseley, Abner, captain, 75: — Increase, 372, 374; auditor, 157; deputy for Woodbury, 89, 120, 151, 197, 242, 405, 446, 457, 468, 488, 544; justice, 6, 57, 74, 155, 247, 358, 493: — Isaac, ensign, 262, 314, 325; lieutenant in army, 399.
- Moses, Timothy, 426, 573.
- Moss, John, quarter-master, 416.
- Mott, Samuel, 511.
- Moynot, Peter, 148.
- Munger, Agapen and Jonathan, 52.
- Munson, Israel, 169, 210.
- Murdock, John, deputy for Saybrook, 69, 120, 197: — Samuel, deputy for Windham, 487, 544.
- Murray, Joseph, 24, 64, 135, 298.
- Nash, Thomas, lieutenant, 81; captain, 199: — Timothy, justice, 5, 73, 156, 245, 357: — Samuel, 584; ensign, 501; deputy for Goshen, 554.
- Nassau Hall, lottery granted for benefit of, 217.
- Nettleton, Jeremiah, ensign, 359.
- Neutral French, distribution of, 452, 461, 615.
- Nevens, David, 187, 367: — Robert, 540, 590.
- New Britain, society constituted, 281; ecclesiastical tax, 523.
- New Fairfield: ecclesiastical tax north society, 273; north society enlarged, 274.
- New Hampshire, bills of, not to pass, 406; governor to write to, concerning bills, 423.
- New Hartford, in Litchfield county, 56; to send in list, 404, 595.
- New Haven, disension in church, 43; ferry, 142; meeting-house, first society, 177; lottery for wharf, 295; East Haven sends in list, 320.
- New Jersey, contribution for evangelizing Indians in, 97; lottery granted for college, 217.
- New London, sale of school land, 129; orders for defence of, 117, 172, 350, 442, 455, 461, 551, 570, 612.
- New London county, superior court when held, 99.
- New Milford, society asked for from, 24, 64, 135, granted, (New Preston,) 218, 275; in Litchfield county, 56; meeting-house in, 184; Newbury society made, 298; Woodbury v. 542; neutral French sent to, 615.
- New Preston, society established, 218; ecclesiastical tax, 275.
- New Roxbury society named, 248.
- New Salem, ecclesiastical tax, 63.
- New trials granted, 24, 29, 33, 35, 55, 98, 99, 132, 133, 134, 139, 140, 163, 166, 168, 174, 180, 183, 187, 208, 220, 277, 307, 311, 368, 369, 425, 427, 507, 509, 577.
- New York, may raise soldiers in Connecticut, 390, 394; meeting of commissioners at, 420, 423, 448, 458; grant by to Connecticut, 422, 423.
- Newbury, petition for parish privileges, 24, 64; winter privileges granted, 135; society constituted, 298.
- Newcomb, Benjamin, 49.
- Newell, Isaac, ensign, 188: — John, 194; deputy for Farmington, 150: — Nathaniel, captain, 12; deputy for Farmington, 2: — Thomas, 540, 541.
- Newport, William, land sold, 526.
- Newton, Roger, in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152, 243, 354, 489; present, 1, 38, 68, 119, 150, 195, 241, 290, 326, 334, 405, 446, 457, 467, 543, 553, 591, 597; colonel, 128; judge county court, 4, 71, 53, 244, 355, 490.
- Newtown, new society asked for from, 24, 64, 135, 298, (Newbury) ferry at, 35; privileges granted church of England in, 132; bridge at, 465.
- Nichols, James, 311; cornet, 12; lieutenant, 199: — John, 148: — Jonathan, 32, 439: — Joseph, 284, 304; deputy for Stratford, 487, 544: — Nathan, lieutenant, 75: — Nathaniel, deputy for Newtown, 2: — Nicholas, lieutenant in army, 473, 601: — Theophilus, 587; commissary, 349, 481, 607; deputy for Stratford, 39, 151, 292, 327, 335, 406, 447, 458, 469; justice, 6, 74, 155, 247, 358, 492.
- Noble, Daniel, captain, 192: — Stephen, 184, 275; ensign, 254: — Thomas, ensign, 260.
- Norfield, petition for establishment of, 583.
- Norfolk, in Litchfield county, 56; sold, 265, 320, 389; intruders on, to be ejected, 332; record of lands in, 533.
- North, Daniel, 143.
- North Bristol, in Guilford, society constituted, 185; ecclesiastical tax, 386.
- Northam, Timothy, lieutenant in army, 557, 601.
- Northington, ecclesiastical tax in, 107, 140.
- Northrop, Amos, 86; deputy for New Milford, 487, 544, 553, 592, 597; — Jonathan, captain, 190.

- Norton, Ebenezer, ensign, 130: — Isaac, 22; land sold, 224: — John, ensign, 200; lieutenant, 315; army chaplain, 400, 483.
- Norwalk, disturbance at, 284; list, 442; new society asked for from part of, 582.
- Norwich, society of Chelsea formed, 49; ecclesiastical tax first society, 172.
- Nott, Abraham, ensign, 191.
- Nova Scotia, French inhabitants disposed of, 425, 452, 461, 615.
- Noyes, James, 126, 192; ensign, 501: — John, Joseph, Anna and Mary, 126, 192: — William, 98, 126, 192.
- Nuisances in rivers, act to prevent, 499.
- Nye, Ebenezer, deputy for Tolland, 151.
- Odell, Hezekiah, 55: — Samuel, captain, 49.
- Olcott, George, 589; ensign, 503: — Jonathan, 124: — Joseph, 194, 238, 589: — Thomas, lieutenant, 360.
- Oliver, Andrew, 214.
- Olmsted, Joseph, deputy for Enfield, 38, 69, 151, 197, 242, 292, 327, 335: — Nathan, lieutenant, 503: — Richard, deputy for Ridgefield, 70, 353, 396: — Samuel, 24, 304, 583; deputy for Ridgefield, 2, 39, 70, 119, 151, 197, 242, 292, 327, 335, 405, 446, 457, 468; justice, 6, 74, 155, 247, 358, 492: — William, 268, 277, 325, 578; captain, 75.
- Orvis, Ebenezer, lieutenant in army, 473.
- Osborn, Eleazer, ensign, 505: — Jeremiah, 124; ferry grant to, 142.
- Osgood, William, deputy for Pomfret, 242, 291, 327, 406, 447, 458, 468; justice, 247, 358, 493.
- Owen, Hannah, land sold, 184: — John, 433; justice, 357, 491; lieutenant, 360.
- Packer, Ichabod, 393: — James, lieutenant, 12.
- Page, Nathaniel, lieutenant, 79.
- Paine, Seth, deputy for Pomfret, 353, 397, 406, 447, 458, 468.
- Painter, Deliverance, lieutenant, 9; captain, 365.
- Palmer, Abraham, 225: — Christopher, lieutenant in army, 399, 472: — John, 60, 585: — Jonathan, captain, 8: — Joseph, lieutenant, 363: — Micah, 463, 539: — Nehemiah, justice, 13, 73, 156, 247, 357, 492: — Samuel, 60.
- Pangborn, Joseph, 437.
- Pardee, John, deputy for Sharon, 406, 447, 458, 469, 554, 598: — Thomas, ensign, 149.
- Park, Daniel, ensign, 189: — Joseph, captain, 503; deputy for Voluntown, 151: — Nathaniel, 26: — Silas, ensign, 121.
- Parker, Abner, 303: — Deborah, land sold, 429: — Didymus, lieutenant in army, 399: — James, captain, 415.
- Parliament, acts of, printed, 37, 65, 118, 148, 289; act concerning bills to be read in town-meetings, 351.
- Parmele, John, 111, 168: — Thomas, set to Judea, 25.
- Parsons, Hezekiah, ensign in army, 601: — Ithamar, 237: — John, cornet, 440: — Moses, lieutenant, 66: — Samuel, 35; ensign, 416: — Simeon, ensign, 8.
- Partridge, Richard, 6, 484, 566; payment of bills by, approved, 14, 17; bills drawn by, returned, 214; address to king sent to, 61.
- Patten, William, 393, 444.
- Patterson, Henry, 53: — John, 523; captain, 130, in army, 346, 473; major, 471; justice, 551.
- Payson, Asa, ensign, 41: — John, deputy for Woodstock, 151; major in army, 471, 472: — Nathan, grant to, 450; lieutenant-colonel in army, 471, 473; major, 600.
- Pearl, Timothy, lieutenant, 506.
- Pease, Abraham, Gideon, John, Joel, Josiah, Mary, Moses, Nathan, Samuel, William and Zebulon, 324: — Ephraim, 112, 174.
- Peat, Joseph, land sold, 586: — William, deputy for Stratford, 353, 396; justice, 6, 74, 155, 247, 358, 492.
- Peck, Abraham and Reeve, 307: — Heth, deputy for Newtown, 151; lieutenant, 79: — James, 169, 210: — Jasper, lieutenant, 262: — Jeremiah, land sold, 36, 50: — Jonathan, lieutenant, 361: — Joseph, 225, 309: — Moses, 436; ensign, 77: — Nathaniel, 441, 534; justice, 6, 74, 155, 247, 358, 492: — Samuel, land sold, 249: — Timothy, 431.
- Pegg, Indian woman, 33.
- Pendleton, Joshua, lieutenant, 362.
- Penfield, Peter, 509.
- Penguilly, John, ferry grant to, 268.
- Pennsylvania, contribution for evangelizing Indians in, 97; Susquehannah company approved, 378; grant by in aid of war, 392.
- Perkins, Jacob, captain, 253: — John, captain, 253: — Luke, deputy for Groton, 2, 553, 597; justice, 13, 74, 156, 246, 357, 492.
- Perrin, John, 427: — Samuel, 427; ensign, 188.
- Perry, Jonathan and Hannah, 62.
- Peters, John, ensign, 415.
- Petty, Edward, deputy for Branford, 69, 151.
- Pettibone, Jacob, 222, 530: — Jonathan, 540; deputy for Symsbury, 353, 397, 554, 592, 598; captain, 505; in army, 400: — Samuel, agent to collect colony debts, 611; captain, 43: — Stephen, land sold, 222, 530.
- Phelps, Abel, ensign, 43: — Asa, 539: — Asahel, 590: — Alexander, 225; deputy for Hebron, 241; justice, 246, 357, 491: — Caleb, ensign, 613: — Daniel, 110, 516: — David, 171, 519; deputy for Symsbury, 119, 196, 242, 291, 327, 335, 405, 446, 457, 468; lieu-

- tenant, 505; — Enoch, land sold, 84; — Ichabod, captain in army, 473, 557; — Jacob, 60; — John, 225; justice, 5, 73, 156, 246, 357, 491; — Joseph, 225; deputy for Hebron, 69, 119, 196, 291, 327, 335, 353, 397, 406, 447, 458, 468, 488, 545, 554, 592, 598; justice, 5, 73, 156, 246, 357, 491; lieutenant, 44; — Solomon, lieutenant, 199.
- Phillips, George, 299, 393.
- Picket, Ebenezer, 275, 585.
- Pierce, Ezekiel, deputy for Plainfield, 39, 151; justice, 74, 155, 247, 358, 493; captain in army, 346, 472, 474; captain, 361; — Joshua, ensign, 77; — Samuel, land sold, 181; — Thomas, 181; deputy for Plainfield, 291, 327, 335, 553, 592, 597; lieutenant in army, 602.
- Pierpont, James, 288.
- Pierson, Eli, land sold, 87; — John, ensign, 254; lieutenant, 358.
- Pike, John, land sold, 371, 480.
- Pinney, Abraham, captain, 360; — Benjamin, captain, 360; — Darius, 507; — Isaac, lieutenant, 318; captain, 505.
- Pitchee, Ebenezer, ensign, 504; — Jonathan, lieutenant, 252.
- Pitkin, John, 240, 290, 525, 587; deputy for Hartford, 196, 241; lieutenant-colonel in army, 345; colonel, 470; — Joseph, 18, 60, 195, 325; auditor, 480, 533; deputy for Hartford, 1, 68, 119, 150, 290, 326, 334, 487, 543; committee, 37, 115, 215, 351, 493, 536, 548; committee of war, 319; justice, 5, 73, 156, 245, 356, 491; in nomination, 44, 122, 198, 322, 413, 568; — Thomas, deputy for Bolton, 406, 447, 458, 468; justice, 5, 73, 156, 246, 357, 491; — William, 235, 514; auditor, 7, 96, 156; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152; deputy governor, 243, 354, 489; present, 1, 38, 68, 119, 150, 195, 241, 290, 326, 334, 352, 396, 405, 446, 467, 487, 543, 553, 591; committee, 37, 46, 67, 118, 146, 162, 212, 214, 339, 401, 419, 567; committee of war, 319; of pay-table, 365; commissioner to Albany, 16, 268, 323; judge, county court, 4, 71, superior court, 4, 71, 153; chief judge, 244, 394, 490; salary, 289, 325, 395, 445, 591; — William, jr., 235; captain, 500.
- Pitts, James, 220, 324, 541.
- Place, Nathan, 306.
- Plainfield, list, 67, 158.
- Plant, James, 211.
- Platt, Joseph, 213; deputy for Norwalk, 2, 69, 120, 196, 291, 327, 335, 406, 447, 458, 468; committee to assist governor, 328, 483; justice, 6, 74, 155, 247, 358, 492; — Josiah, lieutenant, 365.
- Pomfret, probate district established, 94; records burned, 381; Murtleke annexed to, 101; meeting house first society, 372.—See Abington, Brooklyn.
- Pomroy, Medad, captain, 48.
- Pond, Aaron and Martha, 179.
- Porter, Daniel, deputy for Stratford, 241, 353, 396; — David, land sold, 514; — Elijah, surveyor, 128; ensign in army, 601; — Joseph, 110, 516; captain, 62; — Nathaniel, lieutenant in army, 346, 472; — Samuel, deputy for Killingly, 487; lieutenant in army, 601; — Thomas, captain, 90, 252.
- Portugal, vessels may clear for, 608.
- Potatuck ferry, 35.
- Potter, Daniel, 36, 50; — Enos, 193; — William, 29.
- Pounds and impounding regulated, 161, 248.
- Powell, Stephen, lieutenant in army, 346.
- Pratt, Daniel, 163; — Ebenezer, captain, 48; — Elisha, lieutenant, 77; — John, lieutenant, 76; — Joseph, 175; — Ozias, 587.
- Prentiss, Jonas, 585; deputy for Stonington, 39, 70, 120, 291, 327, 335, 488, 545; — Josiah, deputy for Stonington, 2; — Samuel, 37; deputy for Stonington, 196; justice, 13, 73, 156, 247, 357, 492; — Stephen, ensign, 502; — Thomas, ensign, 363.
- Preston: highway to Stonington from, 107.
- Preston, Ephraim, deputy for Wallingford, 70; captain, 504, in army, 556, 602; — Jacob, lieutenant, 8; — William, justice, 6, 74, 155, 247; judge county court, 57, 71, 153, 244.
- Priest, John, land sold, 176.
- Prindle, Abel, ensign in army, 601; — Jonathan, lieutenant, 149.
- Prisoners of war, how disposed of, 549.
- Pritchard, Roger, quarter-master, 440.
- Probate districts established, Middletown, 94, Pomfret, 94, Sharon, 409.
- Prout, John, 138; justice, 6, 73, 156, 246, 357, 492.
- Putnam, Asaph, lieutenant in army, 399; — Israel, lieutenant in army, 399, captain, 472, 601; grant to, 538.
- Randal, Abraham, land sold, 51.
- Ransford, Richard, ensign, 413.
- Ransom, James, lieutenant, 44; — John, justice, 155, 247, 358, 493.
- Ray, Thomas, ensign, 201; lieutenant, 260.
- Raymond, John, 223; ensign, 316; lieutenant in army, 473; — Joshua, justice, 13, 73, 156, 246, 357, 492; — Simeon, ensign, 363.
- Read, John, 250, 441, 534, 572, 582; deputy for Fairfield, 241; justice, 6, 74, 155, 247, 358, 492; major, 198; ensign, 263.
- Redfield, John, surgeon, 483; — Peleg, lieutenant in army, 557.
- Reynolds, David, land sold, 34; — John, 32, 589; land sold, 229.
- Rhode Island, union with, relative to Massachusetts boundary, 42, 103; bills issued by, not to pass, 105, 406, governor to write to about bills, 423.

- Rich, Thomas, land sold, 80.
- Richards, Daniel, land sold, 583: —  
George, 18: — John, 112, 129: —  
Obadiah, lieutenant, 252: — Samuel,  
129.
- Richardson, David, 338: — Samuel,  
land sold, 434.
- Rickyard, Joseph, set off from Thompson,  
21.
- Riggs, John, justice, 6, 73, 156: —  
Joseph, ensign, 199; lieutenant, 264:  
— Samuel, justice, 6, 73, 156, 246,  
357, 492.
- Riley, Isaac, ensign, 190: — Josiah,  
land sold, 232.
- Rizley, John, 28.
- Robbins, Jonathan, deputy for Wethers-  
field, 2, 39: — Moses, ensign, 417:  
— Samuel, ensign, 82: — Thomas,  
ensign, 13.
- Roberts, Ezekiel, 299: — Lemuel, 426,  
573: — Samuel, 22: — Susanna,  
464.
- Robie, Andrew, deputy for Symsbury, 1,  
196, 242.
- Robinson, Eliakim, 239, 393: — Icha-  
bod, 522: — Joseph, 118: — Samu-  
el, deputy for Guilford, 119, 151, 197,  
253, 397, 405, 446, 457, 468, 488, 544,  
553, 592; justice, 75, 156, 246, 357, 492:  
— Sir Thomas, correspondence with,  
328, 330, 445, 459, 460: — William,  
183, 534.
- Rockwell, Daniel, ensign, 253; lieutenant  
in army, 346: — Elijah, land sold,  
528: — James, 142: — John, en-  
sign, 40: — Joseph, 142: —  
Matthew, deputy for Windsor, 2, 69,  
119, 151, 197, 242, 406, 447, 458, 469:  
— Samuel, 142: — William, 304,  
384, 527.
- Roe, John, 33.
- Rogers, James, 21, 53: — Jeduthan,  
186: — John, ensign, 318; lieuten-  
ant, 364: — Josiah, justice, 156, 246,  
357, 492: — Mary, 213, 309: —  
Thomas, ensign, 465.
- Rogues, punishment of, 159, 206.
- Rood, Josiah Standish, 269.
- Root, David and Gideon, 371: — John,  
21.
- Rose, Daniel, land sold, 580: — Jacob,  
ensign, 10: — Jehiel, 580; ensign, 10:  
— Jeremiah, 113: — Nathan, en-  
sign, 128: — Samuel, 174, 211.
- Rossiter, Bryan, ensign, 315: — Theoph-  
ilus, justice, 6, 73, 156, 246, 357,  
492.
- Row, Joseph and Stephen, 178.
- Rowland, David, 428, 441, 534, 572; depu-  
ty for Fairfield, 2, 38, 69, 119, 150, 196,  
291, 326, 334, 352, 396, 405, 446, 457,  
468; committee to aid governor, 483;  
justice, 6, 74, 154, 247, 357, 492: —  
Uriah, deputy for Lyme, 241.
- Rowley, Dorothy, land sold, 185: —  
Harris, 185: — John, 440: —  
Joseph, land sold, 440: — Samuel,  
307.
- Royal family, form of prayer for, published,  
65.
- Royce, Asa, lieutenant in army, 472: —  
Benjamin, lieutenant in army, 472: —  
Ezekiel, justice, 6, 73, 156, 246, 357,  
492: — Phineas, 91; captain, 313.
- Rudd, Daniel, 258: — Jonathan, deputy  
for Windham, 291, 326, 334: —  
Nathaniel, land sold, 258.
- Ruggles, Benjamin, lieutenant in army,  
346, captain, 472; grant to, 517: —  
Nathaniel, 286; deputy for Guilford,  
241; justice, 73, 156, 246, 357, 492.
- Rundell, Abraham, Jeremiah, Jonathan  
and Rebecca, 428, 507.
- Ruscoe, Joseph, land sold, 50: — Josiah,  
land sold, 87.
- Russell, John, 178; deputy for Branford,  
38, 69, 196; speaker, 39; justice, 6, 73,  
156, 246, 357, 492; lieutenant colonel,  
128: — Jonathan, deputy for Bran-  
ford, 1: — Samuel, 239; ensign, 505:  
— Timothy, justice, 6, 73, 156, 246,  
357, 492: — William, 238.
- Rust, Noah, land sold, 51: — Samuel,  
51; deputy for Coventry, 1, 39.
- Sabin, Benajah, captain, 252: — Heze-  
kiab, 534; deputy for Killingly, 150,  
196, 242, 292, 327, 335, 554, 593, 598;  
justice, 7, 155, 247: — Timothy,  
justice, 74, 155, 247, 358, 493; probate  
judge, 96, 154, 245, 356, 491.
- Sacket, Jonathan and Justus, 230: —  
Nathaniel, deputy for Greenwich, 353,  
397, 406, 447, 458, 469, 554, 593, 598.
- Safford, Joseph, 82.
- Sage, David, lieutenant, 79; captain, 86:  
— Ebenezer, 299; commissary, 483.
- St. John, Moses, quarter-master, 123.
- Salaries granted, 36, 67, 117, 149, 194,  
289, 325, 542, 591.
- Salisbury, collection of ecclesiastical tax,  
27, 507; in Litchfield county, 56; to  
send in list, 404; in Sharon probate dis-  
trict, 409.
- Saltonstall, Gurdon, 163, 521; in nomina-  
tion, 44, 122, 198; chosen assistant, 3,  
70, 152; present, 1, 38, 68, 119, 150, 195;  
deputy for New London, 291, 326, 334,  
487, 544; commissary, 349, 481; com-  
mittee, 25, 53, 126, 187, 213, 322, 330,  
350, 570, 606; probate judge, 13, 72,  
154, 244, 355, 490; justice, 246, 357:  
— Rebecca, 439.
- Sanbourn, Jedidiah, 85, 227.
- Sanford, David, 284: — Joseph, 24:  
Hannah, 124: — Robert, 19: —  
Samuel, lieutenant, 79; captain, 263;  
captain in army, 346: — Stephen,  
captain, 251: — Zachariah, ensign,  
313.
- Savage, Abraham, 267: — Joseph, cap-  
tain, 270.
- Saybrook ferry, 135, 239; list, 441.
- Scarborough, Nehemiah, 360.
- Scatacook Indians, privileges granted to,  
108.
- Schools, public money for, 157, 317;



- land granted for, in New London, sold, 129.
- Scotfield, Reuben, land sold, 584: — Samuel, 130.
- Scott, Alexander, 308: — James, 393: William, land sold, 82.
- Scovill, Elijah, 303, 466: — William, 140, 175; land sold, 303, 466.
- Scranton, Ichabod, lieutenant, 362.
- Sears, Joshua, land sold, 385.
- Sedgwick, Benjamin, 387.
- Seeley, Benjamin, lieutenant in army, 400, 473: — Eliphalet, 529: — Joseph, 148: — Nathan, ensign, 49.
- Selden, Ezra, lieutenant, 413: — Samuel, lieutenant, 76: — Thomas, 224.
- Selleck, Nathaniel, land sold, 255.
- Sessions, Abijah, land sold, 258: — Abner, 200; lieutenant, 12: — Amasa, ensign, 41.
- Seward, Daniel, 185: — David, lieutenant, 128: — Nathaniel, deputy for Durham, 197.
- Seymour, Bavin, 22, 158, 167; ensign, 360: — Isaac, 158: — Jerusha, 22: — Jonathan, lieutenant, 83; captain, 261, in army, 556: — Nathaniel, 22; ensign, 261: — Richard, quarter-master, 200: — Timothy, lieutenant in army, 473: — Thomas, 22, 78, 124, 220, 276, 378, 614; agent to collect colony debts, 569, 610: captain, 63; to eject intruders on Norfolk, 332.
- Sharon, in Litchfield county, 56; settlement of land titles, 109, 372; Indians unquiet, 309; to send in list, 404; probate court established at, 409.
- Shattock, Nathaniel, land sold, 89, 304.
- Shaw, John, lieutenant in army, 399.
- Shawen, Jonathan, 513.
- Shayler, Hezekiah, ensign, 10; ferry grant to, 275: — Thomas, ensign, 363; lieutenant, 506; captain, 565.
- Sheldon, Daniel, 385: — Elisha, 68, 310, 428, 464, 481; agent to collect colony debts, 287, 295, 332; deputy for Litchfield, 405, 446, 457, 468; justice, 13, 73, 155, 247, 322, 358, 493: — Isaac, 60: — Moses, 35.
- Shepard, Isaac, ensign, 362: — John, ensign, 190: — Joseph and Zebulon, 424, 426, 444, 573: — Samuel, lieutenant, 40; land sold, 224; settlement of his estate, 426, 573.
- Sheriff's deputies not to fill up writs, 203.
- Sherman, Amos, ensign, 251: — Daniel, deputy for Woodbury, 242, 291, 327, 335, 405, 446, 457; justice, 155, 247, 358, 493: — David, 55: — Roger, 19, 25, 117, 297, 542; deputy for New Milford, 353, 397, 405, 446, 457, 468; committee, 66, 226, 462, 579; justice, 358, 493; surveyor, 116: — Samuel, deputy for New Haven, 2, 352, 396, 487, 553; justice, 246, 357, 492.
- Sherwood, Daniel, captain, 416: — Jabez, lieutenant, 11: — Nathan, 368: — Samuel, justice, 6, 74, 155, 247, 358, 492.
- Shipman, John, ensign, 262: — Joseph, 111, 168.
- Shirley, Gov. William, letters received from, 212, 331, 420, 445, 458; sends commissioners, 336; committee sent to, 448; money borrowed of, 460, 476, 536, 546; applied to for ammunition, 482.
- Short, William, 429.
- Sickness: provision as to goods or vessels coming from infected places, 104, 497.
- Silkman, John, 428, 507.
- Silliman, Ebenezer, 238, 444, 539, 541; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152, 243, 354, 459; present, 1, 38, 68, 119, 150, 195, 241, 334, 352, 396, 405, 446, 467, 487, 543, 553, 591; committee to assist governor, 328, 453; commissioner to New York, 420, 423; judge, superior court, 4, 71, 153, 244, 394, 490: — Gold Sellick, surveyor, 122: — Nathaniel and Robert, 444, 539.
- Silsby, Henry, ensign, 359.
- Simpson, John, 369, 540.
- Sims, William, lieutenant, 265.
- Skeel, Jonathan and Samuel, 528.
- Skiff, Nathaniel, deputy for Windham, 1.
- Skilton, Henry, 519.
- Slade, William, land sold, 515.
- Slapp, John, captain, 40; in army, 394, 473, 601.
- Slawson, Silas, land sold, 529.
- Sloan, Robert, grant to, 387; may set up lottery, 431.
- Smedley, James, captain, 505.
- Smith, Abiel, ensign, 81: — Daniel, ensign, 565: — David, lieutenant, 10, 414: — Ebenezer, ensign, 86: — Elisha, 22: — Elizabeth, 589: — Ephraim, 238: — Ezra, deputy for Ashford, 353, 397, 405, 446, 457, 468, 487, 544; lieutenant, 121: — Jabez, lieutenant, 40; captain, 316: — John, 110, 590; deputy for Voluntown, 2, 39, 70, 120, 242, 291, 327, 335, 353, 397, 554, 592, 598; justice, 7, 74, 155, 247, 358, 493: — Jonathan, ensign, 312: — Joseph, 136; land sold, 224; ensign, 506; lieutenant, 565: — Joshua, ensign, 252: — Josiah, 148: — Nathan, 169, 210; deputy for Groton, 151, 406, 447, 458, 469; justice, 13, 74, 156, 246, 357, 492: — Noah, 436: — Peter, 300: — Richard and Jeduthan, ferry grant to, 257: — Samuel, justice, 6, 74, 155, 247, 358, 492; ensign, 86; lieutenant, 271; cornet, 499; land sold, 528: — Simon, lieutenant, 502: — Stephen, 176, 222; deputy for Ridgefield, 151, 197, 242, 292, 327, 405, 446; lieutenant in army, 346, 473: — Thomas, 325, 590; land sold, 438; ensign, 503: — Williams, 257.
- Somers, ecclesiastical society established, 162; horse-brand, 163; to send in list, 404.
- Soper, John, 541.
- Southmaid, Daniel, 91; auditor, 156; deputy for Waterbury, 2, 39, 69, 120, 151,

- 197; justice, 73, 156: — John, justice, 6, 73, 156, 246, 357: — Joseph, 138; deputy for Middletown, 2, 39, 69, 120, 151; justice, 5, 73, 156, 245, 357, 491.
- Southworth, Andrew, ensign, 506.
- Spafford, Samuel and Thomas, 173.
- Spanish ship, 235, 486.
- Sparks, John, 91, 140.
- Spaulding, Ebenezer, comet, 251: — Stephen, Simeon and Willard, 429.
- Spencer, Ichabod, lieutenant, 83: — Jared, captain, 365: — John, 587; Joseph, 372; deputy for East Haddam, 2, 120, 151, 196, 353, 396, 406, 447, 458, 468, 554, 593, 598; justice, 5, 73, 156, 245, 357, 491; probate judge, 197, 245, 356, 491: — Thomas, 19: — Zebulon, 587.
- Sperry, Enos and Hannah, 133.
- Spicer, Zephaniah, may enlist into army, 520.
- Spirituous liquors, excise granted on, 407, 451, 497.
- Squire, Joseph, ensign, 564: — Odel and Reuben, 437: — Samuel, land sold, 123, 435.
- Stafford, winter parish formed in, 33; to send in list, 404.
- Stanly, Augustus, 22: — John, 167; Jonathan, 250: — Josiah, 239: — Nathaniel, 18, 37, 97, 276, 350; committee of war, 319; justice, 5, 73, 156, 245, 356; treasurer, 3, 22, 70, 116, 151, 243, 354, 389, 395; salary, 117, 195; death, 402; settlement of accounts, 612: — William, lieutenant, 501.
- Stanton, Andrew, 126: — Joseph, ensign, 315; lieutenant, 500: — Nathaniel, lieutenant, 121: — Phineas, captain, 315; commissary, 483: — Samuel, lieutenant in army, 395.
- Staples, Samuel, 238.
- Starkey, Thomas, 175.
- Starr, Comfort, auditor, 156; deputy for Danbury, 2, 69, 151, 553, 592, 597: — Daniel, 176, 249, 376, 586: — Jasper, 279: — Jehosaphat, ensign in army, 347; major, 471, 472: — Josiah, deputy for Danbury, 119; ensign, 252; lieutenant, 566, in army, 400.
- Stearns, Boaz, 534; deputy for Killingly, 39, 69, 120, 242, 292, 327, 335, 554, 593, 598.
- Stedman, Thomas, deputy for Windham, 196.
- Steel, Joseph, to be sold to pay costs, 572.
- Stephen John, Indian, 25, 138.
- Stephens, Benjamin, ensign, 192: — Cyprian, 429: — Elnathan, deputy for Killingworth, 2, 151, 545; justice, 14, 73, 155, 246, 357, 492: — Ezra, lieutenant in army, 601: — John, ensign in army, 601: — Samuel, land sold, 228, 435: — Thomas, deputy for Coventry, 242, for Plainfield, 406, 446, 457, 468, 553, 592; land sold, 585: — Uriah, captain, 192: — Zephaniah, 300.
- Sterry, Cyprian, quarter-master, 12.
- Stetson, Eli, ensign, 77; lieutenant, 502.
- Stewart, Matthew, 521.
- Stiles, Benjamin, deputy for Woodbury, 291, 327, 335, 488, 544; surveyor, 126: — Ebenezer, deputy for Coventry, 353, 397: — Isaac, 186, 288.
- Stillman, Benjamin, justice, 5, 73, 156, 245, 357, 491.
- Stockbridge, Indians at, 32, 66; alarm at, 352.
- Stocking, Elisha, quarter-master, 52: — George, captain, 85.
- Stoddard, Elisha, 615; deputy for Woodbury, 353, 397: — Gideon, ensign, 261: — Josiah, ensign, 501: — Moses, captain, 81, in army, 557.
- Stone, John, land sold, 266, 435: — Joseph, 266, 436; captain, 361: — Samuel, land sold, 270: — Timothy, 96, 106, 158, 167, 213; deputy for Guilford, 2, 39, 69, 119, 151, 197, 291, 327, 335, 405, 446, 457, 468, 553, 592, 597; justice, 6, 73, 156, 246, 357, 492; probate judge, 116, 154, 245, 356, 490; lieutenant-colonel, 116.
- Stonington, list, 145, 530; Indian land, 18; highway to Preston, 107.
- Stork, Samuel, 14.
- Storrs, Huckins, deputy for Mansfield, 487, 544: — Joseph, deputy for Mansfield, 69, 120, 196, 242, 291, 326, 335, 405, 446, 457, 468; justice, 74, 155, 247, 358, 493; captain, 76; major in army, 471: — Sarnel, 178: — Thomas, justice, 7, 74, 155, 247.
- Stoughton, Benjamin, 27: — John, lieutenant in army, 600: — Samuel, captain, 8.
- Stow, Eliakim and Nathaniel, 55, 541: — Jedidiah, 99, 172, 215, 393: — John, 311: — Samuel, lieutenant, 505.
- Stratfield, v. Cook, 54, 59; v. Burton, 148; bounds enlarged, 139, 147.
- Street, Samuel, land sold, 223.
- Strickland, Benjamin, 508: — Stephen, 302, 508; ensign, 504.
- Strong, Azubah and Return, 273: — Cyprian, deputy for Preston, 2: — Daniel, 522: — Ephraim, deputy for Milford, 242, 291, 327, 335, 488, 544, 553, 592, 597: — John, 194; deputy for Farmington, 69, 119, 150, 196, 241, 291, 327, 335, 406, 447, 457, 468, 553, 592, 597; lieutenant, 191: — John Warham, land sold, 273: — Jonathan, deputy for Bolton, 120: — Joseph, deputy for Coventry, 69, 120, 151, 196, 242, 406, 447, 458, 468; justice, 7, 74, 155, 247, 358, 493: — Phineas, 51; deputy for Coventry, 196, 291, 327, 335, 406, 447, 458, 468, 488, 545, 554, 592, 598; justice, 7, 74, 155, 247, 358, 493.
- Sturgis, Samuel, 122.
- Suffield, list, 148, 159; ecclesiastical society established, 162; horse-brand, 163; Trumble's ferry, 268, 524.
- Sullivan, Owen, counterfeiter, 455, 515, 539.

- Sumner, Benjamin, captain, 413: —  
 Hezekiah, lieutenant in army, 473:  
 — John, ensign in army, 601.  
 Sunday, unnecessary travelling on, re-  
 trained, 45.  
 Superior court, pay of judges, 36; time  
 of holding, 99, 351.  
 Susquehanna company, project of, ap-  
 proved, 378.  
 Sutlief, John, 435; lieutenant, 313.  
 Sutton, Thomas, 308.  
 Swan, Timothy, quarter-master, 416: —  
 William, captain, 417.  
 Swift, Nathaniel, captain, 362.  
 Symsbury, ecclesiastical tax, north-west  
 society, 167, 278; bridge, 515.  
 Tabor, Jeremiah, Jonah, Pardon, and  
 Samuel, 21, 53.  
 Tainter, John, ensign, 191; captain, 414.  
 Talcott, Benjamin, deputy for Bolton,  
 353: — Elizur, lieutenant, 52; cap-  
 tain, 499; major, 538: — John, 524,  
 587: — Joseph, 609; justice, 5, 73,  
 156, 245, 356, 491; treasurer, 402, 489;  
 salary, 543: — Samuel, 60, 378, 543,  
 605; deputy for Glassbury, 291, 327,  
 335; captain, 262, 313, 325; colonel in  
 army, 398.  
 Talman, Joseph, 394.  
 Tanner, Thomas, land sold, 35: — Wil-  
 liam, 49.  
 Taverners to pay excise, 408.  
 Taxation: relief for those overcharged in  
 list, 45; polls of soldiers freed from,  
 424.  
 Taxes laid, 65, 129, 157, 197, 284, 318,  
 330, 417, 477, 536, 569, 594; to redeem  
 bills of credit, 329, 339, 342, 401, 419;  
 collection of, 561, 603.  
 Taylor, Daniel, 585; deputy for Danbury,  
 353, 396; ensign, 84; captain, 252: —  
 Isaiah, 183: — John, captain, 314:  
 — Noah, 253; deputy for Norwalk,  
 151: — Reuben, land sold, 258: —  
 William, 508.  
 Tender, what shall be lawful, 411.  
 Terry, Ebenezer, 324: — Ephraim,  
 captain, 53; deputy for Enfield, 1, 38,  
 69, 119, 151, 197, 242, 327, 335, 354,  
 397, 406, 447, 458, 469, 488, 544, 554,  
 593, 598; justice, 5, 73, 156, 246, 357,  
 491: — Jonathan, ensign, 53.  
 Theft, punishment of, 160, 206.  
 Thomas, Benjamin and Ebenezer, 226:  
 — John, 392.  
 Thomlinson, John, and J. Hanbury,  
 agents for transmitting money from  
 England, 547, 568.  
 Thompson, some set off from, 21, 105.  
 Thompson, Abraham, lieutenant, 200:  
 — Ezekiel, ensign, 130: — Gideon,  
 deputy for Goshen, 554, 592, 598;  
 justice, 122, 247, 358, 493: — Jabez,  
 lieutenant in army, 400, 472: — Jane,  
 282: — John, 433; justice, 6, 74,  
 155, 247; grant to, 24; ensign, 75;  
 lieutenant, 188; land sold, 267.  
 Thrall, John, 98, 194: — Mary, 37, 93,  
 194: — Moses, 14; lieutenant, 359:  
 — Timothy, 308.  
 Throop, Benjamin, chaplain in army,  
 400: — Daniel, 182; captain, 44: —  
 John, 381: — Samuel, land sold, 305.  
 Tiffany, Thomas, justice, 7, 74: —  
 Nathan, land sold, 50, 124.  
 Tilden, Joshua and Rachel, 432.  
 Tilley, James, 93.  
 Tiltonson, Jonathan, 21.  
 Timber floating in Connecticut river  
 protected, 101.  
 Tobacco, provision for inspection of, 202.  
 Todd, Daniel, freed from taxation, 125.  
 Tomlinson, Agur, 66; deputy for Strat-  
 ford, 120, 406, 447, 458, 469; ensign,  
 264: — Gideon, lieutenant in army,  
 473.  
 Torrington, in Litchfield county, 56;  
 bounds, 226.  
 Torry, Samuel, land sold, 430.  
 Tousey, Thomas, deputy for Newtown,  
 2; justice, 6, 74, 155, 247, 358, 492.  
 Towner, Benjamin, 132: — Dan, en-  
 sign, 565.  
 Towns, may set out highway districts,  
 317; to appoint collectors of excise,  
 451.  
 Tracy, Benjamin, deputy for Bolton, 151,  
 196, 242, 397, 488, 544, 554, 592, 598:  
 — Eleazer, lieutenant in army, 556,  
 ensign, 601: — Elisha, deputy for  
 Norwich, 119, 150, 352, 396: — Isaac,  
 519, 535; deputy for Norwich, 69,  
 119, 150, 241, 352, 396, 405, 446, 457,  
 468, 487, 544, 553, 592, 597: — James,  
 lieutenant in army, 346, 472: —  
 Joseph, 4, 172, 180, 521; deputy for  
 Norwich, 2, 38, 241, 487, 544: —  
 Prince, lieutenant in army, 473: —  
 Samuel, 172, 376.  
 Trade: inspection of tobacco, 202; Mas-  
 sachusetts appoints committee on, 212;  
 excise on liquors, 407, 451; embargo  
 laid, 424, 461, 485, 550.  
 Travelling on Sunday restricted, 45.  
 Treadwell, Ephraim, captain, 130: —  
 Jacob, 148: — Samuel, 139.  
 Treasurer, to attend assembly, 53, 128,  
 234, 319, 444, 570; duty of, as to col-  
 lecting taxes, 561, 604.—See *Stunly*,  
*Talcott*.  
 Treasury: state of, to be reported, 18, 64,  
 286, 288, 319, 367, 480, 493, 533; dis-  
 position of money in England, 14, 17,  
 214, 235, 386, 567; money due, to be  
 collected, 67, 131, 162, 287, 294, 332,  
 610; forgery on, 281; money borrowed,  
 330, 338, 476, 495, 530, 536, 546; ac-  
 counts to be kept in lawful money, 424;  
 contribution to supply, 604; lottery to  
 supply, 605; settlement with former  
 treasurers, 403, 612.—See *Accounts*,  
*Bills*, *Committee of Pay-Table*, *Taxes*.  
 Treat, Jonathan, 67: — Joseph, deputy  
 for Milford, 151, 406, 447, 458: —  
 Robert, deputy for Milford, 2, 38, 69,  
 119, 353, 553, 592, 597; justice, 6, 73,  
 156, 246, 357, 492.

- Trespass: taking up logs floating in Connecticut river, 101.
- Trick, Cæsar, convicted of counterfeiting, 333.
- Trowbridge, Hannah, 169, 210: — John, 176: — William, ensign, 9.
- Trumble, Ammi, captain, 121: — Jonathan, 368; agent to England, 484; auditor, 7, 96, 286, 319, 350, 367, 389; deputy for Lebanon, 39, 69, 120, 151, 241; speaker, 79, 242; in nomination, 122, 198, 322, 413, 568; chosen assistant, 243, 354, 489; present, 1, 290, 334, 352, 396, 405, 446, 457, 467, 543, 591, 597; committee, 18, 59, 64, 115, 131, 187, 219, 288, 391, 442, 448, 461, 486, 495, 536, 608; colonel, 198; commissioner to New York, 420, 423, to Boston, 593; justice, 7, 74, 155; judge, county court, 4, 71, 153, probate court, 6, 72, 154, 245, 356, 490: — Joseph, ferry grant to, 268, 524.
- Tucker, Joseph, 428, 507: — Stephen, 176.
- Tulley, John, 116, 269; deputy for Saybrook, 69, 120, 197; justice, 14, 73, 155, 246, 357, 492.
- Turner, Isaac, lieutenant in army, 474, 602: — John, 265: — Philip, 20, 63, 107; deputy for Norwich, 69: — Richard, 518: — Sanford, land sold, 518.
- Tuttle, Caleb and Enos, 90: — Isaiah, justice, 6, 73, 156, 246, 357, 492: — Jehiel, 53, 193: — Moses, land sold, 435.
- Tyler, Amos, 518: — Bezaleel, 211: — John, deputy for Preston, 487, 544; lieutenant, 120, in army, 346, captain-lieutenant, 473, captain, 556: — Joseph, ensign, 121: — Moses, captain, 120: — Samuel, 167: — Timothy, land sold, 377, 528: — Zebedee, land sold, 249.
- Uncas, 282, 306, 384.
- Union, ecclesiastical tax, 60; in Pomfret probate district, 94; horse brand, 234.
- Union of colonies, Connecticut disproves, 293.
- Upham, Ivory, 271.
- Utter, Samuel, land sold, 514.
- Vagabonds how dealt with, 159, 206.
- Vanarnum, Isaac, 138.
- Viber, Nathaniel, lieutenant, 363.
- Viets, John, 171, 278.
- Voluntown, list, 486.
- Wadsworth, Daniel, 429, 587: — Elisha, 324: — James, 282; in nomination, 44; chosen assistant, 3; present, 1, 38; justice, 73, 156, 246, 357, 367; judge, superior court, 4: — James jun., deputy for Durham, 2, 39, 69, 119, 353, 397, 406, 447, 458, 468, 554; justice, 6, 73, 156, 246, 357, 492: — James 3d, ensign, 75; lieutenant, 200; captain, 315: — William, 587; captain, 191; deputy for Farmington, 119, 353, 396, 406, 447, 457, 468, 488, 544.
- Wait, Richard, captain, 566; deputy for Lyme, 353, 397.
- Walbridge, John, 267.
- Wales, Ebenezer, justice, 7, 74, 155, 247, 358, 493: — Elisha, 282: — Nathaniel, deputy for Windham, 196, 241, 291, 326, 334, 352, 396, 405, 446, 457, 468; justice, 7, 74, 155, 247, 358, 493.
- Walker, Israel, 590: — Josiah, lieutenant in army, 395: — Robert, 131, 522, 542; agent to collect colony debts, 287, 295, 332, 610; justice, 6, 74, 155, 247, 358, 492.
- Walkley, Ebenezer, land sold, 84.
- Waller, Samuel, 275.
- Walters, Timothy, land sold, 228.
- Wanton, Gideon, 214.
- Ward, Andrew, deputy for Guilford, 241, 291, 327, 335, 353, 397; justice, 6; lieutenant-colonel in army, 399, colonel, 470, 473, captain, 602: — Daniel, land sold, 300, 383: — James, 300, 383: — Maceock, captain in army, 389: — Samuel, lieutenant, 11.
- Warner, Andrew, lieutenant, 506: — Benjamin, ensign, 124; lieutenant, 271; captain, 416: — Daniel, land sold, 304: — Ebenezer land sold, 36: — Elisha, land sold, 178: — Ephraim, deputy for Waterbury, 120, 487, 544: — Isaac, 176, 463, 539: — John, 36, 136, 298, 304; deputy for Waterbury, 39, for New Milford, 553, 592, 597; captain, 42; lieutenant, 270, 501: — Jonathan, ensign, 82: — Phebe, land sold, 91: — Samuel, land sold, 525: — Timothy, army surgeon, 444.
- Warren, Eleazer, captain, 566: — James, lieutenant, 251.
- Washborn, Gideon, 66.
- Waterbury, David, 529; lieutenant in army, 346, captain, 473, 601.
- Waterman, Asa, 225: — Elisha, lieutenant in army, 472: — Jedidiah, lieutenant in army, 473.
- Waterous, Isaac, land sold, 68: — John, 22; justice, 246, 357, 491.
- Waters, Abraham, Elizabeth, Joseph, Mary and Webster, 22, 49, 289, 392: — David, 541.
- Watkins, Samuel, deputy for Ashford, 2: — William, deputy for Ashford, 38, 69, 120.
- Watson, Cyprian, Levi and Thomas, 541: — Samuel, lieutenant, 121.
- Wattles, John, 522: — William, 528; justice, 14; lieutenant, 190.
- Webb, John, lieutenant, 96, captain, 189.
- Webster, Benjamin, deputy for Litchfield, 119, 151, 196, 241, 352: — Cyprian, justice, 5, 57, 74, 155, 247, 358, 493: — Daniel, 525, 587: — Ezekiel, 91, 140: — Pelatiah, land sold, 583.
- Weed, Ebenezer, captain, 121: — John, 62: — Joseph, 130: — Samuel, 142, 463, 513.
- Welch, John, 298: — Joshua, lieutenant

- ant in army, 442, 474: — Paul, 24, 66, 310; justice, 6, 57, 74, 155, 247, 358, 493: — Thomas, land sold, 86, 297.
- Weller, Joseph, 297, cornet, 41; lieutenant, 199.
- Wells, David, ensign, 365: — Edmund, 307; captain in army, 473, 601: — James, captain, 10, 443: — John, 310; ensign, 413: — Joseph, deputy for Haddam, 39, 242, 406, 447, 458, 469; justice, 246, 357, 491: — Obadiah, 576: — Samuel, 28, 60, 336; ensign, 271; lieutenant in army, 601: — Solomon, 184: — Thomas, 511, 523, 577; auditor, 7, 96, 156, 286; deputy for Glassenbury, 1; speaker, 3; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 3, 70, 152, 243, 354, 489; present, 38, 68, 119, 150, 195, 241, 290, 326, 334, 352, 396, 405, 446, 457, 467, 487, 543, 553, 591, 597; committee, 37, 67, 71, 104, 115, 118, 172, 240, 310, 325, 330, 395, 445, 581, 605; committee of war, 319; commissary, 349; justice, 5, 72; lieutenant, 13; captain, 190.
- Wescott, David, quarter-master, 189; cornet, 365.
- West, Ebenezer, justice, 7, 74, 155, 358, 493: — John, 53: — Joseph, ensign, 79: — Joshua, captain, 190; deputy for Lebanon, 196, 241, 291, 327, 335, 353, 396, 405, 446, 457, 468, 487, 544, 553, 597; justice, 7, 74, 155, 247, 358, 493: — Zebulon, 372; deputy for Tolland, 2, 39, 69, 120, 151, 197, 242, 291, 335, 406, 447, 458, 468, 488, 544, 554, 592, 598; justice, 5, 73, 156, 246, 357, 491.
- Western lands, to be surveyed, 66: bid out, 117; to be sold, 283, 320, 367, 392, 462, 464; S. Hazard, projects new colony, 382.
- Wetmore, Benjamin, Francis, Joseph and Samuel, 237: — Caleb, captain, 76: Jeremiah, land sold, 384, 527: — Prosper, 22: — Seth, 519; deputy for Middletown, 196, 292, 327, 335, 354, 397, 406, 447, 458, 469, 488, 545; justice, 5, 73, 156, 245, 357, 491.
- Whaples, Samuel, land sold, 144: — Thomas, land sold, 80.
- Wheat, Benjamin, 172.
- Wheeler, Benjamin, deputy for Plainfield, 2, 69, 39, 120, 151, 353, 397, 406, 446, 457, 468, 488; captain, 40; justice, 7, 74, 155, 247, 358, 493: — Elnathan, deputy for Stratford, 69: — Isaac, 18: — James, ensign, 190; captain, 198: — Samuel, ensign, 76; lieutenant, 314: — Thomas, lieutenant, 417: — Timothy, ensign, 40; captain, 362: — Zaccheus, lieutenant, 130, captain, 262.
- Whelpley, David and Isaac, 438.
- Whipple, Joseph, 214: — Silas, lieutenant, 254.
- White, Israel, 249: — Joel, captain, 359; deputy for Bolton, 39, 69, 151, 196, 291, 327, 335, 406, 447, 458, 468: — Joseph, justice, 5, 73, 156, 245, 357, 491.
- Whiting, Charles, ensign, 315; lieutenant in army, 472: — John, 296, 426, 573; justice, 13; settlement with, 612: — Nathan, 296; lieutenant-colonel in army, 345, 600; colonel, 470, 472; grant to, 450: — Samuel, captain in army, 346, 472, 601: — William, deputy for Norwich, 38; justice, 14, 73, 156, 246, 357, 492; major in army, 399, lieutenant-colonel, 471, 472.
- Whitman, John, lieutenant, 563: — Solomon, 238, 514; deputy for Farmington, 39, 196, 291, 327, 335, 553, 597; justice, 5, 73, 156, 245, 357, 491.
- Whitmore, Abigail, 581: — Fitz John, 238: — Francis, bridge built by, 581: — Jacob, 311, 527.
- Whitney, David, 607; justice, 5, 57, 74, 155, 247, 358, 493; major, 322; lieutenant in army, 400: — Ezekiel, land sold, 54: — Matthias, 429: — Turnbull, lieutenant in army, 346, 473.
- Whiton, Elijah, deputy for Ashford, 554, 592, 598.
- Whittlesey, Ambrose, 158, 167; deputy for Saybrook, 2, 39, 151, 242, 292, 327, 336, 353, 396, 405, 446, 457, 468; grant to, 325; justice, 14, 73, 155, 246, 357: — Charles, deputy for Wallingford, 554, 592, 598: — Chauncey, bills sold to, 14, 386; deputy for New Haven, 38, 196, 291, 326, 334, 405, 446, 457, 468; committee, 283, 330, 392, 445, 462, 464, 536, 606; justice, 188, 246, 357, 492: — Elisha, 296, 386, 422, 449: — Eliphalet, lieutenant, 13; captain in army, 473, 601: — Hezekiah, captain, 261; deputy for Saybrook, 487, 544, 553, 592, 597; justice, 492.
- Wight, Joshua, 540.
- Wilcox, Daniel, 256: — Ebenezer, land sold, 305: — Elisha, lieutenant, 77; captain, 314: — Joseph, 305; deputy for Killingworth, 242, 291, 326, 334, 353, 396; justice, 247, 357: — William, 529.
- Wilcoxson, Daniel, ensign, 506: — Joseph, justice, 5, 73, 156, 245, 491, 492.
- Wildman, Abraham, 113.
- Wilford, Joseph, lieutenant in army, 399.
- Willard, Samuel, 443; colonel, 116.
- Willey, Rachel and Zachariah, 114.
- Williams, Chester, 379: — Daniel and Nehitabel, 174: — David, ensign, 564: — Ebenezer, justice, 247, 358, 493; will confirmed, 379: — Elisha, 195, 214, 240, 244, 290; deputy for Wethersfield, 119, 151, 197, 241; speaker, 152; justice, 5, 73, 156, 245, 356; has received pay for arms, 104; commissioner to Albany, 268, 323; in nomination, 198, 322; dead, 589: — Elisha, jun., ensign, 16; lieutenant, 190: — Ephraim, 184: — Ezekiel, 589: — Isaac, lieutenant in army, 557: — Jacob, Moses and Eunice, 181: — John, 37, 107, 109, 171, 214, 377, 585; deputy for Pomfret, 39, 69, 554, 592, 598, for Sharon, 406, 447, 458, 469, 554, 598, for

- Stonington, 151, 242, 291, 327, 335, 406, 447, 458, 469; justice, 6, 57, 74, 155, 247, 358, 493; judge county court, 321, 355, 490, probate court, 444, 491; lieutenant, 315; captain, 500: — Joseph, lieutenant, 253: — Samuel, 22: — Solomon, lieutenant, 465: — William, 522; deputy for Groton, 488, 544, for Mansfield, 2, 39, 151, for Pomfret, 151, 196, 291, 327, 335; ensign, 41, 417; justice, 13, 74, 156, 246, 357, 492; claims land in Stonington, 18.
- Willington, ecclesiastical tax, 92.
- Willis, Samuel, 194, 511, 577.
- Wills: legacies to attesting witness void, (act of parliament), 290.
- Wills, Joshua, deputy for Tolland, 39, 69, 120, 197, 242; lieutenant, 9; captain, 564.
- Wilmot, Thomas, 207; ensign, 200.
- Wilson, Thomas, set from Thompson, 21.
- Wilton, part of, asks to be set off, 582.
- Winchel, Benjamin, 301.
- Winchester, in Litchfield county, 56.
- Windham, bounds, 106, 137; some set to second society, 30, 186.
- Windham county, superior court when held in, 99, 351.
- Windsor, new society asked for in, 15, 27, granted, 109; ecclesiastical tax second society, 141; fishery in, 142; land of, in Litchfield county, 276; and Hartford bounds, 524, 612.
- Winslow, John, 545; commander-in-chief of army, 470, 613.
- Winthrop, John Still, 144.
- Wire, Thomas, 163.
- Witter, William, 106, 137, 519, 535; deputy for Preston, 69, 151, 241, 353, 397, 457, 544; justice, 74, 156, 247, 357, 492; surveyor, 149.
- Wolcott, Gideon, lieutenant, 122: — Henry, 443, 541: — John, land sold, 79: — Oliver, 536: — Peter, 220: — Roger, 16, 214; in nomination, 44, 122, 198, 413; chosen governor, 3, 70, 152; present, 1, 38, 68, 119, 150, 195, 241; his salary, 36, 67, 117, 149, 194, 239; grant to, 281; committee of war, 334; justice, 356: — Roger jun., 91, 325, 378, 395, 445; justice, 5, 73, 156; judge, county court, 153, superior court, 244, 394, 490; in nomination, 44, 122, 198, 322, 413, 568; chosen assistant, 243, 354, 489; present, 290, 334, 352, 396, 405, 446, 467, 487, 543, 553, 591, 597; major, 198; committee on Mass. boundary, 42, 389, on Spanish ship, 486; commissioner to Albany, 268, 323: — William, 28, 60, 67, 112, 215, 325, 515; deputy for Windsor, 38, 291, 327, 335, 488, 544, 554, 592, 598; justice, 5, 73, 156, 245, 356, 491.
- Wolves, act for destroying, 78.
- Wood, John, 249; lieutenant, 252; captain in army, 473: — Joseph, lieutenant, 414: — Josiah, 165: — Samuel, justice, 493.
- Woodbridge, Ashbel, preached election sermon, 71: — Dudley, justice, 13, 74: — Haynes, 433: — Russel, ensign, 501.
- Woodbury, in Litchfield county, 56; ferry in, 92; *v.* New Milford, 542.
- Wooden, John, 177, 373, 527; lieutenant, 318.
- Woodruff, Charles, lieutenant in army, 473: — Jacob, ensign, 201: — Joseph, captain, 264: — Joshua, lieutenant, 13: — Robert, ensign, 501.
- Woodstock, horse brand, 42; in Pomfret probate district, 94; S. Morris annexed to, 105; disturbance in, 132; ecclesiastical societies in, 162; second society named New Roxbury, 248; plan of, to be procured, 389; contention in first society, 570.
- Woodward, Israel, captain in army, 472: — Jacob, ensign, 359.
- Wooster, David, 295; colonel in army, 470, 472: — Joseph, deputy for Stratford, 487, 544; major in army, 399.
- Work-houses, provision for, 159, 206.
- Worthington, Elijah, captain, 365: — William and Temperance, 126, 192.
- Wright, Abel, lieutenant, 192: — Benjamin, deputy for Wethersfield, 70, 119, 151: — David, ensign, 77; lieutenant, 315: — Dudley, ensign, 77: — Joseph, deputy for Middletown, 241: — Timothy, deputy for Colchester, 291, 327, 335, 353, 396, 406, 447, 458, 469, 488, 545, for Wethersfield, 354, 397; lieutenant, 16; captain, 190; major, 538.
- Writs, not to be filled up by deputy sheriffs, 203; when not to abate, 207.
- Wyllvs, George, 32, 276, 378; committee, 162, 214, 235, 329, 339, 401, 417, 461, 567; justice, 5, 73, 156, 245, 356, 491; secretary, 3, 70, 152, 243, 354, 489; lieutenant-colonel, 17; his salary, 37, 118, 289, 395, 542.
- Wyouke, Joseph, Indian, 20, 136.
- Yale, Theophilus, justice, 6, 73, 156.
- Yale college, grants to, 7, 45, 48, 77, 97, 134, 157, 229, 274, 322; contribution to establish professor of divinity, 213.
- Youngs, Ebenezer, land sold, 439.









