NEW HAMPSHIRE EARLY STATE PAPERS.

STATE OFFICERS, 1787–88.

EXECUTIVE DEPARTMENT.

JOHN SULLIVAN, Durham, *President.*

Council.

JOSEPH GILMAN, Exeter, *Rockingham,*
EBENEZER THOMPSON, Durham, *Strafford,* } *Chosen from the Senate.*

DANIEL EMERSON,[1] Hollis, *Hillsborough,*
MOSES CHASE, Cornish, *Cheshire,*
JOHN PICKERING, Portsmouth, *Rockingham,*[2] } *Chosen from the House of Representatives.*

JOSEPH PEARSON, Exeter, *Secretary of State.*
, *Deputy Secretary.*
JOHN TAYLOR GILMAN, Exeter, *State Treasurer.*
ROYAL FLINT,[3]
Commissioner for Settling Continental Accounts.
NATHANIEL GILMAN, Exeter, *Continental Loan Officer.*
ELEAZER RUSSELL, Portsmouth, *Naval Officer.*
JOSEPH WHIPPLE, Portsmouth, *Collector of the Impost.*
JEREMIAH LIBBY, Portsmouth, *Postmaster and Keeper of the Magazine at Portsmouth.*

1 History of Hollis, S. T. Worcester, 184.

2 In the choice of councillors it was customary to give one to each county. In 1786 and 1787, however, Rockingham had two, and Grafton none.

3 Mr. Flint was the successor of Stephen Gorham. The residence of the former is not given in the New Hampshire records.

JUDICIARY.

Superior Court of Judicature.

SAMUEL LIVERMORE, Holderness, *Chief Justice.*
JOSIAH BARTLETT, Kingston,
JOHN DUDLEY, Raymond,
WOODBURY LANGDON, Portsmouth, } *Puisne Justices.*
JOHN PRENTICE,[1] *Attorney-General.*
NATHANIEL ADAMS, Portsmouth, *Clerk.*

Court Maritime.

JOSHUA BRACKETT, Portsmouth, *Judge.*
JONATHAN MITCHELL SEWALL, Portsmouth, *Clerk.*

MILITARY ESTABLISHMENT.

His Excellency JOHN SULLIVAN,
Captain-General, Commander-in-Chief, and Admiral.

Aids to His Excellency with the Rank of Lieutenant-Colonel.

JAMES CARR, Somersworth.
ISAAC FARWELL, Charlestown.
SAMUEL ADAMS, Durham.
JONATHAN RAWSON, Dover.
SAMUEL SHERBURNE, Portsmouth.
ELEAZER WHEELOCK, Hanover.

Major-Generals.

BENJAMIN BELLOWS, Walpole.
JOSEPH CILLEY, Nottingham.

Aids to Major-General Bellows with the Rank of Major.

MOODY DUSTIN, Claremont.
GEORGE SPARHAWK, Walpole.

Aids to Major-General Cilley with the Rank of Major.

JOSEPH MILLS, Deerfield.
BRADBURY CILLEY, Nottingham.

1 Appointed June 5, 1787. Biographical sketch, Parker's History of Londonderry, p. 229.

Brigadier-Generals.

JAMES HILL, Newmarket.
GEORGE REID, Londonderry.
MOSES DOW, Haverhill.
JONATHAN BLANCHARD, Dunstable.
JONATHAN CHASE, Cornish.
THOMAS BARTLETT, Nottingham.

Brigade Majors.

GEN. HILL'S, NEWEL HEALEY, Kensington.
GEN. BARTLETT'S, JONATHAN CILLEY, Nottingham.
GEN. DOW'S, SAMUEL TODD, Orford.
GEN. CHASE'S, LUTHER EAMES, Keene.
GEN. REID'S, ASA SENTER, Pelham.
GEN. BLANCHARD'S,
NICHOLAS GILMAN,[1] Exeter,
Adjutant-General, with the rank of Brigadier-General.

STATE SENATE.

JOHN SULLIVAN, Durham, *President.*

For the County of Rockingham.
- JOSEPH GILMAN, Exeter. *President Pro Tem., or Senior Senator.*
- GEORGE ATKINSON, Portsmouth.
- JOHN BELL, Londonderry.
- PETER GREEN,[2] Concord.
- JOSHUA WENTWORTH, Portsmouth.

County of Strafford.
- EBENEZER SMITH,[3] Meredith.
- EBENEZER THOMPSON, Durham.

County of Hillsboro'.
- ROBERT MEANS,[4] Amherst.
- JOSHUA BAILEY,[5] Hopkinton.

1 Appointed January 22, 1787.

2 In 1788 there were two persons residing in Concord bearing the name, Peter Green, — one a lawyer, the other a physician. Peter Green, the physician, never held the office of councillor or senator. It must be understood that it was the lawyer of that name who is mentioned in this connection. — N. H. Register, 1851, p. 4.

3 Ebenezer Smith, of Meredith, and Ebenezer Smith, of Durham, were contemporaries in the service of the State. The latter was never senator, but was councillor in 1792, 1793, 1794. — Granite Monthly, 105. Meredith and Durham were both in Strafford county in 1788.

4 Farmer & Moore's Hist. Coll., Vol. 2, p. 112.

5 Life and Times in Hopkinton, C. C. Lord, 305.

County of Cheshire. { JOHN BELLOWS, Walpole. AMOS SHEPHARD, Alstead.

County of Grafton. { ELISHA PAYNE, Lebanon.

The senators elected by the people were:

Joshua Wentworth, Portsmouth, for the County of *Rockingham*.

Ebenezer Smith, Meredith, and Ebenezer Thompson, Durham, for the County of *Strafford*.

John Bellows, Walpole, for the County of *Cheshire*.

The Senate and House in joint convention filled the vacancies on the seventh day of June, by making choice of the following named candidates:

George Atkinson, Portsmouth, Joseph Gilman, Exeter, John Bell, Londonderry, and Peter Green, Concord, for the County of *Rockingham*.

Robert Means, Amherst, and Joshua Bailey, Hopkinton, for the County of *Hillsborough*.

Amos Shephard, Alstead, for the County of *Cheshire*.

Elisha Payne, Lebanon, for the County of *Grafton*.

DELEGATES TO CONGRESS.

To serve for one year from the first Monday in November, 1787.

Names.	Residence.	Date of Election.
JOHN PICKERING,	Portsmouth,	June 23, 1787.
NICHOLAS GILMAN,	Exeter.	June 23, 1787.
BENJAMIN WEST,	Charlestown,	June 26, 1787.
PAINE WINGATE,	Stratham,	Sept. 29, 1787.

DELEGATES FROM NEW HAMPSHIRE IN ACTUAL ATTENDANCE AT CONGRESS.

1787.

JOHN LANGDON, Portsmouth.
NICHOLAS GILMAN, Exeter.

1788.

NICHOLAS GILMAN, Exeter.
PAINE WINGATE, Stratham.

The House, June 21, named John Langdon, John Pickering, Nicholas Gilman, and Benjamin Bellows, to be delegates to Congress. The Senate, June 23, concurred in the appointment of Mr. Pickering and Mr. Gilman, but took no action on the appointment of Mr. Langdon. They non-concurred at the same time in the appointment of Mr. Bellows on information that it was not probable that he would accept the trust. The House, June 25, named Benjamin West, and the Senate, June 26, concurred. Benjamin West having declined the trust, the House, September 29, named Paine Wingate, instead, and the Senate, on the same day, concurred. Osborne's N. H. Register, for 1788, names Mr. Langdon as one of the delegates. It does not appear that he was in attendance in Congress, in 1788, and whether the Senate record is imperfect in not showing a concurrence which was actually given or whether Mr. Langdon, by a declination which is not recorded, prevented the further use of his name in that connection we cannot now state.

THE JOURNAL OF THE SENATE

OF THE

STATE OF NEW HAMPSHIRE

CONTAINING THE

PROCEEDINGS FROM JUNE 6 TO JUNE 30, 1787.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONORABLE SENATE.

WEDNESDAY, JUNE 6th, 1787.

Being the day appointed by the Constitution for the annual Meeting of the General Court, The honorable Ebenezer Smith, Ebenezer Thompson, and John Bellows, Esquire,
* Being elected by the people for Senators for the year * 2–262
ensuing attended and took the Oaths.

The Members present met with the Honorable House of Representatives in their Chamber and proceeded to count the Votes for a President, but there not being time,

Adjourned till to-morrow Morning 8 O'Clock.

The Senators present returned to their Chamber, and agreed to meet in the Senate Chamber at 8 O'Clock to-morrow morning.

THURSDAY, JUNE 7th, 1787.

Met according to adjournment.

Present as yesterday.

The Senators present met with the Honorable House of Representatives in their Chamber and proceeded to examine the returns for a President, and they appointed a committee of five to Examine said Returns, agreed to adjourn till tomorrow 3 O'Clock P. M.

At 3 O'Clock met according to adjournment, and the committee appointed to re-examine the votes returned for a President, made the following report, viz.

That the whole number amounts to Nine thousand two hundred and eighty five. That there is for his Excellency President Sullivan three thousand six hundred and forty two.
* For the Honorable John Langdon Esquire Four thous- * 2–263
and thirty four. For the Honorable Josiah Bartlett,
Esqr six hundred and twenty eight.

For the Honorable Samuel Livermore Esquire Six hundred and three, being the four persons who have the highest Numbers, by which it appears, that there is not a majority of votes for any person.

The Senators appointed by the people met with the House of Representatives proceed to the choice of Senators to fill up the vacancies.

The ballots being taken agreeably to the Constitution, the following Gentlemen were elected to fill up, the vacancies in the Senate viz.

Honorable George Atkinson, Joseph Gilman, John Bell and Peter Green Esqrs } for the County of Rockingham.

Hon. Robert Means and Joshua Bayley Esqrs } for the County of Hillsborough.

The Hon. Amos Shepard for County of Cheshire, and

The Hon. Elisha Payne Esquire for the County of Grafton.

Agreed to adjourn till to-morrow 10 O'Clock A. M. and then the Senate retired to their Chamber.

* 2-264 The Honorable Peter Green and Amos Shepard Esqrs took the Oaths agreeably * Constitution as Senators, and their Seats at the Senate Board.

Agreed to meet to-morrow morning 8 O'Clock.

FRIDAY, JUNE 8th, 1787.

Met according to adjournment.

Present as yesterday with the addition of the Honorable Peter Green and Amos Shepard Esquires.

The Honorable Senators present met with the Honorable hous of Representatives in their Chamber and agreed to adjourn till to-morrow 10 O'Clock A. M.

SATURDAY, JUNE 9th, 1787.

The Senators present meet with the Hon. House of Representatives in their Chamber, according to adjournment, and adjourned till Monday next 3 O'Clock P. M.

MONDAY, JUNE 11th, 1787.

The convention of both brances met this afternoon agreeably to constitution, and adjourned 'till to-morrow morning 10 O'Clock.

TUESDAY, JUNE 12th, 1787.

The Convention of both branches, meet according to adjournment and agreed to adjourn 'till four O'Clock P. M. the Senate then retired to their Chamber.

IN SENATE, JUNE 12th, 1787.

Present the Honorable Ebenezer Thompson, * Ebenezer Smith, Peter Green, Robert Means, John Bellows and Amos Shepard Esqrs * 2–265

The Honorable Joseph Gilman, Robert Means and John Bell Esquires, attended and took the Oaths agreeably to the constitution, and their Seats at the Senate Board.

The Honorable E. Payne Esquire attended and took the Oaths as Senator, and his Seat at the Senate Board.

The Honorable House of Representatives informed the Senate that they had proceeded to make choice of two persons out of the four who had the highest number of votes for a President, and the ballots being Called for, taken and counted the Honorable John Langdon Esquire and His Excellency John Sullivan were elected.

The Senate then proceeded to the appointment of a Senior Senator and the ballots being taken, it appeared that the Honorable Joseph Gilman Esquire was chosen to that Office.

The Senate then proceeded to take the Ballots for a President by which it appeared that His Excellency John Sullivan Esquire, was chosen President for the Ensuing year.

A Vote for a committee to join a committee of the Senate to Inform his Excellency John Sullivan Esquire of his * Appointment to the Office of Chief Magistrate of this State for the current year, was brought up, read and concurred. Mr Thompson and Mr Payne joined. * 2–266

The convention of both branches met this afternoon and adjourned 'till to-morrow morning 10 O'Clock.

The Senate then retired to their Chamber, and adjourned 'till to-morrow 10 O'Clock.

WEDNESDAY, JUNE 13th, 1787.

Met according to adjournment.
Present as Yesterday.

The Senate met in Convention with the Honorable House of Representatives. After which His Excellency John Sullivan Esqr attended and delivered his Answer of acceptance as Presi-

dent of said State. The Senior Senator then proceeded to administer the necessary Oaths to his Excellency the President, and then said Senior Senator declared before both branches of the Legislature that His Excellency John Sullivan Esquire, was elected president of said State for the year ensuing.

The Senate then retired to their own Chamber, and after some time met in Convention with the Honorable House of Representatives and proceeded to the choice of Councillors for the ensuing year. The ballots being taken it appeared that the Honorable Joseph Gilman Esquire was chosen a Councillor.

* 2–267 * The Ballots being again taken it appeared that the Honorable Ebenezer Thompson Esquire, was chosen a Councillor.

The Ballots being again taken it appeared that the Honorable Daniel Emerson Esquire, was chosen a Councillor.

The Ballots being again taken, it appeared that the Honorable Moses Chase Esquire was chosen a Councillor.

The Ballots being again taken, it appeared that the Honorable Francis Worchester was chosen a Councillor, who declineing to accept, proceeded to take the Ballots again and it appeared that the Honorable John Pickering Esqr was Chosen Councillor.

The Ballot being taken for a Secretary it appeared that Joseph Pearson Esqr was unanimously chosen to that Office for the year ensuing.

The Ballot being taken for a Treasurer of said State it appeared that the Honorable John T. Gilman Esquire was unanimously chosen to that Office for the year ensuing.

The ballots being taken for a commissary General it appeared that Col. Supply Clap was chosen to that Office for the year ensuing.

* 2–268 * The Convention of both brances then adjourned 'till to-morrow 10 O'Clock A. M.

A Vote granting the prayer of the petition of the Inhabitants of Hamstead, who prayeth for a Representation, and that a writ issue accordingly, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to take under considiration the Militia Law of this State and report such alterations as they shall judge necessary, was brought up, read and concurred. Mr Bellows and Mr Green joined.

A Vote to hear the petition of Benjamin Bellows and Thomas Sparhawk Esquire in behalf of Walpole on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Lyme, was brought up, read and concurred with this amendment, that the words "and all similar matters" be expunged, sent down, brought concurred. Col. Green joined.

A Vote, that Mr Gilman, Mr Thornton, Mr Bellows, and Mr Payne, with such of the Honorable house as may join, be a committee to consider of His Excellencys Message and report thereon; and also of any other important business which may require the attention of the General Court in their present Session, was sent down for concurrence, brought up, concurred, reconsidered.

*A Vote for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Portsmouth and report thereon was brought up, read and concurred: Mr Wentworth and Mr Green joined. *2-269

A Vote for a committee to join a committee of the Senate, to consider of the petition of Henry Gerrish and others and report thereon, was brought up, read and concurred: Mr Smith and Mr Bell joined.

A Vote for a committee to join a committee of the Senate to consider of the account of Soloman Wheeler and report thereon, was brought up, read and concurred. Mr Thompson and Mr Smith joined.

A Vote for a committee to join a committee of the Senate to consider of the situation of Haverhill, Peirmont &c and report thereon, was brought up, read and concurred: Mr Shepard and Payne joined.

A Vote to hear the petition of James Hayes on the Second Tuesday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to take under consideration a Letter from Supply Clap Esquire Commisary General and report thereon, was brought up, read and concurred: Mr Bell, Mr Green and Mr Thompson joined.

*A Vote for a committee to join a committee of the Senate to consider of the petition of Barnard M'Keen and of all petitions from Sick and wounded Officers and Soldiers and report thereon, was brought up, read and concurred: Mr Bayley joined. *2-270

A Vote for a committee to join a committee of the Senate to consider of the petition of Messrs I. Rindge and T Martin, and

report thereon, was brought up, read and concurred; Mr. Payne joined.

Adjourned 'till to-morrow morning 9 O'Clock.

THURSDAY, JUNE 14th, 1787.

Met according to adjournment.

Present His Excellency John Sullivan Esqr President.

And of the Senate as yesterday, except Mr Means.

A Vote, that the House join in Conference with the Honorable Senate, if they shall think fit to take under consideration the account stated and reported by the committee on the petitions of the Town of Cornish and others, was brought up, read and concurred.

A Vote for the committee to join a committee of the Senate to consider of the petition of the Selectmen of Alexandria and report thereon, was brought up, read and concurred; Mr Bell and Mr Bayley joined.

*2-271 *A Vote, for a committee to join a committee of the Senate to draft an answer to his Excellency's address and report the same, was brought up, read and concurred: Mr Thornton and Mr Gilman joined.

A Vote, that a conference be had with the Honorable Senate, if they think fit, on a memorial of the Honorable Justices of the Superior Court of Judicature was brought up, read and concurred.

The Senate met in conference one aforesaid Memorial.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Court of General Sessions of the peace for the County of Grafton and report thereon, was brought up, read and concurred: Mr Green joined.

A Vote, to hear the petition of Sarah Hartshorn and John Seaton on the third Wednesday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Samuel Duncan in behalf of New-Grantham and report thereon, was brought up, read and concurred: Mr Smith and Mr Bellows joined.

A Vote, for a committee to join a committee of the Senate to consider of a message from his Excellency, and also public Letters and report what business is necessary first to be entered upon and done at this Session, was brought up, read and concurred. Mr Gilman, Mr Thornton, Mr Bellows & Mr Payne joined.

*A Vote that a conference be had with the Honorable *2-272
Senate to take under consideration some method for forwarding Delegates to Congress and convention and any other matter which may come under consideration, was brought up, read and concurred.

Adjourned 'till to-morrow Morning 8 O'Clock.

FRIDAY, JUNE 15th, 1787.

Met according to adjournment.

Present as Yesterday.

The Senate met in Convention with the Honorable House on the subject of receiving the report of the committee on accounts, between this State and towns, Individuals &c.

A Vote, for a committee to join a committee of the Senate to consider of the memorial of the Honorable Josiah Bartlett Esquire John M'Duffee, and Archabald M'Murphey and report thereon, was brought up, read and concurred: Mr Smith Mr Bellows Mr Thompson and Mr Gilman joined.

A Vote for a committee to join a committee of the Senate, to consider of the pay Roll of Captain Salter, and report thereon, was brought up, read and concurred: Mr Bell and Mr Green joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition Asahel Brainard, and report thereon, was brought up, read and concurred: Mr Green joined.

A Vote, for a committee to join a committee of the Senate, to wait on His Excellency and * Present him with *2-273
an Answer to his Address, was brought up, read and concurred. Mr Smith and Mr Bellows joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Samuel French, and report thereon, was brought up, read and concurred: Mr Bayley joined.

A Vote, to pay the account of Robert Moor amounting to thirty one shillings for attendance on Court Martial, was brought up, read and concurred, warrant granted.

A Vote to hear the petition from Stoddard on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate On the petition of Asa Lewis, and report thereon, was brought up, read and concurred: Mr Wentworth joined.

A Vote for a committee to join a committee of the Senate, to

devise ways and means for forwarding Deligates to Congress &c. and report thereon, was brought up, read and concurred: Mr Bellows Mr Bayley and Mr Bell joined.

A Vote for a committee to join a committee of the Senate to take under consideration the Excise and Impost Acts, now in force, and report such alterations and amendments as they shall Judge necessary, was brought up, read and concurred: Mr Payne, Mr Smith, Mr Green, and Mr Shepard joined.

*2-274 * A Vote, for a committee to join a committee of the Senate to consider of the petition and Account of Henry Codman, and report thereon, was brought up, read and concurred Mr Green joined.

Adjourned 'till tomorrow 8 O'Clock A. M.

SATURDAY, JUNE 16th, 1787.

Met according to adjournment.

Present as Yesterday, except Mr Thompson, Mr Means and Mr Bayley.

A Vote to hear the petition of John Prentice in behalf of William Duty on Thursday 21st day of June current, was brought up, read and concurred.

A Vote to pay the Account of Benjamin Lamson amounting to £5..7..11 for the Expences at the Sale of Excise, was brought up, read and concurred, warrant granted.

A Vote for a committee to join a committee of the Senate to devise ways and means to obtain the public Records and papers of this State and now in the hands of the late Governor John Wentworth, and report thereon, was brought up, read and concurred. Mr Gilman joined.

A Vote to accept the report of the committee on the petition of the Selectmen of Protectworth, and that said Town have nine Months allowed to levy a tax and have the same Collected, and paid into the Treasury of this State and that said Town be abated £22 out of the taxes for the years 1779, 1780 and 1781 for that part of said Town sold by this State as the Estate

*2-275 of * The late Governor John Wentworth, and that a Resolve pass to enable the Selectmen of said Town to assess and collect the same, and that the Treasurer be directed to stay his Extents for taxes on said Protectworth for the aforesaid Term, was brought up, read and concurred.

A Resolve that the Treasurer be directed to Credit the Town of

Charlestown one eighth part of all the taxes required by the State for the current Year and charge the same to the Town of Langdon, and the Selectmen of Langdon are impowered and required to assess the same in like manner as other Towns in this State are by Law required to do; and the Treasurer is impowered to Issue Extents against the Selectmen or Collectors of said Langdon in the same manner as is by Law required in similar cases, and that the Treasurer in future, call upon the Town of Langdon for one eighth part of the proportion set to Charlestown untill a new proportion take place, was brought up, read and concurred.

A Vote to pay the account of General Peabody amounting to thirty eight shillings for attending Court Martial was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate for draughting such public bills as may be necessary to be passed this Session and lay the same before the House, was brought up, read and concurred: Mr Payne joined.

* A Vote, to hear the petition of Sundry Inhabitants of * 2-276 the Nothern part of the County of Hillsborough praying that the Courts of Law may be removed to the centre of said County, or otherwise &c. on the third Wednesday of their next Session, was brought up, read and concurred.

A Vote, to hear the petition of Samuel Kelly on Thursday 21st day of June current, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider what method shall be taken for the further revision of the Laws of this State, and report thereon, was brought up, read and concurred: Mr Gilman and Mr Payne joined.

A Vote, for a committee to join a committee of the Senate, to examine into the State of the Treasury, and report thereon, was brought up, read and concurred: Mr Gilman, Mr Smith, and Mr Payne joined.

A Vote to hear the petition of Joseph Curtis on the third Wednesday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to into consideration an act to prevent the bodies of debtors being taken on Execution, and report thereon, was brought up, read and concurred. Mr Payne, Mr Green and Mr Bellows joined.

Adjourned 'till Monday 3 O'Clock P. M.

*2-277 *MONDAY, JUNE 18th, 1787.

Met according to adjournment.
Present as Yesterday.
Adjourned till to-morrow 8 O'Clock, A. M.

TUESDAY, JUNE 19th, 1787.

Met according to adjournment.
Present as yesterday.

A Vote to pay T. Odiorne amounting to 4£ 1/ for settling Treasurers account last year, was brought up, read and concurred.

A Vote to pay the Account of John Williams amounting to forty shillings as Door keeper to Honorable Council, was brought up, read and concurred.

A Vote to pay the account of Moses True, amounting to £2..19..8 for taking care of Moses Raymond a Stranger, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Francis Porter and report thereon, was brought up, read and concurred. Mr Shepard joined.

A Vote for a committee to join a committee of the Senate to consider of the petition of James Calf and report thereon, was brot. up, read and concurred, Mr Bell & Mr Green joined.

*2-278 *A Vote, to pay the Account of John Calfe Esquire amounting to £7..2..6 for recording the Journals of the House, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of Margarett Newman, and report thereon, was brought up, read and concurred: Mr Green and Mr Gilman joined.

A Vote for a committee to join a committee of the Senate to take under consideration the petition of the Inhabitants of Littleton; and also an Inventory from Anthrop and report thereon, was brought up, read and concurred: Mr Payne joined.

A Vote for a committee to join a committee of the Senate to consider of the petition of David Batcheldor and report thereon, was brought up, read and concurred.

A Vote granting the prayer of the petition of the Selectmen of Alexandria, who prayed that the Treasurer receive what Taxes they have collected and Stay all Extents, 'till the last of October next, was brought up, read and concurred.

A Vote that the Town of Hinsdale receive ten pounds eight Shillings for State bounties and travel Money in 1779, was brought up, read and concurred.

A Vote to hear the petition of David Batcheldor on the Second Tuesday of next Session was brought up, read and concurred.

*A Vote for a committee to join a committee of the Senate As an addition to the committee on the Tender Act, was brought up, read and concurred: Mr Smith joined. *2-279

An Act to enable three Justices of the Peace Unus Corum to dedermine all disputes concerning the maintenance of the Poor, having been read a third time, *voted* that the same be enacted.

A Vote that Asa Lewis be allowed out of the Certificate Tax of Francestown for the year 1785 the sum of thirty nine pounds for the Loss of two Certificates burnt which he collected as constable of said Town, and that the Treasurer Credit the same accordingly, was brought up, read and concurred.

Adjourned till to-morrow 8 O'Clock A. M.

WEDNESDAY, JUNE 20th, 1787.

Met according to adjournment.

Present as Yesterday.

A Vote granting the prayer of the petition of Jonas Cutting and giving him leave to bring in a bill accordingly was brought up, read and concurred.

A Vote granting the prayer of the petition of Azariah Webb and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

*Adjourned 'till to-morrow 8 O'Clock A. M. *2-280

THURSDAY, JUNE 21st, 1787.

Met according to adjournment.

Present as yesterday.

A Vote for a committee to join a committee of the Senate to consider of a Letter from Mr Wheelock President of Dartmouth College, and report thereon, was brought up, read and concurred: Mr Bellows and Mr Green joined.

A Vote for a committee to join a committee of the Senate, to consider of the petition and Memorial of James M'Gregore and report thereon, was brought up, read and concurred: Mr Smith, Mr Payne, and Mr Green joined.

An Act to repeal all Acts, Resolves and Clauses of Acts repugnant to the Treaty of Peace between great Britain and the United States, having been read a third time, *voted* that the same be enacted.

A Vote for a committee to join a committee of the Senate to take into consideration a vote of the last Session for proportioning the foreign Domestic and State debt, to the several Towns &c. was brought up, read and concurred: Mr Payne, Mr Gilman and Mr Bellows joined.

A Vote for a committee to join a committee of the Senate to consider and report what part of the principal of the public Securities of this State shall be issued out in Certificates the present year; also consider what rate final settlements shall be received for outstanding taxes in future and report
* 2–281 thereon, * Was brought up, read and concurred; Mr Payne and Mr Gilman joined.

A Resolve that the Senate will go into a conference with the Honorable house if they see fit, this afternoon at three of the Clock respecting the excise and impost, was sent down for concurrence.

A Vote, to pay the account of Abiel Foster Esquire amounting to five pounds eight Shillings for attendance as a special Justice of the Superior Court in 1783, was brought up, read and concurred.

A Vote to hear the petition of the Inhabitants of New-Bradford on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Accounts of the printers and report thereon, was brought up, read and concurred Mr Gilman and Mr Shepard joined.

A Vote, to grant the prayer of the petition of Henry Gerrish and that he allowed two miles below and one mile above said ferry up and down said River; and that said Gerrish allow the priviledge of a bridle road from said ferry to the Country road in Northfield: and that a bill be brought to vest the said priviledge in said Gerrish, his heirs and assigns forever, was brought up, read and concurred.

* 2–282 * A Vote to pospone the hearing on the Petition of the proprietors of Cockermouth to the third Wednesday of the next Session, which may be at Concord, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of the Town of Canaan and report thereon, was brought up, read and concurred. Mr Smith joined.

A Vote to pospone the hearing on the petition of Samuel Kelley, 'till to-morrow, was brought up read and concurred.

A Vote, that the committee for settling the line of Masons Patent, have an order on the Treasurer for £100 to be paid out of the Specie Tax for the year 1786, also that said committee in running the side lines of said Patient to measure so far from the Sea Shore or Harbors mouth as will make sixty Miles on a straight Line, was brought up, read and concurred.

A Vote to pay the account of Lemuel Holmes Esquire amounting to £4..12..6 as one of the committee on Town accounts, was brought up, read and concurred.

A Vote to pay the account of Samuel Adams Esquire amounting to 20/ for copies of Masons Patent, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to report what Business is yet necessary to be done and what time and to what place this Court shall be adjourned, Also to consider what allowance shall be made to the members of Court this Session, was brought up, read and concurred: Mr Gilman and Mr Bellows joined.

*A Vote for a committee to join a committee of the *2-283
Senate to consider of a bill for amending &c. an Act
relating to constables &c. was brought up, read and concurred: Mr Payne and Mr Green joined.

An Act to set off mutual Executions against each other, having been read a third time, *voted* that the same be enacted.

A Vote for a committee to join a committee of the Senate to report a bill for putting over the business that was to have been transacted at the Superior Courts which were to have been holden in the Counties of Cheshire and Grafton in May last, to October next, was brought up, read and concurred: Mr Payne and Mr Bellows joined.

A Vote, to pay the account of Thomas Bartlett Esquire amounting to fifty one Shillings as one of the committee on Town Accounts was brought up, read and concurred.

A Vote, on the petition of Margarett Newman, that there is due from the Estate of Zaccheus Cutter to the said Margaret £1000 and that she receive her dividend &c. &c. was brought up, read and non-concurred.

Adjourned 'till to-morrow 8 O'Clock A. M.

FRIDAY, JUNE 22d, 1787.

Met according to adjournment.
Present as yesterday.

A Vote for a committee to join a committee of the Sen-
2-284 ate to consider of the petition of Richard Jenness and report thereon, was brought up, read and concurred: Mr Green joined.

A Vote, that the Treasurer be directed to Issue Certificates for 20 ℔r Cent of the principal on State Securities, was brought up, read and concurred with this amendment, that it be 15 ℔r Cent instead of twenty, sent down for concurrence, brought up, concurred.

A Vote, to pay the balance of the Accounts of John Melcher, George Jerry Osborne, Lamson and Ranlet, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to draft a bill to exempt the bodies of Debtors from being taken on Execution when sufficient estate, either real or personal can be found or tendered to satisfy the demand and lay the same before this House, was brought up, read and concurred: Mr Payne Mr Bellows and Mr Gilman joined.

A Vote for a committee to join a committee of the Senate to consider of the petition of Captain Thomas Simpson and report thereon, was brought up, read and concurred: Mr Bell and Mr Shepard joined.

Adjourned 'till to-morrow 8 O'Clock A. M.

SATURDAY, JUNE 23d, 1787.

Met according to adjournment.
Present as yesterday.

A Vote, to pospone the hearing of William Read to the second Tuesday of their next Session was brought up, read and concurred.

*2-285 *A Vote to pay the Account of H. Codman, amounting to £15..8..2 for Medicine &c. and that the Same be charged to the United States, was brought up, read and concurred.

A Vote appointing the Honorable Benjamin Bellows Esquire a Deligate to Congress for the term of one year from and after the first Monday in November next, was brought up, read and Non-concurred the Senate having received Information that there is no probability of the said Bellows's accepting the trust.

A Vote that the House join with the Honorable Senate this afternoon to chuse four persons either two of whom to represent this State in the Grand Convention now setting a Philadelphia, was brought up, read and concurred, concurrence re-considered.

A Vote for a committee to join a committee of the Senate, to consider of the petition of B. Bellows, and report thereon, was brought up, read and concurred, M[r] Smith joined.

A Vote, to hear the petition of Richard Jenness on the second Tuesday of their next Session, was brought up, read and concurred.

A Resolve, that the Selectmen of Protectworth have Nine Months allowed to Levy a tax and have the same collected and paid into the Treasury and that said Town be abated £20 out of the Taxes for the years, 1779, 1780, and 1781 for that part of said Town sold as the Estate of the late Governor Went-
worth, and * That the Selectmen of said Town for the * 2–286
time being, be and they hereby are impowered and
directed to Levy and order the same to be collected. And that the Treasurer be directed to stay his extents for Taxes on said Town for the Term of Nine Months, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of Advertisements respecting proprietary Meetings and the Taxes on Lands of non-residents being confined to one, and if so confined to what paper. Also propriety of appointing a State Printer, and report thereon, was brought up, read and concurred: M[r] Payne joined.

A Vote for a committee to join a committee of the Senate to consider of the account of Ezra French, and others, and report thereon, was brought up, read and concurred: M[r] Shepard joined.

A Vote to accept the report of the committee on the petition of Canaan, that said Town be abated one quarter part of all their State Taxes since the proportion Act in 1784 untill a new proportion be made, was brought up, read and concurred.

A Vote to accept the report of the committee on the petition of James M'Gregore and that said M'Gregore have two months to discharge one third part of the Extent now against him as Excise Master, four months for one third part, and six months for the other third part, one half of each parts, to be paid in specie Orders on the Treasurer, at the expiration of each period, the other half specie; and that no Interest to be paid on the bond

upon which said extent Issued, was brought up, read and concurred.

*2–287 *A Vote to accept the report on the commissary Generals Letters. And that he continue to draw upon the Naval Officer for such sums of Money as will be sufficient to Support the Light House, and that His Excellency with advice of Council be desired to draw Orders on the Treasurer for such sums as the Commissary may need, not to exceed £150 for paying and purchasing Rations for the Men at the fort and him to be accountable for such sums as he hath or may receive. And further that he allow but Ration ℔r Day either for Officer or man during the time of his appointment. that the President with advice of Council call upon such half pay Officer, and six invalids, to do Garrison Duty at said Fort, was brought up, read and concurred with this amendment, that instead of an half pay Officer and six Invalids, the President with advice of Council, call upon such Officer and Six Soldiers on the List of Invalids as are fit for Garrison Duty, to do duty at said Fort, sent down, brought up amendment concurred.

A Vote granting the prayer of the petition of Robert Morrill, and giving him leave to bring in a bill or resolve accordingly was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of Cardigan and report thereon, was brought up, read and concurred Mr Bellows joined.

*2–288 An Act to Quiet all bona fide purchasers *Of Lands between a line crossing over lands upon a Straight Cours from the North Extremity of the East line of Masons Patent, being sixty Miles from the Sea on a Straight line and running to the extremity of the western side line of said patent at Sixty miles distance from the Sea on a straight line and the curve line so called claimed by the persons calling themselves the Masonian Proprietors as the head line of said patent having been read a third time, voted, that it pass to be enacted, sent down for concurrence.

An Act for altering the time of the Setting of the Inferior Court of Common Pleas, and the Court of General Sessions of the Peace, at Charlestown in the County of Cheshire, having been read a third time, *voted* that the same be enacted.

An Act, to vest the exclusive priviledge of keeping a ferry over a certain part of Merrimack River in Henry Gerrish Esquire, of Boscawen, his heirs and assigns, having been read a third time, *voted* that the same be enacted.

A Vote, to hear the petition of Sarah and Jane Simpson the third Wednesday of their next Session, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to draught a Resolve touching the Subject matter of President Wheelocks letter was brought up, read and concurred: Mr Bellows joined.

A Vote, granting the prayer of the petition of James Heath that the Judgment of the Superior Court rendered upon the Scire Facias against said Heath be reversed * And the * 2–289 Money paid into the Treasury be refunded and that the President give order for the said sum of £13..3..8 was brought up read and concurred.

A Vote to hear the pititon of Jonathan Chase on the Second Tuesday of their next Session was brought up, read and concurred.

A Vote to accept the report of the committee to divise ways and means to obtain the public Records &c. in the hands of the late Governor John Wentworth, And that an Act be passed authorising His Excellency the President to take such measures as he shall think best for recovering said Records &c and that his receipt shall be a full discharge for the same, was brought up, read and concurred.

Adjourned 'till Monday next 10 O'Clock A. M.

MONDAY, JUNE 25th, 1787.

Met according to adjournment.

Present as on Saturday las, with the Addition of Mr Bayley.

A Vote to accept the report of the committee, on the petition of Thomas Simpson, that the said Thomas Simpson be allowed forty shillings ℔r Month from the time of his being last sruck off the pension list until he was again enrolled the second of December 1786 and that the pay Master of Invalids, certify the sum due and that the president give order on the Treasury for said sum, was brought up, read and concurred.

* A Vote to pay the Account of Colonel Aron Kinsman * 2–290 amounting to seven pounds ten Shillings, was brought up, read and concurred.

A Vote granting the prayer of the petition of the Selectmen of Lyman and giving them leave to bring in a Resolve accordingly, was brought up, read and concurred.

An Act for reviving an Act intitled an Act in addition to an Act intitled to repeal Sundry Acts of this State relating to Taverners, Inholders, Retailors, and common Victuallers and for regulating Taverns, inns and Retailors within said State passed March 22d 1782, having been read a third time, *voted* that it pass to be enacted. Sent down, brought up concurred.

Adjourned 'till to-morrow 8 O'Clock A. M.

TUESDAY, JUNE 26th, 1787.

Met according to adjournment.

Present as yesterday with the addition of E. Thompson Esquire.

A Resolve that the Selectmen of Lyman for the time being, be and they hereby are empowered to order their Constable to proceed in collecting certain Taxes in the same manner as though said tax bill and a warrant had been given to him by said Selectmen and by him sent to said States collector and that the Treasurer be directed to stay the Extents against said Lyman for said Taxes six Months from the date hereof, was brought up, read and concurred.

* 2–291 *A Vote appointing the Honourable Benjamin West Esquire a Deligate to Congress for the term of one year from the first Monday in November next, was brought up, read and concurred.

An Act vesting the President of this State with power to procure the return of Records an papers belonging to the same in the hands of the Late Governor John Wentworth Esquire, having been read a third time, *voted* that the same be enacted.

A Vote, that the Attorney General be directed to prosecute the Sheriff of the County of Hillsborough for his neglect for not returning the Votes from Sundry Towns in said County which were given for President and Senators, by the inhabitants of said Towns, was brought up, read and concurred.

A Vote directing the Attorney General to prosecute such Town Clerks as have been sufficient [deficient] in making seasonable returns of the Votes for President and Senators, to the Sheriffs of the respective Counties or to the Secretary of this State, as the constitution requires, was brought up, read and concurred.

A Vote, that the Attorney General be directed to make enquiry into the cause of a neglect of the returns of Votes for President and Senators from the Town of Grafton in Case the Sheriff shall be found deficient the said Attorney General shall prosecute him,

and in * Case the Town Clerks were deficient that they * 2–292
be prosecuted for their neglect, was brought up, read and concurred.

A Vote to pay the account Robert Gerrish amounting to £33..2..6 for printing the Acts from June 1786 to June 1787, was brought up, read and concurred.

A Vote to pay the Roll of Captain Salter amounting to £90 after deducting two pounds ℔r Month from Captain Salters wages, was brought up, read and concurred.

A Vote to pay the account of B. Biggelow amounting to £21..13..9 for Sundries delivered Captain Salter for the use of the Fort was brought up, read and concurred.

An Act to confirm unto Jonas Cutting a certain lot of Land in Croydon, having been read a third time, voted that the same be enacted.

A Vote that the House join with the Honorable Senate if they see fit, to elect by joint ballots (as soon as conveniently may be) Deligates to represent this State in the Convention setting in Philadelphia, was brought up, read and non-concurred.

A Vote for a committee to join a committee of the Honorable Hous to consider of a bill for adjourning the Superior Court in the County of Cheshire and Grafton, and report thereon, was sent down for concurrence.

An Act to vest the Exclusive Priviledge of keeping a ferry over a certain part of Connecticut River in Azariah Webb of Peirmont his heirs and assigns, having been read a third time, *voted* that the same be enacted.

A Resolve that the President and Council for the time being be and hereby are impowered * As often as occa- * 2–293
sion may require: to nominate and appoint three reputable Citizens of said State at the Charge and expence of said Overseers to be auditors and Commissioners to examine and adjust all such accounts of expenditures and disbursement relative to Moors Charity School: and also to estimate and appraise the yearly value and income of all donations &c. belonging to said school, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to report in what situation the Accounts now are &c. was brought up, read and concurred: Mr Thompson joined.

A Resolve that a further time of six Months from the first day of July next be allowed Invalids for the purposes mentioned in said Act, was brought up, read and concurred.

A Vote, to hear the petition of Sarson Belcher on the third Wednesday of next Session, was brought up, read and concurred.

Adjourned 'till to-morrow 8 O'Clock A. M.

WEDNESDAY, JUNE 27th, 1787.

Met according to adjournment.

Present as yesterday.

An act in addition to, and explination an Act entitled an act for granting an Excise on Several sorts of Licquors for the
* 2–294 use of this State, having been * Read a third time, *Voted* that the same be enacted.

An Act to Impower Robert Morrill to enter an Action at the next Superior Court for the County of Hillsborough, having been read a third time, *voted* that the same be enacted.

A Vote, that Mr Thompson, Mr Bellows, Mr Smith, Mr Payne, and Mr Gilman, be a committee to join with such of the Honorable house as they shall appoint to take into consideration a Bill now laying before the Senate Entitled an Act to exempt the bodies of Debtors from prison when sufficient Estate is tendered to satisfy the demand and to make such alterations and amendments as they may judge necessary, and bring in a bill for that purpose as soon as may be, was sent down for concurrence.

A Vote that the Honorable John Langdon Esquire be and hereby is appointed a commissioner from this State to meet in Convention proposed to be held at Philadelphia in May last to take under consideration a revision of the Articles of Confederation of the United States &c. was brought up, read and concurred.

A Vote that the Honorable B West Esquire be and is appointed a Commissioner to meet in Convention at Philadelphia for the purposes above said, was brought up, read and concurred.

A Vote that the Honorable John Pickering Esquire, be and is appointed a Commissioner to meet in Convention, as above said, was brought up, read and concurred.

A Vote appointing the Honorable Nicholas Gilman
* 2–295 Esquire a Commissioner to * Meet in Convention as aforesaid, was brought up, read and concurred.

A Vote to accept the report of the committee on the Account of Soloman Wheeler Esquire, that said Wheeler have leave to return the 115 Dollars in Old Continental Money which he receiv'd out of the Treasury in the Month of June 1777, for the use of the State and not by him disposed off and that he pay the balance of

his account Amounting to £101..10..0 in any public Securities of this State and that he the said Wheeler take such Securities of Captain John Moody for the balance of his receipt for Money paid him by said Wheeler for Corn and Grain in July 1777 and not delivered for the use of said State, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to agree with a printer for printing 250 Copies of the Election Sermon delivered by the Reverend Mr Buckminster the seventh day of June, current, was brought up, read and concurred, Mr Gilman joined.

A Vote, to pospone the hearing on the petition of Amariah Curtiss to the second Tuesday of their next Session, was brought up, read and concurred.

A Vote to pay the Account of Minas Daniels amounting to £4..14..8 for transporting public papers to and from Concord, was brought up, read and concurred.

* A Vote, to accept the report of the committee on the * 2-296 petition of Anthrop &c. that their personal Estate be exempted from paying any Taxes up to 1784, and that a Resolve be brought in accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider the propriety of Receiving Continental Bills presented by B Cummings, was brought up, read and concurred: Mr Bellows and Mr Smith joined.

A Vote, that the Treasurer be directed to cause the Extents against Towns of Shelburne and Grantham to be stayed untill the next Session of the General Court, was brought up, read and concurred.

An Act in Addition to an Act entiled an Act to regulate Flaxseed, pot ash & pearl ash for exportation, having been read a third time, *Voted* that the same be enacted.

An Act in Addition to an act for setting off Debts and mutual Demands, having been read a third time, *Voted* that the same be enacted.

An Act in addition to an act intitled an Act to Establish certain impost Duties on various foreign Articles imported into this State, having been read a third time, *Voted* that the same be enacted.

An Act for appointing Debuties from this State to the Convention proposed to be holden in City of Philadelphia in May 1787 for the purpose of Revising the federal Constitution, having been read a third time, *voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Inhabitants Peterborough-Slip, and report thereon, was brought up, read and concurred: Mr Shepard, and Mr Smith, joined.

*2-297 *A Resolve, that it be recommended to the committee enrolling Soldiers who are intitled to a pension cause that Paris Richardson be enrolled and that he be entitled to receive pay from the time he was struck off the Roll heretofore, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to report a bill for repealing an Act entitled An act for the recovering in small Debts in an expeditious way and manner passed November 9th 1785, was brought up, read and concurred: Mr Thornton joined.

Adjourned 'till to-morrow 8 O'Clock A. M.

THURSDAY, JUNE 28th 1787.

Met according to adjournment.

Present as Yesterday.

An Act for the more speedy recovery of small debts and to save the cost usually attending the recovery thereof in the present Course of Law, having been read a third time, Voted that the same be enacted. Sent down for concurrence, brought up, concurred.

An Act for altering the time for holding the Superior Court in the County of Cheshire, and for altering the time and place for holding the Superior Court in the County of Grafton, having been read a third time, *Voted* that the same be enacted.

A Vote that Mr Thompson, Mr Gilman Mr Bellows Mr
*2-298 Payne and Mr Smith * With such of the Honorable House as they shall join, be a committee to consider the necessity of passing an Act for the General appropriation of the revenue of this State and for providing a fund for redeeming the Cash Orders drawn, or that may be drawn on the Treasury. Also an act for laying an Excise on Sundry Articles, was sent down for concurrence.

An Act to quiet all bona fide purchasers of Lands between a line crossing over Lands upon a straight course, from the north-east extremity of the East line of Masons patent, being sixty Miles from the Sea on a straight line and running to the Extremity of the western side line of said patent at sixty miles distance from

the Sea on a straight line, and the curve line (so called) claimed by the persons calling themselves the Masonian proprietors, as the head line of said patent, having been read a third time, *Voted* that the same be enacted.

A Vote to allow the Members of the General Court four pence per Mile for travel, Senate six shillings ℔r Day each Secretary and Clerk nine shillings ℔r day, each assistant Clerk eighteen pence over, and above pay as a member. House six Shillings each for attendance, was brought up, read and concurred with this amendment that the Treasurer add the wages of the Representatives to the next specie Tax of the respective Town and districts sent down, amendment brought up, concurred.

A Vote that the President with advice of Council be requested to issue a Proclamation appointing Thursday the 29th of November next as a Day of Thanksgiving, was brought up, read and concurred.

* A Vote to accept the report of the committee on the * 2–299 petition of Benjamin Cummings Constable of Cornish, that the Treasurer receive £783..12 in Continental Bills and pay on Account with said Cummings at the Rate of 75 for 1 and that the same be paid in Certificates for Interest on public securities, was brought up, read and concurred.

An Act to repeal an act passed the ninth day of November Anno Domini 1785, entitled an Act for the recovery of small debts in an expenditious way and manner, having been read a third time, *voted* the same be enacted.

A Vote, that the Honorable House be desired to join holding a conference with the Senate in the Room when the House sets, as soon as may be, on necessity of passing An act for a General appropriation of the Revinues of this State &c: also on an act for a more general Excise, was sent down for concurrence.

A Vote to pay the Account of Major William Duncan, amounting to £3..12 for the use of Room, was brought up, read and concurred.

A Vote to pay the Account of Richard H. Osgood amounting to £1..4 of Room &c. was brought up, read and concurred.

A Vote, to pay the Account of Daniel Rogers amounting to £3..5 as door keeper to the Senate was brought up, read and concurred.

A Vote to pay the Account of Edward S. Livermore Esquire amounting to 36/ engrossing public bills, was brot. up, read & concd.

*2-300 *A Vote to pay the account of C Buswell as Door keeper to the Honorable House amounting to £5, was brought up, read and concurred.

A Vote that Mr John Wilkins have and receive forty shillings for his service as Chaplain to the General Court, was brought up, read and concurred.

An Act to exempt the bodies of debtors from prison in certain cases when sufficient Estate is tendered to satisfy the demand, having been read a third time, *voted* that the same be enacted.

A Vote for a committee to join a committee of the Senate to prepare an Excise bill and lay the same before the House, was brought up, read and concurred: Mr Payne, Mr Thompson, and Mr Green, joined.

Adjourned 'till to-morrow 7 O'Clock A. M.

FRIDAY, JUNE 29th 1787.

Met according to adjournment.

Present as yesterday.

A Vote, to hear the petition of Enoch Johnson on the Second Tuesday of the next Session, was brought up, read and concurred.

A Resolve, that the one half of the Taxes againt Anthrop, alias Littleton and Dalton be abated from the year 1776, untill a new proportion shall take place; Also that the Taxes againt Littleton and the Lands being advertized in the same way as the Law directs shall be sufficient to warrant the Sale of Lands

*2-301 for the payment of any Taxes due from or *That may hereafter become due from the proprietors and owners of Land in said Littleton and that the seven twelfths be the proportion of the Taxes to be set to Littleton as their part of the Taxes due from Anthrop. And any and all State Taxes due from said Littleton to the date hereof shall be assessed upon the Polls and Estates within said Littleton, in the same tax bill distinct from the Taxes first mentioned and Collected in such way as the Law in other cases provides; Als John Young Esquire be authorized to call a meeting to Chuse Town Officers &c. was brought up, read and concurred.

A Resolve, that when any person who stands indebted for impost Duties or excise shall be possessed of Cash orders on the Treasury drawn in his own favour, the Collectors of Impost and Excise shall receive the same in Lieu of Cash for discharging such duties, was sent down for concurrence.

A Vote, that when the Business of this Session is finished that the President with advice of Council be desired to adjourn the General Court to the first Wednesday in January next then to meet at Charlestown, was brought up, read and Non-concurred.

A Vote, for a committee to join a committee of the Senate to take into Consideration at what time and place this Court shall assemble the next Session, was brought up, read and concurred: Mr Bayley, Mr Bell and Mr Payne joined.

* Adjourned 'till to-morrow 5 O'Clock A. M. * 2–302

SATURDAY, JUNE 30th, 1787.

Met according to adjournment.

Present as yesterday.

A Vote for selling the Excise for one Year from the first day of October next, was brought up, read and Non-concurred.

A Vote, to pay the Account of Minas Daniels, amounting to 15/ for attendance at Concord was brought up, read and concurred.

A Vote, that the President be desired to adjourn the General Court to the first Wednesday of January next to meet at Concord, was brought up, read and concurred with this amendment to meet a Portsmouth instead of Concord.

A Vote, to pay the account of Caleb Buswell amounting to ten shillings, was brought up, read and concurred, with this amendment, that it be five shillings instead of ten.

Attest JOSEPH PEARSON Secy

THE JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM JUNE 6 TO JUNE 30, 1787.

HOUSE OF REPRESENTATIVES

FOR THE YEAR 1787–88.

JOHN SPARHAWK, Portsmouth, *Speaker.*
(Deceased Sept. 1787.)
THOMAS BARTLETT, Nottingham, *Speaker.*
(From Sept. 29, 1787.)
JOHN CALFE, Hampstead, *Clerk.*
JONATHAN GOVE, New Boston, *Assistant Clerk.*[1]
Rev. BULKLEY OLCOTT, Charlestown, } *Chaplains.*
Rev. JONATHAN WILKINS, Amherst, }
Rev. JOSEPH BUCKMINSTER, Portsmouth,
Preacher of Election Sermon.

REPRESENTATIVES.

[From Osborne's N. H. Register for 1788.]

Portsmouth	John Pickering, Esq. George Gains, Esq.
Exeter	Capt. Dudley Odlin.
Londonderry	Maj. John Pinkerton. John Prentice, Esq.
Chester	Joseph Blanchard.
Hampton	Joseph Dow, Esq.
Hampton Falls	Nathaniel Healey, Esq.
Stratham	Col. Jonathan Robinson.
South Hampton East Kingston	Maj. Philip Tilton.
Kingston	Dr. Amos Gale.
Brentwood	Samuel Dudley.

1 Dudley Odlin declined an election to this office.

Nottingham	Thomas Bartlett, Esq.
Deerfield	Col. Moses Barnard.
Newmarket	Nathaniel Rogers, Esq.
Candia	Stephen Fifield.
Atkinson, Plaistow	Nathaniel Peabody, Esq.
Salem	Thomas Dow.
Windham	Col. James Gilmore.
Pelham	Jacob Butler.
Dover	Joshua Wingate, Esq.
Somersworth	John Rollins, Esq.
Sanbornton	James Hersey.
Gilmanton	Joseph Badger, Esq.
Wakefield, Middleton, Effingham	David Copp, Esq.
Conway, Eaton, Burton & Locations	David Page, Esq.
Dunstable	Col. Noah Lovewell.
Merrimack	Timothy Taylor, Esq.
Bedford	Zachariah Chandler, Esq.
Goffstown	Job Dow, Esq.
Hollis	Daniel Emerson, Esq.
Amherst	William Peabody, Jr.
Raby, Mason	Amos Dakin.
New Ipswich	Capt. Charles Barrett.
Wilton	Maj. Abiel Abbott.
Lyndeborough	Nehemiah Rand.
Temple, Peterborough Slip	Benjamin Cragin.
Peterborough Society Land	Maj. Nathan Dix.
Hancock, Antrim, Dearing	Hugh Orr.
Henniker, Hillsborough	John Dutton.
New Boston	Dr. Jonathan Gove.
Weare	Jonathan Dow.

Fishersfield	James Flanders.
Charlestown	John Hubbard, Esq.
Alstead	Nathaniel S. Prentice, Esq.
Keene	Benjamin Hall, Esq.
Swanzey	Maj. Elisha Whitcomb.
Richmond	Jonathan Gaskill.
Jaffrey	Abel Parker.
Winchester	Capt. Simon Willard.
Chesterfield	Moses Smith, Esq.
Walpole	Capt. Amasa Allen.
Cornish, Grantham	Moses Chase.
Newport, Croydon	Stephen Powers, Esq.
Surry, Gilsum	Lemuel Holmes, Esq.
Stoddard, Washington	Jacob Copeland, Esq.
Dublin, Packersfield	Samuel Griffin, Esq.
Marlborough	Jedediah Tayntor.
Fitzwilliam	Caleb Winch.
Plainfield	Maj. Joseph Kimball.
Campton, Thornton, Lincoln, Holderness, Franconia	Col. Moses Baker.
Plymouth, Rumney, Wentworth	Francis Worcester, Esq.
New Chester, Alexandria, Cockermouth	Thomas Crawford.
Enfield, Canaan, Cardigan, Dorchester, Grafton	Jesse Johnson, Esq.
Hanover	Jonathan Freeman, Esq.
Lebanon	Col. Edmund Freeman.
Orford, Lyme	William Simpson, Esq.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF THE STATE OF NEW HAMPSHIRE, AT THEIR SESSION BEGAN AND HOLDEN AT CONCORD, ON WEDNESDAY THE SIXTH DAY OF JUNE A. D., 1787, AND IN THE ELEVENTH YEAR OF THE INDEPENDANCE OF AMERICA.

WEDNESDAY, JUNE 6th, 1787.

Fifty Members met agreably to Constitution and having produced their credentials and taken the necessary Oaths proceeded to the choice of a Chairman, and the Honbl John Pickering, Esqr was chosen for that purpose —

The ballots were then called for, for the choice of a Speaker and the Honbl John Sparhawk Esqr was unanimously chosen for that purpose —

Motion was then made for the choice of a Clerk, and the ballots being taken, John Calfe Esqr was unanimously chosen for that purpose —

Voted, That Mr Green, Mr Pickering and Mr Hubbard be a Committee to provide a dinner for the Revrd Gentlemen of the Clergy and such other Gentlemen as the Committee shall think proper to invite that may attend at this place to-morrow — That the President and Council and such persons as they may invite be desired to dine with the said Gentlemen of the Clergy —

The Members of the Honbl Senate that were Elected by the people met with the Representatives in the Assembly Chamber

and proceeded to count the votes for a President but there not being time to finish counting, they adjourned to 8 o'Clock to morrow morning and the Senate withdrew —

The House then adjourned to 8 o'Clock to morrow morning.

THURSDAY, JUNE 7th, 1787.

The House met according to adjournment.

The Members of the Honbl Senate & House being again met according to adjournment proceeded to finish making a list of the votes for a President, and a Committee was then chosen consisting of Mr Sparhawk, Mr Thompson, Mr Peabody, Mr Odlin and Mr Prentice to examine the returns and compare them with the entry made by the Secretary in the presence * * 13-271 of both Houses and count the Same and report thereon as soon as may be — The Senate and House then agreed to adjourn to Three of Clock, P. M. — The Senate then withdrew and the House adjourned to 3 o'Clock, P. M —

Met accordingly

The Speaker being Absent the House proceeded to the choice of a Speaker protempore and the Honbl Thomas Bartlett Esqr was chosen for that purpose —

Voted, That Mr Pickering, Mr Hubbard, and Mr Green be a Committee to prepare such rules as they shall judge necessary for the government of this House in future and report thereon —

Motion was made for the choice of an Assistant Clerk, and Capt Dudley Odlin was chosen for that purpose —

Voted, That Mr Pickering, Mr Gains and Mr Emerson be a Committee to present the Revrd Mr Buckminster with the thanks of this House for his public performances and request of him a Copy of the excellent discourse delivered before the General Court this day that the Same may be printed —

The Members of the Honbl Senate and House being again met in the Assembly Chamber, the Committee to examine the returns compare and cast the Same &c. Reported as follows (viz.) The Committee appointed to examine the votes for a President as received and entered by the General Court Report that they have examined the returns and cast the Several lists and find that the whole number amounts to Nine Thousand two hundred and Eighty five — That there is for his Excellency John Sullivan Esqr Three thousand Six hundred and forty two — For the Honbl John Langdon Esqr Four thousand and thirty four — For the

Honbl Josiah Bartlett Esqr Six hundred & twenty eight — For the Honbl Samuel Livermore Six hundred and three, being the four persons who have the highest numbers — by which it appears that there is not a majority of votes in favour of any person — Signed E Thompson, for the Committee — after receiving the foregoing information they proceeded by joint ballot to fill up the vacancies in the Honbl Senate agreably to constitution, having been previously informed by the President and Council * 13-272 that there were but four Senators * elected by the people, that the persons who had the highest number of votes out of which eight were to be elected were George Atkinson, Joseph Gilman, John Bell, Peter Green, Jonathan Moulton, John McClarey, John Sherburne & James Hill Esquires for the County of Rockingham — Robert Means, Joshua Bayley, Ebenezer Webster & Matthew Thornton Esquires for the County of Hillsborough — Amos Shephard & Moses Chase Esquires for the County of Cheshire — and Francis Worster & Elisha Payne Esquires for the County of Grafton — and made choice of the Honbl George Atkinson Esqr — The Honbl Joseph Gilman Esqr — The Honbl John Bell Esqr and the Honbl Peter Green Esqr Senators for the County of Rockingham — The Honbl Robert Means Esqr and the Honbl Joshua Bayley Esqr for the County of Hillsborough — The Honbl Amos Shephard for the County of Cheshire, and the Honbl Elisha Payne Esqr for the County of Grafton —

The Senate and House then adjourned to 10 o'Clock to morrow morning — The Senate withdrew and the House adjourned to 9 o'Clock to morrow morning —

FRIDAY JUNE 8th, 1787.

The House met according to adjournment.

Voted that the Town of Concord be notified that the Seat of their Representative has become vacant by the removal of their Member to the Honbl Senate and that the Selectmen of Concord have liberty to call a meeting for the choice of a Representative they giving legal notice of the time place and design of said meeting —

The Honbl Senate and House being again met in the Assembly Chamber agreably to adjournment for the purpose of Electing public officers &c agreed to adjourn to 10 of Clock to morrow morning, the Senate then withdrew — and the House proceeded to the consideration of establishing rules for the future government thereof and agreed to the following (viz)

1st That as it is essential to the public interest so it shall be considered and enjoyned as the incumbent duty of each member of this House seasonably and punctually to attend in his place and not to absent himself more than one quarter of an hour at one and the Same time, without leave obtained of the House for that purpose —

* 2d That freedom of deliberation speech and debate in * 13-273
the House be allowed to each Member thereof, Yet no member shall by speech or behavior in the House give just Occasion of Offence to another —

3d That any Member disposed to make a motion or speech to a matter in debate shall arise from his Seat and address the Speaker, but on being called to order by the Speaker or any member he shall be silent, yet if such Silenced Member shall conceive himself injured thereby, the Speaker shall take a vote thereon, and such Member shall submit to their determination —

4th No member shall speak more than twice to any subject in debate without leave obtained of the House for that purpose until each Member have an opportunity to offer his Opinion —

5th No debate shall be allowed on any motion of any one member unless Seconded by another —

6th When a motion is regularly before the House it shall at any time be reduced to writing at the request of a Member —

7th When a motion is before the House, no other motion shall be received unless to amend, divide, commit, postpone, reduce the Same to writing or to have the yeas and nays entered on the journals —

8th Any complex motion before the House may be divided at the request of a member —

9th No Bill, resolve, or vote shall be reconsidered when there is a less number of Members in the House then there was at the passing the Same —

10th Every member having been present at a debate upon any question or motion shall give his vote thereupon when particularly called upon, unless excused for satisfactory reasons offered to the House —

11th No member speaking by permission shall be interrupted by another but by a Call to order or for correcting a mistake —

12th No Bill shall pass to be Enacted untill it has been read three times — Shall not be debated at the first reading — shall not be read without an adjournment betwixt each time of reading —

*13–274 *13th No Bill resolve or vote, shall be sent up to the Senate without the Speaker giving notice thereof by reading such resolve or vote, or the title of the Bill, and no Bill shall be sent up to the Senate by less than two members —

14th No member shall be upon more than two Committees at the Same time without his consent, nor shall any member nominate more than one person for the Same committee — provided the person by him nominated shall be chosen, nor shall any after being himself appointed, nominate another for the Same Committee —

15th No Petition shall be received by the House but by a Member thereof, and upon motion made for that purpose —

16th No person except a Member of the General Court shall be admitted above the bar of the House but by the invitation of the Speaker, or some member of the House —

17th The journals of the House for the preceeding day shall be read every morning previous to entering upon new business —

18th Every nonobservance of the foregoing rules shall be noticed at the discretion of the House on considering all the circumstances —

Adjourned to 8 o'Clock to-morrow morning.

SATURDAY JUNE 9th, 1787.

The House met according to adjournment.

The Honbl Senate and House being again met agreably to adjournment in the Assembly chamber for the purpose of Electing Officers &c. agreed to adjourn to monday next at 3 o'Clock, P. M. and the Senate withdrew —

The House then adjourned to Monday next at 3 o'Clock, P. M.

MONDAY JUNE 11th, 1787.

The House met according to adjournment.

The Speaker and Speaker protempore being absent motion was made for the choice of a speaker protempore & the Honbl Nathl Peabody Esqr was chosen for that purpose —

*13–275 * *Voted* that Doctr Jonathan Gove, be assistant Clerk in the Room of Capt Dudley Odlin who declined Serving in that office —

The Honbl Senate and House being again met in the Assembly chamber agreably to adjournment for electing officers &c. agreed

to adjourn to 10 o'Clock to-morrow morning and the Senate withdrew —

The House then adjourned to 9 o'Clock to-morrow morning.

TUESDAY JUNE 12th, 1787.

The House met according to adjournment.

Upon reading and considering the Petition of David Hale *Voted* That the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Benjamin Pierce, of Westford in the Commonwealth of Massachusetts or his attorney in the cause be served with a Copy of the Petition and order of Court thereon that he may then appear and Shew cause (if any he hath) why the prayer thereof may not be granted and that the Execution against said Hale be stayed until the decision of the General Court — Sent up by Mr Healy

Upon reading and considering the Petition of the Inhabitants of Hampstead praying for the liberty of sending a Representative to the General Court, *Voted* that the prayer thereof be granted and that a writ issue accordingly — Sent up by Mr Blanchard

Voted that Mr Pickering, Mr Badger, Mr Emerson, Mr Chase and Mr Worster with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Selectmen of Lyme and all Similar matters and report thereon —

Sent up by Mr Healy

Upon reading and considering the Petition of Henry Mellen in behalf of Richard Hayes, *Voted* that the Petitioner be heard thereon before the General Court on Thursday the twenty first day of June current and that in the mean time the Petitioner cause that John Bennet of New Durham be served with a Copy of the Petition and order of Court thereon that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted — Sent up by Mr Healy

*The Honbl Senate and House being again met in * 13-276
the Assembly chamber, agreably to adjournment for the purpose of Electing Officers &c agreed to adjourn until 4 o'Clock in the Afternoon and the Senate withdrew —

Voted that Mr Peabody, Mr Pickering & Mr Holmes with such of the Honbl Senate as they shall join be a Committee to take under consideration the Situation of the Towns of Haverhill, Piermont, Warren and Coventry, respecting representation in the General Court and report thereon — Sent up by Mr Healy

Voted that Mr Simpson, Mr Worster, Mr Copp, Mr Hall and Mr Whitcomb, with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Messrs Isaac Rindge and Thomas Martin and report thereon —

Sent up by Mr Healy

Voted that Mr Gains, Mr Badger & Mr Peabody with such of the Honbl Senate as they shall join be a Committee to take under consideration a Letter from Supply Clap Esqr Commissary General and report thereon — Sent up by Mr Healy

Voted that Mr Baker, Mr Odlin, Mr Barrett, Mr J Prentice and Mr Gilmore with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Sundry Merchants in the Town of Portsmouth and report thereon —

Sent up by Mr Healy

Voted that Mr J Prentice, Mr Wingate, Mr Jona Dow, Mr Hubbard and Mr Johnson be a Committee to make inquiry into the cause of a neglect respecting returns from Several Towns in this State of the Number of votes given in for President and Senators and more particularly with regard to a neglect in the County of Hillsborough.

Adjourned to 3 o'Clock, P. M.

Met accordingly.

Proceeded to make choice of two persons out of the four who had the highest number of votes for a President and the ballots being called for, taken, and counted, The Honbl John Langdon Esqr and His Excellency John Sullivan Esqr were elected —

Sent up by Mr Hubbard and Mr Healy

* 13-277 * Upon reading and considering the Petition of Samuel Kelley *Voted* that the Petitioner be heard thereon before the General Court on Thursday the twenty first day of June current and that in the mean time he cause that William Duty of Salem be served with a Copy of the Petition and order of Court thereon, that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted —

Sent up by Mr Blanchard

Upon reading and considering the Petition of the Inhabitants of Walpole, *voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time, they cause that the Selectmen of Langdon be served with a Copy of the Petition and order of Court thereon that they may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Blanchard

The Secretary came down from the Honbl Senate with the following vote —

State of New Hampr } In Senate June 12th, 1787.

Proceeded to make choice of one of the persons out of the two who had been sent up by the Honbl House of Representatives for a President for the Ensuing year — the ballots being taken it appeared that His Excellency John Sullivan Esqr was elected to that office — Joseph Pearson Secretary

Voted that the Honbl Mr Sparhawk, Mr J Prentice, Mr Peabody, Mr Chase and Mr Badger with such of the Honbl Senate as they shall join be a Committee to wait upon his Excellency John Sullivan Esqr and inform him of his appointment to the Office of chief Magistrate of this State for the current year —

Sent up by Mr Hubbard

Voted, that Mr Pickering, Mr J Prentice, Mr Lovell, Mr Peabody & Mr Simpson, with such of the Honbl Senate as they shall join be a Committee to take under consideration the Militia Law of this state and report thereon and report such alterations as they shall judge necessary — Sent up by Mr Holmes

* The Honbl Senate and House being again met in the Assembly chamber agreably to adjournment for the purpose of electing Officers &c. agreed to adjourn to 10 o'Clock to morrow morning and the Senate withdrew — * 13–278

The House then adjourned to 8 o'Clock to morrow morning.

WEDNESDAY JUNE 13th, 1787.

The House met according to adjournment.

Voted, That the Treasurer be directed to credit the town of Charlestown, one eighth part of all the taxes required by the state for the current year, and charge the same to the town of Langdon, and that in the future he call upon the town of Langdon for one eighth part of the proportion set to Charlestown, until a new proportion for taxation throughout the state shall take place —

Upon reading and considering the Petition of Joseph Curtiss, *Voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of the next Session and that in the mean time the Petitioner cause that the heirs of the Estate of Benjamin Davis late of Hanover deceased be served with a Copy of the Petition and order of Court thereon, also cause that the Sub-

stance of the Petition & order be posted up in Some public place in the Town of Hanover and in two of the neighbouring Towns fifteen days Successively prior to said day of hearing that any person or persons may then appear and shew cause (if any they have) why the prayer, thereof may not be granted —

Sent up by Mr. Hearsey

Voted that Mr Peabody, Mr Hubbard, Mr Dakin, Mr Gale and Mr Flanders with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Henry Gerrish, Esqr and others, Inhabitants of the County of Hillsborough and report thereon — Sent up by Mr Hearsey

Voted that Mr Gale, Mr Gove, Mr Gilmore, Mr Whitcomb and Mr Pinkerton with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Barnard McKeen and of all Petitions from sick and wounded Officers and Soldiers and report thereon — Sent up by Mr Hearsey

The Honbl Senate and House being met in Assembly Chamber, His Excellency John Sullivan Esqr came in and manifested his acceptance of the Office of Chief Magistrate for the current year — he then took and Subscribed the Oath of allegiance & * 31-279 oath of office, which Oaths were * administred by the Honbl Joseph Gilman Esqr Senior Senator, and the said Senior Senator declared his Excellency John Sullivan Esqr President of the State of New Hampshire for the year ensuing before both branches of the Legislature The President and Senate then withdrew —

The Honbl Senate and House being again met in the Assembly chamber agreably to adjournment for the purpose of Electing necessary Officers agreably to the Constitution — and the ballots being called for the choice of Counsellors, The Honbl Joseph Gilman Esqr The Honbl Ebenezer Thompson Esqr The Honbl Daniel Emerson Esqr — The Honbl Moses Chase Esqr and the Honbl Francis Worster Esqr were Elected counsellors for the ensuing year —

The Honbl Francis Worster Esqr declining accepting the Office, the Honbl John Pickering Esqr was elected a Counsellor for the ensuing year —

The ballots being called for, for the choice of a Secretary the Honbl Joseph Pearson Esqr was unanimously chosen for that purpose —

The ballots being called for the choice of a Treasurer the Honbl John Taylor Gilman Esqr was unanimously chosen for that purpose —

The ballots were then called for, for the choice of a Commissary General and Col° Supply Clap was chosen for that purpose —

The Honb^l^ Senate and House then adjourned to ten of Clock to morrow morning and the Senate withdrew —

The House then adjourned to 3 o'Clock P. M.

met accordingly.

Voted that Mr Holmes, Mr Cragin & Mr Baker with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of the Selectmen of Protectworth and report thereon —

Sent up by Mr Hall

Upon reading and considering the Petition of James Hayes, *Voted* that the Petitioner be heard thereon before * the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that Daniel Rogers of New Durham Gore, Daniel McDuffee & Benjamin Odiorne of Rochester and Col° Jonathan Wentworth of Sommersworth be served with a Copy of the petition and order of Court thereon, also cause the Substance of the Petition & order be published four weeks Successively in one of the New Hampshire papers prior to the day of hearing that any person or persons may then, appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Hall

* 13–280

Voted that Mr Pickering, Mr N. Peabody, Mr Bartlett, Mr Barrett and M^r^ J Prentice with such of the Honb^l^ Senate as they shall join be a Committee to consider of a Message from his Excellency this day received also of the public letters received in the recess of the General Court and report what business is necessary first to be entered upon and done at this Session —

Sent up by Mr Butler

Voted that the Honb^l^ Mr Sparhawk, Mr Hubbard and Mr Chase with such of the Honb^l^ Senate as they shall join be a Committee to draught an answer to his Excellencys address and report the Same to this House — Sent up by Mr Allen

Voted that Mr Odlin, Mr Gains & Mr Jonathan Dow with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Account of Solomon Wheeler Esqr and report thereon —

Sent up by Mr Holmes

The following vote came down from the Honb^l^ Senate for Concurrence —

State of New Hampshire } In Senate June 13th, 1787.

Voted that Mr Gilman, Mr Thompson, Mr Bellows and M^r^

Payne with such of the Honb^{l} House as they may join be a Committee to consider of his Excellency's Message and report thereon and also of any other important business which may require the attention of the General Court in their present Session —

Which vote was read and concurred and Mr Bartlett, Mr Gains Mr Barett, Mr Healey & Mr Freeman joined —

Sent up by Mr Badger

* 13–281 * The vote of Yesterday appointing a Committee on the Petition from Lyme, came down from the Honb^{l} Senate for the following amendment "that the words all Similar matters be expunged" was read and concurred —

Sent up by Mr Badger

Voted that Mr Bartlett, Mr Duncan, Mr Parker, Mr Allen and Mr Johnson with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the Selectmen of Alexandria, and report thereon — Sent up by Mr Duncan

Adjourned to 8 o'Clock to morrow morning.

THURSDAY JUNE 14th, 1787.

The House met according to adjournment.

Voted that this House join in a Conferrence with the Honb^{l} Senate if they see fit to take under consideration the accounts stated and reported by the Committee on the Petitions of the Towns of Cornish Plainfield, Piermont &c and that the Conference be held in the Assembly chamber when the Honb^{l} Senate may think proper to attend — Sent up by Mr Freeman

Voted that M^{r} J Prentice, M^{r} N Prentice & Mr Pickering with such of the Honb^{l} Senate as they shall join be a Committee to consider of a Petition from the Court of General Sessions of the Peace for the County of Grafton and report thereon —

Sent up by Mr Chandler

Upon reading and considering the Petition of Sarah Hartshorn and John Seaton, *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be posted up in Some publick place in the Town of Amherst three weeks Successively prior to the Sitting of the General Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Chandler

Voted that a Conference be had with Honb^{l} Senate (if they see fit) in the Assembly Chamber as soon as conveniently may be, on a Memorial of the Honb^{l} Justices of the Superior Court of Judicature — Sent up by Mr Holmes

Adjourned to 3 o'Clock, P. M.

Met Accordingly.

* *Voted* that Mr Dix, Mr N. Prentice & Mr Willard * 13–282 with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of Samuel Duncan in behalf of the Inhabitants of New Grantham and report thereon — Sent up by Mr Dudley

Voted that the Honb^{l} the chief Justice of the Superior Court be allowed one hundred and fifty pounds and the other Honb^{l} Justices of said Court one hundred and thirty pounds each as an annual Salary commencing the 17th of January 1787 they severally accounting for the fees they may from time to time receive, which sums being deducted the remainder shall be paid quarterly by orders drawn on the Treasury by the President with advice of Council and that Said orders shall be discharged out of the monies arising from the Excise on Spirituous liquors and that a Sum sufficient for that purpose shall be appropriated therefor — and that the Clerk of the Superior Court be directed to certify to the Treasurer Quarterly what each Justice has or shall receive as fees, and that a Bill be brought in for the foregoing purposes — Sent up by Mr Blanchard

Upon reading and considering the Petition of the Town of Stoddard, *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session, and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers also cause that the Substance of the Petition and order be posted up in Some public place in the Town of Stoddard three weeks Successively prior to the day of hearing that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Prentice

Voted that a Conference be had with the Honb^{l} Senate (if they see fit) as soon as may be to take into consideration some method for forwarding Delegates to Congress and the Convention at Philadelphia and any other matter that may come under their consideration — Sent up by Mr Johnson

Voted that M^{r} N Peabody, Mr Badger & Mr Bartlett with such

of the Honbl Senate as they shall join be a Committee to consider of the Petition of Samuel French and report thereon —

Sent up by Mr Copland

*13–283 * *Voted* that the Account of Robert Moor amounting to One pound, Eleven Shillings be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Copland

Voted that the Account of Benjamin Lamson amounting to five pounds Seven Shillings & Eleven pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Odlin

Voted that Mr Pickering, Mr Sparhawk & Mr Gains with such of the Honbl Senate as they shall join be a Committee to devise ways and means for obtaining the Records and papers belonging to this State in the hands of the late Governor John Wentworth Esqr and report thereon — Sent up by Mr Odlin

Voted that the Account of Nathll Peabody Esqr amounting to thirty eight Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Whitcomb

Adjourned to 8 o'Clock to-morrow morning.

FRIDAY JUNE 15th, 1787.

The House met according to adjournment.

Voted that Mr Healy, Mr Badger, Mr Bartlett, Mr Hubbard and Mr Emerson with such of the Honbl Senate as they shall join be a Committee to consider of the Memorial of the Honbl Josiah Bartlett Esqr John McDuffee Esqr & Archibald McMurphy Esqr and report thereon — Sent up by Mr Hearsey

Voted that Mr Holmes, Mr Chase & Mr Thomas Dow with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Asa Lewis and report thereon —

Sent up by Mr Duncan

The Committee on the Petition of the Select men of Protectworth Reported, that the said Town have nine months allowed to Levy a Tax and have the Same collected and paid into the Treasury and that the said Town be abated twenty two pounds out of the Taxes for the years 1779, 1780, and 1781, for that part of said Town sold by this State as the Estate of the late Governor Wentworth and that a Resolve pass to enable the Select men of said Town for the time being to Assess and collect the Same accordingly and the Treasurer be directed to stay his Extents

accordingly for Taxes on said Protectworth — Signed E Smith for the Committee * Which report being read * 13-284 and considered, *voted* that it be received and accepted —

Sent up by Mr Griffin

Voted that Mr Gale, Mr Duncan & Mr Jona Freeman with such of the Honbl Senate as they shall join be a Committee to consider of the Petition and Account of Doctr Henry Codman and report thereon — Sent up by Mr Allen

Voted that Mr Whitcomb, Mr Gains & Mr Griffin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Asahel Brainard & report thereon —

Sent up by Mr Odlin

Voted that Mr Chase, Mr Duncan & Mr Hall with such of the Honbl Senate as they shall join be a Committee to consider of the Pay Roll of Capt Titus Salter and report thereon —

Sent up byMr Odlin

Adjourned to 3 o'Clock, P. M.

Met accordingly.

Voted that Mr Gale, Mr Jona Dow, Mr Chase, Mr Parker, Mr Odlin & Mr Peabody with such of the Honbl Senate as they shall join be a Committee to take under consideration the Excise and Impost Acts now in force in this state and report such alterations and amendments as they shall judge necessary —

Sent up by Mr Chandler

Voted that Mr Peabody, Mr Odlin, Mr Blanchard, Mr Dix and Mr Holmes with such of the Honbl Senate as they shall join be a Committee to devise ways and means for forwarding the Delegates of this State to Congress and the Convention at Philadelphia, and report thereon — Sent up by Mr Chandler

Voted that the Account of the Honbl Abiel Foster amounting to five pounds eight shillings Lawful money be allowed & paid out of the Treasury by order of the President —

Sent up by Mr Flanders

Whereas a part of the Town of Charlestown has been incorporated into a Town by the Name of Langdon — Therefore *Resolved* that the Treasurer of this State be directed to credit the Town of Charlestown one eighth part of all the Taxes required by the State * for the Current year and * 13-285 Charge the Same to the Town of Langdon and the Selectmen of Langdon are impowered and required to assess the Same in like manner as the other Towns in the State are by Law required to do, and the Treasurer is impowered to issue Extents

against the Select men or Collectors of said Langdon in the Same manner as by Law is required in Similar cases, and that the Treasurer aforesaid in future call upon the Town of Langdon for one eighth part of the proportion set to Charlestown until a new proportion for Taxation throughout the State shall take place —

Sent up by Mr Hubbard

Whereas Information has been given to this House that Joshua Bayley Esqr was elected by the Town of Hopkinton as a Representative for the current year, and as he has Since been elected a Senator for the County of Hillsborough which has deprived said Town of Hopkinton from being represented in this House. Therefore *Voted* that the Town of Hopkinton be notified thereof and that the Select men of said Town have liberty to call a meeting for the choice of a Representative, they giving legal notice of the time place and design of said Meeting —

Adjourned to 8 o'Clock to morrow morning.

SATURDAY June 16th, 1787.

The House met according to adjournment.

Upon reading and considering the Petition of Henry Gerrish Esqr and others Inhabitants of the County of Hillsborough, (and report of a Committee thereon) *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively before the sitting of said Court in one of the New Hampshire News papers — that any person or persons may then appear and Shew cause if any they have why the prayer thereof may not be granted —

Sent up by Mr Worster

Voted that Mr N: Peabody, Mr Bartlett and Colo Badger with such of the Honbl Senate as they shall join be a Committee to consider what method shall be taken for the further revision of the Laws of this State and report thereon —

Sent up by Mr Worster

Voted that Mr Bartlett, Mr Hubbard, Mr N Peabody, Mr Gale and Mr Chase with such of the Honbl Senate as they
* 13–286 shall join * be a Committee to take under consideration an Act to prevent the bodies of Debtors from being taken on Execution, or what is commonly called the tender Act and report thereon — Sent up by Mr Worster

Voted that Mr Simpson, Mr Pickering & Mr Prentice with such of the Honbl Senate as they shall join be a Committee to take under consideration, and draught such public Bills as may be necessary to be passed this Session and lay the Same before this House — Sent up by Mr Worster

Voted that Mr Odlin, Mr Copp, Mr Dakin, Mr Hall and Mr Worster with such of the Honbl Senate as they shall join be a Committee to consider and report what part of the principal of the public Securities of this State shall be issued out in Certificates the present year, also consider at what rate final Settlements shall be received for outstanding Taxes in future and report thereon. — Sent up by Mr Hubbard

Voted that Mr Gale, Mr Bartlett & Mr Badger, with such of the Honbl Senate as they shall join be a Committee to examine into the State of the Treasury and report thereon — Sent up by Mr Hubbard

Upon reading and considering the Petition of the Assessors of Conway, *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Page

Voted that Mr Holmes, Mr Gove, Mr Bartlett, Mr Odlin & Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Margaret Newman and report thereon — Sent up by Colo Simpson

Upon reading and considering the Petition of Winthrop Marston *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Jonathan Fogg of Pittsfield be served with a Copy of the Petition and order of Court thereon — also cause that the Substance of the Petition and order of Court be published in one of the New Hampshire papers three weeks Successively prior to the time of hearing that the said Fogg or any other *person or persons may then appear *13-287 and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Barnard

Upon reading and considering of the Petition of Samuel Dexter in behalf of himself and others, *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire papers prior to the day of hearing that any person or persons may

then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Holmes

Voted that the Account of Moses True amounting to two pounds nineteen shillings and eight pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Robertson

Adjourned to Monday next at 3 o'Clock P. M.

MONDAY JUNE 18th, 1787.

The House met according to adjournment.

An Act to enable three Justices of the Peace unus quorum to determine all disputes concerning the maintenance of the Poor was read a third time and passed to be Enacted —

Sent up by Mr Prentice & Mr Johnson

Voted that the Account of John Calfe Esqr amounting to Seven pounds two shillings & Six pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Prentice

Voted that the Account of John Williams amounting to two pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Barnard

Upon reading and considering the Petition of Thomas Stickney *Voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of their next Session & that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published in one of the New Hampshire News papers three weeks Successively prior to the sitting of Said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Barnard

* 13–288 * *Voted* that Mr Baker, Mr Allen & Mr Gaskill with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Inhabitants of Littleton, also of an Inventory from Apthorp and report thereon —

Sent up by Mr Holmes

Voted that Mr Bartlett, Mr Simpson and Mr Whitcomb with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of David Batcheldor and report thereon —

Sent up by Mr Barrett

Adjourned to 8 o'Clock to-morrow morning.

TUESDAY JUNE 19th, 1787.

The House met according to adjournment.

Voted that the account of Thomas Odiorne Esqr amounting to four pounds and one Shilling be allowed and paid out of the Treasury by order of the President — Sent up by Mr Holmes

Voted that Mr Barrett, Mr Cragin & Mr Allen with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of Capt James Calef and report thereon —

Sent up by Mr. Copp

The Committee on the Account of the Select men of Hinsdale for Soldiers Bounties reported That the Town of Hinsdale receive out of the Treasury of this State the Sum of Ten pounds eighteen Shillings and that the President give order accordingly. Signed Amos Shepherd for the Committee which report being read and considered *Voted* that it be received & accepted —

Sent up by Mr Willard

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon a hearing on the Petition of Sarah Purcell *Voted* that said Petition be dismissed —

Upon a hearing on the Petition from Peterborough Slip *Voted* that said Petition be dismissed —

Voted that Mr Robinson, Mr Gains and Mr Duncan with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of Francis Porter report thereon —

Sent up by Mr Copland

* Upon reading and considering the Petition of a num- * 13–289
ber of the Inhabitants of Campbell's Gore, *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the Sitting of said Court in one of the New Hampshire News papers that any person or persons may then appear and Shew cause if any they have why the prayer thereof may not be granted —

Sent up by Mr Blanchard

Adjourned to 3 o'Clock, P. M.

Met accordingly.

The Committee on the Petition of Asa Lewis reported That the said Asa be allowed out of the certificate Tax of Francestown for the year 1785 the Sum of thirty nine pounds for the loss of certificates burnt with his House to that amount which he had

collected as constable of said Town and that the Treasurer credit the Same accordingly Signed E Smith for the Committee — which report being read and considered, *Voted* that it be received & accepted — Sent up by Mr Willard

Voted that Mr Blanchard, Mr Parker, Mr Worster and Mr Jona Dow with such of the Honb[l] Senate as they shall join be an addition to the Committee on the tender Act (so called) —

Sent up by Mr Robinson

The Committee on the Petition of James Calef reported that the Treasurer be directed to Stay the extent against the said Calef Six weeks for one half the Sum therein mentioned and three months for the other half — Signed John Bell for the Committee which report being read and considered *voted* that it be received & accepted — Sent up by Mr Baker

The Committee on the Petition of the Select men of Alexandria reported that the prayer thereof be granted. Signed John Bell for the Committee which report was read & considered received and accepted — Sent up by Mr Barrett

* 13–290 * An Act to set off mutual Executions against each other was read a third time and passed to be Enacted —

Sent up by Mr Barrett & Mr Crawford

The Committee on the Petition of David Batcheldor, reported that a day of hearing be appointed, whereupon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire papers prior to the sitting of said Court that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Holmes

Upon reading and considering the Petition of the Inhabitants of New Bradford,[1] *Voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next session and that in the mean time the Petitioners cause that the Select men of Washington be served with a Copy of the Petition and order of Court thereon, also cause that the Substance of the Petition and order be published three weeks successively prior to the sitting of said Court in one of the New Hampshire papers that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Emerson

Adjourned to 8 o'Clock to morrow morning.

1 xi Ham. Town Papers, 219.

WEDNESDAY JUNE 20th, 1787.

The House met according to adjournment.

An Act to repeal all Acts, Resolves & clauses of Acts repugnant to the treaty of peace between Great Britain and the United States — was read a third time and passed to be Enacted —

Sent up by Mr Emerson & Mr Parker

Upon a Motion for staying the Extents which the Treasurer was ordered to issue for the taxes due for the year 1784 until the next Session of the General Court — the yeas and nays * were called for and are as follows (viz) * 13-291

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gale	Mr Jona Dow	Mr Smith	Mr Tainter
Mr Thos Dow	Mr Flanders	Mr Chase	Mr Winch
Mr Wingate	Mr Hubbard	Mr Powers	Mr Kimball
Mr Copp	Mr Gaskill	Mr Duncan	Mr Baker
Mr Job Dow	Mr Parker	Mr Holmes	Mr Worster
Mr Rand	Mr Willard	Mr Griffin	Mr Crawford
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Sparhawk	Mr Dudley	Mr Emerson	Mr Dutton
Mr Pickering	Mr Bartlett	Mr Wm Peabody	Mr Gove
Mr Gains	Mr Barnard	Mr Dakin	Mr Hall
Mr Odlin	Mr Fifield	Mr Barrett	Mr Allen
Mr Blanchard	Mr N Peabody	Mr Abbott	Mr Copland
Mr Jos Dow	Mr Hearsy	Mr Cragin	Mr J Freeman
Mr Healey	Mr Badger	Mr Dix	Mr E Freeman
Mr Robinson	Mr Taylor	Mr Orr	Mr Simpson
Mr Tilton	Mr Chandler		

24 Yeas — 34 Nays So it passed in the Negative —

Agreably to the order of the day proceeded to a hearing on Petitions, but came to no determination before adjournment —

Adjourned to 3 o'Clock, P. M.

Met accordingly.

Upon a hearing on the Petition of Jonas Cutting — *Voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr. Holmes

Upon a hearing on the Petition of Colo William Gregg *Voted* that the Petition be dismissed —

Upon a hearing on the Petition of Colo Azariah Webb, *Voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Holmes

The Committee on the Tender Act so called Reported that said Act passed the eighth day of November 1785 with the explanation thereof passed the twenty third day of June 1786, be continued two years from the eighth day of November next, with the following alterations and amendments (viz) That the appraisers shall be reputable freeholders of the County where the Estate is to be appraised — That simple Interest only shall be allowed * 13-292 on Judgments or Executions * recovered — Signed E Payne for the Committee — which report being read and considered, *Voted* that it be received and accepted and that a Bill be brought in accordingly — also that a paragraph be added making estate real or personal a tender in mean process as in case of Execution — Sent up by Mr Duncan

Voted that Mr N. Peabody, Mr Wm Peabody & Mr Job Dow with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition and Memorial of James Macgregore and report thereon — Sent up by Mr Duncan

Voted that Mr Hubbard, Mr J Freeman & Mr Gains with such of the Honb[l] Senate as they shall join be a Committee to consider of a Letter from Mr Wheelock President of Dartmouth College and report thereon — Sent up by Mr Hubbard

Voted that Mr Bartlett, Mr Barnard & Mr Thomas Dow with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Richard Jenness Esqr and report thereon — Sent up by Mr Dix

Adjourned to 8 o'Clock to morrow morning.

THURSDAY, JUNE 21st, 1787.

The House met according to adjournment.

Voted that Mr Robinson, Mr Copp, Mr Jona Dow, Mr Allen and Mr Johnson with such of the Honb[l] Senate as they shall join be a Committee to take under consideration a vote of the last Session for proportioning the foreign, domestic & State debt to the Several Towns Districts &c, and allowing Towns & Individuals the priviledge of paying their proportion in the Treasury and take his receipt therefor, and report thereon —

Sent up by Mr Gains

Voted that Mr Gains, Mr Dow, and Mr Badger with such of the Honb[l] Senate as they shall join be a Committee to consider of the Accounts of the Several printers who have printed for the State the year past and report thereon — Sent up by Mr Gains

* *Voted* that Mr Prentice, Mr Hubbard and Mr Bartlett * 13–293
with such of the Honbl Senate as they shall join be a Committee to take into consideration a Bill for amending and explaining an Act relating to Constables collecting rates or Assessments and report thereon — Sent up by Mr Blanchard

Voted that Mr Odlin, Mr Wingate, Mr Barrett, Mr Duncan and Mr Simpson with such of the Honbl Senate as they shall join be a Committee to report what business is yet necessary to be done at this Session and at what time and to what time and place this Court shall be adjourned, also to consider what allowance shall be made to the Members of the Honbl Senate and House of Representatives for Travel and attendance at the present Session and report thereon — Sent up by Mr Blanchard

Voted that Mr Hubbard, Mr Simpson and Mr Duncan with such of the Honbl Senate as they shall join be a Committee to report a Bill for putting over the business that was to have been transacted at the Superior Courts which were to have been holden in the Counties of Cheshire and Grafton in May last, to the time of the Sitting of said Court in October next — Sent up by Mr Blanchard

The Committee on the Petition of Margaret Newman Reported that there is due from the Estate of Zaccheus Cutler Deceased to Mrs Margaret Newman One thousand pounds Lawful Money and that she receive her dividend out of his Estate with the other Creditors as much as though that Sum had been found due by the Commissioners — signed Peter Green for the Committee — which report being read and considered *voted* that it be received and Accepted and that the Judge of Probate of Wills &c take notice and govern himself accordingly — Sent up by Mr Hearsey

Upon reading and considering of the Petition of Jonathan Thurston *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire papers, that any * person or persons may then appear and shew * 13–294
cause why the prayer thereof may not be granted —
Sent up by Mr Hearsey

Voted that the hearing on the Petition of the Proprietors of Cockermouth which was to have been Yesterday be postponed to the third Wednesday of the Next Session of the General Court which may be held at Concord of which all persons concerned are to take notice and govern themselves accordingly —
Sent up by Mr Freeman

Upon reading and considering the Petition of Henry Gerrish[1] Esq[r] praying for the Priviledge of a Ferry *Voted* that the prayer thereof be granted and that he be allowed two miles down river & one mile up from the place of passing and that the said Gerrish allow the priviledge of a Bridle road from said Ferry to the road in Northfield and that a Bill be brought in to vest the said priviledge in the said Gerrish his heirs and Assigns forever —

Sent up by M[r] Freeman

Adjourned to 3 o'Clock P. M.

Met accordingly.

Voted that the Account of Thomas Bartlett Esq[r] amounting to two pounds Eleven shillings and Six pence for Examining Town Accounts be allowed and paid out of the Treasury by order of the President — Sent up by M[r] Healey

Voted, that the Account of Lemuel Holmes Esq[r] amounting to four pounds twelve Shillings and Six pence for Examining Accounts be allowed and paid out of the Treasury by order of the President — Sent up by M[r] Healey

Voted that the Account of Nathanael Adams Esq[r] amounting to Twenty Shillings be allowed and paid out of the Treasury by order of the President it being for copying papers for the Land Committee — Sent up by M[r] Healy

Voted that M[r] Crawford, M[r] Freeman & M[r] Rand with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition from the Town of Canaan and report thereon —

Sent up by M[r] Blanchard

* 13-295 * *Voted* that the hearing on the Petition of Samuel Kelley which was to have been this day before the General Court be postponed until to morrow morning of which all concerned are to take notice and govern themselves accordingly — Sent up by M[r] Odlin

Voted that the Treasurer of this State be directed to issue certificates for Twenty ℔[r] Cent of the principal of all state securities that may be presented for that purpose in addition to the certificates for Interest and that said certificates be issued on the thirty first day of July next — Sent up by M[r] Holmes

The Committee on the Memorial of the Committee for settling the line of Mason's Patent so called, Reported that they have an order on the Treasurer for one hundred pounds to be paid out of the Specie Tax for the year 1786, to be by them accounted for and that the President give orders accordingly — they also report that said Committee in running the side lines of said Patent to

1 xi Ham. Town Papers, 205.

measure so far from the sea shore or harbours mouth as shall make Sixty miles on a Straight line on each side of said Patent Signed E Smith for the Committee which report being read and considered, motion was made for receiving and accepting the Same and the yeas and nays being called were as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Badger	Mr Abbott	Mr Parker
Mr Blanchard	Mr Copp	Mr Rand	Mr Willard
Mr Healey	Mr Page	Mr Orr	Mr Smith
Mr Tilton	Mr Lovell	Mr Dutton	Mr Allen
Mr Gale	Mr Taylor	Mr Gove	Mr Powers
Mr Bartlett	Mr Chandler	Mr Dow	Mr Duncan
Mr Barnard	Mr Job Dow	Mr Flanders	Mr Holmes
Mr Fifield	Mr Wm Peabody	Mr Hubbard	Mr Copland
Mr N Peabody	Mr Griffin	Mr Hall	Mr Kimball
Mr Thom^{s} Dow	Mr Tainter	Mr J Freeman	Mr Johnson
Mr Hearsy	Mr Winch	Mr Gaskill	Mr E Freeman
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Sparhawk	Mr Robinson	Mr Barrett	Mr Baker
Mr Pickering	Mr Dudley	Mr Cragin	Mr Worster
Mr Gains	Mr Wingate	Mr Dix	Mr Crawford
Mr Jo^{s} Dow	Mr Emerson	Mr Chase	Mr Simpson

44 Yeas — 16 Nays — So the report was Accepted — Sent up by Mr Blanchard

* The Committee appointed to consider of a Letter * 13–296 from Supply Clap Esqr Commissary General of this State reported that he continue to draw upon the Naval Officer from time to time for such Sums of money as will be sufficient to Support and maintain the light-house agreably to the appointment made the last Session of the General Court and that his Excellency the President with advice of Council be desired to draw orders on the Treasurer for such Sums as the Commissary General may need not to exceed one hundred and fifty pounds for paying and purchasing rations for the men at Fort William and Mary and he is to be accountable for such Sums as he hath or may receive — And the Committee further report that the said Commissary General allow but one ration $\mathfrak{P}^{r}$ day either to Officer or men during the time of his appointment — and further that the President with advice of Council be requested to call upon such half pay Officer and Six Invalids as they shall think proper in this state to do garrison duty at said Fort — Signed John Bell for the Committee — Which report being read and Considered *Voted* that it be received and accepted — Sent up by Mr Holmes

Voted that the Honb^{l} John Langdon Esqr be and he hereby is appointed a Delegate from this state to the Congress of the United States for the term of one year from and after the first Monday in November next, unless Sooner relieved or recalled by the General Court of this State with all the powers and priviledges which other delegates from this state have heretofore had and enjoyed agreably to the Confederation of the United States —

Sent up by Mr Holmes

Voted that the Honb^{l} John Pickering Esqr be and he hereby is appointed a Delegate from this State to the Congress of the United States for the term of one year from and after the first Monday in November next, unless Sooner relieved or recalled by the General Court of this State with all the powers and priviledges which other delegates from this State * have heretofore had and enjoyed agreably to the confederation of the United States —

* 13–297

Sent up by Mr Holmes

Voted that the Honb^{l} Nicholas Gilman Esqr be and he hereby is appointed a Delegate from this State to the Congress of the United States for the term of one year from and after the first Monday in November next unless sooner relieved or recalled by the General Court of this State with all the powers and priviledges which other delegates from this State have heretofore had and enjoyed agreably to the confederation of the United States —

Sent up by Mr. Holmes

The Honb^{l} Benjamin Bellows Esqr was also appointed a Delegate but it was nonconcur^{d} —

Adjourned to 8 o'Clock to morrow morning.

FRIDAY JUNE 22^{d}, 1787.

The House met according to adjournment.

The Committee on the Petition and Account of Doctor Henry Codman reported that they have Examined his Account for visits and medicines administred to the recruits for the Continental army amounting to fifteen pounds eight shillings and two pence Lawful money and find the Same reasonably charged and well vouched they also reported that the Same be paid out of the Treasury of this State and charged to the Account of the United States — Signed Peter Green for the Committee — which report being read and considered, *Voted* that it be received and accepted and that the President give order accordingly —

Sent up by Mr Copland

The Committee on the Petition of the Select men of Protectworth reported that said Town have nine months allowed to Levy a Tax and have the Same collected and paid into the Treasury of this State that said Town be abated Twenty two pounds out of the Taxes for the years 1779, 1780 and 1781, for that part of said Town sold by this State, as the Estate of the late Governor John Wentworth Esqr — Wherefore *Resolved* that the Select men of said Town for the time being be and they hereby are impowered and directed to Levy and order the Same to be collected accordingly and that the Treasurer be directed to Stay his Extents for taxes on said Protectworth for the aforesaid term of nine months —

Sent up by Mr Copland

* *Voted* that Mr Robinson, Mr Jon^{a} Freeman and M^{r} E: Freeman with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the Inhabitants of Cardigan and report thereon — * 13–298

Sent up by Mr Copland

Voted that Mr Holmes, Mr Bartlett & Mr Gale with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of Capt Thomas Simpson and report thereon —

Sent up by Mr Copland

The Committee appointed to consider of the Account of John Melcher, George Jerry Osborne, and Lamson and Ranlet for printing Journals of the Honb^{l} Genl Court, Proclamations, & Sundry advertisements for the year past, reported that there appears to be due to John Melcher forty eight pounds four shillings and three pence — to George Jerry Osborne Sixty five pounds and to Lamson and Ranlet thirty two pounds thirteen shillings and Six pence — said Lamson and Ranlet to account for any Sum they may have received towards their Account Signed Amos Shepherd for the Committee which report being read and considered *Voted* that it be received and Accepted and that the President give orders on the Treasury for the payment of the Several sums to the Several persons accordingly — agreably to a vote of the 26th of Decr 1786 — Sent up by Mr Gains

Upon reading and considering the Petition of James Heath *Voted*, that the judgment of the Superior Court rendered upon the Scire facias against said Heath be reversed, and the money paid into the Treasury of this State be refunded and that the President give order on the Treasury for said Sum of Thirteen pounds three shillings and eight pence — Sent up by Mr Gains

Voted that Mr Cragin, Mr Blanchard and Mr Copp with such

of the Honb[l] Senate as they shall join be a Committee to consider of the Account of Benjamin Biggelow and report thereon —

Sent up by M[r] Gains

*13–299 * The vote of Yesterday for issuing certificates for Twenty ℔[r] Cent of the principal of State Notes &c — came down from the Honb[l] Senate for the following amendment, "that it be fifteen ℔[r] Cent instead of Twenty ℔[r] Cent" which amendment was read and concurred —

Voted that this House join with the Honb[l] Senate if they see fit to chuse four persons by joint ballot, either two of whom to represent this State in the grand convention now sitting at Philadelphia —

Sent up by M[r] Chandler

Adjourned to 3 o'Clock P. M.

Met accordingly.

An Act to confirm unto Jonas Cutting a certain Lot of Land in Croyden was read a third time and passed to be Enacted —

Sent up by M[r] Griffin & M[r] Powers

An Act for altering the time of the Sitting of the Inferior Court of Common pleas and Court of General Sessions of the peace at Charlestown in the County of Cheshire, was read a third time and passed to be Enacted — Sent up by M[r] Griffin & M[r] Powers

Voted that M[r] Bartlett, M[r] Hubbard, M[r] Gale, M[r] Pickering and M[r] Holmes with such of the Honb[l] Senate as they shall join be a Committee to draught a Bill to exempt the bodies of debtors from being taken on Execution when real or personal Estate can be found or is tendered to satisfy the demand, and lay the Same before this House — Sent up by M[r] Freeman

Upon reading and considering of the Petition of Enoch Johnson *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Samuel White Esq[r] and Samuel White Jun[r] both of Haverhill in the County of Essex and common wealth of Massachusetts be served with a Copy of the Petition and order of Court thereon that they may then appear and Shew cause if any they have why the prayer thereof may not be granted — Sent up by M[r] Chase

The Committee on the Petition of the Select men of Canaan reported as their Opinion that said Town be abated one

*13–300 quarter * part of all their State Taxes Since the proportion Act in the year 1784 and until a new proportion be made throughout the State — Signed E: Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by M[r] Chase

The Committee on the Petition of Mr James Macgregore Reported that the said Macgregore have two months to discharge one third part of the Extent now against him as Excise Master four months for one third part and Six months for the other third part, one half of each parts to be paid in Specie orders on the Treasurer at the Expiration of each period, the other half in Specie and that no Interest be paid on the Bond upon which Said Extent issued. Signed Ebenezer Smith for the Committee — which report being read and considered *voted* that it be received and accepted and that the Treasurer govern himself accordingly — Sent up by Mr Prentice

Voted that the hearing on the Petition of William Reed which was to have been at this Session of the General Court be postponed to the Second Tuesday of their next Session of which all concerned are to take notice and govern themselves accordingly — Sent up by Mr Crawford

The Committee on the Petition of Richard Jenness Esqr reported that there be a day of hearing on said Petition—whereupon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next session and that in the mean time the Petitioner cause that Jonathan Warner Esqr of Portsmouth be served with a Copy of the Petition and order of Court thereon that they may then appear and shew cause if any they have why the prayer thereof may not be granted, and that the Execution against said Jenness be stayed until the decision of the General Court — Sent up by Mr Abbott

Upon reading and considering the Petition of Robert Morrill praying to be restored to his Law — *voted* that the
* prayer thereof be granted and that he have leave to * 13-301
bring in a Bill or Resolve accordingly —
Sent up by Mr Badger

Voted that Mr Taylor, Mr Griffin and Mr Duncan with such of the Honbl Senate as they shall join be a Committee to consider of the account of Ezra French and others and report thereon — Sent up by Mr Abbott

Voted that Mr Badger, Mr Odlin and Mr N. Peabody with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of advertisements respecting proprietary meetings and the Taxes on Lands of Nonresidents being confined to any one particular paper, and if so confined, to what paper and also of the propriety of appointing a State printer, and report thereon — Sent up by Mr Copland

Adjourned to 8 o'Clock to morrow morning.

SATURDAY JUNE 23d, 1787.

The House met according to adjournment.

An Act to vest the exclusive priviledge of keeping a ferry over a certain part of Merrimack river in Henry Gerrish[1] Esqr of Boscawen his heirs and Assigns was read the third time and passed to be Enacted — Sent up by Mr Copland and Mr Rand

Upon reading and considering the Petition of Sarah Simpson and Jane Simpson, *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that James Sullivan Esqr and Martha his wife of Boston in the Commonwealth of Massachusetts be served with a Copy of the Petition and order of Court thereon that they or any other person concerned may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Simpson

Voted that Mr Prentice, Mr Odlin and Mr N: Peabody with such of the Honbl Senate as they shall join be a Committee to draught a Resolve touching the subject matter of President Wheelocks letter and lay the Same before this House —

Sent up by Mr Simpson

* 13–302 *The Committee appointed to devise ways and means to obtain the public records and papers of this State in the hands of the late Governor John Wentworth Esqr Reported that an Act be passed authorizing his Excellency the President to take Such measures as he shall think best for recovering the said Records and papers and that his receipt shall be a full discharge for the Same, Signed Joseph Gilman for the Committee — which report being read and considered, *voted* that it be received and accepted and that a Bill be brought in accordingly —

Sent up by Mr Rand

The vote on the Report on the letter from Supply Clap Esqr Commissary General came down from the Honbl Senate for the following amendments "that instead of an half pay officer and Six Invalids, the President with advice of Council call upon such Officer and Six Soldiers on the list of Invalids as are fit for garrison duty, to do duty at said Fort — Sent up by Mr Rand

Upon reading and considering the Petition of Sarson Belcher of Boston in the Commonwealth of Massachusetts *Voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of their next session, and that in the mean time the Petitioner cause that the Select men of Peterborough be served

[1] xi Ham. Town Papers, 205.

with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court — also cause that the Substance of the Petition and order of Court be published three weeks Successively in one of the New Hampsh^r News papers prior to the Sitting of said Court, that the said Select men or any other person or persons may then appear and Shew cause if any they have why the prayer thereof may not be granted —

Sent up Mr Rand

Voted that Mr Badger, Mr Hubbard & Mr Bartlett with such of the Honb^l Senate as they shall join be a Committee to report in what Situation the Accounts between this State * and the United States now are, and whether there is * 13–303 any person or persons now appointed to bring the Same to a close, or what is further necessary to be done —

Sent up by Mr Crawford

Voted that the Ballance of the Account of Robert Gerrish amounting to thirty three pounds two shillings and Six pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Crawford

Upon reading and considering the Petition of Jonathan Chase Esqr *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time he cause that Clement March and Stephen March Esqr be served with a Copy of the Petition and order of Court thereon that they may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Crawford

Voted that the Account of Col^o Aaron Kinsman amounting to Seven pounds ten Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Crawford

Upon reading and considering the Petition of the Select men of Lyman,[1] *Voted* that the prayer thereof be granted and that they have leave to bring in a Resolve accordingly —

Sent up by Mr Crawford

The Committee on the Petition of Capt Thomas Simpson reported that the said Thomas Simpson be allowed forty shillings ₱^r month from the time of his being last struck off the pension list until he was again enrolled the 2^d day of December 1786. Signed John Bell for the Committee, which report being read and considered *voted* that it be received and accepted, and that the Pay-master of Invalids certify the Sum due and that the President give order on the Treasurer for said Sum — Sent up by Mr Simpson

Adjourned to Monday next at ten of Clock, A. M.

1 xii Ham. Town Papers, 496.

MONDAY JUNE 25th 1787.

The House met according to adjournment.

An Act for altering the places for holding the Superior Courts for the Counties of Cheshire and Grafton — was read a third time and passed to be enacted —

Sent up by Mr Simpson & Mr Allen

* 13-304 * *Voted* that Mr Jona Dow, Mr Holmes & Mr Duncan be a Committee to take under consideration a Bill proposed for quieting all bona fide purchasers of Lands between a Straight line & a curve line at the head of masons Patent and report such alterations and amendments as they judge necessary —

Voted that the Honbl Benjamin West Esqr be and he hereby is appointed a Delegate to represent this State in the Congress of the United states for the term of one year from and after the first Monday in November next unless Sooner relieved or recalled by the General Court of this state with all the powers and priviledges which other delegates from this State have heretofore had and enjoyed agreably to the Confederation of the United States —

Sent up by Mr Chandler

The Committee on the Petition of Barnard McKean[1] reported that said Petition be dismissed which report was read and considered received and accepted —

Voted that Mr Gains, Mr Badger and Mr Emerson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of John Wendall Esqr in behalf of himself and the Nonresident proprietors of Lyman and report thereon —

Sent up by Mr Hearsey

Whereas the Select men of Lyman in the County of Grafton hath Petitioned the General Court setting forth that in March 1786, the then General Court passed a Resolve enabling the Select men of said Lyman to assess and order to be collected a certain Tax or Taxes upon the Lands of the Proprietors of said Lyman in one Tax Bill which they so far complied with, that they made the same and one other Tax, and instead of committing them to their constable to collect, through mistake sent them to the State collector for him to proceed upon agreably to Law and instead of returning his name to the Treasurer they returned it to said Collector by means of which mistake their said Constable refuses to collect said Taxes, and in consequence of such

1 xi Ham. Town Papers, 187.

*refusal an extent or extents has issued against *13-305
the Select men Wherefore the Select men prayed to be
authorized and impowered to order the Taxes for said year to be collected by said constable or to be enabled at some proper meeting for that purpose to chuse a Suitable person to collect the Same and that the Extents against them for said year be stayed a Reasonable time for compleating the collection which prayer appearing reasonable — Therefore *Resolved* that the select men of Lyman for the time being be and they hereby are impowered to order said Constable to proceed in collecting the said Taxes in the same way and manner as though said Tax bill and a Warrant had been given to him by said Select men and by him sent to said State's Collector and that the Treasurer be directed to stay the Extents against said Lyman for said Taxes, Six months from the date hereof— Sent up by Mr Hearsey

The Committee on the pay Roll of Capt Titus Salter reported that they have examined said Roll and find the same right except that it is their Opinion that said Salters wages ought to be Six pounds ℔r month instead of eight — Signed John Bell for the Committee — Which report being read and considered *voted* that it be received and accepted and that the President give order for the payment of said Roll after deducting two pounds ℔r month from Capt Salters wages— Sent up by Mr Odlin

Adjourned to 8 o'Clock to morrow morning.

TUESDAY June 26th, 1787.

The House met according to adjournment.

An Act vesting the President of his State with power to procure the return of the records and papers belonging to the Same in the hands of the late Governor John Wentworth Esqr was read a third time and passed to be Enacted —

Sent up by Mr Gains & Mr Johnson

Voted that the Attorney General be directed to prosecute the Sheriff of the County of Hillsborough for his neglect in not returning the votes from sundry Towns in said County which were given for President and Senators by the Inhabitants of said Towns — Sent up by Mr Hubbard

* *Voted* that the Attorney General be directed to make *13-306
enquiry into the cause of a neglect of the return of
votes for President and Senators from the County of Grafton and in case the Sheriff shall be found deficient in his duty that said

Attorney General prosecute him for his neglect and in case it shall be found that the Town Clerks were deficient that said Attorney General prosecute such Town Clerks for their neglect —
Sent up by Mr Hubbard

The Committee on the Account of Benjamin Biggelow having Examined the Same beg leave to report that the said Account amounting to Twenty one pounds thirteen shillings and nine pence be allowed and paid out of the Treasury and that the President be desired to give order accordingly — Signed E: Smith for the Committee, which report being read and considered *voted* that it be received and Accepted — Sent up by Mr Hubbard

Voted that the Attorney General be directed to prosecute such Town Clerks as have been deficient in making Seasonable returns of the votes for President and Senators to the Sheriffs of the respective counties or to the Secretary of this State as the Constitution requires — Sent up by Mr Odlin

Voted that the Treasurer be directed to draw an order on the Impost Officer in favour of Robert Gerrish for the Sum of Thirty Three pounds two shillings and Six pence being the amount of an order said Gerrish has on the Treasurer —
Sent up by Mr Odlin

Whereas the time for Invalids to repair to the Committee in order to be enrolled agreably to an Act passed January 10th 1787 is near expiring and as many Invalids in the distant parts of the State may not have received the notice thereof Therefore *Resolved* that a further time of Six months from the first day of July next be allowed such Invalids for the purposes mentioned in said Act. Any law usage or custom to the Contrary notwithstanding — Sent up by Mr Odlin

* 13-307 * *Voted* that this House join with the Honbl Senate if they see fit to elect by joint ballot as soon as may be, Delegates to represent this State in the Convention sitting in Philadelphia — Sent up by Mr Gaskill

Adjourned to 3 o'Clock P. M.

Met accordingly —

Voted that the hearing on the Petition of Amariah Curtiss and others which was to have been at this Session be postponed to the Second Tuesday of the next Session of which all persons concerned are to take notice and govern themselves accordingly —
Sent up by Mr Peabody

Upon motion made for the reading some papers given in by a Member purporting to be an impeachment of the Honbl Justices of

the Inferior Court of Common pleas for the County of Rockingham — the yeas and nays were called and were as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Blanchard	Mr Holmes	Mr Parker	Mr Gove
Mr Barnard	Mr Kimball	Mr Powers	Mr Hall
Mr Copp	Mr Robinson	Mr Tainter	Mr Smith
Mr Chandler	Mr Fifield	Mr Baker	Mr Duncan
Mr Dix	Mr Page	Mr Bartlett	Mr Winch
Mr Jona Dow	Mr Job Dow	Mr Wingate	Mr Johnson
Mr Gaskill	Mr Dutton	Mr Taylor	Mr Edmd Freeman
Mr Chase	Mr Flanders	Mr Wm Peabody	

Nays.	Nays.	Nays.	Nays.
Honbl Mr Sparhawk	Mr Copland	Mr Dakin	Mr N Peabody
Mr Odlin	Mr Pickering	Mr Rand	Mr Badger
Mr Healey	Mr Prentice	Mr Worster	Mr Barrett
Mr Dudley	Mr Tilton	Mr Gains	Mr Willard
Mr Thos Dow	Mr Bradley	Mr Jos Dow	Mr Crawford
Mr Emerson	Mr Hearsey	Mr Gale	Mr J Freeman
Mr Abbott			

31 yeas — 25 nays — so it passed in the Affirmative.

The paper were then read and *voted* that the consideration thereof be postponed until to morrow morning —

A vote came down from the Honbl Senate appointing Mr Bellows and Mr Payne with such of the Honbl House as they shall join a Committee to consider of a Bill for adjourning the Superior Courts in the Counties of Cheshire and Grafton, and report thereon — was read and Concurred & Mr Hubbard, Mr Hall and Mr Simpson joined — Sent up by Mr Hubbard

The Committee to draught a Resolve touching the Subject matter of President Wheelocks Letter reported the * following resolve which was read and considered * 13-308 received and accepted —

Upon reading and considering a Letter from John Wheelock Esqr as overseer of Moors Charity School so called requesting that Some Suitable persons might be appointed to examine and adjust the accounts of expenditures &c and estimate the yearly value and income of the donations funds &c belonging to said School which request appearing reasonable & necessary and this State being desirous of cherishing that Seminary and of promoting the pious design of such institution —

Therefore be it and it is hereby *Resolved* by the Senate and House of Representatives in General Court convened that the President and Council of this State for the time being be and

hereby are impowered as often as Occasion may require to nominate and appoint three reputable citizens of said State at the charge and expence of said overseer to be auditors & Commissioners to examine and adjust all such accompts of expenditures and disburstments relative to said Charity school as may by the overseer of said School be presented to them for that purpose — And also estimate and appraise the yearly value and income of all such donations, funds & estates belonging to said School within this State as the said Overseer may desire, and certify the Same — Sent up by Mr Dix

An Act to vest the exclusive priviledge of keeping a ferry over a certain part of Connecticut River in Azariah Webb[1] of Piermont his heirs and Assigns was read a third time and passed to be Enacted — Sent up by Colo Freeman & Colo Simpson

An Act for reviving an Act intitled an Act in addition to an Act intitled an Act to repeal Sundry Acts of this State relating to Taverners, Innholders, Retailers and common victuallers and for regulating Taverns Inns and Retailers within this State passed March the 22d 1782 — was read a third time and passed to be Enacted — Sent up by Mr Dix & Mr Worster

* 13-309 * Adjourned to 7 o'Clock to morrow morning.

WEDNESDAY JUNE 27th 1787.

The House met according to adjournment.

An Act in Addition to and in explanation of an Act intitled an Act for granting an excise on several sorts of Liquors for the use of this State was read a third time and passed to be Enacted — Sent up by Mr Gains & Mr Robinson

An Act for appointing deputies from this State to the Convention proposed to be holden in the city of Philadelphia in May 1787, for the purpose of revising the federal constitution was read a third time and passed to be Enacted — Sent up by Mr Gains and Mr Robinson

An Act to impower Robert Morrill to enter an Action at the next Superior Court for the County of Hillsborough was read a third time and passed to be Enacted — Sent up by Mr Parker & Mr Johnson

An Act in addition to an Act intitled an Act to regulate flax seed, pot ash, and pearl ash for exportation, was read a third time and passed to be Enacted — Sent up by Mr Emerson & Mr Blanchard

1 xiii Ham. Town Papers, 194.

An Act in addition to an Act intitled an Act to establish certain impost duties on various foreign Articles imported into this State — was read a third time and passed to be Enacted

Yeas.	Yeas.	Yeas.	Yeas.
Mr Blanchard	Mr Copland	Mr Smith	Mr Rand
Mr Gale	Mr Winch	Mr Duncan	Mr Gove
Mr Bradley	Mr Jos Dow	Mr Griffin	Mr Gaskill
Mr Hearsy	Mr Dudley	Mr Kimball	Mr Allen
Mr Wm Peabody	Mr Fifield	Mr Tilton	Mr Holmes
Mr Cragin	Mr Chandler	Mr Barnard	Mr Tainter
Mr J Dow	Mr Abbott	Mr Dow	Mr Baker
Mr Parker	Mr Dutton	Mr Job Dow	Mr E Freeman
Mr Powers	Mr Flanders		
Nays.	**Nays.**	**Nays.**	**Nays.**
Honbl Mr Sparhawk	Mr Worster	Mr Hall	Mr Taylor
Mr Prentice	Mr Pickering	Mr Crawford	Mr Dix
Mr Bartlett	Mr Healy	Mr Gains	Mr Willard
Mr Copp	Mr Wingate	Mr Robinson	Mr Jona Freeman
Mr Dakin	Mr Page	Mr Badger	Mr Simpson
Mr Hubbard	Mr Barrett		

34 Yeas[1] — 22 Nays

Sent up by Mr Holmes & Mr Smith

* A protest was then handed in which was in the following words — We protest against the Bill, intitled an Act in addition to an Act intitled an Act to establish certain Impost duties — * 13–310

1st Because the principle on which the Bill is founded we conceive is inequitable and that its consequences will be ruinous to the credit of the State —

2d Because the Bill were it Enacted would be oppressive to Individuals, injurious to commerce, and destructive of the rights of trial by jury —

3d Because the Bill makes the Treasurer a Chancellor and gives him certain judiciary powers — while the Constitution says — all judicial Officers shall be appointed by the President & Council —

4th Because the Bill is repugnant to the Tender Act just past this House and repeals certain Laws of the late province giving certain powers of Chancery to the Courts of Law within this State —

5th Because the Bill is in its nature and operation, retrospective —

1 The printed journal gives but 27 yeas.

6th Because the Bill doth not relate to any articles imported by Land into this State —

John Prentice	Amos Dakin	John Pickering
Charles Barrett	Benja Hall	George Gains
Timo Taylor	Jona Robinson	Nathll Healy
Thoe Bartlett	John Sparhawk	

A vote came down from the Honbl Senate appointing Mr Thompson, Mr Bellows, Mr Smith, Mr Payne & Mr Gilman a Committee to join with such of the Honbl House as they shall appoint to take into consideration a Bill now laying before the Senate, entitled an Act to exempt the bodies of Debtors from prison when Sufficient estate is tendered to satisfy the demand, and to make such alterations and amendments as they may judge necessary, and bring in a Bill for that purpose as soon as may be — which vote was read and Concurd and Mr Peabody, Mr Bartlett, Mr Gale, Mr J Dow, Mr Dakin Mr Parker and Mr Simpson joined — Sent up by Mr Holmes

*13–311 * *Voted* that the Honbl John Langdon Esqr be and he hereby is appointed a Commissioner from this State to meet in a Convention proposed to be held at Philadelphia in may last to take under consideration the revision of the Articles of Confederation of the United States &c —

Sent up by Mr Blanchard

Voted that the Honbl John Pickering Esqr be and he hereby is appointed a Commissioner from this State to meet in a Convention proposed to be held at Philadelphia in May last to take under consideration the revision of the Articles of Confederation of the United States — Sent up by Mr Blanchard

Voted that the Honbl Nicholas Gilman Esqr be and he hereby is appointed a Commissioner from this State to meet in a Convention proposed to be held at Philadelphia in May last to take under consideration the revision of the Articles of Confederation of the united states &c — Sent up by Mr Blanchard

Voted that the Honbl Benjamin West Esqr be and he hereby is appointed a Commissioner from this state to meet in a Convention proposed to be held at Philadelphia in May last to take under consideration the revision of the Articles of Confederation of the United States — Sent up by Mr Blanchard

Voted that the Account of Minas Daniels amounting to four pounds fourteen Shillings and eight pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Odlin

The Committee to consider of the Petition from Littleton[1] &c Reported that the Inhabitants of Apthorp alias Littleton & Dalton with their personal Estates be exempted from paying any Taxes up to the year 1784, and that the said Town be abated one half of their Taxes from and after the year 1776 to the present time & in the Same proportion for all future Taxes until a new proportion through this state shall be taken — also that some suitable person be appointed to call a meeting of the Inhabitants of said Town in the Room of Col° Timothy Bedel late deceased — and that all extents against said Towns be stayed until the first of January next — Signed E Payne for the Committee — which report being read and considered, *voted* that it be received and accepted and that a Resolve be brought in accordingly —

Sent up by Mr Duncan

* *Voted* that the Treasurer be directed to cause the * 13–312 Extents against the Towns of Shelburne and Grantham to be stayed until the next Session of the General Court —

Sent up by Mr Duncan

The Committee on the Petition of Solomon Wheeler Esqr Reported that the said Wheeler have leave to return the one hundred and fifteen Dollars in old Continental money which he received of the Treasury in the month of June 1777, for the use of this State and not by him disposed of and that he pay the Ballance of his account amounting to one hundred and one pound ten Shillings in any public Securities of this State and that he the said Wheeler take such Securities of Capt John Moody for the ballance of his receipt for money paid him by said Wheeler for corn and grain in July 1777, and not delivered for the use of said State — Signed E Smith for the Committee — which report being read and considered *voted* that it be received and accepted and that the Treasurer govern himself accordingly —

Sent up by Mr Worster

Voted that Doct^r^ Gove, Mr Gaskill, & Mr Blanchard be a Committee to examine into the circumstances mentioned in a Petition Signed by Joshua Clement and others Inhabitants of Salem against Moody Morss Esqr and report at the next session whether the matters Stated against said Morss are well founded —

Sent up by Mr Duncan

Voted that Mr Sparhawk, Mr Odlin, & Mr Gains be a Committee to agree with a printer for printing two hundred and fifty

1 xii Ham. Town Papers, 425.

copies of the Election Sermon Delivered by the Revr^d^ Mr Buckminster the 7th day of June current — Sent up by Mr Dow

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that Mr Allen, Mr Holmes and Mr Gains with such of the Honb^l^ Senate as they shall join be a Committee to consider of the propriety of receiving some Continental Bills presented to this House, collected by Benjamin Cummings of Cornish in the Months of March and June 1781, as said Cummings by his deposition testifies — and report thereon —

Sent up by Mr Holmes

*13-313 *An Act in addition to an Act, intitled an Act for setling of debts and mutual demands, was read a third time and passed to be Enacted —

Sent up by Mr Holmes & Mr Blanchard

Voted that Mr Dix, Mr Johnson & Mr Griffin with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of the Inhabitants of Peterborough Slip — and report thereon — Sent up by Mr Cragin

Whereas Paris Richardson a Continental Soldier who has been certified by a Board of Officers as unfit for duty in field or Garrison by reason of having his Shoulder dislocated in the Army and it having been made to appear to this House that he is unable to appear before the Committee for enrolling Invalids — Therefore *Resolved* that it be recommended to the Committee for enrolling Soldiers who are intitled to pensions to cause that the said Paris Richardson be enrolled and that he be entitled to receive pay from the time he was struck off the Roll heretofore —

Sent up by Mr Duncan

[1]An Act to exempt the bodies of debtors from prison in certain cases when sufficient Estate is tendered to satisfy the Demand — was read a third time and passed to be Enacted —

Sent up by Mr Parker and Mr Allen

Voted that Mr Sparhawk, Mr Jon^a^ Dow, Mr Barrett, Mr Odlin, Mr Gove, Mr Gale, Mr Allen, Mr Wm Peabody, Mr Blanchard, Mr Freeman, Mr Parker, Mr Bradley and Mr Flanders be a Committee to take under consideration some papers purporting to be an impeachment of the Justices of the Inferior Court of Common pleas for the County of Rockingham —

The foregoing Committee reported as follows —

1 In the printed journal this act is also entered under date of June 26.

The Committee appointed to take into consideration the papers purporting an Impeachment of the Justices of the Court of Common pleas for the County of Rockingham beg leave to report as their Opinion that the said Justices are not Impeachable for Maladministration as their conduct is justified by the constitution of this State —

Submitted by John Sparhawk for the Committee which report being read and considered motion was made for receiving and accepting the Same, on which motion the *Yeas * 13–314 and nays were required and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Honb^{l} Mr Sparhawk	Mr Smith	Mr Barrett	Mr Bradley
Mr Odlin	Mr Tainter	Mr Dix	Mr Wingate
Mr Healy	Mr Crawford	Mr Flanders	Mr Page
Mr Gale	Mr Pickering	Mr Chase	Mr Rand
M^{r} N Peabody	Mr Prentice	Mr Kimball	Mr Dutton
Mr Hearsey	Mr Robinson	Mr Jon^{a} Freeman	Mr Willard
Mr Wm Peabody	Mr Dudley	Mr Gains	Mr Griffin
Mr Cragin	Mr Thos Dow	Mr Jo^{s} Dow	Mr Worster
Mr Gove	Mr Badger	Mr Tilton	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Blanchard	Mr Baker	Mr Powers	Mr Emerson
Mr Fifield	Mr Bartlett	Mr Copland	Mr Parker
Mr Chandler	Mr Copp	Mr Johnson	Mr Duncan
Mr Dakin	Mr Job Dow	Mr Barnard	Mr Winch
Mr Allen	Mr Jon^{a} Dow	Mr Taylor	Mr Edm^{d} Freeman
Mr Holmes			

35 Yeas — 21 Nays — so it was received and Accepted.

Voted that Mr Pickering, Mr Bartlett & Mr Prentice with such of the Honb^{l} Senate as they shall join be a Committee to draught a Bill for repealing an Act of this State intitled an Act for the recovery of Small debts in an expeditious way & manner passed Novr 9th 1785 — Sent up by Mr Gains

Voted that the Members of the Honb^{l} Senate and House of Representatives and their Officers be allowed four pence ℔^{r} mile for travel to and from their Homes — That the Members of the Honb^{l} Senate be allowed Six shillings ℔^{r} day each — The Secretary and Clerk of the House nine shillings ℔^{r} Day each and the Assistant Clerk one Shilling and Six pence ℔^{r} Day over and above his pay as a Member and that the Secretary and Clerk make up the Respective Rolls accordingly and that the President give order that the Same be paid out of the Treasury — That the Members of the House be allowed six shillings ℔^{r} Day each for their at-

tendance and that the Clerk make up a Roll accordingly and that the President give order on the Treasurer for paying the Same by discount out of the Taxes of the Towns or Districts they respectively represent and that the Clerk be allowed one day for making up the Rolls — Sent up by Mr Holmes

[The following protest was given in against the preceding vote:

We protest against this Courts, assessing their wages and ordering the same to be collected and paid into the Treasury in a manner we conceive the constitution doth not warrant.

George Gains, Timothy Taylor,
Nathaniel Peabody, John Prentice,
John Pickering, June 27, 1787.]

*13–315 * *Voted* that when the business of this Session is finished that the President with advice of Council be desired to adjourn the General Court to the first Wednesday in Janry next then to meet at Charlestown —

Sent up by Mr Holmes

Adjourned to 8 o'Clock to morrow morning.

THURSDAY JUNE 28th, 1787.

The House met according to adjournment.

An Act to quiet all bona fide purchasers of Lands between a line crossing over lands upon a straight course from the North-East extremity of the east line of Masons Patent being sixty miles from the Sea on a straight line, and running to the extremity of the Western side line of said Patent at Sixty miles distance from the sea on a straight line, and the curve line (so called) claimed by the persons calling themselves the Masonian Proprietors at the head line of Said patent — was read a third time & passed to be enacted — Sent up by Mr Page & Mr Copland

Upon the passing of which Bill a protest was given in, and was in the following words — We the Subscribers beg leave to enter our protest against the passing the Bill, entitled an Act to quiet all bona fide purchasers of Lands between a line crossing over Lands upon a straight course from the North extremity of the East line of Masons Patent being sixty miles from the Sea on a straight line and running to the extremity of the Western side line of said Patent &c. for the following reasons (vizt)

1st Because the first paragraph in the Bill gives no Security to any Grantees therein mentioned but seems to be calculated to quiet fears which the Bill has a direct tendency to excite, while many

other grantees of Lands within said Lines entitled to the benefit of the bill were any intended were entirely omitted.

2d Because the second paragraph of said Bill were it Enacted would be a great encouragement to trespassers and intruders as it gives them a preference to the honest peaceable Subjects of the state — while it would indemnify them against all damages which otherwise might be recovered of them for trespassing on private property — and because the said Second paragraph takes it for granted that the lands therein mentioned belong to the State * and is in effect and consequence a preadjudica- * 13-316 tion of the title to the Same in favour of the State, while the State sits Sole judge and arbiter in its own cause.

3d We protest against the third paragraph as it's obvious tendency must be, to deprive the Subject of many forcible arguments in Support of his claim, alters the real present circumstances of his cause, much to his prejudice, while it creates a prepossession in favour of the State and looks like preparing a jury for the decision of the cause — in accord the Subscribers protest against the Bill in gross, the genius and tendency of which they conceive derogatory to the Legislature and Subversive of the Constitutional rights of the Subject —

Charles Barrett	George Gains
Amos Dakin	John Pickering
Francis Worster	John Sparhawk
Thos Crawford	

An Act for altering the time of holding the Superior Court in the County of Cheshire, and for altering the time and place for holding the Superior Court in the County of Grafton was read a third time and passed to be Enacted —

Sent up by Mr Simpson & Mr Johnson

The Committee to consider of the propriety of receiving Some continental Bills presented to the General Court by Benjamin Cummings Constable of Cornish agreable to his deposition &c Reported that the Treasurer be directed to receive the Same amounting to Seven hundred and eighty three pounds twelve Shillings and pay or account with the said Benjamin Cummings agreable to the scale of Depreciation at the rate of Seventy five for one and that the same be paid in Certificates of this State for interest on public Securities — Signed Ebenzr Smith for the Committee — which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Chase

The Committee on the Petition of Peterborough Slip reported

as their Opinion that the Petitioners have a day of hearing thereon before the General Court the second Tuesday of their
*13-317 *next Session, whereupon voted that said Petitioners be heard on said day and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court be published three weeks Successively in one of the New Hampshire News papers that any person or persons may then appear, and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Chase

Voted that the President with advice of Council be requested Seasonably to issue a proclamation appointing that Thursday the twenty ninth day of November next be observed as a day of public thanksgiving throughout this State — Sent up by Mr Chase

On motion made that a vote or Resolve now pass giving liberty to insert advertisements respecting proprietary meetings and Taxes on the lands of nonresident proprietors in any one of the New Hampshire News papers, and not to be confined to any one printer, on which motion the yeas and nays being called were as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Honbl Mr Sparhawk	Mr Duncan	Mr Flanders	Mr Taylor
Mr Tilton	Mr Simpson	Mr Gaskill	Mr Wm Peabody
Mr Bradley	Mr Prentice	Mr Smith	Mr Dutton
Mr Hearsey	Mr Gale	Mr Holmes	Mr Hubbard
Mr Chandler	Mr N: Peabody	Mr Bartlett	Mr Parker
Mr Rand	Mr Copp	Mr Blanchard	Mr Allen
Mr Jona Dow	Mr Job Dow	Mr Dudley	Mr Baker
Mr Hall	Mr Badger	Mr Thoa Dow	Mr Barnard
Mr Willard			
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Pickering	Mr Tainter	Mr Gove	Mr Emerson
Mr Joa Dow	Mr Worster	Mr Copland	Mr Cragin
Mr Wingate	Mr Gains	Mr Winch	Mr Chase
Mr Dakin	Mr Robinson	Mr Crawford	Mr Griffin
Mr Dix	Mr Page	Mr Odlin	Mr Kimball
Mr Powers	Mr Barrett	Mr Fifield	Mr J Freeman

33 Yeas — 24 Nays So it passed in the Affirmative and leave is granted to bring in a Resolve accordingly —

The vote respecting pay of the General Court came down from the Honbl Senate for the following amendment "That the Treasurer add the wages of the Representatives to the next Specie Tax of the Respective Towns and Districts" — which amendment was read and concurred — Sent up by Mr Odlin

* *Voted* that the Account of Daniel Rogers amounting to Three pounds five shillings be allowed and paid out of the Treasury by order of the President — * 13-318

Sent up by Mr Blanchard

Voted that the Account of Caleb Buswell amounting to five pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Blanchard

Voted that the Account of Edward S Livermore Esqr amounting to Thirty six shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Blanchard

Voted that the Account of Majr William Duncan amounting to Three pounds twelve shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Gains

Voted that Mr Jonathan Wilkins have and receive out of the Treasury Forty shillings for his Service as Chaplain to the General Court the present Session, and that the President give order accordingly — Sent up by Mr Gains

An Act to repeal an Act passed the ninth day of November Anno Dom— 1785 entitled an Act for the recovery of Small debts in an expeditious way and manner, was read a third time & motion was made that it pass to be Enacted — The yeas and Nays were then called for and were as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Honbl Mr Sparhawk	Mr Dutton	Mr Taylor	Mr Gale
Mr Odlin	Mr Tainter	Mr Wm Peabody	Mr N Peabody
Mr Tilton	Mr Worster	Mr Rand	Mr Badger
Mr Dudley	Mr Pickering	Mr Gove	Mr Chandler
Mr Thos Dow	Mr Prentice	Mr Kimball	Mr Dakin
Mr Page	Mr Robinson	Mr Crawford	Mr Cragin
Mr Emerson	Mr Bradley	Mr Gains	Mr Griffin
Mr Barrett	Mr Hearsey	Mr Dow	Mr Baker
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Blanchard	Mr J Freeman	Mr Winch	Mr Gaskill
Mr Fifield	Mr Bartlett	Mr E Freeman	Mr Duncan
Mr Flanders	Mr Copp	Mr Barnard	Mr Johnson
Mr Allen	Mr Hubbard	Mr Jona Dow	Mr Simpson
Mr Holmes	Mr Powers		

32 Yeas — 18 Nays so it passed to be Enacted

Sent up by Mr Gains & Mr Odlin

* Adjourned to 3 oClock P. M. * 13-319

Met accordingly

Voted that Mr Prentice, Mr Simpson & Mr Odlin be a Committee to wait on Mr John Stevens and present him with the

thanks of this House for his politeness in furnishing a Convenient Room for the use of the House of Representatives the present Session —

An Act for the more speedy recovery of Small debts and to Save the cost usually attending the recovery thereof in the present course of Law was brought down from the Honb[l] Senate & having been read three times was Enacted —

Sent up by M[r] Gains & M[r] Chandler

The following vote came down from the Honb[l] Senate for Concurrence — In Senate June 28th 1787 —

Voted that the Honb[l] House be desired to join in holding a Conference with the Honb[l] Senate in the Room where the House sits as soon as may be on the necessity of passing an Act for a general appropriation of the revenue of this State &c also an Act for a more general excise — which vote was read and concurred —

Sent up by M[r] Blanchard

After a Conference was held and the Honb[l] Senate had withdrew Upon motion whether this House would at this time take under consideration the propriety of passing a General Excise Act this Session, the Yeas and Nays were called and are as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
M[r] Odlin	M[r] Powers	M[r] W[m] Peabody	M[r] Fifield
M[r] Jo[s] Dow	M[r] Griffin	M[r] Dutton	M[r] Hearsey
M[r] Barnard	M[r] Jon[a] Freeman	M[r] Flanders	M[r] Emerson
M[r] N Peabody	M[r] Prentice	M[r] Duncan	M[r] Rand
M[r] Badger	M[r] Gale	M[r] Kimball	M[r] Gove
M[r] Chandler	M[r] Bradley	M[r] Edm[d] Freeman	M[r] Chase
M[r] Dix	M[r] Wingate	M[r] Blanchard	M[r] Copland
M[r] Jon[a] Dow	M[r] Taylor	M[r] Bartlett	M[r] Johnson
Nays.	**Nays.**	**Nays.**	**Nays.**
M[r] Pickering	M[r] Worster	M[r] Barrett	M[r] Tho[s] Dow
M[r] Tilton	M[r] Gains	M[r] Holmes	M[r] Job Dow
M[r] Copp	M[r] Dudley	M[r] Crawford	M[r] Cragin
M[r] Dakin	M[r] Page	M[r] Robertson	M[r] Baker
M[r] Hubbard			

32 Yeas: 17 Nays — so it passed in the Affirmative

* 13-320 * *Voted* that M[r] N: Peabody, M[r] Bartlett, M[r] Prentice M[r] Badger and M[r] Odlin with such of the Honb[l] Senate as they shall join be a Committee to prepare an Excise Bill and lay the Same before this House —

Sent up by M[r] Odlin

Adjourned to 8 o'Clock to morrow morning.

FRIDAY, JUNE 29th, 1787.

The House met according to adjournment

Upon reading and considering the Petition of John Livingston, *Voted* that the prayer thereof be granted and that he have leave to bring in a Bill or resolve at this or the next Session accordingly, and that the Execution against said Livingston & Sureties be stayed until the decision of said Court of Sessions —

Sent up by Mr Hearsey

Resolved that one half of the Taxes against Apthorp[1] alias Littleton and Dalton be abated from the year 1776 until a new proportion of Taxes shall take place throughout this State, and it appearing reasonable that the Inhabitants of Littleton should be exempted from paying any Taxes to this State from the said Year 1776 until the year 1784, except on their Lands, and that the proprietors and owners of Lands should pay the Same until the year 1784 aforesaid, and the said Town of Apthorp having been divided into two Towns by the names of Littleton and Dalton renders it inconvenient if not impossible to Tax the Same to the rights as in other Towns where such division has not taken place — Therefore be it further *Resolved* that the Taxes against Littleton and the Lands being advertised in the same way as the Law directs shall be sufficient to warrant the sale of Lands for the payment of any Taxes due from, or that may hereafter become due from the proprietors and owners of Lands in said Littleton, and that seven twelfths be the proportion of the Taxes to be set to Littleton as their part of the Taxes due from Apthorp — And any and all state Taxes due from said Littleton to the date * hereof shall be assessed upon the Polls and * 13–321 Estates within said Littleton in the Same Tax Bill distinct from the Taxes first mentioned and collected in such way and manner as the Law in other cases provides, and John Young Esqr is hereby authorized to call and preside in a Meeting of the Inhabitants of said Littleton for the purpose of chusing all necessary Town officers for assessing and collecting said Taxes and for transacting any other Town business that may be necessary and that precepts in future for said proportion of Taxes be directed to the Select men of Littleton till the next Session of the General Court —

Sent up by Mr Holmes

Upon reading and considering the Petition of Majr John Young in behalf of the proprietors and Inhabitants of the Town of Con-

1 xii Ham. Town Papers, 425.

cord in the County of Grafton — *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire papers prior to the sitting of said Court — also cause that Capt Leonard Whiting of Hollis be served with a Copy of the Petition & order of Court that he or any other person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Holmes

Adjourned to half after 2 o'Clock P. M.

Met accordingly

Voted that Mr Gains, Mr Badger, Mr Jons Dow, Mr Hubbard and Mr Worster with such of the Honbl Senate as they shall join be a Committee to consider at what time and place this General Court shall assemble the next Session and report thereon —

Sent up by Mr Hearsey

Voted that Nathanael Peabody, Thomas Bartlett and Dudley Odlin Esquires for the County of Rockingham — Ebenezer Thompson, Joshua Wingate and Ebenezer Smith Esqrs for the County of Strafford — Capt Charles Barrett, Samuel Wilkins & Daniel Emerson Esquires for the County of Hillsbor-
* 13-322 ough — John Hubbard, * Amos Shepherd and Lemuel Holmes Esquires for the County of Cheshire, Moses Baker, Moses Dow and Edmund Freeman Esquires for the County of Grafton be and they hereby are appointed Committees within the Respective Counties to which they severally belong to make sale of the Excise within said Counties for one year from the first day of October next, and that they seasonably advertise the time and place of Sale — Sent up by Mr Taylor

Upon reading and considering the Petition of Joseph Kelley *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that Edward Smith of Boston in the Common Wealth of Massachusetts be served with a Copy of the Petition and order of Court thereon that he may then appear and Shew cause (if any he have) why the prayer thereof may not be granted — Sent up by Mr Crawford

The Committee to take into consideration at what time and place this Court shall assemble the next Session — Reported that as soon as the business before the General Court is finished that the President with advice of Council be desired to adjourn said

Court to the first Wednesday in January next to meet at Concord — Signed Joshua Bayley for the Committee which report being read and considered *voted* that it be received & accepted —

Sent up by Mr Dix

An Act to raise a revenue to this State by Excise — was read a third time and motion was made that it pass to be Enacted, the yeas and nays were then called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Blanchard	Mr Powers	Mr Rand	Mr Hearsey
Mr Bartlett	Mr Jona Freeman	Mr Jona Dow	Mr Chandler
Mr Fifield	Mr Jos Dow	Mr Griffin	Mr Dix
Mr Badger	Mr Barnard	Mr Edmd Freeman	Mr Flanders
Mr Wm Peabody	Mr Thos Dow	Mr Gale	Mr Baker
Mr Gove	Mr Page	Mr Bradley	
*Nays.	Nays.	Nays.	Nays. * 13–325
Mr Pickering	Mr Worster	Mr Dakin	Mr Dudley
Mr Prentice	Mr Gains	Mr Dutton	Mr Job Dow
Mr N Peabody	Mr Robinson	Mr Crawford	Mr Barrett
Mr Emerson	Mr Taylor	Mr Odlin	Mr Copland
Mr Cragin			

23 Yeas — 17 Nays — so the question was lost there not being two thirds of the members present —

Adjourned to 4 o'Clock to morrow morning.

SATURDAY JUNE 30th, 1787.

The House met according to adjournment —

Voted that the Account of Minas Daniels amounting to fifteen Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Dix

Voted that the Account of Caleb Buswell amounting to Ten Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Gale

The votes respecting the time and place of the meeting of the General Court the Next Session being nonconcurred by the Honbl Senate — The Secretary came down and gave information that he was directed to inform that his Excellency the President with advice of Council has seen fit to adjourn the General Court to the Second Wednesday of September next then to meet at Charlestown —

JOURNAL OF THE SENATE

CONTAINING THE PROCEEDINGS

FROM SEPTEMBER 12 TO SEPTEMBER 29, 1787.

STATE OF NEW HAMPSHIRE.

At a Session of the General Court holden at Charlestown on Wednesday September, 12th, 1787. Present His Excellency John Sullivan Esquire President. * The Honorable Peter Green, Robert Means, Joshua Bayley, John Bellows and Amos Shepard Esquires. There not being a quorum of the Senate, agreed to meet to-morrow 9, O'Clock, A. M. * 2–303

THURSDAY, SEPTEMBER, 13th, 1787.

Present as yesterday with the addition of Mr Thompson and Mr Gilman.

His Excellency the President laid before the Senate sundry communications received since the last Session

FRIDAY, SEPTEMBER 14th, 1787.

Present as yesterday with the addition of Mr Bell and Mr Payne.

A Vote for a committee to join a committee of the Senate to take under consideration the several Matters contained in his Excellency's Message and report what Business they shall judge necessary first to be entered upon and done this Session, was brought up, read and concurred Mr Gilman, Mr Thompson, Mr Payne and Mr Bellows joined

A Vote, for a committee to join a committee of the Senate, to consider of the petition of William Fowler, and report thereon, was brought up, read and concurred: Mr Shepard and Mr Bell joined.

A Vote, that Mr Thompson, Mr Green and Mr Gilman, with such of the Honorable house as they may join be a committee to take under consideration and report such alterations amendments and explinations in the several Acts of this State, relative to the Settlement and distribution of the * Estates of * 2–304

Intestates and in the several Acts directing the proceedings of the Courts of Probate, as they may think necessary, was Sent down for concurrence, brought up joined

A Vote, for a committee to join a committee of the Senate to take under consideration the Militia Act of this State, and report such alterations or amendments as they shall judge necessary, was brought up, read and concurred: Mr Shepard, Mr Bellows Mr Bayley, and Mr Green, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the propriety of Repealing the Law now in force in said State respecting warning persons out of Town and of passing an Act for the maintenance of paupers in the Town where they were born, and report a bill for that purpose, in cas they should judge it necessary, was brought up, read and concurred: Mr Payne and Mr Green joined

A Vote, to hear the petition of the Inhabitants of New Chester and part of Alexandria, on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, to hear the petition of the Inhabitants of New-Chester on the third Wednesday of the next Session, was brought up, read and concurred

A Vote, granting the prayer of the petition of the Inhabitants of Jaffrey and giving them leave to bring in a bill, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of William Loudon, and report thereon, was brought up, read and concurred: Mr Means and Mr Bell joined.

A Vote, for a committee to join a committee of the Sen-
* 2-305 ate to Report a bill for an * Abatement of the Laws respecting delinquent Constables and Collectors, was brought up, read and concurred: Mr Thompson Mr Green and Mr Gilman, joined.

A Vote, for a committee to join a committee of the Senate, to take into consideration the Impost and Excise Acts, and report such alterations and Amendments, as they shall judge necessary, was brought up, read and concurred Mr Gilman, Mr Thompson, Mr Green, and Mr Bellows, joined.

A Vote for a committee to join a committee of the Senate, to nominate four persons out of whom two to be appointed a Committee for preparing the Accounts for a final setlement, was brought up, read and concurred: Mr Thompson and Mr Shepard joined

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY, SEPTEMBER 15th, 1787.

Met according to adjournment.
Present as yesterday.

A Vote, for a committee to join a committee of the Senate, to take into consideration his Excellency Governor Hancocks Letter and report thereon, was brought up, read and concurred: Mr Bayley and Mr Means joined.

A Vote granting the prayer of the petition of Benjamin Lamson and that he receive an order on the Treasurer for £5..7..1 in Lieu of the one lost, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate, to consider of the petition of William Heywood Esquire
* And report thereon, was brought up, read and con- * 2–306
curred. Mr Bellows and Mr Payne joined

A Vote for a committee to join a committee of the Senate to draught all such bills as may be thought necessary to be passed at this Session, and lay the same before this House, was brought up, read and concurred: Mr Payne Mr Green and Mr Gilman joined.

A Vote to hear the petition of William Fowler on the second Tuesday of the next Session, was brought up, read and concurred with this amendment that in the mean time the said Fowler be liberated from prison upon his giving bond with surities, that he will abide the final Judgment

A Vote, for a committee to join a committee of the Senate, to take under consideration the Laws respecting the Courts of General Sessions of the peace, and report such alterations and amendments as they shall Judge necessary, was brought up, read and concurred: Mr Payne Mr Green and Mr Gilman joined.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of procuring Standards for the several Regiments in said State &c. was brought up, read and concurred: Mr Shepard and Mr Bell joined.

A Vote, for granting the prayer of the Petition of Hannah Shattuck, and giving her leave to bring in a bill, was brought up, read and concurred

A Vote that Daniel Emerson receive an order on the Treasurer in behalf of the Reverend Daniel Emerson for £45..11..5 in Lieu of the one lost, was brought up, read & conc'd.

* A Vote for a committee to join a committee of the * 2–307
Senate, to consider of the petition and account of Richard Jordon, and report thereon, was brought up, read and concurred, Mr Gilman joined.

Adjourned 'till Monday next 3 O'Clock A. M.

MONDAY SEPTEMBER 17th, 1787.

Met according to adjournment.

Present as on Saturday except Honble E. Payne, with the addition of the Honble E. Smith.

A Vote, that the house join in Conference with the Honorable Senate, if they see fit to meet in the Assembly Chamber as soon as may be on the subject matter of President Wheelocks Letter, was brought up, read and concurred.

A Vote, that the President with advice of Council be desired to adjourn the General Court to meet again at this place on Thursday next at 3 O'Clock this afternoon of said Day, was brought up, read and Non-concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY SEPTEMBER 18th, 1787.

Met according to adjournment.

Present as yesterday.

A Vote to hear the petition of William Fowler on the second Tuesday of the next Session, was brought up, read and concurred with this amendment that in the mean time, the said Fowler be deliberated from prison upon his giving Bond * 2-308 with sufficient Surities that he *Will abide the final Judgment in case a re-hearing should be granted, and in Case a re-hearing should be refused, he will surrender himself to prison within ten Days after the determination of the General Court thereon and remain a prisoner in the same manner as though he had not been liberated.

A Vote, that Mr Jonathan Hubbard of Charlestown be directed to proceed to Canterbury at the expence of General Jonathan Chase and request the Honorable Abiel Foster Esquire a Deed that was delivered him by the said Chase of a certain tract of Land in Cornish and that the said Hubbard bring said Deed and Lodge it in the Secretary's Office as soon as conveniently may be, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to take under consideration an act for regulating Flax-Seed &c. was brought up, read and concurred Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider of a Law respecting a bounty on killing Wolves and report such alterations as they shall judge necessary, was brought up, read and concurred: Mr Bellows, and Mr Thompson, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Robert Barnet, and report thereon, was brought up, read and concurred. Mr Gilman and Mr Shepard joined

Adjourned till to-morrow 9 O'Clock, A. M.

WEDNESDAY SEPTEMBER 19th, 1787.

Met according to adjournment.

Present as yesterday, except Mr Green.

A Vote granting the prayer of the petition of the Selectmen of Stoddard, and giving them leave to bring in a Resolve accordingly, was brought up, read and concurred.

*A Vote, to pay the Account of Caleb Buswell amounting to ten Shillings for attendance as doorkeeper at Concord, was brought up, read and concurred. * 2–309

A Vote, for a committee to join a committee of the Senate to consider of the accounts of the Printers, was brought up, read and concurred: Mr Smith and Mr Means joined.

A Vote to accept the report of the committee on the propriety of procuring Standards for the Several Regiments in this State, viz. that there be a Standard procured for each Regiment at the expence of the State and that the President and council see that the same are provided and that the President give order for payment accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Laws respecting Schools and report a bill making such alterations as they shall judge necessary, was brought up, read and concurred. Mr Thompson Mr Bellows and Mr Gilman joined.

A Vote, for a committee to join a committee of the Senate, to examine the accounts of Merrill, Poor, and Sawyer, was brought up, read and concurred: Mr Bell and Mr Smith joined.

A Vote for a committee to join a committee of the Senate, to consider of the petition of Leonard Keep, and others relative to Recording of Deeds, and report thereon, was brought up, read and Non-concurred.

A Vote, to hear the petition of Jerusha M'Alester on the Second Tuesday of the next Session, was brought up, read and concurred.

* A Vote, for a committee to join a committee of the Senate, to consider of the petition of Samuel Duncan in behalf of New-Grantham, and report thereon, was brought up, read and concurred: Mr Smith, and Mr Thompson, joined. * 2–310

A Vote, that the Treasurer receive Lt. Barnards commutation and pay the same to the Loan Officer, taking his receipt therefor, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the propriety of taking a new valuation throughout this State for a new proportion, was brought up, read and concurred Mr Smith, and Mr Bell, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Newport, and report thereon, was brought up, read and concurred. Mr Bellows joined

A Vote, for a committee to join a committee of the Senate, to consider of his Excellency's Letter &c. and report thereon, was brought up, read and concurred: Mr Thompson, Mr Gilman, and Mr Shepard, joined.

A Vote, to hear the petition of the Selectmen of Unity on the second Wednesday of the next Session, was brought up, read and concurred

Adjourned 'till half past 8, O'Clock A. M.

THURSDAY SEPTEMBER 20th, 1787.

Met according to adjournment.

Present as yesterday.

An Act, for altering the annual Meeting of the Town of Jaffrey, was sent down for concurrence, brought up, concurred.

* 2–311 * A Vote, to accept the report of the committee on the petition of the Selectmen of Newport and that the President give order for the sum of £14..0..6 in New-Emission bills, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Barnard M' Kean and all petitions of sick and wounded, and report thereon, was brought up, read and concurred. Mr Bayley joined.

A Vote, to hear the petition Lydborough on the second Wednesday of the next Session, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate, to consider of the petition of William Loudon, and report thereon, was brought up, read and concurred. Mr Bell, joined.

A Vote, for a committee to join a committee of the Senate, to examine whether the Towns that were entitled to receive bounties for procuring Soldiers, have received the same &c. &c. was brought up, read and concurred. Mr Gilman joined.

State of New Hampshire
In Senate Sept. 12, 1787.

Upon reading and considering the petition of John Livingston, *voted*, that the prayer thereof be granted, and that the petitioner have Liberty to bring in a bill or resolve accordingly, that the Execution against be stayed untill the further Decission of said Court General Sessions of the peace to be had thereon, And that he give * Bonds for the appearance of his Said * 2-312
Son John Levingston, at the next Session of the said Court and for the payment of the Cost that has already arisen, was sent down for concurrence brought up, concurred.

Adjourned till to-morrow half after 8, O'Clock A. M.

FRIDAY SEPTEMBER 21st, 1787.

Met according to adjournment.

Present as yesterday, except Mr Bellows, with the addition of Mr Green and Mr Payne.

A Vote, to hear the petition of S. Duncan in behalf of New-Grantham on the Second Wednesday of the next Session, was brought up read and concurred.

A Vote, to allow Lamson and Ranlet £16..13..1 J. Melcher £20..14..3 — G. J. Osborne £28..2..6 in full for their accounts for printing, was brought up, read and concurred.

A Vote, granting the prayer of the Petition of the Town of Unity who prays that the Extent against them for Taxes in 1785 may be stayed untill the next Session, was brought up, read and Non-concurred.

A Vote for a committee to join a committee of the Senate, to consider what Business, is yet necessary to be done this Session, and at what time and place the Court shall be adjourn'd &c. &c. was brought up, read and concurred. Mr Gilman, Mr Payne, and Mr Means joined.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of * Receiving State * 2-313
Notes for all outstanding Taxes, was brought up, read and Non-concurred.

A Vote, that William Loudon have Leberty to the Castle to do duty at that fort and that he draw rations and Receive pay accordingly as a private, was brought up, read and concurred.

A Resolve, that Thomas Penniman, Samuel Griffin and John Muzzey be a committee authorized to repair to the Town of Stod-

dard at the Expence of said Town to view the situation of said Town and agree upon a place for erecting a Meeting House in said Town and make return of their doings at the next Session of the General Court, was brought up, read and concurred

A Vote for a committee to join a committee of the Senate to consider of the propriety of Advertisement respecting proprietary Meetings and the taxes on Lands of Non-residents being confined to any one particular News paper &c. and report thereon was brought up, read and concurred. Mr Shepard, Mr Bell, and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Elish and Sarah Day, and report thereon, was brought up, read and concurred, Mr Bell joined.

A Vote, for a committee to join a committee of the Senate, to consider of a bill proposed for the distribution and Settlement of Estates, and report thereon, was brought up, read and concurred: Mr Thompson Mr Gilman, Mr Smith, and Mr Means, joined.

*2-314 *A Vote for a committee to join a committee of the Senate, to take into consideration the subject matter of a petition of the Selectmen of Gofftown and report thereon, was brought up, read and concurred Mr Bayley joined.

Adjourned till to-morrow half after 8, O'Clock A. M.

SATURDAY, September 22d, 1787.

Met according to adjournment.

Present as Yesterday.

A Vote, to hear the petition of James Campbell in behalf of the Inhabitants of the Town of Acworth on the second Thursday of the next Session, was brought up, read and concurred

An Act to confirm unto the Heirs of Abel Shattuck their Heirs and assigns the Title to a certain tract of Land in Raby, having been read a third time, voted that the same be enacted.

A Resolve, that there be an addition of one Company to the second Regiment of Light Horse, commanded by Colonel Peter Green was brought up, read and concurred.

An Act to encourage the erecting of Mills Slitting rolling and plating Iron and to encourage, and promote the manufacturing of Nails in this State, having been read a third time, voted, that the same be enacted.

Adjourned 'till Monday next 3, O'Clock A. M.

MONDAY SEPTEMBER 24th, 1787.

Met according to adjournment.

Present as yesterday as on Saturday last except Mr Thompson.

*A Vote, for a committee to join a committee of the Senate, to consider of the propriety of directing the Treasurer to receive from the Town of Charlestown £861 in Continental Bills for the Year 1781, and report thereon was brought up, read and concurred: Mr Smith and Mr Means joined. *2-315

State of New Hampshire.

In Senate September 24th, 1787.

Resolved, that the Selectmen of the Several Towns and Districts and places in this State, who have not already lodged their Claims, be and hereby are directed to forward to the Secretary's Office a particular Account of all bounties for raising of men for the Continental Army or the Militia called into Service during the late War, made either by Towns, Classes or Individuals within three Months from the date of this Resolves accompaned with proper vouchers; And if such vouchers cannot be obtained, the Selectmen are directed to produce the best evidence they can procure to support the same in order that the committee may be enabled to state the demands of this State against the United States.

Sent down for concurrence, brought up concurred, and *voted* that the Secretary be desired to get said Resolve, immediately printed in hand bills and sent to the several Towns in this State.

Adjourned 'till to-morrow half after 8 O'Clock A. M.

TUESDAY, SEPTEMBER 25th, 1787.

*Met according to adjournment. *2-316

Present as Yesterday.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Middeton, and report thereon, was brought up, read and concurred: Mr Bell and Mr Bellows joined

A Vote to hear the Petition of Thomas Minor on the second Thursday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Memoral of his Excellency John Sullivan Esquire,

and report thereon, was brought up, read and concurred Mr Green and Mr Smith joined.

A Vote, to hear the Petition of Benjamin Parson on Wednesday the 26 Instant, was brought up, read and concurred.

A Vote granting the prayer of the petition of the Inhabitants of Keen and others and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote granting the prayer of the petition of Samuel Dexter and giving him leave to bring in bill accordingly, was brought up, read and concurred.

A Vote to pay the account of Jonathan Gage amounting to twelve shillings for expences at the Sale of Excise in Strafford, was brought up, read and concurred.

A Vote to pospone the hearing on the petition of Richard Jenness to the second Tuesday of the next Session was brought up, read and concurred.

* 2–317 *Adjourned 'till to-morrow half past 8, O'Clock A. M.

WEDNESDAY SEPTEMBER 26th, 1787.

Met according to adjournment.
Present as Yesterday.

A Vote to pospone the hearings on the Petition of E. Johnson W. Read and D. Batcheldor untill the Second Tuesday of the next Session, was brought up, read and concurred.

A Vote, that the remainder of the hearings which were to have been this day before the General Court be posponed 'till to-morrow, was brought up, read and concurred

A Vote for a committee to join a committee of the Senate, to consider of the petition of J. Wheelock Esquire, and report thereon, was brought up, read and concurred Mr Smith and Mr Green joined.

A Vote, granting the prayer of the petition of New-Bradford, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to hear the petition of the Selectmen of Goffstown on the second Tuesday of the next Session, was brought up, read and concurred.

The Memoral of the Masonian Proprietors was ordered to lay for consideration untill the next Session.

Adjourned 'till to-morrow half after 8, O'Clock, A. M.

THURSDAY SEPTEMBER 27th, 1787.

* Met according to adjournment. * 2–318
Present as yesterday, except Mr Bell.

A Vote granting the prayer of the petition of Jonathan Chase and giving him leave to bring in accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of President Wheelock, and that he have leave to bring in a bill for a new scheme for a Lottery for raising £1800, was brought up, read and concurred.

A Vote, granting the prayer of the petition of B. Parson, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote that the hearing on the Petition of H. Gerrish and others be posponed to the second Wednesday of the next Session, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of Simeon Olcott Esquire and report thereon, was brought up, read and concurred. Mr Smith and Mr Payne joined

An Act for confirming the doings of the Judge of the Probate of Wills &c. for the County of Middlesex and Commonwealth of Massachusetts respecting a part of the Estate of Temperance Gordon, having been read a third time, *voted* that the same be enacted.

A Vote, granting the prayer of the petition of a committee from the Town of Stoddard, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Resolve, that the Interest upon the twenty Pounds bounties that was allowed to the Several Towns in this State for procuring Soldiers, be discontinued and that * The * 2–319 Treasurer take order accordingly and that no further Interest be allowed to any Town after the passing this Resolve, was brought up, read and concurred.

A Vote, that the Treasurer receive of the Town of Charlestown £849 in Continental bills which were collected by the twentieth of June 1781, and Credit said Town £21..6..0 out of the New-Emission Tax, was brought up, read and concurred.

A Vote, that the Senate join conference with the Honorable House, as they shall see fit, to meet in the Assembly Room as soon as may be to consider of the Excise Act and of the propriety

of passing an appropriation act, was sent down for concurrence, brought up, concurred.

A Vote, that the allowance for the Travel and attendance of the Honorable Senate and House of Representatives and their Officers be the same as at the last Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the propriety of appoing a commissioner for settling the Continental Accounts with the Commissioner appointed by Congress and whether he shall employ one or more Clerks, was brought up, read and concurred: Mr Smith, Mr Payne and Mr Bellows joined

A Vote, to pay the account of Jonas Baker amounting to £22..19 for taking care of James O'Neal, was brought up, read and concurred.

A Vote, that the remainder of the hearings which were to have been this day, be posponed 'till to-morrow, was brought up, read & concurred.

* 2–320 * A Vote, to allow Barnard M'Kean £4..16..0 for expences &c. going to East Windsor, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of S Dexter in behalf of Margarett Newman, was brought up, read and concurred. Mr Green joined.

An Act, in addition to and in explanation of an act intitled an act relating to Constables collecting Rates, and assessments, having been read a third time, *voted* that the same be enacted.

An Act, to incorporate New-Bradford in the County of Hillsborough and Washington Gore (so called) and part of Washington in the County of Cheshire and annex the same to the County of Hillsborough, having been read a third time *voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Lebanon, and report thereon, was brought up, read and concurred: Mr Payne joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Inhabitants of Hinsdale, and report thereon, was brought up, read and concurred: Mr Shepard joined

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Charlestown, and report thereon, was brought up, read and concurred: Mr Gilman, and Mr Payne, joined.

A Vote, that the remainder of the hearings which were this day to have been before the General Court be posponed 'till to-morrow, was brought up, read and concurred.

An Act, to incorporate a Town by the name * Of Sullivan, having been read a third time, *Voted*, that the same be enacted. * 2–321

An Act in addition to an Act to and for the amendment of an Act to regulate Flax-Seed, Potash and pearl Ash for exportation, having been read a third time, *Voted* that the same be enacted.

Adjourned 'till to-morrow half after 8, O'Clock A. M.

FRIDAY, SEPTEMBER 28th, 1787.

Met according to adjournment.

Present as yesterday.

A Vote, to hear the petition of Sarson Belcher on the third Wednesday of the next Session, was brought up, read and concurred.

A Resolve, that the Selectmen of Middletown be and hereby are impowered to assess the Inhabitants of said Middetown for the Taxes for 1775, 1776, and 1777 amounting to £39..4..10 which were granted before they were incorporated &c. was brought up, read and concurred.

A Vote, to accept the Report of the committee appointed to burn State Notes and Certificates &c &c. was brought up, read and concurred.

A Vote to pospone the hearing on the petition of Joseph Kelley to the Second Tuesday of the next Session, was brough up, read and concurred.

A Vote, to hear the petition of the Town of Lancaster on the Second Thursday of the next Session, was brought up read and concurred.

A Vote for a Committee to join a committee of the Senate to consider of the petition * Timothy Taylor, and report thereon, was brought up, read and concurred. * 2–322

Mr Smith joined

A Vote in part granting the prayer of the petition of Elisha and Sarah Day, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

An Act to appoint a new managers for Darthmouth Colledge Lottery and render the same more effectually, having been read a third time, *voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate, to consider of the Account of R. Gerrish and report thereon, was brought up, read and concurred: Mr Smith joined.

A Vote, that all advertisments which are by Law confined to the New-Hampshire Gazette, be after the first day of November, confined to the Exeter N. P. called the Freeman's Oracle provided the printer or printers thereof will give bond to the Speaker, of the house of Representatives in a Reasonable sum conditioned to print said Advertisements at two shillings and sixpence a Square, &. was brought up, read and concurred

A Vote, that when the Business of the present Session finished that the President with advice of Council be desired to adjourn the General Court to meet again on the third Wednesday in January next at the Court House in Exeter, was brought up, read and concurred with this amendment that it be in Portsmouth instead of Exeter. Sent down for concurrence, brought up, concurred.

A Vote, to hear the petition E. Bartlett, on the third Wednesday of the next Session, was brought up, read and concurred.

*2–323 *An Act to raise a Revinue to this State by Excise, having been read a third time *Voted* that the same be enacted.

An Act for laying a Tax of one penny on each Acre of Land in the Town of Stoddard for the term of three years, having been read a third time, *voted* that the same be enacted.

A Vote, granting the prayer of the petition of Enoch Hale Esquire and giving him leave to bring in a Resolve accordingly, was brought up, read and concurred.

An Act to restore Benjamin Parsons to his Law, in a certain Action, having been read a third time, *voted*, that the same be enacted.

An Act, to restore Jonathan Chase to his Law, having been read a third time *voted* that the same be enacted.

An Act to establish a fund for the Redemption of Orders drawn by the President of said State and for appropriating the revinue raised by Impost and Excise, having been read a third time, *voted* that the sam be enacted

A Vote, to hear the petition Beza'l Davis on the second Thursday of the next Session, was brought up, read and concurred.

A Vote, to pay the account of John Calfe Esquire amounting £6..7 for recording Journals &c &c was brought up, read and concurred.

A Vote, to pay the Account of D. Griffith amounting to thirty shillings for printing a Resolve, was brought up, read and concurred.

*A Vote, to pay the account of B Hall amounting to twenty shillings for a Journey to Keene, was brought up, read and concurred. *2-324

A Vote to pay the Account of Oliver Hall amounting to thirty six shillings for the use of a Room &c. was brought up, read and concurred

A Vote, to allow the Reverend Mr Bulkley Olcott forty shillings for his Services as Chaplain, was brought up, read and concurred.

A Vote to pay the account of John Wadleigh amounting to sixteen pounds six shillings and four pence time and expences to and from Charlestown, was brought up, read and concurred.

A Vote, to pay the Account of Joseph Spencer amounting to four pounds, as Doorkeeper, was brought up, read and concurred

A Vote appointing the Honorable Joseph Gilman Esquire Commissioner for settling the Continen- accounts &c &c was brought up, read and concurred

A Resolve that the Treasurer be and hereby is required to receive final Settlement Notes at ten shillings on the pound on all outstanding Taxes &c was brought up, read and non-concurred

Adjourned 'till to-morrow 8, O'Clock A M.

SATURDAY SEPTEMBER 29th, 1789[7].

Met according to adjournment.

Present as yesterday.

A Resolve, that the Justices of the Superior Court be paid their Salaries quarterly and that his Excellency the President draw orders accordingly was sent down for concurrence, and concurred by the Honorable House.

*A Vote, granting the prayer of the petition of John Calfe Esquire and that the Treasurer be directed to indorse twenty pounds on the bond against James McGregore, was brought up, read and concurred. *2-325

A Vote, to pospone the hearing on the petition of Sarah and Jane Simpson to the second Thursday of the next Session, was brought up, read and concurred.

A Resolve, that Enoch Hale Esqr have liberty to Enter his action at the next Superior Court, and liberty of pleading thereto,

in the same manner as if said Action had not been defaulted, was brought up, read and concurred.

A Vote, appointing the Honorable Payne Wingate Esquire a Deligate to represent this State in the Congress of the United States, in the Room and stead of the Honorable Benjamin West Esquire for the Term of one year from and after the first day of November next, was brought up, read and concurred.

A Vote to pay the Account of Joseph Gilman Esquire amounting to £47..5..6 for the use of a Room &c. from November 1785 to October 1787, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Sylvanus Johnson and that the Treasurer be directed to receive the Certificate signed by the Constable in the same manner as though it had been signed by the Selectmen, was brought up, read and concurred.

A Vote, to allow R. Gerrish twelve pounds ten shillings in full of his Account for printing the Election Sermon, was brought up read and concurred.

* 2–326 * A Resolve, that £600 Lawful Money be allowed to Margaret Newman against the Estate of Zacheus Cutler and that the said Margaret have the same remedy for the sum aforesaid in all respects till she may obtain compleat satisfaction for the sum aforesaid, as if the aforesaid sum had been allowed and reported by the commissioners who examined the other claims on the said Estate of Z. Cutler in the course of Law. And the Judge of Probate of the County of Hillsborough and all concerned are directed to take notice, and govern themselves accordingly, was brought up, read and concurred

His Excellency the President sent down the Secretary to inform the Honorable house, that he with advice of Council had thought fit to adjourn the General Court to the third Wednesday of January next then to meet at the Court in Portsmouth, agreeably to a Vote of yesterday.

Attest JOSEPH PEARSON, Secr

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM SEPTEMBER 12 TO SEPTEMBER 29, 1787.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF THE STATE OF NEW HAMPSHIRE AT THEIR SESSION BEGAN AND HOLDEN AT CHARLESTOWN ON THE TWELFTH DAY OF SEPTEMBER ANNO DOM– 1787 AND IN THE TWELFTH YEAR OF THE INDEPENDANCE OF AMERICA —

WEDNESDAY, SEPTR 12th 1787.

Several members met at the Court House in Charlestown agreably to adjournment but there not being a quorum to transact business, agreed to adjourn to 9 oClock to morrow morning —

THURSDAY SEPTR 13th 1787.

Met according to adjournment but there not being a quorum to transact business, adjourned to 2 oClock P. M. — Met accordingly but there not being a quorum agreed to adjourn to 9 oClock tomorrow morning —

FRIDAY SEPTR 14th 1787.

The House met according to adjournment—

Voted that Capt Odlin, Mr Rawlings, Mr Peabody, Mr Hall and Mr E Freeman with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of William Loudon and report thereon — Sent up by Mr Smith

Voted that Mr Whitcomb, Mr Hall & Mr Copland with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of William Fowler and report thereon —

Sent up by Mr Wingate

Upon reading and considering the Petition of the Inhabitants of New Chester and Alexandria, *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petitions and orders of Court thereon be published three weeks Successively in one of the New Hampshire news papers, prior to the Sitting of the Court also cause that the Select men of Alexandria & New Chester be served with a Copy of said Petitions and orders thereon that they or any other person or persons may then appear & Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Crawford

* 13-325 * *Voted* that Mr Hubbard, Mr Odlin, Mr Job Dow, Mr Rawlings and Mr J Freeman with such of the Honbl Senate as they shall join be a Committee to take under consideration the Several matters contained in his Excellency's message this day received and report what business they shall judge necessary first to be entered upon and done at this Session —

Sent up by Mr Crawford

Adjourned to 2 oClock P. M.

Met accordingly

Voted that Mr Chase, Mr Robinson & Mr Dix with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Goffstown[1] and report thereon —

Sent up by Mr Dow

Upon reading and considering the Petition of the Select men of Stoddard *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Resolve accordingly —

Sent up by Mr Parker

Upon reading and considering the Petition of the Town of Jaffrey praying that the time of holding the Annual meeting in said Town may be altered from the last Thursday to the first Tuesday in March, *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Parker

Voted that Mr Healy, Mr Hubbard, Mr Allen, Mr Dakin and Mr Gale with such of the Honbl Senate as they shall join be a Committee to take under consideration the Militia Law of this State and report such Alterations & amendments as they shall judge necessary — Sent up by Mr Healey

A vote appointing Mr Thompson, Mr Green & Mr Gilman a

1 xii Ham. Town Papers, 45.

Committee to take under consideration and report such alterations amendments and explanations in the Several Acts of this State relative to the Settlement and distribution of the Estates of Intestates and in the Several Acts directing the proceedings of the Courts of Probate as they may think necessary, was sent down from the Honb[l] Senate for Concurrence, * was * 13–326 read and concurred and M[r] Gale, M[r] Rawlings, M[r] Peabody, M[r] Whitcomb and M[r] Johnson joined —

Sent up by M[r] Healey

Upon reading and considering of the Petition of Enoch Bartlett Esq[r] *Voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that the Select men of Bath be served with a Copy of the Petition and order of Court thereon also cause that the Substance of the Petition & order be published three weeks Successively in one of the New Hampshire news papers prior to the Sitting of said Court and that all sales of Nonresidents Land in said Town be stayed until the determination of said Court, and said Select men or any other person or persons may appear and Shew cause if any they have why the prayer thereof may not be granted — Sent up by M[r] Crawford

Voted that M[r] Parker, M[r] Jon[a] Dow & M[r] Emerson with such of the Honb[l] Senate as they shall join be a Committee to consider of the propriety of repealing the Laws now in force respecting warning persons out of Town, and of passing an Act for the maintenance of the Poor in the Towns where they were born and report a Bill for that purpose in case they shall judge it necessary — Sent up by M[r] Parker

Voted that M[r] Bradley, M[r] Knowles, M[r] Gove, M[r] Allen and M[r] Jon[a] Freeman with such of the Honb[l] Senate as they shall join be a Committee to take into consideration the Impost and Excise Acts now in force in this State and report such alterations & amendments as they shall judge necessary —

Sent up by M[r] Rand

Voted that M[r] Emerson, M[r] Prentice & M[r] Hubbard with such of the Honb[l] Senate as they shall join be a Committee to report a Bill for an Amendment of the Laws respecting delinquent Constables & Collectors — Sent up by M[r] Rand

* *Voted* that M[r] Hubbard, M[r] Bartlett, M[r] Odlin, M[r] * 13–327 Cragin and M[r] Wingate with such of the Honb[l] Senate as they shall join be a Committee to nominate to this House four proper persons out of whom for two to be appointed a Committee

for preparing the Accounts of this state against the United States for a final Settlement— Sent up by Mr Prentice

Adjourned to 8 o'clock to morrow morning

SATURDAY Septr 15th 1787.

The House met according to adjournment

Voted that Mr Parker, Mr Odlin, Mr Jona Dow, Mr Hall and Mr Edmd Freeman with such of the Honbl Senate as they shall join be a Committee to consider of a Letter from his Excellency John Hancock Esqr with an Act of the Common wealth of Massachusetts accompanying the Same & report thereon —

Sent up by Mr Blanchard

Upon reading and considering the Petition of Benjamin Lamson informing that he has lost an order on the Treasurer and praying that he might have a new order — *Voted* that the prayer thereof be granted and that the President give order accordingly, he the said Lamson giving Sufficient Bond to Secure the State against the former order — Sent up by Mr Blanchard

Voted that Mr Chase, Mr Whitcomb and Mr Dix with such of the Honbl Senate as they shall join be a Committee to consider of the Petition and account of Richard Jordan & report thereon —

Sent up by Mr Johnson

Voted that Mr Whitcomb, Mr Chase and Mr Prentice with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of procuring Standards for the Several in this State, and if agreed to procure the Same to report in what manner they shall be obtained— Sent up by Mr Johnson

Voted that Mr Bartlett, Mr Rawlings Mr Job Dow, Mr Prentice and Mr Ed Freeman with Such of the Honbl Senate as they shall join be a Committee to take under consideration the Laws
* 13-328 of this State respecting the Courts of General * Sessions of the Peace and report such alterations and amendments as they shall judge necessary —

Sent up by Mr Copland

Upon reading and considering the Petition of Daniel Emerson Esqr informing of the loss of an order drawn on the Treasurer and praying that he might have a new order he giving caution to indemnify the State should the first order be found *Voted* that the prayer thereof be granted and that the President give order accordingly — Sent up by Mr Emerson

Upon reading and considering the Petition of Hannah Shat-

tuck, *voted* that the prayer thereof be granted and that she have leave to bring in a Bill accordingly — Sent up by Mr Dakin

Voted that Mr Wingate, Mr Emerson and Mr Chase with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of William Heywood Esqr and report thereon — Sent up by Mr Hubbard

Upon reading and considering the Petition of William Fowler, *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that George Jaffrey Esqr be served with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court that he may then appear and Shew cause if any he hath why the prayer thereof may not be granted — Sent up by Mr Rawlings

Voted that Mr Hubbard, Mr Odlin & Mr Jona Dow with such of the Honbl Senate as they shall join be a Committee to draught all such public bills as may be thought necessary to be passed at this Session and lay the Same before this House — Sent up by Mr Chandler

Adjourned to Monday next at 3 o'Clock P. M.

* MONDAY SEPTR 17th 1787. * 13-329

The House met according to adjournment

Voted that this House join in a Conference with the Honbl Senate if they see fit to meet in the Assembly chamber as soon as may be on the Subject matter of President Wheelocks letter — Sent up by Mr Johnson

Voted that Mr Hubbard, Mr Holmes & Mr Babcock with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Robert Barnett and report thereon — Sent up by Mr Holmes

Voted that the President with advice of Council be desired to adjourn the General Court to morrow at one of Clock in the Afternoon to meet again at this place on Thursday next at three of Clock in the Afternoon of said day — Sent up by Mr Holmes

Upon reading and considering the Petition of Jerusha McAllester, *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Succes-

sively in one of the New Hampshire news papers prior to the Sitting of said Court also cause that a Copy of the Petition and order of Court be posted up in Some public place in the Town of Bedford three weeks Successively prior to the Sitting of said Court that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Gains

Voted that Mr Gains, Mr Odlin & Mr Badger with such of the Honbl Senate as they shall join be a Committee to take under consideration an Act for regulating flax seed, and Pot ash and pearl ash for exportation and report a Bill making such alterations and amendments as they shall judge necessary —

Sent up by Mr Gains

* 13-330 * *Voted* that Mr Gains, Mr Rawlings, Mr Peabody, Mr Whitcomb & Mr Johnson with such of the Honbl Senate as they shall join be a Committee to take into consideration the Laws of this State respecting a Bounty on killing wolves &c and report such alterations and amendments as they shall judge necessary — Sent up by Mr Badger

Adjourned to 9 o'Clock to morrow morning

TUESDAY Septr 18th 1787.

The House met according to adjournment

Voted that Mr Jonathan Hubbard of Charlestown be directed to proceed to Canterbury at the Expence of Genl Jonathan Chase and request of the Honbl Abiel Foster Esqr a deed that was delivered him by the said Chase of a Certain tract of Land in Cornish and that the said Hubbard bring said Deed and lodge it in the Secretarys Office as soon as conveniently may be —

Sent up by Mr Chase

The vote respecting a hearing on the Petition of William Fowler came down from the Honbl Senate for the following amendment " that in the mean time the said Fowler be liberated from prison upon his giving Bond with sufficient Sureties that he will abide the final judgment in case a rehearing should be granted, and in case a rehearing should be refused that he will surrender himself to prison within ten days after the determination of the General Court thereon, and remain a prisoner in the Same manner as though he had not been liberated " which amendment was read & concurred — Sent up by Mr Chase

Adjourned to 3 o'Clock P. M.

Met accordingly

An Act to encourage the erecting of Mills for slitting rolling and plating Iron and to encourage and promote the manufacturing of Nails within this state, was read a third time & passed to be Enacted — Sent up by Mr Barrett & Mr Dudley

*The Committee appointed at the last session to *13-331 examine into the circumstances mentioned in a Petition signed by Joshua Clement and others Inhabitants of Salem against Moody Morss Esqr and report at the next Session whether the matters stated against said Morss are well founded — Reported as follows (viz) — Your Committee on the Petition of Sundry persons Inhabitants of Salem against Moody Morss Esqr for Mal-Administration in his Office of Justice of the Peace do report as their Opinion that there is Sufficient Evidence against him that he was partial in Some Instances in his Official Character, it was also proved that in two Instances he did encourage and press forward trifling Lawsuits and urge the prosecution of them, the other matters were not so possitively proved —

Septr 18th 1787 — Jona Gove, Joseph Blanchard } Committee

Which report was read and considered, received & accepted and *voted* that the said Gove, Gaskill and Blanchard be a Committee to draught an Impeachment to impeach the said Morss for the Mal-Administration they have found him guilty of — and lay the Same before this House as soon as conveniently may be —

Voted that Mr Dudley, Mr Knowles, Mr Barrett, Mr Holmes & Mr Babcock with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Leonard Keep and others and report thereon — Sent up by Mr Knowles

Upon reading and considering the Petition of George Jaffry Esqr and others called the Masonian proprietors — *Voted* that the Petitioners be heard thereon before the General Court on the Second Wednesday of their next Session — Sent up by Mr Gains

Voted that Mr Odlin, Mr Cragin & Mr Winch with such of the Honbl Senate as they shall join be a Commmittee *to consider of the Accounts of James Merrill, Daniel *13-332 Poor and Jonathan Sawyer and report thereon —

Sent up by Mr Dix

Voted that Mr Gains, Mr Rogers & Mr Greeley with such of the Honbl Senate as they shall join be a Committee to consider of the Accounts of John Melcher, George Jerry Osborne and Lamson & Ranlet for printing and report thereon — Sent up by Mr Dix

Voted that the Account of Caleb Buswell amounting to ten shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Dix

Voted that the account of the Select men of Plastow as adjusted and allowed by the Court of General Sessions of the peace for the County of Rockingham be allowed & paid out of the Treasury and that the President give order for the payment of said Account amounting to one hundred and nine pounds eighteen shillings — Sent up by Mr Johnson

Adjourned to 8 o'Clock to morrow morning

WEDNESDAY Sept^{R} 19th 1787.

The House met according to adjournment

Voted that the Treasurer be and he hereby is directed to receive orders Drawn by members of the General Court for the current year for their Attendance in discharge of any State Taxes due from the Towns or Districts they respectively represent — Sent up by Mr Whitcomb

Voted that Mr N Peabody, Mr Barrett & Mr Emerson with such of the Honb^{l} Senate as they shall join be a Committee to take under consideration the Several Laws in this State respecting schools and report a Bill making such alterations and amendments as they shall judge necessary Sent up by Mr Copland

* 13–333 * The Committee on the propriety of procuring Standards for the Several Regiments in this State &c. Reported that there be a Standard procured for each Regiment at the Expence of the State and that the President and Council See that the same are provided and that his Excellency give order upon the Treasurer for payment accordingly — Signed Amos Shepherd for the Committee, Which report being read and Considered — *Voted* that it be received and Accepted — Sent up by Mr Dow

Adjourned to 2 o'Clock P. M.

Met accordingly —

Voted that Mr Prentice, Mr Emerson & Mr Whitcomb with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the Select men of Newport and report thereon — Sent up by Mr Taylor

Voted that Mr N Peabody, Mr Badger, Mr Barrett, Mr Allen & Mr J Freeman with such of the Honb^{l} Senate as they shall join be a Committee to consider of a Letter for the President this day Received and the inclosed extract of a Letter from the Honb^{l} Nicholas Gilman Esqr and report thereon — Sent up by Mr Taylor

The Committee on the Petition of Robert Barnett reported that the Treasurer receive Lieutenant Barnetts Commutation and pay the Same to the Loan Officer taking his receipt therefor. Signed Joseph Gilman for the Committee — which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Holmes

Upon reading and considering the Petition of the Selectmen of Unity, *Voted* that the Petitioners be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire news papers prior to the Sitting of said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Holmes

* Upon a motion for staying until the next Session the * 13-334 Extents which were ordered to be issued for the collecting the Taxes due from Town and places in this State who should be delinquent for the year 1785 on the first day of October next — The Yeas and nays were called for and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Parker	Mr Abbott	Mr Crawford	Mr Holmes
Mr Smith	Mr Hubbard	Mr Knowles	Mr Winch
Mr Chase	Mr Gaskill	Mr Job Dow	Mr Jos Dow
Mr Copland	Mr Willard	Mr Jona Dow	Mr Page
Mr Kimball	Mr Thomas	Mr Prentice	Mr Emerson
Mr Thos Dow	Mr Powers	Mr Babcock	Mr Flanders
Mr Taylor	Mr Tainter	Mr Allen	Mr Hall
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Badger	Mr Barnard	Mr Robinson	Mr Whitcomb
Mr Dakin	Mr Butler	Mr Rogers	Mr E Freeman
Mr Cragin	Mr Lovell	Mr Fifield	Mr Blanchard
Mr Gove	Mr Barrett	Mr Wingate	Mr Gale
Mr Johnson	Mr Dix	Mr Wm Peabody	Mr Bartlett
Mr Gains	Mr Greeley	Mr Rand	Mr N Peabody
Mr Healey	Mr J Freeman	Mr Dutton	Mr Rawlings
Mr Dudley	Mr Odlin		

28 Yeas — 30 Nays — So the motion was lost —

Voted that Mr N Peabody, Mr Rawlings, Mr Job Dow Mr Parker and Mr Crawford with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of receiving State notes for all outstanding Taxes due to the State excepting Specie Taxes — Sent up by Mr Prentice

Voted that Mr Jona Dow, Mr Gaskill & Mr Johnson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Samuel Duncan[1] in behalf of the Inhabitants of New Grantham and report thereon — Sent up by Mr Johnson

Voted that Mr Gains, Mr Wingate, Mr Dakin, Mr Holmes and Mr E Freeman with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of taking a New valuation throughout this state, in order for a new proportion —

Sent up by Mr Winch

* 13–335 * *Voted* that Mr Rogers, Mr Badger and Mr Whitcomb with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Charlestown[2] and report thereon — Sent up by Mr Hubbard

Voted that the Account of Mr Jonathan Gage amounting to twelve shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Wingate

Adjourned to 8 o'Clock to morrow morning

THURSDAY Septr 20th 1787.

The House met according to adjournment

Resolved that there be an addition of one Company to the Second Regiment of Light Horse commanded by Colo Peter Green —

Sent up by Mr Johnson

Voted that the Committee chosen at the present Session to take under consideration the Laws of this State respecting the Courts of General Sessions of the Peace, also take under consideration the propriety of reducing the number of terms appointed by Law for the sitting of the Inferior Courts of Common pleas in the Several Counties in this State and report thereon —

Sent up by Mr Prentice

The Committee on the Petition of the Select men of Newport reported that the prayer thereof be granted and that the President give order accordingly — Signed John Bellows for the Committee — which report being read and considered, *voted* that it be received and accepted — Sent up by Mr Prentice

Upon reading and considering the Petition of the Select men of Lyndsborough — *Voted* that the Petitioners be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Petitioners cause that the Select men of Wilton be served with a Copy of the Petition and

1 xii Ham. Town Papers, 60. 2 xi Ham. Town Papers, 290.

order of Court thereon three weeks prior to the Sitting of said Court, that they may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Rand

Voted that Mr Rogers, Mr Robinson & Mr Hubbard * 13–336 with such of the Honb[l] Senate as they shall join be a Committee to examine whether the Towns that were intitled to receive bounties for procuring Soldiers have received the Same and if they have not received them whether they are still intitled to interest on said bounties and report thereon —

Sent up by Mr Cragin

Adjourned to 2 o'Clock P. M.

Met accordingly

Voted that Mr Gains, Mr Dakin, Mr Page, Mr Holmes and Mr J Freeman with such of the Honb[l] Senate as they shall join be a Committee to consider what business is yet necessary to be done at this Session and at what time and to what time and place this General Court shall be adjourned and report thereon, also report what allowance shall be made to the Members of the Honb[l] Senate and House of Representatives and their Officers for travel and Attendance at the present Session — Sent up Mr Dudley

Voted that Mr Hubbard, Mr Allen & Mr Tainter with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of William Loudon and report thereon —

Sent up by Mr Allen

Upon reading and considering the Petition of the Select men of Unity — *Voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly — Sent up by Mr Dudley

Voted that the Honb[l] Joseph Gilman Esq[r] be and he hereby is appointed one of a Committee for preparing the Accounts of this State against the United States for a final Settlement —

Sent up by Mr Holmes

Voted that Maj[r] William Gardner be and he hereby is appointed one of a Committee for preparing the Accounts of this State against the United States for a final Settlement —

Sent up by Mr Holmes

Voted that John Calfe Esq[r] be and he hereby is appointed one of a Committee for preparing the Accounts of this * State against the United states for a final Settlement — * 13–337

Sent up by Mr Holmes

Voted that Mr Gale, Mr Dix, Mr Gove, Mr Dudley and Mr Chase with such of the Honb[l] Senate as they shall join be a Com-

mittee to consider of the Petition of Barnard Mc Kean[1] and of all Petitions from sick and wounded officers and Soldiers and report thereon — Sent up by Mr Chandler

The Committee on the printers accounts report that Lamson and Ranlett be allowed Sixteen pounds thirteen Shillings and Seven pence in full for their Account — That John Melcher be allowed twenty pounds fourteen shillings and three pence in full for his account and that George Jerry Osborne be allowed twenty eight pounds two shillings and Six pence in full for his account and that the President give orders on the Treasury for the Same to be paid out of the Impost duty — Sent up by Mr Powers

Resolved that in case either of those Gentlemen appointed for preparing the Accounts of this State against the United states for final settlement shall refuse accepting said appointment be absent from the State, or removed by death, that the President with advice of Council be impowered to fill up the vacancy —

Sent up by Mr Powers

Upon reading and considering the Petition of Sylvanus Johnson — *voted* that the prayer thereof be granted and that the Treasurer be directed to receive the Certificate Signed by the Constable in the Same manner as though it had been signed by the Select men — Sent up by Mr Chase

The Committee appointed to consider of the Petition of Samuel Duncan[2] in behalf of the proprietors of New Grantham Reported that the Petitioners should have a day of hearing granted them next term, and in the mean time printing the Substance of their Petition in some news paper most likely to be seen by the Proprietors of Grantham and that no extents issue against said Town until a decision on their Petition is made — Signed E Thompson for the Committee — Which report being read and considered *voted* that it be received and accepted and that the
* 13–338 Second Wednesday of * their next Session be the day for hearing the Petitioners and that the Substance of the Petition and order of Court thereon be published in one of the New Hampshire News papers three weeks Successively that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up Mr Chase

A vote on John Livingston's Petition came down from the Honb^l Senate for concurrence, was read and Concurred —

Sent up by Mr Holmes

Adjourned to half after 8 o'Clock to morrow morning

1 xi Ham. Town Papers, 187. 2 xii Ham. Town Papers, 60.

FRIDAY SEPTR 21st 1787.

The House met according to adjournment

An Act for altering the Annual meeting of the Town of Jaffrey was brought down from the Honbl Senate was read a third time and Enacted— Sent up by Mr Parker & Mr Peabody

Voted that Mr N: Peabody, Mr Hubbard & Mr Holmes with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Elisha Day and Sarah Day and report thereon— Sent up by Mr Smith

Upon reading and considering of the Petition of Willet Peterson — *Voted* that the Petitioner be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioner cause that John Johnson & —— Payson joint traders, or their Attorney Peter Green Esqr be served with a Copy of the Petition and order of Court thereon that they or either of them may then appear and Shew cause (if any they have) why the prayer thereof may not be granted, and that the Execution against said Peterson be stayed until the decision of the General Court— Sent up by Mr Lovell

The Committee to examine respecting the bounties due to Towns for procuring Soldiers &c Reported that they find by the books about Seven hundred pounds still due on Interest—

*The Committee on the Petition of William Loudon *13-339 reported that the Petitioner have liberty to go to the Castle to do duty at that fort and that he draw rations and receive pay accordingly as a private — Signed John Bell for the Committee — which report being read & considered *voted* that it be received and accepted— Sent up by Mr Knowles

Whereas the Town of Stoddard hath Petitioned the General Court sitting forth that they have for some years past laboured under difficulty with regard to agreeing upon a Spot of Ground for placing a Meeting House and that at a Legal meeting of the Inhabitants of said Town they agreed on a Committee finally to determine where the meeting house shall be erected, and for that purpose nominated Thomas Penniman Esqr of Washington, Samuel Griffin Esqr of Packersfield and Mr John Muzzey of Dublin and prayed that they may be appointed and impowered accordingly — Therefore *Resolved* that the said Thomas Penniman, Samuel Griffin, and John Muzzey be and they hereby are appointed authorized and Impowered to repair to the Town of Stoddard and at the expence of said Town view the Situation of

said Town and the Inhabitants thereof and agree upon a place for erecting a Meeting House in said Town and make return of their doings at the next Session of the General Court —

Sent up by Mr Copland

Voted that Mr Allen, Mr Badger & Mr Prentice with such of the Honbl Senate as they shall join be a Committee to take under consideration a Resolve handed in for staying until the next Session of the General Court all Extents against the Towns of Cornish, Plainfield, Lebanon, Hanover, Lyme, Orford, Piermont and Canaan for taxes due prior to the year 1784, and report thereon —

Sent up by Mr Fifield

Voted that Mr Odlin, Mr Badger, Mr Emerson, Mr Hall and Mr Freeman with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of advertise-
* 13–340 ments * respecting proprietary meetings and the Taxes on Lands of Nonresidents being confined to any one particular News paper, and if so confined to what paper and also of the propriety of appointing a State printer, and report thereon —

Sent up by Mr Fifield

Adjourned to 2 o'Clock P. M.

Met accordingly

Voted that no Interest be allowed in future on the bounties due to Towns and places in this State for procuring Soldiers —

Sent up by Mr Hearsey

Voted that Mr N: Peabody, Mr Wingate, Mr Emerson, Mr Holmes and Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of a Bill proposed for the distribution and Settlement of Estates, and report thereon —

Sent up by Mr Knowles

Upon reading and considering the Petition of James Campbell[1] in behalf of the Inhabitants of the Town of Acworth — *Voted* that the Petitioners be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be Published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Hearsey

Adjourned to half after 8 o'Clock to morrow morning.

1 xi Ham. Town Papers, 5.

SATURDAY SEPTR 22d 1787.

The House met according to adjournment.

Upon reading and considering the Petition of Benjamin Parson, *Voted* that the Petitioner be heard thereon before the General Court on Wednesday the 26th Instant and that in the mean time the Petitioner cause that Colo Samuel Hunt of Charlestown be served with a Copy of the Petition & order of Court thereon that he may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Dakin

An Act to confirm unto the Heirs of Abel Shattuck * their Heirs and Assigns the title of a certain tract of * 13-341 Land in Raby was read a third time and passed to be Enacted — Sent up by Mr Dakin & Mr Fifield

Voted that Mr Gains, Mr Robinson and Mr Chase with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of directing the Treasurer to receive from the Town of Charlestown eight hundred and Sixty one pounds in Continental Bills which were collected by the Collector of Taxes for said Town for the year 1781 — and report thereon — Sent up by Mr Barrett —

The Committee to consider of the propriety of taking a new valuation throughout this state for a new proportion of Taxes report the form herewith exhibited and that the Secretary see that the Same be printed with the order of Court thereon and ready to be sent to the Several Towns & places at or before the next Sitting of the General Court — Signed E Smith for the Committee — The Committee to consider what method shall be adopted for taking a new valuation for proportioning future Taxes for this State report as follows (viz) That the Select men or the major part of them at the charge of the Town parish or place they belong to shall take an Inventory of the Rateable estates of the Towns, Parishes, & places following — Portsmouth, Hampton, Exeter, New Castle, Rye, Kingstown, Newington, Stratham, Londonderry, Greenland, New-Market, South-Hampton, Plastow, Hampstead, Salem, Pelham, Chester, Hampton falls, Nottingham, Brintwood, Canterbury, Northfield, North Hampton, East Kingstown, New Town, Kensington, Wyndham, Bow, Epping, Epsom, Pembrook, Sandown, Hawke, Concord, Candia, Raymond, Poplin, Deerfield, Atkinson, Chichester, Pittsfield, Allenstown, Seabrook, Northwood, Loudon, Dover, Durham, Lee, Sommersworth, Gore of Land adjoining New Durham, Barrington, Gilmantown, San-

borntown, Rochester, Madbury, Barnstead, New Durham, Middletown, Wakefield, Effingham, Wolfborough, Moultonborough, Sandwich, Tuftonborough, New Holderness, New Hampton, Merrideth, Conway, Campton, Ossippee, Gore, Amherst,
Litchfield, Boscawen, Bedford, Nottingham-West,
*13-342 Derryfield, Goffstown, Salisbury *Peterborough Slip,
New Boston, Weare, Holles, Hillsborough, New Ipswich, Merrimac, Lyndborough, Hinneker, Raby, Mason, Temple, Francestown, Hancock, Society Land, Antrim, Andover, Peterborough, Wilton, Mile slip, Duxbury school farms, Dearing, Warner, Sutton, Fishersfield, New Bradford, New London, Dunstable, Dunbarton, Hopkinton, Keene, Swanzey, Walpole, Langdon, Rindge, Westmoreland, Winchester, Hinsdale, Gilsom, Cornish, Surry, Plainfield, Charlestown, Dublin, Claremont, Alstead, Marlow, Newport, Croyden, Acworth, Wendall, Unity, Packersfield, Stoddard, Washington, Marlborough, Fitz-William, Jaffrey, Protectworth, Grantham, Lempster, Richmond, Chesterfield, Plymouth, Haverhill, Lebanon, New-Chester, Hanover, Canaan, Cockermouth, Lyme, Orford, Rumney, Piermont, Bath, Gunthwait, Lancaster, Alexandria, Northumberland, Thornton, Lyman, Littleton, Dalton, Stratford, Cockburne, Shelburne, Colburne, Dorchester, Warren, Wentworth, Landaff, Franconia, Cardigan, Enfield, Grafton, Eaton, Burton, Chatham, Lincoln, Peeling alias Fairfield, Success, Kilkenny, Trecothick, Millfield, Erroll, Piercy, Campbells Gore, Kearsarge Gore, New Bradford Gore, Coventry, Dummer, Cambridge, Hoyts Gore, and Locations granted to the following persons, Thomas Chadbourn, John Goffe, Mark H Wentworth, Daniel Rogers and Jacob Treadwell, Alexander Blair & others, Hugh Sterling &c, Samuel Sherburne and others, Thomas Martin, Joshua Martin &c, Theophilus Dame, John Hurd, Vere Royce and others, a strip of Land lying between Lyndborough & Peterborough — Which Inventory shall be taken to consist of what each person is possessed of on the first day of April next and returned into the Secretary's Office at or before the tenth day of June next in the following kind of Estate (viz) All male Polls from eighteen to Seventy years of age except paupers and Idiots — All male and female negroes and molatto Servants from Sixteen to forty five years of age — Orchard Arable, Mowing and pasture land, accounting so much orchard as
*13-343 will in a common season *produce ten barrels of Cyder, one acre — so much pasture land as will Summer a

Cow four acres; and what mowing land will commonly produce one tun of good english hay yearly or meadow hay in proportion one acre — And what Arable or Tillage land will commonly produce twenty five bushels of Corn yearly one acre, in which is to be considered all Land planted with Indian Corn, Petatoes and beans and Sown with grain flax and pease — All Horses, Mares and Colts distinguishing the difference of years from one to three years old, esteeming all that have been wintered two winters one year old, allowing in like manner for those two years old and three years old and all that are four years old and upwards (allowing as aforementioned) to be accounted Horses and Mares — All oxen, cows and young Cattle distinguishing their ages as above expressed for horses. All mills wharves & ferries, and the yearly rents thereof yearly repairs thereof being first deducted in the judgment of the persons taking said Inventory — The Sum total of the value of all real Estate (viz) Lands and Buildings not included in the before named Articles owned by the Inhabitants — The Sum total of the value of all stock in trade — The Sum total of all money in hand or at Interest not in public funds more than the party pays interest for — The Sum total of the value of all Silver plate — The Sum total of the value of all Clocks & watches — No lands appropriated to public use to be inventoried — That said Inventory be made and returned in columns agreable to the following form (viz) —

	N° of Polls from 18 to 70 years of age
	N° of male negro & molatto Servants from 16 to 45
	N° of female negro & molatto Servants from 16 to 45
	N° of Acres of Orchard land
	N° of Acres of Arable or tillage land
	N° of Acres of mowing land
	N° of Acres of pasture land
	N° of horses and mares
	N° of Oxen

	N° of Cows
	N° of horses & cattle 3 years old
	N° of horses & cattle 2 years old
	N° of horses & cattle 1 year old
	Yearly rent of mills wharves and ferries, repairs being deducted—
	Sum total of the value of all buildings & real Estate owned by the Inhabitants
	Sum total of the value of all real Estate not owned by the Inhabitants
	Sum total of the value of stocks in trade
	Sum total of all money in hand or on Interest not in the public funds—
	Sum total of the value of all Silver plate
	Sum total of the value of Clocks & watches

*13-344 *That every person is required to give in a true and faithful Inventory of the foregoing articles belonging to him respectively on Oath if required thereto by the person or persons taking said Inventory who are hereby impowered to administer the Same and on refusal or neglect thereof the person or persons taking said inventory are to set down to him or them so refusing or neglecting so much as in his or their Judgment appears equitable by way of doomage and the person or persons taking said Inventory are also to take a true and perfect Inventory of all lots or tracts of unimproved lands belonging to persons not residing within the respective Towns or districts where such lands lye, whether divided or undivided Sitting forth the number of Acres and value of each Lot also the number of the Lot and the number of the range it lies in, and whose right it was originally laid out & drawn to — or such other description as may serve to distinguish each lot or tract of Land — That the person or persons taking said Inventory shall take an Oath to be administered by any Justice of the peace in the County where the Same is taken that he or they have faithfully and Impartially made said Inventory a Certificate of which Oath from the Justice who administered

it shall be returned with the said Inventory into the Secretarys Office — That the Select men of the next oldest town to any Town parish or place where no Select men are chosen shall take an Inventory of Such Town parish or place or appoint some person or persons in said respective places to do the Same and return it as aforesaid for which they shall be paid an adequate reward on their account being exhibited and allowed by the General Assembly out of the Treasury — And also that the Select men shall return distinctly an amount or footing of each Column of their Inventory taken last april so that the number of polls, Cattle, Acres of improved lands and all other rateable estate inventoried and rated in each Town in the State and other Taxes the present year may appear. Upon reading and considering the foregoing report — *Voted* that it be received & accepted —

Sent up by Mr Barrett

* Adjourned to Monday next at 2 o'Clock P. M. * 13–345

MONDAY SEPTR 24th 1787.

The House met according to adjournment

The following Resolve came down from the Honbl Senate for Concurrence —

Resolved that the Select men of the Several Towns Districts and places in this State who have not already lodged their claims be and hereby are directed to forward to the Secretarys Office a particular account of all bounties for raising of men for the Continental Army or the Militia called into Service during the late war, made either by Towns, classes or Individuals within three months from the date of this Resolve accompanied with proper vouchers, and if such vouchers cannot be obtained the select men are directed to produce the best evidence they can procure to Support the Same in order that the Committee may be enabled to State the demands of this State against the United States — which resolve was read and concurred and voted that the Secretary be desired to get said Resolve immediately printed in hand Bills and sent to the Several Towns in this state —

Sent up by Mr Crawford

An Act to encourage the raising of Hemp in this State was read a third time and passed to be Enacted —

Sent up by Mr Allen and Mr Copland

Adjourned to half after 8 o'Clock to morrow morning

TUESDAY SEPTR 25th 1787.

The House met according to adjournment

Voted that Mr Robinson, Mr Odlin & Mr Badger with such of the Honbl Senate as they shall join be a Committee to consider of the Memorial of his Excellency John Sullivan Esqr and report thereon — Sent up by Mr Barnard

Upon hearing and considering the Petition of Several of the Inhabitants of Keene, Packersfield, Gilsom & Stoddard *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — reserving to the Town of Gilsom their proportion of the public lands —

Sent up by Mr Hubbard

* 13-346 * Upon reading and considering the Petition of Thomas Minor *voted* that the Petitioner be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioner cause that Bela Turner Esqr be served with a Copy of the Petition and order of Court thereon that he may then appear and shew cause why the prayer thereof may not be granted, and that the Execution against said Minor be stayed until the decision of the General Court —

Sent up by Mr Simpson

Voted that Mr Badger, Mr Taylor & Mr Whitcomb with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Middletown[1] and report thereon — Sent up by Mr Copp

Voted that Mr N Peabody & Mr Odlin with such of the Honbl Senate as they shall join be a Committee to draught in the recess of the General Court all such Bills as they shall be directed by said Court in the present Session to draught in the recess —

Sent up by Mr Griffin

Voted that the hearing on the Petition of Richard Jenness Esqr which was to have been this day before the General Court be postponed to the Second Tuesday of the next Session of said Court agreably to the request of both parties —

Sent up by Mr Dix

Upon hearing and considering the Petition of Samuel Dexter *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Dix

Adjourned to 2 o'Clock P. M.

1 xii Ham. Town Papers, 601.

Met accordingly

An Act to raise a revenue to this State by excise was read a third time and passed to be Enacted —

Sent up by Mr Dakin & Mr Dutton

An Act in addition to and in explanation of an Act intitled an Act relating to Constables collecting rates and assessment was read a third time & passed to be Enacted —

Sent up by Mr Dakin & Mr Dutton

* Agreably to the order of the day, proceeded to a * 13-347 hearing on Sundry Petitions —

Voted that the hearings on the Petitions of Enoch Johnson David Batcheldor, William Hayes and William Reed which were to have been this day be postponed to the Second Tuesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Winch

Upon hearing and considering the Petition of the Inhabitants of New Bradford[1] — *Voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly —

Sent up by Mr Winch

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Winch

Voted that Mr N Peabody, Mr Gains & Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of John Wheelock Esqr President of Dartmouth College and report thereon — Sent up by Mr Simpson

The Committee on the Petition of the Select men of Goffstown[2] reported that a day of hearing be appointed — Whereupon *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioners cause that the Select men of New Boston be served with a Copy of the Petition and order of Court thereon three weeks before the Sitting of said Court that they may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Dow

Adjourned to half after 8 o'Clock to morrow morning

1 xi Ham. Town Papers, 219. 2 xii Ham. Town Papers, 45.

WEDNESDAY SEPTR 26th 1787.

The House met according to adjournment

The Committee on the Petition of Elisha Day and Sarah Day reported that the prayer of the Petition be so far granted that the Guardians therein named have liberty to Sell at public
*13-348 auction the Lot numbred five in the first division *lying in Lempster within mentioned, the said Guardians giving fifteen days notice of the time and place of Sale also what credit will be given is to be inserted in the advertisement, and the said Guardians to give caution to the Judge of Probate in the County of Cheshire in the State of New Hampshire for the amount of the proceeds of the Lot of Land aforesaid for the benefit of the minor within mentioned — Signed John Bell for the Committee, which report being read and considered *voted* that it be received and accepted, and that the Petitioners have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Hearsey

The Committee to consider of the propriety of Advertisements respecting proprietary meetings and the taxes on Lands of Non-residents being confined to any one particular news paper &c. Reported that all advertisements which are by Law confined to the New Hampshire Gazzette be after the first day of November next confined to the Exeter news paper called the freemans oracle provided the printer or printers thereof will give Bond to the Speaker of the House of Representatives in a reasonable Sum conditioned to print said advertisements at the rate of two shillings & Six pence for what is commonly called a Square with the primer type and will not demand or receive more of any person than in that proportion for advertisements — Signed Amos Shepherd for the Committee — which report being read and considered — *voted* that it be received and accepted —

Sent up by Mr Hearsey

Voted that Mr J Freeman, Mr Cragin & Mr Gale with Such of the Honbl Senate as they shall join be a Committee to consider of the Petition of David Perry & William Ripley and report thereon—

Sent up by Mr Hearey

Voted that Mr Tainter, Mr Jona Dow & Mr Barrett with such of the Honbl Senate as they shall join be a Committee to
*13-349 consider of the Petition of Timothy Taylor Esqr in *behalf of the Town of Merrimac and report thereon —

Sent up by Mr Knowles

Voted that Mr Winch, Mr Emerson & Mr Whitcomb with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Francis Porter and report thereon —

Sent up by Mr Knowles

Voted that Mr Barrett, Mr Taylor & Mr Copland with Such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Lebanon and report thereon —

Sent up by Mr Freeman

Agreably to the order of the day heard Several parties on their Petitions —

Upon hearing and considering the Petition of John Young *voted* that the Petition be dismissed —

Adjourned to 3 o'Clock P. M.

Met accordingly

Upon reading and considering the Petition & Memorial of John Calfe Esqr *voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly — Sent up by Mr Barrett

The Committee on the propriety of receiving Continental Bills from the Town of Charlestown — Reported that the Treasurer receive of the Town of Charlestown eight hundred and forty five pounds in Continental Bills which were collected by said Town by the twentieth day of June 1781, & credit said Town twenty one pounds Six shillings out of the new Emission Tax due from said Town therefor — said Town having heretofore paid a Sum to said Treasurer in said bills which might have been paid in said Bills now offered — Signed Ebenzr Smith for the Committee — which report being read and considered *voted* that it be received and accepted and that the Treasurer govern himself accordingly —

Sent up by Mr Smith

Voted that Mr Allen, Mr Simpson & Mr Parker with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Hinsdale and report thereon —

Sent up by Mr Smith

* An Act in addition to and for the amendment of an Act intitled an Act to regulate flax seed, pot Ash, and pearl Ash for exportation — was read a third time and passed to be enacted — * 13–350

Sent up by Mr Greeley & Mr Allen

The Committee on the Petition of Barnard McKean[1] reported that the said McKean be allowed four pounds Sixteen Shillings Lawful money and that the same be paid out of the Treasury by order of the President — Signed Joshua Bayley for the Commit-

1 xi Ham. Town Papers, 187.

tee — which report being read and considered *voted* that it be received & accepted — Sent up by Mr Knowles

Upon reading and considering the Petition from the Town of Lancaster[1] *voted* that the Petitioners be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published in one of the New Hampshire news papers three weeks Successively prior to the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted. Sent up by Mr Prentice

Upon reading and considering the Petition of Prentice Willard & Isaac Butterfield *voted* that the Petitioners be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be posted up in Some public place in the Town of Westmoreland three weeks Successively prior to the sitting of said Court that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Prentice

Voted that the Account of the Select men of Chesterfield for taking care of a Transient person as adjusted by the Court of Sessions for the County of Cheshire be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Griffin

*13-351 *The Committee on the Petition of President Wheelock Reported that the prayer thereof be granted, that he have leave to bring in a Bill for a new Scheme of a Lottery for raising a Sum not exceeding eighteen hundred pounds including expences and that provision be made in said Bill for the redemption of tickets sold upon the former scheme of a Lottery for the benefit of said College — Signed E Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Robinson

Voted that Mr Jos Dow, Mr Badger, Mr Flanders, Mr Powers and Mr Crawford with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Simeon Olcott Esqr and others and report thereon — Sent up by Mr Gaskill

Agreably to the order of the day proceeded to a hearing on Several Petitions but came to no determination thereon before adjournment —

Voted that the hearing on the Petition of Henry Gerrish[2] Esqr

1 xii Ham. Town Papers, 353. 2 xi Ham. Town Papers, 205.

and others Inhabitants of the County of Hillsborough, which was to have been this day before the General Court be postponed to the Second Wednesday of their next Session of which all persons concerned are to take notice and govern themselves accordingly—
Sent up by Mr Gaskill

Voted that the remainder of the hearings which were to have been before the General Court this day be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Whitcomb

Adjourned to 8 o'Clock to morrow morning

THURSDAY Septr 27th 1787

The House met according to adjournment

Upon hearing and considering the Petition of Jonathan Chase Esqr *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Dudley

Upon hearing and considering the Petition of Joseph Kelley *voted* that the Petition be dismissed —

Upon hearing and considering the Petition from the Town of Walpole *voted* that the Petition be dismissed —

* Upon hearing and considering the Petition from the * 13-352
Town of Stoddard — *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly at this or the next Session — Sent up by Mr Copland

Upon hearing and considering the Petition of Benjamin Parson, *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Copland

Resolved that the Interest upon the Twenty pound bounty that was allowed to the Several Towns in this State for procuring Soldiers for the late American Army be discontinued and that the Treasurer take order accordingly, and that no further interest be allowed to any Town after passing this Resolve —
Sent up by Mr Copland

An Act for confirming the doings of the Judge of Probate of Wills &c for the County of Middlesex and Common Wealth of Massachusetts respecting a part of the Estate of Temperance Gordan — was read a third time and passed to be Enacted —
Sent up by Mr Copland & Mr Powers

An Act to incorporate a Town by the Name of Sullivan — was read a third time and passed to be Enacted —
Sent up by Mr Copland & Mr Powers

Voted that Thomas Bartlett Esqr Capt Dudley Odlin & Doct^{r} Amos Gale for the County of Rockingham, Col^{o} Joshua Wingate, Ebenezer Thompson Esqr and John Rawlings Esqr for the County of Strafford, Doct^{r} Jonathan Gove, Timothy Taylor Esqr and Daniel Emerson Esqr for the County of Hillsborough — Mr Benjamin Hall, John Hubbard Esqr and Col^{o} John Bellows for the County of Cheshire — Col^{o} William Simpson Col^{o} Edmund Freeman and Elisha Payne Esqr for the County of Grafton be and they hereby are appointed Committees within the respective counties to which they Severally belong to make sale of the excise in their Several Counties for one year from the first day of October next and that they seasonably advertise the time and place of Sale — Sent up by Mr Copp —

* 13-353 * *Voted* that Mr Chase, Mr Gains, Mr Robertson, Mr Prentice and Mr Simpson with such of the Honb^{l} Senate as they shall join be a Committee to consider of the propriety of appointing a Commissioner for settling the Continental Accounts with the Commissioner appointed by Congress and whether said Commissioner shall have power to employ one or more Clerks as he may find necessary and what shall be allowed for their Services and how paid, and report thereon —

Sent up by Mr Copp

Voted that the allowance for the Travel and attendance of the Members of the Honb^{l} Senate and House of Representatives and their Officers be the Same as at the last Session and that the Secretary and Clerk make up the Rolls accordingly and that the President give order for payment in the Same manner as at the last Session — Sent up by Mr Copp

Voted that M^{r} N : Peabody, Mr Gains & Mr Allen with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Memorial of Samuel Dexter Esqr in behalf of Margaret Newman and report thereon — Sent up by Mr Hearsey

Adjourned to 2 o'Clock P. M.

Met accordingly

An Act to incorporate New Bradford[1] in the County of Hillsborough and Washington Gore so called and part of Washington in the County of Cheshire and annex the Same to the County of Hillsborough — was read a third time and passed to be enacted —

Sent up by Mr Greeley & Mr Dow

Voted that the account of Jonas Baker for boarding nursing and doctering a Transient person by the Name of James ONeil

1 xi Ham. Town Papers, 219.

amounting to Twenty two pounds nine shillings and ten pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Hubbard

Voted that Mr Rand, Mr Crawford & Mr Dudley with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Claremont and report thereon — Sent up by Mr Hearsey

Voted that Mr Dudley, Mr Kimball & Mr Hearsey with such of the Honbl Senate as they shall join be a Committee * to consider of the Petition of Ebenezer Britton & * 13-354 report thereon — Sent up by Mr Flanders

A vote came down from the Honbl Senate appointing a Conference with the Honbl House in the Assembly room as soon as may be to consider of the Excise Act and of the appropriating Act — was read and concurred — Sent up by Mr Flanders

Upon a motion made for reconsidering the vote which passed this morning for dismissing the Petition of Joseph Kelley — The yeas and nays were called and are as follows

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Allen	Mr Gove	Mr Badger
Mr Robinson	Mr Tainter	Mr Hall	Mr Emerson
Mr Peabody	Mr Crawford	Mr Smith	Mr Rand
Mr Knowles	Mr Blanchard	Mr Chase	Mr Flanders
Mr Copp	Mr Dudley	Mr Winch	Mr Parker
Mr Barrett	Mr Thos Dow	Mr Johnson	Mr Thomas
Mr Dix	Mr Hearsey	Mr Jos Dow	Mr Duncan
Mr Prentice	Mr Taylor	Mr Bradley	Mr Kimball
Mr Babcock	Mr Abbott	Mr Butler	Mr Simpson
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Hubbard	Mr Cragin	Mr Barnard	Mr Gains
Mr J Freeman	Mr Jona Dow	Mr Wm Peabody	Mr Rogers
Mr Healey	Mr Copland	Mr Dutton	Mr Fifield
Mr Bartlett	Mr E Freeman	Mr Greeley	Mr Dakin
Mr Job Dow	Mr Gale	Mr Griffin	Mr Willard

36 Yeas — 20 Nays so it was reconsidered —

On the report of a Committee to whom was referred a Petition of the Select men of Middletown[1] —

Resolved that the Select men of Middletown be and hereby are impowered to assess the Inhabitants of said Middletown for the Taxes for 1775, 1776 and 1777, Amounting to Thirty nine pounds, four shillings & ten pence which were granted before they were incorporated, together with the Lawful costs of the Extents which

1 xii Ham. Town Papers, 601.

have issued against them And that the Same be assessed and levied on the Polls and Estates in said Town to be paid in State Certificates — Sent up by Mr Hall

*13-355 * The vote for dismissing the Petition of Joseph Kelley being reconsidered —

Voted that the hearing on the Petition of Joseph Kelley be postponed to the Second Tuesday of the next Session of the General Court and that in the mean time the said Kelley cause that Edward Smith late of Boston in the common wealth of Massachusetts be served with a Copy of the Petition & this order of Court fifteen days before the sitting of said Court, that he may then appear and Shew cause (if any he hath) why the prayer thereof may not be granted — Sent up by Mr Hall

Upon reading and considering the Petition of Sarson Belcher[1] *voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that a Copy of the Petition and order of Court thereon be posted up in Some public place in the Town of Peterborough three weeks prior to the sitting of said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Hall

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Hall

The Committee appointed to burn state notes, Certificates &c &c. Reported that they have received from the Committee for setling the Treasurers Accounts, Certificates and Notes as (follows viz) — In Certificates issued July 31st 1782 Four hundred & fifty eight pounds three shillings —

In Certificates dated July 31st 1783 — Seven hundred & ninety four pounds three shillings and one penny —

In Certificates dated July 31st 1784, Four thousand eight hundred & Six pounds eleven shillings and eight pence issued for interest, and Four thousand Seven hundred & eighty one pounds twelve Shillings issued for fifteen ℔r Cent —

*13-356 * In Certificates dated July 31st 1785, Eighteen thousand Seven hundred & twelve pounds eleven shillings and ten pence —

In Certificates dated July 31st 1786, Two hundred & forty four pounds fifteen shillings and ten pence —

1 xiii Ham. Town Papers, 189.

In State notes of various dates taken up by the Treasurer One hundred & thirty four thousand eight hundred & nine pounds Sixteen Shillings and Seven pence —

In copper plate notes Eleven pounds & ten Shillings All which notes and certificates we have caused to be burnt to ashes in our presence —

We have delivered to the Treasurer Fifty three thousand four hundred & Eighteen Dollars in Bills of the New Emission — Also Twenty three thousand nine hundred & Ninety Dollars & fifty Seven ninetieths of a Dollar final Settlement notes — Also Seven thousand four hundred & Sixty one pounds four shillings & Six pence in Interest certificates issued by the Continental Loan Officer in this State for all which sums we have taken the Treasurers receipt — This receipt together with all the vouchers and documents respecting the Treasurers Accounts we have delivered to Josiah Gilman Esqr comptroller of Accounts —

Exeter Sep^{t} 29th 1786

Joseph Gilman
Christo^{r} Toppan } Committee
Eph^{m} Robinson

which report was read and considered, received and accepted —

Sent up by Mr Healey

Adjourned to 8 o'Clock to morrow morning

FRIDAY Sept^{R} 28th 1787.

The House met according to adjournment

An Act to appoint new managers for Dartmouth College Lottery and to render the Same more effectual — was read a third time and passed to be enacted —

Sent up by Mr Freeman & Mr Barrett

Voted that when the business of the present Session is finished, that the President with advice of Council be * desired to adjourn the General Court to meet again on the third wednesday in January next at the Court House Exeter —

* 13–357

Sent up by Mr Freeman

Upon reading and considering the Petition of Davenport Phelps Esqr *Voted* that the Petitioner be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire news papers prior

to the sitting of said Court and also cause that a Copy thereof with the order of Court thereon be posted up in some public place in said Piermont the Same term of time prior to the Sitting of said Court, that any person or persons may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Copland

Upon reading and considering the Petition of Israel Towns *voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly — Sent up by Mr Copland

Voted that Mr Dakin, Mr Blanchard & Mr Cragin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Doctr Nathanael Breed and report thereon —

Sent up by Mr Copland

Upon reading and considering the Petition of Bezaleel Davis alias Russell Freeman Esqr *voted* that the Petitioner be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioner cause that Jonathan Freeman Esqr be served with a Copy of the Petition and order of Court thereon that he may then appear and shew cause if any he hath why the prayer thereof may not be granted —

Sent up by Mr Freeman

Voted that the account of James D. Griffith amount-
* 13-358 ing * to thirty Shillings be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Hall

Voted that the Account of Mr Benjamin Hall amounting to Twenty shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Freeman

Voted that Mr N Peabody, Mr Prentice & Mr Hall with such of the Honbl Senate as they shall join be a Committee to consider of the Account of Robert Gerrish and report thereon —

Sent up by Mr Hall

Voted that the Account of John Calfe Esqr amounting to Six pounds Seven shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Hall

Voted that David Page Esqr, Colo Joshua Wingate and John Rawlings Esqr be left out of the Travel Roll for the present Session, they having left the General Court without obtaining leave therefor —

An Act to restore Jonathan Chase Esqr to his Law was read a third time and passed to be Enacted —

Sent up by Mr Holmes & Mr Babcock

An Act to restore Benjamin Parsons to his Law in a certain Action was read a third time and passed to be enacted —

Sent up by Mr Holmes & Mr Babcock

Adjourned to 2 o'Clock P. M.

Met accordingly

An Act for laying a Tax of one penny on each acre of Land in the Town of Stoddard for the term of three years was read a third time and passed to be Enacted —

Sent up by Mr Copland & Mr Parker

Upon reading and considering the Petition of Enoch Hale Esqr *voted* that the prayer thereof be granted and that he have leave to bring in a Resolve accordingly —

Sent up by Mr Simpson

* The Committee to consider of the Propriety of * 13-359 appointing a Commissioner for settling the Continental Accounts &c — Reported that the Honbl Joseph Gilman Esqr be appointed a Commissioner in behalf of this State to Superintend the stating and Settlement of all Accounts between said state and the united States and that the Honbl Joseph Pearson & Josiah Gilman Esquires be assistant Commissioners and that they have power to appoint the necessary clerks for that purpose — And that his Excellency the President with advice of Council be impowered to appoint a proper person or persons to fill any vacancy or vacancies that may arise by the death, refusal or nonattendance of any of said Commissioners and to draw orders on the Treasury for the payment of the said Commissioners and Clerks and that the Treasurer be directed to pay the Same out of the Monies arising from the excise — Signed E Smith for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Griffin

An Act to establish a fund for the Redemption of orders drawn by the President of said state and for appropriating the revenue raised by Impost and excise — was read a third time and passed to be Enacted — Sent up by Mr Cragin and Mr Rand

Upon reading and considering the Petition of Samuel Dexter in behalf of Margaret Newman, *voted* that the prayer thereof be granted and that he have leave to bring in a Resolve accordngly — Sent up by Mr Griffin

Resolved that the Treasurer be and hereby is required to receive final Settlement notes & other liquidated notes of the United States at the rate of ten shillings on the pound on all outstanding Taxes which were to have been paid in Certificates issued by the Treasurer of this State from and after this Resolve —

Sent up by Mr Johnson

*13–360 * *Voted* that the Revr[d] Mr Bulkley Olcott be allowed forty Shillings for his Services as Chaplain to the General Court the present Session and that the President give order on the Treasurer accordingly — Sent up by Mr Smith

Voted that the Account of Joseph Spencer amounting to four pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Smith —

Voted that the Account of Oliver Hall amounting to one pound Sixteen Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Smith

Voted that the Account of Joseph Wadleigh amounting to Sixteen pounds Six Shillings and four pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Smith

The vote of this day respecting the adjournment came down from the Honb[l] Senate for the following amendment "that it be Portsmouth instead of Exeter, which amendment was read and concurred — the yeas and nays were then called for and are as follows — (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Griffin	Mr Whitcomb	Mr Lovell
Mr Jos Dow	Mr Kimball	Mr Willard	Mr Barrett
Mr Bartlett	Mr Simpson	Mr Allen	Mr Dutton
Mr Badger	Mr Odlin	Mr Holmes	Mr Gaskill
Mr Taylor	Mr Robinson	Mr Tainter	Mr Babcock
Mr Cragin	Mr Knowles	Mr J Freeman	Mr Chase
Mr Prentice	Mr Copp	Mr Rogers	Mr Copland
Mr Parker	Mr Dakin	Mr Blanchard	Mr Winch
Mr Thomas	Mr Dix	Mr Hearsy	Mr E Freeman
Mr Powers			
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gale	Mr Duncan	Mr Flanders	Mr Abbott
Mr Bradley	Mr Dudley	Mr Crawford	Mr Jona Dow
Mr Job Dow	Mr Fifield	Mr Barnard	Mr Hubbard
Mr Rand	Mr Emerson	Mr Thos Dow	Mr Johnson
Mr Greeley	Mr Gove		

37 yeas — 18 nays —

*13–361 * On the Petition of Margaret Newman of Boston in the County of Suffolk and Common wealth of Massachusetts, widow, praying that a claim by her exhibited against the Estate of Zaccheus Cutler late of Amherst in the County of Hillsborough an absentee may be allowed against the Same Estate — *Resolved* that the Sum of Six hundred pounds Lawful money be

allowed to the said Margaret Newman against the Estate of the said Zaccheus Cutler and that the said Margaret have the same remedy for the Sum aforesaid in all respects until she may obtain compleat Satisfaction for the Sum aforesaid as if the aforesaid Sum had been allowed and reported by the Commissioners who examined and reported the other claims on the Estate of the said Zaccheus in due course of Law, And the Judge of Probate for the County of Hillsborough, and all concerned are directed to take notice hereof and govern themselves accordingly —

Sent up by Col° Gains

Upon reading and considering the Petition of Enoch Hale Esqr praying that he may have liberty of entering an Action (commenced against him by Frazier and Geer) at the next Superior Court of Judicature to be holden at Amherst within and for the County of Hilsborough wherein he the said Hale was defaulted at the last Inferior Court of Common pleas held at said Amherst and praying also for liberty to plead thereto in the Same manner as if said Action had not been defaulted, and the prayer thereof appearing reasonable —

Therefore *Resolved* by the Senate and House of Representatives in General Court convened, that the said Hale have liberty of entering said action at the next Superior Court and of pleading thereto in the same manner as if said Action had not been defaulted any Law usage or custom to the contrary notwithstanding —

Sent up by Col° Gains

Adjourned to 7 o'Clock to morrow morning.

SATURDAY, SEPT^R 29th 1787.

The House met according to adjournment

Voted that the hearing on the Petition of Sarah * Simpson and Jane Simpson which was to have been * 13-362 this Session be postponed to the Second Thursday of the next Session of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Simpson

The Committee on the Account of Robert Gerrish reported that he be allowed and paid twelve pounds ten shillings in full of his account for printing the Election Sermon and that the President give order on the Treasurer for the Same to be paid out of the impost duty Signed E Smith for the Committee — which report being read and considered — *voted* that it be received and accepted — Sent up by Mr Gains

The following Resolve came down from the Honb[l] Senate for Concurrence —

In Senate Sept[r] 29th 1787.

Resolved that the Justices of the Superior Court be paid their Salaries quarterly and that his Excellency the President draw orders accordingly — which resolve was read and concurred —

Sent up by M[r] Lovell

Voted that the Account of the Honb[l] Joseph Gilman Esq[r] amounting to forty Seven pounds five shillings and Six pence be allowed and paid out of the Treasury by order of the President —

Sent up by M[r] Lovell

Voted that the Honb[l] Payne Wingate Esq[r] be and he hereby is appointed a Delegate to represent this state in the Congress of the United States (in the Room & Stead of the Honb[l] Benjamin West Esq[r]) for the term of one year from and after the first day of November next unless Sooner relieved or recalled by the General Court of this State with all the powers & priviledges which other delegates from this state have heretofore
* 13–363 * had and enjoyed agreably to the confederation of the united States — Sent up by M[r] Lovell

Information having been given to this House of the death of the Honb[l] John Sparhawk Esq[r] late Speaker of the House of Representatives — Motion was made for the choice of a Speaker and the ballots being taken the Honb[l] Thomas Bartlett Esq[r] was unanimously chosen for that purpose —

The Secretary came down and gave information that his Excellency the President with advice of Council has thought fit to adjourn the General Court to meet again on the third Wednesday of January next at the Court House in Portsmouth — and it is accordingly adjourned —

[Of the preceeding acts, resolves, and votes, the following are nonconcurred, and ordered by the honorable Senate to lay.

Unity petition, praying for the staying of an extent: Nonconcurred.

Committee on the propriety of receiving state notes for all outstanding taxes: Nonconcurred.

Resolve that final settlement notes be received at ten shillings on the pound: Nonconcurred.

Ordered to lay.

Vote respecting Courts of Sessions.
ditto pay of Representatives.

Vote respecting Lebanon.
ditto Commissioners on Continental Accounts.
ditto Plainfield and Cornish.
ditto petition of *Francis Porter*.
ditto ditto of Claremont.
ditto ditto of *Ebenezer Britton*.
ditto ditto of *Nathaniel Breed*.
ditto ditto of *Willet Peterson*.
ditto ditto of Chesterfield.
ditto committee to sell excise.
ditto General Sessions of the Peace.
ditto new valuation.
ditto committee to draught bills in the recess.
ditto *Israel Town*, in behalf of Stoddard.
Bill for raising hemp.]

JOURNAL OF THE SENATE

CONTAINING THE PROCEEDINGS

FROM DECEMBER 5 TO DECEMBER 15, 1787.

STATE OF NEW HAMPSHIRE.

A a Special Session of the General Court called by his Excellency the President with advice of Council and holden at Portsmouth on Wednesday December 5th, 1787.

The Honorable Joseph Gilman, Peter Green, Ebenezer Thompson Ebenezer Smith, Joshua Bayley, and Amos Shepard Esquires attended.

* THURSDAY, DECEMBER 6th, 1787. * 2–327

Present His Excellency John Sullivan Esqr President.

Of the Honorable Senate as yesterday with the addition of Mr Bellows.

Adjourned till to-morrow 9, O'Clock A. M.

FRIDAY DECEMBER 7th, 1787

Met according to adjournment.
Present as yesterday.
Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY DECEMBER 8th, 1787.

Met according to adjournment.

Present as yesterday, with the Addition of Mr Atkinson who took the usual Oaths as a Senator.

Adjourned 'till Monday next 3 OClock P. M.

MONDAY DECEMBER 10th, 1787

Met according to adjournment.
Present as on Saturday last except Mr Gilman and Mr Green
Adjourned 'till to-morrow 9, O'Clock, A. M.

TUESDAY DECEMBER 11th, 1787.

Met according to adjournment.

Present as yesterday with the addition of Mr Wentworth and Mr Bell.

* 2–328 A Vote, to accept the report of the committee *Appointed to agree upon a Place for erecting a Meeting House in Town of Stoddard. That said Meeting-House be placed on the fifteenth Lot in the ningth Range upon a Tract of Land given to the Town of Stoddard by John Tenney for a meeting Spot, burying Yard &c. was brought up, read and concurred.

A Vote, that the proceedings of the federal Convention transmitted to the General Court by Congress be submitted to a convention to be chosen by the People for their consideration and decission, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate, to consider what number the proposed Convention shall consist of, the mode of Election and the time and place of meeting and report thereon, was brought up, read and concurred: Mr Thompson Mr Smith Mr Bellows, Mr Wentworth, and Mr Bayley, joined.

A Vote, that the Account of Samuel Hale Esquire amounting to one pound sixteen Shillings be allowed and paid out of the Treasury by order of the President, was brought up, read and concurred.

A Vote, that the account of John Waldron Esquire, amounting to one pound sixteen Shillings, be allowed and paid, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of John Haskins, and report thereon, was brought up, read and concurred: Mr Wentworth, and Mr Means joined.

* 2–329 A Vote, to hear the petition of Mary Lear * On Thursday the 13 of December, current, was brought up, read and concurred, with this amendment, that the hearing be on Thursday the twentieth Instant, and if not then on the third Wednesday of the next Session, Sent down, brought up, concurred.

Adjourned 'till to-morrow 9, O'Clock A M.

WEDNESDAY DECEMBER 12th, 1787

Met according to adjournment.

Present as Yesterday.

A Vote, for a committee to join a committee of the Senate to take under consideration the Account of E. Noyes and all similar Matters and report thereon, was brought up, read and concurred: Mr Wentworth and Mr Smith joined.

A Vote, granting the prayer of the petition of Capt. D. Odlin

in behalf of the Selectmen of the Town of Exeter, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to accept the report of the committee to Consider what number the proposed Convention shall consist of, &c. That the proposed Convention consist of the same number of Deligates as the several Towns and places are now entitled to send as Representatives to the General Court and to be chosen in the same manner with this addition, that those Towns by which the present mode of Representation are not classed with any other Town nor entitled to send by themselves, may send one Deligate from each Town. That the qualification of Deligates shall be the same as * Those required by the Constitution of Repre- * 2-330 sentatives, excepting that which is called the exclusion Bill shall not have any effect in the choise of Deligates. That the Convention meet at Exeter on the second Wednesday of February next, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to Consider of the propriety of transacting the business at this Session, which was intended for January Session, was brought up, read and concurred: Mr Smith, Mr Bellows, and Mr Means joined.

A Vote, for a committee to join a committee of the Senate, to prepare a preceipt or Resolve to send to the several Towns and districts in this State for the Choise of Deligates to the State Convention &c. was brought up, read and concurred. Mr Thompson joined.

A Vote, that the Deligates to be chosen for the Convention have the same allowance for their travel as the members of the General Court had the Two last Sessions, was brought up, read and concurred.

A Vote, to pay the account of the Honorable John Langdon Esquire amounting to One hundred and thirty Nine pounds ten Shillings as Deligate to Convention at Philadelphia, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate, to consider of the petition of Jonathan Cilley, and report thereon, was brought up, read and concurred: Mr Smith, Mr Thompson and Mr Bellows joined.

A Vote, to hear the petition of the Selectmen of the Town of Atkinson on the Second Wednesday of the next Session, was brought up, read and concurred.

A Vote, to pospone the hearings which were to have this day

*2-331 untill to-morrow, * Was brough[t] up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Captain Josiah Batcheldor and Report thereon, was brought up, read and concurred: Mr Shepard and Mr Bellows, joined.

A Vote, granting the prayer of the petition of the Selectmen of Unity and giving them Leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Benjamin Thompson and report thereon was brought up, read and concurred. Mr Wentworth aud Mr Green joined

A Vote, for a committee, to join a committee of the Senate to consider of the petition of his Excellency John Sullivan Esquire, and Others, and report thereon, was brought up, read and concurred: Mr Wentworth and Mr Bellows joined.

Adjourned 'till to-morrow 9, O'Clock, A. M.

THURSDAY DECEMBER 13th 1787.

Met according to adjournment.

Present as yesterday.

A Vote, for a committee to join a committee of the Senate, to consider what Business is yet necessary to be done &c. &c was brought up, read and concurred: Mr Smith, Mr Bellows, and Mr Thompson joined

*2-332 * A Vote, for a committee to join a committee of the Senate, to consider of a plan for a new valuation &c. was brought up, read and concurred: Mr Atkinson and Mr Bell joined

A Vote, for a committee to join a committee of the Senate, to consider of the Accounts of the committee appointed to run the Lines of the masonian Patent, was brought up, read and concurred [Mr Smith] Mr Bell, Mr Means, and Mr Bellows, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Francis Porter, and report thereon, was brought up, read and concurred: Mr Bayley joined

A Vote, to hear the petition of C. March on the second Wednesday of the next Session, was brought up, read and concurred.

A Resolve, that the Town of Sullivan be annexed to the Class of Surry and Gilsom for representation, &c. was brought up, read and concurred.

A Vote, to hear the petition of William Lyons on the third Wednesday of June next, was brought up, read and concurred

A Vote, to pospone the hearings on the petition of the Selectmen of Lyndeborough S. Duncan Henry Gerrish to the second Wednesday of the next Session, was brought up, read and concurred.

An Act, for altering the time of holding the annual March Meeting of the Town of Exeter in the County of Rockingham, having been read a third time *voted* that the same be enacted.

A Vote, granting the prayer of the petition of Thomas Dow in half of the Town of Salem and giving them leave to bring in a bill accordingly *At this or the next Ses- *2–333 sion, was brought up, read and concurred.

A Vote, to pospone the hearings which were to have been this day, untill to-morrow, was brought up, read and concurred.

A Vote authorizing the Judge of Probate to Issue another Commission for receiving the claims of Haskins and Mrs Newman and others against the Estate of Caccheus Cutler allowing six Months for that purpose, and no longer, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Andrew Freese and others, and report thereon, was brought up, read and concurred. Mr Shepard and Mr Smith joined.

A Vote, to pay the account of John W. Gilman, amounting to twelve pounds twelve Shillings for making borders for Rates &c. was brought up, read and concurred.

A Vote, that Col. Supply Clap be requested to repair the Light House and Barracks at the Fort and his account before the Court at the next Session, was brought up, read and concurred

Adjourned 'till to-morrow 9, O'Clock, A. M.

FRIDAY DECEMBER 14th, 1787.

Met according to adjournment.

Present as yesterday.

A Resolve, that the proceeding of the Federal Convention transmitted to the General Court through the medium of Congress be submitted to a convention of the people by their Deligates for their full and free Investigation discussion and decission, was brought up, read and concurred.

*A Vote, that four hundred Copies of the Constitution *2–334 proposed by the Federal Convention for the Government

of these United States, be forthwith printed and sent to the Several Towns in this State as soon as may be, was brought up, read and concurred with this amendment, that the Resolve of the General Court for calling a convention be printed with the proposed Constitution and sent out therewith, sent down, amendment concurred.

A Vote, for a committee to join a committee of the Senate, to procure the printing of the four hundred Copies of the proposed Constitution of the United States agreeable to the vote of Tuesday last, was brought up, read and concurred with this amendment, that the Resolves and Votes of this Court respecting the calling a Convention be printed and sent out on the same paper; and Col. Wentworth is joined to the Committee. Sent down, amendemnt concurred.

A Vote, to hear the Memoral of the Masonian Proprietors on the Second Wednesday of their next Session, was brought up, read and concurred.

An Act impowering the Selectmen of Unity to assess the Lands within said Town for the purpos of Repairing high ways, having been read a third time, *voted* that the same be enacted

A Vote, to the petition of Gershom Lord on the second Wednesday of the next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Hepzibah Whitney and that they have Liberty to bring in a bill accordingly, was brought up, read and concurred.

*2–335 A Vote, for a committee to join a committee *Of the Senate to consider of the petition of Jennett Brown, and report thereon, was brought up, read and concurred: Mr Bell and Mr Bellows joined

A Vote, for a committee to join a committee of the Senate to consider what allowance shall be made for running the Line of the Masonian Patent, was brought up, read and concurred: Mr Wentworth and Mr Green joined.

A Vote, to accept the report of the committee on the petition of Jonathan Cilley Esquire that the Treasurer be directed to deliver or Cancel the bond given for the first Instalment of said Excise (if the principal is paid) without Interest and that the Treasurer shall not issue any Extent against said Cilley for said Excise untill further order of the General Court; and that the further consideration of said Cilley's petition be posponed untill he hath further opportunity to finish his collection of said Excise, was brought up, read and concurred.

A Vote, to hear the petition of John Stokle on the Second

Wednesday of the next Session was brought up, read and concurred.

A Vote, that the hearings on the petitions which were to have been on the second and third Weeks of this Session be posponed to the same days of the Second and third Weeks, of the next Session of the General Court and the Secretary give public Notice thereof, was brought up read and concurred.

A Vote, that the members of the General Court have the same pay as at the Last Session, was brought up, read and concurred

*A Vote, that the president with advice of Council *2-336
be desired to adjourn the General Court to-morrow at twelve O'Clock, to meet again in the Court House in Portsmouth on Wednesday the twenty third day of January next, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock, A. M.

SATURDAY, DECEMBER 15th, 1787

Met according to adjournment.

Present as yesterday.

A Resolve, that Thomas Bartlett Esquire, Capt. Dudley Odlin, and Doctor Amos Gale for the County of Rockingham; Col. Joshua Wingate Ebenezer Thompson Esquire and John Rawlings Esquire for the County of Strafford Doctor Jonathan Gove Capt. Timothy Taylor and Daniel Emerson Esquire for the County of Hillsborough, Col. Amos Shepard, John Hubbard and Col. John Bellows for the County of Cheshire; and Col. William Simpson Col. Edward Freeman and Elisha Payne Esqr for the County of Grafton, be and they hereby are appointed Committees within the respective Counties to which they severally belong to make sale of the Excise in their Severally Counties for one year from the first day of October last and that they severally advertise the time and place of sale.

Resolved that the several Farmers of the Excise are hereby directed to give public Notice of the time on which they will attend to settle and receive Excise from the Retailors Inholders and others in the respective towns within their districts, that the Inhabitants of the several Towns may have an opportunity of Settling and paying the same * Without being put to the *2-337
Expence of unnecessary travel, sent down for concurrence

A Vote, granting the prayer of the petition of sundry Inhabitants in the County of Strafford, and giving them leave to bring

in accordingly, at this or the next Session, was brought up, read and concurred.

A Vote, to pay the Account of Joseph Whipple Esquire amounting to six pounds fifteen Shillings for wood &c supplied the General Court, was brought up, read and concurred.

A Vote, to pay the account of Jonathan Gove amounting to thirty six Shillings for expences &c as one of a committee to examine into facts set forth in a petition against Moody Morse Esquire of Salem was brought up, read and concurred.

A Vote, to pay the account of John Calfe Esquire amounting to four pounds fourteen Shillings for recording Journals &c. was brought up, read and concurred.

A Vote, to pay the Account of John Williams to fifty [five] shillings, attendance as Door keeper was brought up, read and concurred.

A Vote, to accept the report of the Committee on the petition of Andrew Freese viz. that they have leave to raise a Company of Light hoise within the limits of the Eighteenth Regiment provided they take no more than eight training Soldiers from each company and that said Company be annexed to Col. Cogswells Light Horse, was brought up, read and concurred.

* 2–338 *A Vote, to pay the account of Joseph Blanchard amounting to twenty four shillings for Expences &c as one of a committee to exaimine into facts as set forth in a petition against Moody Morse, of Salem, was brought up, read and concurred.

An Act to alter the time of holding the annual March Meeting of the Town of salem, in the County of Rockingham, having been read a third time, *Voted*, that the same be enacted

A Vote, that his Excellency the President be desired to direct such Generals or Field Officers as he shall think proper to try to reconcile any difficulties that has arisin by reason of Light Horse and Artillery men inlisting in to great numbers from some of the companies of the train band, was brought up, read and concurred

A Vote, to pay the Account of the Committee appointed to run the Line of the masonian Patent, was brought up, read and concurred.

His Excellency the President sent down the Secretary to inform the Honble House, that he with advice of Councl had thought fit to adjourn the General Court, to meet again at Portsmouth on Wednesday the twenty third day of January next agreeably to a Vote of yesterday.

Attest JOSEPH PEARSON Sec^{y}

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM DECEMBER 5 TO DECEMBER 15, 1787.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF THE STATE OF NEW HAMPSHIRE AT THEIR SESSION BEGAN AND HOLDEN AT PORTSMOUTH ON THE FIFTH DAY OF DECEMBER ANNO DOM^{R} 1787 AND IN THE TWELFTH YEAR OF THE INDEPENDANCE OF AMERICA —

WEDNESDAY DEC^{R} 5th 1787.

Several members met in consequence of a proclamation issued by his Excellency the President for that [pur] pose, but there not being a quorum to transact business agreed to adjourn to 9 o'Clock to morrow morning

THURSDAY DEC^{R} 6th 1787.

Several members met according to adjournment but there not being a quorum, agreed to adjourn to 3 o'Clock P. M. — Met accordingly but there not being a quorum to transact business, agreed to adjourn to 9 o'Clock to morrow morning —

FRIDAY DEC^{R} 7th 1787.

Several members met according to adjournment but there not being a quorum — adjourned to three of Clock P. M. — Met accordingly and adjourned to 9 o'Clock to morrow morning —

SATURDAY DEC^{R} 8th 1787.

Several members met according to adjournment, but there not being a quorum — agreed to adjourn to Monday next at 3 o'Clock P. M. —

MONDAY DEC^{R} 10th 1787.

Several members met according to adjournment but there not being a quorum agreed to adjourn to 9 o'Clock to morrow morning—

TUESDAY DEC^{R} 11th 1787.

Met according to adjournment and Several members being present more than Yesterday made a quorum and proceeded to business—

Upon reading and considering of the Petition of Mary Lear *voted* that the Petitioner be heard thereon before the General Court on Thursday the 13th of Decr current and that in the mean time the Petitioner cause that the Select men of Portsmouth and New Castle be served with a Copy of the Petition and order of Court thereon as soon as may be, that they may then appear and Shew cause (if any they have) why the prayer thereof may not be granted— Sent up by Mr Dix

* 13–365 * The Committee appointed at the last Session to repair to the Town of Stoddard and view the Situation of said Town and of the Inhabitants thereof &c and report at the next Session Reported as follows—We your committee having repaired to the Town of Stoddard and viewed the Situation of said Town and the Inhabitants thereof beg leave to report that it is our opinion that the meeting house there to be erected, be placed on the fifteenth lot in the ninth range upon a Tract of Land given to the Town of Stoddard by John Tenny for a meeting house spot burying yard &c and we have erected a Stake and Stones upon said common for the bounds of said meeting house. Octr 31st 1787 ℔^{r} Thos Penniman for the Committee

which report being read and considered *voted* that it be received and accepted— Sent up by Mr Copland

Voted that the proceedings of the federal Convention transmitted to the General Court by Congress be Submitted to a Convention to be chosen by the people for their consideration and decision— Sent up by Mr Holmes

Voted that four hundred copies of the Constitution proposed by the federal convention for the government of the United States be forthwith printed and Sent to the Several Towns in this State as soon as may be— Sent up by Mr Holmes

Voted that M^{r} N Peabody, Mr Pickering, Mr Wingate Mr Badger, Mr Gove, Mr Emerson, Mr Copland, Mr Whitcomb, M^{r}

Simpson & Mr Baker with such of the Honbl Senate as they shall join be a Committee to consider what number the proposed convention shall consist of, the mode of Election, and time & place of meeting and report thereon — Sent up by Mr Holmes

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that Mr Runnels, Mr Gains & Mr Pickering with such of the Honbl Senate as they shall join be a Committee to consider of the Accounts of Lieut Enoch Noyes who attended the General Court Martial at Exeter in consequence of a Summon from the Presidt of said Court as a Witness in behalf of the State, and of all Similar Accounts and report thereon —

Sent up by Mr Greeley

* *Voted* that Mr Pickering, Mr Simpson, Mr Gove, * 13–366
Mr Holmes and Mr Wingate with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Jonathan Cilley Esqr and report thereon —

Sent up by Mr Copland

Voted that Mr Long, Mr Emerson and Mr Cragin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of John Haskins & report thereon —

Sent up by Mr Parker

Voted that the Account of Samuel Hale Esqr amounting to one pound Sixteen Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Robinson

Voted that the Account of John Waldron Esqr amounting to one pound Sixteen Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Robinson

Voted that the account of Doctr Mark How amounting to four pounds one shilling and eight pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Robinson

Adjourned to 9 o'Clock to morrow morning.

WEDNESDAY Decr 12th 1787.

The House met according to adjournment

Upon reading and considering the Petition of the Select men of Exeter — *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Odlin

An Act to authorize the Judges of Probate in said state to grant

Administrations de bonis non in certain cases — was read a third time and passed to be Enacted —

Sent up by Mr Odlin & Mr Wm Peabody

Upon a motion that the proposed convention consist of double the number of members which the Several Towns and districts in this State have the liberty to send as Representatives to the General Court, the yeas and nays were called for and are as follows — viz —

*13-367 *Yeas.	Yeas.	Yeas.	Yeas.
Mr Runnels	Mr Parker	Mr Dutton	Mr Knowles
Mr Barnard	Mr Blanchard	Mr Thomas	Mr Emerson
Mr Page	Mr N Peabody	Mr Tilton	Mr Prentice
Mr Dix	Mr Chandler		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Pickering	Mr Wingate	Mr Gove	Mr Tainter
Mr Odlin	Mr Long	Mr Whitcomb	Mr Johnson
Mr Healey	Mr Jos Dow	Mr Griffin	Mr Dakin
Mr Rogers	Mr Dudley	Mr Baker	Mr Cragin
Mr Gilmore	Mr Bradley	Mr Wm Peabody	Mr Greeley
Mr Gains	Mr Badger	Mr Rand	Mr Copland
Mr Pinkerton	Mr Job Dow	Mr Jona Dow	Mr Winch
Mr Robertson	Mr Barrett	Mr Holmes	Mr Simpson
Mr Bartlett			

14 yeas — 33 nays, so the motion was lost.

The Committee appointed to consider what number the proposed convention shall consist of, the mode of Election and time and place of meeting, Reported, that the proposed convention consist of the Same number of Delegates as the Several Towns and places are now intitled to send as Representatives to the General Court and to be chosen in the same manner, with this addition that those Towns which by the present mode of Representation are not classed with any other Town nor entitled to send by themselves may send one Delegate from each Town — That the qualifications of Delegates shall be the Same as those required by the Constitution for Representatives excepting that what is called the exclusion Bill shall have no effect in the choice of Delegates — That the Convention meet at Exeter on the Second Wednesday of February next, Signed Ebenr Thompson for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Rand

Voted that the delegates to be chosen for the proposed convention have the Same allowance for their travel to and from their homes as the Members of the present General Court have had

the two last Sessions and that it be paid out of the Treasury by order of the President — Sent up by Mr Runnels

Voted that Mr Pickering Mr N Peabody and Mr Simpson with Such of the Honbl Senate as they shall join be a Committee to prepare a precept or a Resolve to send to the Several Towns * and districts in this State, for the choice of * 13-368 Delegates to the State convention to be held at Exeter on the Second Wednesday in February next and lay the Same before this House — Sent up by Mr Knowles

Voted that the account of the Honbl John Langdon Esqr amounting to one hundred and thirty nine pounds ten Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Knowles

The vote on the Petition of Mary Lear came down from the Honbl Senate for the following amendment "that the hearing be on Thursday the 20th Instant and if not then on the third Wednesday of the next Session, which amendment was read and concurred — Sent up by Mr Chandler

Voted that Mr Odlin, Mr Badger, Mr Jona Dow, Mr Parker & Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of transacting the business at this Session which was intended for the January Session and report thereon — Sent up by Mr Prentice

Adjourned to 3 o'Clock P. M.

Met accordingly

Upon reading and considering the Petition of the Select of Atkinson — *voted* that the Petitioners be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear, and Shew cause why the prayer thereof may not be granted — Sent up by Mr Whitcomb

Upon reading and considering the Petition of William Lyon, *Voted* that the Petitioner be heard thereon before the General Court on the third Wednesday in June next and that in the mean time the Petitioner cause that David McClary of the State of New York or his Attorney who commenced the action against the Petitioner be served with a copy of the * Pe- * 13-369 tition and order of Court thereon three weeks before the sitting of said Court, that they or either of them may then

appear and Shew cause why the prayer thereof may not be granted and that all further proceedings against said Lyon be stayed until the decision of the General Court —

Sent up by Mr Pinkerton

Upon reading and considering the Petition of Clement March and Stephen March Esqrs *Voted* that the Petitioners be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Petitioners cause that Jonathan Chase Esqr of Cornish be served with a copy of the Petition and order of Court thereon three weeks before the sitting of said Court that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted, and that all proceedings in Consequence of the Act passed the last Session in favour of said Chase be stayed until the decision of the General Court — Sent up by Mr Pinkerton —

Upon hearing and considering the Petition of the Select men of Unity praying that they might be authorized to Tax all the unimproved lands in said Town one penny ℔r Acre for four years — *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Copland

Voted that the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice & govern themselves accordingly — Sent up by Mr Tilton

Voted that Mr N Peabody Mr Gains and Mr Badger with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Capt Josiah Batcheldor and report thereon —

Sent up by Mr Tilton

Voted that Mr N Peabody, Mr Long, and Mr Dudley with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Benjamin Thompson and report thereon — Sent up by Mr Jona Dow

*13-370 * *Voted* that Mr Long, Mr Wingate, Mr Cragin, Mr Parker and Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of his Excellency John Sullivan Esqr and others & report thereon —

Sent up by Mr Peabody

Voted that the account of Benjamin Dearborn one of the overseers of the Poor for the Town of Portsmouth amounting to Ten pounds twelve shillings and four pence for boarding, nursing and doctering a Stranger by the name of George Drake be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Greeley

Voted that the account of Benjamin Dearborn amounting to eight pounds fourteen Shillings for boarding nursing and doctering a Stranger by the name of Henry Thompson be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Greeley

Voted that the account of the Select men of Plastow amounting to one hundred and nine pounds eleven shillings and eight pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Greeley

Whereas there was a Town incorporated by the name of Sullivan in Septr last consisting of a part of Keene, Gilsom Packersfield and Stoddard and in the Charter said town was not annexed to any class for Representation and said Town being insufficient in number to chuse a Member for themselves — it is therefore *Resolved* that the said Town of Sullivan be annexed to the class of Surry and Gilsom for Representation and they are intitled to the Same priviledges as the other classed Towns according to their numbers — Sent up by Mr Dow

Voted that Mr Long, Mr Badger, Mr Barrett, Mr Holmes and Mr Baker with such of the Honbl Senate as they shall join be a Committee to report a plan for taking a new valuation throughout this state, in order for proportioning future Taxes —

Sent up by Mr Dow

* Adjourned to 9 o'Clock to morrow morning * 13-371

THURSDAY Decr 13th 1787

The House met according to adjournment

Voted that Mr Runnels, Mr Page, Mr Cragin, Mr Holmes and Mr Johnson with such of the Honbl Senate as they shall join be a Committee to consider what business is yet necessary to be done at this Session — at what time and to what time and place this Court shall be adjourned, also what allowance shall be made for the travel and attendance of the Members of the Honbl Senate and House of Representatives and their Officers the present Session — and report thereon — Sent up by Mr Holmes

Voted that Mr Pickering, Mr N Peabody and Mr Gains with such of the Honbl Senate as they shall join be a Committee to procure the printing of the four hundred copies of the proposed constitution for the united States agreably to a vote of Tuesday last — Sent up by Mr Holmes

Voted that Mr N Peabody, Mr Badger, Mr Barrett Mr Prentice

and M[r] Simpson with such of the Honb[l] Senate as they shall join be a Committee to consider of the Accounts of Archibald M[c] Murphy and John M[c]Duffee Esq[rs] and others employed in runing the line of the Mason Patent and report thereon —

Sent up by M[r] Runnels

Upon reading and considering the Petition and Memorial of George Jaffry Esq[r] and others called the Masonian Proprietors *Voted* that the Memorialists be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Memorialists cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers before the Sitting of said Court that any person or persons may then appear and shew cause if any they have why the prayer thereof may not be granted — Sent up by M[r] Gains

Upon reading and considering the Petition from the Town of Salem praying that the time for holding their Annual Town meeting may be altered from the last Wednesday to the first Wednesday in March *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by M[r] Greeley

* 13–372 * *Voted* that the hearings on the Petitions of the Select men of Lyndsborough, Samuel Duncan[1] for Grantham and Henry Gerrish[2] Esq[r] and others which were to have been on the Second Wednesday of the present Session be postponed to the Second Wednesday of the next Session of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by M[r] Greeley

Voted that M[r] Rogers, M[r] Runnels, & M[r] Robinson with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Andrew Freeze and others and report thereon —

Sent up by M[r] Greeley

Voted that M[r] Robinson, M[r] Emerson & M[r] Runnels with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Francis Porter and report thereon —

Sent up by M[r] Dix

Adjourned to 3 o'Clock P. M.

Met accordingly

An Act to alter the time of holding the Annual March meeting of the Town of Exeter in the County of Rockingham was read a third time and passed to be Enacted —

Sent up by M[r] Odlin & M[r] Johnson

1 xii Ham. Town Papers, 60. 2 xi *id.*, 205.

Resolved that the proceedings of the Federal convention transmitted to the General Court through the medium of Congress be Submitted to a Convention of the People by their Delegates for their full and free investigation discussion & decision —

That the qualifications of Delegates to the Convention be the Same as the qualifications of Representatives to the General Court excepting that what is called the exclusion Bill shall have no effect in the choice of Delegates —

That each Town and district within this State are requested and impowered to elect the Same number of Delegates to the said convention as they are now intitled to elect of Representatives to the General Court — And Such Towns as are not classed with any other Town or Towns or have not liberty by themselves to send Representatives to the * General Court may * 13–373 send one delegate to said Convention

That the qualifications of the Electors be the Same as those now established for the choice of Representatives to the General Court —

That the Elections for Delegates in the Several Towns and Districts intitled to send Representatives be held at the place where the last Election for Representatives by the Constitution of this State were or should have been held, and that the Select men of those Towns and places warning said meetings govern themselves accordingly —

And that the Elections for Delegates in the Towns not classed or intitled to send Representatives as aforesaid be held in the Same manner and places as Town meetings for other purposes are by law to be holden —

That the Delegates chosen for said convention shall assemble at the Town House in Exeter on the Second Wednesday of February next for the purpose aforesaid — Sent up by Mr Dudley

The Committee on the Petition of John Haskins, Reported that having full information of other claims against the estate of Zaccheus Cutler being made to the General Court by a Mr Newman and that it is possible others may be made are of Opinion that the Judge of Probate be authorized to issue another Commission for receiving said Haskins & Newman's claims and all others allowing six months for the purpose and no longer — Signed Joshua Wentworth for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Thomas

Voted that the hearings which were to have been this day before the General Court be postponed until to morrow of which

all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Thomas

Upon reading and considering the Petition of Gershom Lord *voted* that the Petitioner be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Petitioner cause that Jonathan
* 13–374 * Simmons of Dover be served with a Copy of the Petition and order of Court thereon three weeks before said day of hearing that he may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Copland

Voted that Supply Clap Esqr be requested and impowered to see that the light House and Barracks at Fort William and Mary be repaired as soon as conveniently may be and lay an account of the charges therefor before the General Court at the next Session — Sent up by Mr Cragin

Voted that the Account of John Ward Gilman amounting to twelve pounds twelve shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Emerson

Adjourned to 9 o'Clock to morrow morning

FRIDAY Decr 14th 1787.

The House met according to adjournment

An Act impowering the Select men of Unity to Assess the Lands within said Town for the purpose of repairing highways — was read a third time and passed to be Enacted —

Sent up by Mr Dow & Mr Pinkerton

Voted that Mr Pinkerton, Mr Odlin & Mr Dakin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Jennet Brown and report thereon —

Sent up by Mr Dutton

Upon reading and considering the Petition of Edward Jewett Esqr and the Petition of Hepzibah Whitney *voted* that the prayer of the Petitions be granted and that they have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Thomas

Adjourned to 3 o'Clock P. M.

Met accordingly —

Voted that Mr Barrett, Mr Odlin, Mr Badger, Mr Johnson & Mr Whitcomb with such of the Honbl Senate as they shall join be a Committee to consider what allowance the Committee, the Surveyor and those that Assisted in runing the lines of the Mason

Patent, Shall have ℔r day for their * Services and that * 13-375
said Committee fill up the blanks in the Several accounts
accordingly and report the Same — Sent up by Mr Copland

Upon reading and considering the Petition of John Stokle *voted* that the Petitioner be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Petitioner cause that William Fernald be served with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court that he may then appear and Shew cause (if any he hath) why the prayer thereof may not be granted — Sent up by Mr Taylor —

The Committee on the Petition of Jonathan Cilley Esqr reported that the Treasurer be directed to deliver or cancel the Bond given for the first installment of said excise if the principal is paid without interest and that the Treasurer shall not issue any extent against said Cilley for said excise until further order of the General Court and that the further consideration of said Cilleys petition be postponed until he hath a further opportunity to finish his collection of said excise — Signed Ebenzr Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Dix

Voted that the President with advice of Council be desired to adjourn the General Court to morrow at 12 o'Clock to meet again at the Court House in Portsmouth on Wednesday the 23d day of January next — Sent up by Mr Dakin

Voted that the Members of the Honbl Senate and House of Representatives and their Officers have the Same Allowance for travel and attendance at the present Session as at the last Session and that the Secretary and clerk make up the respective rolls accordingly and that the President give order for payment in the Same manner as for the last Session — Sent up by Mr Dakin

Voted that the hearings on the Petitions which were to have been heard on the Second and third weeks of the present Session be postponed to the Same days of the Second * and * 13-376
third weeks of the next Session of the General Court
and that the Secretary give public notice thereof
Sent up by Mr Dow —

Adjourned to 9 o'Clock to morrow morning —

SATURDAY Decr 15th 1787.

The House met according to adjournment

Upon reading and considering of the Petition of his Excellency John Sullivan Esqr and others voted that the prayer thereof be granted and that they have leave to bring in a Bill accordingly at this or the next Session — Sent up by Mr Rand

The Committee on the Petition of Andrew Freeze and others reported that the prayer of said Petition be so far granted that they have liberty to raise a Company of light Horse within the eighteenth regiment provided that they take no more than eight training Soldiers from each company — That the said company be annexed to Colo Cogswells Regiment of light Horse. Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Barnard

Voted that Mr Long, Mr Bartlett and Mr Pickering with such of the Honbl Senate as they shall join be a Committee to report a Bill for making all necessary alterations and amendments in the Militia Act of this State and lay the Same before this House at their next Session — Sent up by Mr Barnard

Voted that the account of John Williams amounting to two pounds fifteen Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Jona Dow

Voted that the account of Simeon Ladd amounting to one pound Sixteen Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Jona Dow

* 13-377 * *Voted* that the account of Joseph Whipple Esqr amounting to Six pounds fifteen Shillings be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Job Dow

Voted that his Excellency the President be desired to direct such General or Field Officers as he shall think proper to try to reconcile any difficulties that hath arisen by reason of light horse and artillery men inlisting in too great numbers from some of the Companies of the training band within this State —

Sent up by Mr Job Dow

An Act to alter the time of holding the Annual March meeting in the Town of Salem in the County of Rockingham — was read a third time and passed to be Enacted —

Sent up by Mr Thos Dow & Mr Emerson

Voted that the account of John Calfe Esqr amounting to four pounds fourteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Baker

Voted that the account of Doct^{r} Jonathan Gove amounting to thirty Six Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Greeley

Voted that the account of Joseph Blanchard amounting to twenty four shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Greeley

The Committee to consider what allowance the Committee Surveyors and others who assisted in running the lines of the Mason Patent — Reported that the Committee have Six Shillings ℔^{r} day each — The Surveyor nine Shillings ℔^{r} day — the assistant Surveyor Six shillings ℔^{r} Day — Col^{o} Henry Gerrish Six shillings ℔^{r} day and the other chainmen four shillings ℔^{r} day exclusive of horse hire — Signed Joshua Wentworth for the Committee — which report being read and considered, *voted* that it be received and accepted and that the President give order on the Treasury for the amount of said accounts —

Sent up by Mr Runnels

*The Secretary came down and gave information that his Excellency the President with advice of Council has thought fit to adjourn the General Court to meet again at the Court House in Portsmouth on Wednesday the twenty third day of January next, and it is accordingly adjourned — *13-378

JOURNAL OF THE SENATE

CONTAINING THE PROCEEDINGS

FROM JANUARY 23 TO FEBRUARY 13, 1788.

JOURNAL OF THE SENATE.

* A Journal of the Honorable Senate and the State of * 2–339
New-Hampshire, at a Session of the General Court holden at Portsmouth on Wednesday January 23d 1788, being the day to which the General Court stood adjourned.

The Honorable Joshua Bayley, attended.

THURSDAY, JANUARY 24th, 1788.

Present, His Excellency John Sullivan Esquire President.
The Honorable Joshua Bailey, attended.

FRIDAY JANUARY 25th, 1788.

Present as yesterday.

SATURDAY, JANUARY 26th, 1788.

The same as yesterday.

MONDAY JANUARY 28th, 1788.

Present as on Saturday last with the addition of Mr Thornton and Mr Smith.

TUESDAY, JANUARY 29th, 1788.

Present as yesterday with the addition of Mr Wentworth.

WEDNESDAY JANUARY 30th, 1788.

Present as yesterday with the addition of Mr Means, Mr Gilman, and Mr Green

A Vote, for a committee to join a committee of the Senate, to consider the books of Record, returned to this State J. Wentworth Esquire late Governor now in the hands of * D. * 2–340
Rindge Esquire, was brought up read and concurred.
Mr Thompson joined.

A Vote, for a committee to join a committee of the Senate, to consider of the several matters contained in his Excellency's

Message &c. was brought up read and concurred: Mr Gilman, Mr Green and Mr Thompson joined

A Vote, for a committee to join a committee of the Senate, to Report a plan for taking a new valuation throughout this State for protioning future Taxes, was brought up, read and concurred: Mr Smith, Mr Gilman, and Mr Green joined.

A Vote, for a committee to join a committee of the Senate, to consider what part of his Excellency's Message respecting the Collection of Excise &c. was brought up, read and concurred: Mr Gilman, Mr Green and Mr Thompson joined.

A Vote, for a committee to join a committee of the Senate, on the propriety of altering Classes for representation, was brought up, read and concurred: Mr Means, and Mr Smith joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY JANUARY 31st, 1788.

Met according to adjournment.

Present as yesterday.

A Vote, to pospone the hearing of the petition of C. and S. March Esquires untill the third Wednesday of the next Session, was brought up, read and concurred.

*2–341 A Vote, for a committee to join a committee * Of the Senate to consider of the petition of Samuel French, and report thereon, was brought up, read and concurred: Mr Gilman and Mr Smith joined

A Vote, for a committee to join a committee of the Senate, to consider of the petition of S. Duncan in behalf of New-Grantham, and report thereon, was brought up, read and concurred: Mr Smith, and Mr Green joined

A Vote, granting the prayer of the petition of the Selectmen of Atkinson and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate, to consider of the Account of Jonathan Sawyer and all similar matters and report thereon, was brought up, read and concurred: Mr Bailey joined.

A Vote, for a committee to join a committee of the Senate, to report a bill for directing the sale of Non-residents lands in future &c. was brought up, read and concurred: Mr Wentworth and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to

consider of the proprietors of Limster and Marlow, and report thereon was brought up, read and concurred: Mr Smith and Mr Bell, joined.

A Vote, for a committee to join a committee of the Senate, to prepare a bill for the distribution and Settlement of Estates, was brought up, read and concurred Mr Thompson and Mr Green joined.

*A vote, Granting the prayer of the petition of Charles Joseph Gabriel Colinet and giving him leave to bring in a bill accordingly, was brought up, read and concurred. * 2–342

A Vote, for a committee to join a committee of the Senate, to consider of the Memoral of Benjamin Snow and report thereon, was brought up, read and concurred. Mr Means and Mr Wentworth joined.

A Vote, for a committee to join a committee of the Senate to consider of the Memoral of S Wheeler and report thereon, was brought up, read and concurred: Mr Wentworth joined.

A Vote for a committee to join a committee of the Senate, to consider of the petition of John M'Laughlin, and report thereon, was brought up, read and concurred: Mr Bell and Mr Green joined

A Vote, for a committee to join a committee of the Senate to prepare a bill for preventing Retailers from mixing Liquors &c. was brought up, read and concurred. Mr Gilman and Mr Green joined.

A Vote, for a committee to join a committee of the Senate, to consider of the Selectmen of Warren, was brought up, read and concurred, Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of P. Hussey and others and report thereon, was brought up, read and concurred: Mr Bailey joined.

A Vote, to pospone the hearing on the petition of J. Stokle to Thursday next, was brought up, read and concurred.

A Vote, for a committee to join a committee to consider of the petition of R. Furber and Wife, and report thereon, was brought up, read and concurred. Mr Wentworth joined

* A Vote, to accept the report of the Committee for examining the books of Record returned by J. Wentworth Esquire late Governor and that His Excellency the President be desired to Receipt for said Books, and that they be lodged in the Secretary's Office, was brought up, read and concurred. * 2–343

A Vote, that the thanks of the Legislature be given to the Honble Daniel Rindge Esquire for kindly assisting his Excellency John Sullivan Esquire in obtaining the books of Record belonging to this State from the late, Governor John Wentworth Esquire was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY FEBRUARY 1st 1788.

Met according to adjournment.

Present as yesterday, with the addition of Mr Shepard.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of N. Rand Esquire in behalf of Lyndeborough and report thereon, was brought up, read and concurred. Mr Smith joined.

A Vote, to pospone the hearings which were to have been on January 31st, 1788, untill to-morrow, was brought up, read and concurred

A Vote to hear the petition of S. [Sarah] Purcell on Thursday next, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to draught a supply bill for the current year was brought up, read & concurred: Mr Thompson & Mr Wentworth join^d^.

*2-344 *A Vote, for a committee to join a committee of the Senate to report what sum shall be allowed his Excellency as a Salary from June 1787 to June 1788; also what allowance shall be Made the Officers of the Civil List, was brought up, read and concurred: Mr Smith, Mr Thompson, Mr Means and Mr Green joined.

A Vote to hear the petition of John Laughlin on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to examine into the state of the Treasury and report thereon, was brought up, read and concurred: Mr Thompson joined.

A Vote, that the Town of Grantham be abated in their Taxes for the years 1778, 1779, and 1780 one fifth part and that the Treasurer govern himself accordingly; and that the said Grantham in future be called New-Grantham and that an Act or Resolve pass accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to examine whether there is any Connon, belonging to this State that

are useless and if so, to consider of the propriety of letting Colonel S. Hobart have the same, provided he shall erect a furnace in this State, and Report thereon, was brought up, read and concurred: Mr Wentworth joined.

A Vote, that Samuel French receive wages for four years from June 1782 and allowance for two years cloathing and that the committee on Depreciation certify the sum due and that the President give order; that the Treasurer Issue notes for principal and certificates for Interest annually, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Samuel Hobart and report thereon, * Was brought up, read and concurred: Mr * 2–345 Means joined.

A Vote, for a committee to join a committee of the Senate to consider of the Memoral of the Portsmouth Society for encourageing sundry Manufactures, and report thereon was brought up, read and concurred: Mr Thompson joined.

A Vote, for a committee to join a committee of the Senate to take under consideration the Laws respecting killing Wolves, was brought up, read and concurred Mr Bell joined.

A Vote, to hear the petition of N. Rand Esquire in behalf of Lyndeborough on the third Wednesday of the next Session was brought up, read and non-concurred.

A Vote, that the hearing on the petition of G. Jaffrey Esquire and others, be posponed to Wednesday next, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Thomas Minor to the second Thursday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the Letter from the Treasurer and report thereon, was brought up, read and concurred: Mr Thompson and Mr Smith joined

A Resolve, that no Impost on any printed Books which may be imported into this State shall be exacted and paid in future any Law &c to the contrary notwithstanding, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition from Cardigan and report thereon, was brought up, read and concurred: Mr Smith and Mr Bailey joined.

A Vote, for a committee to join a committee of the Senate, to

consider of the petition of James Taylor and report thereon, was brought up, read and concurred. Mr Green joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

*2-346 *SATURDAY FEBRUARY 2d, 1788.

Met according to adjournment.

Present as yesterday.

A Vote, to pospone the hearings which were to have been February 1st, 1788, untill to-morrow, was brought up, read and concurred.

A Vote, to accept the report of the committee appointed to run the lines and ascertain the Extent and boundaries of Masons patent, was brought up, read and concurred

An Act to lay out and clear a highway from Barnstead to Northwood in this State, having been read a third time, *voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate, to consider of the petition from Lancaster and report thereon, was brought up, read and concurred: Mr Shepard and Mr Bailey joined.

A Vote, to pospone the hearing on the petition of H Gerrish 'till Tuesday next, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of J. Wilder, was brought up, read and concurred: Mr Bailey and Mr Shepard joined.

Adjourned to Monday next 3, O'Clock P. M.

MONDAY FEBRUARY 4th, 1788.

Met according to adjournment.

Present as on Saturday, except the Honble Mr Gilman

A Vote, to pospone the hearings which were to have been on February the second Instant to this day, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Devenport Phillips [Phelps] Esquire, to the second Tuesday of the next Session, was brought up, read and concurred.

*2-347 A Vote, for a committee to join a committee of the *Senate, to consider of the petition of T. Taylor in behalf of Merrimac and report thereon, was brought up, read and concurred: Mr Smith joined.

A Vote, granting the prayer of the petition of Gorshom Lord and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of T. Cogswell Esquire, and report thereon, was brought up read and concurred Mr Shepard and Mr Green joined.

A Vote, to hear the petition from Cardigan of the second Thursday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Dearing, and report thereon, was brought up, read and concurred: Mr Smith joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY FEBRUARY 5th, 1788.

Met according to adjournment.

Present as yesterday.

A Vote for a committee to join a committee of the Senate, to consider of the petition of John Peirce Esquire in behalf of the Masonian Proprietors and report thereon, was brought up, read and concurred: Mr Thompson, Mr Bell and Mr Shepard, joined.

A Vote, for a committee to join a committee of the Senate to consider of a Report of a board of Officers which was Laid before the General Court, and report thereon, was brought up, read and concurred: Mr Shepard, Mr Means and Mr Bailey joined.

*A Vote, that the hearing on the petition of William Read be posponed untill the third Wednesday of the next Session, was brought up, read and concurred. *2-348

A Vote, to accept the report of the committee for taking a new valuation, and that the Secretary be directed to procure printed Copies for the same and send a Copy to the Selectmen of each Town and parish, within this State, was brought up, read and concurred.

A Vote, to hear the petition of T. Jones on the Second Wednesday of the next Session, was brought up, read and concurred.

A Vote, to hear the petition of James Swain on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to

consider of the petition of F. Drew, and report thereon was brought up, read and concurred: Mr Smith and Mr Thompson joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Swanzey, and report thereon was brought up, read and concurred: Mr Thompson Mr Means, and Mr Gilman joined.

An Act, for altering the name of the Township of Grantham to New Grantham, having been read a third time, *voted* that the same be enacted.

An Act, to empower Edward Jewett administrator of the Estate of Levi Whitney deceased to convey land in Marlborough lately belonging to said Whitney, having been read a third time *voted*, that the same be enacted.

A Vote, that the Attorney General have and receive sixty five pounds for his Salary from June 1787 to June 1788, was brought up, read and concurred.

A Vote, that his Excellency the President have and receive two hundred pounds as a Salary from June 1787 to June 1788, was brought up, read and concurred.

*2-349 *A Vote, for a committee to join a committee for prepairing a supply bill to be requested to report a bill for carrying into effect the Resolution of Congress of the 11 of October 1787, was brought up, read and concurred

A Vote, for a committee to join a committee of the Memoral of Nathaniel Breed, was brought up, read and concurred: Mr Smith joined.

A Vote, for a Committee to consider of the Account of the Commissary General, and report thereon, was brought up, read and concurred. Mr Thompson and Mr Wentworth joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Captain Salter and report thereon, was brought up, read and concurred, & Means and Mr Wentworth joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

WEDNESDAY, FEBRUARY 6th, 1788.

Met according to adjournment.
Present as yesterday.

A Resolve, that the time for farming out the Excis be lengthened out untill the last day of March next and that the committees

proceed to make sale of said Excise before said time is expired and the several committees respectively, are hereby required to take bonds with two sufficient Sureties of the Farmer in each County, the one half payable by the first day of June next and the other half by the Last day of October next and that the said bonds be lodged with the Treasurer. Also resolved that the several Farmers of the Excise, are hereby directed to give public notice of the time on which they will attend to settle said Excise from the Inholders Retailors and others in the respective Towns within their respective Destricts that the Inhabitant of the * Several Towns may have an opportunity of settling * 2–350 and paying the same without being put to the expence of unnecessary travel, was brought up, read and concurred.

A Vote, appointing a committee to make sale of the Excise, was brought up, read and concurred.

A Vote to pospone the hearings on the petition, which were to have been heard yesterday 'till this day, was brought up, read and concurred.

A Vote, to accept the Report of the committee to whom was refferred the petition of Benjamin Snow viz. that he have Liberty of this Court to tarry untill the last day of the next Session of the General Court, which is to be in June next, was brought up, read and concurred.

A Resolve, that the bounty given by an Act of this State passed the tenth day of November 1785 for killing of Wolves and Wolves Whelps be considered as payable out of the hard money Tax and that the said Act ought to be so construed and intended, was sent down for concurrence, brought up, concurred

A Vote, that the remainder of the hearings which were to have been this day, be posponed untill to-morrow, was brought up, read and concurred

A Vote, to pay the account of G. J. Osborne amounting to twenty eight pounds two shillings and six pence, to be paid out of Impost, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY FEBRUARY 7th, 1788.

Met according to adjournment

Present as yesterday, except Mr Green.

A Vote, to pospone the hearing of Sarah Purcell untill Saturday next, was brot. up, read & concud.

*2-351 *A Vote, to pay Jonathan Sawyer and Nathaniel Kimbal Twenty shillings each as evidences at Court Martial, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate, to consider of his Excellency's Letter and report thereon, was brought up, read and concurred: Mr Bell and Mr Thompson joined.

An Act to enable Gershom Lord to file a complaint at the next Superior Court of Judicature for the County of Strafford, having been read a third time, *voted* that the same be enacted.

A Vote, to accept the report of the committee on the petition of the Town of Lancaster and that they have Leave to bring in a bill accordingly, was brought up, read and concurred with these amendments viz. that the Tax shall be levied on all other Lands except public Rights as well as non-residents Lands and that the Tax be two pence on each acre for one year and one penny on each acre for the succeeding three Years, sent down, brought up, concurred.

A Resolve, that Jeremiah Page Esquire of Dunbarton and Daniel Campbell Esquire of Amherst be appointed a committee to perambulate ascertain and Establish a Line between the Towns of Goffstown and New-Boston at the mutual expence of said Town and make return of their doings at the next Session and that the said Committee give seasonable notice to the Selectmen of said Towns of the time when they will attend said Business was brought up, read and concurred.

*2-352 A Vote, granting the prayer of the * Petition of Simon and Richard Jenness and that they have leave to bring in a bill accordingly, was brought up, read and concurred

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY FEBRUARY 8th, 1788.

Met according to adjournment
Present as yesterday.

A Vote, granting the prayer of the petition of John Giddinge and others and giving him leave to bring in a bill accordingly, was brought up, read and concurred

A Vote, to allow Richard Furber and Wife for Peirce Powers Deceased late a midshipman &c. April 24th, 1778 to June 29th, 1780, was brought up, read and concurred.

A Vote to pospone the hearing on the petition of E. Johnson to

the third Wednesday of the next Session was brought up, read and concurred.

A Vote to pospone the Remainder of the hearings which were to have been on the Seventh Instant untill to-morrow was brought up, read and concurred.

A Vote, so far granting the prayer of the petition of Jerusha M'Alaster and that she have liberty to sell ten acres of Land in Bedford; Also one quarter of a Saw-mill and that she have Liberty to bring in a bill accordingly was brought up, read and concurred.

A Vote, so far granting the prayer of the petition of J. Peirce in behalf of the Masonian Proprietors as that a committee be appointed and impowered to treat with the petitioners, was brought up, read and concurred.

A Vote, to hear the petition of E. Bartlett on the third Wednesday of the next Session, was brot. up, read and concurred.

*A Vote, to accept the Report of the committee on the *2-353 Treasurers Letter excepting that part that Relates to calculating Interest on Excise bonds and issuing preceipts for five thousand pounds to be assessed in 1789, to be paid the first day of January 1790, was brought up, read and concurred

A Vote, to pospone the hearing on the petition of H. Gerrish and others to the third Wednesday of the next Session, was brought up, read and concurred with this amendment that instead of the consideration being posponed 'till next Session that be considered at this Session.

An Act to impower Elisha Day and Sarah Day to sell certain Lands in Lemster having been read a third time, *voted* that the same be enacted.

A Vote, that the Town of Marrimac be allowed twenty five pounds out of their Beef Tax for the year 1781 said Town having paid one thousand pound weight, more than they were credited for, was brought up, read and concurred.

A Vote, to allow his Excellency Eighteen pounds for Sundry expenditures, Postage of Letters &c. was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petitions from Protectworth Dorchester and Lyman, and report thereon, was brought up, read and concurred: Mr Smith and Mr Bell joined

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY FEBRUARY 9th, 1788.

Met according to adjournment.
Present as yesterday.

*2–354 * A Vote, that the persons appointed to make sale of the Excise in the Several Counties to take bonds payable with Interest after the last day of payment mentioned in the obligation untill paid, Sent down for concurrence, brought up, concurred

A Vote, for a committee to join a committee of the Senate, to nominate ten persons two from each County, out of whom five to be accepted a committee to treat with the Masonian Proprietors was brought up, read and concurred. Messrs Thompson, Means, and Shepard joined.

A Vote, for a committee to join a committee of the Senate, to consider of the accounts of the Committee Surveyors &c. who were employed in running the Lines of Masons patent, and report thereon, was brought up, read and concurred. Mr Smith and Mr Wentworth joined.

A Vote, that the hearings which were to have been on the eighth Instant be posponed until to-morrow, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate, to consider of the petition and account of J. Welch Esquire and report thereon, was brought up, read and concurred: Mr Bayley joined.

A Vote, that the Town of Warren be abated seven Shillings on the one thousand pounds out of the Last proportion act and that proportion in all their Taxes untill a new proportion shall be made and that the Treasurer govern himself accordingly, was brought up read and concurred.

A Vote, that the account of the Selectmen of Plastow, amounting to one hundred and nine pounds eleven Shillings and eight pence be allowed and paid, was brought up read and concurred

*2–355 * A Vote, granting the prayer of the petition of W. Fowler and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, that the Treasurer be and hereby is authorized to Issue his Extents for outstanding Taxes at such time and against any and all delinquent Constables &c. as he shall think proper, was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Inhabitants of New-Chester, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, that Captain T. Salter receive an order on the Selectmen or their Successors for the Town of Portsmouth of the Specie Taxes now due or that may hereafter be due to the State to said Town for one hundred pounds in part payment of his Demands against the State and that the same be endorsed on the Securities said Salter has in possession and that he be allowed six pounds ℔r Month Wages and two Rations ℔r Day, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Hawly Marshal, and report thereon, was brought up, read and concurred, Mr Thompson joined.

A Vote, to pay the account of the Selectmen of Chesterfield amounting to forty six pounds one shilling and two pence, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the Treasurers Letter, and Report thereon, was brought up, read and concurred: Mr Wentworth and Mr Thompson joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition [of James] Calef, and report thereon, was brought up, read and concurred: Mr Shepard joined.

*A Vote, that the hearings on the petition of the Inhabitants of Alexandria; and Also the petition of Sarah Hartshorn be posponed to the third Wednesday of the next Session, was brought up, read and concurred. *2–356

A Vote, to accept the report of the committee on the Memoral of Solomon Wheeler, viz. that they find a balance of Twenty one pounds ten Shillings and six pence due to this State from said Wheeler, payable in State Notes, was brought up, read and concurred.

A Vote, to hear the petition of Andrew Simpson on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, to pay the Account of John Melcher amounting to Twenty two pounds four shillings to be paid out of the Impost duties, was brought up, read and concurred.

A Vote, that the Town of Dearing have credit for the year 1786, in Specie two pounds thirteen and eight pence, In State Certificates one pound three shillings, and four pence. In Conti-

nental Indents three pounds ten shillings; for the year 1787; in Specie four pounds thirteen Shillings and four pence; In State Certificates one pound three Shillings and four pence. In Continental Indents Two pounds eleven shilling and four pence, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the proprietors of Shelburne, and report thereon, was brought up, read and concurred. Mr Shepard and Mr Means joined.

A Vote, for a committee to join a committee of the Senate, to consider, what business is yet necessary to be done, to what time and place this Court shall adjourn: Also what wages shall be allowed &c. was brought up, read and concurred: Mr Thompson and Mr Bell joined

*2-357 *A Vote, for a committee to join a committee of the Senate, to consider of the petition of Ezra Town and report thereon, was brought up, read and concurred Mr Wentworth joined.

An Act, for raising fifty nine thousand six hundred and eighty four Dollars in Indents twenty five thousand Two hundred pounds in Certificate and Three thousand pounds, in Specie, for defraying the charges of Government, the current year and other contingent charges, having been read a third time, *voted* that the same be enacted.

An Act, to empower the Judge of Probate for the County of Rockingham to grant administration de bonis non of John Giddinge late of Exeter Esquire deceased Intestate, having been read a third time, *voted* that the same be enacted.

Adjourned 'till Monday next 9, O'Clock A. M.

MONDAY, FEBRUARY 11th, 1788.

Met according to adjournment.
Present as yesterday

A Vote, to pospone the hearings which were to have been on the 9th Instant to this day, was brought up, read and concurred

A Vote, granting the prayer of the petition of Asahel Goodenow and giving him leave to bring in a bill or Resolve accordingly, was brought up, read and concurred, with this amendment, that the Referees have power to hear and determine the matter at any time before the setting of the Inferior Court for the County of Cheshire in March next; And in case of their not making report

to that Court, the action is to proceed in the common Course of the Law, sent down, brought up, concurred.

*A Vote, for a committee to join a committee of the * 2–358
Senate to consider and make report what is necessary
to be done with the Accounts of Towns and Individuals which have been in the hands of a committee to receive and examine a report upon, was brought up, read and concurred Mr Wentworth and Mr Smith joined.

A Vote, to pay the account of Daniel Humphrey's Esquire amounting to five pounds four shillings, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to take under consideration the Militia Laws; and Also the report of a board of Officers and prepare a bill in the recess of the General Court making such alterations and amendments in the Melitia Laws they shall judge necessary and report said bill at the next Session, was brought up, read and concurred. His Excellency the president joined.

A Vote, to pay the account of the Honble John Langdon Esquire amounting to twelve pounds for the postage of Letters, was brought up, read and concurred.

A Vote, to hear the petition of T. [Thomas] Packer on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to pay the Accounts of E. Noyes J. Poor, S. N. Little, and J. Sawyer one pound six Shillings each in full for attendance as evidences at the Court Martial, was brought up, read and concurred.

A Vote, appointing Thursday the tenth day of April next to be observed as a day of Fasting throughout this State, was brought up, read and concurred.

A Vote, to pay the Roll of Capt. Salter amounting to one hundred and forty four pounds, was brought up, read and concurred.

An Act to empower the Selectmen and overseers of the poor in Atkinson in the County of Rockingham and State aforesaid to dispose of Certain Lands in said Atkinson belonging
* To Ebenezer Page and Mehitable Page and Account * 2–359
for the proceeds thereof, having been read a third time,
voted that the same be enacted.

A Vote, to pay the balance of the Account of S. [C] Clap, Commissary General amounting to Eleven pounds sixteen shillings and four pence, was brought up, read and concurred.

A Vote, to accept the report of the committee on the petition of E. [T] Town viz. that the State cannot make any charge against the United States of the payment of abstracts for troops &c. but that an application should be made to the proper Officers of the United States &c was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Sarah Purcell untill to-morrow, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock, A. M.

TUESDAY FEBRUARY 12th, 1788.

Met according to adjournment.

Present as yesterday.

An Act to incorporate the Northerly part of New-Chester in the County of Grafton into a district [distinct] Town, having been read a third time, *Voted* that the same be enacted.

An Act for Taxing lands in the Town of Lancaster for repairing Roads and building Bridges, having been read a third time, *voted*, that the same be enacted.

An Act to restore to a rehearing William Fowler in an
* 2–360 Action of Trespass brought by * George Jaffrey Esquire, against the said Fowler having been read a third time, *Voted* that the same be enacted.

An Act to Enable Jerush M'Alaster to sell ten Acres of Land lying in Bedford being part Lot N° 7 in the seventh Range in said Town, and also one quarter of a Saw-Mill in Bedford aforesaid being part of the Real Estate of her late husband William M'Allester deceased, having been read a third time *voted* that the same be enacted.

A Vote, to accept the report of the committee of Protectworth and Dorchester &c. that the Town of Dorchester be abated one fourth part of all their Taxes to the State or Continent laid on said Town by the proportion Act passed in March 1780, was brought up, read and concurred.

A Vote, that the Treasurer be allowed one hundred and Twenty pounds Salary, one hundred and tin pounds responsibility of Office &c. was brought up, read and concurred.

A Resolve, on the petition of A Goodenow, that the said Referrees be allowed till the sitting of the Inferior Court in the County of Cheshire in March next to hear and determine said Demands &c. was brought up, read and concurred.

A Vote, to abate all the Taxes of the Town of Shelburne for

the year 1781 and one third of all those Taxes up to the year 1788 be abated, was brought up, read and concurred.

A Vote, so far granting the prayer of the petition of Henry Gerrish and others as that the Courts be held in future in the Centre of said County instead of being held in Amherst as heretofore done and that he have leave to bring in a bill at this or the next Session accordingly, was brought * Up, read * 2-361 and concurred with this amendment that instead of all the Courts being held in the Centere of the County, one term of the Superior Court and two terms of the Inferior Court of Common pleas and two terms of the Court of General Sessions of the peace annually be removed from Amherst and held in such Town in the Northerly part of said County as will be most convenient for the Inhabitants sent down.

A Vote, that a committee or Agent on the part behalf of this State be appointed to treat with and finally settle with the Masonian Proprietors touching the claim of the State to any Lands lying between the curve line and Masons patent so called and a strait line lately run by order of the Legislator on such Terms as said Committee may think proper and that said committee be further empowered on the part of the State in case they cannot effect such settlement to refer the controversy to any men of Reputation and Character not Inhabitants of this State, whose report shall be conclusive between the parties and that a Resolve be brought in for that purpose, was brought up, read and concurred so far as Respects the appointment of the committee to treat with and finally settle with the Masonian Proprietors if they should agree to such terms as they may think equitable and make a Report to the General Court at their next Session, but not with respect to the power of Referring. Sent down, amendment concurred.

An Act, for the naturalization of Charles Joseph Gabriel Colinet, and Marie Theresa Loyal his * Wife, having * 2-362 been read a third time, *voted* that it pass to be enacted. Sent down for concurrence, brought up, concurred.

A Vote, that when the Business of this Session is finished that the President with advice of Council be desired to adjourn the General Court to the twenty eighth day of May next to meet at Exeter, was brought up, read and concurred.

A Vote, that the members of the Honorable Senate be allowed six shillings per day for attendance and four pence ℔r Mile for travel to and from the Court and that the Members of the honorable Council be allowed nine shillings per day for their attendance

in the recess of the General Court and four penc ℔r Mile Travel called together in the recess of said Court that the Secretary have nine shillings ℔r Day for his attendance on the Honorable Council and Senate an travel as a member; that the members of the Honorable house be allowed six shillings ℔r Day for attendance and four pence ℔r Mile travel, that the Clerk be allowed nine shillings ℔r Day for attendance and travel as a member: that the assistant Clerk have one shilling and six pence ℔r Day over and above his pay as a member and that the Secretary and Clerk make up the respective Rolls accordingly and that the President give order for payment in common was brought up, read and concurred, with this amendment, that the President give each Member of the Senate and the Secretary an Order for the respective sum made up in the Roll on the Impost Excise or specie state Tax at the Election of the members And that he give order on the travel Roll of the House in the same manner, which shall be received by all persons concerned equal or in lieu of Specie, sent down, brought up concurred.

An Act in addition to an act passed the fourth day of
* 2–363 March 1786 intitled an Act to * Establish certain Impost Duties on various foreign Articles imported into said State, having been read a third time, *voted* that it pass to be enacted, sent down for concurrence.

A Resolve, that the Towns of Lyme and Dorchester be classed together for Representation and the Selectmen of Lyme notify the first Meeting for the choice of a Representative. That the Towns of Orford and Wentworth be classed together for the same purpose for the Representatives and the Selectmen of Orford to notify the first Meeting. That Piermont an Warren be classed together and the Selectmen of Piermont notify the first Meeting. That the Towns of Haverhill and Coventry be classed together, and that the Selectmen of Haverhill to Notify the first Meeting. That the Towns of Protectworth and New-Grantham be classed together and that the Selectmen of New-Grantham Notify the first Meeting, was brought up, read and concurred.

A Vote, to pospone the hearing on the Memoral of George Jaffrey Esquire, in behalf of the Masonian Proprietors untill the third Wednesday of the next Session, was brought up, Read and concurred.

A Vote, that M[r] [A.] M'Murphey return sixteen Orders amounting to eighty three pounds six shillings and six pence, when returned a balance is found due to him of forty three pounds two Shillings

and six pence, which he may have an order on the Impost or Excise; Also thirty five pounds fifteen shillings which may be paid by an order on any State Tax for specie, was brought up, read and concurred.

* A Vote, granting the prayer of the petition of the Selectmen of Charlestown be so far granted, that the bounds of Charlestown extend to the Western bank of Connecticut River that said Town have a grant of all the Islands in the River opposite to the same which have not been heretofore granted and that they have leave to bring in a bill accordingly at this or the next Session, was brought up, read and concurred. * 2–364

A Vote, to hear the prayer of the petition of the Inhabitants of the Township of Croydon on the second Tuesday of the next Session, was brought up, read and concurred

A Resolve, that part of the bounds of the Township of Bradford be as follows viz. beginning at a beach Tree at Hillsborough line, thence running North 82 degrees East on said line six Miles and eighty four Rods to a Hemlock tree and from thence running by Henniker line the same course to the South West corner of Warren, anything in the Act of incorporation of said Bradford to the Contrary notwithstanding, was brought up, read and concurred.

A Vote, that the Town of Swanzey be allowed twenty pounds for a Soldier engaged in 1781 with Interest from January 1782 to September 27th, 1787, was brought up, read and concurred

A Vote, that the Town of Protectworth be abated one fourth of all their Taxes to the State or Continent for the Years 1777, 1778, 1779, 1780 and 1781 they being over taxed in proportion to other Towns, And also that they be abated two fifth part out of the remainder of their Taxes for said years. Also that they be abated one forth of all their Taxes the State or Continent for the years 1782, and 1783 and that the sum abated last June amounting to Twenty two pounds be considered as part of the abatement on Land sold as Governor Wentworths Estate, was brought up, read and concurred.

* Adjourned 'till to-morrow 9, O'Clock A. M. * 2–365

WEDNESDAY, FEBRUARY 13th, 1788.

Met according to adjournment.
Present as yesterday.

A Vote, to pay Joseph Blanchard forty three pounds fifteen shillings and ten pence; John M'Duffee twenty three pounds two

[twelve] shillings [and ten pence]; Henry Gerrish, thirteen pounds six shillings and seven pence; Charles Clapham twenty two pounds two shillings; George Place, seventeen pounds seventeen shillings; Stephen Varney five pounds eleven shillings; John Bell twenty pounds and six pence; Thomas Laughlin three pounds, and John Dickey three pounds twelve shillings for services running the Masonian Line, was brought up, read and concurred.

A Vote, that the General Court of this State which are to meet in June next meet at Concord, was brought up, read and concurred

A Vote, that the Treasurer be directed not to issue preceipt on the Excise bonds given by Jonathan Cilley, Thomas Cogswell and James Calef untill the next setting of the General Court that said persons may have an opportunity to finish their several Collections of Excise and be able to render a compleat account of the same that the said Court may be sufficiently informed, so as to make an equitable division on their several and respective petitions, Sent down for concurrence, brought up, concurred.

A Vote, that the committee appointed June 1786 to receive, examine, and report upon all accounts that might be exhibited to them by Towns or Individuals in this State, be directed * 2-366 to deliver up * The Accounts now under their care to the committee on Continental Accounts, was brought up, read and concurred.

A Vote to pay the Hon. John Calfe Esquire one pound twelve shillings and six pence for Recording the Journals of the hous of Representatives &c was brought up, read and concurred.

A Resolve, that John Bell Esquire Ebenezer Smith Esqr Mr Jonathan Dow Lemuel Holmes Esquire and Jonathan Freeman Esquire, be and they hereby are appointed to treat with and finally settle with the Masonian Proprietors if they should agree to such terms as the committee may think equitable and make report to the General Court to their next Session, agreeably to a vote of the General Court of yesterday, was brought up, read and concurred.

A Vote, to pay the account of Lamson and Ranlet amounting to twenty five pounds, nine shillings and four pence for printing to December 11th, 1787, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Jennet Brown and if their be any monies paid into the Treasury of Quigleys Estate that it be refunded and that the President On being certi-

fied thereof, give Order accordingly, was brought up, read and concurred.

A Vote, to pay the account of Joseph Whipple Esquire amounting to fifty six shillings for Wood &c. was brought up, read and concurred.

A Vote, that the Reverend Gentleman of the Clergy who have attended the General Court as chaplins at this and the last Session receive two pounds each for their services, was brought up, read and concurred.

A Vote, to pay the account of John Williams amounting to five pounds five shillings as Door keeper was brought up, read and concurred.

* A Vote, to pay the account of E Thompson and J. Rollins Esquires, amounting to thirty [six] shillings for selling Excise in 1787, was brought up, read and concurred. * 2-367

A Vote, to pay the Account of R. Gerrish amounting to four pounds ten shillings for printing from January 10th, 1786 to November 14th, was brought up, read and concurred.

An Act for repealing an Act passed February the twenty seventh one thousand seven hundred and eighty three, to extend a Resolve of the General Court passed the tenth day of November A D. 1779 prohibiting the Sale of Lands belonging to persons who have absented themselves from this and any other of the United States and gone over to our Enemies for taxes to lands belonging to subjects of Great Britian and for preventing the sale of all such Lands for Taxes, having been read a third time, *voted* that the same be enacted.

A Vote directing the Treasurer to charge the several Towns and Districts in the next preceipt with the cost of their respective Representatives attendance as heretofore, was brought up, read and concurred

An Act to extend the Westerly line of Charlestown in the County Cheshire to the Westerly bank of Connecticut River, having been read a third time, *voted* that the same be enacted.

A Resolve, that the Treasurer from and after the first day of August next be directed to issue Certificates for Interest and fifteen per Cent on the principal of Public Securities of this State if requested, that he take up the old Notes an Issue New Notes for the balances due and Issue Certificates for all Notes not exceeding three pounds after deducting the fifteen ℔r Cent, was brought up, read and concurred.

*2–368 * His Excellency, by the Secretary informed the Honorable House of Representatives that he with advice of Council agreeably to a Vote of yesterday, had thought fit to adjourn the General Court to the twenty eighth day of May next to meet at Exeter; and was accordingly adjourned.

Attest JOSEPH PEARSON Secy

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM JANUARY 23 TO FEBRUARY 13, 1788.

*STATE OF NEW HAMPSHIRE.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF THE STATE OF NEW HAMPSHIRE AT THEIR SESSION BEGAN AND HOLDEN AT PORTSMOUTH ON THE TWENTY THIRD DAY OF JANUARY 1788 AND IN THE TWELFTH YEAR OF THE INDEPENDANCE OF AMERICA —

WEDNESDAY JANR 23d 1788

Several members met according to adjournment but there not being a quorum for transacting business agreed to adjourn to 9 o'Clock to morrow morning —

THURSDAY JANR 24th 1788.

Met according to adjournment but there not being a quorum agreed to adjourn to 3 o'Clock P. M.

Met accordingly and adjourned to 10 o'Clock to morrow morning —

FRIDAY JANR 25th 1788.

Met according to adjournment but there not being a quorum agreed to adjourn to 3 o'Clock P. M.

Met accordingly and adjourned to 10 oClock to morrow morning —

SATURDAY JANR 26th 1788.

Met according to adjournment but there not being a quorum agreed to adjourn to Monday next at 3 o'Clock P. M —

MONDAY JAN^{R} 28th 1788.

Met according to adjournment and there being a quorum proceeded to business —

Voted that Mr Pickering, Mr Hubbard, Mr Badger Mr Emerson and Mr Simpson with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Several matters contained in his Excellencys message this day received and report the business they shall judge necessary first to be entered upon and done at this Session — Sent up by Mr Dow

Voted that Mr Long, Mr Badger and Mr Runnels with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of Benjamin Snow and report thereon —

Sent up by Mr Thos Dow

Voted that Mr Chase, Mr Gilman [Gilmore] & Mr Greeley with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the proprietors of Lempster
* 13-380 *and Marlow and report thereon —

Sent up by Mr Thos Dow

Adjourned to 9 o'Clock to morrow morning

TUESDAY JAN^{R} 29th 1788.

The House met according to adjournment

Voted that M^{r} N Peabody, Mr Badger, Mr Jon^{a} Dow Mr Chase and Mr Simpson with such of the Honb^{l} Senate as they shall join be a Committee to report a plan for taking a new valuation throughout this State in order for proportioning future taxes — Sent up by Mr Badger

Voted that Mr Long, Mr Hubbard and Mr Gains with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the Select men of Warren and report thereon —

Sent up by Mr Runnels

Voted that Mr Pickering Mr Peabody, Mr Simpson Mr Gove and Mr Jon^{a} Dow with such of the Honb^{l} Senate as they shall join be a Committee to prepare a Bill for the Settlement and distribution of Estates — Sent up by Mr Job Dow

Voted that Mr Pickering, Mr Long and Mr Badger with such of the Honb^{l} Senate as they shall join be a Committee to inspect the Books of Record, returned to this state by John Wentworth Esqr late Governor now in the hands of the Honb^{l} Daniel Rindge Esqr before his Excellency the President receipt for the Same —

Sent up by Mr Holmes

Upon reading and considering the Petition of John Giddinge and others, *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Gilmore

Voted that Mr Gove, Mr Barrett and Mr Whitcomb with Such of the Honbl Senate as they shall join be a Committee to consider of the Petition of John McLaughlen and report thereon —

Sent up by Mr Gilmore

Adjourned to 3 o'Clock P. M.

Met accordingly —

* *Voted* that Mr Runnels, Mr Gains and Mr Odlin with * 13-381 such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Samuel French[1] and report thereon —

Sent up by Mr Greeley

Voted that Mr [N] Peabody, Mr Gains and Mr Pickering with such of the Honbl Senate as they shall join be a Committee to take under consideration that part of his Excellencys Message that respects the collection of Excise — also a Resolve that came down from the Honbl Senate the last Session appointing committees to make sale of the Excise in the Several Counties in this State and report to this House —

Sent up by Mr Greeley

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY JANR 30th, 1788

The House met according to adjournment

Voted that Mr Odlin, Mr Gains and Jonas Dow with such of the Honbl Senate as they shall join be a Committee to consider of the Memorial and Account of Solomon Wheeler Esqr and report thereon —

Sent up by Mr Orr—

Voted that Mr Runnels, Mr Gaskill and Mr Holmes with such of the Honbl Senate as they shall join be a Committee to consider of the Account of Jonathan Sawyer and all Similar matters and report thereon —

Sent up by Mr Orr

Voted that Mr N Peabody, Mr Rollins, Mr Barrett, Mr Hubbard and Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the propriety of altering classes for Representation where the numbers of Inhabitants have greatly increased since they were classed and report thereon — also report some method to induce delinquent Towns and districts to send representatives —

Sent up by Mr Robinson

Adjourned to 3 o'Clock P. M.

1 xii Ham. Town Papers, 268.

Met accordingly —

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon hearing and considering the Petition of the Select men of Atkinson *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Cragin

Voted that the hearing on the Petition of Clement March and Stephen March Esqrs which was to have been this day before the General Court be postponed until the third Wednesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly and that all proceedings in consequence of an Act passed in Septr Session in favour of Jona Chase Esqr be stayed until the decision of the General Court — Sent up by Mr Taylor

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Taylor

Voted that Mr Jona Dow, Mr Gaskill & Mr Emerson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Samll Duncan[1] in behalf of the Inhabitants of New Grantham and report thereon — Sent up by Mr Cragin

Adjourned to 9 o'Clock to morrow morning

THURSDAY Janr 31st 1788

The House met according to adjournment

Upon reading and considering the Petition of Charles Joseph Gabriel Colinet and Maria Therese Loyal his wife praying that an Act of Naturalization might pass in their favour — *Voted* that the prayer thereof may be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Thos Dow

Voted that Mr Robinson, Mr Gains and Mr Odlin with such of the Honbl Senate as they shall join be a Committee to prepare a Bill for preventing retailers from mixing Liquors and from suffering strong liquors being drank in their houses and lay the Same before this House — Sent up by Mr Robinson

* 13-382 * *Voted* that Mr Rogers, Mr Rawlings, Mr Barrett, Mr Duncan and Mr Simpson with such of the Honbl Senate as they shall join be a Committee to report a Bill for directing the sale of Lands of Nonresidents in future, or for making such alter-

1 xii Ham. Town Papers, 60.

ations and amendments in the Laws now in force as they shall judge necessary Sent up by Mr Griffin

Upon reading and considering the Petition of Andrew Simpson *voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of the next Session of said Court and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be posted up in some public place in Deerfield and Allenstown three weeks before the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Hubbard

The Committee examining the Books of record returned to this State by John Wentworth Esqr late Governor reported that the Books referred to (viz) Books of record of Charters Numbred One, Two, Three, Four, and one book of records belonging to the Inferior Court of the County of Grafton are in good order and have been carefully kept — whereupon *voted* that his Excellency the President be desired to receipt for the Same and that they be lodged in the Secretarys Office — Sent up by Mr Badger

Voted that Mr Emerson, Mr Cragin and Mr Whitcomb with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Paul Mussey and others and report thereon

Sent up by Mr Badger —

Voted that the hearing on the Petition of John Stokle which was to have been this day before the General Court be postponed to Thursday next of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Whitcomb

Voted that the thanks of the Legislature be given to the Honbl Daniel Rindge Esqr for kindly assisting his Excellency John Sullivan Esqr in obtaining the Books of Record belonging to this State from the late Governor John Wentworth Esqr —

Sent up by Mr Whitcomb

Voted that Mr Gale, Mr Dakin & Mr Parker with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Richard Furber and wife and report thereon —

Sent up by Mr Abbott

Upon reading and considering the Petition of Sarah Purcell — *voted* that the Petitioner be heard thereon before the General Court on Thursday next and that in the mean time the Petitioner cause that the Honbl Woodbury Langdon Esqr be served with a copy of the Petition and order of Court thereon as soon as con-

veniently may be, that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted —
Sent up by Mr Powers

Voted that Mr Holmes, Mr Badger and Mr Gains with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Nehemiah Randl Esqr in behalf of Lyndborough and report thereon — Sent up by Mr Powers

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that Mr Holmes, Mr Whitcomb and Mr Odlin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of James Taylor and report thereon —
Sent up by Mr Wingate

Voted that Mr Holmes, Mr Parker & Mr Pinkerton with such of the Honbl Senate as they shall join be a Committee to take into consideration the Laws of this State now in force respecting killing wolves, and report such alterations and amendments as they shall judge necessary — Sent up by Mr Chandler

Voted that Mr Griffin, Mr Barrett & Mr Rogers with such of the Honbl Senate as they shall join be a Committee to examine into the present state of the Treasury of this state and report thereon —
Sent up by Mr Flanders

Voted that Mr N. Peabody, Mr Gains, Mr Jona Dow, *13-383 Mr *Rawlings, Mr Parker, Mr Simpson and Mr Odlin with such of the Honbl Senate as they shall join be a Committee to consider and report what sum shall be allowed his Excellency the President as a Salary from June 1787 to June 1788 also what allowance shall be made the Officers of the Civil list for said Year — Sent up by Mr Butler

Voted that Mr Pickering Mr Badger, Mr Job Dow, Mr Hubbard and Mr Baker with such of the Honbl Senate as they shall join be a Committee to draught a Supply Bill for the current year and lay the Same before this House — Sent up by Mr Butler —

Voted that Thomas Bartlett Esqr Capt Dudley Odlin & Doctr Amos Gale for the County of Rockingham — Colo Joshua Wingate Ebenezer Thompson Esqr and John Rawlings Esqr for the County of Strafford — Doctr Jonathan Gove, Capt Timothy Taylor and Daniel Emerson Esqr for the County of Hillsborough — Colo Amos Shepherd John Hubbard Esqr and Colo John Bellows for the County of Cheshire — Colo William Simpson, Colo Edmund Freeman and Elisha Payne Esqr for the County of Grafton,

1 xii Ham. Town Papers, 524.

be and they hereby are appointed Committees within the respective counties to which they Severally belong to make Sale of the Excise in their Several Counties for one year from the first day of October last, and that they seasonably advertize the time and place of Sale — Sent up by Mr Dix

Voted that the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Blanchard

Adjourned to 9 oClock to morrow morning

FRIDAY FEBR 1st 1788

The House met according to adjournment

Upon reading and considering the Petition of Timothy Jones *voted* that the Petitioner be heard thereon before the Genl Court on the Second Wednesday of the next Session of said Court and that in the mean time the Petitioner cause that Alexander Mc Daniel or his Attorney be served with a Copy of the Petition and order of Court thereon three weeks before the Sitting of * said Court that either of them may then * 13-384 appear and Shew cause why the prayer thereof may not be granted and that the Execution against said Jones be stayed until the decision of the General Court —

Sent up by Mr Page

Voted that Mr Long, Mr Wingate, Mr Abbott, Mr Chase and Mr Baker with such of the Honbl Senate as they shall join be a Committee to consider of the Memorial of the Portsmouth Society for encouraging the Manufacturing Sheeps wool, Cotton and flax, and report thereon — Sent up by Mr Page

Voted that Mr Freeman, Mr Winch and Mr Pinkerton with such of the Honbl Senate as they shall join be a Committee to consider of the Petitions from Cardigan & report thereon —

Sent up by Mr Barnard

The Committee on the Petition of Samuel Duncan[1] reported that the Town of Grantham be abated in their taxes for the years 1778, 1779, and 1780, one fifth part and that the Treasurer govern himself accordingly and that the said Grantham in future be called by the name of New-Grantham and that an Act or Resolve pass accordingly Signed Ebenzr Smith for the Committee which report being read and considered *voted* that it be received & accepted — Sent up by Mr Greeley

1 xii Ham. Town Papers, 60.

Voted that Mr Chase, Mr Blanchard & Mr Gilmore with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Samuel Hobart Esq[r] & report thereon —

Sent up by Mr Cragin

Voted that Mr Simpson, Mr Long & Mr Runnels with such of the Honb[l] Senate as they shall join be a Committee to examine whether there are any Cannon belonging to this state that are useless and if so, to consider of the propriety of letting Col[o] Samuel Hobart have the Same provided he shall erect a furnace in this state, and report thereon —

Sent up by Mr Gaskill

* 13–385 * The Committee on the Petition of Samuel French[1] a Continental Soldier, Reported that having examined the Evidence it appears that he was captivated in June 1782 and continued in captivity with the Indians for the term of four years, they therefore report that he receive wages for the said four years & an allowance for two years clothing — the pay commencing at the time when he was captivated, and to be paid as has been the usual custom with Continental Soldiers — Signed Eben[r] Smith for the Committee which report being read and considered, *voted* that it be received and Accepted — and that the Committee on Depreciation certify the Sum due and that the President give order that the Treasurer issue Notes for principal and Certificates for Interest annually as the wages became due —

Sent up by Mr Fifield —

Whereas an Impost on printed books imported into this State would be unfriendly to Literature — Therefore — *Resolved* by the Senate and House of Representatives in General Court convened that no Impost on any printed books which may be imported into this State shall be enacted or paid in future any Law to the contrary notwithstanding — Sent up by Mr Rogers —

Upon reading and considering the Petition of John McLaughlen *voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that John Crown and Thomas Smith be served with a Copy of the Petition and order of Court thereon three weeks prior to the Sitting of said Court that they or either of them may then appear and Shew cause why the prayer thereof should not be granted — Sent up by Mr Tainter

Upon reading and considering the Petition of Nehemiah Rand[2] Esq[r] in behalf of Lyndborough, *voted* that the Petitioner

1 xii Ham. Town Papers, 268. 2 xii Ham. Town Papers, 524.

be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the sitting of said * Court in one of the New Hampshire News papers that any person or persons may then appear and shew cause why the prayer thereof may not be granted — * 13-386

Sent up by Mr Peabody

Adjourned to 3 oClock P. M.

Met accordingly

An Act to lay out and clear a highway from Barnstead to Northwood in this State, was read a third time and passed to be Enacted — Sent up by Mr Badger & Mr Dow

Voted that the hearing on the Petition of George Jaffry Esqr and others be postponed to Wednesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Jos Dow —

Voted that Mr Emerson, Mr Gove, Mr Pickering, Mr Holmes and Mr Parker with such of the Honbl Senate as they shall join be a Committee to consider of a Letter from the Treasurer to his Excellency the President and report thereon —

Sent up by Mr Dow

Voted that the hearing on the Petition of Thomas Minor be postponed to the Second Thursday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Jona Dow

The Committee and Surveyors appointed to run the lines and ascertain the extent and boundaries of Masons Patent so called, agreable to a vote of the General Court passed in the month of June 1787, reported in the following words — That we began at the entrance of Piscataqua Harbour and run the Several Courses and distances as marked on the plan herewith exhibited making Sixty miles on a straight line to end at a large beech Tree which we marked with the Initial Letters of Names and with the date of the year being 1787, and also spotted said Tree in Several places and also spotted several trees round it which Beach * Tree stands on the Province line (so called) * 13-387 bearing North six degrees west from the Entrance of said Harbour —

We then proceeded to the mouth of Merrimac river and run the Several Courses and distances as marked in said plan until we made Sixty miles straight as aforesaid ending in a Marsh in Lot

number eighteen in Rindge on the Province line (so called) here we fixed a large stake in the ground and laid Stones round it and Spotted several white pine trees on the edge of the upland near the said Stake — the corner from the mouth of Merrimac river to this Monument being west about one degree notherly — We then proceeded to run the head line having found the Course to be North thirty nine degrees East from this Extremity to the bound on the North line; this line we Spotted very thick all the way where there were trees, and where there were not any thing to mark, noted buildings &c as we passed — Ponds rivers &c we also have noted on the plan — this line crosses Merrimac river in Concord on Sewalls Falls, from thence near Leavit Clough's and near the dividing line between Canterbury & Loudon crossing a pond, from thence to Gilmantown about Seventy rods below Col° Badgers house, from thence across a Small part or corner of the Gore over Rattle snake Island in Winnepeseochee pond to Wolfborough about two rods north of Ebenezer Horn's Barn — and other places as noted on the plan — All the above lines and corners were run by the compass without any allowance for variation — and every proper allowance for Mountains hills and broken ground was made in measuring the two side lines to make them horizontal measure —

Jan^{r} 30th 1788 — John McDuffee, Archibald McMurphy } Com^{tee}
Joseph Blanchard, Charles Chapham } Surveyors

The Surveyors and Chainmen were Sworn to the faithful discharge of the trust reposed in them before entering on said business before George Gains Ju^{s} Peace

Sent up by Mr Runnels

* 13–388 * *Voted* that the hearing on the Petitions which were to have been this day before the General Court be postponed until to morrow of which all concerned are to take notice and govern themselves accordingly Sent up by M^{r} J Freeman

Adjourned to 9 o'Clock to morrow morning

SATURDAY FEB^{R} 2^{d} 1788

The House met according to adjournment

Voted that Mr Whitcomb, Mr Jon^{a} Dow & Mr Peabody with such of the Honb^{l} Senate as they shall join be a Committee to

consider of the Petition from the Town of Lancaster,[1] and report thereon — Sent up by Mr Barnard

Voted that the hearing on the Petition of Henry Gerrish[2] Esqr and others be postponed to Tuesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Barnard

Voted that Mr Taylor, Mr Odlin & Mr Page with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Joseph Wilder and others & report thereon — Sent up by Mr Rogers

Voted that Mr Runnels, Mr Whitcomb and Mr Wm Peabody with such of the Honbl Senate as they shall join be a Committee to consider of the Account of Colo Benjamin Stone and report thereon — Sent up by Mr Rogers

Voted that Mr [N.] Peabody, Mr Badger, Mr Barrett, Mr Duncan and Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of John Pierce Esqr in behalf of the Masonian proprietors & report thereon — Sent up by Mr Simpson

Voted that the Hearings which were to have been this day before the General Court be postponed to Monday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Winch

* Adjourned to Monday next at 3 o'Clock P. M. * 13–389

MONDAY Febr 4th 1788.

The House met according to adjournment

The Speaker and Speaker Protempore being absent The Honbl Pierce Long Esqr was chosen Speaker protempore —

Voted that Mr Runnels, Mr Jona Freeman & Mr Whitcomb with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Timothy Taylor Esqr in behalf of the Town of Merrimac and report thereon — Sent up by Mr Parker —

Voted that the hearing on the Petition of Davenport Phelps Esqr which was to have been before the General Court at this Session be postponed to the Second Tuesday of the next Session of said Court of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Chandler

Upon hearing and considering the Petition of Gershom Lord

1 xii Ham. Town Papers, 353. 2 xi Ham. Town Papers, 207.

voted that the prayer thereof be granted and that he have to bring in a Bill accordingly — Sent up by Mr Orr —

The Committee on the Petition of the proprietors of Lempster reported that the Petition lie on file — which report was accepted —

The Committee on the Petitions from Cardigan reported in favour of a day of hearing — whereupon *voted* that the Petitioners be heard thereon before the General Court the Second Thursday of the next session of said Court and that in the mean time the Petitioners cause that the Substance of the Petitions and this order of Court be published three weeks Successively in one of the New Hampshire news papers prior to the sitting of said Court that any person or persons may then appear and Shew cause why the prayers thereof may not be granted — Sent up by Mr Hall

Voted that Mr Prentice, Mr Chandler and Mr Worster with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Dearing and report thereon — Sent up by Mr Prentice

* 13-390 * *Voted* that Mr Worster, Mr Hubbard, Mr Jona Dow Mr Barrett and Mr Dix with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Thomas Cogswell Esqr and report thereon — Sent up by Mr Dix

Voted that Mr Odlin, Mr Gains, Mr Simpson, Mr Runnels and Mr Holmes with such of the Honbl Senate as they shall join be a Committee to consider of the report of a Board of Officers whereof Majr Genl Cilley was President which was laid before the Court by his Excellency the President of this State and report thereon — Sent up by Mr Copland —

The Committee to take into consideration the Laws of this State respecting killing wolves — Reported that the bounties for killing wolves and wolves whelps that shall be killed after this time be paid out of the hard money tax in future and that the Treasurer be directed to govern himself accordingly — Signed John Bell for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Copland

Adjourned to 9 o'Clock to morrow morning

TUESDAY Febr 5th 1788.

The House met according to adjournment

Voted that Mr Badger, Mr Runnels and Mr Chase with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Capt Titus Salter and report thereon —

Sent up by Mr Holmes

Voted that Mr Hubbard, Mr Odlin & Mr Dakin with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Memorial of Doct^{r} Nathanael Breed and report thereon —

Sent up by Mr Holmes

Upon reading and considering the Petition of James Swain *voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of the next Session of said Court and that in the mean time the Petitioner cause that Wentworth Cheswell and David Chapman of New Market * be served with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court that they or either of them may then appear and shew cause why the prayer thereof may not be granted — * 13–391

Sent up by Mr Wm Peabody

Voted that the hearing on the Petition of William Reed which was to have been this Session be postponed to the third Wednesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Dudley

Voted that the Committee for preparing a Supply Bill, be requested to report a Bill for carrying into effect the Resolution of Congress of the eleventh of October 1787 —

Sent up by Mr Thomas

Voted that Mr Gains, Mr Tainter, Mr Wm Peabody, Mr Thomas and Mr Barnard with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Account of Col^{o} Supply Clap Commisary General and report thereon —

Sent up by Mr Crawford

The Committee to report a plan for taking a new valuation Reported in the following words — (viz) State of New Hampshire

The Committee to consider what Method shall be adopted for taking a new valuation for proportioning future Taxes for this State report as follows (viz) —

[The report here given is identical with that reported by a committee on the 22d of September, 1787, page 123 of this volume, with the single exception, that this does not call for an inventory of the value of silver-plate, watches, and clocks. It is not deemed advisable to reprint the report. — Ed.]

Which report was read and considered received and Accepted and *voted* that the Secretary be directed to procure printed copies of the Same and Send a Copy to the Select men of each Town and parish within this State — Sent up by Mr Whitcomb

Voted that Mr Emerson, Mr Whitcomb & Mr Badger with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Francis Drew and report thereon

Sent up by Mr Barnard —

*13-395 * *Voted* that Mr Holmes, Mr Badger, & Mr Blanchard with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of the Select men of Swanzey & report thereon — Sent up by Mr Whitcomb

Adjourned to 3 oClock P. M.

Met accordingly —

An Act to impower Edward Jewett Administrator of the Estate of Levi Whitney deceased to convey Land in Marlborough lately belonging to said Whitney — was read a third time and passed to be Enacted — Sent up by Mr Lovell & Mr Jon[a] Dow

An Act for altering the Name of the Township of Grantham to New Grantham was read a third time and passed to be Enacted —

Sent up by Mr Lovell & Mr Jon[a] Dow —

Voted that his Excellency the President have and receive out of the Treasury the Sum of Two hundred pounds as a Salary from June 1787 to June 1788 — Sent up by Mr Parker

Voted that John Taylor Gilman Esq[r] have and receive out of the Treasury of this State Two hundred pounds in full for his Salary as Treasurer of this State, Responsibility of Office hire of Clerk, attending the General Court from time to time, Office hire, firewood candles &c from June 1787 to June 1788 —

Sent up by Mr Parker —

Voted that Joseph Pearson Esq[r] have and receive out of the Treasury of this State the Sum of Twenty five pounds as a Salary as Secretary from June 1787 to June 1788 and that the President give order accordingly — Sent up by Mr Parker

Voted that the Attorney General have and receive out of the Treasury the Sum of Sixty five pounds for his Salary from June 1787 to June 1788, and that the President give order accordingly — Sent up by Mr Parker

The Committee on the Petition of Benjamin Snow reported that he have liberty of this Court to tarry until the last day of the Session of the Gen[l] Court which is to be in June next — Signed Robert Means for the Committee which report being read and considered *voted* that it be received & accepted —

Sent up by Mr Rogers —

*13-396 * Agreable to the order of the day proceeded to a hearing on Petitions but came to no determination before adjournment —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow morning of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Rogers —
Adjourned to 9 o'Clock to morrow morning

WEDNESDAY FEBR 6th 1788.

The House met according to adjournment
Whereas in and by an Act passed 28th of September 1787, it is enacted that the excise arising by virtue of said Act shall be farmed out and sold at Public vendue in the Several Counties in this State Sometime between the first day of October and the first day of February annually by Committees appointed for that purpose which time has elapsed and no sale made agreably to said Act —

Therefore *Resolved* that the time for farming out said Excise be lengthned out until the last day of March next and that the Committees proceed to make sale of said Excise before said time is expired and that the Several Committees respectively are hereby required to take bond with two Sufficient Sureties of the farmer in each County the one half payable by the first day of June next and the other half by the last day of October next and that said Bonds be lodged with the Treasurer of this State — Also *Resolved* that the Several farmers of the Excise are hereby directed to give public notice of the time on which they will attend to settle & receive excise from the Innholders retailers and others in the Respective towns within their respective districts that the Inhabitants of the Several Towns may have an opportunity of setling and paying the Same without being put to the expence of unnecessary travel — Sent up by Mr Holmes

*Upon hearing and considering the petition of Jerusha * 13-397
McAllester *voted* that the prayer of the Petition be so far granted as that she have liberty to sell ten Acres of Land lying in Bedford and is lot No° 7 in the Seventh range — also one quarter of a Saw mill and that she have leave to bring in a Bill for that purpose — Sent up by Mr Holmes

Upon hearing and considering the Petition of Richard and Simon Jenness *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —
Sent up by Mr Holmes —
Adjourned to three of Clock P. M.

Met accordingly —

Voted that the Account of George Jerry Osborne amounting to twenty eight pounds two shillings and Six pence be allowed and that the President give order that the Treasurer pay the said Sum out of the revenue raised by impost — Sent up by Mr Copp —

Agreably to the order of the day proceeded to a hearing on Petitions but came to no determination before adjournment —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow morning of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Crawford —

Whereas the Selectmen of Goffstown[1] hath Petitioned the General Court sitting forth that some difficulties have arisen with respect to the line between the Towns of Goffstown and New-Boston and praying that a Committee may be appointed by said Court to perambulate and Establish the lines between said Towns — *Resolved* that Jeremiah Page of Dunbarton and Daniel Campbell Esqr of Amherst be and they hereby are appointed a Committee at the expence of said Towns to perambulate ascertain and establish a line between said Towns of Goffstown and New Boston, and make return of their doings at the next Session of the General Court, and that the said Committee give Seasonable notice to the Select men of said Towns of the time they will attend on said Business — Sent up by Mr Crawford —

* 13–398 * Adjourned to 9 o'Clock to morrow morning

THURSDAY FEB^R^ 7th 1788:

The House met according to adjournment

Voted that the hearing on the Petition of Sarah Purcell which was to have been this day before the General Court be postponed to Saturday next in the forenoon of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Bradley

The Committee on the Account of Jonathan Sawyer & all Similar matters reported that the said Sawyer receive one pound in full for his attendance as an evidence at the Court Martial and that the Same be paid out of the Treasury by order of the President — and that one pound be paid to Nathanael Kimball for the Same Service and in the Same manner Signed Joshua Bayley for the Com^tee^ which report being read and considered *voted* that it be received and accepted — Sent up by Mr Bradley

1 xii Ham. Town Papers, 45.

An Act to enable Gershom Lord to file a Complaint at the next Superior Court of Judicature for the County of Strafford — was read a third time and passed to be Enacted —

Sent up by Mr Bradley & Mr Thomas

Voted that the account of the Select men of Plastow amounting to one hundred and nine pounds eleven shillings and eight pence Lawful money be allowed and paid out of the Treasury by order of the President — Sent up by Mr Thos Dow

The vote respecting the bounties on killing wolves &c not being concurred — The following Resolve came down from the Honb[l] Senate for Concurrence —

Resolved that the bounty given by an Act of this State passed the 10th of Novr 1785 for killing of wolves and wolves whelps be considered as payable out of the hard money tax and that the said Act ought to be so construed and intended — which resolve was read & Concurred — Sent up by Mr Robinson

* The Committee on the Petition of the Town of Lancaster[1] Reported that the prayer of said Petition be so far granted that they have liberty to levy and collect a Tax of two pence on each acre of Nonresident land (public rights Excepted for three years for the purpose of making roads and building bridges and that they have leave to bring in a Bill accordingly — Signed Amos Shepard for the Committee which report being read and considered *voted* that it be received and accepted — * 13-399

Sent up by Mr Orr

Voted that Mr Odlin, Mr Jona Dow & Mr Runnels with such of the Honb[l] Senate as they shall join be a Committee to consider of his Excellency's letter to the Honb[l] the Speaker of this House and report thereon — Sent up by Mr Greeley

The Committee on the Petition of Richard Furber & wife, Reported that they be allowed pay for Pierce Powers deceased late a Midshipman on board the Continental ship of War, Ranger, agreably to the Resolves of Congress and the Law of this State from the 24th of April 1778 to the 29th of June 1780 — Signed Joshua Wentworth for the Committee which report being read and considered *voted* that it be received and accepted and that the Pay master of Invalids be directed to govern himself accordingly — Sent up by Mr Dakin

The Committee on the Treasurers letter to his Excellency reported that the Treasurer should continue to calculate Interest on the Excise bonds, the Interest to commence at the time the whole excise is due and that he issue his extents on said Bonds

1 xii Ham. Town Papers, 353.

when the whole sum becomes due — That he receive orders drawn on the Impost and excise promiscuously as they are offered him — That he issue two precepts for the Ten thousand pound tax to be paid in presidents orders. Five thousand of which to be
*13-400 Assessed in the present year and paid by *the first of January 1789 and the other Five thousand to be assessed in the year 1789 and paid by the first of January 1790 — That the Treasurer deliver to the loan officer of this State all the Certificates for Interest in his hands issued by said Loan Officer on Continental Securities and to take said Loan Officers receipt therefor and also that the Treasurer call on Josiah Gilman Esqr comptroller of state accounts for a receipt given by the Loan Officer for Five thousand five hundred and Eighty two pounds Six Shillings and eight pence of the aforesaid certificates to be accountable therefor to the State and exchange the Same with said Loan Officer for a receipt for that Sum as received by him in his capacity in behalf of the United states — That the Treasurer receive orders drawn for the attendance of the members of the House of Representatives in discharge of any specie state tax due from the respective members constituents Signed E Thompson for the Committee which report being read and considered *voted* that it be received and accepted, excepting that part that relates to calculating interest on excise bonds and issuing a precept for five thousand pounds to be assessed in the year 1789 and to be paid by the first of January 1790 — Sent up by Mr Dakin

Upon hearing and considering of the Petition of Henry Gerrish[1] Esqr and others *voted* that the further consideration thereof be postponed to the third Wednesday of the next Session of which all persons concerned are to take notice and govern themselves accordingly upon which vote the yeas and nays were called and are as follows viz —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Pickering	Mr Griffin	Mr Orr	Mr Page
Mr Blanchard	Mr Baker	Mr Whitcomb	Mr Emerson
Mr Bartlett	M^{r} J Freeman	Mr Chase	Mr Cragin
Mr Thos Dow	Mr Gains	Mr Winch	Mr Hubbard
*13-401 * Mr Lovell	Mr Jo^{s} Dow	Mr Worster	Mr Smith
Mr Wm Peabody	Mr Bradley	M^{r} E Freeman	Mr Holmes
Mr Dix	Mr Rawlings	Mr Odlin	Mr Kimball
Mr Hall	Mr Taylor	Mr Dudley	Mr Crawford
Mr Thomas	Mr Abbott	Mr Fifield	

1 xi Ham. Town Papers, 207.

Nays.	Nays.	Nays.	Nays.
Mr Runnels	Mr Gaskill	Mr Gove	Mr Chandler
Mr Gale	Mr Copland	Mr Flanders	Mr Barrett
Mr N Peabody	Mr Robinson	Mr Parker	Mr Jona Dow
Mr Wingate	Mr Rogers	Mr Tainter	Mr Prentice
Mr Job Dow	Mr Gilmore	Mr Tilton	Mr Duncan
Mr Rand	Mr Badger	Mr Barnard	Mr Simpson
Mr Greeley	Mr Dakin	Mr Butler	

35 Yeas — 27 Nays — Sent up by Mr Holmes

The Committee on the Petition of John Pierce in behalf of the Masonian proprietors reported that they recommend that the prayer of the Petition be so far granted as that a Committee be appointed and impowered to treat with the Petitioners — Signed E Thompson for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Holmes —

Adjourned to 3 oClock P. M.

Met accordingly —

An Act to impower Elisha Day and Sarah Day to sell certain lands in Lempster, was read a third time and passed to be enacted — Sent up by Mr Holmes & Mr Dakin

The vote on the Petition from Lancaster[1] came down from the Honb[l] Senate for the following amendment (viz) That the tax shall be levied on all other lands (except public rights) as well as Nonresidents lands, and that the Tax be two pence on each Acre for the Succeeding three years — which amendments were read and concurred — Sent up by Mr Holmes —

Upon a motion for granting the prayer of the Petition of James Hayes the yeas and nays were called and are as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Jos Dow	Mr Lovell	Mr Flanders	Mr Simpson
Mr Barnard	Mr Gale	Mr Parker	Mr Rand
Mr Thos Dow	Mr N Peabody	Mr Johnson	Mr Jona Dow
Mr Badger	Mr Wingate	Mr Barrett	Mr Gaskill
Mr Tilton	* Mr Chandler	Mr Gove	*13-402
Mr Fifield	Mr Wm Peabody	Mr Prentice	Mr Thomas
Mr Gilmore	Mr Dix	Mr Smith	

Nays.	Nays.	Nays.	Nays.
Mr Gains	Mr Kimball	Mr Hall	Mr Rawlings
Mr Runnels	Mr Crawford	Mr Powers	Mr Emerson
Mr Bradley	Mr Long	Mr Tainter	Mr Orr
Mr Page	Mr Blanchard	Mr Baker	Mr Whitcomb
Mr Abbott	Mr Butler	Mr Freeman	Mr Copland
Mr Greeley	Mr Taylor	Mr Odlin	Mr Winch
Mr Chase	Mr Cragin	Mr Dudley	Mr Worster
Mr Griffin			

26 Yeas — 29 nays — So the motion was lost

[1] xii Ham. Town Papers, 363.

Agreably to the order of the day proceeded to a hearing on Petitions but came to no determination before adjournment—

Voted that the hearing on the Petition of Enoch Johnson which was to have been this Session of the General Court be postponed to the third Wednesday of the next Session of said Court of which all persons concerned are to take notice and govern themselves accordingly— Sent up by Mr Bradley

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly Sent up by Mr Bradley

Adjourned to 9 o'Clock to morrow morning

FRIDAY FEBR 8th 1788

The House met according to adjournment

Upon reading and considering the Petition of Enoch Bartlett Esqr *voted* that the Petitioner be heard thereon before the Genl Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that the Substance of
* 13-403 the Petition and order of Court thereon be *published three weeks successively in any one of the New Hampshire News papers prior to the sitting of said Court and also cause that the select men of Bath be served with a Copy of the Same that any person or persons may appear and shew cause why the prayer thereof should not be granted and that all sales of Nonresident Lands be stayed until the determination of the said Court— Sent up by Mr Whitcomb—

Voted that the account of the Select men of Chesterfield amounting to forty one pounds one shilling and two pence be allowed and paid out of the Treasury by order of the President Sent up by Mr Rogers

Voted that the Treasurer be and he hereby is authorized to issue Extents for outstanding taxes at such time & against any and all such delinquent constables collectors or Select men as he shall think proper— Sent up by Mr Rogers

Upon hearing and considering the Petition of William Fowler— *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly— Sent up by Mr Rogers

The Committee on the Petition of Capt Titus Salter reported that said Salter receive an order on the Select men or their Successors for the Town of Portsmouth of the Specie tax now due or

that hereafter may be due to the state from said town for one hundred pounds in part payment of his demand against the state and that the Same be indorsed on the Securities said Salter has in possession and that he be allowed Seven pounds ten shillings ℔r month wages as Captain of Fort William and Mary and two rations ℔r Day — Signed Joshua Wentworth for the Committee which report being read and considered — *voted* that it be received and accepted with this amendment that he receive but Six pounds ℔r month as wages — Sent up by Mr Robinson

Voted that Mr Whitcomb, Mr Blanchard, Mr Cragin Mr Bradley & Mr Orr with such of the Honbl Senate as they shall join be a Committee to consider of the Petitions of the Select men of Protectworth, the Town of Dorchester and John Wendall Esqr in behalf of Lyman and report thereon —

Sent up by Mr Robinson

* Upon reading and considering the Petition of * 13-404
Thomas Packer *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Capt Jeremiah Stiles of Keene be served with a Copy of the Petition and order of Court thereon that he may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by Mr Robinson

The Committee on his Excellencys Letter reported that he be allowed eighteen pounds for the Several Expenditures therein mentioned Signed John Bell for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Robinson

The Committee on the Petition of Timothy Taylor Esqr in behalf of the Town of Merrimac reported that the Town of Merrimac be allowed twenty five pounds out of their Beef Tax for the year 1781 said Town having paid one thousand pound weight more than they were credited for by the Treasurer and that said Treasurer govern himself accordingly Signed Ebenzr Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Robinson

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that Mr Badger, Mr Gains, Mr Emerson Mr Whitcomb and Mr Simpson with such of the Honbl Senate as they shall join be a Committee to Nominate to this House ten persons, two from

each County, out of which Nominations five to be appointed by Ballot a Committee to treat with the Masonian proprietors —

Sent up by Mr Johnson

Voted that Mr Simpson Mr N Peabody, Mr Wingate Mr Emerson and Mr Chase with such of the Honbl Senate as they shall join be a Committee to consider of the accounts of the * 13–405 Committee Surveyors and chainmen that were * employed in running the lines of the Mason patent & report thereon —

Sent up by Mr Johnson

The Committee on the Petition of the Selectmen of Warren Reported that the Town of Warren be abated Seven Shillings on the thousand pound out of the last proportion Act and in that proportion in all their Taxes until a new proportion throughout the State shall be made and that the Treasurer govern himself accordingly— Signed Ebenzr Smith for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Page

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon hearing and considering the Petition of Mary Lear *voted* that the Petition be dismissed —

Voted that Mr Griffin, Mr Prentice & Mr Dakin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition and account of Joseph Welch Esqr and report thereon —

Sent up by Mr Page

The Committee on the Memorial and account of Solomon Wheeler Esqr Reported that on examining the accounts adjusted by a former Committee there appeared a mistake in transferring the foot from one page to the other and on a carefull attention to the Several papers accompanying the Said Accounts — The Committee find a Ballance of twenty one pounds ten shillings and Six pence due to the State from said Wheeler payable in state Notes— Signed Joshua Wentworth for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Lovell.

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Chandler

Adjourned to 9 o'Clock to morrow morning —

*SATURDAY FEB^{R} 9th 1788 *13-406

The House met according to adjournment

An Act to impower the judge of Probate for the County of Rockingham to grant Administration de bonis non of John Giddinge late of Exeter deceased Intestate was read a third time and passed to be enacted — Sent up by Mr Copland and Mr Dix

An Act in Addition to and alteration of the Several Acts respecting the admission of Town Inhabitants was read a third time and passed to be Enacted — Sent up by Mr Copland and Mr Dix

An Act for raising fifty nine thousand Six hundred and eighty four dollars in Indents, twenty five thousand two hundred pounds in Certificates and three thousand pounds in Specie for defraying the charges of Government the current year and other contingencies was read a third time & passed to be Enacted —

Sent up by Mr Copland & Mr Dix

Upon hearing and considering the Petition of New Chester *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly —

Sent up by Mr Copland & Mr Dix

The vote upon the Petition of Henry Gerrish[1] Esqr & others for postponing the consideration of said Petition to the third Wednesday of the next Session came down from the Honb^{l} Senate for the following amendment that it be considered this Session instead of next Session which amendment was read and concurred —

Upon a further consideration of the Petition of Henry Gerrish[1] Esqr and others *voted* that the prayer thereof be so far granted as that the Courts be held in future in the Center of said County instead of being held in Amherst as heretofore done and that the Petitioners have leave to bring in a Bill accordingly at this or the next Session — Sent up by Mr Flanders

*A vote came down from the Honb^{l} Senate requesting *13-407 that the Committee for making sale of the excise in the Several Counties take bonds payable with Interest after the last day of payment mentioned in the Obligation until paid — which vote was read and concurred — Sent up by Mr Parker

Voted that Mr Rogers Mr Badger Mr Barrett, Mr Simpson and Mr Jon^{a} Freeman with such of the Honb^{l} Senate as they shall join be a Committee to consider of a Letter from the Treasurer of this State and report thereon — Sent up by Mr Parker

Voted that Mr Emerson Mr Johnson, Mr Wingate, Mr Cragin and Mr Griffin with such of the Honb^{l} Senate as they shall join be

1 xi Ham. Town Papers, 207.

a Committee to consider of the Petition of the proprietors of the Town of Shelburne and report thereon — Sent up by Mr Parker

Voted that Mr Parker, Mr Duncan and Mr Rogers with Such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of James Calef Esqr and report thereon,

Sent up by Mr Powers

Voted that Mr Odlin, Mr Barrett and Mr Tainter with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Hawley Marshall and report thereon —

Sent up by Mr Dudley

The Committee on the Petition of the Select men of Dearing reported that the said Town of Dearing ought to be credited at the Treasury Office for the year 1786 in Specie two pounds thirteen shillings and eight pence, In state Certificates one pound three shillings and four pence and in Continental indents two pounds eleven shillings and four pence it appearing that Weare inventoried and paid for the Same land on which those Sums were assessed by Dearing — Signed E Smith for the Committee which report being read and considered *voted* that it be receiv^{d} and accepted — Sent up by Mr Crawford

Voted that the hearings on the Petition of the Inhabitants of Alexandria and likewise on the Petition of Sarah Hartshorn * be postponed to the third Wednesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly —

* 13–408

Sent up by Mr Abbott

Voted that the Account of John Melcher amounting to twenty two pounds four shillings be allowed and that the President give order that the Treasurer pay the said Sum out of the Revenue raised by impost — Sent up by Mr Gains

Voted that Mr Rogers, Mr Badger, Mr Wm Peabody Mr Holmes and Mr Baker with such of the Honb^{l} Senate as they may join be a Committee to consider what business is yet necessary to be done at the present Session and to what time and place this Court shall be adjourned and report to this House, and also what wages shall be allowed the Honb^{l} Council, Senate and house of Representatives and their Officers for their Services the present Session, and where the next General Election shall be held the current year —

Sent up by Mr Flanders —

An Act in addition to the Laws now in force to prevent Retailers from mixing and Selling Spirituous Liquors &c was read a third time and passed to be Enacted —

Sent up by Mr Robinson & Mr Johnson

Voted that Mr N Peabody, Mr Whitcomb & Mr Dix with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Majr Ezra Towns and report thereon —

Sent up by Mr Page

Upon reading and considering the Petition of Asahel Goodenough — *Voted* that the prayer thereof be granted and that he have leave to bring in a Bill or Resolve accordingly —

Sent up by Mr Page

Voted that the Hearings on Petitions which were to have been this day before the General Court be postponed to Monday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Freeman

* *Voted* that Mr N : Peabody, Mr Badger, Mr Jona Dow * 13-409 Mr Duncan and Mr Johnson with such of the Honbl Senate as they shall join be a Committee to consider of and report the powers necessary to be given to the Committee to be appointed to attempt a compromise with the Masonian proprietors —

Sent up by Mr Freeman

Adjourned to Monday next at 9 o'Clock A. M.

MONDAY FEBR 11th 1788.

The House met according to adjournment

An Act to impower the Select men and overseers of the Poor in Atkinson in the County of Rockingham and state aforesaid to dispose of Certain Lands in said Atkinson belonging to Ebenezer Page and Mehitabel Page and account for the proceeds thereof was read a third time and passed to be Enacted —

Sent up by Mr Butler and Mr Dow —

The Committee on the Commissary Generals Account Reported that the[y] find the accounts well vouched and right cast and a ballance due to Supply Clap Esqr Commissary General of Eleven pounds Sixteen shillings and four pence — Signed Joshua Wentworth for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order on the Treasurer for payment of said Ballance —

Sent up by Mr Barnard —

Voted that the pay Roll of Capt Titus Salter amounting to one hundred and forty four pounds be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Copland —

An Act for Taxing Lands in the Town of Lancaster[1] for repair-

1 xii Ham. Town Papers, 353.

ing roads and building bridges, was read a third time & passed to be Enacted — Sent up by Mr Bradley & Mr Greeley

Voted that the account of the Honbl John Langdon Esqr amounting to twelve pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Robinson

Voted that the Account of Daniel Humphreys Esqr amounting to five pounds and four Shillings be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Gains —

* 13–410 * *Voted* that Thursday the tenth day of April next be observed and kept as a day of fasting humiliation and prayer throughout this State and that his Excellency the President with advice of Council be directed to issue a proclamation for that purpose — Sent up by Mr Kimball

The vote on the Petition of Asahel Goodenough came down from the Honbl Senate for the following amendment "that the Refferees have power to hear and determine the matter at any time before the Sitting of the Inferior Court for the County of Cheshire in March next, and in case of their not making report to that Court the Action is to proceed in the common course of the Law" which amendment was read and concurred —

Sent up by Mr Crawford

Voted that Mr Odlin, Mr Freeman, Mr Copp, Mr Barnard and Mr Holmes with such of the Honbl Senate as they shall join be a Committee to consider of and report what is necessary to be done with the Accounts of Towns and Individuals that have long been in the hands of a Committee appointed by the State to receive examine and report upon, which report and accounts remain undetermined — Sent up by Mr Crawford

Voted that Mr N: Peabody, Mr Pickering and Mr Bartlett with such of the Honbl Senate as they shall join be a Committee to take under consideration the Militia Laws of this State — also the report of a Board of Officers of which Majr Genl Cilley was President and prepare a Bill in the recess of the General Court making such alterations and amendments in the Militia Laws as they shall judge necessary and report said Bill at the next Session —

Sent up by Mr Flanders

Voted that the Clerk of this House be directed to make out an additional pay Roll for the Travel of Colo Joshua Wingate John Rawlings Esqr and David Page Esqr who were cut off by a vote of the House in Septr Session 1787 —

Adjourned to 3 oClock P: M.

Met accordingly —

*An Act to Incorporate the Northerly part of New Chester in the County of Grafton into a distinct Town — was read a third time and passed to be Enacted — *13-411

Sent up by Mr Holmes & Mr Odlin

An Act to restore the Administrators of the Estate of Richard Jenness of Rye deceased to their Law — was read a third time and passed to be Enacted —

Sent up by Mr Holmes & Mr Odlin

An Act to restore to a hearing William Fowler in an Action of Trespass brought by George Jaffrey Esqr against the said Fowler — was read a third time and passed to be Enacted —

Sent up by Mr Holmes & Mr Odlin

Voted that the hearing on the Petition of Sarah Purcell which was to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Prentice

Voted that the Committee who have lately run out the Mason patent so called (viz) the Honbl Josiah Bartlett, John McDuffee Esqr and Archibald McMurphy Esqr together with the Honbl Thomas Bartlett Esqr and Mr Jonathan Dow be a Committee to dispose of such lands as belong to and are the Property of the State lying between the curve and straight line of Mason patent so called in the manner that this House shall direct and that a Resolve be brought in accordingly — Upon which vote the yeas and nays were called and are as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gale	Mr Holmes	Mr Prentice	Mr Dakin
Mr Bradley	Mr Kimball	Mr Thomas	Mr Orr
Mr Butler	Mr Dudley	Mr Griffin	Mr Hall
Mr Chandler	Mr N Peabody	Mr Johnson	Mr Duncan
Mr Rand	Mr Page	Mr Barnard	Mr Winch
Mr Flanders	Mr Wm Peabody	Mr Thos Dow	Mr E Freeman
Mr Smith	Mr Dix	Mr Lovell	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Pickering	Mr Tainter	Mr Whitcomb	Mr Abbott
Mr Odlin	Mr Worster	Mr Powers	Mr Greeley
Mr Rogers	Mr Gains	Mr Baker	Mr Parker
Mr Emerson	Mr Jos Dow	Mr Jona Freeman	Mr Copland
Mr Cragin	Mr Wingate	Mr Long	Mr Crawford
Mr Hubbard	Mr Barrett	Mr Robinson	Mr Simpson
Mr Chase	Mr Gove	Mr Badger	

27 Yeas — 27 Nays, so there was no determination

*13-412 *The Committee on the Account of Enoch Noyes, Jeremiah Poor, Samuel N. Little and Jesse Sawyer Reported that they receive one pound Six shillings each of them in full for their attendance four days at the Court Martial and that the Same be paid out of the Treasury by order of the President Signed Joshua Bayley for the Committee which report being read and considered, *voted* that it be received and Accepted — Sent up by Mr Cragin

The Committee appointed to consider of the Treasurers Letter of Febr 7th 1788 Reported that the Treasurer be allowed one hundred and twenty pounds Salary and one hundred and ten pounds for responsibility of Office, Office hire, Wood candles attending the General Court from time to time, and for a Clerk — signed Joshua Wentworth for the Committee which report being read and considered *voted* that it be received and accepted and that it be considered in full for Salary &c from June 1787 to June 1788 and that the President give order accordingly — Sent up by Mr Hubbard —

The Committee on the Petition of Majr Ezra Town, Reported that the State cannot from any Resolve of Congress make a charge against the United states of payment of Abstracts for troops late in the Continental Service, but on the contrary, an application should be made to the proper Officers for the United States appointed to liquidate such like accounts and recommend that his Excellency the President be desired to give such certificate recommendation or other aid as may be necessary for payment of the Petitioners abstract — Signed Joshua Wentworth for the Committee which report being read and Considered *voted* that it be received and accepted — Sent up by Mr Griffin

The Committee on the Petitions from Protectworth Dorchester &c Reported as their Opinion that the Town of Dorchester be abated one quarter part of all their Taxes to the State or Continent laid on said Town by the proportion Act passed March 1780 and that the Treasurer govern himself accordingly *Signed Ebenr Smith for the Committee — which report being read and considered — *voted* that it be received and accepted — Sent up by Mr Johnson

*13-413

The Committee on the Petition of Thomas Martin[1] and Isaac Rindge Reported that all the Taxes of the Town of Shelburne for the year 1781 and one third of all those Taxes up to the year 1788 be abated and that the state Treasurer be directed to govern himself accordingly Signed Amos Shepherd for the Committee

1 xiii Ham. Town Papers, 424.

which report being read and considered *voted* that it be received & accepted — Sent up by Mr Johnson

Adjourned to 9 o'Clock to morrow morning

TUESDAY FEBR 12th 1788.

The House met according to adjournment

An Act to Enable Jerusha McAllester to sell ten acres of Land lying in Bedford being part of Lot Number Seven in the Seventh range in said Town and also one quarter part of a Saw mill in Bedford aforesaid was read a third time and passed to be Enacted — Sent up by Mr Gaskill & Mr Flanders

Whereas in and by an Act of the General Court passed A. D. 1787 Simeon Olcott Esqr John Bellows, Jeremiah Stiles Josiah Willard and Benjamin Kimball Esqrs were by the mutual consent of Asahel Goodenough & Daniel Loring appointed and impowered as referees to hear try and determine all demands subsisting between the said Daniel and Asahel and to make report thereon to the Court of Common pleas in the County of Cheshire at or before the third term thereof from the passing said Act — And whereas the said Refferees in pursuance of said Act appointed the 24th day of September last past to hear and determine the demands aforesaid at which time the said Goodenough was sick and unable to attend and the intent and purpose of said Refference thereby frustrated the time limited in said Act for the said Refferees to pass on said Demands having Expired — Therefore *Resolved* that the said Refferees be allowed till the Sitting of the Inferior Court in the County of Cheshire in the month of March next to hear try and determine said demands and in case said Refferees should not then make their report on said Demands all actions pending *in said Court between the aforesaid parties *13-414 to proceed as if this Resolve had not been made —

Sent up by Mr Dix

Whereas by an Act to incorporate a Township in the County of Hillsborough by the name of Bradford[1] passed the twenty Seventh day of September Anno Dom 1787 there appears to have been a mistake in describing the bounds thereof — for remedy whereof *Resolved* that the following shall be considered as part of the bounds of said Township (viz) beginning at a Beach tree at Hilsborough line thence running north eighty two degrees East on the said line Six miles and eighty four rods to a Hemlock tree and

1 xi Ham. Town Papers, 219.

thence running by Hennekar line, the same course to the south west corner of Warner any thing in the aforesaid Act of Incorporation to the Contrary notwithstanding — Sent up by Mr Lovell

Upon reading and considering the Petition of Stephen Powers Esqr in behalf of Croydon — *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Lovell

Voted that a Committee or agents on the part and behalf of this State be appointed to treat with and finally settle with the Masonian proprietors touching the claim of the State to any lands lying between the curve line of Masons Patent so called and a Straight line lately run by order of the Legislature, on such terms as said Committee may think proper and that said Committee be further impowered on the part of the State in case they cannot effect Such Settlement to refer the controversy to any men of reputation * and character not Inhabitants of this State whose report shall be conclusive between the parties and that a Resolve be brought in for that purpose — on which vote the yeas and nays were called and are as follows (viz) —

* 13–415

Yeas.	Yeas.	Yeas.	Yeas.
Mr Pickering	Mr Badger	Mr Hubbard	Mr Tainter
Mr Gains	Mr Copp	Mr Hall	Mr Winch
Mr Long	Mr Chandler	Mr Whitcomb	Mr Kimball
Mr Odlin	Mr Emerson	Mr Parker	Mr Baker
Mr Joe Dow	Mr Barrett	Mr Smith	Mr Worster
Mr Robinson	Mr Abbott	Mr Thomas	Mr Crawford
Mr Dudley	Mr Rand	Mr Chase	Mr Jona Freeman
Mr Rogers	Mr Cragin	Mr Powers	Mr Edmd Freeman
Mr Bartlett	Mr Dix	Mr Copland	Mr Simpson
Mr Butler	Mr Jona Dow	Mr Griffin	Mr Gove
Mr Wingate	Mr Greeley		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gale	Mr Gaskill	Mr Flanders	Mr Dakin
Mr N Peabody	Mr Barnard	Mr Duncan	Mr Prentice
Mr Lovell	Mr Thoe Dow	Mr Bradley	Mr Johnson
Mr Orr	Mr Wm Peabody	Mr Page	

42 Yeas — 15 Nays — Sent up by Mr Simpson

Adjourned to 3 oClock P. M.

Met accordingly —

The Committee on the Petition of the Select men of Charlestown[1] Reported that the prayer of the Petition of the Select men be so far granted that the bounds of Charlestown extend to the Western bank of Connecticut river that said Town have a grant of all the Islands in the River opposite to the Same which have not heretofore been granted and that they have leave to bring in a Bill accordingly at this or the next Session Signed Joseph Gilman for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Healy —

The Committee on the Petition of the Select men of Protectworth Reported that said Town be Abated one quarter part of all their Taxes to the State or Continent for the year 1777, 1778, 1779 and 1780 and 1781, they being over taxed in proportion to other towns and also that they be abated two fifth parts out of the remainder of their Taxes for said Years it being for that part of the Town sold to Sundry persons by the Trustee of the late Governor John Wentworths.* Estate free of Taxes *13-416 and that said Town be also abated one quarter part of all their Taxes to the State or Continent for the years 1782 and 1783 and that the Sum abated last June Session amounting to twenty two pounds be considered as part of the abatement on the land Sold as Governor Wentworths Estate and that the Treasurer govern himself accordingly Signed Ebenezer Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Dakin

Voted that the Members of the Honbl Senate be allowed Six shillings ℔r day for attendance and four pence ℔r mile for travel from and to their homes that the Members of the Honbl Council be allowed nine shilling ℔r day for their attendance in the recess of the General Court and four pence ℔r mile travel when called together in the recess of said Court that the Secretary have nine shillings ℔r day for his attendance on the Honbl Council & Senate and travel as a Member, that the Members of the Honbl House be allowed Six shillings ℔r Day for attendance and four pence ℔r mile travel that the Clerk be allowed nine shillings ℔r day for attendance and travel as a member, that the assistant clerk have one shilling and Six pence ℔r day over and above his pay as a member and that the Secretary and clerk make up the respective rolls accordingly and that the clerk be allowed one day extraordinary for making up the Rolls of the House & that his Excellency the President give order for payment in common form —

Sent up by Mr Dakin

1 xi Ham. Town Papers, 290.

Voted that the General Court of this State which are to meet in June next, meet at Concord — Sent up by Mr Winch

The Committee on the Petition of Jonathan Cilley Esqr reported that said Cilley pay into the Treasury as much money as will together with what he hath already paid amount to the
* 13-417 Sum of Six hundred and ninety two pounds * five shillings and five pence and that the Treasurer receive the remainder of the Sum due on the excise bonds in State notes at the nominal value in full to discharge the Same — Signed E Thompson for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Winch —

Voted that when the business of the present session is finished that the President with advice of Council be desired to adjourn the General Court to the twenty eighth day of May next to meet at Exeter — Sent up by Mr Hall —

Whereas since the classing the Several Towns within this State for Representation many alterations in numbers of Inhabitants property &c having taken place, Therefore be it *resolved* that the following alterations be made for the Several Towns hereafter named — That the Towns of Lyme and Dorchester be classed together as one district for Representation and that the Select men of Lyme notify the first meeting for the choice of a Representative — That the Towns of Orford and Wentworth be classed for the same purpose, that the Selectmen of the town of Orford notify the first meeting for the choice of a Representatives — That the Towns of Piermont & Warren be classed for the purpose aforesaid, that the Select men of the Town of Piermont notify the first meeting for the choice of a Representative — That the Towns of Protectworth and New Grantham be classed together for said Purpose that the Select men of the Town of New Grantham notify the first meeting for the choice of a Representative — That the Towns of Haverhill and Coventry be classed together as one district for Representation that the Select men of Haverhill notify the first meeting for the choice of a Representative any Law usage or custom to the Contrary notwithstanding —

Sent up by Mr Simpson

* 13-418 * The vote appointing agents or a Committee in behalf of the state to treat with the Masonian proprietors &c came down from the Honbl Senate for the following amendment (viz) that the vote be concurred so far as respects the appointment of the Committee to treat with and finally settle with the

Masonian proprietors if they should agree to such terms as the Committee may think equitable and make a report to the General Court at their next Session, but not with respect to the power of referring — which amendment was read and concurred —

Sent up by Mr Gains

The Committee on the Committee and Surveyors accounts &c Reported on the Account of Archibald McMurphy as follows, that Mr McMurphy return Sixteen orders drawn on the Treasurer amounting to Eighty three pounds Six Shillings and Six pence when a ballance is found due of forty three pounds two shillings and Six pence for which he have an order on the Impost revenue or excise — also thirty five pounds fifteen shillings which may be paid by an order on any State tax for Specie — those two last sums will be in full of his demand against the state for his Services — Signed Ebenzr Smith for the Committee which report being read and considered *voted* that it be received and accepted and that the President give orders accordingly —

Sent up by Mr Parker

The vote respecting pay of the Honbl Senate, Council House &c came down from the Honbl Senate for the following amendment. That the President give each Member of the Senate and the Secretary an order for the Respective sum made up in the Roll on the excise Impost or Specie tax at the election of the member and that he give order on the travel Roll of the House in the Same manner, which * orders shall be received * 13–419 by all persons concerned equal to or in lieu of Specie — which amendment was read and concurred —

Sent up by Mr Griffin

Voted that the hearing on the Petition of George Jaffry Esqr and others (masonian proprietors) which was to have been this Session be postponed to the third Wednesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Parker

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY Febr 13th 1788.

The House met according to adjournment

An Act for repealing an Act passed February the twenty Seventh one thousand Seven hundred and eighty three to extend a Resolve of the General Court passed the tenth day of Novr A D

1779 prohibiting the sale of Lands belonging to persons who have absented themselves from this and any other of the united states and gone over to our Enemies, for taxes to lands belonging to the Subjects of Great Britain and for preventing the Sale of all such Lands for Taxes — was read a third time and passed to be Enacted — Sent up by Mr Bradley & Mr Peabody

Voted that the Accounts of Ebenezer Thompson & John Rawlings Esquires amounting to one pound Sixteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Bradley

Voted that the Account of Joseph Whipple Esqr amounting to two pounds Sixteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Holmes

Voted that the Account of Lamson and Ranlett amounting to twenty five pounds nine shillings and four pence be allowed and paid out of the Treasury by order of the President.

Sent up by Mr Holmes —

* 13–420 * *Voted* that the Account of John Calfe Esqr amounting to one pound twelve shillings be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Holmes

The Committee on the Petition of James Calef reported that said Calef pay into the Treasury as much money as will together with what he has already paid amount to the Sum of one hundred and Seventy six pounds and that the Treasurer receive the remainder of the Sum due on the Excise bonds in state notes at the nominal value in full to discharge the Same Signed Amos Shepherd for the Committee — which report being read and considered, *voted* that it be received and accepted and that the Treasurer govern himself accordingly — Sent up by Mr Page

Voted that the Account of Benjamin Dearborn one of the overseers of the Poor of the Town of Portsmouth amounting to ten pounds twelve shillings and four pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Page

Voted that the Revrd Doctr Langdon be desired to prepare to deliver an Election Sermon at Concord in June next but if it should so happen that he cannot attend at time and place the Revrd Mr Farrar of New Ipswich is desired to prepare for the above purpose and that the President be desired to give information to the said Revrd Gentlemen of the desire of the General Court —

An Act to extend the Westerly line of Charlestown in the

County of Cheshire to the Westerly Bank of Connecticut River— was read a third time and passed to be Enacted—

Sent up by Mr Hubbard & Mr Chandler

An Act for the naturalization of Charles Joseph Gabriel * Colinet and Marie Therese Loyal his wife * 13-421 came down from the Honbl Senate for concurrence was read a third time and concurred—

Sent up by Mr Hubbard & Mr Chandler

Resolved that John Bell Esqr Ebenezer Smith Esqr Mr Jonathan Dow, Lemuel Holmes Esqr and Jonathan Freeman Esqr be and they hereby are appointed a Committee to treat with and finally Settle with the Masonian Proprietors if they should agree to such terms as the Committee may think equitable and make a report to the General Court at their next Session agreably to a vote of the General Court of Yesterday— Sent up by Mr Peabody

The Committee appointed on the Surveyors accounts on running the line of the Mason patent, Reported as follows (viz)

Your Committee find due to the following persons hereafter named, each Sum payable in orders for any state Specie tax

Joseph Blanchard Forty three pounds fifteen Shillings & ten pence

John McDuffee Twenty three pounds twelve shillings and ten pence

Henry Gerrish Thirteen pounds Six Shillings and Seven pence

Charles Clapham Twenty two pounds and two shillings—

George Place Seventeen pounds and Seventeen shillings—

Stephen Varney Five pounds and Eleven Shillings—

John Bell Twenty pounds and Six Shillings—

Thomas Laughlan Three pounds

John Dickey Three pounds and twelve shillings—

Signed Ebenzr Smith for the Committee which report being read and considered *voted* that it be received and accepted—and that the President give orders for payment accordingly—

Sent up by Mr Bradley

The Committee on the Petition of Jennet Brown Reported that the Petition be granted and if there be any monies paid into the Treasury of Quigleys Estate that it be refunded—Signed John Bell for the Committee which report being read & considered *voted* that it be received and accepted and that the President on being certified thereof give order accordingly—

Sent up by Mr Kimball

* The Committee on the Petition of Thomas Cogswell * 13-422

Esqr Reported that the Prayer of said Petition be granted and that the Treasurer govern himself accordingly — Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Powers

Voted that the Committee appointed June 1786 to receive examine and report upon all accounts that might be exhibited to them by Towns or Individuals in this State be directed to deliver up the accounts now under their care to the Committee on Continental Accounts — Sent up by Mr Crawford —

Voted that the Account of John Williams amounting to five pounds five shillings be allowed and paid out of the treasury by order of the President — Sent up by Mr Crawford

Voted that the Account of Robert Gerrish amounting to four pounds ten shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Crawford

Voted that the Revr^{d} Gentlemen of the Clergy who have attended the General Court as Chaplains at this and the last Session have and receive two pounds each for their Services and that the President give order accordingly — Sent up by Mr Holmes

Voted that the Treasurer be directed to charge the Several Towns and Districts in the next precept with the cost of their respective Representatives attendance as heretofore —

Sent up by Mr Holmes

The following vote came down from the Honb^{l} Senate for Concurrence —

Voted that the Treasurer be directed not to issue precepts on the excise bonds given by Jonathan Cilley Thomas
*13–423 Cogswell and James Calef until the next sitting *of the General Court that said persons may have an opportunity to finish their Several Collections of excise and be able to render a compleat account of the Same that the said Court may be sufficiently informed so as to make an equitable decision on their Several and respective Petitions was read and concurred — Sent up by Mr Robinson

The Secretary came down and gave information that his Excellency the President with advice of Council has thought fit to adjourn the General Court to the Twenty eighth day of May next then to meet at Exeter, and the[y] are accordingly adjourned —

STATE OF NEW HAMPSHIRE.

A REGISTER

OF

RESOLUTIONS AND ADVICE OF COUNCIL.

BEGUN AT THE FIRST SESSION IN JUNE, 1787.

PRESIDENT AND COUNCIL.

NOMINATIONS.

*At a Council holden at Concord June 19th *1 B. N.–22
1787.—

Present His Excellency John Sullivan Esqr Presd — The Hon. Joseph Gilman, Moses Chase, John Pickering, & Daniel Emerson Esqrs —

Proceeded and nominated,

Samuel Penhallow & } for special Justices of the Superior Court
Paine Wingate Esqrs } in the County of Rockingham in Certain Causes to be mentioned in the Commissions.—

Richard Champney Esqr for a Surveyor of flaxseed in Portsmouth. —

Advised by — Joseph Gilman
Moses Chase
John Pickering
Daniel Emerson jur

At a Council holden at Exeter August 17th 1787

Present His Excellency John Sullivan Esq Presd The Hon. Joseph Gilman Ebenezer Thompson Daniel Emerson & John Pickering Esqrs Proceeded and Nominated

The Hon. Ebenezer Thompson Esq for a Justice of the Inferior Court for the County of Strafford.

The Hon Otis Baker Esq for do } Advis'd to by
Moses Carr Esqr for do } Joseph Gilman
Daniel Emerson jur
John Pickering

Ebenr Smith of Durham
Nathl Cooper of Dover
Joseph Peirce of New Durhm Gore } One of whom for a Register of Probate for the County of Strafford.
William King of Dover —

*To which nominations we do advise and consent— *1 B. N.–23
Joseph Gilman
Ebenezer Thompson
Daniel Emerson jur

At a Council holden at Exeter Aug 17th 1787

Present His Excellency John Sullivan Esq President The Hon Joseph Gilman, Ebenr Thompson Daniel Emerson & John Pickering Esqrs Proceeded & nominated

Jonathan Warner of Portsmo for a Justice of Peace & of the Quorum thro' the State

Daniel Humphreys of Portsmo for a Justice of the Peace for the County of Rockingham

Joseph Gilman
Ebenezer Thompson
Daniel Emerson jur

At a Council holden at Charlestown Sept 17, 1787

Present His Excellency John Sullivan Esq President The Hon Joseph Gilman, Ebenr Thompson, Daniel Emerson & Moses Chase Esquires

proceeded & nominated

Nathaniel Wheatley of Lebanon for 2d Major of the 24 Reg— L Col Joseph Badger Junr for Colonel of the 10th Regt in the room of Col E. Smith resigned

Richd Sinkler for Lt Col of do

Samuel Ladd for 1st Majr, of do

Nathan Taylor for 2d Majr of do

* 1 B. N.–24 * Capt Elias Cady of Cornish for a Coroner for the County of Cheshire—

Advised by Joseph Gilman
Ebenezer Thompson
Moses Chase
Daniel Emerson jr

At a Council holden at Charlestown Sept. 26, 1787

Present His Excellency John Sullivan Esq Presidt The Hon Joseph Gilman Daniel Emerson & Moses Chase Esqrs

proceeded and nominated

Nathl Sartel Prentice of Alstead for a Justice of the Peace for the County of Cheshire.—

Jeremiah Page of Dunbarton for a Coroner for the County of Hillsborough —

Capt David Wheeler of Marlboro for a Justice of the peace for the County of Cheshire.

Advised to by Moses Chase
Daniel Emerson
Joseph Gilman

At a Council holden at Charlestown Sept. 29, 1787
Present His Excellency John Sullivan Esq Presid[t] The Hon. Joseph Gilman, Daniel Emerson and Moses Chase Esq[rs] Nominated
Nath[l] Whittier of Northfield for a Coroner for the County of Rockingham
Joseph Gilman
Moses Chase
Daniel Emerson ju
*At a Council holden at Portsmouth Dec 12th 1787 *1 B. N.–25
Present His Excellency John Sullivan Esq President The Hon Eben[r] Thompson, Daniel Emerson & John Pickering Esq[rs] —
Proceeded and nominated. —
Russell Hubbard of Sullivan for a Justice of the Peace for the County of Cheshire
Advised by Eben[r] Thompson
John Pickering
Daniel Emerson ju[r]
At a Council holden at Portsm[o] Jan[y] 31 — 1788 —
Present His Excellency John Sullivan Esq President The Hon Joseph Gilman Eben[r] Thompson Moses Chase & John Pickering Esq[rs]
Proceeded & nominated
Austin George of Conway for a Coroner for the County of Strafford. —
James Wheelock of Hanover for a Justice of the Peace for the County of Grafton.—
Jon[a] Sawyer of Orford for a Justice of the Peace for the County of Grafton.—
Joseph Gilman
Ebenezer Thompson
Moses Chase
Daniel Emerson ju
John Pickering
Also proceeded & nominated
William King for a Register of Probate for the County of Strafford —
Levi Harvey of New London for a Justice of the peace for the County of Ches.
advised by Eben[r] Thompson
Joseph Gilman
Daniel Emerson j[r]
Moses Chase

1 B. N.–26 At a Council holden at Portsmouth Feb 12, 1788.
Present His Excellency John Sullivan Esq President Hon. Joseph Gilman, Ebenr Thompson, Daniel Emerson, Moses Chase & John Pickering Esqrs

Proceeded & nominated,

William Chamberlain of Middletown for a Justice of the peace for the County of Strafford.

Joseph Kimball for Col. of the 15th Regiment

Diah Spaulding for Lt Col of do

Jesse Wilcocks for Majr of do

Joseph Smith for 2d Majr of do

Stephen Lund of Merrimac for a Coroner for the County of Hillsbor°

Col. James Hill for Brigdr General —

Joseph Gilman
Moses Chase
Daniel Emerson jur

At a Council holden at Exeter May 20th 1788 —

Present His Excellency John Sullivan Esq President The Hon. Joseph Gilman, Moses Chase Daniel Emerson & John Pickering Esqrs —

Proceeded and nominated

Jonathan Swain of Raymond for a Justice of the Peace for the County of Rockingham

Capt Joseph Parsons of Gilmantown for a Justice of the Peace for the County of Strafford

Joseph Gilman
Moses Chase
Daniel Emerson jur

APPOINTMENTS, RESOLUTIONS, AND ADVICE.

*At a Council holden at Concord June 19 1787.— *2 P. & C.–35

His Excellency John Sullivan Esq President, The Hon. Joseph Gilman, Ebenr Thompson Daniel Emerson, Moses Chase & John Pickering Esquires—

His Excellency the President requested the Advice of Council relative to drawing Orders on the Treasurer—

Whereupon the Council Advise His Excellency to issue his Orders on the Treasurer agreeably to the Acts and Resolves of the General Court which have been heretofore passed or shall be passed during this Session.

Advised to by Joseph Gilman
Ebenezer Thompson
Daniel Emerson, Jur
Moses Chase
John Pickering

At a Council holden at Concord June 27th 1787

Present His Excellency John Sullivan Esq Presidt The Hon. Joseph Gilman, Ebenzr Thompson John Pickering, Moses Chase and Daniel Emerson Esqrs—

Appointed The Hon Benjamin West Esq Jona Freeman Esq & Aaron Hutchinson Esq Auditors & Commissioners to examine and adjust the Accounts of the expenditures of Moores Charity School. Appointed

Samuel Penhallow & Paine Wingate Esqrs Special Justices of the Superior Court in the County of Rockingham in certain causes to be mentioned in the Commissions

*The Council advise His Excellency, that when *2 P. & C.–36
any Special Justices shall be nominated for the Superior Court or Common pleas in any County, His Excellency the President may upon Application of either party, Commission any of them against whom no reasonable Objection is offered.—

Appointed—

Richard Champney Esq a Survey of flaxseed in Portsmouth—

The foregoing appointments & advice is consented to by
Daniel Emerson ju[r]
Moses Chase
Eben[r] Thompson
John Pickering
Joseph Gilman

At a Council holden at Concord June 30th 1787

His Excellency John Sullivan Esq President The Hon. Joseph Gilman, Eben[r] Thompson John Pickering, Moses Chase & Dan[l] Emerson Esq

His Excellency the President requested the Advice of Council relative to the time & place to which the General Court should be Adjourned

Whereupon the Council advise that the General Court be adjourned to the 2[d] Wednesday of Sept next then to meet at Charlestown

Advised by Daniel Emerson Jr
Moses Chase
Eben[r] Thompson
John Pickering
Jos Gilman

* 2 P. & C.–37 * At a Council holden at Exeter August 16th 1787

Present His Excellency John Sullivan Esq Presid The Hon. Joseph Gilman, Ebenezer Thompson Daniel Emerson & John Pickering Esq[rs] —

His Excellency the President laid before the Council a treaty between the united States and the Emperor of Morocco ratified by Congress the 18th day of July last—

Whereupon the Council advise His Excellency the President to cause the same to be published in the public News papers attested by the Sec[y]

Advised to by Joseph Gilman
Eben[r] Thompson
Daniel Emerson J[r]
John Pickering

His Excellency the President laid before the Council a Letter of M[r] Royal Flint Commissioner for settling the Accompts of this State against the United States dated July 16, 1787 and delivered to the President the 3[d] of August current by M[r] Peter Boyer and requested the Advice of Council respecting the best measures to be pursued for forwarding the settlement of those Accounts—

Whereupon the Council advise that the Committee authorized

by the Legislature of this State by a vote of the 24th of June 1785 to settle and close the accounts between this and the united States be desired * to proceed with * 2 P. & C.-38 all possible dispatch in that business and as the same Committee were further empowered by the same vote to settle all such accounts as might be necessary for the adjustment of Accounts with the United States — advised that the Committee be further requested to advertize all persons having such Accounts to exhibit them immediately with proper vouchers.—

Advised to by Ebenr Thompson
Daniel Emerson jur
John Pickering

The President laid before the Council a letter from Governor Hancock dated July 5th 1787 inclosing a Resolve of the General Court of that Commonwealth of the 29th of June last requesting him to apply for liberty to march the Troops of that Government into this State if necessary to seize and secure such of the offenders in the late rebellion in that Commonwealth as have, or may take refuge in this State and requested the advice of Council thereon — Whereupon the Council advise that the letter be referred to the General Court for their consideration at the next Session.

Advised to by Joseph Gilman
Ebenr Thompson
Daniel Emerson, jr
John Pickering

* At a Council holden at Exeter Aug 17th 1787— * 2 P. & C.-39

Present His Excellency John Sullivan Esq President The Hon Joseph Gilman Ebenr Thompson Daniel Emerson & John Pickering Esqrs —

His Excellency the Present requested the Opinion of the Council Whether the Treasurer should be directed to attend the Genl Court in their next Session at Charlestown

Whereupon the Council advise that the Treasurer be desired to attend the Court with the necessary public papers

Advised by Joseph Gilman
Ebenezer Thompson
Daniel Emerson Jr

At a Council holden at Charlestown Sept 17, 1787

Present His Excellency John Sullivan Esq President The Hon Joseph Gilman Ebenr Thompson Daniel Emerson & Moses Chase Esqrs

proceeded & appointed
The Hon Ebenr Thompson Esq a Justice of the Inferior Court in the County of Strafford

Advised to by Joseph Gilman
Moses Chase
Daniel Emerson Jr

* 2 P. & C.–40 * proceeded and appointed
Jonathan Warner Esqr of Portsmo a Justice of the Peace and of the Quorum throughout the State. —
Daniel Humphreys Esq of Portsmouth a Justice of the peace for the County of Rockingham.
Richard Champney Esq of Portsmouth a Surveyor of flaxseed.

Advised by Joseph Gilman
Ebenezer Thompson
Moses Chase
Daniel Emerson Jur

At a Council holden at Charlestown Sept 26 1787.
Present His Excellency John Sullivan Esqr President The Hon. Joseph Gilman, Daniel Emerson, & Moses Chase Esqrs
His Excellency the President requested the Advise of Council relative to drawing Orders on the Treasurer.
Whereupon the Council advise his Excellency to issue his Orders on the Treasurer agreeably to the Acts and Resolves of the Genl Court which have been heretofore passed or shall be passed during this Session.

Advised by Joseph Gilman
Daniel Emerson Jr
Moses Chase

* 2 P. & C.–41 * proceeded & appointed
Francis Smith Esq of Plainfield to be a Commissioner to adjust the Accompts of Dartmouth College in the room of Benjamin West Esq who declines to accept. —
Nathl Wheatley Esq of Lebanon 2d Major of the 24 Regiment.
Lt Col Joseph Badger Junr Col. of the 10th Regt in room of Col. E Smith resignd
Richd Sinkler Lieut Col. of do
Samuel Ladd Majr of do
Nathan Taylor 2d Majr do

Advised Moses Chase
Daniel Emerson Jr
Joseph Gilman

At a Council holden at Charlestown Sept 29 1787
Present His Excellency John Sullivan Esq Presid^{t} The Hon Joseph Gilman Daniel Emerson & Moses Chase Esq^{rs}
His Excellency the President requested the Advice of Council relative to the adjournment of the General Court—
Whereupon the Council Advise that the General Court be adjourned to the third Wednesday in Jany next then to meet at Portsmouth agreeably to a vote of Court.

Joseph Gilman
Moses Chase
Daniel Emerson Jr

* At a Council holden at Exeter October the 5th * 2 P. & C.-42
1787—
Present His Excellency John Sullivan Esq Presid^{t} The Hon. Joseph Gilman Ebenezer Thompson and Daniel Emerson Esq^{rs}.
The Council advised, that His Excellency the President be desired to draught & transmit to the press, a Proclamation for a General Thanksgiving throughout the State on the 29th of November next agreeably to a vote of the General Court.

OCTOBER 6, 1787

Present as yesterday.
The Council advised, that His Excellency be desired to request Mr Pickering one of the Council to agree with Mr Doeg of Portsmouth or some other painter as he may judge best for a number of Standards sufficient to supply the several Regiments of Militia in this State agreeably to the Resolves or Votes of the General Court.
Proceeded & appointed
Nathaniel Whittier Esq of Northwood a Coroner for the County of Rockingham
Jeremiah Page 3^{d} of Dunbarton a Coroner for the County of Hillsbor^{o}—

Daniel Emerson Ju^{r}
Joseph Gilman
Ebenezer Thompson

* NOVEMBER 1787— * 2 P. & C.-43

The President having requested our Advice respecting calling the General Court together at an earlier day than that to which it stood adjourned—We the Subscribers Members of Council, do

Advise & consent to said Court being called together at the Court House in Portsmouth on Wednesday the 5th day of December next

Advised by Joseph Gilman
Ebenezer Thompson
John Pickering

At a Council holden at Portsmouth Dec 12th 1787

Present His Excellency John Sullivan Esq President The Hon Ebenr Thompson Daniel Emerson and John Pickering Esqrs

His Excellency the Prisident having laid before the Council a paper purporting the resignation of Moody Morse Esq as a Justice of the Peace for the County of Rockingham — Upon considering the same the Council advise, that the said resignation be received & accepted, and that the Clerk of the peace note the same on the back of the Genl Commission of the peace for the County of Rockingham.

Proceeded and appointed

Capt David Wheeler Esq of Marlbor° a Juste Ps for the County of Cheshire—

Advised by Daniel Emerson, jur
Ebenr Thompson
John Pickering

*2 P. & C.–44 *At a Council holden at Portsm° Jany 31. 1788

Present His Excellency John Sullivan Esq President. The Hon. Joseph Gilman, Ebenr Thompson Moses Chase & John Pickering Esqrs

His Excellency the President requested the Advice of Council relative to drawing Orders on the Treasury —

Whereupon the Council advise His Excellency to issue his Order on the Treasurer agreeably to the Acts & Resolves of the General Court, which have been heretofore passed or shall be passed during this Session

Advised by us — Joseph Gilman
Ebenezer Thompson
Moses Chase
John Pickering

Proceeded and appointed

Capt Elias Cady of Cornish a Coroner for the County of Cheshire

Roswell Hubbard of Sullivan a Justice of the peace for the County of Cheshire.

Joseph Gilman
Ebenezer Thompson
Moses Chase
Daniel Emerson jur

* At a Council at Portsm° Feby 12th 1788 — * 2 P. & C.-45

Present His Excellency John Sullivan Esq
Presid^{t} The Hon. Joseph Gilman, Eben^{r} Thompson, Moses Chase, Daniel Emerson & John Pickering Esq^{rs}

proceeded and appointed,

James Wheelock Esq of Hanover a Justice of the Peace for the County of Grafton

Jonathan Sawyer Esq. of Orford a Justice of the peace for the County of Grafton

Austin George Esq. of Conway for a Coroner for the County of Grafton —

Capt. Nathl Marshall for Surveyor of Lumber for the Town of Portsmouth —

Nathl S. Prentice Esq of Alstead a Justice of the peace for the County of Cheshire

William King Register of Probate for the County of Strafford.—

Levi Harvey Esq of New London a Justice of the Peace for the County of Hillsborough.

Joseph Gilman
Eben^{r} Thompson
Moses Chase
Daniel Emerson, ju^{r}

The Commissioners on the Continental Accounts having requested the Advice of His Excellency and their Honors, whether they are to deliver the original Accounts & Vouchers to the Continental Commissioner; Also the rate to be allow'd their Clerks $\mathfrak{P}^{r}$ day.— Whereupon the Council advise to the Commissioners delivering over original Acco^{ts} & vouchers to the Con^{tl} Coms^{nr} keeping Copies. — That the Superintend^{t} of the public Acco^{ts} employ the neces^{y} Clerks upon the best terms he can. That an Order be drawn in favor of the Com^{sy} Genl for £48 for supplying the Garrison for which he is to be accountable.

John Pickering
Daniel Emerson jun^{r}
Moses Chase

* PORTSMOUTH, Feby 13th 1788 * 2 P. & C.-46

His Excellency the President requested the advice of Council relative to the drawing Orders on the Treasurer.

Whereupon the Council advise his Excellency to issue his Orders on the Treasurer agreeable to the Acts and Resolves of

the General Court, which have been passed during this or any former session —

Joseph Gilman
Ebenezer Thompson
Daniel Emerson jur
Moses Chase

At a Council holden at Exeter May 19th 1788

Present His Excellency John Sullivan Esq President The Honble Joseph Gilman, Moses Chase, Danl Emerson & John Pickering Esqrs.

His Excellency the President laid before the Council two petitions from Elisha Thomas now a prisoner in Dover Goal under the Sentence of Death for the Murder of Capt Peter Drowne praying for a reprieve for a short space of time; Whereupon the Council desired that the petitions might lay for consideration untill Tomorrow Morning. —

The Council then proceeded to examine the returns of the number of Votes for Senators

Adjourned till tomorrow morning 8 oClock

* 2 P. & C.–47 *Tuesday May 20th 1788 — Present as yesterday — resumed the consideration of the petitions of Elisha Thomas and conceiving a farther time necessary for him to prepare for Death do advise that the Execution of the Sentence of Death on the said Thomas be respited until Tuesday the third day of June next

John Pickering
Moses Chase
Joseph Gilman
Daniel Emerson jr

Proceeded and appointed —

William Chamberlain Esq a Justice of the Peace for the County of Strafford —

Joseph Kimball of Plainfield Colo of the 15 Regt of Militia

Diah Spaulding of Cornish Lt Col of Do

Jesse Wilcocks of Newport Maj of do

Joseph Smith of Plainfield 2d Majr of do

Stephen Lund of Merrimack for a Coroner for the County of Hillsborough —

Col. James Hill Brigadier General of the Militia vice General Moulton deceased—

Advised and consented to by us

Joseph Gilman
Moses Chase
Daniel Emerson jr

*At a Council holden at Exeter May 21, 1788 *2 P. & C.–48
Present His Excellency John Sullivan Esq
President The Hon Joseph Gilman Daniel Emerson & Moses Chase Esq^rs

The Council advise that His Excellency draw an Order in favor of Capt Josiah Gilman for the sum of Seventy pounds thirteen shillings for which he is to be accountable — he having exhibited an Account for the above sum

Daniel Emerson ju^r
Moses Chase
Joseph Gilman

At a Council holden at Exeter May 21, 1788 —
Present His Excellency John Sullivan Esq President. The Hon. Joseph Gilman, Daniel Emerson & Moses Chase and John Pickering Esq^rs

Upon counting the votes for Senator agreeably to the Constitution, We find that the whole number of votes returned for Senators for the County of Rockingham amount to 10,159, That John Pickering, Joshua Wentworth, Christ^o Toppan, Peirce Long and John Bell Esquires having a majority of votes are elected Senators by the people for the year ensuing and have been summoned accordingly.—That the whole number of votes returned for Senators for the County of Strafford amount to 2581. That Ebenezer Smith Esq having a majority of votes is elected a Senator for said County and has been summoned accordingly, and that no other person has a majority — that John Waldron Esq has 604 and John McDuffee Esq has 417 they *having the two highest numbers in said County. *2 P. & C.–49

That the whole number of votes returned for Senators for the County of Hillsborough amount to 2804, no one person being elected, the four highest numbers are, for Joshua Bailey Esqr 579, for Robert Wallace Esq 535 for Robert Means 442 and for Ebenezer Webster 407. — That the number of votes returned for Senators for the County of Cheshire amount to 1465, no one person being elected the four highest numbers are, for John Bellows Esq 343, for Amos Shepard Esq 343, for John Hubbard Esq 257 and for Moses Chase 234. That the whole number of votes returned for Senators for the County of Grafton amount to 555, no one person having a majority, the two highest numbers are, for Francis Worcester Esq 189, and for Elisha Payne Esq 173. —

We also certify that the votes from Swanzey was at the time of counting the votes for Senators crowded into the files by mistake and has been since found in the paper inclosing the votes from

Stoddard, but was not counted at the time: We find that John Bellows Esq had thirty nine votes for a Senator in that town, which make the number of votes for him 382; The other votes from Swanzey are 37 for Reuben Alexander, 4 for Capt. Josiah Richardson, & two for Calvin Frink, neither of whom had before any votes for them as Senators for the County of Cheshire;

We also find by the votes from Winchester deliv-
*2 P. & C.–50 ered *to the Secretary since the counting of votes for Senators, that Col John Bellows had in that Town, 27 votes for a Senator which would have made a majority of votes in his favor if seasonably handed in; That Reuben Alexander Esq had in that Town 30 votes for a Senator in that County — We also find a number of votes have since been handed in from several Towns in the County of Rockingham, which if seasonably sent would not have made any alteration in the choice of Senators, the votes are as follows, viz:

for Joseph Gilman Esq Ten,
Peter Green Esq Twenty,
John Bell Esq Twenty,
Christ° Toppon, Esq, Twenty,
John Eastman Esq Ten,
Arch^d McMurphy Esq Ten,
Col John McClary Twenty nine,
Richard Bartlett Esq nine,
Edmund Morse One.

We also find by the votes from New Durham and New Durham Gore sent in since counting the votes for Senators, that Col Ebenezer Smith had fifty seven votes for a Senator for the County of Strafford, Col. John Waldron had 34, & Joshua Wingate had one and Timothy Emerson had Twenty three — We also find by votes since sent in, that Moses Dow Esq had 62 votes for a Senator for the County of Grafton. —

We also find by the votes returned June 4th 1788
*2 P. & C.–51 that Col John Bellows had 29 votes, Col *Amos Shepard 17 Daniel Grout 7 and Thos Pennyman Esq 5 votes for a Senator for the County of Cheshire, that Francis Worcester Esq had 33 votes for a Senator for the County of Grafton and that Elisha Payne Esq had 9, Col Charles Johnston 4, & Bezaleel Woodward Esq 1 for a Senator for said County

Jn° Sullivan, president
Moses Chase
Daniel Emerson j^r } Counsellors
John Pickering

P. & C.–181 * *Council Roll beginning June 1786 and ending June 1787 —*

											6 July			Sept							Dec & Jan^{y}										Feb 7			May			
Excellency John Sullivan Esq Presd^{t}																																				
Hon. Joshua Wentworth,		I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	IIII	32				
Amos Shepard,		I	I	I	I	I	I	I	I	I				I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I				III	IIIIIIIII	36
Robert Means,		I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I						IIII	IIII	III	III	IIIIIIIII	42
Christo Toppan, &	Counsellors —	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	IIII		III	IIIIIIIII	43
Moses Dow Esquires		I	I	I	I	I	I	I	I				I	I	I	I	I	I	I	I	I														17
Joseph Pearson Esq Secy		I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	IIII		III	I		36

The above Roll has been certified.

| | Aug 16 1787 | 17 do | | |

STATE OFFICERS, 1788–89.

EXECUTIVE DEPARTMENT.

JOHN LANGDON,[1] Portsmouth, *President.*
(Till January 22, 1789.)
JOHN PICKERING, Portsmouth, *President.*
(From January 22, 1789.)

Council.

EBENEZER SMITH, Meredith,
ROBERT WALLACE, Henniker, } *Chosen from the Senate.*
PETER GREEN, Concord,
JOSIAH RICHARDSON, Keene,
WILLIAM SIMPSON, Orford, } *Chosen from the House.*
JOSEPH PEARSON, Exeter, *Secretary of State.*
JOHN TAYLOR GILMAN,[2] Exeter, *State Treasurer.*
(Till acceptance of his Resignation, January 3, 1789.)
WILLIAM GARDNER,[3] Portsmouth, *State Treasurer.*
(From January 7, 1789.)
NATHANIEL GILMAN, Exeter, *Continental Loan Officer.*
ELEAZER RUSSELL, Portsmouth, *Naval Officer.*
JOSEPH WHIPPLE, Portsmouth, *Collector of the Impost.*
JEREMIAH LIBBEY, Portsmouth, *Post Master and Keeper of the Magazine at Portsmouth.*

1 Resigned January 22, 1789, to accept his appointment as a Senator in Congress.

2 John Calfe of Hampstead was elected State Treasurer by the General Court, January 4, 1789, to succeed John Taylor Gilman who had resigned to accept a federal office. Judge Calfe declined. For biography of Judge Calfe, see 2 Farmer and Moore's Historical Collections, 42.

3 Biographical sketch of Wm. Gardner, Potter's Military History of New Hampshire, Adjutant-General's Report, 1866, Vol. 2, p. 351; Brewster's Rambles about Portsmouth, First Series, 303.

JUDICIARY.

Superior Court of Judicature.

SAMUEL LIVERMORE, Holderness, *Chief Justice.*
JOSIAH BARTLETT, Kingston,
JOHN DUDLEY, Raymond,
WOODBURY LANGDON, Portsmouth, } *Puisne Justices.*
JOHN PRENTICE, Londonderry, *Attorney-General.*
NATHANIEL ADAMS, Portsmouth, *Clerk.*

Court Maritime.

JOSHUA BRACKETT, Portsmouth, *Judge.*
JONATHAN MITCHELL SEWALL, Portsmouth, *Register.*

STATE SENATE.

(June 4, 1788, to June 3, 1789.)

JOHN LANGDON, Portsmouth, *President.*
(June 6, 1788, to January 22, 1789.)
JOHN PICKERING, Portsmouth, *President.*
(January 22, 1789, to June 3, 1789.)

For the County of Rockingham.
- JOHN PICKERING, Portsmouth. *President Pro Tem. or Senior Senator.*
- PIERSE LONG,[1] Portsmouth.
- CHRISTOPHER TOPPAN, Hampton.
- JOHN BELL, Londonderry.
- JOSHUA WENTWORTH, Portsmouth.

County of Strafford.
- EBENEZER SMITH,[2] Meredith.
- JOHN WALDRON,[3] Dover.

1 Pierse Long died April 3, 1789. Brewster's Rambles about Portsmouth, First Series, 275.

2 Ebenezer Smith of Meredith is one of the men of this period who was strong enough to maintain a hold upon the principal places of official responsibility for a large district during a long term of years. The circle of his large influence was over a considerable part of the territory which is now included in Belknap County. His place in the history of his times ought to be better understood and described. The renewed interest in the history of the Lake region promises to stimulate the work of the accomplished local students of its early affairs and later progress, from which some of the most promising municipalities in the state have developed, and yield in the near future valuable contributions to our literature of history and biography. The life and services of Ebenezer Smith will command the early and interested attention of the student who attempts this field.

3 No sketch of Col. John Waldron, of Dover, N. H., would be complete without some recognition of the fact that there were two families of that surname in Dover in the seventeenth century, of entirely distinct origin.

They were not known to be related to each other, and the earlier generations of neither family claimed relationship. Rev. Dr. Quint has written of these two families (that of old Major Richard Waldron and of John Waldron — contemporaries) as follows, viz.:

"If there was any connection between these families (Richard and John of Dover in 1689), it was on the other side of the ocean.

County of Hillsboro'. { ROBERT WALLACE,[4] Henniker. EBENEZER WEBSTER, Salisbury.

County of Cheshire. { AMOS SHEPHARD, Alstead. MOSES CHASE, Cornish.

County of Grafton. { FRANCIS WORCESTER,[5] Plymouth.

"Besides, the Major's name was *Walderne*, not Waldron, and Walderne was the name of his English ancestry.

"Their social position here [in Dover] was very different.

"*Richard* was speaker of the Massachusetts House, Major-General, President of the Province of New Hampshire.

"*John* was 'Master' Heard's chore-boy.

"*Richard* had great landed possessions; *John* began without a rod.

"But, in successive generations the great possessions of *Richard* dwindled to nothing, while *John* and John's heirs came to own thousands of acres.

"The descendants of Richard had little influence in Dover when John's grandson swept the town at every election.

"And, strangest of all, the Major's own son abandoned his hereditary surname, and adopted and gave to his descendants, the patronymic of the kidnapped chore-boy."

John Waldron was picked up in the streets of an English seaport while a boy in an "*unfair manner*" by Capt. John Heard, a ship captain of Dover, N. H., taken to America, brought to Dover, and kept by said Heard as a chore-boy at his *Garrison House* at [now] Garrison Hill, Dover, N. H.

Heard died in 1688, Jan. 19 (the same year Major Richard Walderne was massacred), and he in his will calls John Waldron "my prentice" and made him a legacy.

John 1 Waldron, on Aug. 29, 1698, married Mary (Ham) Horne, a widow of Dover. She was daughter of John Ham of Dover, the immigrant ancestor of Dr. John R. Ham; her first husband, Wm. Horne, having died shortly after their marriage. John died, 1740, in Dover.

They had (among other children) Richard 2 Waldron.

Richard 2 (John 1) Waldron married (1) Hannah Smith of Durham and (2) Elizabeth ——, who survived him. His will was *dated* 26 Aug., 1771; *proved* 29 Jan., 1772. He had (among others) John 3 Waldron.

This John 3 (Richard 2, John 1) Waldron is the State Senator, named in the text, and the grandson who (as Dr. Quint says above) "*swept the town at every election.*"

John 3 (Richard 2, John 1) Waldron, born near 1740, was a farmer, justice of the peace, etc. He raised a company in Dover and led it to Cambridge in the Revolutionary War. While at Cambridge the Connecticut troops, going home, left Washington to appeal to New Hampshire patriotism; and the Captain (John W.) came home to Dover and raised seven hundred men in four days, and went back as *Colonel*. The death of his wife and the absolute need of his young children made him retire early from the service, but his patriotism was unbounded. Probably Dover never had a more popular citizen. He was in the Provincial Legislature in 1774, and the Revolutionary Convention at Exeter in 1775; Representative in 1782, '83, '85, '86, and '88, 1797, '98, 1801, '2, '3, and '15. He was in the State Senate in 1788, 1790, '91, '92, and 1803, '4, '5, '6.

At a single election in Dover he was chosen moderator, lot layer, highway surveyor, overseer of the poor, representative and senator. He was especially famous as moderator. His clear and powerful voice, his energy and decision, made him successful. The records show him to have been moderator for thirty-eight regular town meetings for elections, and eight special meetings. His intense party feelings were not concealed. At one election in declaring the vote he added in a stentorian voice, stating the numbers, "so many for England, and so many for America." He was four times married. Col. John was baptized 15 Sept., 1765; and [received, with his wife Joanna, as a member of First Church (Cong.), Dover, 12 June, 1768. He had three sons and four daughters. He died 31 Aug., 1827, while on a visit to his son Dr. Timothy W. Waldron, in Bath, Maine, and he was there buried.

The editor is indebted to John R. Ham, M. D., for the foregoing biographical matter relative to Senator Waldron.

4 Hon. Robert Wallace was a wealthy and influential citizen who was reverenced in Henniker and highly esteemed everywhere. His mother was born at sea in the voyage to this country in 1720. Her second husband, James Clark, was an ancestor of Horace Greeley. Besides serving several terms in the Senate and Council, Robert Wallace was a judge of the Court of Common Pleas.— *L. W. Cogswell, History of Henniker, passim.*

5 Francis Worcester was a representative man in an interesting chapter of events in our political history. Grafton county had been so recently made a political unit, when the dissolution of the provincial government occurred that the people of its eastern and western parts had not become fully accustomed to the new adjustment of county relations, and their ideas of government were discordant. It was in civil affairs rather than in the military that Mr. Worcester was conspicuous in the later part of the revolutionary period. The situation in this part of the state was a source of constant embarrassment to those who were the responsible agents of the revolutionary government of New Hampshire. The strong

The Senators elected by the people were:

John Pickering, Pierse Long, Portsmouth, Christopher Toppan, Hampton, John Bell, Londonderry, Joshua Wentworth, Portsmouth, for the County of *Rockingham*.

Ebenezer Smith, Meredith, for the County of *Strafford*.

The Senate and House in joint convention filled the vacancies on the fifth day of June, by making choice of the following named candidates:

John Waldron, Dover, for the County of *Strafford*.

Robert Wallace, Henniker, Ebenezer Webster, Salisbury, for the County of *Hillsborough*.

Amos Shephard, Alstead, Moses Chase, Cornish, for the County of *Cheshire*.

Francis Worcester, Plymouth, for the County of *Grafton*.

MILITARY ESTABLISHMENT.

HIS EXCELLENCY JOHN LANGDON (till Jan. 22, 1789),
HIS EXCELLENCY JOHN PICKERING (from Jan. 22, 1789),
Captain-General, Commander-in-Chief, and Admiral.

Aids to His Excellency, with the Rank of Lieutenant-Colonel.

WILLIAM GARDNER, Portsmouth.
NATHANIEL FOLSOM, Portsmouth.
OLIVER PEABODY, Exeter.
AARON HILL, Portsmouth.

FIRST DIVISION.

BENJAMIN BELLOWS, Walpole, *Major-General.*

Aids with the Rank of Major.

MOODY DUSTIN, Claremont.
GEORGE SPARHAWK, Walpole.

SECOND DIVISION.

JOSEPH CILLEY, Nottingham, *Major-General.*

and devoted nucleus of their political support in the eastern part of the county was able to coöperate with one of the factions in the western towns, bringing about a gradual extension of a sentiment of state pride and eventually a restoration of the whole county to its proper allegiance. This was accomplished in the last four years of the revolutionary period, in which Mr. Worcester and Col. Charles Johnston alternated as the Councillor for Grafton county, representing the New Hampshire party, which was strenuously opposed by an influential body of the people under the lead of Col. Elisha Payne, Professor Bezaleel Woodward, and Gen. Israel Morey. See Biography of John Hurd, by W. F. Whitcher, Proceedings of the Grafton and Coös Bar Association, Vol. 1, p. 492.

Aids with the Rank of Major.

JOSEPH MILLS, Deerfield.
BRADBURY CILLEY, Nottingham.

Brigadier-Generals.

GEORGE REID, Londonderry.
MOSES DOW, Haverhill.
JONATHAN CHASE, Cornish.
THOMAS BARTLETT, Nottingham.
JAMES HILL, Newmarket.
NOAH LOVEWELL, Dunstable.

Brigade Majors.

ASA SENTER, Pelham, to GEN. REID.
SAMUEL TODD, Orford, to GEN. DOW.
LUTHER EAMES, Keene, to GEN. CHASE.
JONATHAN CILLEY, Nottingham, to GEN. BARTLETT.
NEWELL HEALEY, Kensington, to GEN. HILL.
, to GEN. LOVEWELL.
SUPPLY CLAPP, Portsmouth, *Commissary-General.*
NICHOLAS GILMAN, Exeter, *Adjutant-General.*
JEREMIAH LIBBEY, Portsmouth, *Keeper of the Magazine.*
TITUS SALTER, Portsmouth,
Commander of Fort William and Mary.

SENATORS IN THE CONGRESS OF THE UNITED STATES.

JOHN LANGDON, Portsmouth.
PAINE WINGATE, Stratham.

REPRESENTATIVES IN CONGRESS.

SAMUEL LIVERMORE, Holderness.
NICHOLAS GILMAN, Exeter.
ABIEL FOSTER, Canterbury.

DELEGATES TO THE CONTINENTAL CONGRESS.

To serve from the first Monday in November, 1788.

Names.	Residence.	Date of Appointment.
PAINE WINGATE,	Stratham,	June 17, 1788.
NICHOLAS GILMAN,	Exeter,	June 17, 1788.

DELEGATES IN ACTUAL ATTENDANCE.

1788.

[First Monday in Nov., 1787 to same, 1788.]

PAINE WINGATE, Stratham.

NICHOLAS GILMAN, Exeter.

1789.

[First Monday in Nov., 1788 to March 3, 1789.]

NICHOLAS GILMAN, Exeter.

The House November 11, 1788, made choice of John Langdon for a Senator in the Congress of the United States, yeas 60, nays 3. November 12 the Senate concurred.

The House November 12 made choice of Nathaniel Peabody[1] for a Senator in the Congress of the United States, yeas 40, nays 36.

The Senate on the same day refused concurrence[2] in the choice of Nathaniel Peabody, yeas 2, nays 8.

The Senate the same day made choice of Josiah Bartlett for a Senator in the Congress of the United States and the House concurred; 61 yeas, 16 nays.

The Secretary was instructed to notify the Senators of their election and to desire them to give answer at the next session.

Dr. Bartlett declined the appointment.[3]

At the next session, on the first day of January, the House made choice of Paine Wingate for Senator, yeas 58, nays 26, and on the third day of January the Senate concurred.

In the classification of Senators in Congress under Article 1, section 3, clause 2 of the Constitution, which was made by lot, Senator Langdon was assigned to the third class, which gave him a term of six years, and Senator Wingate to the second class, giving him a term of four years. Senator Langdon was the first President of the Senate, and, as the inauguration of the Vice-President did not occur till April 21, as to the interval from the organization of the Senate till that date, the remark that "he was the first acting President of the United States" is of course true.

The succession of United States Senators from this State under classes two and three is given in the New Hampshire Manual for the General Court for 1891, p. 165. The name of Henry Hub-

1 Biography, Farmer and Moore's Historical Collections, Vol. 3, p. 1.

2 For an account of this episode, consult Life of William Plumer, p. 101.

3 Daniel Rollins's Sketch of Josiah Bartlett, Granite Monthly, Vol. 7, p. 356.

bard, however, should be read for that of Harry Hibbard on p. 166. The Manuals of the United States Senate contain similar tables of senatorial succession for all the states.

The first popular election for Representatives for New Hampshire in the Congress of the United States under the Constitution, took place on the third Monday in December, 1788, under the Act of November 8, 1788.

It appears by the report of a committee of the House, made January 2, 1789, that there was no choice, Hon. Benjamin West, of Charlestown, Hon. Samuel Livermore, of Holderness, Hon. Paine Wingate, of Stratham, Hon. Abiel Foster, of Canterbury, Hon. John Sullivan, of Durham, and Hon. Nicholas Gilman, of Exeter, having the highest number of votes, in the order named.

A second election occurred on the first Monday in February, 1789, and February 21, 1789, the President and Council having examined the return of votes, found that Hon. Benjamin West, Hon. Samuel Livermore, and Hon. Nicholas Gilman had been chosen. Hon. Abiel Foster, Hon. John Sullivan, and Hon. Paine Wingate stood next in the poll in the order named. Mr. Wingate had meantime been chosen United States Senator, and probably for that reason received but a trifling vote for Representative.

Mr. West declined his election, as he had his appointment as Attorney-General and many other important offices.

A new election took place June 22, 1789, and at this, the third trial, the delegation was completed by the choice of Hon. Abiel Foster.

These elections were by a general vote of the state at large, and this method was continued until the December session of the General Court, in 1824, when the State was divided into six districts.

In the November election, just previous to this enactment, congressmen had been elected on a general ticket. None were elected in March, 1825. The act of December 16, 1824, creating and defining congressional districts was repealed by act of July 2, 1825. There is a citation of these acts in the Index to New Hampshire Laws, p. 122, which does not suggest the early fate of this legislation. The act of July 2 was nothing but a repealing act drawn in very concise terms. It was again the subject of legislation in 1846, when the State was divided into four districts by the act of July 2, and congressmen were first elected under that arrangement in March, 1847. The district system has ever since prevailed. Special acts are scattered along the record pro-

viding for elections in November, so that the members would be chosen in time for sessions beginning in March. Usually, however, the congressional elections took place in March.

The New Hampshire Register for 1860, p. 29, gives summaries of the votes at all the congressional elections in the State to that year.

The History of the Celebration of the One Hundredth Anniversary of the Inauguration of the Federal Government at New York, which is now in press, will give biographical sketches of the New Hampshire members with those of other States.

See Hon. Charles H. Atherton's estimate of Judge Livermore, in Memoir of Claggett, 3 N. H. Hist. Soc. Collections, 37. Compare Brewster's Rambles, 143, and Life of Plumer, 150.

An act of the Continental Congress provided that presidential electors should be chosen on the first Wednesday in January, 1789, and that the electors should choose a president on the first Wednesday in February, and that the two Houses of Congress should assemble in New York on the first Wednesday in March. The old Congress was kept alive with difficulty during the winter of 1788–89. Sometimes less than half a dozen members were in the city and after the first of January there was never a quorum present.

ELECTORS OF PRESIDENT OF THE UNITED STATES.

[Under the Act of Nov. 12, 1788.]

BENJAMIN BELLOWS, Walpole.
JOHN PICKERING, Portsmouth.
EBENEZER THOMPSON,[1] Durham.
JOHN SULLIVAN, Durham.
JOHN PARKER,[2] Portsmouth.

The Popular Vote for the ten highest Candidates for Electors in the First Electoral College of the United States was as follows:

General Bellows	1,759
Hon. John Pickering	1,364
E. Thompson, Esq.	1,063
General Sullivan	872

1 Memoir, by Mary P. Thompson, Concord, N. H., 1886, p. 86.
2 Rambles about Portsmouth, First Series, p. 120. Plumer's MSS. Biog., 3, p. 455.

John Parker, Esquire	851
Judge Dudley	718
Col. Wentworth	667
Gen. Folsom	589
Col. Smith	543
General Cilley	528
Total Vote	20,142

No choice was made on the above vote.

See Report of the Joint Committee, January 6, 1789, and New Hampshire Annual Register, 1860, p. 17.

The first five persons above named were elected in the General Court, by concurrent vote, which was completed January 7, 1789, but the House acted under protest as to the mode of choice. Life of Wm Plumer, p. 104.

JOURNAL OF THE SENATE

CONTAINING THE PROCEEDINGS

FROM JUNE 4 TO JUNE 18, 1788.

JOURNAL OF THE SENATE.

*Concord WEDNESDAY, June 4th 1788. *2-368

Being the day appointed by the Constitution for the annual Meeting of the General Court the Honorable John Pickering, Peirce Long, Christopher Toppan, John Bell and Ebenezer Smith Esquires, being elected Senators by the people for the year ensuing, attended and took the Oaths.

The members present met with the Hon. House of Representatives in their Chamber and proceeded to Examine, count and enter the votes for a President, which being done proceeded to chose a committee of five to re-examine said entry, and then agreed to meet to-morrow morning

THURSDAY June 5, 1788.

Both branches having met the committee appointed to reexamine the Entry of the votes for a President reported as follows that they find the whole number of Votes to be eight thousand, eight hundred, and thirty eight, of which four thousand, four hundred, and twenty one, for the Honorable John Langdon, and three thousand, six hundred and sixty four for *His *2-369 Excellency John Sullivan Esquire and Seven hundred and fifty three for other persons, by which it appears to your committee that the Hon. John Langdon has four Votes more than all the other candidates.

(Signed) John Pickering for the committee.

After which his Excellency John Langdon Esqr signified his acceptance of said Office as President of said State.

The Senators present met with the Honorable House of Representatives and proceeded to the choice of Senators to fill up the vacancies; and the ballots being taken agreeably to the Constitution, the following Gentleman were elected to fill up said vacancies, viz. John Waldron Esquire, for the County of Strafford;

Robert Wallace and Ebenezer Webster Esquires for the County of Hillsborough; Amos Shepard and Moses Chase Esquires for the County of Cheshire and Francis Worcester Esquire for the County of Grafton, and were notified accordingly.

Agreed to adjourn 'till to-morrow.

The Honorable Senate having met in their Chamber, The Hon. John Waldron, Moses Chase, and Ebenezer Webster Esquires, attended the Senate and took the oaths agreeable to the Constitution as Senators and their Seats at the Senate Board.

The Senate then proceeded to the choice of a Senior Senator; and the ballots being taken it appeared that the Honorable John Pickering Esquire was unaninously chosen to that Office.

Adjourned 'till to morrow 8, O'Clock A. M.

FRIDAY JUNE 6th, 1788.

Met according to adjournment.

*2-370 Present his Excellency John Langdon Esquire the Hon. John Pickering, Peirce Long, Christopher Toppan, John Bell, Ebenezer Smith John Waldron, Ebenezer Webster and Moses Chase Esquires.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Capt. Sloan, and report thereon, was brought up, read and concurred: Mr Toppan and Mr Smith joined.

The Senate met with the Honorable House of Representatives, the Senior Senator proceeded to administer the necessary Oaths to his Excellency the President and then said Senior Senator declared before both branches of the Legislature His Excellency John Langdon Esquire was elected President of said State for the year ensuing

The Senate then retired to their Chamber; and after some time met with the Honorable House of Representatives, and proceeded to the choice of Counsellors for the year ensuing, the ballots being taken it appeared that the Honorable Ebenezer Smith Esquire, was chosen a Counsellor, the ballots being taken it appeared that the Honorable Peter Green Esquire, was chosen a Counsellor

The convention of both Branches having adjourned 'till the afternoon, the Senate then retired to their Chamber.

A Vote, for a committee to join a committee of the Senate to consider of the accounts of D. Poor and others and report thereon, was brought up, read and concurred: Mr Bell and Mr Webster joined.

A Vote, for a committee to join a committee of the Senate to draught such public bills as shall be thought necessary, was brought up, read and concurred: Mr Pickering, and Mr Smith joined.

A Vote, for a committee to join a Committee of the Senate, to draught an Answer to his Excellency's Message, was brought up, read and concurred: Mr Pickering, and Mr Waldron, joined.

*A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Sandwich, and report thereon, was brought up, read and concurred: Mr Smith, and Mr Webster joined *2-371

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Ossipee, and report thereon, was brought up read and concurred: Mr Waldron, and Mr Webster joined

A Vote, to hear the petition from the Town of Tamworth on the second Wednesday of the next Session was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Nathaniel Hovey and others committees for the Towns of Landaff and Bath, and report thereon, was brought up, read and concurred: Mr Webster and Mr Bell, joined.

Both branches having met this afternoon proceeded to fill the remaining vacancies. The ballots being taken seperately it appeared that the following Gentlemen viz. Honorable Major R. Wallace Capt. Josiah Richardson and Col. William Simpson, were chosen Counsellors for the year ensuing

The ballots being taken for a Secretary it appeared that Joseph Pearson was unanimously chosen to that Office for the year ensuing.

The ballots being taken for a Treasurer it [appeared] that the Honorable John T. Gilman Esquire, was unanimously chosen to that Office for the year ensuing.

The ballots being again taken for a Commissary General, it appeared that Col. Supply Clap, was unanimously chosen to that Office for the year ensuing.

The Senate then Retired to their Chamber

*A Vote, for a committee to join a committee of the Senate to wait upon the Reverend Doctor Langdon and present him with the thanks of the General Court for his learned and ingenious discourse delivered yesterday before the two *2-372

branches of the Legislature and request of him a Copy of his Sermon, for the press, was brought up, read and concurred: Mr Toppan, and Mr Long joined.

A Vote, for a committee to join a committee of the Senate to take under consideration what public Business is necessary to be done at the present Session, and make report thereof, was brought up, read and concurred: Mr Pickering, Mr Smith, and Mr Toppan joined

A Vote, for a committee to join a committee of the [Senate] to consider of the petition of the Selectmen of Winchester and report thereon, was brought up, read and concurred: Mr Chase and Mr Waldron joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the proprietors of Lemster and Marlow, and report thereon, was brought up, read and concurred: Mr Chase and Mr Bell joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Benjamin Snow, and report thereon, was brought up, read and concurred: Mr Webster joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY, JUNE 7th, 1788.

Met according to adjournment.

Present as yesterday.

A Vote, granting the prayer of the petition of the Selectmen of Raby and that they have leave to bring in a bill or Resolve accordingly, was brot. up, read & concurred,

* 2–373 * With this amendment, provided the Town pay the Expence of doing it, sent down — brought up.

A Vote, for a committee to join a committee of the Senate, to consider of the pay Roll of Capt. Titus Salter also the petition of W. Loudon, and report thereon, was brought up, read and concurred: Mr Waldron, and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition, of Samuel Buss, and report thereon, was brought up, read and concurred: Mr Smith, and Mr Webster joined.

A Vote for a committee to join a committee of the Senate, to take under consideration the Report of a committee appointed by the General Court to perambulate the line between the Towns of Goffstown and New-Boston and report &c. was brought up, read and concurred: Mr Smith, and Mr Pickering, joined.

The Honorable Ebenezer Smith Peter Green, Josiah Richardson, and William Simpson Esquire attended and took the Constitutional Oaths as Counsellors

A Vote, to pospone the hearing on the petition of James Swain to the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, to pay the Account of Josiah Bartlet Esquire, amounting to two pounds six Shillings as one of the committee for ascertaining the Western line of Masons patent, was brought up, read and concurred.

Adjourned 'till Monday next 3, O'Clock A. M.

MONDAY, JUNE 9th, 1788.

Met according to adjournment.

Present as on Saturday last, with the addition of Mr Shepard.

* A Vote, granting the prayer of the petition of Ephraim Barker, was brought up, read and concurred, with this amendment that the said Barker have leave to take out an alias Execution and make return thereon, as if the Execution had not been lost according to the prayer of said petition. * 2-374

A Vote, to hear the petition of William Chandler and associates on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Ephraim Barker, and report thereon, was brought up, read and concurred: Mr Pickering, Mr Smith, and Mr Toppan, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Amherst, was brought up, read and concurred: Mr Toppan, and Mr Smith joined.

A Vote, granting the prayer of the petition of the Selectmen of Cockermouth, and giving them leave to bring in a bill accordingly, was brought up, read and concurred:

A Vote, to pospone the hearings which were to have been heard on the third Wednesday of this Session to the third Wednesday of the next Session, was brought up, read and concurred.

A Resolve, that the Training Soldiers in the Town of Sullivan be annexed to the sixth Regiment and that the field Officers of that Regiment are empowered to nominate Officers to take command of them, was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Selectmen of Lyme, and giving them leave to bring in a bill accordingly, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Hensale [Hinsdale], was brought up, read and concurred: Mr Long joined.

*2–375 *A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Wilton and Report thereon, was brought up, read and concurred: Mr Shepard and Mr Webster joined

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY JUNE 10th, 1788.

Met according to adjournment.

Present as yesterday, with the addition of Col. Wentworth, and Deacon Worcester.

A Vote empowering the Selectmen of Ossipee to assess the Taxes for the year 1783 and 1784 on the Lands only in Ossipee and pay the same into the Treasurer at or before the first day of January next, and that the Treasurer stay his Extent, accordingly, was brought up, read and concurred

State of New-Hampshire.

In Senate June 10th, 1788.

Resolved that for every petition on any private affair in which any individual or individuals only are interested, there shall be paid to the Secretary six shillings Lawful Money which shall be equally divided between the Secretary and Clerk of the House of Representatives and account for by them respectively. Sent down for concurrence by Col. Smith.

A Vote, for a committee to join a committee of the Senate to consider of a Resolve respecting the Secretary's receiving a Dollar with each petition of a private nature was brought up, read and concurred: Mr Smith Mr Wentworth. and Mr Toppan, joined.

*2–376 *A Resolve, that the Honorable Senate, and house of Representatives hold a conference in the Assembly Chamber, to take into consideration the report of the Committee on necessary Business, was brought up, read and concurred:

The Honorable Robert Wallace Esquire attended and took the Oaths, and his seat a Senator.

A Vote, that the members of the Hon. Convention of this State

have orders on the Treasurer for the amount of the Travel due to them respectively on the late, or that may be due on any future Roll for travel to and from the Convention to be paid out of the revinue arising by Excise Impost or Specie Tax, as they may chuse and that the President give order accordingly, was brought up, read and concured, reconsidered.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Lyndeborough and report thereon, was brought up, read and concurred: Mr Pickering, and Mr Worcester joined.

A Vote, for a committee, to join a committee of the Senate to consider of the petition of David Page Esquire, and report thereon, was brought up, read and concurred: Mr Pickering, and Mr Smith joined.

State of New Hampshire.
In Senate, June 10th, 1788.

Voted, that Mr Pickering, Mr Smith and Mr Toppan be a committee to draught an Answer to his Excellency's Message, and lay the same before the Senate.

Adjourned 'till to-morrow 8, O'Clock A. M.

WEDNESDAY, June 11th, 1788.

Met according to adjournment.
Present as yesterday.

A Vote, to hear the petition of Nathan and Joanna Adams, on the second Tuesday of the next Session was brought up, read and concurred.

*The committee appointed to draught an Answer to his Excellencys Message and lay the same before the Senate reported the following viz. *2–377

May it please your Excellency.

Your re-election by the suffrages of a free people, to the Office of first Magistrate of this State, as it implies an approbation of your past and a confidence in your future administration, cannot fail to excite the most pleasing emotions in the Senate upon this joyous occasion, to see the chair of State filled by a Gentleman whose real patriotism and glowing Zeal for the best Interest for his Country, have been uniformly manifested in the most perilous times and trying occasions, can afford no small pleasure to a sensible and grateful people. Realizing the importance of the Station in which your Excellency is placed, we should be lost to a

sense of our duty to our Constituents and ourselves, did we not grant you every needed aid in our power in the faithful and laborious discharge of the duties of your exalted station.

We have long viewed with anxious concern the embarrassed situation of our public affairs particularly the deranged condition of our finances and the melancholly state of our declining commerce, and will not be wanting in our endeavours to remove those embarrassments, arrange our finances and chear the drooping spirit of commerce. With sensible pleasure we anticipate the speedy adoption of a General Government by which alone, our union and independency can be preserved, our revenues and financies established on a permanent basis, our political embarrassments removed, our commerce increased, Extended and protectted our national Character and credit restored and supported and peace with all her train of blessings continued and
* 2–378 perpetuated, Objects * For which the people of these States have bravely fought, bled and conquered. We shall be always happy in Receiving any communications your Excellency from time to time may think proper to make, and ready to concur in every measure which may promote the public good.

A Vote, for a committee to join a committee of the Senate to consider of the petition of William Bell and report thereon, was brought up, read and concurred: M Wallace joined

[1] [A Vote, granting the prayer of the petition of William King and giving him leave to bring in a bill accordingly, was brought up, read and concurred.]

A Vote, granting the prayer of the petition of the Selectmen of Surry, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Proprietors of Lyman and report thereon, was brought up, read and concurred Mr Toppan, and Shepard joined.

A Vote, to hear the petition of Nathaniel Brown on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Wendell Esquire and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Shepard joined.

1 In manuscript journal only.

A Vote, to hear the petition of Joseph Hicks on the third Wednesday of the next Session, was brought up, read and concurred.

A Resolve, that every Petition preferred to the General Court of a private nature shall pay to the Clerk of the House of Representatives and Secretary three shillings to each to be severally accounted for, was brought up, read and concurred.

*A Vote, to hear the petition of Sundry Inhabitants of Amherst on the third Wednesday of the next Session, was brought up, read and concurred *2-379

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Wheelock Esquire, and report thereon, was brought up, read and concurred. Mr Toppan and Mr Pickering joined

A Vote, to hear the petition of Col. Thomas Stickney on the second Wednesday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Bradford and report thereon, was brought up, read and concurred: Mr Webster and Mr Wallace joined

Adjourned 'till to-morrow 8, O'Clock A. M.

THURSDAY JUNE 12th, 1788.

Met according to adjournment.

Present as yesterday.

A Vote, granting the prayer of the petition of George K. Sparhawk and giving him leave to bring in a bill accordingly, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate on the petition of Reuben Spencer, was brought up, read and concurred: Mr Wallace, and Mr Chase, joined.

A Vote, for a committee to join a committee of the Senate to consider of the Memoral of Joseph Whipple Esquire and report thereon, was brought up, read and concurred: Mr Wentworth, and Mr Chase joined.

A Resolve appointing Timothy Farrar, Abiel Abbot and John Goss Esquires to find out and fix upon some spot in Town of Raby for building a meeting House thereon, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to

consider of the petition of Thomas Christy and report thereon, was brought up, read and concurred: Mr Shepard & Mr Wallace join[d].

* 2–380 * A Vote, granting the prayer of the petition of Samuel Buss and giving him leave to bring in a Resolve accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Edward Buckman, and others and report thereon, was brought up, read and concurred Mr Chase joined.

A Vote, to hear the petition of William Thomas on the second Tuesday of the next Session, was brought up read and concurred.

A Vote, granting the prayer of the petition of Timothy Medar and giving him leave to bring in a Resolve accordingly, was brought up, read and concurred:

A Vote, for a committee to join a committee of the Senate, to examine into the State of the Treasury, and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Wentworth, joined.

A Vote, to hear the petition of the Selectmen of Winchester on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote to hear the petition of Sundry Towns in Hillsborough, on the second Tursday of the next Session, was brought up, read and concurred.

An Act to enable William King of Dover in the County of Strafford Esquire to take the name of Atkinson, having been read a third time, *Voted* that the same be enacted.

[1][A Vote, that the Treasurer be directed to receive an account of the Town of Hinsdale's State Tax for 1778 the paper bills amounting to four hundred and forty one Dollars which were presented in part of said Tax a few days before the time was expired for receiving such bills, and that the amount thereof, be carried to the Credit of said Town, was brought up, read and concurred.

An Act, to revive and continue in force, An act intitled an Act to establish certain impost duties on various foreign articles imported into this State having been read a third time, *voted* that the same pass to be enacted, Sent down for concurrence, brought up, concurred.

* 2–381 * A Vote, granting the prayer of Israel Morey and giving him leave to bring in a bill accordingly, was brought up, read and concurred

A Resolve, that there be a company of Light Horse raised in

1 Section in brackets omitted in printed journal.

the twelfth Regiment of foot commanded by Col. David Rand and be annexed to Col. Phelps Regiment of Horse and that the field Officers of said Regiment of horse be directed to nominate the Officers for said Company accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider what Business is yet necessary to be done at this Session at what time and to what time and place this Court shall be adjourned, &c. was brought up, read and concurred: M[r] Pickering, and M[r] Wallace, joined.]

A Vote, to pospone the hearing on the petition of Thomas Minor to the second Thursday of the next Session, was brought up, read and concurred.

A Vote, to pay the account of Elijah Frink amounting to fourteen shillings for Horse hire to notify Col Shepard was brought up, read and concurred.

A Vote to remit the fine laid on the Town of Wilton, for not keeping a Grammar School and that they have leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Oliver Evans accompanying the Memoral of Joseph Whipple Esquire, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pay Samuel Laughlin the sum set against the name of Thomas Laughlin in an account passed in January last, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Ephraim Barker, and give him leave to bring in a bill accordingly, was brought up, read and concurred.

*A Vote, granting the prayer of the petition of Thomas Christy and giving him leave to exchange an Order of two hundred and twelve pounds seven shillings and six pence for Orders of smaller sums, to be raised in payment of any specie Tax, was brought up, read and concurred. * 2–382

Adjourned 'till to-morrow 8, O'Clock A. M.

FRIDAY JUNE, 13th, 1788.

Met according to adjournment.

Present as yesterday.

A Vote, to pospone the hearings which were to have been before the General [Court] on the second Tuesday of the present Session

to the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Selectmen of Lyndeborough, and giving them leave to bring in a Resolve accordingly, was brought up, read and non-concurred.

A Resolve, that the fine of ten pounds imposed on the Town of Wilton by the Court of General Sessions of the Peace for the County of Hillsborough in September last for not keeping a Grammar School be remitted the said Town paying the legal costs of prosecution, that the said Court of Sessions govern themselves accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Jeremiah Smith, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate on the petition of William Plumer, and report thereon [was brought up, read and concurred:] Mr Worcester, and Mr Long, joined.

A Vote, that the Treasurer be directed to receive of Jonathan Cilley one hundred and ninety six pounds, fourteen shillings and seven pence, in State Securities at their nominal value towards discharging the bonds given for Excise from October 1786 to October 1787, was brought up, read and concurred.

*2-383 *A Resolve, that the Impost Officer within this State and his Deputies be and hereby is directed to receive for Impost Duties, order drawn by the President upon the Treasurer payable out of the revenue arising out of the Impost Duties any former directions or regulations to the contrary notwithstanding, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of a number of papers respecting Ebenezer Lock presented to the Court and report thereon, was brought up, read and concurred: Mr Wentworth, joined.

A Vote granting the prayer of the petition of Jonathan Freeman, and giving him leave to bring in a bill or Resolve, accordingly, was brought up, read and concurred.

A Vote, to hear the petition of David Page on the second Tuesday of the next Session, was brought up, read and concurred

A Vote, that Joshua Bell draw his pay as an Invalid as though he had been viewed by the committee was brought up, read and concurred.

A Vote, that the perambulating the line between New-Boston and Goffstown and that the line which may be established between

said Towns shall not effect the property of any individuals; and that Aaron Greeley Esquire be added to the committee to perambulate said line, was brought up, read and concurred.

A Resolve, that the several Constables and collectors within this State be and hereby are directed to receive in payment of all specie Taxes due on the State, orders drawn on the Treasurer payable out of the revinue arising from specie Taxes as well for Specie State Taxes now outstanding as for these hereafter to be raised and payable in Silver and Gold by the Laws acts and Resolves of the Gen[l] Court now in force. * Was * 2–384 brought up, read and concurred.

An Act to authorize and impower Daniel Humphreys Esq[r] Guardian of George King Sparhawk of Portsmouth in said State of New-Hampshire a Minor to compromise or refer any dispute concerning the title of said Lands to release any part thereof and to discharge the same and the other Estate of said Minor for the purposes aforesaid, having been read a third time, *voted* that the same be enacted with the above amendment. viz, Provided nevertheless that the said Daniel Humphreys, shall before he make sale of said Lands, or do the other acts which he is herein impowered to do, give bond in a sufficient sum with surities, to the Judge of Probate for the County of Rockingham for the faithful performance of the Trusts herein reposed in him, and to account with said Minor for the proceeds of any Lands sold as aforesaid in such manner as the Law requires Guardians to account. Sent down by M[r] Waldron, brought up, concurred.

A Vote, to pay the Roll of Captain Titus Salter amounting to seventy seven pounds, twelve shillings and [six pence; and] that the petition of William Loudon be dismissed, was brought up, read and concurred

A Resolve, that the Inferior Court of common pleas for the County of Strafford be and hereby is adjourned to the second Tuesday of July next, and that writs and processes returnable to said term, be returned to the second Tuesday of July next and that all business of the said Court be then proceeded upon as at the Stated term. And that the Court of General Sessions of the peace for said County of Strafford which was by Law to be holden on the Thursday next following the third Tuesday of June current, be and hereby is adjourned to the third Thursday next following the said second Tuesday of July next, and all business before the said Court of General Sessions of the peace be then proceeded upon * As at the Stated Terms, was * 2–385 brought up, read and concurred.

An Act, to enable the President with advice of Council to draw orders for the payment of the travel of Members of Convention, having been read a third time, *voted* that the same be enacted

An Act for altering and amending sundry Acts Laws and Resolves so far as they relate to confining to the New-Hampshire Gazette the publication of Advertisements respecting proprietory meetings proprietory Taxes at the Sale of Lands for the payment of any such taxes and so far as they relate to advertisements of and concerning taxes assessed on the lands of non-resident owners or proprietors or for the sale of such Lands for the payment thereof &c. having been read a third time, *voted* that the same be Non-concurred.

A Vote, to hear the petition of Jonathan Thurstin on the second Tuesday of the next Session was brought up, read and concurred.

A Vote, to hear the petition of Ezekiel Ladd on the second Tuesday of the next Session, was brought up, read and concurred.

An Act, to make valid the proceedings of a Town Meeting holden in Surry in the County of Cheshire on Tuesday the fourth day of March last by Law should have been holden on Monday the third day of March aforesaid, having been read a third time, *voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Stark Esquire, and report thereon, was brought up, read and concurred: Mr Bell, Mr Toppan, & Mr Wentworth joined.

* 2–386 * A Vote, that this State agree to Relinquish their claim to all the Lands between the curve line (so called), of the Masonian Patent and a streight line as run by the Committee employed by this State, provided the Masonian Proprietors will pay the State forty thousand Dollars in State Securities, and eight hundred Dollars in Specie or give good Security therefor, was brought up, read and concurred.

Adjourned 'till to-morrow 8, O'Clock A. M.

SATURDAY JUNE 14th 1788.

Met according to adjournment.

Present as yesterday.

A Resolve that the two Selectmen of Tamworth be and they hereby are authorized and impowered to call a Meeting of said Inhabitants of Tamworth giving fifteen days notice thereof by placing up a notification thereof in the most public place in said

Town, when met to chuse a Selectman to join those two already legally chosen who is hereby fully authorized to do the duty of a Selectman in all respects as much as if chosen at the annual Meeting aforesaid. Also resolved that all matters transacted by the said two Selectmen in taking the Inventory and all other matters in said Town is hereby made valid to all intents and purposes as fully as they might or could have been if transacted by three Selectmen, any Law usage or custom to the contrary notwithstanding, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to take under consideration the proposals of the General Court and the acceptance of the Masonian Proprietors respecting the Land between the strait and curve lines, and report thereon, was brought up, read and concurred: Mr Smith and Mr Bell, joined.

*A Vote, for a committee to join a committee of the *2-387
Senate, to consider of the account of Col Kinsman and
report thereon, was brought up, read and concurred: Mr Long, joined.

An Act for exempting the body of Israel Morey of Fairlee in the County of Orange and State of Vermont Esqr from arrest in all civil causes in this State for the term of one year, having been read a third time, *voted* that the same be enacted with this amendment, provided nevertheless this Act shall not extend to or effect any arrest of the said Israel already made on any civil process prior to the passing this Act, sent down, brought up, concurred.

A Vote, to pay the Account of Jonathan Freeman Esqr amounting to six pounds, was brought up read and concurred

A Vote, granting leave to Thomas Cogswell to pay thirty pounds in State notes towards his bond for Excise into the Treasury, was brought up read and concurred

A Vote, to pay the Account of John Bell Esqr amounting to two pounds, six shillings and ten pence, for attending on the Agents of the Masonian Proprietors &c. was brought up, read and concurred

A Vote, granting the prayer of the petition of Daniel Hough and giving him leave to bring in a bill or Resolve accordingly, was brought up, read and concurred

A Vote, to pay the account of Christopher Toppan Esquire, amounting to eighteen Shillings at Sale of Excise, was brought up, read and concurred.

A Vote, to accept the report of the committee on the
petition of John Wendell Esqr *viz. that the prayer *2-388

thereof be so far granted that the Treasurer should receive of him two hundred and forty three pounds in State Notes for any Taxes due from him to the State prior to 1786; also that receive[r] of non-resident Taxes receive of him the money lodged by said Wendell in his Office the twenty third day of June 1781 for any taxes due agreeable to the Scale by which the Treasurer consolidated said Taxes, excepting what relates to the paper money lodged in the hands of the Collector of non-resident Taxes, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition from Northumberland Lancaster, and Strafford, and report thereon, was brought up, read and concurred: M[r] Webster, and M[r] Worcester, joined.

A Resolve, that the Justices of the Court of General Sessions of the Peace for the County of Hillsborough, be authorized and directed and they hereby are authorized and directed at the next Court of the General Sessions of the Peace to discontinue and no further to proceed upon an Indictment found against the Selectmen of Peterborough at September term A D. 1787, and Judgment be now rendered on the same Indictment and a fine imposed on said Selectmen that the same Judgement be null and void and such fine remitted provided the said Selectmen pay the cost already risen, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Sarah Moulton and Thomas Leavitt and Report thereon, was brought up, read and concurred M[r] Pickering, and M[r] Wentworth joined.

A Vote, so far granting the prayer of the petition from Bradford and that they have leave to bring in a bill at this or the next Session, was brought up, read and concurred.

A Vote, to pay the Account of L. Holmes amounting to nine pounds; also the account of Jonathan Dow amounting to five pounds, twelve shillings as two of the committee to settle with the Masonian Proprietors, was brought up, read and concurred.

* 2–389 * An Act for issuing an alias Execution against Joseph Clark late of Antrim in the County of Hillsborough Yeoman, and to Enable Ephraim Barker to make return thereon, in the Room of one which is lost, having been read a third time, *voted* that the same be enacted

[1][A Vote, for a committee to join a committee of the Senate to consider of the petition of John Neal, Esquire, and report thereon,

1 Not in the manuscript copy.

was brought up, read and concurred: Mr Wallace and Mr Webster joined.]

Adjourned 'till Monday next 3 O'Clock P. M.

MONDAY, JUNE 16th, 1788.

Met according to adjournment.
Present as on Saturday, last except Mr Shepard
In Senate June 16th, 1788.

Whereas the General Court in September last voted that the advertisements for the Sale of non-residents and Proprietors Lands should be inserted in the Freemans Oracle at Exeter in consequence of which many advertisements for the Sale of such Lands have been inserted in said Newspaper, and as doubts have arisen concerning the propriety of and validity of such advertisements, to remove which and to prevent any disputes about the same in future.

It is hereby *Resolved* by the Senate and House of Representatives in General Court convened, that all advertisements for the Sale of any such lands published in the Freemans Oracle at Exeter prior to the passing this Resolve shall be as good and valid in Law as if the same had been inserted in the New-Hampshire Gazette: any Law usage or Custom to the contrary notwithstanding; and that all such advertisements in future shall be inserted in the New-Hampshire Gazette, as the Law directs, sent down for concurrence by Col. Waldron.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of *Weare, and report thereon, was brought up, read and concurred: Mr Long joined. *2-390

A Vote, for a committee to join a committee of the Senate to consider of the petition of Richard Tripe, and report thereon, was brought up, read and concurred: Mr Wentworth joined.

A Vote, to hear the petition of Pelig Williams on the third Thursday of the next Session, was brought up read and Non-concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of William Russell, and report thereon, was brought up, read and concurred: Mr Pickering, and Mr Toppan joined.

A Vote, granting the prayer of the petition of the Selectmen of Warren, [Warner] and giving them Leave to bring in a Resolve

accordingly, the said Town of Warren [Warner] paying the expence of said committee and all necessary charges, was brought up, read and concurred.

A Vote, to pay the Account of Col. Kinsman, amounting to nine pounds six shillings deducting therefrom twenty six shillings for expences of an Entertainment on the Election Day, was brought up, read and concurred.

A Vote, to pay the Account of the Hon. John Sullivan Esqr amounting to thirty three shillings, was brought up, read and concurred.

A Vote, to accept the report of the committee appointed to consider of the proposals of the General Court and acceptance of the Masonian Proprietors &c. viz. that they have reported a form of an Act appointing a committee to convey said Lands and receive Security for the payment. That the State Securities be paid in four annual payments of ten thousand Dollars each, with Interest untill paid. That the eight hundred Dollars in hard Money be paid in one year with Lawful Interest and that the Securities for the payments before mentioned be taken in the name of the Speaker of the House of Representatives for the time being, was brought up, read and con^{d}.

* 2–391 * A Vote, that the committee appointed to wait on the Reverend Doctor Langdon an Request a Copy of his Sermon for the press &c. be a committee to procure two hundred Copies of Said Sermon, was brought up, read and concurred.

A Vote granting the prayer of the petition of the Selectmen of Weare, and giving them leave to bring in a Resolve accordingly, was brought up, read and concurred.

Adjourned 'till to-morrow 8, O'Clock A. M.

TUESDAY JUNE 17th, 1788.

Met according to adjournment.
Present as Yesterday.

A Vote, granting the prayer of the petition of Daniel Raynolds and giving him leave to bring in a Resolve accordingly, was brought up, read and concurred with this amendment not to take more than fourteen out of any one Company in the two Regiments. Sent down, brought up concurred.

A Resolve, that the Court of General Sessions of the Peace for the County of Hillsborough be and they hereby are authorized and directed to discontinue and no further proceed upon a bill of

Indictment now before the Justices of the same Court which was found against the Selectmen of Weare at September term A D. 1787 for not keeping and maintaining a Gramar School; provided the Selectmen pay the Costs which have already arisen, was brought up, read and concurred.

An Act, in addition to an act entitled an Act for the regulating of Casks, having been read a third time, *voted* that the same be enacted.

A Vote, to hear the petition of E. Wallingsford on the
* Third Thursday of the next Session, was brought up, * 2–392
read and concurred.

A Resolve, that the committee appointed to examine Invalids continue to examine all such as may apply for examination within three Months and that all persons who are entitled to the pension allowed by Congress and are unable to travel to Exeter to pass Examination upon a Certificate of such inability from some noted physician and sending the same to said committee, they are hereby empowered to ascertain such disability either by depositions or otherwise which if satisfactory to them, shall be as valid to all intents and purposes as a personal Inspection and six months shall be allowed for entering on the List, the name of such Individuals as are unable personally to appear before the Committee, was brought up, read and concurred.

A Vote, to hear the petition of S. Moulton and T. Leavitt on the Second Tuesday of the next Session, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate, to consider of the petition of General Read, [George Reid] and report thereon, was brought up, read and concurred: Mr Long, and Mr Smith joined.

An Act, to empower and authorize certain persons therein named to convey to the persons commonly called the Masonian Proprietors, all the Interest and title of the said State in and to the Lands lying between the Curve Line claimed by said Proprietors as the head line of Masons Patent and a straight line lately run by order of the General Court of said State; and to accept of certain Sercurities therefor in behalf of said State, having been read a third time, *voted* that the same, be enacted.

A Vote, to hear the petition of Richard Tripe on the Second Thursday of the next Session, was brought up, read and concurred.

A Vote, granting the prayer of D. Rindge, John Pierce Esqrs

*2-393 and giving them leave to bring in *A Bill accordingly, was brought up, read and concurred.

An Act for altering the name of the Township of Cockermouth to Dunbarton, [Danbury] having been read a third time, *voted* that the same be Non-concurred.

A Vote, to hear the petition of Sundry Inhabitants in several Towns in the County of Strafford on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, that his Excellency the President be desired with advice of Council to appoint some proper person to inspect and examine the Park of Artillery &c. &c. was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Francis Drew, and report thereon, was brought up, read and concurr[ed] Mr Smith, Mr Chase, and Mr Worcester, joined.

A Resolve, that Col. Ebenezer Webster Major Robert Wallace, and Lieut. Joseph Wodley be a committee, to fix on a spot in said Town of Warren [Warner] to build a meeting house on the expence of which committee to be defrayed by the Inhabitants thereof, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Nicholas Marriner, and report thereon, was brought up, read and concurred: Mr Waldron joined

A Vote, to pay Daniel Poor, James Merril and Amos Dow sixteen shillings each, in full of their accounts, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider, of the petition of Samuel Fifield, was brought up, read and concurred: Mr Toppan, and Mr Smith joined.

A Vote, to hear the petition of James Smith on the second Tuesday of the next Session, was brought up, read and concurred.

*2-394 *An Act to enable Constant Storrs Collector of taxes in the Town of Lebanon to compleat the collection of Sundry Taxes committed to him to collect, having been read a third time, *voted* that the same be Non-concurred.

A Vote, appointing the Hon[l] Paine Wingate Esquire a Delige to Congress for the term of one year from and after the first Monday of November next, was brought up, read and concurred.

An Act to make legal and valid a Tax bill made in the Town of Hanover in the year 1786, having been read a third time, *voted* that the same be enacted.

A Vote, appoing the Hon. Nicholas Gilman Esquire a Deligate to Congress for the term of one year from and after the first Monday of November next, was brought up, read and concurred.

State of New-Hampshire.

In Senate June 17th, 1788.

Whereas it is probable that the Season for the next annual Thanksgiving will arrive before the next Session of the General Court, which renders it necessary to vest a power in the Executive to issue a proclamation therefor

Therefore, it is hereby *Resolved* by the Senate and House of Representatives in General Court convened that the President of said State with advice of Council be and hereby is empowered and directed to appoint and proclaim a General Thanksgiving throughout this State at the usual season therefor sent down for concurrence, by Mr Webster brought up, concurred with this amendment that said day be the last Thursday of November next, amendment concurred

A Vote, for a committee to join a committee of the Senate to consider of the [accompt of the] printers, was brought up, read and concurred: Mr Wentworth joined.

*A Vote to pay the Account of George J. Osborne *2-395 amounting to twenty five pounds out of the revinu arising by impost, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of the petition of Nathan Hoit, and report thereon was brought up, read and concurred: Mr Bell joined

Resolved, that a Company of Artillery be formed out of the eighth and seventeenth Regiment in the Brigade commanded by Brigadier General Reid said Regiments composing the lower part of said Brigade: Provided always that not more than four men shall be enlisted or received into the said Company out of any of the Companies composing the train band of either of the Regiments aforesaid, and that the Officers of said Company be appointed from said Regiment as equally as may be, was brought up, read and concurred.

A Vote, to hear the petition of David Webster Esq. on the second thursday of the next Session, was brought up, read and concurred.

A Vote, to hear the petition of William Russell and others on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to pay Nicholas Marriner two pounds two shillings and

eight pence for the travel of himself and Wife as Evidences on the trial of John Poor &c was brought up, read and concurred.

A Vote, to allow the members of the Hon. Senate six shillings ℔r Day and four pence per mile travel. The Hon. Council nine shillings ℔r Day and four pence ℔r Mile travel. The Secretary nine shillings per Day and travel as a member The Hon. House six shillings per day and four pence per mile travel. The
*2-396 Clerk nine shillings * Per day and travel as a member. The assistant Clerk eighteen pence over and above his pay as a member, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Edward Bucknam, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned 'till to-morrow 8, O'Clock A. M.

WEDNESDAY JUNE 18th, 1788.

Met according to adjournment.

Present as yesterday.

An Act describing the Tenor of Notes and Certificates to be issued by the Treasurer of this State and appointing a committee to countersign said Notes, having been read a third time, *voted* that the same be enacted.

A Vote, for a Committee to join a committee of the Senate to consider of some Letters received by Thomas Bartlett Esqr from Major Morrill, and report thereon, was brought up, read and concurred: Mr Webster and Mr Smith joined.

A Vote, relative to the warning out of the Town of Lyndeborough [Elisha] Wilkins and Wife, was brought up, read and non-concurred.

A Vote, for a committee to join a committee of the Senate to Consider of the Account of Lamson and Ranlet, and report thereon, was brought up, read and concurred: Mr Wentworth joined.

An Act to authorize and empower certain persons calling themselves the Masonian Proprietors who have by their agents purchased of the State a Release of its claim to certain Lands hereinafter described to receive levy and collect such sums of Money as they may find it needfull to raise for certain purposes therein expressed by sale of said Lands, having been read a third time, *Voted* that the same be enacted.

*2-397 *A Vote, hear the petition of Winthrop Marstin on the

second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to pay the ballance of the account of John Calfe Esq[r] amounting to three pounds eleven shillings and two pence, was brought up read and concurred.

A Vote, that Francis Drew receive twenty pounds for his services at Reviews, was brought up, read and concurred with this amendment that he receive fifteen pounds instead of Twenty pounds

A Vote, to pay the Account of Josiah Nelson amounting to seven pounds, four shillings as messenger &c. was brought up, read and concurred

A Vote, to pay the Account of Minus Daniels amounting to two pounds sixteen shillings for attendance on Convention, was brought up, read and concurred.

A Vote, to hear the petition of General George Reid on the third Wednesday of the next Session of the General Court, was brought up, read and concurred.

A Vote, that the Treasurer endorse on Col. Hoits and M[r] Claphams bond the sum that is due to said Hoit for his travel to and from the General Court this Session and the extent for the remaining balance be stayed 'till the next Session, was brought up, read concurred.

A Vote, to hear the petition of Samuel Fifield on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, that Joseph Pearson Esquire Secretary of this State be and hereby is directed to call on Ebenezer Thompson Esquire late Secretary for all the books, Records and papers now in his hands * belonging to the State and give his * 2-398 Receipt therefor was brought up, read and concurred.

A Vote, that the Reverend Israel Evans receive forty Shillings as Chaplin to the General Court, was brought up, read and concurred.

A Vote, hear the petition of the Inhabitants of Lancaster and others on the Second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to hear the petition of Joseph Page on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to pay George J. Osborne three pounds five shillings and John Melcher seventeen pounds out of the revenue arising from Impost, in full of their Accounts for Printing, was brought up, read and concurred.

A Vote, to pay Caleb Buswell three pounds five shillings, as Door keeper, was brought up, read and concurred.

A Vote, granting the prayer of the petition of John Wheelock Esq[r] and giving him leave to bring in a Resolve at this or the next Session, was brought up, read and concurred.

A Vote, to pay Lamson and Ranlet nine pounds sixteen Shillings and eight pence, for printing &c. was brought up, read and concurred.

A Vote, that the President with advice of Council be desired to adjourn the General Court to-morrow twelve OClock to meet again on Wednesday the twenty fourth day of December next at the Court House in Exeter, was brought up, read and concurred

His Excellency the President by the Secretary informed the Hon. House of Representatives that he with advice of Council agreeably to a Vote of Court, had thought fit to adjourn the General Court to meet again on Wednesday the Twenty fourth day December next at the Court House in Exeter, and it was accordingly adjourned.

*2–399 * The foregoing is a true copy of Journals

Attest JOSEPH PEARSON Sec[y]

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM JUNE 4 TO JUNE 18, 1788.

HOUSE OF REPRESENTATIVES

FOR THE YEAR 1788-89.

HON. JOHN LANGDON, Portsmouth, *Speaker.*

June 5 and June 6. Having then been elected President by the Senate, there being no choice by the people, he vacated the Speakership June 6th, and Hon. John Sullivan was on the same day chosen to that office. General Sullivan declined, and thereupon, on the same day, the House elected —

HON. THOMAS BARTLETT, Nottingham, *Speaker.*

JOHN CALFE, Hampstead, *Clerk.*

DR. JONATHAN GOSS, Rye, *Assistant Clerk.*

REV. ISRAEL EVANS, Concord,
REV. ——— PICKLES, } *Chaplains.*

REV. SAMUEL LANGDON, D. D., Portsmouth,
Preacher of the Election Sermon.

NOTE.—It is a noteworthy fact, as shown by the record, that each of the three gentlemen above named, were unanimously elected to the office of Speaker.

REPRESENTATIVES.

[Taken from Osborne's N. H. Register for 1789.]

Portsmouth	George Gains.[1] Samuel Hale. Col. James Sheafe.
Exeter	Capt. Dudley Odlin.
Londonderry . . .	Col. Daniel Runnells. Archibald McMurphy.
Chester	Joseph Blanchard.
Newington	. . . . .
Greenland	Clement March.
Rye	. . . . .

1 Major Gains was a representative from Portsmouth twenty-nine times. Biographical sketch, Adams's Annals of Portsmouth, p. 350.

North Hampton	Col. Moses Leavitt.
Hampton	. . . . .
Hampton Falls, Seabrook	Elisha Brown.
Stratham	Simon Wiggin.
Dunbarton, Bow	Capt. David Story.
Salisbury	. . . . .
Boscawen	George Jackman.
Fishersfield, Sutton, Warner	James Flanders.
New London, Andover & Gore	Capt. Peter Weare.
Charlestown	Dr. William Page.
Alstead	Capt. Oliver Shepard.
Keene	Capt. Josiah Richardson.
Swanzey	David Belding.
Richmond	Jonathan Gaskill.
Jaffrey	Abel Parker.
Winchester	Moses Chamberlain.
Chesterfield	Moses Smith.
Rindge	. . . . .
Walpole	Lieut. Aaron Allen.
Claremont	. . . . .
Cornish	Gen. Jonathan Chase.
Newport, Croydon	Ensign Jesse Lane.
Acworth, Lempster, Marlow	Elijah Frink.
Wendell, Unity	. . . . .
Litchfield, Derryfield	. . . . .
Dunstable	. . . . .
Merrimack	Timothy Taylor.
Bedford	Capt. Stephen Dole.
Goffstown	Lieut. William Page.
Hollis	Daniel Emerson.
Amherst	William Peabody.

Raby, Mason	Lieut. Obadiah Parker.
New Ipswich	Capt. Charles Barrett.
Francestown	. . . . .
Duxbury, Mile Slip	. . . . .
Wilton	Maj. Abiel Abbott.
Lyndeborough	Nehemiah Rand.
Temple, Peterborough Slip	Lieut. Benjamin Cragin.
Peterborough, Society Land	Jeremiah Smith.
Hancock, Antrim, Deering	John Duncan.
Henniker, Hillsborough	William Wallace.
New Boston	Dr. Jonathan Gove.
Weare	. . . . .
Hopkinton	Capt. Benjamin Darling.
Pelham	Jacob Butler.
Dover	John Waldron.
Durham	John Sullivan.
Somersworth	Barnabas Palmer.
Barrington	. . . . .
Sanbornton	. . . . .
Gilmanton	Joseph Badger, Jr.
Madbury	. . . . .
Meredith, New Hampton	. . . . .
Sandwich, Tamworth	David Gilman.
Moultonborough, Tuftonborough, Wolfborough, Ossipee	Nathan Hoit.
Barnstead, New Durham, New Durham Gore	Joseph Pierce.
Wakefield, Middleton, Effingham	Nicholas Austin.

Conway, Eaton, Burton, Locations	David Page.
Nottingham West	Deacon Ebenezer Cummings.
Kensington	. . . . .
South Hampton, East Kingston	Col. Benjamin Clough.
Kingston	Solomon Wheeler.
Brentwood	. . . . .
Epping	William Plumer.
Newmarket	Col. Nathaniel Rogers.
Nottingham	Thomas Bartlett.
Deerfield	Richard Jenness.
Northwood, Epsom, Allenstown	Jonathan Clark.
Chichester, Pittsfield	Simeon Hilliard.
Loudon	John Drew.
Concord	Peter Green.
Pembroke	. . . . .
Candia	Stephen Fifield.
Raymond, Poplin	. . . . .
Hawke, Sandown	. . . . .
Hampstead	. . . . .
Atkinson, Plaistow	Nathaniel Peabody.
Salem	Capt. Jeremiah Dow.
Newton	. . . . .
Windham	Col. James Gilmore.
Surry, Gilsum, Sullivan	Ensign Jonathan Read.
Stoddard, Washington	Jacob Copeland.
Dublin, Packersfield	Reuben Morse.
Marlborough	Lieut. Jedediah Tayntor.
Fitzwilliam	Lieut. Caleb Winch.
Plainfield	. . . . .

Protectworth New Grantham	. . . . .
Holderness Campton Thornton	. . . John Brown.
Plymouth Rumney	. . . . Capt. Abraham Burnham.
New Chester Alexandria Bridgewater Cockermouth	. . . William Powers.
Enfield Canaan Cardigan Grafton	. . . . .
Hanover	. . . . Jonathan Freeman.
Lebanon	. . . . Capt. David Hough.
Lyme Dorchester	. . . Capt. Jonathan Franklin.
Haverhill Coventry	. . . . Col. Joseph Hutchins.
Piermont Warren	. . . . Capt. Isaac Patterson.
Orford Wentworth	. . . William Simpson.
Lincoln Franconia	. . . . .
Bath Lyman Landaff Gunthwaite Littleton Dalton	. . . Maj. Samuel Young.
Lancaster Northumberland Stratford Dartmouth Percy Cockburne Coleburne	. . Jeremiah Eames.

N. B. Those towns which have no person's name annexed to them, have the liberty of sending representatives, but have neglected it.

*13-424 *A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF THE STATE OF NEW HAMPSHIRE AT THEIR SESSION BEGAN AND HOLDEN AT CONCORD ON WEDNESDAY THE FOURTH DAY OF JUNE A. D. 1788 AND IN THE TWELFTH YEAR OF THE INDEPENDANCE OF AMERICA —

WEDNESDAY JUNE 4th 1788

Sixty five Members met agreably to the Constitution and having produced their Credentials and taken the necessary Oaths proceeded to the choice of a Chairman and the Honbl Peter Green Esqr was chosen for that purpose —

The ballots were then called for, for the choice of a Speaker and the Honbl John Langdon Esqr was unanimously chosen for that purpose —

Motion was then made for the choice of a Clerk and the ballots being taken John Calfe Esqr was chosen for that purpose.

The Members of the Honbl Senate that were elected by the people met with the Representatives in the Assembly Chamber and proceeded to count the votes for a President a list of which was made by the Secretary in the Presence of both Houses, a Committee was then appointed consisting of Mr Pickering Mr E Smith, Mr J Smith, Mr Parker and Mr Simpson to re-examine the returns and compare them with the entry made by the Secretary in the presence of both Houses, and count the Same and report thereon as soon as may be — The Senate and House then agreed to adjourn until tomorrow —

The House then adjourned to 9 oClock to morrow morning

THURSDAY JUNE 5th 1788

The House met according to adjournment

Voted that Doctr Gove, Mr Pickering & Mr Bartlett be a Committee to provide a dinner for the Revrd Gentlemen of the Clergy

and such other Gentlemen as the Committee shall think proper to Invite that may attend at this place this day — That the President and Council and such Persons as they may invite be desired to dine with the said Gentlemen of the Clergy —

* Proceeded to read the returns of the Elections of the * 13-425
Members of The House of Representatives —

Voted that Mr Plummer, Mr Gilman, Mr Smith Mr Richardson & Mr Young be a Committee to prepare such rules as they shall judge necessary for the future government of this House and report thereon —

The Honb^l^ Senate and House being again met in the Assembly Chamber the Committee for reexamining and counting the votes for President Reported that they find the whole number of votes to be Eight Thousand Eight hundred & thirty eight of which Four Thousand four hundred and twenty one were for the Honb^l^ John Langdon and Three Thousand Six hundred and Sixty four for his Excellency John Sullivan Esqr and Seven hundred and fifty Three for other persons by which it appears to your Committee that the Honb^l^ John Langdon has four votes more than all the other candidates — Signed John Pickering for the Committee — The Senate then withdrew and the House Adjourned to 4 o'Clock P M —

Met accordingly —

The Members of the Honb^l^ Senate and House being again met in the Assembly Chamber proceeded by joint ballot to fill up the vacancies in the Honb^l^ Senate agreably to the Constitution (having been previously informed by the President and Council that there were but Six Senators elected by the people, that five of those Elected were for the County of Rockingham the other one for the County of Strafford That the persons out of whom Six were to be elected were John Waldron and John M^c^Duffee Esq^rs^ for the County of Strafford, Joshua Bayley Robert Wallace, Robert Means and Ebenezer Webster Esquires for the County of Hillsborough Amos Shepherd, John Bellows, John Hubbard & Moses Chase Esquires for the County of Cheshire, and Francis Worster and Elisha Payne Esquires for the County of Grafton) and made choice of John Waldron Esqr a Senator for the County of Strafford, Robert Wallace and Ebenezer Webster
Esquires * for the County of Hillsborough — Amos * 13-426
Shepherd and Moses Chase Esquires for the County of
Cheshire — and Francis Worster Esqr for the County of Grafton — The Senate and House then adjourned until to morrow and the Senate withdrew —

Voted that Mr Plummer, Mr Gove & Mr McMurphy with such of the Honbl Senate as they shall join be a Committee to consider of the Accounts of Daniel Poor Junr James Merrill and Amos Dow and report thereon — Sent up by Mr Duncan

Voted that Mr Peabody, Mr Bartlett & Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Capt John Sloan and report thereon —

Sent up by Mr Duncan

Adjourned to 8 o'Clock to morrow morning

FRIDAY JUNE 6th 1788

The House met according to adjournment

The Committee to prepare such rules as they shall judge necessary for the future government of this House Reported the following (viz) —

1st That each Member of this House seasonably & punctually attend in his place and not absent himself more than a quarter of an hour at one and the Same time without leave first obtained of the House for that purpose — That if any Member neglects seasonably to attend at any Session of this Court, or leaves the Court at this or any future Session without liberty first obtained or a Sufficient excuse made he shall be deprived of his travel to and from that Session —

2d That freedom of deliberation Speech and debate in the House shall be allowed to each Member thereof — yet no member shall by speech or behavior in the House give just occasion of offence to another —

3d That any member disposed to make a motion or
*13-427 *speak to a matter in debate shall arise from his seat and address the Speaker but on being called to order by the speaker or any member he shall be silent, yet if such silenced member shall conceive himself injured thereby the Speaker shall take a vote thereon, and such member shall submit to their determination.

4th No member shall speak more than twice to any subject in debate without leave obtained from the House for that purpose until each member have an opportunity to offer his opinion

5th No debate shall be allowed on any motion of any one member until Seconded by another —

6th When a motion is regularly before the House it shall at any time be reduced to writing at the request of a member —

7th When a motion is before the House no other motion shall be received unless to amend, divide, commit, postpone reduce the Same to writing or to have the yeas and nays entered on the journals —

8th Any complex motion before the House shall be divided at the request of a Member —

9th No Bill resolve or vote shall be reconsidered when there is a less number of members in the House than there was at passing the Same —

10th Every member having been present at a debate upon any question or motion shall give his vote thereupon when particularly called upon unless excused for satisfactory reasons offered to the House —

11th No member of the House shall in any wise appear or Act in the House as an advocate or attorney in any cause depending in which the state is a party, nor shall any member act as an advocate or attorney in this Court in any matter between individuals unless engaged prior to the establishment of these rules without permission first obtained from the House —

12th No member speaking by permission shall be interrupted by another but by a Call to order or for correcting a mistake

13th No Bill shall pass to be enacted until it has been read * three times, shall not be debated at the first reading nor be read without an adjournment betwixt each time of reading — * 13–428

14th No Bill resolve or vote shall be sent up to the Senate without the speaker giving notice thereof by reading such resolve or vote, or the title of the Bill, and no Bill shall be sent up to the Senate by less than two members —

15th No member shall be upon more than two Committees at the Same time without his consent nor shall any member nominate more than one person for the Same Committee provided the person by him nominated shall be chosen, nor shall any member after being himself appointed nominate another for the Same Committee —

16th No Petition shall be received by the House but by a Member thereof and upon motion made for that purpose

17th No person except a member of the General Court shall be admitted above the bar of the House but by invitation of the Speaker or Some member of the House —

18th The journals of the House for the preceding day shall be read every morning previous to entering upon new business

19th Every nonobservance of the foregoing rules shall be noticed at the discretion of the House on considering all the circumstances — Signed Wm Plummer for the Committee which rules were read and considered, received & accepted

The Honbl Senate and House being again met in the Assembly Chamber the necessary Oaths were administred to his Excellency John Langdon, Esqr as President of this State by the Honbl John Pickering Esqr Senior Senator — The President having been previously informed that he was Elected by the free Suffrages of the People of this State to that office — The Senate then withdrew and the House proceeded to the choice of a Speaker (as the chair had become vacant by the removal of his Excellency John Langdon Esqr) and the ballots being taken the Honbl John Sullivan Esqr was unanimously chosen —

* 13–429 * The Honbl John Sullivan Esqr having declined accepting the Office of Speaker, the Honbl Thomas Bartlett Esqr was unanimously chosen Speaker of this House —

Motion was then made for the choice of an Assistant Clerk and the Ballots being taken Doctr Jonathan Gove was unanimously chosen for that purpose —

Voted that Mr Sullivan, Mr J Smith, Mr N Peabody Mr Plummer and Mr Green with such of the Honbl Senate as they shall join be a Committee to draught such public bills as shall be thought necessary to be passed this Session and lay the Same before this House — Sent up by Mr McMurphy

The Senate and House being again met in the Assembly chamber proceeded by joint ballot to elect five persons for Counsellors agreably to the Constitution and the[y] made choice of the Honbl Ebenezer Smith Esqr and the Honbl Peter Green Esqr the Senate & House then adjourned and the Senate withdrew

The House then adjourned to 3 o'Clock P M.

Met accordingly

Upon reading and considering the Petition of the Inhabitants of Tamworth — *voted* that the Petitioners be heard thereon before the General Court on the Second Wednesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers that any person or persons may then appear and shew cause if any they have why the prayer thereof may not be granted — Sent up by Mr Gilman —

Voted that Mr Badger Mr Odlin and Mr Wallace with such of

the Honb[l] Senate as they shall join be a Committee to consider of the Petition of the Select men of Sandwich and report thereon Sent up by Col[o] Gilman —

The Secretary came down from the Honb[l] Senate with the following Message from his Excellency —

State of New Hampshire

* Gentlemen of the Senate and Gentlemen of the * 13-430 House of Representatives —

Being Elected by the free Suffrages of the People of this State to the Office of chief Magistrate will ever be considered by me as a fresh mark of that respect & confidence which I have so often experienced from my fellow Countrymen which demands my thanks and acknowledgments —

I am Sensible of the importance of the Station in which I am placed and shall endeavour by your assistance and Support to render every service in my power that may contribute to the happiness and prosperity of the State —

The public papers as they come to my hands shall from time to time be laid before you and I shall always be happy in making any Communications the publick good may require —

The perplexed Situation of our public affairs in general is so apparent to every person of reflection that the bare mentioning of it is sufficient to call forth the Exertions of every good citizen in the Support of our Country — The deranged State of our finances the almost annihilation of our commerce are objects truly important, but I look forward with pleasure to the time which I trust is not far distant when by the blessing of divine providence we shall be relieved in a great measure from those and many other embarrassments by the adoption of the proposed federal constitution, this will give us a government equal to the great national Objects by which only they can be regulated and by which only we can ever reasonably expect to enjoy peace liberty and Safety —

Gentlemen It is needless for me to take up your time * in pointing out any particular matter, your wisdom * 13-431 will direct in the necessary business of the State which will naturally come before you in the course of the present Session which will probably be short —

I shall be always ready to assist in and concur with every measure that may be thought just and proper to promote the public welfare and general tranquility of the State — John Langdon

Council Chamber, Concord June 6th 1788 —

Voted that M[r] Green, M[r] N Peabody & M[r] A Parker with such

of the Honb[l] Senate as they shall join be a Committee to draught an answer to his Excellencys Message this day received and report thereon — Sent up by M[r] Blanchard

Voted that M[r] Eames, M[r] Young and M[r] Storey with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of the Select men of Ossippee and report thereon — Sent up by M[r] Freeman

Voted that M[r] N. Peabody, M[r] Eames & M[r] Barrett with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Nathanael Hovey and others Committees from the Towns of Landaff and Bath and report thereon — Sent up by M[r] Plummer

Upon reading and considering the Petition of Ezekiel Ladd *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that the Select men of Haverhill and Piermont be served with a Copy of the Petition and order of Court thereon — also cause that said Copy and order be posted up in Some public place in each of said Towns three weeks prior to the sitting of said Court that said Select men or any other person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by M[r] Young

* 13–432 * The Honb[l] Senate and House being again met in the Assembly Chamber to proceed in the Election of Officers agreably to the Constitution, by joint ballot made choice of Robert Wallace Esq[r] Cap[t] Josiah Richardson and William Simpson Esq[r] Counsellors for this State, which with those before elected makes the whole of the Council —

The ballots were then called for, for the choice of a Secretary and the Honb[l] Joseph Pearson Esq[r] was unanimously chosen for that purpose —

The ballots were then taken for a Treasurer and the Honb[l] John Taylor Gilman Esq[r] was unanimously elected to that office —

The Ballots were then taken for a Commissary General and Col[o] Supply Clapp was unanimously elected to that office —

the Elections being finished the Senate withdrew —

Voted that M[r] Sullivan, M[r] N Peabody, M[r] Emerson M[r] Simpson & M[r] Freeman with such of the Honb[l] Senate as they shall join be a Committee to consider what business is necessary first to be entered upon and done at this Session and report thereon — Sent up by M[r] Clough

Voted that M[r] Odlin, M[r] Emerson & M[r] Gilman with such of

the Honb[l] Senate as they shall join be a Committee to wait upon the Revr[d] Doct[r] Langdon and present him with the thanks of the General Court for his learned and ingenious discourse delivered Yesterday before the two branches of the Legislature and request of him a Copy of his Sermon for the press —

Sent up by M[r] Leavitt

Voted that M[r] M[c]Murphy, M[r] Odlin & M[r] Rogers with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of the Select men of Winchester and report thereon — Sent up by M[r] Leavitt

* *Voted* that M[r] Young, M[r] Barrett & M[r] Richardson * 13–433 with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of the Proprietors of Lempster & Marlow and report thereon — Sent up by M[r] Leavitt

Upon reading and considering the Petition of the Select men of Raby[1] *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by M[r] Emerson

Voted that M[r] N Peabody, M[r] Badger & M[r] Runnels with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Benjamin Snow and report thereon —

Sent up by M[r] Leavitt

Upon reading and considering the Petition of Ephraim Barker *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly —

Adjourned to 8 o'Clock to morrow morning

SATURDAY JUNE 7th 1788

The House met according to adjournment

Voted that M[r] Odlin, M[r] Badger & M[r] Runnels with such of the Honb[l] Senate as they shall join be a Committee to consider of the pay Roll of Cap[t] Titus Salter also the Petition of William Loudon and report thereon — Sent up by M[r] Dole.

Voted that M[r] Freeman M[r] Wallace & M[r] Frink with such of the Honb[l] Senate as they shall join be a Committee to take under consideration the report of a Committee who were appointed by the General Court to perambulate the line between the Towns of Goffstown and New Boston and report thereon —

Sent up by M[r] Dole

Upon reading and considering the Petition of Richard Young praying for the priviledge of a ferry across Connecticut river — *voted* that the Petitioner be heard thereon before the General

1 xi Ham. Town Papers, 214-5.

Court on the Second Tuesday of the next Session and
* 13–434 that in the mean time the Petitioner cause that the * Select men of Piermont and Orford be served with a Copy of the Petition and order of Court thereon, also cause that a Copy and order be posted up in some public place in each of said Towns three weeks prior to the sitting of said Court that said Select men or any other person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Parker

Voted that Mr Wheeler Mr Barrett & Mr Odlin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Samuel Buss and others and report thereon —
Sent up by Mr Parker

Voted that the hearing on the Petition of James Swain which was to have been on the third Wednesday of this Session be postponed to the third Wednesday of the next Session of the General Court as the adverse party has not been notified agreably to order of Court, and that the Petitioner cause that Wentworth Cheswell and David Chapman the adverse party be served with a Copy of the Petition and order three weeks before the sitting of said Court that they may then appear and Shew cause why the prayer thereof may not be granted Sent up by Mr Hoyt

Voted that the Account of the Honbl Josiah Bartlett Esqr amounting to two pounds Six Shillings for his Service as one of the Committee for ascertaining the western line of the Masonian Patent be allowed and paid out of the Treasury by order of the President — Sent up by Mr Richardson

Adjourned to Monday next at 3 o'Clock P. M.

MONDAY June 9th 1788.

The House met according to adjournment

Upon reading and considering the Petition of William Chandler and others *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the
* 13–435 next * Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the sitting of said Court in one of the New Hampshire News papers that any person or persons may then appear and Shew cause why the prayer thereof may not be granted —
Sent up by Mr Freeman

Upon reading and considering the Petition of James Smith and Eleanor his wife *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire news papers prior to the sitting of said Court that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Freeman

Voted that Mr Gilman Mr Young and Mr Hoit with such of the Honbl Senate as they shall join be a Committee to consider of the Petition and Account of the Selectmen of Amherst and report thereon — Sent up by Mr Wm Peabody

Voted that Mr Sullivan, Mr Duncan, Mr Wiggin, Mr Hoit and Mr Odlin with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Ephraim Barker and report thereon — Sent up by Mr Smith —

Voted that the public hearings on Petitions which were to have been heard on the third Wednesday of the present Session of the General Court be postponed to the third Wednesday of the next [session] of said Court of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Wiggin

Upon reading and considering the Petition of Winthrop Marston, *Voted*, that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session *and that in the mean time the Petitioner cause that *13-436 the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Clark

Upon reading and considering the Petition of the Select men of Lyme praying that an Island in Connecticut River opposite said Town may be incorporated therewith, *Voted* that the prayer thereof be granted and that they have leave to bring in a Bill to annex said Island to and incorporate it with said Town of Lyme — Sent up by Mr Duncan

Voted that Mr Badger, Mr Freeman & Mr Runnels with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Hinsdale and report thereon — Sent up by Mr Smith

Resolved that all the training Soldiers in the Town of Sullivan

be annexed to and considered as belonging to the Sixth Regiment of Militia and that the field Officers of that Regiment be and hereby are impowered to nominate the proper Officers to take command of them — Sent up by Mr Brackett

Voted that Mr Rogers, Mr Emerson & Mr McMurphy with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Select men of Wilton & report thereon — Sent up by Mr Abbott

The Committee on the Petition of the Select men of Ossipee reported that the Selectmen of Ossipee, be impowered to Assess the Taxes for the year 1783 and 1784 on the Lands only in said Ossipee and pay the Same into the Treasury at or before the first day of January next and that the Treasurer stay his Extent accordingly Signed Ebenzr Webster for the Committee which report being read & considered *voted* that it be received & Accepted Sent up by Mr Clough —

*13-437 *Upon reading and considering the Petition of the Inhabitants of Cockermouth Praying that the name of the Town may be altered to Danbury *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Powers

Adjourned to 8 o'Clock to morrow morning —

TUESDAY JUNE 10th 1788.

The House met according to adjournment

The Committee to draught an Answer to his Excellencys message reported as follows —

May it please your Excellency

Your Election by the suffrages of a free people to the Office of first Magistrate of this state as it implies an approbation of your past and a confidence in your future administration cannot fail to excite the most pleasing emotions upon this auspicious occasion —

To see the chair of State filled by one whose patriotism and ardent zeal for the Interest of his Country have been long tried and approved both in peace and war afford no small pleasure to a Sensible and grateful people —

Realizing the importance of the station in which your Excellency is placed we should be wanting in duty to our Constituents and ourselves did we not give you every assistance in our power in the faithful discharge of the duties of your exalted Station —

We have long viewed with anxious concern the embarrassed

Situation of our public affairs the deranged condition of our finances and the melancholly state of our declining commerce, and your Excellency may rely that no constitutional exertions shall be wanting on our part to remove those embarrassments, arrange our finances and cheer the drooping Spirit of Commerce— Signed John Waldron for the Committee, which report being read and considered *voted* that it be received and accepted — upon which vote the yeas and nays were called and are as follows viz.

* Yeas.	Yeas.	Yeas.	Yeas. * 13–438
Mr Runnels	Mr Copland	Mr Gove	Mr Badger
Mr B Clough	Mr Powers	Mr Jackman	Mr Dole
Mr Green	Mr Young	Mr A Parker	Mr O Parker
Mr Gilmore	Mr McMurphy	Mr Allen	Mr Cragin
Mr D Page	Mr J Clough	Mr Winch	Mr Darling
Mr Wm Page	Mr Fifield	Mr Franklin	Mr Flanders
Mr Barrett	Mr Palmer	Mr Eames	Mr Chamberlain
Mr Duncan	Mr Cummings	Mr Wiggin	Mr Frink
Mr Storey	Mr Wm Peabody	Mr Drew	Mr Brown
Mr Gaskill	Mr Abbott	Mr N Peabody	Mr Hutchens
Mr Smith			
Nays.	Nays.	Nays.	Nays.
Mr Odlin	Mr Chase	Mr Weare	Mr Dow
Mr Leavitt	Mr Freeman	Mr Belding	Mr Gilman
Mr Plummer	Mr Blanchard	Mr Morse	Mr Emerson
Mr Clark	Mr Brown	Mr Hough	Mr Shepherd
Mr Sullivan	Mr Rogers	Mr March	Mr Temple
Mr Hoit	Mr Hilliard	Mr Wheeler	Mr Burnam
Mr Rand	Mr Brackett	Mr Bartlett	Mr Simpson
Mr Richardson	Mr Pierce		

41 Yeas — 30 Nays — Sent up by Mr Young

Voted that Mr McMurphy, Mr Sullivan, Mr Duncan Mr Parker and Mr Simpson with such of the Honb^{l} Senate as they shall join be a Committee to consider of a Resolve which came down from the Honb^{l} Senate respecting the Secretary's receiving a Dollar with each Petition of a private nature which shall be offered to the General Court and report thereon — Sent up by Mr Page

Voted that the Honb^{l} Senate and House hold a Conference in the Assembly Chamber as soon as conveniently may be (if the Honb^{l} Senate see fit) to take into consideration the report of the Committee on necessary business — Sent up by Mr Burnam

Voted that Mr Eames Mr Sullivan & Mr Darling with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the Select men of Lyndborough and report thereon — Sent up by Mr Rand —

*13-439 * *Voted* that the Members of the Honb[l] Convention of this State have orders on the Treasurer for the amount of the travel due to them respectively on the late or that may be due on any future Roll for travel to and from the Convention to be paid out of the revenue arising by Excise, Impost or Specie Tax as they may chuse and that the President give orders accordingly — Sent up by M[r] Rand

Adjourned to 3 o'Clock P. M.

Met accordingly —

Voted that M[r] Sullivan, M[r] Plummer & M[r] Green [M[r] Young] with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of David Page Esq[r][1] and report thereon — Sent up by M[r] Allen

Upon reading and considering the Petition of Joseph Page *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by M[r] Powers —

Upon reading and considering the Petition of Nathan Adams[2] and Joanna Adams, *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by M[r] Powers

Adjourned to 8 o'Clock to morrow morning

*13-440 * WEDNESDAY JUNE 11th 1788.

The House met according to adjournment

Upon reading and considering the Petition of Joseph Hicks *voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of the next Session and that in the mean time the Petitioner cause that Samuel White Esq[r] of Haverhill in the Common Wealth of Massachusetts be served with a

1 xi Ham. Town Papers, 422. 2 xiii Ham. Town Papers, 300.

Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that he may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by Mr Runnels

Voted that Mr McMurphy, Mr Wheeler & Mr Blanchard with such of the Honb^{l} Senate as they shall join be a Comittee to consider of the Petition of John Wendall Esqr and report thereon —

Sent up by Mr Runnels

[1] [Upon reading and considering the Petition of Nathanael Brown *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Capt Jacob Martin of Londonderry be served with a Copy of the Petition and order of Court thereon that he may then appear & Shew cause (if any he hath) why the prayer thereof may not be granted —

Sent up by Mr Runnels

Voted that Mr N Peabody, Mr Eames & Mr A Parker with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the proprietors of Lyman and report thereon —

Sent up by Mr Page]

Upon reading and considering the Petition of Oliver Carlton and others and James Ray and others Inhabitants of Amherst *voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that the Select men of Amherst be served with a Copy of the Petition * and order of Court thereon three weeks prior to the sitting of said Court that they may then appear and shew cause why the prayer thereof may not be granted — * 13–441

Sent up by Mr Wm Peabody

Voted that Mr Emerson, Mr March and Mr O Parker with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of William Bell & report thereon —

Sent up by Mr Brackett —

Upon reading and considering the Petition of the Select men of Surry — *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Brackett —

Upon reading and considering the Petition of William King Esqr praying that he might be Enabled to take the Surname of Atkinson &c *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Brackett —

1 The section in brackets does not appear in the printed journal.

The Committee on the Resolve of the Honb^{l} Senate, reported as their Opinion that every Petition preferred to the General Court of a private nature shall pay to the Clerk of the House of Representatives & Secretary three shillings to each of them to be Severally accounted for — Signed Ebenezer Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Young

Adjourned to 3 o'Clock P. M.

Met accordingly —

Upon reading and considering the Petition of Thomas Stickney Esqr *voted* that the Petitioner be heard thereon before the General Court on the Second Wednesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire news papers prior to the Sitting of said Court that any person or persons may then appear and shew cause if any they have why the prayer thereof may not be granted — Sent up by Mr Powers —

* 13-442 * *Voted* that Mr Gilman, Mr Green & Mr Freeman with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of John Wheelock Esqr President of Dartmouth College and report thereon —

Sent up by Mr Wiggin

Voted that Mr Barrett Mr Duncan & Mr Wallace with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of the Select men of Bradford and report thereon — Sent up by Mr Powers —

Upon reading and considering the Petition of George King Sparhawk and Daniel Humphreys Esqr his Guardian *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Powers —

Adjourned to 8 o'Clock to morrow morning

THURSDAY JUNE 12th 1788.

The House met according to adjournment

An Act for altering and amending sundry Acts, Laws and Resolves so far as they relate to confining to the New Hampshire Gazzette the publication of Advertisements respecting proprietary meetings, proprietary Taxes or the sale of Lands for the payment of any such Taxes and so far as they relate to advertisements of and concerning Taxes assessed on the Lands of Nonresident

Owners or proprietors or for the sale of such Lands for the payment thereof &c. was read a third time and passed to be Enacted — Sent up by Mr Badger and Mr Gilmore

Voted that Mr Emerson, Mr March and Mr O Parker with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Reuben Spencer and report thereon —

Sent up by Mr Badger

Voted that Mr Gilman, Mr Barrett & Mr Simpson with such of the Honbl Senate as they shall join be a Committee to consider of the Memorial of Joseph Whipple Esqr & report thereon —

Sent up by Mr Allen

* Whereas the Select men of Raby[1] in the County of Hillsborough in behalf of the Inhabitants of said Town have Petitioned the General Court sitting forth that the Inhabitants of said Town had voted to build a meeting House therein but could not exactly agree on any particular Spot of Ground to set it upon, and had agreed to Petition the Legislature to send a Committee to find a Suitable place for that purpose and prayed that a Committee might be appointed accordingly — The prayer of which Petition appearing reasonable — Therefore *Resolved* by the Senate and House of Representatives for said State in General Court convened that Timothy Farrar, Abiel Abbott and John Goss Esquires be and hereby are appointed with full power and Authority to find out and fix upon some particular spot in that Town on which said intended Meeting house may be built, and that the expence of said Committee and all other charges attending said business be paid by the said Town — * 13-443

Sent up by Mr Winch

Upon reading and considering the Petition of Timothy Medar in behalf of the Town of Tamworth, *voted* that the prayer thereof be granted and that he have leave to bring in a Resolve accordingly — Sent up by Mr Dow

Voted that Mr Duncan Mr Badger & Mr Emerson with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Thomas Cristy and report thereon —

Sent up by Mr Duncan

Upon reading and considering the Petition of the Select men of Winchester and the report of a Committee thereon *Voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioners cause that the owners of the Dams mentioned in

[1] xi Ham. Town Papers, 244.

said Petition or their Agents be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that they may then appear & Shew cause why the prayer thereof should not be granted —

Sent up by Mr Dow

* 13–444 * Upon reading and considering the Petition of William Thomas[1] praying for the priviledge of a ferry *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the Sitting of said Court in the News paper printed at Keene in this State, that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Young

The Committee on the Petition of Samuel Buss & others reported that the prayer thereof be granted so far as that they have leave to raise a Company of Light Horse, and that said Company be Annexed to Colo Phelps Regiment — Signed Ebenzr Webster for the Committee which report being read & considered *voted* that it be received and accepted — and that they have leave to bring in a Resolve accordingly Sent up by Mr Parker —

Voted that Mr Odlin, Mr Chase & Mr Young with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Edwards Bucknam and others[2] and report thereon —

Sent up by Mr Cragin

Voted that Mr Blanchard, Mr Badger Mr Emerson Mr A Parker and Mr Young with such of the Honbl Senate as they shall join be a Committee to examine into the present State of the Treasury and report thereon — Sent up by Mr Cragin

Upon reading and considering the Memorial and Petition of Sundry Towns in the County of Hillsborough *voted* that the Petitioners be heard thereon before the General Court on the Second Thursday of the next Session —

Sent up by Mr Hilliard

* 13–445 * Adjourned to 3 o'Clock P. M.

Met accordingly —

An Act to enable William King of Dover in the County of Strafford Esqr to take the Name of Atkinson — was read a third time and passed to be Enacted —

Sent up by Mr March & Mr Frink

1 xi Ham. Town Papers, 346. 2 xii Ham. Town Papers, 353.

The Committee to consider of the Memorial of Joseph Whipple Esqr reported that the prayer of the Petition of Oliver Evans accompanying said Memorial be granted and that the Memorialist have leave to bring in a Bill — Signed Joshua Wentworth for the Committee which report being read and considered, *voted* that it be received and accepted — Sent up by Mr Simpson

Voted that the hearing on the Petition of Thomas Minor which was to have been on the Second Thursday of the present Session be postponed to the Second Thursday of the next Session and that the Petitioner cause that Bela Turner be served with a Copy of the Petition and order of Court as heretofore directed three weeks before the sitting of Said Court — Sent up by Mr Allen

Voted that Mr Plummer, Mr Sullivan, Mr Duncan Mr Richardson & Mr Simpson with such of the Honb^{l} Senate as they shall join be a Committee to consider what business is yet necessary to be done at this Session, at what time and to what time and place this court shall be adjourned, also what allowance shall be made for the Travel and attendance of the Honb^{l} Senate, House of Representatives and their Officers the present Session and report thereon — Sent up by Mr Allen

Voted that the Account of Elijah Frink Esqr amounting to fourteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Allen

Resolved that there be a Company of Light Horse raised in the twelfth regiment of foot commanded by Col^{o} Daniel Rand and be annexed to Col^{o} Phelps Regiment of Horse & that the field Officers of said Regiment of horse be directed to nominate the Officers for said Company accordingly —

Sent up by Mr Allen

* The Committee on the Petition of the Select men of Wilton reported that although the Town of Wilton have not strictly adhered to the letter of the Law, yet it appears to your Committee that they have been at great expence for the education of their youths and that it is the Opinion of the Committee that the fine be remitted and that they have leave to bring in a Bill accordingly Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted — *13–446

Sent up by Mr Allen

Voted that the hearings which were to have been before the General Court on the Second Tuesday of the present Session be postponed to the Second Tuesday of the next session of said Court of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Allen

The Committee to whom was referred the Petition of the Select men of Hinsdale reported that they have examined said Petition and the evidence accompanying the Same and are of Opinion that the Treasurer be directed to receive an Account of that Towns State Tax for 1778 the paper Bills amounting to four hundred and forty one Dollars which were presented to him in part of said Tax a few days before the time was expired for receiving such Bills and that the amount thereof be carried to the credit of said Town — Signed Pierce Long for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Allen

Upon reading and considering the Petition of Israel Morey Esqr *voted* that the prayer thereof be granted and
*13-447 *that he have leave to bring in a Bill accordingly —

Sent up by Mr Simpson

Upon reading and considering the Petition of David Badger and others *voted* that the prayer thereof be granted and that they have leave to bring in a Resolve to impower the judge of Probate to order a division of said Estate the will to the contrary notwithstanding —

Sent up by Mr Rand —

The Committee on the Petition of Ephraim Barker reported that they have met and having examined the subject matter agree to report that the prayer of the Petition be granted and that the Petitioner have leave to bring in a Resolve accordingly — Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and Accepted —

Sent up by Mr Runnels

The Committee on the Petition of Thomas Cristy reported that the prayer of said Petition be granted and that the President give orders accordingly Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Runnels

Voted that the President be desired to give order in favour of Samuel Lockland for the payment of the Sum that was allowed to Thomas Lockland in an account that passed at Portsmouth in Janr last (who assisted in running the line of the Mason Patent) as there was a mistake in the Christian name —

Sent up by Mr McMurphy

An Act to make valid the proceedings of a Town meeting holden in Surry in the County of Cheshire on Tuesday the fourth day of March last which by Law should have been holden on

Monday the third day of March aforesaid — was read a third time and passed to be Enacted —

Sent up by Mr Clough & Mr Allen

Adjourned to 8 o'Clock to morrow morning

*FRIDAY JUNE 13th 1788 *13-448

The House met according to adjournment

An Act to enable the President with advice of Council to draw orders for the payment of the travel of Members of Convention — was read a third time and passed to be enacted —

Sent up by Mr Jenness and Mr Franklin

Whereas it is inconvenient that the Inferior Court of Common Pleas for the County of Strafford should be holden on the third Tuesday of June current at Dover as is by Law established — Therefore *Resolved* that the said Court be and hereby is adjourned to the Second Tuesday of July next and that all business of the said Court be then proceeded upon as at the stated term, and that the Court of General Sessions of the Peace for said County of Strafford which was by Law to have been holden on the Thursday next following the third Tuesday of June current be and hereby is adjourned to the Thursday next following the said Second Tuesday of July next and all business before the said Court of General Sessions of the Peace be there proceeded upon as at the stated Term — Sent up by Mr Rollins —

An Act to authorize and impower Daniel Humphreys Esqr Guardian of George King Sparhawk of Portsmouth in the state of New Hampshire a Minor to sell & convey any out Lands belonging to said Minor, to compromise or refer any dispute concerning the title of said Lands to release any part thereof and to charge the Same and the other estate of said Minor for the purposes aforesaid was read a third time and passed to be Enacted —

Sent up by Mr Gilman & Mr Barrett

Upon reading and considering the Petition of the Select men of Peterborough, *voted* that the prayer thereof be granted & that the Petitioners have leave to bring in a Bill accordingly —

Sent up by Mr Winch

*An Act to grant to Oliver Evans for a term of years *13-449 the exclusive right of making and selling within this state the machines herein described was read a third time and passed to be Enacted — Sent up by Mr Winch and Mr Clark

Voted that Mr Wiggin, Mr Richardson and Mr Gove with such

of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of William Plummer and Jeremiah Smith Esq[rs] in behalf of Elisabeth Wallingsford and report thereon —
Sent up by M[r] Allen

The Committee on the Petition of William Bell reported that the prayer of the Petition be granted and that he draw pay for his Son Joshua Bell as an Invalid Pensioner as though he had been viewed by the Committee appointed to view the Invalids of this state. Signed Robert Wallace for the Committee which report being read and considered *voted* that it be received and accepted with this amendment that Joshua Bell be intitled to draw the pay instead of William Bell mentioned in said report —
Sent up by M[r] Copland —

Upon reading and considering the Memorial & Petition of Jonathan Cilley Esq[r] *voted* that the Treasurer be directed to receive of said Cilley one hundred and ninety Six pounds fourteen shillings and Seven pence in state securities at their nominal value towards discharging the Bonds given for excise from October 1786 to October 1787 — Sent up by M[r] Leavitt

Resolved that the Several Constables and Collectors within this State be and hereby are directed to receive in payment of all Specie Taxes due to the State orders drawn upon the Treasurer payable out of the Revenue arising from Specie Taxes, as well for Specie State Taxes now out standing as for those hereafter to be raised and payable in Silver and Gold by the Laws Acts and Resolves of the General Court now in force —
Sent up by M[r] March

* 13–450 * The Committee on the Pay roll of Cap[t] Titus Salter and on the Petition of William Loudon reported that the pay Roll of said Salter amounting to seventy Seven pounds twelve Shillings be allowed and order go for payment and that the Petition of William Loudon be dismissed — Signed John Waldron for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order for the payment of said Roll — Sent up by M[r] Winch

Resolved that the Impost Officer within this state and his deputies be and hereby are directed to receive for Impost duties orders drawn by the President upon the Treasurer payable out of the Revenue arising from the Impost duties any former directions or regulations to the Contrary notwithstanding —
Sent up by M[r] Lane

Voted that M[r] Runnels, M[r] Odlin & M[r] Winch with such of the

Honb[l] Senate as they shall join be a Committee to consider of some papers respecting Ebenezer Lock presented to this Court and report thereon — Sent up by M[r] Duncan

Upon reading and considering the Petition of David Page Esq[r][1] and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by M[r] Smith

Upon reading and considering the Petition of the Select men of Hanover *voted* that the prayer thereof * be granted and that they have leave to bring in a Bill or resolve accordingly — Sent up by M[r] Freeman * 13-451

Adjourned to 3 oClock P. M.

Met accordingly

Upon reading and considering the Petition of Jonathan Thurston *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire news papers prior to the sitting of said Court that any person or persons may then appear and shew cause (if any they have why the prayer thereof should not be granted — Sent up by M[r] M[c]Murphy

Voted that M[r] Plummer, M[r] Barrett, M[r] N Peabody, M[r] Wheeler & M[r] Runnels with such of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Gen[l] John Stark and report thereon — Sent up by M[r] M[c]Murphy

Upon reading and considering the Petition of Col[o] Daniel Runnels *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by M[r] Runnels

An Act to revive and continue in force An Act intitled an Act to establish certain Impost duties on various foreign Articles imported into this State came down from the Honb[l] Senate for concurrence — was read a third time and Enacted —

Sent up by M[r] Hoyt & M[r] Page

The Committee on the Petition from the Town of Lyndborough — Reported that in the latter end of may 1773 the then Select

[1] xi Ham. Town Papers, 422.

men of Lyndborough made out a warrant in the following words (viz) —

* 13–452 * Province of New Hampsire Hillsborough ss } To James Boutwell Constable for the Town of Lyndborough in said County, Greeting

[Seal] Whereas there is a person come of late with his wife to Sojourn or dwell in this Town and last came from Wilton in this County (viz) Elisha Wilkins & wife and are not by Law Inhabitants of this Town therefore are likely to become too chargeable to the Town unless means are taken to prevent the Same — Pursuant therefore to the Laws of this Province in that case made and provided —

You are hereby required in his Majesties Name instantly to warn the said Elisha Wilkins and wife to depart and leave this Town within fourteen days from this date, hereof fail not and make return of this warrant with your proceedings thereon to the Clerk of his Majesties Court of General Sessions of the Peace next to be holden at Amherst Given under our hands and Seals the day of May 1773 — Signed by the Select men

Your Committee also find that the said warning was served by the said James Boutwell on the said Wilkins & wife about the first of June 1773 and sent by him to the Clerk of the Session by Andrew Fuller Esqr with money to pay for recording the Same, and the said Fuller delivered the said warning and money to the then Clerk of the Sessions at the Sessions of said Court in July 1773 and the said warrant cannot now be found in the Clerks Office —

Therefore your Committee agree to report that upon any tryal respecting the Settlement of the said Wilkins and wife the Town of Lyndborough or any others concerned may offer in Evidence the before recited warrant which shall be deemed as good and legal evidence as the original would have been if the

* 13–453 same had not been lost * and shall be considered as dated the last day of May signed by the then Select men and served on the first day of June 1773 — Signed Francis Worster for the Committee — which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Rand

Voted that this State agree to relinquish their claims to all the lands between the curve line (so called) of the Masonian patent and a straight line as run by the Committee employed by this state provided the Masonian Proprietors will pay to the state forty

thousand Dollars in state Securities and eight hundred Dollars in Specie or give good security therefor — On which vote the Yeas and nays were called and are as follows —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Frink	Mr Cragin	Mr Rollings
Mr Brown	Mr Morss	Mr Gove	Mr Austin
Mr Bartlett	Mr Brown	Mr Gaskill	Mr Emerson
Mr J Clough	Mr Franklin	Mr Chase	Mr Abbott
Mr Butler	Mr March	Mr Read	Mr Smith
Mr Brackett	Mr Wiggin	Mr Tainter	Mr Storey
Mr Page	Mr Jenness	Mr Powers	Mr A Parker
Mr O Parker	Mr Green	Mr Simpson	Mr Lane
Mr Rand	Mr Sullivan	Mr Leavitt	Mr Copland
Mr Wallace	Mr Hoit	Mr B Clough	Mr Winch
Mr Flanders	Mr Cummings	Mr Hilliard	Mr Hough
Mr Temple	Mr Barrett	Mr Dow	Mr Eames
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Runnels	Mr Richardson	Mr Duncan	Mr Fifield
Mr Wheeler	Mr Smith	Mr Weare	Mr Badger
Mr Clark	Mr McMurphy	Mr Belding	Mr Page
Mr Gilmore	Mr Plummer	Mr Allen	Mr Darling
Mr Gilman	Mr Drew	Mr Young	Mr Shepherd
Mr Wm Peabody	Mr Palmer	Mr Blanchard	Mr Chamberlain
Mr Jackman	Mr Dole	Mr Rogers	Mr Hutchens

48 yeas — 28 nays, so it passed in the affirmative

Sent up by Mr Simpson

Adjourned to 8 oClock to morrow morning

* SATURDAY JUNE 14th 1788 * 13–454

The House met according to adjournment

The Committee on the Petition of John Wendall Esqr reported that the prayer thereof be so far granted that the Treasurer should receive of him Two hundred and forty three pounds in state notes for any Taxes due from him to the state prior to 1786 also that the receiver of Nonresident Taxes receive of him the money lodged by said Wendall in his Office the 23d of July 1781 for any Taxes due agreable to the scale by which the Treasurer consolidated said Taxes. Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted, excepting what relates to the paper money lodged in the hands of the Collector of Nonresident taxes —

Sent up by Mr Blanchard

Voted that Mr Plummer Mr Freeman and Mr Smith with such

of the Honb[l] Senate as they shall join be a Committee to consider of the Petition of Sarah Moulton & Thomas Leavitt and report thereon — Sent up by M[r] Blanchard

Voted that the Account of Lemuel Holmes Esq[r] amounting to nine pounds be allowed and paid out of the Treasury by order of the President — Sent up by M[r] Blanchard

Voted that the account of Jonathan Dow amounting to five pounds twelve shillings be allowed and paid out of the Treasury by order of the President — Sent up by M[r] Blanchard

Voted that M[r] Wiggin, M[r] Badger and M[r] Young with such of the Honb[l] Senate as they shall join be a Committee to consider of the Account of Col[o] Aaron Kinsman and report thereon — Sent up by M[r] Blanchard

The agents of the Masonian proprietors having manifested their acceptance of the proposal of the General Court of Yesterday respecting the lands between the straight * and curve line it was *voted* that M[r] Odlin, M[r] Sullivan M[r] Smith, M[r] Frink & M[r] Freeman with such of the Honb[l] Senate as they shall join be a Committee to take into consideration said proposals and acceptance and report a form of Conveyance, the time of payment &c and lay the Same before this House — Sent up by M[r] Blanchard

* 13-455

Whereas the Town of Tamworth in said State hath Petitioned the General Court sitting forth that at the last Annual meeting in said Town three Select men were elected for the year then ensuing one of which living upon the land in dispute between the Towns of Sandwich and Tamworth which renders it uncertain whether said Select mans acting in that office would be legal the other two select men having proceeded in taking the Inventory and other matters as the Law directs for said Town and praying that the said two Select men may call a Town meeting for the purpose of chusing one or more select man at said meeting and that all matters transacted by the said two select men be legal and valid to all intents and purposes as fully as they might or could have been if transacted by three Select men as the Law directs — Therefore *Resolved* that the said two select men be and they hereby are authorized & impowered to call a meeting of said Inhabitants of Tamworth giving fifteen days notice thereof by placing a notification thereof up in the most public place in said Town, when met to choose a Select man to join those two already legally chosen who is hereby fully authorized to do the duty of a Select man in all respects as much as if chosen at the Annual meeting aforesaid —

Also *Resolved* that all matters transacted by the said two Select men in taking the Inventory and all other matters in said Town is hereby made valid to all intents and purposes as fully as they might or could have been if transacted by three Select men any Law usage or custom to the contrary notwithstanding —

Sent up by Mr Gilman

* An Act for the exempting the body of Israel Morey of Fairlee in the County of Orange and state of Vermont Esquire from Arrests in all civil causes in this State for the term of one year — was read a third time and passed to be Enacted — * 13-456

Sent up by Mr Badger & Mr Hoit

An Act for issuing an alias Execution against Joseph Clark late of Antrim in the County of Hillsborough Yeoman and to Enable Ephraim Barker to make return thereon in the room of one which is lost, was read a third time and passed to be Enacted —

Sent up by Mr Badger & Mr Hoit

The Committee on the Petition of the Select men of Bradford Reported as their Opinion that the prayer thereof be so far granted as that they have liberty to Tax all the Town of Bradford one penny ℔r Acre for the term of three years except that part of it that was taken from Washington and incorporated with said Bradford and that they have leave to bring in a Bill accordingly Signed Ebenzr Webster for the Committee which report being read and considered *voted* that it be received and accepted and that they have leave to bring in a Bill at this or the next Session —

Sent up by Mr Darling

Resolved that the Justices of the Court of General Sessions of the Peace for the County of Hillsborough be authorized and directed at the next Court of Genl Sessions of the Peace to be holden within and for said County to discontinue and no further proceed upon an Indictment found against the Select men of Peterborough at Septr Term A D. 1787 if no judgment be thereon rendered and if Judgment be now rendered on the Same Indictment and a fine imposed on the said Select men that the Same judgment be null and void and such fine remitted — provided the said Select men pay the costs already arisen —

Sent up by Mr Smith

* *Voted* that Mr Tainter, Mr Young & Mr Hoit with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of the Inhabitants of Lancaster,[1] Northumberland and Stratford and report thereon — * 13-457

Sent up by Mr Eames

1 xii Ham. Town Papers, 353.

Voted that the Account of Christopher Toppan Esqr amounting to eighteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Leavitt

Voted that the Account of John Bell Esqr amounting to two pounds Six shillings and ten pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Leavitt

Voted that the account of Jonathan Freeman Esqr amounting to Six pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Leavitt

Upon reading and considering the Petition of Thomas Cogswell Esqr *Voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly — Sent up by Mr Badger

Upon reading and considering the Petition of the Town of Lebanon[1] *voted* that the prayer thereof be granted and that they have leave to bring in a Bill or Resolve accordingly —

Sent up by Mr Powers

Voted that Mr Plummer, Mr Freeman & Mr Smith with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of John Neal Esqr & report thereon —

Sent up by Mr Runnels

Adjourned to Monday next at 3 oClock P. M.

MONDAY JUNE 16th 1788.

The House met according to adjournment

Voted that Mr Smith Mr Hale & Mr Runnels with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of the Select men of Weare and report thereon —

Sent up by Mr Barrett —

* 13-458 * Upon reading and considering the Petition of Peleg Williams[2] in behalf of the Town of Littleton *voted* that the Petitioner be heard thereon before the General Court on the third Thursday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Storey

Voted that Mr Duncan, Mr Young and Mr Jenness with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of Richard Tripe & report thereon

Sent up by Mr Storey

1 xii Ham. Town Papers, 387. 2 *Vide* Littleton Centennial, p. 46.

The Committee on the Account of Col° Aaron Kinsman reported that one pound Six shillings be deducted therefrom and that he have an order on the Treasurer for the ballance being eight pounds Lawful money — Signed Pierce Long for the Committee, which report being read and considered *voted* that it be received and accepted and that the President give order accordingly —

Sent up by Mr Duncan

Upon reading and considering the Petition of the Select men of Warner *voted* that the prayer thereof be granted and that they have leave to bring in a Resolve accordingly

Sent up by Mr Duncan

Voted that Mr Sullivan, Mr Duncan & M^r^ M^c^Murphy with such of the Honb^l^ Senate as they shall join be a Committee to consider of the Petition of William Russell and others and report thereon —

Sent up by Mr Barrett

The Committee to consider of the proposals of the General Court and the acceptance of the Masonian Proprietors &c Reported the form of an Act for appointing a Committee * to convey said Lands and receive security for the payment * 13–459
they also reported that the State Securities be paid in four annual payments of ten Thousand Dollars each with Interest until paid — that the eight hundred Dollars in hard money be paid in one year with Lawful Interest and that the Securities for the payments before mentioned be taken in the name of the Speaker of the House of Representatives for the time being — Signed Ebenezer Smith for the Committee which report being read and considered *voted* that it be received and Accepted — Sent up by Mr Barrett

Voted that the Account of the Honb^l^ John Sullivan Esqr amounting to thirty three shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Gaskill

The Committee on the Petition of the Select men of Weare reported that the prayer thereof be granted and that they have leave to bring in a Resolve accordingly — Signed Pierce Long for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Austin

Voted that the Committee that were appointed to wait on the Revr^d^ Doct^r^ Langdon and request a Copy of his discourse for the press &c be a Committee to procure two hundred printed copies of said Sermon and lodge them in the Secretary's office to be distributed to the Several Towns in this State — Sent up by Mr Hoit

Adjourned to 8 o'Clock to morrow morning

TUESDAY JUNE 17th 1788.

The House met according to adjournment

An Act in addition to an Act intitled an Act for the regulating the guaging of Casks, was read a third time and passed to be Enacted — Sent up by Mr Page & Mr Gaskill

*13-460 **Resolved* that the Court of General Sessions of the Peace for the County of Hillsborough be and they hereby are authorized and directed to discontinue and no further proceed upon a Bill or indictment now before the justices of the Same Court which was found against the Select men of Weare at September Term A D. 1787 for not keeping and maintaining a Grammar school provided the said select men pay the cost which has already arisen — Sent up by Mr Page

Upon reading and considering the Petition of Elisabeth Wallingsford and the report of a Committee thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition & order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Taylor

An Act to empower and authorize certain persons therein named to convey to the persons commonly called the Masonian proprietors all the Interest and title of the said state in and to the lands lying between the curve line claimed by said proprietors as the head line of Masons Patent and a straight line lately run by order of the General Court of said State and to accept of certain Securities therefor in behalf of said State — was read a third time and passed to be Enacted — Sent up by Mr Simpson & Mr Taylor

An Act for altering the name of the Township of Cockermouth to Danbury was read a third time and passed to be Enacted — Sent up by Mr Simpson & Mr Taylor

*13-461 **Resolved* that the Committee appointed to Examine Invalids continue to examine all such as may apply for examination within three months and that all persons who are intitled to the pension allowed by Congress and are unable to travel to Exeter to pass Examination upon obtaining a certificate of such inability from some noted Physician & Sending the Same to said Committee they are hereby impowered to ascertain such disability either by depositions or otherwise which if satisfactory to them

shall be as valid to all intents and purposes as a personal inspection and Six months shall be allowed for entering on the list the name of such Invalids as are unable personally to appear before the Committee — Sent up by Mr Copland

Upon reading and considering the Petition of Sarah Moulton and Thomas Leavitt *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time they cause that the Substance of the petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Leavitt

Voted that Mr Gilman, Mr Gains and Mr Green with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Genl George Reid and report thereon —

Sent up by Mr Franklin

Upon reading and considering the Petition of Rochester, Barnstead, New Durham, & New Durham Gore *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition & order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court, also cause that the Select men of each of said Towns be served with said Copy and order Seasonably that they or * any other person or persons may then appear and shew * 13-462 cause why the prayer thereof may not be granted —

Sent up by Mr Pierce

Upon reading and considering the Petition of Daniel Rindge[1] and John Pierce Esqrs agents for the Masonian proprietors *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Cragin

Upon reading and considering the Petition of Richard Tripe and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the second Thursday of the next Session and that in the mean time the Petitioner cause that Josiah Folsom of Rochester be served with a copy of the Petition and order of Court thereon that he may then appear and Shew cause (if any he hath) why the prayer thereof may not be granted — Sent up by Mr Lane

1 xiii Hsm. Town Papers, 34.

Voted that his Excellency the President be desired with advice of Council to appoint some proper persons to inspect and examine the park of Artillery belonging to this state and obtain a proper return of the Cannon &c and that the Capt General be impowered to give orders for the Commissary General to deliver over to Col^{o} Samuel Hobart all such cannon as upon inspection may be found unfit for further use, the said Hobart to be accountable therefor —

Sent up by Mr Jenness

An Act to make legal and valid a Tax bill made in the Town of Hanover in the year one thousand seven hundred and eighty Six — was read a third time and passed to be Enacted —

Sent up by Mr Clark & Mr Clough

Voted that Mr Sullivan, Mr Chase and Mr Bartlett with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of Francis Drew and report thereon —

Sent up by Mr Wiggin

* 13-463 *Whereas Benjamin Sargent and Richard Bartlett Select men of the Town of Warner in behalf of said Town hath Petitioned the General Court sitting forth that whereas the said Town hath for a long time greatly suffered for want of a larger meeting house and are so unhappy as not to agree on a place to build a new one, and praying said Court to take it under their wise consideration and appoint a Committee to appoint them a place to set said Meeting House or relieve them in some other way, the prayer of which petition appearing reasonable — Therefore be it *Resolved* that Col^{o} Ebenezer Webster Maj^{r} Robert Wallace and Lieu^{t} Joseph Wodley be a Committee to fix on a Spot in said Town to build said Meeting house on — the expence of which Committee to be defrayed by the Inhabitants thereof —

Sent up by Mr Flanders

An Act to enable Constant Storrs collector of Taxes in the Town of Lebanon to compleat the collection of Sundry Taxes committed to him to collect — was read a third time and passed to be Enacted — Sent up by Mr Franklin & Mr Drew

Voted that Mr Rogers, Mr Simpson & Mr Cragin with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of Nicholas Marriner and report thereon —

Sent up by Mr Franklin

The Committee on the Accounts of Daniel Poor Junr James Merrill and Amos Dow reported that said Poor Merrill and Dow receive each of them Sixteen shillings in full of their respective accounts signed John Bell for the Committee, which report being

read and considered *voted* that it be received and accepted and that the President give order accordingly —

Sent up by Mr Dow

Voted that Mr Badger Mr Young and Mr Gains with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of Samuel Fifield and report thereon —

Sent up by Mr Badger

* Adjourned to 3 o'Clock P. M. * 13-464

Met accordingly —

Voted that the Honb^{l} Nicholas Gilman Esqr be and he hereby is appointed a Delegate from this State to the Congress of the United States for the term of one year from and after the first Monday in November next unless sooner relieved or recalled by the General Court of this State with all the powers and priviledges which other delegates from this State have heretofore had and enjoyed agreably to the Confederation of the United States —

Sent up by Mr Dole

Voted that the Honb^{l} Paine Wingate Esqr be and he hereby is appointed a Delegate from this State to the Congress of the United States for the term of one year from and after the first Monday in November next unless sooner relieved or recalled by the General Court of this state with all the powers and priviledges which other delegates from this State have heretofore had and enjoyed agreably to the Confederation of the United States —

Sent up by Mr Dole

Voted that the President with advice of Council be desired to adjourn the General Court to morrow at twelve o'Clock to meet again on Wednesday the 24th day of Decr next at the Court House in Exeter — Sent up by Mr Butler

Voted that the Members of the Honb^{l} Senate be allowed Six shillings ℔^{r} day for attendance and four pence ℔^{r} mile travel from and to their homes, that the Members of the Honb^{l} Council be allowed nine shillings ℔^{r} day for their attendance in the recess of the General Court and four pence ℔^{r} mile travel when called together in the recess of said Court — That the Secretary have nine shillings ℔^{r} day for his attendance on the Honb^{l} Council and Senate and travel as a Member — That the Members
* of the Honb^{l} House be allowed six shillings ℔^{r} day * 13-465
for attendance and four pence ℔^{r} mile travel — That the Clerk be allowed nine shillings ℔^{r} day for attendance and travel as a Member — that the Assistant Clerk have one shilling and Six pence ℔^{r} day over and above his pay as a Member —

That the Secretary and Clerk make up the respective rolls accordingly and that the Clerk be allowed one day extraordinary for making up the Rolls of the House, and that the President give orders for payment as at the last session of the late General Court — Sent up by Mr Page

Voted that Mr Hale, Mr Parker & Mr Dole with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Account of George Jerry Osborne, also the Account of John Melcher and report thereon — Sent up by Mr Page

Voted that Mr Gains, Mr Runnels and Mr Parker with such of the Honb^{l} Senate as they shall join be a Committee to consider of the Petition of Nathan Hoit Esqr and report thereon — Sent up by Mr Page

Voted that the Account of George Jerry Osborne amounting to twenty five pounds be allowed and paid out of the Treasury by order of the President from the revenue arising by impost — Sent up by Mr Page

Upon reading and hearing the Petition of Col^{o} Daniel Runnels — *Resolved* that a Company of Artillery be formed out of the eighth and Seventeenth Regiments in the Brigade Commanded by Brigad^{r} Genl Reid — said Regiments composing the Lower part of said Brigade, Provided always that not more than four men shall be inlisted or received into the said Company out of any of the Companies composing the train band of either of the Regiments aforesaid and that the Officers of said Company be appointed from said Regiments as equally as may be — Sent up by Mr Runnels

* 13–466 * The following resolve came down from the Honb^{l} Senate for Concurrence —

Whereas it is probable that the Season for the next annual Thanksgiving will arrive before the next Session of the General Court which renders it necessary to vest a power in the Executive to issue a proclamation therefor

Therefore it is hereby *Resolved* by the Senate and House of Representatives in Genl Court convened that the President of said State with advice of Council be and hereby is impowered and desired to appoint and proclaim a general Thanksgiving throughout this state at the usual season therefor — was read and concurred with this amendment that said day be the last Thursday of November next — Sent up by Mr Parker

Upon reading and considering the Petition of David Webster Esqr *voted* that the Petitioner be heard thereon before the General

Court on the Second Thursday of the next Session and that in the mean time the Petitioner cause that Mary Simpson be served with a Copy of the Petition and order of Court thereon that she may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Richardson

Upon reading and considering the Petition of William Russell and others *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in the News paper printed at Keene in this State prior to the sitting of said Court that any person or persons may then appear and shew cause (if any they have) why the prayer thereof should not be granted —

Sent up by Mr Richardson

*The Committee on the Petition of Nicholas Marriner *13-467 Reported that the said Nicholas Marriner have allowed him the Sum of two pounds two shillings and eight pence for the travel and attendance of himself and wife on the trial of John Poor at the Superior Court in Septr 1784, and that order go accordingly Signed John Waldron for the Committee which report being read and considered, *voted* that it be received and accepted and that the President give order therefor —

Sent up by Mr Jenness

Voted that Mr Plummer, Mr Peabody & Mr Odlin with such of the Honbl Senate as they shall join be a Committee to consider of a Resolve that came down from the Honbl Senate respecting printing advertisements and report thereon —

Sent up by Mr Rand

The Committee on the Petition of Edward Bucknam[1] and others reported that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — at this or the next Session — Signed Moses Chase for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Eames

An Act describing the tenor of Notes and certificates to be issued by the Treasurer of this State appointing a Committee to countersign said notes — was read a third time and passed to be Enacted — Sent up by Mr Green & Mr Clough —

Adjourned to 8 o'Clock to morrow morning

1 xii Ham. Town Papers, 253.

WEDNESDAY JUNE 18th 1788.

The House met according to adjournment

Voted that Mr Odlin, Mr Gains & Mr Wm Peabody with such of the Honbl Senate as they shall join be a Committee to consider of Some Letters received by ye Honbl Thomas Bartlett Esqr from Majr Amos Morrill & report thereon

Sent up by Mr Hoit

*13-468 *An Act to authorize and impower certain persons calling themselves the Masonian proprietors who have by their agents purchased of the State a Release of it's claim to certain Lands herein after described, to raise levy and collect such Sums of money as they may find it needful to raise for certain purposes therein expressed by sale of the said Lands was read a third time and passed to be Enacted— Sent up by Mr Reed

Voted that Mr Hale, Mr Parker and Mr Dole with such of the Honbl Senate as they shall join be a Committee to consider of the Account of Lamson and Ranlett and report thereon—

Sent up by Mr Reed

The Committee on the Petition of John Wheelock Esqr reported that the Petitioner have an opportunity to exhibit his demand to the Commissioners on the late Governor Wentworths Estate and that the Commissioners be impowered to receive and examine the Same and that their Commission be lengthned out for that purpose Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted and that they have leave to bring in a Resolve accordingly at this or the next Session— Sent up by Mr Reed

Voted that the Account of Caleb Buswell amounting to three pounds five shillings be allowed and paid out of the Treasury by order of the President— Sent up by Mr Reed

Voted that the Account of Josiah Nelson amounting to Seven pounds four shillings for transporting public papers attending the Honbl Senate as door keeper &c be allowed and paid out of the Treasury by order of the President—

Sent up by Mr Reed—

*13-469 *The Committee on the Accounts of George Jerry Osborne and John Melcher reported that George Jerry Osborne be allowed three pounds five shillings and John Melcher Seventeen pounds in full of their accounts Signed Joshua Wentworth for the Committee which report being read and considered *voted* that it be received and accepted and that the President give

order that the Same be paid out of the Revenue arising by Impost — Sent up by Mr Reed —

Voted that the Account of John Calfe Esqr for recording the proceedings of the General Court, copying for the press &c be allowed and that the President give order for the payment of the Ballance being three pounds eleven shillings & two pence — Sent up by Mr Copland

The Committee on the Petition of Nathan Hoit Esqr reported that the Treasurer Indorse on Colo Hoit's and Mr Claphams Bond the Sum that is due to said Hoit for his travel to and from the General Court this Session and that the extent for the remaining ballance be stayed until the next Session of the General Court Signed John Bell for the Committee which report being read and considered *voted* that it be received and accepted and that the Treasurer govern himself accordingly — Sent up by Mr Copland —

The Committee on the Petition of Francis Drew reported that said Drew have and receive an order on the Treasurer for Twenty pounds in full for his Services in attending the reviews and Instructing the music — Signed Ebenezer Smith for the Committee — which report being read and Considered *voted* that it be received and accepted and that the President give order accordingly — on which vote the Yeas and Nays were called and are as follows (viz) —

*Yeas.	Yeas.	Yeas.	Yeas. *13–470
Mr Gains	Mr Temple	Mr D Page	Mr Jenness
Mr Runnels	Mr Burnam	Mr Duncan	Mr Peabody
Mr Leavitt	Mr Hale	Mr Richardson	Mr Sullivan
Mr Rogers	Mr Blanchard	Mr Chase	Mr Badger
Mr Drew	Mr Wiggin	Mr Hough	Mr Pierce
Mr Gilmore	Mr Bartlett	Mr Simpson	Mr Wallace
Mr Rollins	Mr Green	Mr Odlin	Mr Belding
Mr Hoit	Mr Butler	Mr March	Mr Read
Mr Smith	Mr Palmer	Mr Clough	Mr Patterson
Mr Weare			
Nays.	Nays.	Nays.	Nays.
Mr Brown	Mr Lane	Mr Jackman	Mr Wm Peabody
Mr Fifield	Mr Winch	Mr Gaskill	Mr Rand
Mr Cummings	Mr Franklin	Mr Smith	Mr Darling
Mr Wm Page	Mr Plummer	Mr Frink	Mr Flanders
Mr Parker	Mr Gilman	Mr Brown	Mr A Parker
Mr Cragin	Mr Taylor	Mr Young	Mr Allen
Mr Storey	Mr Emerson	Mr Hilliard	Mr Copland
Mr Shepherd	Mr Barrett	Mr Austin	Mr Powers
Mr Chamberlain	Mr Gove	Mr Dole	Mr Ames

37 Yeas — 36 Nays — so it passed in the affirmative

Sent up by Mr Badger

Upon reading and considering the Petition of Samuel Fifield and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next session and that in the mean time the Petitioner cause that the Revr[d] Benjamin Thurston and Capt[t] William Rowell be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that they or any other person or persons may then appear and shew cause why the prayer thereof may not be granted, and that the attachment made on the Original writ remain good and all further proceedings on said Suit be stay'd until the final decision of the General Court thereon — Sent up by M[r] Badger

* 13-471 * *Voted* that the Account of Minas Daniels amounting to two pounds Sixteen Shillings be allowed and paid out of the Treasury by order of the President —

Sent up by M[r] Badger —

The vote respecting Francis Drew came down from the Honb[l] Senate for the following amendment that he receive fifteen pounds instead of Twenty, which amendment was read and concurred —

Sent up by M[r] Page

The Committee on the Account of Lamson and Ranlett reported that Mess[rs] Lamson and Ranlett be allowed nine pounds Sixteen shillings and eight pence in full of their account to be paid out of the Revenue arising by Impost — Signed Joshua Wentworth for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by M[r] Page

Upon reading and considering the Petition of the Towns in the upper Cooss and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire newspapers prior to the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by M[r] Page

Upon reading and considering the Petition of Gen[l] George Reid *voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that Washburn and Goodale named in the Petition be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that

they * may then appear and Shew cause why the prayer * 13-472
thereof may not be granted — Sent up by Mr Runnels

Voted that the Revrd Israel Evans have & receive out of the Treasury two pounds for his Service as Chaplain to the Genl Court the present Session and that the President give order accordingly —
Sent up by Mr Gains

Voted that Joseph Pearson Esqr Secretary of this state be and hereby is directed to call on Ebenezer Thompson Esqr late Secretary for all books records and papers now in his hands belonging to the state and give his receipt therefor —
Sent up by Mr Gains

The Secretary came down and gave information that his Excellency the President with advice of Council has thought fit to adjourn the General Court to meet again on Wednesday the twenty fourth day of December next at the Court House in Exeter, agreably to desire of both branches of the Legislature —

[1][Amongst the foregoing votes the following were nonconcurred and ordered to lay, viz.

An act relative to the publication of advertisements, nonconcurred.

An act to enable Constant Storrs *to collect taxes, nonconcurred.*

An act to alter the name of the town of Cockermouth, nonconcurred.

Petition of the selectmen of Lyndborough, nonconcurred.

Petition of Peleg Williams, *nonconcurred.*

The act of Oliver Evans *to lay.*]

1 This section does not appear in the manuscript.

JOURNAL OF THE SENATE

CONTAINING THE PROCEEDINGS

FROM NOVEMBER 5 TO NOVEMBER 13, 1788.

*STATE OF NEW HAMPSHIRE. *2-399

A Journal of the Proceedings of the Honble Senate, At a special Session of the General Court summoned by His Excellency, with advice of Council and holden at Concord on Wednesday November 5th, 1788.

Present in Senate.

His Excellency John Langdon Esquire, President. The Honorable Pierce Long, Christopher Toppan, John, Bell, Ebenezer Smith, John Waldron, Robert Wallace, Ebenezer Webster, Amos Shepard, Moses Chase, and Francis Wocester Esquires.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY, NOVEMBER 6th, 1788.

Met according to adjourment.

Present as yesterday.

A Vote, for a committee to join a Committee of the Senate, to consider of the petition of the Selectmen of New-Hampton and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Smith joined.

A Vote, for a committee to join a committee of the *Senate, to consider of his Excellency's Message, and *2-400 report thereon, was brought up, read and concurred: Mr Toppan, Mr Long, and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Thomas Simpson, and report thereon was brought up, read and concurred: Mr Shepard, and Mr Bell joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Melcher and Lamson and Ranlet, and report thereon, was brought up, read and concurred: Mr Bell, and Mr Waldron, joined.

A Vote, for a committee to join a committee of the Senate to consider of the Account of Thomas Bickford, and report thereon, was brought up, read and concurred: Mr Webster, joined

A Vote, to pay the Account of Samuel Penhallow amounting to thirty shillings for engrossing two Copies on parchment of the notification of the Constitution of the United States, was brought up, read and concurred.

A Vote, to accept the report of the Committee on his Excellency's Message, who reported in part that a conference be held in the assembly chamber if the Senate see fit, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate On the petition of John Young, was brought up, read and concurred: Mr Chase, and Mr Shepard joined

Adjourned 'till 9, O'Clock to-morrow A. M.

FRIDAY NOVEMBER 7th, 1788.

Met according to adjournment.

Present as yesterday, with the addition of Mr Pickering.

*2-401 *A Vote, to pay Caleb Buswell one pound as Door keeper to Convention, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to report in what manner the Representatives to the General Congress and the Electors for a President of the United States, shall be appointed, was brought up, read and concurred: [Mr Toppan] Mr Long, Mr Smith, Mr Webster, Mr Bell, and Mr Worcester joined.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of Sarah Hazeltine, and report thereon, was brought up, read and concurred: Mr Smith, and Mr Waldron joined.

A Vote, granting the prayer of the petition of the Selectmen of New-Hampton, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Daniel Poor, and report thereon was brought up, read and concurred: Mr Long, and Mr Waldron, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of James Murch, and report thereon, was brought up, read and concurred: Mr Toppan and Mr Smith, joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY, NOVEMBER 8th, 1788.

Met according to adjournment.
Present as yesterday.

A Vote, to pospone the hearings which were Appointed to be heard on certain days of the present session untill the same days of the next Session of which all persons concerned are to take notice and govern themselves accordingly, was brought up, read and concurred with this exception only, that the petition of Col. Stickney and others be heard on the * Day * 2-402 appointed in this Session if the partners desires it and the Court should be then Sitting.

A Vote, for a committee to join a committee of the Senate to consider of the Memoral of Col. Stone, and report thereon, was brought up, read and concurred: Mr Smith and Mr Webster joined

A Vote, to pay the accounts of Alpheus Ferrin, Ezra French, Robert Chase, Timothy Wells, and Chase Wyatt, amounting to one pound Each; Also the account of Andrew Bryant amounting to eighteen Shillings for attendance on the Court Martial, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of Jedediah Taintor, and report thereon, was brought up, read and concurred: Mr Shepard, and Mr Toppan, joined.

A Vote, for a committee to join a committee of the Senate to consider of the proposals of S. Hobart Esquire, respecting gun Power [Powder] in his possession, and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Pickering, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Benjamin Hayes and report thereon, was brought up, read and concurred: Mr Webster, and Mr Chase, joined.

A Vote, to grant the prayer of the petition of Sarah Moulton, and giving her leave to bring in a bill accordingly, was brought up, read and non-concurred.

A Vote, to hear the petition of the Inhabitants of Cornish and Plainfield on the second Tuesday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Sarah Moulton and Thomas Leavett,

and report thereon, was brought up, read and concurred: Mr Smith, and Mr Webster, joined.

A Vote, to hear the petition of Sarah Moulton and Thomas Leavett, on the third Wednesday of the next Session, was brought up, read and concurred.

*2-403 *A Vote, for a committee to join a committee of the Senate, to nominate six persons out of which three are to be appointed a committee to settle the accounts between the Treasurer and the State, and report next Session, was brought up, read and concurred: Mr Pickering Mr Smith, and Mr Toppan joined.

A Vote, for a committee to join a committee of the Senate, to consider of some papers presented by the Treasurer, and report thereon, was brought up, read and concurred: Mr Toppan Mr Wallace and Mr Shepard, Joined.

A Vote, to hear the petition of Soloman Hutchinson on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, to hear the petition of Sarah Moulton on the third Thursday of the next Session, was brought up, read and concurred.

A Vote, to pay John Melcher seventeen pounds one shilling for printing the Journals of Senate out of the impost duties, Lamson and Ranlet five pounds four shillings and two pence out of the Impost for printing the Laws, and for the other accounts for printing the Election Sermons State Notes, Certificates, orders and Proclamations thirty seven pounds in full for said accounts and the President to give order on the Treasurer in common form, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Col. Ebenezer Webster, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Ebenezer Ingalls, and report thereon, was brought up, read and concurred: Mr Worcester, and Mr Smith joined

*2-404 *A Vote, for a committee to join a committee of the Senate, to consider of the petition of Col. James Calef, and report thereon, was brought up, read and concurred: Mr Smith and Mr Wallace joined.

Adjourned 'till Monday next 10, O'Clock A. M.

MONDAY NOVEMBER 10th, 1788.

Met according to adjournment.
Present as Saturday last.

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Caldwell M'Neal and report thereon, was brought up, read and concurred: Mr Pickering and Mr Toppan joined.

A Vote, for a committee to join a committee of the Senate, to consider of the Accounts of N. [Nathaniel] Barker and J. [Joseph] S. Gilman, and report thereon, was brought up read and concurred: Mr Shepard and Mr Long, joined.

An Act, in addition and explination of an Act entitled an Act for laying a Tax on Lands in the Town of Lancaster for repairing roads and building Bridges passed the twelfth day of February Anno Domini 1788, having been read a third time, *voted* that the same be enacted.

A Vote, to pay the Account of Richard Eastman and Richard Kimball amounting to three pounds three shillings for taking the Inventories of fifteen Locations, was brought up, read and concurred.

A Resolve, that in all cases where notice has not already been given that the petitioners notify the petitionees in manner and form as is required by the former orders respectively, and that in all cases where liberty at the last Session, was granted to bring in bills at the present Session that such Liberty shall be construed as extending to the next Session, was brought up, read and concurred

* Adjourned 'till to-morrow 9, O'Clock A. M. * 2–405

TUESDAY NOVEMBER 11th, 1788.

Met according to adjournment.
Present as yesterday.

A Vote, appointing Josiah Bartlett John Parker and James Sheafe Esqrs a committee to examine and settle the Accounts Between this State and Treasurer thereof, and report at the next Session of the General Court, was brought up read and concurred.

A Resolve, that there be a Company of Light horse formed, inlisted and Officered out of the foot Companies in the Town of Boscawen Salsbury, Andover and other adjacent Towns and be

annexed to the second Regiment of Light Horse, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Daniel Brewster and report thereon, was brought up, read and concurred: Mr Long and Mr Toppan joined.

An Act impowering the Selectmen of New-Hampton to revise and amend the warrants and lists of Rates for said Town for the year 1787, having been read a third time, *voted* that the same be enacted.

A Vote, to hear the petition of Ebenezer Ingalls on the third Wednesday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Jacob Shaw and Daniel Noyes, and report thereon, was brought up, read and concurred: Mr Pickering, and Mr Bell, joined.

* 2-406 * An Act, to prevent the Spreading of the Small Pox in this State, having been read a third time, *voted* that the same be enacted.

A Vote, that the Members of the Honorable General Court have the same allowance for travel and attendance at the present Session, as was allowed at the last Session of the General Court, was brought up, read and concurred

Adjourned 'till to-morrow 9, O'Clock A. M.

WEDNESDAY NOVEMBER 12th, 1788.

Met according to adjournment.

Present as yesterday.

A Vote, that His Excellency John Langdon Esqr be and hereby is appointed a Senator on the part of this State to the Congress of the United States, was brought up, read and concurred.

A Vote, that the Honorable Josiah Bartlett Esqr be and hereby is appointed a Senator on the part of this State to the Congress of the United States, was sent down for concurrence, brought up concurred.

A Vote, that the Board of War be desired to prepare their Accounts for settlement at the next Session of the General Court and that the Secretary notify the Board accordingly, was sent down for concurrence brought up concurred.

A Vote, to hear the petition of Sarah Moulton and Thomas

Leavett on the third Thursday of the next Session of the General Court, was brought up, read and concurred.

A Vote appointing Nathaniel Peabody Esquire a Senator on the part of this State to the Congress of the United States, was brought up, and read on a motion made and seconded that the yeas and nays be taken they were as follows viz.

* 2–407

The Honorable
- John Pickering nay
- Peirce Long nay
- Christopher Toppan nay
- John Bell nay
- Ebenezer Smith yea
- John Waldron nay
- Robert Wallace nay
- Ebenezer Webster yea
- Amos Shepard nay
- Francis Worcester nay.

So it was Non-concurred.

A Vote, that James Calfe [Calef] pay sixty pounds of the sum due on his Excise Bonds in Public Securities of this state and the remaining part of the sum due on said Bond in Cash or orders drawn by the President payable out of the Excise; provided the same be paid within two Months, and that the Treasurer govern himself accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Samuel Sias and report thereon, was brought up, read and concurred: [Mr Smith and Mr Toppan joined.]

An Act, for carrying into effect an ordinance of Congress of the thirteenth of September last relative to the Constitution of the United States, having been read a third time, *voted* that the same be enacted.

A Resolve, that the several Farmers of Excise in this State be and hereby are required to receive orders drawn by the President upon the Treasurer to be paid out of the Revenue arising by Excise of any person or persons that shall have Excise to pay on any Exciseable Articles that shall become * Due after the first day of October last in Lieu of and equal to Gold and Silver; any Law usage or Custom to the contrary notwithstanding, was brought up, read and concurred. * 2–408

A Vote, appointing Dudley Odlin Archabald M'Murphey and Simon Wiggin Esquires, for the County of Rockingham, John Waldron, Joseph Badger and James Calfe [Calef] Esquires for

the County of Strafford, Timothy Taylor, Stephen Dole, and Daniel Emerson Esquires for the County of Hillsborough, Jonathan Chase, Abel Parker and Moses Chase Esquires, for the County of Cheshire, and Abraham Burnham Jonathan Freeman, and Joseph Hutchins Esquires for the County of Grafton Committees within their respective Counties to which they severally belong to make sale of the Excise in their several Counties for one Year from and after the first day of October last past, but in case a General Law should take place in the United States respecting Excise before the year expires that there shall be an abatement in the sum proportionable to the length of time that the purchaser may be deprived of the privilédge of collecting: and that the several Committees proceed to make sale of the Excise as soon as conveniently may be Giving sufficient notice of time and place of sale and the committees are hereby respectively required to take Bond with two sufficient sureties of the farmer of each County to pay the one half by the first day of June next and that the said Bonds be lodged with the Treasurer of this State said bonds to be on Interest if not paid at the time mentioned in said Bonds, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of a Resolve passed the twelfth day of June 1788, was brought up, read and concurred Mr Shepard and Mr Webster, joined.

A Vote, for a committee to join a committee of the Senate, to consider of a petition from Walpole and report thereon, was brought up, read and concurred: Mr Long and Mr Webster joined.

* 2–409 *A Vote, for a Committee to join a committee of the Senate to consider of the what time and place the Court shall be adjourned, and report thereon, was brought up, read and concurred: Mr Wallace, Mr Bell Mr Toppan and Mr Worcester joined.

A Vote, to hear the petition of Jacob Shaw on the third Thursday of the next Session, was brought up, read and concurred.

A Vote, to hear the petition of Daniel Noyes on the third Thursday of the next Session, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Richard Jenness and report thereon, was brought up read and concurred: Mr Bell and Mr Waldron joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY, NOVEMBER 13th 1788.

Met according to adjournment.
Present as yesterday.

A Vote, to hear the petition of James Murch on the second Tuesday of the Next Session of the General Court was brought up, read and concurred.

A Vote granting the prayer of the petition of Daniel Poor, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of what manner the Act for carrying into effect the ordinance of Congress of September last shall be printed and dispersed to the Several Towns and places in this State, was brought up, read and concurred: Mr Webster, and Mr Bell, joined

A Vote, to pay the ballance of the account of John
*Calfe [Calef] Esqr amounting to three pounds six *2-410
Shillings and six pence for copying Journals &c. was
brought up, read and concurred

A Vote, that William Gardner, Peirce Long and Woodbury Langdon Esquires be added to the Committee for settling the accounts between this State and the Treasurer thereof, was brought up, read and concurred.

A Vote, that the Reverend Israel Evans be allowed forty shillings for his Services as Chaplain, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Daniel Brewster and that the Honorable Judges of the Inferior Court Govern themselves accordingly, was brought up, read and concurred.

A Vote, to pay the Account of Doctor William Page amounting to nine pounds, seven shillings and nine pence for doctoring James O'Neal a foreigner, was brought up, read and concurred.

A Vote, to pay Caleb Buswell two pounds, seven shillings and six pence as Door keeper &c. was brought up, read and concurred.

A Vote, to pay the account of Josiah Nelson amounting to five pounds, three shilling and six pence as Door keeper &c. was brought up, read and concurred

A Vote, to pay the Account of William Duncan amounting to two pounds for the use of a Room &c. was brought up, read and concurred

A Vote, for a committee for making sale of the Excise in the

several Counties in this State be directed not to proceed in the sale thereof untill after the next Session of the General Court, was brought up read and concurred.

A Vote, to accept the Report of the Committee appointed to consider in what manner the Act for carrying into effect the ordinance of Congress of the thirteenth of September who
* 2–411 reported that the Secretary be * Ordered immediately to procure as many printed Copies of the said Act as may be sufficient for each Town and parish and that be forwarded by express as soon as may be to the Sheriffs of the Several Counties with a special Direction to transmit them to the Selectmen of the Several Towns and Parishes within their respective Counties, was brought up, read and concurred.

A Vote, directing the Secretary to give information to the Gentlemen appointed Senators and to desire them to give an answer at the next Session, of the Court, was brought up, read and concurred.

A Vote, that his Excellency the President be Desired to adjourn the General Court this day to meet again at Exeter on Wednesday the twenty fourth day of December, next, was brought up, read and concurred.

Agreeably to the above vote His Excellency the President with advice of Council adjourned the General Court.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM NOVEMBER 5 TO NOVEMBER 13, 1788.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF THE STATE OF NEW HAMPSHIRE AT THEIR SESSION BEGAN AND HOLDEN AT CONCORD ON THE FIFTH DAY OF NOVEMBER A. D. 1788 AND IN THE THIRTEENTH YEAR OF THE INDEPENDANCE OF AMERICA —

WEDNESDAY NOVEMBER 5th 1788

The House met in consequence of a proclamation issued by his Excellency the President for that purpose — and adjourned to 9 o'Clock to morrow morning —

THURSDAY NovR 6th, 1788

The House met according to adjournment

Voted that Mr Green, Mr McMurphy and Mr Badger with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Selectmen of New Hampton and report thereon — Sent up by Mr Badger

Upon reading and considering the Petition of a number of the Inhabitants of Merrideth neck, New Hampton and New Holderness praying that they may be incorporated into a Town by the name of Watertown, *voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of the next Session and that in the mean time the Petitioners cause that the Select men of the Towns before mentioned be served with a Copy of the Petition and order of Court thereon also cause that the

Substance of the Petition and order be published in one of the New Hampshire news papers three weeks Successively prior to the sitting of said court that any person or persons may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Hoit

Voted that Mr Sullivan, Mr [N] Peabody, Mr Green, Mr Smith and Mr Simpson with such of the Honbl Senate as they may join be a Committee to take under consideration the Several matters contained in his Excellencys message this day received and report thereon — Sent up by Mr Wm Peabody

* 13-474 * *Voted* that Mr N: Peabody, Mr Gains & Mr Sheafe with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Thomas Simpson and others and report thereon — Sent up by Mr Dow

Upon reading and considering the Petition of the Select men of Mason *voted* that the prayer thereof be granted & that they have leave to bring in a bill accordingly —

Sent up by Mr Ob Parker

Voted that Mr A Parker, Mr Runnels and Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of the Accounts of Lamson & Ranlet also the account of John Melcher and report thereon — Sent up by Mr Jackman

Voted that the Account of Samuel Penhallow [jun'r] amounting to thirty shillings be allowed and paid out of the Treasury by order of the President it being for engrossing on Parchment two copies of the ratification of the Federal Constitution with the proposed amendments — Sent up by Mr B. Clough

Voted that Mr Freeman, Mr Odlin & Mr Wallace with such of the Honbl Senate as they may join be a Committee to consider of the Account of Thomas Bickford & report thereon —

Sent up by Mr B Clough

The Committee to consider of the matters contained in his Excellency's message reported (in part) that there be a conference of both houses as soon as convenient to consider upon the best method of carrying into effect the Resolve of Congress relative to the new Constitution — Signd Christopher Toppan for the Committee which report being read and Considered *voted* that it be received and accepted and that the Conference be held in the Assembly Chamber if the Honbl Senate see fit —

Sent up by Mr Barrett

* 13-475 * *Voted* that Mr A Parker, Mr Smith & Mr Eames with such of the Honbl Senate as they shall join be a Com-

mittee to consider of the Petition of Majr John Young[1] and report thereon — Sent up by Mr Eames

Adjourned to 2 o'Clock P. M.

Met accordingly

The Honbl Senate and House being met in the Assembly Chamber, agreably to a vote of this day, proceeding in debating on the best method of carrying into effect the Resolves of Congress relative to the new Constitution and after a considerable time spent thereon, The Honbl Senate withdrew — The House then adjourned to 9 o'Clock to morrow morning —

FRIDAY Novr 7th 1788.

The House met according to adjournment

Voted that the Account of Caleb Buswell amounting to Twenty shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Runnels

Voted that Mr Sullivan, Mr Barrett, Mr [Nathaniel] Peabody Mr Parker, Mr Plummer, Mr J Smith & Mr Freeman with such of the Honbl Senate as they shall join be a Committee to report in what manner the Representatives to the General Congress and Electors for a President of the United states shall be appointed — Sent up by Mr Storer

Voted that Mr Jenness, Mr Rogers, and Mr Badger with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Sarah Hazeltine & report thereon — Sent up by Mr Allen

Upon reading and considering the Petition of Solomon Hutchinson junr *voted* that the petitioner be heard thereon before the General Court on the third Wednesday of the next Session and that in the mean time the Petitioner cause that Jesse Marshall named in said Petition be served with a Copy of the Petition and order of * Court thereon three weeks before the sitting * 13-476 of said Court that he may then appear and Shew cause why the prayer thereof may not be granted and that the Execution against said Solomon be stayed until the decision of the General Court — Sent up by Mr Taylor

Voted that Mr Jere Smith, Mr Young & Mr Wm Peabody with such of the Honbl Senate as they may join be a Committee to Consider of the Petition of James Murch and report thereon — Sent up by Mr Freeman

1 xiii Ham. Town Papers, 183.

Voted that Mr McMurphy, Mr Sullivan & Mr Plummer with such of the Honbl Senate as they shall join be a Committee to consider of the Petition of Daniel Poor[1] and report thereon —

Sent up by Mr Wiggin

Upon reading and considering the Petition of the Select men of New Hampton and the report of a Committee *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly — Sent up by Mr McMurphy

Upon reading and considering the Petition of Sarah Moulton *voted* that the prayer thereof be granted and that she have leave to bring in a Bill accordingly — Sent up by Mr McMurphy

Upon reading and considering the Petition of Sarah Moulton and Thomas Leavitt — *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of the next Session and that in the mean time the Petitioners cause that Jonas Darby and Simeon Darby & John Barron named in said Petition be served with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court that they or either of them may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Jackman

* 13-477 * *Voted* that Mr Simpson, Mr Odlin & Mr Hale with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Sarah Moulton & Thomas Leavitt Executors of the last will and Testament of Jonathan Moulton Esqr Deceased and report thereon —

Sent up by Mr Jackman

Voted that notice be given to the Select men of the Town of Dover that the Seat of their Representative is still vacant as their late Election appears to this House to be illegal and that they have liberty to call a meeting for the choice of a Representative giving legal notice of the time place and design of said meeting —

Adjourned to 3 o'Clock P. M.

Met accordingly —

Voted that Mr Gains, Mr Hoit and Mr Wheeler with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Benjamin Hayes and report thereon —

Sent up by Mr Page

Voted that Mr Duncan, Mr Simpson & Mr Odlin with such of the Honbl Senate as they may join be a Committee to consider of a proposal made by Samuel Hobart Esqr respecting granulating powder now in his possession and report thereon —

Sent up by Mr Wallace

[1] xi Ham. Town Papers, 131.

Voted that Mr Rogers, Mr Gains & Mr Gilman with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Select men of Walpole and report thereon — Sent up by Mr Eames

Voted that the Account of Alpheus Ferrin, Ezra French, Robert Chase, Timothy Wells & Chase Wyatt amounting to one pound each also the Account of Andrew Bryant amounting to eighteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Rand

Voted that the hearings on Petitions which were * appointed to be heard on certain days of the present * 13-478 Session be postponed until the Same days of the next session of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Temple

Adjourned to 9 o'Clock to morrow morning

SATURDAY Novr 8th 1788.

The House met according to adjournment

Voted that Mr Wallace, Mr Duncan & Mr Rogers with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Jedediah Tainter in behalf of the Town of Marlborough & report thereon — Sent up by Mr Clark

Voted that Mr Runnels, Mr Badger, Mr Frink Mr Duncan & Mr Leavitt with such of the Honbl Senate as they may join be a Committee to consider of the Petition and Account of Colo Benjamin Stone & report thereon Sent up by Mr Clark —

Upon reading and considering the Petition of a number of the Inhabitants of Plainfield and Cornish praying for the liberty of a Poll Parish *voted* that the Petitioners be heard thereon before the General Court on the second Tuesday of their next Session and that in the mean time the Petitioners cause that the Select men of Plainfield and Cornish be served with a Copy of the Petition and order of Court thereon also cause that a Copy of the Petition and order be posted up in Some public place in each of said Towns three weeks Successively prior to the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Copland

An Act in addition and explanation of An Act for levying a Tax on lands in the Town of Lancaster for repairing roads and building bridges passed 12th of February 1788. was read a third time and passed to be enacted — Sent up by Mr Hough & Mr Allen

*13-479 * *Voted* that Mr N Peabody, Mr Sullivan [Mr Simpson, Mr Frink and Mr Sheafe,] & Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of Some papers presented by the present Treasurer respecting the late Treasurers account and report thereon —

Sent up by Mr Odlin

Voted that Mr Gains, Mr Sullivan, Mr Duncan, Mr A Parker & Mr Freeman with such of the Honbl Senate as they may join be a Committee to nominate to this House Six persons out of whom three are to be appointed a Committee to Settle the Accounts between this State and the Treasurer thereof and report at the next Session of the General Court — Sent up by Mr Odlin

The vote respecting putting over the public hearings to the next Session came back from the Honbl Senate for the following amendment, "that the Petition of Colo Stickney and others be heard on the day appointed in this Session if the parties desire it and the Court should be then sitting" which amendment was read and concurred Sent up by Mr Cragin

The vote for granting the prayer of the Petition of Sarah Moulton being nonconcurred by the Honbl Senate it was *voted* that she be heard on said Petition before the General Court on the third Thursday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court be published three weeks Successively in the New Hampshire Gazzette and also in the Freemans Oracle prior to the sitting of said Court that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Cragin

*13-480 The Committee on the Accounts of John Melcher also the accounts of Lamson & Ranlett for printing * Reported that the Account of John Melcher for printing journals of the Senate amounting to Seventeen pounds one Shilling be allowed and paid by order of the President out of Impost — And that the account of Lamson & Ranlet for printing Laws amounting to five pounds four shillings and two pence be allowed and paid out of the Impost by order of the President and that for the other accounts of said Lamson and Ranlet for printing Election Sermons State Notes, Certificates, orders and proclamations they be allowed thirty Seven pounds in full for said Accounts and the President give order on the Treasury in common form Signed John Bell for the Committee which report being read and considered *voted* that it be received & accepted

Sent up by Mr Duncan

Upon reading and considering the Petition of Col° Ebenezer Webster respecting a company of Light Horse *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Duncan

Voted that Mr Sullivan, Mr Green, & Mr Wallace with such of the Honb^l^ Senate as they may join be a Committee to consider of the Petition of Ebenezer Ingals and report thereon —

Sent up by Mr Flanders

Voted that Mr Barrett, Mr Emerson & Mr Cragin with such of the Honb^l^ Senate as they may join be a Committee to consider of the Petition of Col° James Calef and report thereon —

Sent up by Mr Allen

Voted that Dudley Odlin, Archibald M^c^Murphy and Simon Wiggin Esquires for the County of Rockingham John Waldron, Joseph Badger Junr & James Calef Esq^rs^ for the County of Strafford — Timothy Taylor, Stephen Dole and Daniel Emerson Esquires for the County of Hillsborough — Jonathan Chase, Abel Parker and *Moses Chase Esquires for *13-481 the County of Cheshire — and Abraham Burnam, Jonathan Freeman and Joseph Hutchens Esquires for the County of Grafton — be and they hereby are appointed Committees within the respective Counties to which they Severally belong to make sale of the Excise in their Several Counties for the term of one year from and after the first day of October last past, but in case a general Law should take place in the United States respecting Excise before the year expires that there shall be an abatement in the Sum proportionable to the length of time that the purchaser may be deprived of the priviledge of Collecting and that the Several Committees proceed to make sale of the Excise as soon as conveniently may be giving sufficient notice of the time and place of Sale, and the Committees respectively are hereby required to take Bond with two sufficient sureties of the farmer in each County to pay the one half by the first day of June next and the other half by the last day of October next and that said Bonds be lodged with the Treasurer of this state — said Bonds to be on Interest if not paid by the time mentioned in said Bond —

Sent up by Mr Runnels

The Committee on the Petition of Thomas Simpson and others reported that the prayer of the Petition be so far granted that he have leave to bring in a Bill for a limitation of two years for any creditor that may have any demand on said Estate and after that time that the said Thomas Ann and Rachel only to be accountable

to any creditors that may remain after the expiration of said two years, Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Butler

Adjourned to Monday next at 10 o'Clock A. M.

MONDAY Novr 10th 1788.

The House met according to adjournment

*13-482 * *Voted* that Mr Emerson, Mr Rand & Mr Plummer with such of the Honbl Senate as they may join be a Committee to consider of the Petition of John Caldwell McNeale and report thereon — Sent up by Mr Smith

Voted that Mr Badger Mr Abbott & Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of the Accounts of Nathanael Parker and Joseph Smith Gilman and report thereon — Sent up by Mr Hilliard

Voted that the accounts of Richard Eastman and Richard Kimball amounting to Three pounds three shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr D Page

Whereas a vote has passed the General Court at this Session declaring that all the public hearings which were to have been before the General Court at this Session should be heard on the Same days of the next Session & whereas some Petitioners may have omitted to notify according to former orders respectively — Therefore *Resolved* that in all cases where notice has not already been given that the Petitioners notify the Petitionees in manner and form as is required by the former orders respectively And that in all cases where liberty at the last Session was granted to bring in Bills at the present Session that such liberty be construed as extending to the next Session — Sent up by Mr Young

Adjourned to 3 o'Clock P. M.

Met accordingly —

Whereas Ebenezer Webster Esqr of Salisbury in the County of Hillsborough Colo of the twenty Second Regiment of Militia in said state hath presented a Memorial to the General Court sitting forth — That Several persons Inhabitants of the Towns of Boscawen, Salisbury Andover and other adjacent Towns

*13-483 are desirous that a Company of Light horse * should be formed and Inlisted out of the foot Companies in said Towns and the adjacent Towns to be officered agreable to the Laws of said State respecting the light horse —

Therefore *Resolved* that there be a Company of Light horse formed Inlisted and Officered in manner aforesaid out of the foot Companies in said Towns and the Adjacent Towns and be annexed to the second Regiment of Light Horse in said State —

Sent up by Mr Young

An Act for carrying into effect an Ordinance of Congress of the 13th of September last relative to the Constitution of the United States was read a third time and passed to be Enacted — which vote was determined by yeas and nays, and were as follows — (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Clark	Mr Cummings	Mr Weare
Mr Sheafe	Mr Hilliard	Mr Taylor	Mr Shepherd
Mr Odlin	Mr Jere Clough	Mr Dole	Mr A Parker
Mr Runnels	Mr Drew	Mr Wm Page	Mr Chamberlain
Mr McMurphy	Mr N. Peabody	Mr Wm Peabody	Mr Temple
Mr Blanchard	Mr Jere Dow	Mr O Parker	Mr Smith
Mr March	Mr Gilmore	Mr Abbott	Mr Allen
Mr Leavitt	Mr Butler	Mr Rand	Mr Lane
Mr Jos Dow	Mr Palmer	Mr Smith	Mr Morse
Mr Brown	Mr Badger	Mr Duncan	Mr Tainter
Mr Wiggin	Mr Brackett	Mr Wallace	Mr Winch
Mr B Clough	Mr Gilman	Mr Gove	Mr Burnam
Mr Wheeler	Mr Hoit	Mr Storey	Mr Powers
Mr Rogers	Mr Austin	Mr Jackman	Mr Hutchens
Mr Bartlett	Mr Page	Mr Flanders	Mr Simpson
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Hale	Mr Young	Mr Brown	Mr Cragin
Mr Emerson	Mr Plummer	Mr Franklin	Mr Frink
Mr Wm Page	Mr Barrett	Mr Eames	Mr Freeman
Mr Copland	Mr Chase	Mr Sullivan	Mr Patterson
Mr Hough			

60 Yeas[1] 17 Nays Sent up by Mr Copland & Mr Rand

Voted that the Honbl Josiah Bartlett, John Parker & James Sheafe Esquires be and they hereby are appointed a Committee to Examine and settle the Accounts between this State and the Treasurer thereof and report at the next Session of the General Court —

Sent up by Mr Young

* *Voted* that Mr Plummer, Mr Blanchard & Mr Smith * 13–484 with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Daniel Brewster and report thereon —

Sent up by Mr Powers

Adjourned to 9 o'Clock to morrow morning

1 The printed journal gives but 59 yeas.

TUESDAY Nov^R 11th 1788.

The House met according to adjournment

An Act to enable the Inhabitants of the Township of Bradford in the County of Hillsborough to Tax all the Lands in said Bradford (except that part of the Town which was taken from Washington one penny ℔^r Acre for the Term of three years — was read a third time and passed to be Enacted —

Sent up by Mr Darling & Mr Dole

An Act impowering the Select men of New Hampton to revise and amend the warrants and lists of rates for said Town for the year 1787, was read a third time and passed to be Enacted —

Sent up by Mr Darling & Mr Dole

An Act to prevent the Spreading of the Small pox in this state — was read a third time and passed to be Enacted

Sent up by Mr Darling & Mr Dole

Upon reading and considering the Petition of Ebenezer Ingalls and the report of a Committee thereon — *Voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that said Rand be served with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court that he may then appear and shew cause (if any he hath) why the prayer of said Petition may not be granted —

Sent up by Mr Darling

Voted that Doct^r Wm Page, Mr Sullivan & Mr Jer^e Smith with such of the Honb^l Senate as they may join be a
* 13-485 * Committee to consider of the Petition of Jacob Shaw also the Petition of Daniel Noyes and report thereon —

Sent up by Mr Darling

Voted that the Members of the Honb^l Senate and House of Representatives and their Officers have the Same allowance for travel and attendance at the present Session as was allowed them at the last Session of the General Court and that the Secretary and Clerks make up the respective rolls accordingly —

Sent up by Mr Jenness

Adjourned to 3 o'Clock P. M.

Met accordingly

Whereas this House on the tenth Instant determined on this day at ten of Clock A M. they would appoint Senators to represent this State in the Congress of the United States and as they have this day proceeded to Ballot, it appeared on counting the ballots that his Excellency John Langdon Esqr was named by a Majority

of Ballots Therefore *voted* that he be and hereby is appointed a Senator on the part of this State to the Congress of the United States — upon which vote the yeas and nays were called and are as follows (viz) ·

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Butler	Mr Emerson	Mr Weare
Mr Hale	Mr Sullivan	Mr O Parker	Mr Wm Page
Mr Sheafe	Mr Winch	Mr Barrett	Mr Shepherd
Mr Blanchard	Mr Powers	Mr Abbott	Mr Temple
Mr Leavitt	Mr Franklin	Mr Cragin	Mr Smith
Mr Jos Dow	Mr Rand	Mr Smith	Mr Allen
Mr Brown	Mr Palmer	Mr Duncan	Mr Chase
Mr Wiggin	Mr Brackett	Mr Brown	Mr Lane
Mr Wheeler	Mr Gilman	Mr Freeman	Mr Frink
Mr Plummer	Mr Hoyt	Mr Young	Mr Copland
Mr Rogers	Mr D Page	Mr Wallace	Mr Morse
Mr Bartlett	Mr Cummings	Mr Gove	Mr Tainter
Mr Clark	Mr Taylor	Mr Darling	Mr Burnam
Mr Drew	Mr Dole	Mr Storey	Mr Hough
Mr Jere Dow	Mr Page	Mr Jackman	Mr Eames
Nays.	Nays.	Nays.	
Mr B. Clough	Mr Austin	Mr Flanders	

60 Yeas 3 Nays —

* Adjourned to 9 oClock to morrow morning * 13–486

WEDNESDAY Novr 12th 1788.

The House met according to adjournment —

Whereas this House on the 10th Instant determined that on the morrow at 10 o'Clock A. M. they would proceed to appoint Senators to represent this State in the Congress of the United States and whereas they then proceeded to Ballot it appeared on counting the ballots that Nathanael Peabody Esqr was named by a Majority of ballots — Therefore *voted* that he be and hereby is appointed a Senator on the part of this State to the Congress of the United states — upon which vote the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Chamberlain	Mr Wm Page	Mr Green
Mr Leavitt	Mr Tainter	Mr Gove	Mr Palmer
Mr Wheeler	Mr Franklin	Mr Weare	Mr Austin
Mr Jere Clough	Mr Runnels	Mr M Smith	Mr Taylor
Mr Jere Dow	Mr Brown	Mr Winch	Mr Wm Peabody
Mr Badger	Mr Jenness	Mr Hutchens	Mr Darling
Mr D Page	Mr Drew	Mr Young	Mr A Parker
Mr Dole	Mr Butler	Mr McMurphy	Mr Frink
Mr Wallace	Mr Brackett	Mr B Clough	Mr Burnam
Mr Flanders	Mr Cummings	Mr Hilliard	Mr Simpson

Nays.	Nays.	Nays.	Nays.
Mr Gains	Mr Chase	Mr Jere Smith	Mr Gilman
Mr Blanchard	Mr Morse	Mr Jackman	Mr O Parker
Mr Plummer	Mr Freeman	Mr Temple	Mr Rand
Mr Clark	Mr Hale	Mr Lane	Mr Duncan
Mr Hoit	Mr Jos Dow	Mr Brown	Mr Wm Page
Mr Barrett	Mr Rogers	Mr Hough	Mr Allen
Mr Cragin	Mr Sullivan	Mr Sheafe	Mr Copland
Mr Storey	Mr Emerson	Mr Wiggin	Mr Powers
Mr Shepherd	Mr Abbott	Mr Bartlett	Mr Eames

40 Yeas 36 Nays — So it was determined —

Sent up by Mr M Smith

* 13–487 * Upon reading and considering the Petition of Sarah Moulton and Thomas Leavitt and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Third Thursday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire papers prior to the sitting of said Court that any person or persons may then appear & shew cause why the prayer thereof may not be granted

Sent up by Mr Wallace

Upon reading and considering the Petition of Samuel Corser *voted* that the prayer thereof be granted and that he have leave to bring in a Bill or Resolve accordingly — Sent up by Mr Parker

Voted that Mr Plummer, Mr Hoit and Mr Smith with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Samuel Sias and report thereon —

Sent up by Mr Parker

The Committee on the Petition of Colo James Calef Reported that the said Calef pay Sixty pounds of the Sum due on his Excise Bond in public Securities of this State and the remaining part of the Sum due on said Bond in Cash or orders drawn by the President payable out of the excise provided the Same be paid within two months and that the Treasurer govern himself accordingly. Signd Ebenezer Smith for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Winch

The following vote came down from the Honbl Senate for Concurrence — *Voted* that the Board of War be directed to prepare their accounts for Settlement at the next Session of the General Court and that the Secretary notify the Board accordingly. — which vote was read & Concurred — Sent up by Mr Winch

* 13–488 * Adjourned to 3 oClock P. M.

Met accordingly

Resolved that the several farmers of Excise in this state be and hereby are required to receive orders drawn by the President upon the Treasurer to be paid out of the Revenue arising by Excise of any person or persons that shall have excise to pay on any exciseable articles, that shall become due after the first day of October last in lieu of and equal to Gold or Silver any Law to the Contrary notwithstanding — Sent up by Mr Frink

Voted that Mr Taylor, Mr Badger & Mr Runnels with such of the Honbl Senate as they may join be a Committee to consider of a Resolve of June 12th 1788 respecting nominating officers for a Company of Light Horse and report thereon —

Sent up by Mr Page

Information having been given this House that the vote appointing Nathanael Peabody Esqr a Senator was nonconcurred, and the following vote having been previously sent from the Honbl Senate for Concurrence, was taken under consideration —

On motion made in Senate *voted* that the Honbl Josiah Bartlett Esqr be and hereby is appointed a Senator on the part of this State to the Congress of the United States — on Concurrence of which vote the yeas and nays were called for and are as follows viz —

Yeas.	Yeas.	Yeas.	Yeas.	
Mr Gains	Mr Jackman	Mr Wm Page	Mr Hilliard	
Mr Odlin	Mr A Parker	Mr O Parker	Mr Green	
Mr March	Mr Lane	Mr Rand	Mr Palmer	
Mr Brown	Mr Morse	Mr Duncan	Mr Hoit	
Mr Plummer	Mr Eames	Mr Darling	Mr Taylor	
Mr Jenness	Mr Hale	Mr Weare	* Mr Emerson	*13-489
Mr Jere Clough	Mr McMurphy	Mr Allen	Mr Barrett	
Mr Jere Dow	Mr Leavitt	Mr Frink	Mr Cragin	
Mr Brackett	Mr Wiggin	Mr Brown	Mr Wallace	
Mr Page	Mr Rogers	Mr Freeman	Mr Storey	
Mr Dole	Mr Clark	Mr Sheafe	Mr Shepherd	
Mr Wm Peabody	Mr Drew	Mr Blanchard	Mr Chase	
Mr Abbott	Mr Butler	Mr Jos. Dow	Mr Copland	
Mr Jere Smith	Mr Gilman	Mr Wheeler	Mr Hutchens	
Mr Gove	Mr Cummings	Mr Bartlett	Mr Powers	
Nays.	**Nays.**	**Nays.**	**Nays.**	
Mr Runnels	Mr Hough	Mr Tainter	Mr Austin	
Mr Sullivan	Mr Clough	Mr Simpson	Mr Temple	
Colo Wm Page	Mr Badger	Mr Burnam	Mr Winch	
Mr Smith	Mr Chamberlain	Mr N Peabody	Mr Young	

60 Yeas[1] — 16 Nays — So it was Concurred —

Sent up by Mr Temple

1 The printed journal gives 61 yeas.

Voted that Mr Peabody, Mr Hoyt, Mr Duncan, Mr Frink and Mr Simpson with such of the Honbl Senate as they may join be a Committee to consider at what time and to what time and place this Court shall be adjourned and report thereon —

Sent up by Mr Temple

Voted that Mr Green, Mr Peabody and Mr Parker with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Richard Jenness Esqr and report thereon —

Sent up by Mr Allen

Upon reading and considering the Petition of Jacob Shaw and the report of a Committee thereon, *Voted* that the Petitioner be heard thereon before the General Court on the third Thursday of their next Session and that in the mean time the Petitioner cause that John White of Hopkinton be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted —

Sent up by Mr Wm Peabody.

* 13-490 * Upon reading and considering the Petition of Daniel Noyce and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the third Thursday [Wednesday] of their next Session and that in the mean time the Petitioner cause that John White of Hopkinton be served with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted — Sent up by Mr Wm Peabody

The Committee on the Petition of Daniel Poor, reported that the prayer thereof be granted and that he have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Runnels

Upon reading and considering the Petition of James Murch and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that John Wheelock Esqr President of Dartmouth College as a Trustee be served with a Copy of the Petition and order of Court thereon three weeks before the sitting of said Court that he may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Freeman

Adjourned to 9 o'Clock to morrow morning

THURSDAY Nov^R 13th 1788.

The House met according to adjournment

Voted that William Gardner, Pierce Long and Woodbury Langdon Esquires be added to the Committee for setling the Accounts between this State and the Treasurer thereof—

Sent up by Mr Hoit

* *Voted* that Mr Odlin, Mr Badger, Mr Smith M^r A * 13-491
Parker and Mr Young with such of the Honb^l Senate
as they may join be a Committee to consider in what manner the Act for carrying into effect the Ordinance of Congress of the [13th] 18th of Septr last shall be printed and dispersed to the Several Towns and places in this State — Sent up by Mr Hoit

Voted that the Revr^d Israel Evans be allowed forty shillings for his service as Chaplain to the General Court the present Session and that the Same be paid out of the Treasury by order of the President — Sent up by Mr Eames

Voted that the ballance of the account of John Calfe [Calef] Esqr amounting to three pounds Six shillings and Six pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Eames

The Committee on the Petition of Daniel Brewster reported that the prayer of said Petition be granted Signed Pierce Long for the Committee which report being read and considered *voted* that it be received & accepted and that the Honb^l the judges of the Inferior Court govern themselves accordingly —

Sent up by Mr Clark

Voted that the Account of Col^o William Page [for doctering James O'Neil] amounting to nine pounds Seven shillings and nine pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Page

Voted that the Account of Josiah Nelson amounting to five pounds three shillings & Six pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Tainter

Voted that the Secretary be directed to give information to the Honb^l Gentlemen who are appointed Senators to the
Congress of the United States of their * appointment as * 13-492
soon as conveniently may be and that they be desired
to give an answer to the General Court at their next Session —

Sent up by Mr Brown

Voted that the Account of Caleb Buswell amounting to two pounds three shillings & six pence be allowed and paid out of the Treasury by order of the President Sent up by Mr Tainter

The Committee for considering in what manner the Act for carrying into effect the Ordinance of Congress of the 13th of Sept[r] last Reported that the Secretary be ordered immediately to procure as many printed copies of the said Act as may be sufficient for each Town and parish and that the Same be forwarded by Express as soon as may be to the sherriffs of the Several Counties with a Special direction to transmit them to the select men of the Several Towns and parishes within their respective counties — Signed Christopher Toppan for the Committee which report being read & considered *voted* that it be received and accepted —

Sent up by M[r] Brown

The Committee to consider at what time and to what time and place this Court shall be adjourned reported that they adjourn this day to meet again at Exeter on Wednesday the twenty fourth day of December next Signed Robert Wallace for the Com[tee] which report being read and considered *voted* that it be received and accepted, and that his Excellency the President with advice of Council be desired to adjourn said Court accordingly —

Sent up by M[r] Frink

Voted that the Committees for making sale of the excise in the Several Counties in this State be directed not to proceed in the sale thereof until after the next Session of the General Court —

Sent up by M[r] Burnam

* 13-493 * *Voted* that the account of Maj[r] William Duncan amounting to two pounds be allowed and paid out of the Treasury by order of the President — Sent up by M[r] Butler

The Secretary came down and gave information that his Excellency the President with advice of Council has thought fit to adjourn the General Court to meet again on Wednesday the twenty fourth day of December next at the Court House in Exeter agreably to the vote of both Houses — and that they are accordingly adjourned —

JOURNAL OF THE SENATE

CONTAINING THE PROCEEDINGS

FROM DECEMBER 24, 1788, TO FEBRUARY 7, 1789.

JOURNAL OF THE SENATE.

At a Session of the General Court holden at Exeter agreeably to adjournment, on Wednesday the twenty fourth day of December 1788.

Present in Senate

His Excellency John Langdon Esq[r] President.

* The Honorable John Pickering Christopher Toppan * 2-412 John Bell, Ebenezer Smith John Waldron Ebenezer Webster, Amos Shepard.

Adjourned 'till to-morrow 10, O'Clock, A. M.

THURSDAY DECEMBER 25th 1788.

Met according to adjournment.

Present as yesterday, with the addition of M[r] Wallace.

A Vote, that Col. Thomas Stickney, Daniel Beede Esq[r] and Samuel Chamberlain Esquire be added to the committee, who were appointed by act of Court in January Session last for laying out a Road from Jenness's in Northwood to Barnstead, and that a bill [be brought in] for that purpose be [was] brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Thomas Sheafe and report thereon: [was brought up, read and concurred] M[r] Toppan and M[r] Waldron joined.

A Vote, for a committee to join a committee of the Senate, to take under consideration His Excellency's Message, and report what Business they Judge is necessary first to be entered and done at this Session, was brought up, read and concurred: M[r] Pickering, M[r] Smith and M[r] Bill [Bell] Joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY DECEMBER 26th, 1788.

Met according to adjournment.

Present as yesterday with the addition of [Mr.] Chase.

A Vote, that the house join in a Conference with the Honorable Senate, if they see fit as soon as may be to take under consid-

eration the several Returns for a new proportion of
*2-413 *Taxes in this State, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition and Account of Col. Samuel Hunt, and report thereon, was brought up, read and concurred: Mr Smith Mr Wallace and Mr Pickering, joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY DECEMBER 27th 1788.

Met according to adjournment.
Present as yesterday.

A Vote for a committee to join a committee of the senate, to consider of the petition of Moses George, and all simelar matters, was brought up, read and concurred: Mr Smith and Mr Shepard, joined.

A Vote, that the Secretary be desired to open, file and make out a List of the names of those Gentleman voted for as Representatives to Congress Also Electors and to lay the same before the Court for examination, was sent down for concurrence

A Vote, for a committee to join a committee of the Senate, to cast and ascertain the amount of the Inventories returned from the Several Towns in this State, was brought up, read and concurred: Mr Toppan, Mr Smith Mr Webster Mr Wallace and Mr Shepard, joined.

Adjourned 'till Monday next 3, O'Clock P. M.

MONDAY, DECEMBER 29th 1788.

Met according to adjournment.
Present as on Saturday last except Mr Waldron, and Mr Pickering.
[Adjourned 'till to-morrow, nine o'clock, A. M.

TUESDAY, DECEMBER 30, 1788.

Met according to adjournment.
Present as yesterday.]

*2-414 *A Vote, for a committee to join a committee of the Senate, to consider of the petition of A.[Abiel] Foster Esquire and report thereon, was brought up read and concurred: Mr Shepard, and Mr Smith, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Stephen Herriman and others, and

report thereon, was brought up, read and concurred: Mr Waldron, and Mr Wallace, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Joseph Buswell Jun. and report thereon, was brought up, read and concurred: Mr Pickering, and Mr Chase, joined

A Vote, granting the prayer of the petition of the Selectmen of Sutton, and giving them leave to bring in a bill accordingly, was brought up, read and concurred with this amendment that said Tax be laid for the term of three years, instead of four sent down for concurrence, brought up, concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of the Selectmen of Burton, and report thereon, was brought up, read and concurred. Mr Toppan and Mr Waldron, joined.

A Vote, for a committee to join a committee of the Senate, to be added to the committee who were appointed in November Session to consider of some papers presented by the Treasurer respecting the late Treasurers Accounts was brought up, read and concurred. Mr Chase joined.

An Act, in adition to an act entitled an Act to lay out and clear a highway From * Barnstead to Northwood in this State passed February the second Anno Domini 1788, having been read a third time, *Voted* that the same be enacted *2-415

A Vote, to hear the petition of Jonathan Rawson in behalf of Nathaniel Meserve on the fourteenth day of January next was brought up, read and concurred.

In Senate December 30th 1788.

Whereas, by the adoption of the Federal Government, an alteration in the Oaths prescribed by the Constitution of this State will soon become necessary, in order to make them conform to the General Government and the Oath therein directed to be taken by the Officers of the Individual States.

Therefore be it *Resolved* by the Senate and House of Representatives in General Court convened, that such part of the Oaths prescribed by the Constitution of this State to be taken by the Respective Officers thereof as are inconsistant with the nature of the Federal Government & the Oaths therein directed to be taken by the Officers of each State, shall be omitted in the administration thereof after the first Wednesday of March next, was sent down for concurrence

A Vote, for a committee to join a committee of the Senate to draught such public bills as may be thought proper to pass at the present Session, was brought up, read and concurred: Mr Pickering and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider of a Letter from the Treasurer, was brought up, read and concurred: Mr Pickering & Mr Bell, joined.

A Vote, on the petition of the Town of Sandwich that an order issue on the Treasurer to pay by discount out of the
*2-416 State Specie Taxes of said Town *Four pounds, seventeen shillings and Eight pence and out of the State Certificate taxes, thirty four pounds, in full of all demands on account of Taxes on public Lands, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition from Littleton, and report thereon was brought up, read and concurred: Mr Shepard and Mr Waldron, joined.

A Vote, granting the prayer of the petition of E. Fergurson that the Treasurer be directed to grant him a Note for the full value of thirty six pounds and Interest computing it value by the depreciation scale at the time it was loaned as though the first Note was in full force was brought up, read and concurred

Adjourned 'till to-morrow 9, O'Clock, A. M.

WEDNESDAY, December 31st, 1788

Met according to adjourment.
Present as yesterday.

A Vote, for a committee to join a committee on the petition of Henry Knox and Isaac Winslow, and report thereon, was brought up, read and concurred: Mr Webster, and Mr Bell, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Robert Wallace Esq. and report thereon, was brought up, read and concurred: Mr Webster, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of John Orr Esqr and report thereon, was brought up, read and concurred: Mr Smith and Mr Bell, joined.

A Vote, for a committee to join a committee of the Senate to consider of the printers accounts was brought up, read and concurred. Mr Waldron joined.

*2-417 *A Vote, granting the Prayer of the petition of the

Selectmen of Gilsom and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of James Betton Esqr and others, was brought up, read and concurred. Mr Toppan Mr Webster, and Mr Shepard joined.

A Vote, to hear the petition of Sarah Hazeltine on the Second Thursday of the next Session, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Tamworth to the second Wednesday of the next Session, was brought up, read and concurred.

A Vote, that this afternoon be assigned for opening and counting the Votes for Representatives and Electors, was brought up, read and concurred

Both branches having met together agreeably to the above Vote, the Secretary laid before the Senate and House of Representatives the votes returned for Representatives to Congress to be by them examined, which being done, the Senate retired to their Chamber.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY JANUARY 1st 1789.

Met according to adjournment.

Present as yesterday.

A Vote, that the Treasurer receive for his Salary, Responsibility of Office &c. from the twelfth of June past to the time of his resignation after the Rate of two hundred and thirty [pounds] ℔^{r} Annum. Also the sum of twenty eight pounds six shillings and eight pence, amount of one of his accounts: and two pounds fourteen shillings * The price of the book charged in his other accounts, and that it be considered in full for all his past Services as Treasurer of this State, was brought up, read and concurred

* 2–418

A Vote, for a committee to join a committee of the Senate to examine and cast the Votes returned for Representatives to Congress, was brought up, read and concurred: Mr Toppan and Mr Shepard joined.

A Vote, that there is due to the late Treasurer one hundred and seventy pounds, eight Shillings and four pence for his Salary &c &c. and that a further sum of fifty pounds be allowed for cost of printing &c was brought up, read and concurred

A Vote, on a new valuation, was brought up, read and concurred with this amendment, that all stock, whether it be money on hand or at Interest; more than the owner gives Interest for (except what is due on public Securities) and all Money or Stock improved in Trade shall be estimated at half one ℔r Cent, was sent down for concurrence, brought up, non-concurred. In Senate the foregoing Vote, was non-concurred.

A Vote, that the hearing on the petition of Richard Tripe be posponed 'till Thursday next of which all persons concerned are to take notice and govern themselves accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Jeremiah Towle and Samuel Remicks, and report thereon, was brought up, read and concurred: Mr Webster and Mr Bell joined.

A Vote, that the hearings on petitions which were to have been this day, be posponed untill to-morrow of which all persons concerned are to take notice and Govern themselves accordingly, was brought up, read and concurred

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY JANUARY 2d, 1789.

* 2–419 * Met according to adjournment.

Present as yesterday.

A Vote, that Joseph Badger Esqr, Esqr Daniel Beede Esqr and Capt. Abraham Burnham be a committee at the expence of the petitioners to view the Situation of the premises petitioned for to be incorporated into a Town, and report their opinion thereon, to the General Court at their next Session, was brought up, read and concurred.

A Vote, to hear the petition of E. Edgerly on Tuesday the twentieth day of January current, was brought up, read and concurred

A Vote, for a committee to join a committee of the [House] to consider of the petition of James Rumsey and several papers accompanying the same and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Smith joined.

A Vote, to pay the account of Joseph S. Gilman and Nathaniel Parker as Clerks to the Continental Commissioners, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate, to

take under consideration the report of the Committee appointed to settle the Treasurers accounts, was brought up, read and concurred, Mr Pickering Mr Shepard and Mr Toppan joined

A Vote, to accept the report of the Committee appointed to re-examine and cast the Votes for Representatives, was brought up, read and concurred

A Vote, to pay the Accounts of the Committee on the Treasurers accounts amounting to forty five pounds, twelve shillings, was brought up, read and concurred

A Vote, to hear the petition of H. Knox and I. Winslow on the twenty second day of January current was brought up, read, and concurred.

*A Vote, so far granting the prayer of the petition of *2-420
Col. Stickney and that the said proprietors be impowered
to compleat the Collection of the Taxes already mad[e] and committed to Timothy Walker Esqr to collect, and that the petitioner have leave to bring in a bill accordingly, was brought up read and concurred.

A Vote, to hear the petition of Benjamin Hayes on Tuesday the twentieth day of January current, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock, A. M.

SATURDAY JANUARY 3d, 1789.

Met according to adjournment.
Present as yesterday.

A Vote, accepting the resignation of J. T. Gilman Esqr as Treasurer of this State, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to consider of the proper time to proceed to the Choice of a Treasurer of this State and report thereon, was brought up read and concurred: Mr Toppan, and Mr Shepard joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of D. [Daniel] Newcomb, and report thereon, was brought up, read and concurred. Mr Smith, and Mr Toppan, joined.

A Vote accepting the report of the Committee that the General Court immediately proceed to the choice of a Treasurer, was brought up, read and concurred

The Senate agreeably to the above vote met with the House of Representatives in their Chamber and proceeded to the choice of a Treasurer.

The ballots being taken it appeared that no person was chosen to that Office.

*2-421 The ballots being again taken it appeared that *The Honorable John Calfe [Calef] Esquire, was chosen Treasurer of Said State, the Senate then retired to their Chamber.

A Vote appointing Paine Wingate Esquire a Senator on the part of this State to Congress, was brought up, read and concurred

A Vote of yesterday, to pospone the hearings which were to be heard on that day untill Tuesday next was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Selectmen of Lebanon and giving them leave to bring in a bill accordingly, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate, to consider of the petition of William Stinson and John Stark, was brought up, read and concurred: Mr Waldron, and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Mary Neal and report thereon, was brought up, read and concurred: Mr Wallace, and Mr Bell joined

A Vote, to allow Samuel Remick a Soldier Seven pounds for his Doctors Bill, was brought up, read and concurred

[A vote to pay Jer. Towle eighteen pounds two shillings and three pence for his doctor's bill, was brought up, read and concurred.]

A Vote, that Mr Wallace, and Mr Shepard with such of the House as may Join be a committee to examine and cast the Votes for Electors, and report thereon as soon as may be, was sent down for concurrence brought up, concurred: Mr Marsh Mr Green Mr Emerson Mr Richardson, and Mr Peirce joined.

Adjourned 'till Monday next 3, O'Clock P. M.

MONDAY JANUARY 5th 1789.

Met according to adjournment.

Present as on Saturday last with the addition of Mr Long

*2-422 *A Vote, so far granting the prayer of the petition of Goldsmith and Metcalf as that they be liberated untill the first Wednesday of June next upon condition that they pro-

cure good and sufficient Bondsmen to pay to the Treasurer before the first Wednesday of June the full amount of what is due upon their bonds with Interest and cost; and that the Hon. Simeon Olcott, Samuel Hunt and Benjamin West Esqr or any two of them be authorized to take such Bondsmen as they shall judge sufficient, was brought up, read and concurred.

A Vote, to hear the petition of William Page on the third Wednesday of the next Session, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY, JANUARY 6th, 1789.

Met according to adjournment.

Present as yesterday.

A Vote, that a Conference be held in the Assembly Chamber as soon as may be, if the Honorable Senate see fit upon the subject matter of the new valuation, was brought up, read and concurred.

A Vote, that the Hon. Senate and house in one Room assembled, proceed by joint ballot to-morrow Morning at 10 O'Clock to appoint Electors agreeably to an act for that purpose, was brought up, read and Non-concurred

A Vote, that the Office of the Treasurer shall be kept at Exeter in future, was brought up, read and concurred with this amendment that said Office be kept at Exeter untill the further order of the General Court sent down for concurrence, brought up, concurred.

A Vote, that whereas the committee on the petition of Daniel Newcomb Esqr in behalf of Josiah Goldsmith and Ezra Metcalf reported among other things that the bond therein mentioned should be paid according to the tenor thereof which renders * It uncertain whether orders on the Excise can * 2–423 be paid in discharge thereof.

Therefore *voted* that orders on the Excise be received by the Treasurer of this State in payment of said bond provided the same be paid by the first day of April next with Interest, sent down for Concurrence, brought up, concurred.

A Vote, granting the prayer of the petition of D. Page Esqr and giving him leave to bring in a bill accordingly was brought up, read and concurred.

A Vote, granting the prayer of the petition of William Thomas,

and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Selectmen of Winchester and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Nathan Adams, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Richard Young, and giving him leave to bring in a bill accordingly, was brought up, read and concurred

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Chandler and associates and report thereon, was brought up, read and concurred: Mr Wallace and Mr Pickering joined.

A Vote, posponing the hearing on the petition of Samuel Fifield to the fifteenth day of January current was brought up, read and concurred.

A Vote to pospone the hearings which were to have been
* 2–424 this day before the General Court untill to-morrow, * Was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of the Memoral and petition of the Reverend John Weelocks, was brought up, read and concurred: Mr Smith Mr Toppan and Mr Webster joined.

A Vote, that the Taxable Articles in the Inventory for a new proportion be estimated the rate mentioned in a Vote of the thirtieth day of December last excepting what relates to Stock in Trade and Money on hand and at Interest which is to [be] estimated at three fourths of one per Cent, was brought up, read

Adjourned 'till to-morrow 9, O'Clock, A. M.

WEDNESDAY JANUARY 7th, 1789.

Met according to adjournment.

Present as yesterday with the addition of Mr Worcester

A Vote, of yesterday, that to-morrow morning at nine O'Clock be the time assigned for going into the Choice of a Treasurer of this State, was brought up, read and concurred.

A Vote, that the Senate, and Honorable house of Representatives proceed as soon as may be to the Choice of Electors in the separate branches, was sent down for concurrence

An Act, for admitting John Poor to return to this State and for exempting him from all further prosecutions on a account of a bill of Indictment found against him at the Superior Court, held at Exeter in September 1784 or upon the recognizances given for his appearance at said Superior Court &c. having been read a third time, *voted* that the same be enacted.

John Calfe Esqr having declined the Office of Treasurer, the Senate met with the Honorable house and proceeded to the Choice of a Treasurer, and the ballots being taken, it appeared that William Gardner, Esquire was chosen to that Office.

*A Vote, for a committee to join a Committee of the * 2–425
Senate to inform William Gardner Esqr of his appointment to the Office of Treasurer of this State and if he accepts of said appointment to take bond for the faithful discharge of his duty in said Office, was brought up, read and concurred: Mr Toppan and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate, to consider what method is most proper to be taken for the appointment of Electors and report to this house, was brought up, read and concurred: Mr Pickering Mr Smith Mr Toppan Mr Wallace, and Mr Waldron, joined.

A Vote, that General Benjamin Bellows Esq. be and hereby is appointed one of the Electors of this State for the choice of the President and vice President of the United States, was sent down for concurrence, brought up, concurred.

A Vote, that the Hon. John Pickering Esquire be and hereby is appointed one of the Electors of this State for the choice of the President and vice President of the United States, was sent down for concurrence, brought up, concurred

A Vote, that the Hon. Ebenezer Thompson Esqr be and hereby is appointed one of the Electors of this State for the choice of the President and vice President of the United States, was sent down for concurrence, brought up concurred.

A Vote, that the Hon. John Sullivan Esquire be and hereby is appointed one of the Electors of this State for the choice of the President and vice President of the United States, was sent down for concurrence, brought up concurred

A Vote, that John Parker Esquire be and * Hereby is * 2–426
appointed one of the Electors of this State for the choice of the President and vice President of the United States, was sent down for concurrence, brought up concurred

A Vote, that the remainder of the hearings which were to have

been this day before the General Court be posponed untill to-morrow, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of the Resolves of Congress respecting General James Reid, and report thereon, was brought up, read and concurred: Mr Webster and Mr Bell joined.

A Vote, for a committee to join a committee of the Senate to consider of the Account of Josiah Nelson and report thereon, was brought up, read and concurred. Mr Waldron, joined.

A Vote so far granting the prayer of the petition of Stephen Powers in behalf of the Town of Croydon as that they [have] liberty to tax the Lands in Croydon, one penny per acre, for the term of three years and that they have Liberty to bring in a bill according, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Henry Little and report thereon was brought up, read and concurred: Mr Toppan joined

A Vote, for a committee to join a committee of the Senate to consider of the petition of Samuel Runnels, and report thereon, was brought up, read and concurred: Mr Smith and Mr Webster joined.

A Vote, to hear the petition of Daniel Seargent and others on Friday next, was brought up, read and concurred.

A Vote, that the new Treasurer take the report of the committee on the late Treasurers Account and therefrom State an account current and lay the same before this house, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Sen-
* 2-427 ate to nominate and report to the house out of the * Ten highest numbers voted for and returned as Electors of President of the United States the names of five persons who shall be considered as Electors for this State was brought up, read and concurred with this amendment, that Mr Toppan Mr Wallace Mr Webster Mr Chase and Mr Waldron be joined, and that said Committee report five persons out of the nomination List for Electors to be laid before the General Court for their concurrence, was sent down for concurrence, amendment Non-concurred.

A Vote, that the names of ten persons who have the highest number of Votes as Electors for a President of the United States be put into a box and the Secretary and Clerk of the house under the Inspection of two members of each branch draw out the names of five persons who shall be considered as Electors for this State, was brought up, read and non-concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY, JANUARY 8th, 1789.

Met according to adjournment.
Present as yesterday except Mr Long.

A Vote, to hear the petition from Croydon and Plainfield on the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, so far granting the prayer of the petition of Sundry Towns in the County Hillsborough, as that they have an half shire Town in the nothern part of said County, and that Jonathan Gove Mr Cyrus Baldwin Capt Thomas [Charles] Barrett, Ebenezer Webster and Mr Levi Harvey be a committee at the cost of the petitioners to view the Situation of the County of Hillsborough, and report in what Town they think proper that the Courts shall be held for the Nothern part of said County * And * 2–428 make their report to the General Court at their next Session, was brought up, read and concurred.

A Vote, to hear the petition of Henry Millan on Tuesday the twenty fourth day of January current, was brought up, read and concurred.

A Vote that the Electors within this State for President and vice President of the United States meet at Exeter on the day appointed by the Resolve of Congress for that purpose, was brought up, read and concurred.

A Vote, granting the prayer of the petition of James Smith of Durham, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY JANUARY 9th, 1789.

Met according to adjournment.
Present as Yesterday.

A Vote, that Samuel Runnels be allowed and paid for three Months service from the first day of January 1779 to the last day of March 1779, in the same way and manner as other soldiers in the three years Service were paid and that the President give order accordingly, was brought up, read and concurred.

A Vote, to hear the petition of Winthrop Marstin on the twentieth day of January current, was brought up, read and concurred.

A Vote, that a committee be appointed to burn the Dollar bills of the Long form and copper Plate bills Old Notes of various de-

nominations taken up. Interest Certificates received for taxes and new Emission shall be burnt. Presidents Orders on Specie Accounts (excepting those on which balances are due) be stampt;

Als[o] President orders on the State; facility account;
*2-429 also some State money *Received and consolidated, likewise Presidents orders for which Certificates have been given to draw small orders. And that Notes and orders to large amount in the hands of the Comptroller of Accounts should be taken up, and Stampt. all which are perticularly specified in the report of the Committee on the Treasurers account and that the Secretary deliver the keys, books, Continental Money of the Old Emission, remainder of the papers and other things belonging to the Treasury, to the new Treasurer he receipting for the same to the Secretary; and also that Mr M'Murphey, Mr Torr, Mr O. Parker Mr A. Parker, and Mr Young with such of the Honorable Senate as they may join be a committee to see the foregoing carried into effect, was brought up, read and concurred. Mr Toppan Mr Smith and Mr Shepard joined.

A Vote, to hear the petition of the Selectmen of Allenstown on the third Wednesday of the next Session was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Richard Tripe to the second Tuesday of the next Session, was brought up, read and concurred

A Vote, to pospone the hearing on the petition of Jacob Shaw and Daniel Noyes to the second Tuesday of the next Session, was brought up, read and concurred

A Vote, to pospone the hearing on the petition of Andrew Simpson untill Tuesday the Twentieth day of January, current, was brought up read and concurred.

A Vote, that the remainder of the hearings which were to have been this day before the General Court, be posponed untill Tuesday next, was brought up, read and concurred.

An Act, to enable John Neal and Mary Neal both [of]
*2-430 Londonderry in the County of Rockingham *In the State of New-Hampshire Administrators of the Estate of the late John Neal late of Londonderry Esquire deceased to collect and recover the Excise &c. from the Several Inhabitants of the County of Hillsborough in said [state] and others who have sold Spirituous Liquors in said County, between the first day of October 1784, and the first day of October, 1787, having been read a third time, *Voted* that the same be enacted.

Adjourned 'till to-morrow 9 o'Clock A. M.

SATURDAY, JANUARY 10th, 1789.

Met according to adjournment.
Present as yesterday.

A Vote, that Mr Smith, Mr Webster and Mr Pickering with such of the Hon. House as they may join be a committee to enquire and report what Lands belong to this State, and what method shall be taken for the recovery and granting thereof for the use of this State, was sent down for concurrence, brought up, concurred: Mr Plumer, Mr Sullivan, Mr Barret, Mr Page, and Mr Freeman, joined.

A Vote, that Mr Pickering, Mr Smith, Mr Shepard be a Committee, with such of the Hon. house as they may join to consider and report what alterations are necessary to be Made in the Act of this State entitled an act to restrain the taking of excessive Usury, was sent down for concurrence, brought up concurred: Mr Hale, Mr Hoit, Mr Duncan, Mr Frink & Mr Eames, joined.

An Act, for taxing land in the Town of Croydon, having been read a third time, *voted* that the same be enacted.

Adjourned till Monday next 3, O'Clock P. M.

MONDAY JANUARY 12th, 1789.

Met according to adjournment.
Present as on Saturday last.

*A Vote, for a committee to join [a committee] of the Senate to consider of the petition of the Proprietors of the Town of Haverhill; also the petition of Charles Johnston and Ezekiel Ladd, was brought up, read and concurred: Mr Toppan and Mr Worchester joined. *2-431

A Vote, to hear the petition of Richard and Simon Jenness on the Twenty second day of January Instant, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to consider of the Account of S. Ladd, and report thereon, was brought up, read and concurred: Mr Smith, joined.

A Vote, that Abiel Foster Esqr draw the pay due to William Erwin, (Deceased) on Capt Ebenzer Websters Roll, being the sum of Eight pounds nineteen shillings, and account with the Selectmen of Canterbury, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Robert Wier, and report thereon, was brought up, read and concurred, Mr Bell and Mr Shepard, joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY JANUARY 13th, 1789.

Met according to adjournment.
Present as yesterday.

A Vote, that the members of the Honorable Senate and house of Representatives and their Officers have the same allowance for travel and attendance as at the last Session, and that the Secretary and Clerk make up, the respective Rolls accordingly, was brought up read and concurred.

A Vote, for a committee to join a committee of the Senate, to take under consideration the Militia Laws now in force and report such alterations and amendments as they shall judge
*2-432 necessary * Was brought up, read and concurred: Mr Webster Mr Shepard and Mr Smith joined.

A Vote, for a committee to join a committee of the Senate to take under consideration the present Mode of paying the Members of the house of Representatives for attendance and report such alterations as they shall see fit, was brought up, read and concurred: Mr Toppan, and Mr Pickering joined.

A Vote, to pay the Committee for selling the Excise in the County of Strafford in 1788, amounting to three pounds eighteen shillings, was brought up, read and concurred

Vote, to pospone the hearing the petition of James Swain on Wednesday the twenty first Instant, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Selectmen of Hanover, was brought up, read and concurred: Mr Smith, and Mr Shepard, joined

A Vote, to pay the Account of John [Jonathan] Parker Esquire for dispersing Acts, amounting to six pounds twelve shillings, was brought up, read and concurred

A Vote, granting the prayer of the petition of William Chandler and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider the Laws now in force respecting Grammar Schools, was brought up, read and concurred: Mr Pickering, Mr Worchester, joined.

An Act to vest the exclusive priviledge of keeping a ferry over a certain part of Connecticut River in William Dana his heirs and assigns, having been read a third time *voted* that the same be enacted.

An Act to vest the exclusive priviledge of keeping a ferry over a certain part of Connecticut River in Richard Young his heirs and assigns having been read a third time *voted* that the same be enacted.

*A Vote, granting the prayer of the petition of Daniel Seargent and others, and giving them leave to bring in a bill accordingly, was brought up, read and concurred. *2-433

A Vote granting the prayer of the petition of Sarah Moulton and Thomas Leavett, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

Upon reading and considering the petition of John Wendell *voted* that the prayer thereof be so far granted as that the former Committee reconsider the subject matter therein mentioned, sent down for concurrence, brought up, concurred.

A Vote, that the remainder of the hearings which were to have been this day be posponed untill to-morrow, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Thomas Sheafe and giving him leave to bring in a bill accordingly, was brought up read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

WEDNESDAY JANUARY 14th, 1789.

Met according to adjournment.

Present as yesterday.

A Vote, to pay the Account of Doctor Mark How amounting to four pounds one shilling and eight pence for doctoring Moses Shaw and David Meloon, Continental Soldiers, was brought up, read and concurred

A Vote, that the Committee on the Resolves of Congress Respecting General Reid take under consideration the matter in which Invalids, shall receive the pay due or that may become due in future and report thereon was brought up read and concurred.

*A Vote, for a Committee to join a committee of the Senate on the Memoral and Account of John Sherburne Esqr and report thereon, was brought up, read and concurred: Mr Toppan and Mr Waldron, joined. *2-434

A Vote, that the Committee appointed in November last for making sale of the Excis[e] in the several Counties in this State, proceed as soon as may be to advertise and make sale of the Ex-

cise excepting the Committee named in said Vote, for the County of Cheshire and instead of the persons there named the Committee consist of Col. John Bellows Col Amos Shepard and John Hubbard Esqr was brought up, read and concurred.

A Resolve, that the Judge of Probate for the County of Rockingham be and hereby is impowered to appoint Commissioners to receive and examine the Claim of the Trustees of Dartmouth Colledge being a donation deposited in the hands of the late governor [John] Wentworth against said Wentworth and other unadjusted claims and that six Months from this time be allowed for said purpose, was brought up, read and concurred with this amendment; that if the Commissioners report the principal sum due, the demand if the State be sufficient, shall be paid in the same manner as other similar Demands against said Estate, was sent down amendment concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the Laws now in force respecting Weights and Measures and report a bill for repealing the same or making such alterations as they may Judge necessary, was brought up, read and concurred: Mr Smith and Mr Wallace, joined.

A Vote, for a committee to join a Committee of the Senate to take under consideration the Laws respecting highways, and report what is further necessary to be done respecting the same in unincorporated places; was brought up, read and concurred: Mr Chase, and Mr Worcester joined.

* 2–435 *A Vote, for a committee to join a Committee of the Senate, to consider of the petition of Seth Gunnett and others and report thereon, was brought up, read and concurred: Mr Bell and Waldron, joined.

A Vote, granting the prayer of the petition of Capt Robert Weir, and giving him leave to bring in a bill accordingly, and that he also be directed to notify said Gould at least thirty days before the first Superior Court that is to set in the County of Grafton with a Copy of the act that shall pass in consequence thereof and that he enter said appeal at the next Superior Court to sit in said County but not afterwards, was brought up, read and concurred.

A Vote, to pospone the hearings on the petition of Joseph Hicks, and Nathaniel Meservey, untill Wednesday next, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Enoch Johnson to Wednesday the twenty first day of January current in order

that Samuel White Esq[r] and Samuel White Jun. both of Haverhill and Commonwealth of Massachusetts have opportunity personally to appear and answer such Interrogations on Oath as may be put to them respecting the Subject matter of said petition otherwise said Johnson will be admitted to his oath respecting the premises of which all persons concerned are to take notice and govern themselves accordingly, was brought up, read and concurred:

A Vote, that the Remainder of the hearings which were to have been this day be posponed untill to-morrow, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY, JANUARY 15th, 1789.

Met according to adjournment.

Present as yesterday.

*A Resolve that the Treasurer be directed to call on all *2-436 Farmers of Excise to discharge their Bonds to the State Immediately and in case the obligators still neglect, [the] Treasurer take the Legal method to compel payment, as soon as may be, was sent down for concurrence.

A Vote, adding M[r] Simpson to the Committee for casting Inventories, was brought Up, read and concurred.

A Vote granting the prayer of the petition of Sarah Moulton and giving her leave to bring in a bill accordingly, was brought up, read and concurred

An Act for confirming to James Smith of Durham in the County of Strafford Gentlemen and Eleanor his Wife in her right two hundred and forty Acres of Land in Rochester in said County in lieu of Equal quantity of Lands devised to her [father] Thomas Westbrook Waldron late of Dover in said County Esquire deceased and afterward conveyed by said Waldron for a like quantity of Acres, in exchange therefor, having been read a third time, *voted* that the same be enacted.

An Act to authorize and empower Thomas Sheafe of Portsmouth Merchant to take administration on the Estate of Edward Butler Marriner on the Estate of Elizabeth Butler deceased, late Wife of the said Edward, having been read a third time, *Voted* that the same be enacted

A Vote, that General James Reid be paid as other Invalids of this State up to the first day of January 1788 and that all Invalids

of this State from said time be paid Agreeably to a Resolve of Congress of the Eleventh of June 1788, untill further order of the General Court was brought up, read and concurred.

A Vote, to allow Peter Johnson eight pounds ten Shillings amount of his account for doctoring and that the same be charged in the Continental Accounts, was brought up, read and concurred.

* 2–437 *A Resolve, that the Inferior Court of Common pleas [to] be holden at Portsmouth on the first Tuesday of February next be and hereby is adjourned to the first Tuesday in March next and that all writs &c. returnable to and sustainable at said Inferior Court shall be returned to and sustained by said Court at said adjournment in like manner to all intents and purposes as if the same Court had not been adjourned, and that all parties concerned take Notice thereof and govern themselves accordingly, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate, to consider of the petition of Israel Morey and report thereon, was brought up, read and concurred: Mr Smith and Mr Wallace joined.

A Vote, to pospone the hearing of Sarah Moulton untill the second Thursday of the next Session, was brough(t) up, read and concurred.

A Vote, granting the prayer of the petition of William Reid and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

An Act, to empower the Executors of the last will and Testament of Jonathan Moulton late of Hampton Esquire deceased to redeem certain Lands mortgaged by and to discharge in full an obligation of the said Jonathan, having been read a third time, voted that the same be enacted.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of John Lauglin and report thereon, was brought up, read and concurred.

A Vote, to pospone the Remainder of the Hearings which were to have been this day untill to-morrow was brought up, read and concurred.

An Act, for opening Sluices in each Dam accross Asuelot
* 2–438 River so that Salmon and other Fish may *Have free passage through the same from Connecticut River, having been read a third time *Voted* that the same be Enacted.

An Act, to impower Nathan Adams and Joanna Adams to sell

the real Estate of Dimon Creesy deceased having been read a third time, *Voted* that the same be Enacted.

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY, JANUARY 16th, 1789.

Met according to adjournment.

Present as yesterday.

A Vote that Mr Pickering, Mr Shepard, with such of the honorable house as they may join be a committee to consider whether General Reid shall be enrolled in the list of Invalids and what pay he is entitled to agreeably to a Resolve of Congress, was sent down for concurrence, brought up, concurred and joined.—

A Vote, that the petition from Seth Gunnett and others that the Petitioners in future pay their taxes to Eaton untill the further order of Court, was brought up, read and concurred.—

A Vote, for a committee to join a committee of the Senate, to consider of a Resolve respecting calling upon Farmers of Excise, and report thereon, was brought up, read and Concurred: Mr Long and Mr Wallace, joined.

A Vote, that Russell Freeman Esquire be and hereby is appointed one of the Committee for making Sale of the Excise in the County of Grafton Instead of Jonathan Freeman Esqr was brought up, read and concurred.

A Resolve that the time for examining Invalids, be lenthened Out untill further order of the General Court; and that Do[c]tor Samuel Tenney, Doctor William Parker, and Captan Dudley Odlin or either two of them be and hereby are, *Appointed a committee to Examine all Invalids who may apply and give certificate agreeable to said Act, untill further orders, was brought up, read and concurred with this amendment, that no such Invalids shall be inrolled untill the further order of Congress, was sent down for concurrence, amendment brought up, concurred. *2-439

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Elizabeth Wallingford, and [report] thereon, was brought up, read and concurred: Mr Waldron and Mr Chase, joined.

A Vote, for a Committee to join a Committee of the Senate, to consider of the petition D. Rindge and J. [John] Peirce Esqrs and Report thereon, was brought up, read and concurred: Mr Smith and Mr Bell, joined.

A Vote, for a committee to join a committee of the Senate to take under consideration the Excise Act and report such alterations as they may judge necessary, was brought up, read and concurred: Mr Smith and Mr Webster, joined.

A Vote to accept the report of the Committee on the petition of General Reid viz. that he be enrolled on the pension list and is entitled to receive half pay as a Brigadier from the March 1786 according to the Resolve of Congress untill the further order of Congress or of this State, was brought up, read and concurred.

A Vote, for a Committee to join a Committee of the Senate, to consider of the petition of Samuel Bean, and report thereon, was brought up, read and concurred: Mr Wallace, and Mr Chase joined.

A Vote, granting the prayer of the petition of Soloman Hutchinson and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pospone the hearing[s] which were to have been this day, untill Friday next, was brought up, read and concurred.

* 2–440 *Adjourned 'till to-morrow 9, O'Clock.

SATURDAY JANUARY 17th, 1789.

Met according to adjournment.
Present as yesterday.

A Vote, of Yesterday to pospone the hearing on the petition of Sarah Hartshorn which was to have been on that day untill this day, was brought up, read and concurred.

An Act, to make valid the title of certain Lands in the Town of Hanover, having been read a third time, *Voted* that the same be enacted.

Whereas by a Vote, of the Legislature of this State of the fifteenth Instant all Invalids were ordered to be paid as other Invalids have been paid and by a Vote of the sixteenth Instant Respecting General James Reid's pay it is ordered he shall receive half pay according to the Resolves of Congress upon which Votes some doubts may arise as to the manner of General Reids pay: to remove which and to carry into effect the real designs of said last mentioned vote, tho[ugh] not expressed therein, *Voted* that General Reid be paid in the same manner as other Invalids have and shall be paid agreeably to the tenor of said Vote, of the fifteenth Instant, was sent down for concurrence, brought up, concurred.

An Act, to restore Robert Weir to his Law, having been read a third time, *Voted* that the same be enacted.

A Vote, granting the prayer of the petition of Ebenezer Ingalls and giving him leave to bring in a Resolve for lenthening the time for redeeming the Lands sold to Thomas Rand, was brough(t) up, read and concurred.

A Resolve, on the petition of Ebenezer Ingalls that the said Ingalls have further Liberty, at any time within two Months from the passing thereof to tender said Certificates and Silver Money to the said Rand and that upon tender thereof being so made the Deed *From said Ingalls shall be null and *2-441 void; any Law usage or custom to the Contrary notwithstanding, was brought up, read and concurred.

A Vote, to hear the petition of Col. Johnston and E. Ladd, Esq^rs on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, that Samuel Bean receive Twenty pounds for his Service for postage of papers &c. out of the revinue arising from the Impost or Excise, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to take under consideration the sum necessary to be raised the current year and report a supply bill, was brought up, read and concurred. Mr Toppan, Mr Smith and Mr Pickering joined.

A Vote, to accept the report of the Committee on the petition of the proprietors of the Township of Haverhill that the bill of Cost be committed to the Judges of the Inferior Court for the County of Rockingham to be examined corrected as they shall think just and equitable, was brought up, read and concurred.

A Vote, granting the prayer of the petition of S. [Sarah] Hartshorn and giving her leave to bring in a bill accordingly, was brought up, read and concurred.

An Act to authorize and impower the Proprietors of Rumford alias Concord to Collect a certain Tax assessed on the common and undivided Lands in said Rumford; and Also on certain Divisions mentioned in said Assessment made the fifteenth day of March Anno Domini 1773 and Committed to Timothy Walker Esqr having been read a third *Voted* that be Enacted.

A Vote, for a committee to join a committee of the Senate to Report what Salaries shall be allowed the Officers of the Civil List, was brought up, read and concurred. Mr Waldron, Mr Bell and Mr Worcester, joined.

Adjourned 'till Monday next at 3 O'Clock P. M.

* 2–442 * MONDAY, JANUARY 19th, 1789.

Met according to adjournment.
Present as on Saturday, last.

A Vote, to accept the report of the committee to enquire what lands belong to this State &c. that a Special Court of five persons be appointed and vested with proper authority to hear, try and determine all complaints which may be exhibited to him [them] respecting any delinquencies whereby a forfiture may be alledged to have been incurred, and that in all cases where defence is made the enquiry shall be made by a Jury and in cases of a Default, the Court shall render Judgment as the Law Directs in other Cases, was brought up, read and concurred.

A Vote, that William Parker and Oliver Peabody Esquires be added to the Committee for draughting public Bills, was brought up read, and concurred.

A Vote, that Mr A. Parker and Mr Abbott be added to the Committee on the Memoral of D. [Dr] Wheelock, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate, to take under consideration and report some more easy and less expensive method of hearing and determining on such petitions from Towns and Individuals as have heretofore been heard and determined before the General Court, was brought up, read and concurred: Mr Webster, and Mr Pickering joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY JANUARY 20th, 1789.

Met according to adjournment.
Present as yesterday.

A Vote, granting the prayer of the petition of Parker Stevens and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to hear the petition of the Inhabitants of Hillsborough on the third Wednesday of the next Session, was brought up, read and concurred.

* 2–443 * An Act to preserve the Fish in Piscataqua River and the branches thereof, having been read a third time *Voted* it pass to be enacted, sent down for concurrence brought up concurred.

A Vote, for a committee to join a Committee of the Senate

to consider of a motion made by Samuel Hale Esq[r] respecting procuring Hemp-Seed and raising Hemp, and Report thereon, was brought up, read and concurred: M[r] Chase and M[r] Pickering joined.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of George Jaffrey and others, was brought up, read and concurred: M[r] Worcester M[r] Shepard, and M[r] Smith joined.

A Vote, that the Committee who are appointed to consider of a Vote, respecting Excise; also consider of the propriety of Issuing Extents for outstanding taxes, and report thereon, was brought up, read and concurred.

A Vote, to pay the Account of Thomas Bickford amounting to £11..16..3 was brought up, read and concurred.

An Act for taxing Land in the Town of Bradford having been read a third time, *Voted* that the same be enacted.

A Vote, granting the prayer of the petition of Samuel Mansfield, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Towns of Lancaster, Northumberland and Strafford [Stratford] and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

An Act empowering certain persons to set off the Dower of Sarah Moulton Widow in the late Estate of her late husband Jonathan Moulton Esq[r] Decease[d] having been read a third time, that the same be enacted.

A Vote, granting the prayer of the petition of James Ray, and Others and that they have leave to bring in a bill accordingly, was brought up, read and concurred.

*A Vote, to pay the Account of Doctor Jackson *2–444
amounting to four pounds, seven shillings to be paid,
out of the Impost, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Z. Edgerly and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pospone the hearing which were to have been this day, untill to-morrow, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

WEDNESDAY JANUARY 21st, 1789.

Met according to adjourment.
Present as yesterday.

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Ephraim Robinson, and others and report thereon, was brought up, read and concurred Mr Toppan, and Mr Webster joined.

A Vote, granting the prayer of the petition of Jedediah Taintor and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, allowing Robert Wallace Esqr four pounds four Shillings for carrying proclamations &c. &c. to Col. Hunt was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Non-resident propritors of the Town of Lyman, and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Smith joined.

A Vote, to pay the Roll of Capt. Titus Salter amounting to one hundred and forty pounds, was brought up, read and concurred.

An Act to enable David Page Esq. to sell certain Taxes for the proprietors of Conway committed to him to collect before the late revolution, having been read a third time, *Voted* that the same be enacted.

* 2–445 * A Vote, to pospone the hearings which were to have been this day 'till to-morrow, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Samuel Sherburne and others and report thereon, was brought up, read and concurred. [Mr. Toppan and Mr. Smith joined.]

A Vote, granting the prayer of the petition of John M'Laughlin and giving him leave to bring in a bill accordingly, was brought up, read and Non-concurred.

A Vote, to hear the petition of Elizabeth Young on the twenty ninth day of January current, was brought up, read and concurred.

An Act, for taxing the lands in the Town of Sutton, having been read a third time, *Voted*, that the same be enacted.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY, JANUARY, 22nd, 1789.

Met according to adjournment.
Present as yesterday.

A Vote, granting the prayer of the petition of Joseph Hicks, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of James Swain, and report thereon, was brought up, read and concurred: Mr Toppan and Mr Waldron joined.

A Vote, granting the prayer of the petition of Nathaniel Meserve and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to take under consideration a Letter from his Excellency the President and report thereon, was brought up, read and concurred, Mr Toppan and Mr Shepard joined.

*A Vote, for a committee to join a committee of the *2-446
Senate to consider of the petition of Major S. Marston,
was brought up, read and concurred: Mr Webster, and Mr Chase, joined.

A Vote, for a committee to join a committee of the Senate to consider whether there shall [be] any further allowance made to Messrs Lamson and Ranlet, for printing the Election Sermon, and report thereon, was brought up, read and concurred: Mr Worcester, joined.

A Vote, to pay George J. [Jerry] Osborne for printing Journals of the Honorable house, thirty four pounds, seven shillings and six pence, and five pounds for printing Proclamations; Also to pay John Melcher, nine pounds seven Shillings and six pence, for printing Journals of the Honorable Senate, was brought up, read and concurred.

An Act to enable Soloman Hutchinson of Merrimac to have a re-hearing of the cause between him and one Jesse Marshall of Westford having been read a third time, *voted* that the same be enacted.

A Vote, granting the prayer of the petition of Benjamin Hayes, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of Andrew Mack &c. &c. was brought up, read and concurred; Mr Wallace and Mr Webster joined.

A Vote, granting the prayer of the petition H. [Henry] Knox, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Richard Jennèss untill Wednesday next, was brought up read and concurred.

A Vote, to pospone the hearing on the petition of Joseph Hicks untill the third Wednesday of the next Session, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Winthrop Marstin, untill to-morrow, was brought up, read and concurred.

* 2–447 * A Vote, to pospone the further Consideration of the petition of Enoch Johnson untill the parties have time to bring in a bill for referring the same according to agreement, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to take under consideration of the propriety of procuring a number of printed Copies of the Laws of this State, and report thereon, was brought up, read and concurred: Mr Smith, and Mr Webster, joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY JANUARY, 23^{d}, 1789.

A Vote, granting the prayer of the petition of the Selectmen of Haverhill and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to accept the report on the Memoral of Daniel Rindge and John Pierce Esq^{rs} that on any of the Masonian Proprietors giving good security for the payment of any part or proportion of said State Notes according to the Tenor of said Bond. That the Treasurer be and hereby is directed on receiving such Security to indorse the same sum or sums on the bond of said Rindge and Peirce: Provided that the sums Offered to be so secured by new bonds are not for any sum less than one hundred pounds of said Notes and are produced and indorsed within thirty days from the date hereof on condition that the petitioners discharge all costs which may arise in consequence thereof, was brought up, read and concurred.

A Vote, to hear the petition of Simon Marston on Friday next, was brought up, read and concurred.

An Act to vest the Exclusive priviledge of keeping a ferry over

a certain part of Connecticut River in Parker Stevens of Peirmont his heirs and assigns, having been read a third time, *Voted* that it pass to be enacted.

*A Resolve, that Thomas Challis of East Kingstown during the time of his coming to attendance at and returning from this Court on the hearing on the petition of Samuel Fifield, be exempt from all civil process against his body and all executive Officers; are to take notice and govern themselves accordingly, was brought up, read and concurred. *2–448

A Vote, to pay the account of Josiah Nelson amounting to seven pounds five shillings and ten pence, for carrying Acts, was brought up, read and concurred.

An Act, empowering certain persons therein named to act for and in and for a person, non-compos mentis and three minors, to whom they are Guardians, having been read a third time, *Voted* that the same be enacted.

A Vote, to accept the report of the Committee on the petition of Elizabeth Wallingford, that act or Resolve pass the General Court authorizing the President with advice of Council to appoint two or three Judges to be added to the Standing Judges of Said Superior Court who with such standing Judges of said Superior Court or three of them be empowered to receive said Judgment and either to alter or affirm the same, was brought up, read and concurred with this amendment, that a Special Judge be added to the standing Judges of the Superior Court in the Room of Judge Langdon, who being related declines sitting in the Cause, sent down, brought up concurred with this amendment that two special Judges be appointed, which was concurred.

Adjourned 'till to-morrow morning 9 O'Clock.

SATURDAY, JANUARY 24th, 1789.

Met according to adjournment.
Present as Yesterday.

An Act to set off and incorporate a number of Inhabitants living in the notherly part of Amherst with a number of other inhabitants in said Town by certain lines into a Parish, having been read a third time, *voted* the same be enacted.

*A Vote, granting the prayer of the petition of S. [Samuel] Fifield and giving him leave to bring in a bill accordingly, was brought up, read and concurred. *2–449

A Vote, to accept the report of the Committee on the petition of

James Swain that the Deeds given by him to Benjamin Varnum, were Illegal and that the Conditions on which said Deeds were given were not complied with on the part of said Varnum, they therefore reported that the Deeds from Swain to Varnum, should be nul and Void, and that they have leave to bring in a bill accordingly, was brought up, read and concurred.

The committee on Excellency's Letter this Day received, beg leave to report the following Answer.

May it please your Excellency.

The Senate and House of Representatives having been honored with your Letter of this day, containing a resignation of the Office of chief Magistrate beg leave to assure your Excellency that they most sensibly realize the Loss they sustain by your Excellency's leaving the Chair of State in which you were placed by the free suffrages of your fellow Citizens. The regret which they cannot but feel on this occasion is greatly allivated when they reflect on the agreeable prospect they have of your Excellency's service in the important Office to which you have been appointed in the new Government. When they consider your Excellency's abilities, commercial knowledg. and experience in the Various concerns of the State and Review your conduct in the many and important Offices you have sustained with Reputation to yourself and entire approbation of your fellow Citizens they are led to entertain the most flattering hopes that your Excellency's future Services may be eminently useful to this State.

* 2-450 The Legislature sincerely thank your Excellency * For the Many and repeated proofs they have had of your attention to them and unremitted endeavors to promote the Welfare of the State.

They are happy that the Office which Excellency has Resigned, is filled for the present year by a Gentleman of whose abilities and integrity they have the most Unequivocal proofs

With the most ardent wishes for your personal happiness and Welfare, they most cordially unite with your Excellency in praying that the Citizens of this State may long enjoy the blessings of true liberty and good Government.

which is submitted by Christopher Toppan } for the Committee.

In Senate January 24th, 1789.

The report of the Committee on his Excellency's having been read, *voted* that it be receiv'd and accepted, and that Mr Toppan, and Mr Smith be a committee with such of the Hon. house as they

may Join to present the same to his Excellency John Langdon Esquire was sent down brought up, concurred.

An Act to empower the Honorable Henry Knox Esq[r] agent appointed by the State of Massachusetts on the Estate of the late Thomas Flucker Esq[r] Deceased and Isaac Winslow Merchant Excutor of the last will of Isaac Winslow late of the same State Esquire deceased to execute Deeds of certain Lands in Nottingham West, having been read a third time, *Voted*, that the same be enacted.

A Vote, to accept the report of the Committee on the petition of John Wheelock Esq[r] in behalf of the Trustees of Dartmouth Colledge, that for the encouragement of Literature a grant of eight miles Square of Land adjoining upon the old Canada line, and Connecticut River be made for the benifit of that Seminary, not infringing upon former grants, and that the President and Council * Of this State for the time being be added * 2–451 to and incorporated with the Trustees thereof and that they have the superintendance of the Expenditures of all Donations which have been or may hereafter be made by New Hampshire, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate, to consider of the petition of Jonathan Blake Esq[r] and report thereon, was brought up, read and concurred: M[r] Smith and M[r] Worcester joined.

A Vote, for a committee to join a Committee of the Senate, to consider of the petition of Samuel Cherry, and report thereon, was brought up, read and concurred: M[r] Bell and M[r] Webster joined.

A Vote, granting the prayer of the petition of Winthrop Marston and giving him leave to bring in a bill accordingly, was brough(t) up, read and concurred.

A Resolve, that it is the opinion of the General Court that when the Chair Government shall be vacated by the Resignation of the President the Stile of the Senior Senator whilst in the Chair of Government, shall be the President of the State of New-Hampshire "and this title," "His Excellency" was brought up, read and concurred.

A Vote, for a Committee to join a Committee of the Senate to consider of the petition of Jonathan Bowles and others and report thereon, was brought up, read and concurred: M[r] Webster and M[r] Shepard joined.

Adjourned 'till Monday next 3, O'Clock P. M.

MONDAY, JANUARY 26th, 1789.

Met according to adjournment.

Present as on Saturday, with the addition of Mr Long.

Whereas, the time for farming out the Excise in the several Counties is nearly expired. Therefore be it resolved that the time for farming out said Excise be lengthened out untill the first day of March next and that the Committees proceed to make sale of said Excise before said time is expired, was brought up, read and concurred.

*2-452 *A Vote, that the Committee on the Vote which came down from the Honorable Senate, respecting calling on Farmers of Excise, Also consider the propriety of calling on the Impost Officer, and report thereon, was brought up, read and concurred.

A Vote, for a Committee to join a committee of the Senate, to consider of and report the most proper method for taking up and passing upon the several Inventories returned for a new proportion, was brought up, read and concurred: Mr Toppan, Mr Long, and Mr Webster joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY JANUARY 27th, 1789.

Met according to adjournment.

Present as Yesterday.

A Vote, for a committee to join a Committee of the Senate to consider of the Account of Major Samuel Young, and report thereon, was brought up, read and concurred with this amendment that they take up this and all similar matters. Mr Waldron and Mr Bell joined.

A Vote, to hear the petition of Levi French on the second Tuesday of the next Session, was brought up, read and concurred.

An Act, for altering the time of holding the Court of General Sessions of the Peace for the County of Strafford, having been read a third time, *Voted* that the same be non-concurred.

An Act, to restore Joseph Hicks Esqr to his Law, having been read a third time, *Voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate to consider of the petition of James Reid and report thereon, was brought up, read and concurred: Mr Webster, Mr Bell and Mr Long, joined.

An Act, to enable Nathaniel Meserve of Barnstead in the County of Strafford, to review at the next Superior Court of Judicature an action heretofore brought by said Meserve against one Benjamin Hill, having been read a third time, *Voted* that the same be enacted.

* A Vote, for a committee to join a Committee of the * 2–453
Senate, to consider of a Receipt signed by the late Treasurer to Thomas Odiorne Esqr Receiver General of Non-Resident Taxes, and report how the present Treasurer shall settle the same, was brought up, read and concurred: Mr Long and Mr Toppan joined.

A Vote, for a committee to join a committee of the Senate to take into consideration the propriety of Reducing the number of Terms in which the General Sessions of the peace by the Law are allowed to meet in the Several Counties in this State and report thereon, was brought up, read and concurred: Mr Smith and Mr Webster joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of E. Ladd, and B. Lamson, and report thereon, was brought up, read and concurred: Mr Shepard and Mr Wallace, joined.

A Resolve on the petition of the Proprietors of Haverhill that the said bill of cost be by the Judges of the Inferior Court of Common pleas for said County of Rockingham at the next Inferior Court to be holden in said County examined revised and considered: And in case it shall appear to the said Court that the said bill of Cost is overcharged and unlawful, they shall and may at the then, or any succeeding Court to which the same may be continued, correct and alter the same, and issue execution in favour of the said proprietors of Haverhill against the said Proprietors of Piermont for such sum as they shall judge the former bill of cost to have been, Any Law usage or Custom to the Contrary notwithstanding, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of Richard Jenness untill to-morrow, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of the Selectmen of Middletown, and report thereon, was brought up, read and concurred; Mr Toppan and Mr Smith, joined.

An Act, to restore Samuel Fifield to his Law, having been read a third time, *Voted* that the same be enacted.

An Act to Nullify and make Void a Judgment of * Court * 2–454

obtained by Bradbury Cilley against Zebulon Edgerly, having been read a third time, *Voted* that the same be enacted.

A Vote, that the Inventories from a new proportion be taken up by the house in the order they stand on the S[c]hedule and that the Honorable Senate may be present that they may have an opportunity to hear the debates and make any observations, or remarks to the Inventories as it may have a tendency to enable them to make a greater dispatch when they come to act upon the matter in their separate Branches, was brought up, read and concurred.

An Act, to confirm and establish Benjamin Hayes of Dover in the County of Strafford, Yeoman, his heirs and assigns in the title of a certain Tract of Land hereinafter Mentioned, having been read a third time, *Voted* that the same be enacted.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY JANUARY 28th, 1789.

Met according to adjournment.

Present as yesterday.

A Vote, to hear the petition of General James Hill on Wednesday next, was brought up, read and concurred.

An Act, to authorize and empower Samuel Mansfield of Heniker in the County of Hillsborough in said State to make sale of the real Estate of Shubal Bailey of said Heniker Deceased, having been read a third time, *voted* that it pass to be enacted, sent down for concurrence, brought up, enacted.

A Vote, granting the prayer of the Petition of the Selectmen of Burton in part and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

An Act, for taxing land in the Town of Littleton and Dalton, having been read a third time, *voted*, that the same be enacted.

Adjourned 'till to-morrow 9, O'Clock A. M.

*2–455 *THURSDAY JANUARY 29th, 1789.

Met according to adjournment.

Present as yesterday.

An Act, to enable Jonathan Chase to enter an action at the next Superior Court of Judicature to be holden in the County of Rockingham against Clement March and Stephen March Esquires, having been read a third time, *voted* that the same be enacted.

An Act to vest in the Selectmen of Haverhill for the time being and their successors forever for the use of said Inhabitants the

exclusive right of all ferries over Connecticut River, against said Town, which have not been already granted, having been read a third time, *Voted* that the same be enacted.

An Act to authorize and empower Daniel Campbell of Amherst in the State of New-Hampshire Esqr to make sale of a certain peice of Land in said Amherst once the Estate of Sarah [David] Hartshorn late of said Amherst Deceased, having been read a third time, *voted* that the same be Non-concurred.

A Vote, to accept the Report of the Committee on the petition of S. Ladd and Benjamin Lamson that the prayer thereof be so far granted as that said Ladd and Lamson have an order on the Treasurer for two pounds, ten shillings in full for the Redemption Money by them paid, was brought up, read and concurred with this amendment, that the above sum reported be charged against the Estate of the late Govenor John Wentworth, sent down.

A Resolve that a Resolve be passed the 12th day of June last be and hereby is so far repealed as that the Town of Marlborough and Fitzwilliam in said Rand Regiment shall not be considered as belonging to the district for raising the aforesaid Company anything in the said Regiment relative to the Town notwithstanding, was brought up, read and concurred.

A Vote, that Mr J. Smith Mr Sullivan and M^{r} M'Murphey be added to the Committee on the petition of J^{s} Betton and others, was brought up, read and concurred.

An Act for annexing a certain part of the Town of Peterborough * In the County of Hillsborough to the Town of Temple in said County, having been read a third time, *Voted* that the same be enacted. * 2–456

FRIDAY JANUARY 30th, 1789.

Met according to adjournment.

Present as yesterday, with the addition of Mr Wentworth.

A Vote, that upon reading and considering the petition of James Bowdwin of Boston Esqr *Voted* that he be heard thereon before the General Court on the second Thursday of the next Session and that in the mean time the petitioner cause the within named Philip Richardson to be served with a copy of said petition and order of Court thereon three weeks prior to the sitting of said Court, that he may then appear and shew cause if any he hath, why the prayer thereof should not be granted, was sent down for concurrence, brough(t) up concurred.

A Vote of Yesterday to pospone the hearing on the petition of Richard Jenness 'till this day was brought up, read and concurred.

A Vote, that a number of Copies at the Expence of the State to procure equal to the number of Towns and places inhabited in this State of the kind and in the form mentioned in Melchers proposals and at the price therein mentioned &c. &c. was brought up, read and concurred.

An Act to grant to Oliver Evans for a term of Years the exclusive right of making and selling within this State the Machines herein described, was read a third time and *voted* that the same be non-concurred.

A Vote, to allow John Sherburne Esq[r] thirty pounds which shall be in full of his demand for Store hire, was brought up, read and concurred.

An Act to establish a ferry between the Towns of Litch-
* 2-457 field and Merrimac in the Right of William Reid * Of said Litchfield his heirs and assigns having been read a third time *Voted* that the same be enacted.

An Act to restore Daniel Sargeant, John Amory and Thomas Amory, to their Law, having been read a third time, *Voted* that the same be enacted.

A Vote, that whereas it has been Represented to this house that some part of the Confiscated Estates of Samuel Tarbell an absentee from this State has not yet been disposed of and it is reasonable the same should be disposed off for the use of this State therefore *voted* that the Attorney General for this State be desired to take the necessary steps for taking possession of said Estate or any other confiscated Estate that may come within his knowledge, was brought up, read and non-concurred.

A Vote, to pospone the hearing on the petition of Richard Jenness untill Tuesday next, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY, JANUARY 31st, 1789.

Met according to adjournment.

Present as yesterday.

A Vote, granting the prayer of the petition of Simon Marston and giving him leave to bring in a [bill] accordingly, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate, to consider of the petition and Account of General Sullivan and

report thereon, was brought up, read and concurred: Mr Wentworth, and Mr Wallace joined.

Adjourned 'till Monday next at 10, O'Clock A. M.

MONDAY FEBRUARY 2d 1789.

Met according to adjournment.
Present as on Saturday last.

A Vote, for a committee to join a committee of the Senate to consider what Business is yet necessary to be done at the present Session at what time this Court shall adjourn and where the General Court shall meet * Next June, and report * 2-458 thereon, was brought up, read and concurred: Mr Smith, Mr Shepard, and Mr Wentworth Joined.

A Vote, that the Secretary be directed to deliver to Col. Joseph Hutchins all such books of Court Records and files belonging to the County of Grafton as are now in his Office taking the said Hutchin's Receipt therefor &c. &c. was brought up, read and concurred.

A Resolve, that the Members of the General Court may give in their Votes for Representatives to the Congress of the United States this afternoon at this place, and that they be sorted, counted and certified by the President and two of the Council; Any law to the Contrary notwithstanding, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of Jonathan Blake Esqr was brought up, read and concurred: Mr Bell, and Mr Chase Joined.

A Vote, for a Committee to join a committee of the Senate, to consider of the petition of John Bean [Brown] and others and report thereon, was brought up, read and concurred. Mr Shepard and Mr Bill [Bell], joined.

An Act for the better observation of the Lords day and to repeal all the Laws heretofore made in this for that purpose, having been read a third time, *Voted* that the same be enacted.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY, FEBRUARY 3d, 1789.

Met according to adjournment.
Present as Yesterday.

An Act, to grant to Oliver Evans for a term of Years, the Exclusive right [of making and selling] Within this State the Machines

herein described, having been read a third time, *Voted* that the same be Enacted, sent down, brought up, concurred.

An Act vesting certain [powers] in the Commissioners appointed to receive and examine the claims against the Estate of
* 2-459 Jonathan * Moulton late of Hampshire [Hampton] Esqr Deceased and in the Executors of his last will and Testament having been read a third time, *Voted* that the same be enacted with this exception that the Commissioners shall have no authority by virtue of this act, to Determine that said Executors should make any conveyance to any person or persons who may have deeds or obligations made by said Testator where it shall not be clearly proved that such Deeds or obligations were made and Executed for a valuble consideration, sent down, brought up, concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of Capt. Samuel Gregg, and report thereon, was brought up, read and concurred: Mr Webster and [M^r] Wallace joined.

An Act to encourage the erecting of proper buildings for carrying on the Manufacture of sail Cloth or Duck within this State, having been read a third time, *Voted* that the same be enacted.

A Vote, that the Secretary be directed to procure four hundred printed Copies of the Act for the better observation of the Lords day that they may be dispersed at the rising of this Session, was brought up, read and concurred.

A Vote, for a Committee to join a committee of the Senate, to consider of the petition of Col. Samuel Folsom, and report thereon, was brought up, read and concurred: Mr Bell and Mr Wallace, joined.

An Act, to prevent the Spreading of the small Pox for allowing Hospitals to be erected under certain restrictions and to repeal an Act entitled an Act providing in case of sickness; also An act intitled an Act to prevent the spreading of the small pox in this State, having been read a third time, *Voted* that the same be enacted.

A Vote, for a Committee to join a Committee of the Senate, to consider of the petition of Thomas Packer Esqr and report thereon, was brought up, read and concurred: Mr Wentworth, and Mr Shepard, joined.

* 2-460 A Vote, that Mr Long and Mr Wentworth be a * Committee with such of the Honorable House as they may join to consider and report how the Elections of the Senators for this State to Congress of the United States, shall be certified and the Senators Commissioned, brought up, concurred.

A Vote, that Mr Smith, Mr Toppan, and Mr Wentworth be a Committee with such of the Honorable house as they join to consider and report what alterations will be necessary to be made in the Oath prescribed by the Constitution of this [State] to render it consistent with the principles of an oath required by the General Government, was sent down for concurrence, brought up, concurrd.

In Senate February 3d, 1789.

Whereas their are a considerable number of Towns in this State, wherein there [are] few or no settlers and the conditions upon which they were granted, are not complied with, Therefore *Voted* unanimously that it would be best to leave such Towns out of the New proportion and it is a duty incumbent on the Legislature immediately to take up the matter and to pass an Act appointing a proper Court to determine when forfeitures are incurred, sent down, brought up, concurred.

An Act, for settling Testate Estates, having been read a third time, *Voted* that the same be enacted.

An Act ordering the Descent of Intestate Estates and impowering the Judge of Probate to settle the same accordingly, having been read a third time, *Voted* that the same be enacted.

A Vote, that Mr Toppan, and Mr Wentworth, with such of the Honorable house may join be a committee to consider and report how the vacancy of any person or persons who may be chosen Federal Representatives declining the trust, shall be filled, was sent down for concurrence, brought up, conconcurred.

A Vote, that the Treasurer be directed to Issue Extents against the Farmers of Excise for the payment of all bonds due from them prior to the first day of October last if * They * 2–461 shall not be discharged by the fifteenth day of March next and that all other bonds now due, shall be paid by the Second Wednesday of June next excepting the bond or bonds signed by James M'Gregore Esqr and John Neal Esqr late Deceased when partners in said Excise, was brought up, read and concurred.

A Vote, to hear the petition of John Brown and others on the first Tuesday of their next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Elizabeth Hanson and Ebenezer Thompson Esqr and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, that this State will pay all the Invalids of this State (yet unpaid) agreeably to the Resolves of Congress, was brought up, read and Non-concurred.

A Resolve that the Treasurer be and he hereby is directed and impowered to issue his Extent at his own discretion any time prior to the fifteenth day of May next against any delinquent Town or place or at the request of the Selectmen of such delinquent Town or place for all Taxes due prior to the Year 1787, and that in case such Taxes being unpaid on that day that he immediately issue his Extents against such delinquent Towns and places and that he issue his Extents for the Taxes of 1789, against all such Towns and places as may be delinquent on the fifteenth day of June next, was brought up read and concurred.

A Vote, for a Committee to join a Committee of the Senate, to consider of the petition and account of Thomas Hensell Esqr was brought up, read and concurred, Mr Smith and Mr Webster. joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

WEDNESDAY FEBRUARY 4th, 1789.

Met according to adjournment.
Present as yesterday.

* 2–462 * An Act for the more easy partition of Lands of [or] other real Estate, having been read a third time, *Voted*, that the same be Enacted.

A Vote, that the Shedule of the Several Inventories be accepted and that the Committee &c carry off the sums, was brought up, read and concurred.

A Vote, to hear the petition of Jonathan Blake on the Second Tuesday of the next Session, was brought up, read and concurred.

[A vote to hear the petition of Thomas Packer, Esq. on the second Tuesday of the next session, was brought up, read and concurred.]

An Act appointing Silvanus Reid, Roger Gilmore, and James M'Gregore, Esquires to hear and determine a dispute now subsisting between Robert Wier and Samuel Adams both of the County of Cheshire in said State, having been read a third time, *Voted* that the same be enacted.

A Vote, for a committee to join a Committee of the Senate, on the Memoral of Col. Samuel Hobart, and report thereon, was brought up, read and concurred: Mr Webster and Mr Bell, joined.

A Vote, that each of the Senators to Congress should be furnished with a Commission sign'd by His Excellency and counter-

signed by the Secretary and that the executive be desired to take order accordingly, was brought up, read and concurred.

A Vote, to hear the petition of Samuel Gregg on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of General James Hill and give him leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned 'till to-morrow 9 O'Clock A. M.

THURSDAY, FEBRUARY 5th, 1789.

Met according to adjournment.

Present as Yesterday.

A Vote, to pay the Account of Benjamin Lamson [amount of] *To Twelve pounds seven Shillings and four pence at the sale of Excise in 1789, was brought up, read and concurred with this amendment that said Account be paid in orders on the revenue arising from Excise, sent down, amendment concurred. *2-463

An Act for anulling certain Deeds given by James Swain to Benjamin Varnum, having been read a third time, *voted* that the same be enacted.

A Vote, to pay the Account of B. [Benjamin] Lamson amounting to Eleven pounds sixteen shillings and eight pence at the Sale of Excise in 1788, was brought up, read and concurred, with this amendment that said Account be paid in orders on the revenue arising from Excise, sent down.

A Vote, that the Committee to cast and carry Off the amount of the Inventories, proceed to cast and enter the proportion which each Town shall pay one thousand pounds, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Account of Doctor S. [Samuel] Tenny and E. [Ephraim] Robinson, was brought up, read and concurred. [Mr Webster joined.]

A Vote, granting the prayer of the petition of Jonathan Franklin, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pay the Account of Ebenezer Webster Esqr and Edward Fifield amounting to two pounds, for taking Inventory of Keaseage Gore, was brought up, read and concurred.

An Act for a grant of Land equal to eight Miles Square in the

Northerly and unlocated territory within this State to the Trustees of Dartmouth Colledge, having been read a third time, *Voted* that the same be Enacted.

*2-464 *An Act, for carrying into effect an agreement made between Enoch Johnson of the one part and Samuel White Esqr and his Son Samuel White Junr on the other part, having been read a third time, *Voted* that the same be enacted.

A Vote, for a committee to join a Committee of the Senate, to consider of the petition of Josiah Hilton, was brought up, read and concurred: Mr Wentworth [and Mr Wallace] Joined.

Upon reading and considering a Vote that passed in favour of Captain Titus Salter February 8th 1788, respecting his having an order on the Selectmen of the Town of Portsmouth, *voted* that the President give order agreeably to said Vote, was brought up, read and concurred, reconsidered.

A Vote, so far granting the prayer of the petition of Bradbury Cilley and others as that the within named committee proceed as soon as may be, to make a Survey of said Road and report at the next Session, was brought up, read and concurred.

A Vote, to accept the report of the Committee appointed to consider of the propriety of calling on the Impost Officer &c. and that the five ℔^r^ Cent be considered as including Stationery and every other article and that the Treasurer settle with the Impost Officer according to Law and proceed to collect the same now due on bonds taken for impost, was brought up, read and concurred.

A Resolve, that all the Indictments before said Court of General Sessions of the peace against the Selectmen of several Towns in the County of Cheshire for non observance of said Laws, be and they hereby are discontinued; Provided always that said Selectmen pay the Cost already arisen was brought up, read and concurred with this amendment that the Attorney General be directed to enter on each of said Indictments that he will no further Prosecute the same for the State, upon the Selectmen paying the Cost already arisen, sent down, brought up concurred.

*2-465 *A Vote, that Mr Rogers Mr N. Peabody, and Mr Sheafe (or either two of them) be a Committee to Receive the Accounts of such of the Board of War as may present their Accounts, examine the Vouchers and State their Accounts, and report to this Court at the next Session, was brought up, read and concurred.

An Act in addition to an Act for issuing an alias Execution against Joseph Clark late of Antrim in the County of Hillsbor-

ough yeoman, and to enable E[p]hraim Barker to make return thereon in the Room of one which was lost passed June, 14th, 1788, having been read a third time, *voted* that the same be enacted.

A Vote, that Mr Shepard, Mr Toppan, and Mr Bell, with such of the Honorable House as they may join be a committee to nominate two persons one of whom to be Comptroller of Accounts, for this State, was sent down for concurrence, brought up, concurred, [and joined.]

A Vote, granting the prayer of the petition of Hawley Marshall and that he be discharged from the bond mentioned in said petition, was brought up, read and concurred.

A Vote, to hear the petition of E. Thompson and J. Clark on the second Tuesday of the next Session, was brought up, read and concurred.

A Resolve impowering the President with advice of Council to draw order or Orders in favour of the Collectors of the Town of Lyme for certain State Taxes was brought up, read and concurred.

A Vote, granting the prayer of the petition of Clement March, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the petition of James [Samuel] Cherry, was brought up, read and concurred: Mr Smith and Mr Shepard Joined.

* A Vote, to put over the further consideration of the petition of Simon Marston to the next Session of the General Court, was brought up, read and concurred. * 2–466

A Vote, for a Committee to Join a Committee of the Senate to revise the Militia Law &c. was brought up, read and concurred: Mr Webster, and Mr Smith joined.

Adjourned 'till to-Morrow 9, O'Clock A. M.

FRIDAY February 6th, 1789.

Met according to adjournment.
Present as Yesterday.

A Vote, to pay the Account of Col. Ebenezer Smith amounting to Eight pounds, seven shillings for counting Votes for Senators &c. was brought up, read and concurred, with this amendment that the said Account be paid out of the revenue arising from Excise Duties, sent down, brought up, amendment concurred.

A Vote, to pay Lamson and Ranlet three pounds in addition to

their former grant for printing Election Sermon, was brought up, read and concurred.

A Vote, to pay the Account of David Gilman amounting to Twelve shillings for calling a Meeting in Burton, was brought up, read and concurred.

A Vote, that the Judges of Probate for the County of Hillsborough and Cheshire be called upon to make return to the President of this State as soon as may be of all sums paid into the Treasury by the several Trustees by them Respectively appointed, agreeable to an Act passed March first 1783, was brought up, read and concurred.

An Act to prevent the destruction of Salmon and Shad in Connecticut River, having been read a third time, *Voted* that the same be enacted.

A Vote, that there be Raised by Tax the present year fifty nine thousand, two hundred and fifty eight Dollars in Indents to be paid into the Treasury on or before the first day of July
* 2–467 1789: also a Tax * Of five thousand pounds to be paid in Specie or Presidents Orders on the Treasury agreeably to an act of General Court passed September 28th, 1787, and that a Supply bill be brought in for that purpose was brought up, read and concurred.

A Vote, that the amount of the Interest due on final Settlement Notes in the Treasury be deducted from the sum, Voted to be raised in indents for the current Year, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Col. Samuel Folsom, and that the Treasurer govern himself accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Israel Morey and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

An Act to empower Ebenezer Thompson Esqr to Collect certain Excise Duties due and unpaid in the County of Strafford, having been read a third time *Voted* that the same be enacted.

A Resolve, appointing one Adjutant to each Regiment of Light horse, who shall have the Rank of Captain, was brought up, read and concurred with this amendment that the Adjutants of the Light Horse have the same Rank as Adjutant of the Infantry, sent down, brought up, concurred.

A Vote, that his Excellency John Langdon Esquire have one hundred and fifty pounds for his Sallary from June 1788 untill his Resignation, was brought up, read and concurred.

A Vote, that the Secretary receive thirty pounds for his Salary from June 1788 to June 1789, was brought up, read and concurred.

A Vote, that the Attorney General have sixty five pounds for his Salary from the first Wednesday *Of June 1788 to the first Wednesday of June 1789, was brought up, read and concurred. * 2-468

A Vote, that the Commissary General Receive Twenty pounds for his Salary, was brought up, read and concurred.

A Vote, that his Excellency John Pickering Esq[r] have fifty pounds for his Salary from the Resignation of President Langdon unto the first Wednesday of June next, was brought up read and concurred.

A Vote, that the Treasurer have and receive Ninety five pounds sixteen Shillings and eight pence for his Salary &c. &c. &c. from the Seventh day of January unto the first Wednesday in June next, was brought up, read and concurred.

[A Vote, for a Committee to join a Committee of the Senate to consider of the Account of Lamson and Ranlet, was brought up, read and concurred.]

A Vote, to pay the Account of Lamson and Ranlet amounting to seven pounds five Shillings and ten pence for printing, out of the Impost, was brought up, read and concurred.

An Act authorizing the Hon[ble] John Dudley, Joshua Wentworth, Christopher Toppan, John Bell, and Supply Clap, Esquires to hear and determine certain Matters in difference between Jonathan Warner Esq[r] and Richard Jenness and Simon Jenness Esq[rs] having been read a third time *Voted*, that the same be enacted.

A Vote, to pay the Account of Oliver Peabody six pounds ten Shillings for draughting bill &c. was brought up, read and concurred.

A Resolve, that the Selectmen of Burton (for the time being) are empowered to assess all the Lands in said Burton their equal proportions of said sums so due for said Years, 1784, and 1785, and in levying and collecting the same, they shall proceed in the same manner as the Law prescribes for levying and collecting Taxes on Lands of Non-resident Proprietors, was brought up, read and concurred.

An Act, to enable [the inhabitants of] a place called Peterborough-slip in the County of Hillsborough to assess Levy and collect money for repairing of highways and bridges in said place, having been read a third time, *Voted* that the same be enacted.

*2-469 *An Act impowering the Superior Court of Judicature of this State to hear and try any causes respecting or relating to the forfeitures of Land within this State heretofore granted, or that may hereafter be granted for non-performance of the Conditions of such grants to determine and give Judgment thereon, that such forfeiture is or is not incurred and to Judge and decree as a Court of Chancery in certain of the causes aforesaid, having been read a third time, *Voted* that the same be enacted.

A Vote, that the Honorable Electors of this State have the same allowance for travel and attendance on the business of the Office as the members of the Honorable Senate have for their Travel and attendance, was brought up, read and concurred.

A Vote, that the Honorable John Sullivan have and Receive fifty seven pounds, fourteen Shillings for Services in Congress in 1774, and 1785, was brought up, read and concurred.

An Act, to Establish a Deed given by Jonathan Moulton late of Hampton in the County of Rockingham Esqr Deceased to Winthrop Smith of Ossipee, having been read a third time, *Voted* that the same be Enacted.

An Act to prevent the destruction of Salmon, Shad and Alewives in Merrimac River and for repealing all the Laws heretofore made for that purpose, having been read a third time, *Voted* that the same be enacted.

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY, FEBRUARY 7th, 1789.

Met according to adjournment.
Present as Yesterday.

A Vote, that Thursday the second day of April be observed and kept as a day of public fasting and prayer throughout this State, and that his Excellency with advice of Council issue a Proclamation for that purpose, was brought up, read and concurred.

An Act, for reducing the number of times for holding the Court of General Sessions of the Peace within the Several Counties in this State, having been read a third time, *Voted* that the same be Enacted.

*2-470 *An Act, to Enable Israel Morey Esqr to review an Action originally brought by Jonathan Moulton deceased against said Morey, having been read a third time, *Voted* that the same be enacted.

A Vote, for a committee to Join a committee of the Senate, to

Nominate ten persons out of whom five to be appointed a Committee to ascertain the unlocated Lands and return a plan thereof; Also run the line between this State and the Pro[v]ince of Main; Also between the Northerly part of this State and the Province of Canada, was brought up, read and concurred: Mr Toppan, Mr Shepard, and Mr Wallace, joined.

A Vote, to pay the Account of William Parker Esqr amounting to six pounds, sixteen shillings for drawing Acts &c. was brought up, read and concurred.

A Vote, to pay the Account of E. Robinson amounting to three pounds eight shillings, in full was brought up, read and concurred.

An Act for raising fifty seven thousand two hundred and sixty eight Dollars in Indents, and five thousand pounds in Specie for defraying the Charges of Government the Present Year and other contingencies and agreeably to an Act of the General Court passed the Twenty eighth day of September, in the year of our Lord one thousand seven hundred and eighty seven, having been read a third time, *Voted* that the same be enacted.

A Vote, that a copy of the Journals of the present Session be delivered to Lamson and Ranlet Printers in Exeter to be by them printed, was brought up, read and concurred with this amendment, that said Journals be delivered to John Melcher to be printed, sent down, brought up, concurred.

A Vote, that when the business of this Session is finished the President with advice of Council be desired to adjourn the General Court to meet at Concord on Tuesday the twenty sixth day of May next, was brought up, read and concurred.

A Vote, to pay Doctor Samuel Tenny eight pounds in full of his account for examining Invalids &c. was brought up, read and concurred.

*A Vote, that the General Court of this State which is to meet On the first Wednesday of June next to meet at Concord in this State, was brought up, read and concurred. *2-471

[A Vote, to pay Lamson and Ranlet Eleven pounds three shillings, and two pence for printing, was brought up, read and concurred.]

A Vote, that the Reverend Mr Pickle have and receive five pounds as Chaplin to the General Court was brought up, read and concurred.

An Act in addition to an act for carrying into effect an ordinance of Congress of the 13th of September 1788, relative to the Constitution of the United states passed the 12th, of November last, having been read a third time, *Voted* that the same be enacted.

A Vote, that the Secretary be directed to furnish Mr Melcher the Printer at Portsmouth with a Copy of all such acts as have or shall be passed at this Session, was brought up, read and concurred.

A Vote, that Richard Petty have six pounds, fourteen shillings and ten pence for supplies for Troops delivered Major Child, was brought up, read and concurred.

An Act, for making and Establishing a new proportion of the public Taxes among the several Towns parishes and places within this State and to authorize the Treasurer to Issue his Warrants for Levying the same annually having been read a third time, *Voted* that the same be Enacted.

A Resolve, that the Treasurer issue Certificates for fifteen ℔^r^ Cent of the principal upon State Notes, was brought up, read and concurred.

An Act to encourage the manufacturing of paper within this State, having been read a third time, *Voted*, that the same be enacted.

A Vote, appointing a committee to ascertain the unlocated lands in this State by running the line between this State and that part of the Province of Main so called and the line between the northerly part of this State and the province of Canada was brought up, read and concurred.

* 2–472 *A Vote, that the Treasurer charge the several Towns in the next preciept with the cost of their respective Representatives attendance as heretofore, was brought up, read and concurred.

A Vote, to pay Col. Wentworth six shillings being so much paid for engrosing a public bill, was brought up, read and concurred.

A Vote, that William Stinson and John Clark receive out of the Treasury two hundred and sixty nine pounds Lawful money in full for damages cost &c. recovered of Robert Smith as Trustee Of the Estate of Col. Holland, was brought up, read and concurred.

A Vote, that the Treasurer be directed not to discharge the Constables and Collectors for the amount of the sums due to the Representatives for their attendance unless such Constable or Collector shall produce an order from the Representatives of their respective Towns or payment of the money to the Treasurer, was brought up, read and concurred.

A Vote, to pay the account of Doctor Bracket amounting to

three pounds eight shillings and six pence for medicine and attendance on Pinkum a Soldier was brought up, read and concurred.

A Vote, to pay the account of Samuel Odlin amounting to five pounds, eight shillings nine pence for Wood &c. was brought up, read and concurred.

An Act to Establish an equitable method of making Rates and taxes and determining who shall be legal Voters in Town and Parish affairs and for repealing certain Acts hereinafter mentioned, having been read a third time, *voted* that the same be enacted.

Vote, that the Honorable John Sullivan, Ebenezer Smith, Nathan Hoit, Joseph Cram, and Jeremiah Eames, Esq^{rs} be and they hereby are appointed a Committee to enquire what Towns or places in this State granted on Conditions have not Complied therewith, and give Information of the same to the Attorney General or advocate for the State as soon as may be, sent down for concurrence, brought up, concurred.

* A Vote, to pay Zebulon Marsh twelve Shillings for * 2-473 cutting Wood &c. was brought up, read and concurred.

A Vote, to pay Josiah Nelson nine pounds fifteen Shillings in full for his account as Door keeper, was brought up, read and concurred.

A Vote, to pay Minas Daniels Nine pounds fifteen Shillings for attendance as Doorkeeper, was brought up, read and concurred.

A Vote, that the Committee for ascertaining the unlocated Lands be and they hereby are empowered to employ such surveyor, Chain-men and axe-men as they shall find necessary to forward the Business assigned them, and that they have an order on the Treasury for one hundred and fifty pounds to be paid out of the Revinue arising by Excise or Impost, for which they are accountable, was brought up, read and concurred.

A Vote, to pay Benjamin C. Gilman nine pounds in full of his account for the use of his house for Committee &c. &c. from 16th October 1788 to February 7th, 1789, was brought up, read and concurred.

A Vote, to accept the report of the Committee appointed to Receive a receipt from the Treasurer and to burn New-Emission Money &c. was brought up, read and concurred.

An Act, to encourage the making of Nails in this State, having been read a third time, *Vote* that the same be enacted.

An Act, to enable Clement March and Stephen March Esq^{rs} to remove the Trial of an action which Jonathan Chase brought

against them in the County of Cheshire; And also for the said Chase to remove the trial of an Action brought against him in the County of Rockingham by the said Clement and Stephen to be tried in the County of Hillsborough having been read a third time, *voted* that the same be enacted.

His Excellency the President with advice of Council agreeably to a vote of Court, adjourned the General
*2-474 *Court to meet at Concord on Tuesday the Twenty sixth day May next.

Attest JOSEPH PEARSON Sec^{y}

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM DECEMBER 24, 1788, TO FEBRUARY 7, 1789.

*A JOURNAL *13-494

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES FOR THE STATE OF NEW HAMPSHIRE AT THEIR SESSION BEGUN AND HOLDEN AT EXETER DECR 24th 1788 AND OF THE INDEPENDANCE OF AMERICA THE THIRTEENTH

WEDNESDAY DECR 24th 1788

A number of members met according to adjournment but there not being a quorum they agreed to adjourn to 9 o'Clock to morrow morning

THURSDAY DECR 25th 1788

Met according to adjournment but there not being a quorum to transact business they adjourned to 3 o'Clock P. M. Met accordingly and there being a quorum (after informing the Honbl Senate) they proceeded to business —

Voted that Colo Thomas Stickney, Daniel Bedee Esqr and Samuel Chamberlain Esqr be added to the Committee who were appointed by Act of Court, at January Session last for laying out a Road from Jenness's pond in Northwood, Barnstead and that a Bill be brought in for that purpose Sent up by Mr Badger

Voted that Mr Sullivan, Mr Gains & Mr Young with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Thomas Sheafe and report thereon —

Sent up by Mr Gains

Voted that Mr N Peabody Mr Hale, Mr Wm Page, Mr Duncan and Mr Emerson with Such of the Honbl Senate as they may join be a Committee to take under consideration his Excellency's Message this day received and report what business they judge necessary first to be entered upon and done at this Session —

Sent up by Mr Powers

Adjourned to 9 oClock to morrow morning

FRIDAY DEC^{R} 26th 1788

The House met according to adjournment

* 13-495 * *Voted* that this House join in a Conference with the Honb^{l} Senate (if they see fit) as soon as may be to take under consideration the Several returns for a new proportion of Taxes in this State — Sent up by Mr Leavitt

Voted that Mr Odlin, Mr Sullivan, Mr Emerson Mr A. Parker and Mr Freeman with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition and account of Col^{o} Samuel Hunt and report thereon — Sent up by Mr Leavitt

The Honb^{l} Senate and House being met in Conference agreably to a vote of this day proceeded to examine the returns from the Several Towns in this State, after examining those from the County of Rockingham, the Honb^{l} Senate withdrew — The House then adjourned to 3 o'Clock P. M.

Met accordingly —

The Honb^{l} Senate and House being again met proceeded to examine the remainder of the Inventories returned — The Honb^{l} Senate then withdrew and the House adjourned to 9 o'Clock to morrow morning —

SATURDAY DEC^{R} 27th 1788

The House met according to adjournment

Voted that Mr Odlin, Mr Sullivan, Mr Duncan, Mr Page and Mr Freeman with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Moses George and all Similar matters and report thereon. Sent up by Mr Darling

Voted that M^{r} N Peabody, Mr Rogers, Mr Hoit, Mr Sullivan, Mr Darling, Mr Emerson, Mr Page, Mr Frink, Mr Freeman and Mr Young with such of the Honb^{l} Senate as they may join be a Committee to cast and carry off the amount of the Inventories returned from the Several Towns in this State agreably to the Several Articles mentioned in the Schedule & make remarks where there appears any visible mistake and lay the Same before this House — Sent up by Mr Eames

* 13-496 * Adjourned to Monday next at 3 o'Clock P. M.

MONDAY DEC^{R} 29th 1788

The House met according to adjournment

Voted that Mr Winch, Mr Flanders & Mr Gilman with such of

the Honb[l] Senate as they may join be a Committee to consider of the Petition of Abiel Foster Esq[r] [1] and report thereon —

Sent up by M[r] Clark

Voted that M[r] Smith, M[r] Odlin, M[r] Wallace, M[r] Badger and M[r] Page with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Stephen Herriman Esq[r] and others Inhabitants of Hopkinton and report thereon —

Sent up by M[r] Darling

Upon reading and considering the Petition of the Selectmen of Sutton *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by M[r] Flanders

Voted that M[r] Cragin, M[r] Gilman & M[r] Blanchard with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of the Select men of Burton and report thereon —

Sent up by M[r] O Parker

Adjourned to 9 o'Clock to morrow morning

TUESDAY Dec[r] 30th 1788

The House met according to adjournment

An Act in Addition to an Act intitled an Act to lay out and clear a highway from Barnstead to Northwood in this State passed February 2[d] 1788 — was read a third time and passed to be Enacted — Sent up by M[r] Hutchins & M[r] Allen

Voted that M[r] Blanchard, M[r] Emerson & M[r] Smith with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Joseph Buswell Jun[r] and report thereon —

Sent up by M[r] Winch

* Upon reading and considering the Petition of Nathanael Meserve, *voted* that the Petitioner be heard * 13-497 thereon before the General Court on the fourteenth day of January next and that the Petitioner cause that Benjamin Hill of Madbury be served with a copy of the Petition and order of Court eight days before said day of hearing that he may then appear and show cause why the prayer thereof may not be granted —

Sent up by M[r] Belding

Voted that M[r] Smith and M[r] Rogers with such of the Honb[l] Senate as they may join be added to a Committee who were appointed in Nov[r] Session last to consider of Some papers presented by the present Treasurer respecting the late Treasurers account —

Sent up by M[r] Belding

1 xi Ham. Town Papers, 274.

Took under consideration the Act for establishing an equitable method of making rates and taxes &c —

On motion made that Polls be estimated in future at eight shillings ℔r poll, after considerable debate thereon the yeas and nays were called and were as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Hale	Mr Hutchens	Mr Wm Page	Mr Peabody
Mr Jos Dow	Mr Eames	Mr Lane	Mr D Page
Mr Bartlett	Mr Odlin	Mr Patterson	Mr Darling
Mr Palmer	Mr Brown	Colo Wm Page	Mr A Parker
Mr Rand	Mr Jenness	Mr Leavitt	Mr Powers
Mr Flanders	Mr Hoit	Mr Wheeler	Mr Young
Mr Allen	Mr Duncan		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Runnels	Mr Gaskill	Mr O Parker	Mr Drew
Mr March	Mr Frink	Mr Smith	Mr Gilmore
Mr Plummer	Mr Tainter	Mr Storey	Mr Austin
Mr Hilliard	Mr Freeman	Mr Richardson	Mr Emerson
Mr Fifield	Mr McMurphy	Mr Chamberlain	Mr Abbott
Mr Badger	Mr Wiggin	Mr Reed	Mr Wallace
Mr Cummings	Mr Rogers	Mr Winch	Mr Jackman
Mr Wm Peabody	Mr Jere Clough	Mr Franklin	Mr Belding
Mr Cragin	Mr Jere Dow	Mr Blanchard	Mr Temple
Mr Gove	Mr Gilman	Mr B Clough	Mr Copland
Mr Shepherd	Mr Dole	Mr Clark	Mr Brown

26 yeas[1] 44 nays — so it passed in the Negative —

* 13-498 * *Voted* that Polls in the new proportion be estimated at ten Shillings each (male and female Servants expunged) Horses and oxen four years old and upward to be estimated at three shillings each — Cows four years old and upward two shillings each — Cattle and horses three years old one shilling and Six pence each Cattle and horses two years old one Shilling each — Cattle and horses one year old Six pence each — Orchard one Shilling and Six pence ℔r Acre accounting so much as will produce ten barrels of Cyder or perry one year with another one acre — Arable land one Shilling ℔r Acre — accounting so much land as will produce twenty five bushels of Corn or other grain equivalent one Acre — Mowing land one shilling ℔r Acre accounting so much land for one acre as will produce one year with another one tun of English hay or other hay equivalent — Pasture land at five pence ℔r Acre, accounting so much land as will Summer a Cow to be four Acres — All mills wharves and

1 The printed journal gives but 23 yeas.

ferries shall be estimated at one twelfth part of their net yearly income —

Adjourned to 3 o'Clock P. M.

Met accordingly

Proceeded on the Estimation of taxable Articles

Voted that all other buildings and the unimproved lands owned by the Inhabitants and the buildings of Nonresidents be taxed at the rate of half one ℔r Cent according to the value thereof — All stock whether it be money on hand or at Interest more than the owner gives Interest for (except what is due on public Securities shall be estimated at the rate of one ℔r Cent — On which paragraph the yeas & [nays] were called * and are as follows (viz.) * 13-499

Yeas.	Yeas.	Yeas.	Yeas.
Mr Runnels	Mr Temple	Mr Duncan	Mr Badger
Mr Jos Dow	Mr Frink	Mr Darling	Mr D Page
Mr B Clough	Mr Winch	Colo Wm Page	Mr Wm Page
Mr Clark	Mr Freeman	Mr A Parker	Mr O Parker
Mr Jno Drew	Mr McMurphy	Mr Allen	Mr Cragin
Mr Gilmore	Mr Brown	Mr Reed	Mr Wallace
Mr Gilman	Mr Bartlett	Mr J Brown	Mr Storey
Mr Taylor	Mr Hilliard	Mr Patterson	Mr Shepherd
Mr Emerson	Mr Fifield	Mr Eames	Mr Chamberlain
Mr Abbott	Mr Palmer	Mr Blanchard	Mr Lane
Mr Smith	Mr Hoit	Mr Wiggin	Mr Tainter
Mr Gove	Mr Dole	Mr Jenness	Mr Powers
Mr Jackman	Mr Wm Peabody	Mr Jere Clough	Mr Young
Mr Belding	Mr Rand	Mr Jere Dow	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Gaskill	Mr Austin	Mr Leavitt
Mr Odlin	Mr Hale	Mr Weare	Mr N Peabody
Mr Wheeler	Mr March	Mr Copland	Mr Cummings
Mr Pierce	Mr Plummer	Mr Sheafe	Mr Richardson
Mr Barrett			

55 yeas — 17 nays — So it passed in the affirmative

And all money and stock improved in trade shall be estimated at the rate of one ℔r Cent — All unimproved lands owned by Non-residents to be estimated at the rate of half one ℔r Cent according to the real value thereof and that a Bill be brought in for the foregoing purpose — Sent up by Mr Jenness

Voted that Mr Hale, Mr Pierce, Mr Storey Mr A. Parker and Freeman with such of the Honbl Senate as they may join be a Committee to consider of a Letter from the Treasurer this day received and the Several papers accompanying the Same and report thereon — Sent up by Mr Young

Voted that Mr Smith, Mr Plummer and Mr Sullivan with such of Honb^{l} Senate as they may join be a Committee to
* 13–500 draught such public bills as may be thought * necessary to be passed the present Session and lay the Same before this House — Sent up by Mr Flanders

Voted that Mr Odlin, Mr A Parker and Mr Smith [Mr Gains and Mr Rand] with such of the Honb^{l} Senate as they may join be a Committee to consider of a Resolve that came down from the Honb^{l} Senate respecting Oaths and report thereon —

The Committee on the Petition of the Town of Sandwich appointed in June last reported that an order issue on the Treasurer to pay by discount out of the State Specie Taxes of the Town of Sandwich four pounds Seventeen Shillings and eight pence and out of the State Certificate Taxes in said Town Thirty four pounds in full of all demands on Account of the Taxes on public lands — Signed Ebenezer Smith for the Committee — which report being read and considered *voted* that it be received and accepted —
Sent up by Mr Powers

Voted that Mr Runnels, Mr Badger and Mr Hoit with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of the Inhabitants of Littleton and report thereon —
Sent up by Mr Young

Upon reading and considering the Petition of Eleazer Ferguson *voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly — Sent up by Mr Wiggin

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY Dec^{R} 31st 1788

The House met according to adjournment

Voted that Mr Emerson, Mr Barrett & Mr Tainter with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Henry Knox and Isaac Winslow Esqr^{s} and report thereon — Sent up by Mr McMurphy

Voted that Mr Cragin, Mr Frink & Mr Barrett with
* 13–501 * such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Robert Wallace Esqr and report thereon — Sent up by Mr Wallace

Voted that Mr Frink Mr Badger and Mr O Parker with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of John Orr and report thereon —
Sent up by Mr Dole

Voted that Mr Runnels, Mr D Page, Mr Cummings Mr Wm Page and Mr Young with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of James Bettan Esq[r] and others respecting the Act for the better observation of the Lords day and report thereon — Sent up by Mr Page

Upon reading and considering the Petition of Sarah Hazeltine *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear and Shew cause why the prayer thereof should not be granted —

Sent up by Mr Allen

Voted that the hearing on the Petition of the Inhabitants of Tamworth which was to have been this day before the General Court be postponed to the Second Wednesday of the next Session of said Court and that the Petitioners notify according to a former order on said Petition — said order not having been heretofore complied with — Sent up by Mr Torr

Upon reading and considering the Petition of the Select men of Gilsom *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Reed

Voted that this afternoon be assigned for opening * and counting the votes for Representatives and * 13-502 Electors which have been received from the Several Towns and places in this State — Sent up by Mr Young

Upon reading and considering the Petition of the select men of Lebanon in behalf of William Dana, *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Hough

Voted that Mr Odlin, Mr [W] Peabody & Mr Frink with such of the Honb[l] Senate as they may join be a Committee to consider of the Accounts of George Jerry Osborne and all printers accounts that may be passed this Session and report thereon —

Sent up by Mr Duncan

Voted that the Treasurer receive for his Salary, responsibility of Office &c from the twelfth day of June last to the time of his resignation after the rate of Two hundred and thirty pounds ℔r Annum — Also the Sum of twenty eight pounds Six shillings and eight pence the amount of one of his Accounts, and two

pounds fourteen shillings the price of the books charged in his other account and that it be considered in full for all his past Services as Treasurer of this State, Expences &c —

Sent up by Mr Burnam

Adjourned to 3 o'Clock P. M.

Met accordingly

The Honbl Senate and House being met agreably to a vote of this day, proceeded to examine the Several returns for Representatives — The Honbl Senate then withdrew, and the House adjourned to 9 o'Clock to morrow morning

THURSDAY JANR 1st, 1789

The House met according to adjournment

The Committee on the late Treasurers[1] account Reported that there appears to be due to him payable to the Administrator upon his Estate according to the allowance * made him by the General Court for former Services of a Similar nature one hundred and Seventy pounds eight Shillings and four pence for his Salary from January first to April Seventh 1783 use of Office, candles, Ink, quills, wafers and hire of Clerks from January 1782 to April the 7th 1783 and that a further Sum of fifty pounds be allowed for cost of printing, issuing, and receiving in Extents by order of Court &c and that the President give order accordingly — Signed Christopher Toppan for the Committee — which report being read and considered *voted* that it be received and accepted —

* 13–503

Sent up by Mr Temple

Voted that Mr Sheafe, Mr Gilman, Mr Smith, Mr Page and Mr Freeman with such of the Honbl Senate as they may join be a Committee to re-examine and cast the votes returned for the choice of Representatives for the Congress of the United States —

Sent up by Mr Temple

Voted that the hearing on the Petition of Richard Tripe which was to have been this day before the General Court be postponed to Thursday next of which all persons concerned are to take notice and govern themselves accordingly Sent up by Mr Dow

The following vote came down from the Honbl Senate for Concurrence — Whereas by the adoption of the Federal Government on alterations in the Oaths prescribed by the Constitution of this State will soon become necessary in order to make them conform to the General Government and the Oath therein directed to be taken by the officers of the Individual States —

1 Nicholas Gilman, Sr.

Therefore be it *Resolved* by the Senate and House of Representatives in General Court convened That such parts of the Oaths prescribed by the constitution of this State to be taken by the Respective Officers thereof as are inconsistent with the nature of the federal Government * and the Oath * 13–504 therein directed to be taken by Officers of each State shall be omitted in the administration thereof after the first Wednesday of March next — which was read and Nonconcurred —

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that Mr J Smith, Mr Page and Mr Brackett with such of the Honbl Senate as they may join be a Committee to consider of the petitions of Jeremiah Towle and Samuel Remmich and report thereon — Sent up by Mr Copland

The Committee on the Petition and account of Colo Samuel Hunt reported the said Petition and account be dismissed —

Whereas this House on this day determined that at three of Clock P. M. they would appoint a Senator to represent this State in the Congress of the United States and as they have proceeded to Ballot it appeared on counting the ballots that the Honbl Payne Wingate Esqr was named by a Majority of ballots — Therefore *voted* that he be and he hereby is appointed a Senator on the part of this State to the Congress of the United States — upon which vote the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Clark	Mr Dole	Mr Belding
Mr McMurphy	Mr Jere Clough	Mr Wm Peabody	Mr Chamberlain
Mr Jos Dow	Mr N Peabody	Mr Wallace	Mr Frink
Mr B Clough	Mr Badger	Mr Gove	Mr Morse
Mr Jenness	Mr Taylor	Mr Jackman	Mr J Brown
Mr Drew	Mr Emerson	Mr Shepherd	Mr Patterson
Mr Fifield	Mr Rand	Mr A Parker	Mr Storey
Mr Gilmore	Mr Odlin	Mr Lane	Mr Weare
Mr Cummings	Mr Leavitt	Mr Copland	Mr Gaskill
Mr Wm Page	Mr Wiggin	Mr Winch	Mr Allen
Mr O Parker	Mr Rogers	Mr Franklin	Mr Reed
Mr Hale	Mr Hilliard	Mr Hutchens	Mr Tainter
Mr March	Mr Green	Mr Darling	Mr Powers
Mr Brown	Mr Jere Dow	Mr Flanders	Mr Simpson
Mr Wheeler	Mr Pierce		
*Nays.	Nays.	Nays.	Nays. * 13–505
Mr Sheafe	Mr Burnam	Mr J Smith	Mr Brackett
Mr Plummer	Mr Young	Mr Richardson	Mr Austin
Mr Sullivan	Mr Runnels	Mr Freeman	Mr Abbott
Mr Gilman	Mr Bartlett	Mr Eames	Mr Duncan
Mr D Page	Mr Palmer	Mr Blanchard	Mr Temple
Mr Cragin	Mr Hoit	Mr Torr	Mr Hough
Colo Wm Page	Mr Barrett		

58 Yeas — 26 nays — So it passed in the Affirmative
Sent up by Mr Odlin

Voted that Mr Sullivan, Mr Hale, Mr Odlin, Mr Plummer and Mr Simpson with such of the Honbl Senate as they may join be a Committee to consider of the Petition of James Rumsey and the Several papers accompanying the Same and report thereon —
Sent up by Mr March

Upon reading and considering the Petition of Benning Moulton Esqr and others *voted* that the Honbl Joseph Badger Esqr Daniel Bedee Esqr and Capt Abraham Burnam, be a Committee at the expence of the Petitioners to view the Situation of the premises petitioned for to be incorporated into a Town and report their Opinion thereon to the General Court at their next Session —
Sent up by Mr Hoit

Upon reading and considering the Petition of Zebulun Edgerly *voted* that the Petitioner be heard thereon before the General Court on Tuesday the twentieth day of January current and that the Petitioner cause that Majr Bradbury Cilley and Levi Chapman each be served with a Copy of the Petition and order of Court thereon as soon as may be that they or either of them may then appear and shew cause why the prayer thereof should not be granted, and that all further proceedings against said Edgerly be stayed until the decision of the General Court, and that said Edgerly make no strip or waste on the premises mentioned in said Petition — Sent up by Mr Plummer

* 13-506 * *Voted* that the hearings on Petitions which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly —
Sent up by Mr O Parker

The Committee on the Accounts of Joseph Smith Gilman and Nathanael Parker, reported that they receive six shillings ℔r day each for assisting the State Commissioner in the settlement of the Continental Accounts and that the Account of Nathanael Parker for carrying the remainder of the Accounts to the Commissioners at Boston and Expences be allowed & that the President give order on the Excise for the Same Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted Sent up by Mr Chamberlain

Adjourned to 9 o'Clock to morrow morning

FRIDAY JAN^R 2^d 1789

The House met according to adjournment

The Committee appointed in November Session last to Examine and Settle the Accounts between the State and the Treasurer thereof Reported as follows (viz)

State of New Hampshire } Exeter
Decr 31st 1788

Pursuant to a vote of the Honb^l General Court passed at Concord the tenth day of November last appointing us the Subscribers with others a Committee to examine and settle the accounts between the state and Treasurer thereof, beg leave to report, that we find a Settlement was Effected by a former Committee on the Seventeenth day of August 1786 Since which period we have carefully examined the Several accounts and documents exhibited to us by the said Treasurer and have received from him Three million eight hundred and thirty four thousand Seven hundred and twenty dollars of the old Continental emissions and
* are contained in four chests numbred from One to * 13–507
Four all which we have carefully counted — also Sixty eight Thousand three hundred and thirty nine dollars of the New Emission issued by this State — also in state dollar bills and Bills of the long form one hundred and thirty four pounds eight shillings — also one hundred and fifteen pounds ten shillings in copper plate Interest Bills —

The account for New Emission money is ballanced and a Tax of which appears outstanding to the amount of five hundred and fifty five pounds nine shillings and four pence and there is out standing in those bills Seventy three thousand nine hundred and thirty Seven Dollars —

We have likewise examined an Account of State notes and certificates issued since last Settlement and are dated July 31st 1785 (for the cancelling of old notes and Interest due thereon — part of the principal and Sundry orders drawn by the President to issue notes) the notes are numbred from 2445 to 2901 inclusive, amounting to fourteen thousand one hundred and Seventy nine pounds fifteen shillings and three pence — The Certificates are numbred from 3422 to 3940 inclusive amounting to four thousand three hundred and eighteen pounds and Seven pence —

Also an account of Certificates dated July 31st 1786 for one years interest and 15 ℔^r cent of the principal of state notes dated July 31st 1785 and numbred from one to 2586 inclusive amounting

to Eighteen thousand four hundred and ninety four pounds four shillings and eleven pence

Also an account of state notes and certificates issued, dated July 31st 1788, for old notes taken up and interest thereon and Sundry orders drawn to issue notes — The new notes are numbred from one to 694 inclusive amounting to forty one thousand nine hundred and eighteen pounds and ten shillings and the Certificates are numbred from one to 1290 inclusive amounting to
* 13-508 Eleven thousand Six hundred * and forty two pounds five shillings and one penny

The old notes which we have received from the Treasurer and for which new notes and certificates have been issued are of the following description (viz) Notes for money borrowed One thousand Seven hundred and fifty two pounds — Bounty notes one hundred & ninety five pounds — Depreciation notes forty two pounds twelve shillings and eight pence — Consolidated Notes dated July 31st 1784, nominal amount Eleven thousand eight hundred and fifty Seven pound fourteen shillings and Seven pence — and a number of the Same denomination dated July 31st 1785 nominal amount Sixty one thousand Seven hundred and fifty seven pounds fourteen Shillings and eight pence — It also appears by an account to us exhibited that there is out standing in State notes of various denominations the Sum of Eighty Seven thousand two hundred & ninety Seven pounds thirteen shillings and eleven pence —

We have also received Thirty three thousand one hundred and forty eight and $\frac{88}{90}$ of Dollars in final Settlement notes of the united States on which the Treasurer has received Six thousand eight hundred & twenty Seven & $\frac{88}{90}$ of Dollars for interest up to December 31st 1786 and which he has credited in his Account for Continental Interest indents —

Likewise have received Sundry bonds for Excise on which appear to be due four thousand four hundred and forty two pounds eleven shillings and nine pence half penny exclusive of Interest — Also Sundry bonds for Impost on which appears to be due four hundred and fifty four pounds fifteen shillings and nine pence —

Also accounts for Impost duties and revenue of the Naval office amounting to two thousand eight hundred
* 13-509 * and eighty eight pounds nine shillings and five pence which accounts are ballanced — And Sundry accounts exhibited by Joseph Whipple Esqr from May 1786 to Novr 1788 which accounts appear to be unsettled —

Also said Whipple's Bond for the responsibility of his office — also have received Sundry bonds for notes &c lost for which new ones have been given — Also the Bond given by General Sullivan for the receiving of Interest on his grant made by Congress for Depreciation — Also a Bond given by Daniel Rindge & John Pierce Esq^{rs} for eight hundred Dollars in gold or Silver and forty thousand Dollars in State notes —

We have also examined an Account for Continental Specie Taxes amounting to Thirty three thousand four hundred and Seven pounds one Shilling and four pence and accounted for in the following manner — receipts given by the Continental Loan Officer for Six thousand two hundred and Seventy four pounds eleven shillings & one penny Abatements made and Sanctioned by orders of the Honb^{l} Court to the amount of two hundred and Sixty three pounds thirteen shillings and four pence — Outstanding on Tax for the year 1786 Five thousand Seven hundred and eighty nine pounds thirteen Shillings and outstanding on Tax for the year 1787 Twenty one thousand & Seventy nine pounds — three shillings and eleven pence the whole of which Sums makes the afore mentioned aggregate Sum of Thirty three thousand four hundred and Seven pounds one shilling and four pence —

Also have received an Account for continental Interest Indents amounting to Fifty eight Thousand two hundred and forty one ten Shillings and one farthing and is accounted for as follows (viz) The Continental Loan Officer's receipts for Sixteen Thousand eight hundred and *ninety Six pounds thir- *13-510 teen Shillings and one farthing abatements made and Sanctioned by the Honb^{l} Court for Six hundred and forty pounds thirteen shillings & Seven pence — Outstanding on Tax for 1786 Eight Thousand five hundred and eighty three pounds Seven shillings and three pence — Outstanding in Tax for 1787 Fourteen thousand four hundred and four pounds and Seven pence — Outstanding on Tax for 1788 Seventeen thousand Seven hundred and Sixteen pounds fifteen Shillings and Seven pence making in the whole aforesaid aggregate Sum of Fifty eight thousand two hundred and forty one pounds ten shillings and one farthing

The Treasurer has produced us receipts from the Loan Officer for Continental Certificates issued by the said Loan Officer amounting to Fifteen thousand Six hundred and eight pounds four shillings and nine pence, agreably to an order of the Honb^{l} Court for that purpose bearing date February 8th 1788 — We have likewise received Forty Seven thousand, two hundred & thirty eight

pounds thirteen Shillings and Seven pence in Interest certificates issued for Interest and 15 ℘r cent of the principal dated from July 31st 1782 to July 31st 1788 and there appears out standing in State Certificates Seventeen Thousand three hundred and thirty one pounds ten Shillings and five pence — We have received also Sundry State notes dated from July 31st 1782 to July 31st 1788 for the greater part of which interest has been paid and part of the principal amounting to four thousand two hundred and five pounds Seventeen shillings and four pence which notes were received for Taxes &c —

* 13–511 * The state Specie Account we have received amounting to Twenty five thousand one hundred and thirty nine pounds fourteen Shillings and one penny and is accounted for as follows (viz) Presidents orders for Seven Thousand five hundred and forty six pounds four shillings & one penny Abatements made Sundry Towns on Taxes for 1786, 1787 & 1788 founded on Orders of the Honbl Court amounting to One hundred and fifty pounds thirteen shillings & one penny Paid on Sundry Rolls for Travel and Attendance of the Honbl Court Four Thousand one hundred & fifty nine pounds ten Shillings and one penny — Paid bounties for killing wolves One hundred and two pounds — Outstanding on Tax for 1786 One Thousand two hundred and Seventy three pounds fifteen Shillings and Six pence — Outstanding on Tax for 1787 Two thousand nine hundred and twenty four pounds Seventeen shillings and eleven pence — Outstanding on Tax for 1788 including rolls for the attendance of the Honl House of Representatives from June 1787 to June 1788 — Four Thousand & Seventy three pounds Seven Shillings and eight pence — Outstanding on Tax of five thousand pounds cash orders for 1788 — Four thousand nine hundred and nine pounds five shillings and nine pence, all which Several Sums make the aggregate Sum of Twenty five thousand one hundred and thirty nine pounds fourteen shillings and one penny —

Also have received the State facility account amounting to One hundred and twenty eight Thousand four hundred and Seventy one pound ten shillings and five pence half penny and is accounted for in the following manner (viz) Sundry orders drawn by the President in favour of Sundry Towns and Individuals to the amount of Sixty one Thousand nine hundred & nine pounds

* 13–512 thirteen Shillings and Sixpence half penny — * Abatements made Sundry Towns on Taxes founded on orders of Court amounting to Two thousand five hundred and eighty

eight pounds fourteen shillings and Seven pence — Old Continental and State money received and consolidated agreably to special orders of the Honb[l] Court and allowed for in Taxes One hundred and fifty five pounds fourteen shillings & eleven pence Bounties paid for killing wolves — Three Hundred and two pounds eighteen Shillings — Ballance of Account for Bills of the New Emission received in discount of State Certificates Taxes at one Third the Nominal Sum amounting to Eight hundred and forty eight pounds Seven shillings and three pence — paid the Loan Officer in Certificates Signed and Issued by him prior to January 1786 for Interest (which have been received equal to state Certificates by order of the Honb[l] Court) amounting to Fifteen thousand Six hundred and eight pounds four shillings and nine pence — Outstanding on taxes from the years 1775 to 1780 inclusive eight hundred and thirty Seven pounds eighteen shillings — Outstanding on the first Tax for 1781, four hundred and Sixty pounds two Shillings and two pence — Outstanding on a Silver tax the Same year One hundred and twenty pounds eight shillings and one penny — Outstanding on Tax for 1782 Four thousand & eigh hundred pounds Seven shillings & three pence — Outstanding on Tax for 1783 Three thousand three hundred and Seventy four pounds Sixteen shillings and one penny — Outstanding on Tax for 1784 One thousand three hundred and forty Seven pounds Seven shillings and four pence — Outstanding on Tax for 1785 Two thousand nine hundred and nineteen pounds ten shillings and five pence — Outstanding on Tax for 1786 — Two thousand nine hundred and Sixty two pounds fifteen shillings and
*eleven pence — Outstanding on Tax for 1787 Five *13-513
thousand five hundred and Sixty Six pounds fourteen
shillings and four pence — Outstanding on Tax for 1788 Twenty four thousand Six hundred and Sixty Seven pounds Seventeen shillings and ten pence all which Several Sums amount to the aforementioned aggregate Sum of One hundred and twenty eight thousand four hundred and Seventy one pounds ten shillings and five pence half penny —

The Account for the deficiency of Soldiers which we have received amounts to Six thousand and Seventy Six pounds four shillings and three pence and is ballanced as follows (viz) Abatements made by order of the Honb[l] Court Eight hundred and Sixty four pounds Six Shillings — Received by the Treasurer Two thousand one hundred and twenty one pounds four shillings and eleven pence, and is carried to the credit of state Certificates Ac-

count and there appears to be outstanding including interest up to November 30th 1788 Three Thousand and ninety pounds thirteen shillings and four pence as ℔r Account — Also an Account for Interest paid on Taxes by Sundry Towns agreably to a Resolution of the Honbl Court passed Novr 22d 1782 amounting to Eight hundred and eighty Seven pounds fourteen shillings and eight pence which is also carried to the credit of the State certificate account —

There appears to be due on Rolls for Travel & Attendance of the Honbl Senate House and Council Two thousand Six hundred and eighty Seven pounds twelve shillings & eleven pence as ℔r Abstract received

We have also received Sundry orders for which Certificates have been given to draw Small orders by virtue of an Act passed September 28th 1787 amounting to One thousand and Sixty one pounds Seventeen shillings & four pence one farthing as ℔r Account —

Also have received two final Settlement notes, received
* 13–514 * of Lieut Barnett for his Commutation agreably to a vote of Court amounting to Sixteen hundred dollars (and Interest one hundred and eleven Dollars) paid up to December 31st 1784 — It also appears that Thomas Odiorne Esqr (Receiver of Nonresident Taxes) has paid the Treasurer the Several following Sums (viz) New Emission money — thirty eight pounds Thirteen shillings and one penny half penny — Also Certificates to the amount of Four hundred and fifty two pounds fourteen shillings Six pence & three farthings — Also Eighty eight pounds Seventeen shillings and two pence half penny in state Specie orders — Ninety four pounds three shillings and one penny in Continental Specie, And one hundred and Ninety four pounds Seven shillings and one penny ¼ in Continental Interest Indents which Mr Odiorne ought to have an order for on the New Treasurer —

It likewise appears that there is due to Sundry persons Three hundred and twenty four pounds two shillings and eight pence for Ballance on Specie orders drawn by the President as ℔r Account — We have received thirteen hundred and Six blank state notes Six of which are numbered 695 to 700 inclusive and Countersigned by Ephraim Robinson & Joseph Pearson the others are in thirteen books not numbred nor countersigned — Also have received a chest containing the books, papers and Sundry other matters that appertain to the Office of Treasurer, All of which to-

gether with the aforementioned Sums of money notes Certificates orders &c we are ready to deliver to the order of the Honb[l] Court —

We beg leave to observe that the Several Accounts herein enumerated are well vouched and right cast and all ballanced and that the business of the Treasurer has been so various and extensive that it renders the same * exceedingly com- * 13–515 plicated — Notwithstanding which such appears to have been his unremitted care and attention in the business that the greatest regularity is conspicious throughout all his accounts and which we conceive does him great honor —

Josiah Bartlett
Jn[o] Parker
W[m] Gardner

Voted that M[r] Plummer, M[r] Odlin, & M[r] W[m] Page with such of the Honb[l] Senate as they may join be a Committee to take under consideration the report of the Committee appointed to settle the Accounts between the Treasurer and this State and report what is necessary to be done with the notes Certificates &c that the Committee received of the Treasurer —

Sent up by M[r] Shepherd

The Committee appointed to reexamine and cast the votes returned for representatives to the Congress of the United States reported that they have carefully examined the returns and find the whole number of votes returned from the Several Towns and places to be fifteen thousand three hundred and Seventy Seven — That two thousand five hundred and Sixty three votes are necessary to make a choice — That no candidate has that number — That the Six Candidates who have the highest number of votes are as follows —

The Honb[l] Benjamin West Esq[r]	2374
The Honb[l] Samuel Livermore Esq[r]	2245
The Honb[l] Payne Wingate Esq[r]	2054
The Honb[l] Abiel Foster Esq[r]	1236
The Honb[l] John Sullivan Esq[r]	1058
The Honb[l] Nicholas Gilman Esq[r]	861

Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted and that the Secretary be desired to procure a Sufficient number of copies of the foregoing list and disperse them to the Several Towns and places in this State in the Same manner as he was directed to send out the last Act — Sent up by M[r] Rogers —

*13–516 * Upon reading and considering the Petition of Benjamin Hayes and the report of a Committee thereon *voted* that the Petitioner be heard thereon on Tuesday the twentieth day of January current and that in the mean time the Petitioner cause that Thomas Hayes Col° Jonathan Wentworth Capt Daniel McDuffee and Benjamin Odiorne each be served with a Copy of the Petition and order of Court thereon eight days before said day of hearing that they or either of them may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by Mr Rogers

Voted that the Account of the Honb^l^ Josiah Bartlett John Parker and William Gardner Esquires amounting to forty five pounds twelve shillings be allowed and paid out of the Treasury from the revenue arising by excise or Impost and that the President give order accordingly — Sent up by Mr Rogers

Upon reading and considering the Petition of Henry Knox and Isaac Winslow Esqr^s^ *voted* that the Petitioner be heard thereon before the General Court on Thursday the twenty second of January current and that in the mean time the Petitioner cause that the Substance of the Petition & order of Court thereon be published in one of the Boston and one of the New Hampshire News papers as soon as may be that any person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Young

Upon hearing and considering the Petition of Col° Thomas Stickney *voted* that the prayer thereof be so far granted as that the said proprietors be impowered to compleat the collection of the taxes already made and committed to Timothy Walker Esqr to collect and that the Petitioners have leave to bring in a Bill accordingly — Sent up by Mr Young

*13–517 * The Honb^l^ Senate and House being met in the Assembly chamber proceeded to examine the returns of votes for electors and after proceeding to examine those from a number of Towns the Honb^l^ Senate withdrew and the House adjourn^d^ to 3 o'Clock P. M.

Met accordingly—

The Honb^l^ John T Gilman Esqr having resigned his Office as Treasurer of this State in consequence of an Appointment of the Congress of the United States — *Voted* that his resignation be accepted —

Voted that Mr Freeman, Mr Simpson & Mr Richardson be a Committee to wait upon the Honb^l^ John Taylor Gilman and pre-

sent him with the unanimous thanks of this House for the faithful discharge of his duty while Treasurer of this State —

Voted that Mr Duncan, Mr Smith & Mr Barrett with such of the Honbl Senate as they may join be a Committee to consider of a proper time to proceed to the choice of a Treasurer and report thereon — Sent up by Mr Young

Voted that the hearings which were to have been this day before the General Court be postponed until Tuesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Young

The Honbl Senate and House being again met in the Assembly Chamber proceeded to examine the remainder of the returns for Electors and formed a list of the Same after which the Honbl Senate withdrew — and the House adjourned to 9 o'Clock to morrow morning —

SATURDAY JANUARY 3d 1789

The House met according to adjournment

Voted that Mr Gilman, Mr Hoit and Mr Peabody with such of the Honbl Senate as they may join be a Committee to consider of the Petition of [William Stinson and John Clark and report thereon — Sent up by Mr Runnels —

* *Voted* that Mr Richardson, Mr Plummer, Mr Barrett *13-518
Mr Freeman and Mr Frink with such of the Honbl Senate as they may join be a Committee to consider of the Petition of][1] Daniel Newcomb Esqr in behalf of Josiah Goldsmith Esqr and Ezra Metcalf and report thereon — Sent up by Mr Page

The committee to consider of a proper time to proceed to the choice of a Treasurer for this state reported that the General Court immediately proceed to the choice of a Treasurer Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received & accepted Sent up by Mr Leavitt

The Honbl Senate and House being met in the Assembly chamber for the purpose of electing a Treasurer for this State — The ballots being taken and counted John Calfe Esqr was chosen for that purpose —

Upon reading and considering the Petition of Jeremiah Towle *voted* that the prayer thereof be granted and that the President give order accordingly —

1 The section in brackets does not appear in the printed journal.

The Committee on the Petition of Samuel Remick reported that the said Remick be allowed in full for his demand the Sum of Seven pounds — Signed Ebenezer Webster for the Committee which report being read and considered *voted* that it be received and accepted and that the president give order accordingly —
Sent up by Mr Clark

Voted that the Account of John Parker Esqr amounting to Six pounds twelve shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Hilliard

A vote came down from the Honbl Senate for concurrence appointing Mr Wallace and Mr Shepherd a Committee to reexamine and count the votes for Electors and report thereon as soon as may be — which was read and concurred & Mr March, Mr Green Mr Emerson, Mr Richardson & Mr Pierce joind —
Sent up by Mr Hilliard

* 13–519 * *Voted* that Mr Simpson, Mr Plummer & Mr Barrett with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Mary Neal & John Neal administrators to the Estate of John Neal Esqr late deceased and report thereon — Sent up by Mr McMurphy

Adjourned to Monday next at 3 o'Clock P. M.

MONDAY JANR 5th 1789.

The House met according to adjournment

The Committee on the Petition of Josiah Goldsmith and Ezra Metcalf reported that the prayer of said Petition be so far granted as that said Goldsmith and Metcalf be liberated until the first Wednesday in June next upon Condition that they procure good and Sufficient bondsmen to pay into the Treasury of this State by the first Wednesday in June next the full amount of what is due upon their bonds according to the tenor of said Bonds with interest and costs and that the Honbl Simeon Olcott, Samuel Hunt and Benjamin West Esquires or any two of them be authorized to take such Bondsmen as they shall judge Sufficient — Signed Ebenzr Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Weare

Upon reading and considering the Petition of Colo Wm Page in behalf of the Inhabitants of Charlestown *voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that the Executors of the Estate of Benjamin Giles

Esqr late deceased be served with a Copy of the Petition and order of Court thereon three weeks before the Sitting of said Court that they may then appear and Shew cause why the prayer thereof may not be granted. Sent up by Mr Page

Adjourned to 9 o'Clock to morrow morning

TUESDAY JAN^{R} 6th 1789.

The House met according to adjournment

* The Committee for reexamining and counting the votes for Electors reported that they have examined & cast the Same & find the whole to amount to Twenty thousand one hundred and forty two — and it appears there is no one chose and the ten highest numbers are as follows * 13-520

Genl Bellows	1759	Honb^{l} Jno Pickering	1364
E Thompson Esqr	1063	Genl Sullivan	872
John Parker Esqr	851	Judge Dudley	718
Col^{o} Wentworth	667	Genl Folsome	589
Col^{o} Smith	543	Genl Cilley	528

Signed Robert Wallace for the Committee — Whereupon *voted* that the Honb^{l} Senate and House in one Room assembled proceed by joint ballot to morrow morning at ten o'Clock to appoint Electors agreably to an Act for that purpose

Sent up by Mr Hough

Voted that a Conference be held in the Assembly Chamber as soon as may be (if the Honb^{l} Senate see fit) upon the Subject matter of the new valuation — Sent up by Mr Hough

Agreably to the foregoing vote the Honb^{l} Senate came into the assembly chamber, and a conferrence was held and after Some debate — proceeded to the order of the day on hearing Petitions — after hearing several parties &c. the Honb^{l} Senate withdrew —

Motion was made to determine on a place in which the Office of the Treasurer shall be kept in future, and *voted* that said Office be kept in the Town of Exeter — Sent up by Mr Runnels

Adjourned to 3 o'Clock P. M.

Met accordingly

[1] [Upon hearing and considering the Petition of Richard Young *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly —

Sent up by Mr Page]

* Upon hearing and considering the Petition of Richard Young praying for the priviledge of a Ferry, *voted* * 13-521

1 This section does not appear in the printed journal.

that the Prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Page

Upon hearing and considering the Petition of William Chandler — *voted* that Mr Smith, Mr Sullivan Mr Page Mr Plummer and Mr Freeman with such of the Honb[l] Senate as they may join be a Committee to consider of the said Petition and report thereon — Sent up by Mr Page

Upon hearing and considering the Petition of Joseph Page — *voted* that said Petition be dismissed —

Upon hearing and considering the Petition of Nathan Adams[1] and Joanna Adams *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly — Sent up by Mr Page

Upon hearing and considering the Petition of the Selectmen of Winchester *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Page

Upon hearing and considering the Petition of William Thomas[2] [praying for the priviledge of a ferry] *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Page —

Upon hearing and considering the Petition of David Page Esqr[3] *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Page—

Voted that the hearing on the Petition of Samuel Fifield which was to have been this day before the General Court be postponed until Thursday the fifteenth instant of which all persons concerned are to take notice and govern them Selves accordingly — Sent up by Mr O Parker

* 13–522 * The vote respecting the place of keeping the Office of Treasurer in future came down from the Honb[l] Senate for the following amendment "that said Office be kept in Exeter until further order of the General Court" — which amendment was read and concurred — Sent up by Mr O Parker

The following vote came down from the Honb[l] Senate for Concurrence —

Whereas the Committee on the Petition of Daniel Newcomb Esqr in behalf of Josiah Goldsmith and Ezra Metcalf, reported among other things that the bond therein mentioned should be paid according to the tenor thereof which renders it uncertain whether Orders on the Excise can be paid in discharge thereof —

1 xiii Ham. Town Papers, 300. 2 xi Ham. Town Papers, 346. 3 xi Ham. Town Papers, 422.

Therefore *voted* that orders on the excise be received by the Treasurer of this State in payment of said Bond provided the same be paid by the first day of April next with Interest which vote was read and concurred — Sent up by Mr O Parker

An Act for admitting John Poor to return to this state and for exempting him from all further prosecutions on account of a Bill of Indictment found against him at the Superior Court held at Exeter in September 1784 or upon the recognizances given for his appearance at said Superior Court &c — was read a third time and passed to be enacted —

Sent up by Mr Richardson and Mr Hough

Voted that the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Richardson

Voted that Mr Sullivan, Mr Plummer, Mr Barrett Mr N. Peabody and Mr Pierce with such of the Honb[l] * Sen- * 13-523 ate as they may join be a Committee to consider of the Petition and Memorial of the Trustees of Dartmouth colledge and report thereon — Sent up by Mr Richardson

[John Calfe Esqr having declined accepting the Office of Treasurer] *voted* that to morrow morning [at nine o'clock] be the time assigned for going into the choice of a Treasurer for this state

Sent up by Mr Wheeler

Voted that the taxable articles in the Inventory for a new proportion be estimated at the rate mentioned in a vote of the 30th of Decr last excepting what relates to stock in trade and money on hand and at Interest which is to be estimated at the rate of three fourths of one ℔r Cent — Sent up by Mr Wheeler

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY Janr 7th 1789

The House met according to adjournment

The Honb[l] Senate and House being met in the Assembly Chamber for the purpose of electing a Treasurer for this state the ballots being taken and counted, Majr William Gardner was chosen for that purpose —

Voted that the new Treasurer take the report of the Committee on the late Treasurers accounts and therefrom state an account current and lay the Same before this House

Sent up by Mr Cragin

Agreably to the order of the day proceeded to a hearing on Petitions —

Adjourned to 3 oClock P. M.

met accordingly —

Voted that Mr Smith, Mr Simpson, & Mr Wiggin with such of the Honbl Senate as they may join be a Committee to consider of the Account of Josiah Nelson and report thereon —

Sent up by Mr Cragin

Upon hearing and considering the Petition of Stephen Powers Esqr[1] in behalf of the Inhabitants of Croyden *voted* one
*13–524 *penny ℔r Acre for the term of three years, and that they have leave to bring in a Bill accordingly —

Sent up by Mr Cragin

Upon hearing and considering the Petition of James Smith and wife *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Cragin

Voted that Mr Odlin, Mr Smith & Mr Gains with such of the Honbl Senate as they may join be a Committee to inform William Gardner Esqr of his appointment as Treasurer of this State and if he accepts said appointment that they take bond for the faithful discharge of the duties of said Office — Sent up by Mr Cragin

Upon reading and considering the Petition of William Russell and others *voted* that said Petition be dismissed

Upon hearing and considering the Petition of the Inhabitants of Cornish and Plainfield — *voted* that said Petition be dismissed —

Upon hearing and considering the Petition of Sundry Towns in the County of Hillsborough — *voted* that the prayer thereof be so far granted as that they have a halfshire Town in the northerly part of said County and that Doctr Jonathan Gove, Mr Cyrus Baldwin Capt Charles Barrett, Colo Ebenezer Webster and Mr Levi Harvey be a Committee at the Cost of the Petitioners to view the Situation of said County and report in what Town they think proper the Courts shall be held for the nothern part of said County and that they make their report to the General Court at their next Session — Sent up by Mr Hilliard

The following vote came down from the Honbl Senate for Concurrence —

*13–525 * *Voted* that the Senate and the Honbl House of Representatives proceed as soon as may be to the choice of Electors in their Separate branches — which vote was read and nonconcurred —

[1] xi Ham. Town Papers, 468.

Voted that Mr Sullivan, Mr Rogers, Mr Plummer, Mr Duncan, Mr Page, Mr Gove, Mr A Parker, Mr Simpson and Mr Gilman with such of the Honbl Senate as they may join be a Committee to consider what method is most proper to be taken for the appointment of Electors and report thereon —

Sent up Mr Flanders —

Voted that Mr J Smith, Mr Simpson & Mr Taylor with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Henry Little and report thereon —

Sent up by Mr Hilliard —

Voted that Mr Pierce, Mr Cragin and Mr Wallace with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Samuel Runnels and report thereon —

Sent up by Mr Eames —

Upon reading and considering the Petition of Daniel Sargent and others *voted* that the Petitioners be heard thereon before the General Court on Friday next agreably to the consent of both parties — Sent up by Mr Allen

Voted that Mr Sullivan, Mr Peabody, Mr Chase, Mr Bartlett and Mr Runnels with such of the Honbl Senate as they may join be a Committee to consider of the Resolves of Congress respecting Genl James Reid & report thereon — Sent up by Mr Dow —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Torr

Upon reading and considering a Petition from Croydon and Plainfield — *voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their * next Session and that in the mean time the Petitioners * 13-526 cause that the Substance of the Petition and order of Court thereon be posted up in some public place in the Towns of Cornish Croydon Plainfield and Grantham three weeks prior to the Sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Torr

Upon reading and considering the Petition of Henry Mellen in behalf of Joseph Hicks — *Voted* that the Petitioner be heard thereon before the General Court on Tuesday the twentieth day of January current and that in the mean time the Petitioner cause that Andrew Chesley of Nottingham be served with a Copy of the Petition and order of Court thereon as soon as may be that

he may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Morse

The Committee to consider what method is most proper to be taken for the appointment of Electors reported that the Electors be chosen in the Seperate branches of the Legislature — Signed John Pickering for the Committee — which report being read and considered — motion was made for receiving and accepting said report on which motion the yeas and nays were called and are as follows (viz).

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Richardson	Mr Hoit	Mr Wiggin
Mr Odlin	Mr Brown	Mr Rand	Mr Rogers
Mr Emerson	Mr Hale	Mr Weare	Mr Torr
Mr Wheeler	Mr March	Mr Frink	Mr Pierce
Mr Bartlett	Mr E Brown	Mr Hough	Mr Wallace
Mr Gilman	Mr Plummer	Mr Sheafe	Mr Shepherd
Mr Abbott	Mr Duncan	Mr Jos Dow	Mr Morse
Mr Storey			
*13-527 *Nays.	Nays.	Nays.	Nays.
Mr McMurphy	Mr Lane	Colo Wm Page	Mr D Page
Mr Clark	Mr Powers	Mr Chamberlain	Mr Dole
Mr Butler	Mr Simpson	Mr Allen	Mr Barrett
Mr B Clough	Mr Blanchard	Mr Reed	Mr Darling
Mr Palmer	Mr Green	Mr Freeman	Mr Gaskill
Mr Cummings	Mr Sullivan	Mr Young	Mr Temple
Mr Wm Peabody	Mr Hilliard	Mr Jenness	Mr Chase
Mr Cragin	Mr Badger	Mr N Peabody	Mr Winch
Mr Flanders	Mr Taylor	Mr Brackett	Mr Franklin
Mr A Parker	Mr O Parker	Mr Drew	Mr Eames
Mr Smith	Mr Gove		

29 Yeas — 42 Nays — So it passed in the Negative

Voted that Mr Sheafe, Mr Torr, Mr Taylor, Mr Frink and Mr Freeman with such five of the Honbl Senate as they may join be a Committee to Nominate and report to this House out of the ten highest numbers voted for and returned as Electors of President for the United states the names of five persons who shall be considered as Electors for this state — Sent up by Mr Gains

The foregoing vote was returned by the Honbl Senate for the following amendment — that Mr Toppan Mr Wallace Mr Webster, Mr Chase and Mr Waldron be joined and that said Committee report five persons out of the Nomination list for Electors to be laid before the General Court for their concurrence — on which amendment the yeas and nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Frink	Mr Emerson	Mr Rogers
Mr March	Mr Brown	Mr Duncan	Mr Torr
Mr Wiggin	Mr Hale	Mr Shepherd	Mr Pierce
Mr Bartlett	Mr Joe Dow	Mr Morse	Mr Abbott
Mr Gilman	Mr Plummer	Mr Hough	Mr Wallace
Mr Wm Page	Mr Hilliard	Mr Sheafe	Mr Richardson
Mr Rand	Mr Hoit	Mr E Brown	Mr Tainter
Mr Storey			

*Nays.	Nays.	Nays.	Nays. * 13–528
Mr Odlin	Mr Smith	Mr Gove	Mr Badger
Mr Clough	Mr Reed	Mr Wm Page	Mr Cummings
Mr Jenness	Mr Simpson	Mr Chamberlain	Mr Wm Peabody
Mr N Peabody	Mr Runnels	Mr Allen	Mr Cragin
Mr Sullivan	Mr Wheeler	Mr Winch	Mr Darling
Mr Brackett	Mr Clark	Mr Young	Mr Gaskill
Mr Taylor	Mr Jere Dow	Mr McMurphy	Mr Temple
Mr O Parker	Mr Palmer	Mr Rogers	Mr Lane
Mr Smith	Mr D Page	Mr Green	Mr Freeman
Mr Flanders	Mr Dole	Mr Butler	Mr Eames
Mr A Parker	Mr Barrett		

29 Yeas — 42 Nays — So it passed in the Negative

Voted that the names of ten persons who have the highest number of votes as Electors for a President of the United States be put into a Box and that the Secretary and Clerk of the House under the Inspection of two members of each Branch draw out the names of five persons who shall be considered as Electors of this state Sent up by Mr Peabody

The Honb[l] Senate gave information that the foregoing vote was nonconcurred —

Motion was then made that a vote be passed in the following words —

Whereas Several votes of the Honb[l] Senate now lies before the House appointing five persons as Electors of this State — *Voted* that the House proceed to consider and concur or nonconcur the said votes, at the same time Solemnly protesting against the said mode of choice and declaring that in the Opinion of this House the present mode of appointing Electors ought not to be considered as Establishing a preceedent or drawn into example or insisted upon as a rule in any future appointment of Electors, on which motion a division was called for as follows (viz) —

*Whereas Several votes of the Honb[l] Senate now lies * 13–529
before the House appointing five persons as Electors of
this State — *Voted* that the House proceed to consider and con-

cur or nonconcur the said votes on which division of said motion the yeas and nays were called and are as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Temple	Mr Rand	Mr Torr
Mr March	Mr Morse	Mr Duncan	Mr Hoit
Mr Wiggin	Mr Hough	Mr Shepherd	Mr Emerson
Mr Bartlett	Mr Hale	Mr Chase	Mr Cragin
Mr Sullivan	Mr Jos Dow	Mr Tainter	Mr Wallace
Mr Pierce	Mr Plummer	Mr Eames	Mr Richardson
Mr Barrett	Mr Jere Clough	Mr Sheafe	Mr Frink
Mr Smith	Mr Gilman	Mr E Brown	Mr Brown
Mr Storey	Mr Taylor	Mr Rogers	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Odlin	Mr Smith	Mr Wm Peabody	Mr Butler
Mr B Clough	Mr Reed	Mr Flanders	Mr Brackett
Mr N Peabody	Mr Simpson	Mr A Parker	Mr Dole
Mr Palmer	Mr Runnels	Mr Allen	Mr Gove
Mr D Page	Mr Jenness	Mr Winch	Colo Wm Page
Mr Wm Page	Mr Jere Dow	Mr Young	Mr Chamberlain
Mr Darling	Mr Badger	Mr McMurphy	Mr Lane
Mr Gaskill	Mr Cummings	Mr Clark	Mr Freeman

35 Yeas — 32 nays — So it passed in the Affirmative

Proceeded to consider the remainder of said motion which was in the following words "At the same time solemnly declaring that in the Opinion of this House the present mode of appointing Electors ought not to be considered as Establishing a preceedent or drawn into example or insisted upon as a rule in any future appointment of Electors — on which the yeas and nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Shepherd	Mr Barrett	Mr Torr
Mr Runnels	Mr Chamberlain	Mr Smith	Mr Badger
Mr Brown	Mr Frink	Mr Storey	Mr Pierce
Mr Plummer	Mr Brown	Mr Richardson	Mr Emerson
Mr Clark	Mr Sheafe	Mr Temple	Mr Rand
Mr Sullivan	Mr March	Mr Morse	Mr Duncan
Mr Brackett	Mr Wiggin	Mr Freeman	Colo Wm Page
Mr D Page	Mr Rogers	Mr Eames	Mr Gaskill
Mr Wm Peabody	Mr Butler	Mr Odlin	Mr Chase
*13–530	* Mr Palmer	Mr Jos Dow	Mr Tainter
Mr Cragin	Mr Hoit	Mr B Clough	Mr Hough
Mr Wallace	Mr Taylor	Mr Bartlett	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Hale	Mr Reed	Mr Allen	Mr Gove
Mr Gilman	Mr Jenness	Mr Young	Mr Lane
Mr M Smith	Mr Wm Page	Mr N Peabody	

46 Yeas — 11 Nays — So it passed in the affirmative

Votes came down from the Honb[l] Senate for concurrence appointing the Honb[l] Benjamin Bellows, John Pickering Ebenezer Thompson, John Sullivan & John Parker Esquires Electors for this state — which votes were read and motion made to concur the Same — on which motion the yeas and nays were taken and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
M[r] Gains	M[r] Temple	M[r] Cragin	M[r] Jer[e] Dow
M[r] March	M[r] Morse	M[r] Wallace	M[r] Gilman
M[r] Wiggin	M[r] Freeman	M[r] Shepherd	M[r] D Page
M[r] Bartlett	M[r] Hale	M[r] Chase	M[r] Barrett
M[r] Torr	M[r] Jo[s] Dow	M[r] Tainter	M[r] Smith
M[r] Hoit	M[r] Plummer	M[r] Hough	M[r] Storey
M[r] Taylor	M[r] Clark	M[r] Eames	M[r] Richardson
M[r] Rand	M[r] Brackett	M[r] Sheafe	M[r] Frink
M[r] Duncan	M[r] Pierce	M[r] Brown	M[r] Brown
Col[o] W[m] Page	M[r] Emerson	M[r] Rogers	M[r] Young
Nays.	**Nays.**	**Nays.**	**Nays.**
M[r] Runnels	M[r] Allen	M[r] Chamberlain	M[r] Badger
M[r] Jenness	M[r] M[c]Murphy	M[r] Lane	M[r] Gove
M[r] Butler	M[r] Green	M[r] Winch	M[r] Smith
M[r] Page	M[r] Palmer	M[r] B Clough	M[r] Reed
M[r] Gaskill	M[r] W[m] Peabody	M[r] N Peabody	

40 Yeas — 19 Nays — So they were concurred —
Sent up by M[r] Frink

*Adjourned to 9 o'Clock to morrow morning *13–531

THURSDAY JAN[R] 8th 1789.

The House met according to adjournment

Voted that M[r] Torr be added to the Committee for casting Inventories — Sent up by M[r] Chamberlain

The Committee on the Petition of Cap[t] Samuel Runnels reported that the said Runnels be allowed and paid for three months Service from the first day of Jan[r] 1779 to the last day of March 1779 in the same way and manner as other soldiers in the three years Service were paid, and that the President give orders accordingly Signed E Smith for the Committee which report being read and Considered *voted* that it be received and accepted — Sent up by M[r] Chamberlain

Voted that the Electors within this State for a President and vice president of the United States, meet at Exeter on the day appointed by the Resolve of Congress for that purpose —
Sent up by M[r] Chamberlain

Agreably to the order of the day proceeded to a hearing on Petitions —

Adjourned to 3 o'Clock P. M.

Met accordingly —

Proceeded to a hearing on the Petition of Messrs March's

Upon reading and considering the Petition of the Select men of Allenstown in behalf of the Inhabitants of said Town — *Voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the sitting of said Court in one of the New Hampshire News papers that any person or persons may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Chamberlain

* 13–532 * Upon reading and considering the Petition of Winthrop Marston *voted* that the Petitioner be heard thereon before the General Court on Tuesday the Twentieth day of January Current and that the Petitioner as soon as may be cause that the Executors to the Estate of Jonathan Moulton Esqr Deceased also James Huckings be served with a Copy of the Petition and order of Court thereon that they or either of them may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by Mr Hough

Adjourned to 9 o'Clock to morrow morning

FRIDAY Janr 9th 1789.

The House met according to adjournment

The Committee on the report of the Committee on the Treasurers accounts &c reported that a Committee be appointed to burn the Dollar Bills; Bills of the long form and copper plate Interest Bills; old notes of various denominations taken up — Interest Certificates received for Taxes and New Emission Shall be burnt — Also Presidents orders on the state facility account also some state money received and Consolidated — Likewise Presidents orders for which Certificates to draw Small orders and that notes and orders to a large amount in the hands of the Comptroller of accounts should be taken up and Stampt all which are particularly specified in the report of the Committee on Treasurers Accounts, and that the Secretary deliver the keys, books Continental money of the old Emission, remainder of the papers and other things

belonging to the Treasury to the new Treasurer he receipting for the Same to the Secretary — Signed John Pickering for the Committee — which report being read and considered *voted* that it be received and accepted and that Mr McMurphy, Mr
*Torr, Mr O Parker, Mr A Parker & Mr Young with *13-533
such of the Honbl Senate as they may join be a Committee to see the foregoing report carried into effect —

Sent up by Mr Jenness —

proceeded to the order of the day on hearing Petitions

Voted that the hearing on the Petition of Richard Tripe which was to have been before the General Court at the present Session be postponed to the Second Tuesday of the Next Session and that in the mean time the Petitioner cause that Josiah Folsom of Rochester be served with a Copy of the Petition and order of Court agreably to former order — said former order not having been complied with

Sent up by Mr Frink

Adjourned to 3 o'Clock P. M.

Met accordingly —

An Act for taxing Land in the Town of Croyden was read a third time and passed to be Enacted —

Sent up by Mr Frink & Mr Rand

Voted that the hearings on the Petitions of Jacob Shaw and Daniel Noyce which were to have been before the General Court at this Session be postponed until the second Tuesday of the next Session of which all persons concerned are to take notice and govern themselves accordingly and that all further proceedings be staid until the decision of the General Court —

Sent up by Mr Frink —

Voted that the hearing on the Petition of Andrew Simpson which was to have been this day before the General Court be postponed until Tuesday the Twentieth day of January current of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Runnels

An Act to enable John Neal and Mary Neal both of Londonderry in the County of Rockingham in the State
*of New Hampshire Administrators to the Estate of *13-534
John Neal late of said Londonderry Esquire deceasd
to collect and recover the Excise &c from the Several Inhabitants of the County of Hillsborough in said state and others who have sold Spirituous liquors in said County between the first day of October 1784 and the first day of October 1787, was read a third time and passed to be Enacted —

Sent up by Mr Runnels & Mr Badger

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until Tuesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Runnels

Adjourned to 9 o'Clock to morrow morning

SATURDAY JANR 10th 1789

The House met according to adjournment

Upon hearing and considering the Petition of Clement March and Stephen March Esqrs motion was made for dismissing said Petition on which motion the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Hale	Mr Tainter	Colo Wm Page	Mr Cummings
Mr Wheeler	Mr Burnam	Mr Richardson	Mr O Parker
Mr Fifield	Mr Hough	Mr Temple	Mr Cragin
Mr Torr	Mr Young	Mr Lane	Mr Darling
Mr Austin	Mr Odlin	Mr Copland	Mr Flanders
Mr Wm Page	Mr Bartlett	Mr Winch	Mr Shephard
Mr Abbott	Mr Gilmore	Mr Powers	Mr A Parker
Mr Duncan	Mr Palmer	Mr Franklin	Mr Smith
Mr Storey	Mr D Page	Mr Eames	Mr Frink
Mr Weare	Mr Wm Peabody	Mr B Clough	Mr Morse
Mr Belding	Mr Rand	Mr Green	Mr Brown
Mr Chamberlain	Mr Gove	Mr Butler	Mr Freeman
Mr Allen	Mr Jackman	Mr Hoit	Mr Simpson
Mr Read			
*13-535 *Nays.	Nays.	Nays.	Nays.
Mr Gains	Mr Pierce	Mr Brackett	Mr Plummer
Mr Blanchard	Mr Sheafe	Mr Barrett	Mr Clark
Mr E Brown	Mr Leavitt	Mr Gaskill	Mr Gilman
Mr Rogers	Mr Wiggin	Mr Runnels	Mr Jere Smith
Mr Jere Dow	Mr Jenness	Mr Jos Dow	

53 Yeas — 19 Nays — So it was dismissed —

The Committee on the Resolves of Congress respecting General James Reid reported that Genl James Reid receive half pay as an Invalid up to this time in Specie orders payable out of the State or Continental Taxes & that he be inrolled in the list of Invalids and receive his pay annually in the Same manner until the further order of Congress or of this House and that the Same be deducted from time to time out of the existing requisitions of Congress for Specie Taxes — agreably to their Resolves of the Second of October last Signed Ebenzr Webster for the Committee,

which report being read and considered *voted* that it be received and accepted and that the Pay master of Invalids enroll, and the President give order accordingly — Sent up by Mr Cummings

A vote came down from the Honb[l] Senate appointing Mr Smith, Mr Webster and Mr Pickering a Committee to enquire and report what lands belong to this state and what method shall be taken for the recovery and granting thereof for the use of this State which vote was read and concurred and Mr Plummer, Mr Sullivan Mr Barrett, Mr Page and Mr Freeman joined —

Sent up by Mr Cummings

A vote came down from the Honb[l] Senate appointing Mr Pickering, Mr Smith and Mr Shepherd with such of the Honb[l] House as they may join be a Committee to consider and report what alterations are necessary to be made in the Act of this State entitled an Act to restrain * the taking excessive * 13–536 usury, was read & concurred and Mr Hale, Mr Hoit, Mr Duncan, Mr Frink & Mr Eames joined —

Sent up by Mr Cummings

The Committee on the Petition of Richard Jenness and Simon Jenness Esqrs reported that the Petitioners be heard thereon before the General Court on the twenty Second day of January current and that they serve Jonathan Warner Esqr with a Copy of said Petition and order of Court thereon eight days before said day of hearing — Signed John Bell for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Cummings

Voted that Mr Page, Mr Young and Mr Barrett with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Robert Wier and report thereon —

Sent up by Mr Cummings

Whereas a Petition hath been prefered to the General Court by the Trustees of Dartmouth College representing that the Honb[l] John Phillips Esqr L L D. in the year 1773 made a donation of one hundred and Seventy five pounds in hard money to said Trustees for procuring an apparatus for the benefit of the Colledge and that said sum was then deposited in the Care of John Wentworth Esqr late Governor of this then province for said purpose and that the said Wentworth has not procured for the use of said College the said Apparatus nor returned any part of the principal or Interest of said money

And whereas this Legislature on the 18th day of last June determined that the Petitioners have leave to bring in a Resolve

impowering the Commissioners of said Wentworths
* 13–537 Estate to receive and Examine the Same &c and * that their commission be extended for that purpose —

And whereas two of said Commissioners have removed out of this State — Therefore Resolved that the Judge of probate for the County of Rockingham be and he hereby is impowered to appoint Commissioners to receive and examine the said demand and other unadjusted claims on said Estate and that the term of Six months from this time be allowed for that purpose — And if it shall appear to said Commissioners that the aforesaid demand is just, on a Certificate of the Same by the said Judge the principal and Interest from the time of reception by said Wentworth shall be paid to the Trustees of the College, provided there is a Sufficiency of property arising from the aforesaid Estate in the Treasury of this State — Sent up by Mr Winch

Adjourned to Monday next at 3 o'Clock P. M.

MONDAY JAN^R 12th 1789.

The House met according to adjournment

The Committee on the Petition of William Chandler reported that the prayer thereof be granted and that he have leave to bring in a Bill accordingly —Signed John Pickering for the Committee which report being read and considered *voted* that it be received & Accepted Sent up by Mr Freeman

The Committee on the Petition of Abiel Foster Esqr[1] reported that the said Foster draw pay due as made up in Capt Ebenezer Webster's pay roll in 1782 to one William Irwine now deceased it being the Sum of eight pounds nineteen shillings and account with the Select men of the Town of Canterbury — Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted

Sent up by Mr Gaskill

Voted that Mr Frink, Mr Gaskill and M^r A Parker with
* 13–538 such of the Honb^l Senate as they may join be a * Committee to consider of the Account of Capt Simeon Ladd and report thereon — Sent up by Mr Powers

Voted that Mr Smith, Mr Odlin and Mr Leavitt with such of the Honb^l Senate as they may join be a Committee to consider of the Petition of the Proprietors of the Town of [Hanover] Haverhill — also the Petition of Charles Johnston and Ezekiel Ladd Esqr and report thereon — Sent up by Mr Gains

[1] xi Ham. Town Papers, 274.

Voted that the Members of the Honb[l] Senate and House of Representatives and their Officers have the Same allowance for travel and attendance as at the last Session and that the Secretary and Clerk make up the Respective rolls accordingly —

Sent up by M[r] Clough

Adjourned to 9 o'Clock to morrow morning

TUESDAY JAN[R] 13th 1789.

The House met according to adjournment

An Act to vest the exclusive privilege of keeping a ferry over a certain part of Connecticut river in William Dana his heirs and assigns was read a third time and passed to be Enacted

Sent up by M[r] Jenness & M[r] Flanders

Voted that the account of the Committee for making sale of the excise in the County of Strafford amounting to Three pounds eighteen shillings be allowed and that they Severally receive orders drawn by the President payable out of the Revenue arising by excise — Sent up by M[r] Allen

Voted that the Account of Doct[r] Mark How amounting to four pounds one shilling and eight pence be allowed and paid out of the Treasury by order of the President — Sent up by M[r] Hoit

Voted that M[r] Gains M[r] Hoit, M[r] Duncan, M[r] Frink and M[r] Simpson with such of the Honb[l] Senate as they * may * 13–539 join be a Committee to take under consideration the present mode of paying members of the House of Representatives for their attendance and report such alterations as they shall judge necessary — Sent up by M[r] Blanchard

Voted that M[r] Plummer, M[r] D Page, M[r] J Smith, M[r] W[m] Page & M[r] Hough with such of the Honb[l] Senate as they may join be a Committee to take under consideration the Laws respecting highways and report what is further necessary to be done respecting the Same in unincorporated places —

Sent up by M[r] Austin

Voted that M[r] Hale, M[r] Gilman, M[r] Duncan, M[r] W[m] Page and M[r] Hough with such of the Honb[l] Senate as they may join be a Committee to consider of the Laws now in force in this State respecting weights and measures and report a Bill for repealing the Same or making such alterations as they may judge necessary — Sent up by M[r] Wallace

Voted that M[r] N Peabody, M[r] Brackett, M[r] W[m] Peabody M[r] W[m] Page & M[r] Freeman with such of the Honb[l] Senate as they

may join be a Committee to consider of the Memorial of the Select men of Hanover, and report thereon —

Sent up by Mr Wallace

Voted that the hearing on the Petition of James Swain which was to have been this day before the General Court be postponed to Wednesday the first of January current of which all persons concerned are to take notice & govern themselves accordingly —

Sent up by Mr Wallace

Voted that, Mr Hale, Mr Sullivan, Mr Gove, Mr Page & Mr Simpson with such of the Honbl Senate as they may join be a Committee to take under consideration the Laws now in force respecting grammar schools and report such alterations and amendments as they shall judge necessary —

Sent up by Mr Smith.

* 13-540 * *Voted* that Mr Rogers, Mr Hoit, Mr Cragin, Mr Page & Mr Franklin with Such of the Honbl Senate as they may join be a Committee to take under Consideration the Militia Laws now in force and report such alterations and amendments as they may judge necessary — Sent up by Mr Smith

Adjourned to 3 o'Clock P. M.

Met accordingly

An Act to vest the exclusive priviledge of keeping a Ferry over a Certain part of Connecticut River in Richard Young his heirs and Assigns — was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Wiggin

Upon hearing and considering the Petition of Sarah Moulton and Thomas Leavitt respecting mortgaged Lands &c *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly — Sent up by Mr Allen

Upon hearing and considering the Petition of Daniel Sargent and others *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Sheafe

Voted that the Committees appointed in Novr Session last for making sale of the Excise in the Several Counties in this State proceed as soon as may be to advertize and make sale of the Excise, excepting the Committee named in said vote for the County of Cheshire and that instead of the persons there named the Committee consist of Colo John Bellows, Colo Amos Shepherd & John Hubbard Esqr — Sent up by Mr Temple

[1] [Upon hearing and considering the petition of Daniel Sargent

1 This section does not appear in the manuscript.

and others, *Voted*, That the prayer thereof be granted, and that they have leave to bring in a bill accordingly.]

Voted that Mr Green, Mr Cragin & Mr Badger with such of the Honbl. Senate as they may join be a Committee to consider of the Petition of Seth Gannett & others & report thereon —

Sent up by Mr Temple

*The Committee on the Petition of Thomas Sheafe *13-541 Reported that the prayer of said [petition] be granted and that the Petitioner have leave to bring in a Bill accordingly — Signed Christopher Toppan for the Committee which report being read & considered *voted* that it be received and accepted —

Sent up by Mr Gains

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Gains

Voted that the Committee on the Resolves of Congress respecting Genl James Reid take under consideration the manner in which Invalids shall receive the pay now due or that may become due in future and report thereon — Sent up by Mr Simpson

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY JANR 14th 1789.

The House met according to adjournment

Agreably to the order of the day proceeded to a hearing on Petitions —

After hearing the parties on the Petition of John McLaughlan — adjourned to 3 o'Clock P. M.

Met accordingly

Voted that Mr N Peabody, Mr Hoit & Mr Gilman with such of the Honbl Senate as they may join be a Committee to consider of the Memorial and account of John Sherburn Esqr and report thereon — Sent up by Mr Runnels

The Committee on the Petition of Capt Robert Wier Reported that the prayer thereof be granted and that the said Petitioner have leave to bring in a Bill accordingly and that he also be directed to notify James Gould at least thirty days before the first Superior Court that is to Sit in the County of Grafton with a Copy of the Act that shall pass in consequence hereof and the said Petitioner enter said appeal at the next Superior Court to sit in said *County but not afterwards — Signed John *13-542

Bell for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Runnels

Upon hearing and considering the Petition of John McLaughland *voted* that the determination thereof be postponed until to morrow morning —

Voted that the hearing on the Petition of Enoch Johnson which was to have been this day before the General Court be postponed until Wednesday the twenty first day of January current in order that Samuel White Esqr and Samuel White Junr both of Haverhill in the Common Wealth of Massachusetts have opportunity personally to appear and answer such interrogatories on Oath as may be put to them respecting the Subject matter of said Petition, otherwise said Johnson will be admitted to his Oath respecting the premises of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Page

Voted that the hearings on the Petition of Joseph Hicks and Nathanael Meserve which were to have been this day before the General Court be postponed until Wednesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Page

The Resolve respecting lengthning the time for Examining claims to the Estate of John Wentworth Esqr came down from the Honbl Senate for the following amendments "that if the Commissioners report the principal Sum due the demand (if the Estate be sufficient) shall be paid in the Same manner as other * 13-543 * Similar demands against said Estate — which amendment was read and concurred —

Sent up by Mr Odlin —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Page —

Adjourned to 9 o'Clock to morrow morning

THURSDAY JANR 15th 1789.

The House met according to adjournment

An Act to authorize and impower Thomas Sheafe of Portsmouth Merchant to take administration on the Estate of Edward Butler Marriner and on the Estate of Elisabeth Butler deceased late wife of the said Edward — was read a third time and passed to be Enacted — Sent up by Mr Jenness & Mr Cragin

An Act for confirming to James Smith of Durham in the County of Strafford Gentleman and Eleanor his wife in her right two hundred and forty Acres of Land in Rochester in said County in lieu of an equal quantity of Lands devised to her by her father Thomas Westbrook Waldron late of Dover in said County Esquire deceased and afterward conveyed by said Waldron for a like quantity of Acres in the same Town taken in Exchange therefor — was read a third time and passed to be Enacted —

Sent up by Mr Jenness & Mr Cragin

Voted that Mr Simpson be added to the Committee for casting Inventories — Sent up by Mr Chamberlain

Upon hearing and considering the Petition of Sarah Moulton *voted* that the prayer thereof be granted and that the Petitioner have leave to bring in a Bill accordingly —

Sent up by Mr Burnam

The Committee on the Petition of the Inhabitants of Littleton[1] reported that it is their Opinion that a tax * of * 13-544 one penny on each acre of Land in said Littleton be granted to make a road through said Town and that the owners of Land therin have liberty to make said road by the first day of November next and that Moses Dow Nathanael Merrill & Samuel Young Esquires be a Committee to see the Same carried into Effect, and if not complied with by said proprietors on or before the first day of November next said Committ e are to proceed to make the said Road at the expence of said Proprietors —

The Committee further reported as their Opinion that the proprietors or owners of Land therein pay all the Taxes due prior to the first day of January 1789 — as wild and uncultivated land: Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Young

Voted that Mr J Smith, Mr Page, Mr Hoyt, Mr Duncan and Mr Plummer be a Committee to consider of the Memorial of Israel Morey Esqr and report thereon — Sent up by Mr Young —

Agreably to the order of the Day proceeded to a hearing on Petitions —

Adjourned to 3 o'Clock P. M —

Met accordingly

The Committee on Invalids reported that Gen[l] James Reid be paid as other Invalids of this State up to the first day of January in the year 1778 — and that all Invalids in this State from said

1 xii Ham. Town Papers, 426.

time be paid agreable to a Resolve of Congress of the Eleventh of June 1788 until further order of the General Court — Signed Ebenz[r] Webster for the Committee, which report being read and considered *voted* that it be received and accepted —

Sent up by M[r] Winch

*13–545 * *Voted* that M[r] Badger, M[r] Barrett & M[r] Green with such of the Honb[l] Senate as they may join be a Committee to consider of the petition of Israel Morey Esq[r] and report thereon — Sent up by M[r] Wheeler —

An Act to impower the Executors of the last will and Testament of Jonathan Moulton late of Hampton Esq[r] deceased to redeem certain Lands mortgaged by and to discharge in full an obligation of the said Jonathan — was read a third time and passed to be Enacted — Sent up by M[r] Sheafe and M[r] Reed

An Act to impower Nathan Adams[1] and Joanna Adams to Sell the real Estate of Dimon Cressey deceased — was read a third time and passed to be Enacted —

Sent up by M[r] Sheafe and M[r] Read

An Act for opening Sluices in each Dam across Ashewillot River so that Salmon and other fish may have free passage through the Same from Connecticut river — was read a third time and passed to be Enacted —

Sent up by M[r] Sheafe and M[r] Reed

The Committee on the Petition of Peter Johnson a Soldier reported that his account amounting to eight pounds ten shillings be allowed and order be issued for payment and charged in the Continental account — Signed Ebenezer Smith for the Committee which report being read & considered *voted* that it be received and accepted — Sent up by M[r] O Parker —

Whereas the next term of the Inferior Court of Common pleas for the County of Rockingham will probably interfere with the present session of the General Court as many persons attending the General Court are under equal Obligations to attend business at said Common pleas —

Wherefore *Resolved* by the Senate and House of Representatives in General Court convened that the said Inferior Court of Common pleas to be holden at Portsmouth in & for said County on the first Tuesday of February next be and hereby is adjourned

*13–546 to the first Tuesday of March next, and *that all writs Executions, recognizances, appeals actions and processes of every kind returnable to and Sustainable at said Inferior

[1] xiij Ham. Town Papers, 300.

Court shall be returned to and Sustained by said Court at said Adjournment in like manner to all intents and purposes as if the Same Court had not been adjourned — and that all parties concerned take notice & govern themselves accordingly any Law to the contrary notwithstanding — Sent up by Mr O Parker

Upon hearing and considering the Petition of William Reed, *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr O Parker

Voted that the hearing on the Petition of Sarah Moulton and Thomas Leavitt which was to have been heard this Session before the General Court respecting a mistake in a line run by Mr Bartholomew, be postponed until the Second Thursday of the next Session of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr O Parker

Voted that the hearing on the Petition of Enoch Bartlett Esqr which was to have been this Session before the General Court be postponed to the third Wednesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr McMurphy

Voted that Mr Wm Peabody, Mr Blanchard & Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Capt John McLaughlan and report thereon — Sent up by Mr Parker

Voted that the remainder of the hearings which were to have been this day before the General Court *be *13-547 postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly —

Adjourned to 9 o'Clock to morrow morning

FRIDAY JANR 16th 1789.

The House met according to adjournment —

Whereas in and by an Act passed 10th of Janr 1787. Intitled an Act for the Support of Invalids it was amongst other things enacted that Joseph Gilman and Josiah Gilman Esqrs and Doctr Samuel Tinney be appointed a Committee to examine Invalids provided said Invalids should appear within twelve months from the first day of July 1786 which time being expired — Therefore *Resolved* that the time for examining Invalids be lengthened out until further order of the General Court and that Doctr Samuel Tinney, Doctr William Parker and Capt Dudley Odlin or either two of them be and hereby are appoined a Committee to examine

all invalids who may apply, and give certificates agreably to said Act until further orders — Sent up by Mr Hough —

A vote came down from the Honbl Senate appointing Mr Pickering and Mr Shepherd a Committee with such of the Honbl House as they may join to consider whether Genl Reid shall be enrolled in the list of Invalids and what pay he is intitled to agreably to a late resolve of Congress — which vote was read and concurred and Mr Gains, Mr Frink & Mr Sheafe joined —

Sent up by Mr Brackett —

Upon hearing and considering the Petition of Capt John McLaughlan *voted* that the prayer thereof be granted and that the Petitioner have leave to bring in a Bill accordingly provided that said Bill shall in no wise effect any former levy legally made by the said Thomas Smith or any other person —

Sent up by Mr McMurphy

The Committee on the Petition of Seth Gannett & *13-548 others* reported that the said Petitioners in future pay their Taxes in Eaton until the line between Eaton & Tamworth shall be established or until further order of the General Court and that a Resolve pass accordingly Signed John Bell for the Committee — which report being read and considered *voted* that it be received & Accepted — Sent up by Mr Peabody

Voted that Mr Gains, Mr Gilman, Mr A Parker, Mr Frink and Mr Simpson with such of the Honbl Senate as they may join be a Committee to consider of a vote that came down from the Honbl Senate respecting calling upon farmers of Excise and report thereon — Sent up by Mr Brackett.

Upon hearing and considering the Petition of James Ray and Oliver Carlton and others *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly, Saving to any persons within the lines petitioned for the liberty of polling to the old parish in said Town any time within twelve months from the passing this Act — Sent up by Mr Fifield

Voted that Russell Freeman Esqr be and hereby is appointed one of the Committee for making sale of the excise in the County of Grafton instead of Jonathan Freeman Esqr who cannot attend said Sale — Sent up by Mr Fifield.

Adjourned to 3 o'Clock P. M —

Met accordingly

An Act to authorize and impower the Proprietors of Rumford alias Concord to collect a certain tax assessed on the Common and undivided lands in said Rumford, and also on certain divisions

mentioned in said Assessments made the 15th day of March Ann° Dom^{r} 1773 and committed to Timothy Walker Esqr was read a third time & passed to be Enacted —

Sent up by Mr Franklin and Mr Allen

*The Committee to consider whether General Reid shall be enrolled in the list of Invalids and what pay he is intitled to &c reported that they have taken into consideration the peculiar situation and Sufferings of Brigadier Genl James Reid & evidence to Substantiate his claim to the pension of Invalids and that he ought to be inrolled in the list of Invalids, and is intitled to receive half pay as a Brigadier General from the first day of March 1786 according to the Resolves of Congress until further order of Congress or of this state — Signed John Pickering for the Committee which report being read and considered — *voted* that it be received and accepted — *13-549

Sent up by Mr Gaskill

Voted that Mr Wm Page, Mr Cragin and Mr Green with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Elisabeth Wallingsford & report thereon —

Sent up by Mr Gaskill

Voted that Mr Bartlett, Mr Sheafe, Mr Barrett, Mr Smith and Mr Rogers with such of the Honb^{l} Senate as they may join be a Committee to consider of the Acts now in force respecting Excise and report such alterations & amendments as they may judge necessary — Sent up by Mr Gaskill

Voted that Mr Odlin, Mr Wm Peabody & M^{r} A Parker with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Daniel Rindge[1] and John Pierce Esqr and report thereon — Sent up by Mr B. Clough

The resolve respecting appointing a Committee to Examine Invalids &c. came down from the Honb^{l} Senate for the following amendment "that no such Invalids shall be enrolled until further order of Congress — which amendment was read and concurred —

Sent up by Mr Temple

Voted that Mr Taylor M^{r} O Parker, & Mr Badger with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Samuel Bean & report thereon —

Sent up by Mr Temple

*Agreably to the order of the day proceeded to a hearing on Petitions — *13-550

Upon hearing and considering the Petition of Solomon Hutch-

1 xiii Ham. Town Papers. 34.

inson *voted* that the Petitioner have leave to again lay the matter before the Same Refferees and that he have leave to bring in a Bill accordingly — Sent up by Mr Taylor

Voted that the hearing on the Petition of Samuel Fifield which was to have been this day before the General Court be postponed to Friday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Leavitt

An Act to make valid the title of certain lands in the Town of Hanover was read a third time and passed to be Enacted —

Sent up by Mr Freeman and Mr Hough

Voted that the hearing on the Petition of Sarah Hartshorn which was to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice & govern themselves accordingly — Sent up by Mr Freeman

Adjourned to 9 o'Clock to morrow morning

SATURDAY JANR 17th 1789.

The House met according to adjournment

An Act to restore Robert Wier to his Law, was read a third time and passed to be Enacted —

Sent up by Mr Chamberlain & Mr Clark

Voted that the Account of Doctr Hall Jackson amounting to four pounds Seven Shillings and that the President give order for the payment out of the Revenue arising by Impost —

Sent up by Mr Jackman

* 13–551 * Upon hearing and considering the Petition of Ebenezer Ingals—*voted* that the prayer thereof be granted and that the Petitioner have leave to bring in a Resolve for lengthning the time for redeeming the Lands sold to Thomas Rand —

Sent up by Mr Hoit —

The Committee on the Petition of Elisabeth Wallingsford reported that an Act or resolve pass the General Court authorizing the President with advice of Council to appoint two or three judges to be added to the standing judges of said Superior Court who with said Standing Judges or three of them be impowered to revise said Judgment and either alter or confirm the Same — Signed John Waldron for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr McMurphy

The following vote came down from the Honbl Senate for Concurrence —

Whereas by a vote of the Legislature of this state of the 15th Instant all Invalids were ordered to be paid as other Invalids have been paid, and by a vote of the Sixteenth Instant respecting General James Reids pay it is ordered he shall receive half pay according to the Resolves of Congress, upon which two votes some doubts may arise as to the manner of General Reids pay — to remove which and to carry into effect the real design of said last mentioned vote — though not expressed therein *Voted* that General James Reid be paid in the Same manner as other Invalids have and shall be paid agreably to the tenor of the said vote of the 15th Instant — Sent up by Mr Duncan

The Committee on the Petition of the proprietors of Haverhill reported that the Bill of Cost be committed to the Judges of the Inferior Court of the County of Rockingham to be examined and corrected as they shall think just and * equi-* 13-552 table — Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Duncan

The Committee to consider of the Petition of Charles Johnston and Ezekiel Ladd Esqrs reported that they have a day of hearing some time next Session signed Christopher Toppan for the Committee — which report being read and considered, *Voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Richard Jenness Esqr be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that he may then appear and Shew cause why the prayer thereof may not be granted and that all further proceedings against the Petitioners be stayed until the decision of the general Court — Sent up by Mr Copland —

Upon reading and considering the Petition of Samuel Bean and the report of a Committee thereon — *voted* that the said Bean have and receive Twenty pounds for his Service out of the Revenue arising from the Excise or Impost and that the President give order accordingly — Sent up by Mr Hilliard

Upon hearing and considering the Petition of Sarah Hartshorn *voted* that the prayer thereof be granted and that she have leave to bring in a Bill accordingly — Sent up by Mr Rand —

Voted that Mr Wiggin, Mr Badger, Mr Cragin, Mr Richardson and Mr Eames with such of the Honbl Senate as they may join be a Committee to take into consideration the Sum necessary to be raised the current year and report a Supply Bill —

Sent up by Mr Brown

*13-553 * *Voted* that Mr Blanchard, Mr Gilman, Mr Cragin, Mr A Parker and Mr Powers with such of the Honb[l] Senate as they may join be a Committee to consider what Salaries shall be allowed the Officers of the civil list the present year and report thereon — Sent up by Mr Badger —

Whereas Ebenezer Ingals of New Hampton in said state hath Petitioned the General Court representing that he was collector of Taxes for part of said Town of New Hampton for the years 1782 and 1783 and had tax bills and warrants committed for said two years accordingly — That on the twenty third day of July 1787. he sold at public vandue to Mr Thomas Rand of Deerfield one hundred acres of the Lot Number 20 in the first range being the right of Simon Nudd — also two hundred and forty acres of Lot Number 29 in the first range being the right of Jonathan Moulton Esq[r] and two hundred and thirty five acres of the lot Number 23 in the first range being the right of George Place for the respective Taxes due on the rights aforesaid for said two years with incident charges being in the whole Six pounds thirteen shillings & three pence in Certificate money & eighteen Shillings Silver that he gave said Rand a deed thereof — and that Some time afterwards the Executors of the last will of said Jonathan Moulton within the time of the redemption of said land paid the said Taxes and interest to the said Ingalls and the said Ingalls afterwards tendered the Same to the said Rand who refused to accept the Same or give a quit claim deed to the said Ingalls or to the said Executors of said Moulton and as Some doubts have arisen respecting the Law upon this Subject — Therefore to prevent a poor unfortunate Collector's being plunged into a tedious and expensive lawsuit — *Resolved* that the said Ingalls have further liberty at any time within two months from the passing hereof to tender said Certificates and Silver money to the said Rand & that upon tender thereof being so made the deed from said Ingalls shall be null and void — any Law to the contrary notwithstanding — Sent up by Mr Badger

*13-554 * Whereas it has been represented to this House that some part of the confiscated estate of Samuel Tarbell an absentee from this state has not yet been disposed of, and as it is reasonable the same should be disposed of for the use of this State — Therefore *voted* that the Attorney General for this State be desired to take the necessary steps for taking possession of said Estate or any other confiscated estate that may come within his knowledge Sent up by Mr Drew —

Adjourned to monday next at 3 o'Clock P. M.

MONDAY JAN^{R} 19th 1789.

The House met according to adjournment

An Act impowering certain persons to set off the Dower of Sarah Moulton widow in the Estate of her late husband Jonathan Moulton Esquire deceased — was read a third time and passed to be Enacted — Sent up by Mr Peabody & Mr Blanchard

An Act for taxing Lands in the Town of Bradford — was read a third time and passed to be Enacted — Sent up by Mr Peabody & Mr Blanchard

The Committee to enquire and report what lands belong to this State and what method shall be taken for the recovery and granting thereof &c Reported that there are large tracts of Land within the bounds of the State of New Hampshire yet ungranted which if Surveyed and laid out into Townships of six miles Square as nearly as the land will admit might be disposed of for the great benefit of the State and therefore they are of Opinion that a Committee should be appointed to Survey and lay out the Same into Townships as aforesaid and return a plan thereof into the Secretarys Office as soon as may be — Your Committee also find that there are many Townships and tracts of Land granted upon certain conditions which have * not been fulfilled, And * 13–555 Sundry other Townships and tracts of Land which have been regranted upon a Supposition that a forfeiture was incurred by the nonperformance of the Conditions whereby the end and design of the grants have been defeated and the State thereby greatly injured. They are therefore of Opinion that a Special Court be appointed consisting of five persons vested with proper authority to hear try & determine in an equitable manner all complaints which may be exhibited to them respecting any delinquencies whereby a forfeiture may be alledged to have been incurred — And that in all cases where a defence is made the enquiry shall be by a Jury, and in cases of default the Court shall render judgment as the Law directs in other cases — Signed Ebenz^{r} Smith for the Committee which report having been read and considered *voted* that it be received and accepted — Sent up by Mr Chamberlain

Voted that William Parker and Oliver Peabody Esqr^{s} be added to the Committee for draughting public bills — Sent up by Mr Chamberlain

Voted that Mr Hale, Mr Sullivan, Mr Wallace Mr Allen & Mr Young with such of the Honb^{l} Senate as they may join be a Committee to consider of a Motion made by Sam^{ll} Hale Esqr respect-

ing procuring hempseed and raising hemp and report thereon —
Sent up by Mr Jenness —

Upon reading and considering the Petition of the Selectmen of Tamworth *voted* that the prayer thereof be granted and that they have leave to bring in a Bill or Resolve accordingly —
Sent up by Mr Chamberlain

Voted that Mr A Parker and Mr Abbott be added to the Committee on the Memorial and Petition of the Trustees of Dartmouth College —
Sent up by Mr Burnam

*13-556 *Upon reading and considering the Petition of Samuel Mansfield *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly —
Sent up by Mr Wallace

Voted that Mr Rogers, Mr Sullivan, Mr Smith Mr Page & Mr Simpson with such of the Honbl Senate as they may join be a Committee to take under consideration and report some more easy and less expensive method for hearing and determining on Such Petitions from Towns and Individuals as have been heretofore heard and determined before the General Court —
Sent up by Mr Franklin

Voted that the Committee to consider of a vote respecting Excise also consider of the propriety of issuing Extents for outstanding taxes and report thereon —
Sent up by Mr Lane

The Committee on the Account of Thomas Bickford reported that said account be allowed and that an order issue for payment Signed Ebenezer Webster for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order for payment of said Sum amounting to Eleven pounds Sixteen shillings and three pence —
Sent up by Mr Lane

Voted that Mr Hough, Mr Young & Mr Hutchens be a Committee to call on Josiah Gilman Esqr and get information of such accounts as have been charged to the United States and which have not as yet been allowed to the Towns and Individuals who presented them and report thereon —

Adjourned to 9 o'Clock to morrow morning

*13-557 *TUESDAY JANR 20th 1789.

The House met according to adjournment

Voted that Mr Page Mr Emerson & Mr Simpson with such of the Honbl Senate as they may join be a Committee to consider of the Petition and Memorial of George Jaffrey Esqr and others

Trustees to the Episcopal Society in this State & report thereon —
Sent up by Mr Hoyt —.

Upon reading and considering the Petition of Parker Stevens praying for the priviledge of a ferry over Connecticut River — *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Simpson

Upon reading and considering the Petition of the Inhabitants of the Town of Hillsborough *voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire news papers prior to the Sitting of said Court that any person or persons may then appear & Shew cause why the prayer thereof may not be granted — Sent up by Mr Wallace —

The Committee on the Petition of Israel Morey Esqr Reported that they have carefully examined the evidences produced by the Memorialist and are of Opinion that the Charges and allegations exhibited against David Webster Esqr Sherriff of the County of Grafton for misconduct and maladministration in his said Office are so far Supported as to merit the further attention of the Honble House of Representatives whose duty it is as the grant inquest of the state to enquire into the conduct of all public officers —

Your Committee having an opportunity of only hearing the evidence against the said Webster are of Opinion that previous to any impeachment the said Webster have an opportunity to answer before the Honble House to the Several charges alledged against him —

* Your committee conceiving it to be the right of the person accused in all cases to have the charges & allegations fully and plainly described that he may be prepared to make his defence would offer the following as the most material charges against the said Webster for misconduct & mal-administration in Office which have come to the knowledge of your committee — * 13–558

1st That the said Webster ever since the year 1784 hath neglected Seasonably to return the votes for a President and Senators in said County of Grafton and especially the votes for the year 1787 by means whereof the good people of said County have been deprived of their Suffrages for the most important offices in the State —

2d That the said Webster in the Execution of his Office hath in

a variety of instances greatly injured the good Subjects of this State by appointing appraisers who he knew to be under the undue influence of one of the parties by refusing to give copies of precepts which he was executing when requested by the parties who had a right to the same — by making irregular illegal and absurd returns on Executions and other precepts to the great injury of the parties concerned — by extorting from debtors illegal and exorbitant fees — by appointing and continuing under him deputies who he well knew through want of ability honesty and integrity were unqualified for the important duties of that office — by permitting prisoners to escape and go at large and by retaining in his hand monies belonging to the creditors long after he has collected them

3d That the said Webster in October 1785 did pretend to constitute a Goal other than the common prison and did therein take bonds which by Law ought to have been taken in the common prison with design to defraud James Macgregore Esqr of a judgment obtained against John House Esqr —

* 13–559 *4th That the said Webster officiating in his said Office in a cause of forcible entry and detainer between the late Jonathan Moulton Esqr and John Patterson Esqr did corruptly agree with one of the parties to receive large extra fees for packing a Jury to effect a certain purpose —

5th That the said Webster on the 20th day of September last did cause the personal property of Israel Morey Esqr to be taken by one of the said Websters sons and held for the space of thirteen days under the pretence of the levy of an execution thereon when in fact neither the said Webster nor his son at that time had any such Execution —

6th That the said Webster on the 21st 22d and 23d days of December A D — 1784 did levy three executions in favour of Jonathan and Benning Moulton against the said Morey on the said Moreys land in Orford, that the said Webster in levying the Same did against the remonstrance of the said Morey appoint an appraiser who was under the undue influence of the said Moulton and not indifferent between the said parties — by means whereof the said Moreys lands were appraised at a much less sum than their real value and that the said Webster did take and extort from the said Morey the Sum of twenty three pounds eighteen shillings and two pence more than his legal fees for said Services —

7th That the said Webster on the 14th day of December A D, 1784 then being from the nature of his office keeper of the Goal in said County of Grafton when legally summoned before two

Justices of the Peace in said County and ordered to recognize for his appearance on a future day as by Law he ought to have done, refused to obey the order of the said Justices knowing that he could not be committed for his said refusal and contempt—

8th That the said Webster on the fourteenth day of December 1786 in levying two Executions in favour of the late Jonathan Moulton Esqr against Bradstreet Spafford * of * 13-560 Piermont did take and extort from the said debtor a large Sum more than the legal fees for the Service of said Executions—

9th That the said Webster having an Execution put into his hands to Serve against Samuel Atkinson in favour of Gordan Hutchens and orders to levy the Same on the lands of said Atkinson in Rumney did levy the Same without notifying the debtor or giving him an opportunity of choosing an Appraiser as by Law he ought to have done

Signed Jeremiah Smith, Wm Page, Nathan Hoit, Wm Plummer, John Duncan } Committee

Which report being read and considered *Voted* that David Webster Esqr be heard on the Several Suggestions in said report on the Second Wednesday of the next Session of the General Court—and that he be served with a Copy of the foregoing report and the Memorial of Israel Morey Esqr some time between this day and the first day of March next that he may appear and shew cause why he should not be impeached in the foregoing matters—

Upon hearing and considering the Petition of the Inhabitants of Lancaster[1] and other Towns respecting roads through Littleton and Dalton *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly—

Sent up by Mr Young

Upon hearing and considering the Petition of Zebulun Edgerly and the consent of the Petitionee *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly—

Sent up by Mr Morse

Adjourned to 3 o'Clock P. M.

Met accordingly

* Agreably to the order of the day proceeded to a * 13-561 hearing on Petitions—

1 xii Ham. Town Papers, 353.

Upon hearing and considering the Petition of Andrew Simpson *voted* that said Petition be dismissed —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Wm Peabody

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY JANR 21st 1789.

The House met according to adjournment

Voted that Mr Gains, Mr Barrett and Mr Cragin with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Ephraim Robinson and others and report thereon — Sent up by Mr Odlin

An Act to enable David Page Esqr to collect certain Taxes for the proprietors of Conway committed to him to collect before the late revolution — was read a third time and passed to be Enacted — Sent up by Mr Rogers & Mr Hough

An Act for taxing the lands in the Town of Sutton — was read a third time and passed to be Enacted — Sent up by Mr Rogers and Mr Hough

The Committee on the Petition of Robert Wallace Esqr reported that said Wallace be allowed four [five] pounds four shillings in full for his service in carrying a bundle of proclamations to Samuel Hunt Esqr and also for his trouble and expence in finding his horse &c — Signed Ebenezer Webster for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Clark

The Committee on the Petition of Jedediah Tayntor reported that the prayer of said Petition be so far granted as that they have leave to Tax all the unimproved lands * in the Town of Marlborough one penny ℔r Acre ℔r Annum for two years and to be accountable to the quarter Sessions — Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted and that he have leave to bring in a Bill accordingly — Sent up by Mr Clark

* 13–562

The Committee on the Petition of John Wendall Esqr reported that the receiver general of Nonresidents Taxes receive so much of the paper Continental money deposited by John Wendall Esqr in his Office as shall appear due to the State from said Wendall for Taxes prior to July 1781 on any lands in Townships of

which no lists were at the time of deposit in his custody and that he receive the Same agreable to the Scale by which the late Treasurer consolidated the State and Continental Taxes — Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted

Sent up by Mr Wheeler

The Committee on the Petition of Ephraim Robinson and others reported that the prayer thereof be granted — Signed Ebenezer Webster for the Committee which report being read and considered *voted* that it be received and accepted and that they have leave to bring in a Bill accordingly — Sent up by Mr Wheeler

Voted that Mr Cragin, Mr Emerson & Mr Chamberlain with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Nonresident proprietors of Lyman and report thereon — Sent up by Mr Wheeler

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that the pay Roll of Capt Titus Salter amounting to one hundred and forty pounds be allowed and paid out of the Revenue arising at the Naval Office and that the President * give order accordingly — * 13-563

Sent up by Mr Rawlings

Upon reading and considering the Petition of Elisabeth Young *voted* that the Petitioner be heard thereon before the General Court on Thursday the twenty ninth day of Janr current provided the Petitioner notify the Heirs to said Estate three days before said day of hearing that they may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Page

Voted that Mr Gains, Mr O Parker & Mr Emerson with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Samuel Sherburne Esqr and others and report thereon — Sent up by Mr Page

Agreably to the order of the Day, proceeded to a hearing on Petitions —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Page

Upon hearing and considering the Petition of Joseph Hicks *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Page

Upon hearing and considering the Petition of Benjamin Hayes

motion was made to dismiss the Petition — upon which motion the yeas and Nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Allen	Mr Cragin	Mr Cummings
Mr March	Mr Brown	Mr Richardson	Mr O Parker
Mr N Peabody	Mr Sheafe	Mr Reed	Mr Jere Smith
Mr Rollins	Mr Plummer	Mr Young	Mr Chamberlain
Mr Taylor	Mr Jere Dow	Mr Blanchard	Mr Winch
Mr Barrett	Mr D Page	Mr Clark	Mr Eames
Mr Storey	Mr Emerson	Mr Torr	
*13-564 *Nays.	Nays.	Nays.	Nays.
Mr Hale	Mr A Parker	Mr Wallace	Mr Hoit
Mr E Brown	Mr Hough	Mr Jackman	Mr Rand
Mr Wheeler	Mr Runnels	Mr Smith	Mr Gove
Mr Brackett	Mr Wiggin	Mr Simpson	Mr Shepherd
Mr Wm Peabody	Mr Drew	Mr Jos Dow	Mr Chase
Mr Duncan	Mr Gilman	Mr B Clough	Mr Frink
Mr Darling	Mr Abbott	Mr Palmer	

27 Yeas — 27 Nays — so there was no determination

Voted that the further consideration of said Petition be postponed until to morrow morning —

Upon hearing and considering the Petition of James Swain *voted* that Mr Bartlett, Mr Duncan & Mr Runnels with such of the Honb' Senate as they may join be a Committee to consider of said Petition & report thereon — Sent up by Mr Clough

Upon hearing and considering the Petition of Nathanael Meserve *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Clough

Adjourned to 9 o'Clock to morrow morning

THURSDAY JANR 22d 1789.

The House met according to adjournment

An Act to enable Solomon Hutchinson of Merrimac to have a rehearing on the cause between him and one Jesse Marshall of Westford was read a third time and passed to be Enacted —

Sent up by Mr Belding & Mr Morse

The Committee on the Accounts of Geo Jerry Osborne &c reported that the account for printing journals compares with an agreement made with said Osborne and that it be allowed and paid out of the Impost or excise agreably to a resolve of Court —

That he be allowed five pounds in full for his account
*13-565 for printing proclamations &c *That they have likewise examined the account of John Melcher and

report that it compares with an agreement made with him and that he be allowed and paid out of the impost or excise agreably to said resolve of Court — Signed John Waldron for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order accordingly —

Sent up by Mr O Parker —

The Secretary came down from the Honb[l] Senate with the following letter from his Excellency —

Gentlemen of the Senate and Gentlemen of the House of Representatives —

As the time is near at hand when I shall set out for New York to attend my duty in the Senate of the United States you will permit me to express the great Obligation I feel myself under to my fellow countrymen for the many marks of confidence and respect they have from time to time been pleased to Shew me. And the Honb[l] Senate and House of Representatives in particular will please to accept my most grateful thanks for their kind attention during my administration —

With my mind deeply impressed with gratitude to my Country I now resign my office of chief Magistrate —

The prosperity of New Hampshire will ever lay near my heart and my constant endeavours shall be to promote her happiness & that we may all enjoy true liberty peace and Safety is the most ardent wish of Gentlemen your most obliged obedient and Humble Servant

Exeter Jan[r] 22[d] 1789 — John Langdon

Honb[l] the Senate and House of Representatives for the State of New Hampshire

Voted that M[r] Sheafe, M[r] N Peabody, M[r] Page, M[r] Simpson & M[r] Smith with Such of the Honb[l] Senate as they may join be a Committee to consider of a Letter from his Excellency the President this day received and report thereon —

Sent up by M[r] O Parker

* *Voted* that M[r] Runnels, M[r] Powers and M[r] March * 13-566 with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Maj[r] Simon Marston[1] & report thereon — Sent up by M[r] Dow

Voted that M[r] Wallace, M[r] Cummings & M[r] Morse with such of the Honb[l] Senate as they may join be a Committee to consider whether there shall be any further allowance made to Mess[rs] Lamson and Ranlett for printing Election Sermons and report thereon — Sent up by M[r] Patterson

1 xi Ham. Town Papers, 488.

Resumed the consideration of the Petition of Benjamin Hayes on the determination of which the yeas and nays were called for granting the prayer of said Petition & were as follows

Yeas.	Yeas.	Yeas.	Yeas.
Mr Hale	Mr Chase	Mr Darling	Mr Hoit
Mr Joa Dow	Mr Tainter	Mr Shepherd	Mr Abbott
Mr B Clough	Mr Hutchens	Mr A Parker	Mr Wallace
Mr Drew	Mr Odlin	Mr Lane	Mr Jackman
Mr Brackett	Mr Brown	Mr Powers	Mr Belding
Mr Wm Page	Mr Wheeler	Mr Patterson	Mr Temple
Mr Rand	Mr Gilmore	Mr Runnels	Mr Frink
Mr Gove	Mr Gilman	Mr Wiggin	Mr Hough
Mr Flanders	Mr Wm Peabody	Mr Bartlett	Mr Simpson
Mr Gaskill	Mr Duncan	Mr Palmer	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Copland	Mr Cragin	Mr Jere Dow
Mr March	Mr Brown	Mr Weare	Mr Badger
Mr Rogers	Mr Sheafe	Mr Allen	Mr Cummings
Mr Jere Clough	Mr Leavitt	Mr Morse	Mr O Parker
Mr Torr	Mr Clark	Mr Burnam	Mr Jere Smith
Mr Pierce	Mr N Peabody	Mr Eames	Mr Richardson
Mr Taylor	Mr Rollins	Mr Blanchard	Mr Reed
Mr Barrett	Mr D Page	Mr Plummer	Mr Winch
Mr Storey	Mr Emerson	Mr Jenness	Mr Young
Mr Chamberlain			

39 Yeas — 37 Nays — so the prayer thereof was granted and leave to bring in a Bill accordingly —

Sent up by Mr Mc Murphy

Voted that Mr Duncan, Mr Belding & Mr Gilman
*13-567 with *such of the Honbl Senate as they may join be a Committee to consider of the Petition of Andrew Mack and all Similar matters and report thereon —

Sent up by Mr Reed

Resolved that the Naval Officer of this State be and he hereby is directed to receive orders drawn by the President upon the Treasurer payable out of the Revenue arising to the State from the Naval Office — And the Treasurer is also directed to receive from said Naval Officer all such orders as he may receive from time to time in payment of such revenue, any former directions or regulations to the contrary notwithstanding

Sent up by Mr Gilmore

Adjourned to 3 o'Clock P. M.

Met accordingly —

Upon reading and considering the Petition of the Select men of Haverhill respecting ferries, *voted* that the prayer thereof be

granted and that they have leave to bring in a Bill to establish one or more ferries accordingly — Sent up by Mr Patterson

Voted that the hearing on the Petition of Richard Jenness and Simon Jenness Esqrs which was to have been this day before the General Court be postponed to Wednesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Jenness

Voted that the hearing on the Petition of Winthrop Marston which was to have been this day before the Genl Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Richardson

Voted that the hearing on the Petition of Joseph Hicks which was to have been this day before the General Court be postponed until the third Wednesday of the next Session of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Jenness —

Upon hearing & considering the Petition of Henry Knox and Isaac Winslow Esqrs *Voted* that the prayer thereof be granted & that they have leave to bring in a Bill accordingly —

Sent up by Mr Jenness

*The Committee on the Petition of Daniel Rindge[1] *13-568 & John Pierce Esqrs reported as follows (viz) —

Whereas Daniel Rindge and John Pierce Esquires in June last gave their Bond to the Speaker of the House of Representatives for the time being for the payment of forty thousand Dollars in State Notes and eight hundred dollars in Specie — The Committee on the said Memorial of said Rindge and Pierce Reported that on any of the Masonian proprietors giving good Security for the payment of any part or proportion of said State notes according to the tenor of said Bond that the Treasurer be and hereby is directed on receiving such Security to indorse the Same Sum or Sums on the bond of said Rindge and Pierce provided that the Sums offered to be secured by new Bonds are not for any Sum less than one hundred pounds of said notes and are produced and indorsed within thirty days from the date hereof Signed Ebenezer Smith for the Committee which report being read and considered, *voted* that it be received and accepted Said proprietors to be at the expence of giving said Bonds Sent up by Mr Rogers

Voted that the further consideration of the Petition of Enoch

[1] xiii Ham. Town Papers, 34.

Johnson be postponed until the parties have time to bring in a Bill for referring the same according to agreement —

Sent up by Mr McMurphy

[1] [An Act to set off and incorporate a number of Inhabitants living in the northerly part of Amherst with a number of other Inhabitants in said Town by certain lines into a Parish — was read a third time and passed to be Enacted —

Sent up by Mr McMurphy & Mr Cragin

An Act impowering certain persons therein named to act for and in behalf of a person non compos mentis and three minors to whom they are guardians — was read a third time and passed to be Enacted — Sent up by Mr Odlin and Mr Weare]

*13-569 * *Voted* that Mr Sheafe, Mr Pierce, Mr Smith, Mr Reed and Mr Simpson with such of the Honbl Senate as they may join be a Committee to take under consideration the propriety of procuring a number of printed copies of the Laws of this State and report thereon — Sent up by Mr Drew

Adjourned to 9 o'Clock to morrow morning

FRIDAY JANR 23d 1789.

The House met according to adjournment

Upon reading and considering the Petition of Simon Márston Esqr[2] and the report of a Committee thereon *Voted* that the Petitioner be heard thereon before the General Court on Friday the thirtieth day of Janr current and that the Petitioner cause that Samuel Cate, and Benjamin Page of Deerfield be served with a Copy of the Petition and order on or before the 24th of Janr current that they or either of them may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by Mr Flanders

An Act to vest the exclusive priviledge of keeping a ferry over a certain part of Connecticut river in Parker Stevens of Piermont his heirs and Assigns was read a third time and passed to be Enacted — Sent up by Mr Gilman & Mr Frink

An Act vesting certain powers in the Commissioners appointed to receive and examine the claims against the Estate of Jonathan Moulton late of Hampton Esqr deceased and in the Executors of his last will and Testament was read a third time and passed to be Enacted — Sent up by Mr Gilman & Mr Frink

1 Not in printed journal. 2 xi Ham. Town Papers, 458.

Whereas it has been made to appear that the personal attendance of Thomas Challis of East Kingstown in the County of Rockingham in said State Gentleman is necessary as a Witness on the hearing of the Petition of Samuel Fifield to be had this day before the General Court, and that the said Thomas is liable to be arrested by civil process — Therefore *Resolved* by the Senate and House of Representatives in General Court convened that the said Thomas during the time of his * 13–570 coming to, attendance at, and returning from this Court on the said hearing be exempt from all civil process against his body, and all Executive Officers are to take notice hereof and govern themselves accordingly — Sent up by Mr Badger

The Committee on the account of Josiah Nelson amounting to Seven pounds five shillings and ten pence reported that the same be allowed and that an order go for payment Signed John Waldron for the Committee which report being read and considered *voted* that it be received & accepted and that the President give order accordingly — Sent up by Mr Page

Adjourned to 3 o'Clock P. M.

Met accordingly —

Upon the appearance and consent of Samuel Fifield the Petitioner and William Rowell Petitionee *voted* that the prayer of the Petition be granted provided that said Fifield enter his action at the next inferior Court of common pleas for the County of Rockingham and ask no continuance of said Action on his part, and that a Bill be brought in accordingly — Sent up by Mr Wheeler

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon hearing and considering the Petition of Winthrop Marston, motion was made for granting the prayer of said Petition — on which motion the yeas and nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Runnels	Mr Tainter	Mr Shepherd	Mr Badger
Mr B Clough	Mr Burnam	Mr Gaskill	Mr D Page
Mr Hilliard	Mr Blanchard	Mr Frink	Mr Duncan
Mr Gilmore	Mr Wheeler	Mr Winch	Mr Flanders
Mr Brackett	Mr Jere Clough	Mr Hough	Mr Richardson
Mr Cummings	Mr Palmer	Mr Eames	Mr Temple
Mr Gove	Mr Hoit	Mr Dow	Mr Reed
Colo Wm Page	Mr Rand	Mr Bartlett	Mr J Brown
Mr Belding	Mr Jackman	Mr Drew	Mr Simpson
Mr Allen			

*13-571 *Nays.	Nays.	Nays.	Nays.
Mr Gains	Mr Chamberlain	Mr Emerson	Mr Jenness
Mr Odlin	Mr Powers	Mr Barrett	Mr Butler
Mr Leavitt	Mr Hale	Mr Wallace	Mr Taylor
Mr Plummer	Mr McMurphy	Mr Lane	Mr Wm Peabody
Mr Peabody	Mr Brown	Mr Patterson	Mr Cragin
Mr Torr	Mr Rogers	Mr Sheafe	Mr Weare
Mr Wm Page	Mr Jere Dow	Mr March	Mr Copland
Mr O Parker	Mr Pierce	Mr Wiggin	Mr Young
Mr Jere Smith			

37 Yeas — 33 Nays — so the prayer thereof was granted and leave to bring in a Bill accordingly — Sent up by Mr Wheeler

Adjourned to 9 o'Clock to morrow morning —

SATURDAY JANR 24th 1789.

The House met according to adjournment

The Committee on the Petition of James Swain reported that they are of Opinion that the Deeds given by him to Benjamin Varnum are illegal and that the Conditions on which said deeds were given were not complied with on the part of Said Varnum — therefore reported as their Opinion that the Deeds from Swain to Varnum should be null and void Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted and that the Petitioner have leave to bring in a Bill accordingly — Sent up by Mr Wheeler

The Committee on the Petition of J. Wheelock Esqr in behalf of the Trustees of Dartmouth College reported that for the Encouragement of Literature a grant of eight miles square of Land adjoining upon the old Canada line and Connecticut River be made for the benefit of that Seminary not infringing upon former grants — And that the President and Council for the time being be added to & incorporated with the Trustees thereof and that they have the Superintendance of the Expenditures of all donations which have been or may hereafter be made by New Hampshire, Signed by Ebenezr Webster for the Committee — which report being read & considered *voted* that it be received & Accepted and that they have leave to bring in a Bill accordingly — Sent up by Mr Butler —

*13-572 *The vote appointing two or three judges to be added to the Standing judges of the Superior Court respecting the affair of Elisabeth Wallingsford came down from the Honbl Senate for the following amendment "that a Special judge be

added to the standing judges of the Superior Court in the room of Judge Langdon who being related declines sitting in the case — which amendment was read and concurred with this amendment that two special Judges be appointed — Sent up by Mr Smith

An Act to impower the Honb^{l} Henry Knox Esqr agent appointed by the State of Massachusetts on the Estate of the late Thomas Flucker Esqr deceased and Isaac Winslow Merchant Executor of the last will of Isaac Winslow late of the Same state Esqr deceased to execute Deeds of certain lands in Nottingham West was read a third time and passed to be enacted —

Sent up by Mr Lane and Mr Morse

Whereas the chair of Government by the resignation of his Excellency John Langdon Esquire has been vacated and whereas the Constitution hath in that event declared that the Senior Senator shall during such vacancy have and exercise all the powers and authorities which by the said Constitution the President is vested with when personally present — and the constitution hath not explicitly declared what the stile and title of such Officer shall be when in the chair of Government and doubts have arisen on this Subject — *Resolved* that it is the opinion of the General Court that when the chair of Government shall be vacated by the resignation of the President the Stile of the said Senior Senator whilst in the chair of Government shall be *The President of the State of New Hampshire & his title his Excellency* —

Sent up by Mr Smith —

* Voted that Mr Gilman, Mr Wm Peabody & Mr Leavitt * 13–573 with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Capt Samuel Cherry and report thereon — Sent up by Mr Plummer

An Act ordering the descent of Intestate estates and impowering the judge of Probate to settle the Same accordingly was read a third time and passed to be Enacted —

Sent up by Mr Plummer and Mr Wallace

Voted that Mr Plummer, Mr Flanders & Mr Duncan with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Jonathan Blake Esqr and report thereon —

Sent up by Mr Drew

Voted that Mr J Smith Mr Leavitt & Mr Parker with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Jonathan Bolles and others and report thereon —

Sent up by Mr Copland

Upon reading and considering the Petition of the Select men of

Fisherfield respecting taxing unimproved lands in said Town for repairing highways *voted* that the prayer thereof be granted and that they have leave to bring in a bill accordingly —

Sent up by Mr Flanders —

An Act to nullify and make void a Judgment of Court obtained by Bradbury Cilley against Zebulun Edgerly was read a third time and passed to be Enacted —

Sent up by Mr Copland and Mr Frink

The Committee on the Letter from his Excellency the President reported as follows (viz)

May it please your Excellency

The Senate and House of Representatives having been honourd with your letter of this day containing a resignation of the Office of chief Magistrate beg leave to assure your Excellency
* 13–574 that they most Sensibly realize the loss they * sustain by your Excellencys leaving the chair of state in which you were placed by the free Suffrages of your fellow citizens —

The regret which they cannot but feel on this occasion is greatly alleviated when they reflect on the agreable prospect they have of your Excellencys Services in the important Office you have to which you have been appointed in the new Government —

When they consider your Excellency's abilities, commercial knowledge and experience in the various concerns of the State and review your conduct in the many and important offices you have Sustained with reputation to yourself, and the entire approbation of your fellow citizens they are led to entertain the most flattering hopes that your Excellencys future Services may be eminently useful to this State —

The Legislature Sincerely thank your Excellency for the many and repeated proofs they have had of your attention to them and unremitted endeavours to promote the welfare of the State —

They are happy that the Office which your Excellency has resigned is filled for the present by a Gentleman of whose abilities and integrity they have had the most unequivocal proofs —

With the most ardent wishes for your personal happiness and welfare they most cordially unite with your Excellency in praying that the citizens of this State may long enjoy the blessings of true liberty and good government Signed Christopher Toppan for the Committee —

Exeter Janr 22d 1789 — In Senate the foregoing report was read and considered received and accepted & *voted* that Mr Toppan and Mr Smith be a Commmitte with such of the Honbl House as they

may join to present the Same to his Excellency John Langdon Esq[r]— Send down for concurrence —
*which report and vote were read and concurred and *13-575
M[r] Gains, M[r] Hale & M[r] Sheafe joined —

The Committee having presented the foregoing — his Excellency was pleased to return them the following answer —

Gentlemen

I return you my most Sincere thanks for the friendly and polite manner in which you have been pleased to communicate the vote together with the report of the Committee from both branches of the legislature of this State —.

I assure you gentlemen I shall ever consider this publick testimony of the approbation of my past conduct by that honourable and respectable body as of the happiest circumstances of my life — words are wanting to express my feelings I can only repeat the great obligations I am under to my country — .

I also am happy when I reflect that the chair of Government is now filled by a gentleman whose great abilities and firm integrity render him an ornament to his country — that his administration may be honourable and the people happy under it is the Sincere wish of Gentlemen

Your most obedient Servant

Portsmouth Jan[r] 26th 1789. John Langdon

Honb[l] the Committee of the Legislature for the State of New Hampshire

Adjourned to Monday next at 3 o'Clock P. M

MONDAY JAN[R] 26th 1789.

The House met according to adjournment

Whereas the time limited by Law for the farming out the excise in the Several Counties is near expired

Therefore be it *Resolved* that the time for the farming out the excise be lengthned out until the first day of March next and that the Committees proceed to make Sale of said Excise before said time is expired — Sent up by M[r] Burnam

*Upon reading and considering the Petition of Levi *13-576
French *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Gould French of Epping be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court,

that he may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Gains

An Act for the settling of Testate Estates was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Wheeler

Voted that Mr Wheeler Mr Green & Mr Leavitt with such of the Honbl Senate as they may join be a Committee to consider of the Account of Majr Samuel Young & papers accompanying the Same and report thereon — Sent up by Mr Young

An Act for altering the time of holding the Courts of General Sessions of the Peace for the County of Strafford — was read a third time and passed to be Enacted —

Sent up by Mr Copland & Mr Page

An Act to restore Joseph Hicks to his Law was read a third time and passed to be Enacted —

Sent up by Mr Copland & Mr Page

Voted that Mr Leavitt, Mr Gove Mr Barrett Mr Smith and Mr Green with such of the Honbl Senate as they may join be a Committee to consider of a Letter from his Excellency Governor Randolph of Virginia and report thereon —

Sent up by Mr Copland —

Voted that the committee on the vote which came down from the Honbl Senate respecting calling on farmers of Excise, also consider of the propriety of calling on the* Impost Officer and report thereon — Sent up by Mr Copland

*13–577

Voted that Mr March, Mr Gilman, Mr Barrett, Mr Parker and Mr Young with such of the Honbl Senate as they may join be a Committee to consider of the most proper method for taking up and passing the Several Inventories returned for a new proportion — Sent up by Mr Reed —

Upon reading and considering the Petition of Robert Wier motion was made that a day of hearing be appointed on said Petition on which motion the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Chase	Mr Storey	Mr Butler
Mr B Clough	Mr Reed	Mr Temple	Mr Barrett
Mr Drew	Mr Jos Dow	Mr Lane	Mr Wallace
Mr D Page	Mr Bartlett	Mr Copland	Mr Jackman
Mr Rand	Mr N Peabody	Mr Young	Mr Allen
Mr Darling	Mr Cummings	Mr E Brown	Mr Frink
Mr Wm Page	Mr Duncan	Mr Clough	Mr Hutchens

Nays.	Nays.	Nays.	Nays.
Mr Odlin	Mr Chamberlain	Mr Gove	Mr Brackett
Mr Wiggin	Mr Brown	Mr Gaskill	Mr Emerson
Mr Hilliard	Mr Runnels	Mr Morse	Mr Cragin
Mr Palmer	Mr Wheeler	Mr Hough	Mr Shepherd
Mr Gilman	Mr Jere Dow	Mr Eames	Mr A Parker
Mr Peabody	Mr Badger	Mr March	Mr Winch
Mr J Smith	Mr Hoit	Mr Plummer	Mr Franklin
Mr Belding	Mr O Parker	Mr Torr	

28 yeas — 31 Nays — so it passed in the Negative
Adjourned to 9 o'Clock to morrow morning

TUESDAY Janr 27th 1789.

The House met according to adjournment

An Act to authorize and impower Daniel Campbell of Amherst in the State of New Hampshire Esquire to make sale of a certain piece of Land lying in said Amherst one the Estate of David Hartshorn late of Amherst Deceased was read a third time and passed to be Enacted — Sent up by Mr Frink & Mr Blanchard

An Act to confirm and establish Benjamin Hayes of *Dover in the County of Strafford Yeoman his heirs and Assigns in the title of a certain tract of Land hereinafter mentioned was read a third time and passed to be Enacted *13-578

Sent up Mr Frink & Mr Blanchard

An Act to enable Nathanael Meserve of Barnstead in the County of Strafford to review at the next Superior Court of Judicature to be holden in said County an Action heretofore brought by said Meserve against one Benjamin Hill was read a third time and passed to be Enacted —

Sent up by Mr Odlin & Mr Brown

An Act to enable Jonathan Chase to enter an Action at the next Superior Court of Judicature to be holden in the County of Rockingham against Clement March & Stephen March Esquires was read a third time and passed to be Enacted

Sent up by Mr Frink & Mr Blanchard —

Whereas the proprietors of the Township of Haverhill in said State have petitioned the General Court sitting forth that at the Inferior Court of Common pleas holden at Portsmouth in and for the County of Rockingham at May Term 1783 the proprietors [of Piermont] recovered Judgment against them for a Bill of Cost amounting to one hundred and forty three pounds nineteen shillings and four pence Lawful money which they conceived to be

unjust unreasonable and unlawful, wherefore they prayed that the said Court may be ordered to revise and correct the said Bill of Cost and enable them to recover from said proprietors of Piermont what they have over paid — The prayer of which Petition appearing reasonable — Therefore —

Resolved by the Senate and House of Representatives in General Court convened that the said Bill of Cost be, by the Judges of the Inferior Court of Common pleas for said
13-579 County of Rockingham at the next Inferior Court to be holden in said County examined revised and considered and in case it shall appear to the said Court that the said Bill of cost is overcharged and unlawful they shall and may at the then or any Succeeding Court to which the Same may be continued correct and alter the Same and issue Execution in favour of the said proprietors of Haverhill against the said proprietors of Piermont for such Sum as they shall judge the former Bill of Cost to have been erroneous any Law usage or custom to the Contrary notwithstanding — Sent up by Mr Simpson

Upon reading and considering the Petition of General James Reid praying that he may receive the arrearage of his pay as an Invalid agreably to the Resolves of Congress motion was made to grant the prayer of said Petition on which motion the yeas and nays were called for but a motion took place to postpone taking the yeas and nays and to commit the Same Whereupon *voted* that Mr Shepherd, Mr Richardson, Mr Sheafe Mr Wheeler & Mr Barrett with such of the Honb^l^ Senate as they may join be a Committee to consider of [1][the Petition of Genl James Reid and how all Invalids shall be paid and report thereon —

Sent up by Mr Badger

Voted that Mr Rogers, Mr Odlin & Mr Powers with such of the Honb^l^ Senate as they may join be a Committee to consider of] a Receipt Signed by the late Treasurer to Thomas Odiorne Esqr receiver General of Nonresident taxes and report how the present Treasurer shall settle the Same. Sent up by Mr Badger

The vote appointing a Committee on the Petition of Maj^r^ Samuel Young and the papers accompanying the Same came down from the Honb^l^ Senate for the following amendment " that they take up this and all Similar matters — which amendment was read and concurred — Sent up by Mr Badger

Voted that the Honb^l^ Senate and House join in a Committee of the whole to take under consideration and to pass upon
13-580 the Several Inventories returned for making a new

1 This section is not in printed journal.

proportion throughout this State as soon as may be if the Honb[l] Senate See fit — Sent up by M[r] Lane

Voted that M[r] Green, M[r] Sullivan, M[r] J Smith, M[r] Page and M[r] Eames with such of the Honb[l] Senate as they may join be a Committee to consider of the propriety of reducing the Number of times in which the Courts of General Sessions of the Peace by Law are allowed to meet in the Several Counties in this State and report thereon — Sent up by M[r] Abbott

Whereas the Resolve passed the 12th of June last for raising a Company of Light Horse in the 12th Regiment of Infantry commanded by Col[o] Daniel Rand would if carried into effect in Some measure derange the System and regulation before that time made for raising the third Regiment of Cavalry — Therefore *Resolved* that the said Resolve be and hereby is so far repealed as that the Towns of Marlborough and Fitz William in said Rands Regiment shall not be considered as belonging to the district for raising the aforesaid Company any thing in the said Resolve relative to the Same notwithstanding — Sent up by M[r] Abbott

Voted that M[r] Rogers, M[r] Wallace & M[r] Green with Such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Simeon Ladd & Benjamin Lamson and report thereon — Sent up by M[r] Torr

Adjourned to 3 o'Clock P. M.

Met accordingly

[1] [*Voted* that M[r] Gains, M[r] Green & M[r] Gilman with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of the Select men of Middletown [2] and report thereon — Sent up by M[r] Rollins]

An Act to restore Samuel Fifield to his Law — was *read a third time and passed to be Enacted — * 13-581

Sent up by M[r] Rawlins & M[r] Austin

An Act to vest in the Select men of Haverhill for the time being and their Successors for ever for the use of Said Inhabitants the exclusive right of all ferries over Connecticut river against said Town which have not been already granted was read a third time and passed to be Enacted —

Sent up by M[r] Jenness & M[r] Page

An Act for taxing land in the Towns of Littleton and Dalton was read a third time and passed to be Enacted —

Sent up by M[r] Jenness & M[r] Page

Agreably to a vote of the Legislature the present Treasurer reported the following as a general Statement of the Accounts

[1] This section is not in printed journal. [2] xii Ham. Town Papers, 601.

reported by the Committee that Settled with the late Treasurer (viz) Outstanding at the close of the late Treasurers Accounts the following Sums (vizt)

On Excise Bonds .	£4442 .. 11 .. 9½	in State Specie
On Impost Bonds .	454 .. 15 .. 9	in Do
On Dan^{ll} Rindge & Jno Pierce Esqre Bond	240 .. 0 .. 0	in D^{o} & £12000 in State notes
On State Specie Taxes .	13181 .. 6 .. 10	in Specie or orders
On State Certificate Taxes	47057 .. 17 .. 5	
for Deficiency of Soldiers .	3090 .. 13 .. 4	to be paid in orders or Certificates
Continental Specie Taxes .	26868 .. 16 .. 11	
Continental facility Taxes .	40704 .. 3 .. 5	
New Emission Tax . .	555 .. 9 .. 4	

Treasury Office
New Hampshire } Jan^{r} 26th 1789. The Several statements herein contained are conformable to the report made by the Committee for examining and Settling the late Treasurers Accounts and were Selected by order of the Honb^{l} Court

Attest Wm Gardner Treas^{r}

Voted that the Inventories for a new proportion be taken up by the House in the order they stand on the schedule and that the Honb^{l} Senate may be present that they may have opportunity to hear the debates and make any observations
*13–582 *or remarks relative to the Inventories as it may have a tendency to enable them to make greater dispatch when they come to Act on the matter in their Seperate branches

Sent up by Mr Clough

The Committee on the Petition of Simeon Ladd and Benjamin Lamson reported that the prayer of the Petition be so far granted as that the said Ladd and Lamson have an order on the treasurer for two pounds ten shillings in full for the redemption money by them paid and also their trouble and expences in redeeming the said Lands Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Young

The Honb^{l} Senate and House being met in the Assembly Chamber proceeded to take up and determine on the Inventories and after going through with the returns from the County of Rockingham the Honb^{l} Senate withdrew and the House adjourned to 9 o'Clock to morrow morning —

WEDNESDAY JAN^{R} 28th 1789.

The House met according to adjournment

An Act to authorize and impower Samuel Mansfield of Hinnekar in the County of Hillsborough in said State to make sale of the Real Estate of Shubael Bayley late of said Hinnekar deceased — was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Frink

An Act for annexing a certain part of the Town of Peterborough in the County of Hillsborough to the Town of Temple in said County — was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Frink

The Honb^{l} Senate and House being again met in the Assembly chamber proceeded to consider and pass on the Inventories and after passing on those from the County of Strafford the Honb^{l} Senate withdrew and the House adjourned to 3 o'Clock P. M.—

Met accordingly

*An Act to encourage the erecting of proper buildings * 13-583 for carrying on the Manufacture of Sail Cloth or duck within this State — was read a third time and passed to be Enacted.

Sent up by Mr Young & Mr Emerson

The Committee on the Petition of the Selectmen of Burton reported that the prayer of their Petition be so far granted that the Polls in said Town should be Exempted from paying any part of the Tax which said Town were called upon to pay in the years 1784 & 1785, but that the whole of said Sum shall be laid on the lands in said Town to be Assessed agreable to Law — Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted and that they have leave to bring in a Bill or Resolve accordingly —

Sent up by Mr Flanders —

The Honb^{l} Senate and House being again met in the Assembly chamber proceeded to consider and pass upon the Inventories, and after passing on those from the County of Hillsborough the Honb^{l} Senate withdrew —

Voted that the hearing on the Petition of Richard Jenness and Simon Jenness Esq^{rs} which was to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Frink

Upon reading and considering the Petition of Genl James Hill, *voted* that the Petitioner be heard thereon before the General Court

on Wednesday next at 3 o'clock P: M. and that the Petitioner cause that the Widw Mehitabel Burleigh — Ebenezer Thompson Junr and Joseph Clark Esqr be served with a Copy of the Petition and order of Court thereon on Friday next that they or either of them may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Sullivan

Adjourned to 9 o'Clock to morrow morning

THURSDAY Janr 29th 1789.

The House met according to adjournment —

*13–584 *An Act to restore Daniel Sargent, John Amory and Thomas Amory and Edward Davis to their Law — was read a third time and passed to be Enacted —

Sent up by Mr Peabody & Mr Hilliard

Voted that Mr Smith Mr Sullivan & Mr McMurphy be added to the Committee to consider of the Petition of James Bettan and others — Sent up by Mr Leavitt

The Committee on the Memorial and Account of John Sherburne Esqr reported that he be allowed thirty pounds Lawful money which shall be in full of said Account — Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received & accepted — and that the President give order accordingly — Sent up by Mr Leavitt

[1][The honourable Senate and House being again met in assembly chamber, proceeded on passing the inventories, and after passing a part of the county of Cheshire, the honourable Senate withdrew, and the House adjourned to three o'clock P. M.

Met accordingly.]

The Committee on the propriety of procuring a number of printed copies of the Laws of this State Reported that a number of Copies at the Expence of the State be procured equal to the number of Towns and places Inhabited in this state of the kind and in the form mentioned and that the Secretary (the printer paying therefor) furnish him with a Correct Copy — That Mr Pickering and Mr Humphreys be a Committee to inspect the press and determine how many and what Laws shall be published in said work which shall be prefaced with the Constitution of this State — Signed Ebenezer Smith for the Committee which report being read & considered *voted* that it be received and accepted —

Sent up by Mr Leavitt

[2][An Act to authorize Samuel Mansfield, of Hinnekar, in the

1 This section in printed journal only. 2 This section in printed journal only.

county of Hillsborough, in said state, to make sale of the real estate of Shubael Bayley, late of said Hinnekar, deceased; was read a third time and passed to be enacted.]

The Honb[l] Senate and House being again met in the Assembly Chamber proceeded to pass the remainder of the Inventories and the Honb[l] Senate then withdrew —

Voted that the hearing on the Petition of Richard Jenness and Simon Jenness Esqr[s] which was to have * been * 13-585 this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by M[r] Leavitt

Adjourned to 9 o'Clock to morrow morning

FRIDAY JAN[R] 30th 1789.

The House met according to adjournment —

An Act to establish a ferry between the Towns of Litchfield and Merrimac in the right of William Reed of said Litchfield his Heirs and Assigns — was read a third time and passed to be Enacted — Sent up by M[r] Rawlings & M[r] Austin

An Act to authorize the President with advice of Council to appoint two judges to be added to the Standing judges of the Superior Court for the State of New Hampshire — was read a third time and motion was made that it pass to be Enacted — on which motion the yeas and nays were called and are as follows — (viz)—

Yeas.	Yeas.	Yeas.	Yeas.
M[r] Odlin	M[r] Richardson	M[r] Rand	M[r] Sullivan
M[r] Jo[s] Dow	M[r] Allen	M[r] Duncan	M[r] Cummings
M[r] Clark	M[r] Copland	Col[o] W[m] Page	M[r] W[m] Peabody
M[r] Butler	M[r] Runnels	M[r] Gaskill	M[r] Cragin
M[r] Brackett	M[r] Wiggin	M[r] Frink	M[r] Gove
M[r] W[m] Page	M[r] Hilliard	M[r] Morse	M[r] Shepherd
M[r] O Parker	M[r] Torr	M[r] March	M[r] Temple
M[r] J Smith	M[r] Austin	M[r] Plummer	M[r] Reed
M[r] Jackman	M[r] Emerson	M[r] Drew	M[r] Burnam
Nays.	**Nays.**	**Nays.**	**Nays.**
M[r] Gains	M[r] Winch	M[r] Flanders	M[r] Rollins
M[r] Brown	M[r] Hough	M[r] A Parker	M[r] Gilman
M[r] Bartlett	M[r] Young	M[r] Lane	M[r] Taylor
M[r] Green	M[r] Blanchard	M[r] J Brown	M[r] Darling
M[r] Palmer	M[r] B Clough	M[r] Hutchens	M[r] Weare
M[r] Hoit	M[r] Jenness	M[r] Eames	M[r] Chamberlain
M[r] Abbott	M[r] Fifield	M[r] Leavitt	M[r] Tainter
M[r] Storey	M[r] Badger	M[r] Wheeler	M[r] Powers
M[r] Belding	M[r] D Page	M[r] Jer[e] Clough	M[r] Patterson
M[r] Chase	M[r] Wallace		

36 Yeas — 38 Nays — so it passed in the negative —

*13-586 **Voted* that the Schedule of the Several Inventories as they are now carried off with the Several doomages and deductions made against said Towns be accepted & that the Committees for casting the Inventories be desired to add the doomages and Substract the deductions and carry of the Sums by which the Several Towns are to be proportioned —

Sent up by Mr Gains

Adjourned to 3 o'Clock P. M.

Met accordingly —

Agreably to the order of the day proceeded to a hearing on Petitions —

Voted that the hearing on the Petition of Richard Jenness & Simon Jenness Esqrs which was to have been this day before the General Court be postponed until Tuesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Jenness

Adjourned to 9 o'Clock to morrow morning

SATURDAY JANR 31st 1789.

The House met according to adjournment

An Act for the better observation of the Lords day and to repeal all Laws heretofore made in this state for that purpose —was read a third time & motion was made that it pass to be Enacted — on which motion the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Runnels	Mr Chamberlain	Mr Duncan	Mr Badger
Mr Jos Dow	Mr Reed	Mr Darling	Mr D Page
Mr Hilliard	Mr Powers	Mr Weare	Mr Wm Peabody
Mr Butler	Mr McMurphy	Mr Belding	Mr Rand
Mr Rollins	Mr Jenness	Mr Lane	Mr Wallace
Mr Gilman	Mr Fifield	Mr Winch	Mr Storey
Mr Cummings	Mr Torr	Mr Franklin	Mr Shepherd
Mr O Parker	Mr Palmer	Mr Blanchard	Mr A Parker
Mr Cragin	Mr Hoit	Mr Clark	Mr Frink
Mr Gove	Mr Wm Page	Mr Jere Dow	Mr Brown
Mr Jackman	Mr Abbott	Mr Sullivan	Mr Eames
Mr Richardson			

*Nays.	Nays.	Nays.	Nays.	*13-587
Mr Gains	Mr Hutchens	Mr Gaskill	Mr Rogers	
Mr March	Mr Hale	Mr Copland	Mr Pierce	
Mr Wheeler	Mr Brown	Mr Patterson	Mr Flanders	
Mr Bartlett	Mr Plummer	Mr Young	Mr Temple	
Mr Austin	Mr Jere Clough	Mr Sheafe	Mr Hough	
Colo Wm Page	Mr Taylor	Mr Clough	Mr Simpson	
Mr Chase				

45 Yeas — 25 Nays — So it passed in the affirmative
Sent up by Mr Sheafe & Mr Page

The Committee on Invalids reported that Gen[l] James Reid be paid as other Invalids of this State have been paid to the first day of January in the year 1788 and that all Invalids in this State from said time be paid agreably to a Resolve of Congress of the Eleventh of June 1788 until further order of the General Court on reading of which report a motion was made to dismiss the Same and the yeas were called and are as follows (viz)—

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Copland	Mr Richardson	Mr Hoit
Mr Odlin	Mr Hutchens	Mr A Parker	Mr Abbott
Mr Bartlett	Mr Hale	Mr Lane	Mr Gove
Mr Rollins	Mr Runnels	Mr Winch	Mr Belding
Mr Page	Mr Clark	Mr Simpson	Mr Temple
Mr Rand	Mr Badger	Mr Sheafe	Mr Reed
Colo Wm Page	Mr Taylor	Mr B Clough	Mr Brown
Mr Gaskill	Mr J Smith	Mr Green	Mr Young
Mr Chase			

Nays.	Nays.	Nays.	Nays.
Mr Blanchard	Mr Weare	Mr Wm Peabody	Mr Butler
Mr Brown	Mr Frink	Mr Wallace	Mr Gilman
Mr Rogers	Mr Franklin	Mr Jackman	Mr Wm Page
Mr Fifield	Mr March	Mr Shepherd	Mr Cragin
Mr Torr	Mr Wheeler	Mr Powers	Mr Darling
Mr Pierce	Mr Jenness	Mr Patterson	Mr Flanders
Mr Emerson	Mr Dow	Mr Jos Dow	Mr Chamberlain
Mr Duncan	Mr Palmer	Mr Plummer	Mr Hough
Mr Storey	Mr Cummings	Mr Hilliard	Mr Eames

33 Yeas — 36 Nays — So it was not dismissed

Motion was then made to accept said report but it did not obtain — So it lays on file —

*Upon hearing and considering the Petition of Majr Simon Marston[1] *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly providing for the repayment of the Taxes and Interest with Incidental charges — *13-588
Sent up by Mr Hilliard

1 xi Ham. Town Papers, 458.

An Act to prevent the Spreading of the Small Pox for allowing Hospitals to be Erected under certain restrictions and to repeal an Act intitled an Act providing in case of Sickness — also an Act intitled an Act to prevent the Spreading of the Small pox in this State — was read a third time and passed to be Enacted —

Sent up by Mr Reed and Mr Flanders

Voted that Mr Emerson, Mr Simpson & Mr Plummer with such of the Honbl Senate as they shall join be a Committee to consider of the Petition and account of Genl John Sullivan and report thereon — Sent up by Mr Jenness

Adjourned to 3 o'Clock P. M. —

Met accordingly —

The Honbl the Speaker being absent motion was made for the choice of a Speaker Protempore and the Honbl Jonathan Chase Esqr was chosen for that purpose who declined accepting said Appointment — The Honbl Nathanael Peabody Esqr was then chosen Speaker Protempore

Voted that Mr N Peabody, Mr Hoit, Mr Taylor Mr Wm Page & Mr Brown with such of the Honbl Senate as they may join be a Committee to consider what business is yet necessary to be done at this Session and at what time this Court shall adjourn and at what place the General Court shall meet in June next and report thereon — Sent up by Mr Cragin

Voted that Mr Hoit, Mr Simpson & Mr Frink with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Jona Blake Esqr and report thereon —

Sent up by Mr Cragin

* 13–589 * Adjourned to Monday next at ten of Clock A M —

MONDAY Febr 2d 1789.

The House met according to adjournment —

Whereas the Members of the General Court by reason of the present Session cannot attend the meetings in their respective Towns for chusing Representatives this day to be holden — Therefore Resolved that the Members of the General Court may give in their votes for Representatives to the Congress of the United states this Afternoon at this place, and that they be sorted counted and certified by the President and any two of the Council any Law to the contrary notwithstanding

Sent up by Mr Brown

Voted that the Secretary be directed to deliver to Colo Joseph Hutchens all such Books of Court records, and files belonging to

the County of Grafton in this State that are now in his Office taking the said Hutchens's receipt therefor — and the said Hutchens is hereby directed to deliver the Same to the Clerk of the Court of Common Pleas in said County and take his receipt therefor —

Sent up by Mr Brown

Adjourned to 3 o'Clock P. M —

Met accordingly

An Act for the more easy partition of Lands and other Real Estate — was read a third time and passed to be Enacted —

Sent up by Mr Frink & Mr Rand —

An Act in Addition to an Act intitled an Act for issuing an alias Execution against Joseph Clark late of Antrim in the County of Hillsborough Yeoman and enable Ephraim Barker to make return thereon in the room of one which was lost passed the 14th day of June 1788 — was read a third time and passed to be Enacted —

Sent up by Mr Parker & Mr Burnam

Upon reading and considering the Petition of Libbeus Washburn and Jonathan Goodell *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Brown

* *Voted* that Mr Parker, Mr Taylor & Mr Wallace with * 13-590 such of the Honbl Senate as they may join be a Committee to consider of the Petition of Thomas Packer and report thereon —

Sent up by Mr Brown

Voted that Mr Young, Mr Gilman & Mr Frink with such of the Honbl Senate as they may join be a Committee to consider of the Petition of John Brown & others and report thereon —

Sent up by Mr Brown

Voted that Mr Wheeler, Mr Rand & Mr Sheafe with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Colo Samuel Folsome and report thereon —

Sent up by Mr Parker

Voted that Mr Smith, Mr Parker & Mr Cragin with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Capt Samuel Gregg and report thereon —

Sent up by Mr Parker

An Act to prevent the destruction of Salmon & Shad in Connecticut river, was read a third time and passed to be Enacted —

Sent up by Mr Parker & Mr Palmer

Adjourned to 9 o'Clock to morrow morning

TUESDAY FEB^{R} 3^{d} 1789.

The House met according to adjournment

Voted that the Secretary be desired to procure four hundred printed copies of the Act for the better observation of the Lords day as soon as may be that they may be dispersed through the state at the rising of this Session — Sent up by M^{r} McMurphy

Motion being made that this state will pay all the Invalids of said State yet unpaid agreably to the resolve of Congress on which the yeas and nays were called and are as follows (viz) —

*13-591 *Yeas.	Yeas.	Yeas.	Yeas.
Mr Hale	Mr Tainter	Col^{o} Wm Page	Mr Badger
Mr Runnels	Mr Hough	Mr Parker	Mr Taylor
Mr Wheeler	Mr Sheafe	Mr Chase	M^{r} J Smith
Mr Jer^{e} Dow	Mr Blanchard	Mr Winch	Mr Richardson
Mr Gilman	Mr Rogers	Mr Simpson	Mr Gaskill
Mr Abbott	Mr Sullivan	Mr Odlin	Mr Reed
Mr Gove	Mr Hoit	M^{r} B Clough	Mr Brown
Mr Belding	Mr Rand	M^{r} N Peabody	Mr Young
Mr Temple			
Nays.	**Nays.**	**Nays.**	**Nays.**
M^{r} McMurphy	Mr Copland	Mr Wallace	Mr Butler
Mr Jo^{s} Dow	Mr Franklin	Mr Shepherd	Mr Wm Page
Mr Plummer	Mr March	Mr Burnam	M^{r} O Parker
Mr Jer^{e} Clough	Mr Brown	Mr Hutchens	Mr Darling
Mr Palmer	Mr Jenness	Mr Leavitt	Mr Chamberlain
Mr Emerson	Mr Fifield	Mr Wiggin	Mr Powers
Mr Cragin	Mr Cummings	Mr Hilliard	Mr Eames
Mr Jackman	Mr Wm Peabody		

33 Yeas — 30 Nays — so it passed in the affirmative

Sent up by Mr Butler —

Adjourned to 3 o'Clock P. M —

Met accordingly

A vote came down from the Honb^{l} Senate for Concurrence, appointing Mr Smith Mr Toppan & Mr Wentworth with such of the Honb^{l} House as they may join a Committee to consider and report what alterations will be necessary to be made in the Oath prescribed by the Constitution of this State to render it consistent with the principles of and Oath required by the General Government — was read and concurred and M^{r} N Peabody, Mr Smith Mr Young Mr Gains & Mr Simpson joined —

Sent up by Mr Chamberlain

A vote came down from the Honb^{l} Senate for Concurrence appointing, Mr Long and Mr Wentworth a Committee with such of the Honb^{l} House as they may join to consider & report how

the Election for the Senators for this State to the Congress of the United States shall be certified and the Senators commissioned— was read and concurred and Mr Richardson, Mr Pierce & Mr Sheafe joined— Sent up by Mr Chamberlain

* Upon the Second reading of a Bill intitled an Act in addition to an Act to Enable Elisabeth Wallingsford to renew her Action against Samuel Sherburne & others at and before the Superior Court passed 13th January 1787. Motion was made that a paragraph in the following words "Provided nevertheless that if either of the parties in said Action at the next Superior Court in said County of Strafford shall request the Court that the damages in said Action be assessed by Jury the same shall accordingly be done the default notwithstanding and the Court in that case shall as in other causes enter up Judgment according to the verdict and issue execution accordingly," be expunged and instead thereof the following be inserted "Provided nevertheless that on the request of either of the parties in said Action at the next Superior Court in said County of strafford the said cause shall be committed to a Jury and tried in the Same manner as though no such default had ever been made the said default notwithstanding and the Court in that case shall as in other causes enter up Judgment according to the verdict and issue Execution accordingly Provided also that no continuance shall be requested by the defendant— On which proposed amendment the yeas and nays were called and are as follows (viz) * 13-592

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Temple	Mr Hoit	Mr Clark
Mr B Clough	Mr Burnam	Mr Page	Mr Fifield
Mr Bartlett	Mr Young	Mr Darling	Mr Badger
Mr Hilliard	Mr Blanchard	Mr Chase	Mr Pierce
Mr N Peabody	Mr Wheeler	Mr Powers	Mr Abbott
Mr Gilman	Mr Jenness	Mr Eames	Mr Weare
Mr Taylor	Mr Jere Clough	Mr Leavitt	Mr Brown
Mr Wallace	Mr Palmer	Mr Rogers	Mr Simpson
Nays.	Nays.	Nays.	Nays.
Mr Hale	Mr Tainter	Mr Copland	Mr Sullivan
Mr Runnels	Mr Lane	Mr Richardson	Mr Wm Peabody
Mr Leavitt	Mr Sheafe	Mr A Parker	Mr Reed
Mr Wiggin	Mr McMurphy	Mr Frink	Mr Gove
Mr Butler	Mr Jos Dow	Mr Hough	Colo Wm Page
Mr Cummings	Mr Plummer	Mr Odlin	Mr Gaskill
Mr O Parker	Mr Torr	Mr March	Mr Chamberlain
Mr Cragin	* Mr Emerson	Mr Brown	* 13-593
Mr Jackman	Mr Rand	Mr Jere Dow	Mr Winch
Mr Shepherd	Mr J Smith		

32 Yeas — 37 nays — so the amendment was not obtained —

Motion was then made to pass the paragraph as it stands in the Bill — on which motion the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Hale	Mr Reed	Mr J Smith	Mr Butler
Mr Runnels	Mr Winch	Colo Wm Page	Mr Cummings
Mr Jos Dow	Mr Franklin	Mr Gaskill	Mr Emerson
Mr Plummer	Mr Sheafe	Mr Lane	Mr Rand
Mr Torr	Mr McMurphy	Mr Copland	Mr Gove
Mr Taylor	Mr E Brown	Mr J Brown	Mr Shepherd
Mr O Parker	Mr Jere Dow	Mr Simpson	Mr A Parker
Mr Cragin	Mr Sullivan	Mr Odlin	Mr Frink
Mr Jackman	Mr Wm Page	Mr March	Mr Tainter
Mr Richardson	Mr Wm Peabody	Mr Wiggin	Mr Powers
Mr Chamberlain			
Nays.	Nays.	Nays.	Nays.
Mr Gains	Mr Chase	Mr Hoit	Mr Clark
Mr B Clough	Mr Young	Mr Wallace	Mr Fifield
Mr Bartlett	Mr Blanchard	Mr Weare	Mr Badger
Mr Hilliard	Mr Wheeler	Mr Burnam	Mr Pierce
Mr N Peabody	Mr Jenness	Mr Eames	Mr Darling
Mr Gilman	Mr Jere Clough	Mr Leavitt	Mr Temple
Mr Abbott	Mr Palmer	Mr Rogers	Mr Simpson
Mr Flanders			

41 Yeas — 29 Nays — so it passed in the affirmative

The Committee to consider of a more easy and less expensive way of hearing and determining Petitions, Reported that a Bill be brought in impowering the Several Courts of Law within this state to hear and determine on Petitions for being restored to Law, having defaults &c taken off and granting new trials in all cases which have been tried before them, where the party who conceives himself aggrieved may offer to them sufficient reasons
* 13–594 why the same should be done — *Also that the Court of General Sessions of the Peace in their respective counties be impowered to grant as well as regulate ferries — Your Committee would further report that it is their Opinion that a Committee be appointed to bring in a Bill for Establishing a Court of Chancery and to define and limit the powers of such Court and report the Same at the next Session — Signed Ebenezer Webster for the Committee, which report being read and considered *voted* that it be received and accepted — Sent up by Mr Cragin

The Committee on excise Bonds &c Reported that the Treasurer be directed to issue extents against the farmers of Excise for the payment of all bonds due from them prior to the first day of October last if they shall not be discharged by the fifteenth day of May next — and that all other bonds now due shall be paid by the

Second Wednesday of June next — Signed Pierce Long for the Committee which report being read and considered *voted* that it be received and accepted, excepting the Bond or Bonds signed by James Macgregore Esqr & John Neal Esqr late deceased when partners in said Excise — Sent up by Mr Cragin

Upon reading and considering the Petition of John Brown & others and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the first Tuesday of their next Session and that in the mean time the Petitioners cause that Matthew Thornton Esqr and Israel Brainard and wife be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that they or either of them may then appear and shew cause why the prayer thereof may not be granted Sent up by Mr Brown

* Upon reading and considering the Petition of Elisa- * 13-595
beth Hanson & Ebenezer Thompson Esqr *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Brown

Voted that Mr Hale, Mr Wheeler, Mr Gains, Mr Young and M^{r} McMurphy with such of the Honb^{l} Senate as they may join be a Committee to consider of the Memorial of Samuel Hobart Esqr and report thereon — Sent up by Mr Brown —

Resolved that the Treasurer be and hereby is directed and Impowered to issue his extents at his own discretion at any time prior to the 15th day of May next against any delinquent Town or place or at the request of the Select men of any such delinquent Town or place for all taxes due prior to the year 1787 and that in case of such Tax being unpaid on that day that he immediately issue his Extents against the delinquent Towns and places — And that he issue his Extent for the Taxes of 1787 against all such Towns and places as may be delinquent on the 15th day of June next on which resolve the yeas and nays were called and are as follows —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Rand	Mr Rollins	Mr Plummer
Mr Odlin	Mr Gove	Mr Gilman	Mr Jenness
Mr Blanchard	Col^{o} Wm Page	Mr Cummings	M^{r} N Peabody
Mr Jo^{s} Dow	Mr Hough	Mr Wm Peabody	Mr Torr
M^{r} B Clough	Mr Hale	Mr Cragin	Mr Palmer
Mr Rogers	Mr Runnels	Mr Darling	Mr Hoit
Mr Clark	Mr March	Mr Richardson	Mr Taylor
Mr Jer^{e} Dow	Mr Brown	Mr Simpson	M^{r} O Parker
Mr Sullivan	Mr Wheeler	Mr Sheafe	Mr Wallace
Mr Badger	Mr Bartlett	M^{r} McMurphy	Mr Jackman
Mr Pierce	Mr Jer^{e} Clough	Mr Leavitt	Mr Lane
Mr Emerson	Mr Butler	Mr Wiggin	

Nays.	Nays.	Nays.	Nays.
Mr Hilliard	Mr Franklin	Mr Burnam	Mr Chase
Mr Shepherd	Mr Wm Page	Mr Young	Mr Winch
Mr A Parker	Mr Belding	Mr Flanders	Mr Powers
Mr Copland	Mr Chamberlain	Mr Gaskill	Mr Eames
Mr J Brown	Mr Tainter		

47 Yeas — 18 Nays — so it passed in the affirmative

Sent up by Mr Brown

*13-596 **Voted* that Mr Page, Mr Sullivan & Mr Blanchard with such of the Honbl Senate as they may join be a Committee to consider of the Petition and account of Charles Henzell Esqr and report thereon —

Sent up by Mr Brown

Upon reading and considering the Petition of Capt Hawley Marshall praying that he may be discharged from a Bond he signed to the State with Richard Jordan *voted* that the prayer thereof be granted and that he be discharged accordingly—

Sent up by Mr Young

An Act to prevent the destruction of Salmon, Shad and alewives in Merrimac river and for repealing all the Laws heretofore made for that purpose, was read a third time and passed to be Enacted —

Sent up by Mr Darling & Mr Wallace

Upon hearing and considering the Petition of Jonathan Blake Esqr and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Josiah Burnam be served with a Copy of the Petition and order of Court thereon three weeks prior to said day of hearing that he may then appear and shew cause why the prayer thereof may not be granted and that the Estate taken by Execution if in the hands of the Sheriff shall there remain until the decision of the General Court —

Sent up by Mr Darling

Upon reading and considering the Petition of Thomas Packer and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Capt Jeremiah Stiles of Keene be served with a

*13-597 Copy of the Petition * and order of Court thereon three weeks prior to the sitting of said Court that he may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Darling

A vote came down from the Honbl Senate for Concurrence appointing Mr Toppan & Mr Wentworth with such of the Honbl House as they may join a Committee to consider and report

how the vacancy of any person or persons who may be chosen federal Representatives declining the trust shall be filled — was read and concurred and M^r N Peabody, Mr Green & Mr Gains joined — Sent up by Mr Darling

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY FEB^R 4th 1789.

The House met according to adjournment

An Act appointing Silvanus Reed, Roger Gilmore and James Macgregore Esq^r^s to hear and determine a dispute now Subsisting between Robert Wier and Samuel Adams both of the County of Cheshire in said State was read a third time and passed to be Enacted — Sent up by Mr Parker & Mr Rollins

The Committee who were appointed to consider how the Election of Senators to the Congress of the United states shall be certified &c Reported that each of them shall be furnished with a Commission Signed by his Excellency the President and countersigned by the Secretary and that the Executive be desired to take order accordingly Signed Pierce Long for the Committee — which report being read and considered *voted* that it be received and Accepted — Sent up by Mr Parker

Upon reading and considering the Petition of Capt Samuel Gregg and the report of a Committee thereon — *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively * in one of the New Hampshire news papers *13-598 prior to the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Cragin

Adjourned to 3 o'Clock P. M —

Met accordingly —

Voted that the account of Col^o Ebenezer Webster & Edward Fifield amounting to two pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Brown

Voted that the account of Doct^r Joshua Brackett for doctering Daniel Pinkum a Soldier amounting to three pounds eight shillings and Six pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Eames

Voted that the account of Benj^a Lamson amounting to Eleven

pounds Sixteen shillings and eight pence be allowed and paid out of the Treasury by order of the President

Sent up by Mr Eames

Voted that Mr Leavitt, Mr Powers & Mr Rogers with such of the Honbl Senate as they may join be a Committee to consider of the Account of Doctr Samuel Tinney, also the Account of Mr Ephraim Robinson & report thereon — Sent up by Mr Eames

Voted that the Account of Benjamin Lamson amounting to twelve pounds Seven shillings and four pence be allowed and paid out of the Treasury by order of the President

Sent up by Mr Eames —

Voted that Mr Runnels, Mr Sheafe and Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of the Account of Colo Jonathan Wentworth and Mr Zebulun Edgerly and report thereon — Sent up by Mr Wiggin

Agreably to the order of the day proceeded to a hearing on the Petition of Genl James Hill —

*13-599 *Upon hearing and considering the Petition of Genl James Hill motion was made for granting the prayer thereof, on which motion the yeas and nays were called and are as follows (viz)—

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Copland	Mr O Parker	Mr Clark
Mr Blanchard	Mr Burnam	Mr Jackman	Mr Jere Dow
Mr Dow	Mr Franklin	Mr Belding	Mr Pierce
Mr B Clough	Mr Hale	Mr Tainter	Mr Wm Page
Mr J Clough	Mr March	Mr Powers	Mr Rand
Mr Badger	Mr E Brown	Mr Eames	Mr Flanders
Mr Cummings	Mr Bartlett	Mr Runnels	Mr Gaskill
Mr Emerson	Mr Fifield	Mr Leavitt	Mr J Brown
Mr Cragin	Mr Hoit	Mr Wiggin	Mr Hough
Mr Richardson	Mr Taylor		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Odlin	Mr Chase	Mr Weare	Mr Jere Smith
Mr Hilliard	Mr Wheeler	Mr Lane	Mr Shepherd
Mr Rollins	Mr N Peabody	Mr Plummer	Mr Young
Mr Gove	Mr Palmer	Mr Torr	

38 Yeas — 15 nays [1] — So it passed in the affirmative and leave was given to bring in a Bill accordingly at this or the next Session — Sent up by Mr Rogers

The Committee on the Petition and account of Capt Charles Henzell, reported that he be allowed ninety six pounds in full for his account exhibited with his Petition Signed Ebenezer Smith for the

1 The printed journal gives 16 nays.

Committee which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Wiggin

Voted that the Committee to cast and carry off the amount of the Inventories proceed to cast and enter the proportion which each Town shall pay upon a Thousand pounds —

Sent up by Mr Wiggin

An Act for a grant of Land equal to eight miles square in the Northern and unlocated territory within this State to the Trustees of Dartmouth college — was read a third time and motion was made that it pass to be Enacted on which motion the yeas and nays were called and are as follows (viz) —

*Yeas.	Yeas.	Yeas.	Yeas. *13-600
Mr Gains	Mr Tainter	Mr Rand	Mr Jere Dow
Mr Blanchard	Mr Powers	Colo Wm Page	Mr Sullivan
Mr Jos Dow	Mr Simpson	Mr A Parker	Mr Cummings
Mr B Clough	Mr Hale	Mr Lane	Mr Wm Peabody
Mr Jere Clough	Mr March	Mr J Brown	Mr Cragin
Mr Badger	Mr E Brown	Mr Hough	Mr Richardson
Mr Palmer	Mr Bartlett	Mr Young	Mr Chamberlain
Mr Wm Page	Mr Fifield	Mr Runnels	Mr Frink
Mr O Parker	Mr Hoit	Mr Leavitt	Mr Burnam
Mr Jackman	Mr Gilman	Mr Wiggin	Mr Franklin
Mr Belding	Mr Emerson	Mr Clark	Mr Eames
Mr Chase			
Nays.	**Nays.**	**Nays.**	**Nays,**
Mr Odlin	Mr Wheeler	Mr Shepherd	Mr Torr
Mr Hilliard	Mr N Peabody	Mr Lane	Mr Smith
Mr Rollins	Mr Palmer	Mr Plummer	Mr Chase
Mr Gove			

45 Yeas — 13 Nays — So it passed to be Enacted —

Sent up by Mr Gains & Mr Emerson

An Act in addition to an Act to Enable Elisabeth Wallingsford to renew her Action against Samuel Sherburne and others at and before the Superior Court passed 13th of Janr 1787. was read a third time and motion was made that it pass to be Enacted — on which motion the yeas & nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Hale	Mr Lane	Mr Wallace	Mr Butler
Mr Jos Dow	Mr Tainter	Colo Wm Page	Mr Wm Page
Mr Plummer	Mr Hough	Mr Gaskill	Mr Rand
Mr Sullivan	Mr Runnels	Mr Frink	Mr Gove
Mr Emerson	Mr E Brown	Mr Brown	Mr Richardson
Mr Cragin	Mr Jere Dow	Mr Franklin	Mr A Parker
Mr Jackman	Mr Cummings	Mr McMurphy	Mr Copland
Mr Belding	Mr O Parker	Mr Wiggin	Mr Powers

Nays.	Nays.	Nays.	Nays.
Mr Gains	Mr Darling	Mr Badger	Mr Jere Clough
Mr B Clough	Mr Simpson	Mr Pierce	Mr Rollins
Mr Bartlett	Mr Blanchard	Mr Temple	Mr Gilman
Mr Green	Mr Wheeler	Mr Young	Mr Wallace
Mr Palmer	Mr Jenness	Mr Leavitt	Mr Chase
Mr Hoit	Mr N Peabody	Mr Rogers	Mr Eames

32 Yeas—24 nays so the question was lost. ⅔ of ye member not being present

* 13–601. * Adjourned to 9 o'Clock to morrow morning

THURSDAY Febr 5th 1789

The House met according to adjournment

An Act for annulling certain deeds given by James Swain to Benjamin Varnum, was read a third time and passed to be Enacted— Sent up by Mr Gains & Mr Emerson

An Act to encourage the manufacturing paper within this State— was read a third time and passed to be Enacted— Sent up by Mr Copland & Mr Wheeler

An Act for carrying into effect an agreement between Enoch Johnson of the one part and Samuel White Esqr and his Son Samuel White Junr on the other part, was read a third time and passed to be enacted— Sent up by Mr Copland & Mr Wheeler

Voted that Mr Sheafe, Mr Badger & Mr Temple with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Josiah Hilton and report thereon— Sent up by Mr Taylor—

A vote appointing a day of hearing on the Petition of James Bowdoin Esqr Second Thursday of the next Session came down from the Honbl Senate for concurrence—was read and concurred— Sent up by Mr Butler

The votes of Yesterday respecting the Accounts of Benjamin Lamson came down from the Honbl Senate for the following amendment "that said accounts be paid in orders on the Revenue arising from excise—which amendment was read and concurred— Sent up by Mr Powers—

The Committee appointed to consider of the propriety of calling on the Impost Officer, reported, they have information from the Treasurer that the impost officer has rendered his quarterly accounts to November last and that he has also exhibited

* 13–602 two Annual accounts with the State to *August 1787 and from that time to August 1788 which are unsettled

and without any charge being made in either for his Services — there appears to be in his hands at the last mentioned time about Nine hundred pounds Lawful money in bonds &c — Therefore your Committee are of Opinion that the Legislature should allow said Impost Officer five ℔r Cent on all he has or may receive to be charged in his quarterly accounts which should be considered as full compensation for his Services and that of his deputies, Clerks, fees of Office, Office rent, wood, Candles &c &c — Signed Pierce Long for the Committee which report being read and considered *voted* that it be received and accepted and that the five ℔r Cent be considered as including Stationary and every other article, and that the Treasurer settle with the Impost Officer according to Law and proceed to collect the Sums now due on Bonds taken for Impost — Sent up by Mr Tainter

Whereas at the Court of General Sessions of the peace holden at Charlestown within and for the County of Cheshire on the first Thursday next following the fourth Tuesday of September last Sundry Bills of Indictment by the grand Jury for said County were found against the Select men of Several Towns in said County for nonobservance of the Laws of this State regulating weights & measures And whereas it is probable that Congress will speedily fix the Standards of weights and measures and in that case new regulations in this state will be necessary — And Sundry towns in said County have prayed the General Court that the Indictments aforesaid might be discontinued And it appearing reasonable, all the circumstances being considered that the Same should be done Therefore *Resolved* that all the Indictments before said Court of * General Sessions of the * 13-603 peace against the Select men of Several Towns in said County as aforesaid for nonobservance of said Laws be and they hereby are discontinued — provided always that said Select men pay the costs already arisen — Sent up by Mr Tainter

Adjourned to 3 o'Clock P. M —

Met Accordingly

Upon reading and considering a vote that passed in favour of Capt Titus Salter Febr 8th 1788 respecting his having an order on the Select men of the Town of Portsmouth — *Voted* that the President give order agreably to said vote —

Sent up by Mr Fifield —

Upon reading and considering the petition of Bradbury Cilley Esqr and others *voted* that the prayer thereof be so far granted as that the Committee therein named proceed to make a Survey of

said road and report to the General Court at their next Session —
Sent up by Mr Clark

Voted that Mr Parker, Mr Runnels & Mr Page with such of the Honbl Senate as they may join be a Committee to consider of the Account of the Board of Officers and report thereon —
Sent up by Mr Blanchard —

Whereas Joseph Gilman Esqr one of the Board of War has left this State and Joshua Wentworth and John Penhallow Esquires the other two members of the Board are desirous of Settling their accounts with the State — Therefore *Voted* that Mr Nathll Rogers, Mr Nathll Peabody and Mr James Sheafe or either two of them be a Committee to receive the accounts of such of the board of war as may present their accounts, Examine the vouchers and state the accounts and make report to this Court at their next Session —
Sent up by Mr Blanchard —

Voted that the Secretary be directed to furnish Mr Melcher the Printer at Portsmouth with a Copy of all such public
*13-604 Acts as have been or shall be passed this Session * of the General Court free of charge as soon as may be after the close of the Session — Sent up by Mr Jenness —

An Act authorizing the Honbl John Dudley, Joshua Wentworth, Christopher Toppan, John Calfe & Supply Clap Esquires to hear and determine certain matters in difference between Jonathan Warner Esqr and Richard Jenness and Simon Jenness Esquires was read a third time and passed to be enacted —
Sent up by Mr Jenness & Mr Brown

Whereas Jonathan Franklin hath Petitioned the General Court in behalf of Libbeus Washburn and Jonathan Goodell were collectors of State Taxes for the Township of Lime in said State for the years 1776, 1777, 1778, 1779, 1780, 1781 and 1782 and after having followed the directions of the General Court for levying & collecting the State taxes of the Nonresident owners of Lands that were delinquent in said Town of Lyme in paying their Taxes did in Novr 1787 make Sale of so much of said delinquent lands as would pay their Taxes for said years with incidental charges since which they are informed that considerable part of the lands sold as aforesaid formerly belonged to John Wentworth Esqr and other Absentees and was considered forfeited and sold by the State in 1782 and praying that they might have the taxes aforesaid with incidental charges paid them by the state and also have liberty to redeem all the lands sold as aforesaid which prayer appearing reasonable —

Therefore be it *Resolved* that the President with advice of Council be and hereby is authorized & impowered to draw an order or orders on the Treasurer of this State for the amount of said Taxes and Incidental charges —

And be it further *Resolved* that said Washburn and Goodell have liberty to redeem said Lands sold as aforesaid * any time within six months from the passing this * 13–605 resolve by tendering the purchase Sum to each of said purchasers with interest to the time of the tender which shall be good to all intents and purposes to excuse said Collectors from giving deeds of the lands sold as aforesaid —

And be it further *Resolved* that if any purchaser or purchasers of said Land shall endeavour to avoid said tender by keeping out of the way or shall be absent from their dwelling Houses without design when said Collector or Collectors shall attend to tender said Sum or Sums, then said Collector or Collectors shall make declaration of his or their business and shall have the money ready to pay said purchaser or purchasers when ever he or they demand the Same any Law usage or custom to the contrary in any wise notwithstanding — Sent up by Mr Brown

Voted that there be raised by Tax the present year fifty nine thousand two hundred and fifty eight dollars in indents to be paid into the Treasury on or before the first day of July 1789. also a Tax of five thousand pounds to be paid in Specie or Presidents orders on the Treasurer agreable to an Act of the General Court passed Septr 28th 1787. and that a Supply Bill be brought in for that purpose — Sent up by Mr Brown

Upon reading and considering the Petition of Ebenz^r^ Thompson Junr and Joseph Clark *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the W^d^ Mehitabel Burleigh be served with a copy of the Petition and order of Court thereon three weeks before the sitting of said Court that she may then appear and shew cause why the prayer thereof may not be granted and that a Bill intitled an Act to impower the Judge of Probate &c for the County of Rockingham to assign and set off to Sarah Hill wife of James Hill of New Markett Esqr &c lay untill said day of hearing and that * there be no proceeding against said Hill by said * 13–606 Thompson and Clark until the decision of the General Court — Sent up by Mr Brown

On Motion made *voted* that the further consideration of the

Petition of Simon Marston[1] be put over to the next Session of the General Court and if the parties should not settle in the recess that he have leave to bring in a Bill at said next Session —

Sent up by Mr McMurphy

Upon reading and considering the Petition of Clement March and Stephen March Esquires *voted* that the prayer of said Petition be granted and that an Action now pending before the Superior Court in the County of Rockingham be heard and tried before said Court in the County of Hillsborough, and that a Bill be brought in for that purpose — Sent up by Mr March

The vote respecting discontinuing certain Actions before the Courts of Sessions in the County of Cheshire came down from the Honbl Senate for the following amendment "That the Attorney General be directed to enter on such of said Indictments that he will no further prosecute the Same for the State upon the Select men paying the cost already arisen thereon, which amendment was read and concurred — Sent up by Mr Page

Voted that Mr Odlin, Mr Hough and Mr Page with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Capt Samuel Cherry and all Similar matters and report thereon — Sent up by Mr Jackman

Voted that Mr Sullivan, Mr Peabody & Mr Bartlett with such of the Honbl Senate as they may join be a Committee to revise in the recess of the General Court the Militia Laws and report at the next Session of the General Court such alterations and amendments as they may judge necessary

Sent up by Mr Brown

*13-607 * *Voted* that the account of the Honbl Ebenezer Smith Esqr amounting to eight pounds Seven shillings be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Gilman

Voted that the account of David Gilman Esqr amounting to twelve shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Gilman

Voted that the Honbl the Speaker of the House of Representatives have and receive three shillings ℔r Day for his Services the present year over and above his pay as a Member and that he be made up in the travel Roll accordingly — Sent up by Mr Gilman

Voted that the amount of the Interest due on the final Settlement notes in the Treasury of this State be deducted from the Sum voted to be raised in indents for the current year —

Sent up by Mr Rand

[1] xi Ham. Town Papers, 458.

An Act for taxing the unimproved lands in the town of Marlborough — was read a third time and passed to be Enacted —
Sent up by Mr Tainter & Mr Rand

The Committee on the Petition of Israel Morey Esqr reported that the prayer thereof be granted and that the Petitioner have leave to bring in a Bill accordingly — Signed Ebenezer Smith for the Committee which report being read and considered *voted* that it be received & accepted — Sent up by Mr Rand —

Adjourned to 9 o'Clock to morrow morning

FRIDAY FEBR 6th 1789

The House met according to adjournment

The Committee on the Account of Lamson & Ranlett reported that said Lamson and Ranlett have three pounds in addition to their former grant for printing Election Sermons — Signed Ebenezer Webster for the Committee which report being read and considered *voted* that it be received and accepted —
Sent up by Mr Odlin

* The Committee on the Petition of Samuel Folsom * 13–608 Esqr reported that the prayer of said Petition be granted Signed Ebenezer Smith for the Committee which report being read and considered *voted* that it be received and accepted —
Sent up by Mr Odlin

The Committee on the Petition of Andrew Mack and all Similar matters Reported that the Judges of Probate for the Counties of Hillsborough and Cheshire be called upon to make return to the President of this State as soon as may be of all the Sums paid into the Treasury by the Several Trustees by them respectively appointed agreably to an Act passed March 1st 1783 — Signed Robert Wallace for the Committee which report being read and considered *voted* that it be received and accepted —
Sent up by Mr Odlin

The Committee on the Petition and account of General John Sullivan reported that he receive from the revenue arising on Excise or Impost Thirty four pounds fifteen shillings and Seven pence one farthing with Interest amounting in the whole to Fifty Seven pounds fourteen shillings in full for his account Signed Joshua Wentworth for the Committee — which report being read and considered *voted* that it be received and accepted and that the President give order accordingly on which vote the yeas and nays were called & are as follows —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Belding	Mr Hoit	Mr Clark
Mr Odlin	Mr Chase	Mr Wm Page	Mr Green
Mr Blanchard	Mr Powers	Mr Gove	Mr Jere Dow
Mr E Brown	Mr Simpson	Mr Flanders	Mr Badger
Mr Bartlett	Mr Hale	Mr A Parker	Mr Pierce
Mr Hilliard	Mr Runnels	Mr Lane	Mr Rand
Mr Fifield	Mr Leavitt	Mr Hough	Mr Darling
Mr Torr	Mr Wiggin	Mr Young	Colo Wm Page
Mr Gilman	Mr Jenness	Mr Sheafe	Mr Temple
Mr Cummings	Mr Jere Clough	Mr McMurphy	Mr J Brown
Mr Wallace	Mr N Peabody	Mr Jos Dow	Mr Franklin
Mr Jackman	Mr Palmer	Mr Rogers	Mr Eames
*13-609 *Nays.	Nays.	Nays.	
Mr Wheeler	Mr Plummer	Mr Burnam	

48 Yeas — 3 Nays — So it passed in the affirmative

Sent up by Mr McMurphy

An Act for impowering the Superior Court of Judicature of this state to hear and try any causes respecting or relating to the forfeitures of Lands within this State heretofore granted or that may hereafter be granted for nonperformance of the conditions of such grants to determine and give judgment thereon that such forfeiture is or is not incurred and to judge and decree as a Court of Chancery in certain of the causes aforesaid — was read a third time and motion was made that it pass to be Enacted, on which motion the yeas and nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Colo Wm Page	Mr Badger	Mr Bartlett
Mr Runnels	Mr Frink	Mr Cummings	Mr Clough
Mr Leavitt	Mr Burnam	Mr Smith	Mr Butler
Mr Wheeler	Mr Franklin	Mr Darling	Mr Rollins
Mr Clark	Mr Hale	Mr Belding	Mr Gilman
Mr Fifield	Mr McMurphy	Mr Copland	Mr Parker
Mr Torr	Mr Jos Dow	Mr Powers	Mr Wallace
Mr Palmer	Mr Rogers	Mr Eames	Mr Jackman
Mr Hoit	Mr Hilliard	Mr Odlin	Mr Temple
Mr Rand	Mr Jere Dow	Mr Blanchard	Mr Brown
Mr Gove	Mr Sullivan	Mr E Brown	Mr Hough
Nays.	Nays.	Nays.	Nays.
Mr Wiggin	Mr Green	Mr N Peabody	Mr Young
Mr Flanders	Mr Simpson		

44 Yeas — 6 Nays — So it passed to be Enacted —

Sent up by Mr McMurphy & Mr Frink

An Act to impower Ebenezer Thompson Esqr to collect certain excise duties due and unpaid in the County of Strafford — was read a third time and passed to be Enacted —

Sent up by Mr Page & Mr Hilliard —

An Act to grant to Oliver Evans for a term of years the exclusive right of making and Selling within this State the machines herein described was read a third time and passed to be Enacted —
Sent up by Mr Page & Mr Hilliard

* *Resolved* that there be and hereby is one Adjutant * 13–610
appointed to each Regiment of Light horse in this State
who shall have the rank of Captain to be recommended by the field Officers of the Regiment and commissioned by the President for the time being — Sent up by Mr Clark

Voted that the Account of Oliver Peabody Esqr amounting to Six pounds ten shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Clark

Voted that the account of Lamson and Ranlett amounting to Seven pounds five shillings & ten pence be allowed and paid out of the Treasury from the Revenue arising by impost and that the President give order accordingly — Sent up by Mr Brown

Voted that Mr Gains, Mr Rogers & Mr Blanchard with such of the Honbl Senate as they may join be a Committee to consider of the Account of Lamson & Ranlett amounting to fourteen pounds thirteen shillings & ten pence and report thereon —
Sent up by Mr Brown

Whereas the Select men of Burton have petitioned the General Court setting forth that precepts were issued by the Treasurer of said State to said Burton for Taxes in the years 1784 and 1785 but not being qualified to hold Town Meetings to chuse assessors and other Officers — no taxes for either of said years were assessed — That the Inhabitants of said Burton were then and still are few in Number and poor — Wherefore they prayed that the taxes for said years might be abated — And it appearing reasonable to the General Court that the prayer of said Petition should be so far granted that the polls in said town should be exempted from paying any part of the Taxes due for said years and that the whole of the Taxes due for said years 1784 and 1785 from said Town of Burton should be laid on the lands in said Burton — Therefore

* *Resolved* by the Senate and House of Representatives * 13–611
in General Court convened that the Select men of
Burton for the time being be and they hereby are authorized and impowered to assess all the lands in said Burton their equal proportion of said Sums so due for said years 1784 and 1785 and in levying and collecting the Same they shall proceed in the same manner as the law prescribes for levying and collecting taxes on the Lands of Nonresident proprietors — Sent up by Mr Lane

Voted that his Excellency John Langdon Esqr have and receive out of the Treasury one hundred and fifty pounds for his Salary from June 1788 until the time of his Resignation and that the President give order accordingly — Sent up by Mr Blanchard

A vote came down from the Honb^{l} Senate for Concurrence appointing Mr Shephard, Mr Toppan & Mr Bell with such of the Honb^{l} House as they may join a Committee to nominate two persons one of whom to be appointed comptroller of all accounts for this State — was read and concurred & M^{r} McMurphy, Mr Palmer & Mr Gilman join^{d} — Sent up by M^{r} O Parker

Voted that his Excellency John Pickering Esqr have and receive out of the Treasury of this State fifty pounds for his Salary from the time of the Resignation of President Langdon up to the first Wednesday of June next and that the President give order accordingly — Sent up by Mr Taylor

Voted that Joseph Pearson Esqr have and receive out of the Treasury of this State thirty pounds for his Salary as Secretary from June 1788 to June 1789 and that the President give order accordingly — Sent up by Mr Taylor

Voted that John Prentice Esqr have and receive out of the Treasury of this State Sixty five pounds for his Salary at Attorney General from the first Wednesday of June 1788 to the first Wednesday of June 1789 and that the President give order accordingly — Sent up by Mr Gains

*13–612 * *Voted* that Supply Clap Esqr have and receive out of the Treasury twenty pounds for his Salary as Commissary General from June 1788 to June 1789 and that the President give orders accordingly — Sent up by Mr Gains

Voted that William Gardner Esqr have and receive out of the Treasury ninety five pounds Sixteen shillings and eight pence for Salary, Responsibility of Office, Candles fire wood &c from the Seventh of January up to the first Wednesday of June 1789 and that the President give order accordingly — Sent up by Mr Gains

Adjourned to 3 o'Clock P. M.

Met accordingly —

Resumed the consideration of the Act respecting Elisabeth Wallingsford and the yeas and nays were again taken thereon, and are as follows (viz)—

Yeas.	Yeas.	Yeas.	Yeas.
Mr Hale	Mr Gaskill	Mr O Parker	Mr Hilliard
Mr Runnels	Mr Brown	Mr Gove	Mr Torr
Mr Jos Dow	Mr Sheafe	Mr Lane	Mr Wm Page
Mr Plummer	Mr McMurphy	Mr Hough	Mr Rand
Mr Jere Dow	Mr È Brown	Mr Odlin	Mr Jackman
Mr Sullivan	Mr Clark	Mr March	Mr Copland
Mr Emerson	Mr Butler	Mr Wiggin	Mr Franklin
Mr Smith	Mr Cummings		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Chase	Mr Pierce	Mr Rollins
Mr B Clough	Mr Simpson	Mr Flanders	Mr Gilman
Mr Bartlett	Mr Blanchard	Mr Burnam	Mr Wallace
Mr Green	Mr Wheeler	Mr Young	Mr Temple
Mr Palmer	Mr Jenness	Mr Leavitt	Mr Powers
Mr Hoit	Mr Fifield	Mr Rogers	Mr Eames
Mr Darling	Mr Badger	Mr Jere Clough	

30 Yeas — 27 Nays — so the question was lost there not being two thirds of the members present —

An Act to enable the Inhabitants of a place called Peterborough Slip in the County of Hillsborough to assess
* levy and collect money for repairing the highways & * 13-613
bridges in said place was read a third time and passed to be Enacted — Sent up by Mr Wheeler & Mr Dow

The Resolve respecting appointing adjutants to each Regiment of light horse came down from the Honb[l] Senate for the following amendment "That the Adjutants of the light Horse have the Same rank as Adjutants in the Infantry — which amendment was read and concurred — Sent up by Mr McMurphy

An Act for establishing a Deed given by Jonathan Moulton late of Hampton in the County of Rockingham Esqr deceased to Winthrop Smith of Ossippee was read a third time and passed to be Enacted — Sent up by Mr Gaskill & Mr Parker

The vote in favour of the Account of the Honb[l] Ebenezer Smith Esqr came down from the Honb[l] Senate for the following amendment that it be paid out of the Revenue arising by excise duties — which was read and concurred — Sent up by Mr Gaskill

The Committee on the Petition of William Stinson & John Clark reported that said Stinson and Clark receive out of the State Treasury by an order signed by the President for the Sum of two hundred and Sixty nine pounds Lawful money in full for damage costs and entrys &c Signed John Waldron for the Committee which report being read and considered *voted* that it be received and accepted — and that it be paid out of the revenue arising by excise or Impost — Sent up by Mr Gilman

Voted that the Honb[l] the Electors for this State have the same allowance for travel and attendance on the business of their Office as the Members of the Honb[l] Senate have for their Travel and Attendance and that the President give order accordingly—

Sent up by M[r] Powers

Voted that the Account of William Parker Esq[r]
*13–614 *amounting to nine pounds be allowed and paid out of the Treasury by order of the President—

Sent up by M[r] Young

An Act for reducing the number of the times for holding the Courts of General Sessions of the Peace within the Several Counties in this State—was read a third time and passed to be Enacted— Sent up by M[r] Young & M[r] Parker

Voted that Thursday the Second day of April next be observed and kept as a day of public fasting & prayer throughout this State and that his Excellency the President with advice of Council issue a proclamation for that purpose—

Sent up by M[r] Gilman

Voted that the Treasurer be directed not to discharge the Respective Constables or Collectors for the amount of the Sums due to the Representatives for their attendance unless such Constable or Collector shall produce an order from the Representatives of their Respective Towns or districts, or payment of the money to the Treasurer— Sent up by M[r] Gilman

Adjourned to 9 o'Clock to morrow morning

SATURDAY FEB[R] 7th 1789

The House met according to adjournment

An Act to enable Clement March & Stephen March Esq[rs] to remove the trial of an Action which Jonathan Chase Esq[r] brought against them in the County of Cheshire, to the County of Hillsborough—And also for the said Chase to remove the trial of an Action brought against him in the County of Rockingham by the said Clement and Stephen to be tried in the said County of Hillsborough was read a third time and passed to be Enacted—

Sent up by M[r] Blanchard & M[r] Rogers

An Act to Enable Israel Morey Esq[r] to review an Action originally brought by Jonathan Moulton Esq[r] deceased against said Morey—was read a third time & passed to be Enacted—

Sent up by M[r] Blanchard & M[r] Rogers

*13–615 *An Act to establish an equitable method of making rates and taxes and determining who shall be legal

voters in Town and parish affairs and for repealing certain Acts herein after mentioned — was read a third time and passed to be Enacted — Sent up by Mr Odlin & Mr Brown

The Committee on the Account of Lamson & Ranlett reported that said Lamson and Ranlett be allowed eleven pounds three Shillings and two pence in full of their account Signed Ebenezer Webster for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Plummer

Voted that the Account of Jeremiah Smith Esqr amounting to Six pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Plummer

Voted that the Account of William Plummer Esqr amounting to four pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Plummer

Voted that the Honbl John Sullivan Esqr be allowed fifteen pounds in full for draughting public bills at this and all future Sessions and that the President give accordingly — Sent up by Mr Plummer

An Act for making and establishing a new proportion of the public Taxes amongst the Several Towns parishes and places within this State and to authorize the Treasurer to issue his warrants for levying the Same annually was read a third time and passed to be Enacted — Sent up by Mr Jenness & Mr Hoyt

The Committee on the Account of Mr Ephraim Robinson and Doctr Samuel Tinney reported that Doctr Samuel Tinney be allowed eight pounds in full for his account & that Mr Ephraim Robinson be allowed three pounds eight shillings in full for his account Signed Ebenezer Webster for the Committee which report being * read and considered *voted* that it be received and accepted — Sent up by Mr Gilman * 13-616

An Act for raising fifty Seven thousand two hundred and Sixty eight dollars in Indents and five Thousand pounds in Specie for defraying the charges of government the current year and other contingencies and agreably to an Act of the General Court passed the twenty eigthth day of September in the year of our Lord 1787 — was read a third time and passed to be Enacted — Sent up by Mr Jenness & Mr Hoyt

Voted that Mr Odlin, Mr Badger, Mr Smith, Mr Frink and Mr Young with such of the Honbl Senate as they may join be a Committee to nominate ten persons out of whom five are to be appointed a Committee to ascertain the unlocated lands in this state

and return a descriptive plan thereof and also run the line between this State and that part of the Common wealth of Massachusetts formerly the province of Main — Also run the line between the Northerly part of this State and the Province of Canada — and report the nomination to this House — Sent up by Mr Brown

Voted that the account of Samuel Odlin amounting to five pounds eight shillings and nine pence be allowed & paid out of the Treasury by order of the President — Sent up by Mr Brown

Voted that the Secretary be directed to make out a copy of the Journals of the Honb^l Senate of the present Session and deliver the Same to Lamson and Ranlett printers in Exeter to be by them printed — Sent up by Mr Brown

An Act in addition to an Act for carrying into Effect an Ordinance of Congress of the 13th of September 1788 relative to the constitution of the United States passed the 12th of Novr last, was read a third time and passed to be Enacted —

Sent up by Mr Brown & Mr Copland

*13–617 * *Voted* that Richard Petty have and receive out of the Treasury of this State Six pounds fourteen shillings and ten pence for so much advanced to Maj^r Jonathan Child, and that the President give order accordingly —

Sent up by Mr Brown

Voted that the Honb^l Joshua Wentworth Esqr have and receive Six shillings for so much paid to Mr Blanchard for engrossing a public Bill, and that the President give order accordingly —

Sent up by Mr Lane

Voted that the Revr^d Mr Pickles have and receive out of the Treasury five pounds for his Services as Chaplain the [present session] and that the President give order accordingly —

Sent up by Mr Gains

Whereas there is much larger Sums in Certificate Taxes now outstanding than there is Certificates issued and as the Court has directed the Treasurer to enforce a Speedy collection of said Taxes which will much embarrass many Towns unless a much larger sum of Certificates is put into circulation — Therefore *Resolved* that the Treasurer of this State be and he hereby is directed to issue certificates for fifteen ℔^r Cent of the principal of State notes upon application to him made by the holders of said notes and that the Treasurer and the Several Constables and collectors within this state be and they hereby are respectively required to receive the Same in payment for any certificate Tax that is now due or that shall hereafter be assessed in this State — Sent up by Mr Gains

Voted that the Treasurer be directed to charge the Several Towns and Districts in the next precept with the cost of their Respective Representatives attendance as heretofore—

Sent up by Mr Wheeler

[Adjourned to three o'clock, P. M.

Met accordingly.]

The vote directing the Secretary to furnish Lamson and Ranlett with a Copy of the journals of the Senate, came down from the Honbl Senate for the following amendment "that he furnish John Melcher with a Copy — was read and concurrd

Sent up by Mr Wheeler

*An Act to encourage the making of nails within this state was read a third time and passed to be Enacted — *13–618

Sent up by Mr Taylor & Mr Temple

Voted that when the business of this Session is finished the President with advice of Council be desired to adjourn the General Court to meet at Concord on Tuesday the twenty sixth day of May next — Sent up by Mr Taylor

Voted that the General Court of this State which is by Constitution to meet on the first Wednesday in June next meet at Concord in this state — Sent up by Mr Taylor

Voted that the Honbl John Sullivan, Ebenezer Smith Nathan Hoit, Joseph Cram & Jeremiah Eames Esquires be and they hereby are appointed a Committee to ascertain the unlocated lands in this State by running the line between this State and that part of the Common wealth of Massachusetts formerly called the province of Main, and the line between the northerly part of this state and the Province of Canada and return a descriptive plan thereof —

Sent up by Mr Torr —

Voted that Josiah Nelson have and receive out of the Treasury nine pounds fifteen Shillings in full for his Account and that the President give order accordingly Sent up by Mr Torr

Voted that the Account of Minas Daniels amounting to nine pounds fifteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Torr

Voted that the account of Zebulun Marsh amounting to twelve shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Torr

**Voted* that the Committee for ascertaining the unlocated lands in this State be and they hereby are impowered to employ such Surveyor chainmen and axmen as they shall find necessary to forward the business assigned them *13–619

and that they have an order on the Treasury for one hundred & fifty pounds to be paid out of the Revenue arising by excise or Impost for which they are to be accountable and that the President give order accordingly— Sent up by Mr Gains

The Committee appointed to receive a Receipt from the Treasurer and to burn the New Emission money &c reported that they have proceeded as follows—

State Dollar Bills of the long form to the amount of one hundred & thirty four pounds eight shillings—Burnt—

Copper plate Interest Bills to the amount of one hundred and fifteen pounds ten shillings—Burnt—

Old notes taken up and Sundry orders for which new notes have been given out including the Interest &c to the Amount of Eighteen Thousand four hundred & ninety Seven pounds fifteen Shillings and ten pence—Burnt—

Old notes taken up and Interest thereon and Sundry orders drawn to issue notes and Interest thereon amounting to fifty three Thousand five hundred and Sixty pounds fifteen shillings and one penny—Burnt—

Certificates amounting to Forty Seven thousand two hundred and thirty eight pounds thirteen shillings & Seven pence. Burnt—

State Notes received for Taxes &c to the Amount of four thousand two hundred and five pounds Seventeen shillings and four pence—Burnt—

New Emission money to the amount of Sixty eight thousand three hundred & thirty nine Dollars—Burnt—

Presidents orders for Specie to the amount of Seven thousand five hundred and forty Six pounds four shillings & one penny—punched—

Presidents orders for facilities discounted out of Certificate Tax Sixty one thousand nine hundred and nine
* 13–620 pounds * thirteen Shillings and Six pence half penny—punched—

Sundry orders for which certificates have been given to draw Small orders, amounting to one thousand and Sixty one pounds Seventeen Shillings and four pence, one farthing—punched—

Bounty orders for killing wolves accounted for in Specie account amounting to One hundred and two pounds—punched—

Bounty orders for killing wolves accounted for in facilities Account to the amount of Three hundred and two pounds eighteen Shillings—punched—

Your Committee have delivered the Continental money of the

old Emission, Books, papers and other things belonging to the Treasury, to the new Treasurer which will more fully appear by his receipt which is herewith presented to the Honb[l] General Court for their approbation with regard to the Comptroller your Committee have been so much engaged in other matters that they have not had time to examine the papers &c in his office — Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by M[r] Gains —

Voted that Benjamin Clark Gilman have and receive out of the Treasury of this State nine pounds in full for his Account and that he be paid out of the revenue arising by Impost or excise and that the President give order accordingly —

Sent up by M[r] Sheafe

The following vote came down from the Honb[l] Senate for Concurrence

Voted that the Honb[l] John Sullivan, Ebenz[r] Smith Nathan Hoit, Joseph Cram and Jeremiah Eames Esquires *be and they hereby are appointed a Committee to *13-621 enquire what Towns or places in this State granted on conditions, have not complied therewith and give information of the Same to the Attorney General or advocate for the State as soon as may be — which vote was read & concurred —

The Secretary came down and gave information that his Excellency the President with advice of Council has thought fit to adjourn the General Court to meet at Concord on Tuesday the twenty Sixth day of May next agreably to the vote of both Houses — and that are accordingly adjourned —

[1] [Of the foregoing votes, acts, &c, the following were non-concurred and ordered to lay.

Votes and Acts non-concurred.

A vote respecting estimating polls in the new proportion.
ditto, joint ballots for election.
ditto, for putting ten names in a box to draw five.
ditto, on *John M'Laughland's* petition.
do, Attorney-General to take possession of Tarbel's estate.
ditto, giving *M'Laughland* leave to bring in a bill.
ditto, invalids to be paid agreeably to resolves of Congress

1 This section appears in printed journal only.

A bill for altering Courts in the county of Strafford.
ditto, to enable *Daniel Campbell* to sell land.

Votes and Acts ordered to lay.

Vote allowing Mr. *Plummer* for draughting bills.
ditto. Mr. *Smith* for ditto.
ditto. Gen. *Sullivan* for ditto.
ditto. Gen. Bartlett for extra pay.
ditto. committee Wentworth and Edgerly's account.
ditto. committee on the account of the board of officers.
ditto. respecting Courts of law hearing and determining petitions.
ditto. committee on memorial of John Pierce.
ditto. committee on a letter from Governour *Randolph*.
ditto. on petition of the selectmen of Tamworth.
ditto. respecting the President drawing an order on the selectmen of Portsmouth.
Bill for taxing unimproved lands in the town of Marlborough.
Resolve respecting the Naval-Officer receiving orders drawn on that revenue.]

STATE OF NEW HAMPSHIRE.

A REGISTER

OF

RESOLUTIONS AND ADVICE, OF COUNCIL.

BEGUN AT THE FIRST SESSION IN JUNE, 1788.

PRESIDENT AND COUNCIL.

NOMINATIONS.

*At a Council holden at Concord June 16th 1788— *1 B. N.–27
Present His Excellency John Langdon Esq President The Honble Peter Green, Josiah Richardson and Willm Simpson Robert Wallace Esqrs—
proceeded and nominated,
Abel Parker of Jaffrey for a Justice of the Peace for the County of Cheshire.—
Maj Samll Sherburne of Portsmouth for do & of the Quorum, Mr Simon Jenness of Rye and Col. James McGregore of Londonderry for Justices of the Peace for the County of Rockingham—
Mr John Brown of Thorton for a Justice of the Peace for the County of Grafton—
Nathaniel Webber of Landaff for a Coroner for the County of Grafton—
Mr James Duncan of Hancock for a Coroner for the County of Hillsboro—
Capt Jabez Backwith, Maj. Capt Willm Procter & Capt John Flint, 2d Maj—one of whom for a Second Major of the 16th Regiment.—
Capt Joseph Gibson of Henniker for a Coroner for the County of Hillsborough

Advised to by us, Peter Green
Robert Wallace
Josiah Richardson
William Simpson

*At a Council holden at Concord June 18th— *1 B. N.–28
1788—
Present His Excellency John Langdon Esq President The Hon. Ebenr Smith, Peter Green Robert Wallace Willm Simpson & Josiah Richardson Esqrs—
proceeded and nominated
Mr Daniel Rollins of Somersworth for a Justice of the Peace for the County of Strafford.—

Samuel Page of Weare for a Coroner for the County of Hillsbor°—

Advised by us Ebenezer Smith
Peter Green
William Simpson
Robert Wallace
Josiah Richardson

At a Council holden at Portsmouth Oct° 8th 1788—

Present His Excellency John Langdon Esq Presid^t The Hon. Eben^r Smith Peter Green & Robert Wallace Esquires—

Proceeded & nominated the following Gentlem^n to the Offices hereafter mentioned viz.—

Joshua Atherton, Richd Cutts Shannon, Saml Dana & Saml Wilkins Esq^rs one of whom for Judge of Probate for the County of Hillsborough.

Noah Lovewell Col of 5th Reg^t for a Brigd^r Genl

Lt Col Eliph^t Giddinge for Col. of 4th Reg^t

Maj Porter Kimball for Lt Col. of d°

Benj^a Brown for Maj^r of d°

Joseph Sias Esq for special Justice of the Inferior Court in the County of Strafford.—

* 1 B. N.–29 * Samuel Hale & Samuel Penhallow Esq for special Justices of the Superior Court of Judicature—in the County of Rockingham.

Mr Benj^a Dearborn of Portsmouth for a Notary Public—

Advised to by us Ebenezer Smith
Peter Green
Robert Wallace
W Simpson

Adjourned till to morrow morning 9 °clock—

Portsmouth Oct° 9th 1788—

Met according to Adjournment—

Present as yesterday with the addition of Col. Simpson—

Proceeded & nominated—

Jeremiah Dennet of Portsmouth for a Coroner for the County of Rockingham.—

Nathan Kendall jun^r of Amherst for a Coroner for the County of Hillsborough—

advised to by us Ebenezer Smith
Peter Green
William Simpson
Robert Wallace—

At a Council holden at Portsmouth Oct^{o} 10th 1788—
Present His Excellency John Langdon Esq Presid^{t} The Hon. Eben^{r} Smith Peter Green, Robert Wallace & William Simpson Esquires
Lt Col^{o} William Page for Col of 3^{d} Reg^{t} of Light Horse
Ames for Lt Col. of d^{o}
Capt Nathl Merril of Haverhill for Major of d^{o}
Pain Wingate Esq for Justice of the Peace & of the Quorum
*The four foregoing nominations were advised to by us— *1 B. N.–30
William Simpson
Ebenezer Smith
Robert Wallace
At a Council holden at Concord Novr 6th 1788.—
Present His Excellency John Langdon Esq. President The Hon. Eben^{r} Smith, Peter Green, Robt Wallace & Willm Simpson Esquires
proceeded & nominated,
Nathan Goss of Rye for a Coroner for the County of Rockingham—
Nathaniel Parker of Exeter for a Coroner for the County of Rockingham
Capt. Bradbury Jewel & Eben^{r} Smith of Durham for Justices of the Peace for the County of Strafford.
Col. Nathl Rogers of Newmarket for a Justice of the Peace for the County of Rockingham
Nathl Adams of Portsmouth for a Justice of the Peace for the County of Rockingham
Doct^{r} Jon^{a} Gove of New Boston for a Justice of the Peace for the County of Hillsbor^{o}
Capt Saml Gilman of Tamworth for a Justice of the Peace for the County of Strafford
Matthew Wallace of Acworth for a Justice of the Peace for the County of Cheshire—
Joseph Parsons of Gilmantown for a Justice of the Peace for the County of Strafford
*Theophilus Smith of Exiter for a Justice of the Peace for the County of Rockingham. *1 B. N.–30
Oliver Peabody of Exeter for a Justice of the Peace for the County of Rockingham.
Samuel Duncan of New Grantham for a Justice of the Peace for the County of Cheshire.

Joseph Blanchard Esq. for Judge of Probate for the County of Hillsborough. —

Benjamin Adams of Newington for a Justice of the Peace for the County of Rockingham —

James Harvell of Plymouth for a Coroner for the County of Grafton. —

Daniel Brainard Junr of Rumney for a Justice of the Peace for the County Grafton — William Simpson
Peter Green
Eben^{r} Smith
Robert Wallace

At a Council holden at Concord Nov: 7th 1788

Present His Excellency John Langdon Esqr President The Hon. Eben^{r} Smith, Peter Green, Robert Wallace & William Simpson Esq^{rs}

proceeded & nominated.

Jonathan Swain of Raymond for a Justice of the Peace for the County of Rockingham.

Eben^{r} Eaton of Bradford for a Justice of the Peace for the County of Hillsbor^{o} —

*1 B. N.–32 * Capt Charles Barrett of New Ipswich for a Justice of the Peace for the County of Hillsborough —

Mr Willm Plummer of Epping for a Justice of the Peace for the County of Rockingham — Eben^{r} Smith
Robert Wallace
Peter Green
William Simpson

Proceeded & nominated

Maj^{r} Robert Wallace of Henniker for a Justice of the Peace for the County of Hillsborough — Eben^{r} Smith
Peter Green
William Simpson

At a Council holden at Concord Novr 8th 1788 —

Present His Excellency John Langdon Esq Presid^{t} The Hon Eben^{r} Smith Peter Green and William Simpson Esquires —

Nominated

Maj. Edmund Moores of Hampstead for a Justice of the Peace for the County of Rockingham

Joseph Burley of Dorchester for a Justice of the Peace for the County of Grafton — Ebenezer Smith
Peter Green
William Simpson

* At a Council holden at Concord Novr 12 1788 * 1 B. N.–33
Present His Excellency John Langdon Esq President The Hon. Eben^{r} Smith Peter Green Robt Wallace & Willm Simpson Esq
proceeded & nominated.
Capt. Jon^{a} Franklin of Lyme for a Justice of the peace for the County of Grafton
Reuben Whittier of Northfield for a Justice of the Peace for the County of Rockingham
Timothy Smith of Nottingham West for a Coroner for the County of Hillsborough

Ebenezer Smith
Peter Green
Robert Wallace
William Simpson

At a Council holden at Exeter Jany 9th 1789
Present His Excellency John Langdon Esqr President The Hon. Eben^{r} Smith, Peter Green Robert Wallace Josiah Richardson and William Simpson Esq^{rs} —
proceeded & nominated
Ebenezer Smith Esq of Meredith for a Justice of the Peace & of the Quorum throughout the State. —
Peter Green Esq of Concord for a Justice of the Peace & of the Quorum for the County of Rockingham —

William Simpson
Robert Wallace
Josiah Richardson

* Proceeded and nominated. * 1 B. N.–34
Maj. Josiah Richardson of Keene for a Justice of the Peace for the County of Cheshire—

Eben^{r} Smith
Peter Green
William Simpson
Robert Wallace

At a Council holden at Exeter Jany 16—1789
Present His Excellency John Langdon Esq Presid^{t}
The Hon. Ebenezer Smith Peter Green William Simpson Robert Wallace & Josiah Richardson Esquires —
proceeded & nominated, —
Jeremiah Smith of Peterborough for a Justice of the Peace for the County of Hillsborough. —
Jonathan Cilley of Nottingham for a Justice of the Peace for the County of Rockingham.—
John Leavitt of North Hampton for a Coroner for the County of Rockingham.—

Majr Sylvanus Read of Fitzwilliam for Colonel of the twelfth Regt lately commanded by Col. Rand.

Majr Richd Roberts for Lt Col of do

Capt Benj Prescot for 2d Major of Do

Capt. Benja Davis for —— Major of do

Andrew Savage Crocker of Haverhill for a Justice of the Peace for the County of Grafton

Leonard Whiting Junr of Hollis for a Coroner for the county of Hillsboro —

John Duncan Esq of Antrim for a Justice of the Peace and of the Quorum for the County of Hillsborough —

*1 B. N.–35 *Col Ebenezer Webster of Salisbury for a Justice of the Peace and of the Quorum for the County of Hillsborough —

Andrew McMillan Esq of Conway for a Justice of the Peace & of the Quorum for the County of Strafford.

William Parker Esq for a Justice of the Peace and of the Quorum for the County of Rockingham

Richd C. Shannon Esq
Mr William Gorden
Maj Joseph Blanchard
Isaac Babson
} one of whom for Register of Probate for the County of Hillsborough. —

which nominations are consented to by us

Ebenr Smith
Peter Green
Robert Wallace
William Simpson
Josiah Richardson

Proceeded & nominated.

John Porter of Plymouth for a Justice of the Peace for the County of Grafton advis'd to by us

William Simpson
Peter Green
Robert Wallace
Josiah Richardson

January 22d 1789 This day his Excellency John Langdon Esq having Resign'd his Office as president of this State the Honble John Pickering Esqr as Senior Senator agreeably to the Constitution succeeded to that Office

Joseph Pearson Secy

*1 B. N.–36 *At a Council holden at Exeter Jany 28th 1789

Present His Excellency John Pickering Esquire presidt The honble Ebenezer Smith, Peter Green, Robert Wallace, Josiah Richardson & William Simpson Esquires

proceeded & nominated

Joseph Blanchard of Chester for a Justice of the peace for the County of Rockingham

Peter Green
William Simpson
Eben[r] Smith
Robert Wallace
Josiah Richardson

At a Council holden at Exeter Feb[y] 4, 1789

Present His Excellency John Pickering Esq President The Hon Eben[r] Smith Peter Green Robert Wallace, William Simpson proceeded & nominated —

Samuel Stevens of Charlestown for a Justice of the peace for the County of Cheshire —

Amos Babcock of Westmorland for a Justice of the peace for the County of Cheshire

Rich[d] Rust of Wolfborough for a Justice of the peace for the County of Strafford

*Jonathan Gillis of Society land for a Coroner for the County of Hillsbor[o] — *1 B. N.-37

Obed Hall of Locations — for a Justice of the Peace for the County of Grafton

Obediah Eastman of Coventry for a Justice of the Peace for the County of Grafton

Eben[r] Smith
Peter Green
William Simpson
Robert Wallace

At a Council holden at Exeter 23 — Feb[y] 1789

Present His Excellency John Pickering Esq President The Hon. Eben[r] Smith, Peter Green & William Simpson Esquires — proceeded & nominated

Maj[r] Joseph Tilton of Loudon for L[t] Col of the 11th Reg[t] —

Capt John Bean for second Maj of said Regiment

Cyrus Baldwin of Dunstable for a Justice of the Peace for the County of Hillsbor[o] —

Advised to by — Eben[r] Smith
Peter Green
William Simpson
Josiah Richardson
Robert Wallace

*At a Council holden at Exeter Feb. 24. 1789 *1 B. N.-38

Present His Excellency John Pickering Esq Presid

The Hon. Peter Green, William Simpson and Josiah Richardson Esq[rs]

Nominated William Parker of Exeter for a Justice of the Peace throughout the State

Benjamin Craigin of Temple for a Justice of the peace for the County of Hillsboro —

Thomas Crawford of Bridgwater for a Justice of the Peace for the County of Grafton

John Stevens of Concord for a Justice of the Peace for the County of Rockingham. —

William Page of Goffstown for a Coroner for the County of Hillsbor° —

Eben^{r} Smith
Peter Green
William Simpson
Josiah Richardson
Robert Wallace

At a Council holden at Portsm° May 18th 1789

Present His Excellency John Pickering Esq President The Hon Eben^{r} Smith Peter Green, Josiah Richardson William Simpson & Robt Wallace Esq^{rs} —

Nominated Eliphalet Smith of Newmarkett for a Justice of the Peace for the County of Rockingham

Eben^{r} Champney of N. Ipswich for a Justice of the Peace for the County of Hillsborough. —

Thomas Bellows of Walpole and Abraham Holland of Walpole for Justices of the Peace for the County of Cheshire

*1 B. N.–39 *The foregoing nominations of this 18th Instant were advised to by us

Eben^{r} Smith
Peter Green
William Simpson
Josiah Richardson
Robert Wallace

At a Council holden at Portsmouth May 19, 1789

Present His Excellency John Pickering Esq Presid The Hon Peter Green, Ebenezer Smith, Robt Wallace Josiah Richardson and William Simpson Esq^{rs}

proceeded & nominated

Joseph Smith of Loudon for a Justice of the peace for the County of Rockingham

David Clough of Henniker for a Justice of the Peace for the County of Hillsbor°

Moses Kelley Junr of Goffstown for a Coroner for the County of Hillsborº Advised to by us Ebenr Smith
Peter Green
William Simpson
Josiah Richardson
Robert Wallace

At a Council holden at Portsmº May 20. 1789
Present His Excellency John Pickering Esq President The Hon Peter Green Ebenr Smith Robt Wallace Josiah Richardson & Willm Simpson Esqrs
Proceeded & nominated
Nathl White of Wentworth for a Justice of the Peace for the County of Grafton —
Advised to by Ebenr Smith
Peter Green
William Simpson
Josiah Richardson
Robert Wallace

* At a Council holden at Portsmouth May 21st 1789 *1 B. N.–40
Present His Excellency John Pickering Esq Presid
The Hon. Ebenr Smith Peter Green, Robt Wallace Josiah Richardson & Willm Simpson Esqrs
Proceeded and nominated
Nathaniel Head for second Major of the Eleventh Regiment —
entered by mistake J Pearson Secy

APPOINTMENTS, RESOLUTIONS, AND ADVICE.

*2 P. & C.–52 *At a Council holden at Concord June 9th 1788— Present His Excellency John Langdon Esq President The Hon. Ebenr Smith, Peter Green Josiah Richardson & Willm Simpson Esquires—

His Excellency the President requested the Advice of Council relative to drawing Orders on the Treasurer.

Whereupon the Council Advise His Excellency to issue his Orders on the Treasurer agreeably to the Acts, Resolves & votes of the General Court which have been heretofore passed or shall be passed during this present Session—

Advised to by Ebenezer Smith
William Simpson
Josiah Richardson
Peter Green

Proceeded and appointed—

Jacob Waldron of Portsmouth a Surveyor of Lumber at Portsmouth

Maj—William Duncan of Concord an Assay Master of Pot Ash & Pearl Ash Advised by us Ebenezer Smith
Peter Green
William Simpson
Josiah Richardson

*2 P. & C.–53 *At a Council holden at Concord June 16 1788 Present His Excellency John Langdon Esq Present The Hon. Peter Green, Josiah Richardson and William Simpson Esquires—

The Resignation of Timothy Fletcher Esq as second Majr of the 16 Regt was received and accepted, by Advice of Council.—

The Resignation of Jeremiah Clough Esq as Lieutt Colonel of the 11th Regiment of Militia was received and accepted, by advice of Council—

At a Council holden at Concord June 18, 1788—

Present His Excellency John Langdon Esq Presidt The Hon. Ebenr Smith Wm Simpson & Robert Wallace Esquires.—

His Excellency the President requested the advice of Council relative to the Adjournment of the General Court —

Whereupon the Council advise that the General Court be adjourned to meet again on Wednesday the 24th of December next at the Court House in Exeter —

Advised by — Ebenezer Smith
William Simpson
Robert Wallace,

The resignation of Joseph Dunlap as Capt of the 4th Company of Artillery was accepted

*At a Council holden at Portsmouth Octo 9th *2 P. & C.–54 1788 —

Present His Excellency John Langdon Esq President The Hon. Ebenr Smith, Peter Green, Robert Wallace & William Simpson Esquires —

His Excellency the President requested the advice of Council relative to issuing a Proclamation for a General Thanksgiving —

Whereupon the Council advise that His Excellency cause a Proclamation for a General Thanksgiving throughout the State on the 27th of November next agreeably to a vote of Court, to be printed and sent to the several Towns, Parishes & Districts in this State —

Appointed

Mr Daniel Hill of Newmarket a Surveyor of Lumber in said Town —

Abel Parker Esq of Jaffrey a Justice of the Peace for the County of Cheshire —

Col James McGregore Esq. a Justice of the Peace for the County of Rockingham —

Nathl Webber Esq. of Landaff a Coroner for the County of Grafton —

James Duncan Esq of Hancock a Coroner for the County of Hillsborough —

Daniel Rollins Esq of Somersworth a Justice of the Peace for the County of Strafford.

Saml Page Junr Esq. of Weare a Coroner for the County of Hillsborough —

advised to by — Ebenezer Smith
Peter Green
William Simpson
Robert Wallace

*At a Council holden at Portsmouth Octo 10th *2 P. & C.–55 1788 —

Present His Excellency John Langdon Esqr President The

Hon. Ebenr Smith, Peter Green, Robert Wallace and William Simpson Esquires.—

His Excellency the President having requested our Advice relative to calling the General Court together at an earlier day than that to which it stood adjourned—We the subscribers, Members of Council, do advise and consent that the General Court be called together at the Court House in Concord on Wednesday the fifth day of November next.

Ebenezer Smith
Peter Green
Robert Wallace
William Simpson

Proceeded and appointed

Samuel Sherburne Esq. a Justice of the Peace and of the Quorum for the County of Rockingham

Simon Jenness Esq of Rye a Justice of the Peace for the County of Rockingham—

Ebenezer Smith
William Simpson
Robert Wallace

*2 P. & C.–56 *At a Council holden at Concord Novr 6, 1788 Present His Excellency John Langdon Esq President The Hon. Ebenr Smith Peter Green Robert Wallace & William Simpson Esquires.

The Council advise His Excellency the President to issue Commissions to Austin George of Conway & Stephen Lund of Merrimack agreeably to a former appointment

Ebenezer Smith
William Simpson
Robert Wallace
Peter Green

At a Council holden at Concord Nov. 7. 1788

Present His Excellency John Langdon Esq, President, The Hon. Ebenr Smith, Peter Green, Robt Wallace, and William Simpson Esquires

Appointed—

Joseph Sias Esq a special Justice of the Inferior Court in the County of Strafford in certain causes to be mentioned in the Commission

John Brown Esq of Thornton a Justice of the Peace for the County of Grafton—

Nathl Webber Esq of Landaff a Coroner for the County of Grafton—

Capt Jabez Beckwith Major & Capt John Flint 2d Majr of the 16th Regiment

* L[t] Col. Eliph[t] Giddinge Colonel of 4th Regiment — * 2 P. & C.-57

Maj[r] Porter Kimball Lieut Col[o] of D[o]

2[d] Maj. Benj[a] Brown Major of D[o]

Samuel Penhallow Esq — a special Justice of the Superior Court of Judicature for the County of Rockingham in a certain cause to be mentioned in the Commission —

M[r] Benjamin Dearborn of Portsmouth a Notary Public —

Jeremiah Dennet Esq of Portsmouth a Coroner for the County of Rockingham —

Nathan Kendall Esq of Amherst a Coroner for the County of Hillsborough —

L[t] Col. William Page Colonel of the third Regiment of Light Horse —

Aaron Ames Lieut Col[o] of d[o]

Capt Nath[l] Merril of Haverhill Maj[r] of d[o]

Paine Wingate Esq Justice of the Peace and of the Quorum for the County of Rockingham Ebenezer Smith
Robert Wallace
Peter Green
William Simpson

* At a Council holden at Concord Nov 12 1788 * 2 P. & C.-58

Present His Excellency John Langdon Esq Presid[t] The Hon Eben[r] Smith Peter Green Rob[t] Wallace & Will[m] Simpson Esq[rs]

proceeded & appointed

Capt. Joseph Gibson of Henniker a Coroner for the County of Hillsborough —

Col Noah Lovewell of 5th Regiment a Brigadier General —
Advised to by us — Ebenezer Smith
Peter Green
William Simpson
Robert Wallace

At a Council holden at Concord Nov[r] 13th 1788

Present His Excellency John Langdon Esq President The Hon Eben[r] Smith Rob[t] Wallace and Will[m] Simpson Esq[rs]

His Excellency the President requested the advice of Council relative to the Adjournment of the Gen[l] Court —

Whereupon the Council advise that the Gen[l] Court be adjourned to meet again on Wednesday the 24th Decem[r] next at the Court House in Exeter — Ebenezer Smith
William Simpson
Robert Wallace

*2 P. & C.–59 *At a Council holden at Exeter Dec 31—1788
Present His Excellency John Langdon Esq Presidt The Hon. Ebenezer Smith Peter Green & Robt Wallace Esquires & Majr Richardson

His Excellency the President requested the Advice of Council relative to drawing Orders on the Treasurer—Whereupon the Council advise His Excellency to issue Orders on the Treasurer agreeably to the Acts, Resolves & votes of the General Court which have been heretofore passed or shall be passed during this present Session. Advised to by Peter Green
Ebenezer Smith
Robert Wallace
Josiah Richardson

At a Council holden at Exeter Jany 9—1789—

Present His Excellency John Langdon Esq President The Hon Ebenr Smith, Peter Green Robert Wallace Josiah Richardson & William Simpson Esqrs—

Proceeded & appointed

Samuel Dana Esqr Judge of Probate of Wills &c for the County of Hillsbor°—

Nathan Goss of Rye Esq. a Coroner for the County of Rockingham—

Nathaniel Parker of Exeter Esq a Coroner for d°

Bradbury Jewell Esq & Ebenr Smith Esq of Durham Justices of the peace for the County of Strafford—

*2 P. & C.–60 *Nathaniel Rogers & Nathaniel Adams Esqrs Justices of the Peace for the County of Rockingham

Jonathan Gove Esqr of New Boston a Justice of the Peace for the County of Hillsborough

Samuel Gilman Esqr of Tamworth a Justice of the Peace for the County of Strafford

Matthew Wallace Esqr of Acworth a Justice of the Peace for the County of Cheshire.—

Oliver Peabody Esq of Exeter a Justice of the Peace for the County of Rockingham

Samuel Duncan Esq of New Grantham a Justice of the Peace for the County of Cheshire

Benjamin Adams Esq of Newington a Justice of the Peace for the County of Rockingham

James Harvell Esq of Plymouth a Coroner for the County Grafton—

Daniel Brainard Junr Esq of Rumney a Justice of the Peace for the County of Grafton, his father having resigned —

Jonathan Swain Esqr of Raymond a Justice of the Peace for the County of Rockingham

Captn Charles Barrett of New Ipswich a Justice of the Peace for the County of Hillsboro

William Plummer Esq of Epping a Justice of the Peace for the County of Rockingham

Ebenezer Smith
Peter Green
William Simpson
Robert Wallace
Josiah Richardson

* proceeded & appointed * 2 P. & C.–61

Robert Wallace Esqr of Henniker a Justice of the Peace for the County of Hillsboro

Ebenr Smith
Peter Green
William Simpson
Josiah Richardson

proceeded and appointed —

Edmund Moores Esq. of Hampstead a Justice of the Peace for the County of Rockingham

Joseph Burley Esq of Dorchester a Justice of the Peace for the County of Grafton

Jonathan Franklin Esq of Lyme a Justice of the Peace for the County of Grafton

Timothy Smith Esq of Nottingham West a Coroner for the County of Hillsborough. Advised to by

Ebenr Smith
Peter Green
William Simpson
Josiah Richardson
Robert Wallace

At a Council holden at Exeter Janr 16 — 1789

Present His Excellency John Langdon Esq Presidt The Hon Ebenezer Smith Peter Green Robert Wallace Willm Simpson & Josiah Richardson Esqrs

Proceeded and appointed

* Ebenezer Smith Esq of Meredith a Justice of the Peace and of the Quorum through the State * 2 P. & C.–62

Peter Green Esq of Concord a Justice of the Peace and of the Quorum for the County of Rockingham

Advised to by

William Simpson
Robert Wallace
Josiah Richardson

proceeded and appointed

Josiah Richardson Esq of Keene a Justice of the Peace for the County of Cheshire Advised to by us William Simpson
Peter Green
Ebenr Smith
Robert Wallace

proceeded & appointed

Reuben Whittier Esq of Northfield a Justice of the Peace for the County of Rockingham—

Advised to by us Ebenr Smith
William Simpson
Peter Green
Robert Wallace
Josiah Richardson

Jany 22d 1789 This day His Excellency John Langdon Esq having resigned his Office as President of this State, The Honble John Pickering Esq as Senior Senator agreeably to the Constitution succeeded to that Office—

Joseph Pearson Secy

*2 P. & C.–63 * At a Council holden at Exeter Jany 28th 1789

Present His Excelcy John Pickering Esq President The Honble Ebenr Smith, Peter Green, Robt Wallace, Josiah Richardson, & William Simpson Esquires

His Excellency the President requested the advice of Council relative to drawing Orders on the Treasurer—Whereupon the Council advise His Excellency to issue Orders on the Treasurer agreeably to the Acts, Resolves and votes of the General Court which have been heretofore passed or shall be passed during this present Session—

proceeded and appointed,

Joseph Parsons Esq of Gilmantown a Justice of the Peace for the County of Strafford.—

Jeremiah Smith Esq. of Peterbor° a Justice of the Peace for the County of Hillsbor°—

Jonathan Cilley Esq of Nottingham a Justice of the Peace for the County of Rockingham.—

John Leavitt Esq of North Hampton for a Coroner for the County of Rockingham—

Maj Silvanus Reed of Fitzwilliam Col° of 12th Regiment

Majr Richd Roberts of Marlbor° Lt Col of d°

Andrew Savage Crocker of Haverhill a Justice of the Peace for the County of Grafton.—

Mr William Gordon a Register of Probate for the County of Hillsborough —

John Duncan Esq of Antrim a Justice of the peace and of the Quorum for the County of Hillsboro°

Ebenezer Webster Esq of Salisbury a Justice of the peace & of the Quorum for the County of Hillsborough

*Andrew McMillan Esq of Conway a Justice of the peace & of the Quorum for the County of Strafford — *2 P. & C.–64

William Parker Esq of Exeter a Justice of the peace and of the Quorum for the County of Rockingham

Peter Green
Will. Simpson
Ebenr Smith
Robert Wallace
Josiah Richardson

At a Council holden at Exeter Febv 2d 1789

Present His Excellency John Pickering Esq President The Honble Ebenr Smith, William Simpson Josiah Richardson & Robert Wallace Esquires —

To His Excellency the President & the Honble the Council of the State of New Hampshire —

We the Subscribers Justices of the Superior Court for the State of New Hampshire hereby certify that we have viewed and examined the Mill of Samuel Hobart Esq for slitting, plating and rolling of iron in Exeter, that the same is in our Judgment properly constructed & finished for the business according to the intent and design of the Act, and that it is the first of the kind that has been erected & compleated in this State —

September 18., 1788 Samuel Livermore. ch. Justice
(Copy) Josiah Bartlett.

In consequence of the above certificate & in pursuance of an Act the Council advise His Excellency to issue an Order on the Treasurer in favor of sd Hobart for one hundred pounds being the bounty to which he is entitled by an Act passed the 22d Septr 1787 —

Ebenr Smith
William Simpson
Josiah Richardson
Robert Wallace

*At a Council holden at Exeter 4th Febv 1789— *2 P. & C.–65

Present His Excellency John Pickering Esq Presidt The Hon. Ebenezer Smith, Peter Green Robert Wallace William Simpson & Josiah Richardson Esqrs

His Excellency the President requested the advice of Council relative to drawing an order on the Treasurer in favor of the Trustees of Dartmouth College being their claim against the Estate of the late Govr John Wentworth

Whereupon the Council advise His Excellency to draw an Order on the Treasurer agreeably to an Act of Court of 1st of March 1783 in favor of the said Trustees for the sum of Two hundred, seventy one pounds nineteen shillings & six pence as certified & adjusted by the Judge of Probate for the County of Rockingham —

Eben^r^ Smith
Peter Green
Robert Wallace
Josiah Richardson
William Simpson

proceeded and appointed

John Porter of Plymouth a Justice of the peace for the County of Grafton —

William Simpson
Peter Green
Josiah Richardson

* 2 P. & C.–66 *At a Council holden at Exeter 7 Feby 1789

Present His Excellency the President — The Hon Ebenezer Smith, Peter Green and William Simpson & Robt Wallace Esq

His Excellency the President requested the advice of Council relative to the adjournment of the General Court

Whereupon the Council advise that the General Court be adjourned to meet again on Tuesday the 26th of May next at Concord agreeably to a vote of Court

Eben^r^ Smith
Peter Green
William Simpson
Robert Wallace

At a Council holden at Exeter Feby 20th 1789 —

Present His Excellency John Pickering Esq President The Hon. Eben^r^ Smith, Peter Green, Robt Wallace Josiah Richardson & William Simpson Esquires —

proceeded to open & enter the Returns for the Representatives of the Federal Government —

Adjourned till Tomorrow

At a Council holden at Exeter February 21. 1789

Present as yesterday.

proceeded to enter the remainder of the Returns for Representatives of the Federal Government — And upon casting

*up said Returns, We find that the Honorable *2 P. & C.–67
Benjamin West Esq had 2733, The Hon. Judge
Livermore had 2166, The Hon. Nicholas Gilman had 1619 The
Hon Abiel Foster 1612, The Hon. John Sullivan had 154 and the
Hon Paine Wingate had 4 —

By which it appears that the Hon Benj[a] West Samuel Livermore & Nicholas Gilman Esquires are chosen to represent this State in Congress

John Pickering President
Eben[r] Smith
Peter Green
Robert Wallace } Counsellors
William Simpson
Josiah Richardson

His Excellency the President requested the advice of Council relative to issuing a Proclamation for a general Fast — Whereupon the Council advise, that His Excellency cause the following proclamation for a general Fast throughout the State on the 2[d] of April next agreeably to a vote of Court, to be printed & sent to the several Towns in this State —

By His Excellency
John Pickering Esquire —
President of the State of New Hampshire —
A Proclamation for a general Fast

As the Ordinances of Heaven are in the hands of the Supreme Ruler of the Universe and his smiles, or frowns,
commonly suited *to the moral character of a *2 P. & C.–68
people or nation; as the seasons are advancing,
when we are more immediately led to consider our dependence on infinite Goodness for a favourable seed time, and a plentiful harvest, and as we are not only dependent, but guilty creatures, a sincere repentance for our multiplied iniquities, expressed, by humiliation, fasting and prayer, appears peculiarly proper. The Legislature of this State have therefore appointed Thursday the second day of April next to be observed as a day of general humiliation, fasting and prayer throughout this State —

In pursuance of which appointment, I do, by and with advice of Council, issue this proclamation, earnestly recommending to religious Societies of every denomination to assemble on that day, and with humble and contrite hearts — to implore the pardon of our numerous & aggravated transgressions of the divine law; to deprcate his deserved wrath; to supplicate his unmerited favours, the continuance of blessings enjoyed, and the bestowment of needed mercies: That God would inspire our Rulers with wisdom, integ-

rity and patriotism and the people with a due sense of subjection & obedience to rightful authority — take the Federal Government under his holy Protection, and render it subservient to the best interest of the Union; that he * would order the revolving seasons in mercy and crown the ensuing year with plenty: prosper our trade fishery & manufactures; save us from foreign and intestine commotions and continue to be the God of our lives and the health of our countenance; that he would be pleased to smile upon our Seminaries of Literature: would endue his ministers with righteousness, replenish their hearts with his heavenly grace — succeed their labours of love and extend the peaceful kingdom of the Redeemer throughout the world —

* 2 P. & C.–69

All Servile labour & recreation are forbidden on said day.

Given at the Council Chamber at Exeter the twenty first day of Feby in the year of our Lord, one thousand seven hundred & eighty nine and in the thirteenth year of American Independence

advised to by Eben^{r} Smith
William Simpson
Peter Green
Robert Wallace
Josiah Richardson

* 2 P. & C.–70 * At a Council holden at Exeter Feby 23^{d} 1789— Present His Excellency John Pickering Esqr President. The Hon. Eben^{r} Smith Peter Green Robt Wallace William Simpson Esquires —

proceeded & appointed

Joseph Blanchard Esq a Justice of the peace for the County of Rockingham

Samuel Stevens Esq of Charlestown a Justice of the peace for the County of Cheshire

Amos Babcock Esq of Westmorland a Justice of the Peace for the County of Cheshire

Richard Rust of Wolfborough a Justice of the Peace for the County of Strafford

Jonathan Gillis of Society Land a Coroner for the County of Hillsborough —

Obed Hall of Locations a Justice of the peace for the County Grafton —

Obediah Eastman of Coventry a Justice for the County of Grafton — Advised to by us — Eben^{r} Smith
Peter Green
William Simpson
Robert Wallace

His Excellency requested the advice of Council relative to drawing Orders in favor of the Committee for ascertaining the unlocated lands &c —

Whereupon the Council advise the President to draw orders on the Treasurer payable out of the revenue arising from Excise or Impost in favor of each of said Committee for fifteen pounds to be accountable for

Peter Green
William Simpson
Ebenr Smith

* At a Council holden at Exeter Feby 24. 1789 * 2 P. & C.–71

Present His Excellency John Pickering Esqr President The Hon. Ebenezer Smith, Peter Green William Simpson & Josiah Richardson Esqr

His Excellency the President requested the attendance of the Hon Council at Portsmouth on Monday the 18th day of May next to enter & count the votes for Senators — J. Pearson Secy

At a Council holden at Portsmouth May 18th 1789

Present His Excellency John Pickering Esq President The Hon. Peter Green, Ebenr Smith, Josiah Richardson & William Simpson Robert Wallace Esquires —

The Hon Council proceeded to examine the returns for Senators

Adjourned till tomorrow 8 oClock A. M

At a Council holden at Portsmouth May 19th 1789

Present as yesterday —

Proceeded to examine the Returns for Senators agreeably to the Constitution — We find that the whole number of votes returned for Senators for the County of Rockingham amount to 11422 — That the Hon John Pickering, John Bell, Christo Toppan, and Peirce Long Esqr having a majority of votes are elected — The Hon John Pickering, John Bell & Christopher Toppan have been summoned accordingly; But as the Hon. Mr Long has died since the *Choice, the next four highest numbers * 2 P. & C.–72 are as follows, viz — for the Hon. Peter Green 718, The Hon Nathl Rogers 717, The Hon Genl Joseph Cilley 503 and the Hon. Genl Peabody 453 —

That the whole number of votes for Senators for the County of Strafford amounts to 2802 that the Hon John McDuffee & the Honorable Ebenr Smith Esquires having a majority of votes are elected and have been summoned accordingly — That the whole number of votes for Senators for the County of Hillsborough amounts to 2491 but no one person being elected the four highes

numbers are as follows viz the Hon Robert Wallace Esq 553 — The Hon Robert Means Esq 351 — The Hon Daniel Emerson Esq 332 and the Hon Ebenezer Webster Esq 271 —

That the whole number of votes for Senators for the County of Cheshire Amounts to 1520 that the Hon. John Hubbard Esq — having a majority of votes is elected and has been summoned accordingly. the next two highest numbers are as follows viz the Hon. Amos Shepard Esq 286 and the Hon John Bellows Esq 220 — That the whole number of votes for Senators for the County of Grafton amounts to 719 — no one person having a Majority, the two highest numbers are as follows viz: the Hon. Moses Dow Esq 262 & the Hon. Jonathan Freeman Esq 169 —

John Pickering President
Ebenr Smith
Peter Green
Josiah Richardson } Counsellors
Will. Simpson
Robert Wallace

*2 P. & C.–73 *The President laid before the Council an Extract from the Journal of the House of Representatives of the United States, dated 8th May Inst with the Letter from the Hon. E Gerry, Wm Smith and J. Parker requesting statements of the particular Articles of foreign produce & manufactures annually imported & exported from this State and desired the advice of Council thereon —

Whereupon the Council advise that the same documents be procured & transmitted as soon as may be —

Advised by Ebenr Smith
Peter Green
Josiah Richardson
William Simpson

Adjourned till tomorrow 8 oClock A M —

At a Council holden at Portsmouth May 20th 1789
Present as yesterday

His Excellency the President requested the advice of Council, whether the Treasurer should be directed to attend the Genl Court at their next Session at Concord Whereupon the Council advise that the Treasurer be directed to attend the Court with the necessary papers &c — Advised by Ebenr Smith
Peter Green
Josiah Richardson
Will. Simpson

His Excellency the President asked the advice of Council whether writs of Election should issue now, to fill the vacancy in the representation from this State to Congress, the Hon Mr West declining his appointment, or whether it *would be most advisable to postpone the issuing such writs till the next Session of the General Court? Whereupon the Council advise that Writs of Election issue immediately Advised by Peter Green Josiah Richardson William Simpson Robert Wallace Eben^r Smith *2 P. & C.–74

Which were issued accordingly in the following words viz:

State of New Hampshire —

To the Selectmen of Greeting.

In the name of said State, you are required to warn the Inhabitants of said who are qualified to vote for State Representatives, to meet at some convenient place therein, on the 22^d day of June next, to elect by ballot some person having the qualifications required by the Constitution of the united States; to represent this State in Congress, in the room of the Honorable Benjamin West who has declined his appointment, giving fifteen days notice of the design of said meeting: And you are hereby further required, during the choice of said Representative, *to preside in said meeting impartially, and receive the votes of said Inhabitants, qualified as aforesaid, and to sort and count the same in said meeting, in the presents of the Town Clerk, who shall make a fair record in your presence and in open meeting of the name of every person voted for, and the number of votes against his name; And a fair copy of such Record attested by you and the Town Clerk, you are directed to seal up and direct to the Secretary of this State, with a Superscription of the purport thereof. And cause the same to be returned to the Sheriff of your County, on or before the thirtieth day of said June, who is required to return the same into the Secretary's Office, on or before the sixth day of July next as the laws in such case made and provided, direct. *2 P. & C.–75

Hereof fail not.

Witness John Pickering Esq — President of our said State, at Portsmouth, the twentieth day of May Anno Domini 1789 —

John Pickering —

*2 P. & C.–76 *At a Council holden at Portsm° May 21 1789— Present His Excellency John Pickering Esq President The Hon Peter Green Eben^r Smith Robt Wallace Josiah Richardson & William Simpson Esq^rs

Proceeded & appointed

Cyrus Baldwin Esq of Dunstable a Justice of the Peace for the County of Hillsbor°—

William Parker Esq of Exeter a Justice of the Peace & of the Quorum throughout the State—

Benjamin Cragin Esq of Temple a Justice of the Peace for the County of Hillsbor°—

Thomas Crawford of Bridgewater a Justice of the Peace for the County of Grafton.

William Simpson
Peter Green
Robert Wallace
Josiah Richardson

At a Council holden at Concord June 2^d 1789—

Present His Excellency John Pickering Esq President The Hon Peter Green, Eben^r Smith Robt Wallace Josiah Richardson & William Simpson Esq^rs—

Appointed

Major Joseph Tilton Lt Col of the Eleventh Reg^t in the room of Lt Col Clough who has resigned

John Bean Esq 2^d Major of said Reg^t in the room of Maj Tilton who is promoted—

*2 P. & C.–77 Moses Kelley Junr a Coroner for the County *of Hillsborough—

Leonard Whiting Junr of Hollis a Coroner for the County of Hillsborough—

Eliphalet Smith Esq of Newmarkett a Justice of the Peace for the County of Rockingham—

Thos Bellows Esq of Walpole a Justice of the Peace for the County of Cheshire—

Abraham Holland Esq of Walpole a Justice of the Peace for the County of Cheshire—

Lt Joseph Smith of Loudon Esq a Justice of the peace for the County of Rockingham—

David Clough Esq of Henniker a Justice of the Peace for the County of Hillsborough.—

Nathl White Esq of Wentworth a Justice of the Peace for the County of Grafton,

Ebenezer Champney Esq of New Ipswich a Justice of the Peace for the County of Hillsbor°

John Stevens Esq of Concord a Justice of the Peace for the County of Rockingham

Advised & consented to by us. Ebenr Smith
Peter Green
Robert Wallace
Josiah Richardson
William Simpson

STATE OFFICERS, 1789–90.

EXECUTIVE DEPARTMENT.

JOHN SULLIVAN,[1] Durham, *President.*

Council.

JOHN PICKERING, Portsmouth, *Rockingham,* } *Chosen from*
JONATHAN FREEMAN, Hanover, *Grafton,* } *the Senate.*
ICHABOD ROLLINS,[2] Somersworth, *Strafford,* } *Chosen from*
CHARLES BARRETT, New Ipswich, *Hillsborough,* } *the House of*
SANFORD KINGSBURY, Claremont, *Cheshire,* } *Representatives.*
JOSEPH PEARSON, Exeter,

Secretary of State and Paymaster of Pensions.

WILLIAM GARDNER, Portsmouth, *State Treasurer.*
JOSEPH WHIPPLE, Portsmouth, *Collector of the Impost.*[3]
ELEAZER RUSSELL, Portsmouth, *Naval Officer.*[3]
JEREMIAH LIBBY, Portsmouth, *Post Master.*[3]
NATHANIEL GILMAN, Exeter, *Continental Loan Officer.*
ROYAL FLINT,

Commissioner for Settling Continental Accounts.

1 In addition to the citations relative to General Sullivan, given in vol. xx, the work of Mr. Norton is entitled to favorable mention: History of Sullivan's Campaign against the Iroquois, Being a Full Account of that Epoch of the Revolution, by A. Tiffany Norton, Lima, N. Y., A. Tiffany Norton, Publisher, Recorder Office, 1879.

2 Biog. Rollins Genealogy, by John R. Rollins, 1874, p. 20.

3 As soon as the federal executive departments, under which these offices would be classified, were organized, the incumbents under state authority were all reappointed to the corresponding positions under the national government and pensions were subsequently paid from the office of the Collector of the Port. See Biog. of John S. Sherburne, 5 Plumer MSS. Biog. 490.

STATE SENATE.

(June 3, 1789, to June 2, 1790.)

JOHN SULLIVAN, Durham, *President.*

County of Rockingham.	JOHN PICKERING, Portsmouth, *President Pro Tem., or Senior Senator.*
	JOHN BELL, Londonderry.
	PETER GREEN, Concord.
	CHRISTOPHER TOPPAN, Hampton.
	NATHANIEL ROGERS, Newmarket.
County of Strafford.	JOHN McDUFFEE, Rochester.
	EBENEZER SMITH, Meredith.
County of Hillsboro'.	ROBERT MEANS, Amherst.
	ROBERT WALLACE, Henniker.
County of Cheshire.	AMOS SHEPHARD, Alstead.
	JOHN HUBBARD,[1] Charlestown.
County of Grafton.	JONATHAN FREEMAN, Hanover.

JUDICIARY.

Superior Court of Judicature.

JOSIAH BARTLETT,[2] Kingston, *Chief Justice.*
JOHN DUDLEY, Raymond,
WOODBURY LANGDON, Portsmouth, } *Puisne Justices.*
SIMEON OLCOTT,[3] Charlestown,
JOHN PRENTICE, Londonderry, *Attorney-General.*
NATHANIEL ADAMS, Portsmouth, *Clerk.*

1 Saunderson's History of Charlestown, p. 419.

2 Mr. Chief Justice Livermore, having been elected a Representative in Congress, resigned his judicial office in the early part of the year 1789. He was in attendance upon the first session of Congress at New York, in March. On the 16th of July of that year, General Sullivan being again President, the following named were put in nomination in the Executive Council, one of whom to be Chief Justice, viz.: John Pickering, Josiah Bartlett, John Dudley, Woodbury Langdon, John Prentice, Simeon Olcott, Daniel Humphreys, Oliver Whipple, Ebenezer Champney, and Elisha Payne.

On the 8th of August, 1789, John Pickering was appointed Chief Justice. Thereupon he appeared in Council and requested some time to consider the above appointment. January 12, 1790, he announced his declination of the office.

January 18, 1790, Josiah Bartlett was appointed Chief Justice.

3 Simeon Olcott was appointed Puisne Justice of the Superior Court, January 25, 1790, to succeed Judge Bartlett.]

Court Maritime.[1]

JOSHUA BRACKETT, Portsmouth, *Judge.*
JONATHAN MITCHELL SEWALL, Portsmouth, *Clerk.*

MILITARY ESTABLISHMENT.

HIS EXCELLENCY JOHN SULLIVAN,
Captain-General, Commander-in-Chief, and Admiral.

(No record showing who were military aids to the Commander-in-Chief in the administration of 1789–90 has been found. See vol. xx, p. 573.)

FIRST DIVISION.

BENJAMIN BELLOWS, Walpole, *Major-General.*

Aids with the Rank of Major.

MOODY DUSTIN, Claremont.
GEORGE SPARHAWK, Walpole.

SECOND DIVISION.

JOSEPH CILLEY, Nottingham, *Major-General.*

Aids with the Rank of Major.

JOSEPH MILLS, Deerfield.
BRADBURY CILLEY, Nottingham.

Brigadier-Generals.

GEORGE REID, Londonderry.
MOSES DOW, Haverhill.
JONATHAN CHASE, Cornish.
THOMAS BARTLETT, Nottingham.
JAMES HILL, Newmarket.
NOAH LOVEWELL, Dunstable.

Brigade Majors.[2]

——— ———, *Adjutant-General.*[2]
SUPPLY CLAPP, Portsmouth, *Commissary-General.*

1 The Court Maritime which exercised jurisdiction over matters which would be of federal cognizance under the constitution gave place in 1789, to the United States Courts.

2 It is supposed that the Adjutant-General and Brigade Majors were the same as given in the official tables for the previous year, but this cannot be verified in the absence of contemporary records. No Registers for the State were published for the years 1790, '91, '92, '93.

UNITED STATES SENATORS.

1789–90.

JOHN LANGDON, Portsmouth.
Six years, beginning March 4, 1789.
PAINE WINGATE, Stratham.
Four years, beginning March 4, 1789.

CONGRESSMEN.

1789–90.

Two years from March 4, 1789.

NICHOLAS GILMAN, Exeter.
SAMUEL LIVERMORE, Holderness.
ABIEL FOSTER, Canterbury.

FEDERAL OFFICERS.

(This list of Federal Officers in New Hampshire and the corresponding list for each succeeding year till June, 1793, are from the Journal of the Executive Proceedings of the Senate of the United States and the Records of the District Court.)

DISTRICT COURT.

Date of Confirmation.

JOHN SULLIVAN,[1] Durham, *Judge* . . Sept. 26, 1789.
SAMUEL SHERBURNE, JR.,[2] Portsmouth,
District Attorney, Sept. 26, 1789.
JOHN PARKER,[3] Portsmouth, *Marshal* . . Sept. 26, 1789.
JONATHAN STEELE,[4] Durham, *Clerk*,
appointed Nov. 10, 1789.

1 General Sullivan again became President of the State in June, 1789. The United States District Court for the District of New Hampshire, organized December 15, 1789. See Article, "Courts of the United States in New Hampshire," by W. H. Hackett, 3 *Granite Monthly*, 239, Manual for the General Court, 1893, p. 135. From this date till the expiration of his term as Chief Executive of the State, in June, 1790, General Sullivan was the incumbent of both offices.

2 Mr. Sherburne's name was changed by the General Court, December 31, 1789, to John Samuel Sherburne. He was elected to the third Congress, and resigned the office of District Attorney, December 1, 1793. Edward St. Loe Livermore was the next incumbent. His appointment was confirmed February 17, 1794. He was succeeded by Jeremiah Smith, who was appointed July 10, 1797 (Life, p. 134). After about three years' service Mr. Smith resigned, and Mr. Sherburne was again appointed. Judge John Sullivan died, January 23, 1795, and was succeeded by Hon. John Pickering. Biographical sketch, 5 Plumer, MSS., Biog., 490.

3 Biographical Sketch, 3 Plumer MSS., Biog., 455.

4 Biographical Sketch, 5 Plumer MSS., Biog., 327.

PORT OF PORTSMOUTH.

	Date of Confirmation.
JOSEPH WHIPPLE,[1] Portsmouth, *Collector*	August 3, 1789.
ELEAZER RUSSELL, Portsmouth, *Naval Officer*	August 3, 1789.
THOMAS MARTIN, Portsmouth, *Surveyor*	August 3, 1789.

POST MASTER AT PORTSMOUTH.

JEREMIAH LIBBEY, appointed February 16, 1790.

1 In an article on Presidential Appointments in Portsmouth, 6 *Granite Monthly* 107, Hon. Thomas L. Tullock states that Pierse Long was appointed Collector. Pierse Long died April 3, 1789, which was previous to the inauguration of Washington. 3 Plumer MSS., Biog. 354. For biography of Joseph Whipple see 15 *Granite Monthly*, p. 20, by Levi W. Dodge, and address of Hon. Chester B. Jordan, Proceedings of the N. H. Hist. Soc., vol. 2.

JOURNAL OF THE SENATE.

CONTAINING THE PROCEEDINGS

FROM JUNE 3 TO JUNE 19, 1789.

*A JOURNAL *2-474

OF THE

PROCEEDINGS OF THE HONORABLE SENATE.

CONCORD WEDNESDAY JUNE 3d, 1789.

Being the day appointed by the Constitution for the annual Meeting of the General Court.

The honorable Christopher Toppan, John Bell, Ebenezer Smith John M'Duffee and John Hubbard Esquires being elected Senators by the Free Suffrages of the people for the Year ensuing attended and took the oaths as Senators.

The Members present met with the Honorable house of Representatives in their Chamber and proceeded to enter the Votes for President. having compleated the Entry and chosen a Committee of five to re-examine said Entry, agreed to adjourn 'till to-morrow morning 10, O'Clock. The Senate then retired to their Chamber, and adjourned till to-morrow 8, O'Clock A. M.

THURSDAY, JUNE 4th 1789.

Met according to adjournment.
Present as Yesterday.

The Senators appointed by the People met with the House of Representatives and proceeded to the Choice of Senators to fill up the Vacancies.

*The ballots being taken agreeable to the Constitution *2-475 the following Gentlemen were elected to fill up said vacances viz. The Honble Peter Green, Nathaniel Rogers, Robert Wallace Robert Means and Jonathan Freeman Esquires [and then

Adjourned 'till ten o'clock to-morrow morning,

The Senate then retired to their Chamber. The Hon. Peter Green, Nathaniel Rogers, Robert Wallace, Robert Means and

Jonathan Freeman, Esquires,] attended and took the Oaths agreeably to the Constitution and their Seats at the Senate board.

Adjourned 'till to-morrow 8, O'Clock A. M.

FRIDAY JUNE 5th 1789.

Met according to adjournment.

Present as yesterday.

The Senate met with the Honorable house according to adjournment and adjourned 'till to-morrow 10, O'Clock A. M. the Senate then retired to their Chamber

Adjourned 'till to-morrow 8, O'Clock A M.

SATURDAY, JUNE 6th 1789.

Met according to adjournment.

Present as yesterday.

The Senate proceeded to take the ballots for a President by which it appeared that his Excellency John Sullivan Esqr was chosen President the year ensuing

A Vote, for a Committee to join a Committee of the Senate to consider in what manner the Honorable John Sullivan Esqr shall be informed of his appointment as Chief Magistrate and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Smith joined.

The Senate then met with the honorable house and adjourned the Elections untill Monday next four O'Clock P. M. The Senate then retired to their Chamber.

A Vote, appointing a Committee to inform the Honorable John Sullivan Esqr of his appointment to the Office of Chief Magistrate, was brought up, read and concurred: Mr Rogers and Mr Green joined.

Adjourned 'till Monday next 3, o'Clock P. M.

MONDAY, JUNE 8th 1789.

Met according to adjournment.

Present as on Saturday last except Mr Means.

*2-476 *The Senate met with the Honorable House agreeably to adjournment and adjourned the Elections untill to-morrow 4 O'Clock P. M.

The Honorable Amos Shepard Esqr attended and took and Subscribed the Oath of Allegiance, and also the oath of Office as a Senator for year ensuing

The Senate proceeded to make choice of a senior Senator; and the ballots being taken it appeared that the Honorable John Pickering Esq[r] was appointed to that Office.

A Vote, that M[r] Smith, and M[r] Shepard with such of the House as they may join be a committee to receive his Excellency President Sullivan and conduct him to the Senate Chamber was sent down for concurrence, brought up, concurred: M[r] Sheafe, M[r] Gains, M[r] Rollins, M[r] Barret, M[r] Willman, and M[r] Johnson, joined.

Adjourned 'till to-morrow 8, O'Clock A M.

TUESDAY, JUNE 9th 1789.

Met according to adjournment.
Present as yesterday.

A Vote, for a Committee to join a Committee of the Senate to consider of a billet Received this morning from the President, Elect and report the time and place most convenient for receiving his answer to the Message delivered him, was brought up, read and concurred: M[r] Toppan and M[r] Wallace, joined.

A Vote, to pay the Account of John Waldron and James Calfe Esq[rs] amounting to six pounds eight Shillings and Eleven pence, Expences at Sale of Excise, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of A Watson, was brought up, read and concurred: M[r] Green, and M[r] Shepard joined.

A Vote, for a committee to join a Committee of the Senate, to wait on His Excellency and inform him that the Senate and house will wait on him at 10 O'Clock to receive his answer, was brought up, read and concurred M[r] Toppan, M[r] Smith, and M[r] Rogers, joined.

*A Vote, for a Committee to Join a Committee of the *2-477
Senate to consider of the petition of S. [Samuel] Penhallow and A. R. Cutter, and report thereon, was brought up, read and concurred: M[r] M'Duffee, and M[r] Freeman, joined.

A Vote, for a Committee to join a Committee of the Senate to consider of the petition of Joseph Hayman, was brought up, read and concurred M[r] Wallace, and M[r] Bill, joined.

A Vote, for a committee to join a committee of the Senate to consider of, and examine a Resolve relative to the method of collecting certain Taxes in Littleton, was brought up, read and concurred: M[r] Smith, and M[r] Hubbard, joined.

A Vote, for a committee to join a committee of the Senate to take under consideration the Laws respecting Schools &c. was brought up, read and concurred: Mr Pickering, Mr Toppan and Mr Shepard, joined.

A Vote, for a Committee to join a Committee of the Senate to consider of the petition of Joseph Blake, was brought up, read and concurred Mr Green, and Mr Wallace, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Orr, was brought up, read and concurred, Mr Green, Mr M'Duffee, and Mr Freeman, joined.

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Simeon Ladd and B. [Benjamin] Lamson and Report thereon, was brought up, read and concurred: Mr Shepard and Mr Green, joined.

A Vote, for a Committee to join a Committee of the Senate to consider a more easy way of hearing and determining petition, and report thereon, was brought up, read and concurred: Mr Pickering and Mr Green, Joined.

A Vote, for a committee to join a committee of the Senate to Return the thanks of the General Court to the Reverend Mr Noble for his ingenious discourse delivered Yesterday, was brought up, read and concurred: Mr Pickering and Mr Green, joined.

A Vote, to pay the Roll of Capt. Titus Salter amounting to one hundred pounds, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of John Brown untill Tuesday next, was brought up, read and concurred.

A Vote, for a Committee to join a Committee of the
*2-478 Senate *To Consider of the petition of James Duncan, and report thereon was brought up, read and concurred: Mr Toppan, Mr Smith and Mr Wallace, joined.

The Honorable Senate met with the Honorable House.

His Excellency John Sullivan Esqr attended and delivered his Answer of Acceptance as President of said State, the Senior Senator then proceeded to administer the oath to his Excellency the President and then said Senior Senator declared before both branches of the Legislature, His Excellency John Sullivan Esqr the President of said State for the year ensuing.

The Senate then retired to their Chamber.

At four of the Clock according to adjournment the honorable Senate met with the Honble house, and proceeded to ballot for Counsillors; after balloting sundry times it appeared that the

following Gentlemen were chosen Counsillors viz. The Honble Jonathan Freeman, John Pickering, Sandford Kingsbury, Icabod Rollins, and Charles Barret Esq^rs^ they then proceeded to ballot for a Secretary, and it appeared that Joseph Pearson Esqr was unamiously Chosen to that office.

They then ballotted for a Treasurer and it appeared that William Gardner Esqr was unanimously Chosen to said Office.

They then proceeded to ballot for a Commissary General and it appeared that Col. Supply Clap, was chosen.

The Senate then retired to their Chamber. soon after the above named Counsellors, attended and took the necessary oaths as Counsellors [Also Joseph Pearson, Esquire, took and subscribed the Oaths as Secretary for the year ensuing.]

State of New Hampshire.

In Senate June the Ninth, one thousand Seven hundred and eighty nine.

Whereas it appears that the Sitting of the Inferior Court of Common pleas to be holden by Law at Dover on the third Tuesday of June Instant will be inconvenient to Sundry persons who are obliged to attend the General Court at that time.

Therefore, Be it *Resolved* by the Senate and House
* Of Representatives in General Court convened that the * 2-479
said Inferior Court of Common pleas be and hereby is adjourned to the first Tuesday of July next, then to be holden at said Dover. And all Writs and processes of every kind sustainable by said Court shall be returned, heard, tried and determined on said day in the same manner that they might by Law have been sustained returned heard tried and determined on the third Tuesday of June instant, sent down for concurrence, brought up, concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Amos Morrill, and report thereon, was brought up, read and concurred: Mr Freeman Mr Hubbard, and M^r^ M'Duffee, joined.

A Vote, for a committee to join a committee of the Senate to examine whether there is any Resolve directing the Treasurer to receive bills of the old continental Currency &c. was brought up, read and concurred: Mr Bell, and M^r^ M'Duffee, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Sundry Inhabitants of Cornish and Plainfield, and report thereon, was brought up, read and concurred: Mr Hubbard, and Mr Shepard, joined.

A Vote, for a committee to join a committee of the Senate to consider of a Letter from the Treasurer and report thereon, was brought up, read and concurred: Mr Smith, Mr Toppan, and Mr Green Joined.

A Vote, for a Committee to join a committee of the Senate to consider the propriety of directing the Treasurer not to pay the money in his hands to the Loan Officer, was brought up, read and concurred: Mr Pickering, Mr Bell, and Mr Shepard, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Major John Young, and report thereon, was brought up, read and concurred: Mr Hubbard, and Mr Rogers, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Fitzwilliam and all Similar matters, and report thereon, was brought up, read and concurred Mr Rogers, Mr M'Duffee, and Mr Shepard, joined.

A Vote, for a committee to join a committee of the Senate to Consider of the petition of Ichabod Rollins Esquire, and
*2-480 *Report thereon, was brought up, read and concurred: Mr Smith, and Mr Bell joined.

Adjourned 'till to-morrow 9. O'Clock A. M.

WEDNESDAY, JUNE 10th 1789.

Met according to adjournment.
Present as yesterday.

A Vote, for a committee to join a committee of the Senate to examine the Laws relative to unincorporated Places &c. was brought up, read and concurred: Mr Toppan, and Mr Shepard, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of New-Grantham, and report thereon, was brought up, read and concurred: Mr Hubbard, and Mr Shepard, Joined.

A Vote, [for a Comtee] to take under consideration His Excellency's [Message] and draught an Answer thereto, was brought up, read concurred: Mrs Pickering and Mr Toppan, joined.

A Vote, for a committee to join a committee of the Senate, to take under consideration the situation of Fort William and Mary and report whether any mode less expensive can be adopted for maintaining said Fort, was brought up, read and concurred: Mr Hubbard and Mr M'Duffee, joined.

A Vote, for a committee to join a committee of the Senate to draught Bills, was brought up, read and concurred: Mr Pickering, Mr Green and Mr Toppan, joined.

A Vote, that Mr Pickering and Mr Smith with such of the Honorable House as they may join be a committee to consider and report whether State Notes as well as Certificates shall be received by the Treasurer Constables and Collectors in payment for any or all State Certificate Taxes and whether any Interest, though for a Less time than one Year, shall be allowed on such Notes when received as aforesaid; and also the propriety of directing the Treasurer to Issue Certificates on such Notes for the whole or part thereof as occasion may require, was sent down for concurrence, brought up, concurred, and joined.

A Vote, appointing a committee to receive, examine &c. the Account of the board of War with the Vouchers and lay a Statement before this house at their next Session, was brought up, read and concurred: Mr Rogers, joined.

*A Vote, for a committee to join a committee of the *2–481
Senate, to consider of the propriety of passing an Act to oblige all persons to record deeds, was brought up, read and concurred: Mr Toppan, and Mr Shepard joined.

A Vote, granting the prayer of Sundry persons relative to a School or Academy in New-Ipswich, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider what Business is necessary to be first entered upon, was brought up, read and concurred. Mr Pickering, Mr Smith, and Mr Freeman, joined.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of Caleb Church, was brought up, read and concurred: Mr Freeman, joined.

A Vote, to hear the petition of J. Rawson in behalf of Anna Horn on Tuesday next, was brought up, read and concurred

The Senate met with the Honorable house and adjourned the Elections 'till to-morrow 4, O'Clock P. M.

The Senate then Retired to the Chamber.

An Act in addition to an Act Entitled an Act for the ease and relief of prisoners for debt; made and passed the Twenty first day of June A D. 1782 having been read a third time *voted* that the same be enacted.

Adjourned till to-morrow 8, O'Clock A. M.

THURSDAY, JUNE 11th 1789.

Met according to adjournment.
Present as yesterday.

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Safford, and report thereon, was brought up, read and concurred: Mr Wallace, and Mr Hubbard joined.

A Vote, of Yesterday posponing the hearing on the petition of Timothy Meader which was to have been on that day untill this day, was brought up read and concurred.

A Vote, to hear the petition of Isaac Hobart on Tuesday next and that the petitioner cause that Israel Hoit be served
*2-482 *With a Copy of said petition and order thereon, was brought up, read and concurred [with this amendment, that the hearings be on the second Tuesday of the next Session, and that in the mean time, the petitioner cause the petitionee to be served with a copy of the petition and order of Court thereon at least three weeks before said day and also cause the Substance of the petition & order of Court to be published in one of the New Hampshire Newspapers three weeks successively before the sitting of the Court, was reconsidered read & concurred —]

A Vote, for a Committee to join a committee of the Senate to consider the petition of Benjamin Bass, and report thereon, was brought up, read and concurred: Mr Green, and Mr Smith joined.

A Vote, to receive and accept the report of the Committee on the petition of James Duncan, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to inform the Treasurer of his appointment &c. &c. Mr Green, joined.

A Vote, to pay S. Ladd, and B. Lamson fifty shillings in full for redemption Money by them paid on Lands in Lyme, was brought up, read and concurred

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Thomas Greenfield, and report thereon, was brought up, read and concurred, Mr Toppan, joined.

IN SENATE, JUNE 11th 1789.

Whereas every person summoned to answer any suit, ought to be informed of the nature of the demand Therefore be it and it is hereby *Resolved* by the Senate and House of Representatives in

General Court convened that after two months from the passing of this Resolve, every summons belonging to any Writ of attachment; shall contain a General description of the nature amount of the demand set forth in the declaration of such Writ and if any summons belonging to such writ, shall not contain such General description the Writ to which the same Summons belongs shall be abated; Any Law usage or Custom to the Contriary notwithstanding, was sent down for Concurrence

* A Vote, granting the prayer of the Petition of Sundry * 2–483
Inhabitants of Langdon and giving them leave to bring
in a bill accordingly, was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Selectmen of Fitzwilliam and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a Committee to join a Committee of the Senate to consider of the petition of the Selectmen of Washington, and report thereon, was brought up, read and concurred: Mr Freeman, and Mr Shepard joined.

A Vote, to hear the petition of Joseph Blake on the second Tuesday of their next Session, was brought up, read and concurred.

The Senate met with the Hon. House and adjourned the Elections untill 4 O'Clock P. M. The Senate then retired to their Chamber.

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Ruth Batcheldor, and report thereon, was brought up read and concurred: Mr Smith joined.

A Vote granting the prayer of the petition of Sarah Moulton and Thomas Leavitt, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned till to-morrow 8, O'Clock A. M.

FRIDAY, JUNE 12th 1789.

Met according to adjournment.

Present as Yesterday [with the addition of Col. Means.]

A Vote, to hear the petition of Cyrus Baldwin on the Second Wednesday of their next Session, was brought up, read and concurred

A Vote, granting the prayer of the petition of Timothy Meader and that he hath leave to bring in a bill accordingly, was brought up, read and concurred with amendment that it be an half penny

instead of one penny on all the Lands in said Town for the purposes aforesaid, sent down for concurrence, brought up, concurred.

A Vote, to accept the report of the Committee appointed to draught an Answer to his Excellency's Message, was brought up, read and concurred.

A Vote, for a Committee to join a Committee of the Senate to take under consideration the present situation of the
* 2-484 Judicial * Department and report thereon, was brought up, read and concurred Mr Toppan, Mr Smith, and Mr Hubbard, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the propriety of passing an Act to repeal any Law now in force that appears to be repugnant to the Constitution of the United States and report thereon, was brought up, read and concurred: Mr Pickering, Mr Green, and Mr Wallace, joined.

A Vote, that his Excellency the President the Honorable Speaker of the House, and George Gains Esqr be a committee to take under consideration in the recess of the General Court, the Militia Laws of this State and report such alterations &c. as they may judge necessary at the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to enquire Whether there [are] any obligations now in the Treasury that were given by Towns or Individuals for money advanced for procuring arms or ammunition, and report thereon, was brought up, read and concurred: Mr Toppan, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Nathaniel Meloon, and report thereon, was brought up, read and concurred: Mr Shepard and Mr Rogers, joined.

A Vote, to hear the petition of John Orr one the Second Thursday of their next Session, was brought up, read and concurred.

A Vote, so far granting the prayer of the petition of the Selectmen of New-Grantham as that Captain Ebenezer Stebbens of said Grantham be fully authorized and empowered to collect the Tax or Taxes heretofore committed to Ebenezer Clough Constable for the year 1786 and that a Resolve be brought forward for that purpose, was brought up, read and concurred.

A Vote to accept the report of the Committee on the petition of Ruth Batcheldor that the prayer thereof be so far granted as that the petitioner have the improvement of the within mentioned farm untill the Estate of said Breed Batcheldor is settled free from all Rents, was brought up, read and concurred.

A Vote, for a Committee to join a Committee of the Senate, to consider of the Memoral of Elish Porter and report thereon, was brought up, read and concurred: Mr Pickering, Mr Green, and Mr Toppan, joined.

* An Act to prohibit any person or persons from pitching or haling Sea-weed or Rock weed at the Sea shore in Hampton in the night, having been read a third time, *Voted* that the same be Enacted * 2–485

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of New London, and report thereon, was brought up, read and concurred: Mr Rogers, joined.

A Vote, granting the prayer of the petition of the Selectmen of Derryfield and that James Betton, Archabald M^c^Murphey and Zachariah Chandler Esq^rs^ be a committee at the Expence of said Town to ascertain and establish the lines on the west and North of said Town, and report thereon, The committee to give notice to the Select [men] of Chester when they will attend said Business, was brought up, read and concurred

A Resolve, that all State Notes shall be received in payment of all State Certificate Taxes by the Treasurer Constables or Collectors and the Interest which may be due thereon be allowed though for a less time than one year. and as many of said Notes are too large to answer the end proposed, that the Treasurer be directed to Issue Certificates for the whole or any part of such Notes as the owners may desire which said Notes and Certificates shall be received in payment of any such taxes untill the first Wednesday of the next Session of the General Court at which time the said Constables and Collectors shall cease to receive State Notes such Certificate Taxes and the Treasurer shall cease to receive them after the second Wednesday of the next Session, was sent down for concurrence brought up, concurred with the following amendment that the Constables and Collectors shall cease to receive said State Notes [one week prior to the sitting of said Court, and that the Treasurer receive the same until the third Wednesday of the] next Session; Also that Sheriffs receive state Notes in Lieu of Certificates for state Certificate Taxes in satisfaction of Extents issued by the Treasurer, amendments concurred.

A Vote, to hear the petition of Simon Marston on the third Wednesday of their next Session, was brough[t] up, read and concurred.

A Vote, granting the prayer of the petition of Samuel Penhallow and A. R. Cutter, and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned 'till to-morrow — 8, O'Clock A. M.

SATURDAY, JUNE, 13th 1789.

Met according to adjournment.

Present all the Senate.

*2–486 *A Vote, granting the prayer of the petition of David Copp and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the report of the Committee to make a Survey and plan of the Road from Northwood to Newmarket Bridge and report what is further necessary to be done, was brought up, read and concurred: Mr Smith, and Mr Green, joined.

A Vote for a committee to join a committee of the Senate to consider what business is yet necessary to be done at this Session and at what time, and to what time and place this Court shall be adjourned; Also what allowance shall be made to the member of the Honorable Senate and house and their Officers for travel and attendance at this Session, and report thereon, was brought up, read and concurred: Mr Bell, Mr Hubbard, and Mr Wallace joined.

An Act, to facilitate the Collection of Taxes, having been read a third time, *Voted* that the same be enacted.

A Vote, to hear the petition of the Selectmen of Effingham on the Second Friday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of a Resolve respecting Summons &c was brought up, read and concurred: His Excellency John Sullivan, and Mr Smith, joined.

A Resolve that the Commissary General be directed to collect and deposit in proper places all the small arms and Military Stores belong to this or the United States in the hands of any person within this State and that he enquire of Josiah Gilman Esqr for information respecting the same, was brought up, read and concurred.

On the Memoral of Elisha Porter Esqr *Voted* that the prayer thereof be granted, and the said Hillhouse have one Year from

this time to pay said Securities in and to take up his Note and Deed given said Jewett lodged in the Secretary's Office, provided this report shall never effect the responsibility of the said Jewett in case the said Hillhouse should not pay the demand within the time limited, was brought up read and concurred.

*An Act empowering James Duncan to administer upon the Estate of William Stark deceased, having been read a third time, *Voted* that the same be enacted *2-487

A Vote, granting the pray of the petition of Samuel Corser and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, that the Treasurer be directed not to pay over to the Loan Officer any Money now in his hands or that may be brought into the Treasury for continental Taxes outstanding untill further order of the Legislature, was brought up, read and concurred.

A Vote, to hear the petition of the Selectmen of Washington on the second Thursday of the Next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Amos Morrill and giving him leave to bring in a bill or Resolve accordingly, was brought up, read and non-concurred.

A Vote granting the prayer of the petition of Elizabeth Wentworth and that the Excise be remitted to the said Elizabeth; also remitted to the said Collectors of the Excise by the State, was brought up, read and concurred.

Adjourned 'till Monday next 3, O'Clock P. M.

MONDAY, JUNE 15th 1789.

Met according to adjournment.

Present as on Saturday, last except Mr Means and Mr Freeman

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Dunstable, and report thereon, was brought up, read and concurred: Mr Rogers, joined.

A Vote, granting the prayer of the petition of James Sheafe Esqr and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned 'till to-morrow 8, O'Clock A. M.

TUESDAY JUNE 16th 1789.

Met according to adjournment.

Present as yesterday with the addition of Mr Means.

A Vote, to hear the petition of Andrew Watson on the second

Friday of their next Session, was brought up read and concurred.

*2-488 *A Vote, for a Committee to join a Committee of the Senate to consider of the petition of Lemuel Chandler, and report thereon, was brought up, read and concurred: Mr Green, joined.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of attempting to preserve such pine Timber in this State as may be of use for a navy, and report thereon, was brought up, read and concurred: Mr Pickering, Mr Green, and Mr Smith joined

An Act limiting the operation of a Deed given by Jonathan Moulton Esqr to Jonathan Darby and others to the Land intended to be conveyed, having been read a third time, *Voted* that the same be enacted.

Adjourned 'till to-morrow 8, O'Clock A. M.

WEDNESDAY JUNE 17th 1789.

Met according to adjournment.
Present as Yesterday.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Joshua Bell, and report thereon, was brought up, read and concurred: Mr Wallace, and Mr Means, joined.

A Vote, of Yesterday that the remainder of the hearings which were to have been on that day be posponed untill this day, was brought up, read and concurred.

A Vote, granting the prayer of the petition of John Brown and giving him leave to bring in a bill accordingly at this or the next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Anna Horn and giving her leave to bring in a bill accordingly at this or the next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Sarah Haseltine and giving her leave to bring in a bill accordingly at this or the next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Benjamin Dodge and that the Treasurer govern himself accordingly, was brought up, read and concurred.

*2-489 A Vote, that Mr Hutchins, and Mr Frink with such of the *Honorable Senate as they may join be added to the committee on the petition of John Young, and report

thereon, was brought up, read and concurred: Mr Pickering, joined.

A Vote granting the prayer of the petition of Joseph Bartlett and that he have six Months allowed him for making payment to the Treasurer and that the Treasurer and Sheriff govern themselves accordingly, was brought up, read and concurred.

A Vote, that the Treasurer be and hereby is directed to lay before the General Court as soon as may be an Account of all the Specie in the Treasury and from whom received and that hereafter at the opening of every session he prepare and lay his accounts of Cash received before the Court, was sent down for concurrence, brought up, concurred with amendment that the Treasurer inform in said account to whom specie is paid

Resolved by the Senate and House of Representatives in General Court convened that the following oath or affirmation to wit. I. A. B. Do solemnly swear or affirm (as the case may be) that I will support the Constitution of the United States which oath or affirmation prescribed by act of Congress to be taken by Members of the Legislature, executive and Judicial Officers of this State shall be administered by any of the Council to the President, and by the President for the time being to the Members of the Legislature and Council and by any of the Council for the time being or any Justice of the Superior Court or Inferior Court or any person mentioned in the Dedimus for Swearing the Civil Officers of this State to the rest of the executive as well as Judicial Officers of the State within the time mentioned in the act of Congress, was sent down for concurrence, brought up, concurred.

A Vote, that the travel of the Members of the Honorable Senate and House of Representatives and their Officers to and from the present Session be paid by the Treasurer in Specie, and that the President give Order accordingly, the Secretary and Clerk making up the respective Rolls for said Travel, was brought up, read and concurred with this amendment that the wages of the Senate be encluded, sent down.

A Vote, to hear the petition of Lemuel Chandler on the Second Tuesday of their next Session, was brought up, read and concurred.

*A Vote, that each Summons shall set forth the sum in the Note or Bond with the date and amount of the account annexed to the writ the quantity of acres of Land demanded in adjustment and in covenant what sum in damages *2-490

are demanded and for what and that a bill be brought up, read and concurred.

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Jacob Ashton, and report thereon, was brought up, read and concurred: Mr Means, and Mr Toppan, joined.

A Vote, for a committee to join a committee of the Senate to consider of a Letter from the Honorable Samuel Livermore and the situation of General Reid and other Invalids and report thereon, was brought up, read and concurred: Mr Green, Mr Smith and Mr Toppan, joined.

A Vote granting the prayer of the petition of Jacob Shaw, and giving him leave to bring in a bill accordingly at this or the next Session was brought up, read and concurred.

A Vote, to hear the petition of the Selectmen of Lemster on the second Thursday of their next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Joseph Frost, and report thereon, was brought up, read and concurred: Mr Smith joined.

A Vote, to hear the petition of the Inhabitants of Cardigan on the Second Thursday of their next Session, was brought up, read and concurred.

A Vote, to hear the petition of the Inhabitants of Moultonborough on the second Thursday of their next Session was brought up, read and concurred.

An Act, to exempt the Estate lately belonging to George Meserve Esqr deceased from the effects of the Law wherein the Estate is declared forfeited to the use of this State, having been read a third time, *Voted* that the same be enacted.

A Vote, granting the prayer of the petition of Samuel Gregg and giving him leave to bring in a bill accordingly at this or the next Session, was brought up, read and concurred

A Vote, for a Committee to join a committee of the Senate to consider of the petition of J. P. Sweat, and report thereon was brought up, read and concurred. [Mr. Shepard joined.]

*2-491 *A Vote, for a Committee to join a Committee of the Senate to consider of the Account of J. [John] Prentice Esqr and report thereon, was brought up, read and concurred: Mr M'Duffee, joined.

A Vote, to hear the petition of Joseph Huckins [Hutchins] on the second Tuesday of their next Session, was brought up, read

and concurred. [A vote to hear the Petition of the Inhabitants of Campbells-Gore on the second Thursday of their next Session, was brought up, read and concurred.]

A Vote, to hear the petition of Thomas Packer on the Second Thursday of the next Session, was brought up, read and concurred.

A Vote, that Mr Pickering Mr Toppan and Mr Shepard with such of the Honorable House as they may join be a committee to consider and report what shall be done respecting the travel and wages of the Senate, Secretary Clerk and Extra pay of the assistant Clerk and travel of the honorable house of Representatives this Session; also what shall be done with the money paid to the Treasurer for Continental taxes ordered to be stopped in his hands, was sent down for concurrence, brought up concurred and Mr Gains, Mr Torr, Mr Duncan, Mr Frink and Hutchings, joined.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of M. Thornton Esqr and report thereon, was brought up, read and concurred: Mr Toppan, and Mr M'Duffee, joined

A Vote, for a committee to join a committee of the Senate to consider of all the accounts of the printers and report thereon, was brought up, read and concurred: Mr Smith, Mr Rogers, and Mr Means, joined.

A Vote, to receive and accept the report of the Committee to take into consideration the present situation of the Judicial department viz. that as the Honorable Judge Livermore has accepted his appointment to Congress and taken his Seat accordingly which is incompable with the Office of Chief Justice of this State we are of opinion that the Legislature should address the executive to remove him from that office.

Your committee are informed that the Honorable Justices of the Superior Court have neglected to perform their Circuits agreeable to the Laws of the State by reason of which many persons think themselves much Injured, we therefore be [beg] leave to recommend to the Legislature that enquiry should be made for the Reasons of such neglect, was brought up, read and concurred.

A Vote, that the Hon. Christopher Toppan Esqr and the Hon. * Thomas Bartlett Esqr Speaker of the House of Representatives be a committee to wait on the Honorable Judges of the Superior Court in the recess of this Court, to enquire the reason of their not performing the Circuits and holding the

* 2-492

Courts agreeable to the Laws of this State, and report their answer at the opening of the next Session of this Court was sent down for concurrence, brought up, concurred.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of allowing Interest on the sum of two hundred and three pounds eight shillings and ten pence which was allowed the Town of Lebanon January 17th 1787 and report thereon, was brought up, read and concurred: Mr Bell, and Mr Smith, joined.

Adjourned 'till to-morrow 8, O'Clock A. M.

THURSDAY, JUNE 18th 1789.

Met according to adjournment.

Present as yesterday.

An Act to enable Thomas Packer Esqr to review an action commenced against him in the Inferior Court of Common Pleas holden at Keen within and for our County of Cheshire on the second Tuesday of October Anno Domini 1783 by Jeremiah Stiles of said Keen Gentleman, having been read a third time, *voted* that the same be enacted.

An Act, for the better regulations of Schools with this State, and for repealing the Laws now in force respecting them, having been read a third time, *voted* that the same be enacted.

An Act, to impower Sarah Haseltine to sell and convey the real Estate of Moses Haseltine late of Walpole in the County of Cheshire deceased, having been read a third time *voted* that the same be enacted.

A Vote that Joshua Bell be enroll'd as an Invalid and that he receive half pay as other invalids are paid, was brought up, read and concurred with this amendment, that one Years wages from 31 July 1787 be paid to the father of the said Bell by the pay-master and the residue to be paid to the Selectmen of Goffstown as long as the said Bell shall be chargable to said Town, sent down, brought up, concurred.

* 2–493 *A Vote, granting the prayer of the petition of the Selectmen of Allenstown and giving them leave to bring in a bill accordingly at this or the next Session, was brought up, read and concurred.

An Act to incorporate an Academy in the Town of New Ipswich by the name of New-Ipswich Academy, having been read a third time, *Voted* that the same be enacted.

An Act to restore Thomas Packer Esqr to his Law—having been read a third time, *Voted* that the same be enacted.

An act, to restore Richard Tripe to his Law having been read a third time, *voted* that the same be enacted.

A Vote granting the prayer of the petition of J. Ashton and giving him leave to bring in a bill accordingly, at this or the next Session, was brought up, read and concurred.

A Vote granting the prayer of the petition of the Inhabitants of Hillsborough and giving them leave to bring in a bill accordingly, was brought up, read and concurred with this amendment, that no person of a different denomination be assessed towards defraying the expence of said Meeting-house, sent down for concurrence.

A Vote to accept the report of the Committee on the account of John Prentice Esqr respecting several Towns being indicted in the County of Cheshire in 1788 viz. that unless those Towns pay the Cost that his arisen on the several Indictments for non-observance of the Laws of this State respecting weights and Measures on or before the first day of September next the said Attorney General is hereby directed to prosecute said Indictment at the next Superior Court to be holden in said County Of Cheshire notwithstanding the Resolve of the General Court of the first of February last, was brought up, read and concurred with the following amendment that the cost be taxed by the Superior Court at their next Session in said County, and if the several Town shall neglect or refuse to pay the same during the Session of said Court then the Attorney General may prosecute the delinquents, sent down, brought up, concurred.

*A Vote, that when the business of the present Session * 2–494
is finished that the President with advice of Council be desired to adjourn the General Court to meet again at Portsmouth on the fourth Wednesday of December next was brought up, read and concurred.

A Resolve impowering Capt. Ebenezer Stebbens to collect certain Taxes in New-Grantham, was brought up, read and concurred.

A Vote to pospone the hearing on the petition of Jonathan Hobart to the third Wednesday of their next Session, was brought up, read and concurred.

A Vote, to accept the report of the Committee appointed to lay out a Road from Northwood to Newmarket that they be authorized to lay the same out three rods wide as soon as may be agreeable to pricked line on the plan returned &c. &c. was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Account of Joseph Pearson, and report thereon, was brought up, read and concurred: Mr Green, and Mr M'Duffee, joined

An Act to restore Anna Horn Of Rochester to her Law and enable her to prosecute a complaint of Barsterdy against John Henry Heiner at the next Court of General Sessions of the peace to be holden at Durham in said County of Strafford on the third Thursday of August next and to reverse a determination of the same Court heretofore held at Dover in said County in February last, having been read a third time *voted* that the same be enacted.

A Resolve authorizing and impowering John Wingate Esqr to collect the outstanding Taxes in the said Joseph Perkins rate list fully and amply as the said Perkins by virtue of the list and warrant to him committed might have done, and the Treasurer of this State is hereby impowered to call upon the said Wingate for the late Tax committed to said Perkins as by Law he is directed to upon Collectors returned to his Office any Law usage or custom to the Contriary notwithstanding, was brought up, read and concurred.

* 2-495 A Vote, for a Committee to join a Committee of the * Senate to consider of the petition of Archabald M'Murphey, and report thereon, was brought up, read and concurred: Mr Green and Mr Toppan, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Archabald Miles, and report thereon, was brought up, read and concurred: Mr Wallace joined.

An Act, directing the mode of filling up Summonses in civil actions having been read a third time, *Voted* that it pass to be Enacted.

was sent down for concurrence, brought up, concurred.

A Vote, that the Honorable Speaker of the House of Representatives be allowed three shillings ℔r Day for his services over and above his pay as a member, was brought up, read and Nonconcurred.

A Vote, to hear the petition of Benjamin Cass on the second Tuesday of their next Session, was brought up, read and concurred.

A Vote, that the Members of the Senate and House and their Officers be allowed four pence ℔r Mile for travel to and from the Court. That the Honorable Senate and House be allowed six shillings ℔r Day, The Secretary and Clerk nine shillings ℔r Day, and the Assistant Clerk one shilling and six pence ℔r Day over

and above his pay as a member, was brought up, read and concurred.

A Vote, that the Travel and wages of the Honorable Senate the Secretary Clerk and Extra pay of the assistant Clerk and pay of the House of Representatives for this Session be paid out of the Monies received on the State Specie Taxes &c. was brought up, read and Non-concurred.

A Vote, to pay the account of Benjamin C. Gilman, amounting to four pounds three shillings, was brought up, read and Non-concurred.

A Vote, granting the prayer of the petition Edmund Chadwick and that the Treasurer govern himself accordingly, was brought up, read and concurred.

A Vote to pay the Account of David Campbell to one pound three shillings and nine pence for notifying Col. Shepard of his appointment as Senator, was brought up read and concurred.

A Vote, to pospone the further consideration of the petition of Croydon and Plainfield untill the third Wednesday

* Of their next Session was brought up, read and con- * 2-496
curred.

A Vote, that Jerathmeel Bowers of Cockermouth be bounded [boarded] at New-Ipswich and constructed [instructed] at the Academy in said Town for the Term of one year at the expence of the State under the direction of the Trustees of said Academy, was brought up, read and concurred.

An Act to empower Jacob Ashton to sell sundry lots of Land belonging to the Estate of Joseph Blaney Esqr deceas'd, lying within this State, having been read a third time, *voted* that the same be enacted.

A Resolve relative to Farmer of Excise giving notice as therein mentioned shall be deemed a sufficient request or demand for all concerned to settle and pay the several sums that may be due for excise, was brought up, read and non-concurred.

An Act, impowering the Inhabitants of Langdon to Tax the non-residents for repairing of Roads, having been read a third time, *Voted* that the same be enacted.

A Vote, to pay John Melcher one hundred and eighty-five pounds sixteen shillings and three pence, Lamson and Ranlet sixty four pounds, six shillings and ten pence, G. J. Osborne fifty nine pounds, thirteen shillings in full of their accounts, was brought up, read and concurred.

Adjourned 'till to-morrow 8, O'Clock. A. M.

FRIDAY, JUNE 19th, 1789.

Met according to adjournment.
Present as Yesterday except Mr Pickering.

A Vote, granting the prayer of the petition of S. Hogg and giving him leave to bring in a bill accordingly, was brought up, read and concurred with this amendment that he hath leave to bring in a bill accordingly at this or the next Session, sent down, amendment concurred.

An Act for assessing a half penny ℔r Acre on the Non-resident and other lands in the Town of Tamworth for repairing Highways and Bridges in said Town, having been read a third time, *Voted* that the same be enacted.

A Vote, granting the prayer of the petition E. Livermore in behalf of Haverhill and giving him leave to bring in a
*2-497 bill *Accordingly at this or the next Session, was brought up, read and concurred.

A Vote to pay the account of Col. Thomas Stickney amounting to one pound, four shillings was brought up, read and concurred with this amendment that it be one pound three shillings instead of one pound four shillings, sent down, amendment concurred.

A Vote, granting the prayer of the petition of Thomas Greenfield and giving him leave to bring in a bill accordingly at the next Session, was brought up, read and concurred.

A Vote, that so much of the money paid into the Treasury for Continental Taxes and ordered to be stopped there be appropriated for the pay of the travel and wages of the Senate, Secretary Clerk and extra pay of the Assistant Clerk and travel of the Honorable house this Session and that the rest of said Money remain in the Treasury till further order, was brought up, read and concurrred.

A Vote, appointing Mr Torr, Mr Copp, a committee to enquire into the matter respecting those Extents which the Treasurer alludes to in his Letter, and report the Situation of the matter to the Court the next Session, was brought up, read and concurred.

An Act, authorizing Matthew Thornton Esqr to make and execute Deeds of certain Lots of Lands In the Township of Thornton, having been read a third time, *voted* that the same be enacted.

An Act to enable the Selectmen of Allenstown in said State to assess one penny ℔r Acre on all the lands in said Allenstown improved and unimproved for the Term of three Years next ensuing

for the purpose of Repairing and making passable and convenient the Roads and Bridges in said Town, having been read a third time *voted* that the same be enacted.

A Vote, to pay Mr E. Livermore Thirty six shillings for draughting bills was brought up, read and concurred.

A Vote, to pay the Account of Samuel Chamberlain amounting to one pound, two shillings and six pence, for laying out an highway, was brought up, read and concurred

A Vote, that it be recommended to His Excellency the *President with advice of Council to remove the Hon. *2-498 Samuel Livermore Esqr from the Seat of Chief Justice of the Superior Court of Judicature, he having accepted a Seat in Congress which is incomptible with the Office of Chief Justice of this State, was brought up, read and concurred.

An Act for laying a Tax of one penny on each Acre of Land in Fitzwilliam in said State for the Term of three Years for the purpose of Repairing the Public Roads in said Town, having been read a third time, *Voted* that the same be enacted

A Resolve, that the Treasurer, Impost Officer and Collectors of Excise be directed to receive either Impost or Excise Orders in payment for Impost or Excise, was brought up, read and concurred.

A Resolve that the time for Issuing extents against Towns and places that were delinquent for the Taxes of 1787 be posponed 'till the next Session of the General Court and in case of an application from the Selectmen of any Town or place or at his own discretion the Treasurer may issue his Extent or Extents against any Town or place prior to the above mentioned time was brought up, read and concurred.

An Act for laying a Tax of one penny ℔^r Acre on all the Lands in a place called Peterborough Slip annually, to be continued for the term of three Years for the purpose of Repairing the Public Roads and Bridges in said place, having been read a third time, *Voted* that the same be enacted.

A Vote, that the Treasurer be directed to stay his Extents against John Young, and Samuel Young for Excise due from Ebenezer Green Esqr deceased untill further order of the General [Court] was brought up, read and concurred.

A Vote, to pay the balance of the Account of J. [John] Calfe [Calef] Esqr amounting to seven pounds, five shillings and four pence, to be paid out of the revinue arising from Excise or Impost, was brought up, read and concurred.

An Act for the appointment of Solicitors General, having been read a third time, *voted* that the same be enacted.

A Vote, granting the prayer of the petition of Jacob Choate and that the extents be stayed accordingly, was brought up, read and concurred with this amendment that he satisfy
*2-499 [the Fees] *Sent down, brought up, concurred.

An Act to impower James M'Gregore Esqr and the administrators of John Neal deceased to prosecute an Action of Review now pending at the Superior Court in the County of Rockingham against the Executors of the Will of Jonathan Moulton Esqr deceas'd having been read a third time *Voted* that the same be Enacted.

A Vote, that the Extents issued against the Town of Gunthwaite alias Concord for outstanding Taxes be stayed untill further order of Court, was brought up, read and concurred.

A Vote, that the Extents against the Town of Littleton be stayed untill further order of the General Court, was brought up, read and concurred.

A Resolve, that the Judge of Probate for the County of Cheshire be directed to call upon the Trustees of the Estate of Breed Batcheldor an absentee deceased, in order for an immediate Settlement, was brought up, read and concurred.

A Vote, to pay the account of Josiah Nelson Door keeper, amounting to Seven pounds, nine shillings, was brought up, read and concurred.

A Vote, to pay the Account of Caleb Buswell, amounting to three pounds fifteen shillings as Door keeper to the Honorable House, was brought up, read and concurred.

A Vote, that Thursday the 26th day of November next be observed as a day of Public Thanksgiving throughout this State and that President with advice of Council be desired to Issue a Proclamation for that purpose, was brought up, read and concurred.

A Vote, to pay the Reverend Israel Evans forty Shillings as Chaplin to the General [Court], was brought up, read and concurred.

A Vote, to pay Richard H. Osgood thirty shillings for the use of a Room for Committees of the General Court, was brought up read and concurred.

A Vote to pay the account of the Secretary for Services in his Office from November 1785 to June 1789 amounting to two hundred and forty three pounds, nine shillings, Also his
*2-500 *Account for Military Commissions from June 1786 to

the fifteenth day of June 1789, amounting to one hundred and seventy five pounds, eleven shillings, was brought up, read and concurred.

A Vote so far granting the prayer of the petition of James M'Gregore Esqr as that the Treasurer be directed to stay his Extent untill further order of the General Court unless he see cause to request that the Extent be Issued against himself and Major Jo^n^ Cass, was brought up, read and concurred.

The Secretary, by Order of His Excellency, went down and informed the Speaker of the Hon. House of Representatives, that His Excellency the President with advice of Council, had thought fit to adjourn the General Court, to meet again at Portsmouth on the fourth Wednesday of December next; and it was accordingly adjourned.

Attest JOSEPH PEARSON, Sec^y^

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM JUNE 3 TO JUNE 19, 1789.

HOUSE OF REPRESENTATIVES

FOR THE YEAR 1789–90.

THOMAS BARTLETT, Nottingham, *Speaker.*
JOHN CALFE, Hampstead, *Clerk.*
JOSEPH BLANCHARD, Dunstable, *Assistant Clerk.*

Rev. ISRAEL EVANS, Concord,
Rev. Dr. SAMUEL HAVEN, Portsmouth,
Rev. JOSEPH BUCKMINSTER, Portsmouth,
Rev. JOHN C. OGDEN, Portsmouth,
} *Chaplains.*

Rev. OLIVER NOBLE, New Castle,
Preacher of Election Sermon.

REPRESENTATIVES.

Portsmouth	George Gains. James Sheafe. John Pickering.* Oliver Whipple.
Exeter	Dudley Odlin.
Londonderry	James McGregore.
Chester	Joseph Blanchard.
Newington	
Greenland	
Rye	
North Hampton	
Hampton	Christopher Toppan.*
Hampton Falls Seabrook	

* Elected to the Senate.

Stratham	
Dunbarton, Bow	
Salisbury	
Boscawen	George Jackman.
Fishersfield, Sutton, Warner	James Flanders.
New London, Andover & Gore	
Charlestown	William Page.
Alstead	Oliver Shepherd.
Keene	Josiah Richardson.
Swanzey	
Westmoreland	Archelaus Temple.
Richmond	Jonathan Gaskill.
Jaffrey	
Winchester	
Chesterfield	
Rindge	Daniel Rand.
Walpole	Aaron Allen.
Claremont	Sanford Kingsbury.
Cornish	James Wellman.
Newport, Croydon	
Acworth, Lempster, Marlow	Elijah Frink.
Wendell, Unity	
Litchfield, Derryfield	
Dunstable	
Merrimack	
Bedford	Stephen Dole.
Goffstown	
Hollis	Daniel Emerson.
Amherst	Robert Means.* Cyrus Baldwin.
Raby, Mason	James Campbell.

* Elected to the Senate.

New Ipswich	Charles Barrett.
Francestown	
Dixbury, Mile Slip	
Wilton	Jacob Abbott.
Lyndeborough	Nehemiah Rand, Jr.
Temple, Peterborough Slip	
Peterborough, Society Land	Jeremiah Smith.
Hancock, Antrim, Deering	John Duncan.
Henniker, Hillsborough	Benjamin Pierce.
New Boston	
Weare	John Hodgdon.
Hopkinton	James Buswell.
Pelham	Jacob Butler.
Dover	Andrew Torr.
Durham	Ebenezer Smith.
Somersworth	Ichabod Rollins.
Rochester	Barnabas Palmer.
Barrington	Samuel Hale.
Sanbornton	James Hersey.
Gilmanton	
Madbury	
Meredith, New Hampton	
Sandwich, Tamworth	Daniel Beede.
Moultonborough, Tuftonborough, Wolfborough, Ossipee	Nathan Hoit.
Barnstead, New Durham, New Durham Gore	Joseph Pierce.
Wakefield, Middleton, Effingham	David Copp.

Conway, Eaton, Burton, Locations	
Nottingham West	
Kensington	
South Hampton, East Kingston	Jonathan Greeley, Jr.
Kingston	John Eastman.
Brentwood	Jabez Smith.
Epping	
Newmarket	Nathaniel Rogers.*
Nottingham	Thomas Bartlett.
Deerfield	Richard Jenness.
Northwood, Epsom, Allenstown	Michael McClary.
Northfield	
Chichester, Pittsfield	Benjamin Sias.
Loudon	Samuel Chamberlain.
Concord	Peter Green.*
Pembroke	Samuel McConnell
Candia	
Raymond, Poplin	
Hawke, Sandown	
Hampstead	
Atkinson, Plaistow	Nathaniel Peabody.
Salem	Thomas Dow.
Newton	
Windham	James Betton.
Surry, Gilsum, Sullivan	Lemuel Holmes.
Stoddard, Washington	Jacob Copeland.
Dublin, Packersfield	Samuel Griffin.

* Elected to the Senate.

Marlborough	
Fitzwilliam	Abner Stone.
Plainfield	
Protectworth, New Grantham	
Holderness, Campton, Thornton	Hercules Mooney.
Plymouth, Rumney	Benjamin Gould.
New Chester, Alexandria, Bridgewater, Cockermouth	Thomas Crawford.
Enfield, Canaan, Cardigan, Grafton	Jesse Johnson.
Hanover	
Lebanon	David Hough.
Lyme, Dorchester	Jonathan Franklin.
Haverhill, Coventry	Joseph Hutchins.
Piermont, Warren	William Tarlton.
Orford, Wentworth	
Lincoln, Franconia	
Bath, Lyman, Landaff, Gunthwaite, Littleton, Dalton	John Young.
Lancaster, Northumberland, Stratford, Dartmouth, Percy, Colebrook	Jeremiah Eames.

*13-622 *STATE OF NEW HAMPSHIRE.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF SAID STATE BEGAN AND HOLDEN AT CONCORD ON WEDNESDAY THE THIRD DAY OF JUNE A D. 1789 AND IN THE THIRTEENTH YEAR OF THE INDEPENDANCE OF AMERICA —

WEDNESDAY JUNE 3d 1789.

Sixty members met agreably to the Constitution and after producing their credentials and taking the necessary oaths proceeded to the choice of a Chairman and James Sheafe Esqr was chosen for that purpose —

Motion was then made for the choice of a Speaker and the ballots being called for and taken the Honbl Thomas Bartlett Esqr was unanimously chosen for that purpose —

[Motion was then made for the choice of a Clerk, and John Calfe, Esq. was chosen for that purpose.]

The members of the Honbl Senate that were chosen by the people being met with the Representatives in the Assembly Chamber proceeded to count the votes for a President A list of which was made by the Secretary ih the presence of both houses — A Committee was then appointed consisting of Mr Rogers, Mr Toppan, Mr J Smith, Mr Page & Mr Emerson to re-examine the returns and compare them with the Entry made by the Secretary in the presence of both houses and count the Same and make report as soon as may be — The Senate and House then agreed to adjourn the Elections until to morrow at 10 o'Clock A M and the Senate withdrew —

Voted that Mr Jere Smith, Mr Blanchard & Mr Sheafe be a Committee to prepare such rules as they shall judge necessary for the government of this House and report thereon

Adjourned to 8 o'Clock to morrow morning

THURSDAY June 4th 1789

The House met according to adjournment

Motion was made for the choice of an Assistant Clerk and Joseph Blanchard Esqr was chosen for that purpose —

* *Voted* that Mr Holmes Mr Gains & Mr Johnson with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Joseph Hayman and report thereon — Sent up by Mr Allen * 13-623

Voted that Mr E Smith, Mr J Smith & Mr Abbott with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Samuel Penhallow and A. [Ammi] R. Cutter and report thereon — Sent up by Mr Allen

The Honbl Senate and House being met in the Assembly chamber agreably to adjournment — The Committee to reexamine and cast the votes for President, Reported as follows (viz) The Committee to reexamine the votes returned for President report that the whole number of votes returned amount to 8534 — that 4268 are necessary to make a choice That no one person voted for has that number — That the four candidates having the highest number of votes are the

Honbl John Sullivan	3657	Signd Nathll Rogers for the Committee —
His Excy John Pickering	3488	
Honbl Josiah Bartlett —	968	
Honbl Joshua Wentworth —	98	

Proceeded to fill up the Honbl Senate by joint ballot agreably to the constitution (having been previously informed by the President and Council that there were but Six Senators elected by the people — that three of those elected were for the County of Rockingham, two for the County of Strafford and one for the County of Cheshire — That the persons out of whom Six were to be Elected were the Honbl Peter Green, Nathll Rogers, Joseph Cilley & Nathll Peabody Esquires for the County of Rockingham — Honbl Robert Wallace, Robert Means, Daniel Emerson & Ebenezer Webster Esquires for the County of Hillsborough — Honbl Amos Shepherd & John Bellows Esquires for the County of Cheshire — Honbl Moses Dow and Jonathan Freeman Esquires for the County of Grafton) and

made choice of the Honb^{l} Peter Green Esqr & the Honb^{l} Nath^{ll} Rogers Esqr for the County of Rockingham Honb^{l} Robert
* 13–624 Wallace and the Honb^{l} Robert Means Esquires * for the County of Hilsborough, Honb^{l} Amos Shepherd Esqr for the County of Cheshire and the Honb^{l} Jonathan Freeman Esqr for the County of Grafton — The Senate & House then adjourned the Elections until 10 o'Clock to morrow morning and the Honb^{l} Senate withdrew —

Adjourned to 5 o'Clock P M —

Met accordingly

Voted that Mr Page, M^{r} J Smith, Mr Emerson, Mr Johnson and Mr Allen with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Josiah Bishop and others and report thereon — Sent up by Mr Young

Voted that Mr Hoit, Mr Sheafe & Mr Bettan with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Andrew Watson & report thereon —

Sent up by Mr Young

Voted that Mr Frink, Mr Holmes & Mr Temple with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Sundry Inhabitants of Cornish and Plainfield and report thereon — Sent up by Mr Hough

Voted, That Mr Richardson, Mr Odlin & Mr Abbott with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Joseph Blake and report thereon.

Sent up by Mr Hough

Upon reading and considering the Petition of the Town of Hinsdale (praying for liberty to send a Representative) *voted* that the prayer thereof be granted and that the Town of Hinsdale be notified accordingly — Sent up by Mr Temple

Adjourned to 8 o'Clock to morrow morning

FRIDAY JUNE 5th 1789.

The House met according to adjournment

Voted that Mr Young, Mr Rand & Mr Bettan with such of the Honb^{l} Senate as they may join be a Committee
* 13–625 * to wait upon the Revr^{d} Mr Noble and present him with the thanks of the General Court for his ingenious discourse deliver'd yesterday before the Legislature —

Sent up by Mr Eastman

Proceeded to make choice of two persons out of the four who

had the highest number of votes for a President and the ballots being called for, taken and Counted the Honb^{l} John Sullivan Esqr and his Excellency John Pickering Esqr were Elected —

Sent up by Mr Dole —

Voted that the Towns of Concord, New Markett, Amherst and Hanover be notified that the Seat of their Respective Representatives has become vacant by their Removal to the Honb^{l} Senate and that the Select men of said Towns be required to call a meeting of said Inhabitants to make choice of other persons to represent them in this House — said Select men giving legal notice of the time place and design of said meeting —

Voted that Mr Kingsbury, Mr Macgregore & Mr Holmes with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of John Safford and report thereon —

Sent up by Mr Hale

Voted that Mr Sheafe, M^{r} E Smith, Mr Duncan, Mr Frink & Mr Young with such of the Honb^{l} Senate as they may join be a Committee to take under consideration the Laws of this State respecting Schools and report a Bill for making such alterations and amendments as they shall judge necessary —

Sent up by Mr Copp

Voted that Mr Kingsbury, Mr Page, Mr Richardson, Mr Dow and Mr Frink with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of the Select men of Fitz William and all Similar matters and report thereon —

Sent up by Mr Gaskill

Voted that M^{r} E Smith, Mr Emerson & Mr Abbott with such of the Honb^{l} Senate as they may join be a Committee to examine a Resolve of the General Court passed in June 1787 directing the method of collecting certain *Taxes in Littleton as therein mentioned and report whether any alterations are necessary to enable the Collection thereof — *13–626

Sent up by Mr Shepherd

The Honb^{l} Senate and House being again met in the Assembly chamber agreably to adjournment for the purpose of proceeding on the Elections — were informed by the Honb^{l} Senate that they had not come to a vote respecting a President — therefore agreed to adjourn the Elections until 10 o'Clock to morrow morning —

Voted that the Pay Roll of Capt Titus Salter amounting to One hundred pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Chamberlain

Voted that Mr Macgregore, Mr Greeley, M^{r} J Smith Mr Page &

Mr Eames with such of the Honbl Senate as they may join be a Committtee to examine the Laws now in force respecting places unincorporated and report whether any new powers relative to raising money for repairing highways, calling meetings for the choice of Town Officers &c are necessary —

Sent up by Mr Abbott

Voted that Mr Sheafe, Mr Odlin & Mr Hoyt with such of the Honbl Senate as they may join be a Committee to take under consideration the Situation of Fort William and Mary and report whether any mode less expensive can be adopted for maintaining said Fort — Sent up by Mr Rand

Voted that Mr Odlin, Mr Macgregore & Mr Bettan with such of the Honbl Senate as they may join be a Committee to examine whether there is any Resolve now in force directing the Treasurer to receive bills of the old Continental currency and receipt for the Same, and if they find none, that they report a Resolve for that purpose — Sent up by Mr Johnson

* 13–627 * *Voted* that Mr Page, Mr Gains & Mr Macgregore with such of the Honbl Senate as they may join be a Committee to consider of the propriety of directing the Treasurer not to pay over to the Loan Officer the money now in his hands or that may be brought into the Treasury for the Continental Tax now outstanding — Sent up by Mr Baldwin

Adjourned to 3 o'Clock P. M.

Met accordingly —

Voted that Mr Barrett, Mr Duncan, & Mr McConnell with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Majr John Young and others and report thereon —

Sent up by Mr Young

Voted that Mr Copp, Mr Dole and Mr Hoyt with such of the Honbl Senate as they may join be a Committee to consider of the Petition and Memorial of John Orr Esqr and report thereon —

Sent up by Mr Holmes

Voted that Mr Bettan, Mr Smith & Mr Page with such of the Honbl Senate as they may join be a Committee to consider of the Petition of James Duncan, and report thereon —

Sent up by Mr Holmes

Voted that Mr J Smith, Mr Kingsbury & Mr Macgregore with such of the Honbl Senate as they may join be a Committee to consider of a Petition from the Select men of New Grantham and report Such amendments as they judge necessary to the Act respecting the appointment of new Constables or Collectors where any have deceased or absconded — Sent up by Mr Hale

The Committee appointed to prepare Rules & orders for the Government of the House reported the following

1st That each member Seasonably and punctually attend his duty in the House, and shall not absent himself for more than a quarter of an hour without leave on pain of forfeiting his travel or Suffering the censure of the House —

*2d When any member is about to speak to a matter *13–628
in debate or deliver any matter to the House he shall
rise from his seat and respectfully address himself to Mr Speaker.

3d If any member in speaking or otherwise transgress the rules of the House the Speaker shall or any member may call to order, in which case the member called to order shall immediately set down unless permitted to explain and the House if appealed to shall decide the case but without debate, and if there be no appeal the decision of the chair shall be submitted to —

4th No member shall speak more than twice to the Same question without leave of the House nor more than once until each member who hath not Spoken and is desirous of Speaking hath had an opportunity of Speaking once to the question —

5th Whilst the Speaker is putting any question or addressing the House no member shall leave his place — nor whilst a member is Speaking shall any one pass between him and the chair —

6th Every member who is in the House when any question is put, if he hath heard the debate shall vote thereupon unless excused by the House —

7th No debate shall be allowed on any motion until the Same is Seconded — And any motion shall be reduced to writing or divided if the Sense will admit of it, if any member desire it —

8th A motion may be withdrawn at any time before it shall be divided or amended and a motion for adjournment shall always be in order, and when a motion is regularly before the House, no new one shall be received unless to postpone commit or amend it — And no new motion shall be admitted under colour of amendment as a Substitute of the motion under debate —

*9th No member shall act as an Advocate without *13–629
leave obtained of the House for that purpose —

10th No persons excepting members of the General Court & their Officers shall be admitted above the bar of the house but by invitation of the Speaker or a Member —

11th No Bill shall be introduced but by motion for leave or by order of the House on the report of a Committee and shall not pass to be Enacted until the Same shall have been read three

Several times — Shall not be debated the first reading, and shall not be read again without an adjournment —

12th Before any Bill resolve or vote shall be sent up to the Senate, the Speaker shall read the Resolve, vote, or title of the Bill — and a Bill shall never be sent up by less than two members —

13th No member shall be obliged to Serve on more than two Committees at the Same time, nor shall any member nominate more than one person for the same Committee provided the person so nominated shall be chosen nor shall any member after being himself chosen nominate one for the Same Committee —

14th No petition shall be received by the House unless it be presented by a member thereof and upon motion made for that purpose —

15th The journals of the House for the preceeding day shall be read every morning previous to entering upon new business —

Signed Jere Smith for the Comttee

which report being read and considered *voted* that it be received and accepted —

Adjourned to 8 oClock to morrow morning

SATURDAY June 6th 1789.

The House met according to adjournment —

*13–630 **Voted* that the Account of John Waldron & James Calfe Esqrs [a Committee to make Sale of the Excise in the county of Strafford] amounting to Six pounds eight shillings and Eleven pence be allowed and paid out of the Treasury by order of the President from the revenue arising by the excise —

Sent up by Mr Abbott

[*Voted*, That Mr. J. Smith, Mr. E. Smith and Mr Edward S. Livermore, with such of the Honourable Senate as they may join, be a committee to draught all such public bills as may be thought necessary to be passed the present session, and lay the same before this House.]

Voted that Mr Page, Mr Abbott, Mr Kingsbury Mr Young and Mr Baldwin with such of the Honbl Senate as they may join be a Committee to consider of the propriety of passing an Act obliging under certain penalties all persons who have already sold or may hereafter sell lands to immediately record the deeds by which they held the Same and report thereon — Sent up by Mr Abbott

Upon reading and considering the Petition of the Revrd Stephen

Farrar and others praying for the establishment of an Academy in the Town of New Ipswich — *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Abbott

Voted that Mr Macgregore, Mr Hale & Mr McClarey with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of John Hall and report thereon —

Sent up by Mr Bettan

Information having been given by the Honb[l] Senate that they had proceeded to Elect a President and that they had made choice of the Honb[l] John Sullivan Esq[r] as President it was thereupon *voted* that Mr Hoit, Mr Page & Mr Sheafe with such of the Honb[l] Senate as they may join be a Committee to consider in what manner he shall be informed of his appointment to the office of chief Magistrate and report thereon —

The Honb[l] Senate and House being met in the Assembly chamber agreably to adjournment — *voted* to *postpone the Elections until Monday next at 4 o'Clock P. M and the Honb[l] Senate withdrew — *13-631

The Committee to consider in what manner the Honb[l] John Sullivan Esq[r] should be informed of his appointment to the Office of chief Magistrate — Reported that a Committee from each House be appointed to wait on General Sullivan informing him of his appointment to the Office of President of this State Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted and that Mr Hoit and Mr McClarey be a Committee on the part of this House —

Sent up by Mr McClarey

Adjourned to Monday next at 3 o'Clock P. M.

MONDAY June 8th 1789

The House met according to adjournment

The Honb[l] the Speaker being absent motion was made for the choice of a Speaker protempore and the Honb[l] Jacob Abbott Esq[r] was chosen for that purpose —

The Honb[l] the Senate and House being met in the Assembly chamber agreably to adjournment — *voted* to adjourn the Elections until to morrow at 4 o'Clock P. M —

The following vote came down from the Honb[l] Senate for concurrence —

IN SENATE JUNE 9th 1789—

Voted that Mr Smith and Mr Shepherd with such of the Honbl House as they may join be a Committee to receive his Excellency President Sullivan at the ferry and conduct him to the Senate chamber — was read and concurred & Mr Sheafe Mr Gains, Mr Rollins, Mr Barrett, Mr Wellman & Mr Johnson joined —

Sent up by Mr Shepherd

Adjourned to 8 o'Clock to morrow morning

TUESDAY JUNE 9th 1789.

The House met according to adjournment

Voted that Mr Page, Mr J Smith & Mr Odlin with such of the Honbl Senate as they may join be a Committee to consider of a Billet this morning received from the President Elect and report the time and place they shall judge most convenient for receiving the answer to the message delivered him.

* 13–632 *An Act in addition to an Act intitled an Act for the relief of prisoners for debt made and passed the 21st day of June A D. 1782 — was read a third time and passed to be Enacted — Sent up by Mr Whipple & Mr Temple

The Committee to consider of the Billet this morning Received from the President Elect, Reported that a Committee be appointed from both Houses to wait on the President Elect and inform him that the Senate & House will wait on his Excellency in the Representatives Chamber at 10 o'Clock in the forenoon (if agreable to him) to receive his Answer — Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted, and that Mr Sheafe, Mr Richardson, Mr Wellman Mr Page and Mr Hoyt be a Committee on the part of this House — Sent up by Mr Hough

Resolved that the Treasurer Constables & Collectors be and they hereby are directed to receive state notes as well as certificates in payment for any or all state Certificate Taxes, and when any Interest (though for less than one year) shall be due on the State notes the Interest shall be allowed by the Treasurer Constables & Collectors aforesaid — on which resolve the yeas and nays were called and are as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr Copland	Mr Page	Mr Dole
Mr Sias	Mr Gould	Mr Temple	Mr Rand
Mr Torr	Mr Franklin	Mr Kingsbury	Mr Pierce
Mr Palmer	Mr Young	Mr Frink	Mr Jackman
Mr Hoit	Mr Blanchard	Mr Stone	Mr Richardson
Mr Campbell	Mr Glidden	Mr Crawford	Mr Rand
Mr Jere Smith	Mr E Smith	Mr Hutchens	Mr Wellman
Mr Hodgdon	Mr Hale	Mr Eames	Mr Holmes
Mr Flanders	Mr Copp	Mr Eastman	Mr Mooney
Mr Chamberlain	Mr Barrett	Mr McConnell	Mr Johnson
Mr Allen	Mr Duncan	Mr Rollins	Mr Tarlton
Mr Whipple	Mr Buswell	Mr Greeley	
*Nays.	Nays.	Nays.	Nays. *13-633
Mr Gains	Mr Shepherd	Mr Bedee	Mr McClarey
Mr Jabez Smith	Mr Odlin	Mr Gaskill	Mr Abbott
Mr Bettan	Mr Bartlett	Mr Macgregore	Mr Hough

47 Yeas — 12 Nays — so it passed in the affirmative —

Sent up by Mr Bedee

The Honbl Senate and House being met in the Assembly Chamber — His Excellency John Sullivan Esqr came in and manifested his Acceptance of the Office of chief Magistrate for the current year, he then took and Subscribed the Oath of Allegiance and Oath of Office — which Oaths were administred by the Honbl John Pickering Esqr Senior Senator and the said Senior Senator declared his Excellency John Sullivan Esqr President of the State of New Hampshire before both branches of the Legislature —

The President and Senate then withdrew —

Upon reading and considering the Petition of Samuel Hogg *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Smith

Voted that Mr Frink, Mr Tarlton & Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Simeon Ladd and Benjamin Lamson and report thereon —

Sent up by Mr Holmes

Voted that Mr Smith, Mr Page, Mr Sheafe Mr Macgregore and Mr Dow with such of the Honbl Senate as they may join be a Committee to consider of a more easy and less expensive way of hearing and determining Petitions and report thereon —

Sent up by Mr Franklin

Voted that the hearing on the Petition of John Brown and others which was to have been this day before the General Court be post-

poned until Tuesday next of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Gould —

Voted that Mr Hale, Mr Odlin & Mr Holmes with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Ichabod Rollins Esqr and report thereon —

Sent up by Mr Rollins —

* 13–634 * Adjourned to 3 o'Clock P. M.

Met accordingly —

The Honbl Senate and House being again met in the Assembly chamber agreably to adjournment proceeded by joint ballot to the Election of Counsellors &c — & the ballots being called for, taken and counted it appeared that the Honbl Jona Freeman Honbl John Pickering, Ichabod Rollins & Charles Barrett Esquires were Elected Counsellors for the year ensuing —

They then proceeded to the choice of a Secretary & Joseph Pearson Esqr was unanimously chosen

Proceeded to the choice of a Treasurer and William Gardner Esqr was unanimously chosen to that office —

Proceeded to the choice of a Commissary General and Supply Clap Esqr was unanimously chosen to that office —

The Elections were then adjourned until Eleven o'Clock to morrow morning and the Honbl Senate withdrew —

Voted that Mr Richardson, Mr Abbott, Mr Odlin Mr Hoit and Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of a Letter from the Treasurer this day Received and report thereon — Sent up by Mr Griffin

Voted that Mr Mooney, Mr McClarey & Mr Hoit with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Majr Amos Morrill and report thereon —

Sent up by Mr McClarey

Adjourned to 8 o'Clock to morrow morning

WEDNESDAY JUNE 10th 1789.

The House met according to adjournment

The following resolve came down from the Honbl Senate for Concurrence —

State of New Hampr } In Senate June 9th 1789

Whereas it appears that the sitting of the Inferior Court of Common pleas to be holden by Law at Dover on the

* 13–635 third Tuesday of June instant will be inconvenient * to

sundry persons who are Obliged to attend the General Court at this time —

Therefore be it *Resolved* by the Senate and House of Representatives in General Court convened that the said Inferior Court of Common pleas be and hereby is adjourned to the first Tuesday of July next then to be holden at said Dover — And all writs and processes of every kind sustainable by said Court shall be returned, heard, tried and determined on said day in the same manner that they might by Law have been sustained, returned, heard tried and determined on the third Tuesday of June Instant — was read and concurred — Sent up by Mr Johnson

Two of the members of the Honb^l^ Senate came down with the following message from his Excellency the President

Gentlemen of the Honb^l^ Senate, and Gentlemen of the House of Representatives —

Neither my own inclinations or the state of my health led me to expect the Honour of being called to the chair of Government the present year or even to hazard a wish of engaging in an Ocean far from being Smooth and pacific even in the best of times, but having long accustomed my self to obey with cheerfulness every call of my country — I have ventured once more to attempt performing the duties of an Arduous and important office with a firm reliance on your great experience Integrity and long tried abilities in the political field and under a full perswasion that your kind and friendly assistance will never be wanting to Support me in discharging the duties of it. I have now Gentlemen to Intreat your acceptance of my most cordial thanks for the honour you have done me in this additional mark of your confidence and to assure you in your Seperate *branches *13–636 and through you my fellow citizens at large that if faithfulness and integrity in discharging my duty will in any measure compensate for the want of those abilities which are more amply possessed by many others you shall have no reason to complain of your having misplaced the confidence with which you have honoured me —

Under the present Situation of our publick affairs it is almost impossible for me to say much upon the Subject — So many matters of national importance are in agitation before the federal Government and the event still remaining uncertain that it cannot in my opinion be prudent at this time to attempt some regulations which under other circumstances might be very beneficial and necessary —

The Militia Law has often been supposed to need Some amendments, and those respecting schools are thought to want very material alterations —

Some Acts that were put over from the last Session for consideration may now meet your further examination — the Judicial department is of so much importance to every individual that Surely nothing will be wanting on your part to pursue every possible measure for keeping up the due administration of Justice —

Permit me Gentlemen only to hint that unless some measures are taken to prevent, our fellow citizens may be subjected to duties by authority of Congress and at the same time to others collected by the Laws of the State and remain under this double burthen until the General Court is called to remedy the evil — The busy season of the year and the imprudence of attempting at this time to decide upon such measures as seem to wait the result of the federal Legislature will render it unnecessary to
*13–637 *protract the present Session for any considerable length of time —

You may rest assured Gentlemen that on my part nothing shall be wanting to assist you in those measures which you shall deem necessary to promote the welfare of our common country —

Given at the Council Chamber in Concord June 9th 1789 — John Sullivan

Voted that Mr Page, Mr Sheafe & Mr Bartlett with such of the Honbl Senate as they may join be a Committee to take into consideration his Excellency's message this day received and draught an answer and lay the Same before this House —

Sent up by Mr Johnson

Voted that Mr Hoit, Mr Sheafe, Mr Frink, Mr Allen & Mr Macgregore with such of the Honbl Senate as they may join be a Committee to consider what business is necessary first to be entered upon and done at this Session and report thereon —

Sent up by Mr Temple

Voted that Mr Sheafe, Mr Odlin & Mr Macgregore with such of the Honbl Senate as they may join be a Committee to receive and examine the accounts of the board of war with the vouchers and lay the statement thereof before the House at the next Session — Sent up by Mr Holmes

Voted that Mr Dole, Mr Allen and Mr Kingsbury with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Caleb Church & report thereon —

Sent up by Mr Whipple

Upon reading and considering the Petition of Anna Horn *voted* that the Petitioner be heard thereon before the General Court on Tuesday next and that the Petitioner cause that John Henry Hiner of Rochester be served with a copy of the Petition and order of Court thereon as soon as may be that he may then appear and shew cause why the prayer thereof may not be granted —

Sent up by Mr Duncan

* Agreably to the order of the day proceeded to a hearing on the charges exhibited against David Webster Esqr sherriff of the County of Grafton — after hearing a part agreed to adjourn to 3 o'Clock P. M — * 13–638

Met accordingly —

A vote came down from the Honbl Senate for Concurrence appointing Mr Pickering & Mr Smith with such of the Honbl House as they may join a Committee to consider and report whether state Notes as well as certificates shall be received by the Treasurer Constables and Collectors in payment for any or all state Certificates and whether any Interest for a less time than one year shall be allowed on such notes when received as aforesaid — and also the propriety of directing the Treasurer to issue Certificates on such notes for the whole or part thereof as occasion may require — was read and concurred Mr Sheafe, Mr Kingsbury, Mr Barrett, Mr Young, & Mr Torr joined — Sent up by Mr Dow —

proceeded to the further hearing of the charges against David Webster Esqr —

After fully hearing Colo David Webster on the Several charges exhibited against him, Motion was made that the yeas and nays be taken whether he be impeached and the yeas and nays being taken were as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Eastman	Mr Tarlton	Mr Flanders
Mr Baldwin	Mr Hodgdon	Mr McConnell	Mr Hough
Mr Temple	Mr Copland		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Holmes	Mr Buswell	Mr Hearsey
Mr Jabez Smith	Mr Gould	Mr Richardson	Mr Hoit
Mr McClarey	Mr Franklin	Mr Rand	Mr Emerson
Mr Dow	Mr Sheafe	Mr Frink	Mr Rand
Mr Palmer	Mr Bartlett	Mr Griffin	Mr Jackson
Mr Greeley	Mr Sias	Mr Crawford	Mr Gaskill
Mr Copp	Mr Bettan	Mr Hutchens	Mr Allen
Mr Abbott	Mr Hale	Mr Blanchard	Mr Whipple
Mr Pierce	Mr Bedee	Mr Jenness	Mr Stone
Mr Shepherd	Mr Dole	Mr Glidden	Mr Johnson
Mr Chamberlain	Mr Campbell	Mr Torr	Mr Eames
Mr Wellman			

10 Yeas — 45 Nays — so he was not impeached —

*13–639 *Voted that Mr Pierce, Mr McClarey & Mr Holmes with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Benjamin Cass and report thereon — Sent up by Mr Dow —

Upon reading and considering the Petition of James Sheafe Esqr *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Dow —

Voted that the hearing on the Petition of Timothy Medar and others which was to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice & govern themselves accordingly

Sent up by Mr Bedee

Adjourned to 8 o'Clock to morrow morning

THURSDAY JUNE 11th 1789

The House met according to adjournment

Voted that Mr Odlin, Mr Gains & Mr Kingsbury with such of the Honbl Senate as they may join be a Committee to inform William Gardner Esqr of his appointment to the Office of Treasurer and if he accepts said Appointment to take bond with Sureties for the faithful discharge of the duties of said Office and lay the Same before this House — Sent up by Mr Dole —

Voted that Mr Page, Mr Frink & Mr Griffin with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Ruth Batchellor & report thereon —

Sent up by Mr Dole —

Upon reading and considering the Petition of Isaac Hobart *voted* that the Petitioner be heard thereon on Tuesday next and that the Petitioner cause that Israel Hoyt be served with a Copy of said Petition and order thereon as soon as may be that he may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Tarlton

The Committee on the Petition of James Duncan Reported that the prayer thereof be so far granted that said Duncan be impowered to administer on the Estate of William Stark which has not been Sold by order of this state and after discharging

*13–640 the Demands against said Estate and the *Legal cost of Administration return the overplus if any there be to the Treasurer of this State Signd Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Franklin

The Committee on the Petition of Simeon Ladd and Benjamin Lamson reported that the said Ladd & Lamson have an order on the Treasurer for fifty shillings in full for the Redemption money by them paid and that the above Sum be charged against the Estate of the late Governor John Wentworth Esqr Signed Amos Shepherd for the Committee which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Tarlton

Upon reading and considering the Petition of Cyrus Baldwin Esqr *voted* that the Petitioner be heard thereon before the General Court on the Second Thursday of the next Session and that in the mean time the Petitioner cause that Joseph Hosmer of Concord in the Common wealth of Massachusetts and Lieu^{t} Samuel Pollord of Dunstable be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that they may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Baldwin

The Committee on the Petition of the Selectmen of Fitz William reported that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Stone

The Committee on the Petition of the Select men of Langdon, reported that a Tax of one penny be laid on each acre of Land in said Town for one year and that they have leave to bring [in a bill] accordingly Signed Nath^{ll} Rogers for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Stone

* *Voted* that the Travel of the Members of the Honb^{l} * 13–641 Senate and House of Representatives and their Officers to and from the present Session be paid by the Treasurer in Specie and that the President give order accordingly on the Secretary and Clerk making up the respective rolls for said travel — Sent up by Mr Stone

Upon reading and considering the Petition of Joseph Blake and the report of a Committee thereon — *Voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that the widow and children of Isaac Blake late of Keen deceased be served with a Copy of the Petition and order of Court thereon three weeks prior to the Sitting of said Court that they may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Emerson

Adjourned to 3 o'Clock P. M —

Met accordingly —

Voted that Mr Gains, Mr Frink, & Mr Bedee with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of the Select men of Washington and report thereon —

Sent up by Mr Copland —

Agreably to the order of the day proceeded to a hearing on petitions —

Upon hearing and considering the Petition of the Inhabitants of Tamworth *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Upon hearing and considering the Petition of Sarah Moulton and Thomas Leavitt *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Wellman

Upon hearing and considering the Petition of the Honb^{l} James Bowdoin Esqr *voted* that the Petition be dismissed —

* 13–642 * The Committee to take into consideration his Excellencys message and draught an Answer thereto Reported the following —

May it please your Excellency

We the Senate and House of Representatives return your Excellency our Sincere thanks for your speech delivered to both houses — We congratulate you on your appointment to the Office of President an office which we are Sensible that nothing but the voice of your Country could have prevailed on your Excellency to accept, when you have Such powerful inducements to the contrary as your own inclinations and your ill state of health —

We assure you Sir that we will at all times readily co-operate with you in every measure that shall tend to the welfare of the people and the liberties of our Country

We felicitate your Excellency ourselves and our fellow citizens on the complete organization of the Federal Government — we agree with your Excellency that the Militia Law and those that respect Schools, the judicial department and Some bills that have been before the late Legislature but are not yet compleated are objects that merit our attention and that the duties imposed by Congress as soon as the result from the federal Legislature is known will require some precaution on our part to prevent our fellow citizens from being burthened with double duties of Impost and excise —

Permit us also to observe with your Excellency that we think it would be imprudence at this busy Season of the year to protract

the present Session in order to decide [on matters] of such magnitude some of which are not yet in that state of forwardness as properly to be taken up by the Legislature

And we beg your Excellency to be assured that from your * experience and past Services we have the great- * 13–643
est hopes & confidence that your Administration aided by the blessing of Almighty God will be honourable to yourself and happy for the people —

Which report being read and considered *voted* that it be received and accepted — Sent up by Mr Hearsey

The Committee on the Petition of Benjamin Cass reported that an Act pass the Legislature to make good the conveyance made by said Cass as much as though the lot number forty five had been mentioned in said Conveyance Signed Peter Green for the Committee, which report being read and considered *voted* that it be received and accepted & that a Bill be brought in for that purpose — Sent up by Mr Hersey

Upon reading and considering the Petition of Samuel Corser *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Hearsy

Whereas by a Resolve of the General Court passed June 22d 1786 the Treasurer was directed to receive Bill of the old Continental Emission provided they were offered previous to the first day of February next following which time being elapsed — Therefore be it *Resolved* that the Treasurer be and he is hereby directed to receive of the citizens of this State during the term of Six months from the date of this Resolve old Continental Emission money unless the Sum offered shall not amount to nine pounds and that he receipt for the Same and that the person or persons holding such receipt or receipts shall be allowed at the Same rate as Shall be allowed this State by the United states for the Same

Sent up by Mr McClarey —

Adjourned to 8 o'Clock to morrow morning

FRIDAY JUNE 12th 1789.

The House met according to adjournment

An Act to prohibit any person or persons from pitching or haling up Seaweed or Rockweed at the Sea Shore in Hampton in the night — was read a third time & passd to be Enacted

Sent up by Mr Hale and Mr Hoyt —

* Upon reading and considering the Petition of Amos * 13–644

Morrill *voted* that the prayer thereof be granted and that he have leave to bring in a Bill or Resolve accordingly —

Sent up by Mr Young

An Act to facilitate the collection of Taxes — was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Shepherd

Voted that his Excellency the President the Honbl the Speaker of the House and George Gains Esqr be a Committee to take under consideration in the recess of the General Court the Militia Laws of this State and report at the next Session such alterations and amendments as they shall judge necessary

Sent up by Mr Campbell

Voted that Mr Bartlett, Mr Hale, Mr Duncan, Mr Kingsbury and Mr Young with such of the Honbl Senate as they may join be a Committee to take under consideration the present Situation of the Judicial department & report thereon —

Sent up by Mr Campbell

Voted that Mr Abbott, Mr Gains & Mr Holmes with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Elisha Porter and report thereon —

Sent up by Mr Gains

Voted that Mr Sias, Mr Hale & Mr Abbott with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Nathanael Maloon & report thereon —

Sent up by Mr Allen

The Committee on the Petition of Ruth Batchellor reported that the prayer thereof be so far granted that the Petitioner have the improvement of the Farm mentioned in said Petition until the Estate of Breed Batchellor is Setteled, free of all rents, Signed Ebenzr Smith for the Committee, which report being read and considered — *voted* that it be received and accepted —

Sent up by Mr Torr

* 13–645 *The Committee on the Petition of the Select men of New Grantham — Reported that the prayer thereof be so far granted as that Capt Ebenezer Stebbins of said Grantham be fully authorised and impowered to collect the Tax or Taxes heretofore committed to Ebenezer Clough constable for the year, 1786 — and that a Resolve be brought in for that purpose Signed John Hubbard for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Torr

Voted that Mr Odlin, Mr Hoit, Mr Baldwin, Mr Page, Mr John-

son with such of the Honb[l] Senate as they may be join be a Committee to consider of the propriety of passing an Act to repeal any Laws now in force that appear to be repugnant to the Constitution of the United States and report thereon —

Sent up by M[r] Stone

Upon reading and considering the Petition of John Orr Esq[r] and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session — Sent up by M[r] Torr —

Voted that M[r] Hoit, M[r] Duncan and M[r] Abbott with such of the Honb[l] Senate as they may join be a Committee to make enquiry whether there are any Obligations now in the Treasury office that were given by Towns or Individuals for money advanced for procuring Arms or Ammunition and report thereon —

Sent up by M[r] Hodgdon

Adjourned to 3 o'Clock P M.

Met accordingly —

An Act impowering James Duncan to administer upon the Estate of William Stark deceased, was read a third time and passed to be Enacted — Sent up by M[r] Holmes & M[r] Temple

The Committee to consider whether state notes be received in Taxes report that all state notes shall be received in payment of all State Certificate Taxes by the Treasurer Constables or Collectors and the Interest which may be due thereon be allowed though for a less time than one year and as many of said Notes are too large to answer the end proposed that the Treasurer be directed to issue Certificates for the whole or any part of such Notes as the owners * may desire which said * 13-646 notes and certificates shall be received in payment of any such Taxes until the end of the next Session of the General Court, Signed John Pickering for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by M[r] Dole

Voted that M[r] Hearsey, M[r] Hodgdon and M[r] E Smith with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of the Select men of New London and report thereon — Sent up by M[r] Hale

Upon reading and considering the Petition of the Select men of Derryfield *voted* that the prayer thereof be granted and that James Bettan, Archibald M[c]Murphy and Zechariah Chandler Esq[rs] be a Committee at the Expence of said Town of Derryfield to ascertain and establish the lines on the West and North

of said Town and report thereon Said Committee to give notice to the Select men of Chester when they will attend said Business — Sent up by Mr Dole

Whereas by a Resolve passed 3d of February 1789 The Treasurer was directed to issue extents on the 15th of this month against all Towns and places that were delinquent for the taxes of 1787. And it being now expedient to allow further time — Therefore be it *Resolved* that the time for issuing said Extents be postponed till the next Session of the General Court, and in case of an Application from the Select men of any Town or place or at his own discretion the Treasurer may issue his extents against any Town or place prior to the above mentioned time —

Sent up by Mr Crawford —

The Committee on the Petition of Samuel Penhallow and A. R. Cutter reported that the prayer of said Petition be granted and that the Petitioners have leave to bring in a Bill accordingly at this or the next Session — Signed John McDuffee for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Crawford —

*13-647 *Upon reading and considering the Petition of Majr Simon Marston *voted* that the Petitioner be heard thereon before the General Court on the third Wednesday of the next Session and that in the mean time the Petitioner cause that the Select men of Deerfield also Benjamin Page John Gile and Samuel Cate be served with a Copy of the Petition and order of court thereon three weeks before the sitting of said Court that they or either of them may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Glidden

Resolved that the Commissary General be and hereby is directed to collect and deposit in such place or places as he may judge proper all the Small arms and Military Stores belonging to this or the United States now in the hands of any person within this State and that he give notice Accordingly in such way and manner as he shall judge most effectual, and that he enquire of Josiah Gilman Esqr for such information as he can give him respecting the Same — Sent up by Mr Bedee

The Committee to consider of the propriety of directing the Treasurer not to pay over to the Loan Officer the money now in his hands or that may be brought into the Treasury for the Continental Tax now outstanding — Reported that the Treasurer be directed not to pay over to the Loan Officer any monies now in his hands or that may be brought into the Treasury for Conti-

nental Taxes outstanding until further order of the Legislature — Signed John Pickering for the Committee — which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Holmes

Adjourned to 8 o'Clock to morrow morning

SATURDAY JUNE 13th 1789.

The House met according to adjournment

An Act limiting the operation of a Deed given by Jonathan Moulton Esqr to Jonathan Darby and others to the Land intended to be conveyed — was read a third time and passed to be Enacted —

Sent up by Mr Jackman & Mr Allen

*The Committee on the Petition of the Select men of New London, Reported that the Town of New London be abated one fifth part of the Sum set to them in the last proportion and that the Treasurer govern himself accordingly Signed Nathanael Rogers for the Committee which report being read and considered *voted* that it be received and accepted — *13-648

Sent up by Mr Jackman

Voted that Mr E Smith, Mr Hearsey, Mr Hoyt, Mr Copp, and Mr Mooney with such of the Honbl Senate as they may join be a Committee to take into consideration the report of a Committee appointed at the last Session and a plan of the road from Northwood to New Markett Bridge and report what is further necessary to be done — Sent up by Mr McConnell

Upon reading and considering the Petition of Benjamin Dodge — *voted* that the prayer of said Petition be granted and that the Treasurer govern himself accordingly — Sent up by Mr Gains

Upon reading and considering the Petition of David Copp Esqr in behalf of the Town of Wakefield *voted* that the prayer thereof be granted & that they have leave to bring in a Bill accordingly or a Resolve —

Upon reading and considering of a Petition from the Town of Washington and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the Second Thursday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire news papers that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Copp —

Voted that Mr Macgregore, Mr Hoit, Mr Duncan, Mr Holmes & Mr Tarlton with such of the Honbl Senate as they may join be a Committee to consider of what business is yet
*13–649 *necessary to be done at this Session and at what time and to what time and place this Court shall be adjourned, also what allowance shall be made to the Members of the Honbl Senate and House of Representatives and their Officers for Travel and Attendance the present Session and report thereon—
Sent up by Mr Jenness

Upon reading and considering the Petition of the Select men of Effingham and the report of a Committee thereon—*voted* that the Petitioners be heard thereon before the General Court on the Second Friday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers that any person or persons may then appear and Shew cause why the prayer thereof may not be granted Sent up by Mr Copp—

The following Resolve came down from the Honbl Senate for Concurrence—

State of New Hampr } In Senate June 12th 1789.

Resolved that all State Notes shall be received in payment of all State certificate Taxes by the Treasurer Constables or Collectors and the Interest which may be due thereon be allowed though for a less time than one year And as many of said notes are too large to answer the end proposed that the Treasurer be directed to issue certificates for the whole or any part of Such notes as the owners may desire, which said notes and certificates shall be received in payment of any such Taxes until the first Wednesday of the next Session of the General Court at which time the said Constables and collectors shall cease to receive state notes for such certificate Taxes and the Treasurer shall cease to receive them after the Second Wednesday of the Session — Signd John Sullivan President — which Resolve was read and concurred with the following amendments — That the Constables and Collectors shall cease to receive said State notes one week prior to the Sitting of said Court & that the Treasurer receive the Same until the third Wednesday of the next Session — Also that Sherriffs receive state notes in lieu of Certificates for
*13–650 such *State Certificate Taxes in Satisfaction of Extents issued by the Treasurer— Sent up by Mr Greeley—

Upon reading and considering of the Petition of Elisabeth Wentworth *voted* that the prayer thereof be granted and that the Excise be remitted to the said Elisabeth, also remitted to the collectors of excise by the State — Sent up by Mr Sheafe

Voted that Mr J Smith, Mr Page & Mr Young with such of the Honb[l] Senate as they may join be a Committee to take under consideration a Resolve respecting Summons's containing a description of the nature and amount of demands &c and report a Bill if they judge necessary — Sent up by Mr Chamberlain

The Committee on the Petition of Elisha Porter Esq[r] in behalf of David Hillhouse, Reported that the prayer of said Petition should be granted and that the said Hillhouse have one year from this time to pay said Securities in and to take up his note and deeds given said Jewett lodged in the Secretary[s] office — provided this report shall never affect the Responsibility of the said Jewett in case the said Hillhouse should not pay said Demand within the time limited — Signed John Pickering for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Dow —

Adjourned to Monday next at 3 o'Clock P. M

MONDAY JUNE 15th 1789

The House met according to adjournment

Voted that Mr Young, Mr Rawlings & Mr Gains with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Lemuel Chandler and report thereon — Sent up by Mr Page

[Upon reading and considering the petition of the selectmen of Lempster, *Voted*, That the prayer thereof be granted, and that they have leave to bring in a bill accordingly.]

Upon reading and considering the Petition of the Town of Cardigan — *voted* that the prayer thereof be granted & that they have leave to bring in a Bill Accordingly — Sent up by Mr Johnson

Voted that Mr Bettan, Mr Hutchens & Mr Johnson with * such of the Honb[l] Senate as they may join be a * 13-651
Committee to consider of the Petition of David Hide and report thereon — Sent up by Mr Young —

Voted that Mr Hutchens & Mr Frink with such of the Honb[l] Senate as they may join be added to the Committee on the Petition of Maj[r] John Young and others and report thereon — Sent up by Mr Young

Voted that Mr Dole, Mr Holmes & Mr Kingsbury with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Select men of Dunstable & report thereon — Sent up by Mr Baldwin

Voted that Mr Page, Mr Bettan, Mr Rawlings, Mr Hough and Mr Hoit with such of the Honbl Senate as they may join be a Committee to consider of the propriety of attempting to preserve such pine timber in this State as may be of use for a Navy & report thereon — Sent up by Mr Crawford

Upon reading and considering the Petition of Andrew Watson and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Friday of the next Session and that in the mean time the Petitioner cause that the Heirs of the Estate of Samuel Watson late of Lee deceased be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that they may then appear and Shew cause if any they have why the prayer thereof may not be granted — Sent up by Mr Holmes

Adjourned to 8 o'Clock to morrow morning

TUESDAY JUNE 16th 1789.

The House met according to adjournment

An Act for assessing a half penny ₩r Acre on the Nonresident and other lands in the Town of Tamworth for repairing highways and bridges in said Town — was read a third time and passed to be Enacted — Sent up by Mr Allen & Mr Pierce

Voted that Mr Page, Mr Crawford & Mr Flanders with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Joseph Frost and report thereon — Sent up by Mr Pierce

*13-652 *Upon reading and considering the Petition of the Inhabitants of Moultonborough *voted* that the Petitioners be heard thereon before the General Court on the Second Thursday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Whipple

Voted that Mr McClarey, Mr Wellman & Mr Macgregore with

such of the Honb[l] Senate as they may join be a Committee, to consider of the Petition of Jacob Ashton & report thereon —

Sent up by M[r] Whipple

The vote of yesterday respecting granting the prayer of the Petition of the Select men of Lempster being returned by the Honb[l] Senate, *Voted* that the Petitioner be heard thereon before the General Court on the Second Thursday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers that any person or persons may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by M[r] Jenness

Voted that M[r] J Smith, M[r] Chamberlain & M[r] Duncan with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of William Bell in behalf of Joshua Bell and report thereon — Sent up by M[r] Whipple

The vote of Yesterday respecting granting the prayer of the Petition from Cardigan being returned by the Honb[l] Senate *Voted* that the Petitioner be heard thereon before the General Court on the Second Thursday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks successively in one of the New Hampshire News papers prior * to the sitting of said Court that any person or persons * 13–653 may then appear and shew cause why the prayer thereof may not be granted — Sent up by M[r] Buswell

Voted that M[r] Dole, M[r] Glidden and M[r] Copland with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of John Pierce Sweat and report thereon —

Sent up by M[r] Jenness —

Upon reading and considering the Petition of the Inhabitants of Campbels Gore and a number of the Inhabitants of Hillsborough *voted* that the Petitioners be heard thereon before the General Court on the Second Thursday of their next Session and that in the mean time the Petitioners cause that the Select men of Hillsborough be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that they may then appear and Shew cause why the prayer thereof may not be granted — Sent up by M[r] Whipple

Upon reading and considering the Petition of Joseph Huckins *voted* that the Petitioner be heard thereon before the General

Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that Samuel Follet named in said Petition be served with a Copy of said Petition and order thereon or left at his last and usual place of abode that he may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Whipple

Upon reading and considering the Petition of Joseph Boutwell *voted* that the prayer thereof be granted and that Six months be allowed him for paying said Sum into the Treasury and that the Treasurer and sherriff govern themselves accordingly —

Sent up by Mr Dole

Upon reading and considering the Petition of Lemuel Chandler and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that Jonas Nurse be served with a Copy of the Petition and order of Court thereon three weeks prior to the Sitting of said
* 13–654 Court that he may then appear and Shew cause * why the prayer thereof may not be granted and that all proceedings in consequence of said Judgment be staid until the determination of the General Court — Sent up by Mr Whipple

The Committee on the propriety of having Summons's contain a description of the nature and amount of Demands &c Reported that each Summons shall set forth the Sum in the note or Bond with the Date and the amount of the account annexed to the writ, the quantity of Acres of Land demanded in Ejectment, and in covenant what Sum in Damages are demanded and for what and that a Bill be brought in accordingly — Signed Ebenezer Smith for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Whipple

Agreably to the order of the day proceeded to a hearing on Petitions and after hearing Several parties on their Several Petitions —

Adjourned to 3 o'Clock P. M.

Met accordingly

Proceeded to a hearing on Petitions —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Franklin

Adjourned to 8 o'Clock to morrow morning —

WEDNESDAY JUNE 17th 1789

The House met according to adjournment

Upon hearing and considering the Petition of John Brown *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Rollins

Upon hearing and considering the Petition of Sarah Hazeltine *voted* that the prayer thereof be granted and that she have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Rollins

Upon hearing and considering the Petition of Anna Horn *voted* that the prayer thereof be granted and that she have * leave to bring in a Bill accordingly at this or the next Session — Sent up by Mr Palmer *13–655

Upon hearing and considering the Petition of Samuel Gregg *voted* that the prayer thereof be so far granted as that they have leave to raise a Tax of one penny ℔r Acre for three years and that they have leave to bring in a Bill accordingly at this or the next Session — Sent up by Mr Palmer

Upon hearing and considering the Petition of Jacob Shaw *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Allen

Upon hearing and considering the Petition of Thomas Packer *voted* that the said Packer have liberty of review in the first action mentioned and as the parties have agreed in the action last mentioned that they have leave to bring in a Bill for carrying said agreement into effect and reviewing said first action —

Sent up by Mr Jenness —.

Voted that Mr J Smith, Mr Abbott, Mr Shepherd, Mr Gains and Mr Page with such of the Honble Senate as they may join be a Committee to take under consideration a Letter from the Honble Samuel Livermore Esqr and the Situation of Genl [James] Reed & other Invalids and report thereon — Sent up by Mr Glidden

An Act for levying a Tax of one penny on each acre of Land in Fitz William in said State for the Term of three years for the purpose of repairing the public roads in said Town — was read a third time and passed to be Enacted —

Sent up by Mr Bettan & Mr Jenness

An Act to exempt the estate lately belonging to George Meserve Esqr deceased from the Effects of the Law wherein his Estate is

declared forfeited to the use of this State, was read a third time and passed to be Enacted— Sent up by Mr Bettan & Mr Jenness

An Act to alter the time for holding the Superior Court of Judicature, was read a third time and passed to be Enacted

Sent up by Mr Bettan & Mr Jenness

An Act impowering the Inhabitants of Langdon to Tax the Nonresidents for repairing roads was read a third time and passed to be Enacted—

Sent up by Mr Bettan & Mr Jenness

*13-656 *The Committee to consider of the present Situation of the judicial department Reported that as the Honbl Judge Livermore has Accepted his appointment to Congress and taken his seat accordingly which is incompatible with the Office of Cheif Justice of this State and are of Opinion that the Legislature should address the Executive to remove him from that Office

That they are informed that the Honbl Justices of the Superior Court have neglected to perform their circuits agreable to the Laws of the state by reason of which many persons think themselves much Injured therefore beg leave to recommend to the Legislature that enquiry should be made for the reasons of such neglect Signed Christopher Toppan for the Committee—which report being read and considered *voted* that it be received and accepted— Sent up by Mr Dow

The following vote came down from the Honbl Senate for concurrence—

State of New Hampr } In Senate June 17th 1789.

Voted that the Treasurer be and hereby is directed to lay before the General Court as soon as may be an Account of all the Specie in the Treasury and from whom received and that hereafter at the opening of every Session he prepare and lay his accounts of Cash received before the Court—which was read and concurred with this Amendment that the Treasurer inform in said Account to whom Specie is paid— Sent up by Mr Bettan—

Voted that Mr Jenness, Mr Gains and Mr Abbott with such of the Honbl Senate as they may join be a Committee to consider of the Account of John Prentice Esqr Attorney General and report thereon— Sent up by Mr Holmes

Voted that Mr Page, Mr Rollins & Mr Bettan with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Archelaus Miles and all Similar matters and report thereon— Sent up by Mr Whipple

* *Voted* that Mr Sheafe, Mr Barrett & Mr Hoyt with * 13–657 such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Matthew Thornton Esqr and report thereon — Sent up by Mr Whipple

The Committee to consider of the report of a Committee appointed the last Session and a plan of the road from Northwood to New Markett bridge. Reported that the report of the Committee appointed the last Session of the General Court to Survey the Road from Northwood to New Markett bridge be received and that they be authorized to lay the Same out three rods wide as soon as may be agreably to the pricked line on the plan returned, and the Several Towns wherein there are alterations in the road be directed to open and make the Same passable within Six months after Such laying out — Signed Ebenezer Smith for the Committee which report being read and considered *voted* that it be received and accepted and that a Bill be brought in for that purpose — Sent up by Mr McConnell

Voted that Mr Macgregore, Mr Hoit, Mr Hodgdon Mr Frink and Mr Ames [Eames] with such of the Honb^{l} Senate as they may join be a Committee to consider of the Accounts of Lamson & Ranlet and of all printers accounts that may be exhibited & report thereon — Sent up by Mr McConnell

Upon reading and considering the Petition of Jacob Ashton and the report of a Committee thereon *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly at this or the next Session — Sent up by Mr Flanders

Adjourned to 3 o'Clock P. M —

Met accordingly —

Resolved that the Travel and wages of the Honb^{l} Senate the Secretary, Clerk and extra pay of the Assistant Clerk and travel of the House of Representatives be paid out of the monies received on the State Specie Taxes with this proviso that the Treasurer be directed to give preference to the Sums due for Travel and that the Secretary and Clerk make up the respective Rolls and the President give order for payment accordingly —

Sent up by Mr Hutchens

* An Act for the better regulations of Schools within * 13–658 this State and for repealing the Laws now in force respecting them — was read a third time and passed to be Enacted — Sent up by Mr Hutchens & Mr Tarlton

An Act to incorporate an Academy in the Town of New

Ipswich by the name of the New Ipswich Academy, was read a third time and passed to be Enacted —

Sent up by Mr Hutchens & Mr Tarlton

An Act to restore Richard Tripe to his Law — was read a third time and passed to be Enacted —

Sent up by Mr Temple & Mr Smith

Voted that Mr Page Mr Hoit and Mr Barrett with such of the Honbl Senate as they may join be a Committee to consider of the propriety of allowing Interest on the Sum of two hundred and three pounds eight Shillings & ten pence which was voted to be allowed to the Town of Lebanon Janr 17th 1787 and report thereon —

Sent up by Mr Macgregore

Upon reading and considering the Petition of Benjamin Cass and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioner cause that the Honbl Woodbury Langdon Esqr be served with a Copy of the Petition & order of Court thereon three weeks prior to the Sitting of said Court that he may then appear and Shew cause why the prayer thereof may not be granted and that the Action of Ejectment mentioned in said Petition be continued till the determination of the General Court thereon —

Sent up by Mr Gaskill

Agreably to the order of the day proceeded to a hearing on Petitions. —

Upon a hearing on the Petition from Croydon and Plainfield, *voted* that the further Consideration thereof
*13-659 *be postponed until the third Wednesday of the next Session and that in the mean time the Petitioners cause that notice thereof be given in the Same manner as was heretofore ordered —

Sent up by Mr Wellman

Upon hearing and considering of the Petition of the Select men of Allenstown — *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Hearsy

Upon hearing and considering the Petition of the Inhabitants of Hillsborough *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Hearsy

[Upon hearing and considering the Petition of Daniel Noyce *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly at this or the next Session —

Sent up by Mr Hearsy]

The Committee on the Account of John Prentice Esqr Attorney General respecting Several Towns being Indicted in the County of Cheshire in the year 1788 having met and considered the matters — Reported that unless those Towns pay the legal costs that has arisen on their Several Indictments for nonobservance of the laws of this State respecting weights and measures on or before the first day of September next the said Attorney General is hereby directed to prosecute said Indictments at the next Superior Court next to be holden in said County of Cheshire notwithstanding the Resolve of the General Court of the 5th of February last, Signed John McDuffee for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Temple

Adjourned to 8 o'Clock to morrow morning

THURSDAY JUNE 18th 1789

The House met according to adjournment —

*An Act to impower Sarah Hazeltine to sell & convey the real Estate of Moses Hazeltine late of Walpole in the County of Cheshire deceased, was read a third time & passed to be Enacted — *13-660

Sent up by Mr Holmes & Mr Copp —

An Act to Restore Thomas Packer Esqr to his Law was read a third time and passed to be Enacted —

Sent up by Mr Holmes & Mr Copp

An Act to enable Thomas Packer Esqr to review an Action commenced against him in the Inferior Court of Common pleas holden at Keene within and for the County of Cheshire on the Second Tuesday of October Ann^{o} Dom^{i} 1783 by Jeremiah Stiles of said Keene Gentleman, was read a third time and passed to be Enacted — Sent up by Mr Holmes & Mr Copp —

Upon reading and considering the Petition of the Proprietors of Haverhill *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly at this or the next Session — Sent up by Mr Macgregore

The Committee on the Petition of Joshua Bell, reported that they have examined the evidence produced in Support of the Petition and find that the said Bell hath heretofore been on the Pension list but through bodily indisposition and Insanity of mind not being able to appear before the Committee appointed by the Act of January 10th 1787 to Examine Invalids he was struck off

the said list and hath received no pay since the first of July 1787. That the said Bell was disabled in the Service of the United States & is wholly incapable of military duty and is intitled to half pay, That he be enrolled on the pension list and receive half pay as other Invalids are paid from the said first of July 1787 — Signed Robert Wallace for the Committee which
*13–661 *report being read and considered, *voted* that it be received and accepted — Sent up by Mr Macgregore

Upon the Petition of David Copp Esqrs in behalf of the Inhabitants of Wakefield praying that a Rate list committed to Joseph Perkins of Wakefield may be committed as to the collecting the residue to John Wingate Esqr duly chosen by said Town at a legal meeting to collect — *Resolved* that the said John Wingate Esqr be and he hereby is fully authorized and impowered to collect the outstanding Taxes in the said Joseph Perkins's rate list fully and amply as the said Perkins by virtue of the list and warrant to him committed might have done — And the Treasurer of this State is hereby impowered to call upon the said Wingate for the State Tax committed to said Perkins as by Law he is directed to upon Collectors returned to his Office — Any Law usage or Custom to the Contrary notwithstanding —

Sent up by Mr Duncan

Whereas a Resolve passed the General Court of said State 6th of February 1788 making it the duty of the Several Farmers of excise to give public notice of the time on which they will attend to settle said Excise from the Innholders Retailers and others in the respective Towns within their respective districts and whereas many of the persons liable to pay excise neglect to attend at the time and place advertised for the purpose of Settling and paying for the Same — *Resolved* that in all cases where the said Farmers of excise shall for the term of three weeks notify of the time and place as aforesaid either by posting up an advertisement thereof in Some public place in the respective Towns and places and shall himself or by deputy attend at the time and place advertized it shall be deemed a Sufficient request or demand by the Farmer of Excise for all persons concerned to settle and pay the Several Sums that may be due for excise — Sent up by Mr Duncan

Voted that when the business of the present Session is
*13–662 finished that the President with advice of Council be *desired to adjourn the General Court to meet again at Portsmouth on the fourth Wednesday in December next —

The Yeas and Nays were called with respect to the place of meeting and were as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Mooney	Mr Hodgdon	Mr Rollins
Mr Blanchard	Mr N Rand	Mr Page	Mr Baldwin
Mr McClarey	Mr Young	Mr Rand	Mr Jere Smith
Mr Palmer	Mr Sheafe	Mr Hough	Mr Buswell
Mr Barrett	Mr Bartlett	Mr Hoit	Mr Shepherd
Mr Pierce	Mr Torr	Mr Eames	Mr Griffen
Mr Flanders	Mr Hale	Mr Macgregore	Mr Tarlton
Mr Chamberlain	Mr Abbott	Mr Jenness	Mr Copp
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Odlin	Mr Copland	Mr Temple	Mr Greeley
Mr Glidden	Mr Crawford	Mr Whipple	Mr Emerson
Mr Bettan	Mr Eastman	Mr Stone	Mr Jackman
Mr Bedee	Mr McConnell	Mr Johnson	Mr Allen
Mr Campbell	Mr Hearsy	Mr Hutchens	Mr Holmes
Mr Gaskill	Mr Dole	Mr Jabez Smith	Mr Gould
Mr Wellman	Mr Duncan	Mr Dow	Mr Franklin

32 Yeas — 28 nays — So it passed in the Affirmative

Sent up by Mr Duncan

Voted that the Members of the Honbl Senate, House of Representatives and their officers be allowed four pence ℔r mile travel to and from the General Court the present Session That the Members of the Honbl Senate and House of Representatives be allowed Six Shillings the Secretary & Clerk nine shillings ℔r day and the Assistant Clerk one Shilling and Six pence ℔r day over and above his pay as a Member and that the Secretary and Clerk make up the respective Rolls accordingly and that the Clerk be allowed one day extra for making up the Rolls of the House and that the President give order for payment—

Sent up by Mr Duncan

The following vote came down from the Honbl Senate for Concurrence

State of New Hampr } In Senate June 17th 1789.

* *Voted* that the Honbl Christopher Toppan Esqr and the Honbl Thomas Bartlett Esqr Speaker of the House of Representatives be a Committee to wait on the Honbl the Justices of the Superior Court in the recess of this Court to enquire the Reasons of their not performing the Circuits and holding the Courts agreable to the Laws of this State and report their Answer at the opening of the next Session of this Court—was read and Concurred— * 13–663

Sent up by Mr Duncan

Whereas the Town of New Grantham have Petitioned the General Court sitting forth that in the year 1786 the Town made choice

of Mr Ebenezer Clough as Collector for said Town, that said Clough was then in health but was immediately after taken sick and still remains unable to collect the Taxes committed to him and prayed that Capt Ebenezer Stebbins of said Town be appointed to collect said Taxes — the prayer of which appearing reasonable

Therefore be it *Resolved* that the said Stebbins be and hereby is fully impowered to collect said Taxes committed to said Clough any Law usage or custom to the contrary notwithstanding —

Sent up by Mr Duncan

[*Voted* that Mr McClarey, Mr Copp, Mr Emerson, Mr Shepherd and Mr Young with such of the Honb^{l} Senate as they may join be a Committee to consider of the Accounts of Joseph Pearson Esqr Secretary and report thereon Sent up by Mr Duncan]

The vote respecting Joshua Bell came down from the Honb^{l} Senate for the following amendment — "that one years wages from the 31st of July 1787 be paid to the father of said Bell by the paymaster and the residue to be paid to the Select men of Goffstown so long as the said Bell shall remain chargeable to said Town — which amendment was read and concurred —

Sent up by Mr Emerson

Voted that the hearing on the Petition of Isaac Hobart and wife which was to have been this Session * before the General Court be postponed until the third Wednesday of their next Session of which all persons concerned are to take notice and govern themselves accordingly —

* 13–664

Sent up by Mr Hoyt

An Act to restore Anna Horn of Rochester to her Law and enable her to prosecute a complaint of bastardy against John Henry Heiner at the next Court of General Sessions of the Peace to be holden in said County of Strafford on the third Tuesday of August next and to reverse a determination of the Same Court heretofore held at Dover in said County in March last by adjournment from the third Thursday of February was read a third time and passed to be Enacted — Sent up by Mr Copp & Mr Hoyt

The following vote came down from the Honb^{l} Senate for Concurrence —

State of New Hamp^{r} } In Senate June 17th 1789.

Voted that Mr Pickering, Mr Toppan & Mr Shepherd with such of the Honb^{l} House as they may join be a Committee to consider and report what shall be done respecting the travel and wages of the Senate, Secretary, Clerk and extra pay of the assistant Clerk

and travel of the Honb[l] House of Representatives for this Session — also what shall be done with the money paid to the Treasurer for Continental Taxes ordered to be stoped in his hand was read and concurred and M[r] Gains, M[r] Torr, M[r] Duncan, M[r] Frink and M[r] Hutchens join[d] — Sent up by M[r] Dole

An Act authorizing Matthew Thornton Esq[r] to make and execute deeds of certain lots of Land in the Township of Thornton — was read a third time and passed to be Enacted —

Sent up by M[r] M[c]Connell & M[r] Tarlton

Voted that the Account of David Campbell amounting
* to one pound three shillings and nine pence be allowed * 13–665
and paid out of the Treasury by order of the president — Sent up by M[r] Dow —

Voted that the Account of Benjamin Clark Gilman amounting to four pounds three shillings be allowed and paid out of the Treasury by order of the President from the Revenue arising by excise or Impost — Sent up by M[r] Dow —

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that Jerathmeel Bowers Jun[r] of Cockermouth be boarded and Instructed at the Academy in New Ipswich for the term of one year at the expence of the State, under the direction of the Trustees of said Academy Sent up by M[r] Bettan —

Voted that the Honb[l] the Speaker of the House be allowed three shillings ℔[r] day for his Services over & above his pay as a Member and that it be paid in the same manner as the Secretary and clerk are paid and that the President give order accordingly — Sent up by M[r] Bettan —

An Act to impower Jacob Ashton to sell Sundry lots of Land belonging to the Estate of Joseph Blaney Esq[r] deceased lying within this state, was read a third time and passed to be Enacted — Sent up by M[r] Barrett & M[r] Glidden

Voted that M[r] Barrett, M[r] Emerson & M[r] Page with such of the Honb[l] Senate as they may join be a Committee to consider of the Memorial of Archibald M[c]Murphy Esq[r] and report thereon — Sent up by M[r] Hearsey

The vote of Yesterday respecting the Attorney General prosecuting Sundry Towns in the County of Cheshire &c came down from the Honb[l] Senate for the following amendment "that the cost be taxed by the Superior Court at their next Session in said County and if the * Several Towns shall * 13–666
neglect or refuse to pay the Same during the Session

of said Court — then the Attorney General may prosecute the delinquents — which amendment was read and concurred —

Sent up by Mr Hearsy

The Committee to consider and report what shall be done respecting the travel and wages of the Senate &c Reported that so much of the money paid into the Treasury for Continental Taxes and ordered to be stoped there be appropriated for the pay of the travel and wages of the Senate, Secretary, Clerk and extra pay of the Assistant Clerk and travel of the Honbl House this Session and that the rest of said money remain in the Treasury until further order — Signed John Pickering for the Committee which report being read and considered *voted* that it be received and accepted —

Motion was made to reconsider the foregoing vote and the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr Chamberlain	Mr Pierce	Mr Greeley
Mr Bartlett	Mr Odlin	Mr Franklin	Mr Abbott
Mr Rollins	Mr Glidden	Mr Macgregore	Mr Page
Mr Emerson	Mr Hearsy	Mr McConnell	Mr Griffin
Mr Jere Smith	Mr Barrett		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Gould	Mr Allen	Mr Baldwin
Mr Jabz Smith	Mr Hough	Mr Frink	Mr Duncan
Mr Bettan	Mr Blanchard	Mr Stone	Mr Jackman
Mr Bedee	Mr Jenness	Mr Crawford	Mr Temple
Mr Campbell	Mr Torr	Mr Hutchens	Mr Wellman
Mr Hodgdon	Mr Hoit	Mr Eames	Mr Holmes
Mr Flanders	Mr Rand	Mr Eastman	Mr Mooney
Mr Rand	Mr Buswell	Mr Dow	Mr Johnson
Mr Whipple	Mr Gaskill	Mr Palmer	Mr Tarlton
Mr Copland			

18 yeas — 37 nays, so it was not reconsidered —

Sent up by Mr Hodgdon

* 13–667 * An Act to impower James Macgregore Esqr and John Neal Yeoman to prosecute an Action of Review now pending at the Superior Court in the County of Rockingham against the Executor of the will of Jonathan Moulton Esqr deceased, was read a third time and passed to be Enacted —

Sent up by Mr Macgregore & Mr Odlin

An Act for the appointment of Soliciters General was read a third time and passed to be Enacted —

Sent up by Mr Macgregore & Mr Odlin

The Committee on the printers accounts reported that John Melcher be allowed one hundred and eighty five pounds Sixteen Shillings and three pence in full for his account for printing the Laws, journals and advertisements — That Lamson and Ranlet be allowed Sixty four pounds Six shillings and ten pence in full for their Accounts of printing Laws orders proclamations Advertisements and precepts — That George Jerry Osborne be allowed fifty nine pounds thirteen shillings in full for his account for printing journals advertisements & precepts — The above to be paid in orders on the Impost and Excise Signed Ebenezer Smith for the Committee — which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Griffin

Upon reading and considering the Petition of Edmund Chadwick *voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly — Sent up by Mr Griffin

The Committee on Judge Livermores letter and the situation of Genl Reid and other Invalids — Reported that Genl Reid and other Invalids of this State be paid what is already due out of the outstanding continental Specie Tax agreably to the Resolves of Congress — Signed Peter Green for the Committee which report being read and considered *voted* that it be received and accepted — Sent up by Mr Holmes

*The vote on the Petition from Hilsborough came down from the Honb^{l} Senate for the following amendment "that no person of a different denomination be assessed towards defraying the expence of said Meeting House" — was read and concurred — Sent up by Mr Pierce *13–668

Voted that the Account of Col^{o} Thomas Stickney amounting to one pound three shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Whipple

The following resolve came down from the Honb^{l} Senate for Concurrence

State of New Hamp^{r} } In Senate June 17th 1789

Resolved by the Senate and House of Representatives in General Court convened that the following Oath or affirmation to wit "I A B. do Solemnly Swear or affirm (as the case may be) that I will support the Constitution of the United States" which Oath or affirmation is prescribed by Act of Congress to be taken by the Members of the Legislature, executive & judicial officers of this State shall be administered by any of the Council to the President

and by the President for the time being to the Members of the Legislature and Council and by any of the Council for the time being or any justice of the Superior or Inferior Court or any person mentioned in the Dedimus for Swearing Civil officers of this State to the rest of the Executive as well as judicial officers of the State within the time mentioned in the Act of Congress — which Resolve was read and Concurred — Sent up by Mr Whipple

Adjourned to 8 o'Clock to morrow morning

FRIDAY JUNE 19th 1789

The House met according to adjournment

*13-669 *Voted* that the Extents issued against the Select *men of Concord alias Gunthwait be stayed until the further order of the General Court — Sent up by Mr Young

Voted that the Account of Caleb Buswell amounting to three pounds fifteen shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Macgregore

Voted that the Ballance of the Account of John Calfe Esq' amounting to Seven pounds five shillings and four pence be allowed and paid out of the Revenue arising by excise or Impost and that the President give order accordingly —

Sent up by Mr Macgregore

Voted that the Account of Josiah Nelson amounting to Seven pounds nine Shillings be allowed and paid out of the Treasury by order of the President Sent up by Mr Macgregore

Voted that the Account of Edward S Livermore Esq' amounting to thirty Six Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Macgregore

Voted that Richard Hazzen Osgood be allowed thirty Shillings for the use of his house for Committees of the General Court —

Sent up by Mr Macgregore

The Committee on the Secretary's Account reported that the accounts exhibited by Joseph Pearson Esq' be allowed and paid out of the Treasury by order of the President said Accounts amounting to four hundred and nineteen pounds which is to be in full of all his accounts against the State as Secretary, Signed Peter Green for the Committee, which report being read and considered *voted* that it be received and accepted — Sent up by Mr Macgregore

Voted that Mr Hale, Mr Frink & Mr Abbott with such of the Honbl Senate as they may join be a Committee

*13-670 *to consider of the Petition of Genl James Reid and all

other Invalids and report what Sum they shall severally intitled to receive in future as Invalids — Sent up by Mr Sias

Voted that the Account of Samuel Chamberlain Esqr amounting to one pound two shillings & Six pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr McConnell

An Act for laying a Tax of one penny ℔r Acre on all the Lands in a place called Peterborough Slip annually to be continued for the term of three years for the purpose of repairing the public roads and bridges in said place — was read a third time and passed to be Enacted —

Sent up by Mr Holmes & Mr Duncan

An Act directing the mode of filling Summonses in civil Actions was brought down from the Honbl Senate was read a third time — and *voted* that it be Enacted —

Sent up by Mr Holmes & Mr Duncan

Upon reading and considering the Petition of James Macgregore Esqr *voted* that the prayer thereof be granted and that the Treasurer Stay the Extent until further order of Court unless said Macgregore shall request that the Extent issue against himself & Majr Jonathan Cass — Sent up by Mr Macgregore

Voted that it be recommended to his Excellency the President with advice of Council to remove the Honbl Samuel Livermore Esqr from the Seat of chief Justice of the Superior Court of Judicature — he having accepted a Seat in Congress which is incompatible with the Office of chief Justice of this State —

Sent up by Mr Jackman

An Act to enable the Select men of Allenstown in said State to Assess one penny ℔r Acre on all the * Lands in said Town improved and unimproved for the term of three years next ensuing for the purpose of repairing and making passable and convenient the Roads and Bridges in said Town, was read a third time and passed to be Enacted — * 13–671

Sent up by Mr McConnell & Mr Bettan

Resolved that the Judge of Probate for the County of Cheshire be directed to call upon the Trustees of the Estate of Breed Batcheldor an absentee deceased in order for an immediate settlement — Sent up by Mr McConnell

The Committee on the propriety of allowing interest on £203 .. 8 .. 10 allowed to Lebanon Janr 17th 1787, Reported that as the Town of Lebanon are to pay interest for the deficiency of their proportion of Continental Soldiers, that said Town be allowed

Interest on the said Sum of two hundred and three pounds eight shillings and ten pence from the said 17th of January 1787 to this time and that the Treasurer govern himself accordingly — Signed Ebenz[r] Smith for the Committee which report being read and considered *voted* that it be received and accepted —

Sent up by M[r] Hough

Voted that Thursday the twenty sixth day of November next be observed as a day of public thanksgiving throughout this State and that the President with advice of Council be desired to issue a proclamation for that purpose — Sent up by M[r] Hough

The Committee on the Treasurers Letter reported that a Committee be appointed to enquire into the matter respecting those extents alluded to in his letter and report the Situation of the matter to the Court the next Session Signed Ebenz[r] Smith for the Committee which report being read and considered *voted* that it be received and accepted and that M[r] Torr and M[r] Copp be a Committee for that purpose — Sent up by M[r] Hough

*13–672 **Voted* that the Treasurer be directed to stay his extent against John Young & Samuel Young Esq[rs] for Excise due from Ebenezer Green Esq[r] Deceased until further order of the General Court — Sent up by M[r] Young

Voted that the Treasurer be directed to Stay his Extent against the Town of Littleton until further order of the General Court — Sent up by M[r] Young

The Committee on the Petition of Thomas Greenfield Reported that the Petitioner have liberty to enter the Action mentioned in his Petition at the next Superior Court to be holden in the County of Hillsborough and have a trial on the merits the default notwithstanding provided he pay the cost already arisen Signed Christopher Toppan for the Committee which report being read and considered *voted* that it be received and accepted and that he have leave to bring in a Bill accordingly at the next Session —

Sent up by M[r] Young

Whereas by the Operation of the Government of the United states the fund for the Redemption of Impost orders will be insufficient for the payment of the Same Therefore be it *Resolved* that the Treasurer, Impost Officer and collector of Excise be directed to receive either Impost or Excise orders in payment for impost or excise — Sent up by M[r] Pierce

An Act to alter the time of holding the Superior Court for the County of Grafton was read a third time and passed to be Enacted — Sent up by M[r] Pierce & M[r] Gaskill

Upon reading and considering the Petition of Jacob Choate *voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly he the said Choate satisfying the fees — Sent up by Mr Smith

* Adjourned to half past 2 o'Clock P. M. * 13–673

Met accordingly

Voted that the Revrd Israel Evans have and receive out of the Treasury forty shillings for his Services as Chaplain to the General Court the Present Session and that the President give order accordingly — Sent up by Mr Campbell

The Secretary came down and gave information that he was directed to inform that his Excellency the President with advice of Council has seen fit to adjourn the General Court to meet again at Portsmouth on Wednesday the twenty third day of December next agreably to a vote of both houses and they are adjournd accordingly —

JOURNAL OF THE SENATE

CONTAINING THE PROCEEDINGS

FROM DECEMBER 23, 1789, TO JANUARY 26, 1790.

*STATE OF NEW HAMPSHIRE. *2-500

At a Session of the General Court begun and holden at Portsmouth agreeably to adjournment, on Wednesday December 23d 1789. Present in Senate.

His Excellency John Sullivan Esqr President. The Honorable John Pickering, Christopher Toppan, John Bell, Ebenezer Smith, Robert Wallace, Robert Means, and Amos Shepard Esquires

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY, DECEMBER 24th 1789.

*Met according to adjournment. *2-501

Present as yesterday, with the addition John M'Duffee Nathaniel Rogers, and Peter Green Esquires.

His Excellency the President administered the Constitutional oath appointed by Congress to the Members of the Senate present; And also to the members of the Honorable House of Representatives.

A Vote, for a committee to join a committee of the Senate to consider of His Excellency's Message, and report what business is necessary first to be entered upon at this Session, was brought up, read and concurred: Mr Toppan, Mr Smith, and Mr Shepard, joined.

A Vote, for a committee to join a committee of the Senate to draught public bills and Resolves, was brought up, read and concurred Mr Pickering, Mr Green, and Mr Smith, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Samuel Dana, and others and report thereon, was brought up, read and concurred: Mr Toppan, and Mr Rogers, joined.

Adjourned till to-morrow 9, O'Clock A. M.

FRIDAY DECEMBER 25th 1789.

Met according to adjournment.
Present as Yesterday.
In Senate, December 25th, 1789.

Voted, that Josiah Gilman Junr Nathaniel Parker and Nathaniel Gilman Esquires, be a committee to examine in the Several Officers of this State for proper vouchers to authenticate the Account of this State against the United States and furnish John T. Gilman Esqr one of the Commissioners with them Sent down for concurrence, by Mr Wallace.

[Adjourned 'till to-morrow, 9 o'clock, A. M.]

SATURDAY, DECEMBER 26th 1789.

Met according to adjournment.
Present as yesterday with the addition of Mr Freeman.

A Vote, to hear the petition of the several Inhabitants of Hopkinton on the second Tuesday of their next Session, was bro't up, read & concurred

*2–502 * Adjourned 'till Monday next 3 OClock P. M.

MONDAY, DECEMBER 28th 1789.

Met according to adjournment.
Present all the Senate except Mr M'Duffee

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Bath and report thereon, was brought up, read and concurred: Mr Bell, and Mr Freeman, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Jeremiah Folsom Esqr and report thereon, was brought up, read and concurred: Mr Rogers, and Mr Smith, joined.—

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Samuel Hunt Esqr and report thereon, was brought up read and concurred: Mr Wallace, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of New-Chester, and Bridgewater, and report thereon, was brought up, read and concurred: Mr Means, and Mr Smith, joined.

A Vote, granting the prayer of the Memoral of Samuel Sherburne Esqr and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned 'till to morrow 9, O'Clock A. M.

TUESDAY, DECEMBER 29th 1789.

Met according to adjournment.

Present as Yesterday, with the addition of Mr M'Duffee.

A Vote, granting the prayer of the petition of John Goffe, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to hear the petition of the Inhabitants of Haverhill on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to take under consideration the petition of Jacob Straw and other Inhabitants of Hopkinton, was brought up, read and concurred: Mr Green, and Mr Smith, joined.

A Vote, for a committee to join a Committee of the Senate to [take] into consideration what method shall be taken for paying * The arrearages due to Invalid pensioners in this * 2–503 State and how and in what manner the Money now in the Treasury shall be appropriated and report thereon, was brought up, read and concurred: Mr Toppan Mr Smith, Mr M'Duffee, and Mr Means, joined.

A Vote, for a committee to join a committee of the Senate to take under consideration the Laws of this State respecting prisoners and Goals &c. was brought up, read and concurred: Mr Toppan, Mr Freeman, and Green, joined.

A Vote for a committee to join a committee of the Senate to consider of and report what they shall judge necessary to be done respecting printing the Laws of this State, was brought up, read and concurred: Mr Smith, Mr Shepard, and Mr Rogers, joined.

A Vote, to pay the account of the Selectmen of Portsmouth for Boarding &c. Henry Thompson, and George Drake, was brought up, read and concurred

A Vote, granting the prayer of the petition of Joseph Millikin, and giving him leave to bring in a bill granting him the Liberty of a Trial at the Superior Court in the same manner as thought the default had not taken place, was brought up, read and concurred with this amendment that he give notice to the said Ward by serving him with a Copy of the Act of Court and the nature of his offset if any he has, at least fourteen days before the sitting of the Superior Court, sent down

A Vote, to pay the Account of John Duncan Esqr amounting to three pounds, for calling meetings in unincorporated places, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to take under consideration the Laws directing the Sale of Lands for Taxes and report such alterations as they shall Judge necessary, was brought up, read and concurred: Mr Freeman, and Mr Smith joined.

A Vote, to pay the account of the Selectmen of Lebanon, amounting to fourteen pounds, twelve shillings for supporting &c Ebenezer Cheney a transient person, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to take under consideration the act relative to the distribution of Insolvent Estates &c. &c. was brought up, read and concurred Mr Pickering, Mr Green, and Mr Means, joined.

*2-504 *A Vote, for a committee to join a committee of the Senate to consider of the petition of James Flanders in behalf of the Proprietors of Warner and report thereon, was brought up, read and concurred: Mr M'Duffee, and Mr Bell joined.

IN SENATE, DECEMBER 29th 1789.

The Senate having considered the Vote of the Honorable house of the 26 Instant proposing a conference to consider, when His Excellency President Sullivan can constitutionally continue in the Chair of Government while he holds the Office of District Judge are of opinion that it is improper to join in Conference on that subject, because the Honorable house of Representatives are by the Constitution, the grand inquest of the State, and all impeachments made by them must be heard and tried by the Senate

J. Pearson Secretary.

Adjourned 'till to-morrow 9, O'Clock A. M.

WEDNESDAY, DECEMBER 30th 1789.

Met according to adjournment.

Present as yesterday.

A Vote, to hear the petition of Jeremiah Folsom on the third Tuesday of January next, was brought up, read and concurred.

A Vote, of December 25 Instant appointing a committee to examine the several Officers of this State for proper vouchers to authenticate the Accounts of this State against the United States, was brought up, read and concurred with this amendment that Nathaniel Parker and Nathaniel Gilman be the Committee which amendment was concurred.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of keeping up, an Office of Comptroler of Accounts, was brought up, read and concurred. Mr Green and Mr M'Duffee, joined.

A Vote, for a committee to join a committee of the Senate, of the Petition of Shannon and Waldron, was brought up, read and concurred: Mr Rogers, joined.

A Vote for a Committee to join a Committee of the Senate to consider of the petition of Jothum [Joshua] Nute, was brought up read [and concurred: Mr. Smith joined].

*A Vote, for a committee to join a committee of the *2–505
Senate to consider of the Account of Printers was brought up, read and concurred: Mr Means, and Mr Shepard, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Woodbury Langdon Esqr was brought up, read and concurred: Mr Green, and Mr M'Duffee, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Joseph Holman, was brought up, read and concurred Mr Smith, and Mr Rogers, joined.

A Vote, for a committee to join a committee of the Senate to examine the Laws of this State and report whether any and what Laws of this State militate with the Laws and Constitution of the United States, was brought up, read and concurred: Mr Pickering, Mr Green, and Mr Smith, joined.

A Vote to pay Col. Samuel Hunt seven pounds, ten shillings in full of his demand for dispersing public papers, was brought up, read and concurred.

A Vote for a Committee to join a committee of the Senate to consider of the petition of Rebecca Rawlings, was brought up read and concurred: Mr Bell, and Mr Freeman, joined.

A Vote, to hear the petition of Samuel Dana and others on the third Tuesday of January next, was brought up, read and concurred.

A Vote, to pay the account of Richard Sinclair amounting to two pounds two shillings for laying out a Road &c. was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider what encouragement they shall jud[g]e proper to be given Manufactures in this State, was brought up, read and concurred Mr Toppan, and Mr Green, joined.

A Vote, for a committee to join a committee of the Senate to take under consideration the Excise laws of this State and report

thereon, was brought up, read and concurred: Mr Means, Mr Toppan, and Mr Smith, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Henry Ranlet, and report thereon, was brought up, read & concurred: Mr Toppan, Mr Rogers, and Mr Green, joined.

*2–506 *A Vote, for a committee to join a committee of the Senate to consider of the petition of J. Melcher, was brought up, read and concurred: Mr Toppan, Mr Rogers and Mr Green, joined.

A Vote for a committee to join a committee of the Senate to consider of the Laws respecting the admission of Town Inhabitants, and report thereon, was brought up, read and concurred: Mr Shepard and Mr Green, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Inhabitants of Rye, New-Castle, and Greenleand was brought up, read and concurred: Mr Pickering, Mr Toppan, and Mr Wallace, joined.

A Vote, to hear the petition of John Hogg on Friday the eighth day of January next, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

THURSDAY, DECEMBER 31st 1789.

Met according to adjournment.

Present as yesterday.

An Act to enable Samuel Sherburne of Portsmouth in the County of Rockingham and State of New Hampshire Esqr the Son of John Sherburne of Portsmouth Esqr to assume and use the name of John in addition to and next immediately proceeding his Christian name of Samuel, having been read a third time, *Voted* that the same be enacted.

A Vote granting the prayer of the petition of Jaasiel Harriman and that he have leave to bring in a bill for re-entering his action at the next Inferior Court in the County of Grafton &c. &c. was brought up read and concurred with this amendment, that the petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that he serve said Hurd with a Copy of the petition and order of Court thereon three Weeks prior to the sitting of the General Court and that all further proceedings in said Action and Judgment recovered thereon be staid untill the determination of the General Court. Sent down for concurrence.

A Vote, to hear the petition of His Excellency John Sullivan on the Second Wednesday of January next was bro't up, read & concurred.

*A Vote, that the petition of Fishersfield Warren and *2–507
Peirmont be referred to the committee on the petition of
New-Chester and Bridgewater, was brought up, read and concurred: Mr Means and Mr Smith, joined.

A Vote for a committee to join a committee of the Senate to consider of the petition of Benjamin Goodhue, and others, was brought up read and concurred. Mr Smith Mr Wallace, and Mr M'Duffee joined

A Vote for a committee to join a committee of the Senate to consider what method shall be taken for establishing permament Salaries for the Justices of the Superior Court, was brought up read and concurred: [Mr Green, Mr M'Duffee, Mr Wallace and Mr Shepard, joined.]

A Vote, that the Attorney General be requested to make enquiry for the bonds given by Robert Smith Trustee to the Estate of Stephen Holland an absentee and if on examination he finds the said Smith has not accounted for the monies by him received that he put the bond in suit, was brought up, read and concurred.

A Vote, granting the prayer of the petition of Peter Peirce and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pospone the hearing on the Petition of Cyrus Baldwin 'till to-morrow, was brought up, read and concurred

A Vote to pospone the hearing on the petition of Cardigan 'till Tuesday next, was brought up, read and concurred.

A Vote, granting the prayer of the petition from Lemster and giving them leave to bring in a bill to enable to raise two pence ℔r Acre for one year, was brought up, read and concurred.

A Vote, that the Town of Tuftonborough be abated ninety one pounds, eighteen shillings, of the Certificate Taxes against said Town, was brought up, read and concurred.

A Vote, granting the prayer of the petition from Moultonborough and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a Committee of the Senate to consider of the petition of Gideon Tiffany, was brought up, read and concurred: Mr Freeman, and Mr Green, joined.

*Adjourned 'till to-morrow morning 9, o'Clock. *2–508

FRIDAY, JANUARY 1st, 1790.

Met according to adjournment
Present as yesterday.

A Vote, that Josiah Gilman [Junr] Esqr be added to the committee appointed to examine in the several Officers of this State for proper vouchers to authenticate the account of this State against the United States [and furnish J. T. Gilman Esqr one of the Commissioners with them,] was sent down for concurrence: brought up, concurred.

A Vote, to hear the petition of the Selectmen of Lyndeborough on the second Wednesday of the next Session, was sent down for concurrence.

A Vote that Joseph Holman have eighteen pounds to be paid out of the State Specie tax for the Loss of his Leg occasioned by lameness acquired by fatigueing marches in the service of his Country was brought up, read and concurred

A Vote, for a committee to join A committee of the Senate to consider of the Act to prevent unnecessary costs to Debtors by Creditors bringing actions of debt on Judgments &c. &c. was brought up, read and concurred: Mr Pickering and Mr Green, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Timothy Walker Esqr and others; also report what alterations are necessary to be made in the County lines, was brought up, read and concurred: Mr Freeman, Mr Toppan, Mr M'Duffee, Mr Shepard and Mr Bell, joined.

A Vote, granting the prayer of the petition of Rebecca Rawlings and giving her leave to bring in a bill accordingly, was brought up, read and Non-concurred.

A Vote, to hear the petition of Rebecca Rawlings on the second Tuesday of this Instant, was sent down for concurred [concurrence], brought up, concurred.

A Vote to pospone the hearing on the petition of C.
*2-509 *Baldwin untill the second Wednesday of the next Session, was brought up, read and concurred.

A Vote, to hear the petition of J. Herriman on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, granting the prayer of the petition of the Inhabitants of New-Castle, and others, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Charles Henzell, was brought up, read and concurred. Mr Shepard, and Mr Freeman, joined.

A Vote for a committee to join a committee of the Senate to consider of the account of Col. Supply Clap, was brought up, read and concurred: Mr Rogers and Mr Green, joined.

A Vote, that two hundred and fifty Copies of the proposed amendments to the Constitution of the United State be directed and distributed to the members of the Legislature as soon as may be for their perusal, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Ichabod Rollins Esqr and similar matters, was brought up, read and concurred: Mr Smith, and Mr Means, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Thomas Wallingford, and others, was brought up, read and concurred: Mr M'Duffee, joined.

An Act to enable Joseph Millikin of Plimouth in the County of Grafton in said State to enter an appeal at the next Superior Court of Judicature to be holden in said County and to plead thereto in the same manner as though the Judgment had not been rendered therein against him by default at the Inferior Court having been read a third time, *Voted* that the same be enacted.

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Oliver Holmes, was brought up, read and concurred Mr Wallace, and Mr Rogers, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Ozias Silsby, was brought up, read and concurred Mr Means, and Mr Wallace, joined.

*A Vote, to pospone the hearing on the petition of the Selectmen of Effingham untill Wednesday next, was brought up, read and concurred. *2-510

A Vote, for a committee to join a committee of the Senate to consider of the Laws respecting Criminal Prosecutions, was brought up, read and concurred: Mr Pickering, joined.

A Vote, granting the prayer of the petition of Sarah Hartshorn and giving her leave to bring in a bill accordingly, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY, JANUARY 2d 1790.

Met according to adjournment.

Present as Yesterday [except Mr. Pickering and Mr. Green].

A Vote, that Captain Dudley Odlin be requested to call on Josiah Gilman Esquire Comptroller of Accounts for all obligations that

may be found in that Office given by Individuals for money advanced by this State for purchasing Arms and Ammunition and for Securities given for the Improvement of sequestered Estates and lay them before this house was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of forwarding to Congress an Estimate of this State debt &c, was brought up, read and concurred: Mr Pickering, and Mr Freeman joined.

A Vote, to hear the petition from Peirmont on the second Tuesday of January Instant, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Richard Jenness, was brought up, read and concurred: Mr Smith, and Mr Rogers, joined.

A Vote, to hear the petition of the Selectmen of Warren on the second Tuesday of the next Session, was brought up, read and concurred

A Vote, to hear the petition from Fishersfield on the second Tuesday of the next Session, was brought up, read and concurred:

Adjourned 'till to-morrow, 9, O'Clock A. M.

MONDAY, JANUARY, 4th 1790.

Met according to adjournment.

Present as yesterday, with the addition of Mr Pickering.

* 2–511 * Upon motion of the petitioner (John Sullivan Esqr) since the appointing the Second Wednesday of January 1790 for the day of hearing, it was made to appear that one of his principal witnesses is absent out of the State and cannot be present at the time appointed, Therefore to save trouble and expence to the parties, *voted* that Instead of the said second Wednesday, the hearing on said petition shall be on the second Tuesday of the next Session of the General Court and that all further proceedings on said Judgments be staied in the mean time, sent down for concurrence.

A Vote, to hear the petition of Thomas Wallingford and others on the second Tuesday of January instant, was brought up, read and concurred.

A Vote, that the petition of George J. Osborne, be referred to the Committee on Henry Ranlets petition, was brought up, read and concurred

A Vote, granting the prayer of the petition of Aaron Allen and giving him leave to bring in a bill accordingly, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of the Petition of Lemuel Holmes in behalf of [Capt.] Holdridge, was brought up, read and concurred. [Mr. Shepard joined.]

A Vote to hear the petition from New Chester and Bridgwater on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to pay Ozias Silsby six pounds in full for carrying public papers, was brought up, read and concurred

A Vote, to pay Samuel Bean three pounds seven shillings for carrying public papers, was brought up, read and concurred.

A Resolve that the Town of Sandwich be abated one seventh part of the Taxes called for by the Treasurers preceipt for the year 1789, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Samuel Jones, was brought up, read and concurred: Mr Bell, and Mr Wallace, joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY, JANUARY 5th 1789 [1790.]

Met according to adjournment.
Present as yesterday.

A Vote to pospone the hearing on the petition *John *2-512
Sullivan Esqr to the second Tuesday of the next Session,
was brought up, read and concurred with this amendment that the petitioner cause that Ebenezer Thompson Esqr the petitionee be served with a Copy of this Vote, without loss of time, which amendment, was concurred.

A Vote, to hear the petition of John Pickering Esqr in behalf of John Phillips on Tuesday next, was sent down for concurrence, brought up, concurred.

A Vote, that the remainder of the hearings which were to have been this day before the General Court be posponed untill to-morrow morning of which all persons concerned are to [take notice and] govern themselves accordingly, was brought up, read and concurred.

A Vote, to pospone the hearing of the petition of Cardigan untill to-morrow, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of Peter Phelps, was brought up, read and concurred: Mr Smith, and Mr Freeman joined.

A Vote that Samuel Jones have a Grant of six pounds for the loss he sustained on the depreciation Notes that he collected in the year 1780, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

MONDAY [WEDNESDAY] JAN^{Y} 6th 1790.

Met according to adjournment.

Present as yesterday.

An Act, to enable the Selectmen of Moultonborough to assess levy and collect a Tax on all the Lands of Non-resident Proprietors in said Town for Building Bridges and repairing highway in said Town, having been read a third time *Voted* that the same be enacted with this amendment that the Collector to whom a List may be committed shall give public Notice in one of the Portsmouth News papers as early as the first day of May in each year to the owners of the Lands so taxed of such assessment, sent down, brought up, concurred.

A Vote, that Mr Peabody Mr Duncan, and Mr Sheafe be added to the Committee on pay of Invalids &c. was brought up, read and concurred. Mr Freeman added.

A Vote, to pospone the hearing on the petition of Joseph Hicks to the third Wednesday of the next Session, was brought up, read and concurred:

A Resolve, to alter the annual Meeting in Walpole from the third Wednesday in March to first Wednesday in said Month, was brought up, read and concurred.

*2-513 *A Vote, granting the prayer of the petition of the Selectmen of Fitzwilliam and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pay the account of Daniel Beede amounting to one pound for a Journey to Barnstead as one of the Committee, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of J. Kimball, was brought up, read and concurred: Mr Shepard, and Mr Freeman, joined.

A Vote, to pospone the hearing on the petition of Jonathan Blake to the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to stay the Extents against the Town of Gilsom or Captain Holdrich the Constable for Gilsom for the year 1786 for the term of one year from this date and that the Treasurer govern himself accordingly, was brought up, read and concurred.

An Act, to empower Daniel Campbell to sell certain Lands in Amherst and to direct the disposition of the proceeds of such sale, having been read a third time, *Voted*, that the same be enacted

A Vote, granting the prayer of the petition of the Selectmen of Effingham and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the Petition of Theodore [Theophilus] Dame, was brought up, read and concurred: Mr Toppan, joined.

Adjourned 'till to-morrow morning 9, o'Clock

THURSDAY, JANUARY 7th 1790

Met according to adjournment.

Present as yesterday.

A Vote, of yesterday to pospone the hearings that were to have been on that day to this day, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of Joseph Huntoon, was brought up, read and concurred: Mr M'Duffee, and Mr Means joined.

*A Vote, granting the prayer of the petition of O. Sanders, and giving him leave to bring in a bill accordingly, was brought up, read and concurred *2-514

A Vote, for a committee to join a committee of the Senate to consider of the Report of the committee to run the lines &c. &c was brought up, read and concurred: Mr Freeman, and Mr M'Duffee, and Mr Wallace Joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY JANUARY 8th 1790.

Met according to adjournment.

Present as yesterday with the addition of Mr Green.

A Vote, to pospone the hearings on the petitions which were to have been yesterday untill this day, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of John Orr, untill Friday next, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate, to consider of the Petition of L. Holmes, was brought up, read and concurred: Mr Green, Joined.

A Vote for a committee to join a committee of the Senate to consider of the petition from Wentworth, was brought up, read and concurred: Mr Smith joined.

A Vote, to hear the petition of J. Kimball on the second Wednesday of the next Session, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of S. Flagg, was brought up, read and concurred: Mr Green, and Mr Toppan, joined.

A Vote, to accept the report of the a committee [on the petition of the inhabitants] of New Boston and Goffstown relative to certain lines, was brought up, read and concurred

A Vote, that the Chief Justice of the Superior Court have one hundred and fifty pounds, for his Services as such annually and the other Justices of said Court one hundred and thirty pounds each accounting for the fees, was brought up, read and concurred with this amendment that the Chief Justice have one hundred and seventy five pounds, and his share of the fees without being accountable for the same; And the other Justices have one hundred and thirty pounds each without being accountable for the fees and that they be paid quarterly in Orders as heretofore was

*2-515 *Sent down for concurrence, brought up, amendment non-concurred.

A Vote, granting the prayer of Joseph Huckins, and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of B. [Benjamin] Cass was brought up, read and Non-concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition from Lyme, was brought up, read and concurred Mr Freeman, joined.

An Act to restore Samuel Hogg to his Law, having been read a third time, *Voted* that the same be enacted.

A Vote, granting the prayer of the petition from Chesterfield and giving them leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a Committee to join a committee of the Senate to consider of the petition of Capt. Salter, was brought up, read and concurred: Mr M'Duffee, joined.

A Vote, for a committee to join a committee of the Senate to consider the act of Congress respecting light houses, was brought up, read and concurred: Mr Pickering joined.

A Vote to pospone the hearing on the petition of Joseph Blake to the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of George Jaffrey Esqr was brought up, read and concurred. [Mr. Shepard and Mr. Green joined.]

Adjourned 'till to-morrow morning 9, O'Clock.

SATURDAY, JANUARY 9th 1790

Met according to adjournment.

Present as yesterday, except Mr Means

A Vote, for a committee to join a committee of the Senate to consider of the Account of Isaac Grinswall, [Griswald] was brought up, read and concurred: Mr Shepard, joined

A Vote, to pospone the hearings which were to have been yesterday until Tuesday next, was brought up, read and conc'd

* A Vote, so far granting the prayer of the petition of * 2–516 S. Penhallow as that he have leave to bring in a Resolve, directing the Treasurer to stay his Extent viz. said petition for one year, was brought up, read and concurred.

A Vote, granting the prayer of the petition of John Orr, and giving him leave to bring in a bill according, was brought up, read and concurred

A Vote, on the petition of Lit. Joseph Huntoon that he be allowed Depreciation from September 1777 to October 1778 in common form as other Officers and Soldiers of the late army, was brought up, read and concurred.

A Vote, to hear the petition of Richard Jenness, on Thursday next, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of Sundry petitions from the County of Strafford, was brought up, read and concurred: Mr Freeman, Mr Rogers and Mr Toppan, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition from John Mendum, was brought up, read and concurred Mr Wallace and Mr Toppan, joined.

Adjourned 'till monday next 3, O'Clock P. M.

MONDAY, JANUARY 11th 1790.

Met according to adjournment.
Present as on Saturday last

A Vote, for a committee to join a committee of the Senate to consider of the propriety of lengthening the time for receiving State Notes in Lieu of Certificates &c. was brought up, read and concurred. Mr Toppan and Mr Pickering, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of John Young, was brought up, read and concurred: Mr Green and Mr Wallace, joined

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Inhabitants of Wendall, and others, was brought up, read and concurred: Mr Smith, and Mr Rogers, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of the Selectmen of Wendall, was brought up, read and concurred: Mr Shepard, joined.

*2–517 * An Act, to Enable the Guardian of the Children of John Griffin of Derryfield Deceased to sell certain Lands, having been read a third time, *Voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate to consider of the Petition of Mary Parsons, was brought up, read and concurred.

Adjourned 'till to-morrow morning 9, O'Clock.

TUESDAY JANUARY 12th 1790.

Met according to adjournment.
Present as yesterday.

An Act empower Sarah Chapin of Alstead in the County of Cheshire to sell the real Estate of Hirum Chapin late of Surry in the County of Cheshire deceased of the heirs, having been read a third time, *Voted* that the same be enacted.

An Act to empower the Judge of Probate to appoint a Guardian of the person and Estate of Mehitable Treadwell [the wife of William Earl Treadwell] of Portsmouth in the County of Rockingham she being non compos mentis and to enable such Guardian to sell as much of her real Estate from time to time as may be sufficient for her support and the payment of Taxes on her out Lands, having been read a third time, *Voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate to

consider of the petition of John Wendall in behalf of Lyman, was brought up, read and concurred: Mr Smith, joined.

A Vote, granting the prayer of the petition of Abigail Stroud and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote referring the petition of Moses Kelley to the committee of on J. Griswald Account, was brought up, read and concurred

A Vote, granting the prayer of the petition of G. Tiffany, and giving him leave to bring in a bill accordingly, was brought up, read and concurred

A Vote for a committee to join a committee of the Senate to consider of the petition of J. [John] Young, was brought up, read and concurred: Mr Green, joined.

*A Vote, for a committee to join a committee of the *2-518
Senate to consider of the petition of B. Cilley, was brought up, read and concurred: Mr Shepard, Mr Rogers, and Mr Green, joined.

An Act impowering the Inferior Court for the County of Rockingham to rivise a bill of cost against the proprietors of Haverhill having been read a third time, *Voted* that the same be Non-concurred

A Vote, for a committee to join a committee of the Senate to consider of what shall be done relative to the collections of outstanding Taxes, was brought up, read and concurred: Mr Smith and Mr Toppan, joined.

An Act to enable the Selectmen or assessors of Lemster to Tax the Lands of non-resident proprietors in said Town to repair the public Roads in said Lemster, having been read a third time, *Voted* that the same be enacted.

A Vote to hear the petition of the Selectmen of Alstead on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider and report to what time and place the General Court shall adjourn, was brought up, read and concurred: Mr Green and Mr M'Duffee, joined.

A Vote for a committee to join a committee of the Senate from an estimate of the sums necessary to be raised by tax, was brought up, read and concurred. Mr Toppan Mr Rogers and Mr Smith joined, [Mr Freeman] and Mr Wallace added.

A Resolve, that Jesse Johnson be impowered to call a Meeting in the Town of Cardigan, was brought up, read and non-concurred.

A Vote, for a committee to join a committee of the Senate, on the petition of H. Sherburne, was brought up, read and concurred: Mr Bell and Mr M'Duffee, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of B. Stone, was brought up, read and concurred: Mr Wallace and Mr Bell, joined.

A Vote to hear the petition of the Selectmen of Wendell on the second Tuesday of the next Session, was brought up, read and concurred

A Vote, that it is of Importance to keep up, the Office of Comptroller of Accounts, was brought up, read and concurred.

*2-519 *A Vote, to pospone the hearing on the petition of John Phillips to Tuesday next, was brought up, read and concurred.

A Vote, to pospone the hearing on the petition of T. Wallingford, to Friday next, was brought up, read and concurred.

A Vote for a committee to join a committee of the Senate to consider of the petition of E. Brewster, was brought up, read and concurred. Mr Freeman, joined.

A Resolve, altering the time of holding the annual Meeting of Fitzwilliam from the third Tuesday in March to the first Monday of March, was brought up, read and concurred.

Adjourned 'till to-morrow morning 9, O'Clock.

WEDNESDAY JANUARY 13th 1790.

Met according to adjournment.

Present as yesterday.

An Act to incorporate an Academy in the Town of Chesterfield by the name of the Chesterfield Academy, having been read a third [time] *voted* that the same be enacted.

A Vote, to accept the report of the Committee on Sundry petitions from Strafford against G. [George] Frost, viz. that having attentively and fully heard Mr Steel with his evidences in favour of the petitions; also George Frost Esqr and the evidences in his favour they were unanimously of opinion that the allegations and charges in said petitions are not sufficiently supported for the Court to grant a day of hearing and therefore that the petitions be dismissed, was brought up, read and concurred.

An Act granting a Lottery for rebuilding a Bridge over little harbour River to New-Castle, having been read a third time, *Voted* that the same be enacted.

Adjourned 'till to-morrow 9, o'Clock, A. M.

THURSDAY, JANUARY 14th 1790.

Met according to adjournment.
Present as yesterday.

A Vote that the hearing on the petition of His Excellency which was to have been heard on the second Tuesday in the next Session be heard on the second Thursday of said Session, was brought up, read and concurred.

* A Vote, for a committee to join a committee of the * 2-520
Senate to consider of the petition of C. Baldwin, was brought up, read and concurred Mr Smith, and Freeman, joined.

An Act to provide for the safe keeping in the public Goals in this State prisoners committed under authority of the United States, having been read a third time, *Voted* that the same be enacted.

A Vote, for a committee to join a committee of the Senate to consider of the petition of S. Nute, was brought up, read and concurred: Mr Smith, joined.

A Vote to hear the petition of the Selectmen of Protectworth on the Second Tuesday of the next Session, was brought up, read and concurred

A Vote, that the petition of Perter [Peter] Cushing be referred to the committee on B. Cilley's petition, was brought up, read and concurred

A Vote, to pay the Roll of Captain Salter amounting to one hundred and forty pounds, was brought up, read and concurred.

A Vote, to pay the account of T. [Thomas] Bartlett Esqr amounting to forty shillings, was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

FRIDAY, JANUARY 15th 1790

Met according to adjournment.
Present as yesterday.

A Vote, for a committee to join a committee of the Senate on the petition of Robert L. Fowler [Fowle] was brought up, read and concurred Mr Toppan, and Mr Rogers, joined.

A Vote, to hear the petition of B. Stone on the second Tuesday of the next Session, was brought up, read and concurred.

An Act to confirm certain Lands to John Orr, having been read a third time, *voted* that the same be enacted.

On motion — It was *voted* that Ebenezer Smith Esqr be the Senior Senator

An Act to restore John Hogg Jun. and others to their Law having been read a third time, *Voted* that the same be enacted

A Vote, that the Memoral of S. Hobart be referred to the committee on the encouragement of Manufacturies, was brought up, read and concurred.

*2–521 *A Vote, that the committee to report an Estimate for Taxes consider what sums shall be allowed to the civil Officers, was brought up, read and concurred.

A Vote, that Mr Hoit be added to the committee on the petition of I. Rollins Esqr was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of making alterations in the present mode of collecting Non-resident Taxes, was brought up, read and concurred. Mr Toppan and Mr Freeman, joined.

Adjourned till to-morrow 9, O'Clock A. M.

SATURDAY JANUARY 16th 1790.

Met according to adjournment.

Present as yesterday.

A Vote, granting the prayer of the petition of the overseers of the Poor of Portsmouth, and giving them leave to bring in a bill accordingly, was sent down for concurrence, brought up, concurred

A Vote, for a committee to join a committee of the Senate to consider of the Memorandum of Col. [Supply] Clap, was brought up, read and concurred: Mr Toppan, and Mr Smith, joined.

A Vote, for a committee to join a committee of the Senate to consider of the petition of B. Titcomb, was brought up, read and concurred Mr Smith, joined.

A Vote, to hear the petition of S. [Samuel] Griffin, of Packersfield on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, that the Town of Wendall be credited the sum of sixty pounds with Interest for a Soldier hired for three years and died in the service, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of the Account of George Gains, was brought up, read and concurred: M^r McDuffee, and Mr Smith joined.

A Vote, granting the prayer of the petition of S. Sherburne and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Resolve, that the Inhabitants of Pittsfield have a farther * Time of eight Months to compleat the highway leading from the main Road in Northwood to the province Road (so called) was brought up, read and concurred. * 2–522

An Act to enable the referes under a Rule of an Inferior Court of common pleas holden at Exeter in and for the County of Rockingham on the second Tuesday of November last by adjournment in an Action of the case wherein Peter Pearse was plantiff against Samuel Cutts Defendant and an Action of the case where Peter Pearse and Sarah Preston administrators of the Estate of Samuel Haines Deceased were Plantiffs against Samuel Cutts defendant and in an Action of the case where Peter Pearse, and Colburn Barret were plantiffs against Samuel Cutts Defendant on whose report on said actions Judgments have been entered in said Court to reconsider their Judgment on said Actions and if they find reason to alter their opinion to report the same to said Court and to enable said Court on said report to alter the former Judgment and caus Judgment to be entered upon each report as if no Judgment had been before rendered on said Actions, having been read a third time, *Voted* that the same be enacted.

A Vote, to pospone the hearing on the petition of Cardigan to the second Tuesday of the next Session was brought up, read and concurred

A Vote, that the Honorable General Court have the same allowance for travel and attendance at this Session that they had at the Last Session except the Speaker who shall have the additional sum of three shillings ℘r day for each days attendance over and above his other pay, was brought up, read and concurred.

A Vote, that a Survey of a tract of Land made to Dartmouth Colledge made by Jeremiah Eames Junr be as good and Valid as if said vote had been regularly passed, was brought up, read and concurred with this amendment that the grantees pay the cost of the survey, sent down, brought up, concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Account of B. C. Gilman, was brought up, read and concurred. Mr Toppain, joined.

A Vote, for a committee to join a committee of the Senate to report what method shall be taken for administering oaths * Was brought up, read and concurred: Mr Pickering, joined. * 2–523

A Vote, for a committee to join a committee of the Senate to consider what method shall be taken for collecting the Excise on

Speritous Liquors, was brought up, read and concurred: Mr Pickering, joined

A Vote, to pay the account of Moses Kelley amounting to four pounds for distributing Preeceipts &c. was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to consider of the petition of Jonathan Gordon, was brought up, read and concurred: Mr Smith, and Mr Bell, joined

A Vote to pospone the hearing on the petition of Cardigan to Friday next was brought up, read and concurred.

A Vote to hear the petition of the Selectmen of Wentworth on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, to pay the account of Isaac Grinswold, [Griswold] amounting to four pounds nineteen shillings for distributing Acts &c &c was brought up read and concurred.

Vote, on the petition of three of the late Officers of the Militia Company in Sandown praying to be restored to their former Office's that the House of Representatives has no objection to their being restored if his Excellency the President shall think it best, was brought up, read and concurred.

A Vote to hear the petition of L. Holmes in behalf of Gilsom and Sullivan on the third Wednesday of the next Session, was brought up, read and concurred

A Vote, to accept the report of the committee relative to some alteration in the lines for divinding the State into Counties recommending that a committee of one Member from each County be appointed to take the matter into consideration and report thereon at the next Session, was brought up, read and concurred.

A Vote to hear the petition of the Selectmen of Lyme on the second Tuesday of the next Session, was brought up, read and concurred.

A Vote, so far granting the prayer of the petition of the Inhabitants of Campbells Gore, as that Robert Wallace and others be a committee to view the situation of said petitioners &c &c was brought up, read and non-concurred.

*2-524 *A Vote, for a committee to join a committee of the Senate to consider of the petition of Major Marston, was brought up, read and concurred: Mr Wallace, joined.

An Act in addition to an Act intitled an Act to prevent the destruction of Salmon, Shad and Alewives in Merrimac River passed February 6th 1789 and for repealing all the Laws hereto-

fore made for that purpose, was read a third time *voted* that the same be enacted

An Act for altering the time of holding the annual Meeting in Atkinson in said State, having been read a third time, *voted* that the same be enacted.

Adjourned 'till Monday next 3, O'Clock P. M.

MONDAY, JANUARY 18th 1790.

Met according to adjournment.

Present as yesterday [on Saturday] last with the addition of Mr Means.

A Vote, to [hear] the petition of E. Brewster on the second Tuesday of the next Session, was brought up, read and concurred

A Resolve that orders on the Impost States specie tax navel Office and Excise be received in future by the Treasurer, farmers of Excise and collectors of Excis for any or either of the State specie Tax Impost or Excise, was brought up, read and concurred

A Vote, granting the prayer of the petition of Josiah Swett on condition that the appellants have the liberty of erecting their appeal if they see fit and that they have leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to nominate ten persons two from each County out of whom five persons one from each county to be chosen by ballot a committee to report at the next Session what alterations they Judge necessary to be made in the County lines within this State, was brought up, read and concurred. Mr Pickering Mr Freeman Mr Smith Mr Wallace, and Mr Shepard, joined.

A Resolve, that the probate Courts for the County of Rockingham be held at Portsmouth on the third Wednesday of February, June and October at Exeter the third Wednesday March, July & November a Londonderry on the third Wednesday of April August and December at Epsom on the third Wednesday of May September and January annually, was brought up, read and concurred

*A Vote, that the account of J. Eames Jun. be referred to the Committee for ascertaining the Unlocated Lands, was brought up, read and Non-concurred. * 2–525

A Vote for a committee to join a committee of the Senate to consider of His Excellency's Letter, was brought up, read and concurred: Mr Rogers and Mr Toppan, joined.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY, JANUARY 19th 1790.

Met according to adjournment.
Present as yesterday.

A Vote, that the hearing on the petition of John Phillips which was to have been this day be posponed untill the third Wednesday of the next Session of this Court and that all concerned take notice and govern themselves accordingly, Sent down for concurrence.

A Vote, to pay Benjamin C. Gilman three pounds, twelve Shillings in full of his account for Room firewood &c. was brought up, read and concurred.

A Vote, to hear the petition from Lemster Unity &c on the second Friday of the next Session, was brought up, read and concurred

A Vote to accept the report of the committee of John Peirce and others that the Lands sold in pursuance of the act mentioned in said petition redeamable in the same manner that Lands are redeamable by Law sold for non-payment of non-resident Taxes in said State, was brought up, read and concurred.

A Vote appointing Thursday the fifteenth day of April next to be observed as a day of public Fasting, was brought up, read and concurred

A Vote, so far granting the prayer of the petition of R. Jenness as to set aside the report of the referees and the Judgment thereon and that he have leave to review said Action, and that he have leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, that the account of Joseph Gilman Esqr be refferred to the committee on the acccount of the Board of War, was brought up, read and concurred.

An Act to vocate a Deed given by Joseph Huckins to Samuel Follet having been read a third time, *voted* that the same be enacted.

Adjourned 'till to-morrow 9, o'Clock A. M.

WEDNESDAY, JANUARY 20th 1790.

*2-526 * Met according to adjournment.
Present as yesterday.

A Vote, of Yesterday to pospone the hearing on the petition of J. Folsom Esqr untill this day, was brought up, read and concurred

A Vote respecting a Lottery for building Bridges over Ammo-

nussuck &c. was brought up, read and concurred with this amendment that four hundred and fifty pounds only be raised for the purpose aforesaid, sent down, brought up, concurred.

A Vote, that the General Court meet on the first Wednesday in June at Hopkinton, was brought up, read and Non-concurred.

State of New-Hampshire.

In Senate, January 20th, 1790, *Voted* that the General Court which by the Constitution is to meet on the first Wednesday of June next met at Concord in this State, was sent down for concurrence brought up, concurred.

A Vote, to accept the whole of the amendments to the Federal Constitution except the first and second Articles which first and second Articles were rejected, was brought up, read and concurred with this Amendment that the second Article only be rejected and that all the other amendments be accepted sent down, brought up, concurred excepting the following words in the latter part of the Article nor more than one Representative for every five [fifty] thousand

A Vote to accept the report of a committee appointed to receive and examine the accounts of the Board of War and that the President give order for the payment of the ballances, was brought up, read and concurred.

A Vote to pay the Account of Clark and Hill amounting to five pounds, fourteen shillings for laying out a Road from Northwood &c. was brought up, read and concurred.

A Vote, granting the prayer of the petition of Joseph Boutwell who prayed for the Indulgence of another Year to complete his payment to the Treasurer and that the Treasurer be directed to take back an Extent now lying against him and that the Treasurer govern himself accordingly, was brought up, read and concurred.

An Act to restore Josiah Swett to his Law, having been read a third time, *Voted* that the same be enacted.

An Act to authorize Isaiah Taylor to sell certain Lands, Having been read a third time, *voted* that the same be enacted

*An Act to make valid the Title to a peice of Land in Hanover in said State, having been read a third time, *Voted* that the same be enacted. *2-527

A Vote, to pay the members of the Council and of the General Court and their Officers their travel and attendance the present Session out of the Money in the Treasury and that the wages of the Representatives be added to the State Taxes of the several Towns in the same manner as heretofore practised and that the

President give order for the payment of the several Rolls accordingly, was brought up, read and concurred.

A Vote, to hear the petition of the Selectmen of Bath on the second Tuesday of their next Session, was brought up, read and concurred.

A Vote to raise three thousand pounds to be paid in Specie orders was brought up, read and concurred.

A Vote, to hear the petition of J. Young on the second Friday of the next Session, was brought up, read and concurred with this amendment that said Emery [Emerson] be served with a Copy of the petition and order of Court, within fifteen days from the date hereof, sent down, brought up, concurred.

A Vote granting the prayer of the petition of J. Folsom and giving him leave to bring in a bill accordingly, was brought up, read and concurred.

A Vote, to pay the balance of the Account of S. Clap, amounting to twelve pounds, eight Shillings and five pence half-penny, was brought up, read and concurred.

A Vote, appointing a committee to view the lines between Mr Barnards [Parish] [and] Mr Bruices, and report at the next Session, was brought up, read and concurred.

An Act authorising the Justices of the Inferior Court of Judicature to tax costs in an action which was tried in said Superior Court in 1777 between Oliver Saunders and James M'Keen, having been read a third time, *voted* that the same be enacted.

An Act to enable Jonathan Collins to sell certain Lands, having been read a third time, *voted* that the same be enacted

Adjourned 'till to-morrow 9, o'Clock A. M.

THURSDAY, JANUARY 21st 1790.

Met according to adjournment.

Present as yesterday.

*2-528 *A Vote, that His Excellency have Two hundred pounds as a Salary from June 1789 to June 1790, was brought up, read and concurred.

A Vote to pay the account of His Excellency the President amounting to sixty five pounds, six shillings and eleven pence Exigencies, was brought up, read and concurred.

A Vote, to accept the report of the committee on Manufactures with this addition that Thomas Odiorne receive seven shillings and three pence for every bolt of Duck within two years after

erecting said Works, was brought up, read and *Voted* that it be posponed 'till June next.

A Vote, that Captain Henzell be allowed ninety pounds in full of his account for the use of his Island, was brought up, read and concurred with this alteration that he be allowed sixty pounds instead of ninety, sent down for concurrence, brought up, concurred

A Vote, that His Excellency the President and the Honorable John Pickering Esqr with such of the Honorable House as they may join be a committee to confer on the within Vote, and report thereon, was sent down, brought up, joined.

A Vote to allow the Account of John Melcher amounting to eighteen pounds fifteen shillings [for printing,] was brought up, read and concurred with this amendment that said Melcher be paid out of the revinue arising from the Excise, was sent down for concurrence brought up, concurred.

A Vote, that Joseph Pearson Esqr have thirty pounds as a Salary from June 1789 to June 1790, was brought up, read and concurred.

A Vote, that John Prentice Esqr have sixty five pounds for a Salary as Attorney General from June 1789 to June 1790, was brought up, read and concurred.

An Act for filing and recording of Wills without this State and for the taking affidavits in Writing for the Probate of Wills in certain cases, read a third time, and sent down brought up, enacted.

An Act confirming and making valid the proceedings at a public Meeting holden in a place called New-Durham Gore for the choice of certain Officers and to enable said Inhabitants to raise money for repairing public Roads, having been read a third time, *Voted* that the same be enacted.

*A Vote, that Mr Green, Mr Pickering, and Mr Free- *2-529
man which as [with such of] the Honorable House as they
may join be a committee to consider of an Act for the support of the Poor, was sent down, brought up, joined.

A Vote, for a committee to join a committee of the Senate, to consider of the Account of I Rollins, was brought up, read and concurred: Mr Smith and Mr Freeman, joined.

A Vote, to accept the report of the committee on the account of the committee for running lines and that the President give order accordingly, was brought up, read and concurred.

A Vote, to accept the report of the Committee to examine the account of Joseph Gilman Esqr that there be a balance due to said

Gilman amounting to the sum of Eighty nine pounds, one shilling and ten pence, was brought up, read and Non-concurred.

A Vote that the Treasurer have and Receive the sum of two hundred and eighty pounds as a Salary was brought up, read and concurred with this alteration that the said Treasurer have and receive two hundred and sixty pounds instead of two hundred and eighty pounds, sent down for concurrence, brought up, concurred.

A Vote, for a committee to join a committee of the Senate to nominate proper persons to make sale of the Excise, was brought up, read and concurred: M[r] Means, and M[r] Smith joined.

An Act for conveying this States title certain lands, having been read a third time, *Voted* that the same be enacted.

A Vote that the petition of J. Costelloe be referred the Committee on Manufacturies, was brought up, read and concurred.

An Act to restore Thomas Greenfield to his Law, having been read a third time, *Voted* the same be enacted.

An Act to enable the Selectmen of Piermont to raise a Tax of one penny ℔[r] Acre on all the unimproved Lands in said Town having been read a third time, *voted* that the same be enacted

An Act to appoint Jeremiah Libbey of Portsmouth Esquire Guardian to Mary Brown [Bowen] and to empower and enable the said Libbey to carry the intentions of her first husband Mark Langdon deceased as expressed in his last will and testament relative to her support into execution as fully as the said Mary might or could do were she in the perfect exercise of her understanding and reason, having been read a third time *Voted* that the same be enacted.

* 2–530 * A Resolve that the Extent against Major Cass be stayed untill the second Tuesday of the next Session, provided final Settlement Notes amounting to the sum of the Extent at six shillings and eight pence on the pound be deposited with the Treasurer, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the petition of J. Young in behalf of Concord, was brought up, read and concurred: M[r] Freeman, joined.

A Vote, that the President be desired to write to Congress relative to Col. Benjamin Titcomb on account of his wounds, was brought up, read and concurred.

A Vote, to allow Theophilus Dame Esq[r] £9 in full of his account for dispersing preceipts proclamations &c. was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Memoral of J. Whipple Esq[r] was brought up, read and concurred M[r] M'Duffee and M[r] Wallace, joined.

A Vote, to allow Daniel Humphreys eighteen pounds for revising Laws was brought up, read and concurred

FRIDAY, JANUARY 22[d] 1790.

Met according to adjournment.

Present as yesterday.

A Vote, that a committee be appointed to select revise and arrange all the Laws and Public Resolves of this State now in force in one Volum with a proper Index; Also for a committee to nominate six persons three of whom for the above purpose, was brought up, read and concurred: M[r] Green, M[r] Shepard, and M[r] Smith joined.

An Act limiting suits on penal Statutes, having been read a third time, *voted* that it pass to be enacted, was sent down for concurrence, brought up, enacted.

A Vote, for a committee to join a committee of the Senate to consider what Business is Yet necessary to be done this Session and at what time the General Court shall adjourn, was brought up read and concurred: M[r] Freeman, M[r] Smith, and M[r] Toppan joined.

A Vote, that Thomas Bartlett Esq[r] for Rockingham Ebenezer Smith for Strafford Robert Wallace Esq[r] for Hillsborough *Amos Shepard Esq[r] for Cheshire and Captain David Clough [Hough] for Grafton be a committee to report at the next Session respecting any alterations in the several Counties lines, was brought up, read and concurred. *2-531

A Vote, that in the administering oaths of Allegiance prescribed by the Constitution of this State the words Sovereig[n] and Independance shall be omitted and confederated substituted in Lieu thereof and in addition to the persons authorized to administer Oaths to civil Officers of this State any two Justices of the peace and Quorum through the State or any of said Justices with any one of the persons, heretofore authorized or any of the aforementioned persons with any Justice of the Peace in their respective Counties, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the Account of John Pickering Esq[r] was brought up, read and concurred: M[r] Toppan, and M[r] Smith, joined.

An Act to empower John Calf, [Calef] Ebenezer Webster and Nathaniel Weare to take back and certify [rectify] a certain report by them made to the Inferior Court in a cause wherein John Quimby of Candia was Plantiff and Samuel Corser Defendant, having been read a third time, *voted* that the same be enacted.

An Act to vocate certain Deed given by Jeremiah Folsom to his Son Peter Folsom, having been read a third time, *Voted* that the same be enacted

A Vote, on the petition of J. Mendum that the Treasurer be directed not to call on said Mendum for the sum mentioned in his petition for the term of one year from this date, was brought up, read and concurred.

An Act for raising three thousand pounds for defraying the Charges of Government the present Year, having been read a third time *Voted* that the same be enacted.

An Act authorizing the Selectmen of Effingham, to Livy a tax of one penny per acre on all the unimproved Lands in said Town for the purpose of Repairing the public Roads, having been read a third time *Voted* that the same be enacted.

A Vote, that his Excellency John Sullivan Esquire have and receive the one half of his Salary for the current year out of the money now in the Treasury, was brought up, read and concurred.

A Vote, exempting the hands employed by S. Hobart
*2–532 from *Military duty, was brought up, read and concurred.

A Vote, that Col. S. [Supply] Clap, have and receive nine pounds for a Salary as Commissary General, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the account exhibited by His Excellency, was brought up, read and concurred: Mr Green Mr Means, Mr Bell, and Mr Wallace, joined.

A Vote, to allow Mr John Pickering nine pounds for examining Laws &c. was brought up, read and concurred.

An Act in addition to the Laws now in force providing for the support and maintenance for the Poor, having been read a third time *Voted* that the same be enacted.

A Vote, to allow the Account of Jeremiah Eames, amounting to Ninety one pounds, nineteen shillings, and one penny J. [Jeremiah] Eames Jun. seventeen pounds three Shillings, Joseph Cram balance of his Account [in full] seven pounds, fourteen shillings and five pence, was brought up, read and concurred with this amend-

ment that Jeremiah Eames Esq[r] have an order for thirty pounds on the Excise, and an order on the Treasurer for the remainder of the balance due, Sent down, brought up, amendment concurred

A Vote, appointing a committee to make sale of the Excises and other exciseable articles in this State, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to nominate two persons, one of whom for a Comptroller of Accounts, was brought up, read and concurred. M[r] Smith, and M[r] Toppan, joined

A Vote that the Treasurer be authorized to receive Continental Securities at seven shillings on the pound adding the Interest thereto for the Tax of 1787 which was to be paid in Silver and Gold and that the Treasurer be directed not to Issue his extents for said Tax 'till further order &c. &c. was brought up, read and Non-concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

SATURDAY, JANUARY, 23[d] 1790.

Met according to adjournment.

Present as yesterday except M[r] Means.

A Vote, for a committee to join a committee of the Senate to confer on a bill limiting suits on penal statutes, was brought up, read and concurrcurred: M[r] Pickering joined.

[*A Vote, to accept the report of the Committee on *2-533 Printers Account, was brought up, read and concurred.]

[A vote that George J. Osborne be allowed twenty-seven pounds seventeen shillings and eight pence in full of his account, Lamson and Ranlett eight pounds fourteen shillings, Henry Ranlett six pounds thirteen shillings and two pence and John Lamson two pound five shillings and eight pence, was brought up, read and concurred.]

An Act to raise four hundred and fifty pounds by a Lottery for the purpose of making Bridges over Ammonusuck and wild Ammonusuck Rivers, having been read a third time, *Voted* that the same be enacted.

A Vote, that the Treasurer be directed not to issue Extents for the non-payment of the Continental Specie Tax of 1787 untill the second Wednesday of June next: and that he continue to receive State Notes as well as Certificates for every Tax now payable in Certificates till further order of the General Court, wasent down

for concurrence, brought up, concurred with this amendment that the Treasurer Issue Extents if requested by the Selectmen of any Town &c. sent down, brought up amendment concurred.

A Vote, on the petition of Bradbury Cilley Farmer of Excise for the County of Rockingham that the State demand no more of the said Cilley than the sum of sixteen hundred and forty pounds and that the sum of one hundred and sixty nine pounds be deducted from the Bonds given by said Cilley and others now in the Treasurers Office and that the Treasurer govern himself accordingly, was brought up, read and concurred with this amendment that it be one thousand Seven hundred pounds in Lieu of one thousand six hundred and forty pounds, and that the abatement of one hundred and nine pounds be in full for all allowance in future, Sent down, brought up, with a message that they adhere to their former Vote, sent down With this amendment, that the aforesaid allowance of one hundred and sixty nine pounds, be in full of all allowances on said bond in future, sent down, brought up, concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

MONDAY, JANUARY 25th 1790.

Met according to adjournment.
Present as Yesterday.

A Vote, to pay the Account of His Excellency amounting to twenty five pounds, sixteen shillings in full for draughting bills, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to nominate three persons one of whom to preach an Election Sermon at Concord in June next, was brought up, read and concurred.

A Vote, appointing Jeremiah Smith, Nathaniel Smith, and John Samuel Sherburne Esqrs a committee to revise and *2-534 arrange *All the Laws &c. of this State now in force was brought up, read and concurred with this amendment that His Excellency the President be one of the abovesaid in room of John Samuel Sherburne: sent down, brought up, concurred.

A Vote, to pay the account of the Committee for settleing the accounts of the Board of War, amounting to fifteen pounds, was brought up, read and concurred

A Vote, for a committee to join a committee of the Senate to

consider of a Certificate given by T. Dame respecting lands taken by Extent &c. was brought up, read and concurred: Mr Green, and Mr Smith, joined.

A Vote, to pay the account of G. [George] Gains Esqr amounting to seventeen pounds, fifteen shillings and five pence for expences in repairing Court [state] House &c. &c. was brought up, read and concurred.

A Vote, that the Secretary give public Notice in the New-Hampshire News papers that there is a large tract of Land in the North part of this State which will be disposed of in Townships for public Securities &c. &c. was brought up, read and concurred with this amendment that the Land abovementioned be disposed of in Townships or otherwise. Sent down for concurrence.

A Vote to pay the Chaplins thirty shillings each, was brought up, read and concurred.

A Vote, to accept the whole of the amendment to the Federal Constitution except the second article which was rejected, was brought up, read and concurred.

A Vote to pay the Account of Eliphalet Giddinge Esqr amounting to eighteen pounds, was brought up, read and concurred with this amendment that he receive thirty six shillings per Month instead of forty shillings Sent down, brought up, concurred.

A Vote, to hear the petition of the Selectmen of Concord on the Second Wednesday of the next Session and that in the mean time they cause the substance of said petition to be posted up, in some public place in said Town three weeks prior to the sitting of said Court, was brought up, read and concurred with this amendment that Notice be given in one of the Boston News papers, and also in one of the New-Hampshire Newspapers, was sent down, for concurrence, brought up, concurred.

A Vote that Thomas Bartlett Esqr receive five shillings as Extra pay as Speaker in June last, was brought up, read and concurred.

*A Vote, to pay the account of Christopher Toppan Esqr amounting to fifty Shillings settling Col. Hobart powder account, was brought up, read and concurred. *2-535

A Vote, to pay the account of Jeremiah Smith Esqr amounting to six pounds, was brought up, read and concurred.

A Vote, for a committee to join a committee of the Senate to consider of the propriety of forwarding to Congress the papers respecting the Loan Office and Invalids, was brought up, read and concurred: Mr Smith, Mr Bell and Mr Green, joined.

A Vote, for a committee to join a committee of the Senate to nominate two persons one of whom for a committee, was brought up, read and concurred Mr Wallace, and Mr M'Duffee, joined.

A Vote, that the President be desired to give information to the Reverend Mr Ogden that it is the desire of the Legislature that he would prepare an Election Sermon in case he cannot attend Mr Evans be desired to prepare for said purpose, was brought up, read and concurred.

A Vote, to pay the account of J. [John] Calfe [Calef] Esqr amounting to thirty four shillings [for recording journals] was brought up, read and concurred.

Adjourned 'till to-morrow 9, O'Clock A. M.

TUESDAY, JANUARY, 26th 1790.

Met according to adjournment.

Present as Yesterday except Mr Toppan

Whereas it is found that one branch Pilot cannot perform all the duties of that Office; Therefore it is *resolved* by the Senate and House of Representatives in General Court convened that the President of this State with advice of Council may appoint as often as occasion may require, three such Pilots who shall prior to their exersising said Office severally give bond and take the Oath for the faithfull discharge of the duties of that Office as the Law directs, sent down for concurrence, brought up, concurred

An Act to restore Richard Jenness, Simon Jenness Thomas Jenness administrators on the Estate of Richard Jenness late of Rye Esqr deceased to their Law, having been read a third time, *Voted* that the same be enacted

A Vote, to pay Ichabod Rollins Esqr nine pounds in full of his account, was brought up, read and concurred with this amendment that he receive an order on the Treasury for seventeen pounds, twelve shillings and three pence instead of Nine pounds, sent down for concurrence.

A Vote to pay John Williams eight pounds as Door keeper, was brought up, read and concurred.

*2–536 *A Vote, that it is not necessary to keep a Military force at the entry of this harbour and that a committee be appointed to contract with some suitable person to take care of the ordnance Store and the light 'till further order of the General Court and that Mr Sheafe and Mr Odlin be a committee for that purpose, was brought up, read and concurred.

A Vote, to pay the account of Col. Gains amounting to five pounds sixteen shillings and ten pence for fire wood &c. was brought up, read and concurred.

A Vote, for printing two hundred and fifty copies of the Laws of the United States, was brought up, read and concurred.

A Vote, to hear the petition of Jacob Hurd on the second Friday of the next Session, was brought up, read and concurred.

A Resolve, that Benjamin Stone Esq[r] be added to the Managers of Ammonusuck and wild Ammonusuck Bridge Lottery, was brought up, read and concurred.

A Vote, to hear the petition of James M'Gregore, on the second Wednesday of the next Session, was brought up, read and concurred.

A Vote, that his Excellency the President with advice of Council forward to Congress from the Loan Officer and respecting Invalids with this addition that no person be forwarded respecting this States Debt, was brought up, read and concurred

A Vote, that the orders respecting staying the Extent against Jacob Choate of Enfield for the Tax of 1786 in June last be repealed, was brought up, read and concurred.

A Vote, appointing James M'Gregore Esq[r] Comptroller of accounts, was brought up, read and concurred.

A Vote, that the Treasurer stay his Extents against D. Cutler, Levi Brigham, Samuel Lane, and Benjamin Hammond untill the next Session of the General Court, was brought up, read and concurred.

A Vote, to stay the Extents against Coventry untill further order of the General Court, was brought up, read and concurred.

A Vote that the Memoral of Joseph Whipple, that he be allowed ten per Cent on all the duties arising from the Impost from the first of May 1786 to the seventh day of August 1789 and that twenty four pounds be allowed to Thomas Chadbourne as Searcher, was brought up, read and concurred.

A Vote that the President with advice of Council be desired to adjourn the General Court untill the last Wednesday in

*May next then to meet at Concord, was brought up, *2-537 read and concurred.

The Secretary by order went down and informed the Speaker of the Honorable House of Representatives that His Excellency the President with advice of Council had adjourned the General Court agreeably to the above Vote.

Attest JOSEPH PEARSON Sec[y]

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONTAINING THE PROCEEDINGS

FROM DECEMBER 23, 1789, TO JANUARY 26, 1790.

A JOURNAL

OF THE

PROCEEDINGS OF THE HONBL HOUSE OF REPRESENTATIVES OF SAID STATE BEGAN AND HOLDEN AT PORTSMOUTH ON WEDNESDAY THE TWENTY THIRD DAY OF DECR A D. 1789 AND IN THE FOURTEENTH YEAR OF THE INDEPENDANCE OF AMERICA —

WEDNESDAY DECR 23d 1789

Several members met according to adjournment but there not being a quorum to transact business they agreed to adjourn until 9 o'Clock to morrow morning —

THURSDAY DECR 24th 1789

Met according to adjournment and there being a quorum Sufficient to transact business, information was given his Excellency and the Honbl Senate thereof

The Secretary came down and gave information that a quorum of the Senate were present and ready to proceed to business, also delivered the following message from his Excellency the President —

Gentlemen of the Senate and House of Representatives

It affords me the highest pleasure to meet you again in assembly to advise and consult with you upon the affairs of State at a time when so many important matters will fall under your consideration —

The public papers received since the last Session will be laid before you by the Secretary and among them you will find many Acts and Resolves of Congress which will require your deliberations; Among others it is of Consequence to consider of the proposal of the Federal Government to take under their care the Support and Maintenance of the Light House upon the conditions therein mentioned, and determine what territory and whether any shall be ceeded to the United States also to consider of the expediency of passing a Law impowering the united States to confine their prisoners in the prisons of this State —

* 13–677 *Perhaps it may be thought worthy of your attention to take under consideration the present excise Act & determine how long it ought to be continued and whether the duties may not be lessened on account of the Impost now drawn by the United States —

It may be of importance to have an enquiry whether any of the existing Laws of this State militate with or are repugnant to the Laws of the United States or the Constitution of the federal Government —

The amendments proposed by Congress to the Constitution of the United states cannot fail of being considered & determined upon as early as the nature of the business before you will admit — Some other matters of Importance will from time to time as they may be in readiness be communicated by private messages —

This being the Season for granting the Supplies of the present year, that object cannot pass unnoticed —

Gentlemen I recommend to you unanimity and dispatch and beg leave to assure you that I shall be very happy in joining with you to promote and carry into execution all those measures which may tend to advance the good of our common country —

Given at the Council Chamber in Portsmouth 23^{d} of Decr 1789 — John Sullivan

Voted that Mr Peabody, Mr Page, Mr Jer^{e} Smith Mr Sheafe & Mr Hale with such of the Honb^{l} Senate as they may join be a Committee to take under consideration his Excellency's message this day received and report what business is necessary first to be entered upon and done at this Session —

Sent up by Mr Frink

Voted that Mr Jer^{e} Smith, Mr Peabody & M^{r} E Smith with such of the Honb^{l} Senate as they may join be a Committee to [draught all such public bills and resolves as may be thought necessary to be passed the present session, and lay the same before this House.

Voted, That Mr Odlin, Mr Frink, and Mr Bettan, with such of the honourable Senate as they may join, be a committee to] consider of the Petition of Samuel Dana and others and report thereon —

Sent up by Mr Copland —

Adjourned to 3 o' Clock P. M.

Met accordingly —

Read public letters, Statement of Treasury Accounts &c

Adjourned to 9 o'Clock to morrow morning

*FRIDAY Decr 25th 1789 *13–678

The House met according to adjournment

Adjourned to 3 o'Clock P. M.

Met accordingly

Adjourned to 9 o'Clock to morrow morning

SATURDAY Decr 26th 1789

The House met according to adjournment

Upon reading and considering the Petition of Stephen Herriman Esqr and others Inhabitants of Hopkintown *voted* that the Petitioners be heard thereon before the Genl Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Select men of said Hopkinton be served with a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court that they may then appear and shew cause (if any they have why the prayer thereof may not be granted — Sent up by Mr Buswell

The following vote came down from the Honbl Senate for concurrence —

In Senate Decr 25th 1789 —

Voted that Josiah Gilman Junr Nathanael Parker and Nathanael Gilman Esqrs be a Committee to examine in the Several Offices of this state for proper vouchers to authenticate the Account of this State against the United States & furnish John Taylor Gilman Esqr one of the Commissioners with them

was read and concurred with this Amendment that Nathll Parker and Nathll Gilman Esqrs be the Committee

Sent up by Mr Butler

Voted that this House join in a Conference with the Honbl Senate (if they see fit as soon as conveniently may be on the

Subject whether his Excellency President Sullivan can constitutionally continue in the chair of Government while he holds the Office of District Judge — Sent up by Mr Young

Resolved that a Committee of five persons from the House and two from the Senate be appointed to whom shall be referred every Petition addressed to the Legislature of a private nature immediately on its being read whose duty it shall be to consider * 13–679 whether the Subject matter of * the Petition be such that it ought to be taken up and considered by the Legislature and to examine the evidence which the Petitioner may produce in Support thereof, either to have the prayer granted or a day of hearing given as the case may require and if the Committee shall be of Opinion that the Petition ought to be dismissed either on account of there being no Sufficient evidence of the facts or because the Subject matter thereof is Such that it is not proper for the Cognizance of the Legislature they shall inform the Petitioner of Such their determination who may thereupon withdraw his Petition — And if the Petitioner shall not be satisfied with the determination of the Committee he may appeal therefrom to the judgment of the House upon either or both points — And the Committee shall be called upon to state the reasons of their determination — And the House shall thereupon take such order as to them shall seem just and proper —

The yeas and Nays were called on the foregoing resolve and were as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Peabody	Mr Hale	Mr Page
Mr McGregore	Mr Dow	Mr Dole	Mr Kingsbury
Mr Jabz Smith	Mr Bettan	Mr Rand	Mr Mooney
Mr Jenness	Mr Butler	Mr Jere Smith	Mr Hough
Mr McClarey	Mr Torr	Mr Pierce	Mr Young
Mr Sias	Mr Rollins		

Nays.	Nays.	Nays.	Nays.
Mr Gains	Mr Copp	Mr Buswell	Mr Frink
Mr Blanchard	Mr Emerson	Mr Flanders	Mr Holmes
Mr Bartlett	Mr Campbell	Mr Shepherd	Mr Copland
Mr E Smith	Mr Barrett	Mr Gaskill	Mr Stone
Mr Palmer	Mr Abbott	Mr Chamberlain	Mr Crawford
Mr Greley	Mr Duncan	Mr D Rand	Mr Hutchens
Mr Hoit	Mr Hodgdon	Mr Allen	Mr Tarlton
Mr Wellman	Mr Eames		

22 Yeas — 30 Nays — so it was negatived —

Voted that Mr Peabody, Mr Gains & Mr Frink with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Jeremiah Folsome Esqr & report thereon —
Sent up by Mr Shepherd
Adjourned to Monday next at 3 o'Clock P. M.

*MONDAY Decr 28th 1789 *13-680

The House met according to adjournment
Upon reading and considering the Petition of John Goffe Esqr *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Dole
Voted that Mr Gains, Mr Bettan & Mr Dow with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Select men of Bath and report thereon —
Sent up by Mr Young
Voted that Mr Sheafe, Mr Young & Mr Hodgdon with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Select men of New Chester and Bridgewater and report thereon — Sent up by Mr Crawford
Voted that Mr Frink, Mr Hoit and Mr Sheafe with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Samuel Hunt Esqr and report thereon
Sent up by Mr Page
Upon reading and considering the Petition of Samuel Sherburne Esqr *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly —
Sent up by Mr Jere Smith
Adjourned to 9 o'Clock to morrow morning

TUESDAY Decr 29th 1789

The House met according to adjournment
Upon reading and considering the Petition of Charles Johnston Esqr and others praying for a division of the Town of Haverhill into two distinct Towns — *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioners cause that a Copy of the Petition and order of Court thereon be posted up at the Court House in said Haverhill three weeks prior to the sitting of said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —
Sent up by Mr Copp

*13–681 *Upon reading and considering the Petition of Jacob Hurd and others praying for the priviledge of a Ferry across Connecticut river, *voted* that the Petitioners be heard thereon before the General Court on the Second Friday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published in one of the New Hampshire news papers also posted up in some public place in the Town of Lyman three weeks Successively prior to the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted— Sent up by Mr Copp

Voted that Mr Macgregore, Mr Jere Smith & Mr Young with such of the Honbl Senate as they may join be a Committee to take under consideration the Petition of Jacob Straw and others Inhabitants of Hopkintown and report what alterations they judge necessary to be made in the Laws respecting highways— Sent up by Mr Copp—

Voted that Mr Sheafe, Mr J Pierce, Mr Hodgdon, Mr Kingsbury & Mr Young with such of the Honbl Senate as they may join be a Committee to take under consideration the Laws of this State respecting prisoners and Goals and report what alterations they shall judge necessary Sent up by Mr Gains—

Voted that Mr Peabody, Mr E Smith, Mr Abbott, Mr Page and Mr Young with such of the Honbl Senate as they may join be a Committee to consider and report what they shall judge necessary to be done respecting printing the Laws of this State— Sent up by Mr Gains

Voted that Mr Macgregore, Mr Copp, Mr Jere Smith, Mr Kingsbury & Mr Hutchens with such of the Honbl Senate as they may join be a Committee to take into consideration what method shall be taken for paying the arrearages due to Invalid pensioners in this state and how and in what manner the money now in the Treasury of this State shall be appropriated and report thereon— Sent up by Mr Shepherd

*13–682 *Upon reading and considering the Petition of Joseph Mulliken praying to be restored to his Law in a Certain action *voted* that the prayer thereof be granted & that he have leave to bring in a Bill granting him liberty of a trial at the Superior Court in the Same manner as though the default had not taken place— Sent up by Mr Peabody

Voted that Mr Peabody, Mr Hoit, Mr Barrett, Mr Kingsbury and Mr Eames with such of the Honbl Senate as they may join be

a Committee to consider of the Petition and proposals of Henry Ranlett (printer) and report thereon —

Sent up by Mr McClarey

Voted that the account of the Select men of Lebanon for boarding nursing doctering &c a transient person by the name of Ebenezer Cheney as approved by the Court of Sessions in the County of Grafton amounting to fourteen pounds [twelve shillings] be allowed and paid out of the Treasury by order of the President — Sent up by Mr Hough

Voted that the account of the overseers of the poor for the Town of Portsmouth for boarding nursing doctering &c for Henry Thompson & George Drake transient persons as allowed by the Court of Sessions for the County of Rockingham amounting to nineteen pounds Six shillings & four pence be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Tarlton

Voted that Mr Peabody, Mr Jere Smith Mr E Smith Mr Page & Mr Abbott and with such of the Honbl Senate as they may join be a Committee to take under consideration the Act relative to the distribution of Insolvent Estates — The necessity of an Act of limitation of civil Suits — The Act relative to Absconding debtors, and the expediency of enabling Justices of the peace to issue writs of Scire facias on judgments by them rendered in certain cases and also to consider of any defects in the Act for the distribution of Solvent Estates and report thereon —

Sent up by Mr Wellman

* Adjourned to 3 o'Clock P. M. * 13–683

Met accordingly —

Voted that Mr Peabody, Mr Hoit, Mr Emerson, Mr Holmes & Mr Franklin with such of the Honbl Senate as they may join be a Committee to take under consideration the Laws directing the Sale of lands for Taxes and report such alterations or amendments as they shall judge necessary Sent up by Mr Flanders

Voted that the Account of John Duncan Esqr amounting to three pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Pierce

Voted that Mr Duncan Mr Emerson & Mr Wellman with such of the Honbl Senate as they may join be a Committee to consider of the Petition of James Flanders in behalf of the proprietors of Warner and report thereon — Sent up by Mr McConnell

Voted that Mr Macgregore, Mr Eastman & Mr Emerson with such of the Honbl Senate as they may join be a Committee to

consider of the Petition of Thomas Shannon & Charles Waldron and report thereon — Sent up by Mr Hearsey

Voted that Mr Frink, Mr Temple and Mr Emerson with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Joatham Nute and report thereon —

Sent up by Mr Hearsy

The vote granting the prayer of the Petition of Joseph Mulliken came down from the Honbl Senate for the following amendment, "that he give notice to Ward the Petitionee by serving him with a Copy of the Act of Court and the nature of his Offset if any he has at least fourteen days before the sitting of the Superior Court — which amendment was read and concurred —

Sent up by Mr Peabody

Voted that Mr Bartlett, Mr Bettan & Mr Sheafe with such of the Honbl Senate as they may join be a Committee to consider of the Petition of ye Honbl Woodbury Langdon Esqr & report thereon —

Sent up by Mr Baldwin

* 13–684 * Upon reading and considering the Petition of Jeremiah Folsome Esqr and the report of a Committee thereon — *voted* that the Petitioner be heard thereon before the General Court on the third Tuesday of January next and that the Petitioner cause that Peter Folsome the Petitionee be served with a Copy of the Petition and order of Court thereon fifteen days prior to said day of hearing that he may then appear and Shew cause why the Prayer thereof should not be granted — but provided the Court should adjourn prior to said day the hearing shall be on the Second Tuesday of the next Session —

Sent up by Mr Gaskill

Voted that Mr McClarey, Mr J Pierce & Mr Peabody with such of the Honbl Senate as they may join be a Committee to consider of the propriety of keeping up an Office of Comptroller of Accounts in this State — Sent up by Mr Sias

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY Decr 30th 1789

The House met according to adjournment

Voted that Mr Gains, Mr Holmes & Mr Emerson with such of the Honbl Senate as they may join be a Committee to consider of the Account of John Lamson and of all printers accounts that may be presented the present Session and report thereon —

Sent up by Mr Young

Voted that Mr Gould Mr Baldwin, & Mr Bettan with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Joseph Homan and report thereon —

Sent up by Mr Eastman

Voted that Mr Baldwin, Mr Page, Mr Duncan Mr Young & Mr E Smith with such of the Honb^{l} Senate as they may join be a Committee to take under consideration the Laws respecting the admission of Town Inhabitants and report such alterations and amendments as they shall judge proper —

Sent up by Mr Greeley

Upon reading and considering the Petition of John Melcher * *Voted* that it be refered to the Committee on the Petition of Henry Ranlett and that they report thereon — * 13–685

Sent up by Mr Greeley

An Act to enable Samuel Sherburne of Portsmouth in the County of Rockingham and state of New Hampshire Esquire the Son of John Sherburne of Portsmouth aforesaid Esquire to assume and use the Name of John in Addition to and next immediately preceeding his Christian Name of Samuel was read a third time and passed to be Enacted —

Sent up by Mr Flanders & Mr Dow

Voted that Mr Barrett, Mr Macgregore, Mr McClarey Mr Page & Mr Hoit with such of the Honb^{l} Senate as they may join be a Committee to take under consideration the Excise Laws and report thereon —

Sent up by Mr Jackman

Voted that Mr Greeley, Mr Sheafe, Mr Hough, Mr Hale and Mr Odlin with such of the Honb^{l} Senate as they may join be a Committee to consider of and report what encouragement they shall judge proper to be given manufacturers within this State —

Sent up by Mr Flanders

Voted that Mr Peabody, Mr Abbott, Mr Page, Mr Jer^{e} Smith & Mr E Smith with such of the Honb^{l} Senate as they may join be a Committee to examine the Laws of this state and report whether any and what Laws of this State militate with the Laws and Constitution of the United State — Sent up by Mr Holmes —

Voted that Mr Jer^{e} Smith, Mr Page & Mr Jenness with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Rebecca Rawlings and report thereon —

Sent up by Mr Holmes —

The Committee on the Petition of Samuel Hunt Esqr reported that he be allowed the Sum of Seven pounds and ten Shillings in full of his Demand — which report being read and considered

voted that it be received and Accepted and that the President give order accordingly — Sent up by Mr Page

Voted that the Attorney General for this State be requested to make enquiry for the bond given by Robert Smith Trustee to the Estate of Stephen Holland Esqr an Absentee and if
*13–686 on *Examination he finds that said Smith has not accounted for the monies by him received that he put the bond in suit Sent up by Mr Dole

Upon reading and considering the Petition of Samll Dana Esqr and others and the report of a Committee thereon — *voted* that the Petitioners be heard thereon before the General Court on the third Tuesday of January next and that the Petitioners cause that the Select men or Assessors of the Northwest parish in the Town of Amherst be served with a Copy of the Petition & order of Court thereon fifteen days prior to said day of hearing that they may appear and Shew cause (if any they have) why the prayer thereof should not be granted but in case the Court should adjourn prior to said day the hearing shall be on the second Tuesday of the next Session — Sent up by Mr McConnell

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that the Account of Richard Sinkler Esqr amounting to forty two shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Sias

Upon reading and considering the Petition of John Hogg Esqr *voted* that the Petitioner be heard thereon before the General Court on Friday the eighth day of January next and that the Petitioner cause that Samuel Stuart of Londonderry be served with a Copy of the Petition and order of Court thereon Six days prior to said day of hearing that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted — Sent up by Mr McClarey

Voted that Mr Page, Mr Frink & Mr Holmes with such of the Honbl Senate as they may join be a Committee to consider of the Petition and Account of Charles Henzell Esqr and report thereon — Sent up by Mr Gains

Voted that Mr Abbott, Mr Gains, Mr Jenness, Mr Sheafe and Mr Copland with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Inhabitants of New Castle, Rye & Greenland [for a Lottery] and report thereon — Sent up by Mr Stone

* *Voted* that Mr Peabody, Mr J Pierce, Mr Duncan, Mr Holmes & Mr Crawford with such of the Honb[l] Senate as they may join be a Committee to consider what method shall be taken for establishing permanent Salaries for the Justices of the Superior Court of Judicature and report thereon — Sent up by Mr Frink *13–687

Upon reading and considering the Petition of Jaasiel Herriman praying to be restored to his Law in a certain Action *voted* that the prayer thereof be granted and that he have leave to bring in a Bill for reentering his Action at the next Inferior Court of Common pleas in the County of Grafton he the said Herriman Serving John Hurd Esq[r] with a Copy of the Act Six weeks before the sitting of said Inferior Court — Sent up by Mr Young

Adjourned to 6 o'Clock to morrow morning —

THURSDAY Dec[R] 31st 1789

The House met according to adjournment.

Upon reading and considering the Petition of his Excellency John Sullivan Esq[r] praying to be restored to his Law in certain Actions — *voted* that the Petitioner be heard thereon before the General Court on the Second Wednesday of January next and that the Petitioner cause that Ebenezer Thompson Jun[r] the Petitionee be served with a Copy of the Petition and order of Court thereon as soon as may be, that he may then appear and Shew cause why the prayer thereof may not be granted and that all Executions in Consequence of the report of the Refferees be stayed until the decision of the General Court — Sent up by Mr Dow —

Voted that Mr Copp, Mr Macgregore & Mr Frink with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Benjamin Goodhue and others and report thereon — Sent up by Mr Hough

Upon reading and considering the Petition of Woodbury Langdon Esq[r] and the report of a Committee thereon *Voted* that the Town of Tuftonborough be abated ninety one pounds eighteen shillings out of the Certificate taxes against said Town and that the Treasurer govern himself accordingly — Sent up by Mr Allen

Upon reading and considering the Petitions from Fishersfield Warren and Piermont respecting raising a Tax on Non-resident *Lands for repairing highways *voted* that they be referred to the Committee on the Petition from New Chester & Bridgewater and that they report thereon — Sent up by Mr Hough *13–688

Agreably to the order of the day proceeded to a hearing on Several petitions—

Adjourned to 3 o'Clock P. M.

Met accordingly

Upon reading and considering the Petition of Peter Pearse and the consent of the Petitionee *voted* that the prayer of said Petition be granted and that the Petitioner have leave to bring in a Bill to recommit the three Actions in which the parties were concerned to the Same Refferees who heretofore reported on said Actions—

Sent up by Mr Hoyt

Upon hearing and considering the Petition of the Inhabitants of Moultonborough *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly—

Sent up by Mr Hoyt

Upon hearing and considering the Petition of the Inhabitants of Lempster *voted* that the Petitioners have leave to bring in a Bill to enable them to raise a Tax of two pence ℔^r^ Acre for one year—

Sent up by Mr Hoyt

Upon hearing and considering the Petition from Campbells Gore motion was made for granting the prayer thereof but the motion was lost—

Voted that the hearing on the Petition of Cyrus Baldwin Esqr which was to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly—

Sent up by Mr Crawford

Voted that the hearing on the Petition from Cardigan which was to have been this day before the General Court be postponed until Tuesday next of which all persons concern^d^ are to take notice and govern themselves accordingly—

Sent up by Mr Crawford

* 13–689 * *Voted* that Mr Mooney, Mr Rand & Mr Allen with such of the Honb^l^ Senate as they may join be a Committee to consider of the Petition of Gideon Tiffany and report thereon— Sent up by Mr Chamberlain

Upon reading and considering the Petition of Joseph Homan and the report of a Committee thereon—*voted* that in consideration of the Loss of his leg occasioned by a Lameness acquired by fatiguing marches in the Service of his Country he have a grant of Eighty [eighteen] pounds to be paid out of the State Specie Tax and that the president give order accordingly—

Sent up by Mr Barrett—

The vote on the Petition of Jasael Herriman being returned by the Honb[l] Senate *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of their next Session and that the Petitioner serve said Hurd the Petitionee with a Copy of the Petition and order of Court thereon three weeks prior to the Sitting of the General Court that he may then appear and Shew cause why the prayer thereof may not be granted — and that all further proceedings in said Action & Judgment recovered thereon be staid until the determination of the General Court —

Sent up by M[r] Young

Voted that M[r] Page, M[r] Jer[n] Smith & M[r] [D.] Rand with such of the Honb[l] Senate as they may join be a Committee to consider of the Act to prevent unnecessary costs to debtors, by creditors bringing actions of debt on Judgments &c and report such alterations or amendments as they shall judge necessary —

Sent up by M[r] Holmes

Upon reading and considering the Petition of Rebecca Rawlings and the report of a Committee thereon, *voted* that the prayer thereof be granted and that She have leave to bring in a Bill accordingly — Sent up by M[r] Torr.

Adjourned to 9 o'Clock to morrow morning —

FRIDAY JAN[R] 1st 1790

The House met according to adjournment

An Act to enable Joseph Mulliken of Plymouth in the County of Grafton in said state to enter an appeal at the next Superior Court of Judicature to be holden in said County * and to plead thereto in the Same manner as though judgment had not been rendered therein against him by default at the Inferior Court — was read a third time and passed to be Enacted —

* 13–690

Sent up by M[r] Rand & M[r] Hough

Voted that M[r] Sheafe, M[r] Peabody, M[r] Hoit, M[r] Rollins M[r] Abbott, M[r] Duncan, M[r] Page, M[r] Kingsbury, M[r] Young and M[r] Hough with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Timothy Walker Esq[r] and others respecting a New County and report thereon also report whether they judge any alterations are necessary to be made in the County lines of this State — Sent up by M[r] Hoit

The following vote came down from the Honb[l] Senate for concurrence —

In Senate Jan^{r} 1st 1790 —

Voted that Josiah Gilman Junr Esqr be added to the Committee appointed to examine in the Several Offices of this State for proper vouchers to authenticate the Accounts of this State against the United States and furnish John Taylor Gilman Esqr one of the Commissioners with them was read and concurred —

Sent up by Mr Pierce

On the Petition of Cyrus Baldwin Esqr the following vote was passed — That as the former order had not been duly complied with — *Voted* that the hearing on said Petition which was to have been this day before the General Court be postponed to the Second Wednesday of the next Session, & that in the mean time the Petitioner cause that Joseph Hosmer & Samuel Pollard the Petitionees be served with a Copy of the Petition and order of Court thereon three weeks prior to the Sitting of said Court that they may then appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by M^{r} McConnell

Voted that Mr Greeley, Mr Sheafe & Mr Odlin with such of the Honb^{l} Senate as they may join be a Committee to consider of the Accounts of Supply Clap Esqr Commissary General and report thereon — Sent up by Mr Rand

* 13–691 * Upon reading and considering the Petitions from the Inhabitants of New Castle, Rye and Greenland praying for the liberty of a Lottery for building a Bridge &c and the report of a Committee thereon *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly — Sent up by Mr Butler

Voted that Mr Eastman, Mr Peabody and Mr Young with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Thomas Wallingsford and others and report thereon — Sent up by Mr Eames

Voted that two hundred and fifty copies of the proposed amendments to the Constitution of the united States be printed and distributed to the members of the Legislature as soon as may be for their purpose — Sent up by Mr Jackman

Adjourned to 3 o'Clock P. M.

Met accordingly —

Voted that Mr Gains, Mr Hoit, Mr Duncan Mr Copland and Mr Franklin with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Ozias Silsby and report thereon also report what is necessary to be done respecting a post rider or post riders through this State —

Sent up by Mr Crawford —

Voted that the hearing on the Petition of the Select men of Effingham which was to have been this day before the General Court be postponed until Wednesday next of which all persons concerned are to take notice and govern themselves accordingly —
Sent up by Mr Gaskill

Voted that Mr Barrett, Mr Hoyt and Mr Shepherd with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Oliver Holmes and report thereon —
Sent up by Mr Gaskill

A vote came down from the Honb[l] Senate appointing a day of hearing on the Petition of Rebecca Rawlings
*and that the Second Tuesday of this Instant be the *13-692
day and that four days prior to said day she cause that Enoch Clark be served with a Copy of said Petition and order of Court thereon that he may then appear and Shew cause (if any he hath) why the prayer thereof should not be granted — which vote was read and concurred — Sent up by Mr Bedee

Voted that Mr Glidden, Mr Copp, Mr Emerson Mr Wellman and Mr Crawford with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of Ichabod Rollins Esq[r] and all Similar matters and report thereon —
Sent up by Mr Bedee

Voted that Mr Jer[e] Smith, Mr Young & Mr Duncan with such of the Honb[l] Senate as they may join be a Committee to take under consideration the Laws respecting criminal prosecutions and report such alterations and amendments as they shall judge necessary Sent up by Mr Crawford

Adjourned to 9 oClock to morrow morning

SATURDAY JAN[R] 2[d] 1790.

The House met according to adjournment

Voted that Mr Sheafe, Mr Macgregore, Mr Bartlett Mr Jer[e] Smith & Mr Young with such of the Honb[l] Senate as they may join be a Committee to consider of the propriety of forwarding to Congress an Estimate of the debt of this State and if they think proper to draught a Remonstrance against a Consolidation of the debts of the Several States, or instructions to our Representatives respecting the matter and lay the same before this House —
Sent up by Mr Buswell

Upon reading and considering the Petition of the Select men of Piermont and the Report of a Committee thereon, *voted* that the

Petitioners be heard thereon before the General Court on the Second Tuesday of Jan^{r} Instant and that in the mean time the Petitioners cause that the Proprietors of Piermont be served with a Copy of the Petition and order of Court thereon four days prior to the said day of hearing that they may then appear & shew cause (if any they have) why the prayer thereof may not be granted. Sent up by Mr Tarlton

*13–693 **Voted* that Mr Greeley, M^{r} B Pierce & Mr Kingsbury with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Richard Jenness and Simon Jenness Esqr and report thereon —

Sent up by Mr Jenness —

Upon reading and considering the Petition of the Selectmen of Warren and the report of a Committee thereon, *Voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published in one of the New Hampshire News papers three weeks Successively prior to the Sitting of said Court that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted.

Sent up by Mr Tarlton

[Upon reading and considering the petition of the inhabitants of New-Chester and Bridgewater, and the report of a committee thereon, *Voted*, That the petitioners be heard thereon before the General Court, on the second Tuesday of the next session; and that in the mean time, the petitioners cause that the substance of the petition and order of court thereon be published three weeks successively in one of the New-Hampshire News-Papers, prior to the sitting of said Court; that any person or persons, may then appear and shew cause, if any they have, why the prayer thereof may not be granted.]

Upon reading and considering the Petition of the Inhabitants of Fishersfield and the report of a Committee thereon [*Voted*, That the petitioners be heard thereon] before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the Sitting of said Court that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by M^{r} McConnell

Voted that the Account of Samuel Bean amounting to three

pounds Seven Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Whipple

Upon reading and considering the Petition of Thomas Wallingsford and others and the report of a Committee thereon *Voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of Janr instant and that the Petitioners cause that Elisabeth Wallingsford the Petitionee be served with a Copy of the Petition and order of Court thereon eight days prior to said day of hearing that she may then appear and shew cause (if any she hath) why the prayer thereof may not be granted —

Sent up by Mr McConnell

The Committee on the Petition of Ozias Silsby reported * that he be allowed Six pounds in full for his past Services in carrying public papers for the benefit of this State which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr McConnell

* 13–694

Voted that Dudley Odlin Esqr be requested to call on Josiah Gilman Esqr Comptroller of Accounts for all obligations that may be found in that office given by Individuals for money advanced by this state for purchasing Arms or Ammunition and for securities given for the Improvement of Sequestered Estates and lay them before this House — Sent up by Mr Copland

Whereas the Town of Sandwich in the last proportion Act was by mistake set at one Seventh part more than their equal proportion — Therefore *Resolved* that the said Town be abated one Seventh part of the Taxes called for by the Treasurer prior to the year 1789 and that the Treasurer take notice and govern himself accordingly in all future Taxes until a new proportion Act take place — Sent up by Mr Bedee

Upon reading and considering the Petition of the Select men of Fitz William praying that the time for holding their Annual meeting may be altered *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Stone

Adjourned to Monday next at 3 oClock P. M.

MONDAY Janr 4th 1790.

The House met according to adjournment

Voted that Mr Gains, Mr Barrett & Mr Bettan with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Samuel Jones and report thereon —

Sent up by Mr Holmes.

Upon reading and considering the Petition of Aaron Allen in behalf of the Inhabitants of Walpole praying that the time
* 13–695 of holding the Annual meeting in said Walpole * may be altered — *voted* that the prayer thereof be granted and that he have leave to bring in a Bill or Resolve accordingly — Sent up by Mr Holmes

Voted that Mr Frink, Mr Page & Mr McConnell with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Lemuel Holmes Esqr in behalf of Jehiel Holdrich and report thereon — Sent up by Mr Holmes —

Upon reading and considering the Petition and proposals of George Jerry Osborne [jr.] *voted* that it be referred to the Committee on the Petition and proposals of Henry Ranlett and that they report thereon — Sent up by Mr Duncan

Upon reading and considering a vote of the Honbl Senate for postponing the hearing on the Petition of his Excellency John Sullivan Esqr to the Second Tuesday of the next Session of the General Court on Account of his having a principal witness absent out of this State, *Voted* to concur said vote with this Amendment "That the Petitioner cause that Ebenezer Thompson junr the Petitionee be served with a Copy of this vote without loss of time — The yeas & nays being called to determine the vote of Concurrence were as follows

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Hoit	Mr Flanders	Mr Holmes
Mr Blanchard	Mr J Pierce	Mr Page	Mr Stone
Mr Jabz Smith	Mr Copp	Mr Gaskill	Mr Gould
Mr McConnell	Mr Baldwin	Mr Chamberlain	Mr Johnson
Mr Peabody	Mr Campbell	Mr Temple	Mr Hough
Mr Bettan	Mr Barrett	Mr D Rand	Mr Tarlton
Mr Rollins	Mr N Rand	Mr Wellman	Mr Young
Mr Palmer	Mr Duncan	Mr Frink	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Hearsey	Mr Jackman	Mr Copland
Mr Glidden	Mr Bedee	Mr Shepherd	Mr Crawford
Mr Torr	Mr Hodgdon	Mr Allen	Mr Hutchens
Mr E Smith	Mr Buswell	Mr Whipple	Mr Eames

31 yeas — 16 Nays — so it was determined — Sent up by Mr Rollins

Adjourned to 9 o'Clock to morrow morning

*TUESDAY JAN^{R} 5th 1790 *13-696

The House met according to adjournment

An Act to enable the Select men of Moultonborough to Assess levy and collect a Tax on all the Lands of Nonresident proprietors in said Town for building bridges and repairing highways in said Town — was read a third time and passed to be Enacted —

Sent up by Mr Hoit & Mr Johnson

Voted that Mr Hoit, Mr Campbell & Mr Jer^{e} Smith with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Peter Phelps and others and report thereon —

Sent up by Mr Young

A Vote came down from the Honb^{l} Senate appointing Tuesday next for a hearing on the Petition of John Phillips and others and that Zechariah Foss be Seasonably notified that he may appear and Shew cause (if any he hath) why the prayer thereof may not be granted — was read & Concurr^{d}

Sent up by Mr Hodgdon

Agreably to the order of the day proceeded to a hearing on Petitions. —

Voted that the hearing on the Petition from Cardigan which was to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly

Sent up by Mr Hodgdon

Voted that the hearing on the Petition of John Orr Esqr which was to have been this day before the General Court be postponed until Friday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Hodgdon

Upon hearing and considering the Petition of Benjamin Cass motion was made to dismiss said Petition, but liberty being granted for withdrawing the Same, the Petition was withdrawn —

Adjourned to 3 o Clock P. M.

Met accordingly

Voted that Mr Barrett Mr Peabody, Mr Duncan, M^{r} *13-697 Hale and M^{r} McConnell with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Timothy Walker Esqr and others and report thereon —

Sent up by Mr Dow —

The Committee on the Petition of Samuel Jones reported that said Jones have a grant of Six pounds for the loss he sustained on the depreciation notes that he collected in the year 1780 — which

report being read and considered *voted* that it be received and accepted and that the President give order accordingly —

Sent up by Mr Chamberlain

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon a hearing on the Petition of Joseph Blake *voted* that further consideration thereof be postponed until friday next —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Allen —

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY JANR 6th 1790.

The House met according to adjournment

An Act to impower the Judge of Probate to appoint a Guardian of the person and Estate of Mehitabel Treadwell the wife of William Earl Treadwell of Portsmouth in the County of Rockingham She being non compos mentis and to enable such Guardian to sell as much of her real Estate from time to time as may be Sufficient for her Support and the payment of Taxes on her out lands — was read a third time and passed to be Enacted —

Sent up by Mr Allen & Mr Copp —

Upon reading and considering the Petition of Oliver Saunders *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Allen

*13–698 *Whereas Aaron Allen of Walpole in the County of Cheshire & State aforesaid hath Petitioned the General Court representing that by the Charter of said Town their Annual meeting is directed to be holden on the third Wednesday of March and the Inferior Court in and for said County being by Law holden on the Tuesday next preceeding said third Wednesday of March render it in some measure inconvenient for holding said meeting on said third Wednesday of March —

Therefore be it *Resolved* by the Senate and House of Representatives in General Court convened that the time of holding the Annual meeting in said Town be and hereby is altered from the said third Wednesday of March and shall forever hereafter be holden annually on the first Wednesday of March any Law usage or custom to the contrary notwithstanding —

Sent up by Mr Allen

Voted that Mr Frink, Mr Copland & Mr Copp with such of the Honb^{l} Senate as they may join be a Committee to consider of the Account of Theophilus Dame Esqr & report thereon — Sent up by Mr Glidden

Voted that Mr Peabody, Mr Duncan & Mr Sheafe be added to the Committee on pay of pensioners, appropriation of money in the Treasury &c — Sent up by Mr Hale

Voted that the hearing on the Petition of Joseph Hicks against Samuel White Esqr which was to have been this day be postponed to the third Wednesday of the next Session (the said Hicks & White by their Attorneys Messrs Sherburne and Plummer having agreed to the Same) and that all persons concerned take notice and govern themselves accordingly — Sent up by Mr Hough

An Act to impower Dan^{ll} Campbell to sell certain Lands in Amherst and to direct the proceeds of such Sale, was read a third time and passed to be Enacted Sent up by Mr Hough

* The Committee on the Petition of Lemuel Holmes * 13-699 Esqr in behalf of Jehiel Holdrich Reported that the Extents against the Town of Gilsom or Capt Holdrich the Constable for Gilsom for the year 1786 be stayed for the term of one year from this date which report being read and considered *voted* that it be received and accepted and that the Treasurer govern himself accordingly — Sent up by Mr Holmes

Voted that Mr Hough, Mr Kingsbury and Mr Temple with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Joseph Kimball Esqr and report thereon — Sent up by Mr Gaskill

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon hearing and considering the Petition of the Select men of Effingham *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly — Sent up by Mr Gaskill

An Act to Enable the Guardian of the children of John Griffen of Derryfield deceased to sell certain lands was read a third time and passed to be Enacted — Sent up by Mr Bettan & Mr Tarlton

Voted that the Account of Daniel Bedee amounting to one pound be allowed and paid out of the Treasury by order of the President — Sent up by Mr Bedee

Voted that the hearing on the Petition of Jonathan Blake Esqr against Josiah Burnam which the said parties expected was to have been heard before the General Court at their present Session

by agreement of the agents of the parties be postponed and put off to the Second Tuesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly and that the property and Estate taken to satisfy the Execution as mentioned in said Petition and the former order of Court respecting the Same be retained in the hands of the Sherriff until the final decision of the General Court—

Sent up by Mr Young

* 13–700 * Adjourned to 3 o'Clock P. M.

Met accordingly —

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon hearing and considering the Petition of Majr Simon Marston motion was made for granting the prayer thereof, on which motion the yeas and nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr Greeley	Mr Emerson	Mr Whipple
Mr Glidden	Mr Pierce	Mr N Rand	Mr Hough
Mr Torr	Mr Copp	Mr Hodgdon	Mr Hutchens
Mr Rollins	Mr Baldwin	Mr Wellman	Mr Tarlton
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Odlin	Mr Peabody	Mr Jackman	Mr Allen
Mr McGregore	Mr Palmer	Mr Page	Mr Frink
Mr Blanchard	Mr Bedee	Mr Shepherd	Mr Holmes
Mr Eastman	Mr Campbell	Mr Gaskill	Mr Copland
Mr Jabz Smith	Mr Barrett	Mr Chamberlain	Mr Crawford
Mr McClarey	Mr Jere Smith	Mr Temple	Mr Franklin
Mr Sias	Mr Duncan	Mr Rand	Mr Young
Mr McConnell	Mr Pierce		

16 Yeas — 30 Nays — So it was not granted — it was then *voted* to dismiss said Petition —

Voted that the remainder of the hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concernd are to take notice and govern themselves accordingly —

Adjourned to 9 o'Clock to morrow morning

THURSDAY Janr 7th 1790.

The House met according to adjournment

An Act to provide for the Safe keeping in the prisons in this State, prisoners committed under the authority of the United states, was read a third time and passed to be Enacted —

Sent up by Mr Whipple & Mr Buswell

An Act to enable the Select men or Assessors of Lempster to Tax the Lands of the Nonresident proprietors in said Town to repair the public roads in said Lempster — was *read a third time and passed to be Enacted — *13-701

Sent up by Mr Whipple & Mr Buswell

Voted that Mr Gains Mr Eastman and Mr McClarey with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Lieut Joseph Huntoon & report thereon —

Sent up by Mr Whipple

Upon reading and considering the Petition of Joseph Huckings motion was made for granting the prayer of said Petition with respect to vacating the Deed mentioned in said Petition on which motion the yeas & nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr Smith	Mr Abbott	Mr D Rand
Mr Blanchard	Mr Rollins	Mr N Rand	Mr Wellman
Mr Eastman	Mr Palmer	Mr Duncan	Mr Whipple
Mr Jabez Smith	Mr Hale	Mr B Pierce	Mr Holmes
Mr Jenness	Mr Hearsey	Mr Hodgdon	Mr Copland
Mr Sias	Mr Greeley	Mr Buswell	Mr Stone
Mr Glidden	Mr Hoit	Mr Jackman	Mr Crawford
Mr McConnell	Mr Copp	Mr Flanders	Mr Hutchens
Mr Dow	Mr Baldwin	Mr Shepherd	Mr Tarlton
Mr Bettan	Mr Emerson	Mr Gaskill	Mr Eames
Mr Torr	Mr Campbell	Mr Chamberlain	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Bedee	Mr Allen	Mr Franklin
Mr Macgregore	Mr Barrett	Mr Johnson	Mr Young
Mr McClarey	Mr Page		

43 Yeas — 10 Nays — So the prayer thereof was granted and he hath leave to bring in a Bill accordingly —

Sent up by Mr Temple —

The Committee to consider what method shall be taken for Establishing permanent Salaries for the Justices of the Superior Court — Reported that the chief Justice of the Superior Court have and receive for his Services as such One hundred and fifty pounds annually and the other Justices of said Court one hundred and thirty pounds each accounting for the fees — which report being read and considered *voted* that it be received and Accepted —

Sent up by Mr Temple

*Whereas the Town of Cardigan in the County of Grafton in said state hath not been Incorporated and therefore are not authorized to hold Town meetings and chuse *13-702

Town Officers for Assessing and collecting Taxes and transacting other necessary business that may be legally done by Towns incorporated —

Therefore *Resolved* that Jesse Johnson Junr Esqr be and he hereby is impowered to call a meeting of the Inhabitants of said Town by giving them fifteen days notice of the time place and design of holding said meeting for the purpose of choosing select men and other necessary Town Officers — which Officers when chosen shall be authorized and impowered to Assess and collect Taxes and transact all other necessary business in said Town as fully and amply as Select men and other Officers can by Law do in Towns and places Incorporated — Sent up by Mr Temple

Voted that Mr Odlin, Mr Hale, Mr Abbott Mr Frink & Mr Young with such of the Honbl Senate as they may join be a Committee to consider of and report such rules as they shall judge necessary for the direction of a Committee hereafter to be appointed for taking under consideration the Accounts from Towns parishes Districts & Individuals in this State that may be brought before them — Sent up by Mr Dole

Voted that Mr Holmes, Mr Hale & Mr Hough with such of the Honbl Senate as they may join be a Committee to consider of the Petition of the Select men of Wentworth and report thereon — Sent up by Mr Dole

Voted that Mr Page, Mr Bedee, Mr Peabody, Mr Bartlett and Mr Hodgdon with such of the Honbl Senate as they may join be a Committee to consider of the report of a Committee appointed to run the lines on the Northerly part of this State and for ascertaining the unlocated Lands &c also to consider of the * 13–703 Accounts exhibited by the Committee or *persons by them employed and report thereon —

Sent up by Mr Pierce —

Adjourned to 3 o clock P. M.

Met accordingly —

Voted that Mr Gaskill, Mr Crawford & Mr Rawlings with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Henry Sherburne and report thereon —

Sent up by Mr Baldwin

Voted that Mr Copland, Mr Hale & Mr Buswell with such of the Honbl Senate as they may join be a Committee to Consider of the Petition of Ebenezer Brewster Esqr and report thereon —

Sent up by Mr Baldwin

Voted that Mr Rand, Mr Shepherd & Mr Hale with such of the

Honb^{l} Senate as they may join be a Committee to consider of the Petition of Lemuel Holmes Esqr in behalf of Gilsom & Sullivan and report thereon — Sent up by Mr Shepherd —

Voted that Mr Page, Mr Jenness and Mr Dow with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Joseph Blanchard Esqr in behalf of Benjamin Cass and report thereon — Sent up by Mr Blanchard

The Committee on the Petition of Charles Henzell Esqr Reported that the said Henzell be allowed ninety pounds in full for his account exhibited with his Petition and that the President give order accordingly — which report being read and considered *voted* that it be received and accepted — Sent up by Mr Holmes

Voted that the public hearings which were to have been this day before the General Court be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Holmes

Voted that Mr Hough, Mr Copland & Mr Palmer with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Capt Jonathan Franklin in behalf of the Select men of Lyme and report thereon — Sent up by Mr Franklin

*Upon reading and considering the Petition and proposals of Joseph Kimball Esqr *voted* that the Petitioner be heard thereon before the General Court on the Second Wednesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in Some one of the New Hampshire News papers Six weeks before the Sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted — *13-704

Sent up by Mr Buswell

Adjourned to 9 o'Clock to morrow morning

FRIDAY JAN^{R} 8th 1790

The House met according to adjournment

An Act impowering the Inferior Court for the County of Rockingham to revise a Bill of Cost taxed against the proprietors of Haverhill — was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Holmes

An Act to restore Thomas Greenfield to his Law was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Holmes

An Act to restore Samuel Hogg to his Law — was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Holmes

Whereas the Select men of Fitz William hath Petitioned the General Court representing that the Annual Meeting of said Town hath heretofore been holden on the third Thursday of March annually which renders it inconvenient for said [town] in a particular manner because the Inferior Court is by Law holden at Keen on the same week — Wherefore they prayed that the time of holding their Annual March meeting in future might be on the first Monday in March —

Therefore be it *resolved* by the Senate & House of Representatives in General Court convened that the time of holding the Annual meeting in said Town be and hereby is altered from the said Third Thursday of March to the first monday in March forever hereafter provided that this Resolve shall
* 13–705 * not take effect until the month of March in the year 1791 any Law usage or custom to the contrary notwithstanding — Sent up by Mr Temple

Upon reading and considering the Petition of the Inhabitants of Chesterfield praying for the establishing an Academy in said Chesterfield *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Temple

Voted that Mr Buswell, Mr Wellman and Mr Gains with such of the Honbl Senate as they may join be a Committee to consider of the Petition of John Mendum & report thereon —

Sent up by Mr Tarlton —

Voted that Mr Sheafe, Mr Hale, Mr Hodgdon, Mr Page & Mr Johnson with such of the Honbl Senate as they may join be a Committee to consider of the Petitions of a number of the Inhabitants of the County of Strafford for and against the Honbl George Frost Esqr and report thereon — Sent up by Mr Macgregore

Voted that Mr Macgregore, Mr Emerson & Mr Duncan with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Samuel Flagg Esqr and report thereon —

Sent up by Mr Macgregore

Voted that Mr Abbott, Mr Frink & Mr Shepherd with such of the Honbl Senate as they may join be a Committee to consider of the Pay Roll of Capt Titus Salter and report thereon —

Sent up by Mr McConnell

Voted that Mr Bartlett, Mr Peabody & Mr Sheafe with such of

the Honb[l] Senate as they may join be a Committee to take under consideration the Act of Congress respecting light houses and report at the next Session whether the light House in this state and whether any and what territory shall be ceeded to the United states — Sent up by M[r] Hodgdon

Voted that M[r] Odlin, M[r] Eames, & M[r] Barrett with such of the Honb[l] Senate as they may join be a Committee to consider of the Petition of George Jaffrey Esq[r] and others and report thereon — Sent up by M[r] Jab[z] Smith

* On Motion that it is the Opinion of this House that the * 13–706 Honb[l] John Sullivan Esq[r] cannot constitutionally act as President of this State while he holds the Office of District Judge under the authority of the United States — after Some debate motion was made to postpone the determination until the next Session — On which motion for postponing — the Yeas and nays were called and are as follows —

Yeas.	Yeas.	Yeas.	Yeas.
M[r] Odlin	M[r] Dow	M[r] Barrett	M[r] Frink
M[r] Macgregore	M[r] Bettan	M[r] N Rand	M[r] Holmes
M[r] Blanchard	M[r] Rollins	M[r] B Pierce	M[r] Copland
M[r] Bartlett	M[r] Palmer	M[r] Jackman	M[r] Stone
M[r] Jenness	M[r] Hale	M[r] Gaskill	M[r] Hough
M[r] M[c]Clarey	M[r] Hoit	M[r] Temple	M[r] Hutchens
M[r] Sias	M[r] Copp	M[r] D Rand	M[r] Tarlton
M[r] M[c]Connell	M[r] Baldwin	M[r] Kingsbury	M[r] Young
M[r] Peabody	M[r] Dole	M[r] Whipple	
Nays.	**Nays.**	**Nays.**	**Nays.**
M[r] Gains	M[r] Greeley	M[r] Duncan	M[r] Allen
M[r] Sheafe	M[r] Bedee	M[r] Hodgdon	M[r] Wellman
M[r] Eastman	M[r] Emerson	M[r] Buswell	M[r] Crawford
M[r] Smith	M[r] Campbell	M[r] Page	M[r] Johnson
M[r] Glidden	M[r] Abbott	M[r] Shepherd	M[r] Franklin
M[r] E Smith	M[r] Jere Smith	M[r] Chamberlain	M[r] Eames
M[r] Hearsey			

35 Yeas — 25 nays — So it was postponed —

[1][DISSENT (against the foregoing vote.)

1st. Because we apprehend it to be more consonant to the dignity and wisdom of this House, and more consistent with our public trust, fairly to meet and decide a constitutional question, than to put it over to a period when the present House will not have it in their power to determine it; and when many evil consequences resulting from unconstitutional proceedings that are now dreaded, will have then taken place.

1 Taken from printed journal.

2d. Because we find ourselves called on by our duty, rather than inclination at this present time, to declare in the most unequivocal terms, that we consider the two offices held by his Excellency, namely, that of President of this state, and District Judge of the Federal Court, to be incompatible, inconsistent with, and subversive of our happy constitution which we wish to transmit from our hands pure and unsullied. To exculpate ourselves from being accessary to measures which might have been prevented, we think it our duty solemnly to protest against them; especially against the dangerous precedent of one person holding the aforesaid offices; being at the same time a legislator in New-Hampshire, and Judge of the Federal Court under the authority of the United States; where as Judge, he may explain and interpret laws, which as legislator he assisted to make, and as an executive officer was to carry into effect; — which mixed authority, we conceive, tends directly to a consolidation of both governments; to blend powers that should be separate, to create diffidence and distrust in the minds of the people, when unanimity and confidence in the government are absolutely necessary.

January, 1790. James Sheafe,
John Hodgdon,
William Page,
Thomas Crawford,
Jeremiah Smith.]

Adjourned to 3 o'Clock P. M.

Met accordingly

Voted that the hearing on the Petition of Joseph Blake which was to have been this Session of the Gen[l] Court be postponed to the Second Tuesday of the next Session of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by M[r] Holmes

Voted that M[r] Frink, M[r] Hoyt & M[r] Sheafe with such of the Honb[l] Senate as they may join be a Committee to consider of the Account of Isaac Griswold & report thereon

Sent up by M[r] Holmes

Agreably to the order of the day proceeded to a hearing on Petitions —

* 13–707 * *Voted* that the hearings which were to have been this day before the General Court be postponed until Tuesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by M[r] Duncan

Upon hearing and considering the Petition of Charles Johns-

ton & Ezekiel Ladd Equires motion was made that the prayer thereof be so far granted as that they have leave to bring in a Bill to review the Action therein mentioned against the said Saunders &c and that the same be tried in the County of Grafton — on which motion the yeas and nays were called and are as follows (viz)—

Yeas.	Yeas.	Yeas.	Yeas.
Mr Blanchard	Mr Dow	Mr Baldwin	Mr Gaskill
Mr Eastman	Mr Bettan	Mr Dole	Mr Temple
Mr McConnell	Mr Palmer	Mr N Rand	Mr Allen
Mr Peabody	Mr Greeley	Mr Buswell	Mr Eames
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Campbell	Mr Page	Mr Holmes
Mr Jabz Smith	Mr Barrett	Mr Chamberlain	Mr Copland
Mr Sias	Mr Abbott	Mr D Rand	Mr Griffin
Mr Rollins	Mr Jere Smith	Mr Kingsbury	Mr Johnson
Mr Hoit	Mr Duncan	Mr Wellman	Mr Hough
Mr J Pierce	Mr Hodgdon	Mr Whipple	

16 Yeas — 25 Nays — so the motion was lost

Upon hearing and considering the Petition of John Orr Esqr *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Duncan —

The Committee on the Petition of Samuel Flagg Esqr reported that the said Flagg come in with the other creditors of said Cutler and have the contents of said notes paid out of his Estate or such part thereof as may be his just proportion, which vote being read & considered *voted* that it be received and accepted —

Sent up by Mr Torr —

Adjourned to 9 o'Clock to morrow morning

SATURDAY Janr 9th 1790.

The House met according to adjournment

* An Act to impower Sarah Chapin of Alstead in the County of Cheshire to sell the Real Estate of Hiram Chapin late of Surry in said County of Cheshire deceased for the benefit of the Heirs — was read a third time and passed to be Enacted — * 13–708

Sent up by Mr Gains & Mr Frink

Upon reading and considering the Petition of Samuel Penhallow junr merchant *voted* that the prayer thereof be so far granted as that he have leave to bring in a Resolve directing the Treasurer to stay his Extent against said Penhallow for the term of one year Sent up by Mr Gains

Voted that Mr Odlin, Mr Hoyt, Mr Abbott, Mr Holmes and Mr Johnson with such of the Honb^{l} Senate as they may join be a Committee to take under Consideration the propriety of lengthning the time for receiving state notes in lieu of Certificates for Certificate Taxes also of the propriety of receiving final Settlements or indents for the Continental Specie Tax or any other Tax and report thereon — Sent up by Mr Rand

Voted that Mr Allen, Mr Shepherd & Mr Dow with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of the Inhabitants of Wendall Lempster Unity Newport & Fishersfield & report thereon Sent up by Mr Griffin

Voted that the Petition of John Costeloe be referred to the Committee on Encouragement to Manufacturers & that they report thereon — Sent up by Mr Griffin

Upon reading and considering the Petition of Richard Jenness and Simon Jenness Esqr^{s} and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on Thursday next and that the Petitioner cause that James Seavey the Petitionee be served with a Copy of the Petition and order of Court thereon this day that he may then appear and Shew cause if any he hath why the prayer thereof may not be granted — Sent up by Mr Griffen

*13–709 *The Committee on the Petition of Lieu^{t} Joseph Huntoon reported that he be allowed Depreciation from Septr 1777 to October 1778 in common form as other Officers & Soldiers of the late Army which report being read and considered *voted* that it be received and accepted — Sent up by Mr Holmes

Voted that Mr Emerson, Mr Hough & Mr Whipple with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Mary Parsons and report thereon — Sent up by Mr Bedee

Voted that Mr Peabody, Mr Bettan & Mr Abbott with Such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Maj^{r} John Young and others and report thereon — Sent up by Mr Young

Voted that Mr Page, Mr Copland & Mr Holmes with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of the Select men of Wendall and report thereon — Sent up by Mr Frink

Adjourned to Monday next at 3 oClock P. M

MONDAY JAN^{R} 11th 1790.

The House met according to adjournment

An Act granting a Lottery for rebuilding a bridge over little harbour [river] to New Castle was read a third time and passed to be Enacted — Sent up by Mr Gaskill & Mr Wellman

An Act limiting suits on penal Statutes was read a third time and passed to be Enacted —

Sent up by Mr Gaskill & Mr Wellman

Voted that Mr Peabody, M^{r} E Smith, Mr Emerson, Mr Kingsbury & Mr Franklin with such of the Honb^{l} Senate as they may join be a Committee to consider what business is yet necessary to be done at this Session and at what time and to what place this Court shall be adjourned also to consider what allowance shall be made to the Members of the Honb^{l} Senate and House and their Officers for their travel & attendance the present Session and report thereon — Sent up by Mr Johnson

*Upon reading and considering the Petition of the *13–710 Select men of Alstead *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published in one of the New Hampshire News papers three weeks Successively prior to the Sitting of said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Whipple

Voted that Mr Barrett, Mr Macgregore & Mr Johnson, with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Maj^{r} John Young and report thereon —

Sent up by Mr Young

Upon reading and considering the Petition of the Select men of Wendall *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court, that any person or persons may then appear and Shew cause why the prayer thereof may not be granted — Sent up by Mr Whipple

Voted that Mr Duncan, Mr Macgregore & M^{r} D Rand with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Col^{o} Benjamin Stone & report thereon —

Sent up by Mr Young

Voted that Mr Young, Mr Frink and Mr Hutchens with such of the Honbl Senate as they may join be a Committee to consider of the Petition of John Wendall Esqr in behalf of the proprietors of Lyman & report thereon — Sent up by Mr Sias

*13–711 * Upon reading and considering the Petition of Abigail Stroud and Isaiah Taylor *voted* that the prayer thereof be granted and that the Petitioners have leave to bring in a Bill accordingly — Sent up by Mr Allen

Upon reading and considering the Petition of Jonathan Collins of Candia *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Sias

Adjourned to 9 o'Clock to morrow morning

TUESDAY JANR 12th 1790

The House met according to adjournment

An Act to enable the Refferees under a rule of the Inferior Court of Common pleas holden at Exeter in and for the County of Rockingham on the Second Tuesday of November last by Adjournment in an Action of the case wherein Peter Pearse was Plaintiff against Samuel Cutts defendant and an Action of the case wherein Peter Pearse and Sarah Preston administrators of the Estate of Samuel Haines deceased were plaintiffs against Samuel Cutts defendant and in an Action of the Case where Peter Pearse and Colbourn Barrell were Plaintiffs against Samuel Cutts defendant on whose report on said Actions Judgment has been entered in said Court to reconsider their judgments on said Actions and if they find reason to alter their Opinion to report the Same to said Court and to enable said Court on said report to alter their former judgments and cause judgment to be entered upon each report as if no judgment had before been rendered on said Actions — was read a third time and passed to be Enacted — Sent up by Mr Bettan & Mr Frink

Voted that Mr Glidden, Mr Hoit, Mr Barrett, Mr Kingsbury and Mr Hutchens with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Majr Bradbury Cilley and report thereon — Sent up by Mr Greeley

*13–712 * An Act for filing and recording of Wills proved without this government and for taking affadivits in writing for the Probate of Wills in certain cases — was read a third time and passed to be Enacted — Sent up by Mr Bettan & Mr Frink

An Act to incorporate an Academy in the Town of Chesterfield by the name of the Chesterfield Academy — was read a third time and passed to be Enacted — Sent up by Mr Bettan & Mr Frink

Upon reading and considering the Petition of Gideon Tiffany and the report of a Committee thereon *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Rollins

Voted that the Account of Col^o^ Moses Kelley be referred to the Committee on Mr Griswolds Account and that they report thereon — Sent up by Mr Rollins

An Act in addition to an Act intitled an Act to prevent the destruction of Salmon Shad & Alewives in Merrimac river passed February the Sixth Seventeen hundred and eighty nine and for repealing all the Laws heretofore made for that purpose was read a third time and passed to be Enacted — Sent up by Mr Baldwin & Mr Abbott

Voted that Mr Peabody, Mr Hoit, Mr Emerson, Mr Page and Mr Hutchens with such of the Honb^l^ Senate as they may join be a Committee to consider what shall be done with respect to the collection of outstanding Taxes and report thereon — Sent up by Mr Johnson

Voted that Mr Macgregore, Mr Bedee, Mr Barrett, Mr Holmes and Mr Young with such of the Honb^l^ Senate as they may join be a Committee to form an estimate of the Sums necessary to be raised by Tax for the current year and lay the same before this House — Sent up by Mr Tarlton

Adjourned to 3 o'Clock P. M —

Met accordingly

* *Voted* that the Petition of Peter Cushing be referred * 13–713 to the Committee on the Petition of Bradbury Cilley Esqr and that they report thereon — Sent up by Mr Johnson

Voted that the hearing on the Petition of Thomas Wallingsford which was to have been this day before the General Court be postponed to Friday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Holmes

Voted that the hearing on the Petition of John Phillips which was to have been this day before the Genl Court be postponed to Tuesday next of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Holmes

The Committee to consider of the propriety of keeping up an Office of Comptroller [General of Accounts, reported, That it is of importance to this state, that the office of Comptroller] of Accounts be kept up — which report being read and considered motion was made that it be received and Accepted — on which motion the yeas and nays were called and are as follows (viz).

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Peabody	Mr Barrett	Mr Stone
Mr Odlin	Mr Bettan	Mr Duncan	Mr Crawford
Mr Macgregore	Mr Torr	Mr Hodgdon	Mr Johnson
Mr Eastman	Mr Rollins	Mr Gaskill	Mr Hough
Mr Jabz Smith	Mr Palmer	Mr Frink	Mr Hutchens
Mr Jenness	Mr Greeley	Mr Holmes	Mr Tarlton
Mr McClarey	Mr Bedee	Mr Copland	Mr Young
Mr Sias	Mr Hoit	Mr Griffin	Mr Eames
Mr Glidden	Mr Baldwin		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Sheafe	Mr J Pierce	Mr Page	Mr Rand
Mr E Smith	Mr Campbell	Mr Shepherd	Mr Allen
Mr Hale	Mr N Rand	Mr Chamberlain	Mr Wellman
Mr Hearsey	Mr J Smith	Mr Temple	Mr Whipple

34 Yeas — 16 Nays — So it was accepted

Sent up by Mr Holmes

Voted that the hearing on the Petition of Cardigan which was to have been this day before the General Court be postponed to Friday next of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by Mr Johnson

* 13–714 * Adjourned to 9 oClock to morrow morning

WEDNESDAY JANR 13th 1790.

The House met according to adjournment

Upon reading and considering the Petition of the Select men of Wentworth and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the Sitting of said Court in one of the New Hampshire News papers that any person or persons may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by Mr Sias

An Act to enable the Clerk of the Superior Court of Judicature to tax a Bill of cost in an Action which was tried in said Superior Court in 1777, between Oliver Saunders and James McKean and to issue Execution thereon was read a third time and passed to be Enacted — Sent up by Mr Glidden & Mr Temple

Upon reading and considering the Petition of the Select men of Lyme and the report of a Committee thereon *voted* that the Peti-

tioners be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the Sitting of said Court in one of the New Hampshire News papers that any person or persons may then appear and Shew cause why the prayer thereof may not be granted —

Sent up by Mr Franklin —

Upon reading and considering a Petition from Gilsom and Sullivan and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the third Wednesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the sitting of said Court in one * of the New * 13–715 Hampshire News papers that any person or persons may then appear and Shew cause if any they have why the prayer thereof may not be granted — Sent up by Mr Chamberlain

The Committee on the Account of Isaac Griswold amounting to four pounds nineteen shillings reported that it be allowed and paid out of the Treasury by order of the President, which report being read and considered *voted* that it be received & accepted —

Sent up by Mr Whipple

The Committee on the Account of Col^o^ Moses Kelley reported that he be allowed four pounds in full of his Demand and that the President give order accordingly, which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Campbell

Voted that Mr Frink, M^r^ D Rand [& Mr Shepherd] with such of the Honb^l^ Senate as they may join be a Committee to consider of the Petition of Jonathan Gordan & report thereon —

Sent up by Mr Odlin —

An Act to restore John Hogg jun^r^ and others to their Law was read a third time and passed to be Enacted —

Sent up by Mr Holmes & Mr Flanders

Voted that Mr Temple, Mr Chamberlain & Mr Shepherd with such of the Honb^l^ Senate as they may join be a Committee to consider of the Account of Benjamin Clark Gilman and report thereon — Sent up by Mr Smith

Voted that the Account of John Melcher amounting to Eighteen pounds fifteen shillings be allowed and paid out of the Treasury by order of the President — from the Revenue arising by excise —

Sent up by Mr Smith

Upon reading and considering the Petition of A: R: Cutter and Robert Harrold *voted* that the prayer thereof be granted and that they have leave to bring in a Bill accordingly —

Sent up by Mr Dole

Voted that Mr Odlin, Mr J Pierce, Mr Barrett Mr Kingsbury and Mr Eames with such of the Honbl Senate as they may join be a Committee to consider what method shall be taken for collecting the Excise on Spirituous liquors the current year and report thereon — Sent up by Mr Butler —

*13–716 *Upon reading and considering the Petition of Colo Benjamin Stone and the report of a Committee thereon, *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that Mr John White the Petitionee be served with a Copy of the Petition and order of Court thereon thirty days prior to the Sitting of Said Court that he may then appear and shew cause (if any he hath) why the prayer thereof may not be granted and that the Execution against said Stone be stayed until the decision of the General Court —

Sent up by Mr Peabody

Voted that Mr Peabody, Mr Bartlett, Mr Holmes, Mr Odlin & Mr Emerson with such of the Honbl Senate as they may join be a Committee to report what method shall be taken for administring the Oaths to civil Officers and whether any alteration shall be made in the Oaths to be administred Sent up by Mr Eames

Adjourned to 3 o'Clock P. M —

Met accordingly —

The Committee on the Petition of Sundry persons from the County of Strafford to remove George Frost Esqr from the Office of first Justice of the Inferior Court, Reported that having attentively and fully heard Mr Steel with his evidences in favour of the Petitions — Also George Frost Esqr and the Evidences in his favour they are unanimously of Opinion that the allegations and charges in said Petitions are not Sufficiently Supported for the Court to grant a day of hearing and therefore that the Petition be dismissed — which report being read and considered *voted* that it be received and accepted — Sent up by Mr Rollins

Whereas a vote passed this House in June last to appoint Jeremiah Ames [Eames] Junr a Surveyor to Survey a tract of Land granted by the General Court in February last to the use and benefit of Dartmouth Colledge but in the hurry of

*13–717 business was not penned and as the Trustees of *said

Colledge hearing that the said Eames was appointed for that purpose wrote to him requesting him to Survey the same which he has accordingly done — Therefore *voted* that the Survey made by the said Eames be as good and valid to all intents and purposes as if said vote had then regularly passed the Legislature of this State — Sent up by Mr Sias —

Voted that Mr Abbott, Mr B Pierce & Mr Barrett with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Cyrus Baldwin Esqr and report thereon —

Sent up by Mr Baldwin

Voted that Mr Odlin, Mr Holmes & Mr Hoit with such of the Honbl Senate as they may join be a Committee to consider of the Memorial & Petition of Robert L Fowle and report thereon —

Sent up by Mr Odlin

Adjourned to 9 o'Clock to morrow morning

THURSDAY JANR 14th 1790.

The House met according to adjournment

Voted that the hearing on the Petition of his Excellency John Sullivan Esqr which was by appointment to have been heard the Second Tuesday in the next Session be heard on the Second Thursday of said Session by agreement of the parties and that they take notice and govern themselves accordingly —

Sent up by Mr Dole

An Act to confirm certain Lands to John Orr Esquire was read a third time and passed to be Enacted —

Sent up by Mr Dole & Mr Jackman

The Committee to whom was referred the Petition of Timothy Walker Esqr and others praying for a new County &c Reported that it is necessary to make Some alterations in the lines for dividing the State into counties but as they cannot at this time avail themselves of Information requisite to determine with propriety what Alterations would be most for the public good, recommend that a Committee of one member from each County be appointed by the General Court to take the matter into consideration and report thereon at the next Session of the General Court which report being read and considered motion was

* made to receive and accept the Same on which * 13–718
motion the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr Butler	Mr Abbott	Mr Whipple
Mr Odlin	Mr Torr	Mr N Rand	Mr Frink
Mr Macgregore	Mr E Smith	Mr Duncan	Mr Holmes
Mr Blanchard	Mr Rollins	Mr B Pierce	Mr Copland
Mr Eastman	Mr Palmer	Mr Hodgdon	Mr Johnson
Mr Bartlett	Mr Greeley	Mr Buswell	Mr Hough
Mr McClarey	Mr Bedee	Mr Jackman	Mr Franklin
Mr Sias	Mr Hoit	Mr Flanders	Mr Tarlton
Mr Glidden	Mr Baldwin	Mr Shepherd	Mr Young
Mr Peabody	Mr Dole	Mr Temple	Mr Eames
Mr Dow	Mr Emerson	Mr Rand	Mr Bettan
Mr Barrett	Mr Wellman		
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Campbell	Mr Chamberlain	Mr Crawford
Mr Hale	Mr Page	Mr Allen	Mr Hutchens
Mr J Pierce	Mr Gaskill	Mr Kingsbury	

46 Yeas — 11 Nays — So it was accepted —

Sent up by Mr Eames

Upon reading and considering the Petition the select men of Protectworth *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court that any person or persons may then appear and shew cause why the prayer thereof may not be granted — Sent up by Mr Whipple

Voted that Mr Hoit, Mr Gains and Mr Macgregore with such of the Honb^{l} Senate as they may join be a Committee to consider of the Petition of Samuel Nute and report thereon —

Sent up by Mr Eames

Voted that the Account of Thomas Bartlett Esqr amounting to two pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Eastman

* 13–719 * The Committee on the Pay Roll of Capt Titus Salter reported that the charges therein are properly made and that there is due to him one hundred and forty pounds and that he be paid that Sum out of the Treasury of this State which report being read and considered *voted* that it be received and accepted and that the President give order accordingly

Sent up by Mr Eastman

Adjourned to 3 o'Clock P M —

Met accordingly

Upon reading and considering a Letter from his Excellency accompanying a Petition from three of the Late officers of the Militia Company in Sandown praying to be restored to their former Offices — *Voted* that this House has no objection to their being restored if his Excellency the President shall think it best —

Sent up by Mr Holmes

Voted that the Allowance to the Members of the Honb^l^ Senate and House of Representatives and their Officers for Travel and attendance at this Session be the same as it was at the last Session except the Speaker who shall have the additional Sum of three shillings ℔^r^ Day for each days attendance over and above his other pay and that the Secretary and Clerk make up the respective rolls accordingly and that the Clerk be allowed one day extra for making up the Rolls of the House —

Sent up by Mr Macgregore

Whereas the holding of the Courts of Probate of Wills in the County of Rockingham at any one fixed place has been found to be very inconvenient to many of the citizens of said County — Therefore be it *Resolved* that the Probate Courts for said County be in future held at the Respective times and in the places hereafter mentioned (viz)

At Portsmouth on the third Wednesdays of the months of February June and October — At Exeter on the third Wednesdays of the months of March, July and November — At Londonderry on the third Wednesdays of the months of April August and December and at Epsom on the third Wednesdays of the months of May September & January annually and that the Judge of Probate take notice and govern himself accordingly —

Sent up by Mr Macgregore

**Resolved* that the Inhabitants of Pittsfield have a fur- * 13–720
ther term of eight months to compleat the highway laid out by an Act of this State passed Feb^r^ 2^d^ 1788 — leading from the main country road in Northwood to the province road so called in Barnstead —

Sent up by Mr Macgregore

Agreably to the order of the day proceeded to a hearing on a Petition —

Upon hearing and considering the Petition of Richard Jenness Esqr motion was made that the prayer thereof be granted so far as to set aside the report of the Refferees & the judgment thereon and that the Petitioner have leave to review said Action — on which motion the yeas & nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Odlin	Mr Greeley	Mr Flanders	Mr Holmes
Mr Eastman	Mr Hoit	Mr Shepherd	Mr Copland
Mr Jabz Smith	Mr Dole	Mr Gaskill	Mr Griffin
Mr McClarey	Mr Emerson	Mr Temple	Mr Stone
Mr Sias	Mr Campbell	Mr D Rand	Mr Crawford
Mr McConnell	Mr N Rand	Mr Allen	Mr Johnson
Mr Peabody	Mr B Pierce	Mr Kingsbury	Mr Franklin
Mr Dow	Mr Hodgdon	Mr Wellman	Mr Tarlton
Mr Bettan	Mr Buswell	Mr Whipple	Mr Young
Mr Palmer	Mr Jackman	Mr Frink	Mr Eames
Mr Hearsey			
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Hale	Mr Duncan	Mr Hough
Mr Blanchard	Mr Bedee	Mr Page	Mr Hutchens
Mr Torr	Mr J Smith	Mr Chamberlain	

41 Yeas — 11 nays — so it was granted and the Petitioner hath leave to bring in a Bill accordingly — Sent up by Mr Jenness

Voted that Mr Gains, Mr D Rand & Mr Eastman with such of the Honbl Senate as they may join be a Committee to consider of the Petition of Colo Benjamin Titcomb and report thereon —

Sent up by Mr Rollins

Adjourned to 9 oClock to morrow morning

FRIDAY JANR 15th 1790.

The House met according to adjournment

*13–721 *An Act to vacate a Deed given by Joseph Huckins to Samuel Follett was read a third time and motion was made that it pass to be Enacted — on which motion the yeas and nays were called and are as follows — (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr E Smith	Mr Buswell	Mr Whipple
Mr Blanchard	Mr Rollins	Mr Jackman	Mr Frink
Mr Eastman	Mr Palmer	Mr Flanders	Mr Holmes
Mr Jenness	Mr Greeley	Mr Shepherd	Mr Copland
Mr Sias	Mr Hoit	Mr Chamberlain	Mr Stone
Mr McConnell	Mr Baldwin	Mr Temple	Mr Crawford
Mr Dow	Mr Campbell	Mr D Rand	Mr Hough
Mr Bettan	Mr N Rand	Mr Allen	Mr Hutchens
Mr Torr	Mr Hodgdon	Mr Wellman	Mr Tarlton
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr McClarey	Mr B Pierce	Mr Johnson
Mr Odlin	Mr Peabody	Mr Page	Mr Franklin
Mr Macgregore	Mr Bedee	Mr Kingsbury	Mr Young
Mr Jabz Smith	Mr Barrett		

36 Yeas — 14 Nays — So it passed to be Enacted —
Sent up by Mr Sias & Mr Buswell

Upon reading and considering the Memorial of Samuel Hobart Esqr *voted* that it be referred to the Committee on encouragement to manufacturers and that they report thereon —
Sent up by Mr Johnson

Upon reading and considering the Petition of the select men of Packersfield *voted* that the Petitioners be heard thereon before the General Court on the Second Tuesday of their next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the sitting of said Court in the New Hampshire Gazzette that any person or persons may then appear and Shew cause why the prayer thereof may not be granted —
Sent up by Mr Holmes

Voted that the Committee to report an Estimate for a Tax the current year, also consider and report what sums shall be allowed as Salaries to the Officers of the Civil List
Sent up by Mr Holmes

Voted that Mr Hoit be added to the Committee on the Petition of Ichabod Rollins Esqr Sent up by Mr Rollins

* *Voted* that Mr Sheafe, Mr Torr, Mr Barrett, Mr Frink *13–722 and Mr Eames with such of the Honbl Senate as they may join be a Committee to consider of the propriety of making any alteration in the mode of collecting Nonresident taxes and report thereon — Sent up by Mr Frink

The Committee on the Petition of the Select men of the Town of Wendall reported that the said Town of Wendall be credited the Sum of Sixty pounds with the Interest for William McBrittain junr whom they hired for three years and he died in the Service — The said Town paying cost if any has already arisen and that the Treasurer take order accordingly — it appearing to your Committee that the said Town was doomed too high considering the number of Inhabitants at that time — which report being read and considered *voted* that it be received & accepted —
Sent up by Mr Griffin

Upon reading and considering the Petition of John Samuel Sherburne — *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly —
Sent up by Mr McConnell

Voted that Mr Bettan, Mr Bedee, Mr Buswell, Mr Wellman & Mr Crawford with such of the Honbl Senate as they may join be

a Committee to consider of the Account of George Gains Esqr and report thereon — Sent up by Mr Crawford

Voted that M^{r} McClarey, M^{r} J Pierce, Mr Duncan, Mr Holmes & Mr Franklin be a Committee to consider of a Bill respecting mileslip and Duxbury school farms and report such additions or amendments as they shall judge necessary —

Adjourned to 3 o'Clock P. M —

Met accordingly

Voted that Mr Gains Mr Macgregore, Mr Abbott, Mr Hoit & Mr Holmes with such of the Honb^{l} Senate as they may join be a Committee to take under Consideration a Memorandum of Col^{o} Supply Clap for money advanced for the use of
*13–723 *the light house and report thereon, also report on the propriety of ceeding the light house to the use of the United states — Sent up by Mr Flanders

An Act for altering the time of holding the Annual meeting in Atkinson in said State — was read a third time and passed to be Enacted — Sent up by M^{r} McClarey & Mr Hough

Agreably to the order of the day proceeded to a hearing on a Petition —

Upon hearing and considering the Petition of Thomas Wallingsford and others motion was made that the prayer thereof be granted — on which motion the yeas and nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Dow	Mr Copp	Mr Crawford
Mr Macgregore	Mr Torr	Mr Dole	Mr Johnson
Mr Eastman	M^{r} E Smith	M^{r} N Rand	Mr Hutchens
Mr Sias	Mr Rollins	Mr Temple	Mr Young
M^{r} McConnell	Mr Palmer	Mr Allen	Mr Eames
Mr Peabody	Mr Hoit	Mr Wellman	
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Odlin	M^{r} J Pierce	Mr Jackman	Mr Frink
Mr Blanchard	Mr Baldwin	Mr Page	Mr Holmes
Mr Jab^{z} Smith	Mr Emerson	Mr Shepherd	Mr Copland
Mr Jenness	Mr Campbell	Mr Gaskill	Mr Griffin
Mr Clidden	Mr Abbott	Mr Chamberlain	Mr Stone
Mr Butler	M^{r} B Pierce	M^{r} D Rand	Mr Hough
Mr Hearsey	Mr Hodgdon	Mr Whipple	Mr Franklin
Mr Bedee			

23 Yeas — 29 Nays — so it was not granted —

Motion was then made to dismiss said Petition — on which motion the Yeas and Nays were called and are as follows

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr Hearsey	Mr Hodgdon	Mr Whipple
Mr Odlin	Mr Bedee	Mr Jackman	Mr Holmes
Mr Jabz Smith	Mr Baldwin	Mr Page	Mr Copland
Mr Jenness	Mr Emerson	Mr Shepherd	Mr Griffin
Mr Glidden	Mr Campbell	Mr Gaskill	Mr Stone
Mr McConnell	Mr Abbott	Mr Chamberlain	Mr Hough
Mr Butler	Mr B Pierce	Mr D Rand	Mr Franklin
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Sias	Mr Torr	Mr Hoit
Mr Macgregore	Mr Peabody	Mr E Smith	Mr Copp
Mr Eastman	Mr Dow	Mr Rollins	Mr Dole
Mr Bartlett	Mr Bettan	Mr Palmer	Mr N Rand
* Mr Temple	Mr Crawford	Mr Wellman	Mr Young * 13-724
Mr Allen	Mr Johnson	Mr Tarlton	Mr Eames
Mr Frink	Mr Hutchens		

28 Yeas — 26 Nays — so it was Dismissed —

Voted that the hearing on the Petition from the Town of Cardigan which was to have been this day [before the General Court] be postponed until the Second Tuesday of the next Session of the General Court of which all persons concerned are to take notice and govern themselves accordingly — Sent up by Mr Wellman

Adjourned to 9 o'Clock to morrow morning

SATURDAY Janr 16th 1790.

The House met according to adjournment

A vote for granting the prayer of the Petition of the Overseers of the poor for the Town of Portsmouth came down from the Honbl Senate for Concurrence was read & concurred

Sent up by Mr Hale

Upon reading and considering the Petition of the Inhabitants of Campbels Gore and Some of the Inhabitants of Hillsborough

Voted that Robert Wallace Esqr of Hinnekar Ninian Aiken Esqr of Deering & Capt Daniel Miltimore of Antrim be a Committee at the expence of the Petitioners to view the Situation of said Petitioners and report their Opinion at the next Session respecting incorporating the Petitioners into a body politic —

Sent up by Mr Duncan

Whereas by the Operation of the federal Government the collection of duties and tonnage at the Impost and naval Office have ceased and the orders on those funds cannot be discharged, and further that it would be for the ease of the people of the State that Specie and excise orders might pay indiscriminately for

either purpose — Therefore *Resolved* that orders on the Impost, State Specie Tax, naval Office & Excise be received in future by the Treasurer, farmers of Excise and Collectors of Taxes for any or either the State Specie Tax impost or Excise

Sent up by Mr Allen

Voted that Mr Page, Mr Frink & Mr Abbott with such of the Honbl Senate as they may join be a Committee to consider the Petition of Majr Simon Marston & report thereon —

Sent up by Mr Dow —

*13–725 *The vote respecting the appointment of the Surveyor of the grant made for the use of Dartmouth Colledge came down for the following amendment, "that the grantees pay the cost of the Survey" which amendment being read and considered, motion was made to concur the Same, on which the yeas and nays were called and are as follows (viz)

Yeas.	Yeas.	Yeas.	Yeas.
Mr Gains	Mr Hale	Mr Emerson	Mr Allen
Mr Sheafe	Mr Greeley	Mr B Pierce	Mr Kingsbury
Mr Macgregore	Mr Bedee	Mr Hodgdon	Mr Wellman
Mr McClarey	Mr Hoit	Mr Buswell	Mr Whipple
Mr Glidden	Mr J Pierce	Mr Gaskill	Mr Holmes
Mr McConnell	Mr Copp	Mr Chamberlain	Mr Crawford
Mr Palmer	Mr Dole	Mr D Rand	Mr Johnson
Mr Hutchens			
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Blanchard	Mr Baldwin	Mr Jackman	Mr Griffin
Mr Peabody	Mr Campbell	Mr Page	Mr Hough
Mr Dow	Mr Barrett	Mr Temple	Mr Franklin
Mr Bettan	Mr N Rand	Mr Frink	Mr Tarlton
Mr Butler	Mr Duncan	Mr Copland	Mr Young

29 Yeas — 20 Nays — so it was concurred —

Sent up by Mr Hough

Upon reading and considering the Petition of Colo Ebenezer Brewster and the report of a Committee thereon *voted* that the Petitioner be heard thereon before the General Court on the Second Tuesday of the next Session and that in the mean time the Petitioner cause that a Copy of the Petition and order of Court thereon be posted up in Some public place in the Town of Lyme three weeks Successively prior to the sitting of said Court that any person or persons may then appear and Shew cause (if any they have) why the prayer thereof may not be granted —

Sent up by Mr Hough

Adjourned to Monday next at 10 oClock A M

MONDAY JAN^{R} 18th 1790

The House met according to adjournment

Upon reading and considering the Petition of Josiah Sweat *voted* that the prayer thereof be granted on Condition that the Appelant have the liberty of entering the Appeal if he see cause and that a Bill be brought in for that purpose —

Sent up by Mr Griffin

* *Voted* that the Account of Jeremiah Eames Junr and the plan and papers exhibited therewith be referred to the Committee for ascertaining the unlocated lands in this State and that they report thereon — Sent up by Mr Emerson *13–726

Voted that Mr Macgregore, Mr Peabody, Mr Hoit, M^{r} J Pierce, Mr Dole, Mr Buswell, Mr Kingsbury, Mr Holmes Mr Tarlton & Mr Crawford with such of the Honb^{l} Senate as they may join be a Committee to nominate ten persons out of whom five persons (one for each County) be chosen by Ballot a Committee to report at the next Session of the General Court what alterations they shall judge necessary to be made in the County lines within this State Sent up by Mr Whipple

Adjourned to 3 o'Clock P. M.

Met accordingly

An Act to make valid the title to a piece of Land in Hanover in said State was read a third time & passed to be Enacted —

Sent up by Mr Copp & Mr Rollins

An Act to enable the Select men of Piermont to assess and order to be collected one penny on all the unimproved lands in said Piermont was read a third time and passed to be Enacted —

Sent up by Mr Copp & Mr Rollins

Voted that Mr Sheafe, Mr Holmes & Mr Emerson with such of the Honb^{l} Senate as they may join be a Committee to take under consideration the Subject matter of a Letter from his Excellency to Genl Peabody also an Inventory of the Ordnance Stores at Fort William & Mary and report thereon —

Sent up by Mr Whipple

The Committee on the Petition of Maj^{r} John Young and others respecting a Lottery Reported that there be raised three Hundred pounds by way of a Lottery for the purpose of building bridges over the Rivers mentioned in said Petition exclusive of Expence which report being read and considered *voted* that it be received [and accepted] with [this amendment] * that there be raised four hundred and fifty pounds exclusive *13–727

of expence and that they have leave to bring in a Bill accordingly — Sent up by Mr Young

The Committee on the Account of Benjamin Clark Gilman reported that he be allowed three pounds twelve shillings in full for his account to be paid by an order on the Treasurer which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Odlin

Upon reading and considering the Petition of the Select men of Bath and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the second Tuesday of the next Session and that in the mean time the Petitioners cause that the Substance of the Petition and order of Court thereon be published three weeks Successively prior to the sitting of said Court in the New Hampshire Gazzette that any person or persons may then appear and Shew cause (if any they have) why the Prayer thereof may not be granted — Sent up by Mr Franklin

Voted that the General Court which by the Constitution of this State are to meet on the first Wednesday in June next meet at Hopkintown in this State — Sent up by Mr Hodgdon

Adjourned to 9 o'Clock to morrow morning

TUESDAY Janr 19th 1790.

The House met according to adjournment

An Act to authorize Isaiah Taylor to sell certain lands — was read a third time and passed to be Enacted — Sent up by Mr Torr & Mr Smith

An Act for conveying this states title to certain lands was read a third time and passed to be Enacted — Sent up by Mr Torr and Mr Smith

Upon reading and considering the Petition of a number of the Inhabitants of Wendall, Lempster, Unity, Newport & Fishersfield and the Report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the Second Friday [Tuesday] of the next Session and that in the mean time the Petitioners cause that the Select men of Wendall Lempster Unity Newport and Fishersfield be served with *a Copy of the Petition and order of Court thereon three weeks prior to the sitting of said Court, also cause that the Substance of the Petition and order of Court thereon be published

*13–728

three weeks Successively prior to the sitting of said Court in one of the New Hampshire News papers that any person or persons may then appear and shew cause (if any they have) why the prayer thereof may not be granted — Sent up by Mr Holmes

The Committee appointed at the Session of General Court in June last to receive and examine the accounts of the Board of War and lay a Statement thereof before the Court, Reported that they have agreably to the order examined the joint accounts of Joshua Wentworth and John Penhallow Esqrs the two members of the board of war at Portsmouth which they find to consist of an Account against the State of New Hampshire amounting to the sum of Eighty Thousand one hundred and Seventy eight pounds fourteen shillings & Six pence — Cloathing account amounting to Four hundred and forty thousand Six hundred and eight pounds nineteen Shillings and three pence half penny — Waggon Account Six thousand Six hundred & twenty one pounds Eighteen shillings and ten pence — Provision account Three thousand Seven hundred and forty nine pounds nine pence and one farthing — Transportation account Three thousand nine hundred and twenty one pounds & three pence half penny — Fort Washington Two thousand & Sixty pounds eight shillings & three pence half penny — Ship Hampden Seventy eight thousand one hundred and ten pounds four shillings and five pence and cash paid Joseph Gilman Esqr One hundred & eight Thousand Seven hundred and Eighty one pounds and one Shilling — which Several accounts make the gross Sum of Seven hundred and twenty four Thousand & thirty one pounds Seven shillings and four pence ¾ which sum of expenditures they have debited the State of New Hampshire with * On the other hand they have credited * 13–729 the state for monies issued to them from the Treasury and for articles received of the State with the Sum of Seven hundred and two thousand Six hundred & eighty five pounds fourteen shillings Seven pence & three farthings which sum deducted from the amount of the expenditures leaves a ballance due to said Joshua Wentworth and John Penhallow of Twenty one thousand three hundred and forty five pounds twelve shillings & nine pence half penny which Sum allowing them their commissions at the time of the expenditure of the monies received amounting by the Scale of depreciation to the Sum of Five hundred and fifty three pounds and three shillings Silver money, which we find to be now due to them —

Your Committee have also examined the Accounts of Joseph

Gilman Esqr exhibited to them by Mr Benjamin Ives Gilman his Son, Said Joseph Gilman being the other member of the board of War at Exeter which they find to consist of Deserters account amounting to Nine Thousand three hundred & Eighty pounds eight shillings — Barrack Account One Thousand five hundred & thirty nine pounds ten shillings and two pence — Waggon account One hundred and fourteen Thousand Seven hundred and Seventy eight pounds and eight Shillings — Cloathing account One hundred & eighteen Thousand eight hundred & thirty three pounds nine shillings and eight pence — Provision Account fourteen thousand three hundred and Seventy three pounds & twelve Shillings Transportation account Fifty three Thousand four hundred and two pounds two shillings and nine pence Miscellany Account Seventy two thousand five hundred and thirty five pounds five shillings and five pence — which Several accounts of expenditures amounting together to the gross Sum of Three hundred and eighty four Thousand eight hundred and forty two pounds Sixteen shillings — he has debited the state of New Hampshire with — On the other hand Mr Gilman has credited the State for monies received from the Treasury and
*13–730 *other Articles of the State to the Amount of Three hundred and Seventy Seven Thousand Seven hundred & Eighty five pounds three shillings & Six pence which sum deducted from the gross amount of expenditures leaves a Ballance due to Mr Gilman of Seven thousand & fifty Seven pounds twelve shillings and Six pence paper money which allowing him his Commissions on the value of the money at the time of its expenditure is by the scale equal to One hundred & Eighty two pounds eighteen shillings Silver money which we find to be now due to him

Your Committee have also in the recess of the Court and during the Session carefully examined the vouchers to all the forementioned accounts and compared them with the charges all which they find well vouched & correctly Stated and more accurately than could have been expected in so complicated a Business — We have also obtained from the Comptroller of Accounts a particular Account of all the monies issued by the Treasurer to the two departments of the board of War — all which monies they have credited the state with and accounted for its expenditure —

Your Committee beg leave further to observe that the most of the above accounts are properly chargeable by this State to the debit of the Account of the United states for which purpose they have

been Seasonably laid before persons authorized by the United states to settle such accounts a Small part only will remain to the charge of the particular account of the state of New Hampshire — Signed Nath[ll] Rogers, James Sheafe, James Macgregore and Dudley Odlin — Committee —

Portsmouth Jan[r] 19th 1790.

State notes from M[r] J Gilman paid into the hands of the Court £2115 — New Emission £51, 15, 9 an order for Discount £2..4 — which report being read & considered *voted* that it be received & accepted and that the President give order on the Treasurer for the foregoing ballances — Sent up by M[r] Holmes

*An Act to annul & vacate a Deed given by John Pierce Merchant as collector of taxes for the Masonian proprietors bearing date the twenty fifth day of April Anno Domini 1789 to John Samuel Sherburne by the Name of Samuel Sherburne Jun[r] of Several lots of Land in the Town of Washington in the County of Cheshire which were sold by said Pierce in said Capacity at a public vandue as the property of Thomas Packer for a delinquency in payment of taxes to said proprietors pursuant to a Law of this State which lots were Supposed to contain an entire original proprietors right, and to authorize and impower said collector to raise levy & collect such sums as are or may hereby become due of said Packers proportion of the assessments made by said Masonian proprietors agreably to the Law for enabling said proprietors to raise levy and collect money for the purposes therein expressed as fully as though said Sale & Deed had not been made — was read a third time and passed to be Enacted — Sent up by M[r] Young & M[r] Hough *13–731

An Act to enable the Inhabitants of Campbells Gore Society land, the one mile slip & Duxbury school farm to lay out make and repair all necessary highways within their districts and to raise money and apply it for schooling their youth in the same manner as the Several incorporated towns in this State are impowered by Law to do — was read a third time and passed to be Enacted — Sent up by M[r] Gaskill & M[r] Allen

Voted that Thursday the fifteenth day of April next be observed as a day of public fasting humiliation & prayer throughout this State, and that the President with advice of Council be desired to issue a Proclamation seasonably for that purpose provided there should not be a General fast appointed by the Congress of the United States — Sent up by M[r] Gains

The Committee to consider of the Petition of George Jaffrey Esq[r] and others, Reported that the lands sold in pursuance of the Act mentioned in said Petition be redeemable in the
*13-732 same manner that lands are redeemable by Law sold * for the nonpayment of nonresident Taxes in said State, which report being read & considered *voted* that it be received & accepted — Sent up by M[r] Hoit

Adjourned to 3 o'Clock P. M —

Met accordingly

Voted that the account of Joseph Gilman Esq[r] be referred to the Committee on the Accounts of the board of war of this State and that they report thereon — Sent up by M[r] Duncan

Voted that the hearings on the Petitions of John Phillips and Jeremiah Folsome Esq[rs] which were to have been this day be postponed until to morrow of which all persons concerned are to take notice and govern themselves accordingly —

Sent up by M[r] Hodgdon

Adjourned to 9 o'Clock to morrow morning

WEDNESDAY JAN[R] 20th 1790

The House met according to adjournment

An Act to restore Josiah Sweat to his Law was read a third time and passed to be Enacted —

Sent up by M[r] Rand & M[r] Jackman

Upon reading and considering the Petition of Joseph Boutwell *voted* that the prayer thereof be granted and that the Treasurer govern himself accordingly — Sent up by M[r] B Pierce

Voted that the Account of Jonathan Clark & Reuben Hill Esq[rs] amounting to five pounds fourteen shillings be allowed and paid out of the Treasury by order of the President —

Sent up by M[r] B Pierce

Voted that the Honb[l] Council and the Members of the General Court and their Officers be paid their travel and attendance the present session out of the money now in the Treasury and that the wages of the Representatives be added to the state Taxes of the Several Towns in the same manner as heretofore practised and that the President give order for the payment of the
*13-733 Several Rolls * accordingly — on which vote the yeas & nays were called and are as follows — (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Blanchard	Mr Butler	Mr Duncan	Mr Wellman
Mr Jenness	Mr Torr	Mr Hodgdon	Mr Whipple
Mr McClarey	Mr Palmer	Mr Buswell	Mr Holmes
Mr Sias	Mr Hoit	Mr Jackman	Mr Crawford
Mr Glidden	Mr Copp	Mr Shepherd	Mr Hough
Mr McConnell	Mr Campbell	Mr Gaskill	Mr Franklin
Mr Dow	Mr N Rand	Mr Temple	Mr Hutchens
Mr Bettan	Mr Jere Smith	Mr Allen	Mr Tarlton
Mr Eames			
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Gains	Mr Hearsey	Mr Abbott	Mr Copland
Mr Sheafe	Mr Greeley	Mr Page	Mr Griffin
Mr Odlin	Mr Bedee	Mr Chamberlain	Mr Johnson
Mr Macgregore	Mr Baldwin	Mr D Rand	Mr Young
Mr Peabody	Mr Dole	Mr Kingsbury	Mr Eastman
Mr E Smith	Mr Emerson	Mr Frink	Mr Jabz Smith
Mr Hale	Mr Barrett		

33 Yeas — 26 Nays — so it passed in the Affirmative

Sent up by Mr Temple

The Committee on the Account of Supply Clap Esqr reported that they have examined the Accounts of Supply Clap Esqr and find them well vouched and a Ballance due to him of twelve pounds eight shillings and five pence half penny which report being read and considered *voted* that it be received and accepted and that the President give order for the payment of said Ballance —

Sent up by Mr Hearsey

Upon reading and considering the Petition of John Young Esqr and the report of a Committee thereon *voted* that the Petitioner be heard before the General Court on the Second Friday of the next Session and that in the mean time the Petitioner cause that David Emerson the Petitionee be served with a Copy of the Petition and order of Court thereon three weeks prior to said day of hearing that he may then appear and Shew cause why the prayer thereof may not be granted and that all proceedings against said Young in consequence of said Action be stayed until the determination of said Court —

Sent up by Mr Hearsey

* Adjourned to 3 o' Clock P. M. * 13–734

Met accordingly

An Act to enable Jonathan Collins to sell certain Lands — was read a third time and passed to be Enacted

Sent up by Mr Gains & Mr Glidden

An Act making valid the proceedings at a public meeting holden in a place called New Durham Gore for the choice of certain

officers and to Enable said Inhabitants to raise money for repairing public roads — was read a third time and passed to be Enacted — Sent up by Mr Gains & Mr Glidden

An Act in addition to the Laws now in force providing for the Support and maintenance of the poor — was read a third time and passed to be Enacted — Sent up by Mr Gains & Mr Glidden

An Act authorizing the Justices of the Superior Court of Judicature to tax costs in an Action which was tried in said Superior Court in 1777 between Oliver Saunders and James McKean — was read a third time and passed to be Enacted — Sent up by Mr Gains & Mr Glidden

Voted that there be raised by way of Tax for the exigencies of the current year the Sum of three Thousand pounds to be paid in Specie or Specie orders — and that a Bill be brought in for that purpose — Sent up by Mr Pierce

Agreably to the order of the day proceeded to a hearing on Petitions —

Upon hearing and considering the Petition of Jeremiah Folsome Esqr *voted* that the prayer thereof be granted and that he have leave to bring in a Bill accordingly — Sent up by Mr Copland

Voted that the Petition of John Phillips Esqr be dismissd

Upon hearing and considering the Petition of the Inhabitants of a part of Amherst — *voted* that Mr Baldwin Mr Wallace Mr Barrett Mr Emerson & Mr Flanders be a Committee at the Expence of the Petitioners to view the lines between Mr Barnards Parish * 13-735 & Mr Bruce's and * report their Opinion respecting an alteration in said lines at the next Session of the General Court and that Mr Baldwin be chairman who is to give notice of time & place of Meeting — Sent up by Mr Copland —

The Committee on encouragement to Manufacturers in this State Reported that Mr Thomas Odiorne receive seven shillings and three pence for every bolt of duck that he has or shall manufacture in this State twenty four inches wide and thirty eight yards long within one year from his erecting his works in Exeter he relinquishing the bounty voted him by the state for encouraging him to erect the same which report being read and considered *voted* that it be received and accepted with this addition that he receive Seven shillings and three pence for every bolt of duck of said dimensions manufactured within two years after erecting said works and that a Resolve be brought in for that purpose — Sent up by Mr Kingsbury

The Committee respecting printing the Laws of this State

Reported that a Committee be appointed to Select revise and arrange all the Laws and public resolves of this State now in force whether passed before or since the revolution that the Same may be compiled in one volume with an intelligible index affixed thereto that the said Committee attend on the business in the recess of the General Court that the Same may be compleated, and make report thereof at the next June Session of said Court for their examination and Sanction in order that the said Laws and Resolves may be printed and bound by any printer who will do the work in the neatest best and cheapest manner — which report being read and considered *voted* that it be received and accepted and that Mr Sheafe [Mr. E. Smith] Mr Emerson Mr Kingsbury and Mr Hough with such of the Honbl Senate as they may join be a Committee to nominate Six persons of whom three to be appointed a Committee for the above purpose — Sent up by Mr Kingsbury

Voted that the Account of his Excellency John Sullivan * Esqr amounting to Sixty five pounds Six shillings and eleven pence be allowed and paid out of the Treasury by order of the President — Sent up by Mr Kingsbury * 13–736

Voted that his Excellency the President have and receive out of the Treasury two hundred pounds as a Salary from June 1789 to June 1790 and that he take order accordingly — Sent up by Mr Kingsbury

Voted that John Prentice Esqr have and receive out of the Treasury of this State Sixty five pounds for a Salary as Attorney General for this State from June 1789 to June 1790 and that the President give order accordingly — Sent up by Mr Temple

Voted that Joseph Pearson Esqr have and receive out of the Treasury of this State Thirty pounds as a Salary as a Secretary of this State from June 1789 to June 1790 and that the President give order accordingly — Sent up by Mr Temple

Adjourned to 9 o'Clock to morrow morning

THURSDAY JANR 21st 1790.

The House met according to adjournment

An Act to appoint Jeremiah Libbey of Portsmouth Esquire Guardian to Mary Bowen and to impower and enable the said Libbey to carry the Intentions of her first Husband Mark Langdon deceased as expressd in his last will and Testament relative to her support into Execution as fully as the said Mary might or

could do were she in the present exercise of her understanding and reason — was read a third time and passed to be Enacted —
Sent up by Mr Greeley & Mr Johnson

The vote for a hearing on the Petition of John Young Esqr came down from the Honbl Senate for the following amendment "that said Emerson be served with a Copy of the Petition & order of Court within fifteen days from the date hereof — which amendment was read & concurred — Sent up by Mr Young

*13–737 *The Committee to examine the accounts of Joseph Gilman Esqr commissioner on the part of the State to settle the accounts of this State with the United states and for receiving Taxes in cloathing for the year 1782 and issuing them out — Reported that they have examined the cloathing account for the year 1782 amounting to One thousand five hundred & thirty nine pounds eighteen shillings and eleven pence which is vouched by the Treasurers receipt for Taxes for that Sum a part of which cloathing amounting to Seven hundred and Seventeen pounds eleven shillings — were issued out by order of the Committee of Safety and the Ballance amounting to Eight hundred and twenty two pounds Seven shillings and eleven pence remained on hand at the close of the war and sold at 58 ℔r Cent discount netting only ℔r his account Three hundred and forty five pounds eight shillings and two pence — also we have examined said J Gilmans account of Services at 6/ ℔r day and find a Ballance on account due to Mr Gilman of Eighty nine pounds one Shilling and ten pence — which report being read and considered *voted* that it be received & accepted and that the President give order on the Treasury for said Ballance — Sent up by Mr Macgregore

Voted that William Gardner Esqr have & receive out of the Treasury two hundred and eighty pounds for his Salary as Treasurer of this State from June 1789 to June 1790 including responsibility of Office, Office hire &c and that the President give order accordingly Sent up by Mr Greeley

Upon reading and considering the Petition of Majr Bradbury Cilley respecting the sale of excise — *Voted* that the State demand no more of the said Cilley than the Sum of Sixteen hundred and forty pounds and that the Sum of one hundred and Sixty nine pounds be deducted from the bonds given by said Cilley and others now in the Treasurers Office & that the Treasurer govern himself accordingly — Sent up by Mr Greeley

*13–738 *An Act to raise four hundred and fifty pounds by a

Lottery for the purposes of making Bridges over Ammanusuck & wild Ammanusuck rivers was read a third time and passed to be Enacted — Sent up by Mr Young & Mr Sias

An Act to enable the Select men of Piermont to raise a Tax of one penny ℔r Acre on all the unimproved lands in said Town was read a third time and passed to be Enacted —

Sent up by Mr Young & Mr Sias

The Committee appointed to liquidate the accounts for running the Northerly line of this State &c reported in part that Nathan Hoit be allowed Seventy Six pounds eleven shillings and nine pence in full for his account amounting to Ninety pounds three shillings and eleven pence he accounting for the orders he has received and that the account of Joseph Blanchard amounting to nineteen pounds ten shillings be allowed which report being read and considered *voted* that it be received and accepted and that the President give order for payment of said Sums out of the Excise revenue — Sent up by Mr Hoit

Adjourned to 3 o'Clock P. M —

Met accordingly

Voted that Mr Gains, Mr Holmes, & Mr Frink with such of the Honbl Senate as they may join be a Committee to consider of the Account of Ichabod Rollins Esqr & report thereon —

Sent up by Mr Rollins

A vote came down from the Honbl Senate appointing Mr Green, Mr Pickering & Mr Freeman with such of the House as they may join a Committee to consider of an Act respecting the Support of the Poor was read & concurred & Mr Hodgdon Mr Greeley Mr Gains Mr J Smith & Mr E Smith joined — Sent up by Mr Gains

Voted that the Excise from October 1789 to October 1790 on Spirituous liquors & other exciseable Articles in this state be sold at public vandue as usual and that Mr Sheafe Mr Pierce, Mr Duncan, Mr Copland & Mr Eames *13–739 with such of the Honbl Senate as they may join be a Committee to nominate proper persons in the Several Counties to make sale thereof — Sent up by Mr Wellman

Voted that the Account of Daniel Humphreys Esqr amounting to eighteen pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Gains

The vote on the Account of Charles Henzell Esqr came down from the Honbl Senate for the following amendment that he be allowed Sixty pounds instead of ninety which amendment was read and concurred — Sent up by Mr Gains

The Committee on the account of Theophilus Dame Esqr reported that he be allowed nine pounds in full of his account which report being read and considered *voted* that it be received and accepted and that the President give order accordingly —

Sent up by Mr Hale

The Committee on the Petition of Col^o Benjamin Titcomb reported as their Opinion that the President be desired to write to Congress informing them of the peculiar Situation of Col^o Benjamin Titcomb on the account of the wounds he received in the Army in the late war in order to obtain leave for him to be put on the pension Roll of Invalids — which report being read and considered *voted* that it be received & accepted —

Sent up by Mr Hale

Voted that Mr Peabody Mr Sheafe and Mr Hoit with such of the Honb^l Senate as they may join be a Committee to consider o the Memorial of Joseph Whipple Esqr and report thereon —

Sent up by Mr Hale

Resolved that the extent against Maj^r Jonathan Cass be stayed until the Second Tuesday of the next Session of the General Court provided final settlement notes amounting to the Sum of the extent at $\frac{8}{8}$ on the pound be deposited with the Treasurer as Collatteral Security Sent up by Mr Young

*13-740 **Voted* that Mr Hough, Mr Tarlton & Mr Hoit with such of the Honb^l Senate as they may join be a Committee to consider of the Petition of John Young Esqr in behalf of the Select men of Concord and report thereon —

Sent up by Mr Young

The vote for the Treasurers Salary came down from the Honb^l Senate for the following amendment "that the said Treasurer have and receive two hundred and Sixty pounds" instead of two hundred & eighty pounds Sent up by Mr Glidden

The Committee to consider what should be done with respect to the collection of outstanding Taxes — Reported that the Treasurer be authorized to receive Continental Securities at Seven Shillings on the pound adding the interest thereto for the Tax of 1787 which was to be paid in Silver and gold — on this part of the report the yeas and nays were called and are as follows (viz) —

Yeas.	Yeas.	Yeas.	Yeas.
Mr Sheafe	Mr Peabody	Mr Campbell	Mr Temple
Mr Odlin	Mr E Smith	Mr N Rand	Mr Wellman
Mr Macgregore	Mr Rollins	Mr B Pierce	Mr Whipple
Mr Blanchard	Mr Palmer	Mr Buswell	Mr Copland
Mr Jabz Smith	Mr Hale	Mr Jackman	Mr Griffin
Mr McClarey	Mr Hoit	Mr Flanders	Mr Johnson
Mr Sias	Mr Copp	Mr Page	Mr Hough
Mr McConnell	Mr Baldwin	Mr Gaskill	Mr Hutchens
Mr Glidden	Mr Emerson	Mr Chamberlain	Mr Young
Mr Eames			
Nays.	**Nays.**	**Nays.**	**Nays.**
Mr Eastman	Mr Greeley	Mr Duncan	Mr Frink
Mr Bettan	Mr Bedee	Mr Hodgdon	Mr Allen
Mr Torr	Mr J Pierce	Mr Shepherd	Mr Kingsbury
Mr Hearsey	Mr Barrett	Mr D Rand	Mr Crawford

37 Yeas — 16 Nays — so it was Accepted thus far —

That the Treasurer be directed not to issue his extent for said Tax until further order of the General Court unless he should be applied to by the Select men of any Town or parish desiring him to do it, and that issuing the extents for all other taxes be left discretionary with the Treasurer * and that the * 13–741 Several Constables, Collectors & Treasurer continue to receive state notes as well as Certificates for every Tax now payable in Certificates till further order of the General Court — which report being read & considered *voted* that it be received & accepted — Sent up by Mr Glidden

Adjourned to 9 o'Clock to morrow morning

FRIDAY Janr 22d 1790.

The House met according to adjournment

An Act for raising three Thousand pounds for defraying the Charges of Government the current year was read a third time and passed to be Enacted — Sent up by Mr Holmes & Mr Jenness

An Act to impower John Calfe Ebenezer Webster and Nathaniel Weare to take back and rectify a Certain report by them made to the Superior Court in a Case wherein John Quinby [Sanborn] was Plaintiff and Samuel Corser defendant — was read a third time & passed to be Enacted — Sent up by Mr Holmes & Mr Jenness

An Act to vacate certain Deeds given by Jeremiah Folsome to his Son Peter Folsome was read a third time and passed to be Enacted — Sent up by Mr Holmes & Mr Jenness

An Act to restore Richard Jenness, Simon Jenness, and Thomas

Jenness Administrators on the Estate of Richard Jenness late of Rye Esquire deceased to his Law — was read a third time and passed to be Enacted — Sent up by Mr Holmes & Mr Jenness —

Voted that Thomas Bartlett Esqr for the County of Rockingham Ebenezer Smith Esqr for the County of Strafford, Robert Wallace Esqr for the County of Hillsborough Amos Shepherd Esqr for the County of Cheshire and Capt David Hough for the County of Grafton be and they hereby are appointed a Committee to report at the next Session their Opinion respecting an alteration in the lines of the Several Counties in this State and whether any and what alterations are necessary —

Sent up by Mr Bettan

* 13–742 * Whereas by the Adoption of the Federal Government some alterations in the Oath of Allegiance as prescribed by the Constitution of this State has become necessary

Therefore be it *Resolved* by the Senate and House of Representatives in General Court convened that in the administration of said Oath in future the words Sovereign and Independant shall be Omitted and confederated be substituted in lieu thereof and in addition to the persons authorized to Administer the Oaths to the Civil Officers of this State any two Justices of the Peace & Quorum through the State or any of said Justices with any one of the persons heretofore Authorized to administer such Oaths, or any one of the afore mentioned persons with any Justice of the peace in their Respective Counties be and hereby are impowered to administer said Oaths and certify the Same as the Law directs —

Sent up by Mr Peabody

Voted that Mr Glidden Mr Kingsbury Mr Duncan & Mr J Pierce with such of the Honbl Senate as they may join be a Committee to consider what business is yet necessary to be done at this Session and at what time the General Court shall adjourn —

Sent up by Mr Kingsbury

The Committee on the Petition of Colo Samuel Hobart Reported that, that part of his Petition which respects his hands employed in his Slitting mill & furnace being excused from Military duty and attending as Jurors be granted — which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Griffin

An Act authorizing the Select men of Effingham to levy a Tax of one penny ℔r Acre on all the unimprovd lands in said Town for the purpose of repairing the public roads — was read a third time and passed to be Enacted —

Sent up by Mr Allen & Mr Shepherd

Voted that his Excellency John Sullivan Esq[r] have and
* receive the one half of his Salary for the current year * 13–743
out of the money now in the Treasury and that he take
order accordingly — On which vote the yeas & Nays were called
and are as follows — (viz)

Yeas.	Yeas.	Yeas.	Yeas.
M[r] Odlin	M[r] Peabody	M[r] Campbell	M[r] Kingsbury
M[r] Macgregore	M[r] Dow	M[r] N Rand	M[r] Whipple
M[r] Blanchard	M[r] Bettan	M[r] Jere Smith	M[r] Holmes
M[r] Bartlett	M[r] Rollins	M[r] Duncan	M[r] Johnson
M[r] Jenness	M[r] Palmer	M[r] B Pierce	M[r] Tarlton
M[r] Sias	M[r] Hoit	M[r] Buswell	M[r] Young
M[r] M[c]Clarey	M[r] Copp	M[r] Shepherd	M[r] Eames
M[r] M[c]Connell	M[r] Baldwin	M[r] Temple	
Nays.	**Nays.**	**Nays.**	**Nays.**
M[r] Gains	M[r] Hearsey	M[r] Hodgdon	M[r] Wellman
M[r] Sheafe	M[r] Greeley	M[r] Jackman	M[r] Frink
M[r] Eastman	M[r] Bedee	M[r] Gaskill	M[r] Copland
M[r] Jabz Smith	M[r] J Pierce	M[r] Chamberlain	M[r] Griffin
M[r] Torr	M[r] Dole	M[r] Rand	M[r] Crawford
M[r] E Smith	M[r] Emerson	M[r] Allen	M[r] Hough
M[r] Hutchens			

31 Yeas — 25 nays — so it passed in the affirmative

Sent up by Allen

An Act authorizing the Select men of Effingham to levy a tax of one penny ℔[r] Acre on all the unimproved lands in Said Town for the purpose of repairing the public Roads — was read a third time and passed to be Enacted —

Sent up by M[r] Allen & M[r] Shephard

The Committee appointed to liquidate the Accounts for running the lines of this State — Reported that the Account of Jeremiah Eames amounting to Ninety one pounds nineteen shillings and one penny be allowed he accounting for all orders received — That the Account of Jeremiah Eames Jun[r] of Seventeen pounds three shillings be allowed, that the ballance of Seven pounds fourteen shillings and five pence be Allowed Joseph Cram in full for his Account amounting to forty one pounds by him Exhibited — which report being read & consider[d] *voted* that it be received & accepted and that the President give order for payment of the above ballances out of the Specie tax or the Revenue arising by Excise — Sent up by M[r] Jenness —

* Upon reading and considering the Petition of John * 13–744
Mendum and the report of a Committee thereon *voted*

that the Treasurer be directed not to call on said Mendum for the Sum mentioned in his Petition for the term of one year from this date — Sent up by Mr Griffin

Voted that Mr Frink Mr Johnson and Mr Jenness with such of the Honbl Senate as they may join be a Committee to consider of the Account of John Pickering Esqr and report thereon —
Sent up by Mr Jenness

Voted that John Parker Esqr of Portsmouth & Nathll Rogers Esqr of New Markett for the County of Rockingham Ebenezer Smith Esqr of Durham & John Waldron Esqr of Dover for the County of Strafford — Samuel Dana Esqr of Amherst and Capt Stephen Dole of Bedford for the County of Hillsborough — Amos Shepherd Esqr of Alstead & John Bellows Esqr of Walpole for the County of Cheshire — Moses Dow Esqr and Colo Joseph Hutchens of Haverhill for the County of Grafton be and they hereby are appointed committees in the Several Counties to which they respectively belong to make sale of the excise on Spirituous Liquors and other exciseable articles from October 1789 to October 1790 at public vendue and that said Vendues be held Sometime before the last day of March next and that they give Seasonable notice of the time and place of Sale and the farmers who may purchase the Excise receive & pay in orders drawn on the Excise or Impost equal to Specie — Sent up by Mr Temple

Voted that Mr McClarey, Mr Duncan & Mr Macgregore with such of the Honbl Senate as they may join be a Committee to take under consideration an Account exhibited by his Excellency and that they fill up the blanks in said Account and lay the Same before this House — Sent up by Mr Temple

Adjourned to 3 o'Clock P. M —

Met accordingly —

*13-745 **Resolved* that Thomas Odiorne Esqr Receiver of Non-residents Taxes be reimbursed by an order on the Treasurer for the Several Sums paid by him to the late Treasurer agreably to the Report made by the Committee appointed to settle said Treasurers accounts with the State —
Sent up by Mr Temple

Voted that Supply Clap Esqr have and receive out of the Treasury of this state nine pounds for a Salary as Commissary General from June 1789 to June 1790 and that the President give order accordingly — Sent up by Mr Temple

Voted that the Account of John Pickering Esqr amounting to nine pounds be allowed and paid out of the Treasury by order of The President — Sent up by Mr McConnell

Voted that the Account of Col° Eliphalet Giddings amounting to Eighteen pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Johnson

Voted that Mr Odlin, Mr Abbott and Mr Emerson with such of the Honb^l Senate as they may join be a Committee to Nominate to this House two persons out of whom one to be chosen a Comptroller of Accounts for this State Sent up by Mr Frink

An Act in addition to an Act intitled an Act to encourage the making of nails within this State passed 7th of February 1789 — was read a third time and passed to be Enacted —

Sent up by Mr Frink & Mr Jackman

The Committee on the Printers Accounts reported that George Jerry Osborne Junr be allowed Twenty Seven pounds Seventeen Shillings and eight pence in full for his Account exhibited & That Lamson and Ranlett have eight pounds fourteen Shillings in full for their Accounts exhibited — That Henry Ranlett be allowed Six pounds thirteen shillings & two pence in full for his Account exhibited and that John Lamson have two pounds five shillings and eight pence in full for his Account exhibited and that * they have orders on the excise for their Respective * 13–746 ballances — which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Copland

Adjourned to 9 o'Clock to morrow morning

SATURDAY JAN^R 23^d 1790.

The House met according to adjournment

The vote respecting the Accounts of the Allowance made to the Committee for running the lines of this State came down from the Honb^l Senate for the following amendment "that Jeremiah Eames Esqr have an order for thirty pounds on the Excise and an order on the Treasurer for the remainder of the Ballance due — which amendment was read and concurred — Sent up by Mr Eames

Voted that the Secretary give public notice in the New Hampshire papers that there is a large tract of Land in the North part of this State which will be disposed of in Townships for public Securities and proposals will be received for that purpose at the next June Session of the General Court at which time it will be disposed of, if a Suitable price is offered & that said proposals be lodged in the Secretarys office Sent up by Mr Temple

Voted that the Account of the Committee for settling the Ac-

counts of the Board of War amounting to fifteen pounds be allowed and paid out of the Treasury by order of the President —

Sent up by Mr Temple

The Committee on the Account of George Gains Esqr amounting to Seventeen pounds fifteen shillings and five pence Reported that the Same be allowed & paid out of the Treasury by order of the President — which report being read & considered *voted* that it be received and accepted — Sent up by Mr Gains —

*13–747 *The Committee on the Account of Ichabod Rollins Esqr Reported that he receive an order on the Treasurer for nine pounds in full for his Account amounting to Seventeen pounds twelve shillings and ten pence — which report being read and considered *voted* that it be received and accepted and that the President give order accordingly — Sent up by Mr Emerson

The following vote came down from the Honbl Senate for Concurrence —

In Senate Janr 20th 1790 —

Voted that the General Court which by the Constitution is to meet on the first Wednesday in June next meet at Concord in this State — which vote was read & concurred

Sent up by Mr Emerson

The Committee on the Account exhibited by his Excellency &c Reported that his Excellency John Sullivan Esqr be allowed Twenty five pounds Sixteen Shillings in full for his Account and that he receive order accordingly — which report being read and considered *voted* that it be received and accepted —

Sent up by Mr Duncan

Voted that Jeremiah Smith, Nathanael Peabody and John Samuel Sherbur[n]e Esqrs be and they hereby are appointed a Committee to select revise & arrange all the Laws and public Resolves of this State now in force whether passed before or Since the Revolution that the Same may be compiled in one volume and to prepare an Intelligible Index to be affixed thereto that the said Committee attend on the business in the Recess of the General Court that the Same may be compleated and report made thereof at the next June Session of the said Court for their Examination and Sanction in order that the said Laws and Resolves may be printed and bound by any printer in this state who will do the work in the neatest best and cheapest manner —

Sent up by Mr Rollins

*13–748 **Voted* that the Extents against the Town of Coventry for Taxes be stayed until further order of the General Court —

Sent up by Mr Hutchens

Voted that Mr J Smith, Mr Bartlett & Mr Sheafe with such of the Honb^{l} Senate as they may join be a Committee to consider of a Certificate given by Theophilus Dame Esqr respecting lands taken by Extent & Sold at public vandue and report thereon —

Sent up by Mr Sias

Voted that Mr Odlin, Mr Barrett & Mr Buswell with such of the Honb^{l} Senate as they may join be a Committee to nominate three proper persons one of whom to be appointed to preach an Election Sermon at Concord in June next —

Sent up by Mr Buswell

Adjourned to Monday next at 10 o'Clock A M

MONDAY Jan^{R} 25th 1790.

The House met according to adjournment

The following vote came down from the Honb^{l} the Senate for concurrence —

Voted that the Treasurer be directed not to issue Extents for the Nonpayment of the Continental Specie Tax of 1787 until the Second Wednesday of June next and that he continue to receive state notes as well as Certificates for every Tax now payable in Certificates till further order of the General Court, was read & concurr^{d} with this amendment "that the Treasurer issue extents if requested by the Selectmen of any Town or place in this State prior to said day — Sent up by Mr Griffin

Upon reading and considering the Petition of the Select men of Concord in the County of Grafton and the report of a Committee thereon *voted* that the Petitioners be heard thereon before the General Court on the Second Wednesday * of * 13–749 the next Session and that in the mean time the Petitioners cause that a Copy of the Petition and order of Court thereon be posted up in Some public place in said Town three weeks prior to the sitting of said Court that any person or persons may then appear and Shew cause if any they have why the prayer thereof may not be granted, and that the extent against said Town be stayed until the decision of the General Court —

Sent up by Mr Young

The vote appointing a Committee to Select revise and arrange the Laws &c — came down from the Honb^{l} Senate for the following amendment "That his Excellency the President be one of the Committee in the room of John Sam^{ll} Sherburne Esqr which amendment was read and concurred — Sent up by Mr Duncan

Voted that the Revr^d^ Doct^r^ Haven the Revr^d^ Mr Buckminster and the Revr^d^ Mr Ogden have and receive out of the Treasury thirty Shillings each for attending as Chaplains to the General Court the present Session and that the President give order accordingly — Sent up by Mr Emerson

Upon reading and maturely considering the proposed amendments to the Federal Constitution — *Voted* to accept the whole of said amendments except the Second Article, which Article was rejected — Sent up by Mr Copland

Adjourned to 3 oClock P. M —

Met accordingly

Voted that the Account of Christopher Toppan Esqr amounting to fifty Shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Temple

Voted that the Account of Jeremiah Smith Esqr amounting to Six pounds be allowed and paid out of Treasury by order of the President — Sent up by Mr Smith

Voted that Thomas Bartlett Esqr have and receive out of the Treasury fifty one Shillings as extra pay for Seventeen days attendance as Speaker of the House of Representatives in June last & that the President give order accordingly —

Sent up by Mr Temple

*13–750 *The vote on the Account of Col^o^ Eliphalet Giddings came down from the Honb^l^ Senate for the following amendment "that he receive thirty Six shillings ℔^r^ Month instead of forty Shillings" — which amendment was read & concurred

Sent up by Mr Crawford

Voted that the Members of the Honb^l^ Council & Secretary be allowed nine shillings ℔^r^ day for their Attendance in Council in the recess of the General Court and three shilling for each time of sitting during the present Session and paid out of the Excise revenue and that they have the Same allowance for Travel as the members of the General Court for the present year have had and paid in the same manner and that the President give order accordingly — Sent up by Mr Gains

The vote on the Petition of Maj^r^ Bradbury Cilley came down from the Honb^l^ Senate for the following amendment "that said allowance of one hundred and Sixty nine pounds be in full of all allowances on said Bond in future which amendment was read and concurred — Sent up by Mr Flanders

The vote granting a hearing on the Petition of the Select men of Concord in the County of Grafton came down from the Honb^l^

Senate for the following amendment "that notice be given in one of the Boston papers, also in one of the New Hampshire News papers — which amendment was read and concurred —

Sent up by Mr Flanders

Voted that the ballance of the account of John Calfe Esqr amounting to thirty four shillings be allowed and paid out of the Treasury by order of the President — Sent up by Mr Pierce

Voted that Mr Sheafe, Mr Pierce, Mr Smith, Mr Temple & Mr Franklin with such of the Honbl Senate as they may join be a Committee to nominate two persons one of whom to be appointed a Comptroller of Accounts in this State —

Sent up by Mr Young

*Whereas justice requires that the Invalids in this *13–751
state should be paid Agreably to the Resolve of Congress of the 11th of June 1788 — and that those who have received in payment of Sums due to them as Invalids, Notes and Certificates of this State should have Some allowance therefor, and whereas it would facilitate the payment of the Outstanding Specie Taxes if the orders for such arrears should be received in payment of said Taxes — Therefore

Resolved by the Senate and House of Representatives in General Court convened that the arrears of Pensions due to Invalids in this State be paid agreably to said Resolution of Congress and that the Paymaster of the Invalids in this State give certificates for such arrears in such Sums as may be convenient — and the Treasurer and the Several Constables and Collectors in this State shall receive said Certificates in payment of any Specie Tax outstanding — And those who may have received state notes or Certificates of this State in payment of the Sums due to them as Invalids shall have the following allowance or additional grant to be paid as the arrears above mentioned namely on all Sums paid them for pension between the last day of July 1785 and the last day of July 1786 five shillings on the pound — and on all Sums paid them for pension for the two years next following Six Shillings and eight pence on the pound and on any payment that may have been made from the time last mentioned to the fourth of March 1789 eight shillings on the pound — Provided always that the Arrears and allowance aforesaid shall not be paid to any order already drawn by any Invalid, but shall be paid to the Invalid or person intitled to the Same in person or to his or their order drawn after the passing this Resolve — the said Invalid or person intitled to the pension producing such evidence and certificates of his being

so entitled as by Law is required and that on certifying as aforesaid the paymaster take a receipt in full from each Invalid or the person entitled to receive up to the time to which he shall certify as aforesaid — Sent up by Mr Gains —

*13–752 * *Voted* that his Excellency the President be desired to give information to the Revrd Mr Ogden of Portsmouth that it is the desire of the Legislature that he would prepare and deliver an Election Sermon at Concord in June next before the General Court that may be then Assembled but in the case it should so happen that Mr Ogden cannot attend that the Revrd Mr Evans of Concord be requested to prepare for the above purpose —

Sent up by Mr Crawford

Voted that Mr Peabody, Mr Sheafe & Mr Duncan with such of the Honbl Senate as they may join be a Committee to consider of the propriety of forwarding to Congress the papers respecting the loan office and Invalids & report thereon —

Sent up by Mr Whipple

Voted that the order respecting staying an Extent against Jacob Choate of Enfield for the Tax of 1786 until further order of the General Court passed in June last — be repealed —

Sent up by Mr Johnson

Adjourned to 9 oClock to morrow morning

TUESDAY JanR 26th 1790

The House met according to adjournment

Voted that the account of George Gains Esqr amounting to five pounds Sixteen shillings and ten pence be allowed and paid out of the Specie now in the Treasury of this State and that the President give order accordingly — Sent up by Mr McConnell

Voted that the account of John Williams amounting to Eight pounds be allowed and paid out of the Treasury by order of the President — Sent up by Mr Young

Upon reading and considering the proposals of George Jerry Osborne for printing the laws of the United states *Voted* that two hundred and fifty copies of the Laws that have been

*13–753 already passed by the Congress of the * United States or that may be passed and published prior to June next be printed at the Expence of this State prefaced by the federal Constitution and that the Secretary be desired to furnish said Osborne with a Copy of all the Laws he now has on hand or that may come to hand before the time mentioned —

Sent up by Mr McConnell

The Committee to consider of the Subject matter of a Letter from his Excellency the President to Nathanael Peabody Esqr also the Inventory of the Ordnance stores at fort William and Mary Reported that it is not necessary to keep up a Military force at the fort at the Entrance of this harbour and that a Committee be appointed to contract with some suitable person to take care of the Ordnance Stores and the Light till further order of the General Court — which report being read and considered *voted* that it be received and accepted and that Mr Sheafe and Mr Odlin be a Committee for that purpose Sent up by Mr Duncan

Upon reading and considering the Petition of James Macgregore Esqr *Voted* that the Petitioner be heard thereon before the General Court on the Second Wednesday of the next Session and that in the mean time the Petitioner cause that the Substance of the Petition and order of Court thereon be published three weeks Successively in one of the New Hampshire News papers prior to the sitting of said Court that any person or persons may then appear and shew cause if any they have why the prayer thereof may not be granted Sent up by Mr Duncan

Resolved that Benjamin Stone of Atkinson Esqr be added to the managers of Ammanusuck and wild Ammanusuck bridge Lottery and that said Stone be one of the managers of said Lottery as fully as though he had been named & appointed in the Act granting the said Lottery — Sent up by Mr Young

The following resolve came down from the Honb^{l} Senate for concurrence —

In Senate Jan^{r} 26th 1790.

* Whereas it is found that one branch Pilot cannot * 13–754
perform all the duties of that office — Therefore it is
Resolved by the Senate and House of Representatives in General Court convened that the President of this State with advice of Council may appoint as often as occasion may require three such pilots who shall prior to their exercising said Office, Severally give bond and take the Oath for the faithful discharge of the duties of that office as the Law directs —

which resolve was read and concurred —

Sent up by Mr Young

The Committee on the Memorial of Joseph Whipple Esqr Reported that he be allowed twelve $\frac{1}{2}$^{r} Cent on all the duties arising from the Impost in this state from the first of May 1786 to the eleventh of August 1789 and that the Sum of twenty four pounds be allowed to Thomas Chadbourne the Searcher — which report

being read and considered *voted* that it be received and accepted with this amendment "that he be allowed ten ℔r Cent instead of twelve ℔r Cent — Sent up by Mr Holmes

Voted that James Macgregore Esqr be and he hereby is appointed Comptroller of Accounts for this State — Sent up by Mr Holmes

The Committee on the propriety of forwarding to Congress the papers respecting the Loan Office and Invalids — Reported that his Excellency the President of this State with advice of Council forward such papers to Congress from the Loan Office and respecting Invalids of said state as shall be thought necessary which report being read and considered *voted* that it be received and accepted but that no paper be forwarded respecting this States debt — Sent up by Mr Emerson

An Act limiting suits on penal Statutes came down from the Honbl Senate to be Enacted — which was read a third time and Enacted — Sent up by Mr Emerson & Mr Johnson

* 13–755 * *Voted* that the President with advice of Council be desired to adjourn the General Court until the last Wednesday in May next then to meet at Concord — Sent up by Mr Holmes

Voted that the Treasurer be directed to stay Extents against the following Constables for the following Sums — namely Daniel Cutter thirty pounds, Levi Brigham thirty five pounds, Samuel Lane forty two pounds, and Benjamin Hammond twenty five pounds till the next Session of the General Court, said Sums having been by them advanced to General James Reid provided the Select men do not request extents to be issued — Sent up by Mr Page

The Secretary came down from the Honbl Senate and gave information that he was directed by his Excellency the President to inform that his Excellency with advice of Council had thought fit to adjourn the General Court to the last Wednesday in May agreably to the vote of both branches of the Legislature and they are adjourned accordingly —

[1][Of the foregoing votes that passed the House, the following were non-concurred by the Honorable Senate, and ordered to lay: —

Nonconcurred

A vote for granting the prayer of Rebecca Rawlings's petition.

A vote for a committee on the petition of Benjamin Cass.

An act impowering the Inferior Court to revise a bill of cost against the proprietors of Haverhill.

1 Taken from printed journal.

A resolve for calling a meeting in Cardigan.
A vote respecting Campbell's Gore.
A vote respecting orders being received promiscuously for taxes.
A vote on the account of Jeremiah Eames, jun.
A vote respecting the General Court's meeting at Hopkinton.
A vote on Joseph Gilman, Esq'rs. account.
A vote respecting the Treasurer's receiving Continental securities at seven shillings on the pound, &c.

Ordered to lay.

A vote for staying extents against Coventry.
A vote for a bounty or premium on Duck.
A resolve for reimbursing Thomas Odiorne, for several sums by him paid to the late Treasurer.
A report of a committee on the account of Ichabod Rollins, Esq.
An act respecting Nail-making.
A vote on the petition of Samuel Flagg, Esq.
A vote for a committee on rules; for a committee on accounts, &c.
A vote on the petition of Jonathan Collins.
A vote on Jacob Hurd's petition for a ferry.]

STATE OF NEW HAMPSHIRE.

A REGISTER

OF

RESOLUTIONS AND ADVICE OF COUNCIL.

BEGUN AT THE FIRST SESSION IN JUNE, 1789.

PRESIDENT AND COUNCIL.

NOMINATIONS.

*At a Council holden at Concord June 10, 1789 *1 B. N.–40
Present His Excellency John Sullivan Esqr Presid
The Hon. John Pickering Jon^a Freeman Sanford Kingsbury Icabod Rollins and Charles Barrett Esquires —
Proceeded & nominated
The Hon. Simeon Olcott Benj^a Bellows John Hubbard, John Bellows, Daniel Newcomb and Benj^a West Esquires one of whom for a Judge of Probate for the County of Cheshire —

John Pickering
Jonathan Freeman
Charles Barrett
Icha^d Rollins
Sanford Kingsbury

At a Council holden at Concord June 11, 1789
Present His Excellency John Sullivan Esq Presid^t The Hon John Pickering Jon^a Freeman Sanford Kingsbury Icabod Rollins and Charles Barret Esquires —
Proceeded & nominated
Moses Baker Esq of Campton for a Justice of the Peace & of the Quorum *for the County of Graf- *1 B. N.–41
ton —

John Pickering
Jonathan Freeman
Sanford Kingsbury
Charles Barrett
Icha^d Rollins

At a Council holden at Concord June 16, 1789
Present His Excellency John Sullivan Esqr President The Hon. John Pickering Icabod Rollins, Sanford Kingsbury & Charles Barret Esquires —

proceeded & nominated —

Isaac Griswald of Keene a Coroner for the County of Cheshire. — Advised to by us — John Pickering
Charles Barrett
Icha[d] Rollins
Sanford Kingsbury

At a Council holden at Concord June 18, 1789

Present His Excellency John Sullivan Esq President The Hon John Pickering Icabod Rollins and Charles Barrett Esquires —

Proceeded & nominated the following

Cap[t] John Williard, Amasa Allen, John Burroughs John Wood & George Kimball one of whom for a second Major of the 16 Reg[t] of Militia.

John Pickering
Icha[d] Rollins
Charles Barrett

*1 B. N.–42 *At a Council holden at Portsmouth July 16th 1789

Present His Excellency John Sullivan Esq President The Hon. John Pickering, Icabod Rollins Charles Barrett & Jon[a] Freeman Esq[rs]

Proceeded and nominated

The Hon John Pickering Esq, The Hon Josiah Bartlett Esq John Dudley Esq W[y] Langdon Esq, John Prentice Esq. Simeon Olcott Esq[r] Daniel Humphreys Esq Oliver Whipple Esq[r] Eben[r] Champney Esq, & Elisha Payne Esq one of whom for a chief Justice of the Superior Court of Judicature in the room of the Hon. Judge Livermore who has accepted a Seat in Congress & resigned the Office of chief Justice of said Court —

Advised to by us Jonathan Freeman
Icha[d] Rollins
Charles Barrett

further nominated Jonathan Steel of Durham and Andrew Torr of Dover for Justices of the Peace for the County of Strafford

John Pickering
Jonathan Freeman
I. Rollins
Charles Barrett

*1 B. N.–43 *At a Council holden at Portsmouth July 17 — 1789

Present His Excellency John Sullivan Esq Presid[t] The Hon. John Pickering Icabod Rollins Ch[s] Barrett and Jon[a] Freeman Esquires —

Proceeded & nominated

Jon[a] M — Sewall, Oliver Peabody, Sam[l] Sherburne, jun[r] &

Daniel Humphreys Esq^rs^, one of whom for Solicitor General for the County of Rockingham

Eben^r^ Smith, William Atkinson, Jonathan Rawson Henry Millan Esq^rs^ one of whom for Solicitor Genl for the County of Strafford

Jeremiah Smith, Noah Cook, Eben^r^ Champney Esq^rs^ one of whom for Solicitor Genl for the County of Hillsborough

Daniel Newcomb, Peleg Sprague, & Alpheus Moore one of whom for Solicitor Genl for the County Cheshire. —

Aaron Hutchinson, Moses Dow & John Porter Esq^rs^ for Solicitor Genl for the County of Grafton

Advised to by us John Pickering
Jonathan Freeman
Icha^d^ Rollins
Charles Barrett

*At a Council holden at Portsmouth Aug. 6th 1789. *1 B. N.–44

Present His Excellency John Sullivan Esqr President The Hon. John Pickering, Icabod Rollins Charles Barrett Sanford Kingsbury & Jon^a^ Freeman Esq^rs^

Nominated

Lt. Col. Joseph Tilton of the eleventh Reg^t^ for Col of said Reg^t^

Maj. John Bean for Lt Col of said Reg^t^

Capt. Nathl Head for 1 Maj. of D^o^

Capt Asa Kimbal for 2 Maj^r^ of D^o^

Maj^r^ Saml Hale of Portsmouth, Thos Bartlett Esq of Nottingham, Capt Thos Martin, & Saml Penhallow Esq. of Portsmouth Danl Humphrey Esq of Portsmouth Willm Parker Esq of Exeter One of whom for a Justice of Inf. Court for the C^ty^ Rockingham

Advised to by us John Pickering
Jonathan Freeman
Charles Barrett
Sanford Kingsbury
I. Rollins

At a Council holden at Portsm^o^ Dec 22^d^ 1789

Present His Excellency John Sullivan Presid^t^ Hon. John Pickering Ichabod Rollins Charles Barrett, & Sanford Kingsbury Esquires —

Nominated the fol^s^ persons for Justices of the Peace & Quor: thro s^d^ State

Hon Saml Livermore Josiah Bartlett, John Dudley, John Sullivan Matthew Thornton Nathl Folsom Eben^r^ Thompson Saml Ashley Benj^a^ Bellows John M^c^Clary Francis Blood, Joseph Badger

Nath[l] Peabody, Moses Chase Wood[y] Langdon Moses Dow, Joseph Cilley Esquires—

*1 B. N.–45 *Nominated the following persons for Justices of the Peace & of the Quorum for the County of Rockingham—

Rich[d] Downing, Sam[l] Penhallow Philips White Samuel Emerson John Bell Samuel Hale Christ[o] Toppan

For Justices of the Peace for the County of Rockingham—

Samuel Little, Archelaus Moore, John Calef, Tho[s] Bartlett, Rich[d] Bartlett, Enoch Coffin, Robert Wilson, James Gibson—William Morrill (Q) Sam[l] Weare, Josiah Adams, Michael M[c]Clary John Blunt, Eph[m] Pickering, Joseph Dow, Winthrop Gove (Q) Abraham Perkins, John Cram, (Q) Nathan Batchelder Josiah Gage, John Bryent Samuel Moores Jer[h] Eastman Jon[a] Jenness George Gains, Peter Clements Clement March, Geo Reid, (Q) Josiah Gilman Jun[r] Joseph Pearson Jer[h] Fogg Joseph March Josiah Flagg Jabez Hoit Jon[a] Greeley Jun[r] Eben[r] Clifford, (Q) Matthias Bartlett, Rich[d] Jenness, James Gilmore Tho[s] Page Solomon Wheeler—

*1 B. N.–46 *For Justices of the Peace & of the Quorum for the County of Strafford—

Otis Baker John Plummer—Esq[rs]

For Justices of the Peace for the County of Strafford

Henry Rust, Joseph Sias—John Garland, Daniel Beede—

At a Council holden at Portsm[o] Dec 23th 1789.

Present His Excellency John Sullivan Esq[re] President Hon. John Pickering, Ichabod Rollins, Charles Barrett, Sanford Kingsbury Esq

Proceeded & nominated for Justices of the Peace for the County of Strafford

James Knowles, David Page, David Gilman, Joseph Roberts, John Tasker, Tho[s] Cogswell, Joshua Wingate, Joseph Badger Jun[r], Benning Moulton, Samuel Hale Jun[r]

Ichabod Rollins Esq for a Justice of the Peace & Quor[m] thro the State

Daniel Rollins—Justice of Peace & Quorum—

Justices of the Peace & of the Quorum for the County of Hillsborough—

Matthew Patten James Underwood, Timothy Farrar, Justice of P. & Quorum thro the State

Jer[h] Page for Justice of Peace & Quor[m] for s[d] County

John Stark for d[o]

Moses Nicholls Esq for d[o]

*Justices of the Peace for the County of Hillsbo^ro— *1 B. N.–47
George Jackman Isaac Andrews Robt McGregore
Joseph Bartlett Noah Worcester Willm Smith John Robie Josh^a Bailey Benj^a Mann John Cochran Junr Moses Little Peter Clark William Abbott Junr Jon^a Weare Eben^r Rockwood John Preston Jon^a Searle Henry Gerrish Daniel Emerson Junr Saml Philbrick Samuel Marsh.

For Justices of the Peace & Quorum Cheshire Samuel Chase

For Justices of the Peace for s^d County —

Francis Smith Thos Sparhawk Joseph Greenwood Thos Baker Calvin Frink Moses Whipple John Hubbard Charles Huntoon, Abel Stevens, Absalom Kingsbury

Daniel Newcomb for Justice of the Peace & Quorum for s^d County —

Michael Cressey, Jon^a Hildrith, Oliver Capron for Justices of the Peace Cheshire

Sanford Kingsbury Esq for Justice of Peace & Quorum for s^d County —

For Justices for s^d County — Oliver Ashley John Doolittle Lemuel Holmes, Willm Ripley Saml Kendall Saml Griffin Jacob Copeland —

Abel Stone of Plainfield for a Coroner for the County of Cheshire —

*At a Council holden at Portsm^o Decr 29th 1789— *1 B. N.–48

Present — His Excellency John Sullivan Esq Presid^t The Hon John Pickering, Ichabod Rollins Charles Barrett & Sanford Kingsbury Esq^rs

The foregoing nominations beginning Dec 22^d 1789 to this time were advised & consented to by us — John Pickering
Icha^d Rollins
Charles Barrett
Sanford Kingsbury

At a Council holden at Portsm^o Dec 29th 1789

Present His Excellency John Sullivan Esq President The Hon Ichabod Rollins, Charles Barrett, Sanford Kingsbury Jon^a Freeman Esqrs — Nominated Saml Emerson, Beza^l Woodward & Elisha Payne, for Justices of the Peace & of the Quorum for the County of Grafton —

Nominated — Enoch Page, Francis Worster, James Woodward, Edwd Bucknam, Joshua Copp, Thomas Russell, Joshua Tolford, Carr Huse, Devenport Phelps, — William Ayer, John Rogers, *Jonathan Blake, Elihu Hide, Jacob *1 B. N.–49

Hurd, Jesse Johnson Junr, & Russell Freeman Esqrs for Justices of the Peace for the County of Grafton —

Advised to by us — Charles Barrett
Sanford Kingsbury
I Rollins
Jona Freeman

At a Council holden at Portsmouth Dec 31, 1789

Present His Excellency John Sullivan Esq President Hon Icabod Rollins Charles Barrett Jona Freeman & Sanford Kingsbury Esqrs

Proceeded & nominated

Samuel Brooks & Joseph Cram for Justices of the Peace for the County of Rockingham

Benjamin Peirce of Hillsboro for a Justice of the Peace

Ambross Cossit of Claremont for do

Andrew French of Walpole for do

Elihu Stevens of Claremont for do

Jacob Amidon of Chesterfield for do

George Evans of Allenstown for do

*1 B. N.–50 *Abraham Dow of Salem for a Justice of the Peace

John Young of Concord alias Gunthw for do

Jerh Eames Esq of Northumberland for a Justice of the Peace & Quorum for the County of Grafton

Peter Green Esq of Concord for a Justice of the Peace & Quorum through the State —

Ebenr Champney of New Ipswich for Justice of the Peace & Quorum County Hillsboro

John T. Gilman for do thro the State

Simeon Olcott for do thro the State

John Pipe for a Justice of the Peace Strafford

Advised & consented to by us — Icha Rollins
Sanford Kingsbury
Charles Barrett

Proceeded & nominated

Hon John Pickering Esq for a Justice of the Peace & Quorum thro the State — Advised to by us — Jona Freeman
Icha Rollins
Sanford Kingsbury
Charles Barrett

Proceeded & nominated

Timo Walker John Calfe & Abiel Foster Esquires for Justices of the Peace and Quorum throughout the State

John Mooney of New Holderness for a Coroner for the County of Grafton

*Thomas Babb of Epsom for a Coroner Rock- *1 B. N.-51
ingham

Joshua Pickering of Newington for d° Rockingham

Samuel Gaskill of Richmond for Justice of the Peace Cheshire —

Ebenezer Eaton of Bradford for a Justice of the Peace Hillsb°

Charles Hodgdon of Barnstead for d° Grafton

Jesse Johnson of Enfield for d°

Advised & consented to by us — I Rollins, Charles Barrett, Jon^a Freeman, Sanford Kingsbury

Proceeded & nominated

Hon Jonathan Freeman Esq of Hanover Justice of the Peace & Quorum for the County of Grafton —

Advised & consented to by us — Icha^d Rollins, Charles Barrett, Sanford Kingsbury

Proceeded & nominated

Benj Weeks of Burton for a Justice of the Peace Grafton

Thos Bartlett Esq & Elisha Payne Esq for Justices of the Peace Quorum throughout the State

Jonathan Hubbard of Charlestown for a Coroner for the County of Cheshire

Henry Butler for Lt Col 18th Regiment

Moses Chase for 1st Maj of D°

*And Sherburne Blake for 2^d Maj^r of D° *1 B. N.-52

Josiah Folsom of Rochester for a Coroner for the County of Strafford — Icha^d Rollins, Charles Barrett, Jon^a Freeman, Sanford Kingsbury

At a Council holden at Portsm° Jany 1st 1790 —

Present His Excellency John Sullivan Esq Presiden Hon John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury and Jonathan Freeman Esq^rs

Proceeded and nominated

Isaac Rindge of Portsmouth for a Justice of the Peace for the County of Rockingham

Robert Fletcher of Amherst for Justice of Peace

Samuel Dana Esq for a Justice of the Peace and of the Quorum for the County of Hillsboro —

Joseph Greeley of Nottingham West for a Coroner for the County of Hillsbor°

Dudley Odlin of Exeter for a Justice of the Peace for the County of Rockingham

Hercules Mooney Esq of New Holderness for a Justice of the Peace for the County of Grafton

Sam[l] Shepard for d°

John Pickering
Jon[a] Freeman
Sanford Kingsbury
Charles Barrett

*1 B. N.–53 *At a Council holden at Portsmouth Jan[y] 4, 1790
Present His Excellency John Sullivan Esq President Hon John Pickering Ichabod Rollins Charles Barrett Jon[a] Freeman & Sanford Kingsbury Esq[rs]

Proceeded & nominated

Samuel Cutts for a Justice of the Peace & Quorum for the County of Rockingham

George Frost Esq for a Justice of the Peace & Quorum for the County of Strafford

James Carr for a justice of the peace for the County of Strafford — & Frances Smith Esq a Justice of the Peace & Quorum for the County of Cheshire —

John Pickering
Jon[a] Freeman
Sanford Kingsbury
Charles Barrett

William K Atkinson for a Justice of the Peace for the County of Strafford

Jon[a] Freeman
Sanford Kingsbury
Charles Barrett
I: Rollins

Charles Barrett Esq for a Justice of the Peace & Quorum for the County of Hillsborough

Proceeded & nominated

Smith Emerson Lee for a Coroner for the County of Strafford

John Pickering
Jon[a] Freeman
Sanford Kingsbury
I Rollins

*1 B. N.–54 *At a Council holden at Portsmouth Jan[y] 5th 1790
Present His Excellency John Sullivan Esq Presi-

dent The Hon — Iccabod Rollins Capt Charles Barret Sanford Kingsbury & Jon[a] Freeman Esq[rs]

Proceeded & nominated —

Zebulon Morrill of Warner for a Coroner for the County of Hillsbo[ro]

Jabez Smith of Brintwood for a Justice of the Peace for the County of Rockingham —

John Willard, Amasa Allen, John Burroughs Jon[a] Hall John Wood Geo. Wood Geo. Kimball one of whom for 2[d] Maj[r] of the 16 Reg[t]

Col John McDuffee for a Justice of the Peace & of the Quorum for the County of Strafford —

David M[c]Queston of Litchfield for a Coroner for the County of Hillsborough —

Joseph Johnson of Enfield a Coroner for the County of Grafton —

Icha[d] Rollins
Jon[a] Freeman
Sanford Kingsbury
Charles Barrett

At a Council holden at Portsmouth Jan[y] 6th 1790 —

Present His Excellency John Sullivan Esq President Hon John Pickering, Ichabod Rollins Charles Barrett Sanford Kingsbury & Jon[a] Freeman Esq[rs]

Proceeded and nominated —

Thomas Dow of Salem for a Coroner for the County of Rockingham —

Capt. Nicholas Rollins of Stratham for a Justice of the Peace for the County of Rockingham

*James M[c]Gregore of Londonderry for a Justice of the Peace & of the Quorum for the County of Rockingham —

*1 B. N.–55

John Pickering
Jonathan Freeman
Icha[d] Rollins
Sanford Kingsbury
Charles Barrett

At a Council holden at Portsm[o] Jan[y] 8th 1790 —

Present His Excellency John Sullivan Esq President Hon John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury & Jon[a] Freeman Esquires —

Proceeded & nominated

Jon[a] Whitcomb for Col[o] of the 6th Regiment of Militia

Daniel Ashley for L[t] Col[o] of D[o]

Jotham Metcalf for 1 Maj. of D° &
Ebenezer Bill for 2d Maj. of D°
Lt Col John Bean for Col. of 11th Regiment
Nathl Head for L Col of d°
Asa Kimball for Maj of d°
Willm Boynton for 2 Maj of d°

Col John McDuffee for a Justice of the Peace & Quorum throughout the State.

John Bean of Canterbury for a Justice of the Peace for the County of Rockingham — John Pickering, Ichad Rollins, Jona Freeman, Sanford Kingsbury, Charles Barrett

* 1 B. N.–56 * Proceeded & nominated

Joseph Mills of Deerfield for a Justice of the Peace for the County of Rockingham. — Sanford Kingsbury, Charles Barrett, I. Rollins —

At a Council holden at Portsm° Jany 12th 1790 —

Present His Excellency John Sullivan Esq President Hon. John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury & Jona Freeman Esquires —

proceeded & nominated

Moses Carr Esq, Joshua Wingate Esq, John McDuffee Esq } for Special Justices of the S. C in the County of Strafford in certain causes to be mentioned in the Comsn —

Thomas Cogswell for a Justice of the Peace & of the Quorum for the County of Strafford —

Stephen Powers of Croydon for a Coroner for the County of Cheshire

Abel Harris of Portsm° for a Surveyor of flax seed and Assay master of Pot and Pearl Ash — John Pickering, Charles Barrett, Sanford Kingsbury, Jona Freeman

* 1 B. N.–57 *At a Council holden at Portsm° — Janr 15th 1790 —

Present His Excellency John Sullivan Esq President John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury & Jona Freeman Esqrs —

Proceeded & nominated —

The Hon. Simeon Olcot Esq Elisha Payne Esq Joshua Atherton

Esq John Prentice Esq Peter Green — Esq Moses Dow — Esq Ebenr Champney Esq Oliver Whipple Esq Daniel Humphreys Esq & Oliver Peabody Esq One of whom for a Justice of the Superior Court of Judicature —

Advised & consented to by us —

John Pickering
Sanford Kingsbury
Icha[d] Rollins
Jonathan Freeman
Charles Barrett

*At a Council holden at Portsm° Jan[y] 18, 1790 *1 B. N.–58

Present His Excellency John Sullivan Esq President The Hon John Pickering Ichabod Rollins Sanford Kingsbury Jon[a] Freeman and Charles Barrett Esquires —

Proceeded & nominated —

L[t] Col. Samuel Chase of Litchfield for Col° of the 5th Regiment of Militia —

Majr James Ford of Nottingham West fo L[t] Col° of d° —

2[d] Maj. John Goss of Hollis for Majr of d° —

Col James Carr for a special Justice of the Inferior Court of Common Pleas for the County of Strafford —

Doct James Brackett for d° —

Majr Dan[l] Warner Capt Barron & Capt John Lund one of whom for a 2[d] Maj of the 5th Regim[t]

Steven Dole of Bedford for a Justice of the Peace for the County of Hillsbor° —

John Pickering
I: Rollins
Jon[a] Freeman
Charles Barrett
Sanford Kingsbury

*At a Council holden at Portsm° Jan[y] 19th 1790 — *1 B. N.–59

Present His Excellency John Sullivan Esq President The Hon. John Pickering Esq Ichabod Rollins Charles Barrett Sanford Kingsbury and Jonathan Freeman Esquires —

Proceeded & nominated,

Ebenezer Clifford Esq of Kensington for a Justice of the Peace & of the Quorum for the County of Rockingham —

Jon[a] Clark of Epping for a Justice of the Peace for s[d] County. —

Tho[s] Muzzey of Hampstead for a Justice of the Peace for the County of Rockingham

Job Dow of Goffstown for a Justice for the County of Hillsbor° —

Eliph[t] Poor of Hopkinton for a Justice of the Peace for the County of Hillsbor[o] —

John Pickering
I Rollins
Jon[a] Freeman
Sanford Kingsbury
Charles Barrett

Proceeded and nominated,

Benjamin Bellows Timothy Farrar and Nathaniel Peabody Esq with those of a former nomination one of whom for a Justice of the Superior Court of Judicature —

*1 B. N.–60 *At a Council holden at Portsm[o] Jan[y] 25th 1790
Present His Excellency John Sullivan Esq President
The Hon John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury and Jonathan Freeman Esquires

Proceeded & nominated

Samuel M[c]Connel of Pembroke for a Justice of the peace for the County of Rockingham

Nathaniel Green of Boscawen a Justice of the Peace for the County of Hillsborough —

Josiah Melvin of Packersfield for a Coroner for the County of Cheshire —

John Pickering
Jon[a] Freeman
I. Rollins
Sanford Kingsbury
Charles Barrett

*1 B. N.–61 *At a Council holden at Portsm[o] Jan[y] 26 1790 —
Present His Excellency John Sullivan Esq President The Hon John Pickering Charles Barrett Sanford Kingsbury Ichabod Rollins and Jon[a] Freeman Esquires —

Proceeded and nominated

Joseph Fogg Ossipee for a Justice of the Peace for the County of Strafford —

Nathan Kinsman of Lincoln a Coroner for the County of Grafton —

Stephen Bartlett of Bath a Coroner (Bath) for d[o] & Sanborn Hodgdon of Lyman for d[o]

John Fairfield a Coroner for the County of Grafton

David Copp a Justice of the Peace & Quorum for the County of Strafford

John Pickering
I. Rollins
Jonathan Freeman
Sanford Kingsbury
Charles Barrett

At a Council holden at Portsm° Jany 27th 1790.

Present His Excellency John Sullivan Esq President The Hon Ichabod Rollins Sanford Kingsbury Jon^{a} Freeman & Charles Barrett Esq^{rs} —

Proceeded & nominated.

Willm Tarlton for a Justice of the peace for the County of Grafton

*Col Moses Leavitt for a Justice of the Peace & Quor^{m} for the County of Rockingham — *1 B. N.–62

James Flanders Warner for a Justice of the Peace for the County of Hillsborough —

The foregoing nominations were consented to by us

Jonathan Freeman
I. Rollins
Sanford Kingsbury
Charles Barrett

At a Council holden at Exeter May 17, 1790

Present His Excellency John Sullivan Esq President The Hon Ichabod Rollins Charles Barrett Sanford Kingsbury & Jon^{a} Freeman Esq^{rs}

Proceeded and nominated

Joseph Pearson for a Justice of the Peace and of the Quorum throughout the State

Daniel Newcomb Esq of Keene for the first Justice of the Inferior Court of Common Pleas for the County of Cheshire —

Jonathan Freeman
Sanford Kingsbury
I Rollins
Charles Barrett

*At a Council holden at Exeter May 18, 1790 *1 B. N.–63

Present as yesterday —

Proceeded & nominated

Capt Joseph Richardson of Durham for a Surveyor of Lumber

Benj^{a} Brown of Epping for a Lt Col. & Oliver Morrill of Epping for a Major of the 4th Regiment of Militia —

Jonathan Freeman
Sanford Kingsbury
I Rollins
Charles Barrett

APPOINTMENTS, RESOLUTIONS, AND ADVICE.

*2 P. & C.–78 *At a Council holden at Concord June 10, 1789 — Present His Excellency John Sullivan Esq Presidt The Hon John Pickering, Jona Freeman Sanford Kingsbury Icabod Rollins and Charles Barrett Esquires —

The Council advise His Excellency the Presidt to issue a Commission to Jonathan Gillis of Society Land as Coroner for the County of Hillsborough agreeably to a former appointment —

Advised to by us John Pickering
Jonathan Freeman
Sanford Kingsbury
Ichabod Rollins
Charles Barrett

His Excellency requested the advice of Council relative to drawing Orders on the Treasurer —

Whereupon the Council advise His Excellency to issue his Orders on the Treasurer agreeably to the Acts Resolves and Votes of the General Court which have been heretofore passed or shall be passed during the present Session —

Advised to by us John Pickering
Jonathan Freeman
Charles Barrett
Icha Rollins
Sanford Kingsbury

*2 P. & C.–79 *At a Council holden at Concord June 11th 1789 —

Present His Excellency John Sullivan Esq President The Hon John Pickering, Jona Freeman Icabod Rollins Sanford Kingsbury & Charles Barrett Esquires —

His Excellency asked the advice of Council respecting the nomination and consequent appointment of Nathaniel Merrill Major of the third Regiment of Horse the last year by mistake to the derangement of Otis Freeman whose right it was by seniority of Commission, he being the oldest Captain

Whereupon the Council advise, that the said Otis Freeman be

nominated and appointed Major of said Regiment instead of said Merrill who was nominated and appointed by mistake

John Pickering
Charles Barrett
Icha[d] Rollins
Sanford Kingsbury

At a Council holden at Concord June 17, 1789

Present His Excellency John Sullivan Esq Presid[t] The Hon. John Pickering Icabod Rollins & Charles Barret Esquires

Proceeded and appointed

Cap[t] Benj[a] Davis Major of the twelfth Regim[t] of Militia &

Cap[t] Benj[a] Prescott 2[d] Major of d[o]

John Pickering
Icha[d] Rollins
Charles Barrett

*At a Council holden at Concord June 18th *2 P. & C.–80 1789

Present His Excellency John Sullivan Esq President The Hon John Pickering Icabod Rollins and Charles Barrett Esq[rs]

The Council advise His Excellency to adjourn the General Court to the time & place mentioned in the vote of the Legislature of this day — Advised to by us — John Pickering
Icha[d] Rollins
Charles Barrett

Proceeded & appointed

Walter Bryent Esq Maj[r] Joseph Young and Paul Chapman Surveyors of Lumber at Lamprey River —

Maj[r] Daniel Hill and Daniel Hilton Jun[r] Surveyors of Lumber at Newfields landing

Advised & consented to by us John Pickering
Icha[d] Rollins
Charles Barrett

His Excellency the [President] desired the attendance of the Hon Council at Portsmouth on Wednesday the 15th day of July next — J Pearson Sec[y]

*At a Council holden at Portsmouth July 15th *2 P. & C.–81 1789

Present His Excellency John Sullivan Esq President The Hon. John Pickering Icabod Rollins & Charles Barret Esquires

Proceeded to open and enter the Returns for a Representative of the federal Government in the room of M[r] West who had declined accepting —

Adjourned till tomorrow morning 9 oClk

At a Council holden at Portsmouth July 16th 1789
Present as yesterday—with the addition of Jona Freeman Esq
Upon examining & counting the votes for a Representative to Congress it appeared that the whole Number of votes returned was 3094 of which the Hon. Abiel Foster had 1804 being a majority of the whole—He therefore is declared to be duly elected a Representatives for this State to the Congress of the United States.

Jno Sullivan President
John Pickering, Icha Rollins, Charles Barrett } Counsellors

proceeded and appointed John Hubbard Esq of Charlestown Judge of Probate of Wills &c for the County of Cheshire in the room of the Honr Thomas Sparhawk Esq who has resigned

John Pickering, Jona Freeman } Counsellors
Icha Rollins
Charles Barrett

*2 P. & C.–82 *Also appointed Moses Baker Esq of Campton a Justice of the peace and of the Quorum for the County of Grafton—

Isaac Griswold Esq of Keene a Coroner for the County of Cheshire—

Col. Samuel Adams & Noah Jewett, Surveyors of Lumber at Durham
John Pickering
Jonathan Freeman
Charles Barrett
I. Rollins

The Council advise His Excellency the President to issue a Commission to Andrew McMillan Esq of Conway as a Justice of the Peace and of the Quorum for the County of Strafford agreeably to a former appointment
John Pickering
Jonathan Freeman
Icha Rollins
Charles Barrett

Also advised His Excellency to issue a Commission to John Leavitt of North Hampton as a Coroner for the County of Rockingham agreeably to a former appointment
John Pickering
Jonathan Freeman
I. Rollins
Charles Barrett

His Excellency the President desired to attendance of the Hon

Council at Portsmouth on Thursday the 6th day of August next—
Mem° Proclamation for Thanksgiving—
*At a Council holden at Portsmouth Aug 6th 1789 *2 P. & C.–83
Present His Excellency John Sullivan Esqr President The Hon. John Pickering Icabod Rollins, Charles Barrett Sanford Kingsbury & Jonathan Freeman Esquires—
Proceeded and appointed—
Oliver Peabody Esq a Solicitor for the County of Rockingham
Advised to by us John Pickering
Jonathan Freeman
Icha^d Rollins
Charles Barrett
Sanford Kingsbury
Proceeded and appointed William Atkinson Sol^tr for the County of Strafford— Advised to by us Jonathan Freeman
Icha^d Rollins
Charles Barrett
Sanford Kingsbury
further appointed Eben^r Champney Esq Solicitor for the County of Hillsbor°
Aaron Hutchinson Esq Solicitor for the County of Grafton
Advised to by us John Pickering
Jonathan Freeman
Charles Barrett
Sanford Kingsbury
I. Rollins
*further appointed— *2 P. & C.–84
Daniel Newcombe Esq Solicitor for the County of Cheshire— Advised to by us— Jonathan Freeman
I Rollins
Charles Barrett
At a Council holden at Portsmouth Aug. 7th 1789—
Present His Excellency John Sullivan Esq President The Hon. John Pickering Icabod Rollins, Charles Barrett, Jonathan Freeman & Sanford Kingsbury Esq^rs
appointed Andrew Torr Esq of Dover & Jon^a Steel Esqr of Durham Justices of the Peace for the County of Strafford.
proceeded & appointed
The Hon. John Pickering Esq Chief Justice of the Superior Court of Judicature in the room of the Hon. Judge Livermore who has resigned— Advised to by us Jonathan Freeman
I. Rollins
Charles Barrett
Sanford Kingsbury

The Hon John Pickering Esq appeared in Council and requested some time to consider of the above appointment

*2 P. & C.–85 *At a Council holden at Portsmouth Decr 23—1789 Present His Excellency John Sullivan Esq President The Hon. John Pickering, Ichabod Rollins, Charles Barrett & Sanford Kingsbury Esq^{rs}

Proceeded & appointed

Samuel Hale Esq a Judge of the Inferior Court of Common Pleas &c for the County of Rockingham.

Advised to by us John Pickering
Icha^{d} Rollins

*2 P. & C.–86 *At a Council holden at Portsm^{o} Dec 30th 1789 Present His Excellency John Sullivan Esq President John Pickering, Ichabod Rollins Charles Barrett, Sanford Kingsbury & Jon^{a} Freeman Esquires —

The Council proceeded and appointed the following Persons for Justices of the Peace & of the Quorum throughout the State they having been nominated more than seven days agreeably to the Constitution —

Samuel Livermore Esq	New Holderness
Josiah Bartlett Esq	Kingstown
John Dudley Esq	Raymond
John Sullivan Esq	Durham —
Matthew Thornton Esq	Merrimac
Nathaniel Folsom Esq	Exeter—
Ebenezer Thompson Esq	Durham —
Samuel Ashley Esq	Claremont
Benj^{a} Bellows Esq	Walpole —
John McClary Esq	Epsom
Francis Blood Esq	Temple —
Joseph Badger Esq	Gilmantown
Nathl Peabody Esq	Atkinson
Moses Chase Esq	Cornish —
Wood^{y} Langdon Esq	Portsmouth
Moses Dow Esq	Haverhill
Joseph Cilley Esq	Nottingham

Justices of the Peace & of Quorum for the County of Rockingham viz —

Richard Downing Esq	Newington
Samuel Penhallow Esq	Portsmouth
Philips White Esq	South Hampton

* Samuel Emerson Esq	Chester —	* 2 P. & C.–87
John Bell Esq	Londonderry	
Samuel Hale Esq	Portsmouth	
Christopher Toppan Esq	Hampton	

Justices of the Peace for the County of Rockingham

Samuel Little Esq	Hampstead
Archelaus Moore Esq	Canterbury
John Calfe Esq	Hampstead
Thomas Bartlett Esq	Nottingham
Rich[d] Bartlett Esq	Pembrooke
Enoch Coffin Esq	Epping
Robert Wilson Esq	Chester
James Gibson Esq	Pelham
William Morrill Esq	Brintwood
Joseph Adams Esq	Newmarkett
Michael M[c]Clary Esq	Epsom —
John Blunt Esq	New Castle
Eph[m] Pickering Esq	Newington
Joseph Dow Esq	Hampton
Winthrop Gove Esq	Seabrook
John Cram Esq	Pittsfield
Josiah Gage Esq	Pelham
John Bryent Esq	Bow —
Samuel Moores Esq	Candia
Jeremiah Eastman Esq	Deerfield
Jonathan Jenness Esq	Northwood
George Gains Esq	Porsmouth
Peter Clements Esq	Atkinson
Clement March Esq	Greenland
George Reid Esq	Londonderry
* Joseph Pearson Esq	Exeter * 2 P. & C.–88
Jeremiah Fogg Esq	Kensington
Joseph March Esq	Deerfield
Josiah Flagg Esq	Chester
Jabez Hoit Esq	Chester
Jon[a] Greeley Jun[r] Esq	East Kingston
Ebenezer Clifford Esq	Kensington
Richard Jenness Esq	Deerfield
James Gilmore Esq	Windham
Thomas Page Esq	Hawke
Solomon Wheeler	Kingston

Justices of the Peace & of the Quorum for the County of Strafford.

Hon Otis Baker Esq	Dover
John Plummer Esq	Rochester
Justices of the Peace for said County	
Henry Rust Esq	Wolfborough
Joseph Sias Esq	Lee —
John Garland Esq	Barrington
Daniel Beede Esq	Sandwich —
Advised to by us—	John Pickering
	Jonathan Freeman
	Icha[d] Rollins
	Charles Barrett
	Sanford Kingsbury

*2 P.&C.–89 *At a Council Holden at Portsm[o] Dec 30th 1789
Present His Excellency John Sullivan Esq Presid[t]
Hon John Pickering Ichabod Rollins, Charles Barrett, Sanford Kingsbury Jon[a] Freeman Esq[rs] —

Proceeded & appointed the following persons Justices of the Peace for the County of Strafford

James Knowles Esq	Rochester
David Page Esq	Conway
David Gilman Esq	Tamworth
Joseph Roberts Esq	New Durham Gore
John Tasker Esq	Barnstead
Thomas Cogswell Esq	Gilmantown
Joshua Wingate Esq	Dover —
Joseph Badger Jun[r] Esq	Gilmantown
Benning Moulton Esq	New Hampton
Samuel Hale Jun[r] Esq	Barrington
Advised to by us	John Pickering
	Jonathan Freeman
	Icha[d] Rollins
	Charles Barrett
	Sanford Kingsbury

Proceeded and appointed

Ichabod Rollins Esq { a Justice of the Peace & of the Quorum throughout the State —

Daniel Rollins Esq a Justice of the Peace & of the Quorum for the County of Strafford —

Advised to by us—	John Pickering
	Jonathan Freeman
	Charles Barrett
	Sanford Kingsbury

*Proceeded and appointed the following persons *2 P. & C.–90
Justices of the Peace & Quorum for the County of Hillsborough—

Matthew Patten Esq . . . . . Bedford
James Underwood Esq . . . . . Litchfield

Timothy Farrar Esq of New Ipswich a Justice of Peace & Quorum throughout the State—

Jeremiah Page Esq Dunbarton a Justice of the Peace & Quorum for the County of Hillsborough—

John Stark Esq . . . . . Derryfield d°
Moses Nichols Esq . . . . . Amherst d°

Justices of the Peace for the County of Hillsborough

George Jackman Esq . . . . . Boscawen
Isaac Andrews Esq . . . . . Hillsbor°
Robert M°Gregore Esq . . . . . Goffstown
Joseph Bartlett Esq . . . . . Salisbury
Noah Worcester Esq . . . . . Hollis
William Smith Esq . . . . . Peterbor°
John Robie Esq . . . . . Weare
Joshua Bailey Esq . . . . . Hopkinton
Benjamin Mann Esq . . . . . Mason
John Cochran Junr Esq . . . . . New Boston
Peter Clark Esq . . . . . Lyndeborough
William Abbott Junr Esq . . . . Wilton
Jonathan Weare Esq . . . . . Andover
Ebenezer Rockwood Esq . . . . Wilton
John Preston Esq . . . . . New Ipswich
Jonathan Searle Esq . . . . . Mason
Henry Gerrish Esq . . . . Goffstown
*Daniel Emerson Junr Esq . . Holles *2 P. & C.–91
Samuel Philbrick Esq . . . Weare
Samuel Marsh Esq . . . . . Nottingham West

Justices of the Peace and of the Quorum for the County of Cheshire—

Samuel Chase Esq . . . . . Cornish

Justices of the Peace for the County of Cheshire

Francis Smith Esq . . . . . Plainfield
Thomas Sparhawk Esq . . . . Walpole
Joseph Greenwood Esq . . . . Dublin
Thomas Baker Esq . . . . . Keene
Calvin Frink Esq . . . . . Swanzey
Moses Whipple Esq . . . . . Croydon

John Hubbard Esq . . . . . Charlestown
Charles Huntoon Esq . . . . . Unity
Abel Stevens Esq . . . . . Grantham
Absalom Kingsbury Esq . . . . Alstead—

Daniel Newcomb Esq—of Keene a Justice of the Peace & of the Quorum for s[d] County—

Michael Cressey Esq Chesterfield a Justice of the Peace for the County of Cheshire—

Jonathan Hildrith Esq Chesterfield Oliver Capron Esq Richmond Justices of the Peace in said County—

Advised & consented to by us — John Pickering
Jon[a] Freeman
Icha[d] Rollins
Sanford Kingsbury
Charles Barrett

*2 P. & C.–92 *Appointed

Sanford Kingsbury Esq of Claremont a Justice of the Peace & of the Quorum for the County of Cheshire—

Advised & Consented to by us— John Pickering
Icha[d] Rollins
Jon[a] Freeman
Charles Barrett

Proceeded and appointed—

Oliver Ashley Esq of Claremont John Doolittle Esq Lemuel Holmes Esq William Ripley Esq Samuel Griffin Esq & Jacob Copeland Esq Justices of the Peace for the County of Cheshire—

Abel Stone of Plainfield a Coroner for the County of Cheshire—

Advised & consented to by us— John Pickering
Icha[d] Rollins
Charles Barrett
Sanford Kingsbury

*2 P. & C.–93 *At a Council holden at Portsm[o] Dec 31 1789

Present His Excellency John Sullivan Esq President The Hon Ichabod Rollins Charles Barrett Sanford Kingsbury & Jon[a] Freeman Esq[rs]

Proceeded & appointed

John Gage of Dover a Surveyor of Lumber

Capt. Hopley Yeaton of Portsmouth a Pilot for Piscataqua Harbour— Jon[a] Freeman
Icha[d] Rollins
Sanford Kingsbury
Charles Barrett

At a Council holden at Portsm° Jany 1st 1790 —

Present His Excellency John Sullivan Esq President Hon John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury & Jon^{a} Freeman Esq^{rs} —

The Council being called upon to compleat the signing of Major Hales appointment as a Justice of the Court of common pleas for the County of Rockingham whereupon one of the Council produced a letter from Judge Hale whereby he absolutely refuses to accept any appointment to such Office — whereupon the Council proceeded and appointed William Parker Esq as a Justice of said Court —

Advised and consented to by us —

John Pickering
Jon^{a} Freeman
Sanford Kingsbury
Charles Barrett

*At a Council holden at Portsmouth, Jany 5th *2 P. & C.–94
1790 —

Present His Excellency John Sullivan Esq President Hon — Ichabod Rollins Capt Barrett Sanford Kingsbury & Jonathan Freeman Esquires

Proceeded and appointed Lt Col Joseph Tilton of the 11th Reg^{t} for Col. of said Regiment

Maj^{r} John Bean for Lt Col. of said Reg^{t}
Capt Nathl Head for 1st Maj of d° and
Capt Asa Kimbal for 2^{d} Maj of d°

Charles Barrett
Icha^{d} Rollins
Jon^{a} Freeman
Sanford Kingsbury

At a Council holden at Portsmouth, Jany 6 1790 —

Present His Excellency John Sullivan Esq President Hon John Pickering Ichabod Rollins Ch^{s} Barrett Sanford Kingsbury & Jonathan Freeman Esq^{rs}

His Excellency the President requested the Advice of Council relative to drawing on the Treasurer

Whereupon the Council advise His Excellency to issue orders on the Treas^{r} agreeably to the Acts Resolves & Votes of the Genl Court which have been heretofore passed or shall be passed during this present Session —

John Pickering
Jonathan Freeman
Icha^{d} Rollins
Sanford Kingsbury
Charles Barrett

*2 P. & C.–95 *At a Council holden at Portsmouth Jany 8th 1790

Present His Excellency John Sullivan Esq President The Hon John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury & Jon^{a} Freeman Esquires—

Proceeded and appointed

Samuel Emerson Esq } Justices of the Peace & Quorum for the County of Grafton — Plymouth
Bezaleel Woodward Esq } — Hanover
Elisha Payne Esq } — Lebanon

Enoch Page Esq . . . . . Wentworth
Francis Worcester Esq . . . . . Plymouth
James Woodward Esq . . . . . Haverhill
Edward Bucknam Esq . . . . . Lancaster
Jeremiah Eames Esq . . . . . Northumberland
Joshua Copp Esq . . . . . Warren
Thomas Russel Esq . . . . . Piermont
Joshua Tolford Esq . . . . . Alexandria
Carr Huse Esq . . . . . New Chester
Devenport Phelps Esq . . . . . Piermont
William Ayer Esq . . . . . Canaan
John Rogers Esq . . . . . Plymouth
Jon^{a} Blake Esq . . . . . Landaff
Elihu Hide Esq . . . . . Lebanon
Jacob Hurd Esq . . . . . Bath—
Jesse Johnson Junr Esq . . . . . Enfield
Russell Freeman Esq . . . . . Hanover

Justices of the Peace for the County of Grafton

Icha^{d} Rollins
Jon^{a} Freeman
Charles Barrett
Sanford Kingsbury
John Pickering

*2 P. & C.–96 *At a Council holden at Portsm^{o} Jany 12, 1790

Present His Excellency John Sullivan Esq President The Hon. John Pickering Ichabod Rollins Charles Barret Sanford Kingsbury & Jon^{a} Freeman Esquires—

This day The Hon John Pickering Esq. declined accepting the Office of Chief Justice of the Superior Court of Judicature—

Proceeded & appointed

Saml Brooks Esq } Exeter Justice of the Peace Rockingham
Joseph Cram Esq } Exeter d^{o}

Benjamin Pierce Esq of Hillsboro d^{o} County of Hillsbor^{o}

Ambross Cossit Esq Claremont Justice of the Peace d° Cheshire
Andrew French Esq of Walpole a Justice of the Peace Cheshire
Elihu Stevens Esq of Claremont d° County of Cheshire
Jacob Amidon Esq of Chesterfield d° d° of Cheshire
The above appointments were consented to by us
John Pickering
Jon[a] Freeman
Icha[d] Rollins
Charles Barrett
Sanford Kingsbury

Proceeded & appointed
Abr[m] Dow Esq of Salem a Justice of the Peace — Rockingham
John Young Esq of Concord alias Gunth[wte] d° Grafton
Jer[h] Eames Esq Northumberland Justice of the Peace & Quorum d°
Peter Green Esq Concord Justice of Peace & Quor[m] thro the State
Eben[r] Champney Es New Ipswich Justice of Peace & Quor[m] Hillsbo[r]
John T Gilman Esq Justice of Peace & Quorum thro State
Simeon Olcott Esq d°
*The seven foregoing appointments were advised to by us — *2 P. & C.–97
Icha[d] Rollins
Sanford Kingsbury
Charles Barrett

Proceeded & appointed
John Pike Esq of Somersworth a Justice of the Peace for the County of Strafford —
Advised to by us —
John Pickering
Sanford Kingsbury
Charles Barrett
Jon[a] Freeman

Proceeded and appointed
Hon John Pickering Esq of Portsmouth a Justice of the peace & of the Quorum throughout said State —
Advised to by us —
Icha[d] Rollins
Jon[a] Freeman
Sanford Kingsbury
Charles Barrett

proceeded & appointed
Timothy Walker Esq John Calfe Esq & Abiel Foster Esq Justices of the Peace & of the Quorum thro the State —

John Mooney Esq of New Holderness a Coroner for the County of Grafton —

Thomas Babb of Epsom a Coroner for the County of Rockingham — Advised to by us John Pickering
Charles Barrett
I. Rollins
Jon[a] Freeman
Sanford Kingsbury

* 2 P. & C.–98 * Proceeded & appointed

Hon Jonathan Freeman Esq of Hanover Justice of the Peace & of the Quorum for the County of Grafton —
Advised to by us John Pickering
Charles Barrett
Sanford Kingsbury
Icha[d] Rollins

Proceeded and appointed

Joshua Pickering Esq of Newington a Coroner for the County of Rockingham

Samuel Gaskill Esq of Richmond a Justice of the Peace for the County of Cheshire —

Ebenezer Eaton of Bradford a Justice of the Peace for the County of Hillsborough —
Advised to by us — John Pickering
Charles Barrett
I. Rollins
Jon[a] Freeman
Sanford Kingsbury

Proceeded & appointed

Charles Hodgdon Esq of Barnstead a Justice of the Peace for the County of Strafford —

Jesse Johnson Esq of Enfied a Justice for the C[y] of Grafton
Charles Barrett
Jon[a] Freeman
Sanford Kingsbury

* 2 P. & C.–99 * Proceeded and appointed

Benj[n] Weeks Esq of Burton a Justice of the Peace for the County of Grafton

Thomas Bartlett Esq & Elisha Payne Justices of the Peace & of the Quorum throughout said State

Jon[a] Hubbard Esq of Charlestown a Coroner for the County of Cheshire —

Henry Butler Lieut Col of the 18th Regiment

Moses Chase Maj[r] of d[o]

Sherburne Blake 2 Majr of do

Josiah Folsom Esq of Rochester a Coroner for the County of Strafford —

Charles Barrett
Jona Freeman
I. Rollins
Sanford Kingsbury

Proceeded & appointed

Isaac Rindge Esq of Portsmouth a Justice of the Peace for the County of Rockingham

Robt Fletcher Esq of Amherst a Justice of the Peace for the County of Hillsborough

Saml Dana Esq a Justice of the Peace & of the Quorum for the County of Hillsborough

Joseph Greeley Esq of Nottingham West a Coroner for the County of Hillsboro —

Dudley Odlin Esq of Exeter a Justice of the Peace for the County of Rockingham

Hercules Mooney Esq a Justice of the Peace for the County of Grafton

Samuel Shepard of Holderness a Justice &c Grafton —

Samuel Cutts Esq a Justice of the Peace & Quorum for the County of Rockingham

Advised to by us

John Pickering
Charles Barrett
Sanford Kingsbury
Jona Freeman
I Rollins

* Proceeded & appointed

* 2 P. & C.–100

James Carr Esq a Justice of the Peace for the County of Strafford

John Pickering
Charles Barrett
Sanford Kingsbury

Proceeded & appointed

Francis Smith Esq a Justice of the Peace and of the Quorum for the County of Cheshire

John Pickering
I Rollins
Jonathan Freeman
Sanford Kingsbury
Charles Barrett

William K. Atkinson a Justice of the Peace for the County of Strafford

Charles Barrett
Sanford Kingsbury
I. Rollins
Jona Freeman

Smith Emerson of Lee a Coroner for the County of Strafford
Zebulon Morrill of Warner a Coroner for the County of Hillsborough —
Jabez Smith Esq of Brintwood a Justice of the Peace for the County of Rockingham
George Kimball 2d Maj of the 16 Regiment
David McQueston of Litchfield a Coroner for the County of Hillsborough Advised to by us John Pickering
Jona Freeman
I. Rollins
Sanford Kingsbury
Charles Barrett

* 2 P. & C.–101 *At a Council holden at Portsmo Jany 15th 1790 — Present His Excellency John Sullivan Esq President The Hon John Pickering, Ichabod Rollins Charles Barrett Sanford Kingsbury & Jona Freeman Esqrs

We the subscribers the Justices of the Superior Court of Judicature having viewed & examined the buildings erected and compleated by Thomas Odiorne Esq in Exeter for the manufacturing of sail Cloth or Duck, do hereby certify that the buildings aforesaid are properly constructed for that business and that the same are the first of that kind in our Judgment completed in this State to make Duck or sail cloth —

Exeter ye 24th September 1789 — Josiah Bartlett
Copy — John Dudley
Woodbury Langdon

In consequence of the above Certificate and in pursuance of an Act passed 3d Feby 1789 the Council advise His Excellency to issue an order on the Treasurer in favor of said Odiorne for fifty pounds being the bounty to which he is entitled by said Act —

John Pickering
I. Rollins
Jona Freeman
Sanford Kingsbury
Charles Barrett

* 2 P. & C.–102 * Proceeded and appointed The Hon Josiah Bartlett Esq Chief Justice of the Superior Court of Judicature John Pickering
Icha Rollins
Jonathan Freeman

At a Council holden at Portsmouth Jany 18. 1790 —
Present His Excellency John Sullivan Esq President The Hon

John Pickering, Ichabod Rollins Sanford Kingsbury Jon[a] Freeman & Charles Barrett Esquires

Proceeded & appointed

Joseph Johnson Esq of Enfield a Coroner for the County of Grafton —

Tho[s] Dow Esq of Salem a Coroner for the County of Rockingham

Nicholas Rollins Esq of Stratham a Justice of the Peace for the County Rockingham —

James McGregore Esq a Justice of the Peace and of the Quorum for the County of Rockingham

Jon[a] P Whitcomb Col[o] of the 6th Regiment of Militia
Daniel Ashley, L[t] Col[o] of d[o]
Jotham Metcalf Maj of d[o] &
Ebenezer Bill 2[d] Maj[r] of d[o]
John Bean Col[o] of the 11th Regiment
Nathaniel Head L[t] Col[o] of d[o]
Asa Kimball Maj[r] of d[o] &
William Boynton 2 Maj of d[o]

*John McDuffee of Rochester Esq Justice of the Peace & of the Quorum throughout the State — *2 P. & C.–103

John Pickering
Jon[a] Freeman
Sanford Kingsbury
Charles Barrett
Icha[d] Rollins

proceeded & appointed.

Joseph Mills of Deerfield a Justice of the Peace for the County of Rockingham —

Jon[a] Freeman
Sanford Kingsbury
Charles Barrett
I. Rollins

At a Council holden at Portsmouth Jan[y] 19th 1790 —

Present, His Excellency John Sullivan Esq President The Hon — John Pickering Icabod Rollins Charles Barrett Sanford Kingsbury & Jon[a] Freeman Esquires —

Proceeded and appointed —

Samuel Kendall of Fitz William a Justice of the Peace for the County of Cheshire —

John Pickering
I Rollins
Jon[a] Freeman
Sanford Kingsbury
Charles Barrett

*2 P. & C.–104 *At a Council holden at Portsm° Jany 25th 1790 — Present — His Excellency John Sullivan Esq President The Hon. John Pickering Ichabod Rollins Charles Barrett Sanford Kingsbury & Jon^a Freeman Esquires

Proceeded & appointed —

Moses Carr, Joshua Wingate & John McDuffee Esquires Special Justices of the Superior Court of Judicature in the County of Strafford in certain causes to be mentioned in their Commission. —

Thos Cogswell a Justice of the Peace & of the Quorum for the County of Strafford. —

Stephen Powers of Croydon a Coroner for the County of Cheshire.

Abel Harris of Portsmouth a Surveyor of flaxseed & Assay Master of Pot & Pearl Ash. —

The Hon Simeon Olcott Esq a Justice of the Superior Court of Judicature.

Samuel Chase of Litchfield a Col° of the 5th Reg^t of Militia

James Ford of Nottingham West Lt Col° of D°

John Goss of Hollis a Maj^r of d°

Col James Carr & Doct^r James Brackett Esqr special Justices of the Inferior Court of common Pleas for the County of Strafford

Daniel Warner for second Major of the 5th Reg^t of Militia

Stephen Dole of Bedford a Justice of the Peace for the County of Hillsbor°.

John Pickering
Jon^a Freeman
Icha^d Rollins
Sanford Kingsbury
Charles Barrett

*2 P. & C.–105 *Proceeded & appointed

Charles Barrett Esq of New Ipswich a Justice of the Peace & of the Quorum for the County of Hillsborough —

John Pickering
I. Rollins
Jon^a Freeman
Sanford Kingsbury

At a Council holden at Portsm° Jany 26 — 1790

Present His Exc^y John Sullivan Esq President — The Hon John Pickering Charles Barrett Icha^d Rollins Sanford Kingsbury & Jon^a Freeman Esq^rs

Proceeded and appointed —

Ebenezer Clifford a Justice of the Peace & of the Quorum for the County of Rockingham.

Edmund Sergeant a branch Pilot for the Port of Piscataqua —

Thoˢ Muzzey of Hampstead a Justice of the Peace for the County of Rockingham

Job Dow of Goffstown a Justice of the peace for the County of Hillsborough —

Elipht Poor of Hopkinton a Justice of the Peace for the County of Hillsborough —

John Pickering
I. Rollins
Jonathan Freeman
Sanford Kingsbury
Charles Barrett

*His Excellency the President requested the advice of Council relative to issuing a proclamation for a General Fast — *2 P. & C.–106

Whereupon the Council advise that his Excellency the President be desired to issue a proclamation seasonably for that purpose provided there should not be a General fast appointed by the Congress of the United States.

John Pickering
Jonᵃ Freeman
Sanford Kingsbury
I. Rollins
Charles Barrett

At a Council holden at Portsmouth Janʸ 27, 1790

Present His Excellency John Sullivan Esq President The Hon. Ichabod Rollins, Sanford Kingsbury Jonᵃ Freeman & Charles Barrett Esqʳˢ

The Council advise that His Excellency and John Pickering Esq be desired to select and forward to the Secretary of the Treasury such papers as they suppose consistent with the spirit of the vote of Court of the 26 Instant —

*At a Council holden at Exeter May 17th 1790 *2 P. & C.–107

Present His Excellency John Sullivan Esq President The Honᵇˡᵉ Ichabod Rollins, Charles Barrett Sanford Kingsbury & Jonathan Freeman Esquires —

Upon examining the Returns of the votes for Senators for the County of Rockingham, We find the whole number amount to 11,449 — That the Honᵇˡᵉ Oliver Peabody Esq having a majority of votes is elected, and has been summoned accordingly — But as no other person in said County has a majority, the next eight highest numbers are as follow: viz.

The Hon John Pickering Esq	1004
Christᵒ Toppan Esq	964

Peter Green Esq 936
Nathaniel Peabody Esq 892
Joseph Cilley Esq 838
Nathaniel Rogers Esq 797
John Bell Esq . . . . . 766 and
James Sheafe Esq . . . . . 737—

That the whole number of votes for Senators for the County of Strafford amount to 3008—That the Hon. John Waldron Esq having a majority of votes, is chosen & has been summoned accordingly the two next highest numbers are as follows viz—

The Hon Ebenezer Smith Esq . . . . 519 and
Joseph Peirce Esq 463

That the whole number of votes for Senators for the County of Hillsborough amount to 2710—no one person having a majority of votes the four highest numbers are as follow viz—

*2 P. & C.–108 *The Hon Robert Wallace Esq . 645
Robert Means Esq . 613
Ebenez[r] Webster Esq . 438 and
Jacob Abbott Esq . . 176.

That the whole number of votes for Senators for the County of Cheshire amount to 1423. That the Hon. Sanford Kingsbury Esq and the Honorable Amos Shephard Esq having a majority of votes are chosen and have been summoned accordingly.

That the whole number of votes for Senators for the County of Grafton amount to 612 no one person having a majority of votes the two highest numbers are as follow

The Hon Jonathan Freeman Esq— . . . 281 &
Moses Dow Esq— 245

Jn[o] Sullivan President
I. Rollins
J. Freeman
Charles Barrett
Sanford Kingsbury } Counsellors

At a Council holden at Exeter May 18th 1790—
Present as yesterday

His Excellency the President requested the Advice of Council whether the Treas[r] should be directed to attend the General Court at their next in Concord—Whereupon the Council advise that he be directed to attend the Court with the necessary papers—

Jonathan Freeman
Sanford Kingsbury
Charles Barrett

* Proceeded and appointed * 2 P. & C.–109

George Evans Esq a Justice of the Peace for the County of Rockingham —

Sam[l] McConnell Esq of Pembroke a Justice of the Peace for the County of Rockingham

Nath[l] Green Esq of Boscawen a Justice of the Peace for the County of Hillsborough

Josiah Melvin of Packersfield a Coroner for the County of Cheshire —

Joseph Fogg Esq of Ossipee a Justice of the Peace for the Strafford

Nathan Kinsman of Lincoln a Coroner for the County of Grafton —

Stephen Bartlett of Bath a Coroner for the County of Grafton —

Sanborn Hodgdon of Lyman a Coroner for D[o]

John Fairfield of Lyme a Coroner for D[o]

David Copp Esq a Justice of the peace & Quorum for the County of Strafford.

William Tarlton Esq of Piermont a Justice of the Peace for the County of Grafton

Moses Leavitt Esq of North, Hampton a Justice of the peace & of the Quorum for the County of Rockingham. —

James Flanders of Warner Esq a Justice of the Peace for the County of Hillsbor[o].

Capt Joseph Richardson of Durham a Surveyor of Lumber —

Jon[a] Freeman
I. Rollins
Sanford Kingsbury
Charles Barrett

* 2 P. & C.–181 * *Council Roll for the year 1788–89.*

	8th Octo	9 — 1788.	10 —	11 —
The Hon Ebenr Smith	1	1	1	1
Peter Green	1	1	1	
Robert Wallace	1	1	1	1
Josiah Richardson				
Willm Simpson Esqrs			1	1
Joseph Pearson Secy	1	1	1	1

4 day at Concord. certified

[The above fragment is all that is found of the roll for the year 1788–89. — Ed.]

		10 June	11 June	16 d°	17 d°	18 d°	15 July	16 d°	17th	6 Aug.	7	Dec 21 89	22	23	days			May 17 & on		
The Hon. John Pickering	Counsellors	1	1	1	1	1	1	1	1	1	1		1	1	15					7
Icabod Rollins		1	1	1	1	1	32 1	1	1	1	1	1	1	1	17	Certified	22	1111	11	Certified —
Charles Barrett		1	1	1	1	1	80 1	1	1	1	1	1	1	1	17		65	111	10	
Sanford Kingsbury & . . .		1	1	1			220			1	1		1	1	17		200	111	6	
Jon[a] Freeman Esq[rs] . . .		1	1				230	1	1	1	1				14		206	1111	9	
Joseph Pearson Secy . . .		1	1	1	1	1	30 1	1	1	1	1	1	1	1	17			1111	11	
		At Concord					Portsmouth			Portsm[o]		Portsmouth				Exeter				

APPENDIX.

BIOGRAPHICAL SKETCHES

Of Several Persons Participating in the Government of New Hampshire in the Period from 1784 to 1793, Copied from the Manuscript of William Plumer, by Permission of the New Hampshire Historical Society.

JOSEPH BADGER

[Plumer's MSS. Biog., Vol. 4, page 265.]

Was, I think, a native of Massachusetts, but one of the first settlers of Gilmanton, New Hampshire, where he spent the remainder of his days. He did much in fostering and supporting the early settlers in that town, and thro' life was distinguished as an eminently useful townsman.

He was for many years town clerk, selectman, and representative. On the 20th March, 1768, he was appointed the first justice who lived in Gilmanton; and, after the Revolution, justice of the quorum thro' the state, in which office he continued as long as he lived. He was a firm undeviating advocate and supporter of the American Revolution. In 1776 he was appointed speaker pro tem. of the House of Representatives. The 16th January, 1779, was chairman of the committee to take into custody and possession all the confiscated estate that was in the county of Strafford of Peter Levius, an absentee. On the 7th of June, 1780, he was appointed brigadier general of the militia; and the 27th June, 1782, an assistant judge of the superior court.

In 1784 he was elected a member of the first Executive Council chosen under the constitution of the state. At the close of the year he was appointed judge of probate for the county of Strafford. The tenure of his commission was during *good behavior*, and his official conduct was correct; but when the people in 1791–2, revised their constitution, they prohibited any man from holding the office of judge after he was seventy years of age; but he considered the prohibition as extending only to judges who should be appointed after that provision was made. The legislature tho't otherwise; and on the 14th of December, 1796, they requested the Governor and Council to remove him from the office of judge of probate. The executive department on the 13th of January, 1797, informed him that on the 30th of that month he might, if he tho't proper, appear before them, and shew cause why he should not be removed. Instead of appearing, he wrote them that he had faithfully discharged his duty — that he had some business pending before him as judge that he could not then finish, but that on the 13th of the then next May he would resign his judgeship, which

he accordingly did; and on the 27th of that month the Governor and Council formally accepted his resignation.

He was a man of sound judgment, and of a fair moral character; of great decision of character, prompt, and ready; punctual in his attendance, and faithful in the execution of the various offices he held.

He had a strong vigorous constitution, and usually enjoyed a high state of health. He died on the fourth day of April, 1803, in the eighty second year of his age.

BENJAMIN BELLOWS

[Plumer's MSS. Biog., Vol. 4, page 226.]

The son of Benjamin Bellows was born in Lunenburg, Massachusetts, in the year 1741; and moved with his father to Walpole, New Hampshire, where he lived and died.

He was industrious, prudent, frugal, honest, and humane. For a number of years he supplied the new settlers in that town and its vicinity with provisions. He had a certain fixed price for provisions, whatever might be the plenty or scarcity; he steadily demanded and took fifty cents for a bushel of Indian corn, eighty three for wheat, sixty seven for rye, and thirty three for oats, ten cents a pound for salt pork, and six for the whole swine per pound unsalted. He adhered to these prices long after paper money had depreciated, and by that means lost large sums.

In early life he was an officer in the militia; in 1768 he received a commission of lieutenant colonel of a regiment from the royal government. On the 25th of December, 1784, he was appointed brigadier general, and on the 22d of June, 1786, major general.

He was a zealous efficient supporter of the American Revolution. On hearing of the skirmish at Lexington, being then colonel in the militia, he immediately repaired to head quarters at Cambridge. He went three times to Ticonderoga, and was present and active in the capture of Burgoyne.

He was early appointed a justice of the peace, and continued such, under all the changes of government, till his death.

He was appointed register of deeds for the county of Cheshire in which he lived, soon after the province in 1771 was divided into counties, and held that office as long as he lived.

He was often a representative, and several years Councillor in the state legislature. On the 13th of January and the 7th of Feb-

ruary, 1781, and on the 19th of June, 1782, the legislature three several times appointed him a delegate to the Congress of the United States; but he declined the trust.

On the 25th of December, 1784, he was appointed a judge of the court of common pleas in the county of Cheshire, which office he held till he resigned it on the 2d of October, 1793.

He was four times in regular succession, to wit, in the years 1789, 1792, 1796, and 1800, appointed an elector of the President and Vice President of the United States.

At all times he possessed the confidence and esteem of the people; and in all the various offices he held, never discovered a selfish disposition, but a firm unwavering resolution to perform his duty. Tho' his talents were not brilliant, or his imagination sprightly, he was a man of sound practical judgment, of strict integrity, and great prudence. His manners were simple and plain; and his mode of living, frugal and economical. What his father said of him was literally true — "he was good for himself and everybody else."

He died in June, 1802, aged sixty one years.

JONATHAN BLANCHARD

[Plumer's MSS. Biog., Vol. 3, page 290.]

Was a native and resident in Dunstable, New Hampshire. In conjunction with the Reverend Doctor Langdon he published a map of New Hampshire, which was inscribed to the Hon. Thomas Townsend Secretary of War, England. He was an early advocate for the American Revolution, and soon after it commenced was a member of the legislature. On the 20th of December, 1777, he was appointed a member of the committee of safety for the state; and the 26th of that month a commissioner to meet commissioners from other states at New Haven, to regulate prices; but this last appointment he did not accept. In 1778 was a member of the New Hampshire Council. On the 28th of February, 1783, was appointed a delegate to the Congress of the United States — the 26th December re-appointed; and on the first day of March, 1784, took his seat in that body. Previous to this he was register of probate for the county of Hillsborough, and on the first day of January, 1784, the legislature of the state authorized the judge of probate for that county to appoint a register pro tem. during his absence to Congress. On the 25th of December, 1784, he was appointed

judge of probate for the county of Hillsborough, which office, I think, he held as long as he lived. On the 3d of November, 1785, he was appointed brigadier general of the militia. He was a man of handsome talents, of good address, and pleasing manners. He died on the 16th of July, 1788, in the fiftieth year of his age.

JOSHUA BRACKETT

[Plumer's MSS. Biog., Vol. 4, page 234.]

Was born at Greenland, in New Hampshire, in May, 1733; entered Harvard College in 1748, and graduated there in 1752. After he left college, at the importunate request of his parents, but against his own inclination, he studied theology. He was licensed, by the association, as a preacher, but preached only a short time. He then devoted himself to the study of physic, being more congenial to his mind than that of theology. He pursued his medical studies under the direction of Doctor Clement Jackson of Portsmouth, New Hampshire, who was then at the head of the profession in that town. After finishing his medical studies with Doctor Jackson, he commenced the practice of physic in that place; where he remained as long as he lived.

In early life he married Hannah Whipple, who survived him. He was a zealous active supporter of the American Revolution, and a member of the committee of safety. On the 24th of January, 1776, the general court appointed him judge of the court of admiralty for New Hampshire, which he held till the executive of the state, on the 25th of March, 1785, re-appointed him to the same office. Under these appointments he continued a judge till the duties of that office were transferred to the district judge of the United States.

"He was of a mild and placid disposition, social and unaffected in his manners. Benevolence was a permanent trait in his character, and philanthropy regulated every movement of his soul."[1] He was a modest man, unassuming in his manners, and much beloved and respected by his friends, and all who knew him. He was a man of sound judgment, of warm friendship — an enemy to flattery — and had little ambition for popular applause. In his religious sentiments he was a Universalist. During the last twenty five years of his life, he kept a thermometrical and meteorological register.

1 N. Adams.

His greatest delight and closest application was to that of his profession. In medicine, his motto was *imitate nature* — look at the beasts of the field and imitate them. His tenderness and sympathy with his patients was a striking trait in his character. To his patients he was very attentive. "In his professional labors, he was peculiarly kind to the poor, and never made a charge, when he had reason to think the payment would occasion the smallest embarrassment."[1]

On the 30th of October, 1783, he was chosen an honorary member of the Massachusetts Medical Society; and, in 1791 or 1792, Harvard College conferred on him the degree of doctor in medicine.

He was a zealous promoter of the New Hampshire Medical Society, and an active member of it. This society, I think, was formed in the year 1790. The legislature of New Hampshire, on the 16th of February, 1791, incorporated it, and Doctor Brackett was one of the members named in the act of incorporation. At the first meeting of the society, under that act, on the 4th of May, 1791, he was elected the first vice president. On the 19th of June, 1793, he was elected president of the society, and continued in that office, by repeated elections, till May 15th, 1799, when, on account of declining health, he resigned the office. Previous to his resignation, he presented the society with one hundred forty three volumes of valuable books, as a foundation for a library. The society made their "respectful acknowledgements to him for his diligent and friendly attention to its interest, and for his liberal donation to it."

For near thirty years before his decease, he had used his influence, to have a professorship of natural history and botany, established at Harvard College. To aid in accomplishing that object, he made a donation of fifteen hundred dollars to the college.

In 1802, he was afflicted with disease, which he tho't was in the region of his heart; but acknowledged he did not know the nature of it. He tho't it probable, the waters of Saratoga might afford him relief. On the 23d of June he left Portsmouth to try their efficacy. After he had been there a few days, he was convinced the water was not useful to him, and that the disease would soon terminate his life, and he hastened home. He arrived at his house on the 9th of July at two o'clock in the morning. He walked out, and four days visited his patients; but after that period was confined to his chamber — and on the 17th of that month, died in the seventieth year of his age.

1 Mather.

JOHN CALFE

[Plumer's MSS. Biog., Vol. 4, page 449.]

Was born in Newbury, Massachusetts, but lived and died in Hampstead, New Hampshire. He was a plain farmer, and when young received such an education as our common country schools then afforded. He learned to read, write well, and acquired a knowledge of the necessary rules of arithmetic. His talents were not above mediocrity, but he possessed common sense, which he applied to practical purposes. His powers of imagination and of invention were languid, but his prudence, and the gravity of his manners, in some measure supplied the defect.

His sobriety and unshaken faith in the creed of his ancestors induced him, at an early period in life, to become a member of the Congregational church; and of that church, at the age of thirty, he was unanimously chosen a deacon, which he accepted.

The offices he held in the civil department were various. For many years he was the representative of Hampstead in the legislature, and for a much longer period an acting justice of the peace, and eventually of the quorum and throughout the state.

He was a zealous supporter of the war of the Revolution; and, I think, for a few months commanded a company of militia in actual service. Tho' in that station he performed his duty, yet his talents and disposition were better suited to the civil than military life.

August 20th, 1778, he was elected a member of the committee of safety for the state; and on the 18th of March, 1780, was again re-chosen to that office, and held it by subsequent elections not only till the war terminated, but until the constitution established by the people took effect in June, 1784. This committee was usually chosen at each session by the legislature, and sat most of the time during their recess. The authority of the committee was great, and extended to whatever related to public measures. They issued orders to the militia to enlist, and, if necessary, to draft soldiers, and ordered them when raised to the army; they adjusted and settled claims against the state, and drew orders for the payment of the public money; issued precepts to arrest persons who were suspected of being inimical to the country; tried, discharged, or committed them to prison, remitted, or prolonged the term of their imprisonment; gave permits to privateers to cruise, and merchant vessels to sail from this to other states; ordered those whom they imprisoned with other disaffected persons to remove

within the enemy's lines; and, in a word, during the recess of the legislature, exercised the legislative, executive, and judicial authority of the state in a summary manner, as the state of public affairs required. This power, the extent of which so much depended upon the discretion of the committee, the subject of this memoir exercised with great moderation. Some of his colleagues assured me that he uniformly supported the mildest measures, and sought to mitigate, but never to increase the punishment of those who were considered guilty of violating the rights and laws of his country.

On the 19th of June, 1781, the legislature appointed him a commissioner to repair to Rhode Island, and with the commissioners from the other New England states, devise ways and means to procure provisions for the regular supply of the army. But the difficulty of effecting it, in the state the country was then in, appeared to him so great, that he declined the appointment.

December 22d, 1780, he was appointed assistant clerk of the House of Representatives, which he held till the 18th of December, 1783, when he was appointed clerk of that House, which he held by annual election till his death, except for a few days in June, 1790, when he was absent. He performed for many years the duties of this office with great fidelity. The practice of the speakers of the House was to impose on him most of the reading, which was considerable.

With strong lungs and a clear voice, he read so loud and distinctly that he was heard in every part of the house; but he read without emphasis, and without varying the tone, or raising or falling of the voice. In his office he was modest and unassuming—he seldom communicated his opinion to any member in private conversation upon any subject which was pending in the house, unless they requested it, and then with such a mild conciliating manner as produced great effect. The long period he had served as a member and clerk afforded him a thorough knowledge of what had been done, and the modes of proceeding. He was often publicly requested, by particular members to give information on particular subjects, and his recollection seldom failed to afford it. His influence in the house was great, and that influence he did not abuse. He had a peculiar faculty, when a session was half gone of fixing the day when it would terminate; and he was generally so correct on that point, that when one member enquired of another when they should adjourn, the reply was, have you not heard the clerk say?

February 26th, 1783, the legislature, who then possessed the authority of making appointments, made him a judge of the court of common pleas for the county of Rockingham. In that office he continued until the constitution took effect, when the executive re-appointed him to the same office, which he held as long as he lived.

He was a member of the convention, which met in 1781 and continued its session till the last of October, 1783, and formed the constitution of New Hampshire. He was also a member of the convention, which in 1791 and 1792, revised that constitution, and secretary of that convention. Tho' he took no part in the debates of the last convention, not having talents for speaking in public assemblies, he steadily opposed every provision for a change in the judiciary, and every thing that could affect the business of the courts of common pleas. But he was in favor of revising the article in the constitution respecting religion so as to subject all the inhabitants of towns to support the clergyman whom the majority should elect as their teacher.

He was a member of the convention which met in February, 1788, to decide the important question whether the state would ratify the constitution of the United States; of this convention he was secretary. He was in favor of ratifying that constitution. His political tenets were those of a federalist; and to that party he steadily adhered thro' life, tho' he partook little of the spirit of a partizan.

On the 3d of January, 1789, upon the resignation of John Taylor Gilman, he was elected Treasurer of the state. That being an office of much pecuniary responsibility requiring habits of greater accuracy than he possessed; and as it was expected the office should be kept in Exeter, it would require him to remove his family there which would increase his expenditures: under these circumstances he prudently declined accepting the office.

In all the offices which he held he preserved the reputation of strict integrity. His temper was mild, and his disposition naturally led him to accommodate and oblige all who had business to transact with him. His manners were plain, simple, and unaffected, and he conversed as freely with the lowest class of men as with his equals or superiors. There was nothing in his conduct which evinced the smallest tincture of pride, much less of haughtiness.

Except in the case of the Revolution, and the establishment of the constitution of this state and of the United States, both of which

the Revolution made necessary, his object was to make no changes, but such as resulted from those great events. He tho't every change, tho' not accompanied with danger, had a tendency to disquiet and unsettle the minds of the people—and that of innovations there was no certainty of their improving the condition of the world. This course was the natural result of a mind fond of ease, not inclined to investigation, but averse to bold and hazardous experiments. With equanimity of mind he quietly followed the course which time and habit had sanctioned. As he sought no changes, and was social and easy with all men, he had no personal enemies to disturb his repose.

He tho't highly of public opinion — it was to him the supreme law, and to its dictates he yielded implicit obedience in all the business that his various offices imposed upon him. If he tho't the people required a measure, he supported it; but if they were opposed, he joined them. He was literally a man of the people, and he was the people's man. To this circumstance, and to his integrity, the mildness of his temper, and the amenity of his manners, he owed all his popularity. It was however, his misfortune, as it always must be of such men, that he sometimes mistook the clamor of the restless and the arts of the designing for public opinion. This mistake sometimes led him astray, but he never persevered in error after he discovered it.

The mildness of his disposition excited so much respect for the welfare of others, that his feelings influenced his judgment more than his reason. He shrunk from the task of inflicting full justice, where it subjected a man to punishment and loss. Here his feelings prevailed over his duty of providing for the security and peace of society by the punishment of the guilty. This error, however, is more excusable than its opposite — extreme severity. The evils of the first are mitigated by their appeal to the heart, but the other outrages all the finer feelings of humanity.

Of all the offices he held, and the one to which he was most strongly attached, that of judge, he had the smallest qualifications, and performed its duties the most imperfectly. He did not possess that legal information, he had not that discriminating mind, or that decision of character, which are necessary for that office. The greatest errors he committed as a judge, and they occurred frequently, was a delay of justice. A tale of distress, or even of hardship and inconvenience, tho' unsupported by legal evidence, was sufficient to induce him to continue a cause from term to term. He had more pity for the poor and unfortunate than regard to the rights of his opponent.

After having spent the greatest portion of his time in public employment, and living a life of simplicity and frugality, but not of the strictest economy, he left less property to his children than industrious farmers usually acquire.

Tho' he was temperate in the use of ardent and vinous liquors, his appetite for food was keen. He indulged it — became corpulent — his legs swelled to an enormous size, and for several of his last years were ulcerous, and eventually, on the thirtieth of October, 1808, the disease terminated his life in the sixty eighth year of his age.

At the meeting of the legislature in November following, the house resolved, "that whereas it has pleased God, in his wise providence, to remove by death the Honorable John Calfe Esqr, who during our revolutionary war, rendered important services to our common country, and for more than twenty five years, successively, has faithfully served this State as clerk of the house of representatives, therefore, voted, that in testimony of our respect to the memory of the honorable John Calfe, the members of this house wear crape on the left arm during the present session."

JOSEPH CILLEY

[Plumer's MSS. Biog., Vol. 4, page 32.]

Was born in Nottingham, New Hampshire, in the year 1735. His father was one of the first settlers of that town, and tho't it of more importance to instruct and constantly employ his son in agriculture, than to send him to school. When Joseph reached the state of manhood, he had acquired only so much learning as to read a common book, write a legible hand, and understand the three or four first and most useful rules in arithmetic. In his early days he had little time or inclination for study, indeed, he never in life read much, except the journals of the day, and the statute laws of the province and state.

In 1758 he inlisted as a private soldier under Captain Neal, who was attached to Major Rogers's battalion of rangers, and marched to the northern frontiers and Canada, and was there appointed a sergeant. He continued in the service more than a year.

When young he possessed a sound judgment, quick apprehension, and much assurance. The people of the town in which he lived, and its vicinity, were litigious; and soon after his return from the northern expedition he commenced, *self-taught*, the

practice of an advocate in the numerous suits and controversies before justices of the peace, arbitrators, and referees. He drew writs and pleas before justices. This practice he continued with a manly independence till the Revolution.

But he early discovered a much stronger disposition for the military than the civil life. Arms had more powerful attractions to him than the subtlety and refinement of judicial proceedings. In the militia he gradually rose from the rank of a soldier to that of an officer; and before the Revolution had a captain's commission under the royal government.

In 1774, when the political controversy between this country and Great Britain ran high, he publicly and zealously espoused the cause of his country; and in the close of this and the beginning of the succeeding year, before the British had actually commenced hostility, but after it was reduced to a moral certainty that the contest would terminate in war, he, with a number of others, went to the British fort in the harbor of Portsmouth, dismantled it, and removed the cannon, arms, and ammunition to places of safety in the country; which afterwards proved of great value to the American army.

As soon as intelligence reached him of the skirmish at Lexington of the 19th of April, 1775, he marched at the head of one hundred volunteers to head quarters at Cambridge, and promptly tendered his services to his country. He was appointed lieutenant colonel in the Revolutionary army; and in April, 1777, colonel of a regiment, and held the command during the war. Tho' he was a strict disciplinarian, his constant unremitted attention to the comfort and care of his soldiers, secured him their confidence and esteem. He was with the northern army, and fought bravely in the actions of the 19th of September and 7th of October, 1777. In the battle of Monmouth, in August, 1778, he displayed such bravery as merited, and he received, the approbation and thanks of the commander in chief. He distinguished himself in the perilous action, under General Wayne, in storming and taking Stony Point. On the 20th of March, 1779, the New Hampshire House of Representatives, unanimously presented him with an elegant pair of pistols, *as a token of the intention of the State to reward merit in a brave officer*. And on the 19th of June, 1781, the legislature appointed him a commissioner in behalf of New Hampshire, to repair to Rhode Island on the 25th of that month, to meet such commissioners as might be appointed by the other New England states, to agree upon a method of regularly sending supplies to the army during that year.

After peace was established in 1783, he returned to his family, and was afterwards appointed first major general of the militia, justice of the peace and quorum thro' the state, representative, Senator, Councillor, and member of the convention who in 1791 revised the constitution of the state. He discharged the duties of the various offices he held, with promptness, decision, and strict integrity.

As a magistrate he did but little business. From 1783 to the close of his life he took more pains and pleasure in persuading people to compromise their suits and controversies than in adjudicating them.

As a politician he was strictly and literally a republican. He disapproved of many of the measures of Washington's administration; and to most of those adopted by John Adams during his presidency, he was decidedly opposed. The new judiciary, the sedition law, the stamp act, and direct tax, he openly reprobated, as innovations upon our republican system, tending to increase the burthens of the people, and assimilate our government to the corrupt monarchies of Europe.

During the Revolutionary War, he was deeply impressed with a sense of the injustice, oppression, and tyranny that Great Britain exercised against the United States; and tho' that nation had acknowledged our independence and was at peace with us, he considered her as hostile to our prosperity. Hence arose his decided disapprobation of Jay's treaty, and the measures of our government to carry that treaty into effect. Tho' he esteemed and venerated his late commander, President Washington, and believed him to be the real friend of his country, he tho't he was too much inclined to augment his authority, and too much disposed to administer the government in a way and manner more similar to that of Great Britain than republican principles justified. But as the constituted authorities had passed laws to carry those measures into effect, he yielded obedience to their dictates, tho' he pronounced them impolitic and unjust. His object was to influence the people to elect men to office whose sentiments accorded with his own; and therefore he early advocated the election of Mr. Jefferson to the presidency.

As he had fought with the French army in this country to acquire our own liberty and independence, and contracted an intimacy and friendship with La Fayette and other French officers, who became zealous advocates for the French revolution, he believed their object was to establish a free government in France, and cordially approved of that revolution, and was anxious for its success. At

this period our country was divided into two great political parties, designated by the names of federalists and anti-federalists, and by some called an English party and a French party. He was considered as attached to the French party; but he with disdain disclaimed all foreign influence, affirming that his principles and attachments were purely American.

As a legislator and Councillor, his political tenets had an influence on his conduct, but never induced him to adopt violent measures. As a representative, Senator, and member of convention, he was uniformly in favor of those measures which he tho't best suited to preserve the liberties of the people, secure the rights of property, and defend the person and character of the citizen. Tho' it was an object with him to promote men of his own political views, nothing could induce him, as Councillor, to give his consent for a man whom he considered unfit for an office. On several occasions he advised to the appointment of federalists to important offices, in preference to men of his own party, on the principle that the former were best qualified.

He was a man of good judgment, a lively imagination, and of great decision of character. His passions were strong and irritable, his expressions quick and hasty; but he was humane and tender-hearted. He was, on all occasions, open, frank, and explicit in avowing his sentiments; there was no vice he so much abhorred and detested as hypocrisy. His passions were too strong to be deceitful; he despised and contemned the artful, cool, designing knave. He was manly and liberal — incapable of meanness; and tho' his manners were not those of the courtier, they were easy, plain, and correct.

Neither the ties of friendship or consanguinity, tho' he felt their force, could restrain him from aiding those whom he considered injured or oppressed by his connections. His son Jonathan had arrested one Lane on the charge of having fraudulently destroyed a promissory note. The justice ordered the accused to find surety for his appearance at the next superior court. Every person present, was either so much connected with the complainant, or afraid of offending him, or apprehensive of involving themselves in trouble and expence, that Lane was unable to procure surety, and the justice made out a mittimus to commit him to prison. At this moment the general accidentally heard of the transaction, hasted to the justice, and tendered himself as bail. Lane was liberated, and on trial was acquitted.

His friendship was sincere and ardent; and his prejudices, for

he had them, were the effect of strong passions, and not of a depraved heart. To his temperate living he added great industry. His religion consisted more in the practice of the moral and social virtues, than in articles of faith, the observance of ceremonials, or in attending the preaching of the clergy.

His person was about five feet nine inches high, and somewhat corpulent; his eyes black and sparkling; his countenance animated, and he walked with great agility. His mode of living was plain, frugal, and economical, avoiding both the extremes of prodigality and parsimony. He usually retired to rest at nine in the evening, and commonly rose at four in the morning.

He had a strong attachment to property, and was attentive to the means of acquiring and preserving it. He left to his numerous family, what, in New Hampshire, was considered a handsome estate, and lived to see all his children in eligible circumstances.

In August, 1799, he had a severe attack of the colic, a disease to which he was subject. After having obtained partial relief from that complaint, about the middle of that month he rode about thirty miles into the country to transact some business which he considered of importance to settle. His disease returned with increased violence; racked with extreme pain, he was, with difficulty, bro't in a carriage to his own house. His first and constant impressions, during his sickness, were that it would prove fatal to him. These impressions proved correct. A sphacelation seized his bowels; he bore his pains with great fortitude, and died with a calm composed mind, in the sixty fifth year of his age. He was interred with masonic honors, by the lodge of which he had formerly been master.

JOHN DUDLEY

[Plumer's MSS. Biog., Vol. 4, page 321.]

Was the third son of James Dudley, and was born at Exeter, New Hampshire, on the 9th of April, 1725. His parents were poor and unable to afford him the advantages of what is now called a common school education. He learned to read, and that was the extent of his school learning, till he went to live with Colonel Daniel Gilman as a hired man to labor on his farm. The colonel soon perceived that he had a mind susceptible and desirous of improvement, and gave him such advantages in his

family as were gratifying to his thirst for knowledge, and in some measure remedied his want of an earlier education. But with all his acquirements he was, at no period of his life, able to write five sentences of good English.

On leaving Colonel Gilman's service, he married Elizabeth Gilman the daughter of Caleb Gilman of Exeter; by her he had a number of children — his wife, four sons, and two of his daughters survived him. He settled in his native town as a grocer, and commenced business with a favorable prospect, but soon lost by fire what property he had. He was not, however, discouraged, but persevered in business and prospered. He acquired an honest popularity; and was much employed in the municipal affairs of the town.

In 1766 he removed from Exeter to Raymond; and in 1768 was appointed a justice of the peace. At Raymond he purchased a tract of land for a farm, and engaged in agricultural pursuits and the lumber trade, both of which he followed with great industry. His mode of living was simple, plain, and frugal. His buildings, furniture, and apparel were made for use, not show. His manners and conversation were equally plain, and partook more of nature than art. He was not wealthy, but free from debt; and being frugal and economical, and having few artificial wants, he had sufficient property. He was not subject to the anxious cares and pride of the rich, or the privations and depressing dependence of the poor.

He was an early, decided, and constant friend to the American cause, strenuously opposed the encroachments of the British government upon the rights of the colonists. In principles, and from habit, he was a firm unwavering republican, who practically considered the rights of all men as being equal. As soon as he heard of the battle of Lexington, in April, 1775, he called for his horse — refused to wait for him, but set out on foot to rally the militia of Raymond and the neighboring towns. He succeeded in collecting a considerable armed force, and sent them on to Massachusetts, but proceeded himself to Exeter, to consult with his friends upon the alarming state of public affairs. From this time he lived for his country rather than for himself or his connections, and for near eight years was never for one week at a time with his family.

On the second of April, 1775, he was appointed by the legislature a member of the committee of safety, and held that office by very frequent elections till June, 1783, when the committee was

dissolved. This committee, during the recess of the legislature, possessed all the legislative and executive authority of the government, and was a high responsible trust. In this station he performed his duty with propriety and promptness. He was distinguished for his punctual attendance, and on one occasion travelled sixteen miles to meet his colleagues in such a violent snow storm that no one but himself went into the committee room for the day.

In 1775 he was a member of the House of Representatives, and continued such till June, 1784. On the 11th of June, 1776, he was of the committee, who were appointed by the legislature to draft the declaration that New Hampshire was an *independent state*. In 1777 and 1780 he was speaker *pro tempore*, and in 1782 and 1783 was speaker of the House. In 1784 he was elected Senator, but declined the office.

On the 26th of January, 1776, he was appointed a judge of the court of common pleas for the county of Rockingham, which office he held till June, 1784, when the constitution under which that court was instituted expired.

By all his public services during the Revolution, and they were many and useful, he made no money; but according to an estimation, made by himself, he actually lost in that period one half of his property.

He was a man of a strong penetrating mind, and retentive memory. An acute observer of man, and one of nature's scholars, who continued to improve till his death. He was an advocate for morality, industry, and economy, but an enemy to deceit and hypocrisy; honest and upright in all his transactions, and liberal and friendly to the honest, industrious poor.

On the 28th of July, 1784, the Governor and Council nominated him to be a judge of the superior court, and soon after appointed him. Tho' the salary was then small, and the travel and services considerable, he accepted the office. Tho' he had not a legal education, he had those qualifications without which a law education is in a great measure useless: he had patience, discernment and integrity, which neither partiality nor prejudice, threat nor flattery, hope nor fear, could seduce or awe. These qualities, in a great measure, supplied the deficiency of his education. His great object was to administer that substantial justice, for which courts were instituted; and this he generally effected, tho' some times at the expence of the strict principles and forms of the law. The naked principles of legal right had less influence with him

than those of equity. Of the statutes of the state and the usages of our courts he was well acquainted. If his knowledge of the principles of law, and the standard works on those principles, had been equal to his talents, he would have ranked high as a judicial officer. That eminent lawyer and judge, Theophilus Parsons, who had long practiced in our courts, once observed, "Tho' we may smile at his language, and ridicule his manners, yet Dudley, take him all and in all, was the greatest and best judge I ever knew in New Hampshire."

Tho' he used rude and barbarous language, and uttered many new and uncouth expressions, yet he conveyed his ideas in such a simple, yet forcible manner, as was always clearly understood; and his influence with jurors was indeed great.

When first appointed judge he was often troubled with private applications from suitors requesting to know what he tho't of their cause. He considered such applications improper, and frowned upon those who made them; still they continued. At length he came to the resolution to hear them, ask questions, but give no intimation of his own opinion. In many instances when those causes came to trial, from the information the party had given him, he was induced to ask questions of the witnesses, the answers to which, some times, disclosed new facts, and led both the court and jury to decide against the applicant.

In 1792, when the constitution was revised, it provided that no man should hold the office of judge after he had attained the age of seventy years. As Judge Dudley was appointed before the prohibition was established, he tho't it did not partake of a retrospective character, and therefore could not affect him. But the legislature were of a different opinion, and as it was known that he was more than seventy years old, they on the 14th of December, 1796, addressed the Governor and Council to remove him, for that cause, from office. On the 13th of January, 1797, the Governor and Council notified the judge that they would hear him, if he pleased, shew cause, if any he had, why he should not be removed from office agreeably to the address of the legislature. The Governor, at the same time, wrote him a private friendly letter, advising him to resign. On the first day of February following the executive received a letter from the judge resigning his office.

When young he embraced the Calvinistic principles of religion; when about forty years old he abandoned those, and adopted Arminianism but did not associate with any particular sect or society. Twenty years after that he embraced, and publicly pro-

fessed, the doctrine of the universal salvation of all mankind. His faith in this tenet was firm and unshaken as long as he lived. He devoted much of his leisure time to the reading and study of the Bible and Winchester. His views were truly liberal, and he was an advocate for the rights of conscience and unlimited freedom in religion. He tho't no man ought to be molested, censured, or slighted on account of his religious opinions, however erroneous those opinions might be.

After he resigned his seat on the bench, having no public duties to perform, he spent the remainder of his days with his family, and was scarcely ever a mile from home. He spent more of his time in reading than in conversation, and retained his faculties to the last.

After a short illness of eighteen hours, occasioned by pain in the breast, he died on the 21st of May, 1805, in the eighty first year of his age.

ABIEL FOSTER

[Plumer's MSS. Biog., Vol. 4, page 348.]

The son of Captain Asa Foster, was born in Andover, Massachusetts, in August, 1735; and graduated at Harvard College in 1756. Of the learned professions he selected theology; and in January, 1761, was ordained pastor of the Congregational church in Canterbury, New Hampshire, where after that time he resided as long as he lived. As a theologian he was liberal in his opinions, and inculcated the necessity and utility of practicing moral and social virtues. In 1779 the connection between him and that church and congregation was dissolved, but not on account of any immoral or irregular conduct on his part.

He married a daughter of the late Judge Badger of Gilmanton, by whom he had children, several of whom survived him.

His manners were not graceful, but conciliating. His temper mild — his moral character irreproachable — and in every stage of his life he possessed and enjoyed the confidence and esteem of those who knew him. Soon after he left the pulpit, he was appointed a justice of the peace; and elected a representative to the legislature of the state; and in 1782 was twice appointed *special* justice of the superior court.

On the 11th of February, 1783, the legislature appointed him a delegate to the Congress of the United States, under the confederation; on the 29th of July following he took his seat, which he held till the tenth of October, 1785.

In July, 1784, he was appointed a judge of the court of common pleas for the county of Rockingham.

On the 14th of August, 1789, he took his seat as representative in the first Congress under the constitution of the United States, and held it to the 4th of March, 1791.

In September, 1791, he was a member of the convention to revise the constitution of New Hampshire; and the three following years was a member of the Senate, and the two last of those years was president of the Senate.

On the 7th of December, 1795, he took his seat in the Congress of the United States, and held it, under different elections, till the 4th of March 1803. He was punctual in his attendance in congress, except the last session, when the ill state of his health confined him for a number of days to his chamber. In the debates he took no part, but never avoided voting upon any question. In politics he was an undeviating federalist, apparently moderate, but uniformly voted with that party on all political questions.

He was not a man of great talents, or of a vivid imagination. He possessed a decent stock of common sense and sound judgment; and was more distinguished for practical than theoretical knowledge. He was attached to his country, and faithfully served his constituents in such a manner as he tho't would best promote their interest. In all the offices he held he acted with caution and fidelity. As a scholar he had no claims to distinction.

When his congressional services closed, his health and strength was very much impaired. He was several weeks in performing his journey home — frequently obliged to rest a day or two at a time; and never after recovered a state of sound health. In February, 1806, he died of debility, in the seventy first year of his age.

JONATHAN FREEMAN

[Plumer's MSS. Biog., Vol. 4, page 467.]

Was an inhabitant of Hanover, New Hampshire. In February, 1788, he was a member of the New Hampshire convention for ratifying the constitution of the United States, and voted for its ratification. He was for many years a trustee of Dartmouth College. In March, 1789, he was elected a member of the New Hampshire Executive Council. This office he held in regular

succession for eight years. In 1791 he was elected a member of the New Hampshire convention for revising the constitution of of that state. In November of that year, he was an elector of President and Vice President of the United States. In 1797 he was elected a representative by the people of New Hampshire, to the Congress of the United States. This office he held four years in succession.

He was a man of decent, but not of superior talents. His information was limited and confined to a few subjects, and even on those was not extensive. Upon political systems he was devoted to the party called federalists. He appeared to consider not only all their principles sound, but the conduct of their leaders correct. He possessed a large stock of vanity, and his manners were supercilious.

He died in August, 1808, aged sixty three years.

WILLIAM GARDNER

[Plumer's MSS. Biog., Vol. 5, page 539.]

Was an inhabitant of Portsmouth in New Hampshire. In early life, I think, he officiated as clerk to the late Governor John Langdon, to whom he was, thro' life, a devoted friend. Mr. Gardner wrote a good hand, and was an accurate accountant. The 7th of January, 1778, he was appointed deputy clothier, to purchase clothing for the army. The 7th of January, 1789, he was elected Treasurer of the State of New Hampshire, which office he held till June, 1781. The 17th of that month, the legislature passed a vote of thanks to him for his services as Treasurer. On the 30th of April, 1790, the President, with advice of the Senate, appointed him commissioner of loans for the United States in New Hampshire. This office he accepted; but soon found the salary was small to support himself and family. In 1792 he wrote Mr. Hamilton, the Secretary of the Treasury, that if his salary was not raised he should be obliged to resign. The Secretary on the 14th of June in that year, wrote Gardner that he highly approved of his official conduct, and requested him not to resign. He assured him he tho't he should be able to procure an addition to his salary; and this he effected under an allowance for service as a clerk. On the first of July, 1794, Oliver Woolcot, the Secretary of the Treasury, observed that Mr. Gardner had ably executed the duties of commissioner of the loan office.

The duties of Treasurer, and of the loan office, Mr. Gardner performed with promptness and fidelity. He was honest, accurate, punctual in his attendance, and well qualified for those offices. He was, indeed, a correct and ready accountant. Tho' he had been a constant active supporter of the Revolutionary War, and as such merited respect; but in 1798 he was a zealous, active and violent opposer of John Adams, then President of the United States, and the measures he adopted in relation to those the French had practiced against the United States. For this imprudent conduct the President, in 1798, removed him from office. Immediately after his dismission, Gardner wrote and published in the Gazette a vindication of his official conduct, and afterwards replied to an anonymous writer. His temperament being ardent, he did not, as a controversial writer, appear to advantage — he exhibited more of passion than argument. Early in life he imbibed the spirit of whiggism, and preserved it as long as he lived.

In 1801, President Jefferson re-appointed Gardner as loan officer, which office he held till, of his own accord, he resigned it in 1816. He was not wealthy, but had a competency for all the necessary and useful purposes of life.

He was for many years grievously afflicted with hypochondria — was peevish and fretful — irritable and passionate. But he was a man of exemplary probity and uprightness. The chief features in his character were strict integrity, generosity, and decision. He was kind and benevolent to the poor and needy. He was open and frank — superior to disguise. He never had a particle of hypocrisy. He hated hypocrites and studiously avoided them.

He died the 30th of April, 1834, aged eighty two years.

JOSEPH GILMAN

[Plumer's MSS. Biog., Vol. 4, page 373.]

Of Exeter, in New Hampshire, was the son of the Reverend Nicholas Gilman. He was early, and continued constantly, an advocate for the American Revolution. On the 20th of December, 1776, he was appointed chairman of the New Hampshire committee of claims; who were required to meet every Wednesday in the year. The 6th of June, 1778, he was appointed an agent to proceed to Massachusetts, respecting the claims of the state against the United States. The twenty second of December following, he was appointed one of the three members of the New

Hampshire board of war; and the 24th of May, 1779, as a member of that board, was ordered, by the general court, to take custody of certain goods seized by the state. On the 14th of September, 1782, he was appointed judge of probate for the county of Rockingham. He was authorized to hold that office during the time that Phillips White, the former judge, may be absent from the state, as delegate to Congress. On the first day of January, 1784, he was appointed a member of the committee of safety for the state. In March, 1787, he was elected a member of the New Hampshire Senate, and in June following took his seat; the 13th of that month, he was elected a Councillor. Both of these offices he held one year. The 28th of September, the legislature appointed him the commissioner to settle the continental accounts.

He was a man of decent talents, of a mild temper, easy of access, and of pleasing manners. He was highly esteemed for his integrity, and the fairness of his moral character. He appeared to have had no personal enemies — and was really a popular man.

But with all his offices and popularity, he became poor. His poverty, with other causes, induced him to remove with his family to the Northwestern territory. On the 22d of December, 1796, the President and Senate of the United States appointed him a judge in that territory.

He died at Marietta, in April, 1806, aged sixty eight years.

NICHOLAS GILMAN

[Plumer's MSS. Biog., Vol. 5, page 23.]

The son of Nicholas Gilman, was a native of Exeter, New Hampshire. He had a common school education, and served as a clerk in his father's compting house. In 1776 he was appointed adjutant of the third New Hampshire regiment in the army of the United States, and, I believe, served during the whole of the Revolutionary War in the army.

On the 23d of July, 1787, he took his seat as a member of the convention which met at Philadelphia, to form a constitution for the United States; and was zealous for its adoption. After the convention adjourned, he, on the 25th of September in that year, took his seat in the Congress of the United States, and held it to the end of the next year.

He loved office, and sought it with avidity. In 1788 he was a candidate for representative in Congress, but at the first meetings he had not one third of the votes that were given. At the second meetings of the people he was elected; and held the office eight years in regular succession. On the 4th of July, 1796, he publicly declined being any longer a candidate for that office. In June, 1802, the President of the United States appointed him a commissioner under the bankrupt law. The same month he was a candidate for the office of Senator to Congress; but the legislature declined electing him. In August following he published in the journals of the day, under his own signature, a protest against the proceeding of the legislature in that election. It was written in an angry style. He declared that intrigue, falsehood, and fraud was practiced, and charged several of the members, whom he named, as well as the Treasurer, with being guilty of those evil practices. He was provoked that no one of the accused made any reply to him.

In 1804 he was elected a member of the New Hampshire Senate; and on the 9th of June their president. On the 29th of November the legislature elected him a Senator to Congress for six years. On the 11th of December he resigned his seat in the New Hampshire Senate, and the 14th signified his acceptance of the office of Senator of the United States.

In his person he was tall and well proportioned, remarkably neat, and peculiarly attentive to his dress. He was proud, haughty, and overbearing; but when an election was depending he flattered the meanest of voters. His mental faculties were not above mediocrity, and these he did not improve by reading, tho' considerably by company and conversation. In politics he was for a long time a decided federalist — then a republican — and at last neither — but acted as he tho't selfish policy and public opinion required — calculating, tho' not always correctly, to establish himself with the strongest party. For years he was zealous over-much in supporting Mr. Jefferson and his measures, but at last was hostile to him and his administration. He was never married, and, for a New Hampshire man, was wealthy.

In 1810 a legislative republican caucus nominated him as a candidate for Governor of the state, but he peremptorily refused to accept the nomination. He was then anxious to be re-elected Senator to Congress. In June of that year, on the fourth ballotting in the House of Representatives, he was elected by a majority of seven votes; and on the 21st of that month, the Senate concurred the vote of the House. This office he held as long as he lived.

As he was returning home from Congress, he was taken sick at Philadelphia, and after a few days illness died there, on the second day of May, 1814.

JOHN LANGDON[1]

[Plumer's MSS. Biog., Vol. 5, page 194.]

Was born in Portsmouth, New Hampshire, in the year 1740. His father was a respectable farmer, who lived about three miles from the compact part of the town. The subject of this memoir received his education at the public grammar school in his native town under Major Hale. From school he went into the counting house of Daniel Rindge, a reputable merchant of that place, where he became well acquainted with mercantile transactions. At the close of his apprenticeship, he entered upon a seafaring life, which he followed until the Revolution interrupted commercial business in this country.

He took an early, active, and decided part in opposition to the measures of the British government. His zeal in the cause of the Revolution induced him to make every necessary exertion, which in many respects were eminently useful. In December, 1774, he was one of the leaders of the party who went to the British fort William and Mary at New Castle, confined the captain and his men, and bro't off more than one hundred barrels of gunpowder;

1 An interesting and valuable feature of volume XX. of this series, is the biography of John Langdon, by his grandson, John Langdon-Elwyn. The accessible biographies of Governor Langdon have been very meagre considered in comparison with the importance of the relations sustained by him to the war of the Revolution and the politics of the state and nation for a long period. This pamphlet by Mr. Langdon-Elwyn was permitted only a very limited circulation while it was in the control of the author, and but few copies were found after his decease. These have been in the hands of near relatives or in the custody of a few libraries in various parts of the country. The reproduction of the sketch by Mr. Langdon-Elwyn, and the one by Governor Plumer here given, will bring within the reach of historical students a great deal of the life of Governor Langdon which was before practically inaccessible. The Editor of State Papers was allowed the use of the Elwyn pamphlet by the courtesy of Rev. Alfred Langdon-Elwyn, of Philadelphia. The family name, Langdon-Elwyn, was permitted by act of the legislature in 1814, but the double form is not now in common use among Governor Langdon's descendants.

Governor Plumer was born June 25, 1759, and died December 22, 1850. From 1768 he was a resident of this state and much of the time intimately connected with its politics and government. He was necessarily thrown much in contact with the statesmen of his time, and his biographies of contemporaries are an invaluable contribution to history. There is, however, very little reason discoverable for charging Governor Plumer with indiscriminate eulogy in the treatment of his subjects.

John Langdon-Elwyn was born February 1, 1801, and was the eldest grandson of Governor Langdon. He was nineteen years of age at the time of his grandfather's death. A critical observer of men and affairs, his opportunities as a member of the family of Governor Langdon give the production of his pamphlet a special significance.

John Langdon was born June 26, 1741. This date is given authoritatively by Rev. Alfred Langdon-Elwyn, and corrects the current errors and uncertainties as to that fact.

The Rev. Mr. Langdon-Elwyn has placed the editor of these volumes under many obligations by furnishing valuable papers, communicating much important information, and by active and cordial coöperation in the preparation of material already used or reserved for future publication.

and the next day, another company took fifteen of the lightest cannon and the military stores, and removed them into the country.

Early in the year 1775 he was appointed a delegate to the general Congress at Philadelphia, and on the 10th of May took his seat in that assembly. In January, 1776, he was re-appointed a delegate to Congress, but, I think, did not take his seat under that appointment. Congress appointed him agent of prizes in New Hampshire; he was representative and speaker of the state legislature, and some time in that year was appointed a judge of the court of common pleas, which office he resigned in April the year following.

On the 2d of February, 1777, he married Betsey Sherburne the only daughter of the Hon. John Sherburne, by whom he had one daughter, who survived him; but his wife died on the 22d of March, 1813. In 1777 he was again member of the New Hampshire assembly, and speaker of the House.

Soon after the commencement of the Revolutionary War, an independent company of cadets was formed, and he was appointed their commander with the rank of colonel. While the legislature in 1777 was in session and he in the speaker's chair, an application was received from General Gates for more troops. The speaker proposed that the House should immediately adjourn, and, as many of the members as could, march as volunteers to the army with all the men they could collect. His proposal was adopted, and he proceeded as a volunteer to Bennington, and was at the surrender of Burgoyne and his army. He afterwards marched with a detachment of his company to Rhode Island, when the British troops were in possession of the island.

In 1778 Congress appointed him continental agent in New Hampshire. He was their agent for building several ships of war, particularly the ship America, the first ship of the line, I believe, ever built in this country. In that office he continued until the war closed. While most others lost property by the Revolution, he acquired a considerable estate, and at the same time rendered useful services to the nation. In September, 1779, he was president of the New Hampshire convention, to adopt measures to appreciate and support the paper money currency. They held two sessions, one at Concord and the other at Exeter. And from 1778 to 1782 inclusive, he was a member of the legislature and speaker of the House.

October 24th, 1780, he was appointed, by the legislature, a commissioner to meet those from other states, to devise ways and means

to raise men and procure provisions for prosecuting the war; but he declined the appointment.

June 13th, 1783, the legislature appointed him a delegate to the Congress of the United States; and the two following years he was a member of the New Hampshire Senate.

In 1785 he was a candidate for the presidency of the state; the whole number of votes were 7,079, of these he had 2,497. The people having made no choice, and he being the second highest on the list, the legislature in June elected him to that office.

In 1786 he was candidate for the presidency, but was not elected; of 8,567 votes he had 3,600. On the 14th of June, the legislature appointed him a commissioner to meet commissioners from other states, to make arrangements for regulating commerce. That year he rebuilt the bridge over the dock in Portsmouth, called the canoe bridge, and presented it to the town.

In 1787 he was candidate for President of the state, but was not elected; of 9,289 votes he had 4,034. The legislature appointed him a delegate to the convention, which formed the constitution of the United States; and the 25th of September he took his seat as a delegate from this state in Congress.

In 1788 he was member of the New Hampshire convention which ratified the constitution of the United States. He was a zealous advocate for the adoption of that constitution, and used all his influence to effect it. In March he was elected a representative to the state legislature, and the 5th of June was chosen speaker of the House, but held that office only a few days; for on examining the returns it was found that of 8,838 votes he had 4,441, and by a majority of five was elected President of the state. In November the legislature elected him Senator to the Congress of the United States.

He was a man of decent talents, but neither great or brilliant; in early and middle life he was liberal of his money, but not profuse or lavish; his manners were easy, polite, and insinuating, and his habits peculiarly social. He courted popularity with the zeal of a lover, and the constancy of a martyr; and by his manners and habits, was well qualified to acquire and retain it. Tho' he loved pomp and parade, his love of money was stronger, and made him frugal and economical. But he had no claim to literature and science — he was not a good scholar and read but little.

On the 22d of January, 1789, the legislature being in session, he resigned the office of President of the state. On the fourth of

March he took his seat in the Senate of the United States; on the 6th of April he was appointed president of the Senate for the sole purpose of opening the returns of votes for President and Vice President of the United States; and the same day was elected the first president pro tempore of the Senate. In forming the Senate into three classes, he drew the class for six years. In June, 1794, the New Hampshire House of Representatives re-elected him for another term of six years, but the Senate virtually negatived him, by a majority of the members voting for another person; but at their winter session, without the house again voting upon the subject, the Senate irregularly concurred with the vote of the House of the preceding session, and Mr. Langdon held his seat in the Senate of the United States until the third day of March, 1801.

In 1794 he became disaffected with President Washington, and in 1795 vehemently opposed the ratification of Jay's treaty with Great Britain. The town of Portsmouth voted him thanks for his opposition, and the inhabitants gave him a public dinner, but a great majority of the people of the state censured and condemned his conduct. From that period he was hostile to all the principal measures of Washington's administration, and to the election and measures of John Adams, and an active zealous partizan of Thomas Jefferson. In New Hampshire he was the head of that political party which, about that time, assumed the name of *republicans;* and before President Washington's term expired, Mr. Langdon on several occasions, declared he wished a change of men in the government of the United States, *from President to door-keeper.*

In 1793 some of his partizans, bro't him forward as a candidate for Governor of the state, but of 9,854 votes he had only 1,306.

From 1801 to 1805 inclusive he was a representative in the New Hampshire legislature, and the two last of those years was speaker of the House. In no station or office he ever held did he appear so much to his own advantage as that of a presiding officer. He was attentive, prompt, impartial, and his conduct was generally approved.

In 1802 he was candidate for Governor; of 19,166 votes he had 8,753; in 1803 of 21,317 he had 9,011; in 1804 of 24,282 he had 12,039; but in 1805 of 28,443 he had 16,097 and was elected. In August Dartmouth College conferred on him the degree of doctor of laws. About this time he made a profession of religion, was zealously attached to the church of which he was a member, and cultivated an acquaintance with men professing religion of all

denominations. In 1806 he was candidate for Governor; of 20,573 votes he had 15,277; in 1807 of 16,861 he had 13,912; and in 1808 of 15,899 he had 12,641 votes.

In 1808, Congress having passed laws laying an embargo upon our navigation, to detach some of his party from him, a report was circulated that he was opposed to those laws; he published, on the 9th of September, the following declaration:

"Whereas a report has been industriously circulated in the country that Governor Langdon is opposed to the embargo laws; and has remonstrated with the president of the United States against certain regulations, necessary to carry the same into effect, and has even sent a vessel to sea; and whereas it is the duty of every man to establish truth: therefore I feel it incumbent on myself to declare, that the above reports, are founded in falsehood; and that so far from disapproving of the embargo laws, I am *firm* in the opinion that they originated in the purest patriotism, are founded in wisdom, and are the only measures that could be adopted to preserve the honor and peace of the United States.

John Langdon."

In 1809 he was also candidate for Governor; of 30,983 votes he had 15,241, but was not elected.

In 1810 he was candidate for that office; of 31,632 votes he had 16,382 and was elected. But such was the spirit of opposition that in Claremont, in the afternoon pending the election, the federalists burnt him in effigy. During the session of the legislature I boarded at the same house with him, and it was apparent that his mental faculties had failed, and that his memory was much impaired. Fully sensible of the fact, and feeling his health declining, he would not consent to be candidate for the next election. The republican party could not agree who should succeed him, and urged him to stand one year more. In December I spent a long evening with him in private. He repeated the applications that had been made to him — said they embarrassed and perplexed him — that he was unwilling to be a candidate, but was apprehensive if he declined and the republicans should fail, he should be severely censured; and that at his advanced age and with declining health, he could neither bear those reproaches, or the burthens of office. I advised him to be passive, and quietly submit to the will of the people. At length he reluctantly replied — he must, but on the express condition he should never after be named for that office.

In 1811 he was re-elected Governor — of 32,094 votes he had

17,552. When in company he displayed much of the weakness and garrulity of age. He once observed to me, if he was governed by motives purely selfish, and regarded his own reputation, he should never again appear in public, and that he was impatient to return to private life.

On the first Wednesday of June, 1812, after having been two years President, and six years governor of the state, he retired from public life. Few men in New Hampshire ever obtained so many offices, or held them for a longer period, than he did. He owed his elections not to distinguished talents, but to his fascinating address, amenity of manners, and his social habits of greeting every man he met, and to the spirit of party which existed at the time. Tho' he could not in all cases govern, yet he possessed the entire confidence of the party to which he belonged; and whenever he failed of an election, as he did many times, it was because that party was a minority in the state.

As Governor, his manners and deportment were easy and dignified. His speeches, messages, and vetoes to bills and resolves, were not above mediocrity. Many of his observations were too general for practical purposes, or were common-place remarks, more plausible than substantial. His composition as a writer discovered neither strength of reasoning or elegance of diction. Some of the appointments he made were peculiarly unfortunate — the men were not qualified for the offices he gave them. In making appointments, in many cases, it appeared that the politics of the candidate had an undue influence upon his mind. Indeed, I do not recollect of his ever appointing any man to office, except in the militia and justices of the peace, unless the men were of his politics. He unnecessarily multiplied the number of justices of the peace; and the last two years of his administration, the republican Councillors had gained a great ascendency over him. But with all his defects he had many good qualities — he loved his country, rendered it many services, particularly in the time of the Revolution.

On the 18th of May, 1812, eighty two of the republican members of Congress met, and sixty four of them nominated him as a candidate for Vice President of the United States, and appointed a committee to notify him and request his consent. On the fourth of July following he mentioned the nomination to me with great satisfaction, and observed that in the first draft of an answer to the committee, after mentioning his age induced him to decline, he added if they could not unite in some other person he would, tho'

with reluctance, consent to their request; but he said on more mature consideration, he absolutely declined. The following is his answer to the committee:

PORTSMOUTH, May 28, 1812.

Gentlemen,

By the mail of last evening, I had the honor of receiving your letter of the 22d instant, which informs me that at a meeting of republican members of congress, I was recommended for the office of vice president of the United States. This mark of attention and confidence shown by honorable gentlemen, demands my most grateful acknowledgements. I wrote to the honorable Mr. Ringold the day before yesterday, giving some further reasons why I could not consent to be bro't forward as a candidate for vice president of the United States; to which I beg leave to add, that I am now seventy one years of age, my faculties blunted, have lived the last forty years of my life in the whirlpool of politics, and am longing for the sweets of retirement. I am therefore under the painful necessity of declining the honorable offer of my friends of being bro't forward as a candidate for the office of vice president of the United States. My advanced age forbids my undertaking long journies, and renders me incapable of performing the duties of the important station of the vice president with any advantage to our beloved country, or honor to myself. To launch again upon the ocean of politics, at my time of life, appears to me highly improper. I am therefore assured my honorable friends will forgive me for declining to accept their kind offer.

I have the honor to be, gentlemen, your obliged humble servant,

JOHN LANGDON.

After the war of 1812 commenced, it was reported at Washington and elsewhere, that he declined being candidate for the vice presidency, because he was opposed to Mr. Madison and his measures. This induced him to write the following letter to Mr. Harper, a representative in congress:

PORTSMOUTH, June 15, 1812.

Dear Sir,

Your affecting letter of the 6th instant I have received. Indeed it is impossible for me to find words to express my feelings, and the obligations I am under to my great and good friends. I am overwhelmed when I reflect, that my advanced time of life only, prevented me from complying with their wishes.

I have the most sincere desire to join my friends at this all

important moment; to carry into effect every decided measure to support the honor and independence of our country. I have longed to take my old friend by the hand, and to have an opportunity of paying my personal respects to those honorable gentlemen from the several states, who have been pleased to favor me with their notice, but I am prevented. I should have tho't it an honor, and it would have been my highest pleasure to serve my country in any station, while my great and good friend Mr. Madison continued in the presidency, as I consider him one of our greatest statesmen, an ornament to our country, and above all, the noblest work of God, *an honest man*. I think it happy for our country that we have at this important crisis, such a decided character at the head of our affairs. As our patience is worn out, and we have drunk the dregs of the cup of humiliation, if we now act with spirit and decision there is nothing to fear. I pray you, Sir, to present my most profound respect to all my friends as they may fall in your way.

I pray you, Sir, to accept the homage of my great respect and esteem. JOHN LANGDON.

He was the devoted friend of President Madison, and the zealous advocate and supporter of the war of 1812.

Tho' his retirement from the cares and anxiety of public life afforded him great relief, it did not remove the ills and infirmities of age. His health gradually declined, and eventually was grievously afflicted with the paralytic affection. The following are extracts from notes I made at the several times when I visited him.

July 1st, 1813, I dined with him. His mental powers fail — his conversation was upon politics and religion. July 23d, 1816, visited him. He is so literally broken down in body and mind, that it gave me pain to behold the wrecks of human nature, and witness so much debility, decrepitude, and helplessness in a man who had been so distinguished for the elegance of his person, and the offices he had held in public life. He was civil, kind, and affectionate, and tho' weak in mind, yet not foolish. He retained his former opinions, and cautious habits of speaking respecting men and measures; but on some subjects, and on recent events, he appeared lost and embarrassed, and distrusted his own judgment. April 23d, 1818, found him weak and feeble, but his memory of events of early and middle life not much impaired. And on the second of September in the same year, his speech changed — his corporeal and mental faculties weak, his judgment broken, and his memory defective.

On the 18th of September, 1819, he died, aged seventy nine years.

At his funeral, military honors were performed by the battallion of the United States troops under Col. Walbach, minute guns fired during the procession, the forts, navy yard, and shipping displayed their colors at half mast, and every mark of respect was paid, that was due to a distinguished man.

WOODBURY LANGDON

[Plumer's MSS. Biog., Vol. 4, page 305.]

Was a native of Portsmouth, New Hampshire, only brother of John Langdon, and received his education in the public schools in that town, particularly under the tuition of Major Samuel Hale. From the school he went into the counting room of Henry Sherburne, then one of the most eminent merchants in that town.

After spending some time there, he went several voyages to sea, and then established himself as a merchant in his native town. He was enterprising and industrious in his business, and had accumulated some property at the beginning of the American Revolution, a considerable portion of which was then in England. Near the close of 1775, after the war had commenced, he embarked for London, for the purpose of obtaining that property, and transferring it to this country. Having accomplished his object, in 1777, he returned in a British frigate to New York, where the British general confined him as a prisoner. Some tho't his imprisonment was a finesse of the enemy to impress our people with the idea that the British considered him hostile to them. The circumstance that led to this belief, was, that at the commencement of the Revolution he was opposed to it, and was one of the five who signed a protest against the war; but after his return he entered warmly into the politics of the day, and took an active decided part in opposition to the British government.

During most of the Revolution, and until the establishment of the constitution of the state in 1784, he was an active efficient representative in the state legislature, and several years after, at different periods, held that office. In 1781, while he was attending the general court at Exeter, his elegant dwelling house was consumed by fire. When he received intelligence of the fact the court was engaged in discussing an important subject, in which he took a deep interest, he kept his seat, took part in the debate, and

did not leave the court until after the question was decided. In 1784 he was a member of the New Hampshire Senate, and, in the absence of the president of the state, presiding officer; and the June following qualified the members of the legislature.

On the 2d of April, 1779, he was appointed a delegate to the Congress of the United States, and on the 3d of November following he was re-appointed. On the 3d of September of that year he took his seat in Congress, and continued there until the 16th of November following, when he obtained leave of absence. On the 9th of November, 1780, he was again appointed delegate, but on the 12th of January, 1781, he declined the trust. On the 29th of December of that year, and on the 21st of June, 1785, he was re-appointed to that office, but he did not accept either of the two last appointments.

The 21st of June, 1782, he was appointed judge of the superior court, but at the close of that, or early in the following year, he resigned that office. On the 22d of February, 1783, the general court voted, That he be requested to continue as judge his resignation notwithstanding, but he declined.

On the 25th of December, 1784, he was appointed brigadier general of the militia; but it does not appear that he accepted the appointment.

On the 25th of February, 1785, the President and Council appointed him a judge of the superior court of New Hampshire, which he accepted and held for a number of years. Tho' he did not receive a legal education he had acquired much knowledge of the laws. He had a strong discriminating mind, and great promptness and decision of character. He readily discovered the prominent features in a cause, and dispatched business with great facility. I recollect being present when there was a bare quorum of the court on the bench, an action was called for trial in which an uncle of his was a party, and with whom he had a misunderstanding; the counsel for the uncle observed he expected the suit would be continued, as he presumed Judge Langdon would not sit. The judge instantly replied, "He had no prejudice in *favor of his uncle*, he should sit, and endeavor to do him justice."

Complaints were made to the legislature against the judges of that court that they had not held their terms in some of the counties as the law required. The legislature appointed a committee to inquire of the judges the cause. The committee wrote to each judge, who returned answers. Judge Langdon in his answer frankly admitted the fact, assigned the reasons that prevented him,

and in turn accused the legislature of having improperly interfered with the business of the superior court by passing laws to nullify their judgments; and neglecting and refusing to grant the judges those permanent and honorable salaries which the constitution required them to do.

On the 17th of June, 1790, the House of Representatives impeached him, and the Senate ordered him to meet them at Exeter in the August then following for trial. A quorum of the Senate and the judge attended at the time and place appointed, but the Senate found they had no authority to proceed in the *recess* of the legislature. The judge urged them to proceed; the Senior Senator, unwilling to avow the real cause of their delay, observed there was not a full Senate present. The judge replied he took no exception to their absence — he was even willing to dispense with the attendance of some who were present. But the trial was postponed to the winter session of the legislature.

Before that time arrived the President of the United States appointed him commissioner of loans for the United States in New Hampshire, but he declined accepting it. And in December of that year President Washington and Senate appointed him one of the three commissioners to settle the Revolutionary accounts between the United States and the individual states, which office he accepted. On the 17th of January, 1791, on the eve of his departure for Philadelphia, he addressed a letter to the President of the state resigning his office of judge, as being incompatible with that of commissioner. In that letter he stated freely his opinion of the importance of the office of a judge of the highest court in the state, the inadequacy of the salary, and complained of the encroachments of the legislature upon the judiciary, in passing bills to annul their judgments. He observed "Many are impatiently waiting to fill my place, yet I hope the Executive will be directed to make choice of such a gentleman as will be a credit to the appointment — not an ignoramus — no sluggard — no sycophant." His letter was accompanied with a vindication of his official conduct as a judge, and his answer to the articles of impeachment. He requested the President to communicate the letters and papers to the two houses of the legislature, which he did.

After these papers were read in the House of Representatives, on the 22d of that month they voted, That as the judge was under an impeachment he ought not to be permitted to resign; and that he was guilty of a contempt in writing that letter and inclosing those papers, which contained scandalous insinuations injurious to

the character of some of the members and to many respectable officers. But four days after they ordered the managers to enter a nolle prosequi to the impeachment. At the same time they passed an address to the President and Council requesting them to remove the judge from the office he had resigned, which address the Senate unanimously non-concurred. Thus ended the impeachment, which was instituted more to gratify personal pique and private resentment than to promote the public interest.

In August, 1796, he was a candidate for representative to Congress, but of 6,418 votes he had only 978. In August of the following year he was again candidate for that office, and had 1,423 votes — there was no choice, and being one of the two highest candidates he came into the nomination list, but at the second meetings was not elected. At both those meetings the state was divided into two political parties, federalists and anti-federalists; he belonged to the latter, who were then a minority, and no man of that party, however pure his character or great his talents could command a majority.

In all the offices he held he displayed great ability, and no man ever performed more public duty in less time. He was a man of great independence and decision — bold, keen, and sarcastic, and spoke his mind of men and measures with great freedom. He maintained his opinions with firmness and constancy, and looked with contempt on the mean and base acts that were usually practiced to obtain popularity. He abhorred duplicity — and tho' shrewd and discerning he was open and frank as prudence required. He was distinguished for quickness of apprehension and soundness of judgment — and in point of talents few men, if any, in the state exceeded him. He was diligent and persevering — pursued his object with constant unremitted attention. He was naturally inclined to be arbitrary and haughty, but his sense of what was right, and his pride prevented him from doing intentional evil. To his friends he was attentive, and to his personal enemies, and he had many, he was unyielding. It was his maxim that when he was obliged to quarrel with a man, *never to quarrel at the halves*. There were periods in his life in which he was embarrassed in his pecuniary concerns, and in which he was unable to make punctual payments, which in some degree affected his reputation.

He died on the 13th of January, 1805, aged sixty six years.

SAMUEL LIVERMORE

[Plumer's MSS. Biog., Vol. 4, page 266.]

Was born in Waltham, Massachusetts, the 25th of May, 1732, graduated at Princeton College in 1754, read law, and in January, 1757, was admitted to practice in the superior court of New Hampshire; and opened an office in Portsmouth, where he became a successful advocate. In 1765 he commenced a settlement in Holderness, of which he was one of the grantees, and by purchase became owner of about half the township, but did not remove there till after the commencement of the Revolutionary War. After that period that town became his permanent residence. In 1768 he was a representative in the provincial assembly, was appointed advocate in the court of admiralty, and in 1769 king's attorney general in New Hampshire, which office he held as long as the royal government existed in the province. The assembly granted him a salary of twenty five pounds per annum. The 17th of January, 1771, he complained to the legislature that his salary was inadequate, and requested that he might have one half of such fines and forfeitures of recognizances as should at the suit of the king be adjudged forfeited. The assembly declined granting his request, but on the 28th of May, 1773, they granted him five pounds for travelling expenses in two years; the 24th of May, 1774, they raised his salary to thirty pounds; and on the 19th of November, 1778, the general court allowed him one hundred pounds for his services as attorney general from May 24th, 1774, to the commencement of the Revolutionary War. The 22d of December following, the legislature appointed him attorney general of the state for the year ensuing, which office he held several years.

In 1779 and 1780 he was a member of the New Hampshire House of Representatives, and speaker pro tem. the first year. In 1779 he was appointed by the legislature an agent to Congress respecting the claim of Vermont to the New Hampshire Grants, a a tract of country west of the Connecticut river. On the 18th of November in that year, he was appointed a delegate to the Congress of the United States. On the 7th of February, 1780, he took his seat in Congress, and held it till some time in the year 1786.

In 1782 he was appointed chief justice of the superior court of judicature of New Hampshire, which he held till after the constitution of the state took effect; and on the 25th of December was

re-appointed. His salary was small; the legislature were not only frugal, but parsimonious of the public money. In June, 1783, the house voted the chief justice should have a salary of eighty pounds a year, but the Council refused to agree to it. The 13th of February, 1786, the Council advise the President of the state to request the opinion of the legislature, whether his seat as chief justice had become vacant by his accepting a commission under the authority of this state as a delegate to the Congress of the United States? In June, 1789, a vote passed the legislature to address the Governor and Council to remove him from the office of judge of the superior court. In 1790, preferring legislative life to the judicial and to avoid a removal from the latter, he resigned his commission as a judge. His conduct while on the bench was generally acceptable to the people. He was indisposed to settle any definite rules for adjudication. In his decisions, he was not systematic. When a previous decision was stated at the bar as an authority, he usually replied, "Every tub must stand on its own bottom." He leaned more to the equity than to the law of the case, and this mode of decision he considered as the most effectual to attain that justice which the law intended. Sound lawyers complained of it, as unsettling the principles of the law and rendering the law uncertain.

In February, 1788, he was a member of the convention for adopting the constitution of the United States, and a powerful advocate for its adoption. And in September, 1791, was a member and president of the convention for revising the constitution of New Hampshire.

In 1789 he was elected by the people a representative to the Congress of the United States, and, by that and a subsequent election, held his seat till the fourth of March, 1793.

In August, 1792, Dartmouth College conferred on him the degree of doctor of laws. The 20th of June in that year, the legislature of New Hampshire elected him a Senator to Congress for the term of six years from the third of March, 1793. In the House of Representatives, of eighty nine votes he had fifty two. On the 7th of December, 1798, he had in the House a majority of one vote, and on the 28th, in the Senate, he had eight out of twelve votes, re-electing him Senator to Congress for another term of six years. The ill state of his health, and the infirmities occasioned by age, induced him on the 12th of June, 1801, to resign his seat in the Senate.

He rose, and continued in office, by the force of talents and the

reputation of integrity, and not by the mildness of his temper, or the amenity of his manners. He was a man of strong intellectual powers, of great shrewdness — possessed much wit, and had a vein for severe satire. He reasoned and studied much — he drew from himself more than from books — indeed he was not a great reader — not being fond of books. He had great decision of character — an independence and frankness of mind, which never stooped to please a friend, or avoid an enemy. His passions and prejudices were strong — he was naturally positive and arbitrary — too often imprudent — and too much governed by passion. His principal property was in lands, which were not productive; but he had a competence — his mode of living was neither profuse or sparing. He loved wine, ardent spirits, and a good table, but was not intemperate.

His last years were gloomy and disconsolate — life had few or no charms for him. He died at Holderness, in May, 1803, aged seventy one years.

JOHN SULLIVAN

[Plumer's MSS. Biog., Vol. 3, page 567.]

Was born in Berwick, Maine. His father, John Sullivan, was a native of Ireland — kept a school, and educated his son. This son, without the advantage of an academical education, entered an attorney's office, and, after what was considered the time necessary for the study of the law, was admitted to the bar. He opened an office at Durham, New Hampshire, where he afterwards lived and died. Being poor he was anxious to obtain property, which induced him to encourage litigation — and excited much complaint against him. On the 7th of July, 1766, Simon Rendal, and about one hundred and thirty other persons, inhabitants and freeholders of Durham and towns adjacent, preferred a petition to the legislature, alleging that as an attorney and in that profession he had been guilty of many evil practices, which had very much injured the poorer sort of people, and if not stopped would ruin the town &c. &c., and prayed for relief. Two days after, the legislature ordered the petition to be remitted to the judges of the superior court for their examination; but whether any further proceedings were had upon it, I am unable to say. He was a man of great industry, a bold and energetic advocate, and before the Revolutionary War commenced, was considered in New Hampshire as an eminent lawyer, and did much business in the profession.

He married a woman of decent talents, but little acquainted with the world, and still less with books. By her he had four children, all of whom, I think, survived him. In 1772 he was appointed a major in the militia. He was an early and zealous advocate for the American Revolution. In 1774 the provincial congress of New Hampshire elected him a delegate to the general Congress, where he took his seat in September. In December he was the leader of a small band of enterprising men, who visited the British fort, William and Mary, at New Castle, arrested the captain and his five soldiers, and took one hundred barrels of gunpowder from the fort and removed it to places of security in the country.

In 1775 he was re-appointed delegate to the general Congress, where he took his seat on the 10th of May. On the 22d of June Congress appointed him the seventh brigadier general in the Revolutionary army; he accepted the appointment, resorted to Cambridge, and took command of the army on Winter hill. In the autumn he was sent to Portsmouth, New Hampshire to command the militia raised to defend that town against the enemy.

On the 29th of July, 1776, Congress appointed him a major general in their army. He made an attack upon the British on Staten Island. He landed with a portion of the troops on one part of the island, and ordered Col. Ogden to land at another place, but the general not adhering to the plan of operation which he communicated to the colonel, failed of the principal object of the expedition, tho' the troops destroyed considerable property of the enemy, and made a number of prisoners. He commanded the expedition to Long Island, but was too confident of success to take necessary measures to secure it; he did not place guards at the avenues and passages to prevent tories and spies from communicating information to the enemy. On the 26th of August his army was defeated, and he himself made prisoner. The British general, Lord Howe, granted him a parole and sent him as a messenger to Congress offering terms of peace, which Sullivan on the 2d of September communicated to Congress. He returned to New York, and in October was exchanged. After which he was ordered to the American army in Canada, and on the death of General Thomas took command of it. He found the army small, without subordination, harassed with fatigue, and dispirited by their losses; but by his exertions did much to improve their condition, discipline, and order. With that feeble army he formed the rash determination of defending the post at Savel,

but was compelled to abandon it by the unanimous opinion of all his officers, a few hours before the enemy took possession of it. Soon after that event he was superseded in that command, and returned to the main army.

As an officer in the army, he was restless, impatient, and tormented with the idea that he was neglected, and his services disregarded. He communicated his complaints to the commander in chief. On the 15th of March, 1777, General Washington wrote him the following remarkable, *frank*, and friendly reply: "Do not, my dear General Sullivan, torment yourself any longer with imaginary slights, and involve others in the perplexities you feel on that score. No other officer of rank, in the whole army, has so often conceived himself neglected, slighted, and ill treated as you have done, and none I am sure has had less cause than yourself to entertain such ideas. Mere accidents, things which have occurred in the common course of service, have been considered by you as designed affronts. But pray, Sir, in what respect did General Greene's late command at Fort Lee differ from his present command at Baskenridge, or from yours at Chatham? And what kind of separate command had General Putnam at New York? I never heard of any, except his commanding there ten days before my arrival from Boston and one day after I had left it for Harlem Heights, as senior officer. In like manner at Philadelphia, how did his command differ from the one he has at Princeton, and wherein does either vary from yours at Chatham? Are there any peculiar emoluments or honors to be reaped in the one case and not in the other? No. Why then these unreasonable, these unjustifiable suspicions? Suspicions, which can answer no other end, than to poison your own happiness and add vexation to that of others. General Heath, it is true, was ordered to Peekskill, so was General Spencer, by the mere chapter of accidents (being almost in the country), to Providence, to watch the motion of the fleet, then hovering in the sound. What followed afterwards to either, or both, was more the effect of chance than design.

"Your ideas and mine, respecting separate commands, have but little analogy. I know of but one separate command, properly so called, and that is in the northern department; and General Sullivan, General St. Clair, or any other general officer at Ticonderoga, will be considered in no other light, whilst there is a superior officer in the department, than if he were placed at Chatham, Baskenridge, or Princeton. But I have not time to

dwell upon a subject of this kind. I shall quit it with an earnest exhortation, that you will not suffer yourself to be teased with evils, that only exist in the imagination, and with slights, that have no existence at all; keeping in mind, at the same time, that if distant armies are to be formed, there are several gentlemen before you, in point of rank, who have a right to claim a preference."

On the first of July, 1777, apprehending that Congress was about to pass certain resolutions relating to promotions in the army, which he conceived would injuriously affect him, he wrote with great freedom to Congress, complaining of the intended measure. The 7th of that month Congress resolved, that the President be directed to transmit a copy of that letter to General Washington, with directions to let Sullivan know that Congress considered his letter as an attempt to influence their decisions, an invasion of the liberties of the people, and indicating a want of confidence in the justice of Congress, who expected he would make proper acknowledgement for an interference of so dangerous a tendency; but if he was unwilling to serve his country under their authority, he was at liberty to resign his commission and retire.

Pending these transactions a court of inquiry was instituted respecting his expedition to Staten Island, of which much complaint was made — and General Washington informed him that his conduct in that affair was much censured. Tho' that court had made no report upon the subject, Congress on the 4th of September resolved, that General Sullivan be recalled from the army until the inquiry into his conduct be duely made. Gen. Washington, upon receiving this direction, informed Congress that the service might suffer by suspending him, as he was then in want of general officers. Upon receiving this information Congress on the 16th of that month authorized the commander in chief to suspend their former resolve or not until further order. On the 27th of September General Sullivan again wrote Congress complaining of their resolution to suspend him — justifying his conduct — recounting his bravery and sacrifices — and declaring that if the court of inquiry decide in his favor, he will resign his commission and retire from the army. On the 12th of October the court of inquiry unanimously approved of his conduct at Staten Island, and declared that instead of deserving censure it merited the approbation of his country. Instead of tendering his resignation he remained with the army and fought in the battles of Brandywine, and Germantown. At Germantown he

was distinguished for his bravery and good conduct. This year the legislature of New Hampshire requested General Washington to appoint him to the command of the northern army.

In August, 1778, he was commander of the army which attempted to capture the British troops at Newport, Rhode Island, but failed, not thro' his misconduct, but by the departure of the French fleet, who had undertaken to aid the expedition by land as well as water, owing to the loss they suffered by bad weather. After the French fleet left him, many of the militia abandoned his camp, and he was compelled to retreat, in which he displayed great skill and ability. The failure of this expedition chagrined and mortified him. In the orders he issued to the army after the retreat, written when his mind was in a state of irritation, he used imprudent language respecting the French admiral, D'Estaing and his officers. He expressed a hope, "That events will prove America able to procure that by *her own arms*, which *her allies refuse* to assist her in obtaining;" and he and all his general officers signed a protest against the French fleet's leaving them. But he afterwards wrote D'Estaing, apologizing, explaining, and softening the language used in his orders and protest, and declaring he did not intend to make any charge against the French or their officers.

On the 9th of September Congress resolved, that the retreat made by him, with the troops under his command, from Rhode Island, was prudent, timely, and well executed, and that Congress highly approved of the same; and that their thanks be given to him, and to the officers and troops under his command, for their fortitude and bravery, displayed in the action of August 29th, in which they repulsed the British forces and maintained the field. The legislature of New Hampshire also voted him their thanks for his spirited conduct in that action.

The ravages and cruelties of the Indians induced Congress in 1779 to send a large army into the Indian country. The command of it was given to General Sullivan, and he was explicitly ordered to inflict severe vengeance on the Indians, and lay waste their country. He presented to Congress a list of the rations &c. which he considered necessary for the expedition; this was so extravagant that it disgusted and offended the members. While he was on this command he lived in a state of extravagance and waste, and indulged himself in censuring and condemning Congress for their parsimony. The troops were fatigued with marching thro' the wilderness to Tioga, and much of their stores were wasted. When he arrived in that country he neglected to guard the passages, and

his movements were so slow that many of the Indian warriors escaped. But he slew many Indians, destroyed their fortifications, burnt their houses or rather huts, cut down all their green corn and fruit trees, and spared not a single vestige of human industry. Severe and cruel as this mode of warfare appears, the orders he received justified it. The account he gave Congress of his expedition was greatly exaggerated, and exposed him to the censure and ridicule of the officers of the army; but Congress on the 13th of October voted him their thanks for having effectually executed the expedition against the Indians.

After his return he was mortified by the cold reception he met from the officers of the army, and being disgusted and dissatisfied with the service, on the 9th of November he tendered his resignation to Congress, upon the pretext that his *ill health* made it necessary. On the 13th Congress referred his request to a committee. His friends attempted to obtain a vote to request him to continue in the service, but failed. And on the 30th Congress resolved, that they had a just sense of his services and abilities, and greatly regretted the indisposition which deprived them of so gallant an officer; but as his *ill health* would not permit his continuance in the army, they accepted his resignation, and directed the President to return him their thanks for his past services. After this he returned to New Hampshire, and resumed his professional business at the bar.

On the 18th of February, 1780, the legislature of New Hampshire congratulated him on his safe return from the army, and the recovery of his health, and voted him thanks for his services. They appointed him agent for settling the line with New York. On the 22d of June they elected him delegate to the Congress of the United States, where on the 11th of September he took his seat; and on the 19th of the following January was re-elected to that office.

Some difficulty having arisen between New Hampshire and Vermont respecting boundaries, and Vermont having made encroachments upon our territory, the legislature directed one thousand of men to be raised, and on the 11th of January, 1782, appointed him commander of the troops. And the 21st of June he was appointed attorney general of the state, which occasioned a great increase of his professional business. In 1783 he was president of the Society of Cincinnati in New Hampshire. In 1784 he erected mills &c. for manufacturing cloth and other articles, but after expending considerable sums of money in the business, was

obliged to abandon the undertaking. After the establishment of the constitution of the state, he was re-appointed attorney general, and major general of the militia, both of which offices he had previously held.

On the 27th of January, 1785, as major general of the militia, he published an address to the people urging them to improve their military establishment — and recommending the militia to adopt a cheap uniform dress of domestic manufacture. He devoted a considerable portion of his time to reviewing and instructing them. He was candidate for the office of President of the state, but was not elected — he had only 777 votes. But he was representative, speaker of the House, and Councillor.

On the 28th of February, 1786, he declined accepting the office of attorney general, and resigned that of major general of the militia. In March he was elected by the people President of the state. In September there was an insurrection in the state; an armed rabble surrounded the house in which the legislature was assembled, and demanded an emission of paper money. The measures he adopted were prompt and efficient, and he speedily suppressed the insurrection; for which he merited and received the approbation of the people.

On the 27th of June Congress approved of the conduct of the paymaster general in refusing to pay him his commutation for half pay as an officer in the army, alleging that he withdrew from the army before the conclusion of the war; but on the 31st of August they recommended the state to pay him $4,300, in the same way as they had paid their other officers, and charge it to the United States — which was done.

In 1787 he was again elected President. In 1788 he was candidate for that office, but not elected — of 8,838 votes he received 3,664. But he was representative, and speaker of the House. During the last session of that House, a bill was pending for punishing those who should travel on Sundays. A member who was opposed to some of its provisions, called upon him and stated his objections. Sullivan observed the objections were just and ought to prevail, but as he expected to be candidate for President the next year, he must yield his opinion to others and support the bill. Certain amendments were read to him, which he said he approved, but which if offered he should oppose, and support the bill in its present form, which he did with great vehemence.

He was a member and president of the New Hampshire convention, for ratifying the constitution of the United States, and a

zealous advocate for its adoption. In December he was a candidate for representative to Congress, but having only 1,058 votes was not elected.

He was passionately fond of show and parade, and loved popularity immoderately. He was generous and liberal with his money — greedy of applause, and no flattery was too gross to please him. He sought office with avidity, and in intrigue and management was an adept, not scrupulous of the means. In the management of his private affairs he had no economy — tho' he received much money, he was embarrassed by debts, and died insolvent. He acquired an extensive knowledge of men and things, and a considerable knowledge of books. His messages to the legislature, addresses to the people, and public letters were, in general, written in a plain energetic style. From Harvard University he received the degree of master of arts, and from Dartmouth College that of doctor of laws.

In January, 1789, the legislature appointed him an elector of President and Vice President of the United States; in March the people elected him President of the state; and in September the President and Senate of the United States appointed him district judge for the district of New Hampshire. The office of judge he held as long as he lived. In the autumn session of the legislature an attempt was made to declare the office of President of the state could not be held by him when he was a judge of the United States. On the 29th of December he sent a message to the legislature, avowing his right to hold both offices — reflecting with *severity* on those members who maintained a different opinion — and declaring he had no inclination to offer himself as a candidate for the presidency the next year, but should hold that office until the term for which he was elected should expire. On the 4th of June, 1790, his term having ended, the legislature voted him their thanks for his services as President of the state.

The duties of district judge were very few and inconsiderable — they required less time and attention than agreed with his long established habits of industry and activity. His health and mental faculties soon began to decline, and he indulged too freely in the use of ardent spirits. He and his family involved themselves in a bitter and violent quarrel with one of his neighbors, which excited his deep resentment, and impelled him to think and act; but when that excitement ceased he became more feeble both in body and mind. His intellectual powers were broken down — in fact he approached a state of idiocy, and was utterly incapable of

holding a court, or transacting any business either as a judge or private man. Early in the year 1794, he could neither feed, dress, or undress himself; and on the 23d of January, 1795, he died, aged fifty four years.

MESHECH WEARE

[Plumer's MSS. Biog., Vol. 3, page 215.]

Was a native of New Hampshire, and descended from ancestors who had held public offices from the first establishment of the province. He graduated at Harvard College in 1735, and was, I believe, for a short time after, a preacher.

In 1745, if not at an earlier period, the town of Hampton Falls, where he lived, elected him their representative to the legislature, which office he held, the most if not all the time, until 1776. It was the practice of the House to appoint some one of their members to be their clerk — that office he held several years. In 1752 he was appointed their speaker, and it is said he held that office for several years.

Tho' he was not educated a lawyer, he devoted a considerable portion of his time to the study of law, in which he made proficiency. In the year 1747 he was appointed judge of the superior court, and held that office until 1776, when he was appointed chief justice of the court, and continued such, (being thirty five years a judge of that court,) until the 19th day of June, 1782, when, on account of his advanced age and its attendant infirmities, he resigned. The legislature with regret accepted his resignation. They expressed the high sense they entertained of the uprightness and integrity of his conduct, of his due administration of justice in that office during his long continuance in it, and tendered him their united thanks.

In 1754 he was appointed commissioner for the province to the Congress which was held at Albany; and previous to the year 1766 was colonel of the third New Hampshire regiment of militia.

From 1776 to 1784 he was a member of the New Hampshire committee of safety, who in the recess of the legislature possessed the legislative and executive powers of the state.

In 1776 he was elected a member of the Council and President of the state, and held these offices until 1784, when the people established a new constitution, and under that the people elected him the first President; but before June, 1785, the infirmities of age induced him to resign, having been more than eight years President

of the state. Previous to this, to wit the 30th of January, 1782, he was elected a member of the American Academy of Arts and Sciences.

He was not a man of an original inventive genius, but possessed extensive knowledge, an accurate judgment, a calm temper, a a modest deportment, an upright and benevolent heart, and a habit of prudence and diligence in performing the various duties of public and private life. He was not a theoretic, but a practical statesman, distinguished for his amiableness, uprightness, and fidelity. From the Declaration of Independence to the conclusion of the Revolutionary War, he was invested at the same time with the highest offices, legislative, judicial, and executive, and continued in them by annual elections. The various important offices, which he held during the long period of nearly forty five years, made him neither proud or haughty. They did not change his mind, manners, or mode of living — his old mansion house remained unpainted, its ancient furniture was still used, and he continued to the last the same modest unassuming man. But from all his offices, and with all his prudence, he added not a cent to his property, which did not exceed that of a good common farmer. In the infancy of our republic, our officers of high rank were more anxious to serve the public than themselves.

Worn down with the services he had rendered the public, and after a lingering illness which he bore with much patience and fortitude, he died calmly at his mansion house in Hampton Falls, on the 15th day of January, 1786, in the seventy third year of his age.

PAINE WINGATE

[Plumer's MSS. Biog., Vol. 5, page 605.]

The son of the Rev. Paine Wingate, and grandson of Joshua Wingate, was born at Amesbury, in Massachusetts, the 14th day of May, 1739. In 1755 he entered Harvard College, and in 1759 graduated there. On the 14th of December, 1763, he was ordained pastor of the Congregational church and society at Hampton Falls, but in 1771, was dismissed from the ministry.

The 17th of May, 1775, he was a member of the provincial congress of New Hampshire, which met that day at Exeter. In March, 1776, he removed to Stratham, and attended to the business of agriculture.

Before he left Hampton Falls he married a Miss Pickering, a

native of Salem, Massachusetts. She was a sister of the late Timothy Pickering, and three years younger than her husband. With her he lived three fourths of a century, and had a number of children, several of whom, as well as his wife survived him.

February 11th, 1788, Mr. Wingate took his seat as a delegate in the Revolutionary Congress, and continued such till the government under the constitution of the United States was in operation in 1789.

At the election of representatives to Congress in 1788 he was a candidate for representative to the first Congress to be held in 1789, under the constitution of the United States. Two thousand five hundred sixty three votes were necessary for a choice, and he had only two thousand fifty four, and of course was not elected. The first day of January, 1789, he was a candidate for the Senate of the United States. In the New Hampshire House of Representatives, of eighty four votes, he had fifty eight, and in the Senate a majority, and therefore was elected. This office he held from 1789 to 1793, four years. In June, 1792, he was a candidate for re-election, but in the House of Representatives of eighty nine votes he received only twenty eight, and of course was not chosen. But from 1793 to 1795, two years, he was a representative in the Congress of the United States.

The 31st of December, 1793, he was appointed a justice of the peace and quorum throughout the State of New Hampshire. He was, I think, after his return from Congress elected a member of the New Hampshire House of Representatives.

The 4th of April, 1798, he was appointed a judge of the superior court of New Hampshire, to hold the office till he should attain the age of seventy years—a period of nearly eleven years. This office he accepted. The 30th of May, 1809, the Governor and Council notified him that his age had disqualified him from holding the office of a judge. When appointed judge he was unacquainted with the principles of law, and the usages and adjudications of judicial courts. Of the technicalities of the law, its form and modes of procedure, and the principles of special pleading, he was profoundly ignorant. Of the principles of common law, its use and importance, he was a stranger. His mind appeared to be directed to what he considered *equitable* not what was legal. He was predisposed to sacrifice law to equity. But his views of equity were not those of definite and certain principles of equity, which do not infringe the principles of law—but which relieves suitors from the obligation of express and

implied contracts where neither statute or common law interferes. His was the narrow contracted project which arose from the individual case, and the individual character of the parties, and not from established principles of equity which are applicable to all suits. His system reduced the judge and the juror to the character of arbitrators without chart or compass to direct their course.

As a judge he was uniformly and zealously in favor of making every man support the clergyman who was settled in the town, whether they believed his doctrine or not. The court consisted of Farrar, Wingate and Arthur Livermore, and were in term at Dover; Judge Livermore informed me that the other two judges had expressed a decided disapprobation of my conduct and zeal in supporting those who claimed exemption from ministerial taxes assessed for the support of clergymen. I expressed my regret that any of the judges were inclined to support a privileged order, but that circumstance, instead of restraining, would increase my exertions — and that so long as I remained at the bar, the court would find me a persevering, determined advocate for the rights of conscience and of property.

Judge Wingate was a man of talents — of a strong mind, and such was respected. He read much, even in old age — and was then able to read fine print. His reading at that time was principally confined to history and theology. His memory was strong and retentive — and he acquired a rich fund of useful knowledge — and general information. He wrote little for the press. A concise memoir of the late Meshech Weare is the only publication that I recollect reading that was printed in his lifetime. After his death a few of his letters were published.

He considered debt as a great evil, and studiously avoided it. He did not wait to have his laborers, mechanics and others call upon him for their services, but at particular periods settled and paid their demands. As a sample of this, in January, 1837, he paid the editor of the Portsmouth Journal, the ninety fifth semi-annual subscription for that paper.

His frugality, on some occasions, degenerated into that species of avarice whose character approaches meanness. An instance of this kind occurred when he was in Congress. It arose in consequence of an amour he had with the landlady. She demanded a sum of money from him. He reluctantly consented to pay, but not so much as she required. She then threatened him with a suit. To avoid this, instead of paying her demand, he agreed

to submit the question to arbitrators, who awarded a liberal sum to the woman — with which he reluctantly complied. This statement I received from one of the arbitrators.

Judge Wingate was considered as a man of strict integrity, but of strong passions and prejudices. He was a man of great decision of character — and on some occasions it appeared to result more from *obstinacy* than a commendable spirit of *manly firmness*. This was sometimes apparent from his conduct in court. This induced that distinguished jurist, Theophilus Parsons, to say to the writer, "That it was of great importance, that your Judge Wingate should form a correct opinion before he pronounces it — for after that, law, reason and authority will be unavailing."

His person in the prime of life was six feet high, and he then weighed from one hundred seventy to one hundred seventy five pounds; but four or five years before his death his body bent forward and he walked with considerable difficulty.

The 15th of August, 1830, he observed in one of his letters that when he left college he was the youngest in his class, but that when he wrote he was the oldest that then stood on the catalogue of Harvard College.. He also survived every member of the first Congress under the constitution, with whom he served.

During a number of the last years he lived, his diet was simple. It consisted principally of boiled milk and biscuit, morning and evening. He seldom drank tea or coffee, excepting when he had company.

On the 7th of March, 1838, he died at his residence in Stratham, aged ninety eight years ten months and twelve days.

DOCUMENTS

ILLUSTRATING THE HISTORY OF THE ACTION OF NEW HAMPSHIRE RELATIVE TO THE ENLARGEMENT OF THE POWERS OF CONGRESS UNDER THE ARTICLES OF CONFEDERATION, AND THE ADOPTION OF THE CONSTITUTION OF THE UNITED STATES, SUPPLEMENTAL TO THE NOTES IN THE APPENDIX TO VOL. XX, NEW HAMPSHIRE STATE PAPERS.

CORRESPONDENCE

RELATIVE TO THE

ADOPTION OF THE CONSTITUTION OF THE UNITED STATES.

NOTE.

In 1868 and 1869, Captain W. F. Goodwin, U. S. A., who was much interested in New Hampshire history, collected copies of the records of the several towns in this state, which showed the action of each regarding the convention to consider the Federal constitution. The returns collectively are quite voluminous, and will be arranged in a suitable volume and lodged in the office of the Secretary of State. They indicate that many of the towns appointed advisory committees to consider the proposed form of Federal government, and to act to some extent as mentors for the delegates. Very few towns by vote appear to have instructed against ratification. Probably there were less than ten of this class, and the delegates from one or two of these disregarded their instructions. Colonel Ebenezer Smith, of the Meredith-New Hampton class, with three others, did not vote. (See "The New Hampshire Federal Convention," by J. B. Walker, Concord, N. H.) The author of this work mentions some interesting traditions as to the final vote in the convention.

The following letter, found among the Goodwin town returns, is an addition to the traditionary evidence. Isaac Patterson was for many years town clerk of Bath. He was a lawyer by profession, and lived to a great age. His father, Captain Isaac Patterson, represented the Piermont-Warren class, and not the Franconia-Lincoln class as is sometimes erroneously stated. The letter is as follows:

BATH, N. H., April 30, 1869.

CAPT. W. F. GOODWIN, U. S. A.,

Dear Sir:

I have seen two or three letters from you requesting a copy from the town records of Bath of the proceedings in choosing a delegate to attend the convention at Exeter, N. H., February, 1788, to ratify the Federal constitution.

I will now inform you why you have not received any answer to your letters. It is because there are no records of said convention in this town. The town meeting for the choice of a delegate to attend said convention, I can find no record of. Bath was probably classed with Lisbon, formerly called Concord, and I think Samuel Young was the delegate chosen.

I most sincerely sympathize with you in your laudable undertaking to obtain copies from the town records of the most important convention ever held in New Hampshire.

My father, Isaac Patterson, of Piermont, was a member of said convention, representing classed towns. The opposition was sanguine they would defeat the adoption of the constitution in this state, but the friends of the measure were enough for them. While the opposition were still at dinner, the vote was taken and the measure carried.

Yours truly,

ISAAC PATTERSON, Town Clerk.

[*Charles Thomson to President Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 29.]

OFFICE OF THE SECRETARY OF CONGRESS —

March 31st 1787 —

Sir I have rec^{d} the letters Your Excellency did me the honor to write on the 11th & 30th July — the 26th Aug^{t} — the 2^{d} Oct^{r}, the 25th Novr 1786 and the 24th Jany 1787, & have the honor to inform You that Your letter of the 3^{d} of this month with the vote of the Gen-

eral court appointing Delegates to meet in Convention at Philadelphia has been duly rec^{d}, & communicated to Congress. The Act passed by the United States in Congress Assembled on the 20th of Feb^{y} & which I had the honor of transmitting to You in my letter of the 21st so fully expresses their opinion touching the expediency of a Convention of Deputies from the several States for the purpose of revising the Articles of Confederation and reporting to Congress and the several Legislatures such alterations and provisions therein as shall when agreed to in Congress and confirmed by the States render the federal constitution adequate to the exigencies of Government and the preservation of the Union, that Your Delegates will, I presume find no difficulty in proceeding to join the Convention, conformably to the vote of the General Court. —

I have the honor to transmit to Your Excellency herewith enclosed an Act of Congress of the 23^{d} for reducing the public expenditures and a state of the representation for the present month — and am with the greatest respect

Your Excellency's Most Obedient & Most Humble servant

CHA^{S} THOMSON

His Excellency the President of New Hampshire

[*Henry Knox to President Sullivan.*]

[Sullivan Papers, Vol. 4, p. 75.]

(private)

PHILADELPHIA 21 May 1787

My dear Sir

As an old friend, a number of Gentlemen members of the convention have pressed me to write to you soliciting that you urge the departure of the delegates from New Hampshire

Impressed most fully with the belief that we are verging fast to anarchy, and that the present Convention is the only mean of avoiding the most flagitious evils that ever afflicted three millions of freemen I have chearfully consented to their request, and beg leave to have recourse to your kind friendship for an excuse if any is necessary. There are here a number of the most respectable characters from several states, among whom is our illustrious friend Genl Washington who is extremely anxious on the subject of the New Hampshire delegates.

A number of states sufficient for organization and to commence business will assemble this week. If the Delegates come all the

states excepting Rhode Island will be shortly represented Endeavor then my dear Sir to push this matter with all y^r^ powers. I am persuaded from the present complexion of opinions, that the issue will prove that you have highly served y^r^ Country in promoting the Measure

I am affectionately Your most Obedient humble Servant

H KNOX

His Excellency President Sullivan

[*Nicholas Gilman to Joseph Gilman.*]

[Farmer's State Papers, Vol. 11, p. 51.]

PHILADELPHIA, July 31st 1787 —

dear Sir

I have the pleasure to inform you of my having arrived at this place on the 21st instant, Mr Langdon arrived a few hours before and, notwithstanding we are so late in the day, it is a circumstance, in this critical state of affairs, that seems highly pleasing to the Convention in general. — Much has been done (though nothing conclusively) and much remains to do — A great diversity of sentiment must be expected on this great Occassion: feeble minds are for feeble measures & some for patching the old garment with here & there a shred of new Stuff; while vigorous minds and warm Constitutions advocate a high toned Monarchy — This is perhaps a necessary contrast as "all natures difference keeps all natures peace" it is probable the conclusion will be on a medium between the two extremes. —

As secrecy is not otherwise enjoined than as prudence may dictate to each individual — in a letter to my brother John, of the 28th instant, I gave him (for the satisfaction of two or three who will not make it public) a hint respecting the general principles of the plan of national Government, that will probably be handed out — which will not be submitted to the Legislatures but after the approbation of Congress to an assembly or assemblies of Representatives recommended by the several Legislatures, to be expressly chosen by the people to consider & decide thereon.—

Great wisdom & prudence as well as liberallity of Sentiment & a readiness to surrender natural rights & privileges for the good of the nation appears in the southern delegates in general and I most devoutly wish that the same spirit may pervade the whole Country that the people by absurdly endeavoring to retain all their

natural rights may not be involved in Calamitous factions which would end but with the loss of all

Please to present my Respectful Compliments to Mrs Gilman & love to the doctor

I am very Respectfully d^r sir
Your Obedient & Humble servant
N: GILMAN

P. S I think the business of the Convention will not be completed ntill the first of September —

Hon'ble Joseph Gilman Esquire —

[*Nicholas Gilman to John Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 63.]

PHILADELPHIA September 18th 1787

Sir

I have the pleasure to inform your Excellency that the important business of the Convention is closed. — their Secretary set off this morning to present the Honorable the Congress with a report of their proceedings and the Convention adjourned without day. — I hope to have the pleasure to lay this important affair before the State in a few days, with the decision of Congress there on; — in the mean time I beg leave to present your Excellency with the enclosed papers & to observe that, as the Legislature of Pennsylvania is about adjourning, a copy of them will be read before that assembly this day.—

With the greatest consideration I have the Honor to be
Your Excellencys Very Obedient and Humble Servant
NICH: GILMAN

His Excellency President Sullivan

[*Charles Thomson to President Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 67.]

OFFICE OF SECRETARY OF CONGRESS
Sep^t 28th 1787 —

Sir

In obedience to an unanimous resolution of the United States in Congress assembled, a copy of which is annexed, I have the honor to transmit to Your Excellency the Report of the convention lately Assembled in Philadelphia, together with the resolu-

tions and letter accompanying the same; And have to request that Your Excellency will be pleased to lay the same before Your Legislature, in order that it may be submitted to a convention of Delegates chosen in your State by the people of the State, in conformity to the resolves of the convention, made & provided in that case —

With the greatest respect I have the honor to be
Your Excellency's most obedient & most Humble servant
CHAS THOMSON

His Excellency The President of New Hampshire —

[*Nicholas Gilman to President Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 103.]

NEW YORK October 31st 1787

Sir

I am honored with your Excellencys obliging favor of the 22d of september, which unfortunately did not come to hand untill last evening by post; — but the letter, alluded, in reply to mine of the 18th of august I have not had the pleasure to receive; — What devious paths they may have taken or into what unkind hands have fallen I know not — but consider it very unfortunate that I did not receive them in time, as it has occasioned some delay on my part, and has probably deprived me of such further communications as would have been very satisfactory & useful. —

When I had the honor to address your Excellency last from Philadelphia it was not my intention to have taken a seat in Congress this year but as it was conceived important to have a full House on the Subject of the new plan of Government I was induced to take a seat; and have continued in Congress in expectation of receiving a small suppy of Money and of having a Colleague for the next year. — I am unhappy in not having received a line from your Excellency on the Subject of the new Constitution: — I presume however it will have your support — and from all accounts from the different States I think there is a great prospect of its being generally adopted. — New York (ever Anti-federal) will keep back in order to direct her proceedings by the conduct of other states.

The intemperance of a number of the members of the Pennsylvania Legislature has made enemys to the new plan — but not

such as to render its adoption very doubtful. — Virginia has given rise to the greatest opposition; but their delegates inform me that their last letters have removed all doubts of its adoption in the Ancient dominion: — their opposition arises from an illfounded jealousy of New England on the Subject of Commercial regulations, the power of making which they are unwilling to leave to a Majority of the Legislature; but wish to have it so established in the Constitution, as that the five Southern States may have the power to prevent all such regulations as may, by possibility, operate against their present interest — This is their great objection — an other of inferior order (and which I believe had a powerful operation on the sentiments of the gentleman from Massachusetts who refused his assent) is the equal representation in the Senate — These are objections of a nature not to be removed; and if the States do not adopt the present plan — notwithstanding its imperfections, — I am fully convinced that there is not the remotest probability of gaining the general assent to one less exceptionable — and in that case (after all our blustering) we shall exhibit to the world nothing new — but shall probably pursue the track of nations that have gone before us and establish a Government or Governments by the sword and seal it with blood. —

In the course of conversation with the delegates of Virginia I find they are interrogated by those who have the management of the finances of that State; on the subject of State Speculations in public securities — and it is recommended by a number of their most respectable Characters to lay all taxes in hard money and empower an Agent to purchase their Quota — they are not in possession of their quota of the old emission Money and have asked me how we would part with ours — I have informed them that probably they might buy it but have evaded all questions respecting a price — Now sir — if the Virginians are disposed to give a tolerable price for this money would it not be well for us to sell it and purchase the final settlement Notes on the best terms we can. —

The sale of the Western lands is going on very well; what is already sold and applied for will amount Seven Million dollars — and if North Carolina & Georgia should make such Cessions as might be expected, it is supposed there will be public lands enough to absorb the most, or perhaps the whole of the domestic debt — It will however appreciate as the sum in circulation deminishes — therefore if our State could adopt the policy of Virginia

in buying up a few thousand pounds with hard Money I should think it would prove very advantageous; particularly to the poorer class of people who often become victims to the avarice of the Harpies that are some times employed in collecting taxes.—

Pennsylvania & New York have bought up their quotas of the public securities and Massachusetts has bought in a considerable sum.

We have no dispatches by the last packet — but the news paper account of the commotions in Europe is so correspondent to the last official advices that I am inclined to consider it as a tolerable state of facts and enclose it for your Excellencys perusal — as, in the course of writing I may insert things of a nature improper for public discussion I must request your Excellency will please to communicate such parts, only, of my letters, as the public good may require.—

Your letter to Messrs P. & H. — will go on by the morning post.—

With Sentiments of the highest Respect I have the honor to be

Your Excellencys Most Obedient & Most Humble servant.

NICH. GILMAN

His Excellency President Sullivan

[*Henry Knox to President Sullivan.*]

[Sullivan Papers, Vol. 4, p. 75.]

(private) NEW YORK 19 January 1788

My Dear Sir

The new Minister of France, the Count de Montiers who arrived yesterday brought the enclosed letter from our common friend the Marquis de la Fayette. It is addressed to you on the supposition of your being in this city and President of Congress. But alass there is no Congress although two months have elapsed since one ought to have been assembled agreably to the confederation.

The new constitution! the new Constitution! is the general cry this way. Much paper is spoiled on the subject, and many essays are written which perhaps are not read by either side. It is a stubborn fact however, that the present system called the confederation has run down, — That the springs if ever it had others, than the late army have utterly lost their tone, and the machine cannot be wound up again.

But something must be done speedily or we shall be involved in

all the horrors of anarchy and seperate interests—This indeed appears to have been serious judgment of all the states which have formally considered the new constitution, and therefore they have adopted it, not as a perfect system, but as the best that could be obtained under existing circumstances.

If to those states which have already adopted it, Massachusetts and New Hampshire should be added, a doubt cannot be entertained, but that it will be received generally in the course of the present year—If Massachusetts and New Hampshire reject it we shall have to encounter a boisterous and uncertain ocean of events.

Should you have leisure, I shall be much obliged by a confidential information of the disposition of New Hampshire on the subject, and you may rest assured that your confidence will not be misplaced

I am my dear Sir with great respect and affection

Your most Obedient humble Servant

H KNOX

His Excellency John Sullivan Esq[r]

[*James Madison to George Washington.*]

[Writings of James Madison, Vol. I, p. 376.]

NEW YORK, February 15, 1788.

Dear Sir,—I have at length the pleasure to enclose you the favorable result of the Convention at Boston. The amendments are a blemish, but are in the least offensive form. The minority, also, is very disagreeably large, but the temper of it is some atonement. I am assured by Mr. King that the leaders of it, as well as the members of it in general, are in good humor, and will countenance no irregular opposition, there or elsewhere. The Convention of New Hampshire is now sitting. There seems to be no question that the issue there will add a *seventh* pillar, as the phrase now is, to the federal Temple.

With the greatest respect and attachment, I am, Dear Sir, yrs.

[*Paine Wingate to President Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 125.]

NEW YORK Feb. 16, 1788—

Sir

Last Saturday evening I arrived at this City, and on the Monday following took my seat in Congress. Seven states only had been

represented in Congress before that time, and but three or four days had been improved for any business since they formed. The states now represented are New Hampshire, Massachusetts, New Jersies Pennsylvania, Delaware, Virginia, Maryland & South Carolina. There are single members from Connecticut, North Carolina & Georgia, and others are expected in dayly. In the course of the present week some dispatches from Mr Adams at London have arrived, and been communicated to Congress. They were dated I think in November. I have not had opportunity to read them at the office & am able to give your Excellency no very particular account of their contents. A principal design however appears to me was to suggest some prudential conduct to be observed by the United States in regard to the disputes then subsisting between France & Great Britain, by intermedling with which it seems that our Minister at the United Netherlands has got himself most sadly embarrassed. Mr Adams is to return home soon & is directed to take leave of his Britanic Majesty and of their high Mightinesses by giving assurances of the attachment & friendship of the United states to them respectively. Congress also have assigned next Tuesday week as the day for receiving the minister plenipotentiary of his most Christian Majesty who has lately arrived.

Your Excellency will probably have heard that New York have agreed to call a Convention to meet in June next. The Convention in North Carolina I am told is not to meet until July which will be the latest of the twelve States. Some suppose that since the Massachusetts have adopted the new Constitution all the states will comply. None seem to doubt of nine States.

I have now a personal concern for which I must beg your Excellency's favorable assistance. Mr Saml Stacey of Portsmouth has an order on a Gentleman in New York for 500 Dollars which I expect will be paid to me soon as his Attorney, & which will be under his command whenever called for. This money unless he has some use for it in New York, which I know nothing of it would be convenient for him to receive in New Hampshire, and on the other hand as I came on with but little money for myself as well as for Mr Gilman it would be very convenient for us to reserve the money here for our necessary expences & draw upon the Treasurer at Exeter for the like sum to pay him. This Mr Stacey no doubt will consent to do provided he can be sure of his money whenever he calls for it. What the present state of the Treasury is I know not, but if your Excellency will be pleased to direct the

Treasurer to pay that sum or such part of it as you shall think fit to our order in favor of Mr Stacey and the Treasurer can find himself able to answer the Order, or give in consequence of your direction encouragement of speedy payment, I hope the matter may be managed to Mr Stacey's and our mutual advantage, and Your Excellency will thereby confer great obligations on Mr Gilman and myself — The part of the money which I suppose would answer my purposes, — would be 50 pounds for which sum I have already your Excellency's Order and only need your particular influence with the treasurer for the payment of — For the remainder of the money Mr Gilman wishes an Order & the like influence. If your Excellency will do me the honor of a Letter as soon as may be, upon this subject and any other matters you may have in command, I shall think myself greatly oblidged, and have the honor to be your Excellency's most respectful

and humble Servant

PAINE WINGATE

His Excellency President Sullivan

[*Extract of Letter from James Madison to Thomas Jefferson, Feb. 19, 1788.*]

[Writings of James Madison, Vol. 1, p. 377.]

* * * "New Hampshire is now deliberating on the Constitution. It is generally understood that an adoption is a matter of certainty." * * *

[*Extract of a Letter from James Madison to Edmund Pendleton, Feb. 21, 1788.*]

[Writings of James Madison, Vol. 1, p. 381.]

* * * "New Hampshire is now in Convention. It is expected that the result will be in favor of the Constitution." * * *

[*James Madison to Edmund Pendleton.*]

[Writings of James Madison, Vol. 1, p. 382.]

NEW YORK, March 3d, 1788.

Dear Sir, — The Convention of New Hampshire have disappointed much the general expectation. Instead of adopting the

Constitution, they have adjourned, without any final decision, until June, this expedient being found necessary to prevent a rejection. It seems that a majority of three or four members would have voted in the negative, but in this majority were a number who had been proselyted by the discussions, but were bound by positive instructions. These concurred with the federalists in the adjournment, and carried it by a majority of fifty-seven against forty-seven. It is not much doubted that, in the event, New Hampshire will be among the adopting States. But the influence of this check will be very considerable in this State, (New York,) and in several others. I have enquired whether June was preferred for the second meeting from any reference to Virginia or New York, and am informed that it was merely an accommodation to the intermediate annual elections and Courts.

[*James Madison to George Washington.*]

[Writings of James Madison, Vol. 1, p. 383.]

NEW YORK, March 3, 1788.

Dear Sir,—The Convention of New Hampshire has afforded a very disagreeable subject of communication. It has not rejected the Constitution, but it has failed to adopt it. Contrary to all calculations that had been made, it appeared, on a meeting of the members, that a majority of three or four was adverse to the object before them, and that, on a final question on the merits, the decision would be in the negative. In this critical state of things, the federalists thought it best to attempt an adjournment; and having proselyted some of the members who were positively instructed against the Constitution, the attempt succeeded by a majority of 57 against 47, if my information as to the numbers be correct. It seems to be fully expected that some of the instructed members will prevail on their towns to unfetter them, and that, in the event, New Hampshire will be among the adopting States. The mischief elsewhere will, in the mean time, be of a serious nature. The second meeting is to be in June. This circumstance will probably be construed in Virginia as making contemporary arrangements with her. It is explained to me however, as having reference merely to the conveniency of the members, whose attendance at their annual elections and courts would not consist with an earlier period. The opposition, I understand, is composed precisely of the same description of characters with that of Massachusetts, and

stands contrasted to the wealth, abilities, and respectability of the State.

I am preparing to set out for Orange, and promise myself the pleasure of taking Mount Vernon in the way.

I remain, yours most respectfully and affectionately.

[*James Madison to Edmund Randolph.*]

[Elliott's Debates, Vol. 5, p. 573.]

NEW YORK, March 3, 1788.

Dear Sir, — The convention of New Hampshire have disappointed the general expectation. They have not rejected the Constitution, but they have adjourned without adopting it. It was found that, on a final question, there would be a majority of three or four in the negative; but in this number were included some who, with instructions from their towns against the Constitution, have been proselyted by the discussions. These, concurring with the federalists in the adjournment, carried it by fifty-seven against forty-seven, if I am rightly informed as to the numbers. The second meeting is not to be till the last week in June. I have inquired of the gentlemen from that quarter, what particularly recommended so late a day, supposing it might refer to the times fixed by New York and Virginia. They tell me it was governed by the intermediate annual elections and courts. If the opposition in that state be such as they are described, it is not probable that they pursue any sort of plan, more than that of Massachusetts. This event, whatever cause may have produced it, or whatever consequences it may have in New Hampshire, is no small check to the progress of the business. The opposition here, which are unquestionably hostile to every thing beyond the *federal* principle, will take new spirits. The event in Massachusetts had almost extinguished their hopes. That in Pennsylvania will, probably, be equally encouraged.

[*Nicholas Gilman to President Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 131.]

Sir NEW YORK March 22d 1788

I am honored with your Excellencys favor of the 28th ultimo and beg leave to express my thanks for the particulars of the action at Exeter: — That the defence of the System was great as the

ground was advantageous I have no doubt, but have still to regret (with much apprehension) that the victory was not more compleat. — Your Excellencys expectations of success in the next engagement affords some consolation — yet I am sorry the field assign'd for the scene of action is so much in favor of the adverse party

Those that have not been in the way of seeing and hearing can hardly imagine what pernicious effects our Convention business has produced in a number of the States — New Hampshire had been counted on by friends & foes as being perfectly federal — so that from the ratification of the new System in Massachusetts — the opposers began to make excuses and change sides in all Quarters but immediately on your adjournment they augmented their forces took possession of their old ground and seem determined to maintain it at all hazards. —

The Governor of this State acts no longer under covert but is open and indefatigable in the opposition. In Pennsylvania, I am informed, affairs have a most unfavourable aspect — The Anti[s] are forming associations — holding County Conventions &[c] much in the stile of the Massachusetts rebellion — by all late accounts from Virginia the opposition is there increasing and there is reason to apprehend that North Carolina is too highly tinctured with the same spirit — Patrick Henry is intirely antifederal and Grayson is warmly opposed to the present plan — The adoption of it is certainly doubtful in New York — Virginia — North Carolina & Rhode Island — this being the case I hope no pains will be wanting to secure a Majority in the next meeting of our Convention — I do assure, Sir, Our present situation appears truly alarming and I am more and more confirmed in an opinion I have long entertained that the tranquility of our Country is suspended solely on the great question of the day. —

I think M[r] Wingate informed your Excellency of the application of Kentucky to be set off as a seperate State and taken in to the union; which Virginia will accede to on condition of her being exonerated from a proportion of her federal obligations &[c] The affair has been once debated in Congress in Committee of the whole and postpon'd, since which it has not been taken up — It is an application that cannot, in the present State of affairs be complied with — but there is such a spirit of avulsion among the people of that Country they are so impatient and importunate as to make it a subject that requires, at this critical juncture, the most prudent management. — An other disagreeable affair between

the United States and Virginia is now before Congress. — The Conditions on which the western lands were seeded by that State to the union were that Virginia should be allowed for the necessary and reasonable expences she had incurred in subduing the british posts, maintaining forts &c in that Country — The accounts to be adjusted and liquidated by a majority of three Commissioners. The Commissioners have been setting all winter in Virginia — two of whom thinking it unjust to allow Virginia her enormous claims and being about to report, — the Legislature (then setting) interposed — stopt their proceedings and made an appeal to Congress, in language corresponding to their Ideas of their own omnipotence — I think Congress will order the Commissioners to proceed & make report — and whether Virginia will then assume the rights of Judge & jury — with hold all monies & endeavor to reclaim the seeded territory, as she threatens, time only will discover — they seem disposed to avail themselves of the Spirit of the times to obtain unreasonable demands — In this, however, I believe they will be disappointed and should they hasten a general occursion It is hardly supposable that they will escape the evils attending it. —

I shall soon be under the necessity of drawing for the small sum of Money your Excellency was kind enough to mention in Mr Wingates letter — and hope provision will be made for paying so small a sum that I may not become liable to pay interest & Damages.

I take the liberty to enclose for your Excellencys perusal, the remarks of Aristides (Alia Judge Harrison an old friend who was Secretary to General Washington) on the new plan of government — and as I cannot procure an other, shall be obliged if you will please to lend it to the Treasurer. —

Having drawn my letter to some length I will not trespass further than to add the perfect Respect with which I have the honor to be

Your Excellencys Obedient and Very Humble Servant

N. GILMAN

His Excellency President Sullivan.

[*George Washington to Henry Knox.*]

[Writings of Washington, Vol. 11, p. 238.]

MOUNT VERNON, 30 March, 1788.

My dear Sir,

Your favor of the 10th came duly to hand, and by Mr. Madison I had the pleasure to hear that you had recovered from a severe illness. On this event I sincerely congratulate you. The conduct of the State of New Hampshire has baffled all calculation, and has come extremely *malapropos* for a favorable decision on the proposed constitution in this State; for, be the real cause of the late adjournment what it may, the anti-federal party with us do not scruple to pronounce, that it was done to await the issue of this convention before it would decide, and add, that, if this State should reject it, all those who are to follow will do the same, and consequently that it cannot obtain, as there will be only eight States in favor of the measure.[1]

Had it not been for this untoward event, the opposition would have proved entirely unavailing in this State, notwithstanding the unfair (I might without much impropriety have made use of a harsher expression) conduct, which has been practised to rouse the fears and to inflame the minds of the people. What will be the result now, is not for me to say, as I have seen but a partial return of the delegates, and have little or no knowledge of the political sentiments of many of them. In the northern part of the State the current of sentiment, (I know,) is generally in favor of the new form. In the southern part, I am told, it is the reverse. Whilst in deciding the question, and here the idea of its becoming an impediment to its separation from this, operates thoroughly, whilst pains have not been wanting to inculcate a belief, that the general government proposed will, without scruple or delay, barter away their rights to navigation of the Mississippi. The postponement in New Hampshire will give strength and vigor to the

1 A majority of the New Hampshire convention was, contrary to the expectations of those who had followed her elections, opposed to the constitution. In a short time a small majority was in its favor, but the converts were bound by their instructions, and the convention adjourned to suffer them to consult their constituents. Bancroft asserts that the argument having the greatest weight was that as a small state, it would be prudent for New Hampshire to wait and see what the other states would do.

"Circumstanced as your convention was, an adjournment was certainly prudent, but it happened very *malapropos* for this State, because the concurrent information from that quarter would have justified the expectation of a unanimity in the convention; whereas an account so opposite to every former one, having arrived at the very time when the elections were carrying on here, gave an opportunity to the opponents of the proposed constitution to hold up to the people its not having been so generally approved of in other States as they had been taught to believe, and of consequence prepared them to receive other impressions unfriendly to the government and tending to influence their votes in favor of anti-federal characters."— *Washington to John Langdon, 2 April, 1788.*

opposition in New York, and possibly render Rhode Island more tardy than she would otherwise have been, if all the New England States had adopted the measure. Mrs. Washington joins in every good wish for Mrs. Knox, yourself & family, &c. I am, &c.

[*Nicholas Gilman to President Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 139.]

NEW YORK April 19th 1788.

Sir

Since I had the honor to write your Excellency, of the 21st march, the Convention in Pennsylvania seems to have subsided. The account from Virginia since their election of delegates for the State Convention are rather favorable; as both parties write that there is a small majority east of the mountains in favor of the new System and that the question will depend in a great measure on the delegates from Kentuckey — The Antifederalists are endeavoring to excite jealousy in that quarter by giving it out that the first business of the new Congress will be to Ceede the Navigation of the Mississippi to Spain if they should not succeed in this mischief it is probable the question will obtain in their Convention. —

I beg leave to relate, for your Excellencys amusement, a little affair which for several days interrupted the tranquility of this City: —in which, however, there is nothing miraculous, though occasioned by raising the dead from their graves. — It seems the young Surgeons had made a practice for several months past of diging up the dead for the purpose of anatomical dissection — The people in time became uneasy and applied to the Mayor for redress — but being unable to obtain relief or put a stop to the practice in that way — on sunday last they surrounded the Hospital in a body and took several young men in the act of dissection, but gave them up to be confin'd in prison without much abuse — The next day the mob assembled ransack'd the houses of all most all the Physicians in town & destroyed their valuable Anatomical preparations to a great amount — The Governor endeavored to prevent them — but to no effect — he at length order out the Militia — but the number that turned out was so contemptable as to be disarmed and kick'd off the field — This so enraged the mob that they determined to force the Jail and cut off the young doctors hands they accordingly made the attack — broke down the yard — all the lower windows of the prison and made an entry on the

lower floor — A second attempt was made to turn out the militia and about forty were collected with Arms — who, with a number of gentlemen, march'd up to the Jail amidst a shower of paving Stones and brick bats. — Mr Jay was very badly wounded in the forehead but will probably recover — The Governor — Baron Steuben and many others were slightly — the Poor old Baron has got two black eyes without the least consolation, as he execrates his own conduct for being in the action — they however recovered the Jail in time to save the lives of the prisoners — but were finally obliged to fire upon the mob — three of whom were killed and several wounded which put an end to the affray. —

Let me beg your Excellencys acceptance of the Address herewith enclosed — which I think contains some observation of general concern worthy of notice.—

I have the Honor to be with the most perfect Respect
Your Excellencys Most Obedient & Very Humble servant
N^s GILMAN

P. S. I am just now honored with your Excellencys obliging favor of the 4th instant with its enclosures and beg leave to observe that as Col^o Long, (who had the management of Money in the hands of Mr Wingate) declined taking an order on the Treasury.— I sent him my note of hand, payable twenty days after date, for £50, and requested the Loan officer to take it up; in hopes that he would receive money from the Treasury for the purpose. —

His Excellency President Sullivan.

[*Extract of Letter from George Washington to Thomas Johnson, April 20, 1788.*]

[Writings of Washington, Vol. 11, p. 244.]

* * * "The postponement in New Hampshire, (although it made no reference to the convention of this State, but proceeded altogether from the local circumstances of its own,) is ascribed by the opposition here to complaisance towards Virginia, and great use is made of it." * * *

[*Paine Wingate to President Sullivan.*]

[Farmer's State Papers, Vol. 11, p. 143.]

Sir NEW YORK, April 23^d 1788

I am honored with your favor of the third Instant, and am happy to find that your sentiments respecting the independency of Ken-

tucky, as a State distinct from Virginia, coincide with those I had advanced in a committee of Congress. There is one Idea which your Excellency suggests, sufficient I think to evince that the present confederation does not provide for the erecting new states out of those already in the Union, namely, "because nine states are competent to determine any question before Congress," and upon this supposition a minority of the states in the union might be so circumstanced as to decide upon the most important matters.— This business of Kentucky has not been before Congress but once yet, and I believe there will be some very decent excuse found, for deferring the determination at present, without exciting the resentment of Kentucky. — That country is encreasing surprizingly. An Officer, who has lately come from fort Pitt, says that on the road within the distance of 150 miles, he met seven thousand people moving thither; and that Indian Corn was so plenty there, that it might be bought for nine pence ℔r bushel. — Captain Hutchins, the Geographer of the united states, gives the most flattering account of the Western country. He says that there are more than one hundred millions of acres of excellent land there, and he is so confident that it may become the source of wealth, that he will stipulate with sufficient sureties to pay off 15 millions of Dollars of the domestic debt within five years by the sale of those lands, if Congress will now supply him with 8 thousand specie dollars for the expence of surveying &c. But so low is the state of the treasury that money cannot be spared. — And while we have the pleasure of reflecting on this western prospect, our European prospects are the most discouraging — Letters from Governor Jefferson — of Feb. last in France, inform Congress that it will be absolutely necessary to pay the Interest of our loans in Holland very shortly if we would preserve any degree of credit there; that the supplys, expected from the new loan negotiated there, have stopped. And he has proposed a very disadvantageous mode of relief to the consideration of Congress, without recommending it, only stating our situation. He says that there is a certain Dutch Gentleman, mentioning his name which I cannot recollect, who now holds 1,340,000 Dollars of our domestic securities, and he will engage to fill up our loans, which have been stipulated for in Holland to a considerable amount, and which if procured, would answer our present urgent demands; but it is upon this hard condition that Congress will allow him out of that money 189,000 Guilders in pay of the Interest due to him on those securities, he allowing 10 ℔r cent out of the interest for receiving his pay in Europe — A very extraordinary offer this! An answer

is desired by Mr Jefferson within three months from the date of his letter in Feb. It is probable this sum asked for is of more value than the whole purchase of these securities. The sum this single European possesses is near one twentieth part of our domestic debt & it is said that there are large orders now from Europe for buying up our securities at their depreciated value. If this Dutchman could obtain the interest he proposes it is probable that it would increase their avidity to buy. A consideration not very favorable to the interest, if the peace of the united states.

We have for some time not had a Congress, owing to some of the members going home, but it is expected that others will be here in a few days. There is considerable business which will claim the attention of Congress as soon as the states assemble.

The Mob in New York have been quiet since the Militia dispersed them at the Goal. It is said that Governor Clinton disavows his ordering the Militia to fire, & says he had rather they should have been disarmed by the mob, than they should have killed his fellow citizens. Baron Steuben, who got sadly pelted by marching with those who were armed, says, damn *such* fellow citizens. — The Governor & Mayor are blamed by the populace, tho' they even degraded themselves in trying to please them. The Doctors are before the grand Jurors now for tryal and it remains an uncertainty what will be the issue. I have nothing very consequential to communicate to your Excellency, beg leave to assure your Excellency that with the highest sentiments of Esteem & respect, I have the honor to be your most obedient & humble Servant —

PAINE WINGATE

His Excellency President Sullivan

[The following is written on the wrapper of the above letter:]

This Letter is of peculiar interest. The three principal "*Lobby-members*" of the Convention, were Wingate, *N.* Gilman, & Timo Walker.

Wingate, in this letter, states the fact, that *New* states could not be made from *old ones* under the *confederation*, — consequently there should be a change.

He then says we are badly in debt; — to get out — change the Constitution — and divide the state Kentucky & sell the public land —

You see that all the members did not vote, only 104 — The others Timo Walker *detained* at *his* house, in this city, after he had given them a *dinner*, to prevent them from voting — or a number of them.

Wingate & Gilman were bound to drive Sullivan *to support it.*

[*Paine Wingate to President Sullivan.*]

[Farmer's Papers, Vol. 11, p. 149.]

Sir NEW YORK, May 3d 1788 —

By the last post I received a letter from a friend of mine dated Baltimore April 26, informing me that the convention of Maryland had that day ratified the new constitution, — Yeas 63, nays 11 only — This intelligence, so agreeable to your Excellency's wishes, I have taken the first opportunity of communicating. — The state of New York have this week had their elections for delegates to their convention. In this city the votes are generally in favor of federalists, and it is said that they are so in other counties beyond expectation. It is now the opinion of those who are well acquainted with the sentiments of the people thro' the state that the probability is in favor of adopting the constitution here. The latest accounts from Virginia are, that from the returns of the delegates which are now generally made, a majority will be for the new government. South Carolina does not seem to be doubted. — Upon the whole the encouragement of having a peaceable & good government soon established is dayly encreasing. I hope we shall not be disappointed. — Georgia have made a considerable cession to the united states of their Western lands upon condition that the new constitution shall be adopted & that they be allowed thirty thousand dollars for their expences in defending that territory during the late war.

We have not had a congress until yesterday for some time past, owing to two or three members going out of Town. Other members are expected on dayly. There have been no very material dispatches to Congress since I wrote to your Excellency last.

I have the honor to be with the most respectful esteem your Excellency's most obedient

and humble Servant

PAINE WINGATE

P. S. Mr Gilman desires his most respectful compliments — His Excellency President Sullivan —

[*Nicholas Gilman to President Langdon.*]

[Farmer's State Papers, Vol. 11, p. 167.]

Sir NEW YORK June 12th 1788

Having this day received the first accounts from Virginia since the meeting of their Convention I do myself the honor to inform

your Excellency that from all accounts there is the greatest probability of their acceding to the new System of Government. — A letter from Mr Madison dated "Richmond July 4th" contains the following observations — viz: "Mr Pendleton was put into the Chair without opposition. — yesterday it was unanimously agreed that no general or particular Question should be taken untill the whole had been debated clause by clause and the debates commenced to day. The Governor has renounced the Idea of previous amendments and will vote with us — He did it in a very handsom speech which has made a very favorable impression" other letters mention that a considerable majority was expected in favor of the question previous to the Governors declaration; which by that occurrence must be enlarged —

I believe there is now little or no reason to doubt the success of the question in North Carolina — the Honorable Mr Williamson has lately arrived from that State and assures me that he has not been able to inform himself from what quarter the opposition is to come and that he entertains no doubt of the ratification by their Convention.

With the greatest Respect I have the Honor to be
Your Excellency's Most Obedient Servant
N. GILMAN.

[*Extract of Letter from George Washington to Henry Knox, June 17, 1788.*]

[Writings of Washington, Vol. 11, p. 274.]

* * * "I am sorry to find, not only from your intimations, but also from many of the returns in the late papers, that there should be so great a majority against the constitution in the convention of New York; and yet I can hardly conceive, from motives of policy and prudence, they will reject it absolutely, if either this State or New Hampshire should make the ninth in adopting it; as that measure, which gives efficacy to the system, must place any State that shall have actually refused its assent to the new Union in a very awkward and disagreeable predicament.

By a letter I have just received from a young gentleman[1] who lives with me, but who is now at home in New Hampshire, I am advised that there is every prospect that the constitution will be adopted in that State almost immediately upon the meeting of the

1 Tobias Lear, his private secretary.

convention. I cannot but hope, then, that the States, which may be disposed to make a secession, will think often and seriously on the consequences." * * *

[*Henry Knox to John Sullivan.*]

[Sullivan Papers, Vol. 4, p. 76.]

My dear Sir NEW YORK 29th June 1788.

I thank you for your kind favor of the 21st from Concord, announcing the highly important and satisfactory information of the adoption of the Constitution by New Hampshire

I hope and trust that the news of this great event may reach Richmond previously to the decision of the question in the Virginia convention. The last Letters from Richmond were dated on the 19th the main question would either be put on the 21st or the convention would then make a short adjournment (perhaps of a week) for the purpose of accommodating the legislature which had been called to assemble at the same place on the 23d instant — In either case it appears to be the opinion of the federalists and antifederalists that there would be a small majority for adopting the Constitution in the same manner as by Massachusetts & New Hampshire The express with the New Hampshire information will probably reach Richmond this day as it departed from this City on Wednesday last 1 oClock If the adjournment should have taken place it is probable the majority in favor of the Constitution will be encreased —

I cannot well state the politics of this state — It is sufficient to say they are opposed to the constitution without previous amendments — The Convention have been sitting since the 17th the majority greatly on the side of the Antifederalists

However as the noble conduct of your state has secured the Constitution it is possible the Anti's may think the ground changed and instead of stipulating for previous amendments accept the constitution on the terms you have — If this should be the case with which however I do not in the least flatter myself, the Anti's will take care to shew their power by some declaration that the acceptance is from expediency & not from conviction

Your friends attribute much of the success of the cause in your state to your unremitted exertions, and hope that yr Country will emmenently reward yr patriotism —

I am my dear Sir
affectionately yr humble Ser
H KNOX

[*Letter from the State Society of Cincinnati, in New Hampshire, to General Washington, President-General of the Society, on the Ratification of the Federal Constitution.*]

[Dawson's Historical Magazine, February, 1871.]

DURHAM, July 7th 1788

Sir,

I am directed by the Society of the Cincinnati in New Hampshire to convey their congratulations to your Excellency, and to the Society in General, on the ratification of New Hampshire by a sufficient number of States, not only to establish it as a national form of government, but thereby to fix upon a permanent basis, those liberties, for which, under the direction and order of your Excellency, they have so cheerfully contended.

They now view with inexpressible pleasure the arrival of that happy period, when by the establishment of a truly republican, energetic and efficient national government, they and their posterity may enjoy those blessings, which as a freeman, they esteem an ample reward for all the toils and dangers, which they experienced in the course of a long and perilous war.

I have the honor to be, with the most exalted sentiments of esteem and respect, Your Excellency's

Most Obedient Servant
JNO. SULLIVAN,
By order of the Society.

Jer. Fogg, Secy.

[*Reply of General Washington.*]

[Dawson's Historical Magazine, February, 1871.]

MOUNT VERNON, Septr 1st 1788.

Sir

It is with great personal satisfaction, I receive the congratulations of the Society of Cincinnati in New Hampshire, on the present state of our public affairs.

I shall take care to convey the Instrument expressive of their sentiments to the Secretary of the General Meeting, that, being deposited in the archives, the purport may be made known accordingly.

The prevalence of so good dispositions from one extremity of the Continent to the other (with few exceptions) seems indeed to afford a subject of mutual felicitations to all who delight in their

country's prosperity. But the idea, that my former gallant associates in the field are now about to receive, in a good national government, some compensation for the toils and dangers which they have experienced in the course of a long & perilous war, is particularly consolatory to me.

I entreat that the members of your State Society will believe that I interest myself much in their prosperity; and that you will accept the professions of sincere regard & esteem, with which

I have the honor to be Sir
Yr. Most Obed. & Most Humble Servt
Go WASHINGTON

The Honble Genl Sullivan Presidt of the State Society of the Cincinnati in New Hampshire.

[*Paine Wingate to President Langdon.*]

[Farmer's State Papers, Vol. 11, p. 171.]

Sir NEW YORK, July 26, 1788

I shall do myself the honor of addressing this letter to your Excellency, conceiving it proper at all times to give such information, as I shall suppose your Excellency would wish to receive, or may concern the interest of the State. The Secretary of Congress, no doubt, regularly and seasonably transmits to New Hampshire such acts and resolves of that body as may particularly concern them. Among those acts is one, prolonging the time for lodging the claims of the several states against the united States with the proper commissioner. These claims will comprehend such as any state shall judge to be founded in equity, altho' they are not sanctioned by resolves of Congress or supported by the usual vouchers. And after they are stated, three commissioners hereafter to be appointed will have full power to examine into & admit or reject those of this description as they shall think right and just. This is a most important trust, in which all the states are interested, and some very deeply. Virginia, it is said, have claims of this kind to a very great amount, and Massachusetts not inconsiderable. Among the rest is the Penobscot expedition. I do not know how New Hampshire is circumstanced; but being apprised of the measure it is proper to endeavor to be on an equitable footing with the other states. We had some concern in the Penobscot affair, and very probably the state incurred other expences for the common defence and welfare,

which ought to be adjusted conformably to the general principles established for the other states.

Among other transactions of Congress your Excellency will observe the ratifying of the loan of a million of Guilders made last spring by Mr Adams in Holland. The state of our finances in this country have hitherto been such, that there was no possibility of making payment in Europe for the interest of our loans, or for such parts of the capital as by installment become due there. It was of importance, especially at this juncture, to preserve our credit by a punctual fulfilment of our engagements. The new Government must require some time to form the regulations & bring forth the expected resources. Many disadvantages would attend a repeated application to the money lenders for smaller sums and when pressed with immediate necessity. From these and other good considerations Mr Adams & Mr Jefferson were both of opinion that it would be much for the interest of the united states to secure this needed resource to enable us to pay the demands upon us in Europe to the year 1790 inclusively by which time it is hoped that our internal resources will be sufficient to supply our wants without the burden of foreign loans. Besides, altho' the contract is made for a certain sum, yet it is not likely that the loans will be filled up any faster than the monies shall become due there, so that in effect it will be no more than to put upon Interest again that interest and those Instalments which shall from time to time become due and paying some other necessary expences which arise in Europe. I confess that I am extremely averse to the increase of our foreign loans, and nothing but necessity and our peculiar situation at this time would have induced me to consent thereto. So fully impressed was Congress with a sense of the present expediency that there was but one dissenting voice. Congress have omitted making the necessary arrangements for putting the new Government into effect, out of delicacy to the situation of New York, whose decision upon the proposed constitution has been expected dayly for some time. I have now the pleasure of congratulating your Excellency upon their adoption which we have just received the news of. The particulars are not yet come to hand, only that there was a majority of five in favor of an unconditional ratification. The new congress cannot meet so early as most expected and many wished for, owing to the situation of some of the Southern states. I hope however that there will be no necessity of Congress meeting under the present confederation after November next. We have now all the states

represented in congress and considerable business which requires the attention of that body, but expect that as soon as the principal matters are dispatched the delegates will many of them return home. Among that number I shall be glad to be one, provided that nothing special should require my continuance here and my return shall have your Excellency consent. I have the honor to be your Excellencys most obedient & humble Servant

PAINE WINGATE

His Excellency President Langdon

[*Nicholas Gilman to President Langdon.*]

[Farmer's State Papers, Vol. 11, p. 179.]

NEW YORK September 5th 1788

Sir

I have to acknowledge the honor of your Excellencys obliging favor of the 25th Ultimo, and it is with real regret that I am again constrained to inform you that the ordinance for the organization of the new government remains incomplete; owing to the absence of the delegates of Rhode Island and to a want of that spirit of accommodation which has hitherto confessedly marked the conduct of New Hampshire on this subject. — The ordinance has once been completed in all its parts and when the final question was about to be taken the delegates of Rhode Island left the Hall & the city. —

The time for choosing electors, of their meeting and the assembling of the new Congress was fixed at later periods than could meet the wishes of the Eastern States in order to accommodate the southern.

The question on the place for commencing proceedings under the new Government was first taken for Philadelphia — when the Delegates of New Hampshire and Connecticut (conceiving to be the wish of the Southern States, and being actuated by that spirit of accommodation & conciliation which it is their ardent desire to see operating in the general government of the States, and on which our national prosperity so greatly depends) gave their assent. — But to their surprize the Question was lost by the negative of South Carolina and the division of Delaware and Georgia among the Southern States. — The Question was afterwards taken for New York in a full representation of all the States and carried, south Carolina voting in the affirmative &

Georgia divided — but as the final question did not obtain, owing to the circumstances above related, an attempt has since been made to send out the ordinance without inserting the place leaving it for the new Congress to assemble when the old Congress should be sitting at the time, but without success. — Thus has the business past on from day to day waiting the return of the Delegates from Rhode Island —

As it seems to be the general opinion that New York or Philadelphia must be the place for the first Congress to assemble in and as seven States and an half are in favor of the former and half the delegation of Delaware, in addition pointedly opposed to the latter it appears to be the effect of unwarrantable obstinacy that the minority will not concede the point in question without further delay. —

I hope however that we shall be able to finish this business within a few days when I shall do myself the honor to give your Excellency the earliest notice —

With the highest Respect I have the Honor to be Your Excellencys Very Obedient and Humble Servant

NICH: GILMAN

His Excellency President Langdon

[*Paine Wingate to President Langdon.*]

[Farmer's State Papers, Vol. 11, p. 181.]

NEW YORK Sep^{t} 11th 1788 —

Sir

I acknowledge the honor of receiving your Excellency's favor of the 11th ult^{o}, also yours of the 2^{d} instant to Mr Gilman and to me, enclosing our Commissions for the ensuing year — I thank your Excellency for your obliging attention in sending on our commissions, and Mr Gilman's acknowledgments, at his desire, are joyned with mine; but I hope and expect not to have occasion for my commission. I think it likely that the states will not be generally represented in Congress after November next, and unless any emergency should make it necessary for the delegates to attend, I conceive that it will be judged most expedient to let what little business may be left, pass over to the new government. Your Excellency observes that you do not recollect any business of the state that will require my attendance after the general business is compleated, and that I must use my own judgment in determining

when to return home. My wish is to return as soon as may be without neglect of my trust, and as several of the delegates from other states are already gone, and others will probably soon follow, and as there does not appear to be any matters of great consequence to be decided before the end of the present year, except such as may be dispatched in a few days, I shall conformably to my inclination, and I believe the interest of the state, leave this city for home on the last of next week, unless something unexpected should prevent. I am happy to have your Excellency's approbation respecting the late loan.

I do most sincerely joyn in your congratulations on the general adoption of the new constitution. Altho' North Carolina, being mislead by the information received from this state, and not discovering their mistake until too late, did not ratify; yet all accounts from that state agree, that they will as soon as may be take the matter into consideration again and adopt, as they would doubtless have done had they heard from New York convention a day or two sooner. A delegate in Congress lately from Rhode Island, and who has heretofore been antifederal, says that state is now in a fair way of calling a convention, and he is of opinion that they will ratify. So that we may hope once more to see a union of the thirteen states, and I trust in a government that may make us a great and happy nation.

My Colleague has informed your Excellency of the reasons which actuated our conduct in the late endeavours to organize the new government. They were such as we supposed ought to influence us, and would vindicate us from any blame in the past delay. Nothing has been further attempted in this business since Mr Gilman wrote, but we have reason to think it will be compleated in a few days. I do not imagine that the delay as yet has put off the time when the operation of the new government would commence, or has been injurious, further than a waste of time in Congress, and keeping the public in a painful suspence, and some little irritation of the parties. These it is true, tho' I think they will be attended with no very disagreeable consequences, are evils which I wish had been avoided, and that the government had commenced with a perfect harmony of sentiment. Had all parties been as disinterested as the delegates of New Hampshire in this affair it might have been the case; but the rivalship of Philadelphia and New York would not admit of it.

The Minister of the united Netherlands has lately been recalled, & taken leave of Congress. The united states of America have

upon this Occasion received fresh assurances of friendship from the States General, but are not informed of the reasons of the recall of the minister. It is easily conjectured however that it was because he was not in the interest of the Prince of Orange. Congress has this week elected Gen[l] Irvine of Pennsylvania and the Hon. John T Gilman Esq. of New Hampshire commissioners for settling the accounts of the several states agreeably to the Ordinance of May 7, 1787. The third who is to be from the Southward is not yet chosen. We have no late European news and I have nothing else material to write. I have the honor to be with great respect your Excellency's most obedient and humble Servant

PAINE WINGATE.

His Excellency President Langdon

[*Nicholas Gilman to President Langdon.*]

[Farmer's State Papers, Vol. 11, p. 185.]

NEW YORK September 13th 1788

Sir

I do myself the honor to transmit herewith, an ordinance of Congress for putting in motion the new System of government:— and have the pleasure to observe, that, although a difference in sentiment, respecting the place of meeting has been productive of animated debates and has occasioned some delay yet it finally passed without a dissentient voice or the least apparent animosity.— This day has also compleated the election of the Commissioners for settling the national accounts agreeably to the ordinance of May 1787.—The Board consists of General William Irvine of Pennsylvania—M[r] J. T. Gilman of New Hampshire and M[r] Abraham Baldwin of Georgia.

Enclosed also are two resolutions of the Convention of North Carolina transmitted to Congress by their President—one of which shews the sense in which that body consider their act respecting the proposed plan of government and their determination to adhere to the Union.—

With the greatest Respect I have the honor to be Sir

Your Excellencys Most obedient and

Most Humble Servant—

N. GILMAN

His Excellency President Langdon

[*Henry Knox to John Sullivan.*]

[Sullivan Papers, Vol. 4, p. 77.]

PORTSMOUTH 14 October 1788.

My dear Sir,

Passing through this Town, on my return to Boston from Penobscot where I have been for the last two months I flattered myself with the hope of an interview with you here — although I am unhappy at my disapointment yet I cannot be so near to you without dropping you a line. Were I not in a great hurry I should certainly have paid you a visit at your seat — But my long absence, and pressing calls for my return both public and private will prevent my experiencing the pleasure of seeing you at this time.

I sincerely hope that the proposed government will have the effect, to point out, and secure to us in a better manner than hitherto the blessings of our hard earned independence The prospect is fair, and arguing from the good sense of the majority of the people in accepting the constitution, we may expect if it should want to be better braced that it may be peaceably effected —

I shall be happy in receiving a line of recognition from you directed to me at New York. I shall expect to remain at Boston a short time, previously to my setting out southward —

I am Dear Sir with sentiments of real friendship

Your sincere and very humble Servant

H KNOX

General Sullivan —

[*Tobias Lear to John Langdon.*]

MOUNT VERNON, 31st January 1789.

My dear Sir,

I should have considered my not writing; to you since my arrival here, in September last, as an unpardonable neglect, if it had not been justified by the unfavourable complexion of publick affairs, in this state so far as they respected the new Government. As this subject would have course; have occupied a very considerable part of my letters; I thought it best to postpone writing altogether; till we were fully ascertained of the steps taken here, to carry the proposed system into execution. Knowing from every information, that whatever accounts you might receive, through the channel of the publick papers, or otherwise, could not

well represent matters in a more gloomy state, than they appeared to be here, and as accounts coming through that medium may be controverted with a better grace, than those which come from an individual, who has a pretty good opportunity of knowing, the true situation of publick affairs. I did not wish to impress them by the concurrence of a private letter, nor commit myself to a falsehood by contradicting them. I hope therefore my silence will be excusable. Since the Assembly of this state have finished all matters relative to the Government, so far as depended upon them, the aspect of these affairs have assumed a more settled form, and will enable a person to speak with some degree of certainty upon them.

Mr Henry the leader of the opposition in this State, finding himself beaten off the ground by fair argument in the state convention, and out-numbered upon the important question, collected his whole strength, and pointed his whole force against the Government in the Assembly. — He here met with but a feeble opposition, for those great characters, who had supported the system in the convention were not members of the Assembly — There was not now a single speaker who could cope with him. — He led on his almost unresisted phalanx and planted the standard of hostility upon the very battlements of federalism. —

In plain English, he ruled a majority of the Assembly and his edicts were registered by that body with less opposition than those of the Grand Monarque have met with from his Parliaments. — He chose the two senators, R. H. Lee & Col Grayson, both of whom had declared themselves opposed to the Government. He divided the state into districts, obliging every district to chuse one representative who should be an inhabitant of that district; taking care to arrange matters so as to have the County of which Mr. Madison is an inhabitant thrown into a district of which a majority were supposed to be unfriendly to the Government, & by that means exclude him from the Representative body in Congress. He wrote the answer to Governor Clinton's letter, and likewise the circular letter to the Executives of the several states, (one of which I presume your excellency has received before this time) requestion that the states might unite, in desiring Congress to call another General Convention &c &c. And after he had setteled everything relative to the Government wholly (I suppose) to his satisfaction, he mounted his horse & rode home, leaving the little business of the state to be done by anybody, who chose to give themselves the trouble of attending to

it. This I believe, is a pretty fair state of facts, so far as they relate to the legislature. — One thing however should be remarked — viz that the doings of the Assembly upon the Government have been represented out of the state, as their almost unanimous deed — this is not the case there was a respectable minority in point of numbers, and in many other views they would be considered by all good men, as far outweighing their opponents, & the voice of the people, in the choice of Electors, since the Assembly have risen, clearly shews that their sentiments were not justly represented in that body, for they have made choice of Gentlemen for that business of whom a great majority were warm & decided supporters of the Government. — But the fullest proof of the disposition of the people will be given in their choice of Representatives to Congress, which will take place on Monday next, & of these 6 at least will be federal Characters — this the opposite party themselves acknowledge & the more sanguine in favor of the Government speak with confidence of 7 or 8 out of ten, that will be warm supporters of the System — There can be but little doubt of Mr Madison's Election, for notwithstanding their unwearied efforts to exclude him from any share in Government by the arrangement of the district & every other obstacle, that could be suggested his personal appearance in the district, & the exertions of his friends, have so far turned the current in his favor, that they chose a decided federalist, as an elector in spite of every opposition — If he should be left out, not only this state, but the whole Continent will sustain a considerable loss by being deprived of his superior abilities Mr Rich[d] H Lee has declared that in his opinion the Government ought to have a fair trial in its present form & that he shall be opposed to any premature amendments — We were pleased to see your name as a Senator from New Hampshire. Judge Bartlett I presume is attached to the Government, which will give New Hampshire a federal voice in one branch of Congress — tho it is a matter of concern to see, by the late papers, that there was no prospect of a federal representative from that state. Maryland has chosen six characters who are decided friends to the Government to represent her in Congress & from the choices already made, & the general disposition of the people through the states there can be no doubt but a very decided majority of the lower house in Congress, will be supporters of the system in its present form till experience points out, such amendments as are necessary. We have not yet rec'd any acc'ts from South Carolina respecting the choice of Senators &

Representatives in that State. *Your good friend* Col, Mason has not given up his opposition, & I dare say will not so long as he is actuated by those *very liberal* principles which led him to oppose the system — It is peculiarly pleasing to every person who is interested in the welfare of this Country to observe the change that is taking place in private as well as publick economy — Industry and frugality are taking the lead among those individuals who, but a very little time since, were remarkable for their idleness & extravagance

The spirit begins to prevail strongly in Virginia where the opposite conduct was always so notorious — A concurrence of circumstances seems to mark this period, as the most favorable of any that ever America has experienced for establishing an energetic & liberal government: — & much very much will depend upon the characters who are to put the grand machine of federal Government in motion — its first impressions will be strongest — & from a knowledge & experience of those who are called upon to commence its operations there cannot be a doubt of their being extremely favorable — The General desires me to present his best compliments to you, & his warmest wishes for your health & welfare.

You will please to make my best respects acceptable to your good Lady & Miss Eliza — & inform the latter that I had several mocking birds taken last fall with an intention of sending them to her — but the severity of the weather at Christmas destroyed them Indeed it is very rare that they can be kept thro' the winter except in the southern parts of the state. Our Red Birds are more hardy & as we have several very fine ones, I shall send her one by the first conveyance. My respects & best wishes always attend our friends.

I am my dear sir with every sentiment of respect & attachment
Your sincere friend & very H'ble serv't
TOBIAS LEAR

His Excellency John Langdon.

[*Charles Thomson to John Langdon, President of the Senate.*]

Sir MOUNT VERNON April 14 1789

In obedience to the orders I received on the 6th of this month. I left New York the next day & proceeded with unremitted diligence as fast as storm, tempest & bad roads would permit arrived at this place this morning. I found the general at home & after

common compliment & salutation took an early opportunity to address him as follows. Sir,

The president of the Senate chosen for the special occasion having opened & counted the votes of the Election in the presence of the Senate & house of Representatives, I was honored with the commands of the Senate to wait upon your excellency with the information of your being elected to the office of President of the United States of America. This commission was intrusted to me on account of my long being in the confidence of the late Congress & charged with the duties of one of the principal civil departments of government. I have now sir to inform you that the proofs you have given of your patriotism and of your readiness to sacrifice domestic seperation & private enjoyments to preserve the liberty & promote the happiness of your country did not permit the two houses to harbour a doubt of your undertaking this great this important office to which you are called not only by the unanimous vote of the electors, but by the voice of America, I have it therefore in command to accompany you to New York where the Senate & house of Representatives are convened for the dispatch of public business. In executing this part of the commission where personal gratification coincides with duty I shall wait your time and be wholly governed by your convenience. I then deliver your dispatch To this the President made a short reply & concluded informing me that he would be ready to set out the day after to morrow and from the arrangements he has made in his mind of the daily stages it may be 6 or 7 days from that time before he reaches New York. With my dutiful respect to this Senate I have the honor to to be.

Sr Your most obedient and most humble servant

CHAS THOMSON.

[*George Washington to John Langdon.*]

[Writings of Washington, Vol. 11, p. 380.]

MOUNT VERNON, 14 April, 1789.

Sir,

I had the honor to receive your official communication, by the hand of Mr. Secretary Thomson, about one o'clock this day. Having concluded to obey the important and flattering call of my country, and having been impressed with an idea of the expediency of my being with Congress at as early a period as possible, I propose to commence my journey on Thursday morning, which will be the day after tomorrow. I have the honor to be, with sentiments of esteem, Sir, &c.

ACTS OF THE LEGISLATURE

PERTAINING TO

FEDERAL RELATIONS.

[Acts, Vol. 4, p. 276.]

STATE OF NEW HAMPSHIRE.

In the year of our Lord, one thousand seven hundred & Eighty one.

[L. S.] AN ACT to authorize the Congress of the United States of America to levy a Duty not exceeding five per Cent, upon Goods imported into, & Prizes condemned within this State.

WHEREAS it is necessary that the said Congress should have a permanent Fund for the discharge of the Debts already contracted and which may be contracted on the faith of the said United States for supporting the present War Therefore in order for the establishing such a fund—

Be it enacted by the Council & House of Representatives in General Assembly convened & by the Authority of the same, That the said Congress be, & hereby are Authorized and impowered to levy for the discharging of said Debts a Duty not Exceeding five per Cent. ad Valorem at the time and place of Importation, upon all Goods Wares and Merchandize of foreign growth and Manufactures which may be imported into this State from any foreign Port Island or Plantation after the first Day of March one Thousand seven Hundred & Eighty one, Except Arms ammunition Cloathing and other Articles imported on account of the United States or any of them and except Wool Cards & Cotton Cards and Wire for making them and also except Salt during the present War—

And that the said Congress be and hereby are authorized & impowered to levy for the Purpose aforesaid a further Duty not exceeding five per Cent on all Prizes and Prize Goods condemned in the maritime Court of this State, as Lawful Prize and that the said Duties be continued until the said Debts shall be fully and finally discharged—

Provided Nevertheless that this Act shall not extend or be construed to extend so far as to empower Congress to proceed to the Execution of the powers by this Act Vested in them untill the Legislatures of all the united States except such as are excepted by the Resolution of Congress of the 7 of Febr 1781 Shall vest in

Congress the power of Levying Duties agreeably to their Resolutions of the 3d & 7 Febr afores^{d} —

State of New Hampshire } In the House of Representatives April 6th 1781

The foregoing Bill having been read a third time Voted, that it pass to be Enacted.

Sent up for Concurrence WM WHIPPLE Speaker P: T.

In Council the 6th Day of April 1781 This Bill was read a third time & Voted that the same be Enacted.

M WEARE President

[Acts, Vol. 5, p. 14.]

STATE OF NEW HAMPSHIRE

In the year of our Lord one thousand and Seven hundred & Eighty four

[L. S.] AN ACT to Invest the United States in Congress assembled, with additional power for limited time. —

WHEREAS the United States in Congress assembled more effectually to secure the commercial Interests thereof ought to be invested with power for a limited time to prohibit the importation and exportation of Goods Weares and Merchandizes to and from any of the United States in Vessels not the property of the States, or the subjects of a power who shall have formed a Commercial Treaty with the same.

Be it enacted by the Senate & House of Representatives in General Court convened, That the united States in Congress assembled, shall be and they are hereby authorized and empowered to prohibit in any manner they shall think proper, for any term not exceeding fifteen Years, the importation & exportation of any Goods, Wares or Merchandizes, to or from this State in Vessels belonging to or Navigated by the Subjects of any power with whom the United States shall not have formed Treaties of Commerce; and also for the like term to prohibit the Subjects of any foreign State, Kingdom or Empire, unless authorized by Treaty, from importing into this State, Goods, Wares or Merchandize which are not the produce or Manufacture of the Dominion of the Sovereign whose subjects they are —

Provided that to all Acts passed by the United States in Congress assembled, in pursuance of the above powers, the assent of Nine States shall be necessary. This Act shall commence and

be in force so soon as each and every State in the Union shall pass similar Acts, and as soon as the President of this State shall be notified that each and every State in the Union have passed similar Acts, he shall and he is hereby authorized to issue his Proclamation declaring this Act in force —

State of New Hampshire } In the House of Representatives November 4th 1784.

The foregoing Bill having been read a third time Voted that it pass to be enacted

Sent up for Concurrence. GEO: ATKINSON Speaker

In Senate November 5th 1784 This Bill was read a third time & Voted that the same be Enacted —

M. WEARE President

[Acts, Vol. 5, p. 106.]

STATE OF NEW HAMPSHIRE

In the year of our Lord one thousand seven hundred and Eighty Five

AN ACT to vest the united States, in congress assembled, with full power to regulate trade, and to enter into treaties of Commerce.

WHEREAS treaties of commerce and a due regulation of trade through the united states of america, are become absolutely necessary

Therefore be it enacted by the Senate and house of Representatives in general Court convened that the United States in congress assembled be and they are hereby vested with full power and authority on the Part and in behalf of this State to make and enter into such general ordinances and treaties for the due regulation of the Trade and Commerce of the united States, as they may Judge best calculated to promote, the weal and prosperity thereof

And be it further enacted that all the fees profits and emoluments, arising from such regulations of Trade and Treaties of Commerce shall be appropriated to the sole use of discharging the public debt. —

Provided nevertheless, that the power and authority hereby granted unto and vested in the united States in congress assembled be and hereby are suspended until each, and every State in the Union shall have vested the United States in Congress assembled with full power and authority sufficient for the purposes aforementioned

And be it further enacted That this act shall continue & be in force for the term of fifteen Years from and after the passing hereof and no longer —

State of New Hampshire } In the house of Representatives the foregoing Bill having been Read a third time voted that it pass to be enacted

Sent up for concurrence CHRISTOR TOPPAN Speaker P T

In Senate June 23rd 1785 the foregoing bill was read a third time and voted that the same be Enacted

JNO LANGDON President

[Acts, Vol. 5, p. 236.]

STATE OF NEW HAMPSHIRE.

In the year of our Lord one thousand, seven hundred and eighty six. —

[L. S.] AN ACT to vest the United States in Congress assembled with full powers to regulate Commerce. —

WHEREAS the united States in Congress assembled did by their Resolve of the 30th April 1784, recommend it to the several States in the Union to vest Congress with powers competent to the protection of Commerce & to prohibit the importation of any Goods, Wares or Merchandize in vessels owned or navigated by the subjects of any Power not being in Commercial Treaty with the united States, which recommendation appearing highly reasonable, & a complyance therewith to be of great importance to the foreign Commerce of the united States, Therefore *Be it enacted* by the Senate & House of Representatives in General Court convened, that the united States in Congress assembled, be, & hereby are in behalf of this State for the term of fifteen years, to commence at the time when all the States in the Union shall give similar Powers to the United States in Congress assembled, fully impowered to prohibit any Goods, wares or Merchandize from being imported into, or exported from any of the States in vessels belonging to, or navigated by the Subjects of any Power with whom the States in union, shall not have formed Treaties of Commerce.

And Be it further enacted, that the United States in Congress assembled, be and hereby are fully impowered in behalf of this State, for the term of fifteen years to commence as aforesaid, to prohibit the Subjects of any foreign State, Kingdom or Empire,

unless authorized by treaty from importing into the united States any Goods, Wares or Merchandize which are not the produce or manufacture of the Dominions of the Sovereign whose Subjects they are.

And be it enacted by the Authority aforesaid, that all Acts and laws of this State heretofore passed respecting the Subject matter of this Act, be and hereby repealed and made null & void. —

State of New Hampshire } In the House of Representatives June 17th 1786—

The foregoing Bill having been read a third time, voted that it pass to be enacted.

Sent up for Concurrence JOHN LANGDON Speaker

In Senate June 19th 1786. This bill having been read a third time, voted that the same be enacted.

JNO SULLIVAN President

[Acts, Vol. 5, p. 289.]

STATE OF NEW HAMPSHIRE.

In the year of our Lord, One Thousand Seven Hundred & Eighty six. —

[L. S.] AN ACT to vest the United States in Congress assembled, with full power to regulate Trade & enter into Treaties of Commerce. —

WHEREAS Treaties of Commerce, and a due regulation of Trade throughout the United States of America, are become absolutely necessary: Therefore *be it enacted* by the Senate & House of Representatives in General Court convened, that the United States in Congress assembled be, and they hereby are vested with full power & authority, on the part and behalf of this State to make and enter into such General Ordinances and Treaties for the due regulation of the Trade and Commerce of the United States, as they may judge best, calculated to promote the weal & prosperity thereof— And *be it further enacted*, that all the Fees, profits and emoluments, arising from such regulations of Trade & Treaties of Commerce shall be appropriated to the sole use of discharging the public debt.

And be it further enacted, that the United States in Congress assembled, be, and hereby are vested with full power to prohibit any Goods, wares or Merchandize from being imported into, or exported from this State, in vessels belonging to or navigated by

the subjects of any power with whom the United States have not formed Treaties of Commerce. —

And be it further enacted, that the United States in Congress assembled be, and hereby are vested with power to prohibit the subjects of any foreign State Kingdom or Empire, unless authorized by treaty from importing into this State any Goods, Wares or Merchandize which are not the produce or manufacture of the Dominion of the Sovereign whose subjects they are. — *Provided* that the operation of this Act and every part thereof shall be suspended until Congress shall begin to exercise the before mentioned powers — at which time the operation of this act shall commence and shall continue, and be in force for the term of fifteen years from that time and no longer —

And be it further enacted, that an Act of this State intitled "An Act to invest the United States in Congress assembled with additional powers for a limited time" passed the 5th of November 1784; and another Act passed the 23d June 1785, intitled "An Act to vest the United States in Congress assembled, with full power to regulate Trade and enter into Treaties of Commerce" — Also another Act passed the 19th June 1786 intitled "An Act to vest the United States in Congress assembled with full power to regulate Commerce" be and hereby are repealed.

State of New Hampshire — In Senate Decr 27th 1786 —

The foregoing bill having been read a third time, voted that it pass to be enacted —

Sent down for concurrence JNO SULLIVAN President

State of New Hampshire } In the House of Representatives Decr 28th 1786 —

The foregoing bill was read a third time & concurred

JOHN LANGDON Speaker

[Acts, Vol. 5, p. 362.]

STATE OF NEW HAMPSHIRE —

In the year of our Lord, one thousand, seven hundred & eighty seven.

[L. S.] AN ACT appointing deputies from this State to the Convention proposed to be holden in the City of Philadelphia in May 1787 for the purpose of revising the federal constitution.—

WHEREAS in the formation of the federal Compact which frames the bond of union of the American States, it was not possible in

the Infant State of our Republic to devise a System which in the course of time & experiance would not manifest imperfections, that it would be necessary to reform —

AND WHEREAS the limited powers, which by the Articles of Confederation are vested in the Congress of the United States, have been found far inadequate to the enlarged purposes which they were intended to produce —

AND WHEREAS Congress hath by repeated and most urgent representations endeavoured to awaken this & other States of the Union, to a sense of the truly critical & alarming situation, in which they may inevitably be involved, unless timely measures be taken to enlarge the powers of Congress, that they may thereby be enabled, to avert the dangers which threaten our existence as a free and independant People

AND WHEREAS this State hath been ever desireous to act upon the liberal System of the general Good of the United States without circumscribing its views to the narrow & selfish Objects of partial convenience; And has been at all times ready to make every concession to the safety & happiness of the whole, which Justice and sound policy could vindicate.

Be it therefore enacted by the Senate & House of Representatives in General Court convened, that John Langdon, John Pickering — Nicholas Gilman & Benjamin West Esq^{rs} — be and hereby are appointed Commissioners, they or any two of them, are hereby authorised and impowered, as Deputies from this State to meet at Philadelphia said Convention, or any other place to which the said Convention may be adjourned for the purposes aforesaid, there to confer with such deputies as are or may be appointed by the other States for similar purposes, and with them to discuss and decide upon the most effectual means to remedy the defects of our federal Union, and to procure and secure the enlarged purposes which it was intended to effect, and to report such an Act to the united States in Congress, as when agreed to by them, and duly confirmed by the several States, will effectually provide for the same.

State of New Hampshire } In the House of Representatives June 27th 1787 —

The foregoing Bill having been read a third time, voted that it pass to be enacted.

Sent up for concurrence — JOHN SPARHAWK Speaker

In Senate the same day, this bill having been read a third time voted that the same be enacted.

JN^{O} SULLIVAN President

[Acts, Vol. 5, p. 432.]

STATE OF NEW HAMPSHIRE.

In the year of our Lord one thousand seven hundred and eighty eight.

[L. S.] AN ACT for carrying into effect an Ordinance of Congress of the 13th September last relative to the Constitution of the United states.

BE IT ENACTED by the Senate and House of Representatives in general Court convened that the Inhabitants of the several Towns and Parishes plantations and places unincorporated in this State who are qualifyed to vote for state Representatives shall assemble in their respective towns parishes or places on the third Monday of December next to ellect by ballot three persons having the quallifications required by the Constitution of the United States to represent this state in Congress and the Selectmen of the several Towns parishes and places aforesaid shall give fifteen days notice of the design of said meeting and shall during the choice of Representatives preside at Such meeting impartially and shall receive the votes of all the Inhabitants of such Towns Parishes and places present and qualified as aforesaid and shall sort and count the same in the meeting and in the presence of the town Clerk who shall make a fair record in Presence of the Selectmen and in open meeting of the name of every person voted for and the number of votes against his name and a fair Copy of this record shall be attested by the Selectmen and Town Clerk and shall be sealed up and directed to the Secretary of this State with a Superscription expressing the purport thereof and returned into the Secretary's Office on or before the last Wednesday of December next who shall lay the same as soon as may be before the Senate and house of Representatives to be by them examined and in case there shall appear to be any or the full number returned elected by a majority of Votes he or they so chosen shall be declared elected but in Case there shall not be any or the whole number elected the General Court shall make out a list of such persons as have the highest number of Votes equal to double the number of Representatives wanting and if in compleating such list it should happen that two or more persons voted for shall have an equal number of votes the names of such persons shall be put into a box and the Secretary shall draw the number wanting to complete such list. And the names of the

persons contained in such list shall be transmitted to the Selectmen of the several Towns parishes and places aforesaid who shall thereupon warn a meeting to be holden one the first monday of February next giving at least eight days notice and the Inhabitants of each Town qualified as aforesaid shall out of such list give in their Votes for the number of Representatives wanting and the Selectmen and the Town Clerk as aforesaid shall cause a record of the number of Votes Against each Man's name in such lists to be made and a copy thereof Attested in manner aforesaid to be transmitted to the Secretary's Office on or before the 20th of the same February and such Votes shall be examined by the President and Council for the time being or by such of them whose names are not contained in such list. And in case it shall appear to the General Court that the names of a major part of the Council are on said list then the same shall be examined and corrected by a committee chosen by the General Court for that purpose and such number of the Candidate equal to the number of the Representatives wanting as shall have the highest number of votes shall be declared elected; and in case it shall so happen by reason of an equality of votes a choice of the whole number or any part of the Representatives wanting cannot be declared the names of such candidates Shall be put into a Box and the Secretary shall draw out the number wanting and the person or persons so drawn shall be declared elected and the members chosen and declared as aforesaid shall be the Representatives of the State of New Hampshire in the Congress of the United States for the term of two years from the first Wednesday of March next. And the Secretary shall as soon as may be notify those of their appointment. And each of the Representatives shall have a Certificate of their election under the seal of the State signed by the President and countersign'd by the Secretary.

And be it further enacted by the Authority aforesaid that Inhabitants of the several Towns and parishes plantations and places unincorporated qualified as aforesaid shall on the third Monday of December next in Town Meeting assembled give in their Votes for five persons Inhabitants of this State who shall not be continental Senators Representatives or Persons holding Offices of profit or trust under the United States to be the electors for this state which vote shall be taken recorded Sealed and Transmitted to the Secretary's Office at the Same time and In like manner as votes for representatives to the Congress of the United States as is by this Act required, And the Secretary shall lay such votes

before the General Court to be corrected and examined in the same manner as Votes for representatives and the persons having a majority of votes shall on the first Wednesday of January next be duly appointed and declared elected and in case it shall so happen that the whole or any part of the number of electors are not chosen by the people then the General Court shall take a number of names out of the Candidates who have the highest number of Votes equal to double the number of electors wanting from which the Senate and House shall in such way and manner as may be by them agreed on proceed to appoint the Electors wanting who shall be declared the Electors of this State for the President and vice President of the United States and notified to attend their duty as such.

And be it further enacted by the authority aforesaid that if a Vacancy shall happen in either of said Cases they shall be filled up in manner aforesaid.

And be it further enacted by the authority aforesaid that it shall be the duty of the Town Clerks in the several Towns parishes and places in this State to cause the last mentioned Votes for representatives to be returned into the Secretary's Office before the said twentieth of February or delivered to the Sheriffs of their respective Counties on or before the fifteenth day of said month whose duty shall it be to cause the same to be Lodged in the Secretary's Office on or before the said twentieth Feby. And the respective Sheriffs and Town Clerks shall be liable to the same pains and penalties for neglect of duty in this respect as they are by law in the case of the votes for president and Senators of this State.

State of New Hampshire } In the house of Representatives November 10th 1788.

The foregoing bill having been read a third time, voted that it pass to be enacted.

Sent up for concurrence THOS BARTLETT Speaker

In Senate Nov. 12th 1788. The foregoing bill having been read a third time, voted that the same be enacted.

JOHN LANGDON Presi—

[Acts, Vol. 6, p. 1.]

STATE OF NEW HAMPSHIRE.

In the year of our Lord one thousand seven hundred and eighty nine.

AN ACT in addition to an Act for carrying into effect an ordinance of Congress of the thirteenth of September 1788 relative to the Constitution of the Constitution of the United States passed the 12th of November last.

[L. S.]

WHEREAS it is necessary that some further provision should be made for filling up vacances that may happen in the representation of this State to the Congress of the United States.

Therefore be it Enacted by the Senate and House of Representatives in General Court convened, that all vacancies of Representatives to Congress that shall happen by death resignation or otherwise shall be filled up in manner following to wit. Upon notice of any such vacancy the President for the time being by and with the advice of Council shall issue precepts to the Select men of the several Towns and Parishes plantations and places unincorporated in this State requiring them to warn the Inhabitants of their respective Towns Parishes Plantations and places to meet on a certain day in said precept to be mentioned to Vote for a Representative or Representatives to fill up such vacancy. And such meetings shall be notified warned and governed and the Votes received, sorted, counted, certified and returned in the same manner as the said Act directs by a certain day in said precept to be mentioned and the Secretary shall lay said Votes before the President and Council at their first Meeting after the same shall have been returned as aforesaid to be by them examined and if a choice by a majority of Votes shall have been made the same shall be declared and the person or persons so chosen shall be notified of their appointment in the manner said Act directs. But if no such choice shall be made by the people then the said President and Council shall issue a new precept which shall contain a number of names out of the Candidates voted for who have the highest number of votes equal to double the number wanting in which precept the said Selectmen shall be required (on certain day in said precept to be mentioned) to assemble the Inhabitants of their respective Towns parishes plantations and places to give in their Votes out of the number so

returned by the President and Council for the Representatives wanting which Votes shall be returned at the time and in the manner as shall be directed in said precept and the persons having the greatest number of Votes shall be declared elected as aforesaid.

And the Respective Sheriffs and Town Clerks shall be liable to the same Penalties for neglect of the duties enjoined on them in pursuance of this Act as they are in said Act.

In the House of Representatives Feby. 7th 1789. The foregoing bill having been read a third time voted that it pass to be enacted.

Sent up for concurrence THO^{s} BARTLETT, Speaker,

IN SENATE, the same day, this bill was read a third time, Voted that the same be enacted.

JOHN PICKERING, President.

CORRECTIONS.

On page 1, note 2, for 1786, read 1784 and see Vol. xx, p. 33.
On page 3, 28th line, for *Bailey*, read *Bayley*.
On page 4, 16th line, for *Bailey*, read *Bayley*.
On page 13, 7th line, for *Thornton*, read *Thompson*.
On page 14, 19th and 39th lines, for *Thornton*, read *Thompson*.
On page 21, 40th line, for *Cutter*, read *Cutler*.
On page 30, 14th line, for *Thornton*, read *Thompson*.
On page 38, for *William Peabody, Jr.*, read *William Peabody*.
On page 151, 26th line, for *rates*, read *notes*.
On page 153, 27th line, for *Edward*, read *Edmund*.
On page 173, 14th line, for *Thornton*, read *Thompson*.
On page 582, for *Daniel Emerson*, read *Daniel Emerson, Jr.*
On page 583, for *Dixbury*, read *Duxbury*.

MEMORANDUM.

In reference to note 5, on page 253, it should not be understood that either of the Councillors named served for the fragment of a year which intervened between December, 1783, and June, 1784. The Councillor for Grafton County for that short term was Gen. Moses Dow. None of the Councillors for that term are named in the Manual for the General Court, 1891, p. 122, but are given in the New Hampshire Register for 1850, p. 22.

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OF

NEW HAMPSHIRE

INCLUDING THE JOURNALS OF THE SENATE AND HOUSE OF REPRESENTATIVES AND RECORDS OF THE PRESIDENT AND COUNCIL, FROM JUNE, 1787, TO JUNE, 1790,

WITH AN APPENDIX

CONTAINING BIOGRAPHICAL SKETCHES OF MEN WHO SUSTAINED IMPORTANT RELATIONS TO THE STATE GOVERNMENT DURING THAT PERIOD, TAKEN FROM THE MANUSCRIPT BIOGRAPHIES OF GOVERNOR WILLIAM PLUMER; ALSO CORRESPONDENCE AND ACTS OF THE LEGISLATURE PERTAINING TO THE FEDERAL CONSTITUTION AND THE RELATIONS OF NEW HAMPSHIRE TO THE FEDERAL GOVERNMENT.

VOLUME XXI.

ALBERT STILLMAN BATCHELLOR,
EDITOR.

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JOINT RESOLUTION relating to the preservation and publication of portions of the early state and provincial records and other state papers of New Hampshire.

Resolved by the Senate and House of Representatives in General Court convened:

That His Excellency the Governor be hereby authorized and empowered, with the advice and consent of the Council, to employ some suitable person and fix his compensation, to be paid out of any money in the treasury not otherwise appropriated, to collect, arrange, transcribe, and superintend the publication of such portions of the early state and provincial records and other state papers of New Hampshire as the Governor may deem proper; and that eight hundred copies of each volume of the same be printed by the state printer, and distributed as follows: namely, one copy to each city and town in the State, one copy to such of the public libraries of this state as the Governor may designate, fifty copies to the New Hampshire Historical Society, and the remainder placed in the custody of the state librarian, who is hereby authorized to exchange the same for similar publications by other states.

Approved August 4, 1881.

PREFACE.

This volume is a continuation of the Journals of the Senate and House of Representatives, and the Records of the President and Council, on the plan outlined in the preface to Vol. XX. These three political years exhibit the workings of the state government in the midst of the experiment undertaken by the adoption of the constitution of 1784. At the same time, moreover, the relations of the state with other states and the Federal union had been radically changed by the adoption of the Federal constitution, and that epoch is included in the period covered by this volume. The student of constitutional history will find in these pages the official account of all the proceedings of the General Court touching the election of delegates, provision for a convention to consider the proposed Federal constitution, and the assumption of the various privileges and duties of statehood under the new compact. The journal of the convention which ratified the proposed Federal constitution has been published in Vol. X of this series, and illustrative notes and citations on the subject are given in the appendix to Vol. XX.

The extensive jurisdiction assumed and exercised by the General Court in the treatment of matters now regarded as of strictly judicial cognizance, or assigned to the courts of law and equity from considerations of convenience and public policy, is amply disclosed in these records of legislative proceedings. The General Court often undertook to reverse and vacate judgments of the courts of law by entertaining petitions for new trials, and exercising judicial functions in other ways, and they may be regarded, in a measure, as an indication of a lack of confidence in the courts or as the passing vestiges of that legislative supervision long

exercised over the courts, as well as over the executive department. It was practically unlimited by the constitution of 1776, and not effectually controlled by that of 1784. Actual experience in the workings of government at this period brought the attention of the people to the faults to be remedied, and compelled an early attempt to obviate some of the more conspicuous defects in the organic law. Measures to this end were formulated soon after the adjustment of the state's new relations to the Federal union.

Thus while the practice and usages of legislation for a long time invited or tolerated the presentation of a multitude of private matters as subjects of action, and much of the record is occupied by that class of business, it should not be assumed that serious and far-reaching measures of general concern were a less important feature of the legislation of that day. The currency, the public debt, inter-state affairs, the revision of the laws, the ever-present Masonian controversy, and the spirit of rebellion which was rife in 1787, were among the subjects of administration and legislation which demanded the highest order of statesmanship, and which give the official narrative a peculiar interest and value.

Many of the public men of the Revolutionary period were now enjoying a distinction acquired in earlier civil and military service. It was to be expected that such services would entitle them to the rewards of office in times of peace. Age and natural partiality to the traditions and methods acquired from earlier conditions, made these men conservative. Aggressive measures of reform would most readily emanate from another element. Other and younger men were also becoming participants in the affairs of government. They had no undue reverence for the old order of things, civil or ecclesiastical. Some of them attained the highest places in public life, and won enduring fame as statesmen and jurists.

William Plumer first appeared in the General Court as a representative in 1785, and Jeremiah Smith in 1788. Both passed through a legislative tutelage which equipped them for more distinguished, but perhaps no more useful efforts, in the national Congress. They were both leaders at the outset. They became

the foremost advocates of constitutional reform, and so effectually did they teach the lessons gathered from their own familiarity with the workings of the new government, that they are justly credited with the principal responsibility for the important amendments to the constitution which were, soon after their advent into public life, secured through the convention of 1791 and 1792. The Life of Plumer, chapters 2 and 3, the Life of Smith, chapter 3, and the Life of John Sullivan, pages 199 to 244, may be read with especial advantage in connection with an examination of the records here given. Other authorities which have reference to men and measures of the same period are cited in notes accompanying the text.

The selections from Governor Plumer's books of biography, which will be found in the appendix, are published with a two-fold purpose — to call the attention of the public to that remarkable product of Mr. Plumer's well directed industry, which is contained in five manuscript volumes now in the custody of the New Hampshire Historical Society; and to give those who might be disposed to pursue such lines of investigation an introduction to the principal actors in the affairs of the period under review, as they are pictured by a competent and critical contemporary.

The Record of the President and Council was never before printed. In ascertaining the practical construction of the constitution as given by the members of this body, many of whom were members of the convention which formulated the instrument, this part of the work will, it is hoped, be found especially useful. The re-examination of the respective rights and duties of the Governor and the Council, which recent events in several states have occasioned, is facilitated and made practicable so far as the archives of this state are required, to an extent not before possible.

The correspondence and legislative acts relating to New Hampshire and the Federal constitution, as gathered from various sources, are added for preservation and convenient reference.

The arrangement of the records in the body of this volume is the same as that adopted in Vol. XX. Similar official tables, marginal notes, and indexes have also been prepared. The next

volume will be a continuation of the legislative journals and executive records to the close of the period which began with the constitution of 1784 and ended with the commencement of the first political year under the same constitution as amended in 1791–92. The further prosecution of the work in that direction is not at present contemplated.

Courtesies have been most cordially extended by the officials designated in former notes, and increased obligations incurred. The renewal of our acknowledgments of those favors is a duty and a pleasure.

THE EDITOR.

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