

State of NEW-JERSEY.

A supplemental Act to the Act, intituled, An Act for procuring Provisions for the Use of the Army, and other Supplies for carrying on the War; and for settling the publick Accounts of this State.

WHEREAS the United States in Congress assembled, by their Resolution bearing Date the twenty-fifth Day of *February* last, have called upon the Legislature of this State to furnish, for the Use of the Army for the ensuing Campaign, the following Articles, *That is to say*, Eighteen Thousand Hundred Weight of Beef, Ten Thousand Barrels of Flour, Three Thousand Seven Hundred and Fifty-eight Bushels of Salt, Three Thousand Five Hundred Tons of Hay, Thirty Thousand Bushels of Corn, or other Short-Forage equivalent. In order therefore to facilitate the Procurement of the said Supplies, and for accommodating the same as far as may be to the natural and artificial Productions of the several Counties in this State;

Sect. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby Enacted by the Authority of the same, That the said Quota of Supplies shall be furnished by the several Counties of this State in the Proportion following, *videlicet*,

By the County of *Bergen*, Nine Hundred Barrels of Flour, Six Hundred and Forty Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, One Hundred Tons of Hay, One Thousand Six Hundred and Seventy-five Bushels of Corn, or other Short-Forage equivalent.

By the County of *Essex*, Two Hundred Barrels of Flour, One Thousand Two Hundred Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Seven Hundred Tons of Hay, One Thousand Five Hundred and Forty-two Bushels of Corn, or other Short-Forage equivalent.

By the County of *Middlesex*, Seven Hundred Barrels of Flour, One Thousand Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Five Hundred and Eighty Tons of Hay, Seven Hundred and Ninety-one Bushels of Corn, or other Short-Forage equivalent.

By the County of *Monmouth*, One Thousand Two Hundred and Fifty Barrels of Flour, One Thousand Three Hundred Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Seven Hundred and Fifty-eight Bushels of Salt, at Eighty Pound-Weight per Bushel, Two Hundred Tons of Hay, Four Thousand One Hundred and Forty-five Bushels of Corn, or other Short-Forage equivalent.

By the County of *Somerset*, One Thousand Eight Hundred Barrels of Flour, Nine Hundred Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, One Thousand Tons of Hay, One Thousand Eight Hundred and Seventy-two Bushels of Corn, or other Short-Forage equivalent.

By the County of *Burlington*, Five Hundred and Fifty Barrels of Flour, Three Thousand Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, One Hundred Tons of Hay, Five Hundred Bushels of Salt, at Eighty Pound-Weight per Bushel, Three Thousand Eight Hundred and Sixty-six Bushels of Corn, or other Short-Forage equivalent.

By the County of *Gloucester*, Two Hundred Barrels of Flour, Three Thousand Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, One Thousand One Hundred and Two Bushels of Salt, at Eighty Pound-Weight per Bushel.

By the County of *Salem*, Seven Hundred and Fifty Barrels of Flour, Two Thousand Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Four Hundred and Fifty Bushels of Corn, or other Short-Forage equivalent.

By the County of *Cape-May*, Two Hundred Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, One Thousand Three Hundred and Ninety-eight Bushels of Salt, at Eighty Pound-Weight per Bushel, Six Hundred and Ninety-two Bushels of Corn, or other Short-Forage equivalent.

By the County of *Hunterdon*, Two Thousand Barrels of Flour, One Thousand Eight Hundred Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Three Hundred Tons of Hay, Six Thousand Bushels of Corn, or other Short-Forage equivalent.

By the County of *Morris*, Four Hundred and Fifty Barrels of Flour, One Thousand Four Hundred Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Seven Hundred and Thirty-six Tons of Hay.

By the County of *Cumberland*, Three Hundred and Fifty Barrels of Flour, Seven Hundred and Sixty Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Two Hundred Tons of Hay, Three Thousand Nine Hundred and Ninety-two Bushels of Corn, or other Short-Forage equivalent.

By the County of *Suffex*, Eight Hundred and Fifty Barrels of Flour, Eight Hundred Hundred-Weight of Beef, or Pork in Quantity proportioned to the Prices assigned to each, Four Hundred and Eighty-four Tons of Hay, Four Thousand and Forty-two Bushels of Corn, or other Short-Forage equivalent.

2. AND WHEREAS it is reasonable that the several Counties should be entitled to equal Advantages from such Supplies as may be furnished by them respectively in Virtue of this Act, BE IT ENACTED by the Authority aforesaid, That the said Articles of Supply shall be credited to the several Counties at the following Rates, *videlicet*, Best fresh Beef per Hundred-Weight, net, *Two Hundred and Forty Dollars*; salted Beef per Barrel, containing Two Hundred and Forty Pounds, net, *Seven Hundred Dollars*; best fresh Pork, well fattened, per Hundred-Weight, net, *Two Hundred and Eighty Dollars*; salted Pork, well fattened, per Barrel, containing Two Hundred and Twenty Pounds, net, *Eight Hundred and Eighty Dollars*; merchantable Flour per Hundred-Weight, gross, containing One Hundred and Twelve Pounds, *One Hundred and Eighty Dollars*; Salt, for every Eighty Pounds-Weight, *One Hundred and Twenty Dollars*; Hay per Ton, best Quality, *Three Hundred and Twenty Dollars*, and other Hay in Proportion; Wheat per Bushel, weighing Sixty Pounds, *Sixty Dollars*; clean well dried *Indian* Corn per Bushel, *Thirty Dollars*; Buckwheat per Bushel, *Twenty-four Dollars*; well cleaned Oats per Bushel, *Twenty Dollars*; well cleaned Rye per Bushel, *Forty Dollars*. And in case the Quota of the said Supplies, assigned to each County in this Act, shall be purchased and furnished at a greater or higher Rate than is herein above specified, the Balance shall be charged to such County in the Proportionment of the Taxes to be laid thereon; and if the same shall be provided or purchased below or under the Price herein before affixed, the Balance shall be credited to such County in like Manner.

3. AND WHEREAS it hath been found inconvenient to admit more than one Contractor in any County, for purchasing the Supplies required from such County, inasmuch as thereby a Competition of Prices is produced, and the Expences of the State enhanced; BE IT ENACTED by the Authority aforesaid, That the several Persons following shall be Contractors in the different Counties, *videlicet*,

In the County of *Bergen*, *Cornelius A. P. Haring*,
In the County of *Essex*, *Daniel Marsh*,
In the County of *Middlesex*, *Abraham Schuyler*,
In the County of *Monmouth*, Lieut. Col. *John Smock*,
In the County of *Somerset*, *Peter H. Dumont*,
In the County of *Burlington*, *Edward Thomas*,
In the County of *Gloucester*, Major *Samuel Kaighn*,
In the County of *Salem*, *Thomas Carpenter*,
In the County of *Cape-May*, *Philip Godfrey*,
In the County of *Hunterdon*, *Joseph Inslee*,
In the County of *Morris*, *Cornelius Ludlow*,
In the County of *Cumberland*, *Theophilus Elmer*, Esquire,
In the County of *Suffex*, *Robert Hoops*, Esquire.

Which Contractors severally shall keep fair and regular Accounts of their Purchases, and of the Delivery of the Articles of Provision by them purchased; and shall transmit Copies of the same to the Superintendent monthly, to be by him collected into one general Account; and one Copy thereof sent to the Commander in Chief of the Army, and another forwarded to the Board of Treasury, agreeably to the Direction of the said Resolution; which Accounts, so to be kept by the said Contractor, shall be conformable to a Plan to be formed for that Purpose by the Auditor of Accounts, and by him sent to the Superintendent of Purchases, to be conveyed to the different Contractors for their Direction.

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4. AND WHEREAS large Supplies have been furnished by many of the Inhabitants of this State since the Passing of the Act, intituled, *An Act for procuring Provisions for the Use of the Army, and other Supplies for carrying on the War; and for settling the publick Accounts of this State*; under the immediate Requisition of His Excellency General Washington to the Magistrates of the several Counties, on Certificates from the Agents in the Departments of the Quartermaster and Commissary-General, when the Distress of the Army would not admit of the most minute Delay, and before the said recited Act had come into the Hands of the Superintendent of Purchases and Contractors therein appointed, so as to enable them fully to comprehend and to execute the Duties assigned to their Offices respectively; BE IT ENACTED by the Authority aforesaid, That it shall and may be lawful for the Superintendent of Purchases, appointed in or by Virtue of the said recited Act, and he is hereby authorized and required, to apply to the Treasurer of this State for the Time being in Person, or by Order, for such Sum or Sums of Money as may be necessary to discharge the said Certificates, to be distributed amongst the different Contractors for that Purpose as soon as an Account of the same shall be delivered or transmitted to him by the said Contractors respectively, specifying the Sums due, the Time when, and Persons to whom the said Certificates were given.

5. AND WHEREAS at or about the Time of the said Requisition large Quantities of Cattle, Sheep, Swine, and other Provisions, were taken or seized by the Officers and Soldiers of the Army, for which it is reasonable that the Owners or Proprietors should be paid in like Manner as for the Produce furnished under the said Requisition; BE IT ENACTED by the Authority aforesaid, That the same shall be paid for in like Manner by the Contractors of the Counties wherein such Seizures have happened; and the said Contractors shall keep Accounts of the same, and of the Certificates given under the said Requisition, which shall be charged by them, in Virtue of the Directions of this Act, distinctly and separately from their other Purchases made under the said recited Act; on producing which to the Legislature at their next Sitting, certified by the Superintendent of Purchases, they shall be allowed such Compensation for that Service as shall be deemed just and reasonable: PROVIDED ALWAYS, That no Certificates for Cattle, Sheep, Swine, or other Provisions, seized as aforesaid, shall be paid by the said Contractors, unless the same shall be certified under the Hand of His Excellency the Commander in Chief of the Army, or of some other Person by his Order. AND PROVIDED ALSO, That no such Certificate, given as aforesaid, shall be paid by the said Contractors, if the Provisions, for which the same was given, were taken before the fifteenth Day of December last, or since the fifteenth Day of January last.

6. AND BE IT ENACTED by the Authority aforesaid, That in case the Money in the Treasury shall at any Time be insufficient to pay off the Whole of the Supplies so furnished, or to be furnished, for the Use of the Army, the said Superintendent shall distribute the Money which he may receive from the Treasury amongst the several Contractors, in just Proportion to their several Purchases; and the said Contractors shall pay out the same in like Manner, in Proportion to the Debt which may be due to, and the Necessities of, each Person, taking Receipts for the Sums paid.

7. AND BE IT ENACTED by the Authority aforesaid, That all Articles of Supply in this Act quotaed to the several Counties, which have been purchased in any County since the first Day

of December last, shall be credited to such County as Part of the Quota in this Act assigned thereto, if the same shall be required on the Part of the County from whence they were furnished.

8. AND BE IT ENACTED by the Authority aforesaid, That each Barrel of Pork, Beef or Flour, which shall be purchased by any Contractor for the Use of the Army as aforesaid, or shall be packed by, or under the Direction of, such Contractor, shall be branded or marked, with a Marking-Iron, with the Name of the County-Contractor who shall purchase or procure the same, and also with the Letters N. J. for *New-Jersey*.

9. AND WHEREAS the Name of *John Busbarrow* was, by Mistake, inserted in the said recited Act instead of the Name of *Abraham Basbarrab*, who was intended to be appointed one of the Contractors for *Sussex* County, and has acted accordingly; BE IT THEREFORE ENACTED by the Authority aforesaid, That the said *Abraham Basbarrab* shall be entitled to the Salary, Rewards and Emoluments, by the said recited Act given to the said *John Busbarrow*, as far as the Purchases of the said *Abraham Basbarrab* shall equitably entitle him to the same; and the Certificates given by the said *Abraham Basbarrab* for any Articles of Supply procured by Virtue of the said Act, are hereby declared to be good and lawful, and shall entitle the Holder thereof to receive the Monies therein specified as fully as if the said Certificates had been given by the said *John Busbarrow*, or any County-Contractor.

10. AND BE IT ENACTED by the Authority aforesaid, That if any Quartermaster, Foragemaster, Commissary, or any of their, or either of their, Deputies, or any other Officer on the Staff of Congress, shall, during the Continuance of this Act, presume to purchase in this State any of the Articles in this Act specified, otherwise than for his own Use and Consumption, or that of his Family, such Person, so offending, shall forfeit the Value of the Article or Articles so by him purchased; to be recovered, with Costs of Suit, in any Court where the same shall be cognizable, by any Person that shall sue for the same; and applied one Half to the Use of the Prosecutor, and the other Half to be paid into the Hands of the Collector of the County where recovered, for the Use of such County.

11. AND BE IT ENACTED by the Authority aforesaid, That if any County-Contractor shall, after the Publication of this Act, presume to purchase any of the Articles of Provision, or other Supplies, in this or the before recited Act mentioned, other than for his own Use and Consumption, and that of his Family, in any other County than that for which he is appointed; or shall, by Collusion or other Mal-practice, procure or cause such Articles of Provision, or other Supplies, to be conveyed from a different County, and shall purchase the same by or under Pretence of his Appointment for the Use of the Army; such Contractor, so offending, is hereby declared to be guilty of a Misdemeanor, and, being thereof legally convicted, shall pay such Fine as the Court, before whom such Conviction shall be had, shall, in their Discretion, adjudge, not exceeding *One Thousand Pounds*.

12. AND BE IT ENACTED by the Authority aforesaid, That so much of the Act, intituled, *An Act for procuring Provisions for the Use of the Army, and other Supplies for carrying on the War; and for settling the publick Accounts of this State*; as is altered by or repugnant to this Act, shall be, and the same is hereby repealed.

Passed at Trenton, March 18, 1780.

M. E W I N G, jun. Clerk.

Law Papers etc
Trenton March 18th
1780
respecting the State
Lots & County
Contractors