Laws of the Royal Colony of New Jersey

New Jersey Archives · THIRD SERIES

Volume III

Laws of the Royal Colony of New Jersey

1746·1760

COMPILED BY

BERNARD BUSH

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The publication of this book was made possible by grants from the

New Jersey Committee for the Humanities
through the
National Endowment for the Humanities
and the
Littleton-Griswold Fund
American Historical Association

Library of Congress Cataloging in Publication Data
New Jersey (Colony). Laws, statutes, etc.
The laws of the Royal Colony of New Jersey.
(New Jersey archives; 3d ser., v. 3)
Bibliography: p.
Includes index.
1. Law—New Jersey. I. Bush, Bernard, 1929-
II. Title. III. Series
KFN1825.2 1703 348'.749'022 77-16379

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Acknowledgments

In the preparation of this volume the compiler was assisted by Deborah Chianese of the Bureau of Archives and History, New Jersey State Library, and Diane E. Kauffman, Debra K. Mohr and Frances Smith of the New Jersey Historical Commission. Their contributions and support are appreciated.

Bernard Bush

TRENTON, NEW JERSEY
JANUARY 1980

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Sixteenth Assembly, First Session

26 Feb. 1745/46-4 June 1746

Trenton

An ACT *for better settling and regulating the Militia of this Colony of* New Jersey, *for the Repelling Invasions, and Suppressing Insurrections and Rebellions.*

WHEREAS the Security of this Colony, and Preservation of His Majesty's Government over it, greatly depends upon the Militia being put into such Methods as may make the same most useful for the Defence thereof, especially at this Time, when His Majesty hath a just War against both *France* and *Spain*: THEREFORE for the better Defence of this Colony, and the Honour of His Majesty,

BE IT ENACTED by the Governor, Council, and General Assembly, and by the Authority of the same, That every Captain within this Colony, that already is, or hereafter shall be appointed, shall make a true and perfect List of all the Men that now do, or hereafter shall dwell, within the Districts or Divisions of which they are or shall be Captains, between the Age of Sixteen and Fifty Years (except the Gentlemen of His Majesty's Council, the Representatives of the General Assembly, Ministers of the Gospel, the Civil Officers of the Government, and all Field-Officers and Captains, that heretofore have, now do, or hereafter shall bear such Commissions, Physicians, Schoolmasters, Millers, Ferrymen, bought white Servants, and Slaves) every one of which so listed, shall be sufficiently armed with one good Musket or Fuzee well fixed, a Sword or Bayonet, a Cartouch-Box or Powder-Horn, three Charges of Powder, and three sizeable Bullets; who shall appear in the Field so armed twice a Year, *viz.* The first *Monday* in *April,* and the second *Monday* in *October* (except the County of *Cape-May,* which shall thus appear the third *Tuesday* in *April,* and the third *Tuesday* in *October*) at the Places appointed by their respective Captains or superior Officers, and continue in Arms but one Day at each Time, besides at other such Times when they may be called together by an Order in Writing, under the Hand of the Captain-General, or Commander in Chief for the Time being, at such Places within each respective County as shall be by him appointed, to be taught the Use of their Arms. PROVIDED ALWAYS, That such Calling together in Writing, as aforesaid, shall not exceed once in a Year, and said Person to be kept in Arms but one Day at such Time, except in case of Alarms.

BE IT FURTHER ENACTED by the Authority aforesaid, That every Person so listed, that doth appear at the Times and Places abovesaid, shall be, and are hereby subjected to the Commands of their proper Officers, and upon Disobedience it shall and may be lawful for the Captain or Commanding Officer to fine said Offender or Offenders, any Sum not less than *One Shilling,* nor above *Ten Shillings;* and in case of Delay or Refusal to pay such Fine or Fines, then the said Captain, or Commanding-Officer, may make out his Warrant to one of his Serjeants or Corporals, commanding him to take to his Assistance one or more of the Soldiers under his Command, if Occasion should require, and take the Body of the said Offender or Offenders, and deliver him or them to

the Goaler of the said County, who is hereby required and commanded to take the said Offender or Offenders into his Custody, and keep him or them in close Goal for such Time as shall be expressed in the Captain's Warrant, not exceeding three Days; and at the Expiration of said Time, or on Payment of the said Fine or Fines, then the said Offender to be discharged, paying to the Goaler *One Shilling* for his Fees, and no more.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That no Officer shall beat or abuse any of the Soldiers whilst under Arms, on any of such Days of Training as aforesaid: But if any Soldier shall during that Time use any reproachful or abusive Language towards any of his superior Officers, or shall quarrel himself, or promote any Quarrel amongst his Fellow-Soldiers, or appear in Arms disguised in Liquor, it shall and may be lawful for the Captain or Commanding Officer, to disarm such Soldier at the Head of his Company, and to set a Centinel over him during the Time of the Company's being in Arms, and no longer, or to fine him in Manner and Form aforesaid, as the said Captain or Commanding Officer in his Discretion shall think proper.

BE IT FURTHER ENACTED by the Authority aforesaid, That every of the Persons aforesaid, that appears at the Times and Places aforesaid, without the Arms and Ammunition aforesaid, shall forfeit and pay to their respective Captain, or Commanding Officer as followeth, *viz.* For want of a Musket or Fuzee, *Two Shillings;* if not well fixed, *One Shilling;* for want of three Charges of Powder, and three sizeable Bullets, *One Shilling;* for want of a Sword, or Bayonet, *One Shilling*: Which said Sums of Money, shall be applied by said Captain, to the Purchasing Drums and Colours for his Company.

BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for the Captain-General, or Commander in Chief for the Time being, in case of any Invasion, Insurrection, or Rebellion, to call so many of the Persons aforesaid together, for repelling the Force of the said Enemy, or quelling the said Insurrection or Rebellion, or order such Detachments for the common Defence as he shall think fit, to follow and pursue the said Enemy into any of the neighbouring Governments, for the Repelling or taking them Prisoners, and Preservation of His Majesty's Subjects and Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful, and such Captains or other Commanding Officers that live near such Places where an Enemy may come, are hereby required and commanded on any Descent or Invasion of an Enemy, or on their Landing, or Danger thereof, to call all, or so many of their respective Companies together as shall be thought necessary to expel the said Enemy, and forthwith attack them; or otherwise to do the best that lies in their Power, to distress, stop, and hinder them in their intended Invasion, or Plundering. And said Captains and Commanding Officers are hereby further required and commanded, as soon as possible, to send Notice of such Descent or Invasion, to the Governor or Commander in Chief for the Time being.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in time of any Invasion, Insurrection, Rebellion, or Alarm, as aforesaid, all the

Officers and Persons so inlisted, as aforesaid, that shall be commanded to their Arms, by Order of the Captain-General, or Commander in Chief, or other Officer or Officers, during the Time or Times of such Invasion, Insurrection, Rebellion, or Alarm, are hereby made subject to the Pains and Penalties of the Martial Law, so that the Punishment do not extend to the taking of Life or Member.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That when the Governor, or Commander in Chief for the Time being, in Time of Danger shall think fit to direct a Watch to be kept in any Place or Places within this Colony, the Colonel, Lieutenant-Colonel, Major or other commanding Officer in each respective County where such Watch shall be appointed to be kept, to whom such Directions shall be signified, shall issue out his Orders to the several Captains under his Command, to appoint such and so many Men to appear with their Arms, at such Times and Places as such Colonel, or commanding Officer, shall appoint; which Watch so appointed, shall be equally relieved by Order of the commanding Officer of said Company, and so equally through all the Companies of the said County. And every Person or Persons neglecting or refusing to appear himself, or to send a sufficient Man in his Room to watch during the Time and at the Place appointed, shall forfeit the Sum of *Ten Shillings* for each Offence; and every Person that shall leave the said Watch until he be relieved by some other Person appointed to watch in his Room, shall forfeit *Forty Shillings;* which Forfeitures shall be recovered before any Justice of the Peace of the County where said Offence or Offences is or are committed, with Costs of Suit; one Half to the Informer who shall prosecute the same to Effect, the other Half to be paid to the Captain for the Uses hereafter mentioned. PROVIDED ALWAYS, That no Person or Persons shall be obliged to continue longer on the Watch than twenty-four Hours at one Time, any Thing in this Act to the contrary notwithstanding.

AND such Watch, upon the Approach of an Enemy, or otherwise, shall make such Signals, and give such Alarms, as he shall be directed by the Officer appointing him; and every Officer or Soldier, upon hearing such Alarms, and seeing such Signals, shall obey such Orders for the repeating the same, or calling together, or marching his Regiment, Troop, or Company, as he shall receive from his Officer, or Commanding Officer, in such Case.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person be appointed to be Serjeant, Corporal, or Drummer, and shall refuse said Office, or neglect or refuse to do any of the Duties required of them by this Act, he shall forfeit for each Offence the Sum of *Twenty Shillings,* to be recovered before any Justice of the Peace within the County where said Offence or Offences are committed, one Half to the Informer who shall prosecute the same to Effect, the other Half to be paid to the Captain for the Use hereafter mentioned. PROVIDED ALWAYS that none be appointed Serjeants, Corporals, or Drummers, but such as have or shall appear in Arms as aforesaid. PROVIDED ALSO that no Person be fined but once for the Refusal of either of said Offices.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That every Person listed as aforesaid, within this Colony, and who hath, or shall appear in Arms as aforesaid, shall always be provided with one good sufficient Musket or Fuzee, well fixed, a Cartouch-Box or Powder-Horn, one Pound of Powder, twenty-four sizeable Bullets, three Flints, and a Sword or Bayonet in his House or Place of Abode: And as often as any of the said Persons shall be deficient in keeping the Arms and Stores aforesaid, he shall forfeit and pay to the Captain of the Company where such Offence is committed, the Sum of *Four Shillings* for the Use hereafter appointed. And each respective Captain within this Colony, is hereby impowered and required to order and appoint their Serjeants to examine the same once a Year.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That every Person so listed that shall not appear at the Times and Places aforesaid, to be taught the Use of their Arms, shall forfeit and pay the Sum of *Four Shillings* for each of the said Days Absence to the Captain of the Company to which they belong, except in Cases of Sickness or other reasonable Excuse, to be allowed by the Captain, or Commanding Officer for the Time being, of their respective Companies to which they belong.

AND if any Person or Persons shall neglect or refuse to pay each of their respective Forfeitures aforesaid, the said Captain, or Commanding Officer, is hereby required and commanded, to issue out his Warrant to one of his Serjeants or Corporals, to make Distress upon every such Defaulter's Goods and Chattels, so neglecting or refusing to pay, as aforesaid. PROVIDED such Distress be made in a reasonable Manner, and but once a Year for all the Defaults committed that Year before the Time of such Distress; and shall expose the said Goods to Sale by Publick Vendue; and after Sale thereof, pay the Forfeitures to the Captains, as aforesaid, and return the Overplus, if any be, to the Owner thereof, after deducting *One Shilling* for his Trouble for each Distress, which he is hereby allowed to take. PROVIDED ALWAYS, that no such Distress be made on the Arms and Ammunition the Persons so listed are obliged to provide themselves with by this Act.

AND BE IT ENACTED by the Authority aforesaid, That all the Fines and Forfeitures (except those aforesaid for purchasing Drums and Colours) shall be applied by the Captain, or Commanding Officer of each respective Company, for providing the Arms and Ammunition required by this Act, for such Persons so listed that shall be adjudged not to be able to provide themselves with the Arms and Ammunition aforesaid, in Manner hereafter mentioned. PROVIDED ALWAYS that it shall and may be lawful for the said Captains or Commanding Officers, to retain in their Hands *Five per Cent.* out of the Money so levied and applied.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Captain, Lieutenant, and Ensign of each respective Company, or any two of them, shall meet together at such Time and Place as said Captain, or the Commanding Officer for the Time being, shall appoint, within the Township or District wherein he is Captain or Commanding Officer, and then, and there, adjudge which of said Persons so listed, are not able to provide themselves with

the Arms and Ammunition aforesaid. All which said Persons shall be, and are hereby exempted from the Fines and Forfeitures aforesaid, for not appearing at the Times and Places aforesaid, until such Time that they are provided for with Arms and Ammunition, or until such Time that the said Captain, Lieutenant, and Ensign, or any two of them, shall judge them able to provide Arms for themselves.

AND to prevent the said Arms being seized by an Enemy, or Persons disaffected to the Government, BE IT ENACTED by the Authority aforesaid, That the Arms and Ammunition aforesaid, that shall be purchased as aforesaid, shall be distributed by each Captain, or Commanding Officer of each respective Company, so as there be lodged but two of such Muskets or Fuzees, and but one Pound of such Powder, and twenty-four Bullets, in one House, in the Custody or Care of some of the principal Freeholders within said Captain's District or Division. AND upon Alarms or Mustering Days, the said Arms shall be delivered to such Persons to whom they were to be lent, as aforesaid, with such a Quantity of Ammunition as is required of others to bring into the Field; and as soon as the said Alarm or Mustering Day is over, the Captain shall order the said Arms to be returned to the Persons that had them in Keeping with the Ammunition aforesaid, only allowing so much to be deducted as the said Captain shall permit to be expended.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That where young Men that dwell with their Parents or Masters, and listed as aforesaid, shall neglect or refuse to do the Duties required of them by this Act, then, and in that Case, their Fines and Forfeitures shall and may be levied out of their Parents or Masters Estate, any Law or Custom to the contrary in any wise notwithstanding: UNLESS the Captain, Lieutenant, and Ensign, or any two of them, as aforesaid, shall adjudge the said Parents or Masters not to be able to furnish the Son or Apprentice with the Arms and Ammunition required by this Act; then, and in that Case, the said young Men shall have such Arms and Ammunition lent them, as the Persons aforesaid have, and be also exempted from the Fines and Penalties for not appearing at the Times and Places aforesaid, until provided as before directed.

AND WHEREAS several Persons have, or hereafter may list themselves as Volunteers in unregimented Companies, and under pretence thereof, may say that they are excused from doing the Duties required of them by this Act; which Practice, if admitted of, will much lessen the Number and Regulation of the Militia of this Colony. For Remedy whereof,

BE IT ENACTED by the Authority aforesaid, that every Person or Persons that already hath, or hereafter shall list him or themselves into said unregimented Companies, shall be, and are hereby made subject to the Commands of their proper Officers, and shall meet at the Times and Places appointed by this Act, to be taught the Use of their Arms, and provide themselves with such like Arms and Ammunition, as is required of others to provide, and do every other Matter, Duty, and Thing, required by this Act of others that serve in Regiments, under the same Pains and Penalties; any Law, Custom, or Usage to the contrary, in any wise notwithstanding.

BE IT FURTHER ENACTED by the Authority aforesaid, That if the Governor, or Commander in Chief for the Time being, shall think fit to grant Commissions for the Command of any Troops of Horse in this Colony, it shall and may be lawful for so many of the Persons inlisted by the several Captains aforesaid, to list themselves to serve in said Troop, or Troops of Horse, being able to provide themselves with the Troopers Accoutrements hereafter mentioned. And when the Commanding Officers of said Troop are ready, and shall exercise said Troop, then, and not before, the said Persons so listed in said Troop, shall be, and are hereby exempted from their Service in the Foot Companies.

BE IT FURTHER ENACTED by the Authority aforesaid, That said Troopers, being so inlisted, are hereby subjected to the Commands of their proper Officers, and, upon Disobedience, shall be under the same Fines and Penalties that the other Persons serving on Foot are: And also the said Troopers shall be under the same Fines, Penalties, Forfeitures, and Payments, for their not appearing at such Times and Places aforesaid, as the Foot-Men are by virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That every Person so inlisted to serve in a Troop, shall be provided with a good Horse, a good Saddle and Bridle, Holsters and Case of Pistols, well fitted, Sword or Cutlass, Cartouch-Box, and three Charges of Powder and Ball, and shall constantly appear so armed, at the Times and Places appointed for Muster and Exercise; and shall keep at his Place of Abode, besides the Arms and Ammunition aforesaid, a well fixed Carbine, with Bolt, Swivel, and Sling, Half a Pound of Powder, and twelve sizeable Bullets, and bring the same into the Field, when specially required, which the Captain, or Commanding Officer shall send one his Serjeants to examine into once a Year.

AND BE IT ENACTED by the Authority aforesaid, That each, and every of said Persons so listed in a Troop, that shall be deficient in Keeping the Arms and Stores aforesaid, at the Place of his Abode, shall forfeit and pay as follows, *viz.* For Want of a Carbine, *Two Shillings;* if not well fixed, *One Shilling;* for Want of a Bolt, Swivel, and Sling, *One Shilling;* for Want of Half a Pound of Powder, and Twelve sizeable Bullets, *One Shilling.* And every one of said Troopers, that shall appear at the Place before appointed without the Arms and Accoutrements required, as aforesaid, he shall forfeit and pay as follows, *viz.* for Want of a good Horse, *Two Shillings,* and for Want of a good Saddle and Bridle, *One Shilling;* for Want of a Case of Pistols, *One Shilling;* for Want of three Charges of Powder, and Three sizeable Bullets, *One Shilling.* All which Fines and Forfeitures shall be paid to the Captain, as aforesaid, to be applied to purchasing Arms and Ammunition as aforesaid, for the Use aforesaid, and to be levied and accounted for in Manner aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That each Captain, or Commanding Officer of every Company in this Colony, shall account for all such Fines and Forfeitures so by him to be received, before any Justice of the Peace, and the two Freeholders chosen in the said Township or

District wherein he is Captain or Commanding Officer, by Virtue of an Act, entitled, *An Act for Raising of Money, for Building and Repairing of Goals and Court-Houses,* at such Time and Place as the said Justice of the Peace shall appoint. And if upon such Accounting it shall appear, that any Captain or Commanding Officer shall not have expended and laid out all such Fines and Forfeitures (except those before excepted, for Drums and Colours) in Purchasing Arms and Ammunition aforesaid; then if said Sum shall appear to be *Five Pounds,* or under, it shall, and may be lawful, (in case of Refusal or Neglect of the said Captain or Commanding Officer, to pay the same to the said Justice and Freeholders) for the said Justice of the Peace, and he is hereby required and commanded to issue his Warrant to any Constable, commanding him to make Distress upon the said Captain's, or Commanding Officer's Goods and Chattels, and expose the same to Sale, by Publick Vendue; and out of the Money arising by such Sale, he shall pay to the said Justice of the Peace and said Freeholders, so much Money as the said Captain, or Commanding Officer, is found not to have laid out, returning the Overplus, to the Owner, if any be, after deducting the lawful Fees, for the Warrant, Distress, and Sale. AND if said Sum exceed *Five Pounds*, then it shall and may be lawful for the said Justice and Freeholders for the Time being in their Names, to sue the said Captain or Commanding Officer, in any Court where the same is cognizable, by Action of Debt, to be recovered with Costs of Suit, and applied by the said Justice and Freeholders, to the Purchasing the Arms and Ammunitions aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Captain or Commanding Officer, shall refuse or neglect to Account as aforesaid, he shall forfeit *Five Pounds* for every such Neglect or Refusal, with full Costs of Suit, to be recovered by Action of Debt, by any Person that will sue for the same, before any Justice of the Peace; the one Half to such Person or Persons that shall prosecute the same to Effect, the other Half to be applied for Purchasing the Arms and Ammunition aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That no Innholder, or any other Person or Persons whatsoever, without Leave from the Captain or Commanding Officer for the Time being, shall presume to sell any strong Liquor, to any of the Persons so listed, in such Days or Times that they are obliged to appear in Arms, at the Place of Mustering or Training, or within a Mile thereof, until after they are dismissed for that Day; and every Person or Persons so selling strong Liquor, contrary to the Directions of this Act, shall forfeit the Sum of *Three Pounds,* to be recovered by any Person that will sue for the same, before any Justice of the Peace; the one Half to such Person as will prosecute the same to Effect, the other Half to be applied for Purchasing the Arms and Ammunition aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That no Summons, Warrant, Writ, or other Process (unless at the Suit of the King) shall be served upon any Officer or Soldier on the Day or Days of such Training and Appearing in Arms as aforesaid, but that all such Persons shall be free from Arrest, and have Liberty and Priviledge of going and returning to their respective Places of Abode, without Let, Suit, or Hindrance on those Days.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in case there shall be Occasion for the said Officers and Soldiers to pass and repass any River, or Place where a Ferry or Ferries are kept, in going to, or returning from the Place of Training or Appearing in Arms, as aforesaid, the Ferry-men, Owners, or Keepers of all such Ferries, are to take and receive of all such Officers and Soldiers only Half Ferriage, for such carring over and bringing back, all such Officers, Soldiers, and their Horses. AND in case any Ferry-man, Owner or Keeper of such Ferry or Ferries, shall neglect to attend, or refuse carrying or bringing back all such Officers or Soldiers, or their Horses, as aforesaid, the said Ferry-man, Owner, or Keeper of such Ferry or Ferries, shall forfeit and pay the Sum of *Three Pounds,* Proclamation Money, to be recovered by the Captain or Commanding Officer of such Company, in any Court in this Colony where the same is cognizable, and when recovered, to be applied to the Purchasing of Arms and Ammunition, as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That this Act shall continue and be in Force for one Year after the Publication hereof, and from thence, to the End of the next Session of General Assembly, and no longer.

Passed 8 May 1746.
Franklin (1746) 16:1, pp. 3-14.

Sixteenth Assembly, Second Session

First Sitting

11-28 June 1746

Perth Amboy

All acts passed 28 June 1746.

An *ACT* to encourage the Inlisting of Five Hundred Freemen, or native well-affected *Indians,* in this Colony of *New-Jersey,* for His Majesty's Service, in the present Expedition against *Canada;*[1] for making Provision for their Subsistence for four Months; for transporting them to *Albany,* in the Province of *New-York;* and for Defraying the Expence thereof, out of the Interest-Money arising from the Loans of the Bills of Credit of this Colony.

WHEREAS His Majesty's Subjects of the *British* Colonies on the Continent of *America,* have, in Time past, upon every War with *France,* been greatly harrassed by many cruel Murthers and Depredations committed by the Subjects of *France* in *Canada;* and by the *Indians,* whom they seduced to take Part with them in those Cruelties, tending to the utter Destruction of the Persons and Estates of many of the Subjects inhabiting the said *British* Colonies. AND WHEREAS, The Subjects of *France* in *Canada,* have by themselves, and *Indians,* during the present War with *France,* renewed those Cruelties, and already committed many barbarous Murders and Depredations in sundry of the said *British* Colonies, to the great Danger of all the said Colonies. AND WHEREAS His Majesty, in Compassion to His said Subjects, and for putting an End to the said Cruelties, hath been graciously pleased to undertake an Expedition against the *French* Settlements in *Canada,* for the Reduction of them, and hath given Orders to the Governors of the several Colonies, to inlist what Soldiers they could for the said Service, and granted that they should have the usual *British* Pay; expecting that the Colonies will find Provisions for the said Soldiers.

NOW for the Encouragement of *Five Hundred* Freemen, or native well-affected *Indians,* to inlist within this Colony, as Soldiers, for the said Service, and for answering His Majesty's just Expectations as to the Supplying them with Provisions, BE IT ENACTED by the Honourable JOHN HAMILTON,[2] Esq; President of His Majesty's Council, and Commander in Chief of this Colony of *New-Jersey,* the Council, and General Assembly, and it is hereby Enacted by the Authority of the same, That there shall be paid to every Freeman, or native well-affected *Indian,* who shall inlist either as Serjeant, Corporal, Drummer, or private Soldier, the Sum of *Six Pounds* Proclamation Money, over and above His Majesty's Pay.

AND for a further Encouragement to *Five Hundred* Freemen, or native *Indians,* voluntarily to inlist in the said Service, IT IS HEREBY ENACTED by the Authority aforesaid, That if any Person or Persons so inlisting, doth not owe upwards of *Ten Pounds* Proclamation Money to any one Person or Creditor, or upwards of the Sum of *Fifty Pounds* Proclamation Money in the Whole,

to all his Creditors, then the Persons of the Inlisted, who have not been arrested by their Creditor or Creditors, shall be free from all Arrests in Civil Actions; and those that are in Custody, either on Mean Process or Execution, and do not owe as aforesaid, shall be discharged by the Sheriff or other Officer in whose Custody they are; and the Goods and Effects of all such Debtors shall be free from Attachments, Executions, and other legal Process, during their Service in the said Expedition. PROVIDED ALWAYS, That such Goods and Effects shall not be removed out of the City, Town, or Precinct, where the Persons inlisting resided when they did inlist, during the Absence or Time of Service of the said Persons so inlisting; and upon full Proof of any Attempt to remove the said Goods and Effects out of the City, Town, or Precinct as aforesaid, then the said Goods and Effects shall be liable to the same Process as the Laws have already provided for; and in case the said Person or Persons so inlisting, shall, or do, after the Publication of this Act, or after the Time of such Inlisting, by any Deed or Deeds, Power or Powers of Attorney, make Sale of, or Impower others, in his or their Absence, or after his or their Departure from this Colony, to make Sale of his or their Goods and Chattels, Lands and Tenements, to any Person or Persons whatsoever, whereby the Creditor or Creditors, of such Person or Persons so Inlisting as aforesaid, shall or may be defrauded or deprived of their just Debts; all, and every such Deed or Deeds, and Sales made by any such Person or Persons, or by Virtue of his or their Power or Powers of Attorney, as aforesaid, shall be void and of none Effect: And such Goods and Chattels, Lands and Tenements, shall nevertheless, be liable to be proceeded against by Attachment, or any other legal Process, at the Suit of any Creditor or Creditors, of such Person or Persons, any Thing in this Act to the Contrary thereof in any wise notwithstanding.

AND for a still further Encouragement to Men voluntarily to inlist in the said Service, His Honour the President of His Majesty's Council, and Commander in Chief of this Colony, hath signified to the Council and General Assembly, that he shall be well pleased, That it be Enacted; AND BE IT ENACTED by the Authority aforesaid, That all able-bodied Freemen who shall inlist in the said Service, and perform their Duty in the said Expedition; and who shall at the End thereof, obtain a Certificate from their Captains, of their having so inlisted, and performed their Duty on the said Expedition, shall thereby be acquitted and pardoned of all Crimes whatsoever by them committed before the *Twenty-fifth* Day of this present Month of *June, One Thousand Seven Hundred and Forty Six,* that are under the Degree of Felony without Benefit of Clergy; and which Certificate so obtain'd, of their Service as aforesaid, from their respective Captains, shall, by Virtue of this Act, be Pleadable as a Pardon under the Great Seal of this Colony, of any of the Crimes aforesaid, under the Degree of Felony without Benefit of Clergy, to any Indictment or Information for such Crimes, found or filed, or to be found or filed, and to any Record of Conviction already made, or to be made for such Crimes: And every able-bodied Freeman in Custody for any Crime or Crimes under the Degree of Felony without Benefit of Clergy, inlisting as aforesaid, shall be thereon immediately discharged out of Custody to go upon the said Service, and obtaining

a Certificate as aforesaid, at the End of the Expedition, shall be thereby pardoned as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That it shall not be lawful to inlist any young Men under the Age of Twenty One Years, or any Slaves who are so for Term of Life, bought Servants, or Apprentices, without the Express Leave in Writing of their Parents or Guardians, Masters or Mistresses, first had and obtained; and if any Officer or others have inlisted or shall inlist any such young Men, Slaves, bought Servants or Apprentices as aforesaid, and upon Application and due Proof made thereof, before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully inlisted; then the said Justice of the Peace is hereby impowered and required, to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave, Servant, or Apprentice, and deliver him to his Parent or Guardian, Master or Mistress; and if the Officer or other Person with whom such Person inlisted is, shall notwithstanding, secret, detain, or carry away such Person, then such Officer or other Person so offending, shall forfeit and pay for every such young Man under the Age of Twenty One Years so inlisted, contrary to the true Intent and Meaning of this Act the Sum of *Five Hundred Pounds;* for every Slave so inlisted, the Sum of *One Hundred Pounds;* and for every such bought Servant or Apprentice, the Sum of *Twenty Pounds;* to be recovered in any Court of Record where the same is cognizable in this Colony, with full Costs of Suit; and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court shall be adjudged, and the Residue thereof to either of the Treasurers of this Colony, to be applied as by the Act of the General Assembly shall be hereafter directed. AND in case the Body of such Officer, or other Person offending, cannot be taken; then it shall and may be lawful for the Person aggrieved, to proceed against him by Attachment against the Offender's Goods and Chattels, Lands and Tenements, in Manner and Form as is directed by an Act, intitled, *An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves.* SAVING that the Person complaining shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered shall be paid as aforesaid.

AND for Purchasing the necessary Provisions intended for the said *Five Hundred* Men to be inlisted in this Colony for the Service aforesaid, BE IT ENACTED by the Authority aforesaid, That the Treasurers of this Colony or either of them, out of the Interest Money in the Treasury, arising from the Loans of the Bills of Credit of this Colony, or out of such other Bills of Credit as shall be made Current and delivered into the Treasury, shall pay, or cause to be paid unto *John Eatton, Pontius Stelle* and *Hendrick Fisher,* Esqrs; or either of them, for the Eastern Division; and unto *Jacob Spicer,* Esq; Mr. *Stephen Williams,* and Mr. *Joseph Scattergood,* or either of them, for the Western Division (who are hereby appointed Commissioners for the Colony of *New-Jersey*) such Sum or Sums of Money as shall be necessary for that Service, not exceeding in the Whole the Sum of *Three Thousand Pounds,* for Purchasing the necessary Provisions, and the transporting to *Albany* such Persons as shall inlist themselves Volunteers into His Majesty's Service, agreeable to the true Intent

and Meaning of this Act. AND the said Treasurers, or either of them, shall take a Receipt, signifying the Service the Money so paid was designed for, and Signed by the Person or Persons receiving the same: And the said several Receipts, when produced by the said respective Treasurers, and Signed as aforesaid, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors or Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND WHEREAS there may not be Interest Money in the Treasury sufficent to discharge the said Sum of *Three Thousand Pounds,* and the Bounty Money aforesaid, before the Time it will be wanted. AND WHEREAS no other Method can be practicable to produce such a Sum of Money in this colony in so short a Time as it ought to be provided in, but by making Current the Sum of *Four Thousand Pounds* in Bills already printed and designed for the Exchanging of ragged or torn Bills: Therefore to give all possible Dispatch to the said Expedition, BE IT FURTHER ENACTED by the Authority aforesaid, That the Signers appointed by an Act passed in the Seventh Year of His Majesty's Reign, intitled, *An Act for the Making of* Forty Thousand Pounds *in Bills of Credit,* to Sign the Bills printed by Virtue of said Act, to Exchange ragged or torn Bills; shall forthwith after the Publication hereof, Sign to the Value of the said *Four Thousand Pounds* in Bills already printed, and designed by the above recited Act to Exchange ragged or torn Bills; and deliver *Two Thousand Pounds* thereof to the Treasurer of the Eastern Division, and *Two Thousand Pounds* thereof to the Treasurer of the Western Division; which Sum of *Four Thousand Pounds* signed as aforesaid, shall be, and is hereby made current in all Payments within this Colony; and they the said Treasurers respectively are hereby commanded to place back in lieu thereof, *Four Thousand Pounds* of the Interest Money arising by the different Loans of the Bills of Credit now current in this Colony, in the Manner following, *viz. One Thousand Pounds* thereof in the Year *Seventeen Hundred and Fifty,* and *One Thousand Pounds* thereof yearly thereafter, till the Whole shall be replaced. Which said Interest Money to the Value aforesaid, they the said Treasurers respectively, shall lay before the Justices and Freeholders, to be cancelled and bundled up; and shall afterwards lay them before the General Assembly, to be sunk in the same Manner as the said Treasurer or Treasurers are directed by the said Act to do with the ragged or torn Bills.

AND as a farther Provision for defraying the said Expences, BE IT ENACTED by the Authority aforesaid, That it shall and may be lawful for the said Treasurers, to retain in their Hands for two Years longer, so much as doth remain uncancelled of the *Two Thousand Pounds* made Current in the Year *One Thousand Seven Hundred and Forty,* by an Act, intitled, *An Act for making Current* Two Thousand Pounds *in Bills of Credit, for Victualling and Transporting the Troops to be raised in this Colony for His Majesty's Service on the Intended Expedition to the* West-Indies; *and for making Provision for Sinking the same Sum in Interest Money in lieu thereof;* and to apply so much thereof, towards the Defraying the Expences of the present Expedition as there may be occasion for. And the said Sum hereby ordered to be retained in the Treasurers

Hands at the Expiration of the said two Years, shall be sunk and destroyed in such Manner and Form as is directed by the last recited Act, any Thing therein contained to the contrary notwithstanding.

AND BE IT ENACTED by the Authority aforesaid, That there shall be allowed to every of the said Freemen, or native well-affected *Indians* (and to be paid to the Captain of each Company, for the Use of such Men in Manner and Form hereafter provided) *Nine Pence* Proclamation Money *per* Day, for his Subsistance, from the Time of his being fairly inlisted, before any one of His Majesty's Justices of the Peace of the said Colony, until the Time of the General Muster hereafter mentioned in this Act, when the said Volunteers are to be otherwise provided for.

AND in order for the more secure Payment of the Bounty Money, and Subsistance Money aforesaid, IT IS HEREBY ENACTED by the Authority aforesaid, That each Captain of a Company (so soon as his Company shall be compleat) shall cause a Muster of his said Company to be made, in Presence of one of the Treasurers of this Colony, and the Commissioners aforesaid, or any two of them; and the said Captain, shall then produce to the said Treasurer and Commissioners, a fair written Muster-roll, containing the Names and Stations of the Company; under which Muster-roll, the said Treasurer and Commissioners shall certify, that they have seen the Men on the preceding Roll, and have inspected and seen the Certificates of their having been duly inlisted, and the Day on which each Soldier was inlisted, signed by the respective Justices of the Peace before whom such Soldiers were inlisted; and thereupon the said Treasurer, in Presence of the said Commissioners, and the Captain of the said Company, shall pay to each Man then present, and who shall be entered on the Muster-roll as aforesaid, (of the Degree of Serjeant, Corporal, Drummer, or private Soldier) the Sum of *Six Pounds* Proclamation Money; and the said Treasurer, shall take a Certificate, signed by the said Captain, and by the said Commissioners, signifying the number of Men, and Sum of Money paid by the said Treasurer, and shall also take a Receipt from the Captain for the same, upon the said Muster-roll; which certificate and Receipt, shall be sufficient Voucher to the said Treasurer, for the Payment of so much of the said Money as aforesaid; and the said Treasurer, shall at the same Time also pay to the Captain (for the Use of the Men so mustering, as aforesaid) the Subsistance Money of *Nine Pence per* Day, to each Soldier so entered upon the Muster-roll, as aforesaid, from the Day of inlisting such Soldier into the King's Service, to the Time of such Muster as aforesaid; and the said Treasurer and Commissioners, shall examine and settle the said Account, and the Treasurer shall take a Receipt from the said Captain upon the Back thereof, for the Subsistance Money then paid; which Receipt shall be a sufficient Voucher to the said Treasurer, for the Payment of so much of the said Money as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the said Commissioners, or any two of them, or any one of them, with Consent of one other, shall, and are hereby required (with the utmost Expedition) to agree for, and purchase for the said *Five Hundred* Men, or in Proportion for so many as shall inlist, not exceeding *Five Hundred, viz.* One Hundred and Ninety-two Barrels

of Pork, One Hundred and Ten Barrels of Beef, Sixty Thousand Pound Weight of Biscuit, Two Thousand Gallons of Rum, Four Hundred and Sixty-two Bushels of Pease, Four Hundred and Sixty-two Bushels of *Indian* Corn, Six Thousand Five Hundred Pound Weight of Bacon, Forty Hundred Weight of Rice, Three Thousand Pound Weight of Cheese, Three Thousand Pound Weight of Tobacco; with other Necessaries thereunto appertaining, which may be wanted. As also the said Commissioners, or any two of them, in case a Surgeon shall not be provided by His Majesty's Order, shall have Power to agree with a Surgeon and Surgeon's Mate, to attend the Forces to be raised in this Colony, and to make them a reasonable Allowance for that Service; and shall also provide a Chest of Medicines for the Use of the said Forces.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That after the Time of such Muster of a compleat Company of *One Hundred* Men, as aforesaid, the Allowance of *Nine Pence per* Day, Subsistance Money for each Soldier, shall cease and the Commissioners, or either of them, shall deliver, or cause to be delivered out (daily, or otherwise, as they shall think most proper and convenient) to the said Soldiers, a reasonable Quantity of Provisions for their Support, and the Men are to be formed into proper Messes, for the more easy Division thereof.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Commissioners, or any two of them, shall, upon the Embarkation of the said Forces for *Albany,* make an equal Division of the Provisions ordered by this Act, amongst the Forces so inlisted in this Colony, as aforesaid, in Proportion to the Companies and Number of Men then embarked, and they shall deliver the said Provisions proportioned, into the Care and Custody of the Captain of each Company, who is hereby appointed the Commissary or Steward thereof; and the said Captain is to deliver out the same to his Company daily, or weekly, as he shall think most proper and convenient. And it is the true Intent and Meaning of this Act, that the said Provisions so divided, and proportioned, and delivered out, to the Captains of the said Companies as aforesaid, shall be for the Use of the respective Companies to which they shall be delivered.

AND BE IT ENACTED by the Authority aforesaid, That the Commissioners aforesaid shall (when duly ordered to embark the said Men for *Albany*) hire Sloops, or Boats, for the Transportation of the said Soldiers, Provisions, and Necessaries thereto appertaining.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That each of the said Commissioners, shall procure a Book of clean Paper, for a Journal, fit for entering therein Memorandums daily of all Things transacted by him, or advised, or requested, concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Money received and disbursed, in pursuance of this Act. And they shall also take Receipts for all Sums of Money disbursed by them; which Books and Receipts they are to lay before the next, or some future General Assembly of this Colony, to be audited, inspected, and examined by them, to whom they are hereby made accountable.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for the Commissioners aforesaid, to retain in their own

Hands, out of the Money aforesaid, *Five per Cent.* as Commissions on such Money as shall be by them disbursed, in Manner aforesaid.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED by the Authority aforesaid, That in case the Provisions aforesaid, should be purchased, and all of them should not be wanted, either by reason that the whole Number of *Five Hundred* Men should not be raised, or for any other Cause, that then the said Commissioners shall sell the said Provisions remaining, and pay the Money arising by such Sale, unto the Treasury, retaining *Five per Cent.* for their Trouble; and if after the said Provisions are embarked, and gone out of this Government, the Whole of them should not be wanted, then the Captains, or Commanding Officers of the respective Companies, shall dispose of the Remainder, and shall pay the Produce thereof into the Treasury, retaining *Five per Cent.* Commissions. And in case the said Captain, or Commanding Officer of any Company, shall give, sell, or dispose of any Part of the said Stores or Provisions, or otherwise embezzle or make away with the same, or permit any other Person or Persons so to do, contrary to the true Intent and Meaning of this Act, every such Captain or Commanding Officer, shall be liable to be prosecuted in any Court of Record in this Colony, where the same shall be cognizable, by, and in the Name of any one of the Commissioners appointed by this Act, who are hereby authorized and impowered, to sue and prosecute such Captain, or Commanding Officer, for all such Stores and Provisions so by him given, sold, disposed of, or otherwise embezzled or made away with, as aforesaid; and upon Recovery and Receipt to pay the same, after deducting all reasonable Costs and Charges, unto one of the Treasurers aforesaid.

Franklin (1746) 16:2, pp. 3-12.

1. The 1746 expedition to Canada, like those of 1709 and 1711, was planned and financed but never carried out.

2. John Hamilton (?-1747) served New Jersey as president of the East Jersey Council of Proprietors, supreme court judge, and member of the governor's council. Twice Hamilton became acting governor, first after William Cosby's death in 1736, and again after Lewis Morris's death in 1746.

An ACT *for making Current* Ten Thousand Pounds *in Bills of Credit, to enable the Honourable* John Hamilton, *Esq; Commander in Chief of this Colony, or the Commander in Chief for the Time being, to defray the Expence of*

Arming and Cloathing the Forces to be raised in this Colony for his Majesty's Service, in the present Expedition against Canada, *and directing the Manner of Sinking the said Bills of Credit.*

WHEREAS His Majesty hath been graciously pleased to Order an Expedition to be carried on against His Enemies on the *French* Settlements at *Canada,* and signified his Royal Will and Pleasure by a Letter from the Duke of *Newcastle,* one of His Majesty's Principal Secretaries of State, to the several Governors on this Continent, to provide as many Men as can be raised in each of their respective Governments, to assist His Majesty's Forces, to be commanded by Lieutenant General *St. Clair,* for the Reduction of the *French* Settlements aforesaid; and therein hath been further pleased to recommend it to the Commander in Chief of this Colony, to take Care that the Soldiers may be provided with Arms and Cloathing; and authorized and impowered Lieutenant General *St. Clair,* to make a reasonable Allowance for defraying that Expence. AND WHEREAS the Honourable JOHN HAMILTON, Esq; President of His Majesty's Council, and Commander in Chief of this Colony, hath not at present any Publick Money of this Colony to defray the Expence that must necessarily accrue in expediting His Majesty's said Commands. In full Confidence therefore of the Reimbursement of the said Expence, pursuant to His Majesty's Order for that Purpose, and the better to enable the Commander in Chief of this Colony for the Time being, to comply with His Majesty's Commands,

BE IT ENACTED by the Honourable *JOHN HAMILTON,* Esq; President of His Majesty's Council, and Commander in Chief of the Colony of *New-Jersey,* the Council, and General Assembly, and it is hereby Enacted by the Authority of the same, That Bills of Credit to the Value of *Ten Thousand Pounds* Money of *America,* according to an Act of Parliament made in the Sixth Year of the Reign of the late Queen *Anne,* intitled, *An Act for ascertaining the Rates of Foreign Coins in Her Majesty's Plantations in* America, shall be immediately printed, made, and prepared, as followeth, *viz.* Two Hundred and Fifty Bills, each of the Value of *Six Pounds,* or Seventeen Ounces Ten Pennyweight of Plate: Five Hundred Bills each of the Value of *Three Pounds,* or Eight Ounces Fifteen Pennyweight of Plate: One Thousand Bills each of the Value of *One Pound Ten Shillings,* or Four Ounces Seven Pennyweight and Twelve Grains of Plate: Two Thousand Bills each of the Value of *Fifteen Shillings,* or Two Ounces Three Pennyweight Eighteen Grains of Plate: Three Thousand Bills each of the Value of *Twelve Shillings,* or One Ounce Fifteen Pennyweight of Plate: Three Thousand Bills each of the Value of *Six Shillings,* Grains of Plate. Which Bills shall be indented and impressed with the Arms of *Great-Britain* on the Left Side of the said Bills, and there shall be Printed near the Top and Bottom thereof, the Value of each Bill so made Current; and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass current in New-Jersey, *for*
Ounces *Pennyweight and* *Grains of Silver.*
July 2, 1746.

WHICH Bills, when printed, shall be delivered to *Samuel Nevill,*[1] Esq; of the Eastern Division, and *Isaac DeCow,* Esq; of the Western Division, two of the Signers thereof, who shall and are hereby directed and impowered upon the Delivery of the said Bills to them by the Printer thereof, to administer to him; and he is hereby directed and required, to take an Oath or Affirmation to the Purpose following.

I A.B. *do declare, that from the Time the Letters were set and fit to be put into the Press, for the Printing the Bills of Credit now by me delivered to you, until the same Bills were printed, and the Letters unset and put into the Boxes again, I went at no Time out of the Room in which the said Letters were, without locking them up, so as they could not be come at without Violence, a false Key, or other Art then unknown to me; and therefore to the best of my Knowledge, no Copies were printed off but in my Presence; and that all the Blotters, and other Papers whatsoever printed by the said Letters, whilst set for Printing the said Bills, to the best of my Knowledge are here delivered to you, together with the Stamps for the Indents and Arms; and that I have not at any Time been privy or consenting to any other or more Bills being struck than I now deliver to you; and that in all Things relating to this Affair, I have demeaned my self according to the true Intent and Meaning of the said Act, to the best of my Knowledge and Understanding.*

WHICH Printer, at the Time he has Orders to print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALWAYS, That if any unforseen Accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED by the Authority aforesaid, That the Bills made current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit now current in this Colony, and shall be all signed and numbered by the said *Samuel Nevill,* Esq; and *Isaac DeCow,* Esq; and in case of their, or either of their Deaths, or other Disability, by Mr. *William Burnet* of the Eastern Division, and Mr. *Stephen Williams* of the Western Division, or one, or both of them; and one Half of them shall be delivered to the Treasurer of the Eastern Division of this Colony, to be by him signed; and the other Half to the Treasurer of the Western Division, to be by him signed; and in order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, the said Signers are to observe the Directions following, *viz. First,* Before the said Signers do receive any of the said Bills, they shall each of them take an Oath or Affirmation, if Quakers, before a Justice of the Peace, for the true signing of the said Bills of Credit, and that they will sign no more than by this Act is directed, and that to the best of their Skill, they will perform what by this Act they are enjoined as their Duty; a Certificate of which Oath or Affirmation, is to be signed by the Justice and Deponent, or Affirmant, and to be delivered to the Treasurers, with the Bills, when

signed by them. *Secondly,* On receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters, and they shall divide the fair Bills so received, into two equal Parts; and to avoid Confusion, shall agree betwixt themselves how the Part of each shall be Numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. *Thirdly,* Each of the said Signers may then carry this Part to his own House, there to be numbered and signed by him with all possible Expedition, which (or such Part as is then absolutely necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part numbered and signed by him to the other, in order for him to sign the same; and they shall then together burn and destroy the Bills (if any be) over and above the Number hereby appointed to be issued; and in like Manner shall do from time to time, till all are signed and exchanged. *Fourthly,* Each of the said Signers may then carry the Part of the Bills aforesaid, so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition; and when signed in any Sums from time to time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate of his having taken an Oath or Affirmation, as aforesaid, and the Stamps for the Indents, and Arms, taking the Receipts of the respective Treasurers for the Sums so delivered; which when produced, shall be sufficient to Discharge the said Signers respectively, their Heirs, Executors, and Administrators, from such Parts of the said Bills as the Receipts do express.

AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers shall respectively sign the Bills to them delivered as aforesaid, and under the Obligation of their Oath or Affirmation, for the due Execution of their Offices, respectively pay them out according to the Directions of this Act, and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, That the aforesaid Bills of Credit to be made and issued by Virtue of this Act, shall be, and continue Current, for and during the Time and Space of Seven Years, to be computed from the *Twenty-fifth* Day of *March* last past, between Man and Man; but shall be received by the Commissioners of the Loan-Offices, and by the said Treasurers, for Six Months thereafter, and no longer; and shall be paid and received for the same Value expressed in and upon each Bill, for Goods, or Lands, or any other Thing bought and sold, by all Persons whatsoever residing in, and passing through this Colony, according to their Rates: And the Tender of the said Bills, for Payment or Discharging any Debt or Debts, Bargains, Sales of Land, or other Things, Bonds, Mortgages, Specialties, and Contracts whatsoever, already made, or hereafter to be made, either for *Sterling* Money, Silver Money of *America,* Dollars, or any other Species of Gold or Silver, or any other Quantity of Plate or Gold, shall be as effectual in the Law, to all Intents and Purposes, as if the Species contracted for, or the Current Coin passing in this Colony had been offered and tendered for the same. And every Person or Persons counterfeiting the Bills made Current by this Act, or refusing the same on any Tender, or shall ask a greater Price in the said Bills, for any Thing by him, her, or them sold, or shall by any other Ways or Means lessen the Credit

of the Bills hereby made Current; he, she, or they so offending, shall be liable to the same Pains, Penalties and Forfeitures, and to be recovered and inflicted in the same Manner as by the former Acts of the General Assembly concerning the Bills of Credit now Current in this Colony are directed, in the Case of the Bills of Credit by those former Acts made Current.

AND BE IT ENACTED by the Authority aforesaid, That it shall and may be lawful for the Commissioners of the several Loan-Offices within this Colony, and they are hereby directed and required to receive the Bills by this Act made Current, in Discharge of any Debts already contracted by the Borrowing of the Bills of Credit now Current in this Colony, by Virtue of former Acts; and when received, shall and may dispose of the same, in such Manner as if Payment were made in the Bills by former Acts made Current. And the said Bills now Current, by Virtue of former Acts, shall be received by the respective Treasurers of this Colony, and shall be sunk and destroyed, in lieu of the Bills hereby made Current, in the Manner herein after directed for sinking the said Bills of Credit hereby made Current.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That *Joseph Cooper,* Esq; and Mr. *Thomas Spicer,* are hereby authorized and directed to agree with the Printer for the Price to be paid him for Printing the Bills according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take care that the Printer of the Bills of Credit doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED by the Authority aforesaid, That there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for Printing them, as the said Inspectors Certificate shall signify they had agreed to pay him for that Service.

AND there shall be paid unto each of the Inspectors appointed by this Act the Sum of *Four Pounds.*

AND there shall be paid unto each of the Signers appointed by this Act, the Sum of *Ten Pounds.*

ALL which Sums of Money shall be paid by the Treasurers of this Colony, or either of them, out of the Money made Current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts, when laid before the General Assembly, shall Discharge the said Treasurers, their Heirs, Executors and Administrators for so much.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Treasurers of this Colony, or either of them, out of the Money hereby made Current, and delivered to them as aforesaid, shall pay, or cause to be paid unto *Andrew Johnston, Samuel Nevill* and *John Lowe,* Esqrs; or either of them, for the Eastern Division, and unto *John Allen, Charles Read,* Esqrs; and Dr. *Thomas Shaw,* or either of them, for the Western Division, who are hereby appointed Commissioners for the Colony of *New-Jersey,* such Sum or Sums of Money, as shall be necessary for the Arming and Cloathing the Forces raised in this Colony for His Majesty's Service, according to the Directions which shall be given them the said Commissioners from Time to Time, by the Honourable JOHN HAMILTON, Esq; President of the Council, and Commander in Chief

of this Colony, or according to the Directions of the Commander in Chief of this Colony for the Time being; which Directions shall be in Writing, under the Hand of the said Commander in Chief. And the said Commissioners appointed as aforesaid, are hereby authorized and impowered to proceed according to the said Directions, to purchase such Arms, Ammunition, Cloathing, or other Necessaries directed by the said Commander in Chief, according to the true Intent and Meaning of this Act. And the said Treasurers, or either of them, shall take Receipts, signifying the Service the Money so paid was designed for, and signed by the Commissioner or Commissioners receiving the same. And the said several Receipts, when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers to discharge them, the said Treasurers, or either of them, their, or either of their Heirs, Executors, and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That each of the said Commissioners shall procure a Book of clean Paper for a Journal, fit for entering therein Memorandums daily of all Things transacted by him, or advised or requested concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Money received and disbursed, in Pursuance of this Act. And they shall also take Receipts for all the Sums of Money disbursed by them; which Books and Receipts, they are to lay before the next, or some future General Assembly of this Colony, to be audited, inspected, and examined by them to whom they are hereby made accountable.

AND the said Commissioners are hereby directed and required, to make and form, or cause to be made and formed, one general Account of every particular Disbursement made in Pursuance of this Act, with Commissions at *Five per Cent.* which they are hereby allowed and impowered to retain in their Hands; and an Account of the Expence paid by the Treasurers of this Colony, or either of them, for the Printing, Inspecting, and Signing the Bills of Credit made Current for His Majesty's particular Service, by Virtue of this Act. And the said General Account, when fairly drawn, shall be signed by the said Commissioners, or any two of them, and with the Receipts and proper Vouchers, laid before Lieutenant General *St. Clair,* in order to be by him repaid to this Colony, according to his Majesty's Commands. And they the said Commissioners respectively are hereby directed and required, to apply themselves to His Honour JOHN HAMILTON, Esq; or to the Commander in Chief for the Time being, who is hereby impowered and desired to join with the said Commissioners in their Application to Lieutenant General *St. Clair* for a Reimbursement to the Colony of the Money paid out for His Majesty's Service, as aforesaid. And the Money so to be reimbursed by His Majesty's Order, and to be paid by Lieutenant General *St. Clair,* shall be paid unto the Treasurers of this Colony, or either of them, in any of the Bills of Credit made Current by this Act, or in any of the Bills of Credit now Current in this Colony, or in Gold or Silver Coins, mentioned in the aforesaid Act of Queen *Anne,* for the Ascertaining the Value of said Coins; and they shall and may be received at the Rates

in the said Act mentioned, if paid in lieu of the said Bills; and the said Treasurers shall give Discharges for the Money by them so received, and if paid in Gold or Silver as aforesaid, then the said Treasurers respectively, shall exchange the Gold and Silver so paid in as aforesaid, for Bills of Credit made Current by Virtue of this Act, or any other of the Bills of Credit now Current in this Colony. And the said respective Treasurers on the Annual Days appointed for the Cancelling of the other Bills of Credit now current in this Colony, shall lay the said Bills by them received either in Exchange or otherwise, as aforesaid, before the Justices and Freeholders of the Counties of *Middlesex* or *Burlington,* by them to be inspected, cancelled, bundled up, tied, sealed; and a Certificate of the Quantity so sealed, left with the Treasurer of the respective Division, in order that an Account may be rendered thereof to the General Assembly, and that the said cancelled Bills may be by them inspected, burnt and destroyed. And the respective Treasurers aforesaid, shall also render an Account of the Bills made Current by Virtue of this Act, which shall remain in their Hands unpaid out according to the Directions of this Act, to the next, or some succeeding General Assembly, when thereunto required.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED by the Authority aforesaid, That if it shall so happen that any of the Money aforesaid, paid out by the Treasurers aforesaid, for the Purchasing Arms and Cloathing, and other Necessaries, according to the Directions of this Act, shall remain in the Treasury of this Colony uncancelled, by the Money reimbursed by His Majesty's Order to His Lieutenant General *St. Clair,* as aforesaid; that then in such case, the Money so remaining uncancelled, as aforesaid, shall be provided for, and cancelled by the Interest-Money arising from the Bills of Credit now Current, or such as hereafter shall be made current in this Colony, or by such other Ways and Means as by the Governor, Council, and General Assembly, shall be thought most proper and least burthensome to the Inhabitants of this Colony and then in such Case, a Copy of the particular Account of all the Disbursements aforesaid, shall be by the Commissioners aforesaid, laid before the General Assembly, in order to be exhibited to the Duke of *Newcastle,* or some one of His Majesty's Principal Secretary's of State, to be laid before His Majesty; and therein His Majesty shall be charged Debtor for the several particular Articles provided for the Arming and Cloathing the Forces as aforesaid, and Credit shall be given therein to His Majesty for all such Money paid by His Lieutenant General *St. Clair,* as aforesaid; and the said Accounts, authentically proved by the Commissioners aforesaid, shall be by the Governor, Council, and General Assembly, forwarded as aforesaid, with an humble Address to His Majesty, setting forth the Manner in which this Colony hath exerted themselves for His Majesty's Service, to the utmost of their Abilities, besides the Readiness in which they provided the Money aforesaid, to forward the said Expedition according to His Majesty's Commands, humbly praying, that His Majesty will be graciously pleased to order the Ballance that shall be found due to this Colony on that Account, to be paid to their Order.

AND WHEREAS many of the Bills of Credit now current in this Colony

by former Acts of the General Assembly, are very much defaced, ragged, and torn, and many of the Bills to be current by this Act, will in Time, by passing from Man to Man, become so, AND WHEREAS the Bills heretofore Printed to Exchange such of the Bills now current as should become so torn and ragged as to render them unfit to pass, have been, and will be, when this Act takes Place, mostly applied, some of them to the Exchanging ragged and torn Bills, as aforesaid, and *Six Thousand Pounds* thereof for His Majesty's Service, on this, and a former Expedition; Therefore,

BE IT ENACTED by the Authority aforesaid, That over and above the said *Ten Thousand Pounds* for the Use aforesaid, there shall be printed at the same Time the Sum of *Six Thousand Pounds* in the Proportions aforesaid, to be signed at Leisure by the said Signers, as aforesaid, and delivered to the said Treasurers in equal Moieties, for Exchanging of defaced, ragged, and torn Bills, made Current by the former Acts, or this present Act of General Assembly; and the said Treasurers on Receipt thereof, are hereby commanded from time to time, to sign such Part of said Bills, as shall be necessary for Exchanging ragged and torn Bills; and as often as Application shall be made at any convenient Time, to issue the same to any Person or Persons so applying, in Exchange, *gratis,* for any Bills of Credit made Current by this, or former Acts of this Colony, which are so torn and ragged as may render them unfit to pass; and the said ragged Bills so by the said Treasurer received in Exchange, shall be laid before the same Justices and Freeholders, and be cancelled and disposed of in the same Manner and Form as is herein before directed concerning the Bills of Credit hereby made Current.

Franklin (1746) 16:2, pp. 13-22.

1. Samuel Nevill (?-1764) served as assembly speaker and as a judge of the supreme court. He edited a compilation of New Jersey laws (1752) and was editor of *The New American Magazine* (1758-1760).

Sixteenth Assembly, Second Session

Second Sitting

9 Oct.-1 Nov. 1746

Perth Amboy

An ACT *to make current* Eight Hundred *and* Fifty Pounds *in Bills of Credit, for the further victualing the Forces lately raised in* New-Jersey, *on an Expedition against* Canada.

WHEREAS by His Majesty's Commands for raising of Men in this Colony, An Act of the General Assembly was passed in the Month of *June* last, entitled, *An Act to encourage the enlisting of* Five Hundred *Freemen, or Native well affected Indians, in this Colony of* New-Jersey, *for His Majesty's Service in the present Expedition against* Canada, *for making Provision for their Subsistance for four Months, for transporting them to* Albany, *in the Province of* New-York, *and for defraying the Expence thereof out of the Interest Money arising from the Loans of the Bills of Credit of this Colony;* by Virtue of which, five Companies have been raised and transported to *Albany,* and victualled for four Months, from the *third* Day of *September* last, the Time of their Embarkation. AND WHEREAS it is not known to this House, that any Orders are arrived from His Majesty for their being discharged from His Service, but, in all probability, are likely to be continued therein during the Winter Season. THEREFORE We the House of General Assembly, being at all Times heartily desirous to do all in our Power in Support of His Majesty's Interest, and zealous for the carrying on the said Expedition, do pray, that for the further Support of the said Forces, it may be Enacted,

AND BE IT ENACTED by the Honourable JOHN HAMILTON, Esq; President of His Majesty's Council, and Commander in Chief of this Colony of *New-Jersey,* the Council and General Assembly, AND IT IS HEREBY ENACTED by the Authority of the same, That the Signers appointed by, the Act intitled, *An Act for making current* Ten Thousand *Pounds in Bills of Credit, to enable the Honourable* JOHN HAMILTON, *Esq; Commander in Chief of this Colony, or the Commander in Chief for the Time being, to defray the Expence of Arming and Cloathing the Forces to be raised in this Colony for His Majesty's Service in the present Expedition against* Canada, *and directing the Manner of sinking the said Bills of Credit,* to sign the Bills printed to exchange ragged and torn Bills, shall forthwith, after the Publication hereof, sign to the Value of *Eight Hundred and Fifty Pounds,* Money according to the Proclamation of the late Queen ANNE, in Bills already printed and designed by the said Act to exchange ragged and torn Bills, and deliver the same to the Treasurer of the *Eastern* Division; which said Sum of *Eight Hundred and Fifty Pounds,* signed as aforesaid, shall be and is hereby made Current in all Payments in this Colony. And every Person or Persons Counterfeiting the Bills made Current by this Act, or refusing the same on any Tender, or shall by any other Ways or Means lessen the Credit of the Bills hereby made Current, he, she or they, so

offending, shall be liable to the same Pains, Penalties and Forfeitures, and to be recovered and inflicted in the same Manner as by the former Acts of the General Assembly, concerning the Bills of Credit now current in this Colony, are directed, in the Case of the Bills of Credit by those former Acts made current.

AND BE IT ENACTED, That the said Treasurer shall pay, or cause to be paid, unto *John Eatton, Pontius Stelle* and *Hendrick Fisher,* Esqrs. or either of them, who are hereby appointed Commissioners for the Colony of *New-Jersey,* such Sum or Sums of Money, not exceeding the said Sum of *Eight Hundred and Fifty Pounds,* as shall be necessary for purchasing the Provisions hereafter mentioned, and for sending the same to *Albany* for the Use of the said Forces.

AND the said Treasurer shall take Receipts of the Person or Persons to whom he shall pay such Sum or Sums of Money, which said Receipts, when produced by the said Treasurer, shall be sufficient Vouchers to discharge him the said Treasurer, his Heirs, Executors and Administrators, of so much Money paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissioners, or any two of them, shall, and they are hereby required (with the utmost Expedition) to purchase, for the further victualing the aforesaid Forces, the full Quantity of Eighty Barrels of Beef, Eighty Barrels of Pork, Thirty Thousand weight of Biscuit, and three Hundred Bushels of Pease, and shall with the utmost Expedition, after such purchase, hire proper Vessels, and cause the same to be transported to *Albany,* there to be left with, and entrusted to the Care of some proper Person residing in *Albany,* to be delivered out to the several Captains of the said Companies, in Proportion to the Men in his Company, as there shall be Occasion.

AND BE IT FURTHER ENACTED, that each of the said Commissioners shall procure a Book for a Journal, fit for entering therein Memorandums daily, of all things transacted by him, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed by him, in pursuance of this Act, and shall also take Receipts for all Sums of Money disbursed by them; which Books and Receipts they shall lay before the next or some future General Assembly of this Colony, to be audited, inspected and examined by them, and to whom they are hereby made accountable.

AND BE IT FURTHER ENACTED, that it shall and may be lawful for the Commissioners aforesaid, to retain in their own Hands, out of the Money aforesaid, *five per Cent.* as Commissions, on such Money as shall be by them disbursed in Manner aforesaid.

AND for the sinking of the aforesaid Sum of *Eight Hundred and Fifty Pounds,* the Treasurers of this Colony, are hereby commanded to place back in lieu thereof, the Sum of *Eight Hundred and Fifty Pounds* of the Interest Money, arising by the different Loans of the Bill of Credit now current in this Colony, which shall remain in their Hands in the Year One Thousand Seven Hundred and Fifty three; which said Interest Money, to the Value aforesaid, they the said Treasurers respectively, shall lay before the Justices and Freeholders to be cancell'd and bundel'd up, and shall afterwards lay them before the General

Assembly to be sunk in the same Manner as the said Treasurer or Treasurers are directed by an Act passed in the *Seventh* Year of His Majesty's Reign, entitled, *An Act for making* Forty Thousand *Pounds in Bills of Credit,* to do with the ragged or torn Bills.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED, that in Case the Provisions aforesaid, should be purchased, and all of them should not be wanted, either for that the said Forces should be disbanded, or for any other Cause, that then the said Commissioners, or any Person appointed by them, or any two of them, shall sell the said Provisions remaining, and pay the Money arising by such Sale into the Treasury, retaining *five per Cent.* for their Trouble.

Passed 1 Nov. 1746.
Bradford (1749) 8-11.

Sixteenth Assembly, Second Session

Third Sitting

4-9 May 1747

Perth Amboy

An ACT *to make current* One Thousand Pounds *in Bills of Credit, for the future victualing and providing for the Forces lately raised in* New-Jersey, *on an Expedition against* Canada.

WHEREAS the Bills of Credit made current, by a former Act, passed in this present *Twentieth* Year of His Majesty's Reign, entitled, *An Act to make current* Eight Hundred and Fifty Pounds *in Bills of Credit, for the future victualing the Forces lately raised in* New-Jersey, *on an Expedition against* Canada, have been laid out pursuant to the Directions of the said Act, and the Provisions purchased therewith, are expended by the said Forces. AND WHEREAS His Honour the PRESIDENT has informed this House, that the said Forces are kept together to wait His Majesty's further Directions. THEREFORE We the House of General Assembly, being in Hopes of the speedy arrival of His Majesty's further Commands relating to the said Expedition, and to show the Continuance of our Zeal for His Majesty's Service, and for promoting the said Expedition, as far as lays in our Power, do pray, that for the further Support of the said Forces, it may be Enacted,

AND BE IT ENACTED by the Honourable JOHN HAMILTON, Esq; President of His Majesty's Council, and Commander in Chief of this Colony of *New-Jersey,* the Council and General Assembly, AND IT IS HEREBY ENACTED by the Authority of the same, That the Signers appointed, by the Act intitled, *An Act for making current* Ten Thousand *Pounds in Bills of Credit, to enable the Honourable* JOHN HAMILTON, *Esq, Commander in Chief of this Colony, or the Commander in Chief for the Time being, to defray the Expence of arming and cloathing the Forces to be raised in this Colony for His Majesty's Service in the present Expedition against* Canada, *and directing the Manner of sinking the said Bills of Credit,* to sign the Bills printed to exchange ragged and torn Bills, shall forthwith, after the Publication hereof, sign to the Value of *One Thousand Pounds,* Money according to the Proclamation of the late Queen ANNE, in Bills already printed and designed by the said Act to exchange ragged and torn Bills, and deliver the same to the Treasurer of the *Eastern* Division; which said Sum of *One Thousand Pounds,* signed as aforesaid, shall be and is hereby made Current in all Payments in this Colony. And every Person or Persons Counterfeiting the Bills made Current by this Act, or refusing the same on any Tender, or shall by any other Ways or Means lessen the Credit of the Bills hereby made Current, he, she or they, so offending, shall be liable to the same Pains, Penalties and Forfeitures, and to be recovered and inflicted in the same Manner as by the former Acts of the General Assembly, concerning the Bills of Credit now current in this Colony, are directed, in the Case of the Bills of Credit by those former Acts made current.

AND BE IT ENACTED, That the said Treasurer shall pay, or cause to

be paid, unto *John Eatton,* and *Pontius Stelle,* Esqrs. or either of them, who are hereby appointed Commissioners for the Colony of *New-Jersey,* such Sum or Sums of Money, not exceeding the said Sum of *One Thousand Pounds,* as shall be necessary for purchasing the Provisions, and other Necessaries, hereafter mentioned, and for sending the same to *Albany* for the Use of the said Forces.

AND the said Treasurer shall take Receipts of the Person or Persons to whom he shall pay such Sum or Sums of Money, which said Receipts, when produced by the said Treasurer, shall be sufficient Vouchers to discharge him the said Treasurer, his Heirs, Executors and Administrators, of so much Money paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissioners, or either of them, shall, and they are hereby required (with the utmost Expedition) to purchase, for the further victualing and providing for the said Forces, One Hundred Barrels of Pork, Fifty Barrels of Beef, three Hundred Bushels of Pease, thirty Thousand weight of Biscuit, Twenty Firkins of Butter, five Hogsheads of Rum, Fifteen Hundred weight of Tobacco, and four Thousand weight of Rice; and shall with the utmost Expedition, after such purchase, hire proper Vessels, and cause the same to be transported to *Albany,* there to be left with, and entrusted to the Care of some proper Person residing in *Albany,* to be delivered out to the several Captains of the Companies, in Proportion to the Men in his Company, as there shall be Occasion.

AND BE IT FURTHER ENACTED, that each of the said Commissioners shall procure a Book for a Journal, fit for entering therein Memorandums daily, of all things transacted by him, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed by him, in pursuance of this Act, and shall also take Receipts for all Sums of Money disbursed by them; which Books and Receipts they shall lay before the next or some future General Assembly of this Colony, to be audited, inspected and examined by them, and to whom they are hereby made accountable.

AND BE IT FURTHER ENACTED, that it shall and may be lawful for the Commissioners aforesaid, to retain in their own Hands, out of the Money aforesaid, *five per Cent.* as Commissions, on such Money as shall be by them disbursed in Manner aforesaid.

AND for the sinking of the aforesaid Sum of *One Thousand Pounds,* the Treasurers of this Colony, are hereby commanded to place back in lieu thereof, the Sum of *One Thousand Pounds* of the Interest Money, arising by the different Loans of the Bills of Credit now current in this Colony, which shall remain in their Hands in the Year *One Thousand Seven Hundred and Fifty three;* which said Interest Money, to the Value aforesaid, they the said Treasurers respectively, shall lay before the Justices and Freeholders to be cancell'd and bundel'd up, and shall afterwards lay them before the General Assembly to be sunk in the same Manner as the said Treasurer or Treasurers are directed by an Act passed in the *Seventh* Year of His Majesty's Reign, entitled, *An Act for making* Forty Thousand *Pounds in Bills of Credit,* to do with the ragged or torn Bills.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED, that in

Case the Provisions, and other Necessaries, aforesaid, should be purchased, and all of them should not be wanted, either for that the said Forces should be disbanded, or for any other Cause, that then the said Commissioners, or any Person appointed by them, or either of them, shall sell the said Provisions remaining, and pay the Money arising by such Sale into the Treasury, retaining *five per Cent.* for their Trouble.

Passed 9 May 1747.
Bradford (1749) 12-15.

Sixteenth Assembly, Second Session
Fourth Sitting
20-25 Aug. 1747
Burlington

No acts passed.

Sixteenth Assembly, Second Session

Fifth Sitting

17 Nov. 1747-18 Feb. 1747/48

Burlington

An ACT *to oblige the several Sheriffs of this Colony of* New-Jersey, *to give Security, take the Oaths or Affirmations therein directed, for the Discharge of their Offices, and to prevent their too long Continuance therein.*

IN order to oblige the Sheriffs of the several Counties, Cities, Boroughs, and Towns corporate, within this Colony, to a more strict and impartial Execution of their several Offices, and for the better securing the Rights of the Crown, and the Properties of the People;

BE IT ENACTED by the Governor, Council, and General Assembly, and it is hereby enacted by the Authority of the same, That from and after the Publication of this Act, when any Person shall obtain a Commission for, or be appointed to the Office of Sheriff, of any County, City, Borough, or Town corporate, within this colony, every such Person, so obtaining a Commission, or that shall be so appointed, as aforesaid, before he enters upon the Execution of his said Office of Sheriff, or be admitted to take the Oath or Affirmation herein afterwards appointed to be taken, for the due and faithful Discharge of his said Office, shall, before any of the Judges of the County, Mayor, or chief Magistrate of the City, Borough, or Town corporate, for which he shall be appointed Sheriff, enter into Bond to our Sovereign Lord the King, his Heirs and Successors, with two good Securities, being Freeholders in the said County, City, Borough or Town corporate, jointly and severally, in the Sum of *Eight Hundred Pounds,* Money according to the Proclamation of the late Queen *Anne;* which Bond, with the Condition thereof, shall be in the Form herein-after mentioned (excepting the Sheriff of *Cape-May,* who shall enter into Bond, with Securities as aforesaid, in the Sum of *Two Hundred Pounds*) which said Bond the said Judges, mayor, or chief Magistrate, are hereby required and authorized to take, and cause to be acknowledged or proved before him, and shall write a Memorandum of such Acknowledgment or Proof on the said Bond, and within twenty Days thereafter shall deliver the same to the Clerk of the Peace of such County, City, Borough, or Town corporate, to be by him recorded; and the said Bond shall (as soon as it conveniently may) be transmitted to the Clerk of the Supreme Court of this Colony for the Time being, to be by him kept among the publick Records of this Colony.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that when such Sheriff hath given Bond as aforesaid, he shall take the Oaths, and make and subscribe the Declaration, as they are appointed to be taken, made and subscribed, by an Act of General Assembly passed in the eighth Year of the Reign of our late Sovereign Lord *George* the first, entitled, *An Act for securing his Majesty's Government of* New-Jersey.

AND BE IT FURTHER ENACTED and provided by the Authority aforesaid, that if the said Sheriff shall be of the People called Quakers, he shall

make the Declaration of Fidelity, and take the Effect of the Abjuration Oath, as they are appointed to be made and taken by the People called Quakers, in an Act passed in the first Year of the Reign of his present Majesty King *George* the Second, entitled, *An Act prescribing the Forms of Declaration of Fidelity, the Effect of the Abjuration Oath and Affirmation, instead of the Forms heretofore required in such Cases, &c.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Sheriff shall, at the same Time, take an Oath, or if a Quaker, Affirmation, for the true and impartial Execution of his Office, in the Form and Words following, *viz.*

I A.B. *do, in the Presence of Almighty God, swear: (Or I* A.B. *do solemnly, sincerely, and truly, declare and affirm) that I will well and truly serve our Sovereign Lord the King, in the Office of Sheriff of the County, City, or Borrough, of and I will duly, faithfully and truly, execute, or cause to be executed, all Writs and Precepts to me directed, which shall come to my Hands, and will faithfully and truly return the same, according to the best of my Knowledge, Skill and Judgment: And I do further swear (or affirm) that I will not knowingly corruptly or unjustly, use or exercise the Office of Sheriff during the Time I shall remain therein; neither will I accept, receive or take, by any Colour, Means, or Device whatsoever, or consent to the taking of any Manner of Fee or Reward of or from any Person or Persons whatsoever, for the Impannelling or Returning of any Inquest, Jury or Tales, in any Court for the King, or between Party and Party, more than such Fees or Rewards as now are or hereafter shall be appointed, allowed and established by the Laws or Ordinances of this Colony, but will, according to my Power, truly and indifferently impannel, or cause to be truly and indifferently impannelled, with all convenient Speed, all Jurors; and will, in all Things that shall belong to the Duty of my Office, truly and impartially behave myself as it becomes me to do. So help me God.*

AND BE IT ENACTED AND DECLARED by the Authority aforesaid, that unless the Person or Persons so obtaining a Commission, or being appointed Sheriff or Sheriffs as aforesaid, shall enter into Bond, and give Security, and take the Oaths or Affirmations as herein is directed, it shall be unlawful for any Person so obtaining a Commission, or being appointed Sheriff as aforesaid, of or in any County, City, Borough or Town corporate in this Colony, to execute the Office of Sheriff, or any Part thereof; and any Thing done by such Sheriff or his Deputy, not having entered into Bond, and taken the Oaths or Affirmations aforesaid, under Colour or pretended to be done by Virtue of such Commission or Appointment, shall be deemed, esteemed and adjudged to be illegal, null and void.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for any one of the Judges of the Courts of Common-Pleas in any County within this Colony, the Mayor or Chief Magistrate of any City, Borough or Town corporate, to administer the said Oaths or Affirmations to any Person appointed Sheriff of such County, City, Borough or Town corporate.

AND BE IT ENACTED by the Authority aforesaid, that the Sheriff of each respective County, City, Borough or Town corporate within this Colony, whose Commissions shall bear date before the Publication of this Act, shall, at the first or second Court thereafter to be held for such County, City, Borough or Town corporate, enter into Bond, to our Sovereign Lord the King, his Heirs and Successors, with two good and sufficient Sureties, being Freeholders in the same County, City, Borough or Town corporate, in the Sum of *Eight Hundred Pounds,* Money aforesaid (except the Sheriff of *Cape-May,* who shall enter into Bond, with Securities as aforesaid, in the Sum of *Two Hundred Pounds*) which said Bond, the Judges of the said Court, or either of them, Mayor or chief Magistrate, are hereby impowered to take, and the same shall be acknowledged or proved and recorded in the Manner herein before directed: And the said respective Sheriffs shall, at the same time, take the Oaths or Affirmations herein before mentioned, and make and subscribe the Declaration, and take the Effect of the Abjuration Oath respectively in such Manner as in this Act is directed concerning Sheriffs hereafter to be appointed; which said Oaths or Affirmations, Subscription and Declaration, any one of the Judges of the said Court, Mayor or chief Magistrate, are hereby directed and impowered to administer and receive.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that every Person who shall be high Sheriff of any County, City, Borough or Town corporate of this Colony, at the Time of Publication of this Act, who shall refuse or neglect to give Bond and Security, as in this Act is directed and appointed, and to take the Oaths or Affirmations aforesaid at the Time appointed by this Act, and shall use or exercise the Office of Sheriff either by himself or Deputy, after the Time appointed for their giving Bond and taking the Oaths or Affirmations aforesaid, shall, upon such Neglect or Refusal, be disqualified and rendered incapable of acting as Sheriff by Virtue of or under Colour of the Commission by which such Person was appointed Sheriff; and every Act or Thing done by such Sheriff after the Time appointed for his giving Bond, and taking the Oaths or Affirmations aforesaid, or by any Person or Persons acting for or under him by the pretended Virtue of, or under Colour of the Commission give to such Sheriff, shall be, and are hereby declared void and of none Effect.

AND BE IT ENACTED by the Authority aforesaid, that the Bond to be entered into as aforesaid, by the Sheriff and his Securities, with the Condition thereof, shall be in the Form following, *viz.*

KNOW all Men by these Presents, That we A.B. C.D. *and* E.F. *all of , are held and firmly bound unto our Sovereign Lord the King, in the Sum of Money according to the Proclamation of the late Queen Anne, to be paid unto our said Lord the King, his Heirs or Successors; to the which Payment, well and truly to be made and done, we do bind ourselves, our Heirs, Executors and Administrators, jointly and severally, firmly by these Presents. Sealed with our Seals. Dated the Day of in the Year of our Lord One Thousand Seven Hundred and*

The Condition of the above Obligation is such, that if the above-bound A.B.

shall well and truly execute the Office of Sheriff of the County [*City*] *or* [*Borough*] *of and in all Things touching and concerning his said Office of Sheriff, shall well, truly and faithfully execute and perform the same, as well with respect to all Persons whatsoever concerned, as to our said Lord the King, then the above Obligation to be void and of no Effect, otherwise to be and remain in full Force and Virtue.*

AND BE IT ENACTED by the Authority aforesaid, that every Person who now is or shall be High Sheriff of any County, City, Borough or Town corporate within this Colony, and shall neglect to have his Bond, with Security, either acknowledged or proved, as herein before is directed, shall, upon such Neglect, be disqualified and rendered incapable of acting as Sheriff as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that if any Clerk in any County, City, Borough, or Town corporate within this Colony, shall for the Space of three Months, neglect or delay to send the Bond aforesaid to the Officer of the Supreme Court, as before directed, such Clerk shall forfeit *Ten Pounds,* Money aforesaid, to be recovered by any Person who shall sue for the same by Action of Debt, in any Court where the same shall be cognizable in this Colony, with full Costs of Suit, one Half to the Prosecutor, and the other Half to be paid to the Treasurer of the respective Division where the same shall be recovered, to be applied as by Act of General Assembly shall be directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That no Sheriff or Under-Sheriff that now is, or that shall hereafter be appointed within this Colony, shall continue in the same Office above three Years, and that they shall be, and are hereby rendered incapable of holding the same Office again, until they have been out of the said Office three full Years; and that there shall not hereafter be any Sheriff or Under-Sheriff appointed, who is not a Freeholder and Resident in the County for which he shall be appointed Sheriff or Under-Sheriff, and who immediately preceding such Appointment, hath not been a Freeholder and Resident therein for the Space of three whole Years, any Law, Usage or Custom, to the contrary notwithstanding.

Passed 19 Jan. 1747/48.
Franklin (1748) 3-8.

An ACT *to continue an Act, entitled,* An Act for better Settling and Regulating the Militia of this Colony of *New-Jersey;* for the Repelling Invasions, and Suppressing Insurrections and Rebellions.

WHEREAS an Act of the General Assembly of this Colony passed in the nineteenth Year of his present Majesty's Reign, entitled *An Act for better Settling and Regulating the Militia of this Colony of* New-Jersey; *for the Repelling Invasions, and Suppressing Insurrections and Rebellions,* will expire, by its own Limitation, at the End of this present Session of General Assembly.

BE IT ENACTED by the Governor, Council, and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, That the abovementioned Act, entitled, *An Act for better Settling and Regulating the Militia of this Colony of* New-Jersey, *for the Repelling Invasions, and Suppressing Insurrections and Rebellions,* shall be, and is hereby continued, and every Clause, Article and Thing therein contained, shall continue, be and remain in full Force for the Space and Term of one Year from and after the Publication hereof, and from thence to the End of the next Session of General Assembly, and no longer, any Thing to the Contrary thereof in the said Act in any wise notwithstanding.

Passed 19 Jan. 1747/48.
Franklin (1748) 8-9.

An ACT *the better to prevent the Conceling of Stray Cattle, Horses, and Sheep.*

WHEREAS the Provision already made by a Law passed in this Colony in the first Year of the Reign of our Sovereign Lord King *George* the Second, entitled, *An Act to prevent the Concealing of Stray Cattle, Horses and Sheep,* has not, on Experience, been found fully to answer the End for which it was designed; For Remedy whereof,

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, That the Inhabitants and Freeholders of each City, Town and Precinct in the several Counties of this Colony, shall and may annually and every Year hereafter assemble and meet together on the second *Tuesday* in *March,* and then and there by Plurality of Voices, elect a Person to be Clerk of the respective City, Town or Precinct for the ensuing Year; which Clerk, so elected, shall provide and keep at the Charge and Cost of the City, Town or Precinct, a Book for the Purpose herein after directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that from and after the Publication of this Act, any Person or Persons whatsoever,

who at any time hereafter between the first Day of *November* and the first Day of *April*, in any Year ensuing, shall discover any stray Cattle, Horses or Sheep, upon his or their improved Land, shall forthwith give Notice thereof to the Clerk of the respective City, Town or Precinct where such Estrays shall happen to be found, with their and each of their several Ages, Colours and Marks, natural and artificial, as near as may be; and for so doing, such Person or Persons shall have as a Reward for that Trouble *One Shilling* the Head for all neat Cattle and Horses, and *Three Pence* a Piece for all Sheep so given Notice of; on which Notice so given, the Clerk of such City, Town or Precinct, chosen as aforesaid, shall forthwith make an Entry in the Book provided as aforesaid, of the Age, Colour and Mark, natural and artificial, of such Estrays; for which Entry so made, the said Clerk shall be paid *One Shilling* the Head for all neat Cattle and Horses, and *Three Pence* a Head for all Sheep, by the Person who shall require such Entry to be made.

AND if the Owner of such Estrays shall appear and prove his Property to the same any Time before the Day of Sale herein aftermentioned, then, on Paying the Charges which shall have accrued by Virtue of this Act, the said Estrays shall be delivered to the said Owner.

AND if no Owner or Owners of such Estrays, shall appear before the first Day of *May* next ensuing such Entry as aforesaid, then the Possessor of such Estrays, shall, within the space of five Days, give Notice to one of the Overseers of the Poor of the said City, Town or Precinct, which said Overseer is hereby required within five Days after such Notice given, to set up Advertisements in three of the most publick Places of the said City, Town or Precinct, appointing the Time and Place of Sale of such Estrays at Publick Vendue to the highest Bidder; and shall proceed to sell the same, in not less than five nor above ten Days after setting up such publick Advertisements; and out of the Money arising by such Sale, the said Overseer shall pay the Possessor such Costs of Entring the said Estrays, as is by this Act directed, and such Damages or Charges for keeping the same as shall be adjudged by any indifferent neighbouring Freeholder, chosen by the Overseer and the Possessor, to be just and reasonable, whose Judgment and Determination shall be final: And it shall and may be lawful for the said Overseer to detain and keep to his own Use *Two Shillings* in the Pound for his Trouble in attending the said Sale, and for defraying the Charges and Expences thereof; and the Remainder of the Money arising from such Sale, as aforesaid, shall be paid to the Owner or Owners of such Estrays, provided he, she or they, shall appear and make good their Title to the same in one Year after such Sale as aforesaid; and if no such Owner or Owners shall appear and make Demand of the said overplus Money in the Time limited, as aforesaid, then the same shall be applied to the Use of the Poor of the City, Town or Precinct where such Estrays shall be sold as aforesaid; and the said Overseer shall be accountable for the said overplus Money to his Successor, according to the Act of Assembly of this Colony, entitled, *An Act for the Relief of the Poor;* and the said Overseer is hereby required to give a Receipt to the Purchaser or Purchasers of such Estrays, for any Sum or Sums which the same shall sell for; which Receipt shall be a sufficient Voucher for the Payment of the

same, and shall also give a lawful Right and Title to such Estrays, to the said Purchaser or Purchasers, without his, her or their being any further accountable to the Owner or any other Person whatsoever, any Law or Custom to the contrary notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that any Person or Persons whatsoever, who hereafter may have any Stray Cattle, Horses or Sheep upon his or their improved Lands, or in his or their Possession, at any Time between the first Day of *November* and the first Day of *April* as aforesaid, and shall not give the Notice prescribed by this Act in the Space of twenty Days after the Discovery thereof, such Person or Persons so offending, shall not only lose any Demands he or they might otherwise have for keeping and feeding such Cattle, Horses or Sheep, but shall also forfeit to the Owner or Owners thereof the Sum of *Twenty Shillings* for each and every such Stray Cattle or Horses, and *Two Shillings* for every Sheep as aforesaid, for every such Neglect, to be recovered before any one Justice of the Peace, with Costs of Suit: And if the said Owner shall not appear and prosecute the same within twenty Days after the first of *April* aforesaid, then the Overseer of the Poor of the City, Town or Precinct where the said Estray shall be so concealed, upon Notice thereof is hereby required to prosecute the same to Effect, and to apply the said Fine, when recovered, to the Use of the Poor, in Manner and Form aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Books so to be kept by the respective Clerks of each City, Town and Precinct, shall always by them be kept open and free for any Person or Persons who at any Time shall have occasion to search therein for any such Stray, for which search, such Clerk shall not ask, demand or exact any Fee, Gratuity or Reward, on the Penalty of *Twenty Shillings* for each Offence, to be recovered by the Party grieved in Manner aforesaid, with Cost of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case of the Death or Removal of any of the Clerks chosen as aforesaid, one of the Justices of the Peace of the County, with the two Freeholders chosen for the City, Town or Precinct where such Death or Removal doth happen, shall, and are hereby required to choose a Clerk in the Room and Place of him or them so removed as aforesaid; and the Clerks so chosen, shall, to all Intents and Purposes, have the same Power, and be under the same Restrictions and Penalties as the aforesaid Clerk was.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that from and after the second *Tuesday* in *March* next, the Act entitled, *An Act the better to prevent the Concealing of Stray Cattle, Horses and Sheep,* passed in the first Year of the Reign of his present Majesty King *George* the Second, and every Clause and Part thereof, is hereby repealed, and declared null and void.

PROVIDED NEVERTHELESS, That the Proceedings on all Estrays in Possession of any Person before this Act takes Place, shall be according to the said former Act, any Thing herein contained to the contrary notwithstanding.

Passed 19 Jan. 1747/48.
Franklin (1748) 9-12.

An ACT *for erecting the Southern Parts of the County of* Salem, *in* New-Jersey, *into a separate County, and ascertaining the Boundaries of the several Precincts* therein.

WHEREAS the Inhabitants of the Southern Parts of the County of *Salem,* have, by their Petition, set forth, That by Reason of the large Extent of said County, and the Goal and Court-House being seated so near one End of the same, where all the publick Business is transacted, it hath been Inconvenient and very prejudicial to many of His Majesty's loyal Subjects Inhabitants thereof: For Remedying of which Inconveniencies,

BE IT ENACTED by the Governor, Council, and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, That all and singular the Lands within the following Bounds, *viz.* Beginning in the County of *Salem* at the Mouth of *Stow-Creek* and running up the same unto *John Brick's* Mills, leaving the said *Brick's* Mills within the County hereby erected; then continuing still up *Stow-Creek* Branch to the House where *Hugh Dun* now dwells, leaving said *Hugh Dun* within the new County; and from the said *Hugh Dun's* House upon a strait Line to *Nathan Shaw's* House, leaving said *Nathan Shaw's* House within the new County; and then on a North-East Course until it intersects the *Piles-Grove* Line, leaving *Piles-Grove* within *Salem* County; then along the said Line till it intersects the Line which divides the Counties of *Gloucester* and *Salem;* then running South-Eastward down *Gloucester* Line unto the Boundaries of *Cape-May* County; then bounded by *Cape-May* County to *Delaware-Bay;* and then up *Delaware-Bay* to the Place of Beginning, shall be erected, and the said Lands are hereby erected into a County, named, and henceforth to be called by the Name of *Cumberland.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said County of *Cumberland* shall have and enjoy all the Jurisdictions, Powers, Rights, Liberties, Priviledges and Immunities whatsoever, which any other County within the said Colony of *New-Jersey* doth, or may, or ought of Right to enjoy, excepting only the Choice of Members to represent the said County of *Cumberland* in General Assembly; which Liberty is hereby suspended until His Majesty's Pleasure be further known, or that it should be otherwise ordered by Act of General Assembly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that until such Time the said County of *Cumberland* shall be allowed the Priviledge of chusing Representatives to serve in General Assembly, it shall and may be lawful to and for the Freeholders of said County (being qualified by Law) from Time to Time, and as Occasion shall be, to appear at *Salem,* or elsewhere in the said County of *Salem,* and there to vote and help to choose Representatives to serve for the said Counties of *Salem* and *Cumberland,* after the same Manner as formerly before the making of this Act they were accustomed to do; and their Votes shall be as good, and of the same Validity and Effect as if the Persons so Voting were properly Freeholders of the County of *Salem.*

AND BE IT ENACTED by the Authority aforesaid, That all Taxes, and Arrearages of Taxes as are already laid by Acts of General Assembly of this Colony, which are already assessed, or that are hereafter to be assessed, shall be assessed, collected and paid, according to the Directions of the said Acts formerly passed for those Purposes; and that all Persons concerned therein shall be under the same Restrictions and Penalties as are expressed in the said Acts, to all Intents, Constructions and Purposes, as if this Act had never been passed.

AND BE IT ENACTED by the Authority aforesaid, that the said County of *Cumberland* shall be divided into six Precincts, by the Names and Boundaries following, *to wit,* three on the North Side, and three on the South Side of *Cohansie* Creek; the Names of the Precincts on the North Side of the said Creek shall be *Greenwich, Hopewell* and *Stow Creek;* and the Names of those on the South Side of said Creek shall be *Fairfield, Deerfield* and *Maurice-River* Precincts; *Greenwich* Precinct shall be bounded on the South by *Cohansie* Creek; on the East, by a small Creek that proceeds out of *Cohansie* Creek, called *Mill* Creek; then up the said *Mill* Creek to the Fork; then up the Eastermost [*sic*] Branch till it intersects the Road that leads from *Greenwich* to *Cohansie* Bridge to a corner Tree of *Job Shepherd's* Land; then running up the said *Job Shepherd's* Land to a Corner of a Tract of Land survey'd to *Edmond Gibbon,* standing on *Barnagate* Hill; then Westerly along *Gibbon's* Line to a Corner of *Francis Bruster's* Land; then along *Bruster's* Land to the Road that leads from *Greenwich* to *John Brick's* Mill; then up the said Road till it intersects a Run called *Mackernipper's* Run; then down the said Run till it falls into *Stow Creek,* and bounded by *Stow Creek* to *Delaware-Bay;* then along *Delaware-Bay* to the Place of Beginning. The other two are divided by the Road that leads from *Greenwich* to *Nathan Shaw's; Hopewell* on the East, and *Stow* on the West Side of the said Road as it now runs.

The Precincts on the South Side of the said *Cohansie* Creek are divided as follows:

Maurice River Precinct shall contain all that Tract of Land lying on the East Side of Prince *Maurice's* River, within the said County of *Cumberland.*

Fairfield, to begin at the Mouth of *Cohansie* Creek, and to run up the same to *Parvin's* Branch; then up the said Branch to the Head; and from thence on a direct Line to the Head of *Chatfield's* Swamp; then down the same to *Lebanon* Branch; then North-East till it intersects Prince *Maurice's* River; then down the same to *Delaware-Bay;* then up *Delaware-Bay* to the mouth of *Cohansie* Creek aforesaid.

Deerfield, to be bounded on the West by *Cohansie* Creek; on the South, by *Fairfield* Precinct aforesaid; on the East, by *Maurice* River Precinct; and on the North, by *Piles-Grove.*

AND BE IT ENACTED by the Authority aforesaid, That the Inhabitants of each of the said Precincts shall be vested with, and entitled unto all the Powers, Priviledges and Authorities, and be subject to the same Regulations and Government which the other Precincts in the several Counties of this Colony are subjected and entitled unto.

AND WHEREAS, There is not at present any Goal, or Court-House

within the said County of *Cumberland;*

BE IT THEREFORE FURTHER ENACTED by the Authority aforesaid, that whenever it shall be judged necessary by the Majority of Freeholders, hereafter to be chosen within the several Precincts aforesaid, (by Virtue of an Act for Raising of Money for Building and Repairing of Goals and Court-Houses within each respective County of this Province) with the Concurrence of three Justices of the Peace of the said County of *Cumberland* (*Quorum unus*) to build a Goal or Court-House, or Goal and Court-House within the said County of *Cumberland;* that it shall and may be lawful for any three Justices of the Peace of the said County (*Quorum unus*) and they are hereby enjoined, commanded and required, with the Concurrence of a Majority of the abovesaid Freeholders, to meet together at some convenient Time at *Cohansie* Bridge (the Time to be appointed by any three Justices of the Peace, one being of the *Quorum*) and then and there draw Advertisements, to be fixed up in the most publick Place in each Precinct of *Cumberland* County aforesaid, thereby giving Notice to all Persons who by Law are qualified to give their Votes for the Choice of Representatives, to assemble themselves together at *John Butler's,* in the Town of *Greenwich,* some Day by the said Justices and Majority of Freeholders to be appointed, not exceeding thirty Days, nor less than twenty Days from the Time of fixing up such Advertisements, then and there, by Majority of Votes, to elect and choose the Place whereon such Court-House and Goal shall be built.

AND BE IT ENACTED by the Authority aforesaid, that the said Justices shall take the Votes of such of the said Electors as may appear, and are qualified to give their Votes as aforesaid; and the said Freeholders shall be Judges of the Poll at the said Election, and have Power to adjourn from Day to Day, and from Place to Place, not exceeding the Space of three Days, as the Majority of the said Freeholders shall agree, until all the Votes are taken of the Persons qualified and attending for that Purpose; and then the said Justices and Freeholders shall number the Persons Voting, and for what Place; and where the Majority of Voices shall happen, for building the said Goal or Court-House, or both of them, in that Place, and no where else the same shall be built.

AND BE IT ENACTED by the Authority aforesaid, that in order to raise Money to build and compleat the said Goal or Court-House, or each of them, it shall and may be lawful for any three Justices (*Quorum unus*) and the Freeholders aforesaid, from Time to Time, and as often as Occasion may require, to meet together at or near the Place where the said Goal or Court-House shall be so voted to be fixed, and to appoint Managers, or agree with Workmen (which they in their Discretion shall think most proper) for carrying on and compleating the said Building; and the Money which shall be by them judged necessary for building the same, shall be raised according to an Act of General Assembly of this Colony, entitled, *An Act to impower the Freeholders chosen in each County of this Colony, or the major Part of them, in Conjunction with three Justices of the Peace, to direct the Method of Assessing the Inhabitants of each County, and to restrain the unnecessary Meeting of said Freeholders:* And every Person who by this Act is enjoined any Matter or Thing, and shall neglect or

refuse to perform the same, such Person or Persons shall be liable to the same Penalties and Forfeitures, and be recovered in like Manner as by the said recited Acts is inflicted and directed.

Passed 19 Jan. 1747/48.
Franklin (1748) 12-17.

An ACT *to impower sundry of the Inhabitants of the Counties of* Burlington *and* Gloucester, *and others, to erect and build a Draw- or Swinging-Bridge, over* Cooper's *Creek, in the said County of* Gloucester, *and for appointing Commissioners to lay out a more direct Road from* Burlington *over the said Bridge to* Coopers *Ferries.*

WHEREAS it hath been found by Experience to be inconvenient and troublesome to many of the Inhabitants of the said Counties of *Burlington* and *Gloucester,* and for Travellers to and from the neighbouring Counties and Colonies, to pass the Road as it now lyeth by *Haddonfield* to and from *Philadelphia:* AND WHEREAS it hath been made plainly appear to us, the House of Representatives, from actual Surveys and credible Evidence, that a Road may be laid out from *Burlington* to *Coopers* Ferries aforesaid, several Miles higher than as the Road now goes, and on much better Ground; We, the House of Representatives, do therefore pray that it may be Enacted; AND

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, That it shall and may be lawful for the Inhabitants of the said Counties of *Burlington* and *Gloucester,* and others, to erect and build a Draw- or Swinging-Bridge over said *Cooper's* Creek, from the upper Part of *Thomas Spicer's* Landing, being where the Ferry was last kept, over the said Creek, and from thence to the usual Landing-Place on the opposite Side thereof. The Said Bridge shall be a Draw- or Swinging-Bridge, and shall be built and kept in such Order that Vessels of small Burthen for carrying of Wood, and the like, may pass and repass; which Bridge is to be built, repaired and maintained, by Subscriptions of the Inhabitants of said Counties of *Burlington,* and *Gloucester,* and others.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that after the Publication of this Act, upon giving the Security herein aftermentioned, the Inhabitants of the said Counties of *Burlington* and *Gloucester,* and

others, or any Part of them, shall have full Power and Authority to build the aforesaid Bridge, in Manner as before mentioned, and that without any Hindrance or Molestation of any Person or Persons whatsoever.

AND to the End that the said Drawing or Swinging-Part of the said Bridge may be attended with as little Inconveniency as possible to the Publick, BE IT FURTHER ENACTED by the Authority aforesaid, That if any Flatman or Waterman, or any Person or Persons whatsoever, having occasion to go through the said Bridge, shall leave it open at any one Time longer than the Space of a Quarter of an Hour after his, her, or their so passing through the said Bridge, for such Neglect, and on due Proof made thereof, before any one neighbouring Justice of the Peace, he, she or they so offending, shall forfeit and pay the Sum of *Five Pounds,* one Half of the said Sum to go to the Person prosecuting the same to effect, the other Half to the Managers of the said Bridge for the Time being, to be applied to the Repairs thereof as Occasion may require.

PROVIDED ALWAYS, and it is the true Intent and Meaning of this Act, that before the said Inhabitants begin to build the said Bridge, they shall apply themselves to the Board of Justices and Freeholders, at their usual, or any other Time of their Meetings, and there shall give such Security as three Justices of the Peace of the County of *Gloucester* (one being of the *Quorum*) and the major Part of the Freeholders of all the Townships and Precincts in the said County, chosen by Virtue of an Act, entitled, *An Act for Raising of Money for Building and Repairing of Goals and Court-Houses,* shall think sufficient; which Security the said Justices and Freeholders are hereby required to take, that the said Bridge and Causways that shall be needed at each End thereof, shall be built, made and for ever hereafter rebuilt, repaired and amended, as often as Occasion shall require, without being any publick Charge by Taxes or otherwise to the said County of *Gloucester,* or any Town or Precinct thereof.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that *Robert Smith,* Esq; *Samuel Smith, William Coate* and *Joshua Wright,* of the County of *Burlington,* and *Alexander Morgan, Thomas Spicer* and *Samuel Burrows,* of the County of *Gloucester,* be, and they are hereby appointed Commissioners for the laying out a Road from *Burlington* over the before-mentioned Bridge, nigh *Thomas Spicer's* aforesaid, to *Coopers* Ferries aforesaid: And they the said Commissioners, or the major Part of them, shall, as soon as may be after the Publication of this Act, meet together at the City of *Burlington,* and lay out a Road four Rods wide, beginning near *Burlington* aforesaid, where the present Roads to *Salem* and *Philadelphia* part, and lay out the same from the said parting Roads on a direct Line to *Rancocas* Creek down a Piece of Marsh in the Possession of *John Busby* over against the Landing-Place of *James Sherrin;* and from the said *Sherrin's* Landing-Place on another Line as direct as may be into the Road that leads to *Thomas Spicer's* Landing aforesaid, near the said Landing, so as little as may be to incommode the said *Thomas Spicer* or *Jacob Spicer;* and along the same Road to the Foot of the Bridge to be built as aforesaid; and from thence over the said Bridge so as to accommodate both the *Coopers* Ferries to *Philadelphia.*

AND BE IT ENACTED by the Authority aforesaid, that so soon as the

said Road shall be laid out by the Commissioners aforesaid, the Inhabitants of *Burlington,* and *Gloucester,* and others, shall, by and with the Advice and Directions of the Commissioners aforesaid, have Power to grub the same one Rod wide, and to clear and complete the Whole, of the Width aforesaid, without any Lett, Hindrance or Molestation of any Person or Persons whatsoever.

AND WHEREAS it will be necessary that there should be a good and substantial Bridge built over a certain small Creek known by the Name of *Pensawkin* Creek, BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for the Commissioners hereby appointed as aforesaid, to erect and build, or cause to be erected and built, a Bridge over the said *Pensawkin* Creek, at the Place where the said straight Road shall be by them laid across the said Creek; and the said Bridge shall be built, rebuilt and maintained by Subscription from the Inhabitants of the Counties of *Burlington,* and *Gloucester,* and others.

AND WHEREAS it was proposed before the House of Assembly, by each of the Owners of the Land on *Rancocas* Creek, at the Place the said Road will cross the same, that they will make and maintain at their own Charge and Risque sufficient Wharffs and Causways from the Upland down to the said Creek, with all other Accommodations for a good and compleat Ferry; THEREFORE BE IT ENACTED by the Authority aforesaid, that *John Busby,* Owner of the Land on the East Side of the said Creek, and *James Sherrin,* Owner of the Land on the West Side of said Creek, for them, their Heirs and Assigns, Owners of the said Lands, do provide each of them one or more good and sufficient Boats or Flats for the keeping a Ferry over the said *Rancocas* Creek at the Place aforesaid; and they, and each of them, and each of their Heirs and Assigns, Owners of the said Land, are hereby authorized and impowered to keep good and sufficient Boats and Attendance for the Transporting or carrying over of Passengers, Horses, Carriages and other Things; and they, and each of them, shall forthwith after the Publication of this Act, provide due Attendance on the same, and respectively maintain, and from time to time, and at all Times, shall keep in good Repair sufficient and convenient Causways, of at least fifteen Feet wide upon the Surface, for passing to and from the Ferry-Boats from the Landing-Place on either Side, any Law, Usage or Custom to the contrary in anywise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the said *John Busby* and *James Sherrin,* Ferrymen aforesaid, their Heirs and Assigns, Owners of the said Lands, to demand and receive Pay from all Persons, the Post-Riders excepted, for their Attendance on the said Ferry, as hereby directed, at the following Rates, *viz.*

For every Footman *Two-pence.*
For every Man and Horse *Three-pence.*
For every Chaise, Chair or Slay with one Horse, *Nine-pence.*
For every Chaise, Chair or Slay with two Horses, *One Shilling.*
For every Cart and one Horse, *Nine-pence.*
For every Cart or Waggon with two Horses, *One Shilling.*
For every Waggon, Coach or Chaise with four Horses, *Eighteen-pence.*

For every Cow, Heifer, Bull, Ox or Steer, *Three-pence.*
For every Sheep and Hog, *One Penny.*

Which several specified Rates shall be taken, and no more: And the Ferrymen employed in said Boats respectively, are hereby required to give constant and diligent Attendance, and not to deny or unnecessarily delay the speedy carrying over any Passenger or Passengers, upon the Penalty of forfeiting the Sum of *Forty Shillings* for every such Denial, Neglect or Delay, to be recovered upon due Conviction before any neighbouring Justice of the Peace; one Half of the said Money to be paid to the Person who shall prosecute the same to Effect, and the other Half to the Overseers for the Time being, who shall have the Care of *Pensawkin* Bridge, to be applied to the Repairing of the said Bridge as the same shall become necessary.

Passed 19 Jan. 1747/48.
Franklin (1748) 17-21.

An ACT *for Naturalizing* Peter Louderbouch, Catherine, Elizabeth *and* Barbara *his three Daughters.*

WHEREAS it is manifestly for the Advantage of this Province, that all Protestants, tho' of different Nations, should be encouraged to transport themselves and Families into the same; and that it will be a great Inducement to them so to do, if they find they can be readily invested with the Rights, Privileges and Immunities common to his Majesty's natural freeborn Subjects within the same. AND WHEREAS *Peter Louderbouch,* by his humble Petition, sets forth, that he was born under the Allegiance of the Emperor of *Germany,* a Power in Amity with His Majesty the King of *Great-Britain,* and hath lately removed with his Effects into this Province, where he hath agreed to make a Purchase of Lands, which he believes he cannot enjoy without the Assistance of an Act of the Legislature; that he was educated in, and possesses the Protestant Religion, and hath taken the usual Oaths to the Government, and made and subscribed the Declaration in such Manner as is prescribed by an Act of the Governor, Council and Assembly of this Province for that Purpose, made in the Eighth Year of the Reign of his late Majesty King *George* the first, and thereby prays the Assistance of the Legislature, and Leave to bring in a Bill of Naturalization; all which Facts recited and contained therein appear to be true.

FOR the Encouragement therefore of all Protestants under the like Circumstances to transport themselves and Families into this Province, BE IT ENACTED by the Governor, Council and Assembly of this Province, according to the Prayer of the said Petition, and it is hereby Enacted by the Authority of the same, That the said *Peter Louderbouch* and his three Daughters, *to wit, Catherine, Elizabeth* and *Barbara,* are, and each of them is, and shall be from henceforth deemed, taken and esteemed to be his Majesty's natural free born Subjects and Subject of this Province of *Nova Caesarea,* or *New-Jersey,* to all Intents, Constructions and Purposes whatsoever; and they, and each of them, and their Heirs, shall and may take, receive, enjoy and hold, any Lands, Tenements, or other Hereditaments, either by Purchase, Descent, or otherwise howsoever, in as full a Manner as if they had been his Majesty's free and natural born Subjects, and be entitled to all the Rights and Privileges within this Province which any of his Majesty's natural born Subjects can or ought to have or enjoy.

PROVIDED ALWAYS, and it is hereby enacted and declared, that nothing in this Act contained shall be construed or taken to enable the said *Peter Louderbouch* to hold or enjoy any Post or Office of Trust or Profit within this Province, any Thing herein contained to the contrary notwithstanding.

Passed 19 Jan. 1747/48.
Franklin (1748) 21-22.

An ACT *to pardon the Persons guilty of the Insurrections, Riots and Disorders raised and committed in this Province.*

WHEREAS his present Majesty, by his Letters Patent under the great Seal of *Great Britain,* bearing Date at *Westminster* the thirteenth Day of *February,* in the Twentieth Year of his said Majesty's Reign, did constitute and appoint His Excellency JONATHAN BELCHER,[1] Esq; Captain-General and Governor in Chief in and over this Province of *Nova Caesarea* or *New-Jersey,* and therein and thereby did give and grant to his said Excellency (among other Things) full Power and Authority where he should see Cause, or should judge any Offender or Offenders in criminal Matters, or of or for any Fines or Forfeitures due unto his said Majesty, fit Objects of his Mercy, to pardon all such Offenders, and to remit all such Offences, Fines and Forfeitures (Treason and wilful Murder only excepted) in which Case Power is likewise given by the said

Commission unto his said Excellency, upon extraordinary Occasions, to grant Reprieves to such Offenders, until and to the Intent his Majesty's Royal Pleasure may be known therein; as by the said Letters Patent entered of Record in the Secretaries several Offices kept at the City of *Perth-Amboy* in the Eastern Division, and the City of *Burlington* in the Western Division of this Province, may appear. AND WHEREAS, great Numbers of evil-disposed Persons, Inhabitants of this Province, have committed great and dangerous Insurrections, Riots and Disorders, and in open Violation of the established Laws of the Land, have frequently, and in a most audacious and riotous Manner assembled themselves together, and broke open the common Goals of the several Counties of *Essex, Middlesex, Somerset, Hunterdon* and *Morris,* whereby they have rendered themselves obnoxious to grievous Punishments, Fines and Penalties: AND WHEREAS the said Offenders, or some of them, in Behalf of themselves and others (as conscious of their Guilt) by their humble Petition, presented to the House of Representatives now sitting in General Assembly, have most humbly and earnestly prayed the said House to take their distressed Condition into Consideration, and to supplicate His Excellency the Governor in their Behalf: AND WHEREAS His Excellency the Governor is more inclined (as far as in him lies) to extend his Most Gracious Majesty's known Mercy and Clemency with him intrusted towards those Offenders, who, as aforesaid, have rendered themselves obnoxious to the Laws, than that they should be punished for so notorious Breaches of the same as they lawfully might be: AND WHEREAS His Excellency the Governor hath Reason to believe that most of the Persons guilty of the said Insurrections, Riots and Disorders, have been artfully misled into Raising and Committing the same, and that the Extending of Mercy to them at this Time may be the best Means of preserving them and others from standing in Need of the like Mercy and Pardon for the future:

THEREFORE His Excellency the Governor is well pleased and contented that it be Enacted, AND BE IT ENACTED by his Excellency the Governor, and Council, and General Assembly now met and convened, and it is hereby Enacted by Authority of the same, That all and every His Majesty's Subjects who raised, committed, or aided, abetted, advised, countenanced or approved of the Raising or Committing of the said Insurrections, Riots and Disorders, any or each of them, shall be, and hereby are, by the Authority aforesaid, acquitted, pardoned, released and discharged, against the King's Majesty, his Heirs and Successors, and every of them, of and from the Raising and Committing of the said Insurrections, Riots and Disorders, and every, and each of them, and of and from the Offences of Aiding, Abetting, Advising, Countenancing or Approving of the Raising and Committing of the said Insurrections, Riots and Disorders, any or either of them, and of and from all corporal Pains, pecuniary Fines and Forfeitures which by Law might be inflicted on the Persons guilty of the Offences aforesaid, or any of them.

PROVIDED ALWAYS, that no Person or Persons whatsoever, who at any Time before the Publication of this Act shall have been indicted or recorded and prosecuted for any of the past Insurrections, Riots and Disorders as aforesaid, shall be entitled to the Grace and Pardon intended by this Act, unless they

shall, and do, within six Months after the Publication of this Act, appear before one of His Majesty's Justices of the Supreme Court of this Province, at his Dwelling-House or such other Place, and Day, and Hour, as he for that Purpose shall appoint, or before such other Person or Persons who shall be by the Governor or Commander in Chief of this Province for that Purpose specially appointed, by Commission or Commissions under the Seal of this Province, at his, or one of their Dwelling Houses, or at such other Place and Day, and Hour, as such Person shall appoint for that Purpose, and then and there in the Presence of such Person, take and subscribe the Oaths and Declaration, or if of the People called Quakers, their solemn Affirmation prescribed by an Act of the General Assembly of this Province, passed in the Eighth Year of his late Majesty's Reign, entitled, *An Act for Securing of his Majesty's Government of* New-Jersey; which Oaths, or Affirmation and Declaration, the said Justice of the Supreme Court, and such Person or Persons commissioned as aforesaid, are hereby impowered and required to administer.

PROVIDED ALSO, that the Person to be entitled to the Grace and Pardon intended by this Act shall, at the same Time (that he takes the Oaths or Affirmations, and subscribes the Declaration as aforesaid) enter into a Bond to the King's Majesty of the Tenor following, *viz.*

I A.B. *am held and firmly bound unto our now Sovereign Lord the King, in the Sum of* One Hundred Pounds *Proclamation Money, and for Payment whereof I and my Heirs are bound firmly by these Presents. Sealed with my Seal, and Dated this Day of in the Year of his Majesty's Reign,* Annoq; Domini 174 *The Condition of the above Obligation is such, that if the said* A.B. *shall, for the Term of three Years from the Date hereof, be of the good Behaviour, and keep the King's Peace, then the above Obligation to be void, otherwise to remain in full Force and Virtue.*

Sealed and Delivered in the Presence of

UPON the taking and subscribing of which Oaths and Declaration or Affirmation, and Sealing and Delivering of which said Bond, the Persons shall have a Certificate of the Tenor following, *viz. It is hereby certified that* A.B. *has this Day before me taken and subscribed the Oaths or Affirmation (as the Case is) and Declaration, and executed the Bond prescribed by the Act of General Assembly of* New-Jersey, *entitled,* An Act to pardon the Persons guilty of the Insurrections, Riots and Disorders raised and committed in this Province. *Witness my Hand this Day of* 174

C. D. *Justice of the Supreme Court:*

Or,

E. F. *Specially appointed for this Purpose.*

Which Certificate the said Justice of the Supreme Court, or Person or Persons specially appointed as aforesaid, are impowered and in that Case required to give: And upon which Certificate being so given, the Person receiving it is hereby declared to be thenceforth entitled to the Grace and Pardon intended by this Act, and not otherwise; and either the same Certificate, or the said Oaths or Affirmations and Declarations subscribed, and Bond executed, shall be full and

conclusive Evidence that such Person is, by this Act, pardoned as aforesaid. AND BE IT ENACTED by the Authority aforesaid, that the Rolls of the said Oaths and Affirmations and Declarations subscribed as aforesaid, and the said Bonds executed, annexed and fastened together, shall be brought into the Supreme Court of this Province at *Burlington,* in the Term of *November* next, and by Order of the same Court be filed and preserved, as well for the Security of the King's Peace, as of the Person who shall claim the Benefit of this Act.

PROVIDED ALWAYS, that no Person who hath committed or been concerned in any forcible Entry upon, or forcible Detainer of any Lands or Tenements, shall be entitled to the Benefit of this Act until Possession of such Lands and Tenements be restored to the Person or Persons from whom the same was taken and withheld, or to his or their Heirs, Executors, Administrators or Assigns.

PROVIDED ALSO, that all such Persons who have been indicted or recorded and prosecuted for any of the past Insurrections, Riots and Disorders, do, and shall pay the Fees of their several Prosecutions to the Officers of the Government for their Services done therein, before they shall be entitled to the Benefit of this Act.

AND WHEREAS many Persons have been accus'd and several of them lately indicted by a Grand Jury of the County of *Middlesex* for High Treason and for Levying War against our Sovereign Lord the King, but none of them as yet tried for the same: AND WHEREAS His Excellency the Governor is also well pleased and contented to extend his Most Gracious Majesty's Mercy and Compassion with him intrusted towards such Offenders (as far as in him lies), THEREFORE BE IT ENACTED, and it is hereby Enacted by the Authority aforesaid, that all and every Process, Prosecution and Proceeding, in the Law, of any King or Nature whatsoever, issued, depending and carried on against the several Persons so accused or indicted for High Treason aforesaid, shall from and after the Publication of this Act be absolutely suspended and stayed, and no further Proceeding or Prosecution be had thereon against such Offenders until and to the Intent his Majesty's Royal Pleasure may be known therein. AND ALSO all and every Process, Prosecution and Proceeding in the Law already issued or ought to have been issued, depending and carried on against any Person or Persons whatsoever, who at any Time before the Publication of this Act, have or hath been anywise concerned in Committing or have or hath been accused, indicted and prosecuted for High Treason, for breaking open the common Goal at *Trenton,* in the County of *Hunterdon,* or any other common Goal, or Goals in this Province, and Releasing and Setting at Liberty any Person or Persons committed for High Treason as aforesaid, shall also from and after the Publication of this Act, be absolutely suspended and stayed, and no further Proceeding or Prosecution be had thereon against such Offenders, until and to the Intent his Majesty's Royal Pleasure may be known therein.

PROVIDED ALSO, that all such Person and Persons so indicted of High Treason, or concerned in breaking open the Goal at *Trenton,* or other Goal or Goals in this Province, and Releasing and Setting at Liberty any Prisoner or Prisoners committed for Treason as aforesaid, shall first take and subscribe

the Oaths or Affirmations and Declaration, enter into Bond and pay the Fees of Prosecution to the Officers of the Government as aforesaid, before they shall be severally entitled to the Benefit of this Act.

AND to the End that the several Matters and Things herein contained may be the speedier and better known and made Publick, BE IT ENACTED by the Authority aforesaid, that this Act shall openly and distinctly be read over every Supreme Court, and at every Court of Quarter Sessions of the Peace to be held for each County, City or Borough within this Colony, immediately after the Grand Jury shall appear and be qualified, and before the Charge to them given by the said Court, for and during the Term of six Months from the Publication of this Act.

Passed 17 Feb. 1747/48.
Franklin (1748) 22-27.

1. Jonathan Belcher (1682?-1757) was appointed governor of New Jersey in 1747, following twelve years as governor of Massachusetts.

An ACT *to prevent Actions of Fifteen Pounds, and under, being brought into the Supreme Court of this Colony.*

WHEREAS the Preventing of Actions for small Sums being brought into the Supreme Court of Judicature in this Colony, hath been found, by Experience, to be of great Benefit to the Inhabitants thereof: AND WHEREAS the Act passed in the fifteenth Year of his present Majesty's Reign, for that Purpose, is expired by its own Limitation, therefore,

BE IT ENACTED by the Governor, Council, and General Assembly, and by the Authority of the same, That no Person or Persons whatsoever, after the Publication of this Act, shall commence, sue or prosecute, any Suit or Action whatsoever in the Supreme Court of Judicature of this Colony, wherein the true and real Sum expressed or mentioned in the Condition of any Bond, Bill or other Specialty, or the true and real Sum remaining unpaid upon such Bond, Bill or other Specialty, or upon any Matter of Account or otherwise howsoever, shall not exceed the Sum of *Fifteen Pounds,* Money according to the late Queen *Anne's* Proclamation, notwithstanding the Penalty in such Bond, Bill or other Specialty, shall and doth exceed the Sum of *Fifteen Pounds,* Money aforesaid (Causes wherein Titles of Lands, Tenements, Hereditaments, or other real

Estate, are any wise concerned, only excepted:) And in Case any such Suit shall be so commenced, contrary to the Intent and true Meaning of this Act, and wherein it shall appear that the true and real Sum due to the Plaintiff or Plaintiffs in such Action as aforesaid, over and above his, her or their Costs of Suit, shall not exceed the Sum of *Fifteen Pounds,* Money aforesaid, the said Plaintiff or Plaintiffs shall lose his, her or their Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever shall commence, sue or prosecute any Suit or Action in the Supreme Court of this Colony, contrary to the true Intent and Meaning of this Act, in such Case it shall and may be lawful for the Defendent or Defendents in such Suit or Action, to sue for and recover from such Person or Persons so offending, all such Costs and Charges as he or they had expended in that Behalf, in any Court where the same is cognizable, with full Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that no Suit or Action whatsoever, except as herein before excepted, shall be removed from the County Courts of this Colony, either by Writ of *Habeas Corpus* or otherwise save only by Writ of Error after Judgment, except the real Sum due, or Value of the Suit or Action commenced, exceeds the Sum of *Fifteen Pounds,* Money aforesaid; but in Case any Writ do issue for the Removal of such Action, the Court to which the same is directed, shall return thereon that the real Sum due on the Action or Actions depending against the Defendent, is or are *Fifteen Pounds* or under, which shall be sufficient in Lieu of the Body and the Cause; and such Court shall proceed as if no such Writ had been directed to them.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons shall hereafter bring a Writ of Error on a Judgment obtained in any Court of Record in this Colony, returnable to any Superior Court, such Person or Persons, before such Writ shall be allowed, shall give Security to pay Costs to the other Party in Case such Judgment should be affirmed; and in Default of such Security given, and Notice thereof to the Defendent or Defendents in Error, or his or their Attorney, he, she or they, may proceed to Execution on the said Judgment, the Writ of Error notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that this Act shall be and continue in Force for the Space and Term of five Years from and after the Publication hereof, and from thence to the End of the next Session of the General Assembly of this Colony thereafter, and no longer.

Passed 18 Feb. 1747/48.
Franklin (1748) 28-29.

An ACT *for the Support of the Government of His Majesty's Colony of* New-Jersey, *for one Year, to commence the tenth Day of* August, One Thousand Seven Hundred and Forty Seven, *and to end the tenth Day of* August, One Thousand Seven Hundred and Forty Eight; *and to discharge the publick Debts and the Arrearages, and contingent Charges thereof.*

WHEREAS the Act for Supporting the Government of this His Majesty's Colony has been for some Time expired: AND WHEREAS the Interest-Money arising from the different Loans of this Colony was designed by two different Acts, to be thereafter disposed of and for the Support of Government of this Colony, in such Sort, Manner, and Form, as the Governor, Council and General Assembly, should direct. WE, the House of Representatives of this Colony, being willing and desirous to give all possible Demonstration of our Duty, Loyalty and Gratitude, by applying so much of the said Interest-Money as is herein after directed, for the Support of this His Majesty's Government for the aforesaid one Year, Do pray that it may be Enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly of this Colony of *New-Jersey,* and it is hereby Enacted and Declared by and with the Authority of the same, That for paying the Salaries of the Governor or Commander in Chief for the Time being, and other Officers appointed in the Administration of the Government of this Colony for one Year, to commence from the tenth Day of *August, One Thousand Seven Hundred and Forty Seven,* and to end the tenth Day of *August, One Thousand Seven Hundred and Forty Eight,* there shall be, and there is hereby cheerfully and unanimously given unto his present Majesty, His Heirs and Successors, the Sum of *One Thousand Four Hundred and ten Pounds,* Money according to the Proclamation of the late Queen *Anne,* to be paid out of the Interest-Money that at any Time heretofore hath, now doth, or at any Time hereafter may arise, by the Loan of the Bills of Credit which now are, or hereafter may be current in this Colony, *that is to say,*

To His Excellency JONATHAN BELCHER, Esq; Governor and Commander in Chief of this Colony, or to the Commander in Chief for the time being, the Sum of *One Thousand Pounds,* Money aforesaid.

To the Chief Justice of this Colony for the time being, the Sum of *One Hundred Pounds,* Money aforesaid, for his Salary as Chief Justice, and for attending the Supreme Courts at *Perth-Amboy* and *Burlington.*

To the second Judge of the Supreme Court of this Colony for the time being, the Sum of *Twenty-five Pounds,* Money aforesaid.

To the third Judge of the Supreme Court of this Colony for the time being, the Sum of *Twenty-five Pounds,* Money aforesaid.

To the Attorney General of this Colony for the time being, the Sum of *Forty Pounds,* Money aforesaid.

To each of the Treasurers of this Colony for the time being, the Sum of *Forty Pounds,* Money aforesaid.

To the Clerk of the Council of this Colony for the time being, the Sum of *Thirty Pounds,* Money aforesaid.

To *Richard Smith, jun.* Esq; for the Use of *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great Britain,* or to the Agent for the time being, appointed by the House of Representatives, the Sum of *Eighty Pounds,* Money aforesaid.

To the Clerk of the Circuits of this Colony for the time being, the Sum of *Twenty Pounds,* Money aforesaid.

To the Door-Keeper of the Council of this Colony for the Time being the Sum of *Ten Pounds,* Money aforesaid.

All which said several Payments of the said several Sums abovementioned, for their respective Salaries for the said Term of one Year, by the Treasurer of this Colony, or either of them, on Warrants to be produced to them, or either of them, and signed by the Governor or Commander in Chief for the time being in Council, and the Warrants so signed, with Indorsements thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors and Administrators, of and from so much of the said Interest-Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case his Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall by Death or otherwise, cease to be Governor or Commander in Chief of the same, or that any other of the respective Officers herein beforementioned shall happen to die or otherwise be removed from their said respective Offices at any Time after the Passing of this Act, and before the tenth Day of *August,* which shall be in the Year of our Lord, *One Thousand Seven Hundred and Forty Eight,* that then and in such Case, it shall and may be lawful for the Treasurers of this Colony for the Time being, and they or either of them are hereby authorized and commanded to pay to his Excellency JONATHAN BELCHER, Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received or to be received by them as aforesaid, so much thereof as at the Time of His said Excellency's ceasing to be Governor as aforesaid, or the said respective Officers dying, or being otherwise removed from their Offices aforesaid, shall remain in Arrear and unpaid to them for his and their respective Salaries.

AND WHEREAS it is necessary that the Governor or Commander in Chief of this Colony for the time being, should be provided with a House to live in until one shall be built for that Purpose, BE IT ENACTED by the Authority aforesaid, that there shall be paid, out of the Interest-Money aforesaid to His said Excellency JONATHAN BELCHER, Esq; or to the Governor or Commander in Chief for the time being, the Sum of *Sixty Pounds,* for House-Rent for the said one Year.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that there shall be paid out of the Interest-Money aforesaid to His Excellency JONATHAN BELCHER, Esq; or to his Executors or Administrators for his early Care in calling the Commissioners; for Arming and Clothing the Forces lately raised in this Colony for His Majesty's Service; together with inspecting their Accounts and forwarding them to Governor *Shirley* and Governor *Knowles,* to be by them allowed, in order to be transmitted to the Duke of *Newcastle,* to be laid before the Parliament for Repayment of the Money lent by this Colony to the Government for Purchasing said Arms and Clothing, and the better to enable His Excellency to continue his Care in getting the said Money repaid; as also the better to enable him to go through the Difficulties he is likely to meet with in restoring the broken Peace of this Colony, the Sum of *Five Hundred Pounds.*

AND WHEREAS it is fitting and necessary that the Publick Debts and contingent Charges of the Government should from time to time be honourably and punctually discharged; Therefore for Defraying the same, We the said House of Representatives do further pray that it may be Enacted,

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay, out of the Interest-Money aforesaid, to the Executors or Administrators of the Honourable *John Hamilton,* Esq; late President of His Majesty's Council, and Commander in Chief of this Colony, for his Salary for the Time he administered the Government, the Sum of *Five Hundred and Twenty Pounds.*

To the Honourable *John Reading,*[1] Esq; late President of His Majesty's Council, and Commander in Chief of this Colony, for the Time he administered the Government the Sum of *Seventy One Pounds.*

To the Chief Justice, second and third Judges, Attorney-General, Treasurers, Clerk of the Council, Agent, Clerk of the Circuits, and Door-Keeper of the Council, for the time being, between the twenty-third Day of *September, One Thousand Seven Hundred and Forty Four,* and the tenth Day of *August, One Thousand Seven Hundred and Forty Seven,* for their Salaries respectively during the said Time, the like Sum in Proportion to the Time as is herein directed to be paid to the said respective Officers for their respective Salaries during the aforesaid one Year.

To the Person who was Clerk of the Circuits in the Year ended the twenty-third Day of *September, One Thousand Seven Hundred and Forty Four,* for his Salary voted, but omitted to be applied in the last Act for Support of Government, the Sum of *Twenty Pounds.*

To the Chief Justice, or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds,* for each Time in the aforesaid one Year that he, or either of them shall hold the Court of *Nisi Prius,* and of *Oyer* and *Terminer* and General Goal-Delivery, when it shall be necessary that they be held at the same Time, in the respective Counties of this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts, provided there be a real Occasion for holding the same: PROVIDED ALSO, that not any Thing shall be paid to either of the Justices aforesaid, for holding any

of the abovesaid Courts at the same Time that the Supreme Courts are held at *Perth-Amboy* and *Burlington:* PROVIDED ALWAYS, that no more than two of the said Courts of *Oyer* and *Terminer* and General Goal-Delivery, be held in any one County during the said Year, that shall be paid for by Virtue of this Act, one of them to be held, if there shall be Occasion, at the yearly Time of holding the Courts of *Nisi Prius,* and one other of said Courts of *Oyer* and *Terminer* and General Goal-Delivery, if Application shall be made in Writing, signed by the major Part of the Freeholders chosen by the said County, in Conjunction with any three Justices of the Peace, *Quorum unus,* of said County, to any one of the Justices of the Supreme Court: PROVIDED ALSO, that the Causes of the County of *Cape-May* be tried at *Salem.*

ALSO there shall be paid to any one of the said Justices who hath attended at any Court of *Oyer* and *Terminer* and General Goal-Delivery, in Manner beforementioned, since the twenty-third Day of *September, One Thousand Seven Hundred and Forty Four,* to the tenth Day of *August* last, the Sum of *Ten Pounds* for each Time he hath so attended, unless the Judge attending hath had, or is to receive Satisfaction otherwise for so attending.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers aforesaid, or either of them, shall pay the Sum of *Six Shillings per Diem* unto each of the Council, for each Day that each of them have attended, or shall attend, at this or any other Sitting of General Assembly, during the said one Year; and also for each Day that each of them have attended at the former Sittings of General Assembly, not heretofore provided for by Law, upon Warrants by them to be produced, signed by the Governor or Commander in Chief in Council, expressing the Number of Days each of the said Council shall have attended.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.*

To the Clerk of the House of Representatives for his Attendance, the Sum of *Eight Shillings per Diem,* for the Time he hath attended, or shall attend, at this, or any other Sittings of General Assembly, during the said one Year: ALSO the same Sum *per Diem* for the Time he hath attended at the former Sittings of General Assembly not heretofore provided for by Law: ALSO the Sum of *Fifty Pounds* for entering the Minutes and Votes of this and said former Sittings, fair in the Book, copying the Laws and Minutes for the Printer, Pen, Ink and Paper.

To *William Bradford,* of *Philadelphia,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives, since the last Provision made by Law for Payment for the said Service; and to *Benjamin Franklin,* or any other Printer now, or hereafter appointed for Printing the Laws of this Colony, passed since Provision was made for Payment thereof, or that shall print the Votes and Laws of this, or any other Sitting, during the Continuance of this Act, such Sums as *Richard Smith, junior, Joseph Cooper* and *Daniel Smith,* Esqrs; or any two of them shall agree to be paid for the said Services.

To *Thomas Wetherill, junior,* or to the Serjeant at Arms for the time being, for his Attendance on the House of Representatives, this, or any other Sitting during the said Term of one Year; and also to the Serjeant at Arms who attended the House of Representatives at the former Sittings of General Assembly not heretofore provided for by Law, the Sum of *Three Shillings per Diem.* ALSO to *Andrew Robinson,* one of the Serjeants, *Twenty Shillings,* for going Express to *Trenton.*

To the Serjeant at Arms for the time being, who attended, or shall attend on the Council in Manner aforesaid, the Sum of *Three Shillings per Diem.*

To *William Norcross,* or to the Door-Keeper of the House of Representatives for the time being, who hath attended or shall attend on the House in the Manner aforesaid, the Sum of *Three Shillings per Diem.*

Also to the Administrators of *William Petty,* late Door-keeper, deceased, the Sum of *Thirty Shillings,* for Firewood and Candles for the Use of the House at a former Sitting.

And to *William Norcross* the Amount of his Account for Firewood and Candles for this Sitting, to be allowed of by *Richard Smith, junior,* and *Daniel Smith,* Esqrs;

To the Executors of his late Excellency *Lewis Morris,* Esq; his Account for Cash paid *James Home,* Esq; for an Express to *Philadelphia* with the Declaration of War, and Expences in apprehending the Counterfeiters of *York* Bills, the Sum of *Four Pounds Seventeen Shillings;* and also for the House-Rent from the twenty-third Day of *September, One Thousand Seven Hundred and Forty Four,* to the Day of his said Excellency's Decease, the Sum of *One Hundred Pounds.*

To *Andrew Johnston,* Esq; one of His Majesty's Council, to pay for the Use of a Room, Firewood and Candle, for the Council, during the former Sittings of the General Assembly not heretofore provided for by Law, the Sum of *Twelve Shillings per* Week; and also the Sum of *Twenty Shillings per* Week, for the Use of a Room, Fire and Candle, during this Session.

To *Andrew Johnston,* Esq; for Remitting the Agent's Salary, to the twenty-third Day of *September, One Thousand Seven Hundred and Forty Four,* and in full of his Account of Disbursements, the Sum of *Twenty-nine Pounds and Three-pence;* and also *Fifteen Pounds,* to pay for the Use of the Rooms, Firewood and Candles, for the House of Representatives, at all the Sittings at *Perth-Amboy,* not heretofore provided for by Law.

To *Richard Smith, junior,* Esq; for the Use of *Richard Partridge,* Esq; Agent of this Colony, the Sum of *Four Hundred and Seven Pounds Seven Shillings and Five Pence,* in full of his Account of Disbursements for the Service of the Colony, to the tenth Day of *July, One Thousand Seven Hundred and Forty Six.*

To *Peter Schuyler,*[2] Colonel, or chief Commander of the Forces lately raised in this Colony, for his Majesty's Service on the intended Expedition against *Canada,* in full of his Account of Provisions and Necessaries supplied to the said Forces, the Sum of *Six Hundred and Seven Pounds Seventeen Shillings and Four-pence;* ALSO *Sixteen Pounds and Four-pence* for *Philip Schuy-*

ler, Esq; his Account for Carting and Storage of the said Provisions and Necessaries.

To *Charles Read,* Esq; in full of his Account of Money disbursed for the Service of the Province, the Sum of *Thirty One Pounds and Seven Pence;* also *Thirty Five Pounds* for his extraordinary Services to the Beginning of this Sitting.

To *Andrew Johnston* and *John Allen,* Esqrs; Treasurers of this Colony, such Sums as it appears by their Accounts they have respectively advanced over and above what has been already provided for by Law, for subsisting the Forces lately raised in this Colony before their Embarkation for *Albany.*

ALL which said several Sums abovementioned, shall be, and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Interest-Money already paid, or payable into the Treasury, by the said Treasurers of this Colony, or either of them, by Virtue of Warrents to be signed by the Governor or Commander in Chief for the time being, in Council: And the said several Warrants, when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them, the said Treasurers, or either of them, their Executors and Administrators, on Account of the several Payments so made, and paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay the Sum of *Six Shillings per Diem* to the Speaker, and every of the Members that now are, or heretofore have been of the House of Representatives, for the Time each of them have attended at the late Sittings of the General Assembly, not heretofore provided for by Law, and for the Time each of them have attended, or shall attend at this, or any other Sittings of General Assembly, during the said Term of one Year, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, signed by *Robert Lawrence, John Eatton, Richard Smith, junior,* and *Daniel Smith,* Esqrs; or any three of them, expressing the Number of Days such Members shall have attended: And the said several Certificates, when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them, the said Treasurers, or either of them, their Heirs, Executors and Administrators, on account of the several Payments so made and paid out of the Treasury as aforesaid.

Passed 18 Feb. 1747/48.
Franklin (1748) 30-37.

1. John Reading (1686-1767), a prominent proprietor and surveyor, was appointed to the council in 1718 and served over 40 years. As president of the council he was acting governor in 1746-1747 and 1757-1758.

2. Peter Schuyler (1709?-1761) was appointed commander of the New Jersey regiments for the Canadian expeditions of 1746, 1755 and 1758.

An ACT *for Punishing the Coiners and Counterfeiters of Foreign Coin, passing current, and the Counterfeiters of Bills of Credit of this Province.*

FORASMUCH as the Currency of Gold and Silver, Monies and Coins of foreign Nations, is found to be highly beneficial to His Majesty's Subjects of this Province: AND WHEREAS, the Offence of the Counterfeiting the same, and the passing and uttering of them, when so counterfeited, doth much abound, and is like to increase, to the manifest Wrong and Injury both of His Majesty and all His said loving Subjects: AND WHEREAS, notwithstanding the severe Penalty of the good Laws already made, and now in Force, against the Counterfeiting, Passing and Uttering, the Bills of Credit of this Province, yet great Complaints are daily made, that the same are still counterfeited, passed and uttered, in open Contempt and Violation of the said Laws: FOR REDRESS, therefore, of so great and growing Mischiefs,

BE IT ENACTED by the Governor, Council, and General Assembly now met and assembled, and it is hereby Enacted by the Authority of the same, that if any Person or Persons whatsoever, from and immediately after the Publication hereof, shall forge and counterfeit any foreign Coin of Gold or Silver, which by lawful Authority is or shall be permitted and made to pass current, or that is or shall be by common Consent usually passed, taken and received, as full Satisfaction for any Debts, Wares and Merchandizes, or any other Payments whatsoever, between Man and Man in this Province, or shall bring or cause to be brought into this Province any false and counterfeit Money in the Likeness and Similitude of such Foreign Coin, or any false Paper-Bills, counterfeit to or in the Likeness and Similitude of the Bills of Credit of this Province (knowing the said Moneys or the said Bills to be false) in order to Merchandize or make Payment, in Deceit of our Lord the King and His People; that then all and every such Offender and Offenders, their Counsellers, Procurers, Aiders and Abettors are, is, and shall be, and hereby are adjudged to be guilty of Felony without Benefit of Clergy; and being of the said Offences, or any of them, convicted or attainted, according to the Order and Course of the Laws of that Part of *Great-Britain* called *England,* and of this Province, shall suffer Death as a Felon, without Benefit of Clergy.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Smith, Engraver, Founder, or any Artificer, or other Person or Persons

whatsoever, from and after the Publication of this Act, shall, wilfully and knowingly, make or mend, or begin to make or mend, or assist in the making or mending of any Press, for Coinage, or any Cutting-Engine, for cutting round, or other Blanks, by Force of a Screw, out of flatted Bars, or other Shapes of any Metal whatsoever, or any Stamp, Die, Puncheon, Pattern or Mould, of Steel, Iron, Brass, Silver, or any other Metal or Metals, Sand or Earth, or of any other Materials whatsoever, in or upon which there shall be, or may be made or impressed, or which will make or impress the Figure, Stamp, Resemblance or Similitude of both, or either of the Sides, or of the Edges of any Gold or Silver Coin, which is, or shall be current within this Province as aforesaid, or any Printing-Press, Plates, Stamps of Wood, or of Copper, or Brass, or any other Metal or Metals, or other Materials whatsoever, Letters, Types or Figures, which shall be proved to have been made use of, or intended or designed to be made use of, for the Printing or taking off any Bill or Bills in the Form, Tenor, Resemblance or Similitude of the Bills of Credit of this Province, or any Part thereof (other than, and except the Persons employed, or to be employed, and lawfully authorized by the Legislative Power and Authority of the said Province) that then, all such Offender or Offenders, their Counsellers, Procurers, Aiders and Abettors, shall be, and is, and are hereby adjudged to be guilty of Felony, without Benefit of Clergy; and being of the said Offences, or any of them, convicted or attainted, according to the Order and Course of the Laws of that Part of *Great-Britain* called *England,* or of this Province, shall suffer Death, without Benefit of Clergy.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever, from and immediately after the Publication of this Act, shall colour, gild, rub or case over, with Gold or Silver, or with any Wash or Materials producing the Colour of Gold or Silver, any Coin resembling any Foreign Coin, passing current in this Province, as aforesaid, or any Blanks of base Metal, or of coarse Gold, or Coarse Silver, of a fit Size and Figure, to be coined into Counterfeit, Mill'd or other Money, resembling any the Foreign Gold or Silver Coin, as aforesaid; or if any Person or Persons, shall gild over any Silver Blanks, of a fit Size and Figure to be coined into Pieces resembling any the Foreign Gold Coin passing current in this Province as aforesaid; all and every such Person and Persons, so offending, their Counsellers, Procurers, Aiders and Abettors, shall be, and is, and are hereby adjudged to be guilty of Felony, without Benefit of Clergy; and being convicted and attainted thereof, by due Course of Law, shall suffer Death as a Felon, without Benefit of Clergy.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Press, Cutting-Engine, Screw, Stamp, Die, Puncheon, Pattern or Mould, or other Tool, Instrument or Engine, used, intended or designed for Coining or Counterfeiting Gold or Silver Monies, or any Part of such Tool, Instrument or Engine, or any Printing-Press, Plates, Stamps, Letters, Types or Figures, or other Instrument, Engine or Device, used, intended or designed for the Printing, Writing, Transcribing or taking off any Bill or Bills of Credit of this Province, or any Part thereof, or any Part of such Engine, Printing-Press, or Materials and Implements, or any printed or written Counterfeit Bills, finished or

unfinished, signed or not signed, shall, at any Time after the Publication hereof, be hid or concealed in any Place, or found in the House, Custody or Possession of any Person or Persons whatsoever (not then employed, or having the same by some lawful Authority) that then it shall and may be lawful, to and for any Person or Persons whatsoever discovering the same, to seize, and he and they are hereby required to seize the same, and to carry the same forthwith to some of the Judges of the Supreme Court, or to some Justice of the Peace of the County, City or Place, where the same shall be so seized, and by him secured, to be produced in Evidence against any Person or Persons who shall or may be prosecuted for any such Offence or Offences abovementioned, in some Court of Justice, proper for the Determination thereof; and after such Time as they, or any of them, shall have been produced in Evidence, as well the same so produced, as others so seized, and not made use of in Evidence, and every of them shall forthwith, by Order of that Court where such Offender or Offenders shall be tried, or by Order, and in the Presence of such or some other Justice of the Peace (in Case there be no such Trial) be totally defaced and destroyed. And if it shall so happen that any Counterfeit and false Money, or Counterfeit Bills of Credit, shall be produced in Evidence or otherwise, as abovementioned, that then the said Counterfeit and false Money, or Counterfeit Bills of Credit shall, by Order of the said Judge of such Court, be cut in Pieces, in open Court, or in the Presence of some Justice of the Peace, as aforesaid.

AND for an Encouragement for Persons guilty of the Crimes aforesaid, to discover themselves and their Accomplices, His Excellency the Governor hath signified to the Council and General Assembly, that he shall be well pleased that it be Enacted: AND THEREFORE BE IT ENACTED by the Authority aforesaid, that in Case any Person or Persons shall have been guilty of any of the Offences mentioned in this Act, and shall voluntarily surrender and deliver themselves up, and confess what he or they may know concerning the same, and discover his or their Accomplice or Accomplices, and also deliver, or cause to be delivered to one of the Justices of the Supreme Court, or to any of the Justices of the Peace of any of the Counties within this Colony, all such counterfeit Bills, and counterfeit Foreign Coin, and all such Stamps, Instruments and Implements aforesaid, which he or they may or shall have in their Custody, Possession or Keeping, and that within six Months after the Publication of this Act, such Person or Persons shall be, and are hereby pardoned, to all Intents and Purposes, and shall, and may, and they are hereby impowered to plead this Act as a Pardon to any Indictment or other Proceedings that shall or may be found or had against such Person or Persons for any of the Offences in this Act mentioned, and committed before the Publication hereof. PROVIDED ALWAYS, that nothing in this Clause contained, shall be construed, or taken to pardon any Person or Persons that are already apprehended or taken, or that shall or may be apprehended or taken, by any Warrant, Writ or Process, issuing out of any Court of Record, or by or from any of the Justices of the Supreme Court, of Justices of the Peace, or other Magistrate within this Colony.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons being out of Prison shall, after the Publication hereof be guilty of the Offences particularly abovementioned in this Act, or any of them,

and afterwards shall discover one or more Person or Persons who then had, or afterwards shall commit any of the said Crimes, so as one or more of the Persons discovered shall be convicted of the same, every such Discoverer shall himself be, and is hereby pardoned as aforesaid, of any such Crimes committed before such Discovery made.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Attorney-General for the Time being, shall, and he is hereby required and enjoined to prosecute every Offender to Effect, upon any Indictment found by Virtue of this Act.

AND if any other Person or Persons shall, after the Publication of this Act, discover and apprehend any Person or Persons guilty of the Offences particularly abovementioned and set forth in this Act, or any of them, whereby such Offender or Offenders shall be convicted thereof according to Law, such Person or Persons so discovering and apprehending such Offender or Offenders, shall have and receive as a Reward of and from the Treasurer of the Province in which Division such Conviction shall be (provided the said Discoverers, or any of them, be not guilty of any of the said Offences) such a Sum or Sums of Money as the Judge of the Supreme Court before whom the said Offender or Offenders shall be so tried and convicted, shall certify in Writing, under his Hand and Seal, directed to the said Treasurer, according to his Discretion, in Proportion to the Trouble, Costs and Charges, and publick Service done to his Majesty's Province by the said Person or Persons so discovering and apprehending the said Offender or Offenders as aforesaid: PROVIDED ALWAYS, that such Sum or Sums so certified to be a reasonable Reward, shall not exceed the Sum of *Ten Pounds* Proclamation-Money for each Person so convicted.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case any Offender or Offenders that shall or may be convicted by Virtue of this Act, shall or may have any Estate real or personal within this Colony, whereof the Reward aforesaid paid, and the Costs and Charges of prosecuting such Offender or Offenders may be levied and made, then and in such Case, Execution shall and may be awarded and issued out of such Court where such Offender or Offenders shall be convicted, against the Goods and Chattels, Lands and Tenements, of such Offender or Offenders, for the same; and the Sheriff, or other Officer who levies and makes the same, shall repay the said Reward to the Treasurer of the Division where such Offender or Offenders shall be tried and convicted.

PROVIDED ALWAYS, That nothing in this Act contained, shall be construed or understood to pardon any Species of High Treason.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that this Act shall be read at every Supreme Court, and Court of Quarter Sessions of the Peace in every County, City or Borough, within this Colony, immediately after the Grand Jury is qualified, and before they receive their Charge.

Passed 18 Feb. 1747/48.
Disallowed 23 Nov. 1749.
Franklin (1748) 38-43.

An ACT *to suspend the Execution of Part of an Act, entitled,* An Act for Preserving of Timber in the Eastern Division of the Colony of *New-Jersey,* and all Sorts of Trees in the Bounds of the Patent, or Charter of the Township of *Bergen,* that lies in common.

WHEREAS part of an Act, past in the seventeenth Year of the Reign of His present Majesty King *George* the Second, entitled, *An Act for Preserving of Timber in the Eastern Division of the Colony of* New-Jersey, *and all Sorts of Trees in the Bounds of the Patent or Charter of the Township of* Bergen *that lies in common,* has been thought prejudicial to some of the Inhabitants of said Division;

BE IT ENACTED by the Governor, Council, and General Assembly, and by the Authority of the same, That the said Act be suspended during the Continuance of the present War with *France* and *Spain,* or either of them, and during the Term of two Years after the Conclusion of Peace with them, and the last of them, so far as the same relates to Sheathing-Boards and to House-Timber, provided the same be squared and framed fit to set up before Exportation. And the same Act, so far as it relates to Sheathing-Boards and to House-Timber squared and framed fit to set up, is hereby suspended accordingly.

PROVIDED ALWAYS, and it is the true Intent and Meaning hereof, that that Part of the aforesaid Act, so far as it relates to all Sorts of Trees in the Bounds of the Patent or Charter of the Township of *Bergen* that lies in common, shall remain and be in full Force in the same Manner and Sort as if no Part of the above recited Act had been hereby suspended.

Passed 18 Feb. 1747/48.
Franklin (1748) 43-44.

An ACT *to suspend the Execution of an Act, entitled,* An Act to encourage the direct Importation of Rum from the *British,* Plantations in the *West-Indies,* and of such Wines as may lawfully be imported from the Places of their Growth, Product and Manufacture, into the Eastern Division of *New-Jersey.*

WHEREAS an Act passed in the seventeenth Year of the Reign of His present Majesty King *George* the Second, entitled, *An Act to encourage the direct Importation of Rum from the* British *Plantations in the* West-Indies, *and of such Wines as may lawfully be imported from the Places of their Growth, Product and Manufacture, into the Eastern Division of* New-Jersey; by Reason of the present War with *France* and *Spain* (which has been a great Hindrance to the direct Importation of Rum and Wines from the Places of their Growth, and will so probably be during the Continuance of the said War) has failed of the good Effects intended by the said Act;

THEREFORE We, the House of Assembly, do pray that it may be Enacted; AND BE IT ENACTED by the Governor, Council, and General Assembly, and it is hereby Enacted by the Authority of the same, that the said Act be suspended during the Continuance of the said War with *France* and *Spain,* or either of them, and during the Term of two Years after the Conclusion of Peace with them, and the last of them: And the said Act, with every Clause, Article and Thing herein contained, is hereby suspended accordingly; any thing therein mentioned to the contrary in any wise notwithstanding.

Passed 18 Feb. 1747/48.
Franklin (1748) 44-45.

An ACT *for Avoiding Actions of Slander, and for Stay of Proceeding until the first Day of* October, One Thousand Seven Hundred and Forty Eight, *in other Civil Actions against the late Rioters.*

WHEREAS within three Years last past many and great Riots and Disorders have been committed within this Colony, by Multitudes of People, on Pretence that they laboured under Grievances and Oppressions.

AND WHEREAS, the several Branches of the Legislature, at their present Session met and assembled together, heartily disposed to enquire into the said Grievances and Oppressions, and to give Relief therein as far as in them lay, upon mature Deliberation, do not find, but the Matters complained of are remediable in his Majesty's Courts of Justice, of Law and Equity, which are open to all; and to which the Complainers might have had Recourse.

AND WHEREAS, for the better and speedier restoring the Peace of this Province, His Excellency the Governor has been pleased to signify His Willingness that a Bill should be sent down to extend his Majesty's Grace and Favour,

as far as he was impowered to extend it, to the Criminals guilty of those Riots and Disturbances: AND the Council and Assembly have agreed, that effectual Measures be taken by the Legislature to strengthen the Hands of His Majesty's Government, so as to enable them to carry the Laws of the Land into Execution, that His Majesty's Subjects may again enjoy the Benefit and Protection of them, and that a proper Act or Acts be passed for preventing the like intestine Troubles for the Time to come.

AND WHEREAS during the time of these Disturbances many and great Slanders of Person, and of Titles of Land have been invented and spread amongst the People of this Province, which have been a chief Cause of Stirring up and Continuing of these Disturbances. And should the many People whose Persons and Titles have been slandered, severally bring their Actions of Slander against the Multitudes of People who have reported them, vast Numbers of Suits at Law might, for that Purpose, be brought. AND WHEREAS most of those Slanders have already been answered, so that the Persons slandered can receive but very little, if any Damage, by the Slanders aforesaid: WHEREFORE, and for the Quieting of the Minds of the People, and the better Restoring the Peace of this Province,

BE IT ENACTED by His Excellency the Governor, the Council, and General Assembly, and it is hereby Enacted by the Authority of the same, that all Slanders by Word, by Writing, or by Printing, published before the Publication of this Act, are, and shall be, for ever remitted and forgiven, and all Actions for the same are hereby absolutely barred and taken away, any Law, Usage, or Custom, to the contrary notwithstanding. DECLARING NEVERTHELESS, that this shall not affect any Judgment already obtained in any Action of Slander, nor any Action depending for any Slander published three Years before the Publication of this Act.

AND WHEREAS, should the many Persons injured by the late past Riots and Disturbances, immediately bring their Actions for Recovery of their Damages thereby suffered, it might cause vast Numbers of Suits of Law to be brought, which it is conceived may be rendered needless by some Delay, without any great Damage to any Person, seeing it is not doubted but that the Persons guilty, being made sensible of their Errors, will, during that Delay, endeavour amicably to satisfy the Persons whom they have injured, and thereby take away all Cause of Action. THEREFORE BE IT ENACTED, by His Excellency the Governor, the Council, and General Assembly, and it is hereby Enacted by Authority of the same, That all Actions of Trespass, of Trespass and Ejectment, Actions for forcible Entries, forcible Detainers, Rescues, Assaults, Batteries, Woundings, for Asportation, and Conversion of Goods and Chattels, already brought and depending, or that hereafter may be brought against any of the Rioters who shall accept of, and be entitled to His Majesty's Grace and Favour, by the Bill intended to be sent down as aforesaid, according to the Tenor thereof, or against any other Person or Persons who have been concerned in the late Disorders; and Executions of Judgments already obtained, shall be, and are hereby stayed, until the first Day of *October, One Thousand Seven Hundred and Forty Eight;* and those Actions already depending, shall remain in the same Plight and Condition they were in at the Time of the Publication of this Act.

PROVIDED ALWAYS, that if any Person who has suffered Damage as aforesaid, shall make Oath that he conceives himself in Danger of losing his Damages by the Stay aforesaid, upon filing such Affidavit with the Clerk of any proper Court, he may have a Writ or Writs against the Persons, in order to hold them to Bail; and when good Bail is given, the Actions shall stay in that Plight until the first Day of *October, One Thousand Seven Hundred and Forty Eight.*

PROVIDED ALSO, that in case the Plaintiff in any such Suit, shall, at any Time or Times within the Time aforesaid, show sufficient Cause to induce the Court in which the said Cause is depending, or any Judge thereof, to apprehend that the Bail so put in is sufficient, that then, and in such Case, it shall and may be lawful for the said Court or Judge to examine into the Circumstances of the said Bail, and to approve or allow the said Bail; or if the said Bail shall be found insufficient, to take new Bail, or otherwise to commit the said Defendant.

DECLARING that this Act shall be no Precedent to take away, or delay proceeding, in any Civil Actions hereafter.

Passed 18 Feb. 1747/48.
Franklin (1748) 45-47.

An ACT *for the Suppressing and Preventing of Riots, Tumults, and other Disorders, within this Colony.*

WHEREAS several most notorious Riots have lately been perpetrated and committed, and several other Disorders, Tumults, Irregularities and Misdeameanors, acted and done, by several evil-disposed Persons within this Colony, to the great Disturbance of the publick Peace: Therefore this House of General Assembly, seriously considering the same, and being of Opinion that the Legislatures unanimously joining in some Acts, will greatly tend to prevent the like for the future, do pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council, and General Assembly, now met and convened, and it is hereby Declared and Enacted by Authority of the same, that if any Persons shall unlawfully, riotously or tumultuously, assemble together, to the Disturbance of the publick Peace; and being so assembled together, shall unlawfully demolish, pull down, or break open, any Prison, Goal or Court-House, within this Colony, wherein any Person or Persons shall, or may be imprisoned, or Dwelling-House, wherein any Person or

Persons shall or may live or dwell, or shall begin to demolish, pull down, or break open, any such Prison, Goal, Court-House or Dwelling-House, or shall take out, carry away, or otherwise set at large, any Person or Persons whatsoever, that shall, or may be committed or imprisoned in the said Goal, Prison or Court-House, or shall be any ways aiding or assisting therein, every such Offender or Offenders, being thereof indicted and legally convicted by Virtue of this Act, either by their own Confession, or the Verdict of a Jury of twelve Men, shall forfeit and pay the Sum of *Ten Pounds,* Proclamation-Money, for each, and every such Offence, the first Time committed: And in case such Offender or Offenders are unable or unwilling to pay the same, then such Offender or Offenders shall be taken and committed to the Prison or common Goal of the County wherein the Offence shall be committed, and shall there suffer three Months Imprisonment for every such Offence the first Time committed.

PROVIDED ALWAYS, AND BE IT ENACTED by the Authority aforesaid, that any Person or Persons convicted as aforesaid, of Demolishing, pulling down, or breaking open, or beginning to demolish, pull down or break open, any Prison, Goal or Court-House, or any Dwelling-House, shall, before his or their Discharge, pay for repairing the same, and for all Damages by him or them done, notwithstanding he or they shall have paid the Penalty or suffered the Punishment inflicted by this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons shall forcibly enter upon the Lands in the quiet Possession of another, and shall unlawfully turn such Person out of Possession, or do other Damage to him, or be aiding or assisting therein, every such Person, shall, for the first Offence, being legally convicted as aforesaid, forfeit the Sum of *Ten Pounds,* Money aforesaid, and if unable or unwilling to pay the same, shall suffer three Months Imprisonment in the Goal of the County where such Offence was committed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case any Person or Persons shall be taken and arrested, by any Sheriff, Constable or other Officer, by Virtue of any Warrant, Writ or Process, whatsoever, that now is, or that shall or may be issued, by any of the Justices of the Peace, or other Magistrates aforesaid, or by, out of, or from any Court of Record within this Colony; and the said Sheriff, Constable, or other Officer, shall be carrying or conveying such Person or Persons so arrested, and taken, and in the Custody of such Sheriff, Constable, or other Officer, to the Prison or common Goal of the said County, or to any Justice of the Peace, or other Magistrate; and any Person or Persons knowing thereof, shall or do wilfully take, carry away or rescue, such Person or Persons, or any of them, so taken and arrested, from out of the Custody of such Sheriff, Constable or other Officer, whilst, or during the Time, such Sheriff, Constable, or other Officer, is conveying or carrying such Person or Persons to the said Prison or common Goal, or during the Time such Person or Persons shall or may be in the Custody of the said Sheriff, Constable or other Officer, every such Person or Persons, so Offending, Assisting, Aiding or Rescuing, such Prisoner or Prisoners, and being thereof in Manner and Form aforesaid, legally convicted, shall forfeit and pay the Sum of *Ten Pounds,*

Proclamation Money aforesaid, for such Offence: And in case such Offender or Offenders are unable and unwilling to pay the same, then such Offender or Offenders, shall be taken and committed to the Prison and common Goal of the County where the Offence shall be committed, and shall there suffer three Months Imprisonment for such Offence.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case any Sheriff, Constable, or other Officer, shall, after the Publication of this Act, by Virtue of any Process or Execution whatsoever, take any Goods or Chattels, of any Person or Persons whatsoever; and any Person or Persons knowing thereof, shall or do wilfully rescue, take or carry away, such Goods or Chattels, so as aforesaid taken in Execution, from out of the Hands, Custody or Keeping, of such Sheriff, Constable, or other Officer, without the Consent, and contrary to the Will of such Sheriff, Constable, or other Officer, every such Person or Persons so Offending, Assisting or Aiding therein, and being thereof in Form aforesaid legally convicted, shall forfeit and pay the Sum of *Ten Pounds,* Proclamation-Money aforesaid; and in Case such Offender or Offenders are unable or unwilling to pay the same, then such Offender or Offenders shall be taken and committed to the Prison or common Goal of the County where the Offence shall be committed, and shall there suffer three Months Imprisonment for such Offence.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case any Person or Persons shall be in Manner aforesaid legally convicted a second Time, or oftener, of any of the Crimes mentioned in this Act, such Person or Persons shall, for every such second, and every other Offence, forfeit double the Sum, or suffer double the Time of Imprisonment, as the Case may require, which for the first Offence they are to forfeit or suffer by this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Attorney-General for the Time being, shall, and he is hereby required and enjoined to prosecute all and every such Offender or Offenders to Effect, in any Court of Record within this Colony, upon any Indictment or Indictments which shall be found by Virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Fines and Forfeitures aforesaid, shall be recovered and paid with Costs of Suit, and that when the same shall be recovered and received, the said Fines and Forfeitures shall be paid to the Treasurer of the respective Division of this Colony for the Time being wherein the Offence shall be committed, to be applied to such Use or Uses as the Governor, Council, and General Assembly, thereafter shall direct and appoint.

AND to the End and Purpose that no Person may be ignorant of the Penalties in this Act contained, BE IT ENACTED by the Authority aforesaid, that this Act shall openly and distinctly be read once every Supream Court, and at every Court of Quarter Sessions of the Peace, to be held for each County, City or Borough, within this Colony, during the Continuance of this Act, immediately after the Grand Jury is sworn or affirmed, and before the Charge is given by the Court to the said Grand Jury.

AND BE IT ENACTED by the Authority aforesaid, that this Act shall

continue and be in Force for the Term of three Years, from and after the Publication hereof, and from thence to the End of the next Session of General Assembly, and no longer.

Passed 18 Feb. 1747/48.
Franklin (1748) 47-51.

An ACT *to subject certain Parcels of Bills of Credit now in the Treasury, to the Payment of the Support of Government, and directing the Manner of Sinking the same.*

WHEREAS there is not now in the Treasury (subjected to the Payment of the Support of Government) sufficient Money to pay the several Sums granted by an Act, entitled, *An Act for the Support of the Government of His Majesty's Colony of* New-Jersey *for one Year, to commence the Tenth Day of* August, One Thousand Seven Hundred and Forty Seven, *and to end the Tenth Day of* August, One Thousand Seven Hundred and Forty Eight; *and to discharge the publick Debts and the Arrearages and contingent Charges thereof,* passed this present Session of Assembly: AND WHEREAS, there is Money in the Treasury made current for Services which are now over, and therefore may be applied to Support of Government, without Injury to any, and to the Advantage of the Publick;

BE IT THEREFORE ENACTED by the Governor, Council, and General Assembly, and it is hereby Enacted by the Authority of the same, that the Treasurers of this Colony, or either of them, shall pay towards the Support of the Government, according to the aforesaid Law passed this present Session of Assembly for that Purpose, the Whole, or any Part of the *Two Thousand Pounds* made current by Virtue of an Act past in the thirteenth Year of His Majesty's Reign, entitled, *An Act for making current* Two Thousand Pounds *in Bills of Credit, for Victualling and Transporting the Troops to be raised in this Colony, for His Majesty's Service on the intended Expedition to the* West-Indies, *and for making Provision for Sinking the same Sum in Interest-Money in Lieu thereof,* which Sum of *Two Thousand Pounds,* was afterwards ordered by an Act made in the twentieth Year of His Majesty's Reign, entitled, *An Act to encourage the Enlisting of Five Hundred Freemen, or native well-affected* Indians, *in this Colony of* New-Jersey, *for His Majesty's Service, in the present*

Expedition against Canada; *for making Provision for their Subsistence for four Months; for Transporting them to* Albany, *in the Province of* New-York; *and for Defraying the Expence thereof, out of the Interest-Money arising from the Loans of the Bills of Credit of this Colony,* to be paid out towards defraying the Expences of that Expedition against *Canada,* and then to be sunk in the Manner as is by the before-recited Act which made it current directed: And the said Treasurers shall place back in Lieu of such Sum so paid out by them, or either of them, so much of the Interest-Money arising from the Loans of the Bills of Credit of this Colony, and made payable into the Treasury: And the said Bills so placed back, shall be sunk and destroyed within the Time limited for their Currency, and as near as may be according to the Direction of the said Act which made them current.

AND BE IT ENACTED by the Authority aforesaid, that the Treasurers aforesaid, shall pay towards the Support of Government, in Manner aforesaid, the Sum of *One Thousand two Hundred Fifty Three Pounds, Fifteen Shillings and Six-pence,* being the Money remaining in their Hands, raised by Virtue of an Act passed in the twentieth Year of His Majesty's Reign, entitled, *An Act for making current Ten Thousand Pounds in Bills of Credit, to enable the Honourable* John Hamilton, *Esq; Commander in Chief of this Colony, or the Commander in Chief for the time being, to defray the Expence of Arming and Clothing the Forces to be raised in this Colony, for His Majesty's Service, in the present Expedition against* Canada, *and directing the Manner of sinking the said Bills of Credit:* And the said Treasurers shall place back, in Lieu of such Sum so paid out by them, or either of them, so much of the Interest-Money arising from the Loans of the Bills of Credit of this Colony, and made payable into the Treasury: And the said Bills, so placed back, shall be sunk and destroyed within the Time limited for their Currency, and as near as may be according to the Direction of the said Act respecting the Bills of Credit paid out by Virtue thereof.

Passed 18 Feb. 1747/48.
Franklin (1748) 51-53.

An ACT *to revive and continue the Process and Proceedings lately depending in the Court of Common Pleas for the County of* Middlesex.

WHEREAS the Court of Common Pleas for the County of *Middlesex,* stood adjourn'd to the third *Tuesday* of *January,* in the twenty-first Year of His

Majesty's Reign; but by Reason of Absence and Sickness of the Judges, the Meeting on that Day was omitted: NOW for preventing the Injuries that from thence may arise to the Suitors,

BE IT ENACTED by the Governor, Council, and General Assembly, and it is hereby Enacted by the Authority of the same, that all Process and Proceedings whatsoever depending in the said Court, on the said third *Tuesday* of *January,* shall be, and hereby are revived and continued, as fully and effectually, as if the said Court had met, and continued the said Process and Proceedings by Adjournment, to the third *Tuesday* of *April* next to come: And all Process to be issued for the next Court, shall, and may be tested, on the said third *Tuesday* of *January;* and all such Process shall be as effectual as if the said Court had met and adjourned on the said Day, any Matter or Thing to the Contrary hereof in any ways notwithstanding.

Passed 18 Feb. 1747/48.
Franklin (1748) 53.

An ACT *for the better enabling the Judges and Justices of this Colony, to ascertain and tax Bills of Cost, and for making Provision by Law, for the Payment of the Services of the several Officers of the Colony, and for preventing the said Officers from taking exorbitant Fees.*

FOR the better ascertaining and establishing of the Fees lawful to be taken within this Colony, and for preventing any undue Exactions or exorbitant Demands, touching the same; We the House of Representatives of the said Colony, do pray that it may be enacted,

AND BE THEREFORE ENACTED by the Governor, Council and General Assembly of this Colony, now met and assembled, and it is hereby enacted by the Authority of the same, that from and after the Publication of His Majesty's Royal assent to this Act, no Officer or other Person or Persons whatsoever for any Service or Services by him or them to be done and performed, in their respective Office or Offices herein after mentioned, for any Fee, Perquisite or other Reward, shall Exact, Demand or Require, any greater or other Fee or Fees, Sum or Sums of Money, than is herein after set down, allowed and established for the same, except such Fees that are already provided for by Acts

of the General Assembly of this Colony, and not herein particularly mentioned. That is to say,

That the GOVERNOR'S FEES *shall be as follows,* viz.

A Licence of Marriage, Hand and Seal, &c. *ten shillings.*

The Seal to every Probate of a Will, or Letter of Administration, *nine shillings.*

A Certificate for a Vessels Property, if of the Burthen of twenty Tons and upwards, *ten shillings;* if under the Burthen of twenty Tons, *five shillings.*

A Certificate to go beyond the Seas, if desired, *ten shillings.*

A Licence to purchase Lands of the Indians, *fifty shillings.*

A Bill of Health, if required, *twelve shillings.*

The Seal to a Patent for a Township, *twenty shillings.*

The Seal to a Confirmation or renewing a Patent, *twelve shillings.*

Every Writ of Error, or other original Writ, *three shillings.*

The first Rule in every Cause in Error, *eight shillings.*

Licencing every Attorney, *twenty shillings.*

And that the Justices FEES *of the Supreme Court, shall be as follows,* viz.

All Causes to be paid on the first Motion, *six shillings.*

The Allowance of every *Certiorari, Habeas Corpus,* or other Writ where an Allowance is necessary, *three shillings.*

Taking every Affidavit, *one shilling.*

Every *Supersedeas, six shillings.*

Admitting every Attorney, *eighteen shillings.*

Taking the Acknowledgment of a Deed, *three shillings.*

Taxing Cost, *four shillings.*

Signing the Judgment Roll, *two shillings.*

Taking Bail on a Writ of Error, or any other Writ, *three shillings.*

Making a Return of a Writ of Error, examining and affixing a transcript of the Record thereto, and delivering the same in to the Governor and Council, *twenty shillings.*

Inspecting the Process against Real Estates, and the Record of the Judgment on which the same is founded, and certifying thereon, *six shillings.*

Every Justification or Disallowance of Bail, *three shillings.*

And that the Secretary's FEES *shall be as follows,* viz.

A Patent for a Township, *three Pounds.*

A Patent for a Confirmation wherein no new Grants are contained, *thirty shillings.*

Every Order, Warrant, or Certificate, under the Governor's Hand and Seal, counter-signed by the Secretary, *three shillings.*

Entering Deeds and other Things on the Record; for every Sheet, fifteen Lines to a Sheet, and six Words to a Line, *seven Pence.*

Every Copy of the same, and all other Papers whatsoever out of said Office, each Sheet containing as aforesaid, *four Pence half penny.*

Every new Justice of the Peace shall pay towards the Commission of the Peace, *six shillings.*

Every new Justice of the Pleas, shall pay towards each Commission of the Pleas, *six shillings.*

A Commission of *Oyer and Terminer,* to be paid by the Person desiring the same, *twenty shillings.*

A Commission for a Sheriff, *ten shillings.*

A Commission for a Coroner, *five shillings.*

A Commission for a Clerk of the Peace and the Pleas, *ten shillings.*

All other civil Commissions, each Commission *five shillings.*

A Commission for a Colonel of a Regiment, *twelve shillings.*

Ditto for a Lieutenant Colonel, *ten shillings.*

Ditto for a Major, *eight shillings.*

Ditto for a Captain of a Company, or Adjutant, *six shillings.*

Ditto for a Lieutenant, *five shillings.*

Ditto for an Ensign, *four shillings.*

The Rolls for every Person Sworn, *one shilling.*

Searching the Records, the first Book *nine pence,* every other Book *six pence.*

Licence for an Attorney to practice, *twenty shillings.*

Drawing a Certificate to pass under the Broad Seal, or any other Seal, and for engrossing the same per Sheet, containing as before, *one shilling.*

Attending the Courts, or elsewhere, with an original Will or Record, for each Day *six shillings* per Day.

Licence for a Boat or Ferry, counter-signed by the Secretary, *six shillings.*

And that the FEES *of the Prerogative Office shall be as follows,* viz.

Engrossing a Will and Probate, to be done in Parchment, for each Sheet containing fifteen Lines and six Words in a Line, *ten pence* per Sheet.

Taking Depositions to a Will, and Recording the Will, each Sheet containing fifteen Lines, and six Words to a Line, *seven pence* per Sheet.

Swearing or Attesting the Witnesses and Executors, for each *nine pence.*

Drawing every *Fiat,* or Order for Administration, and for Swearing or Attesting the Administrators, *three shillings.*

Engrossing the Letters of Administration, each Sheet containing fifteen Lines, and six Words to a Line, *ten pence* per Sheet.

Recording the same per Sheet, *seven pence.*

Drawing the Administration Bond, *two shillings and six pence.*

Filing the Original Will, *nine pence.*

Recording the Inventory per Sheet, each Sheet containing fifteen Lines, and six Words to a Line, *seven pence.*

Filing the Inventory and Swearing the Executor, *eighteen pence.*

Every *Quietus* per Sheet as aforesaid, *seven pence.*

Recording the same per Sheet as aforesaid, *one shilling.*

Auditing all the Accounts of Administrators and Executors, *one shilling.*

Drawing and setting up Notice in order to their passing their Accounts, *one shilling.*

Every Licence of Marriage, *nine shillings.*

Every Bond taken in the Office, *two shillings and six pence.*

Entering a *Caveat, one shilling.*

And that the FEES *of the Clerk of the Supreme Court, shall be as follows,* viz.

Every Bond to prosecute, *two shillings and six pence.*

Making out every Process, Writ, or *Capias,* if he does it, *two shillings and six pence.*

Sealing every *Capias,* or any other Writ, *one shilling.*

Filing every Indictment, *one shilling.*

Entering every Action, *nine pence.*

A Copy of every Indictment, Declaration, Plea, &c. Fifteen Lines to a Sheet, and six Words to a Line, *seven pence* per Sheet.

Every Copy of a Plea, Replication, or any other Pleadings, *seven pence* per Sheet, as aforesaid.

Entering every Appearance of the Defendant, *six pence.*

Entering every Verdict and Judgment, *one shilling.*

Reading every Evidence, *six Pence.*

Entering every Rule of Court, *nine pence.*

Every copy thereof, *six pence.*

Reading a Petition and entering Order thereon, *nine pence.*

Every Copy of the Entry, *six pence.*

Withdrawing an Action, Discontinuance, or entering a *Noli Prosequi, one shilling.*

Entering every Recognizance taken in Court, *eighteen pence.*

Searching the Records, *nine pence.*

Filing the Roll in every Action, *one shilling.*

Swearing every Jury and Constable, *three shillings.*

Discharging by Proclamation, *one shilling.*

Every Copy of a Writ in the Supreme Court, per Sheet *one shilling.*

Filing every Writ, Indictment, or other Paper, *nine pence.*

And that the FEES *of the Clerk of the Council, shall be as follows,* viz.

Filing a Writ of Error, *one shilling.*

Entering every Action in Error on the Council Book, and taking out the Docket for the Governor, *nine pence.*

Examining the Records in Council, *one shilling.*

Entering the Plaintiff and Defendant's Appearance, *nine pence.*

Every Rule made in the Case, and Copy, *two shillings.*

Entering Judgment on the Minutes, and Copy, *two shillings.*

Entering every *Noli Prosequi,* and Discontinuance, and *Retraxit, two shillings.*

Filing the Errors and all other Pleadings, each *nine pence.*

Filing all other Writs, the same Fees as on a Writ of Error.

Every Petition to the Governor in Council, and Order, *four shillings.*

Reading every private Bill, first time, second time and third time, each time *five shillings.*

Entering the Agreement of the Council to a Bill, *four shillings.*

Each Bill Engrossed in Parchment, *eighteen shillings.*

Affixing the Seal and Wax for each Bill, *six shillings.*

Attending the Committee of Council on a Reference on such Bills, *ten shillings.*

And that the Attorney General's FEES
shall be as follows, viz.

All Criminal Cases or Indictments found by the Grand Jury, if convicted, *fiteeen shillings.*

All Informations preferr'd according to Law of this Colony, if convicted, *fifteen shillings.*

All Capital Cases, if convicted, *twenty-five shillings.*

Every *Non vult ulterius prosequi, ten shillings.*

All other Services in the King's Cases, to have one fourth more Fees, than other Attornies in civil Cases have for the like Services.

And that the Sheriffs FEES *in all Courts*
shall be as follows, viz.

Serving a Writ or *Capias,* taking into Custody, without any pretence of Riding, *ten shillings.*

Returning the Writ, *nine pence.*

Taking a Prisoner into Custody by Order of the Court or a Justice of the Peace, *two shillings.*

Discharging the same, *nine pence.*

Serving a *Venire Facias* and Return, *six shillings.*

Serving every Execution under Fifty Pounds, *six shillings,* and all above Fifty Pounds, *three pence* per Pound, the Poundage to be computed on the true and real Debt only.

Executing all Writs, or Orders of Partition of Lands and Tenements, attesting the Jury for any Matter or Thing to be done by him about such Partition, and making return thereof, *twenty Shillings.* But if the Business of the Partition exceed what the Jury can perform in one Day, then the Sheriff, for every Day more that he shall attend on the Jury about the said Partition, shall have *ten shillings* per *Diem.*

Every Writ of Possession and Return, *fifteen shillings.*

Every *Scire Facias,* served and returned, *three shillings,* if not served, *one shilling.*

Victualling every Prisoner, *six pence* per Day.

Every Writ of Inquiry, and Return, *fifteen shillings.*

Taking every Bail Bond, *five shillings* in the Supreme Court; and *two shillings and six pence* in the Inferior Courts.

Travelling Charges upon every Writ or Process, to be executed above eight Miles from the Court-House of the County, the Sheriff shall be allowed for every Mile above eight Miles, *two pence,* besides his other Fees aforesaid, that is *two pence* for going and *two pence* for coming every of the said Miles, to be taken only where the Writs shall be served, and so always that the whole Mileage do not exceed *fifteen shillings* in any one Case.

Attending a Jury of View, *ten shillings* per Day.

Producing a List of the Freeholders, *thirty shillings.*

And that the Justices FEES *in or out of Sessions, shall be as follows,* viz.

Every Warrant of Appearance, *one shilling.*

Taking every Recognizance, *eighteen pence.*

A Pass, *ten pence.*

A *Mittimus, one shilling.*

Taking Examination, each Sheet containing fifteen Lines and six Words to a Line, *one shilling.*

Every Oath or Attestation, *four pence.*

Actions tryed in the Sessions, each Action, *three shillings.*

And that the Judges and Justices FEES *in the Court of Common Pleas, shall be as follows,* viz.

Acknowledging every Deed, and endorsing the same, *three shillings.*

All Actions tryed to the Bench, *three shillings.*

Every Action which shall be called, where there is a Rule made, and the Cause not tried, *eighteen pence.*

Taking special Bail, to the Judge or other Justice, *eighteen pence.*

Settling and allowing every Bill of Cost, *one shilling.*

Allowance to every Writ of Error; *one shilling.*

And that the FEES *in Actions of* Five Pounds *and under shall be as follows,* viz.

A Summons, *six pence.*

A Warrant to take into Custody, *one shilling.*

A Judgment, *nine pence.*

Administring every Oath or Attestation, *four pence.*

A Summons for Evidence, *six pence.*

Every Execution, *one shilling.*

Issuing the *Venire Facias* to summons a Jury, *one shilling.*

Swearing or Attesting the Jury, *eighteen pence.*

Every Evidence subpaenaed and attending, *two shillings* per Day, and so in Proportion for a longer or shorter Time.

And that the FEES *for the Clerk of Sessions and Common-Pleas, shall be as follows,* viz.

Every Bond to prosecute, *two shillings.*

Drawing a *Capias,* or any other Writ, if he does it, *two shillings.*

Sealing every Writ, *one shilling.*

Entering every Action, *six pence.*

Filing every Declaration, Plea, Re-joinder, and other Pleadings, each *six Pence.*

Every Copy of a Declaration, or any other Pleadings, each Sheet containing fifteen Lines, and six Words to a Line, *six pence.*

Sealing every Subpaena, each Writ not exceeding four Names, *one shilling.*

Entering the Defendants Appearance, *six pence.*

Entering the Plea *non vult, six pence.*
Entering every Verdict, *six pence.*
Entering every Judgment, *six pence.*
Entering every Rule or Order of Court, *six pence.*
Reading every Petition, and entering Order thereon, *nine pence.*
Entering every *non Prosequi, Retraxit,* Discontinuance, *six pence.*
Calling and Swearing the Jury and Constable, *eighteen pence.*
Every Evidence sworn or attested, *four pence.*
Entering every Allowance of *Habeas Corpus,* Writ of Error, or other Writ requiring an Allowance, *one shilling.*
Entering every Recognizance taken in Court, *one shilling.*
The Copy of every Rule of Court, *six pence.*
Searching the Records, *nine pence.*
Discharging by Proclamation, *one shilling.*

And that the FEES *of the Clerk of Assize or other Person Executing that Office, in any of the Counties, shall be as follows.*

Entering every Cause or Action, *nine pence.*
Filing the *Nisi Prius* Roll, *one shilling.*
Filing the *Distringas* and Return, *nine pence.*
Swearing the Jury and Constable, *three shillings.*
Swearing or Affirming every Witness, *six pence.*
Reading every Evidence, *six pence.*
Entering every Rule of Court, *nine pence.*
Every Copy thereof, *six pence.*
Entering every Verdict, *one shilling.*
Drawing the *Postea* when a general Verdict is found, *five shillings.*
Returning every *Postea, one shilling.*

And that the Witnesses FEES *shall be as follows,* viz.

Attending in the County, *two shillings* per Day for each.
Attending from other Counties, *three Shillings* per Day for each.
And that the Surveyors FEES shall be, while on a View, *ten shillings* per Day.
And that the Chain Bearers Fees, on a View, shall be *five shillings* each per Day. And if a Juryman carries the Chain, then he shall have *two shillings* per Day more than the Fees allowed him as a Juryman on the View.

And that the Jury's FEES *shall be as follows,* viz.

All Causes tryed, *one shilling* for each Man that is sworn or affirmed on the Jury.
A Writ of Enquiry executed, *one shilling* per Man. On a Coroners Inquest the same.
Every Case when summoned and the Cause not tryed, for all that appear *six pence,* per Man.
Each Juryman attending on a View, for himself and Horse *four shillings,* and for finding himself and Horse *two shillings* per Day.
Jurors coming out of their County and sworn, for every Day of their Attendance, each *four shillings.*

For every Juror so attending, and not sworn, per Day *three shillings.*

And that the Constable's FEES *shall be as follows,* viz.

Serving every Warrant or Summons, *eighteen pence.*

Serving every Execution, *eighteen pence.*

Advertising and selling the Goods and Chattels, *one shilling.*

Summoning a Jury on a Tryal of small Causes, *two shillings and six pence.*

And that the Cryers FEES *shall be as follows,* viz.

Calling every Action, *eight pence.*

Calling the Jury in each Case, *eight pence.*

Calling every Evidence, *three pence.*

Every one discharged by Proclamation, *six pence.*

And that the Coroners FEES *shall be as follows,* viz.

Viewing a Dead Body, *twelve Shillings.*

A Warrant to summon the Inquest, *two shillings.*

Swearing or Attesting the Jury, *two shillings.*

Swearing or Attesting every Witness, *four pence.*

Drawing and returning the Inquisition, *six shillings.*

Executing every Process, *ten shillings.*

Returning every Writ, *nine pence.*

Serving every *Venire* and Return, *six shillings.*

Taking every Bail Bond, *five shillings,* in the Supreme Court, and *two shillings and six pence,* in the Inferior Courts.

Taking Examinations in Writing for every Sheet as aforesaid, *one shilling.*

Taking every Recognizance, *one shilling and six pence.*

Provided, that no Fees shall be allowed where the Inquisition is taken on a View of a Person drowned, or otherwise Dead by Misadventure.

And that the FEES *of Practitioners of the Law, shall be as follows,* viz.

A Retaining Fee in each Cause, *six shillings.*

Making out every Process, Writ, or *Capias,* if he does it, *two shillings and six pence.*

Drawing every Declaration, not exceeding three Sheets, *five shillings.*

Every Copy of a Declaration, where necessary, *two shillings,* provided the same be not above three Sheets.

Drawing Affidavit, *one shilling.*

Copy of the same, when necessary, *six pence.*

Every Common Plea, Replication, Rejoinder, *one shilling.*

Copy of each, when necessary, *six pence.*

Every Term Fee, after Service of the first Process in any Cause, and not before, *six shillings,* Provided, not above three Term Fees be allowed in Cases on Bond where Judgment is by Default; nor more in any Cause, unless when necessary Sevices are done in any Term after the said three Terms.

Drawing every special Plea, Replication, Rejoinder, or other necessary Pleadings, fifteen Lines to a Sheet, and six Words to a Line, *ten pence* per Sheet, for as many Sheets as are necessary.

Every Warrant of Attorney, *nine pence.*

Copy thereof, *six pence.*

Drawing every *Breviat, three shillings.*

Copy thereof, *one shilling.*

Drawing Notice of Tryal, *two shillings.*

Copy and Service thereof, *one shilling and six pence.*

Drawing Notice of Exception to the Bail, *two shillings.*

Copy and Service, *one shilling and six pence.*

Drawing Notice of taxing Costs where necessary, *two shillings.*

Copy and Service thereof, *one shilling and six pence.*

Drawing Notice of any Motion, where Notice of such Motion is necessary, *two shillings.*

Copy and Service thereof, *eighteen pence.*

Every Continuance of a Case after issue, *one shilling,* without any Pretence of a Term Fee for that Service.

Drawing up the Judgment, and Entering the same on the Roll, *five shillings.*

Arguing a Demurrer or special Verdict, *fourteen shillings.*

A Fee upon every Tryal, *fourteen shillings.*

Every special Motion, allowed to be a Motion in *Westminster-Hall, six shillings;* provided, but two Motions be allowed in a Judgment by Default, and not more than three in Causes tryed, except in Cases where Titles of Land are concerned, or such Motion appear to the Court or Judge, who shall tax the Costs, to be necessary in the Management of the said Cause.

Service of a Copy of every Rule of Court, *two shillings and six pence;* Provided, that not more than the Service of one Rule be allowed in Cases of Judgment by Default; nor more than three in Causes tryed, excepting Cases where Titles of Land are concerned, or such Rule appear to the Court or Judge, who shall tax the Costs, to be necessary in the Management of the said Cause.

Drawing every Bail Piece and attending the Judge, *three shillings.*

Every Ticket for a Subpaena, *nine pence.*

Entering the Declaration, Plea, and other Pleadings on the Roll, per Sheet as before, *eight pence.*

Writ or Declaration in special Cases, exceeding three Sheets, *twelve pence* per Sheet.

Drawing Depositions of Witnesses, *one shilling* per Sheet as aforesaid, for so many Sheets as shall be necessary.

Copy thereof per Sheet, if required, *seven pence.*

Every Copy of a special Writ or Declaration, exceeding three Sheets, or every special Plea, Replication, or other necessary Pleading, *seven pence* per Sheet.

A Copy of a Bill of Costs, *one shilling.*

Drawing every common Rule in Ejectment, *six shillings.*

Copy thereof *three shillings.*

Entering each Warrant on the Roll, *nine pence.*

Entering every Continuance, Adjournment, or other necessary Matter on

the Roll, *eight pence* per Sheet.

Travelling Charges to the Circuit, *twelve shillings* by the Day.

Drawing every Declaration in Ejectment, *ten shillings.*

Retaining Fee, *ten shillings.*

Fee on the Tryal, *twenty shillings* for each Council, provided no more than two Council be allowed such Fees.

And that there shall be paid to the *Speaker* of the Assembly for the Time being.

For every private Bill *twenty shillings.*

And that the Clerk of the Assembly's FEES, *in private Persons Affairs, shall be as follows,* viz.

Reading and entering every Petition or other Instrument or Writing, *eighteen pence.*

Reading every private Bill, first time, second time, and third time, each time *eighteen pence.*

The perusal of an Act, or each Days Minutes, *eighteen pence.*

Entering every Order, *eighteen pence.*

A Copy thereof, *eighteen pence.*

Entering a Report into the Journal of the House, *eighteen pence.*

Engrossing every private Bill, per Sheet as aforesaid, *eight pence.*

Fees for all private Bills, to be taxed by the *Speaker,* Provided, no Bill be called a private Bill, which concerns a County, Town or Precinct.

And that the FEES *for the Serjeant at Arms for the Council and General Assembly, shall be as follows,* viz.

Serving every Order, *seven shillings.*

Taking every Person committed into Custody, *two shillings and six pence.*

Travelling Charges per Mile, *three pence* for going and *three pence* for coming; every Days Attendance on any Person after Commitment, *two shillings.*

And that the Collectors and Naval Officers FEES *shall be as follows,* viz.

Foreign Trade

Collector entering any Vessel from *Europe* or the *West-Indies, fifteen shillings.*

Naval Officer for Ditto, *six shillings.*

Collector clearing to *Europe* or the *West-Indies, fifteen shillings.*

Naval Officer for Ditto, *six shillings.*

Coasting to New-England, *&c.*

Collector entering a Vessel, *ten shillings.*

Naval Officer for Ditto, *three shillings.*

Collector clearing a Vessel, *ten shillings.*

Naval Officer, *three shillings.*

Permit to load or unload Foreign Vessels, *eighteen pence.*

Register, *ten shillings.*

Ditto for a Coaster, *seven shillings and six pence.*

Recording Ditto, *two shillings.*
Endorsment of a Register, *two shillings and six pence.*
A Cocket, *three shillings.*
Bill of Store, *five shillings.*
Bill of Health, *seven shillings and six pence.*
Bond for enumerated Goods, *two shillings and six pence.*
Certificate to cancel ditto, *one shilling and six pence.*

Transfires [*sic*] or Permits for Boats or Shallops to and from *New-York* or *Pennsylvania,* for their whole load of Country produce, *two shillings and six pence.*

AND BE IT FURTHER ENACTED, by the Authority aforesaid, that if any Officer or Officers, Person or Persons, whomsoever, shall exact, or take any greater or other, for or in respect of any of the Services herein before mentioned, than are ascertained and allowed of by this Act, he or they so Offending, shall, for each Offence, forfeit the sum of *twenty Pounds,* Proclamation Money; one half thereof to the use of his present Majesty, his Heirs or Successors; and the other half to any one who shall sue for the same, to effect, to be recovered by Action of Debt, Bill, Plaint or Information, in any Court of Record within this Colony, where the same shall be Cognizable, with full Costs of Suit.

AND BE IT ENACTED, by the authority aforesaid, that from and after the Publication of his Majesty's Royal Assent to this Act, no Attorney at Law, Sheriff, Clerk, or other Officer, of any Court of this Colony, shall receive or take any Fee or Reward for any Service or Services by him or them not actually done and performed; nor for any Services actually done, but such only as are necessary in the management of any Cause, and that upon good and sufficient cause shown by the Party against whom any Bill of Cost shall be Taxed, to the Court in which the Cause was depending, or to any Judge who shall have taxed such Bill, to induce the said Court or Judge to believe that any of the Services contained therein, were not actually done and performed; that then and in such case it shall and may be lawful to and for the said Court or Judge to re-examine the said Bill by Certificate from the Clerks Office, or in any other manner to the satisfaction of the said Court or Judge; and if occasion be, to retax the same. PROVIDED ALWAYS, that such retaxation be demanded within six Months after the Party has notice of the Taxation of the same Bill.

AND BE IT ENACTED, by the authority aforesaid, that at all Times hereafter, when any Attorney shall demand or receive the Costs due on any Action, he shall (if thereto required by the Person paying the same) at the Time of Payment, or at any Time when demanded within six Months afterwards, draw up the Bill of Particulars, and deliver the same to the Party from whom the Money is due, together with a Receipt for the same. And before he shall issue Execution in any Cause, he shall file a Copy of the taxed Bill in the Office of the Clerk of the Court, out of which such Execution shall issue. And in Cases where Execution issues out of the Supreme Court, he shall first file the Judgment Roll in the proper Office, and shall, upon the Execution, endorse the real Debt due. And in case any Attorney or Attornies, shall neglect or refuse to do as is hereby required, he or they so offending, shall for each Offence, in any

one of the above Articles, forfeit the sum of *three Pounds,* to the party grieved, or any other who will sue for the same to effect, to be recovered by action of Debt, in any Court of Record where the same shall be Cognizable, with full costs of suit.

AND BE IT FURTHER ENACTED, by the authority aforesaid, that any Attorney at Law, who shall undertake any Cause, and by his neglect or mismanagement thereof, the Cause shall miscarry, shall be liable to make good all Damages sustained by his Employers, to be recovered by Action in any Court of Record where the same shall be Cognizable in this Colony.

PROVIDED ALWAYS, that all Actions, Prosecutions, and Suits for the Forfeitures and Penalties, incurred by Virtue of this Act, shall be brought and commenced within six Months time, after the Offence or Offences committed, and not afterwards.

PROVIDED ALWAYS, that neither this Act, nor any thing therein contained, shall be in force, till his Majesty's Royal Assent be had thereunto.

Passed 18 Feb. 1747/48.
Bradford (1747) 3-16.

An ACT *for Runing and Ascertaining the Line of partition and Division betwixt this province of* New-Jersey *and the province of* New-York.

WHEREAS His Late Majesty King Charles the Second by Letters patent under the Great Seal of *England* bearing date at Westminster the twelfth day of *March* in the *Sixteenth* Year of his Reign, did amongst other tracts of Land in *America,* Grant unto his Brother *James* Duke of York his heirs & assigns All that Island or Islands Commonly Called by the several Names of *Matowack's* or *Long Island,* Scituate Lying and being to the West of *Cape Cod* and the Narrow Higgansetts Abbutting upon the Main Land between the two Rivers there Called or known by the several names of *Connecticut* and *Hudsons* River, Together also with the said River Called *Hudsons* River, and all the Lands from the west Side of *Connecticut* River to the East Side of *Delaware* Bay, with the powers of Government, and by the said Letters patent Recorded in the Secretary's office at *Perth Amboy* in *Lib.* C., No. 3, *fol.* 149 more fully may appear, Which tract of Land is Esteemed to Contain the Now provinces of *New-York* and *New-Jersey.*

AND WHEREAS the said *James,* Duke of York by Lease & Release, bearing date the three and twentieth and four and twentieth days of June in the Sixteenth year of the Reign of King Charles the Second, *Anno Domini* 1664, did grant unto John, Lord Berkeley and Sir George Carteret, their heirs and assigns, all that tract of Land adjacent to *New-England* and Lying and being to the westward of *Long Island* and *Manhatan's* Island, and bounded on the East part by the Main Sea and part by *Hudsons* River, and hath upon the west *Delaware* Bay or River and extending southward to the Main Ocean as far as *Cape-May* at the Mouth of *Delaware* Bay; and to the Northward as far as the northermost branch of the said Bay or River of *Delaware,* which is in forty one degrees and forty Minutes of Latitude; and Crosseth over thence in a Straight Line to *Hudsons* River in forty one Degrees of Latitude, Together with powers of Government in and over the said Tract, which said Tract of Land was thereafter to be Called by the Name or Names of *Nova-Caesarea,* or *New-Jersey,* as by the said Lease and Release Recorded in the Secretarys office at *Perth Amboy* In *Lib.* C. No. 3, *fol.* 1, 2 & 3, More fully may appear.

AND WHEREAS by Indenture *Quintipartite* made the first Day of *July* one Thousand Six hundred and Seventy Six between the Said Sir *George Carteret* of the first part, *William Penn* of the second part, *Gawen Lawry* of the third part, *Nicholas Lucas* of the fourth part, and *Edward Byllynge* of the fifth part, In which amongst other things is recited the several Conveyances by which the parties of the second, third, fourth and fifth parts were Intituled unto the said John, Lord Berkeley's whole Moiety of *New-Jersey:* and they by the said Indenture *Quintipartite* did Release and Confirm to the said Sir *George Carteret,* his heirs and assigns forever all that Easternly part Share and portion, and all those Easternly parts Shares and portions of the said tract of Land and premises so Granted and Conveyed by the said *James* Duke of York unto the said *John,* Lord *Berkeley* and Sir *George Carteret,* Extending Eastward and Northward along the Sea Coast and the said River called *Hudsons* River from the East Side of a Certain place or harbour Lying on the Southern part of the same tract of Land and Commonly Called or known in a Map of the said Tract of Land by the Name of *Little Egg-Harbour,* to that part of the said River called *Hudsons* River which is in forty one degrees of Latitude, being the farthermost part of the said Tract of Land and premisses which is bounded by the said River; and Crossing over from thence in a Straight Line Extending from that part of *Hudsons* River aforesaid to the Northermost Branch or part of the before Mentioned River Called *Delaware* River and to the Most Northerly point or boundary of the said tract of Land and premises so Granted by the said *James* Duke of York unto the said Lord *Berkeley* and Sir *George Carteret,* which by the Consent and agreement of the said parties was agreed to be Called the North partition Point; and from thence, that is to say, from the said North partition point Extending Southward by a Straight and Direct Line Drawn from the said North partition point Southward through the said Tract of Land unto the most Southwardly point of the East Side of *Little Eggharbour* aforesaid, which said Most Southwardly point of the East Side of *Little Eggharbour,* was by the Consent and agreement of the said parties agreed to be from

thenceforth Called the South partition point, and which said Straight and Direct Line drawn from the said North partition point through the said tract of Land unto the said South partition point, was by the Consent and agreement of the said parties Called and agreed to be Called the Line of partition, which is the Line therein before Mentioned to be Intended by the said Consent and Agreement of the said parties for the Dividing and Making a partition or Separation of the said Easternly part Share and portion from the Westernly part, Share and portion of the said tract of Land and premises so Conveyed by the said *James* Duke of York aforesaid and the Appurtenances, which thence forward was agreed to be Called *East New-Jersey.*

AND in Like Manner by the said Indentures the said Sir *George Carteret* did Release and Confirm to the said *William Penn, Gawen Lawry, Nicholas Lucas,* and *Edward Byllynge* their heirs and assigns all that westernly part share and portion of *New-Jersey* Lying to the Westward of the said Straight and Direct Line from the said North partition point to the said South partition point, which westernly part thence forward was agreed to be called *West New-Jersey,* as by the said Indentures *Quintipartite* recorded in the Secretarys office at *Perth Amboy* in *Lib:* C., No. 3, *fol.* 9, *&c.,* Much More fully and at Large may appear.

AND WHEREAS tho' sundry attempts had been made for settling the Line in the said Grant from the Duke of York Mentioned, from the Latitude of forty one Degrees upon *Hudsons* River, to the Latitude of forty one degrees and forty Minutes on the Northermost Branch of *Delaware,* which is the Division Line between the said province of *New-York,* and the said province of *New-Jersey.* Yet as those were not warranted by sufficient authority, and only made for Temporary purposes, the said Line Remained unsettled and uncertain. The Consideration whereof Induced the General Assembly of the province of *New-York* in the Year of our Lord one thousand Seven hundred and Seventeen to pass an Act, Wherein amongst other things it is recited that Whereas the partition Lines between that Colony of *New-York* & the Colony of *Connecticut:* and between that Colony of *New-York* & the Colony of *New-Jersey* were necessary to be known and ascertained in order that such of the Inhabitants of that Colony of *New-York* whose Estates or habitations were adjacent to, and border on the said partition Lines, might peaceably and without Molestation Enjoy the fruits of their Industry, and that the Government might not be defrauded of the publick Taxes that might arise and become due from the said Inhabitants, by their pretending that they do not dwell within that Colony.

AND by the said Act amongst other Things it was Enacted that the quantity of Seven hundred & fifty Ounces, part of the plate therein mentioned should be applyed to Defray that part of the Charge of Runing Surveying and ascertaining the Partition Line Limitt and boundary between that Colony of *New-York* and the Colony of *New-Jersey* which Might be Requisite for that Colony of *New-York* to pay, to be Issued by warrant under the hand and seal of the Governor of that province for the time being, by and with the advice and Consent of his Majesties Council in such parts and proportions as should be Requisite, for that Service When the Survey ascertaining and runing of the said

Line Limitt and boundary should be Begun and Carried on by the Mutual Consent and agreement of his Excellency the Governor and Council of that province of *New-York,* and the proprietors of the Soil of the said province of *New-Jersey;* and a Like Sum is by the said act appropriated for the Line of *Connecticut.* AND then by the said act it is Declared that those Lines being Run Ascertained and agreed on by the Surveyors and Commissioners of Each Colony as aforesaid should for ever thereafter be deemed, taken, be and Remain as the partition Line Limitt and boundary of that Colony of *New-York,* and all Bodies, Corporate and politick, and all other persons whatsoever within that province of *New-York* should be for ever Concluded thereby, as by the said act printed amongst the publick acts of the General Assembly of the said province of *New-York* may appear.

AND WHEREAS by an act of the General Assembly of this province of *New-Jersey,* passed in the year of our Lord one thousand Seven hundred and Eighteen, Entituled *An Act for runing & ascertaining the Division Line betwixt this province and the province of* New-York, it was Enacted that there should be two or more Commissioners with the Surveyor General appointed by his Excellency the Governor of the province of *New-Jersey,* or the Governor or Commander in Chief thereof for the time being, by and with the Consent of the Council who should be Impowered by a Commission under the Great Seal of that province to Join with such Commissioners and Surveyors as should be appointed on the part and behalf of the province of *New-York,* Which said Commissioners and Surveyors so appointed and Commissionated as aforesaid should on the part and behalf of the province of *New-Jersey,* Run, Survey, agree on and ascertain the said Line Limitts and boundarys betwixt that province of *New-Jersey* and the said province of *New-York,* according to the true Limitts thereof as near as Conveniently Could be done.

AND it was by the said act further Enacted, that when Such Commissioners as should be appointed by his Excellency the Governor, or the Governor or Commander in Chief for the time being, by & with the advice and Consent of the Council with the Surveyor General of the province of *New-Jersey* have Joined with such Commissioners & Surveyors as Should be appointed for and on behalf of the province of *New-York,* and have ascertained Run and agreed on the Line of partition or division betwixt the province of *New-Jersey* and the province of *New-York,* they should make Return of the same under their hands and seals to his Excellency the Governor, or the Governor or Commander in Chief of this province for the time being; which return should be filed and Recorded in the Secretarys office of this province, Which said Line of Division or partition betwixt this province and the province of *New-York* being ascertained, run and agreed on and Recorded as aforesaid should for ever thereafter be deemed, taken, be and Remain and Continue the partition Line Limitt and boundary betwixt this province and the province of *New-York,* and all bodies politick and Corporate and all other persons whatsoever within this province or Claiming any Right and property therein Should be Concluded by the same; any Law, Usage, Custom or pretence to the Contrary in any wise Notwithstanding.

AND WHEREAS by one other Act of the General Assembly of *New-Jersey,* passed in the said year one thousand Seven hundred and Eighteen, Entituled *An Act for Runing and Ascertaining the Line of partition or division between the Eastern and Western divisions of the province of* New-Jersey and for preventing Disputes for the future Concerning the same and for *securing to the general proprietors of the Soil of Each of the Divisions and persons Claiming under them, their several and Respective possessions, Rights and Just Claims,* It is therein amongst other things Declared, to the End that the Good Intention and Design as well of a Certain act or Law passed that present Session of Assembly Entituled, *An Act for Runing and Ascertaining the Division Line betwixt this province and the province of* New-York, might the more Speedily have the desired Effect. It was by the said Act Enacted that there should be raised by the General proprietors of the Eastern division of this province or out of their Estates therein In proportion to their Respective Shares, Such Sum or Sums of money as might be judged necessary for defraying their part or proportion of the Charges of runing or procuring to be run the Division Line between the Eastern Division of this province and the province of *New-York.* And that there should be also raised by the General proprietors of the Western division of this province or out of their Estates therein in proportion to their respective Shares Such Sum or Sums of money as might be Judged Necessary for defraying their part or proportion of the Charge of finding or procuring to be found the north point of partition upon *Delaware* River. And for those purposes, Commissioners or Managers were by the said Act Named for the said Respective Divisions; and the Method of appointing others in their places in Case of their deaths, or refusing to act, was by the said act directed; and the Method of their Raising of the said Money was also by the said act Directed: as by the said two last Several Acts printed amongst the publick acts of the assembly of this province more fully and at Large may appear.

AND WHEREAS by Indentures *tripartite* made the twenty fifth day of *July* one thousand Seven hundred & Nineteen between *Robert Walter* of the City and province of *New-York, Isaac Hicks* of *Queens* County in said province Esqrs. *Allen Jarret* of the City and province aforesaid Esq. of the first part; *John Johnston* and *George Willocks* of the Eastern division of the province of *New-Jersey* Esqrs., and *James Alexander* Surveyor General of the said Eastern Division of the Second part; and *Joseph Kir*[*k*]*bride* and *John Reading* of the Western Division of the said province, and said *James Alexander* Surveyor General of the said Western division of the third part. It is Recited that his Majesty by Letters patent under the Great Seal of the province of *New-York* did Commissionate, authorize and appoint the said *Robert Walter* and *Isaac Hicks* Commissioners, and *Allen Jarret* Surveyor of the province of *New-York* that they the said Commissioners and Surveyor In Conjunction with the Commissioners and Surveyor or Surveyors appointed or to be appointed on the part and behalf of the province of *New-Jersey* that they should Carefully and Diligently Inspect and Survey all Such of the Streams of waters that form the River *Delaware,* which they the said Commissioners or the Surveyor or Surveyors might

Esteem necessary to be Inspected or Surveyed in order to find out and Determine which the Streams is the Northermost Branch of *Delaware* River and that then when such Branch is So discovered that the Surveyor or Surveyors according to the best of their knowledge and understanding discover and find out that Place of the said Northermost Branch of *Delaware* River that Lyes in the Latitude of forty one degrees and forty Minutes, which is the North partition point of *New-York* and *New-Jersey;* and they were required to take notice of the most Remarkable and Conspicuous places near to the said North partition point, and observe upon what Course & Distance such Remarkable places bear from the said North partition point. All which the said Commissioners were required by the said Letters patents distinctly to Certifie under their hands and Seals unto the Governor or Commander in Chief of the said province of *New-York,* to be filed and Recorded in the Secretarys office of the said province of *New-York.* All which by the said Letters patent bearing date the first day of *May* in the fifth year of his said Majesties Reign and Remaining upon the Record of the said province of *New-York* Might more fully and at Large appear.

AND the said Indentures *Tripartite* then Recite a Commission under the Great Seal of this province bearing date the Last day of *March* one thousand Seven hundred and Nineteen by which *John Johnston* and *George Willocks* were appointed Commissioners for the Eastern division of *New-Jersey,* And *Joseph Kirbride* and *John Reading* were appointed Commissioners for the Western division thereof, and *James Alexander,* Surveyor General of both divisions with power in Conjunction with the Commissioners and Surveyors for *New-York* to find out & determine which is the Northermost branch of *Delaware* River, and that part thereof which Lies in the Latitude of forty one degrees and forty Minutes which is the North partition point of *New-Jersey,* and the point as well of the Line of partition between the Eastern & Western Divisions of *New-Jersey,* as that place where the Line of partition between *New-York* and *New-Jersey* Terminates, the place of which North partition point the said Commissioners and Surveyors of this Province were thereby required distinctly to Certifie under their hands and Seals to be filed and Recorded in the Secretarys office of this Province.

AND it is further Recited that by the Commission last aforesaid the said *John Johnston* and *George Willocks* Commissioners and *James Alexander* Surveyor General, of the said province of *New-Jersey* were authorized and Impowered in Conjunction with the said Commissioners and Surveyors for *New-York* to find out and discover that part of *Hudsons* River which Lies in the forty one Degree of Latitude and from thence to run, Survey and Mark out a Straight and direct Line from that part of *Hudsons* River to the said North partition point on the Northermost Branch of *Delaware,* and distinctly to Certifie the same under their hands and Seals as aforesaid, as by the said Last Commission Remaining on Record in the Secretarys Office of *New-Jersey* might more fully and at Large appear. Then the said Indenture *Tripartite* witnesseth that the said Commissioners and Surveyors as well upon the part and behalf of the province

of *New-York,* as upon the part and behalf of the province of *New-Jersey* In pursuance of the trust Reposed in them by the Several and Above Recited Letters patents under the Great Seals of the Respective provinces of *New-York* and *New-Jersey,* having Carefully & diligently Inspected, and Informed themselves which of the Several and Respective Branches of the said River *Delaware* is the Northermost Branch thereof, They did find and by the said Indentures did Certifie and Declare that the Stream or River which is Commonly Called and known by the Name of the *Fishkill* is the Northermost Branch of the said River *Delaware.*

And further that they the said Commissioners and Surveyors according to the best of their knowledge & Information did Esteem and believe the said *Fishkill* to be the biggest & Chiefest Stream that forms the said River *Delaware,* AND WHEREAS the said *Allen Jarrett* and *James Alexander* having taken repeated observations as well nigh adjoining to the said *Fishkill* or the Northermost Branch of *Delaware* River as in Sundry other places in order to discover that place of said Northermost Branch that Lyeth in the Latitude of forty one degrees and forty Minutes and that they the said Surveyors according to the best of their Skill and understanding having discovered the same to be upon that place of the said *Fishkill* or Northermost branch of *Delaware* therein after mentioned. Therefore they the said Commissioners and Surveyors did Certifie by the said Indentures to all whom it might Concern that the said North partition or division point upon the Northermost Branch of the River *Delaware* between the provinces of *New-York* and *New-Jersey,* which Likewise is the North partition point between the Eastern and Western divisions of *New-Jersey* the Latitude of forty one degrees and forty Minutes upon the East Side of the said *Fishkill* branch is upon the Low Land in the Indian Town Called *Chashieghtonk* which Indian Town is distant from *Thomas Swartwoot's* house at a place known by the Name of *Pinpeck* near to *Mackhackemack* River Twenty Nine miles and one quarter upon a Straight Course North forty four degrees twenty minutes west by the Magnetical position; or a Course North fifty two degrees twenty Minutes west by the true position from *John Decker's* house at the place Called *Tetendak* by said *Mackhackemack* River about twenty nine Miles and three quarters upon a Course North thirty five degrees west by the Magnetical position; or upon a Course North forty three degrees west by the true position and upon the Several Courses by the Indian path from said *John Decker's* about thirty five miles and a half. Which point of Intersection of the Latitude of forty one degrees and forty minutes upon the said *Fishkill* or Northermost branch of the River *Delaware* is Distant thirty Eight Chains (Reckoning four perches to a Chain) from the mouth of a brook known by the Indian Name of *Lamachanock* and at all times Coming to be Called or known by the Name of *Station* brook which falls from the hills at the Entering in of the Indian path to the said town Called *Shashieghtonk* upon a Course Nearly North five Degrees forty five minutes west, by the Magnetical position; and upon a Course North thirteen degrees forty five Minutes west by the true position. Which point of Intersection is Ninety nine Chains and a half (reckoning four perches to a Chain) from a Large Stone or Rock the Greatest Length of its Superficies being

about Eleven foot and three Inches, and its broadest part about Seven foot three Inches; Lying partly In, and partly out of the water upon the bank of the said branch Called *Fishkill* upon a Course South ten degrees forty five Minutes East by the true position, Which Stone is Mark'd with the Letter *M,* at which Stone or Rock the Low Land Ends and the hills Come Close to the said branch or River *Fishkill.* To which Indentures a Map was annexed, Representing the Situations and Courses of the said brook and of the said River & hills, from the said brook to the Stone aforesaid; To three parts of which Indentures the said *Robert Walter, Isaac Hicks, Allen Jarret, John Johnston, George Willocks, Joseph Kirbride, John Reading* and *James Alexander* Severally Set their hands and Seals, and Sealed & delivered the Same in the presence of *James Steel* and *John Harrison;* And one of the three Indentures was delivered to the Commissioners aforesaid for *New-York;* another thereof was delivered to the Commissioners aforesaid for the Eastern division of *New-Jersey;* and the other to the Commissioners aforesaid for the Western division of *New-Jersey,* as by one part of the said Indentures proved filed and Recorded in the Secretarys office of *New-Jersey* at *Perth Amboy* in *Lib.* D, No. 2,280 &c. more fully & at Large may appear.

AND WHEREAS many and frequent Endeavours have been used by the General proprietors of the Eastern division of *New-Jersey,* that Commissioners and Surveyors for the said province of *New-York* in Conjunction with Commissioners and Surveyors for the said Eastern Division, appointed pursuant to the respective Acts of both provinces aforesaid, should proceed to the Settling and fixing the Latitude of forty one degrees upon *Hudsons* River, which is the partition point upon *Hudsons* River (by the Grants aforesaid from the said Duke of York) between this province and the province of *New-York;* and for Runing a Straight and Direct Line between that and the said North partition point, which by the said Grants is to be the Line of partition and Division between the said provinces, But All those Endeavours have Hitherto proved fruitless, by reason of which uncertainty of the said partition point on *Hudsons* River, and of the Line of partition aforesaid, Several persons Living near to the places where its' Supposed the said Line of partition will run; elude the Laws in force in both Governments by paying obedience to Neither, pretending Sometimes to be within this province of *New-Jersey,* and at other times to be within the province of *New-York,* as it best Serves their purposes to Evade paying their publick taxes, and Doing and performing Such Services as are done and performed by other his Majesties Subjects in both the said Colonies of *New-Jersey* and *New-York:* and Several persons owners of Considerable tracts of Land, and willing to Settle and Improve the same, are deterred from So doing, Least their Settlements & Improvements should (on the discovery of the true places where the Line aforesaid should Run) prove to be in another Colony than that under which they had a Right to Settle; which has proved a Great hindrance to the further Settling and Improving that part of this province Lying near to and Adjacent to the Colony of *New-York,* and Encourage several persons belonging to the Colony of *New-York* to Encroach upon this province, and to Disturb many people Settled under the Same.

IN ORDER Therefore to prevent the Confusions and Disturbances that will otherwise unavoidably follow: To Encourage the further Settlement and Improvement of this province: and that such persons as are already Settled near or adjacent to the Line of partition and Division betwixt this province and the Colony of *New-York* may peaceably and Quietly Enjoy the fruits of their Labour and Industry according to their Several Rights,

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same, That the Commissioners or any two of them already appointed or hereafter to be appointed by Virtue of the aforesaid Act passed in the Year of our Lord one thousand Seven hundred and Eighteen Entituled, *An Act for Runing and Ascertaining the division Line between this province and the province of* New-York, *in Conjunction with the Surveyor General of the Eastern division of this province or his Deputy approved of by the Governor or Commander in Chief of this province for the time being with the advice and Consent of the Council,* shall and may Discover and fix the Latitude of forty one degrees upon *Hudsons* River which is the partition point there between this province and the province of *New-York,* and Shall and May run, Mark out, Distinguish and ascertain a Straight and Direct Line between the said partition point upon *Hudsons* River and the North partition point aforesaid heretofore as aforesaid discovered, fixed and Established upon the *Fishkill* being discovered as aforesaid to be the Northermost branch of *Delaware* River. And the said Line when run, and the places distinguished thro' which it Shall pass is hereby declared to be the Line of partition and Division betwixt this Colony and the Colony of *New-York* and all persons whatsoever bodies Corporate and politick are hereby Required to take Notice thereof and Govern themselves accordingly, any Law or Usage to the Contrary hereof Notwithstanding.

AND WHEREAS it is the Design, Intention and Earnest Desire of the Legislature of this province that the said partition point upon *Hudsons* River and the Line of partition and Division between the Colonies of *New-Jersey* and *New-York* aforesaid, be not only discovered and Run truely and fairly, but amicably and in Conjunction with Commissioners and Surveyors to be Legally and Sufficiently Impowered by the Government of *New-York,* If that Government shall so think fitt.

BE IT THEREFORE ENACTED by the Governor Council and General Assembly of this province of *New-Jersey,* and it is hereby Enacted by the Authority of the same, that before the Commissioners and Surveyor General or Deputy approved of as aforesaid, appointed and Commissionated, or to be appointed and Commissionated under the Great Seal of this province, Enter upon and begin to Discover & fix the partition point upon *Hudsons* River aforesaid and to Run and ascertain the Line of partition and Division aforesaid, Timely Notice (Not Less than Nine months before such beginning) shall be sent to the Governor or Commander in Chief of *New-York;* from the Governor or Commander in Chief of this province by some Credible person (who shall make oath of the delivery of the same) of the time when the said Commissioners and Surveyor for this province will proceed to the discovering and fixing the said partition point on *Hudsons* River, and to the Runing and Ascertaining of the said

Line of partition and Division between this province and the province of *New-York.*

IN ORDER that Commissioners and Surveyors may be appointed by the Government of *New-York* if they think fit to act in Conjunction with the Commissioners and Surveyor General or Deputy Commissioned by the Governor of this province as aforesaid, to Discover and fix the said partition point upon *Hudsons* River and to Run and ascertain the said Line of Division. AND in Case the Government of *New-York* shall not think fit to appoint and Legally and sufficiently Impower and Authorize any persons to act and they do not act in Conjunction with the Commissioners and Surveyor General or Deputy appointed or to be appointed by this province as aforesaid, It shall then be Lawfull for the persons Commissionated on the part and behalf of this province to Discover and fix the said partition point upon *Hudsons* River, and to Run and ascertain the said Line of partition and Division between this province and the Colony of *New-York:* and to put in Execution the several directions in their said Commission Contained, according to the true Intent and Meaning of this act.

AND WHEREAS *Hudsons* River in the said Latitude of forty one degrees is a Mile Broad, or something More or Less from whence a question may arise whether the partition point aforesaid on *Hudsons* River in the said Latitude should be on the East Side of *Hudsons* River; on the Middle of *Hudsons* River, or on the West Side thereof; And whereas the Grant aforesaid of *New-Jersey* from the Duke of York is from a Subject to other Subjects, and therefore it's Conceived that in points doubtful, it ought according to the Rules of Law to be Interpreted most beneficiently for the Grantees:

BE IT THEREFORE ENACTED that the partition point aforesaid on *Hudsons* River Shall be on the East Side of *Hudsons* River as near as possible in the Middle between high and low water Mark there.

PROVIDED ALWAYS, that nothing herein Contained shall be Deemed, Construed or understood to Invalidate, Impeach or affect the Estates, Rights, titles, Interests, Claims or Demands of any person or persons whatsoever of, in or to any part or parcel of the Lands aforesaid within the province of *New-Jersey* aforesaid, but that the same Estates, Rights, titles, Claims and Demands whatsoever be saved and Remain to the said person & persons in such and the same Manner to all Intents, Constructions & purposes as if this Act had not been Made, Anything herein recited, Enacted or Contained to the Contrary thereof Notwithstanding.

PROVIDED ALSO, that Neither this Act Nor any part thereof shall be in force Until his Majesty his heirs or Successors shall be Graciously pleased to Give the Royal assent thereto.

PROVIDED ALSO, that if his Majesty shall in and by his Royal approbation of this Act, in his Great wisdom Declare and order that the said partition point on *Hudsons* River, shall be in the Middle of *Hudsons* River, or on the West Side thereof; or at high water mark, or at Low water mark, or the Middle betwixt them, on Either Side; that then Such Declaration and order shall be as Effectual as if it had been Expressly Enacted by this Act, Anything herein to the Contrary Notwithstanding.

PROVIDED ALSO, that the whole Charge and Expence of Obtaining the

Royal assent aforesaid, Discovering and fixing the said partition point on *Hudsons* River, and Runing the said partition Line, or so much thereof as will be Incumbent upon this province to pay be wholly Raised and Defrayed out of the Estates of the General proprietors of the Eastern Division of this province, in such Method as is prescribed by the Act for that purpose herein before in part Recited.

Passed 18 Feb. 1747/48.
Nj-Ms.

An ACT *for making current* Forty Thousand Pounds *in Bills of Credit.*

Passed 18 Feb. 1747/48.
Disallowed 23 Nov. 1749.
Allinson, p. 172, title only. Text not found.

Sixteenth Assembly, Third Session
First Sitting
6-8 July 1748
Burlington

No acts passed.

Sixteenth Assembly, Third Session

Second Sitting

21-25 Oct. 1748

Burlington

10 Nov.-16 Dec. 1748

Perth Amboy

An ACT *for impowering certain Persons, herein after named, to draw for and receive the Money lent the Crown, for aiming and cloathing the Forces lately raised in this Colony, and to apply the same as herein is directed.*

WHEREAS *JOHN HAMILTON,* Esq; late President and Commander in Chief of this Colony of *New-Jersey,* received His Grace the DUKE of NEWCASTLE'S Letter, in the KING'S Name, to this Government, dated *April* the *ninth,* in the Year *One Thousand Seven Hundred and Forty Six,* to encourage a Number of Troops to join some others of the *American* Colonies, in an Expedition against *Canada;* in which His Majesty expected, this Government should, at their own Expence, furnish the Quota of their Provisions and Transportation to *Albany,* (the Place of Rendezvous) and that the Governor, or Commander in Chief, should advance, as a Loan to the Crown, what might be necessary for cloathing and arming the Troops in this Colony; this last Expence to be re-paid by General *St. Clair,* who was then bound to command the said Forces in the said intended Expedition. But that Gentleman not proceeding, and His Majesty laying aside the Affair for that Time, according to the Duke of *Newcastle's* Letter of the *thirtieth* of *May, One Thousand Seven Hundred and Forty Seven,* to the Governor of the *Massachusetts*: In which Letter the Duke of *Newcastle* was pleased to direct, that Commodore *Knowles* and Governor *Shirley,* should procure an Account of the Expences incurred on this Account, to be transmitted Home, to the End that Provision might be made for the Payment. AND WHEREAS, pursuant to the Duke of *Newcastle's* said Letter of the *ninth* of *April,* this Colony being willing to Demonstrate their Loyalty and Zeal for His Majesty's Service, did with all cheerfulness and alacrity, not only at their own Expence, furnish the Quota of their Provisions and Transportation to *Albany,* according to what was required, signified by His Grace the Duke of

Newcastle in his said Letter, but also, as the then Commander in Chief of this Colony, was not in a Capacity to defray the Expence of arming and cloathing the said Forces, and in Order that the Expedition might not be retarded, this Colony, by Virtue of an Act of General Assembly, entitled, *An Act for making current* Ten Thousand *Pounds in Bills of Credit, to enable the Honourable* JOHN HAMILTON, *Esq; Commander in Chief of this Colony, or the Commander in Chief for the Time being, to defray the Expence of arming and cloathing the Forces to be raised in this Colony for His Majesty's Service in the present Expedition against* Canada, *and directing the Manner of sinking the said Bills of Credit,* did advance divers Sums of Money for the said Service, by way of Loan, in full Confidence of having the same Re-imbursed, as in the said Act is set forth. AND WHEREAS the Money so lent and advanced by this Colony, hath not been paid by Lieutenant General *St. Clair,* as was expected and mentioned in the said Act, whereby it is become necessary that Application should be made to the Lords Commissioners of the Treasury for the Payment of the same. AND WHEREAS there is no Method prescribed, nor Persons impowered by the said Act, to demand or receive the same of the said Lords Commissioners, or others that are or shall be authorized to make the said Payment. AND WHEREAS there is a Resolve of this House, made the last Session at *Burlington,* impowering *Richard Partridge,* Esq; Agent of this Colony, to apply for and receive, for the Use of this Colony, the Money so lent and advanced for His Majesty's Service, by way of Loan, as aforesaid, which Resolve may possibly be esteemed not sufficient to answer the Purpose thereby intended, WHEREFORE We, the House of Representatives, do pray, that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly of this County [*sic*], and it is hereby enacted by the Authority of the same, that *Richard Smith,* jun. *Daniel Smith,* and *William Cooke,* Esqrs. or any two of them, are hereby directed, required, authorized and impowered, to draw one or more Bill or Bills of Exchange, upon the Lords Commissioners of the Treasury, or upon such other Person or Persons whom it may concern, for the Money, so as aforesaid, lent and advanced by this Colony to His Majesty, payable unto the said *Richard Partridge.* And the said *Richard Partridge* is hereby authorized and impowered, upon his Receipt of such Bill or Bills of Exchange, to apply for, demand and receive of the said Lords Commissioners, or whom it may concern, for the Use of this Colony, all such Sum or Sums of Money, as shall or may be so drawn for, or mentioned in such Bill or Bills of Exchange; and upon Payment thereof unto the said *Richard Partridge,* to give his Receipt or Receipts, or such other proper Discharge or Discharges therefor, as shall or may be necessary; and all such Receipt or Receipts, Discharge or Discharges, shall be good and sufficient to discharge the said Treasury, or the Persons paying the same, thereof and therefrom.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said *Richard Smith,* jun. *Daniel Smith* and *William Cooke,* or any two of them, are hereby also directed, authorized and impowered, as soon as they have Advice of the Payment of the said Money to the said *Richard Partridge,* to draw

one or more Bill or Bills of Exchange upon the said *Richard Partridge* for the said Money; and the said *Richard Partridge* is hereby required, authorized and impowered to pay the same, according to the Tenor and Effect of such Bill or Bills of Exchange, which Payment shall be a good and sufficient Discharge to the said *Richard Partridge* thereof and therefrom.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that when or as soon as the said Money shall be paid to the said *Richard Smith,* jun. *Daniel Smith* and *William Cooke,* or either of them, that then the said *Richard Smith,* jun. *Daniel Smith* and *William Cooke,* or such of them as shall receive the same, shall pay the said Money so received, unto one of the Treasurers of this Colony, to be disposed of and sunk as by the Act aforesaid it is directed and intended.

PROVIDED ALWAYS, AND BE IT ENACTED by the Authority aforesaid, that in Case the said *Richard Partridge* shall die, or be otherwise disabled from receiving the said Money before the Receipt of the same, then *Elias Bland,* of *London,* Merchant, is hereby impowered and directed to receive the said Money for the Use of this Colony, and to do all Things which the said *Richard Partridge* is by this Act directed and impowered to do.

Passed 23 Nov. 1748.
Bradford (1749) 16-19.

An ACT *to erect and establish Courts in the several Counties of this Colony, for the Tryal of small Causes.*

WHEREAS an Act, entitled, *An Act to erect and establish Courts in the several Counties of this Province for the Tryal of small Causes,* has by many Years Experience been found very beneficial to the Inhabitants of this Colony, and it being near expired by its own Limitation,

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly now met and assembled, and it is hereby enacted by Authority of the same, that all Actions for Debts, and other Demands for and under the real Value of *Five Pounds,* Money according to the Proclamation of the late Queen *ANNE,* except such Actions as are herein after excepted, shall from and after the Publication of this Act, be, and are hereby made Cognizable before any one Justice of the Peace, of any of the Counties, Cities, or Towns Corporate within this Colony, in the County, City or Town Corporate in which the Defendant shall be or reside; and the said Justices are hereby respectively impowered and

required, upon Application to either of them made for the Recovery of any such Debt or Demand, to issue a Summons or Warrant, as the Case may require, directed to the Constable of the City, Township, Precinct or District where the Defendant dwells or can be found, commanding him to bring or cause such Defendant to come with the Plaintiff before him, at the Time and in the Manner following, (*That is to say*) In Case where such Process shall be in Nature of a *Capias,* forthwith after the Service thereof; but where the Summons shall be issued, then on some certain Day therein to be expressed, not less than five nor exceeding twelve Days from the Date of such Process; and at the Time appointed for hearing any such Cause, or on such other Day as such Justice shall think reasonable to appoint, the said Justice shall proceed to hear and examine the Allegations and Evidences of the Plaintiff and Defendant, and give his Judgment thereupon, in such Manner as shall appear to him agreeable with Equity and Justice, together with such Costs as are herein after allowed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Process against all Freeholders that are Inhabitants, shall be by Summons only, which shall be signed by the Justice that shall grant it, and served on the Person of the Defendant, or that, or a Copy thereof, left at his House, in the Presence of one or more of his Family or Neighbours, (who shall be informed of the Contents thereof) at least five Days before the Time appointed for a Hearing; and in Case the Defendant doth not appear at the Time and Place that shall be appointed in such Summons, then, on Oath or Affirmation made by the Constable, that the said Summons was duly served in Manner aforesaid, and no sufficient Reason appearing to the said Justice why the said Defendant did not appear on the Day appointed in said Summons, the said Justice shall proceed to hear and determine any such Cause or Causes in the Defendants absence, and give Judgment and award Execution thereupon, in the same Manner as if the Defendant had been personally present. But if there shall appear any sufficient Reason why the said Defendant did not obey the said Summons, then the Justice shall and may, in his Discretion, defer the Hearing of the said Cause to such further Time as he shall think fit.

PROVIDED ALWAYS, AND BE IT ENACTED by the Authority aforesaid, that if any such Plaintiff so applying, and any other Person for him or her, shall, upon Oath or Affirmation, declare, that he or she does sincerely believe, that if such Process be only by Summons against such Freeholder he or she will be in Danger of losing the Debt thereby; or that he or she doth really and sincerely believe, that such Freeholder will depart the County, City or Town, or otherwise abscond before such Time, then the said Justice shall issue out his Warrant in such Manner as if the Defendant had not been a Freeholder; and if any Defendant shall require a longer Time than is first appointed by the said Justice, and will, if required, give sufficient Security to appear and stand Tryal on such other Day as shall be appointed, then the said Justice is hereby required and impowered, to adjourn the Tryal of such Cause to any Day he shall think most convenient, not exceeding twelve Days nor less than three from that Time, unless the Justice and Parties shall otherwise consent and agree.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in every Action that shall hereafter be brought in this Colony by virtue of this Act, where the real Debt due, or Demand, exceeds the Sum of *Forty Shillings,* Money aforesaid, it shall and may be lawful for either of the Parties to the Suit, to demand of the said Justice to be tryed by a Jury; and upon such demand, the said Justice is hereby required and commanded, to issue a Warrant to the Constable of any of the Towns, Districts or Precincts of the said County, commanding him to bring, or cause to come, at such certain Time and Place, as shall be in the Warrant expressed six good and lawful Men of the Neighbourhood, being Freeholders; who appearing, the said Justice shall administer to each of them an Oath or Affirmation in the Words following, *viz. YOU shall well and truly Try this Matter in difference between* A.B. *Plaintiff, and* C.D. *Defendant, and a true Verdict shall give according to Evidence.*

AND after the six Persons have taken the Oath or Affirmation aforesaid, they shall sit together and hear the several Proofs and Allegations of the Parties, which shall be delivered in Publick in their Presence; after which they shall be kept together in some convenient private Place, without Meat, Drink, Fire or Lodging, till they all agree upon a Verdict, which shall be given in to the said Justice, who is hereby required to give Judgment agreeable to such Verdict, and to award Execution in the Manner herein after directed.

PROVIDED ALWAYS, that if any Plaintiff or Defendant, in any such Suit, shall demand a Jury, and upon the Tryal of the said Cause, the Jury do find the Sum due to either Party to be under *Forty Shillings,* Money aforesaid; then and in such Case the Justice before whom the said Cause shall be so tryed, shall give Judgment that the said Party shall recover his Debt or Damages so found by the Jury; and further shall give Judgment, that the Person or Persons that did demand the Jury, shall pay all the Costs and Charges that have accrued by the Reason of demanding the said Jury.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if the Plaintiff in any such Suit or Action shall be non-suited, or discontinue or withdraw his Suit without the leave of the Defendant, then Judgment shall be given against him for the Costs accrued; or if he shall appear to be indebted to the Defendant, then Judgment shall be given against him for the said Debt or Demand, and Costs, as the Case may require: And whenever Judgment shall be given against either Plaintiff or Defendant, in any of the before mentioned Cases, the Justice that pronounced the said Judgment, shall grant Execution thereupon, directed to one of the Constables of the said County, City or Town Corporate, commanding him to levy the Debt or Demand, and Costs, (as the Case may require) on the Goods and Chattels of the Person against whom such Execution shall be granted, and for want of sufficient Effects whereon to levy the Execution, to take the Body of the Person against whom such Execution shall be granted, and him or her convey and deliver to the Keeper of the common Goal of the County; which said Constable after his taking such Goods or Chattels into his Custody (by virtue of such Execution) shall give publick Notice by an Advertisement put up at the most publick Place of the Town or Precinct

where such Goods shall be taken, of the Sorts of Goods, and of the Time and Place when they will be exposed to sale, at least five Days before the Time appointed for selling them; and at the Time and Place so appointed for selling them, shall expose them to sale by publick Vendue to the highest bidder, and pay the Money according as shall be directed in the Warrant or Writ of Execution, and return the Overplus, if any be, to the Owner; and for want of sufficient Goods and Chattels whereon to levy the Execution, the Constable to whom any such Execution shall be directed, shall, according to the Tenor of the said Execution, take the Body of the Person against whom any such Execution shall be granted, and convey and deliver him or her unto the Keeper of the common Goal of that County, City or Town Corporate, which said Goal-Keeper is hereby commanded to keep such Prisoner in his safe Custody in the common Goal, until the Debt or Demand, with the Costs, shall be fully paid, or until he or she shall be from thence delivered by due Course of Law.

PROVIDED NEVERTHELESS, that no Execution of any Judgment given by virtue of this Act, where the real Value of such Judgment shall exceed the Sum of *Forty Shillings,* Money aforesaid, shall issue against any Freeholder in less than three Months after giving the said Judgment, unless the Party in whose favour such Judgment is given, shall make it appear to the said Justice, on Oath or Affirmation, that he or she is in danger of losing their Debt if such delay be allowed, in which Case the Justice shall issue his Warrant of Execution immediately, as herein before directed, unless the Party against whom such Judgment is given, shall thereupon give Security to the Party in whose favour Judgment went, to pay the full of the Debt and Cost, at or before the Expiration of the said three Months.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if either of the Parties to any Cause determined by virtue of this Act, shall think him or themselves agrieved by any Judgment given as aforesaid, for the Sum of *Twenty Shillings* or more, Money aforesaid, it shall and may be lawful for such Person or Persons to appeal from any such Judgment to the next Court of Common-Pleas, to be held for the County, City or Town Corporate, after the Judgment given; and the Justices are hereby respectively required to grant an Appeal upon the Conditions following, and no other, (*That is to say*) the Party demanding an Appeal shall enter into Bond to the other Party, with at least one sufficient Security, in double the Debt and Cost, and sufficient to answer all Cost; the Condition of which Bond shall be, that the Appellant shall appear and prosecute the Appeal in the Court above, and shall stand the Award of the Court, and pay such further Costs as shall be taxed, in Case the Judgment of the Justice is affirmed.

PROVIDED ALWAYS, that in every Cause wherein a Jury of six Men give a Verdict as aforesaid, there shall be no Appeal allowed, but it is the true Intent and Meaning of this Act, that the Judgment given upon such Verdict shall be final to all Intents and Purposes.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Justices shall cause fair Entries to be made in Books by them to be kept for that Purpose, of the Names of the Plaintiff and Defendant in all such Causes as

shall come before them, with the Debt and Cost adjudged, and the Time when such Judgment was given; and in any Case where there shall be a Jury as aforesaid, he shall set down the Verdict by them given; and where any Appeal shall be granted, the Justice who pronounced the Judgment appealed from, shall send a transcript of such Entry under his Seal, together with the Bond aforesaid, to the Clerk of the Court to which such Appeal shall be made, on or before the first Day of the Court next following such Appeal, for which Transcript the Justice shall be allowed *One Shilling,* and no more.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that at the Court to which any such Appeal shall be made, the Person so Appealing shall cause an Entry of his Suit to be made by the Clerk of such Court, and shall either have his Appearance entered or give Bail to the Action, as the Nature of the Case may require; and the Court shall direct, or on neglect thereof and Application of the Appellee to the Court for that End, the Appellants Default shall be recorded, the first Judgment affirmed, with further reasonable Costs, and Execution shall be issued out of the said Court against the Defendants Body, Goods or Chattels, as is usual in other Cases; and in Case the Defendant shall Appeal and give Bond as aforesaid, the Plaintiff or Defendant in the Appeal (as the Case may require) shall file his or her Declaration, and the adverse Party plead to issue in such Time as shall be directed by the Court, so always that the Cause, if above *Forty Shillings,* be tryed by a Jury of the Country [*sic*] in the usual Manner, either at the Court to which such Appeal is made, or the next Term at farthest, unless the Court, on Cause to them shown, shall think fit to give the Parties a farther Day; and as the Verdict shall be rendered in any of the said Causes, the Court shall give Judgment thereupon as the Nature of the Case may require, with Costs of Suit.

PROVIDED ALWAYS, that none of the Justices who, by Virtue of this Act, shall have heard and determined any of the Causes aforesaid out of Court, shall afterwards sit on the Hearing and Determining the same Cause on an Appeal, made to any of the Courts of Common Pleas aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever, shall commence, sue or prosecute any Suit or Suits for any Debt or Demand made Cognizable as aforesaid, in other Manner than is directed by this Act, and shall obtain a Verdict or Judgment thereon for Debt or Damages, which, without Cost of Suit, shall not amount to more than *Five Pounds,* Money aforesaid, (not having caused an Oath or Affirmation to be made before the obtaining the Writ and filed the same in the Clerks Office) that he, she or they, so making Oath or Affirmation, did truly believe the Debt due, or Damages sustained, exceeded the Sum of *Five Pounds* Money aforesaid; he, she or they so prosecuting shall not recover or have any Costs in such Suit. Any Law, Usage or Custom, to the Contrary in any wise notwithstanding.

PROVIDED ALWAYS, that neither this Act nor any Thing herein contained, shall be deemed, construed or understood to extend to Actions of Debt for Rent, to Actions of Replevin, or to Actions of Trespass on the Case for Trover and Conversion, or Slander, or to Actions of Trespass for Assault and Battery, or Imprisonment, or to such Actions where the Titles of Land shall any

ways come in Question.

AND BE IT ENACTED by the Authority aforesaid, that no greater or other Fees shall be allowed, taxed or taken in Actions brought in the Manner by this Act directed, than as in this Act is appointed to be taken, *viz.*

JUSTICES FEES

A Summons, *Six Pence.*
A Warrant, *One Shilling.*
A Judgment, *Nine Pence.*
Administring every Oath or Attestation, *Four Pence.*
A Summons for Evidence, *Six Pence.*
Every Execution, *One Shilling.*
Issuing the *Venire Facias* to Summon a Jury, *One Shilling.*
Swearing or Attesting the Jury, *Eighteen Pence.*

EVIDENCES

Attending on Summons or otherwise, *Two Shillings* per Day, and so in Proportion for a longer or shorter Time.

CONSTABLE

Serving every Warrant or Summons, *Eighteen Pence.*
Every Execution, *Eighteen Pence.*
Summoning every Jury, *Two Shillings and Six Pence.*

JURIES

All Causes tryed, *One Shilling* per Man.

All Causes when summoned, and the Cause not tryed, *Six Pence* per Man.

Drawing a Bond on an Appeal, or any other Bond, to the Person drawing the same, *One Shilling.*

AND BE IT ENACTED by the Authority aforesaid, that this Act, together with all things therein contained, shall continue and be in force for Seven Years after Publication thereof, and from thence to the End of the next Session of General Assembly and no longer.

Passed 16 Dec. 1748.
Bradford (1749) 19-26.

An ACT *for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves.*

WHEREAS an Act of General Assembly of this Colony, entitled, *An Act for the better enabling Creditors to recover their just Debts from Debtors who abscond themselves,* has by many Years Experience been of great Benefit and Use in affording Remedy for the Recovery of just Debts from Persons intending to defraud their Creditors, Therefore We, the House of Representatives, do pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby enacted by the Authority of the same, that the Clerk of the Supream Court, or any other Clerk of any Inferior Court of Common Pleas within this Colony, on Application to any of them made by or on behalf of any Creditor, shall and are hereby required to grant and issue Writs of Attachment, which shall be duly served by the Sheriff or Coroner (as the Case may require) on the Lands and Tenements, Goods, Chattels and Effects, Rights and Credits of such Person or Persons against whom the same shall be awarded, wheresoever or in whosoever Hands, Custody or Possession the same shall or may be found, returnable to the next succeeding Court, wherein the Creditor or Plaintiff may prosecute the same to Judgment and Execution, in such Manner and according to the Directions herein after prescribed. And the Execution of such Writ of Attachment shall be in Manner following, *viz.* The Officer to whom the said Writ shall be directed, shall go to the Lands or House of the Defendant, or to the Person or House of the Person in whose Hands, Custody or Possession the Defendants Goods, Chattels, Rights or Credits are, (who is in Law called the Garnishee) and then and there declare, in the Presence of one or more credible Persons, that by Virtue of the Writ aforesaid to him directed, he then attacheth the same Lands and Tenements, Goods, Chattels, Rights and Credits of such Defendant at the Suit of the Plaintiff in such Writ named, which said Chattels and Effects of the Defendant so attached, shall be immediately inventory'd and apprais'd by one or more Credible Persons, in Conjunction with the said Sheriff or other Officer, who shall also set down the Day and Year of such Attachment made; and the same Lands, Tenements, Goods, Chattels, Effects, Rights and Credits, shall from thenceforth become bound to the Plaintiff; and the Goods, Chattels and Effects aforesaid, shall remain in the said Officers Care, in order to answer and abide the Judgment of the Court, unless the said Garnishee, after such Inventory taken and Appraisement made, shall give Security, with one or more sufficient Freeholders in double the Value, to the said Officer who attach'd the same, by Bond with Condition, that the same, or the full Value thereof, according to such Appraisement, shall be forth coming to answer the Judgment of the Court in such Case to be had: And the better to enable the said Sheriff or other Officer to make Execution of the Attachment aforesaid, it shall and may be lawful for him (on his first making Demand and being refused) to break open any House, Chamber, Shop, Door, Chests or Trunks,

wherein he shall be informed or have sufficient Reason to believe any Money, Goods, Books of Accounts, Papers or Writings whatsoever of the Defendant so absconding, may be hid or secreted.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if the Garnishee shall deny that he hath any Goods, Chattels or Effects in his Possession, Hands or Custody, or shall deny that he is indebted to such Defendant; yet if the Plaintiff doth notwithstanding truly believe that the said Garnishee hath such Goods, Chattels or Effects in his Possession or Custody, or that such Garnishee is really and truly indebted to the Defendant, and is in fear of such Garnishee's absconding before Judgment can be obtained and Execution thereof had against such Garnishee, and shall make Oath (or if a *Quaker* Affirmation) thereof, and file the same in the Clerks Office as aforesaid, in such Case it shall and may be lawful for the Plaintiff to commence his Action by *Capias* against the said Garnishee, whereon the said Garnishee shall be held to good, common and special Bail; and it shall and may be lawful for the Plaintiff to declare against such Garnishee (Defendant) for the Goods, Chattels and Effects as aforesaid, in his (the Garnishee's) Possession in Trover and Conversion, as of such Plaintiff's own proper Goods and Chattels; or in Case such Garnishee shall be indebted to the Defendant, then the Plaintiff shall and may declare for so much Money had and receiv'd by such Garnishee to the Use of the Plaintiff; in which Case or Cases it shall and may be lawful for the Plaintiff, on the tryal of the Cause to give such special Matter in Evidence to the Jury, which Matter so given in Evidence shall be sufficient and conclusive to the said Jury, and they shall thereon find a Verdict for the Plaintiff, and give Damages to the full Value of such Debts so due from such Garnishee to the principal Defendant, with full Costs of Suit, or (as the Case may require) shall assess Damage to the full Value of the Money, Goods or Chattels of the principal Defendant, prov'd to have been in the Hands or Possession of such Garnishee, with Costs of Suit; on which Verdict or Verdicts, Judgment shall be given by the Court with full Costs of Suit, and Execution thereof had as in other Cases.

PROVIDED ALWAYS, that such Action against the Garnishee shall be continued by the Court, wherein the same shall be depending, untryed, until such time as the principal Action against the Defendant shall first be determined and Judgment therein had; in which Case (if it may so happen) that nothing shall have been found due from the Defendant to the Plaintiff, in such principal Action, the Garnishee shall recover his Costs of Suit against the Plaintiff, notwithstanding such Garnishee be indebted to the Defendant, or had his Goods or Chattels in his Possession; and further, if the Jury shall find a Verdict for the Garnishee, on the Tryal of the Cause as aforesaid, or if the said Plaintiff shall be nonsuit or discontinue his Action against the said Garnishee, he shall have full Costs awarded to him by the said Court against the Plaintiff.

PROVIDED ALSO, that before any Clerk shall Seal any Writ of Attachment as aforesaid, the Person or Persons applying for the same, shall make Oath or (if a *Quaker*) Affirmation, which shall be filed in the said Clerks Office, that he verily believes the Defendant absconds himself from his Creditors, that he is not (to the Plaintiff's Knowledge or Belief) Resident in this Colony at the

Time of such Application, and that he doth owe to the Plaintiff more than what is cognizable before a Justice of Peace.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any such Writ of Attachment, or Writ of *Capias,* against any Garnishee, shall be Sealed otherwise and contrary to the true Intent and Meaning of this Act, the Officer so Sealing, and the Person so applying for the same, shall severally Forfeit the Sum of *five Pounds* for every such Offence, to him or her who shall thereby be injured, to be recover'd by Action of Debt, with full Costs of Suit, in any Court where such Sums are cognizable.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Sheriff or other Officer having executed an Attachment, shall in the return of the same, as particularly as may be, set down and insert all and singular the Lands, Tenements, Goods, Chattels, Effects, Rights and Credits of the Defendant which he hath thereon attached, and in whose Possession the same are: And the Court, before which the same is so return'd, is hereby impowered and required to nominate and appoint three honest and discreet Men to audit and adjust the Demand of the Plaintiff, and of so many of the Defendants Creditors as have appeared and applyed themselves to the Court for that Purpose, or to the Auditors before they shall have made their Report; which said Auditors, or any two of them, shall adjust and settle the Sum due to the Plaintiff and to each Creditor aforesaid, and make their Report thereof in Writing under their Hands, to the first or second Term thereafter, as the necessity of the Case may require; which said Report made and filed, shall the third Term (inclusive of the Term to which the Attachment as aforesaid was returned) become absolute, and the Judgment of the Court (the said Defendant having been thrice called in each of the said three Terms and made Default) but if the Defendant shall appear in Court in any of the said three Terms, accept of a Declaration at the Suit of every or any one of the said Creditors, and enter into good special Bail, the said Attachment, Report and all the Proceedings thereon had (as to such Suit or Suits wherein special Bail as aforesaid shall be given) shall be set aside, and the Costs of the Plaintiff accrued thereby attend the Event of the Cause.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that where Judgment as aforesaid, shall be had against the Defendant by default, on the Report of the Auditors to the Court as aforesaid, a *Scire Facias* shall in all Cases (except only as is herein before particularly excepted) Issue against such Garnishee to appear at the next Court thereafter, and show Cause (if any he hath) wherefore the Plaintiff should not have Execution of the Money so as aforesaid due by him to the Defendant, and in his Hands, or of the Value of the Goods and Chattels of the Defendant, which are or were at the time of the Service of the Attachment in his (the Garnishee's) Possession, Custody or Power; to which *Scire Facias* if the Garnishee shall appear, and on Oath or otherwise, to the Satisfaction of the Plaintiff, confess the Sum of the Debt due from him to such Defendant, or the true and real Value of the Goods, Chattels and Effects of the Defendant, which were as aforesaid in his Possession or Custody, and tender the same to the Plaintiff and the Plaintiff shall accept thereof, that the Garnishee shall, by Judgment of the Court, in that Case, be acquit of such Debt due

from him to the said Defendant, and of the Money, Goods or Chattels aforesaid, without Costs. But if the Garnishee shall not appear, confess and tender as aforesaid, on the *Scire Facias* returned *Scire Feci,* &c. or on the second *Nihil,* &c. Judgment shall be given by the Court against such Garnishee by Default, and a Writ of Inquiry shall issue to the Sheriff, or other Officer, directed to enquire and certify to the said Court, on the Oaths of Twelve honest and lawful Men of his Bailwick, the Sum due from such Garnishee, or the Value of the Goods and Chattels, as aforesaid, in his Custody or Possession; on return whereof Judgment shall be given by the Court against the Garnishee for the Sum so found and certified, with full Costs of Suit: But if the Garnishee shall appear to such *Scire Facias,* and plead, that he had no Goods or Chattels of the Defendant in his Hands at the Time of the Service of such Attachment, nor at any time since, or that he was nothing Indebted to the Defendant, and the Plaintiff, on tryal, shall prove the contrary, the Jury in such Case being satisfied that the Proof is full, shall find for the Plaintiff, and give Damage equal to the Value of such Debt, Goods or Chattels, with Costs of Suit, and Judgment shall be given accordingly, and Execution awarded against the Person, Lands, Tenements or Goods and Chattels of the Garnishee; but in Case the Jury shall find for the Garnishee, or in Case the Plaintiff shall discontinue his Suit, the said Garnishee shall have his full Costs awarded to him by the Court against the Plaintiff, and have Execution thereof as aforesaid.

AND for the better Discovery of such fraudulent Practices as may happen by Debtors absconding themselves as aforesaid, IT IS HEREBY FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Auditors, or any two of them, to issue their Warrant under their Hands and Seals, to the Sheriff or Constables of any County in this Province, to convene before them any Person or Persons whom they shall think fit, and them, or any of them, to examine on Interrogatories, or otherwise on Oath or Affirmation (which they, or any of the said Auditors, are hereby impowered to administer) touching the Lands, Tenements, Goods, Chattels, Effects, Rights and Credits of the said Defendant, and of and concerning such other Things as may tend to disclose their Estates, or their secret Grants or fraudulent Conveyance of the same; and that then the said Auditors, or any two of them, (as they shall find it Expedient) shall and may by Warrant under their Hands and Seals directed as aforesaid, cause to be broken open any Houses, Chambers, Shops, Doors, Trunks or Chests wherein they shall have Reason to believe the Goods, Chattels, Effects, Books of Accounts, or other Writings of the Defendant may be hidden or secreted, and to seize the same, and take an Inventory of them, and to make Report and Delivery of them to the next succeeding Court after the making of such their Report; which Court is hereby directed and impowered to order such Goods, Chattels and Effects, Books of Accounts or Papers into the Custody and Keeping of the Sheriff, Coroner or Clerk of the Court, (as the Case may require) for the Use of the Creditors as aforesaid. And in Case any Person or Persons shall refuse to pay his Obedience to any such Warrant as aforesaid, or shall refuse to be examined by and before any of the said Auditors, touching and concerning any Thing herein directed, he, she or they are hereby declared

guilty of a Contempt of the Authority of the Court which appointed the said Auditors, and shall by the said Court be dealt with accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Cases wherein Judgment shall be had against the principal Defendant by default, on the Report of the Auditors by this Act to be appointed to audit and adjust the Demand of the Plaintiff, and of so many of the Defendant's Creditors as have appeared in Court, or before the said Auditors for that Purpose, it shall and may be lawful to and for the said Auditors, or any two of them, by Virtue of an Order and Rule of Court to that Purpose had and made, to make Sale and Assurance of all the Lands, Tenements, Goods, Chattels and Effects belonging to such Defendant, which were as aforesaid attached or seized, or otherwise, to order the same or such Part thereof, as shall be necessary for the Satisfaction of such Creditors as aforesaid: But in case the whole of such Lands, Tenements, Goods, Chattels and Effects shall not be sufficient to satisfy all such Creditors as aforesaid of their full and just Demands, then said Auditors, or any two of them, shall give Notice in Writing, at least ten Days, to every of the said Creditors, to appear before them at such Place as shall be therein appointed, to lay before them an Office-Copy of their (the said Auditors) former Report; and the said Auditors, according to the several Sums due to each of the said Creditors, shall apportion the whole of the Money arising by such Sale as aforesaid, and assign the Rights and Credits of the Defendant aforesaid, to the said Creditors in Proportion as aforesaid, which said Assignment shall vest the Property, Right and Interest thereof in the Person to whom the same shall be made, so that such Assignee may sue for, and recover the same in his, her, or their own Name or Names, and to his, her, or their own Use. Of all and every of which Proceedings of them the said Auditors, they shall and are hereby directed and ordered, to make their Report to the next Court thereafter, there to be filed and remain: And the said Appointment and Assignment shall be (if thereafter received by such Assignee) in Satisfaction only of so much of the Debt due to the Plaintiff or other Creditor as aforesaid.

AND as a Reward for the Trouble and Expence which may attend the said Auditors, in doing the Services appointed by this Act, it shall and may be lawful for the Court which shall appoint the said Auditors, to allow them reasonably out of the Defendant's Effects attached or seized as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That all and every Grant, Bargain, Sale, Assignment, Assurance and Conveyance made and done by the Auditors aforesaid, concerning the Premises pursuant to this Act, shall be good and effectual in the Law against the said Defendants, their Heirs, Executors, Administrators and Assigns, and that after such Attachment made of any Lands, Tenements, Goods, Chattels, Effects, Rights, or Credits of such Defendant, neither he nor any other shall have Power to make any Alienation of the same Lands or Tenements, Goods or Chattels, or to release or recover any Debts due to him, save only the Person or Persons, to whom the same shall be assigned in Manner aforesaid, by the said Auditors until such Attachment shall be discharged by the Court, or the Defendant's Debts aforesaid otherwise be fully satisfied; any Law, Usage, or Custom to the contrary

notwithstanding.

PROVIDED ALWAYS, that this Act, or any Thing herein contained, shall not be deemed, taken, or construed to extend to the Seizing or Attaching of any Lands, Tenements, or Hereditaments of any Person or Persons, who at the Time of issuing such Writ of Attachment and ever before, may have been resident in Parts beyond the Seas and not in this or any of the neighbouring Colonies. And that no Sale shall be made of any Lands, Tenements or Hereditaments in less than Eighteen Months from the Time of the Seizure, of which publick Notice shall be given at least Thirty Days, nor of any Goods or Chattels until such Time as judgment be obtained against the Defendant as aforesaid, unless the same be perishable, in which Case it shall be lawful for the Court (according to Discretion) to order the Sale of such Things perishable sooner.

PROVIDED ALSO, That if by reason of the Defendant's Absence, or being unheard, the Auditors aforesaid shall happen to report a Sum to be due from such Defendant, when in truth and reality not so much or nothing was due, in such Case it shall and may be lawful for the Defendant aforesaid to sue for, and recover from such Person or Persons, all and every such Sum and Sums of Money by him received by reason of such Report, and which on Tryal shall appear not to have been due, and such further Damages as he may have sustained thereby with full Cost of Suit; any thing in this, or any other Act, or any Law, Custom or Usage to the contrary notwithstanding. And that in every Case wherein the Creditor or Plaintiff shall not be resident in this Colony at the Time of sueing out the Attachment, or at the Time of the Auditor's making Distribution as aforesaid, such Creditor or Plaintiff shall find good Security by a Bond to be taken by and filed with the Clerk, with one or more sufficient Freeholders of this Colony, to such Defendant in double the Sum of such Attachment, that he will at any Term (after Ten Day's Notice thereof either to him or either of his Sureties given) within Two Years thereafter appear by good special Bail, at the Suit of the Person so attached, in such Action as is before directed, a Certificate of which Security being so taken and filed, he the said Person as aforesaid, making Attachment shall produce under the Hand of the Clerk, to the Auditors aforesaid, or in Default thereof shall not have or be entitled to any Apportionment or Assignment of any Part of the Parties Estate real or personal, any thing herein contained to the contrary thereof in any wise notwithstanding.

PROVIDED ALSO, that if any Persons who now are, or may be, Inhabitants within this Colony, being about to depart the same, shall publish his, her or their Intention of Departure in Writing, and affix the same on the Door of the County Court House, in open and publick View, in which County he, she or they may Inhabit, at least Thirty Days before such Departure, and shall prove by the Oath or Affirmation of one or more credible Witness taken in Writing and filed in the Clerks Office, that such an Advertisement was fixed up as aforesaid, that he or they saw it there every of the said Thirty Days, and doth or do believe it continued up in open and publick View during the whole space of the said Thirty Days; and that the said Person so about to Depart this Colony, went publicly abroad, and did not secret him, her or themselves from his,

her or their Creditor or Creditors, nor from any Officer or Officers; that then and in such Case the Lands, Tenements, Goods, Chattels, Rights or Credits of any such Person or Persons, shall not be subject to any Attachment, PROVIDED, his, her or their Departure, as aforesaid, shall be within six Months after such Notice given, unless for a Debt contracted after the setting up such publick Advertisement, as aforesaid, or after his, her or their Departure out of this Colony; and the Affidavit so made and filed shall be a sufficient Justification to the Clerk for his refusing to seal any Attachment against the Lands, Tenements, Goods, Chattels, Rights or Credits of the Person, (excepting as before excepted) any Thing herein contained to the Contrary thereof in any wise notwithstanding.

AND for the Recovery of Debts cognizable before a Justice of the Peace, BE IT ENACTED by the Authority aforesaid, that any Justice of the Peace within this Colony, on Application and Affidavit made before him to the Purpose aforesaid, shall and is hereby required to issue an Attachment under his Hand and Seal, to any Constable directed, who shall execute the same in Manner aforesaid, on the Effects, Rights or Credits of the Defendant; and if the Creditor shall make sufficient Proof of the Debt due to him, and of the Effects, Rights, or Credits in the Hands of the Garnishee, the said Justice of the Peace shall give Judgment therein for the Plaintiff, and award and issue his Execution thereof to the Constable, either against the Effects of the Defendant, or against the Garnishee, as in other Cases cognizable before a Justice of the Peace, (who shall have *two Shillings* for serving the Attachment, and *three Shillings* for serving the Execution, and no more) but the Effects of the Defendant thereon taken, shall not be Sold in less than three Months (unless the same shall be perishable) to the End the Debtor or his Friend may redeem them; and in the mean time the same shall be inventoried and safely kept, in such Manner as the said Justice in his Discretion shall think fit; and if the Plaintiff shall not make sufficient Proof against the said Garnishee, he shall pay him his Costs, and (if need be) the said Justice shall issue his Execution against him for the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all and every Attachment now depending, or which were depending and undetermined in any Court of this Colony, shall and may be proceeded on by Virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that this Act shall be and continue in Force for the Space and Term of Seven Years from and after the Publication hereof, and from thence to the End of the next Session of the General Assembly of this Province thereafter, and no longer.

Passed 16 Dec. 1748.
Bradford (1749) 27-36.

An ACT *for the Support of the Government of His Majesty's Colony of* New-Jersey *for One Year, to commence the* tenth *Day of* August, One Thousand Seven Hundred and Forty Eight, *and to end the* tenth *Day of* August, One Thousand Seven Hundred and Forty Nine, *and to discharge the Publick Debts, and the Arrearages and contingent Charges thereof.*

WHEREAS the Act for supporting the Government of this His Majesty's Colony, has been for some time expired, and whereas the Interest Money arising from the different Loans of this Colony, was designed by two different Acts, to be thereafter disposed of and for the Support of Government of this Colony, in such sort, manner and form as the Governor, Council and General Assembly should direct, We, the House of Representatives of this Colony, being willing and desirous to give all possible Demonstration of our Duty, Loyalty and Gratitude, by applying so much of the said Interest Money and other Money which may come into the Treasury, in such Manner as is herein after directed, for the Support of this His Majesty's Government for the aforesaid One Year, do pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly of this Colony of *New-Jersey,* and it is hereby enacted and declared by and with the Authority of same, that for paying the Salaries of the Governor or Commander in Chief for the time being, and other Officers appointed in the Administration of the Government of this Colony for One Year, to commence from the *tenth* Day of *August, One Thousand Seven Hundred and Forty Eight,* and to end the *tenth* Day of *August, One Thousand Seven Hundred and Forty Nine,* there shall be and there is hereby cheerfully and unanimously given unto His present Majesty, His Heirs and Successors, the Sum of *Thirteen Hundred and Seventy five Pounds,* Money according to the Proclamation of the late Queen *ANNE,* to be paid out of the Interest Money that at any time heretofore hath, now doth, or at any Time hereafter may arise by the Loan of the Bills of Credit which now are, or hereafter may be, current in this Colony, and out of such other Money as is now or may be paid into the Treasury for the Support of the Government by any Laws of this Colony, *that is to say,*

To His Excellency JONATHAN BELCHER, Esq; Governor and Commander in Chief of this Colony, or to the Commander in Chief for the time being, the Sum of *One Thousand Pounds,* Money aforesaid.

To the Chief Justice of this Colony for the time being, the Sum of *One Hundred Pounds,* Money aforesaid, for his Salary as *Chief Justice,* and for attending the Supream Courts at *Perth-Amboy* and *Burlington.*

To the Third Judge of the Supream Court of this Colony, for the time being, the Sum of *Twenty five Pounds,* Money aforesaid.

To the Attorney General of this Colony, for the time being, the Sum of *Thirty Pounds,* Money aforesaid.

To each of the Treasurers of this Colony, for the time being, the Sum of *Forty Pounds,* Money aforesaid.

To the Clerk of the Council of this Colony, for the time being, the Sum of *Thirty Pounds,* Money aforesaid.

To *Richard Smith,* jun. Esq; for the Use of *Richard Partridge,* Esq; Agent of this Colony, at the Court of *Great-Britain,* or to the Agent for the time being, appointed by the House of Repesentatives, the Sum of *Eighty Pounds,* Money aforesaid.

To the Clerk of the Circuits of this Colony, for the time being, the Sum of *Twenty Pounds,* Money aforesaid.

To the Door-keeper of the Council of this Colony, for the time being, the Sum of *Ten Pounds,* Money aforesaid.

All which said several Payments of the said several Sums above-mentioned, shall be made and paid to the said several Officers before-mentioned, for their respective Salaries for the said Term of One Year, by the Treasurers of this Colony, or either of them, on Warrants to be produced to them, or either of them, signed by the Governor, or Commander in Chief, for the time being, in Council; and the Warrants so signed, with Indorsments thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, and either of their Heirs, Executors and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in Case His Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall by Death or otherwise, cease to be Governor or Commander in Chief of the same, or that any other of the respective Officers herein before-mentioned, shall happen to die, or otherwise be removed from their said respective Offices at any Time after the Passing of this Act, and before the *tenth* Day of *August,* which shall be in the Year of our Lord *One Thousand Seven Hundred and Forty-Nine;* That then and in such Case it shall and may be lawful for the Treasurers of this Colony for the Time being, and they, or either of them, are hereby authorized and commanded to pay to His Excellency JONATHAN BELCHER, Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders out of the said Sums of Money, received or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid, or the said respective Officers dying or being otherwise removed from their Offices aforesaid, shall remain in arrear and unpaid to them for his and their respective Salaries.

AND WHEREAS it is necessary that the Governor or Commander in Chief of this Colony for the Time being should be provided with a House to live in, until one shall be built for that Purpose, BE IT ENACTED by the Authority aforesaid, That there shall be paid out of the Money aforesaid, to His said Excellency JONATHAN BELCHER, Esq; or to the Governor or Commander in Chief for the Time being, the Sum of *Sixty Pounds,* for House-Rent, for the

said one Year.

AND WHEREAS it is fitting and necessary that the publick Debts and contingent Charges of the Government should from Time to Time, be honourably and punctually discharged; Therefore for defraying the same, We the House of Representatives do further pray that it may be enacted, AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers or either of them shall pay out of the Money aforesaid,

TO the *Chief Justice,* or to any one of the Justices of the Supream Court of this Colony, *Ten Pounds,* for each Time in the aforesaid One Year, that he or either of them shall hold the Court of *Nisi Prius,* and of *Oyer and Terminer* and *General Goal Delivery,* when it shall be necessary that they be held at the same Time, in the respective Counties of this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts, provided there be a real Occasion for holding the same. PROVIDED ALSO, That not any Thing shall be paid to either of the Justices aforesaid for holding any of the abovesaid Courts at the same Time that the Supream Courts are held at *Perth-Amboy* and *Burlington.* PROVIDED ALWAYS, That no more than two of the said Courts of *Oyer and Terminer* and *General Goal Delivery* be held in any one County during the said One Year, that shall be paid for by Virtue of this Act, one of them to be held, if there shall be Occasion, at the yearly Time of holding the Courts of *Nisi Prius* and one other of the said Courts of *Oyer and Terminer* and *General Goal Delivery,* if Application shall be made in Writing, signed by the major Part of the Freeholders, chosen by the said County, in Conjunction with any three Justices of the Peace (*Quorum unus*) of said County to any one of the Justices of the Supream Court. PROVIDED ALSO, That the Causes of the County of *Cape-May* be tried at *Salem.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers, or either of them shall pay the Sum of *Six Shillings per Diem,* unto each of the Council for each Day that they have respectively attended, or shall attend at this or any other Sitting of General Assembly, during the said One Year, upon Warrants by them to be produced, signed by the Governor or Commander in Chief in Council, expressing the Number of Days each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay unto the several Persons hereafter-named, the several Sums following, *viz.*

TO the second Judge of the Supream Court, when one shall be appointed, at the Rate of *Twenty-five Pounds* for One Year, Money aforesaid, for such Time as he shall be in that Office, during said Year.

TO the Clerk of the House of Representatives, for his Attendance, the Sum of *Eight Shillings, per Diem,* for the Time he hath attended or shall attend, at this or any other Sittings of General Assembly during the said One Year. ALSO the Sum of *Twelve Pounds,* for Entering the Minutes and Votes of this and said former Sittings, fair in the Book, Copying the Laws and Minutes for the Printer, Pen, Ink and Paper.

TO *William Bradford,* of *Philadelphia,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives, and Laws

passed at this or any other Sitting during the Continuance of this Act, and for printing such Laws lately passed, as have not yet been printed, such Sums as *Richard Smith,* jun. *Joseph Cooper,* and *Daniel Smith,* Esqrs. or any two of them, shall agree to be paid for the said Services.

TO *Andrew Robinson,* or to the Sergeant at Arms for the Time being, who attended or shall attend the House of Representatives this or any other Sitting, during the said Term of One Year, the Sum of *Three Shillings, per Diem.*

TO the Sergeant at Arms for the Time being, who attended or shall attend the Council in Manner aforesaid, the Sum of *Three Shillings, per Diem.*

TO *John Titus,* or to the Door-keeper of the House of Representatives for the Time being, who hath attended or shall attend on the House in Manner aforesaid, the Sum of *Three Shillings per Diem.*

TO *Andrew Johnston,* Esq; the Sum of *Twenty Shillings per Week,* to pay for House-room, Firewood and Candle, for the Use of the House of Representatives. And also the Sum of *Fifteen Shillings per Week,* to pay for the Use of a Room, Firewood and Candle for the Council, during this or any other Sitting, within the said One Year.

TO *Thomas Rogers,* the Sum of *Seventeen Shillings,* for Firewood, for the Use of the House at a former Sitting.

ALL which said several Sums abovementioned shall be and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor or Commander in Chief, for the Time being, in Council; and the said several Warrants, when produced by the said respective Treasurers, and Indorsments thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers or either of them, their Executors, and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay the Sum of *Six Shillings, per Diem,* to the *Speaker* and every of the Members of the House of Representatives for the Time each of them have attended, or shall attend, at this or any other Sitting of General Assembly, during the said Term of One Year, upon a Certificate to be produced to the Treasurers or either of them, by each of the said Members, signed by *Samuel Nevill, Philip Kearney, Pontius Stelle,* and *John Eatton,* Esqrs. or any three of them, expressing the Number of Days such Member shall have attended. And the said several Certificates, when produced by the said respective Treasurers and Indorsments thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers or either of them, their Heirs, Executors and Administrators on Account of the several Payments so made and paid out of the Treasury as aforesaid.

Passed 16 Dec. 1748.
Bradford (1749) 37-42.

An ACT *for the more effectual preventing of Lotteries, playing of Cards and Dice, and other Gaming for lucre of Gain, and to restrain the abuse of Horse Raceing within this Colony for the future.*

WHEREAS Lotteries, playing of Cards and Dice, and other Gaming for lucre of gain, are become of late frequent and common within this Colony, whereby many Persons have unjustly gained to themselves great Sums of Money from unwary Persons, as well as Children and Servants, tending to the manifest Corruption of Youth, and the ruin and impoverishment of many poor Families. And whereas such pernicious Practices and desire of unlawful Gain, may not only give frequent Opportunities to evil minded Persons to cheat and defraud divers of the honest Inhabitants of this Colony, but may in Time (if not prevented) ruin the Credit thereof, and be a hindrance to Trade and Industry, and a great Temptation to Vice, Idleness and Immorality, and consequently against the common Good, Welfare and Peace of His Majesty's Government. Wherefore We, the House of Representatives, being very desirous to remedy such growing Evils, and to prevent such mischievous and unlawful Practices for the future, do pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, that no Person or Persons whatsoever, from and after the Publication hereof, shall publickly or privately erect, set up, or make, or cause to be made by way of Advertisement, or otherwise, any Lottery or Lotteries whatsoever within this Colony, that shall or may any ways depend upon or be determined by Lot or Chance of what Nature or Kind soever: And if any Person or Persons shall hereafter erect, set up, make, or cause to be made as aforesaid, any Lottery or Lotteries, for Money, Goods, Wares or Merchandizes, Lands or Tenements, or other Matter or Thing whatsoever, within this Colony, contrary to the true Intent and Meaning of this Act, every such Person or Persons so offending, shall forfeit and pay the Sum of *Five Hundred Pounds,* Proclamation Money of this Colony, for every such Offence. And all and every Person or Persons whatsoever, that shall buy or sell any Ticket or Tickets in such Lottery, or that are, or shall, or may be aiding, assisting or any ways concerned in the management, conducting or carrying on of such Lottery or Lotteries, (by whatsoever Name or Names such Lottery or Lotteries may be called) every such Person or Persons shall forfeit and pay the Sum of *One Hundred Pounds,* Proclamation Money aforesaid, for every such Offence; which several Sums and Forfeitures shall be sued for and recovered by any Person or Persons who shall and will sue for the same, in any Court of Record within this Colony, by Action of Debt, Bill, Plaint or Information, wherein no Essoign, Protection or Wager of Law, or any more than one Imparlance shall be allowed; any Law, Usage, or Custom to the Contrary thereof notwithstanding. Of all which Forfeitures to be recovered as aforesaid, one half shall be paid to the Treasurers of the respective Divisions of this Province, for the time being, where the same shall be sued for, for the Use of His

Majesty, His Heirs and Successors, for and towards the Support of this Government, and the other half to the Person or Persons who shall sue for the same as aforesaid, with double Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all Cock fightings, playing of Cards and Dice, Raffleings and Ballottings, for lucre of gain, and that shall or may depend upon, or be determined by Lot or Chance, shall from henceforth be declared and adjudged publick Nusances; and the same are hereby declared and adjudged publick Nusances, and the Authors, Parties, Contrivers and Abettors thereof and every of them, shall be adjudged common disturbers of the publick Peace, and as such shall and may be prosecuted and proceeded against according to the Laws of that part of *Great-Britain* called *England,* in that Case made and provided: And all Wagers, Betts and Agreements made by any Person or Persons whatsoever thereon, or in any of the said Cases, shall be, and are hereby declared null and void to all Intents and Purposes whatsoever.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that after the Publication of this Act, all Horse Racing, Paceing or Trotting of Horses, for lucre of gain, or for any Sum or Sums of Money, at any Time (excepting such Times as are hereafter expresly provided for and allowed by this Act) shall be and are hereby declared publick Nusances, and shall be prosecuted as publick Nusances in Manner herein before directed.

PROVIDED ALWAYS, and it is the true Intent and Meaning of this Act, that at all Fairs that are or may be held within this Province, and that on the first working Day after the three grand Festivals of *Christmas, Easter* and *Whitsuntide,* it shall and may be lawful for any Person or Persons within this Province to Run, Pace or Trot Horses for any Sum or Sums of Money not exceeding the Sum of *Forty Shillings,* or for any Thing not exceeding the Value of such Sum of *Forty Shillings,* but at no other Time whatsoever: And if any Person or Persons shall, contrary to the true Intent and Meaning of this Act, at such Times as are herein and hereby allowed, presume to Bett, Wage or Stake any Sum or Sums of Money, or any Thing in Value, above the said Sum of *Forty Shillings,* on any Horse Racing, Paceing or Trotting, such Person or Persons so offending, shall forfeit the Sum of *five Pounds* to be recovered by Action of Debt before any one Justice of the Peace, by any Person who shall prosecute the same to effect, with full Costs of Suit, to be applyed one half to his or their own proper Use, and the other half to the Use of the Poor of such City or Township where the Offence is committed, and all such Betts, Wagers and Stakes are hereby declared void.

PROVIDED ALSO, and it is the true Intent and Meaning of this Act, that it shall and may be lawful for any Body Politick or Body Corporate within this Province, on such Days as are herein allowed for that Purpose, and on no other, for the Encouragement of breeding, riding and managing of good Horses, to cause or suffer any piece of Plate, or any Sum of Money they shall think proper, not exceeding the Value or Sum of *Twenty five Pounds,* to be run, paced or trotted or otherwise ridden for, by two or more Horses as they shall think fit; any Thing in this Act contained to the Contrary in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that so much of an Act passed in the fourth Year of the Reign of His present Majesty King GEORGE the Second, entitled, *An Act for the preventing of Lotteries and for regulating of Pedlars,* as concerns Lotteries, Raffleing and Ballotting, be and is hereby Repealed; any Thing therein contained to the Contrary notwithstanding.

Passed 16 Dec. 1748.
Bradford (1749) 42-45.

An ACT *to enable the Inhabitants of the County of* Middlesex *to build a Work-House and House of Correction within the said County, and to make Rules and Orders for the Government of the same.*

WHEREAS divers of the Inhabitants of the County of *Middlesex,* have humbly certified to the General Assembly by their Petition, that the Numbers of poor People have of late Years very much increased within the said County, and that for the better Regulation and Government of the said County, it is highly necessary that a Poor-House should be erected within the same, for the Maintenance and Employment of such Poor Persons as may become chargeable to the several Cities and Townships within the said County, and for the educating and bringing up poor Children in some honest and Industrious way; as also a Work-House and House of Correction for setting to Work and punishing all Vagrants, Vagabonds and Pilferers, and all idle and disorderly Persons, Servants and Slaves, within the Limits of the said County; Therefore for the Encouragement of Honesty and Industry and depressing of Vice and Immorality,

BE IT ENACTED by the Governor, Council, and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, that in some convenient Time after the Publication of this Act, it shall and may be lawful for the Justices of the Peace of the said County, or any three of them, (one being of the *Quorum*) to issue a Warrant under their Hands and Seal, directed to the Constables of the said County, commanding them forthwith to summons all the Justices of the Peace of the said County, as also all the Freeholders of the said County which are chosen by Virtue of an Act of Assembly of this Colony, entitled, *An Act for raising of Money for building and repairing of Goals and Court-Houses within each respective County of this Province,* to meet at the Court-House within the City of *Perth-Amboy,* at a certain Time in the said Warrant prefixed, not less than ten Days from the issuing of the said Warrant.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if the said Justices and Freeholders of the said County so assembled and met together, by Virtue of the Warrant aforesaid, or the major part of the said Justices so met, and the major part of all the Freeholders of the said County so chosen as aforesaid, shall think it expedient and necessary to build a Poor-House and Work-House, or House of Correction, within the said County, that then and in such Case it shall and may be lawful for them to agree and fix upon a certain Sum of Money to be raised within the said County for the building, finishing and maintaining a Poor-House and Work-House, or House of Correction, some where near or adjacent to the Court-House in the said City of *Perth-Amboy*. And the said Sum or Sums of Money so agreed upon by the said Justices and Freeholders, or the major part of the said Justices and the major part of all the said Freeholders of the said County, shall be raised and collected in the same manner and form within the said County, as all publick County Money is by the Laws of this Colony ordered to be raised and collected.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That from and after the Publication of this Act, there shall and may be a Corporation to continue forever, for and within the County of *Middlesex,* which Corporation shall consist of the Justices of the Peace of the said County, for the Time being, and of the Freeholders of the said County, chosen as aforesaid, for the Time being, and they the said Justices and Freeholders shall forever hereafter, in Name and Fact, be one Body Politick and Corporate in Law to all Intents and Purposes, and shall have a perpetual Succession, and shall be called by the Name of *The Overseers and Trustees of the Poor, and Managers of the Work-house of the County of* Middlesex: And the said Corporation shall be enabled to plead, prosecute and sue, and to be sued and impleaded by that Name, in all Courts and Places of Judicature within this Colony, and by that Name shall and may, without Licence in Mortmain, purchase, take or receive any Lands, Tenements or Hereditaments, of the Gift, Alienation or Devise or any Person or Persons having a Right, and not being otherwise disabled, to grant, alien or devise the same. And the said Corporation is hereby, without further Licence, enabled to take, receive, transfer and grant the same, and any Goods and Chattels whatsoever, in, to or for the Use and Benefit of the Corporation aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Corporation or the Majority of them, assembled and met together, shall by the Plurality of Voices of the Trustees then present, have Power to chuse a Treasurer, and all such other Officers and Servants as shall be thought needful to be employed in and about the Premises, and them, or any of them, from Time to Time to Remove or Discharge as they shall see Cause; and upon the Death or Removal of any of them, to chuse and appoint others in their Places, and to make and give such reasonable Allowances to them or any of them, out of the Stock or Revenue belonging to the said Corporation as they shall think fit.

AND for the better regulating, and well-governing of the said Poor-House, and Work-House and House of Correction, and of all Persons concerned therein and Dependant upon the same, BE IT FURTHER ENACTED by the Authority aforesaid, That a General Meeting of the said Overseers and Trustees shall

be held once in *Six Months* at least, at the Court-House in the City of *Perth-Amboy,* which said General Meeting or Assembly, shall consist of at least, Eleven of the said Corporation; at all which Meetings or Assemblies, there shall be one of the Judges of the Inferior Court of Pleas for the said County, for the Time being, and also the major Part of all the Freeholders of the said County, chosen as aforesaid; and at all which said Meetings or Assemblies, all and every the said Overseers and Trustees, Officer and Officers of the said Corporation, for the Time being, are hereby enjoined to appear and be present, and not to depart from the same without the Licence or Leave of the said Overseers or Trustees, or the major Part of them then assembled. And it shall and may be lawful for the said Trustees or the major Part of them, to adjourn any such Meeting or Assembly to such Time and Place within the said City of *Perth-Amboy,* as shall be thought fit by the major Part of the Trustees then present.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Corporation at any Meeting or Assembly, by the Votes of the major Part of them then present, shall have Power and Authority to make and appoint a Common Seal or Seals, for the Use of the said Corporation, and to make and ordain Rules, Orders and Ordinances for and concerning the better Governing the said Corporation, and the Poor of any of the Cities or Townships within the said County, or any Trade that shall be set on Foot by the said Corporation for employing the said Poor, and other the Ends and Purposes by this Act intended; and also to constitute and appoint such and so many Committees, to consist of such Number of the Trustees as shall be thought fit, for the more easy and effectual Execution of the several Trusts and Purposes by this Act reposed and vested, or hereby intended to be reposed and vested in the said Corporation. AND ALSO that it shall and may be lawful for the said Committees to provide such Materials and Things as they shall judge necessary, for the setting to Work the Poor aforesaid, of what Age or Sex soever they be; and shall have hereby Power and Authority (at their Discretion) to compel such idle or poor People, begging or seeking Relief, who do not betake themselves to some lawful Employment, or who do or shall hereafter seek and receive Alms of any of the Cities or Townships within the said County, or who ought to be maintained or provided for by any of the said Cities or Townships, to dwell, inhabit and to work in the said Work-House: And also to set to work all Persons sent to the said House of Correction, to do all such Work as they shall think them able and fit for; and to receive, provide for, and detain and keep in the Service of the said Corporation, and to set to work until the Age of Fourteen Years, any Poor Child or Children belonging to any City or Township within the said County, who are or shall be, or whose Father or Mother, or other Relation or Person, with whom they shall dwell, are or shall then be maintained by any of the said Cities or Townships as aforesaid, or begging Relief, or which by any of the Laws now in Force, or hereafter to be in Force, ought to be maintained or provided for by the said County: And after they shall have attained their said Age of Fourteen Years or sooner, the said Corporation, by Indenture under their Common Seal, shall have Power, and are hereby required and authorized to bind and put forth such Child or Children Apprentices to any honest Person or

Persons within this Colony, who are willing to receive such Child or Children, for any Number of Years not exceeding Seven Years, as they shall think convenient, which Indenture or Indentures shall be binding to such Child or Children: And the Justices of the Peace for such County, City, Town or Place where the Masters or Mistresses of such Apprentices shall live, shall have the like Authority over them, as by any Law now in Force, in that Part of *Great-Britain* called *England,* the Justices of the Peace there have over Apprentices.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Overseers and Trustees assembled as aforesaid, shall from Time to Time have, and are hereby impowered and authorized to appoint a Committee, to consist of five of the said Trustees at least, who (or any three of them, one of the Justices of the Peace of the said County being always one) shall from Time to Time, or any Time till the next Meeting or Assembly, have Power to oversee and take Care of the said Work-House and Persons belonging thereto, and to inflict such Correction and Punishment as to them shall seem reasonable, on any Person or Persons within the said Work-House, or House of Correction, who shall be so set to work and shall not conform to such Rules, Orders and Ordinances made or to be made as aforesaid, or shall misbehave in the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Corporation shall take Care and provide for the Maintenance of all the Poor belonging to any of the Cities and Townships within the said County committed to their Care, of what Age or Sex soever they be, who are or ought to be by Law, relieved and provided for by the said Cities and Townships: And in order thereunto the said Overseers and Trustees, or Committee thereof, appointed for that Purpose, shall have full Power to command and require the Constables of the several Cities and Townships within the said County, so oft as they shall think proper, from Time to Time to examine, search and see what Poor Persons there are come into, inhabiting or residing within the said Cities and Townships, and make Report thereof to the said Overseers or Committee at their next Meeting. And if any of the said Constables shall in any Thing neglect or refuse the Duty required of him by this Act, he or they shall be liable to be fined to the Use of the Poor of the said Corporation, a Sum not exceeding *Ten Shillings* for each Offence, to be recovered as by this Act is directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for the said Overseers and Trustees at their Meeting or Assembly, by the Votes of the major Part of the said Justices present, and of the major Part of all the Freeholders of the said County, chosen as aforesaid, from Time to Time, to set down and ascertain what Sum or Sums of Money shall be needful for the Maintenance and Employment of the Poor of the said Workhouse, or House of Correction, or other Poor within the Care of the said Corporation, and to proportion and allot what each City, Township, Precinct or District within the said County, shall pay for and towards the same, which shall be according to the Number of Poor Persons such City, Township, Precinct or District shall have in the said Poor or Workhouse, or committed to the Care of said Corporation, to the Intent that no other Levy or Assessment may be made for any other Maintenance or Allowance, to or for any such Poor;

which Sum or Sums of Money shall be assessed, levyed and raised in such Manner and Form, as by the Laws of this Colony is or shall be appointed and directed for the Support and Maintenance of the Poor of any other County within this Colony, and when raised and received shall be paid to the Treasurer of the Corporation aforesaid, for the Use aforesaid and for no other.

PROVIDED ALWAYS, that such Poor in any of the said Cities, Townships or Precincts, as shall not be sent to the said Workhouse, or committed to the Care of the said Corporation, shall be maintained in such Manner as is already provided for by Law.

PROVIDED ALSO, that if any Person or Persons shall find him or themselves to be unequally taxed or assessed, he or they may appeal to the next General Quarter Sessions of the Peace, to be held for the said County after such Assessment made and demanded, and the Justices of the Peace at such Sessions, shall and hereby have full Power and Authority to hear the same and to make such Order therein as to them shall seem just and reasonable, which Order shall be final.

PROVIDED ALSO, that no Constable or Constables of the said Cities or Townships, shall be liable to pay towards any Assessment which shall be made for any of the said Rates, during the Time of his or their continuing in that Office.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurer of the said Corporation, for the time being, and all other Officers belonging to the said Work-House, or House of Correction, shall from time to time accompt to the said Corporation for such Sums of Money, Stock and other Things belonging to the said Corporation, Work-House, or House of Correction, as shall come to his or their respective Hands, or be under his or their respective Care, upon every reasonable Warning and Notice thereof to them respectively given, and shall pay or deliver over such Money and other Things as shall be found in their Hands, to any succeeding Treasurer, or other Officer or Officers which may be appointed by the said Corporation as aforesaid, who shall give Receipts for the same. And if any Treasurer, or other Officer, belonging to the said Corporation, shall refuse or neglect to accompt and pay or deliver as aforesaid, such Person shall and may be prosecuted by Order of the said Trustees for the same, in Manner by this Act directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all Penalties and Forfeitures shall be levied in the usual Manner, by distress and sale of the Offenders Goods and Chattels, by Warrants under the Hands and Seals of any of the Justices of the Peace of the said County, for the time being; and being so levied shall be paid to the Treasurer aforesaid, to be applyed to and for such Uses and Purposes as the said Poor Rates are hereby directed to be applyed, restoring the Overplus, if any be, the Charges deducted.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Justices of the Peace of the said County, or any of them, and for the Justices of the Peace of any of the Cities within the said County, or any of them, and they are heeby required to apprehend, or cause to be apprehended, by any of the Constables or other Officers of the said Cities or

County, all Rogues, Vagrants, Vagabonds and sturdy Beggars, and other idle and disorderly Persons, which shall be found wandering or misbehaving themselves within the said Cities or County, and cause them to be set to Work to hard Labour for any time, not exceeding the space of one Month from the Time of such Apprehension: And in Case it shall appear upon Examination, that any such Person or Persons hath obtained any legal Settlement elsewhere within this Colony, or within the Provinces of *New-York* or *Pennsylvania,* then every such Person or Persons shall be sent to the Place or Places of his, her or their last legal Settlement by such Order, and in such Manner, as by the Laws of this Colony other Persons likely to become chargeable are or ought to be sent.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all Persons able in Body, and not having wherewithal otherwise to maintain themselves, or use loitering, and refuse to work for the usual and common Wages, all Servants who shall run away from their Masters or Mistresses, all idle Persons wandering abroad and begging, and all Persons using any subtle Craft to trick honest People, or practicing any unlawful Games or Plays, shall by this Act be liable to the Pains and Penalties hereby prescribed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons so apprehended as aforesaid, shall refuse to be examined upon his, her or their Oaths before such Justice or Justices of the Peace, touching the Place or Places of his, her or their Birth or Settlement, or being so examined, shall knowingly give any false or unsatisfactory Account thereof, such Person or Persons so refusing or being detected of such falsity as aforesaid, before any Justice or Justices of the Peace in a summary way, shall be deemed Rogues and Vagabonds, and shall be punished in such manner as Rogues and Vagabonds are directed by this Act to be punished; of which Punishment the Justice or Justices of the Peace who shall take such Examination, shall apprise and inform the Person so examined before the Examination taken as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Justices, or any of them, to commit to the said Work-House, to hard Labour, all or any white Servant or Servants, Slave or Slaves, which may or shall be brought before him or them, by their Masters or Mistresses, or others, Inhabitants of the said County, for any Misdemeanor, or rude or disorderly behaviour committed within the said Cities or County, and to order such rude and disorderly Servant or Slave to receive the Correction of the House, as shall be thought reasonable by the said Justice, not exceeding Thirty Lashes for any one Offence.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for any two of the Justices of the Peace of the said Cities or County, to commit to the said House of Correction to hard Labour, any Person or Persons who shall be convicted before them of pilfering or stealing within the said Cities or County, under the Value of *Twenty Shillings,* (Provided such Crime or Crimes be not above the Degree of *Petit Larceny*) and to order such Person or Persons to have the Correction of the House, in such Manner as the Nature of the Offence may require, Provided the said Punishment shall not exceed Thirty nine Lashes for any one Offence.

PROVIDED ALWAYS, that if the Person or Persons accused, shall make it his, her or their request to be tryed by the Course of the common Law, he, she or they shall be remanded by the said Magistrates to Goal, there to be kept for that Purpose.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case any Person or Persons so committed by any of the said Justices of the Peace, to the House of Correction as aforesaid, shall, before the Time be expired for which he, she or they shall be so committed, voluntarily break out and make his, her or their escape from the said House of Correction, he, she or they shall, for every such Offence, be whipped at the Discretion of any two Justices of the said County, not exceeding Thirty nine Lashes for any one Offence, and shall be again committed by the said Justices to the House of Correction to hard Labour, for any Time not exceeding six Months.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Corporation hereby constituted, (or a Committee by them appointed) shall have and hereby hath full Power and Authority (at their own Will and Pleasure, and for such time or times as they shall think proper) to agree for, receive, employ and set to work, any Rogues, Vagabonds, idle and disorderly Persons, Servants and Slaves, of any City, Borough, Township, Precinct or Liberty within any County of the *Eastern* Division of *New-Jersey*, and such Persons, after they shall be so received, are hereby in all respects made subject to, and shall be ordered and governed by the said Corporation, in such sort and manner as any other such Persons there.

PROVIDED ALWAYS, that every such City, Borough, Township, Precinct or Liberty within the several Counties as aforesaid, so making Use of the said Work-House, or House of Correction, as aforesaid, shall first pay, or secure to be paid, to the Treasurer of the said Corporation, such Sum or Sums of Money as shall be so agreed for.

PROVIDED ALSO, that the receiving, working or continuance of any Person or Persons not belonging to the said County of *Middlesex*, in the said Work-House, or House of Correction, shall not be deemed or construed to be any Settlement within the said County for such Person or Persons, but he, she or they, when discharged from the said Work-House, or House of Correction, shall return or be sent to the same City, Borough, Township, Precinct or Liberty where they were before settled, or from whence they were sent to the said Work-House, or House of Correction: Any Law, Usage or Custom to the contrary hereof in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that until such time as a Work-House, or House of Correction, shall be built and prepared within the said City of *Perth-Amboy*, it shall and may be lawful for the said Corporation to hire or purchase and make use of any other House within the said City, (which they, or the Majority of them as aforesaid, shall think fit and convenient for a Poor-House, Work-House, and House of Correction) in manner and form as is by this Act prescribed.

Passed 16 Dec. 1748.
Bradford (1749) 45-55.

An ACT *for Naturalizing* Hendrick Goeglets.

WHEREAS it is manifestly for the Advantage of this Colony, that all Protestants, tho' of different Nations, should be encouraged to transport themselves and Families into the same, and that it will be a great Inducement to them so to do, if they find they can be readily invested with the Rights, Priviledges and Immunities common to His Majesty's natural Free born Subjects within the same. And Whereas *Hendrick Goeglets* by his humble Petition, sets forth, that he was born in *Switzerland,* a Power in Amity with the KING of *Great-Britain,* and educated in the *Protestant* Religion, which he now owns and professes, and is desirous of being naturalized, in order to empower him to make Purchase of Lands, and to hold the same; and hath taken the usual Oaths to the Government, and made and subscribed the Declaration in such Manner as is prescribed by an Act of the Governor, Council and General Assembly of this Colony for that Purpose, made in the Eighth Year of the Reign of His late Majesty KING GEORGE the First, and thereby prays the Assistance of the Legislature, and Leave to bring in a Bill of Naturalization: All which Facts recited and contained therein appear to be true.

FOR the Encouragement therefore of all *Protestants* under the like Circumstances, to transport themselves and Families into this Colony, BE IT ENACTED by the Governor, Council and General Assembly of this Colony, according to the Prayer of the said Petition, and it is hereby enacted by the Authority of the same, that the said *Hendrick Goeglets* is and shall be from henceforth, deemed, taken, and esteemed to be His Majesty's natural free-born Subject of this Colony of *New-Jersey,* to all Intents, Constructions and Purposes whatsoever, and he and his Heirs shall and may take, receive, enjoy and hold, any Lands, Tenements or other Hereditaments, either by Purchase, Descent or otherwise howsoever, in as full a Manner as if he himself had been His Majesty's free and natural born Subject, and be entitled to all the Rights and Priviledges within this Colony which any of His Majesty's natural born Subjects can or ought to have or enjoy.

PROVIDED ALWAYS, and it is hereby Enacted and Declared, that nothing in this Act contained, shall be construed or taken, to enable the said *Hendrick Goeglets* to hold or enjoy any Post, or Office of Trust, or Profit within this Colony, any thing herein contained to the contrary notwithstanding.

Passed 16 Dec. 1748.
Bradford (1749) 55-56.

Seventeenth Assembly, First Session
First Sitting
20 Feb. 1748/49-28 Mar. 1749
Burlington

All acts passed 28 Mar. 1749.

An ACT *to ascertain the Line and Bounds, between the Counties of* Somerset and Morris.

WHEREAS by an Act passed in the *fifteenth* Year of his present Majesty's Reign, entitled (*An Act to annex part of the County of* Essex *to the County of* Somerset, *and to ascertain the Bounds thereof,*) it appears that the Division Line between the Counties of *Somerset* and *Morris,* was to be from the *Falls of Allamatunk* to *Passaick River.* But not mentioning what Course, nor where to fix upon said River, it remains uncertain, and very prejudicial to the Inhabitants, and a great Obstruction to the Officers of the said Counties in the Discharge of their Duties.

For remedy thereof BE IT ENACTED, by the Governor, Council and General Assembly, and it is hereby Enacted, by the Authority of the same, that from and after the Publication hereof, the Division Line between the Counties of *Somerset* and *Morris,* shall be as follows, *viz.* Beginning at a fall of Water, commonly called *Allamatunk Falls,* and also mentioned in the before recited Act, and from thence on a straight Line in a course East and by North, as the Compass now points, to the main Branch of *Passaick River,* and so down the said River, as the before recited Act directs; any thing herein or in any other Act to the contrary thereof Notwithstanding.

Bradford (1749) 3.

An ACT *to further continue an Act entitled, An* ACT *for better settling and regulating the Militia of this Colony of* New-Jersey; *for the repelling Invasions and suppressing Insurrections and Rebellions.*

WHEREAS an ACT of the General Assembly of this Colony passed in the *Twenty-first* Year of his present Majesty's Reign, entitled (*An Act to continue An Act for better settling and regulating the Militia of this Colony of* New-Jersey; *for the repelling Invasions, and suppressing Insurrections and Rebellions,*) is near expiring by its own Limitation, therefore,

BE IT ENACTED, by the Governor, Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, that an Act of the General Assembly of this Colony passed in the *nineteenth* Year of his present Majesty's Reign, entitled, *An Act for better settling and regulating the Militia of this Colony of* New-Jersey, *for the repelling Invasions, and suppressing Insurrections and Rebellions,* shall be and is hereby further continued, and every Clause, Article and Thing therein contained, shall continue, be and remain in full Force from and after the Publication hereof, for the Space and Term of One Year, and from thence to the End of the next Session of General Assembly, and no longer; any thing to the contrary thereof in either of the above recited Acts in any wise Notwithstanding.

Bradford (1749) 4.

An ACT *for the better repairing and amending the publick Highways, Roads, Streets, Wharf, and Bridges within the Town of* Burlington.

WHEREAS the Inhabitants of the Town of *Burlington,* by their Petition, have set forth, that the Laws and Ordinances heretofore made for the repairing and amending the publick Highways, Roads, Streets, Wharf and Bridges within the Town of *Burlington,* have not sufficiently answer'd the End intended thereby, and praying such Relief therein as may be agreeable to the Wisdom of the Legislative Authority. We the House of Representatives, do therefore pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same, That the Freeholders and Inhabitants of the Town of *Burlington,* residing within the Boundaries herein after-mentioned, shall assemble and meet together on the second *Tuesday* in *March,* yearly and every Year, at the Court-House in the said Town, and then and there by Plurality of Voices, elect and chuse two Freeholders, one Assessor, one Collector, and two Overseers of the Highways.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That as often as any Repairs of the publick Streets, Highways, Bridges, or Town-Wharf, within the said Town, shall be thought necessary by the said Overseers, they shall forthwith make Application to two Justices of the Peace for the County of *Burlington,* residing within the said Town: Which said Justices are hereby

directed and commanded to issue their Precept to summon the other Justices of the said County, residing within the said Town, together with the said Freeholders and Overseers, to meet at the Court-House at such Time as in the said Precept shall be appointed. The Majority of which said Justices, Freeholders, and Overseers so meeting, shall and may, order and direct such Sum and Sums of Money to be raised on the Freeholders and Inhabitants of the said Town, as to them shall appear to be necessary for repairing and amending the said Streets, or Highways, and for erecting and building, or amending the Bridges and Town-Wharf within the said Town, or any of them; and shall also appoint the Time when the said Money shall be assessed and collected in, for the Uses aforesaid, and shall certify the same under their Hands, or the Hands of the Majority of them to the said Assessor and Collector, and then and there, and from Time to Time as Occasion shall be, shall chuse a Treasurer for the said Town, to receive and pay all such Monies so to be assessed and collected as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Assessor and Collector, chosen as aforesaid, shall within six Days after their Election and Appointment to their respective Offices, repair to some one Justice of the Peace of the said County of *Burlington,* residing within the said Town, and there take an Oath, or if of the People called *Quakers,* a solemn Affirmation for the true and faithful Discharge of their said Offices; And the said Assessor, at the Time appointed by the said Justices, Freeholders and Overseers, shall assess the respective Freeholders and Inhabitants of said Town discretionally according to Equity and good Conscience, in such Sums of Money as shall make up the Sum appointed to be raised, as aforesaid: And when the Inhabitants are so assessed, the said Assessor shall make two Lists of every Person's Name and Tax so rated and assessed, and shall deliver one to the Treasurer chosen as aforesaid, and one to the said Collector, which said Collector shall gather in the said Tax and pay the same to the said Treasurer on such Day and Time as shall by the said Justices, Freeholders, and Overseers be appointed as aforesaid, which said Treasurer, is hereby required to give the Collector his Receipt for the same, and the said Assessor shall have for his Trouble for Assessing the same, *Six-pence* per *Pound,* and the Collector for collecting, gathering, and paying to the said Treasurer *Six-pence* per *Pound.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons shall refuse or neglect to pay his or her Tax to the Collector when demanded, the said Collector shall make out a List of the Names of such Delinquents, with what Sums he, she or they are to pay, and make Return thereof upon Oath or Affirmation that the same was duly demanded, to any one Justice of the Peace of the said County, residing within the said Town, who is hereby impowered and commanded to make out his Warrant to the Constables or Constable of said Town, to make Distress on the Offender's Goods and Chattels, and make Sale of the same at publick Vendue within ten Days of said Distress, and pay the Tax or Taxes for which such Distress or Distresses is or are made, unto the said Collector, and after Payment made, deducting *One Shilling* for all the Names inserted in the said Warrant, to be paid to the said Justice,

and *Eighteen Pence* to the Constable for each Distress, the Overplus to be return'd to the Owner if any be; and where Goods and Chattels cannot be found, the Constable or Constables of said Town are hereby impowered and required to take the Body or Bodies of him, her, or them, if to be found in the County of *Burlington,* and deliver them to the Sheriff of the said County, who is hereby impowered and required to receive and keep them in safe Custody until Payment be made, and all Charges accruing thereby, defrayed. And if the Treasurer appointed as aforesaid, or any of the Freeholders, Overseers, Assessor, or Collector, refuse or neglect to perform their respective Services required by this Act, he or they shall forfeit the Sum of *Forty Shillings* for each Offence, to be recovered by any Person who will sue for the same by Action of Debt before any one Justice of the Peace, of the said County, residing within the said Town, one half thereof to his own Use, the other half to be paid to the said Treasurer and applied in like Manner as the Monies to be raised as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any or either of the Officers to be chosen by Virtue of this Act, shall happen to die, remove, or refuse to serve, any two Justices of the Peace of said County, residing within the said Town, are hereby impowered and required to appoint others in the Room and Place of them so deceased, removing, or refusing, and such Person so appointed shall have the same Powers and Authorities, and be subject to the same Pains and Penalties as those removed, or refusing as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person or Persons find or think themselves aggrieved by being over assessed, such Person or Persons shall or may make his or their Appeal to the next Court of *Quarter-Sessions,* to any three Justices of the said County, residing within the said Town, which said Court of *Quarter-Sessions,* or three Justices aforesaid, are hereby impowered and required to make such Abatement of said Tax as they find to be equal: And if it be made to appear before such Court, or three Justices, that any of the Inhabitants be not assessed so high, as in Equity and Justice they ought, they are hereby authorized, impowered and required to add to the said Tax, so much as will make it equal.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful to and for the Overseers to be chosen or appointed as aforesaid, to hire and employ such and so many Workmen and Labourers, with Teams and Carriages, and to purchase such Materials, and at such Rates and Prices as by them from Time to Time shall be thought proper and necessary, to amend and repair the said Streets, Highways, Bridges and Town-Wharf as aforesaid; and for Payment thereof shall and may draw an Order or Orders in Writing, under their Hands, on the said Treasurer, requiring him to pay the same to such Person or Persons, as shall be by them employed, or of whom they shall purchase Materials as aforesaid, which said Treasurer is hereby directed and commanded to pay the same, and take a Receipt for the said Monies on the back of said Order, which said Order and Receipt shall be sufficient to discharge him the said Treasurer from so much of the Monies to be raised and paid into his Hands as aforesaid.

PROVIDED ALWAYS, That no Order drawn by the said Overseers shall be paid by the said Treasurer, unless the same shall be first allowed and approved by two Justices of the said County, residing within the said Town, who shall endorse their Names thereon.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Treasurer to be chosen by Virtue of this Act, shall, out of the Monies to be raised and paid into his Hands, purchase a convenient bound Book, of good Paper, wherein he shall make fair Entries of all his Receipts, Payments, and Disbursements, and for receiving and paying the said Monies, shall and may retain in his Hands, *Six-pence* for each Pound so received and paid, and shall deliver the said Book and Account to the next succeeding Treasurer, in the Presence of two Justices of the Peace of the said County, residing within the said Town, and pay the Monies that shall be found as a Ballance in his Hands, to the succeeding Treasurer within ten Days after he shall cease to be Treasurer as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if the said Treasurer shall neglect or refuse to account with the succeeding Treasurer within ten Days after the Appointment as aforesaid, or having accounted, shall refuse to deliver the said Book, or pay the Ballance that shall be found remaining in his Hands, he shall forfeit double the Sum of Money so detained in his Hands, to be sued for, and recovered by the succeeding Treasurer by Action of Debt, in any Court of Record within the Province of *New-Jersey,* where the same shall be cognizable, with full Costs of Suit, wherein no Essoin, Protection or Wager of Law shall be allowed, or more than one Imparlance; which Monies, when so recovered, shall remain in the said succeeding Treasurer's Hands, to be applied to the repairing and amending the Streets, Highways, Bridges and Wharf aforesaid, or either of them, as the same shall become necessary.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Boundaries of the said Town of *Burlington* shall be as they are inserted in a certain Charter of Priviledges, granted to the City of *Burlington* by the then Governor, WILLIAM COSBY, Esq; at the City of *Perth-Amboy,* the *seventh* Day of *May,* in the *seventh* Year of the Reign of His present Majesty King GEORGE the Second.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Freeholders, Assessor, and Collector, to be chosen by Virtue of this Act, shall do, perform and execute the several other Offices and Services, and be subject to the same Pains and Penalties in like Manner as in and by the Laws of this Province they are enjoined and required.

AND WHEREAS this Act may not take Effect before the second *Tuesday* of this Instant *March,* which may retard the Execution thereof for One Year, to the great Prejudice of the Inhabitants of the said Town, for remedy whereof,

BE IT ENACTED by the Authority aforesaid, That the Freeholders, Assessor, Collector and Overseers of the Highways, chosen in the said Town by Virtue of the Laws of this Colony in such Case made and provided, shall for the ensuing Year, be Freeholders, Assessor, Collector, and Overseers for the

Highways, and shall have the same Powers, and be subject to the same Penalties as are to be inflicted on the said Officers, to be chosen by Virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That all and every the Acts of Assembly of this Province of *New-Jersey,* concerning the mending and repairing of Highways and Bridges, so far as the same may relate to the Town of *Burlington,* and be repugnant to this Act, are hereby repealed.

PROVIDED ALWAYS, That nothing herein mentioned shall be construed to affect or repeal the Law of this Province, made for the stopping the Tide out of the Meadows in the said Town of *Burlington.*

Bradford (1749) 5-10.

An ACT *for naturalizing* Peter Schmuck, Philip Marot, *and* Peter Bruier.

WHEREAS it is for the Manifest Benefit of this Province, that all due Encouragement should be given to Persons of different Nations to transport themselves and Families to it, by investing them with all the Rights and Priviledges of any of His Majesty's natural Free-born Subjects within the same. AND WHEREAS *Peter Schmuck, Philip Marot* and *Peter Bruier* were born under the Dominion of foreign Powers in Amity with *Great-Britain,* and have settled themselves and their Effects in His Majesty's Province of *Nova Caesarea,* or *New-Jersey,* and are greatly desirous of being admitted to the Enjoyment of the Priviledges and Benefits which the natural and free-born Subjects of this Province do enjoy. And as the said *Peter Schmuck, Philip Marot,* and *Peter Bruier* do profess the *Protestant* Religion, and have severally given Testimony of their Duty, Loyalty, and Affection to His present Majesty, KING GEORGE, the Second, and the Succession of the Crown in the Protestant Line, according to, and in such Manner and Form, as is prescribed by an Act of General Assembly of this Province, made in the Eighth Year of the Reign of His late Majesty, King GEORGE the First, entitled, *An Act for securing of His Majesty's Government of* New-Jersey.

BE IT THEREFORE ENACTED by the Governor, Council, and General Assembly of this Province, and it is hereby Enacted by the Authority of the same, that the said *Peter Schmuck, Philip Marot* and *Peter Bruier,* are,

and each of them shall be from henceforth, deemed, taken, and esteemed to be His Majesty's natural free-born Subjects of this Province of *Nova Caesarea,* or *New-Jersey,* to all Intents, Constructions, and Purposes whatsoever, as if they, or either of them had been born within the said Province, and they, and each of them shall and may, and their Heirs, and each of their Heirs, shall and may within this Province, take, receive, do, enjoy, and be entitled unto the same Immunities and Rights of, in, and unto the Laws and Priviledges of this Province, as any of His Majesty's natural born Subjects can do, or ought to do and enjoy, and as fully and amply to all Intents, Constructions and Purposes whatsoever, as if they, or either of them had been born within the same; any former Law, Act, Ordinance, Usage or Custom to the contrary in any wise notwithstanding.

PROVIDED ALWAYS, and it is hereby enacted and declared, That nothing in this Act contained, shall be construed or taken, to enable the said *Peter Schmuck, Philip Marot* or *Peter Bruier,* to hold, or enjoy any Post or Office of Trust or Profit within this Colony; any thing herein contained to the contrary notwithstanding.

Bradford (1749) 10-11.

Seventeenth Assembly, First Session

Second Sitting

25-30 Sept. 1749

Perth Amboy

No acts passed.

Seventeenth Assembly, Second Session
3-20 Oct. 1749
Perth Amboy

No acts passed.

Seventeenth Assembly, Third Session
13-27 Feb. 1749/50
Burlington

No acts passed.

Seventeenth Assembly, Fourth Session
First Sitting
20 Sept-8 Oct. 1750
Perth Amboy

Allinson refers to this as the second session. That session was held 3-20 Oct. 1749, with no acts passed.

An ACT *for Naturalizing* George Cooper, Philip Cooper, Theophilus Bindur, Hendrick Bindur *and* Christopher Easler.

WHEREAS it is for the manifest benefit of this Colony that all due Encouragement should be given to Persons of different Nations to Transport themselves and Families to it, by investing them with the Rights and Priviledges of His Majesty's natural free-born Subjects within the same, AND WHEREAS *George Cooper, Philip Cooper, Theophilus Bindur, Hendrick Bindur* and *Christopher Easler* were born under the Dominion of foreign Powers in Amity with *Great-Britain* and have settled themselves in this Province and are greatly desirous of being admitted to the Enjoyment of the Priviledges of the natural free-born Subjects therein; and as the said *George Cooper, Philip Cooper, Theophilus Bindur, Hendrick Bindur* and *Christopher Easler* do profess the *Protestant* Religion and have severally given Testimony of their Duty, Loyalty and affection to His present Majesty King GEORGE the Second, and the Succession of the Crown in the *Protestant* line according to and in such manner and form as is prescribed by an Act of General Assembly of this Province made in the *eighth* year of the Reign of his late Majesty King GEORGE the First, entituled, *An Act for securing of His Majesty's Government of* New-Jersey.

BE IT THEREFORE ENACTED By the Governor, Council and General Assembly of this Province, and it is hereby Enacted by the Authority of the same, that the said *George Cooper, Philip Cooper, Theophilus Bindur, Hendrick Bindur* and *Christopher Easler* are and each of them shall be from henceforth deemed, taken and esteemed to be, His Majesty's natural free-born Subjects of this Province of *New-Jersey* to all intents, Constructions and purposes whatsoever, as if they had been born within the same; and they and each of them shall and may, and their Heirs and each of their Heirs shall and may, within this Province hold Lands and be intitled unto and Enjoy all the Immunities, Rights, Liberties, Laws and Priviledges which any of His Majesty's natural born Subjects can do, as fully and amply to all intents, Constructions and purposes whatsoever, as if they had been born within the same; any former Law, Act, Ordinance, Usage or Custom to the contrary in any wise notwithstanding.

PROVIDED ALWAYS and it is hereby Enacted and Declared that nothing in this Act contained shall be Construed or taken to enable the said *George Cooper, Philip Cooper, Theophilus Bindur, Hendrick Bindur* and *Christopher Easler* or either of them, to Hold or Enjoy any Po[st] or Office of Trust or Profit within this Colony, any thing herein Contained to the contrary notwithstanding.

Passed 8 Oct. 1750.
Nj-Ms.
No evidence that session law was published.

Seventeenth Assembly, Fourth Session
Second Sitting
24 Jan. - 22 Feb. 1750/51
Burlington

Allinson refers to this as the third session. That session was held 13-27 Feb. 1749/50, with no acts passed.

An **ACT** *to revive an Act, entitled, An* **ACT** *for the better settling and regulating the Militia of this Colony, for the repelling Invasions, and suppressing Insurrections and Rebellions.*

Passed 15 Feb. 1750/51.

Allinson, 189, title only. Text not found; no evidence that session law was published.

Eighteenth Assembly, First Session
First Sitting
20 May-7 June 1751
Perth Amboy

All acts passed 6 June 1751.

An ACT *to enable the Legislature to settle the Quotas of the several Counties in this Colony, in order for levying of Taxes from time to time as Occasion may require, for Payment of the publick Debts, for Support of Government, and defraying the Contingent Charges thereof.*

WHEREAS the Quotas of the several Counties within this Colony, have not been ascertained for many Years past; and whereas the Circumstances of the several Counties then in being, are since much altered, and other Counties are also since erected, whereby it is become very uncertain what the Quotas of each respective County ought to be, in making a Provincial Tax, which is now become absolutely necessary. Therefore for the better ascertaining the Quotas of each County for the Purposes aforesaid, We the House of Representatives of the said Colony, do pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby ENACTED by the Authority of the same, That all and every of the Inhabitants and Householders of each County in this Colony, on Application to them made by the Assessors of the respective Townships, Precincts and Districts, chosen and elected, or to be chosen and elected by Virtue of an Act entitled, *An Act for the more regular choosing and electing Assessors and Collectors in the respective Towns and Counties within this Province,* shall forthwith give a true Account of their Names and Sirnames, and of their Estates, Real and Personal, herein after mentioned, which the Assessors shall take down in Writing, so that the said Assessors may be enabled to return their Lists as herein after directed, within three Months after the Publication of this Act. And in case any of the Inhabitants or Householders within the same, shall neglect or refuse to give in such Account, of their said Estates, Real or Personal, such Person or Persons so neglecting or refusing, shall forfeit the Sum of *three Pounds* Proclamation Money of *America;* and an Account of their Estates shall be returned in the Manner hereafter directed. And in Case the said Assessors, or any of them, shall at any Time within the space of Ten Days after such Accounts are given in, have certain Knowledge, or Reason to believe, or suspect that any Person or Persons have concealed, or not given in a full Account of their respective Estates, Real or Personal, then, and in such Case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a List or Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace of the respective County, who is hereby authorised, impowered and commanded to summon such Person or Persons so Delinquent, or supposed to be Delinquent, at a Day and Place to be by him appointed and prefix'd, and then and there to examine such Person or Persons

touching the Lists of their respective Estates, so as aforesaid given in, or touching any other Matters which may any Way concern the Premises, upon their respective Oaths or Qualifications according to Law. And if on such Examination, or otherwise, it shall appear, that such Person or Persons have been guilty of concealing, or not giving in any Part of their Estates by this Act directed, such Person or Persons shall forfeit and pay the Sum of *three Pounds,* Money aforesaid. And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her or them, or shall refuse to give in an Account as aforesaid, every Person so making Default, his, her or their rateable Estate, shall be adjudged at the Discretion of such Justice of the Peace and Assessor. For all which Penalties aforesaid, the said Justices, on due Conviction as aforesaid, shall give Judgment, with reasonable Costs, and thereupon issue his Warrant directed to the Constable of the respective Town, District or Precinct, for distraining the same, on the Goods and Chattles of such Offender: And in Case no such Goods and Chattles can be found, then to take the Bodies of the Offenders, which shall be committed to the Gaol [*sic*] of the said County, there to remain in close Custody until the said Penalties and Costs shall be paid. And the same Penalties, when recovered, shall be paid to the Collector of such respective County, to be disposed of for the Use of the said County, in such lawful Manner as the Majority of the Freeholders, in Concurrence with three Justices of the Peace of the said County, shall think proper.

PROVIDED ALWAYS, that if any Person or Persons shall think him, her or themselves agrieved by any such Judgment, it shall and may be lawful for any such Person or Persons, in the space of ten Days then next following such Judgment, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the same County, but not after; who upon due Examination thereof, shall and may confirm the said Judgment, or give such Relief therein, as may be agreeable to Justice.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, that the Assessors aforesaid respectively, shall within three Months after the Publication of this Act, deliver to the Collector of each respective County, chosen and appointed by an Act made in the 14th Year of the Reign of our now Lord the King, entitled, *An Act to enable the Freeholders, in Conjunction with three Justices of the Peace, to chose a Collector for each respective County within this Province,* a true and exact List and Account in distinct Columns therein to be made, of all those Persons and Things herein after mentioned, whereby it may appear what or how much the Quota of each respective County ought to be. And the said County Collectors respectively, shall, on their Receipt of such List, give such Assessor a Certificate or Receipt for the same, and within ten Days then ensuing, the said Collectors shall deliver the said Lists unto the Treasurer of the respective Division, to be by him transmitted to the General Assembly for the Use and Purpose aforesaid, which said Treasurer shall likewise give such Collector a Receipt for such List so delivered to him by the said Collector.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in

Case any of the Assessors or Collectors aforesaid, shall neglect or refuse to deliver such List by the Time above appointed and prescribed, such Assessor or Collector so neglecting or refusing, shall forfeit for each Offence, the Sum of *Twenty Pounds* Money aforesaid. And it shall and may be lawful for the Treasurers of the respective Divisions, and they are hereby respectively authorized, enjoyned and required to sue for the same in any Court of Record within this Colony, where the same is cognizable, to be recovered with Costs of Suit, one third to the Use of the Treasurer so suing, and the Residue for the Use of our said Sovereign Lord the KING, His Heirs and Successors, towards the Support of this Government, to be disposed of in such Manner as the Governor, Council and General Assembly shall think proper. And in case the said Treasurers, or either of them, shall knowingly conceal, or neglect to sue any such Assessors or Collectors so Delinquent, as aforesaid, for the space of one Month after Notice of the said Offence or Offences; then and in such Case, such Treasurer so offending, shall forfeit the Sum of *Twenty Pounds,* Money aforesaid, for each Offence, to be recovered by any Person who will sue for the same; one half to the Use of our said Lord the King, His Heirs and Successors, towards the Support of this Government, to be disposed of as aforesaid, the other half, with Costs of Suit, to such Person so suing, wherein no Essoign, Protection or Wager of Law shall be allowed, or more than one Imparlance.

And in Case any of the Assessors aforesaid, shall in any other Duty, Matter or Thing required and enjoyned them by this Act, or any Act or Acts herein recited and referred to for the Purposes aforesaid, neglect or refuse the same, such Assessor shall, for each Offence, forfeit the Sum of *Forty Shillings* Money aforesaid, to be recovered by any Person who will and shall sue for the same, before any Justice of the Peace of the said respective County, with full Costs of Suit, one half thereof to be paid to the Collector of the said County, for the Use of the said County, to be disposed of in such lawful Manner as the Majority of the Freeholders in Conjunction with three Justices of the Peace of the said County, shall think proper; the other half for the Use of the Party who shall prosecute the same to effect.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said respective Assessors shall make a List and return an Account in particular, of all such Persons, Matters and Things in each Town, Precinct or District, wherein they are respectively chosen Assessors by the Act aforesaid, as herein after is particularly required, mentioned and appointed, that is to say, of all Householders; of all Merchants and Shop-keepers; of all Saw-Mills, Grist-Mills, and Fulling-Mills; of all Furnaces and Forges, with their Number of Fires; of all Glass Houses; of all Stills that Distil spirituous Liquors for Sale or Hire; of all Brew Houses, that Brew for Sale or Hire; of all Dwelling Houses and improved Lots; of all Ferries; of all Shallops, Boats, Wood-Boats, and Flats that carry Wood, Goods or Passengers for Hire, with their Burden; of every single Man that works for hire; of every bought Servant and Slave, being Male, of sixteen Years old and upwards, except such Slaves as are not able to work; the whole of all profitable Tracts of Lands held by Patent, Deed or Survey, whereon any Improvement is made, and no other Tracts; of all Cattle,

Horses, and Mares, of two Years old and upwards, and of all Sheep of one Year old and upwards.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Assessors and Collectors shall have and receive for their Trouble therein, such Sum or Sums of Money, as the Majority of the Freeholders chosen in each respective County, with Concurrence of three Justices (*Quorum unus*) shall or may think reasonable and adequate for such their said Services, which Sums shall be raised in each County by Order of the Justices and Freeholders aforesaid, in such manner as the Law in other Cases directs for raising Money in the several Counties of this Colony.

IT IS HEREBY DECLARED, that it is the true Intent and Meaning of this Act, that the said Lands, and all other Certainties herein mentioned, shall be hereafter taxed according to Quantity and Quality, between limited Sums to be hereafter fixed. And further, that all Lands purchased from a larger Survey or Patent, shall be esteemed a separate Tract.

Bradford (1751) 18:1:1, pp. 3-7.

An ACT *for the Support of the Government of His Majesty's Colony of* New-Jersey, *for two Years, to commence the* tenth *Day of* August, One Thousand Seven Hundred and Forty Nine, *and to End the* tenth *Day of* August, One Thousand Seven Hundred and Fifty One, *and to discharge the publick Debts and the Arrearages and contingent Charges thereof.*

WHEREAS the Act for supporting the Government of His Majesty's Colony of *New-Jersey,* has been for some Time expired, We the House of Representatives being willing and desirous to give all possible Demonstration of our Duty, Loyalty and Gratitude, by providing for the Support of His Majesty's Government over us, Do pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly of this Colony of *New-Jersey,* and it is hereby ENACTED AND DECLARED, by and with the Authority of the same, That for paying the Salaries of the Governor, or Commander in Chief for the Time being, and other Officers appointed for the Administration of the Government of this Colony, for two Years, to commence the *Tenth* Day of *August* which was in the

Year of our Lord *One Thousand Seven Hundred and Forty Nine,* and to End the *tenth* Day of *August, One Thousand Seven Hundred and Fifty One,* there shall be, and there is hereby cheerfully and unanimously given unto His present Majesty, His Heirs and Successors, the Sum of *Two Thousand Six Hundred and Twenty Pounds,* Proclamation Money of *New-Jersey,* as it now passes, to be paid out of any Money which shall be paid into the Treasury by Virtue of any Act of General Assembly which shall be hereafter made, for levying a Tax for the Support of the Government, and paying the Debts of this Colony, that is to say, To His Excellency JONATHAN BELCHER, Esq; Governor and Commander in Chief of this Colony, or to the Commander in Chief for the Time being, the Sum of *One Thousand Pounds per Annum,* Money aforesaid.

To the Second Judge of the Supreme Court of this Colony, for the Time being, the Sum of *Twenty five Pounds per Annum,* Money aforesaid.

To the Third Judge of the Supreme Court of this Colony, for the Time being, the Sum of *Twenty five Pounds per Annum,* Money aforesaid.

To the Attorney General of this Colony, for the Time being, the Sum of *Forty Pounds per Annum,* Money aforesaid.

To each of the Treasurers of this Colony, for the Time being, at the rate of *Forty Pounds per Annum,* Money aforesaid, for the Time they have respectively executed, or shall execute the said Office within the Time aforesaid.

To the Clerk of the Council of this Colony, for the Time being, the Sum of *Thirty Pounds per Annum,* Money aforesaid.

To *Charles Read,*[1] Esq; for the Use of *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great-Britain,* or to the Agent for the Time being, appointed by the House of Representatives, the Sum of *Eighty Pounds per Annum,* Money aforesaid.

To the Clerk of the Circuits of this Colony, for the Time being, the Sum of *Twenty Pounds per Annum,* Money aforesaid.

To the Door-keeper of the Council of this Colony, for the Time being, the Sum of *Ten Pounds per Annum,* Money aforesaid.

All which said several Payments of the said several Sums above-mentioned, shall be made and paid to the said several Officers before mentioned, for their respective Salaries for the said Term of two Years, by the Treasurers of this Colony, or either of them, on Warrants to be produced to them or either of them, signed by the Governor or Commander in Chief, for the Time being, in Council; and the Warrants so signed with Indorsements thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their and either of their Heirs, Executors, and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case His Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall by Death, or other wise, cease to be Governor or Commander in Chief of the same; or that any other of the respective Officers herein before mentioned, shall happen to die, or otherwise be removed from the said respective Offices at any Time after the passing of this Act, and before the *tenth* Day

of *August* next, that then and in such Case, it shall and may be lawful for the Treasurers of this Colony, for the Time being, and they, or either of them, are hereby authorized and commanded to pay to His Excellency JONATHAN BELCHER, Esq; or to His Executors, Administrators or Assigns, or to His or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received or to be received by them as aforesaid, so much thereof as at the Time of His said Excellency's ceasing to be Governor as aforesaid, or the said respective Officers dying or being otherwise removed from their Offices aforesaid, shall remain in Arrear and unpaid to them, for His and their respective Salaries. AND WHEREAS it is necessary that the Governor or Commander in Chief of this Colony for the Time being, should be provided with a House to live in, until one shall be built for that Purpose. BE IT ENACTED by the Authority aforesaid, that there shall be paid, out of the Money aforesaid, to His said Excellency JONATHAN BELCHER, Esq; or to the Governor or Commander in Chief for the Time being, the Sum of *Sixty Pounds per Annum* for House Rent, for the said Term of two Years.

AND WHEREAS it is fitting and necessary that the publick Debts and contingent Charges of the Government should from Time to Time be honourably and punctually discharged, Therefore for defraying the same, We the House of Representatives do further pray that it may be enacted,

AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay out of the Money aforesaid, To the *Chief Justice,* or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds* for each Time in the aforesaid two Years, that he, or either of them, hath held, or shall hold, the Court of *Nisi Prius* and of *Oyer and Terminer and General Gaol Delivery,* when it hath been or shall be necessary that they be held at the same Time in the respective Counties in this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts, Provided there hath been, or shall be, a real Occasion for holding the same. Provided also, that not any Thing shall be paid to either of the Justices aforesaid, for holding any of the abovesaid Courts at the same Time that the Supreme Courts have been or shall be held at *Perth Amboy* and *Burlington.* PROVIDED ALWAYS, that no more than four of the said Courts of *Oyer and Terminer and General Gaol Delivery,* held in any one County during the said two Years, shall be paid for by Virtue of this Act; two of them held or to be held, if there hath been, or shall be Occasion, at the yearly Time of holding the Courts of *Nisi Prius* and two other of said Courts of *Oyer and Terminer and General Gaol Delivery,* if Application hath been, or shall be, made in Writing signed by the Major Part of the Freeholders, chosen by the said County, in Conjunction with any three Justices of the Peace, *Quorum unus,* of said County, to any one of the Justices of the Supreme Court.

To *Robert Hunter Morris,*[2] Esq; Chief Justice of this Colony, the Sum of *Twenty Pounds sixteen Shillings and Eight Pence,* Money aforesaid, for his Salary to the Time he went out of the Province.

To the Collector of the County of *Cape-May,* for the Use of the said

County, the Sum of *Fifteen Pounds,* for Money advanced on behalf of the said Province, to *Samuel Nevill,* Esq; Second Judge of the Supreme Court, for holding a Court of *Oyer and Terminer and General Gaol Delivery* in said County, in the Month of *April, One Thousand Seven Hundred and Forty Nine.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers, or either of them, shall pay the Sum of *Six Shillings per diem,* unto each of the Council, for each Day that they have respectively attended, or shall attend, at this or any other sitting of General Assembly during the said two Years, upon Warrants by them, their Executors, Administrators or Assigns, to be produced, signed by the Governor, or Commander in Chief in Council, expressing the Number of Days each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.* To *Thomas Bartow,* one of the Clerks of the House of Representatives, for his Attendance, the Sum of *eight Shillings per diem,* for the Time he hath attended, or shall attend, at this or any other Sitting of General Assembly, during the said two Years; also the Sum of *Twenty Pounds,* for entering the Minutes and Votes of this and other late Sittings at *Amboy,* fair in the Book, Copying the Laws and Minutes for the Printer, Pen, Ink and Paper; and *Forty Shillings* for a Book for entering the Minutes.

To *Samuel Smith,* Esq; the other Clerk of the said House of Representatives, for his Attendance, the said Sum of *eight Shillings per diem,* for the Time he hath attended, or shall attend, at *Burlington,* in Manner aforesaid: Also *Twenty two Pounds* for entering the Minutes, and other Services abovementioned at the late Sittings at *Burlington.*

To *William Bradford* of *Philadelphia,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives, and Laws passed this or any other Sitting during the Continuance of this Act, such Sum as *Charles Read, William Cook,* and *Joseph Ellis,* Esqrs. or any two of them shall agree to be paid for the said Services.

To *Andrew Robinson,* or to the Sergeant at Arms for the Time being, who hath attended, or shall attend, the House of Representatives at this or any other Sitting, during the said Term of two Years, the Sum of *three Shillings per diem.*

To the Sergeant at Arms, for the Time being, who hath attended, or shall attend the Council in manner aforesaid, the Sum of *three Shillings per diem.*

To *John Titus,* or to the Door-keeper of the House of Representatives, for the Time being, who hath attended, or shall attend, on the House in manner aforesaid, the Sum of *three Shillings per diem.*

To *Andrew Johnston,* Esq; the Sum of *fourteen Shillings* per Week, to pay for the Use of a Room, Fire-Wood and Candle, for the Council, during this or any other sitting within the said two Years.

To *Jonathan Thomas,* the Sum of *Twenty Shillings* per Week, to pay for the Use of a Room, Fire-Wood and Candle, for the House of Representatives, at the two last Sittings at *Burlington:* Also *Eighteen Shillings* to pay *Thomas Rogers* for Firewood for the Use of the House at a former Sitting.

To *Charles Read,* Esq; Secretary of this Colony, the Sum of *Sixty two Pounds thirteen Shillings,* for Expresses sent on the Affairs of the Government, and for Copying of Acts of General Assembly to send to *Great-Britain,* being in full of his Account to the beginning of this Session.

All which said several Sums above mentioned, shall be and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor or Commander in Chief, for the Time being, in Council; and the said several Warrants when produced by the said respective Treasurers, and Indorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay the Sum of *Six Shillings per diem* to the *Speaker* and every of the Members of the House of Representatives, for the Time each of them have attended, or shall attend, at this or any other Sitting of General Assembly, during the said Term of two Years, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators or Assigns, signed by *Charles Read, Robert Lawrence, William Cooke, Jacob Spicer* and *Hendrick Fisher,* Esqrs. or any three of them, expressing the Number of Days such Members shall have attended; and the said several Certificates, when produced by the said respective Treasurers, and Indorsments thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury aforesaid.

Bradford (1751) 18:1:1, pp. 8-13.

1. Charles Read (1713-1774), a lawyer and prominent landowner, founded four iron furnaces including Batsto. He was a member of the assembly and council, secretary of the province, associate justice and chief justice.

2. Robert Hunter Morris (1714?-1764) was a member of the council from 1738 until his death. He was appointed chief justice in December 1761.

An ACT *for the revival and continuance of an* Act, *entituled,* An ACT for the relief of poor distressed Prisoners for Debt.

WHEREAS an Act passed in the *Seventeenth* Year of His present Majesty's Reign, entituled, *An Act for the relief of poor distressed Prisoners for Debt,* is expired by its own Limitation, since which sundry Persons, under the like unhappy Circumstances, by their Petition have set forth their Inability to discharge their Creditors Demands, praying the Relief of the Legislature, therefore,

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby ENACTED by the Authority of the same, That the said Act, and every Clause, Article, Matter and Thing therein contained shall be revived and continued; and the said Act, and every Clause, Article, Matter and Thing therein contained, is hereby revived and continued. And that all and every Person and Persons being in Prison, at the Time of the Publication hereof, or that shall be committed to Pri[son] within three Months after the said Publication, for any of the like Matters or Causes mentioned in the said Act, upon his, her or their complying with the Conditions, Matters and Things mentioned therein, shall be entitled to all, and every the Priviledges, Liberties and Advantages mentioned in the said Act, and also be Subject to the same Pains, Penalties and Forfeitures for their Misdemeanors mentioned in the said Act, as fully and amply to all Intents, Constructions and Purposes, as if the said Act, and every Clause, Article, Matter and Thing therein mentioned, had continued yet in full force; any Thing contained in the said Act to the contrary in any wise notwithstanding.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, That the said Act entitled, *An Act for the relief of poor distressed Prisoners for Debt,* and every Clause, Article, Matter and Thing therein contained, shall be, and is hereby revived and continued, to be and remain in full Force as aforesaid, until the *first* Day of *September,* which will be in the Year of our Lord *One Thousand Seven Hundred and Fifty Two,* and no longer; any Thing contained in the said Act to the contrary notwithstanding.

Bradford (1751) 18:1:1, pp. 13-14.

An ACT *for naturalizing* Philip Young, Henry Croo, Johannes Fisher, Jacob Winnacker, Michael Shuatterly *and* Jacob Kemper.

WHEREAS *Philip Young, Henry Croo, Johannes Fisher, Jacob Winnacker, Michael Shuatterly* and *Jacob Kemper* were born under the allegiance of the Emperor of *Germany,* as by their humble Petition they have set forth, and are desirous of being invested with the Rights and Priviledges of his Majesty's natural Free born Subjects within this Colony.

AND whereas the said *Philip Young, Henry Croo, Johannes Fisher, Jacob Winnacker, Michael Shuatterly* and *Jacob Kemper,* do profess the Protestant Religion, and have severally given Testimony of their Duty, Loyalty and Affection to his present Majesty King *George* the Second, and the Succession of the Crown in the Protestant Line, in such Manner and Form as is prescribed by an Act of General Assembly of this Colony, made in the *Eighth* Year of the Reign of His late Majesty King *George* the First, intitled *An Act for Securing of his Majesty's Government of* New-Jersey.

BE IT THEREFORE ENACTED, by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same, that the said *Philip Young, Henry Croo, Johannes Fisher, Jacob Winnacker, Michael Shuatterly* and *Jacob Kemper,* are and each of them shall from hence forth be deemed, taken and esteemed to be His Majesty's natural free born Subjects within this Province, to all Intents, Constructions and Purposes whatsoever as if they had been born within the same. And they and each of them, and their, and each of their Heirs, shall and may enjoy and be intitled unto the same Liberties, Laws, Rights and Priviledges as any of his Majesty's natural Free born Subjects, can or ought to enjoy, or be intitled unto within the same; any Act, Ordinance, Usage or Custom to the contrary in any wise notwithstanding.

PROVIDED ALWAYS, and it is hereby ENACTED and DECLARED, that nothing in this Act contained, shall be construed or taken to enable the said *Philip Young, Henry Croo, Johannes Fisher, Jacob Winnacker, Michael Shuatterly* and *Jacob Kemper,* or either of them, to be of His Majesty's Council or of the General Assembly, or to hold or enjoy any Post or Office of Trust or Profit within this Colony; any thing herein contained to the contrary notwithstanding.

Bradford (1751) 18:1:1, pp. 14-15.

Eighteenth Assembly, First Session
Second Sitting
10 Sept. - 23 Oct. 1751
Burlington

All acts passed 23 Oct. 1751.

A Supplement to an Act entitled, An Act to encourage the killing of Wolves and Panthers.

WHEREAS it is found by Experience, that the said Act is not a sufficient Encouragement for the Killing of Wolves, Therefore

BE IT ENACTED, by the Governor, Council and General Assembly, and it is hereby ENACTED by the Authority of the same, That there shall be paid for all Wolves killed in the Manner directed and prescribed by the aforesaid Act, the further Sum of *Forty Shillings* for every Wolf, and the further Sum of *Five Shillings* for every Whelp, killed after the Publication of this Act, over and above the Allowance mentioned in the said Act, and to be levyed and paid in the Manner therein directed and prescribed.

Bradford (1751) 18:1:2, p. 3.

An Act to repeal Part of an Act entitled, An Act to impower sundry of the Inhabitants of the Counties of *Burlington* and *Gloucester,* and others, to erect and build a Draw or Swinging Bridge over *Coopers* Creek in the said County of *Gloucester,* and for appointing Commissioners to lay out a more direct Road from *Burlington* over the said Bridge to *Coopers* Ferries.

WHEREAS there was an Act passed by the General Assembly of this Colony in the *Twenty First* Year of his present Majesty's Reign, entitled, *An Act to impower Sundry of the Inhabitants of* Burlington *and* Gloucester, *and others, to erect and build a Draw or Swinging Bridge over* Coopers *Creek in the said County of* Gloucester, &c. which said Act, obliges the said Inhabitants and others, to give Security before they begin to build said Bridge, that said Bridge and Causeways that shall be needed, at each and thereof, shall be built, made, and for ever thereafter rebuilt, repaired and amended, as often as

Occasion shall require, without being any publick Charge by Taxes or otherwise to the said County of *Gloucester,* or any Town or Precinct thereof, which said Security being very difficult to comply with, the said Inhabitants and Others cannot procure; whereby the good Intent of that Part of the said Act for building said Bridge, hath been hitherto defeated, Therefore

BE IT ENACTED, by the Governor, Council and General Assembly, and by the Authority of the same, That all and every Part of the above recited Act, that Requires the abovesaid Security, shall be, and hereby is repealed and made null and void, to all Intents, Constructions and Purposes whatsoever.

PROVIDED NEVERTHELESS, And it is the true Intent and Meaning of this Act, that the said Bridge and Cause-ways, shall be built, made and forever hereafter rebuilt, repaired and amended, according to the true Intent and Meaning of the above recited Act, any Thing contained to the Contrary in this Act notwithstanding.

Bradford (1751) 18:1:2, pp. 4-5.

An Act for erecting the Bridge over Salem *Creek into a Toll Bridge.*

WHEREAS the Bridge and Cause-way already built by Subscription over *Salem* Creek, from *Stony* Island unto the Land late belonging to *Richard Woodnut,* is found by Experience, to be of great Advantage to Travellers, and it is conceived and set forth by the Petition of the Inhabitants of *Salem* County, that if the same was erected into a Toll Bridge, several Inconveniencies which now subsist will be thereby removed, Therefore,

BE IT ENACTED by the Governor, Council and General Assembly of this Colony of *New-Jersey,* and it is hereby ENACTED by the Authority of the same, That it shall and may be lawful for the Majority of all the Freeholders chosen in the said County, in Conjunction with three Justices of the Peace of said County, (*Quorum unus*) to take the said Bridge and Cause-way into their particular Care and Management, and to appoint one or more Manager or Managers, or let the said Bridge and Cause-way to Farm as they the Justices and Freeholders abovementioned, shall think most convenient: And it shall and may be lawful for the said Justices and Freeholders, and the said Managers or Persons to whom the same shall be let to farm, to make and keep the said Bridge and Cause-way in good Repair and to build a Gate or Gates, where they shall

think most convenient, on either the said Bridge or Cause-way; and also to build a Draw or Swinging Bridge over the said Creek, and to demand, levy, exact, and receive of all and every Person or Persons who shall pass in the said Creek, through the said Draw or Swinging Bridge, with any Vessel requiring the Draw of the said Bridge, the Sum of *One Shilling.* And of every Person or Persons passing over the said Bridge or Cause-way, the Rates following, *videlicet,* every Waggon or Cart, with the Team and Driver, *Six Pence.* Every Chair or Chaise and Horse, *Four Pence.* A Man or Woman and Horse, *Two Pence.* Footman, *One Penny.* Cattle, drove over or led, *One Penny* per Head.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, That if any Person or Persons shall Refuse or Neglect to pay at the Rates abovementioned for their Passage, in that Case it shall and may be lawful for the said Manager or Managers, or Person Farming the same, to shut their Gates or Bridge, and refuse Passage unto such Person or Persons, until they shall have first paid the Rates abovesaid. And if any Person shall pass without paying such Fees, then it shall be lawful for the Person who keeps the said Bridge, to stop such Traveller another Time, until he pays for his first Passage abovementioned, or otherwise to prosecute his Action of Debt against such Passenger in any Court where the same shall be cognizable.

AND BE IT ENACTED by the Authority aforesaid, That the Managers to be appointed as abovesaid (and who shall voluntarily take upon themselves that Office) or the Persons to whom the same shall be let to farm, shall be obliged to make and keep the said Bridge and Cause-way in good and sufficient Repair, for all Land Travellers aforesaid: And if such Manager or Farmer shall neglect to keep such Bridge and Cause-way in good Repair, such Person shall be liable to be presented by the Grand Jury to the Quarter Sessions, which shall be holden in the said County, and if found guilty, shall be fined at the Discretion of the said Court.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, That the said Bridge and Cause-way, shall hereafter be and hereby is declared to be a publick High-way, for all and every of his Majesty's Subjects to pass over, who shall first pay the Rates aforesaid; which said Bridge and Cause-way, is to be finished and maintained, at the proper Expence, Cost and Charge of the said Person who shall take the same to farm, or be appointed Manager thereof, and shall voluntarily accept that Office as aforesaid. And the said Managers or Farmers shall at all Times hereafter, during the Continuance of this Act, give good Attendance at the said Bridge or Cause-way, and shall set the said Gates open, and peaceably, freely and quietly suffer every Person and Persons, with their Goods and Chattels, to pass unmolested over the said Bridge and Cause-way, they having first paid the Toll aforesaid.

AND BE IT ENACTED, by the Authority aforesaid, That the Rents, Issues and Profits arising from the Letting the said Bridge and Cause-way to Farm, shall be annually paid to the publick Collector of the said County of *Salem,* to be by him let to Interest on good Security; and the said Monies and Interest arising thereon shall be finally paid to the Person who shall be Collector of the said County for the Year One Thousand Seven Hundred and

Sixty Two, to be by him and his Successors in Office, applied to the Repairing the said Bridge and Cause-way in and after the said Year One Thousand Seven Hundred and Sixty Two, so that the said Bridge and Cause-way, shall after the *first* Day of *October* One Thousand Seven Hundred and Sixty and One, be an open, free and publick High-way to every one, without Toll or other Imposition whatsoever, so long as the said Bridge and Cause-way, and Monies to repair them do and shall last.

AND BE IT ENACTED by the Authority aforesaid, That this Act shall be and remain in Force, to enable the said Board of Justices and Freeholders to appoint Managers of the said Bridge and Cause-way, or to let the same to farm, and to have the Management and Care thereof, for and until the *first* Day of *October,* which will be in the Year of our Lord One Thousand Seven Hundred and Sixty One, and afterwards so far as to call the Collectors from Time to time to account for the said Monies or Securities in their Hands, and to see that the same be justly applied to the Preservation and reparation of the said Bridge and Cause-way.

Bradford (1751) 18:1:2, pp. 5-7.

An Act to restrain Tavern-keepers and others from selling strong Liquors to Servants, Negroes and Molatto Slaves, and to prevent Negroes and Molatto Slaves, from meeting in large Companies, from running about at Nights, and from hunting or carrying a Gun on the Lord's Day.

BE IT ENACTED by the Governor, Council and General Assembly, and by the Authority of the same, That from and after the Publication of this Act, if any Person or Persons have Reason to suspect that any Tavern-keeper or other Person or Persons whatsoever, (by themselves or any Person for them) have sold any strong Liquors to his, her or their Servant, Negro or Molatto Slave, without leave from their Master or Mistress in Writing, that it is and shall be lawful for him, her or them to apply to any Justice of the Peace, who is hereby required and directed, to issue his Warrant for apprehending the Person or Persons so suspected, to be brought before him, or any other of his Majesty's Justices of the Peace within the Town or Precinct where the suspected Person

or Persons Inhabit, who is hereby required to tender the following Oath or Affirmation to the Person or Persons suspected, *viz.*

I A.B. *do in the presence of God, Declare and Swear, that I have not, nor any Person for me, by or with my Consent or Knowledge, sold any strong Liquors of any Kind whatsoever, to the Complainants Servant, Negro, or Molatto Slave, at any Time without his, her or their Consent in Writing for the same.*

AND if the Person or Persons so suspected, shall refuse to take the above Oath or Affirmation, their Refusal shall be and is hereby made sufficient Evidence to convict him, her, or them thereof; and Subject him, her, or them, to the Pains and Penalties prescribed by an Act entitled, *An Act for Regulating Taverns, Ordinaries, Inn Keepers and Retailers of strong Liquors.*

AND BE IT FURTHER ENACTED, by the Authority aforesaid, that if any Negro or Molatto Slaves shall at any Time hereafter Meet and Assemble together, more than to the Number of *Five,* unless being on his, her or their Masters or Mistresses Business and Employment; the Constable or Constables on Information or Knowledge thereof, shall, and are hereby required to apprehend the Negro and Molatto Slaves that shall so meet, and carry them before the next Justice of the Peace, who is hereby required and directed to order him, her or them to be whipped on their bare Backs at his Discretion, not exceeding *Twenty* Lashes; and the Constable, or *Whipper,* to be paid by the Master or Mistress of such Negro or Molatto Slaves, the Sum of *Three Shillings,* for apprehending and Whipping each and every Negro or Molatto Slave, that shall offend as above.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, That if any Negro or Molatto Slave or Slaves, shall be seen or found from his or their Masters House, after the Hour of Nine at Night, except on their Masters or Mistresses particular Business, or shall be seen to hunt, or carrying a Gun on the Lord's Day; the Constable or Constables of such Town or Precinct, on Information or Knowledge thereof, shall and are hereby required and directed, to apprehend and carry such Negro and Molatto Slaves before the next Justice of the Peace, who shall order such Negro or Molatto Slave or Slaves, if found Guilty, to be whipped as by the preceding Clause of this Act is directed. PROVIDED ALWAYS, That nothing herein contained, shall be construed or taken, to prevent any Negro or Molatto Slave from going to Church or Meeting, and attending on Divine Service or from Burying their Dead, with their Master's or Mistresses Consent.

Bradford (1751) 18:1:2, pp. 7-9.

A Supplementary Act, to the Act entitled, An Act for explaining and amending an Act of the General Assembly of this Province, entitled, An Act for enabling the Owners of the Meadows and Marshes adjoining to and on both Sides the Creek that surrounds the Island of *Burlington,* to stop out the Tide from overflowing them.

WHEREAS the two beforementioned Acts, the first passed in the *Ninth* Year of her late Majesty Queen ANNE's Reign, and the second passed in the *Third* Year of the Reign of his late Majesty King GEORGE, have been, so far as they extended, very beneficial to the Owners of Meadows on the Creek that surrounds the Island of *Burlington;* and the said Creek being of late so grown up and filled, that the Course of the Water that leads to the Trunks for letting it out into the River *Delaware,* is very much obstructed and the Water is thereby confined in the Meadows of divers of the said Owners, to their great Prejudice, for Remedy whereof for the Future.

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same, That all and every of the respective Owners of the said Meadows on each Side the said Creek, and between the two Dams mentioned in the last of the said recited Acts, shall be obliged at all Times for ever hereafter, to keep the said Creek, and the Branches thereof, open each within and against his, her, or their respective Meadow; and where the Meadows bounded on the said Creek are owned by different Persons opposite to each other, the said Creek against them both, shall be constantly kept open, at their equal Expence: And in Case of the Neglect of either, it shall and may be lawful for the other, after he has before Evidence given three Months Notice to the Party neglecting, to enter upon the said Party's Premises, and get the whole done, dividing the Mud to be thrown up as near as may be between them both, and bring his Action of Debt against the said Party so neglecting, for an equal Part of the Charge, if *Five Pounds* or under, before any one Justice of Peace of the City or County of *Burlington;* if above, in any Court of Record of this Colony where the same shall be Cognizable; and the said Court or Justice of Peace upon Proof being made by the Testimony of two credible Neighbours, that the Charge the Plaintiff has been at, is to the best of their Judgment just and reasonable, that the Services done were necessary, and that the Notice aforesaid was duly given, shall give Judgment for the Plaintiff, with full Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That where any of the said Owners doth or shall suffer by the Neglect of any Person or Persons in keeping the said Creek, or any of the necessary Drains within any of the said Meadows open, it shall and may be lawful, for the said Person or Persons so suffering, after he has before Evidence given three Months Notice to the Party or Parties so neglecting, to enter upon his, her or their Premises,

and get what is necessary to be done compleated, and bring his Action of Debt for the same, if *Five Pounds* or under, before any one Justice of Peace of the said City or County; and if above, in any Court of Record of this Colony where the same shall be Cognizable; and the said Court or Justice, shall, upon Proof being made, as in last Paragraph, give Judgment for the Plaintiff with Cost of Suit; both for the Charge he has been at in opening the said Creek or Drains, and also for the Damages sustained after the said three Months Notice was given, which said Damages shall be first ascertained by two disinterested Neighbours to be chosen indifferently by the Parties in contest, but on the Neglect or Refusal of either, it shall be lawful for the other to choose both, and they not agreeing, may choose a third, and the Judgment of two of them, shall be conclusive: And the Width and Depth of the said Creek and Drains, shall be adjudged of in the same manner. And in Case of the Absence of any of the said Owners, the said Expence of keeping the said Creek and Drains open, shall be paid by the Person in Possession of the said Meadow or Meadows, out of the Rents or Profits of the same; and the said Possessor in such Case, shall be the Person to receive the Notice, and be subject to the Penalties before mentioned, and may plead this Act in Bar against the Owner of said Meadow for so much of the Rent, as is or shall be at any Time necessary to be applied to the Purposes aforesaid.

AND WHEREAS, some Doubts have arisen in the Construction of a certain Clause in the said Law for stopping the Tide out of the said Meadows.

BE IT FURTHER ENACTED by the Authority aforesaid, That every Person who shall neglect or refuse paying his, her or their respective Assessments, for the maintaining either of the beforementioned Dams, to the Collector chosen, or to be chosen, according to the Directions of the said Law, the said Person or Persons so neglecting or refusing, shall be subject to an Action of Debt for the same, to be recovered by the said Collector, if *Five Pounds* or under, before any one Justice of Peace of the said City or County; if above, in any Court of Record of this Colony where the same shall be Cognizable, with Costs of Suit; any Thing in the said Law to the contrary thereof in any wise nothwithstanding.

Bradford (1751) 18:1:2, pp. 9-11.

An Act to prevent the Exportation of unmerchantable Flour to foreign Markets.

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby ENACTED by the Authority of the same, That every Boulter of Wheat Flour residing in this Province, during the Continuance of this Act, shall each one provide a Branding Iron with the two first Letters of their Names, and shall therewith brand each and every Cask of Wheat Flour of his own Boulting and Packing, before the same shall be removed from the Place where the same was so boulted and packed, under the Penalty of *One Shilling* for every Cask so removed without being first branded as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That all Wheat Flour shall by the Boulter therof be made Merchantable and of due fineness, without any mixture of coarse or other Flour, and honestly and well packed in good strong Cask, made of well seasoned Staves, with the Tare thereof thereupon marked, and the same to be well and sufficiently nailed before it is removed from the Place where the same was made; and if any Boulter shall offend in all or any of the Premises, he, she or they shall forfeit and pay for every such Offence, the Sum of *One Shilling* for each Cask.

AND BE IT ENACTED by the Authority aforesaid, That if any Person or Persons shall put a false or wrong Tare on any Cask of Flour, to the Disadvantage of the Purchaser, he, she or they shall forfeit and pay for every such Cask falsely Tared, as aforesaid, the Sum of *One Shilling:* And the Officer for each City, Town or District who shall hereafter be appointed by Virtue of this Act, upon Suspicion, or at the Request of the Buyer, shall and are hereby required to unpack any such Cask of Flour in order to try the Tare thereof, and if the same be found to weigh more than is marked thereon, with an Allowance of one Pound for what may adhere to the Cask, the Boulter shall pay the Charge of unpacking and repacking, over and above the Sum of *One Shilling* for each Cask aforesaid: But if the Tare thereon marked, with the Allowance of one Pound, be found just and true, the Officer (or Purchaser if the Trial be made at his Request) shall pay the Cost of unpacking and repacking.

AND BE IT ENACTED by the Authority aforesaid, that no Merchant or Person whatsoever, shall lade or ship any Wheat Flour for Exportation out of this Province, (except for *Pennsylvania* or the Province of *New-York*) under the Penalty of *Twenty Shillings* for every Cask, before he shall first submit the same to the View and Examination of the Officer of the respective City, Town or District as aforesaid, where the same is intended to be shipped and exported, who shall search and try the same by boring the head and piercing it through with an Instrument to be made and contrived for that Purpose, in order to prove whether it be honestly and well packed, as also to enable him to judge of the goodness, and shall afterwards Plug up the Hole; and if the said Officer shall judge the same to be merchantable, according to the Directions of this Act, he shall brand every such Cask of Wheat Flour on the Quarter with the Words

NEW-JERSEY, and under the Words *New-Jersey* the two first Letters of the Officers Name, which the respective Officers shall each one for himself provide, and have for that End and Purpose, sufficient to impress in a fair and distinct manner, the Words *New-Jersey* as aforesaid; for which Trouble of the said respective Officer, he shall have and receive of the Buyer or Shipper, *one Penny* for each Cask, and no more. PROVIDED ALWAYS, That if any Dispute shall happen to arise between the Officer and Possessor of such Flour, concerning the fineness or goodness thereof, upon Application made to one of the Magistrates of the City, Town or District where the Dispute arises, he shall Issue his Warrant to two indifferent judicious Persons of Skill and Integrity to view and search the said Flour, and make Report forthwith according as they find the same; and the said Magistrate is hereby impowered and required to give Judgment accordingly; and in Case the said Flour is judged not fit to be exported, the said Owner may take it back again, paying to the Inspector *One Penny* for Inspecting each Cask of such Flour, as shall be adjudged not fit for Exportation, with reasonable Charges, who shall recover the said Costs and Charges from the Boulter, or maker thereof: But in Case the said Flour upon Trial, shall be found good and merchantable, the Charges of Prosecution shall be paid by the Owner, and shall also pay the Owner or Boulter the Sum of *Six Shillings* per Day for his Trouble and Waiting to have the same viewed and searched as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Justices of the Peace of each respective City, Town or District where Flour is exported to foreign Markets, at their Court of Quarter Sessions, are hereby impowered and required, to appoint some fit and proper Person in each respective City Town or District where Flour is exported to foreign Markets: And likewise the said Justices or any one of them, shall administer an Oath or Affirmation, as the Case shall require, to every Person or Persons so appointed, that he or they will faithfully, truly and impartially execute the Office as Searcher, and Inspector of Wheat Flour according to the Directions of this Act, for the respective City, Town or District where he or they shall be appointed. And if any of the Officers that shall be appointed, by any Accident be rendered uncapable, or neglect to execute the Office, or shall misbehave himself, or shall happen to die, then and so often, and from time to time, it shall and may be lawful to and for a Majority of the Justices of the Peace of the respective City, Town or District to supply his Place, by some fit and capable Person, who shall thereupon be the Officer to put this Act in Execution, for the respective City, Town or District where Wheat Flour is exported as aforesaid; but before the said Officer shall do any Thing in the Execution of his Office, he shall take the Oath or Affirmation before any one Justice of the Peace, of any County of this Province, as is before prescribed by this Act.

AND BE IT ENACTED by the Authority aforesaid, That if any Person or Persons, shall Counterfeit the said brand Marks, or either of them, or impress or brand the same, without being duly authorized for that Purpose, on any Cask of Flour, he, she or they being thereof legally convicted, shall, for every Cask so branded, forfeit and pay *Twenty Shillings*.

AND BE IT ENACTED by the Authority aforesaid, That all and every the Fines and Penalties mentioned in this Act, where the same exceed not *Five Pounds,* shall be recovered, as other Debts under *Five Pounds,* by a Law of this Province; and where the same exceed *Five Pounds,* they may be sued for and may be recovered in any Court of Record in this Province where the same is Cognizable, by Bill, Plaint or Information, wherein no Essoin, Protection or Wager of Law, nor more than one Imparlance shall be allowed; all which said Fines and Penalties shall be recovered by any Person who will sue for the same, one half to his one [*sic*] Use, the other Half to the Use of the Poor.

PROVIDED ALWAYS, That nothing in this Act shall be construed to prevent the Transporting any unbranded Flour to the Provinces of *New-York* or *Pennsylvania,* or to subject the same to be inspected; any Thing in this Act to the contrary notwithstanding.

PROVIDED ALWAYS, That this Act nor nothing therein contained, shall be in Force till the first of *March* next, and to continue in Force from thence for two Years thereafter, and to the End of the then next Session of General Assembly.

Bradford (1751) 18:1:2, pp. 12-15.

A Supplementary Act to the Act entitled, An Act to prevent the killing of Deer out of Season and against carrying of Guns, and hunting by Persons not qualifyed.

WHEREAS there was an Act of the General Assembly of this Colony, passed in the eighth Year of the Reign of King GEORGE the first, entitled, *An Act to prevent the killing of Deer out of Season, and against carrying of Guns, and hunting by Persons not qualifyed,* which said Act hath not fully prevented many Mischiefs and Inconveniencies that have often happened by Persons setting of Steel Traps to catch Deer, whereby not only other Mens Cattle have been hurt, but People have been in Danger thereof. To prevent the like for the Future,

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby ENACTED by the Authority of the same, That if any Person or Persons, after the Publication of this Act, shall set a Steel Trap or Traps in any Brook, Pond, Water, or in any other Place whatsoever, unless he or they can make it appear, by sufficient Proof in Circumstance, that the same were set

for Wolves, Panthers or other Beasts of Prey, such Person or Persons shall forfeit such Trap or Traps: And it shall and may be lawful for any Person or Persons to search for such Trap or Traps on any uninclosed Lands, and when found, to take and seize the same, and in three Days Time to carry the same to one of the nearest Justices of the Peace of that County where such Trap or Traps were found, which said Justice shall keep, or order the same to be safely kept, for the space of Twenty Days; and at the Expiration of that Time, if no Owner or Claimer appears, the said Justice is hereby impowered and required, by his Warrant under his Hand and Seal, to order any Constable of said County to sell said Trap or Traps at publick Vendue; and out of the Money arising by such Sale, the said Justices and Constables Fees shall be first paid, the Remainder of the said Money the said Constable shall divide into two equal Parts, and one half thereof he shall pay to the Overseers of the Poor of such Township or Precinct where the said Trap or Traps were found, by them to be applied to the Use of the Poor of the said Township or Precinct, and the other Half thereof to the Person or Persons that seized the same, and carried them to the said Justice as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Claimer of said Trap or Traps, appears before the said Justice within the time aforesaid, then the said Justice shall set a convenient time to hear the said Claimer or Claimers, and send the said Person or Persons that seized the same, word thereof in writing forthwith; and if upon hearing the said Claimer or Claimers shall not fully prove, either by a sufficent Witness or Witnesses, of good Circumstance to the Satisfaction of the said Justice, that the said Trap or Traps, were set for Wolves, Bears, Panthers, or other Beasts of prey, and baited with dead Carcases Flesh, live Sheep or Swine, to entice such Beasts to said Trap or Traps, then the said Justice shall give Judgment against such Claimer or Claimers, and order said Trap or Traps to be sold as aforesaid; and the Money arising by such sale, to be applied as abovesaid: But if the said Claimer or Claimers, shall make it appear, by Witnesses or good Circumstance as abovesaid, to the Satisfaction of the said Justice, that said Trap or Traps, at the time of such seizure, were set for Beasts of prey as aforesaid, and baited as aforesaid, then the said Justice shall give Judgment for the Claimer or Claimers, and order said Trap or Traps to be delivered to him or them again.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person or Persons shall lend his or their Trap or Traps to any Indian, or other Person or Persons whatsoever, and the same shall be found set for Deer as aforesaid, the said Trap or Traps shall and may be seized, forfeited and disposed of in manner aforesaid, though the Property of such Trap or Traps shall appear in an Indian or Indians, or any other Person or Persons whatsoever, who were the Lender or Lenders thereof; any Law, Usage or Custom to the contrary in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person or Persons whatsoever, shall after the first Day of *December* next, have in his or their Custody any Steel Trap or Traps, that shall be sufficient for catching of Wolves or Deer, and the present Owners Name not stampt at large

in fair Letters, on the striking Plates or Jaws of such Trap or Traps, then it shall and may be lawful for such Trap or Traps, to be seized and disposed of in the manner aforesaid, though the same were not found to be set for Deer as aforesaid; any Law, Usage or Custom to the contrary in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority abovesaid, That if any Person or Persons, shall suspect that any other Person or Persons, hath set a steel Trap or Traps for catching of Deer, though such Trap or Traps shall not be found and seized as aforesaid, then it shall and may be lawful for such Person or Persons so suspecting, to make his or their complaint, to any Justice of the Peace of such County where such suspected Person or Persons dwells, who is hereby required and Impowered, if such suspected Persons are not Householders, to Issue his Warrant to any Constable of said County, commanding him to bring such suspected Person before him the said Justice; and if such suspected Person or Persons are Householders then the said Justice is hereby required to grant a Summons directed to the said Constable, ordering him to Summons such suspected Person or Persons to appear before him, within Six Days after the Service of such Summons; And if the said Complainer or Complainers, shall make it sufficiently appear to the said Justice upon Tryal, by the Oath of one or more Witnesses, that such suspected Person or Persons hath set such a Steel Trap or Traps, where Deer are likely to come; Then the Proof shall lie upon such suspected Person or Persons, that said Trap or Traps were set for Beasts of prey as aforesaid, and baited as aforesaid, otherwise the said Justice shall give Judgment against such suspected Person or Persons, that he or they shall forfeit and pay the Sum of *Forty Shillings,* with full Costs of Suit, for every such Offence. But if the said suspected Person or Persons shall make it appear, that said Trap or Traps were set for Beasts of prey as aforesaid, then the said Justice shall give Judgment against the said Complainer or Complainers and that he or they do pay the Defendant or Defendants their Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person or Persons, shall presume to carry a Gun or Guns, or hunt or watch for Deer, or any other Game, or set in any Dog or Dogs to drive Deer, or any other Game in any Person or Persons Land, without leave first had and obtained (if not of his own Family) in writing under the hand of the Owner or Owners thereof, or such Person or Persons who hath the Possession or Care of such Land, not exceeding one Day, before such Person or Persons so offending shall upon complaint made thereof by any Person or Persons whatsoever, to any Justice of the Peace of the County where such Offence is committed; the said Justice is hereby required to Issue out his Warrant against such Offender or Offenders, to bring him or them before him; and if he or they are convicted of such Offence or Offences before the said Justice, by the Oath or Affirmation of one or more Witnesses, then he is hereby required and commanded, to bind such Offender or Offenders, in their own Recognizance, in the Sum of *Ten Pounds,* to his or their good Behaviour for three Months; and also give Judgment, that he or they shall pay the Sum of *Five Pounds,* and the Costs of such Conviction,

and binding him or them, to his or their good Behaviour: And if the said Person or Persons so convicted, shall delay or refuse to enter into the said Recognizance, and pay the Sum and Costs aforesaid, then the said Justice is hereby required and commanded to commit the said Offender or Offenders to the Gaol of said County, until he or they shall comply to enter into said Recognizance, and pay the Sum and Costs aforesaid, and also the Gaolers Fees; and the Sheriff of the said County, or his Gaoler, is hereby required and commanded to take such Offender or Offenders into his Custody, and him or them safely keep in close Gaol until such Offender or Offenders shall comply as aforesaid.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, That if any Person sets a Trap or Traps on Lands not within his own Enclosure, he or they so offending, shall forfeit *Five Pounds,* to be recovered by the Owner of the Lands where the same is set; and if he neglects his Prosecution for the Space of one Month after Discovery, then any other Person may prosecute, and the Person setting such Trap or Traps, shall also forfeit double Damage to any Person who shall be injured thereby.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, That if any Person or Persons shall kill any wild Doe, Buck, or Fawn, at any other Time or Season, except only between the *First* Day of *July* and the *Tenth* Day of *December,* he or they so Offending, shall forfeit and pay the Sum of *Forty Shillings,* for Offending against this Act, in the Months of *December* and *January,* and the Sum of *Ten Shillings,* over and above the *Thirty Shillings* forfeit, mentioned in the aforesaid Act, entitled, *An Act to prevent the Killing of Deer out of Season,* &c. for every other of the said Months.

AND BE IT ENACTED by the Authority aforesaid, That if any Person or Persons whatsoever, after the Publication of this Act, shall presume to set any Gun or Guns, or plant sharp stakes, in Order to kill Deer, or any other wild Beasts, on his own, or the Lands of any other Person whatsoever, he or she so offending, shall forfeit for every such Offence, the Sum of *Five Pounds,* to be recovered by any Person or Persons whatsoever, who shall sue for the same, and applied in Manner aforesaid, besides double Damages to any Person who shall be injured thereby.

AND BE IT ENACTED by the Authority aforesaid, That all the Penalties and Forfeitures mentioned in this Act, not hereby especially directed and applied, shall be recovered and applied according to the Directions and Appointment of the before recited Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person or Persons whatsoever, whether the accused or accuser, Plaintiff or Defendant, shall in any of the Cases aforesaid, think themselves aggrieved by any of the Judgments given by the said Justices, then it shall and may be lawful for such Person or Persons, to appeal to the next Court of Quarter Sessions, held for such County, where such Judgment shall be given; which said Court is hereby Impowered to hear and determine, all and every such Appeal or Appeals.

AND for the better and more effectual putting this and the before recited Act in Execution, BE IT FURTHER ENACTED by the Authority aforesaid,

That the Constable of each and every respective Township, Precinct and District in this Colony, having any Knowledge of any of the Offences committed against this and the said recited Act, shall, and is hereby required to present every such Offence to some Justice of the Peace of such County where such Offences shall be committed, or to the Justices of the Court of Quarter Session for the same County, together with the Name or Names of all such Offenders, and the said Justice or Justices of the Sessions as aforesaid, are hereby required to hear and determine the same, and to convict the Offenders in the Penalties and Forfeitures mentioned in this and the before recited Act, so that such Conviction shall be within four Months next after such Offence is committed; any Thing in the said recited Act, to the contrary in any wise notwithstanding.

PROVIDED that nothing herein contained, shall be deemed or taken to disannul, alter or make void the said Act, but that every Clause, Article and Sentence contained therein, except what is hereby altered or supplied, shall remain in full Force and Virtue.

PROVIDED ALWAYS, That this Act shall be and continue in Force for the Space of three Years from the Publication thereof, and thence to the End of the then next Session of General Assembly, and no longer.

Bradford (1751) 18:1:2, pp. 15-20.

An Act for Naturalizing William Evelman.

WHEREAS *William Evelman* was born under foreign Allegiance, in Amity with the Crown of *Great-Britain,* and having since settled himself in this Province of *New-Jersey,* as by his humble Petition he hath set forth, and being desirous of being invested with the Rights and Privileges of His Majesty's natural free born Subjects within this Colony: AND WHEREAS the said *William Evelman* doth profess the Protestant Religion, and has given Testimony of his Duty, Loyalty and Affection to his present Majesty King GEORGE the second, and the Succession of the Crown in the Protestant Line, in such Manner and Form as is prescribed by an Act of General Assembly of this Colony, made in the eighth Year of the Reign of his late Majesty King GEORGE the first, entitled, *An Act for securing of his Majesty's Government of* New-Jersey.

BE IT THEREFORE ENACTED by the Governor, Council and

General Assembly, and it is hereby ENACTED by the Authority of the same, That the said *William Evelman* is, and shall from henceforth, be deemed, taken and esteemed to be his Majesty's natural free born Subject within this Province, to all Intents, Constructions and Purposes whatsoever, as if he had been born within the same, and shall and may enjoy, and be entitled unto the same Liberties, Laws, Rights and Privileges as any of his Majesty's natural free born Subjects can or ought to enjoy, or be entitled unto within the same; any Act, Ordinance, Usage or Custom to the contrary in any wise notwithstanding.

PROVIDED ALWAYS, and it is hereby ENACTED and declared, that nothing in this Act contained, shall be construed or taken to enable the said *William Evelman* to be of his Majesty's Council, or of the General Assembly, or to hold or enjoy any Post or Office of Trust or Profit within this Colony; any Thing herein contained to the contrary notwithstanding.

Bradford (1751) 18:1:2, pp. 20-21.

Eighteenth Assembly, Second Session

25 Jan. - 12 Feb. 1751/52

Perth Amboy

An ACT *for the Support of Government of His Majesty's Colony of* New-Jersey, *to commence the* tenth *Day of* August, One Thousand Seven Hundred and Fifty One, *and to end the* twenty-first *Day of* November, One Thousand Seven Hundred and Fifty Two, *and to discharge the Publick Debts, and the Arrearages and Contingent Charges thereof, and for settling of the Quotas in the respective Counties, and levying of a Provincial Tax.*

WHEREAS the Act for Supporting the Government of His Majesty's Colony of *New-Jersey,* has been for some Time expired; and We the House of Representatives, being willing and desirous to give all possible Demonstration of our Duty, Loyalty and Gratitude by providing for the Support of His Majesty's Government over us, do pray that it may be Enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly, of this Colony of *New-Jersey,* and it is hereby Enacted and Declared, by and with the Authority of the same, That for paying the Salaries of the Governor, or Commander in Chief for the Time being, and other Officers appointed for the Administration of the Government of this Colony, there shall be and there is hereby, cheerfully and unanimously given unto His present Majesty, his Heirs and Successors, the Sum of *One Thousand Six Hundred and Twenty-five Pounds,* Proclamation Money of *New-Jersey,* as it now passes, to be paid out of such Money as shall be paid into the Treasury by Virtue of this Act, *that is to say.*

To His Excellency JONATHAN BELCHER, Esq; Governor and Commander in Chief of this Colony, or to the Commander in Chief for the Time being, at the Rate of *One Thousand Pounds, per Annum,* Money aforesaid.

To the second Judge of the Supreme Court of this Colony, for the Time being, at the Rate of *Twenty-five Pounds, per Annum,* Money aforesaid.

To the third Judge of the Supreme Court of this Colony, for the Time being, at the Rate of *Twenty-five Pounds, per Annum,* Money aforesaid.

To the Attorney General of this Colony for the Time being, at the Rate of *Thirty Pounds per Annum,* Money aforesaid.

To each of the Treasurers of this Colony for the Time being, at the Rate of *Forty Pounds, per Annum,* Money aforesaid.

To the Clerk of the Council of this Colony for the Time being, at the Rate of *Thirty Pounds per Annum,* Money aforesaid.

To *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great-Britain,* or to the Agent for the Time being, appointed by the House of Representatives, at the Rate of *Eighty Pounds per Annum,* Money aforesaid.

To the Clerk of the Circuits of this Colony for the Time being, at the Rate

of *Twenty Pounds per Annum,* Money aforesaid.

To the Door-Keeper of the Council of this Colony for the Time being, at the Rate of *Ten Pounds per Annum,* Money aforesaid.

All which said several Sums abovementioned, shall be made and paid to the said several Officers beforementioned, for their respective Salaries for the Term of one Year and three Months, by the Treasurers of this Colony, or either of them, on Warrants to be produced to them, or either of them, signed by the Governor or Commander in Chief for the Time being, in Council, and the Warrants so signed, with Indorsements thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in Case his Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall, by Death, or otherwise, cease to be Governor or Commander in Chief of the same, or that any other of the respective Officers herein beforementioned shall happen to die, or otherwise be removed from their said respective Offices at any Time after the passing of this Act, and before the *Twenty first* Day of *November,* which will be in the Year of our Lord, *One Thousand Seven Hundred and Fifty Two,* that then, and in such Case, it shall and may be lawful for the Treasurers of this Colony for the Time being, and they or either of them, are hereby authorized and commanded to pay to his Excellency JONATHAN BELCHER, Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received or to be received by them as aforesaid, so much thereof as at the Time of His said Excellency's ceasing to be Governor as aforesaid, or the said respective Officers dying, or being otherwise disabled from holding their Offices as aforesaid, shall remain in Arrear and unpaid to them for his and their respective Salaries.

AND WHEREAS it is necessary, that the Governor or Commander in Chief of this Colony for the Time being, should be provided with a House to live in until one shall be provided for that Purpose, BE IT ENACTED by the Authority aforesaid, that there shall be paid, out of the Money aforesaid, to his Excellency JONATHAN BELCHER, Esq; or to the Governor or Commander in Chief for the time being, at the Rate of *Sixty Pounds per Annum,* for House-Rent for the said Term of one Year and three Months.

AND WHEREAS it is fitting and necessary that the Publick Debts and contingent Charges of the Government should from time to time be honourably and punctually discharged: Therefore for Defraying the same, We the House of Representatives do further pray that it may be Enacted. AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay, out of the Money aforesaid, to the Chief Justice, or to any one of the Justices of the Supream Court of this Colony, *Ten Pounds,* for each Time in the aforesaid one Year and three Months, that he, or either of them hath held, or shall hold the Court of *Nisi Prius,* and of *Oyer and Terminer,* and General

Gaol Delivery; when it hath been or shall be necessary, that they be held at the same Time, in the respective Counties of this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts; provided there hath been, or shall be a real Occasion for holding the same: PROVIDED ALSO, that not any Thing shall be paid to either of the Justices aforesaid, for holding any of the abovesaid Courts, at the same Time that the Supream Courts have been or shall be held at *Perth-Amboy* and *Burlington.* PROVIDED ALWAYS, that no more than two of the said Courts of *Oyer and Terminer* and General Gaol Delivery, held in any one County during the said one Year and three Months, shall be paid for by Virtue of this Act, one of them held or to be held, if there hath been, or shall be Occasion, at the yearly Time of holding the Courts of *Nisi Prius,* and one other of said Courts of *Oyer and Terminer* and General Gaol Delivery, if Application hath been, or shall be made in Writing, signed by the major Part of the Freeholders chosen by the said County, in Conjunction with any three Justices of the Peace, (*Quorum unus,*) of said County, to any one of the Justices of the Supream Court.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Treasurers, or either of them, shall pay the Sum of *Six Shillings per Diem* unto each of the Council, for each Day that they have respectively attended, or shall attend at this, or any other Sitting of General Assembly, during the said one Year and three Months, upon Warrants by them, their Executors, Administrators or Assigns, to be produced, signed by the Governor or Commander in Chief in Council, expressing the Number of Days, each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.*

To *Samuel Smith,* Esq; one of the Clerks of the House of Representatives, for his Attendance, the Sum of *Eight Shillings per Diem,* for the Time he hath attended, or shall attend, at this, or any other Sitting of General Assembly, during the said one Year and three Months: ALSO the Sum of *Four-pence* per Sheet, reckoning Ninety Words to the Sheet, for entering the Minutes and Votes of the last Sitting at *Burlington* fair in the Book, Copying the Laws and Minutes for the Printer, and *One Pound Ten Shillings* for Pen, Ink and Paper.

To *Thomas Bartow,* Esq; the other Clerk of the said House of Representatives, for his Attendance in manner aforesaid, the Sum of *Eight Shillings per Diem;* also *Four pence* per Sheet, reckoning Ninety Words to the Sheet, for Entering the Minutes &c. in the Manner aforesaid, and *Twenty Shillings* for Pen, Ink and Paper.

To *William Bradford,* of *Philadelphia,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives, and Laws passed at this, or any other Sitting during the Continuance of this Act, such Sums as *Charles Read, William Cooke* and *Joseph Ellis,* Esqrs; or any two of them, shall agree to be paid for the said Services: ALSO *Two Hundred Pounds,* for one Hundred and Sixty bound Books of the Laws of this Colony, as agreed

for with *Samuel Nevill,* Esq; when they shall be delivered according to the Directions of the General Assembly.

To the Sergeant at Arms for the Time being, who hath attended or shall attend the House of Representatives, at this or any other Sitting, during the said Term of one Year and three Months, the Sum of *three shillings per Diem.*

To the Sergeant at Arms for the Time being, who hath attended, or shall attend the Council in manner aforesaid, the Sum of *three shillings per Diem.*

To the Door-Keeper of the House of Representatives, for the Time being, who hath attended or shall attend, on the House in manner aforesaid, the Sum of *three shillings per Diem.*

To *John Deacon,* Esq; so much as he shall agree to pay for the Use of a Room and Candles for the House, during the last Sitting at *Burlington,* not exceeding *twenty shillings* per Week.

Also to *Thomas Fox,* for the Use of a Room, Firewood and Candles, for the House this Sitting, the Sum of *Thirty shillings* per Week.

To *Andrew Johnston,* Esq; the Sum of *fifteen shillings* per Week, to pay for the Use of a Room, Firewood and Candles for the Council, during this, or any other Sitting within the said Term.

To the Secretary, for Services done to the beginning of this Session, for Copying the Laws to send to *England,* and for Expresses, *Eight Pounds six shillings and four pence.*

To *William Bradford,* for Printing Proclamations, relating to the Rioters and Iron Works, *Three Pounds.*

To *Samuel Smith,* for two Sets of the *Pennsylvania* Law Books, purchased by him, *three Pounds Thirteen shillings* and *six pence.*

To *Thomas Rogers,* for Firewood, *One Pound twelve shillings and six pence.*

To *John Deacon,* Esq; for Firewood last Session, *nineteen shillings* and *six pence.*

To *Andrew Johnston,* Esq; in full of his Account for taking Coiners &c. *ten pounds eleven shillings and seven pence.*

To the Executors of Mr. *Richard Smith,* for sundry Services, in full of his Account, *sixty six pounds ten shillings.*

To *Samuel Nevill,* Esq; second Justice of this Colony, the Sum of *six pounds,* for each time he hath attended, or shall attend the Supream Courts at *Burlington;* between the *tenth* Day of *August* last, and the *twenty-first* Day of *November* next, during the Absence of the Chief Justice.

ALL which said several Sums abovementioned, shall be, and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor or Commander in Chief for the Time being, in Council: And the said several Warrants, when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them, the said Treasurers, or either of them, their Executors and Administrators, on Account of the several Payments so made, and paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Treasurers or either of them, shall pay out of the Money aforesaid, the Sum of *Six Shillings per Diem,* to the Speaker and every of the Members of the House of Representatives, for the Time each of them have attended, or shall attend at this or any other Sitting of General Assembly, during the said Term of one Year and three Months; upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators or Assigns, signed by *Charles Read, Robert Lawrence, William Cooke, John Emley* and *Hendrick Fisher,* Esqrs; or any three of them, expressing the Number of Days, such Member shall have attended: And the said several Certificates, when produced by the said respective Treasurers, and Indorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them, the said Treasurers, or either of them, their Heirs, Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND WHEREAS, the Treasury of this Colony neither is, nor can be supplied, by Virtue of any Acts of General Assembly now in being, with Money sufficient for Discharging the several Sums abovementioned, and such other Sums of Money, which by the late and former Acts of General Assembly, have been already given to, and for the Support of Government: For Remedying of which, its absolutely necessary to raise the Sum of *Eight Thousand Pounds* Money aforesaid, by Provincial Taxes; *Six Thousand Pounds,* part thereof, to be assessed, levyed and paid into the Treasury, on or before the *tenth* Day of *June,* next ensuing, and *Two Thousand Pounds* the Remainder thereof, to be also assessed, levyed and paid into the Treasury, on or before the *twenty-first* Day of *November* next.

AND to the End the said Sum of *Eight Thousand Pounds* Money aforesaid, may be equitably and effectually raised, according to the respective Periods above specified, for Supply of the Treasury, for Discharging the said Sums of Money so given by this, and the late Acts of General Assembly, to and for the Support of Government. IT IS HEREBY ENACTED by the Authority aforesaid, that there shall be assessed, levyed and raised, on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of *Eight Thousand Pounds* Money aforesaid, in Manner following, *viz.*

All Householders, the Tax of whose rateable Estate exclusive of Certainties, does not amount to *four shillings,* shall be rated at the Discretion of the Assessors, not under *one shilling,* nor above *twenty shillings* in the first Tax, and not under *four-pence,* nor above *six shillings and eight-pence* in the second Tax, to be levyed by Virtue of the Directions of this Act.

All Merchants and Shop-keepers, shall be rated at the Discretion of the Assessors, not under *six shillings,* nor above *five Pounds* in the first Tax, and not under *two shillings,* nor above *One Pound Thirteen Shillings and four pence* in the second Tax, to be levied as aforesaid.

All Saw Mills, shall be rated at the Discretion of the Assessors, not under *twenty shillings,* nor above *Ten Pounds* in the first Tax, and not under *six*

shillings and eight-pence, nor above *Three Pounds six shillings and eight-pence* in the second Tax, to be levied as aforesaid.

All Grist-Mills, for each Pair of Stones, shall be rated at the discretion of the Assessors, not under *ten shillings,* nor above *Five Pounds* in the first Tax, and not under *Three Shillings and four pence,* nor above *One Pound Thirteen shillings and four pence* in the second Tax, to be levied as aforesaid.

All Fulling Mills, shall be rated at the discretion of the Assessors, not under *Six Shillings,* nor above *Three Pounds* in the first Tax, and not under *Two Shillings,* nor above *One Pound* in the second Tax, to be levied as aforesaid.

All Furnaces, shall be rated at the discretion of the Assessors, not under *Two Pounds ten shillings,* nor above *Ten Pounds* in the first Tax, and not under *Sixteen Shillings and eight-pence,* nor above *Three Pounds six shillings and eight-pence* in the second Tax, to be levied as aforesaid.

All Forges that Work Pig-Iron, shall be rated at the discretion of the Assessors, not under *twenty shillings,* nor above *five pounds* in the first Tax, and not under *six shillings and eight-pence,* nor above *one pound thirteen shillings and four-pence* in the second Tax, to be levied as aforesaid.

All Forges or Bloomaries, that make Bar-Iron immediately out of the Oar, shall be rated at the discretion of the Assessors, not under *ten shillings,* nor above *three pounds* in the first Tax, and not under *three shillings and four-pence,* nor above *twenty shillings* in the second Tax, to be levied as aforesaid.

All Glass Houses, shall be rated at *six pounds five shillings* each, in the first Tax, and *two pound one shilling and eight-pence* in the second Tax.

All Stills that Distill Molasses, shall be rated at *four pounds ten shillings* each, in the first Tax, and *one pound ten shillings* in the second Tax.

All other Stills, that Distill Spiritous Liquors for sale or hire, shall be rated at the discretion of the Assessors, not under *five shillings,* nor above *two pounds ten shillings* in the first Tax, and not under *one shilling and eight-pence,* nor above *sixteen shillings and eight-pence* in the second Tax, to be levied as aforesaid.

All Brew-Houses that Brew for sale or hire, shall be rated at the discretion of the Assessors, not under *ten shillings,* nor above *five pounds* in the first Tax, and not under *three shillings and four pence,* nor above *one pound thirteen shillings and four pence* in the second Tax, to be levied as aforesaid.

Every Ferry, shall be rated at the discretion of the Assessors, not under *ten shillings,* nor above *six pounds* in the first Tax, not under *three shillings and four pence,* nor above *two pounds* in the second Tax, to be levied as aforesaid.

Every Shallop, Flat, Boat, Passage Boat, Pilot Boat and Wood Boat, shall be rated at the discretion of the Assessor, in Proportion to their Burthen and Business, not under *five shillings,* nor above *twenty shillings* in the first Tax, nor under *one shilling and eight-pence,* nor above *six shillings and eight-pence* in the second Tax, to be levied as aforesaid.

Every single Man that works for hire, and keeps a Horse or Mare, shall be rated the Sum of *six shillings* in the first Tax, and the Sum of *two shillings* in

the second Tax, to be levied as aforesaid.

Every single Man that works for hire, and does not keep a Horse or Mare, shall be rated the Sum of *three shillings* in the first Tax, and the Sum of *one shilling* in the second Tax to be levied as aforesaid.

Every bought Servant and Slave, being Male of Sixteen Years old and upwards, (except such Slaves as are not able to work) shall be rated the Sum of *two shillings* in the first Tax, and the Sum of *eight-pence* in the second Tax, to be levied as aforesaid.

All Cattle, Horses and Mares, of two Years old and upwards, shall be valued at *twenty five shillings* each head.

All Sheep of one Year old and upwards, shall be valued at *three shillings* each head.

All profitable Tracts of Land, held by Deed, Patent or Survey; whereon any Improvement is made, the whole Tract shall be valued at the discretion of the Assessors, in each respective County of this Colony, as followeth, *that is to say,*

In the County of *Middlesex,* not above *forty Pounds,* nor under *eight pounds per hundred* Acres.

In the County of *Monmouth,* not above *forty five pounds,* nor under *nine pounds per hundred.*

In the County of *Essex,* not above *forty five pounds,* nor under *nine pounds per hundred.*

In the County of *Somerset,* not above *forty five pounds,* nor under *nine pounds per hundred.*

In the County of *Bergen,* not above *forty pounds,* nor under *eight pounds per hundred.*

In the County of *Burlington,* not above *forty five pounds,* nor under *nine pounds per hundred.*

In the County of *Gloucester,* not above *forty pounds,* nor under *eight pounds per hundred.*

In the County of *Salem,* not above *forty five pounds,* nor under *nine pounds per hundred.*

In the County of *Cape-May,* not above *twenty pounds,* nor under *five pounds per hundred.*

In the County of *Hunterdon,* not above *forty pounds,* nor under *eight pounds per hundred.*

In the County of *Morris,* not above *twenty pounds,* nor under *five pounds per hundred.*

In the County of *Cumberland,* not above *thirty pounds,* nor under *six pounds per hundred.*

AND BE IT ENACTED by the Authority aforesaid, That every Hawker, Pedlar and Petty-Chapman, travelling on foot, and exposing his Goods for sale, excepting Linen or other Goods of their own Manufacture, within this Colony, shall, before he Offers any such Goods to sale in any County of this Colony, first pay over and above the Rates he is to pay by other Acts of Assembly, unto the Collector of the said County where he proposes to sell Goods, the

Sum of *one pound five shillings,* during the said one Year and three Months.

AND every Hawker, Pedlar or Petty-Chapman, travelling with a Horse or Horses, or any other Beasts of Burthen, and exposing his, her or their Goods and Wares to sale, (excepting such as are before excepted) shall before he, she or they offers any such Goods to sale in any County of this Colony, first pay unto the Collector of the said County where he proposes to sell Goods, the Sum of *fifty shillings,* during the said one Year and three Months.

AND if the said Hawker, Pedlar or Petty-Chapman, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County where he has travelled, and exposed Goods to sale as aforesaid, that he or she has paid the Sum beforementioned, shall Forfeit for every such Offence the Sum of *five pounds* Money aforesaid, to be recovered by every such Person, before any one of His Majesty's Justices of the Peace of this Province, one half to the Use of his Majesty, His Heirs and Successors, to and for the Support of Government, to be applied towards the *Quota* of that County where such Offence or Offences shall be committed as aforesaid, and the other half to the Use of the Person so suing and recovering the same, with Costs of Suit, and the said Justice is hereby authorized, impowered and commanded to hear and determine the same.

AND BE IT ENACTED by the Authority aforesaid, That the Sum of *Six Thousand Pounds* Money aforesaid, be assessed, levied and paid into the Treasury, on or before the *Tenth* Day of *June* next, in the Proportion following, *viz.*

By the County of *Middlesex,* the Sum of *five hundred and forty three pounds sixteen shillings and three pence farthing.*

By the County of *Monmouth,* the Sum of *seven hundred eighty eight pounds twelve shillings and one half penny.*

By the County of *Essex,* the Sum of *four hundred sixty seven pounds two shillings and nine pence three eights of a penny.*

By the County of *Somerset,* the Sum of *six hundred sixty nine pounds, eighteen shillings and six pence one eighth.*

By the County of *Bergen,* the Sum of *three hundred ninety five pounds seven shillings and ten pence three farthings.*

By the County of *Burlington,* the Sum of *seven hundred and fifty pounds two shillings and three pence one eighth.*

By the County of *Gloucester,* the Sum of *four hundred sixty nine pounds one shilling and seven pence three farthings.*

By the County of *Salem,* the Sum of *four hundred and nineteen pounds two shillings and six pence half penny.*

By the County of *Cape-May,* the Sum of *one hundred pounds five shillings.*

By the County of *Hunterdon,* the Sum of *eight hundred and fifty pounds thirteen shillings and a penny farthing.*

By the County of *Morris,* the Sum of *three hundred thirty three pounds seven shillings and seven pence five eighths.*

By the County of *Cumberland,* the Sum of *two hundred and twelve pounds*

ten shillings and two pence three farthings.

AND BE IT ENACTED by the Authority aforesaid, That the Sum of *Two Thousand Pounds* Money aforesaid, be assessed, levied and paid into the Treasury, on or before the *Twenty-first* Day of *November* next, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *one hundred, eighty one pounds five shillings and five pence.*

By the County of *Monmouth,* the Sum of *two hundred, sixty two pounds seventeen shillings and four pence farthing.*

By the County of *Essex,* the Sum of *one hundred and fifty five pounds fourteen shillings and three pence one eighth.*

By the County of *Somerset,* the Sum of *two hundred twenty three Pounds six shillings and two pence.*

By the County of *Bergen,* the Sum of *one hundred thirty one pounds fifteen shillings and eleven pence.*

By the County of *Burlington,* the Sum of *two hundred and fifty Pounds and nine pence.*

By the County of *Gloucester,* the Sum of *one hundred and fifty six pounds seven shillings and two pence half-penny.*

By the County of *Salem,* the Sum of *one hundred thirty nine pounds fourteen shillings and two pence.*

By the County of *Cape-May,* the Sum of *thirty three pounds eight shillings and five pence farthing.*

By the County of *Hunterdon,* the Sum of *two hundred eighty three pounds eleven shillings and three eights of a penny.*

By the County of *Morris,* the Sum of *one hundred and eleven pounds two shillings and six pence half-penny.*

By the County of *Cumberland,* the Sum of *seventy pounds sixteen shillings and nine pence.*

AND BE IT ENACTED by the Authority aforesaid, That the Assessors for assessing the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen during the continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Colony, entitled, *An Act for the more regular choosing and electing Assessors and Collectors in the respective Towns and Counties in this Province.*

Which said Assessors, shall before they do any Thing in pursuance of this Act, severally take the following Qualification, before any one Justice of Peace, in the respective Counties, *viz.*

"That you will truly and impartially Value and Assess the Rateable Estates of the Inhabitants of the Township or Precinct of pursuant to the Directions of this Act, and also assist the other Assessors in settling the Quotas, according to the best of your Skill and Understanding."

AND WHEREAS, the Value of Lands have not been heretofore ascertained by any of the Assessors of this Colony, by Reason whereof, it will be the more difficult for the respective Assessors to value Lands, agreeable to the

general Opinion of the People, therefore, BE IT ENACTED by the Authority aforesaid, That it shall and may be lawful, to and for the Freeholders and Inhabitants, Householders of each Township, Precinct and Division of each County in this Colony, (if they shall judge it necessary) at their next Town Meetings, on the second *Tuesday* in *March* next, to elect and choose by Plurality of Voices, one able Person to aid and assist the respective Assessor, who shall be chosen at the same Time for the said Town, Precinct or Division, in settling the Rates and Values of Lands, according to the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Person when chosen, shall within ten Days after such Choice, repair to some Justice of the Peace in said County, who shall Administer unto him the following Qualification, *viz.*

"You shall truly and impartially assist A.B. *Assessor of the Township of* C. *in settling a true State and Value upon all and every the Lands that are to be assessed in the said Township of* C. *according to the best of your Skill, Judgment and Knowledge, pursuant to the Directions of an Act, entitled,* An Act for Support of Government of His Majesty's Colony of New-Jersey, *to commence the* Tenth *Day of* August, One Thousand Seven Hundred and Fifty One, *and to end the* Twenty first *Day of* November, One Thousand Seven Hundred and Fifty two, *and to discharge the Publick Debts, and the Arrearages and contingent Charges thereof, and for settling of the Quotas in the respective Counties, and Levying of a Provincial Tax."*

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if such Person or Persons so chosen, shall Neglect or Refuse to serve in said Office, or shall neglect or refuse to do and perform any other Matter or Thing required of him by this Act, he shall forfeit and pay the Sum of *Five Pounds,* to be recovered and applyed in Manner hereafter mentioned.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That such Assistant shall be paid for his said Service, such Sum of Money as the said Township, Division or Precinct, shall, at their said Town Meeting, vote to be sufficient, which said Sum shall be assessed on, and levied with the Tax hereby directed, to be levied on each respective Township and Division where such Assistant shall be chosen; and the Collectors of said Townships and Divisions, are hereby directed to pay the Sum so voted to the said Assistant.

AND BE IT ENACTED by the Authority aforesaid, That the Town, Precinct and District Collectors, for collecting the several and respective Sums aforesaid, (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony) shall be such as now are, and hereafter shall be chosen, (during the Continuance of this Act as aforesaid) by the several Towns, Precincts and Districts aforesaid, according to the Directions of the Act of General Assembly above referred to, entitled as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the County Collectors, for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are, and hereafter shall be chosen, (during the Continuance of this Act as aforesaid) in each respective County of this Colony, according to the Directions of

an Act of General Assembly, entitled, *An Act to enable the Freeholders in Conjunction with three Justices of the Peace, to choose a Collector for each respective County within his Province.*

AND to the End the said several and respective Sums aforesaid, may be equitably assessed and levied, BE IT ENACTED by the Authority aforesaid, That all and every of the Inhabitants and Householders of each County in this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sir Names, and of their Estates Real and Personal, made rateable by this Act; which the Assessors shall take down in Writing, in order to be enabled thereby, to make just and true Assessments of such rateable Estate, and to render Duplicates thereof to the Town, Precinct, and District Collectors, chosen as aforesaid, by the Times herein after prescribed for that Purpose.

AND in Case any of the Inhabitants or Householders, shall at any Time neglect or refuse to give in such Account of their said Estates, Real and Personal, such Person or Persons so neglecting or refusing, shall forfeit the Sum of *Three Pounds* Money aforesaid, and be assessed and rated the double of the Sum of what the said Assessors in their Discretion may suppose the said Person or Persons so neglecting or refusing, might otherwise in Proportion to their Estates have been rated at.

AND in Case the said Assessors, or any of them, shall at any Time within the space of Thirty Days after such Accounts are given in, have certain Knowledge or Reason to believe or suspect, that any Person or Persons have concealed or not given in a full Account of their Estates, Real and Personal, made rateable as aforesaid, then and in such Case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a List or Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace of the respective County, who is hereby authorized, impowered and commanded, to summons such Person or Persons so delinquent, or supposed to be delinquent, at a Day and Place to be by him appointed and prefixed, and then and there to examine such Person or Persons touching the Lists of their respective Estates so as aforesaid given in or touching any other Matters which may any ways concern the Premises: And if on such Examination, or otherwise, it shall appear that such Person or Persons have been guilty of concealing or not giving in any part of their Estates, made rateable as aforesaid; such Person or Persons shall forfeit and pay the Sum of *Three Pounds* Money aforesaid, and shall be rated double what the part of his Estate so concealed would have been rated at.

AND if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her or them, every Person so making Default, his, her or their rateable Estate shall be rated double the Value of what the said Assessors respectively may in their Discretion suppose the said Delinquents might otherwise have been rated at in Proportion to their Estates.

FOR all which Penalties aforesaid, the said Justices on due Conviction as

aforesaid, shall give Judgment with reasonable Costs, and thereupon issue his or their Warrant, directed to the Constable of the respective Town, Precinct or District, for distraining the same on the Goods and Chattles of such Offender; and in Case no such Goods and Chattles can be found, then to take the Bodies of the Offenders, which shall be committed to the Gaol of the said County there to remain in close Custody, until the said Penalties and Costs shall be paid: And the same Penalties when recovered, shall be paid to the Collector of such respective County, to be disposed of for and towards the Support of Government as aforesaid.

PROVIDED ALWAYS, That if any Person or Persons shall think him, her or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons in the Space of ten Days then next following, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the same County, but not after; who upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED by the Authority aforesaid, that for assessing the Sum of *Six Thousand Pounds,* Money aforesaid, for the first Tax, to be assessed, levyed and paid into the Treasury, on or before the *Tenth* Day of *June* next, as aforesaid, the Assessors aforesaid respectively, shall take a true Account and make an exact List with Columns therein, of all those Persons and Things made rateable as aforesaid, on or before the *Tenth* Day of *April* next.

AND that for assessing the said Sum of *Two Thousand Pounds* Money aforesaid, for the second Tax to be assessed, levied, and paid into the Treasury, on or before the *twenty first* Day of *November* next, such Assessors respectively shall make out true Lists from the aforesaid Lists, with such necessary Alterations as shall come to their Knowledge, on or before the *first* Day of *August* next.

AND within Ten Days after the respective Times above prefixed, for taking such Account and making such List, shall meet at the Court Houses in all the Counties, except in the County of *Middlesex,* for which they shall meet at *Piscataway;* for the County of *Hunterdon* at *Philip Ringo's,*[1] and for the County of *Morris* at *Jacob Ford's.*[2] And at the said respective Places shall compute what the Sum Total of all the Certainties laid by this Act in the said County shall amount unto, and the Rates and Penalties received by the Collector thereof, to and for the Support of Government as aforesaid, (if any such Rates and Penalties shall happen to be so received) and shall also then and there likewise compute the Value of all the Estates, Real and Personal, given in to the said Assessors, within each of the said Towns, Precincts or Districts in each and every County of this Colony, at the Value in this Act mentioned and expressed, and at such other Value as they in their Discretion shall think reasonable to fix, according to the Restrictions and Directions herein before limited and prescribed: And after deducting the Certainties, Rates and Penalties aforesaid, (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of their respective Counties; the said Assessors shall add their own and the Collectors Fees (and in the

last Assessment to be made by Virtue of the Directions of this Act, the Insolvents of the first Assessment to be made as aforesaid, if any such Insolvents shall happen to be so made in such Assessment) to the Remainder, and assess such Remainder and Addition of Fees and Insolvents equally on the Pound Value of all the Real and Personal Estates within each of their several and respective Counties, so as to make up and pay each of their several and respective Quotas, with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury, and the Insolvents as aforesaid, by the several and respective Times abovementioned.

AND the Assessors aforesaid respectively, within Ten Days after making such Assessments, shall deliver to the Collectors of each Town, Precinct or District, of the several Counties within this Colony, true and exact Duplicates of each respective Assessment, containing in distinct Columns therein to be made for that Purpose, as well an exact Account of the Certainties, Rates and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon made.

AND BE IT ENACTED by the Authority aforesaid, that in Case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office, or shall neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessments by the Times above particularly prefixed, or shall otherwise neglect or refuse to do any other Duty, Matter or Thing required and enjoined them by this Act; every such Assessor so Offending, shall forfeit, for each Offence, the Sum of *five Pounds* Money aforesaid; to be recovered by the Collector of each respective County within this Colony where such Offence or Offences shall be committed, in any Court of Record where the same shall be Cognizable, with Costs of Suit, one half to His Majesty, His Heirs and Successors, to and for the Support of Government, to be applied as aforesaid, and the other half to such Collector so recovering the same, with Costs of suit: And the said County Collectors respectively, are hereby authorized, enjoined and required to sue for the same accordingly.

AND in Case the said Collectors, or either of them, shall knowingly conceal or neglect to sue any such Assessor so Delinquent as aforesaid, for the space of Ten Days after Notice of such Offence or Offences, then and in that Case such Collector so offending shall forfeit the Sum of *five Pounds,* Money aforesaid, for each Offence, to be recovered by any Person who will sue for the same, one half to the Use of His Majesty, His Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so Offending, shall reside; and the other half with Costs of Suit to the Person so suing.

And the Assessors aforesaid, shall have and receive of and from the County Collectors aforesaid, the Sum of *six Pence* per Pound, for their Trouble of assessing the several and respective Sums directed to be raised by this Act as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the Collectors aforesaid of each respective Town, Precinct or District within the several Counties of this Colony, within *Thirty Days* after the receipt of the Duplicates from

the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid, together with such Duplicates or Copies thereof, in order to be delivered to the Treasurers of this Colony.

AND if in Case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof so collected, and such Duplicates whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefixed them for that Purpose, every such Collector so offending, shall forfeit for each Offence the Sum of *five Pounds,* Money aforesaid. And in Case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoined them by this Act, neglect or refuse the same; every such Collector, for each Offence, shall forfeit the Sum of *five Pounds,* Money aforesaid. All which Penalties the County Collectors aforesaid respectively, are hereby authorized, impowered and commanded to sue for, in any Court of Record in this Colony, where the same shall be cognizable; one half to His Majesty, His Heirs and Successors, towards the Support of Government, to be applied as aforesaid; and the other half to such County Collector so suing, with Costs of Suit.

AND in Case the said County Collectors aforesaid, or either of them, shall knowingly conceal or neglect to sue any such Town, Precinct or District Collector, so Delinquent as aforesaid, for the Space of *Ten Days* after Notice of the said Offence or Offences, then and in that Case, such County Collector so offending, shall forfeit the Sum of *five Pounds,* for neglecting to sue for the Recovery of such Sum or Sums of Money so collected by such Town, Precinct or District Collectors, and the Sum of *Three Pounds* for neglecting to sue for any other less Breach of Duty, Matter or Thing required and enjoined them by this Act as aforesaid. All which Penalties may and shall be recovered by any Person who will sue for the same in any Court of Record within this Colony; one half to His Majesty, His Heirs and Successors, to and for the Support of Government, to be applied in Manner aforesaid; and the other half to the Person so suing, with Costs of Suit.

AND the Town, Precinct or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *four Pence per Pound* for all such Money as they shall respectively gather and pay to the County Collectors aforesaid, by virtue of the Directions of this Act.

AND if any Person or Persons shall refuse or neglect to pay his, her or their Tax to the Town, Precinct or District Collector or Collectors, when demanded, or Notice given at their respective Places of abode; such Collector or Collectors within *Twenty Days* after making such Demand, or giving such Notice, shall make out a List of the Name and Sir name of such Delinquent or Delinquents, with what Sum or Sums he, she or they is or are to pay, and make return thereof to any one Justice of the Peace of such County where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant to the Constable of such Town, Precinct or District, to make Distress on the Delinquent or Delinquents, Goods and Chattles, and make Sale thereof at a publick Vendue in any Town or County within this Colony, and

pay the Tax or Taxes for which such Distress shall be made unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector said County; and after Payment made, to retain *two Pence* for each Name incerted in the Warrant, to be paid to the Justice of the Peace that shall make out the same; and *one Shilling* to the Constable for each Distress and Sale. And the said Constable shall pay the same to the Collector within *six Days* after receiving it; and shall forfeit *Forty Shillings* for Breach of any Part of his Duty enjoined him by this Act, to be recovered and applied as aforesaid; and if any Overplus shall then remain, the same to be returned to the Owner or Owners thereof. And where Goods and Chattles cannot be found, the Constable or Constables of such Towns, Precincts or Districts, is and are hereby impowered and required to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and deliver him or them to the Sheriff of such County or Counties, who is and are hereby impowered and required to keep such Delinquent or Delinquents in safe Custody until Payment shall be made, and all Charges accrued thereby defrayed.

AND BE IT ENACTED by the Authority aforesaid, that if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money, for Rates or Forfeitures, by Virtue of the Directions of this Act, before the Taxes herein before mentioned shall be respectively assessed, every such Collector shall immediately render an Account thereof to the Assessors of the County respectively where such Money shall be so received, to the End the said Assessors may deduct the same from the Quota of such County, and assess the Remainder thereof equally upon those Persons and Things made rateable as aforesaid. And in Case such Collector or Collectors shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing, shall forfeit for every such Neglect or Refusal, the Sum of *five Pounds* Money aforesaid, to be recovered by any Person who will prosecute the same to effect, in any Court of Record where the same shall be Cognizable; one half to His Majesty, His Heirs and Successors, for and towards the Support of Government of this Colony, to be applied as aforesaid; and the other half to the Person so prosecuting, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, That the Collectors aforesaid, of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties in the first Tax, to be levied by Virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the *Tenth* Day of *June* next. And shall likewise pay unto the said Treasurers in Manner aforesaid, the particular Sums by them severally received for the Quotas of the said Counties (in the second Tax to be levied as aforesaid) on or before the *Twenty first* Day of *November* next. And with the said Sums of Money, shall also deliver unto the Treasurers aforesaid, at the Times aforesaid, an exact Copy of the Assessment of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein: For which said Sums of Money, Copy of Assessment and Account of Deficiencies, the said Treasurers shall give the said Collectors a Receipt, which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally, of and from

the same: But if in Case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment and Account of Deficiencies, unto the said Treasurers as aforesaid, by the Times above respectively prefixed for that Purpose, every such Collector so offending, shall forfeit for every such Offence, the Sum of *Fifty Pounds,* Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable; one half thereof to His Majesty, His Heirs and Successors, for and towards the Support of Government, to be applied to the defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending, shall respectively belong; and the other half to the said Treasurers, or either of them so suing, with Costs of Suit.

AND in Case the said Treasurers, or either of them, shall knowingly conceal or neglect, for the Space of Ten Days, to sue any such County Collector or Collectors, so offending as aforesaid, such Treasurer or Treasurers so concealing or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such Concealment or Neglect, to be recovered in any Court of Record within this Colony, where the same shall be Cognizable, by any Person who will sue for the same; one half to His Majesty, His Heirs and Successors, for and towards the Support of Government, to be applied in Manner aforesaid; and the other half to the Person so suing as aforesaid.

AND the County Collectors aforesaid, shall have and retain in their Hands, the Sum of *two Pence* per Pound, for all such Money as they shall respectively receive and pay unto the Treasurers aforesaid, by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for the Justices of the Peace of each County in this Colony, or any Three of them, *Quorum unus,* and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid, to an Account concerning the Money they shall receive by Virtue of the Directions of this Act in the said Counties, at such Time or Times and as often as the said Justices and Freeholders may deem convenient. And in Case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands after the Quota of the County shall be paid unto the Treasurer of the Division to which such Collector shall respectively belong, and the Fees by this Act allowed for assessing, collecting, receiving and paying the same unto the Treasurers aforesaid; then and in that Case, it shall and may be lawful for the said Justices and Freeholders to order the Money so remaining in such Collectors Hands, to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment to be made therein; to the End the said Assessors may deduct the same from the Quota of said County, and assess the Remainder on those Persons and Things made Rateable by this Act as aforesaid.

AND in Case the said Collectors, or any of them, shall neglect or refuse to render Account as aforesaid, on reasonable Notice to them given, or shall

neglect or refuse to notify the said Assessors of the Money remaining in their Hands, as aforesaid, or shall neglect or refuse to pay such Money unto the Treasurer of the Division to which they shall severally belong; every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *Fifty Pounds,* Money aforesaid: And every such Collector so neglecting or refusing to notify the Assessors aforesaid, of the Money so remaining in his Hands as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *five Pounds,* Money aforesaid. And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands, unto the Treasurer of the Division to which he shall respectively belong, as Part of the Quota of the County for which he shall be Collector, shall forfeit for every such Neglect or Refusal, the Sum of *five Pounds,* Money aforesaid. All which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, His Heirs and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due; the other half to the Person so suing, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, and the said Treasurers respectively, are hereby required and commanded, to lay Copies of the respective Assessments and Accounts of Deficiencies as shall be so delivered to them by the said County Collectors, before the General Assembly.

AND BE IT ENACTED by the Authority aforesaid, That in Case any Assessor or Collector of either of the Townships, Precincts or Districts in the Counties aforesaid, shall refuse to act, or shall die or remove before another can be chosen in his Room, by Virtue of an Act of General Assembly herein referred to, then and in that Case, the Constable or Constables of such Town, District or Precinct, is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to issue out his Warrant to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants Householders thereof, to meet at the usual Place of their Town Meetings within six Days, who shall then and there proceed to elect another Assessor or Collector in the same Manner as by the said former Act referred to, is directed and appointed.

AND if any County Collector shall refuse to act, die or remove, then the Justice who lives nearest to such Collector or other Justice, shall issue his Warrant to the Constables to Summons the Justices and Freeholders chosen for such County, to meet within Ten Days, who shall choose a Collector in the Room of such so refusing, dying or removing, in the same Manner as by a former Act referred to is directed and appointed.

AND the Assessor or Collector so elected, shall transact, do and perform all whatsoever the other Assessor or Collector was obliged to, and be subject to the like Pains and Penalties for Misbehaviour.

AND BE IT ENACTED by the Authority aforesaid, that if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing by this Act enjoined them to do and perform, every such

Justice so neglecting or refusing, shall forfeit for each Offence the Sum of *five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same, in any Court of Record of this Colony, where the same shall be cognizable; one half to His Majesty, His Heirs and Successors, for and towards the Support of Government, to be applied towards the Quota of the County where such Offence shall be committed; the other half to the Person so suing, with costs of Suit.

AND WHEREAS many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein or paying Rent for the same, yet nevertheless do actually Hold and Occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee Simple Estates; and to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied, for the Lands they severally Hold and Occupy as aforesaid, would be a manifest Injury to the said Freeholders and other Inhabitants of this Colony made Rateable by this Act: For remedying of which, BE IT ENACTED by the Authority aforesaid, that all and every Person or Persons residing within this Colony seated on, occupying and holding Lands (not having the Property thereof or paying Rent for the same) shall notwithstanding give a true Account of the particular Parts of all such Lands which they are respectively seated on, both cleared and Woodland, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required, and shall pay their several and respective Taxes for the same in the like Manner as the Freeholders aforesaid are liable to do by Virtue of the Directions of this Act: And for neglecting or refusing to give such Account and pay such Taxes as aforesaid, shall be subject to the like Pains and Penalties as the said Freeholders are subject to by virtue of the Directions of this Act as aforesaid; any Thing in this Act contained to the contrary hereof in any wise notwithstanding.

AND WHEREAS some Owners of profitable Tracts of Land, whereon Improvement is made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land: For Remedy whereof, BE IT ENACTED by the Authority aforesaid, That the Tenant or other Person residing on and having the Care of such Land, their Goods and Chattles, and the Goods and Chattles of the Landlord (on his refusal or neglect to pay) if there found, shall be liable to be distrained for Payment of said Tax. And in Case the Tenant, or Person having the Care thereof, shall pay, or their Goods be distrained for the same, then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid, out of the Rent agreed for, and for the Tenant or Tenants, or Person having the Care of said Land, to recover the same from the Owner by Action of Debt in any Court where the same shall be Cognizable, together with Costs of Suit. PROVIDED, that nothing in this Act shall in any Manner alter any Contract heretofore made between any Landlord and Tenant, PROVIDED, that the Tenant shall not be liable to pay more than his yearly Rent. And if it shall so happen, that the Tenant by his Lease shall be obliged to make sundry Improvements and not

to pay any Money as Rent, and also if the Tenant or Tenants Rent does not amount to the Tax assessed for what he Leases, it shall be lawful for the County Collector to recover the same from the Landlord; by Action of Debt or Distraint, as he shall judge most convenient.

PROVIDED ALWAYS, That it is the true Intent and Meaning of this Act, that all Lands purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

Bradford (1753) 18:2, pp. 3-27.

1. Philip Ringo (?-1757) built the first mill in Amwell Township, Hunterdon County in 1730. He was tax assessor for Maidenhead (now Lawrence Township), justice of the peace, and freeholder of both Amwell and Hopewell townships.

2. Jacob Ford (1704?-1777) owned and operated an iron forge at Rockaway, Morris County, in the 1750s. He was a county freeholder, sheriff and judge.

Eighteenth Assembly, Third Session
14-22 Dec. 1752
Elizabeth Town

No acts passed.

Eighteenth Assembly, Fourth Session
16 May - 8 June 1753
Burlington

All acts passed 8 June, 1753

An ACT *for Levying a Fund at different periods by Provincial Taxes for Sinking the Sum of Fifteen Thousand Three Hundred and two Pounds, and four Pence, now outstanding in Bills of Credit, made Current for his Majesty's Service in the late War.*

WHEREAS it appears by Inspecting the State of the Paper Currency of this Colony, that there is the Sum of *Fifteen Thousand Three Hundred and two Pounds and four Pence,* now outstanding in Bills of Credit, issued by Virtue of several Acts of General Assembly for aiding his Majesty in the late War, against the Powers of *France* and *Spain;* and the Funds at first design'd by the Legislature for sinking the said Bills have failed; by Reason whereof not only the Publick Credit in general, but also the Possessors of those Bills in particular may greatly suffer unless Provision be made for sinking the same in a convenient Time some other way. Now for raising a proper Fund for sinking the said Sum of *Fifteen Thousand Three Hundred and two pounds and four Pence* according to the respective Periods herein after specified,

BE IT ENACTED by the Governor, Council and General Assembly of this Colony of *New-Jersey,* and it is hereby Enacted and Declared by and with the Authority of the same, that the Sum of *Fifteen Thousand three Hundred and two Pounds and four Pence,* shall be fully levyed and paid into the Treasury of this Colony on or before the *Twenty first* Day of *November* which will be in the Year of Our Lord One Thousand Seven Hundred and Sixty Three: The Payment whereof to be made in Money as it now passes in the Western Division of this Colony. That the Sum of *Fifteen Hundred and Thirty Pounds four Shillings and one Half-penny,* the first Payment thereof be levyed and paid into the Treasury of this Colony on or before the *Twenty first* Day of *November,* which will be in the Year of our Lord One Thousand Seven Hundred and Fifty four; and that the like Sum of *Fifteen Hundred and Thirty Pounds four Shillings and one Half-penny,* be Yearly and every Year thereafter levyed and paid into the Treasury aforesaid, on or before the said *Twenty first* Day of *November* in each respective Year until the said Sum of *Fifteen Thousand Three Hundred and two Pounds and four Pence,* be fully paid into the said Treasury, for sinking the outstanding Bills of Credit aforesaid, unless the same shall be otherwise provided for by Law.

AND BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful to and for the Treasurers of the respective Divisions of this Colony for the time being, and they are hereby respectively authorized, required and commanded, to accept all or any part of the said Bills of Credit so Outstanding as aforesaid, in Payment of any Sum or Sums of Money herein directed to be levied, if such Bills or any Part thereof, shall be offer'd to be paid them the

said Treasurers or either of them, in Discharge of such Sum or Sums of Money, by any County Collector or Collectors of this Colony, on all or any of the Days herein after prefixed for that Purpose, by Virtue of the Directions of this Act. But in Case the said Treasurers, or either of them, should not happen to receive such Bills in Discharge of such Sum or Sums of Money aforesaid, but on the contrary do receive other Money in lieu thereof, then and in such Case they the said Treasurers respectively on Application to them made, are hereby required and commanded to Exchange such other money by them so received for the Bills of Credit aforesaid, and shall Yearly and every Year during the continuance of this Act on the second *Wednesday* in *May,* in each respective Year, lay such Bills to the value of *Fifteen Hundred and Thirty Pounds four Shillings and one Half-penny,* or so much thereof as they have received, before the Justices and Freeholders of the Counties of *Middlesex* and *Burlington,* by them to be inspected, cancell'd, bundled up, and Tyed and sealed, and shall also take a Certificate of the respective quantities so sealed, and lay the same before the General Assembly at their next sitting after the said Bills shall be so cancell'd as aforesaid, to be by them inspected, burnt and destroyed. And to the end the said Sum of *Fifteen Thousand Three Hundred and two Pounds and four Pence,* Money aforesaid, may be equitably and effectually raised according to the respective periods above and herein after specified for supply of the Treasury for sinking the said Sum of *Fifteen Thousand Three Hundred and two Pounds and four Pence,* now Outstanding in Bills of Credit as aforesaid; It is hereby ENACTED by the Authority aforesaid, that the said Sum of *Fifteen Thousand Three Hundred and two Pounds and four Pence,* shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles Lands and Tenements in Ten equal Payments, that is to say the Sum of *Fifteen Hundred and Thirty Pounds four Shillings and one Half-penny,* in each respective Payment, the first of which to be Paid into the Treasury on or before the *Twenty first* Day of *November,* which will be in the Year of our Lord One Thousand Seven Hundred and Fifty Four, and so the like Sum of *Fifteen Hundred and Thirty Pounds four Shillings and a Half-penny,* shall be paid into the Treasury on or before the *Twenty first* Day of *November,* Yearly and every Year thereafter as aforesaid, until the said Ten equal Payments shall be compleatly paid; each of which said respective Payments shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, as aforesaid, in Manner following, *viz.*

All Householders, the Tax of whose rateable Estate exclusive of Certainties, does not amount to *One Shilling,* shall be rated at the Discretion of the Assessors not under *Six Pence,* nor above *Ten Shillings.*

All Merchants and Shop-keepers shall be rated at the Discretion of the Assessors, not under *One Shilling and Six-Pence,* nor above *One pound five Shillings.*

All Saw-Mills, shall be rated at the Discretion of the Assessors, not under *Five Shillings* nor above *Two pound Ten Shillings.*

All Grist-Mills, for each Pair of Stones, shall be rated at the Discretion of

the Assessors, not under *two Shillings and six-pence,* nor above *two Pound Ten Shillings.*

All Fulling-Mills, shall be rated at the Discretion of the Assessors, not under *three Shillings* nor above *One pound Ten Shillings.*

All Furnaces shall be rated at the Discretion of the Assessors, not under *One pound two Shillings and six-pence,* nor above *two pounds ten Shillings.*

All Forges, that work Pig-Iron, shall be rated at the Discretion of the Assessors, not under *five Shillings,* nor above *One pound five Shillings.*

All Forges or Bloomaries that make Bar-Iron, immediately out of the Oar [*sic*], shall be rated at the Discretion of the Assessors, not under *two Shillings and six-pence,* nor above *One pound five Shillings.*

All Glass-Houses shall be rated at *One pound eleven Shillings and three pence.*

All Stills that Distill Molasses, shall be rated at *Two Pound five shillings* each.

All other Stills that Distill spirituous Liquors for sale or hire, shall be rated at the Discretion of the Assessors, not under *One Shilling and three-pence,* nor above *Twelve Shillings and Six-pence.*

All Brew-Houses that Brew for Sale or Hire, shall be rated at the Discretion of the Assessors, not under *two Shillings and six-pence,* nor above *One Pound five shillings.*

Every Ferry shall be rated at the Discretion of the Assessors, not under *two shillings and six-pence,* nor above *Three Pounds.*

Every Coasting Sloop, Shallop, Flat, Boat that Carries for Hire, Passage-Boat, Pilot-Boat, and Wood Boat, shall be Rated at the Discretion of the Assessors, in Proportion to their Burthen and Business, not under *two shillings and six-pence,* nor above *ten shillings.*

Every single Man that Works for Hire, and keeps a Horse, Mare or Gelding shall be rated the Sum of *four shillings.*

Every single Man that Works for Hire, and does not keep a Horse, Mare or Gelding, shall be rated the Sum of *two shillings.*

Every bought Servant and Slave, being Male, of sixteen Years old and upwards (except such Slaves as are not able to Work) shall be Rated the Sum of *One shilling.*

All Cattle, Horses, Mares and Geldings, of two Years Old and upwards, shall be valued at *Twenty five shillings* each Head.

All Sheep of one Year Old and upwards shall be valued at *three shillings,* each Head.

All profitable Tracts of Land held by Deed, Patent or Survey, whereon any Improvement is made, the whole Tract shall be valued at the Discretion of the Assessors in each respective County of this Colony, as followeth, that is to say,

In the County of *Middlesex,* not above *Forty Pounds,* nor under *Eight Pounds* per Hundred Acres.

In the County of *Monmouth,* not above *Forty five Pounds,* nor under *Nine Pounds* per Hundred.

In the County of *Essex,* not above *Forty five Pounds,* nor under *Nine*

Pounds per Hundred.

In the County of *Somerset,* not above *Forty five Pounds,* nor under *nine Pounds* per Hundred.

In the County of *Bergen,* not above *Forty Pounds,* nor under *eight Pounds* per Hundred.

In the County of *Burlington,* not above *Forty five Pounds,* nor under *nine Pounds* per Hundred.

In the County of *Gloucester,* not above *Forty Pounds,* nor under *Eight Pounds* per Hundred.

In the County of *Salem,* not above *Forty five pounds,* nor under *nine pounds* per Hundred.

In the County of *Cape-May,* not above *Twenty pounds,* nor under *five pounds* per Hundred.

In the County of *Hunterdon,* not above *Forty pounds,* nor under *eight pounds* per Hundred.

In the County of *Morris,* not above *twenty pounds* nor under *five pounds* per Hundred.

In the County of *Cumberland,* not above *thirty pounds,* nor under *six pounds* per Hundred.

AND BE IT ENACTED by the Authority aforesaid, that every Hawker, Pedlar, petty Chapman and Wholesale Trader, travelling on Foot and exposing his or her Goods for Sale, excepting Linen or other Goods of their own Manufacture within this or the Neighbouring Colonies, shall before he or she offers any such Goods to sale, in any County of this Colony, first pay over and above the Rates, he or she is to pay, by other Acts of Assembly unto the Collector of the said County, where he or she proposes to sell Goods, the Sum of *Fifteen shillings.*

AND every Hawker, Pedlar, petty Chapman, or Wholesale Trader, travelling with a Horse, or Horses, or Carriage or any other Beast of Burthen, and exposing his or her Goods and Wares to Sale, (excepting such as are before excepted,) shall before he or she offer's any such Goods to sale in any County of this Colony, first pay unto the Collector of the said County where he or she Proposes to sell Goods, the Sum of *One pound Ten shillings;* and if the said Hawker, Pedlar, petty Chapman, or Wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collector of every County, where he or she has travelled and exposed Goods to Sale as aforesaid, that he or she has paid the Sum before mentioned, shall Forfeit for every such Offence, the Sum of *five pounds* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Colony, one half to the use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applyed towards the Quota of that County, where such Offence or Offences shall be committed as aforesaid, and the other half to the use of the Person so Suing and Recovering the same with Costs of Suit; and the said Justice is hereby authorized, impowered and commanded to hear and determine the same.

AND BE IT ENACTED by the Authority aforesaid, that the Sum of

Fifteen Hundred and Thirty Pounds four Shillings and one Half-penny Money aforesaid, to be annually assessed, levied and raised in Manner aforesaid shall be Yearly and every Year, paid into the Treasury of this Colony on or before the *Twenty first* Day of *November,* in each respective Year, during the Continuance of this Act, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *One Hundred and thirty eight Pounds, thirteen Shillings and ten pence three Farthings.*

By the County of *Monmouth,* the Sum of *two Hundred Pounds fourteen Shillings and one penny Half-penny.*

By the County of *Essex,* the Sum of *one Hundred nineteen Pounds, two shillings and three-pence Half-penny.*

By the County of *Somerset,* the Sum of *One Hundred and Seventy one Pounds, four shillings and three-pence.*

By the County of *Bergen,* the Sum of *one Hundred Pounds eighteen Shillings and one penny.*

By the County of *Burlington,* the Sum of *one Hundred and ninety one Pounds, fifteen shillings and one penny Half-penny.*

By the County of *Gloucester,* the Sum of *one Hundred nineteen Pounds eleven shillings and eight pence half-penny.*

By the County of *Salem,* the Sum of *one Hundred and six Pounds, sixteen shillings and eleven pence half-penny.*

By the County of *Cape-May,* the Sum of *Twenty five Pounds, eleven shillings and five pence three farthings.*

By the County of *Hunterdon,* the Sum of *two Hundred and sixteen Pounds, eleven shillings and eleven pence half-penny.*

By the County of *Morris,* the Sum of *Eighty five Pounds, and three pence half-penny.*

By the County of *Cumberland,* the Sum of *fifty four Pounds, three Shillings and ten pence half-penny.*

AND BE IT ENACTED by the Authority aforesaid, that the Assessors for assessing the several and respective Sums aforesaid, shall be such as hereafter shall be chosen during the Continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly, entituled, *An Act for the more regular chusing and Electing Assessors and Collectors in the respective Towns and Counties in this Province,* Which said Assessors shall before they do any thing in Pursuance of this Act, severally take the following Qualification before any one Justice of the Peace in the respective Counties, *viz.*

"That you will truly and impartially, Value and Assess the rateable Estates of the Inhabitants of the Township or Precinct of Pursuant to the Directions of this Act, and also assist the other Assessors in settling the Quotas according to the best of your Skill and Understanding."

AND BE IT ENACTED by the Authority aforesaid, that the Town, Precinct and District Collectors for Collecting the several and respective Sums aforesaid, (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony,) shall be such as hereafter shall be

chosen during the Continuance of this Act as aforesaid, by the several Towns, Precincts and Districts aforesaid, according to the Direction of the Act of General Assembly, above referred to entitled as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the County Collectors for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as hereafter shall be chosen during the continuance of this Act as aforesaid, in each respective County of this Colony, according to the Directions of an Act of General Assembly, entitled, *An Act to enable the Freeholders in Conjunction with three Justices of the Peace, to chuse a collector for each respective County within this Province.*

And to the End the said several and respective Sums aforesaid, may be equitably assessed and levied, BE IT ENACTED by the Authority aforesaid, that all and every of the Inhabitants and Householders of each County in this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sirnames, and of their Estates Real and Personal made rateable by this Act; where the same doth lie, which the Assessors shall take down in Writing, in order to be enabled thereby to make just and true Assessments of such rateable Estate, and to render Duplicates thereof to the Town, Precinct, and District Collectors, chosen as aforesaid, by the Times herein after prescribed for that Purpose.

And in Case any of the Inhabitants or Householders, shall at any Time neglect or refuse to give in such Account of their said Estates, real and personal, such Person or Persons so neglecting or refusing, shall forfeit the Sum of *three Pounds* Money aforesaid, and be assessed and rated the double of the Sum of what the said Assessors in their Discretion may suppose the said Person or Persons so neglecting or refusing might otherwise in Proportion to their Estates have been rated at.

And in Case the said Assessors, or any of them, shall at any Time within the Space of Thirty Days after such Accounts are given in, have certain Knowledge, or reason to believe or suspect, that any Person or Persons have concealed or not given in a full Account of their Estates, real and personal, made rateable as aforesaid, then and in such Case it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a List and Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace of the respective County, who is hereby authorized, impowered and commanded to summons such Person or Persons so Delinquent, or supposed to be Delinquent, at a Day and Place to be by him appointed and prefix'd; and then and there to examine such Person or Persons touching the Lists of their respective Estates, so as aforesaid given in, or touching any other Matter which may any way concern the Premises. And if on such Examination, or otherwise, it shall appear that such Person or Persons have been guilty of concealing or not giving in any Part of their Estates made rateable as aforesaid, such Person or Persons shall forfeit and pay the Sum of *three Pounds* Money aforesaid, and shall be

rated double the value of what the Part of his Estate so concealed would have been rated at.

And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her or them, every Person so making Default, his, her or their rateable Estates, shall be rated double the Value of what the said Assessors respectively may in their Discretion suppose the said Delinquents might otherwise have been rated at in Proportion to their Estates, and also be subject to the aforesaid Fine of *three Pounds* for not giving in a true Account of his Estate as aforesaid.

For all which Penalties aforesaid, the said Justices, on due Conviction as aforesaid, shall give Judgment with reasonable Costs, and thereupon issue his or their Warrant directed to the Constable of the respective Town, Precinct, or District, for distraining the same on the Goods and Chattles of such Offender: And in Case no such Goods and Chattles can be found, then to take the Bodies of the Offenders, which shall be committed to the Gaol of the said County, there to remain in close Custody until the said Penalties and Costs shall be paid; and the same Penalties when recovered, shall be paid to the Collector of such respective County, to be disposed of, for and towards the support of Government as aforesaid.

PROVIDED ALWAYS, That if any Person or Persons shall think him, her or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons, in the space of Ten Days then next following, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the same County, but not after; who upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED by the Authority aforesaid, that for assessing the said Sum of *Fifteen Hundred and Thirty Pounds four shillings and a halfpenny,* Money aforesaid, to be assessed, levied and paid into the Treasury on or before the *Twenty-first* Day of *November* which will be in the Year *One Thousand Seven Hundred and Fifty four,* and so yearly and every Year thereafter, during the continuance of this Act as aforesaid, the Assessors aforesaid respectively, shall take a true Account, and make an exact List with Columns therein, of all those Persons and Things made rateable as aforesaid, on or before the *twentieth* Day of *September* which will be in the said Year *One Thousand Seven Hundred and fifty four:*

A LIST *of all* Rateables *in the Township of* *in the County of* *in the Province of New Jerfey, with the Affeffment made thereon in the Month of* *in the Year of our Lord* 175 .

PERSONS NAMES	Value of the Land	Acres of Land	Horfes and Cattle, at 25s. each	Sheep, at Three Shillings each	Servants and Slaves, 1s.	Single Men who keep Horfes, 4s. each	Single Men, 2s.	Sloops, Shallops, Boats, Flats, & c.	Merchants and Shop-keeper	Grift-mills and Number of Stones	Saw mills	Fulling mills	Furnaces	Forges, with Number of Fires	Bloomaries	Glass houfes	Still-houfes, that diftil Molaffes	Other Stills	Ferries	Brew-houfes			£	s.	d.

Here caft up the Total of each.

And on the *firſt* Day of *October* following, ſhall meet at the Court Houſes of all the Counties, except in the County of *Middleſex,* for which they ſhall meet at *Piſcattaway;* for the County of *Hunterdon* at the now dwelling Houſe of *Jonathan Formam* [*ſic*] in *Amwel;* and for the County of *Morris,* at *Jacob Ford's;* and at the ſaid reſpective Places ſhall compute what the Sum total of all the Certainties laid by this Act in the ſaid County ſhall amount unto, and the Rates and Penalties received by the Collector thereof, to and for the Support of Government as aforeſaid, (if any ſuch Rates and Penalties ſhall happen to be

so received) and shall also then and there likewise compute the Value of all the Estates, real and personal, given in to the said Assessors within each of the said Towns, Precincts or Districts in each and every County of this Colony, at the value in this Act mentioned and expressed, and at such other Value as they, or the Majority of them then present, in their Discretion shall think reasonable to fix, according to the Restrictions and Directions herein before limitted and prescribed; and after deducting the Certainties, Rates and Penalties aforesaid, (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of their respective Counties; the said Assessors shall add their own and the Collector's Fees to the remainder, and assess such remainder and addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several respective Counties, so as to make up and pay each of their several respective Quota's, with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury by the Times above mentioned.

And the Assessors aforesaid respectively within Ten Days after making such Assessments, shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of each respective Assessment, containing in distinct Columns therein to be made for that Purpose, as well an exact Account of the Certainties, Rates, and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon, made in the Form following.

AND BE IT ENACTED by the Authority aforesaid, that in Case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office, or shall neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessments, by the Times above particularly prefix'd, or shall otherways neglect or refuse to do any other Duty, Matter or Thing required and enjoyned them by this Act, every such Assessor so offending, shall forfeit for each Offence, the Sum of *five Pounds* Money aforesaid, to be recovered by the Collector of each respective County within this Colony, where such Offence or Offences shall be committed, in any Court of Record where the same shall be cognizable, with Costs of Suit; one half to his Majesty, his Heirs and Successors, to and for the support of Government to be applied as aforesaid; and the other half to such Collectors so recovering the same, with Costs of suit: And the said County Collectors respectively, are hereby authorized, enjoyned and required to sue for the same accordingly.

And in Case the said Collectors, or either of them, shall knowingly conceal or neglect to sue any such Assessors, so Delinquent as aforesaid, for the space of Ten Days after Notice of such Offence or Offences, then and in that Case such Collector so offending, shall forfeit the Sum of *five Pounds,* Money aforesaid, for every such Offence; to be recovered by any Person who will sue for the same; one half to the Use of his Majesty, his Heirs and Successors to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so offending shall reside, and the other half, with Costs of Suit, to the Person so suing.

And the Assessors aforesaid, shall have and receive of and from the County

Collectors aforesaid, the Sum of *six pence* per Pound, for their trouble of assessing the several and respective Sums directed to be raised by this Act as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid of each respective Town, Precinct or District within the several Counties of this Colony, within Thirty Days after the Receipt of the Duplicates from the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid, together with such Duplicates or Copies thereof, in order to be delivered to the Treasurers of this Colony.

And if in Case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof, so collected, and such Duplicates whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefix'd them for that Purpose, every such Collector so offending shall forfeit for each Offence the Sum of *five Pounds,* Money aforesaid. And in Case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoyned them by this Act, neglect or refuse the same, every such Collector for each Offence, shall forfeit the Sum of *five Pounds,* Money aforesaid: All which Penalties the County Collectors aforesaid respectively, are hereby authorized, impowered and commanded to sue for, in any Court of Record in this Colony where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid; and the other half to such County Collector so suing, with Costs of Suit.

And in case the said County Collectors aforesaid, or either of them, shall knowingly conceal or neglect to sue any such Town, Precinct or District Collector, so Delinquent as aforesaid, for the space of Ten Days after Notice of the said Offence or Offences, then and in that Case such County Collector so offending, shall forfeit the Sum of *five Pounds* for neglecting to sue for the recovery of such Sum or Sums of Money so collected by such Town, Precinct or District Collectors; and the Sum of *three Pounds* for neglecting to sue for any other less Breach of Duty, Matter or Thing required and enjoyned them by this Act as aforesaid. All which Penalties may and shall be recovered by any Person who will sue for the same, in any Court of Record within this Colony, one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied in manner aforesaid; and the other half to the Person so suing, with costs of Suit.

And the Town, Precinct, or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *four pence* per Pound, for all such Money as they shall respectively gather and pay to the County Collectors aforesaid, by Virtue of the Directions of this Act.

And if any Person or Persons shall refuse or neglect to pay his, her or their Tax to the Town, Precinct or District Collector or Collectors, when Demanded, or Notice given at their respective Places of abode, such Collector or Collectors, within Twenty Days after making such Demand or giving such Notice, shall make out a List of the Name and Sirname of such Delinquent or Delinquents,

with what Sum or Sums he, she or they is or are to pay, and make Return thereof to any one Justice of the Peace of such County where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant to the Constable of such Town, Precinct or District, to make Distress on the Delinquent or Delinquents Goods and Chattles, and make Sale thereof at a publick Vendue in any Town or County within this Colony, and pay the Tax or Taxes for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County; and after Payment made, to retain *two pence* for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same; and *one shilling* to the Constable for each Distress and Sale; and the said Constable shall pay the same to the Collector within six Days after receiving it, and shall forfeit *forty shillings* for Breach of any Part of his Duty enjoyned him by this Act, to be recovered and applied as aforesaid; and if any overplus shall then remain, the same to be returned to the Owner or Owners thereof: And where Goods and Chattles cannot be found, the Constable or Constables of such Towns, Precincts or Districts, is and are hereby impowered and required to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and deliver him or them to the Sheriff of such County or Counties, who is and are hereby impowered and required to keep such Delinquent or Delinquents in safe Custody until Payment shall be made, and all charges accrued thereby defrayed.

AND BE IT ENACTED by the Authority aforesaid, that if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money for Rates or Forfeitures by Virtue of the Directions of this Act, before the Taxes herein before mentioned, shall be assessed, every such Collector shall immediately render an Account thereof to the Assessors of the County respectively, where such Money shall be so received, to the End the said Assessors may deduct the same from the Quota of such County, and assess the remainder thereof equally upon those Persons and Things made rateable as aforesaid. And in case such Collector or Collectors shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing shall forfeit for every such neglect or refusal, the Sum of *five Pounds,* Money aforesaid, to be recovered by any Person who will prosecute the same to effect, in any Court of Record where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony, to be applied as aforesaid; and the other half to the Person so prosecuting, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by Virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong on or before the *Twenty first* Day of *November* which will be in the Year *One Thousand Seven Hundred and Fifty four,* and so yearly and every Year thereafter during the continuance of this Act; and with the said Sums of Money shall also deliver unto the Treasurers aforesaid, at the Times aforesaid, an exact Copy of the Assessments of

each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the plan herein before mentioned: For which said Sums of Money, Copy of Assessment and Account of Deficiencies, if any there be, the said Treasurer shall give the said Collectors a Receipt, which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally of and from the same. But if in Case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment and Account of Deficiencies unto the said Treasurers as aforesaid, by the Times above prefix'd for that Purpose, every such Collector so offending, shall forfeit for every such Offence the Sum of *Fifty Pounds* Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable, one half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the Defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending shall respectively belong; and the other half to the said Treasurers, or either of them, so suing, with costs of Suit.

And in Case the said Treasurers, or either of them, shall knowingly conceal or neglect, for the space of Twenty Days, to sue any such County Collector or Collectors so offending as aforesaid, such Treasurer or Treasurers so concealing or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such concealment or neglect, to be recovered in any Court of Record within this Colony, where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, for and towards the support of Government, to be applied in Manner aforesaid; and the other half to the Person so suing as aforesaid.

And the County Collectors aforesaid, shall have and retain in their Hands, the Sum of *two pence* per Pound, for all such Money as they shall respectively receive and pay unto the Treasurers aforesaid, by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Justices of the Peace of each County in this Colony, or any Three of them, *Quorum unus,* and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account concerning the Money they shall receive by Virtue of the Directions of this Act in the said Counties, at such Time or Times and as often as the said Justices and Freeholders may deem convenient. And in Case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands after the Quota of the County shall be paid unto the Treasurer of the Division to which such Collectors shall respectively belong; and the Fees by this Act allowed for assessing, collecting, receiving and paying the same unto the Treasurers aforesaid, then and in that Case it shall and may be lawful for the said Justices and Freeholders to order the Money so remaining in such Collectors Hands to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment to be made therein, to the

End the said Assessors may deduct the same from the Quotas of said County, and assess the remainder on those Persons and Things made rateable by this Act as aforesaid.

And in Case the said Collectors, or any of them, shall neglect or refuse to render Account as aforesaid, on reasonable Notice to them given, or shall neglect or refuse to notify the said Assessors of the Money remaining in their Hands as aforesaid; or shall neglect or refuse to pay such Money unto the Treasurer of the Division to which they shall severally belong, every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *Fifty Pounds,* Money aforesaid. And every such Collector so neglecting or refusing to notify the Assessors aforesaid, of the Money so remaining in his Hands as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *Five Pounds,* Money aforesaid: And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands, unto the Treasurer of the Division to which he shall respectively belong, as part of the Quota of the County for which he shall be Collector, shall forfeit for every such neglect or refusal, the Sum of *Five Pounds,* Money aforesaid. All which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due; the other half to the Person so suing with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, and the said Treasurers respectively, are hereby required and commanded to lay Copies of the respective Assessments and Accounts of Deficiencies, as shall be so deliver'd to them by the said County Collectors, before the General Assembly.

AND BE IT ENACTED by the Authority aforesaid, that in Case any Assessor or Collector of either of the Townships, Precincts or Districts in the Counties aforesaid, shall refuse to act, or shall die or remove before another can be chosen in his Room, by Virtue of an Act of General Assembly herein referred to; then and in that Case, the Constable or Constables of such Town, District or Precinct is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to issue out his Warrant to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants Householders thereof, to meet at the usual Place of their Town-Meetings within six Days, who shall then and there proceed to elect another Assessor or Collector, in the same Manner as by the said former Act referred to, is directed and appointed.

And if any County Collector shall refuse to act, or shall die or remove, then the Justice who lives nearest to such Collector, or other Justice, shall issue his Warrant to the Constables to summon the Justices and Freeholders chosen for such County, to meet within Ten Days, who shall chuse a Collector in the Room of such so refusing, dying or removing, in the same Manner as by a former Act referred to is directed and appointed.

And the Assessor or Collector so elected, shall transact, do and perform all

whatsoever the other Assessor or Collector was obliged to, and be subject to the like Pains and Penalties for Misbehaviour.

AND BE IT ENACTED by the Authority aforesaid, that if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing by this Act enjoyned them to do and perform, every such Justice so neglecting, or refusing, shall forfeit for each Offence, the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same, in any Court of Record of this Colony, where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applyed towards the Quota of the County where such Offence shall be committed; the other half to the Person so suing, with Costs of Suit.

AND WHEREAS many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein, or paying Rent for the same; yet nevertheless do actually hold and occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee Simple Estates, and to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied, for the Lands they severally hold and occupy as aforesaid, would be a manifest Injury to the said Freeholders and other Inhabitants of this Colony made rateable by this Act, for remedying of which, BE IT ENACTED by the Authority aforesaid, that all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands not having the Property thereof, or paying Rent for the same, shall notwithstanding give a true Account of the particular Parts of all such Lands which they are respectively seated on, both Clear and Wood Land, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required; and shall pay their several and respective taxes for the same, in like Manner as the Freeholders aforesaid are liable to do, by Virtue of the Directions of this Act; and for neglecting or refusing to give such Account and pay such Taxes as aforesaid, shall be subject to the like Pains and Penalties as the said Freeholders are subject to by Virtue of the Directions of this Act as aforesaid; any thing in this Act contained to the contrary hereof in any wise notwithstanding.

And whereas some Owners of profitable Tracts of Land whereon improvements is [*sic*] made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land, for remedy whereof, BE IT ENACTED by the Authority aforesaid, that the Tenant or other Person residing on, and having the Care of such Lands, their Goods and Chattles and the Goods and Chattles of the Landlord (on his refusal or neglect to pay) if there found, shall be liable to be distrained for Payment of said Tax: And in Case the Tenant or Person having the Care thereof, shall pay, or their Goods be distrained for the same, then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid, out of the Rent agreed for, and for the Tenant or Tenants, or Person having the Care of said Land, to recover the same from the Owner by Action of Debt, in any Court where the

same shall be cognizable, together with Costs of Suit. Provided that nothing in this Act shall in any Manner alter any Contract heretofore made between any Landlord and Tenant, Provided that the Tenant shall not be liable to pay more than his yearly Rent. And if it shall so happen, that the Tenant by his Lease shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also if the Tenant or Tenants Rent does not amount to the Tax assessed, for what he Leases, it shall be lawful for the County Collector to recover the same from the Landlord by Action of Debt or Distraint, as he shall judge most convenient.

PROVIDED ALWAYS, That it is the true Intent and Meaning of this Act, that all Lands purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

And whereas the several and respective Persons at first appointed after the Publication of this Act, for assessing and collecting, receiving and paying the several Sums of Money directed to be raised as aforesaid, may not always remain in Office during the Continuance thereof, without Alteration, and whereas their Successors in Office will need the several printed Copies of this Act (of which they may be possessed) in order to enable them the said Successors to pursue the Directions thereof, THEREFORE BE IT ENACTED by the Authority aforesaid, that as often as any Alteration shall happen to be made in any of the Persons appointed for assessing and collecting, receiving and paying any of the Sums of Money aforesaid, his or their Successor or Successors in Office, shall be entitled to such printed Copy or Copies of this Act as his or their Predecessor or Predecessors was or were possessed of.

And whereas the Duties enjoined by this Act on the respective Treasurers of this Colony, will be a considerable additional Trouble more than has been usual in those Stations, BE IT THEREFORE ENACTED by the Authority aforesaid, that there shall be allowed to the said respective Treasurers, *One Pound per Cent., per Annum,* on the said Sum of *Fifteen Hundred and Thirty Pounds four Shillings and a half-penny,* to be divided equally between them, and the Payment thereof to be hereafter provided for in a Bill for Support of Government.

Bradford (1753) 18:4, pp. 3-22.
Allinson (p. 193) refers to this as the third session.
That session was held 14-22 Dec. 1752 with no laws passed.

An ACT *for the Support of Government of His Majesty's Colony of* New-Jersey, *to commence the* twenty first *Day of* November, *One Thousand Seven Hundred and Fifty two, and to end the* twenty first *Day of* May, *One Thousand Seven Hundred and Fifty four and to discharge the publick Debts and the Arrearages and contingent Charges thereof, and for settling the Quotas in the respective Counties, and levying of a provincial Tax.*

WHEREAS the Act for the supporting the Government of his Majesty's Colony of *New-Jersey,* has been for some Time expired, and we the House of Representatives being willing and desirous to give all possible Demonstration of our Duty, Loyalty and Gratitude, by providing for the Support of his Majesty's Government over us, do pray that it may be enacted, AND BE IT ENACTED by the Governor, Council and General Assembly of this Colony of *New-Jersey,* and it is hereby enacted and declared by and with the authority of the same, that for paying the Salaries of the Governor and other Officers appointed for the Administration of the Government of this Colony, there shall be and there is hereby cheerfully and unanimously given unto his present Majesty, his Heirs and Successors, the several Sums following, in Money as it now passes in the Western Division of this Colony, to be paid out of such Money as shall be paid into the Treasury by Virtue of this Act, that is to say.

To his Excellency *JONATHAN BELCHER,* Esq; Governor and Commander in Chief of this Colony, at the Rate of *One Thousand Pounds per Annum,* Money aforesaid.

To *Samuel Nevill,* Esq; Second Justice of the Supreme Court of this Colony, at the rate of *Twenty Five Pounds, per Annum,* Money aforesaid.

To *Charles Read,* Esq; Third Justice of the Supreme Court of this Colony, at the rate of *Twenty five Pounds, per Annum,* Money aforesaid.

To *Joseph Warrell,* Esq; Attorney General of this Colony, at the rate of *Thirty Pounds, per Annum,* Money aforesaid.

To *Andrew Johnston,* and *Samuel Smith,* Esqrs; Treasurers of this Colony, each at the Rate of *Forty Pounds, per Annum,* Money aforesaid.

To *Charles Read,* Esq; Clerk of the Council of this Colony, at the Rate of *Thirty Pounds, per Annum,* Money aforesaid.

To *Richard Partridge,* Esq; Agent of this Colony, at the Court of *Great Britain,* or to the Agent for the Time being, appointed by the House of Representatives, at the Rate of *Eighty Pounds, per Annum,* Money aforesaid.

To *John Smyth,* Esq; Clerk of the Circuits of this Colony, at the Rate of *Twenty Pounds, per Annum,* Money aforesaid.

To *Anthony Elton,* Door keeper of the Council of this Colony, at the Rate of *Ten Pounds, per Annum,* Money aforesaid.

All which said several Sums above mentioned shall be made and paid to the

said several Officers before mentioned, for their respective Salaries, for the Term of One Year and Six Months, by the Treasurers of this Colony, or either of them, on Warrants to be produced to them, or either of them, signed by the Governor or Commander in Chief for the Time being in Council: And the Warrants so signed with Indorsements thereon, made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to Discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the authority aforesaid, that in Case his Excellency *JONATHAN BELCHER,* Esq; Commander in Chief of this Colony, shall by Death, or otherwise, cease to be Governor or Commander in Chief of the same, or that any other of the respective Officers herein before mentioned, shall happen to Die or otherwise be removed from their said respective Offices, at any Time after the passing of this Act, and before the *Twenty First* Day of *May,* which will be in the Year of our Lord, *One Thousand Seven Hundred and Fifty Four,* that then and in such Case it shall and may be lawful for the Treasurers of this Colony, for the Time being, and they, or either of them, are hereby authorized and commanded to pay to his Excellency *JONATHAN BELCHER,* Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received, or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid; or the said respective Officers dying or being otherwise disabled from holding their Offices as aforesaid, shall remain in Arrear and unpaid to them for his and their respective Salaries.

AND WHEREAS it is necessary that the present Governor should be provided with a House to live in, until one shall be provided for that purpose, BE IT ENACTED by the Authority aforesaid, that there shall be paid out of the Money aforesaid to his said Excellency *JONATHAN BELCHER,* Esq; at the Rate of *Sixty Pounds per Annum,* Money aforesaid, for House Rent for the said Term of One Year and Six Months.

AND WHEREAS it is fitting and necessary, that the publick Debts and contingent Charges of the Government should from Time to Time be honourably and punctually Discharged, therefore for defraying the same, We the House of Representatives do further pray, that it may be Enacted, AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay out of the Money aforesaid, to the *Chief Justice,* or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds,* for each Time in the aforesaid One Year and Six Months that he, or either of them, hath Held, or shall Hold the Court of *Nisi Prius* and of *Oyer and Terminer and General Gaol Delivery,* when it hath been or shall be necessary that they be held, at the same Time in the respective Counties of this Colony, either at the Time appointed or that here after shall be appointed for holding the said Courts, provided there hath been, or shall be a real Occasion for holding the same. PROVIDED ALSO, that not any thing shall be paid to either of the Justices

aforesaid for holding any of the above said Courts at the same Time that the Supreme Court have been or shall be Held at *Perth Amboy* and *Burlington.* PROVIDED ALWAYS, that no more than three of the said Courts of *Oyer and Terminer and General Gaol Delivery,* held in any one County during the said One Year and Six Months, shall be paid for by Virtue of this Act, one of them held or to be held, if there hath been, or shall be Occasion, at the Yearly Time of holding the Courts of *Nisi Prius,* and the two other said Courts of *Oyer and Terminer and General Gaol Delivery,* if Application hath been or shall be made in writing, signed by the Major Part of the Freeholders, chosen by the said County, in Conjunction with any Three Justices of the Peace (*Quorum unus*) of said County, to any one of the Justices of the Supreme Court.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers, or either of them, shall pay the Sum of *Six Shillings, per Diem* unto each of the Council for each Day that they have respectively attended or shall attend, at this or any other sitting of General Assembly during the said One Year and Six Months, upon Warrants by them, their Executors, Administrators or Assigns to be produced, signed by the Governor or Commander in Chief in Council, expressing the Number of Days each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay unto the several Persons hereafter named the several Sums following, *viz.*

To *Samuel Smith,* Esq; one of the Clerks of the House of Representatives, for his attendance, the Sum of *Eight Shillings, per Diem,* for the Time he hath attended, or shall attend, at this or any other sitting of General Assembly during the said One Year and Six Months: Also the Sum of *Four Pence* per Sheet reckoning Ninety Words to the Sheet, for entering the Minutes and Votes of this sitting fair in the Book, copying the Laws and Minutes for the Printer and for Pen, Ink and Paper; and extraordinary Services *Six Pounds.*

To *Abraham Clark,* jun.[1] the other Clerk of the said House of Representatives, for his attendance in manner aforesaid, the Sum of *Eight Shillings, per Diem.* Also *Four Pence* per Sheet, reckoning ninety Words to the Sheet, for entering the Minutes &c. in the manner aforesaid; and *Twenty Shillings* for Pen, Ink and Paper.

To *William Bradford,* of *Philadelphia,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives and Laws passed at this, or any other sitting, during the continuance of this Act; such Sums as *Charles Read, William Cooke* and *Joseph Ellis,* Esqrs; or any two of them, shall agree to be paid for the said Services.

To *Samuel Nevill,* Esq; *Ten Pounds Thirteen Shillings and Four Pence,* in full of his Demands for such additional Laws and the Table thereto as are added to the Bound Book.

To the Serjeant at Arms for the Time being, who hath attended, or shall attend, the House of Representatives at this or any other sitting during the said Term of One Year and Six Months, the Sum of *Three Shillings, per Diem.*

To the Serjeant at Arms for the Time being, who hath attended, or shall

attend, the Council in manner aforesaid, the Sum of *Three Shillings per Diem.*

To the Doorkeeper of the House of Representatives for the Time being, who hath attended, or shall attend, on the House in manner aforesaid the Sum of *Three Shillings and Six Pence per Diem.*

To *Robert Ogden,* Esq; *Forty Shillings,* to pay *Mary Dennis* for the Use of a Room, Firewood and Candle for the House, during the last sitting at *Elizabeth-Town;* Also *Fifteen Shillings,* for a Room for the Use of the Council during the said sitting.

To *Andrew Johnston,* Esq; the Sum of *Fifteen Shillings* per Week, to pay for the Use of a Room, Firewood and Candles for the Council during this or any other sitting within the said Term.

All which said several Sums above mentioned, shall be and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators out of the Money aforesaid by Virtue of warrants to be signed by the Governor or Commander in Chief for the Time being in Council; and the said several Warrants when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to Discharge them the said Treasurers, or either of them, their Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

And whereas *Samuel Nevill, William Cook*[*e*], *Robert Lawrence, John Wetherill, Thomas Bartow* and *Samuel Smith,* Esqrs, are appointed by the House of Representatives, a Committee to collect all the Papers relating to the fundamental Constitution of this Colony, and many of the said Papers being already collected, for the Payment of the procuring and copying whereof, and others yet to be done, no Provision is made by Law. BE IT THEREFORE ENACTED by the Authority aforesaid, that upon a certificate to be produced to the Governor in Council, by the Persons copying or procuring any such Papers (provided they are done pursuant to the Order or Orders of the said Committee, or any two of them) signed by the said *Samuel Nevill, William Cook*[*e*], *Robert Lawrence, John Wetherill, Thomas Bartow* and *Samuel Smith,* Esqrs. or any two of them; certifying the Number of Sheets such Copy or Papers contains, together with the Sums they amount to, at *four pence half penny* per Sheet, reckoning Ninety Words to the Sheet, the Persons producing the same, shall be entitled to a Warrant for the Sums specified in the said Certificate; and the said Warrant when produced by the said respective Treasurers, and Indorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay, out of the Money aforesaid, the Sum of *Six Shillings per Diem* to the *Speaker,* and every of the Members of the House of Representatives, for the Time each of them have attended, or shall attend, at this or any other Sitting of General Assembly during the said Term of One Year

and Six Months, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators, or Assigns, signed by *Charles Read, Robert Lawrence, William Cook*[*e*], *John Emley* and *Hendrick Fisher,* Esquires; or any Three of them, expressing the Number of Days such Members shall have attended. And the said several Certificates, when produced by the said respective Treasurers, and Indorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them, the said Treasurers, or either of them, their Heirs, Executors, and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That there shall be allowed to *Richard Pa*[*r*]*tridge,* Esq; in full of his Account, to the Ninth of *February,* One Thousand Seven-hundred and Fifty, the Sum of *Two Hundred and Fifty-Eight Pounds Four Shillings and Two-pence Sterling;* which Sum he is hereby authorized and impowered to retain in his Hands.

AND WHEREAS the Treasury of this Colony neither is nor can be supplied by Virtue of any Acts of General Assembly now in being, with Money sufficient for discharging the several Sums above mentioned, and such other Sums of Money which will be necessary for the Support of Government; for remedying of which it is absolutely necessary to raise the Sum of *Three Thousand Pounds,* Money aforesaid, by a Provincial Tax: And to the End the said Sum of *Three Thousand Pounds,* Money aforesaid, may be equitably and effectually raised, according to the Time above specified, for Supply of the Treasury for discharging the said Sum of Money so given by this Act; IT IS HEREBY ENACTED by the Authority aforesaid, That there shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of *Three Thousand Pounds,* Money aforesaid, in Manner following, *viz.*

All Householders, the Tax of whose rateable Estate exclusive of Certainties, does not amount to *two shillings,* shall be rated at the Discretion of the Assessors not under *one shilling,* nor above *Twenty Shillings.*

All Merchants and Shop-keepers shall be rated at the Discretion of the Assessors, not under *three shillings* nor above *Two Pounds Ten Shillings.*

All Saw-Mills, shall be rated at the Discretion of the Assessors, not under *Ten Shillings* nor above *Five Pounds.*

All Grist-Mills, for each Pair of Stones, shall be rated at the Discretion of the Assessors, not under *five Shillings* nor above *Five Pounds.*

All Fulling-Mills, shall be rated at the Discretion of the Assessors, not under *six Shillings* nor above *three Pounds.*

All Furnaces shall be rated at the Discretion of the Assessors, not under *two pounds five Shillings,* nor above *five pounds.*

All Forges, that work Pig-Iron, shall be rated at the Discretion of the Assessors, not under *ten Shillings,* nor above *two pound ten shillings.*

All Forges or Bloomaries that make Bar-Iron immediately out of the Oar [*sic*], shall be rated at the Discretion of the Assessors, not under *five shillings,*

nor above *two pound ten shillings.*

All Glass-Houses shall be rated at *three pounds two Shillings and six-pence.*

All Stills that Distill Molasses, shall be rated at *four Pounds ten shillings* each.

All other Stills that Distill spirituous Liquors for sale or hire, shall be rated at the Discretion of the Assessors, not under *two shillings and six-pence,* nor above *one pound five shillings.*

All Brew-Houses that Brew for Sale or Hire, shall be rated at the Discretion of the Assessors, not under *five Shillings,* nor above *two Pounds ten shillings.*

Every Ferry shall be rated at the Discretion of the Assessors, not under *five shillings,* nor above *six Pounds.*

Every Coasting Sloop, Shallop, Flat, Boat that Carries for Hire, Passage-Boat, Pilot-Boat, and Wood Boat, shall be rated at the Discretion of the Assessors, in Proportion to their Burthen and Business, not under *five shillings,* nor above *twenty shillings.*

Every single Man that Works for Hire, and keeps a Horse or Mare, shall be rated the Sum of *six shillings.*

Every single Man that Works for Hire, and does not keep a Horse, or Mare, shall be rated the Sum of *three shillings.*

Every bought Servant and Slave, being Male, of sixteen Years old and upwards (except such Slaves as are not able to Work) shall be Rated the Sum of *One shilling.*

All Cattle, Horses and Mares, of two Years Old and upwards, shall be valued at *Twenty five shillings* each Head.

All Sheep of one Year Old and upwards shall be valued at *three shillings,* each Head.

All profitable Tracts of Land held by Deed, Patent or Survey, whereon any Improvement is made, the whole Tract shall be valued at the Discretion of the Assessors in each respective County of this Colony, as followeth, that is to say,

In the County of *Middlesex,* not above *Forty Pounds,* nor under *Eight Pounds* per Hundred Acres.

In the County of *Monmouth,* not above *Forty five Pounds,* nor under *Nine Pounds* per Hundred.

In the County of *Essex,* not above *Forty five Pounds,* nor under *Nine Pounds* per Hundred.

In the County of *Somerset,* not above *Forty five Pounds,* nor under *nine Pounds* per Hundred.

In the County of *Bergen,* not above *Forty Pounds,* nor under *eight Pounds* per Hundred.

In the County of *Burlington,* not above *Forty five Pounds,* nor under *nine Pounds* per Hundred.

In the County of *Gloucester,* not above *Forty Pounds,* nor under *Eight Pounds* per Hundred.

In the County of *Salem,* not above *Forty five pounds,* nor under *nine*

pounds per Hundred.

In the County of *Cape-May,* not above *Twenty pounds,* nor under *five pounds* per Hundred.

In the County of *Hunterdon,* not above *Forty pounds,* nor under *eight pounds* per Hundred.

In the County of *Morris,* not above *twenty pounds* nor under *five pounds* per Hundred.

In the County of *Cumberland,* not above *thirty pounds,* nor under *six pounds* per Hundred.

AND BE IT ENACTED by the Authority aforesaid, that every Hawker, Pedlar, petty Chapman or Wholesale Trader, travelling on Foot and exposing his or her Goods for Sale, excepting Linen or other Goods of their own Manufacture within this or the Neighbouring Colonies, shall before he or she offers any such Goods to sale, in any County of this Colony, first pay over and above the Rates, he or she is to pay, by other Acts of Assembly unto the Collector of the said County, where he or she proposes to sell Goods, the Sum of *one pound five shillings,* during the said one Year and six Months.

AND every Hawker, Pedlar, petty Chapman, or Wholesale Trader, travelling with a Horse, or Carriage, or any other Beasts of Burthen, and exposing his, her or their Goods and Wares to Sale, (excepting such as are before excepted,) shall before he she or they offer's any such Goods to sale in any County of this Colony, first pay unto the Collector of the said County where he or she Proposes to sell Goods, the Sum of *two pounds ten shillings,* during the said one Year and six Months. And if the said Hawker, Pedlar, petty Chapman, or Wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County, where he or she has travelled and exposed Goods to sale as aforesaid, that he or she has paid the Sum before mentioned, shall Forfeit for every such Offence, the Sum of *five pounds* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Province, one half to the use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applyed towards the Quota of that County, where such Offence or Offences shall be committed as aforesaid, and the other half to the use of the Person so Suing and Recovering the same with Costs of Suit; and the said Justice is hereby authorized, impowered and commanded to hear and determine the same.

AND BE IT ENACTED by the Authority aforesaid, that the Sum of *Three Thousand Pounds,* Money aforesaid, be assessed, levy'd and paid into the Treasury on or before the *Twenty first* Day of *November* next, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *Two Hundred and Seventy one Pounds, eighteen Shillings and one penny half penny.*

By the County of *Monmouth,* the Sum of *three Hundred and ninety four Pounds six Shillings and one farthing.*

By the County of *Essex,* the Sum of *two Hundred and thirty three Pounds, eleven shillings and four-pence half-penny.*

By the County of *Somerset,* the Sum of *Three Hundred and Thirty four*

Pounds, nineteen shillings and three-pence.

By the County of *Bergen,* the Sum of *one Hundred and ninety seven Pounds thirteen Shillings and eleven pence.*

By the County of *Burlington,* the Sum of *Three Hundred and Seventy five Pounds, one shilling and one penny half-penny.*

By the County of *Gloucester,* the Sum of *Two Hundred and Thirty four Pounds ten shillings and nine pence half-penny.*

By the County of *Salem,* the Sum of *Two Hundred and nine Pounds, eleven shillings and three pence farthing.*

By the County of *Cape-May,* the Sum of *Fifty Pounds, two shillings and six pence.*

By the County of *Hunterdon,* the Sum of *Four Hundred and twenty five Pounds, six shillings and six pence half-penny.*

By the County of *Morris,* the Sum of *One Hundred and Sixty six Pounds, thirteen shillings and nine pence half-penny.*

By the County of *Cumberland,* the Sum of *One Hundred and six Pounds five Shillings and one penny.*

AND BE IT ENACTED by the Authority aforesaid, that the Assessors for assessing the several and respective Sums aforesaid, shall be such as now are or hereafter shall be chosen during the Continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Colony, entituled, *An Act for the more regular chusing and electing Assessors and Collectors in the respective Towns and Counties in this Province,* Which said Assessors shall, before they do any thing in Pursuance of this Act, severally take the following Qualification before any one Justice of the Peace in the respective Counties, *viz.*

"That you will truly and impartially, Value and Assess the rateable Estates of the Inhabitants of the Township or Precinct of
Pursuant to the Directions of this Act, and also assist the other Assessors in settling the Quotas according to the best of your Skill and Understanding."

AND BE IT ENACTED by the Authority aforesaid, that the Town, Precinct and District Collectors for Collecting the several and respective Sums aforesaid, (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony,) shall be such as now are or hereafter shall be chosen during the Continuance of this Act as aforesaid, by the several Towns, Precincts and Districts aforesaid, according to the Direction of the Act of General Assembly, above referred to entitled as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the County Collectors for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are or hereafter shall be chosen during the continuance of this Act as aforesaid, in each respective County of this Colony, according to the Directions of an Act of General Assembly, entitled, *An Act to enable the Freeholders in Conjunction with three Justices of the Peace, to chuse a collector for each respective County within this Province.*

And to the End the said several and respective Sums aforesaid, may be

equitably assessed and levied, BE IT ENACTED by the Authority aforesaid, that all and every of the Inhabitants and Householders of each County in this Colony, on Application to them made by the Ass[ess]ors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sirnames, and of their Estates Real and Personal made rateable by this Act; where the same doth lie, which the Assessors shall take down in Writing, in order to be enabled thereby to make just and true Assessments of such rateable Estate, and to render Duplicates thereof to the Town, Precinct, and District Collectors, chosen as aforesaid, by the Times herein after prescribed for that Purpose.

And in Case any of the Inhabitants or Householders, shall at any Time neglect or refuse to give in such Account of their said Estates, real and personal, such Person or Persons so neglecting or refusing, shall forfeit the Sum of *three Pounds* Money aforesaid, and be assessed and rated the double of the Sum of what the said Assessors in their Discretion may suppose the said Person or Persons so neglecting or refusing might otherwise in Proportion to their Estates have been rated at.

And in Case the said Assessors, or any of them, shall at any Time within the Space of Thirty Days after such Accounts are given in, have certain Knowledge, or reason to believe or suspect, that any Person or Persons have concealed or not given in a full Account of their Estates, real and personal, made rateable as aforesaid, then and in such Case it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a List or Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace of the respective County, who is hereby authorized, impowered and commanded to summons such Person or Persons so Delinquent, or supposed to be Delinquent, at a Day and Place to be by him appointed and prefix'd; and then and there to examine such Person or Persons touching the Lists of their respective Estates, so as aforesaid given in, or touching any other Matter which may any way concern the Premises. And if on such Examination, or otherwise, it shall appear that such Person or Persons have been guilty of concealing or not giving in any Part of their Estates made rateable as aforesaid, such Person or Persons shall forfeit and pay the Sum of *three Pounds* Money aforesaid, and shall be rated double the value of what the Part of his Estate so concealed would have been rated at.

And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her or them, every Person so making Default, his, her or their rateable Estates, shall be rated double the Value of what the said Assessors respectively may in their Discretion suppose the said Delinquents might otherwise have been rated at in Proportion to their Estates, and also be subject to the aforesaid Fine of *three Pounds* for not giving in a true Account of his Estate as aforesaid.

For all which Penalties aforesaid, the said Justices, on due Conviction as aforesaid, shall give Judgment with reasonable Costs, and thereupon issue his or their Warrant directed to the Constable of the respective Town, Precinct, or

District, for distraining the same on the Goods and Chattles of such Offender: And in Case no such Goods and Chattles can be found, then to take the Bodies of the Offenders, which shall be committed to the Gaol of the said County, there to remain in close Custody until the said Penalties and Costs shall be paid; and the same Penalties when recovered, shall be paid to the Collector of such respective County, to be disposed of, for and towards the support of Government as aforesaid.

PROVIDED ALWAYS, That if any Person or Persons shall think him, her or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons, in the space of Ten Days then next following, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the same County, but not after; who upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED by the Authority aforesaid, that for assessing the said Sum of *Three Thousand Pounds,* Money aforesaid, to be assessed, levied and paid into the Treasury on or before the *Twenty-first* Day of *November* next, the Assessors aforesaid respectively, shall take a true Account, and make an exact List with Columns therein, of all those Persons and Things made rateable as aforesaid, on or before the *twentieth* Day of *September* next: And on the *first* Day of *October* following, shall meet at the Court Houses in all the Counties, except in the County of *Middlesex,* for which they shall meet at *Piscattaway;* for the County of *Hunterdon* at *Jonathan Formam* [*sic*] in *Amwel;* and for the County of *Morris,* at *Jacob Ford's;* and at the said respective Places shall compute what the Sum total of all the Certainties laid by this Act in the said County shall amount unto, and the Rates and Penalties received by the Collector thereof, to and for the Support of Government as aforesaid, (if any such Rates and Penalties shall happen to be so received) and shall also then and there likewise compute the Value of all the Estates, real and personal, given in to the said Assessors within each of the said Towns, Precincts or Districts in each and every County of this Colony, at the value in this Act mentioned and expressed, and at such other Value as they, or the Majority of them then present, in their Discretion shall think reasonable to fix, according to the Restrictions and Directions herein before limitted and prescribed; and after deducting the Certainties, Rates and Penalties aforesaid, (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of their respective Counties; the said Assessors shall add their own and the Collector's Fees to the remainder, and assess such remainder and addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several and respective Counties, so as to make up and pay each of their several and respective Quota's, with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury by the Times above mentioned.

And the Assessors aforesaid respectively within Ten Days after making such Assessments, shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of

each respective Assessment, containing in distinct Columns therein to be made for that Purpose, as well an exact Account of the Certainties, Rates, and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon, made in the Form following.

AND BE IT ENACTED by the Authority aforesaid, that in Case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office, or shall neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessments, by the Times above particularly prefix'd, or shall otherways neglect or refuse to do any other Duty, Matter or Thing required and enjoyned them by this Act, every such Assessor so offending, shall forfeit for each Offence, the Sum of *five Pounds* Money aforesaid, to be recovered by the Collector of each respective County within this Colony, where such Offence or Offences shall be committed, in any Court of Record where the same shall be cognizable, with Costs of Suit; one half to his Majesty, his Heirs and Successors, to and for the support of Government to be applied as aforesaid; and the other half to such Collector so recovering the same, with Costs of suit: And the said County Collectors respectively, are hereby authorized, enjoyned and required to sue for the same accordingly.

And in Case the said Collectors, or either of them, shall knowingly conceal or neglect to sue any such Assessors, so Delinquent as aforesaid, for the space of Ten Days after Notice of such Offence or Offences, then and in that Case such Collector so offending, shall forfeit the Sum of *five Pounds,* Money aforesaid, for each Offence; to be recovered by any Person who will sue for the same; one half to the Use of his Majesty, his Heirs and Successors to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so offending shall reside, and the other half, with Costs of Suit, to the Person so suing.

A LIST *of all* Rateables *in the Township of* *in the County of* *in the Province of New Jerfey, with the Aſſeſſment made thereon in the Month of* *in the Year of our Lord 1753.*

PERSONS NAMES	Value of the Land	Acres of Land	Horſes and Cattle, at 25s. each	Sheep, at Three Shillings each	Servants and Slaves, 1s.	Single Men who keep Horſes, 4s. each	Single Men, 2s.	Sloops, Shallops, Boats, Flats, & c.	Merchants and Shop-keeper	Grift-mills and Number of Stones	Saw mills	Fulling mills	Furnaces	Forges, with Number of Fires	Bloomaries	Glaſs houſes	Still-houſes, that diſtil Molaſſes	Other Stills	Ferries	Brew-houſes			£ s. d.

Here caſt up the Total of each.

And the Aſſeſſors aforeſaid, ſhall have and receive of and from the County Collectors aforeſaid, the Sum of *ſix pence* per Pound, for their trouble of aſſeſſing the ſeveral and reſpective Sums directed to be raiſed by this Act as aforeſaid.

AND BE IT ENACTED by the Authority aforeſaid, that the Collectors aforeſaid of each reſpective Town, Precinct or Diſtrict within the ſeveral Counties of this Colony, within Thirty Days after the Receipt of the Duplicates from the Aſſeſſors aforeſaid, ſhall gather in the ſeveral and reſpective Sums aſſeſſed thereon as aforeſaid, and deliver the ſame to the Collectors of the reſpective

Counties aforesaid, together with such Duplicates or Copies thereof, in order to be delivered to the Treasurers of this Colony.

And if in Case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof, so collected, and such Duplicates whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefix'd them for that Purpose, every such Collector so offending shall forfeit for each Offence the Sum of *five Pounds,* Money aforesaid. And in Case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoyned them by this Act, neglect or refuse the same, every such Collector for each Offence, shall forfeit the Sum of *five Pounds,* Money aforesaid: All which Penalties the County Collectors aforesaid respectively, are hereby authorized, impowered and commanded to sue for, in any Court of Record in this Colony where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid; and the other half to such County Collector so suing, with Costs of Suit.

And in case the said County Collectors aforesaid, or either of them, shall knowingly conceal or neglect to sue any such Town, Precinct or District Collector, so Delinquent as aforesaid, for the space of Ten Days after Notice of the said Offence or Offences, then and in that Case such County Collector so offending, shall forfeit the Sum of *five Pounds* for neglecting to sue for the recovery of such Sum or Sums of Money so collected by such Town, Precinct or District Collectors; and the Sum of *three Pounds* for neglecting to sue for any other less Breach of Duty, Matter or Thing required and enjoyned them by this Act as aforesaid. All which Penalties may and shall be recovered by any Person who will sue for the same, in any Court of Record within this Colony, one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied in manner aforesaid; and the other half to the Person so suing, with costs of Suit.

And the Town, Precinct, or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *four pence* per Pound, for all such Money as they shall respectively gather and pay to the County Collectors aforesaid, by Virtue of the Directions of this Act.

And if any Person or Persons shall refuse or neglect to pay his, her or their Tax to the Town, Precinct or District Collector or Collectors, when Demanded, or Notice given at their respective Places of abode, such Collector or Collectors, within Twenty Days after making such Demand or giving such Notice, shall make out a List of the Name and Sirname of such Delinquent or Delinquents, with what Sum or Sums he, she or they is or are to pay, and make Return thereof to any one Justice of the Peace of such County where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant to the Constable of such Town, Precinct or District, to make Distress on the Delinquent or Delinquents Goods and Chattles, and make Sale thereof at a publick Vendue in any Town or County within this Colony, and pay the Tax or Taxes for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County;

and after Payment made, to retain *two pence* for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same; and *one shilling* to the Constable for each Distress and Sale; and the said Constable shall pay the same to the Collector within six Days after receiving it, and shall forfeit *forty shillings* for Breach of any Part of his Duty enjoyned him by this Act, to be recovered and applied as aforesaid; and if any overplus shall then remain, the same to be returned to the Owner or Owners thereof: And where Goods and Chattles cannot be found, the Constable or Constables of such Towns, Precincts or Districts is and are hereby impowered and required to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and deliver him or them to the Sheriff of such County or Counties, who is and are hereby impowered and required to keep such Delinquent or Delinquents in safe Custody until Payment shall be made, and all charges accrued thereby defrayed.

AND BE IT ENACTED by the Authority aforesaid, that if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money for Rates or Forfeitures by Virtue of the Directions of this Act, before the Taxes herein before mentioned, shall be assessed, every such Collector shall immediately render an Account thereof to the Assessors of the County respectively, where such Money shall be so received, to the End the said Assessors may deduct the same from the Quota of such County, and assess the remainder thereof equally upon those Persons and Things made rateable as aforesaid. And in case such Collector or Collectors shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing shall forfeit for every such neglect or refusal, the Sum of *five Pounds,* Money aforesaid, to be recovered by any Person who will prosecute the same to effect, in any Court of Record where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony, to be applied as aforesaid; and the other half to the Person so prosecuting, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by Virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the *Twenty first* Day of *November* next: And with the said Sums of Money shall also deliver unto the Treasurers aforesaid, at the Time aforesaid, an exact Copy of the Assessments of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the plan herein before mentioned: For which said Sums of Money, Copy of Assessment and Account of Deficiencies, if any there be, the said Treasurers shall give the said Collectors a Receipt, which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally of and from the same. But if in Case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment and Account of Deficiencies unto the said Treasurers as aforesaid, by the Time above prefix'd for that Purpose, every such Collector so offending, shall forfeit for every such Offence the Sum of *Fifty*

Pounds, Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable, one half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the Defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending shall respectively belong; and the other half to the said Treasurers, or either of them, so suing, with costs of Suit.

And in Case the said Treasurers, or either of them, shall knowingly conceal or neglect, for the space of Twenty Days, to sue any such County Collector or Collectors so offending as aforesaid, such Treasurer or Treasurers so concealing or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such concealment or neglect, to be recovered in any Court of Record within this Colony, where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, for and towards the support of Government, to be applied in Manner aforesaid; and the other half to the Person so suing as aforesaid.

And the County Collectors aforesaid, shall have and retain in their Hands, the Sum of *two pence* per Pound, for all such Money as they shall respectively receive and pay unto the Treasurers aforesaid, by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Justices of the Peace of each County in this Colony, or any Three of them, *Quorum unus,* and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account concerning the Money they shall receive by Virtue of the Directions of this Act in the said Counties, at such Time or Times and as often as the said Justices and Freeholders may deem convenient. And in Case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands after the Quota of the County shall be paid unto the Treasurer of the Division to which such Collectors shall respectively belong; and the Fees by this Act allowed for assessing, collecting, receiving and paying the same unto the Treasurers aforesaid, then and in that Case it shall and may be lawful for the said Justices and Freeholders to order the Money so remaining in such Collectors Hands to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment to be made therein, to the End the said Assessors may deduct the same from the Quotas of said County, and assess the remainder on those Persons and Things made rateable by this Act as aforesaid.

And in Case the said Collectors, or any of them, shall neglect or refuse to render Account as aforesaid, on reasonable Notice to them given, or shall neglect or refuse to notify the said Assessors of the Money remaining in their Hands as aforesaid; or shall neglect or refuse to pay such Money unto the Treasurer of the Division to which they shall severally belong, every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *Fifty Pounds,* Money aforesaid. And every

such Collector so neglecting or refusing to notify the Assessors aforesaid, of the Money so remaining in his Hands as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *Five Pounds,* Money aforesaid: And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands, unto the Treasurer of the Division to which he shall respectively belong, as part of the Quota of the County for which he shall be Collector, shall forfeit for every such neglect or refusal, the Sum of *Five Pounds,* Money aforesaid. All which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due; the other half to the Person so suing with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, and the said Treasurers respectively, are hereby required and commanded to lay Copies of the respective Assessments and Accounts of Deficiencies, as shall be so deliver'd to them by the said County Collectors, before the General Assembly.

AND BE IT ENACTED by the Authority aforesaid, that in Case any Assessor or Collector of either of the Townships, Precincts or Districts in the Counties aforesaid, shall refuse to act, or shall die or remove before another can be chosen in his Room, by Virtue of an Act of General Assembly herein referred to; then and in that Case, the Constable or Constables of such Town, District or Precinct is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to issue out his Warrant to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants Householders thereof, to meet at the usual Place of their Town-Meetings within six Days, who shall then and there proceed to elect another Assessor or Collector, in the same Manner as by the said former Act referred to, is directed and appointed.

And if any County Collector shall refuse to act, or shall die or remove, then the Justice who lives nearest to such Collector, or other Justice, shall issue his Warrant to the Constables to summon the Justices and Freeholders chosen for such County, to meet within Ten Days, who shall chuse a Collector in the Room of such so refusing, dying or removing, in the same Manner as by a former Act referred to is directed and appointed.

And the Assessor or Collector so elected, shall transact, do and perform all whatsoever the other Assessor or Collector was obliged to, and be subject to the like Pains and Penalties for Misbehaviour.

AND BE IT ENACTED by the Authority aforesaid, that if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing by this Act enjoyned them to do and perform, every such Justice so neglecting or refusing, shall forfeit for each Offence, the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same, in any Court of Record of this Colony, where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applyed towards the Quota of the County where

such Offence shall be committed; the other half to the Person so suing, with Costs of Suit.

AND WHEREAS many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein, or paying Rent for the same; yet nevertheless do actually hold and occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee Simple Estates, and to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied, for the Lands they severally hold and occupy as aforesaid, would be a manifest Injury to the said Freeholders and other Inhabitants of this Colony made rateable by this Act, for remedying of which, BE IT ENACTED by the Authority aforesaid, that all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands not having the Property thereof, or paying Rent for the same, shall notwithstanding give a true Account of the particular Parts of all such Lands which they are respectively seated on, both Clear and Wood Land, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required; and shall pay their several and respective Taxes for the same, in the like Manner as the Freeholders aforesaid are liable to do, by Virtue of the Directions of this Act; and for neglecting or refusing to give such Account and pay such Taxes as aforesaid, shall be subject to the like Pains and Penalties as the said Freeholders are subject to by Virtue of the Directions of this Act as aforesaid; any Thing in this Act contained to the contrary hereof in any wise notwithstanding.

AND WHEREAS some Owners of profitable Tracts of Land whereon Improvements is [*sic*] made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land: For remedy whereof, BE IT ENACTED by the Authority aforesaid, that the Tenant or other Person residing on, and having the Care of such Lands, their Goods and Chattles of the Landlord (on his refusal or neglect to pay) if there found, shall be liable to be distrained for Payment of said Tax. And in Case the Tenant or Person having the Care thereof, shall pay, or their Goods be distrained for the same, then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid, out of the Rent agreed for; and for the Tenant or Tenants, or Person having the Care of said Land to recover the same from the Owner by Action of Debt, in any Court where the same shall be cognizable, together with Costs of Suit. *Provided,* That nothing in this Act shall in any Manner alter any Contract heretofore made between any Landlord and Tenant. *Provided,* That the Tenant shall not be liable to pay more than his yearly Rent. And if it shall so happen, that the Tenant, by his Lease, shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also if the Tenant or Tenants Rent does not amount to the Tax assessed, for what he Leases, it shall be lawful for the County Collector to recover the same from the Landlord, by Action of Debt or Distraint, as he shall judge most convenient.

PROVIDED ALWAYS, That it is the true Intent and Meaning of this Act, that all Lands purchased from a larger Patent or Survey, shall be esteemed

a separate Tract.

Bradford (1753) 18:4, pp. 23-24.

1. Abraham Clark (1726-1794) was sheriff of Essex County and clerk of the assembly. During the Revolution he became a member and secretary of the Committee of Safety, a delegate to the Provincial Congress and the Continental Congress, and a signer of the Declaration of Independence.

An ACT *for continuing an Act, entituled,* An Act to prevent Actions of Fifteen Pounds and under being brought into the Supreme Court of this Colony.

WHEREAS an Act of the General Assembly of this Colony, passed in the Twenty-first Year of his present Majesty's Reign, entituled, *An Act to prevent Actions of Fifteen Pounds and under being brought into the Supreme Court of this Colony,* will expire by its own Limitation at the End of this present Session of General Assembly; And it having by Experience been found serviceable to the Publick: Therefore,

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby enacted by the Authority of the same, That the above-mentioned Act, to prevent Actions of Fifteen Pounds and under being brought into the Supreme Court of this Colony, shall be and is hereby continued; and every Clause, Article, and Thing therein contained, shall be and remain in Force for the Space of *Five Years,* and from thence to the End of the next Session of General Assembly of this Colony thereafter, and no longer; any thing to the contrary thereof in any wise notwithstanding.

Bradford (1753) 18:4, p. 45.

An ACT *for chusing Overseers of the Highways.*

WHEREAS the Inhabitants of the several Towns and Precincts within the Colony of *New Jersey,* are answerable for the Consequences of the Defects of their Highways; and it being therefore highly reasonable that they should have the Appointment of the Persons whose Duty it is to supervise the same: Therefore,

BE IT ENACTED by the Governor, Council and General Assembly of the Colony of *New Jersey,* and it is hereby enacted by the Authority of the same, That from and after the Publication of this Act, it shall and may be lawful for the Inhabitants of every Town and Precinct within this Colony, annually to assemble at their usual Place of Meeting, in the several Towns and Precincts aforesaid, on the second *Tuesday* in *March,* yearly, and every Year, and then and there, by Plurality of Voices of the Persons met, elect and chuse two or more Persons for each respective Town or Precinct, to be Overseers for making and keeping in good Repair all publick Roads and Highways within each respective Town or Precinct for which they are chosen. Which said Overseers, when so chosen, shall be vested with the same Powers and Authorities, and subject to the same Pains and Penalties, as the Overseers of the Roads of this Province have heretofore been vested with and subject to.

AND in case of the Death, Removal, or Refusal of any of the Overseers of the Highways, chosen by Virtue of this Act, the Surveyors of the Roads of said Township, upon Application made to them by any Freeholder of the said Town, shall appoint another in the Room of him so dead, removing, or refusing; which Appointment being entered in the Town-Book, the Overseer so appointed, shall, upon Notice thereof, be subject to the same Penalties, and have the same Privileges as if he had been chosen by the Inhabitants as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the fourth Section of the Act of General Assembly of this Colony, entituled, *An Act for the better laying out, regulating and preserving publick Roads and Highways throughout this Province, directing the Appointment of Overseers of the Highways,* is hereby declared null and void.

Bradford (1753) 18:4, pp. 45-46.

An ACT *to repeal and explain Part of an Act, Entituled,* A Supplementary Act to the Act, entituled, *An Act to prevent the killing of Deer out of Season, and against carrying of Guns, and hunting by Persons not qualified.*

BE IT ENACTED by the Governor, Council, and General Assembly, and it is hereby enacted by the Authority of the same, That the Law of this Province, entituled, *A Supplementary Act to the Act, entituled, An Act to prevent killing of Deer out of Season, and against carrying of Guns, and hunting by Persons not qualified;* shall not be extended, construed, deemed, or explained, to mean to hinder or prohibit any Freeholder of this Province from carrying a Gun, or hunting in the Day-time on any uninclosed Lands in this Province. And that it shall and may be lawful for any Person or Persons whatsoever, Freeholders inhabiting within this Province, to give Leave in Writing to any Person or Persons whatsoever, to hunt, or carry a Gun, on his, her, or their inclosed or uninclosed Lands, in the Day-time, for any Time they shall think fit; any thing in the aforesaid Act to the contrary thereof notwithstanding.

PROVIDED, that nothing in this Act, or in the before recited Act, shall be construed, deemed, or esteemed, to extend to the debarring, or taking away the Right of Action that any Person or Persons, Freeholders within this Province, might otherwise be entitled to for the Recovery of their Damages, if they shall think themselves aggrieved by any Freeholder's hunting or carrying a Gun by Virtue of this Act; any thing in either of the Acts to the contrary thereof notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That so much of the above recited Supplementary Act which doth in any Manner contradict this present Act, is hereby repealed, and declared null and void.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That this Act shall be, continue, and remain in Force, so long as the above recited Supplementary Act shall continue in Force by Virtue of its present Limitation, and no longer.

Bradford (1753) 18:4, p. 47.

An ACT *for the further Revival and Continuance of an Act,* entituled, An Act for the Relief of poor distressed Prisoners for Debt.

WHEREAS an Act passed in the Seventeenth Year of his present Majesty's Reign, entituled, *An Act for the Relief of poor distressed Prisoners for Debt,* is expired by its own Limitation; AND WHEREAS sundry Persons under the like unhappy Circumstances, by their Petitions have set forth their Inability to discharge their Creditor's Demands, praying Relief by the Legislature: Therefore,

BE IT ENACTED by the Governor, Council, and General Assembly, and it is hereby enacted by the Authority of the same, That the said Act, and every Clause, Article, Matter and Thing therein contained, shall be revived and continued; and the said Act, and every Clause, Article, Matter and Thing therein contained, is hereby revived and continued: And that all and every Person or Persons being in Prison at the Time of the Publication hereof, or that shall be committed to Prison within Three Months after the said Publication, for any of the like Matters or Causes mentioned in the said Act, upon his, her, or their complying with the Conditions, Matters and Things required therein, shall be entitled to all and every the Privileges, Liberties and Advantages mentioned in the said Act; and also be subject to the same Pains, Penalties and Forfeitures for their Misdemeanours mentioned in the said Act, as fully and amply to all Intents, Constructions and Purposes, as if the said Act, and every Clause, Article, Matter and Thing therein contained, had continued yet in full Force; any Thing contained in the said Act to the contrary in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Act, entituled, *An Act for the Relief of poor distressed Prisoners for Debt,* and every Clause, Article, Matter and Thing therein contained, shall be and is hereby revived, and continued to be and remain in full Force as aforesaid, until the *First* Day of *September* which will be in the Year of our Lord *One Thousand Seven Hundred and Fifty-four,* and no longer.

Bradford (1753) 18:4, p. 48.

An ACT *to further continue an Act, entituled,* An Act for better settling and regulating the Militia of this Colony of *New-Jersey,* for the repelling Invasions and suppressing

Insurrections and Rebellions, *passed in the nineteenth Year of his present Majesty's Reign.*

WHEREAS the above mentioned Act has been continued by sundry Acts, the last of which will expire by its own Limitation at the End of this present Session of General Assembly: Therefore,

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, That the above mentioned Act, entituled, *An Act for the better settling and regulating the Militia of this Colony of* New-Jersey, *for the repelling Invasions and suppressing Insurrections and Rebellions,* shall be and is hereby continued; and every Clause, Article and Thing therein contained shall continue, be and remain in full Force for the Space and Term of Three Years, from and after the Publication hereof, and from thence to the End of the next Sessions of the General Assembly, and no longer; any Thing to the contrary thereof in any of the aforesaid Acts in any wise notwithstanding.

Bradford (1753) 18:4, pp. 49.

An ACT *for erecting the upper Parts of* Morris *County in* New-Jersey, *into a separate County, to be called the County of* Sussex, *and for building a Court-House and Goal in each of the said Counties.*

WHEREAS the Inhabitants of the upper Parts of *Morris* County have by their Petition set forth, that for some Years last past their frequent attending the several Courts held at *Morris-Town,* which is in the lower Parts of the said County, and at a very great Distance from most of the Inhabitants of the upper Parts, which makes it inconvenient as well as chargeable to them to attend said Courts; and as by said Petition, as well as by a Petition from the Inhabitants of the lower Parts of said County, it is humbly proposed and prayed, that said County should be divided, and that the Inhabitants should have the Liberty of building a Court-House and Goal in each: It is therefore enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly, and by the Authority of the same, That all and singular the Lands and

upper Parts of said *Morris* County, North-west of *Muskonetkong* River, beginning at the Mouth of said River, where it empties itself into *Delaware* River, and running up said *Muskonetkong* River to the Head of the great Pond; from thence North-east to the Line that divides the Province of *New-York* and said *New-Jersey;* thence along the said Line to *Delaware* River aforesaid; thence down the same to the Mouth of *Muskonetkong,* the Place of Beginning; all which said Lands contained within the above Boundaries, be erected into a County, and they are hereby erected into a County, named and from henceforth to be called the County of *Sussex:* And the said *Muskonetkong* River, so far as the County of *Hunterdon* bounds on it, shall be the Boundary-Line between that County and said County of *Sussex;* and the said *Muskonetkong* River, and a North-east Line from the Head of said Pond shall be the Boundary-Line between *Morris* County and the said County of *Sussex.*

AND BE IT ENACTED by the Authority aforesaid, That the said County of *Sussex* shall have and enjoy all the Jurisdictions, Powers, Rights, Privileges, Liberties and Immunities whatsoever, which any other County within said Province of *New-Jersey* doth, may, or ought of Right to enjoy, excepting only the Choice of Members to represent said County of *Sussex* in General Assembly; which Liberty is hereby suspended until his Majesty's Pleasure be further known therein, or that it be otherwise ordered by Act of General Assembly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That until such Time the said County of *Sussex* shall be allowed the Privilege of chusing Representatives to serve in General Assembly, it shall and may be lawful to and for the Freeholders of said County (being qualified according to Law) from Time to Time, and as Occasion shall be, to appear at *Trenton,* or elsewhere in the County of *Hunterdon,* and there to vote and help to chuse Representatives to serve for the said Counties of *Hunterdon, Morris,* and *Sussex,* after the same Manner as formerly, before the making of this Act, they were accustomed to do; and their Votes shall be as good and of the same Validity and Effect as if the Persons so voting were properly Freeholders of the County of *Hunterdon.*

AND BE IT ENACTED by the Authority aforesaid, That all Taxes, and Arrearages of Taxes, as are already laid by Act of General Assembly of this Colony, which are already assessed, or that hereafter to be assessed, shall be assessed, collected and paid according to the Directions of the said Acts passed for those Purposes; and that all Persons concerned therein shall be under the same Restrictions and Penalties as are expressed in the said Acts, to all Intents, Constructions and Purposes as if this Act had not been passed.

AND WHEREAS there is not at present any Goal or Court-House within the said County of *Sussex,* BE IT THEREFORE ENACTED by the Authority aforesaid, That whenever it shall be judged necessary by the Majority of Freeholders hereafter to be chosen within the several Precincts of the County of *Sussex* aforesaid, by Virtue of an Act for raising of Money for building and repairing of Goals and Court-Houses within each respective County of this

Province, with the Concurrence of three Justices of the Peace of the said County of *Sussex* (*Quorum unus*) to build a Goal or Court-House within the said County of *Sussex,* that it shall and may be lawful for any three Justices of the Peace of the said County (*Quorum unus*) and they are hereby enjoined, commanded and required, with the Concurrence of a Majority of the above-said Freeholders, to meet together at some convenient Time at *Samuel Green's,* the Time to be appointed by any three Justices of the Peace, one of them being of the *Quorum,* and then and there draw Advertisements to be fixed up in the most publick Places of the County of *Sussex,* thereby giving Notice to all Persons who by Law are qualified to give their Votes for the Choice of Representatives, to assemble themselves together at the said *Samuel Green's* in the aforesaid County of *Sussex,* some Day by the said Justices and Majority of Freeholders to be appointed, not exceeding Thirty Days, nor less than Twenty Days, from the Time of fixing up such Advertisements, then and there by Majority of Votes to elect and chuse the Place whereon such Court-House and Goal shall be built; and at the same Time by Plurality of Voices to chuse seven fit Persons to divide the said County of *Sussex* into Precincts; and the Persons chosen, or the Majority of them, are hereby impowered and required to divide the said County of *Sussex* into Precincts, and bound them as they shall think most convenient for the Inhabitants of said County of *Sussex:* Which Bounds they are hereby required to have recorded in the Records of said County; and the Inhabitants thereof, when divided into Precincts, shall be vested with and entitled unto all the Powers, Privileges and Authorities, and be subject to the same Regulations and Government which the other Precincts in the several Counties of this Colony are subjected and entitled unto.

AND BE IT ENACTED by the Authority aforesaid, That the said Justices shall take the Votes of such of the said Electors as may appear and are qualified to give their Votes as aforesaid; and the said Freeholders shall be Judges of the Poll at the said Election; and have Power to adjourn from Day to Day, and from Place to Place; not exceeding the Space of Three Days, as the Majority of the said Freeholders shall agree, until all the Votes are taken of the Persons qualified, and attending for that Purpose: And then the said Justices and Freeholders shall number the Persons voting; and for what Place and where the Majority of Votes shall happen for building the said Goal or Court-House, or both of them, in that Place and no where else the same shall be built. And the said Justices and Freeholders shall take and number the Votes for the Persons who are to divide the County into Precincts; and those Seven for whom the Majority of Votes shall happen, shall be the Persons for dividing the said County of *Sussex* into Precincts.

AND BE IT ENACTED by the Authority aforesaid, That in order to raise Money to build and complete the said Goal or Court-House, or each of them, it shall and may be lawful for any Three Justices (*Quorum unus*) and the Freeholders aforesaid, from Time to Time, and as often as Occasion may require, to meet together at or near the Place where the said Goal or Court-House shall be so voted to be fixed, and to appoint Managers or agree with Workmen,

which they in their Discretion shall think most proper for carrying on and compleating the said Building. And the Money which shall be by them judged necessary for building the same, shall be raised according to an Act of General Assembly of this Colony, entituled, *An Act to impower the Freeholders chosen in each County, or the major Part of them, in Conjunction with Three Justices of the Peace, to direct the Method of assessing the Inhabitants of each County, and to restrain the unnecessary Meeting of said Freeholders;* and every Person who by this Act is enjoined any Matter or Thing, and shall neglect or refuse to perform the same, such Person or Persons shall be liable to the same Penalties and Forfeitures, to be recovered in like Manner as by the said recited Acts are inflicted and directed.

AND BE IT ENACTED by the Authority aforesaid, That whereas there is no *Quota* as yet allotted to the County of *Sussex,* it is hereby ordered and directed by the Authority aforesaid, that the said Counties of *Sussex* and *Morris* shall join in raising their Taxes for paying the *Quota's* of the County of *Morris,* in the same Manner they did before the Division of the said County of *Morris,* until it shall be otherways ordered by Act of General Assembly; any thing in this Act to the contrary notwithstanding.

AND BE IT ENACTED by the Authority aforesaid, That the Inhabitants of the County of *Morris,* when the Freeholders shall think it necessary, as aforesaid, shall have Liberty of building a Goal and Court-House, and shall fix the Place where they shall stand; and raise Money for building the same in such Manner as is directed in this Act for the County of *Sussex.*

Bradford (1753) 18:4, pp. 50-53.

An ACT *to repeal an Act, entituled,* An Act for the better repairing and amending the publick High-ways, Roads, Streets, Wharff and Bridges within the Town of *Burlington.*

WHEREAS the Inhabitants of the Town of *Burlington* by their Petition have set forth, that the Act made in the Twenty-second Year of his present Majesty's Reign, entituled as aforesaid, hath not been agreeable to the Minds of the Inhabitants, and praying a Repeal thereof; We, the House of Representatives, therefore pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council, and General Assembly; and it is hereby Enacted by the Authority of the same, That the Act, entituled, *An Act for the better repairing and amending the publick High-ways, Roads, Streets, Wharff and Bridges within the Town of* Burlington, shall from and after the *First* Day of *September,* in the Year of our Lord *One Thousand Seven Hundred and Fifty-Three,* be repealed, made null and void, and every Clause, Article, and Thing therein contained, to all Intents and Purposes whatsoever.

Bradford (1753) 18:4, p. 54.

A Supplementary ACT *to the Act, entituled,* An Act to enable the Owners of the Meadows and Marshes belonging to the Town of *Salem,* to keep out the Tide from overflowing the same.

WHEREAS the before mentioned Act passed in the Twelfth Year of her late Majesty Queen *Anne's* Reign, has been (so far as it extended) very beneficial to the Owners of the Meadows on the Creeks belonging to the Town of *Salem,* specified and mentioned in the above recited Act; And that the said Creeks, Branches and Drains being of late grown up and filled, that the Courses of the Waters that leads to the Trunks for letting out the same into the main Creek (called *Salem* Creek) is very much obstructed, and the Waters thereby confined in the Meadows of divers of the said Owners, Tenants or Possessors of the same, to their great Prejudice: For Remedy whereof for the future,

BE IT ENACTED by the Governor, Council, and General Assembly, and by the Authority of the same, That all and every of the respective Owners, Tenants and Possessors of the said Meadows on each Side said Creeks, Branches and Drains within the Dam mentioned in the before recited Act, shall be obliged at all Times for ever hereafter to keep the said Creek and the Branches thereof open, each within and against his, her, or their respective Meadow; and where the Meadows bounded on either the said Creeks, owned by different Persons opposite to each other, the said Creek against them both shall be constantly kept open at their equal Expence: And in case of the Neglect of either, it shall and may be lawful for the other, after he has before Evidence given Three Months Notice to the Party neglecting, to enter upon the said Party's Premises, and get the whole done, dividing the Mud to be thrown up as

near as may be between them both, and bring his Action of Debt against the said Party so neglecting, for an equal Part of the Charge, if Five Pounds or under, before any one Justice of Peace of the Town or County of *Salem,* if above, in any Court of Record of this Colony, where the same shall be cognizable: And the said Court or Justice of the Peace, upon Proof being made by the Testimony of two credible Neighbours, that the Charge the Plaintiff has been at, is, to the best of their Judgment, just and reasonable; that the Services done were necessary; and that the Notice aforesaid was duly given; shall give Judgment for the Plaintiff, with Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That where any of the said Owners doth or shall suffer by the Neglect of any Person or Persons, in keeping the said Creek, or any of the necessary Drains within any of the said Meadows open, it shall and may be lawful for the said Person or Persons so suffering, after he has before Evidence given Three Months Notice to the Party or Parties so neglecting, to enter upon his, her, or their Premises, and get what is necessary to be done, compleated; and being his Action of Debt for the same, if Five Pounds or under, before any one Justice of the Peace of said Town or County of *Salem,* and if above, in any Court of Record of this Colony, where the same shall be cognizable: And the said Court or Justice shall, upon Proof being made as in the last Paragraph, give Judgment for the Plaintiff, with Costs of Suit, both for the Charge he has been at in opening the said Creek or Drains, and also for the Damage sustained after the said Three Months Notice was given; which said Damages shall be first ascertained by two disinterested Neighbours to be chosen indifferently by the Parties in Contest; but, on the Neglect or Refusal of either, it shall be lawful for the other to chuse both; and they not agreeing, may chuse a third; and the Judgment of two of them shall be conclusive: And the Width and Depth of said Creek and Drains shall be adjudged of in the same Manner. And in case of the Absence of the said Owners, the said Expence of keeping the said Creek and Drains open, shall be paid by the Person in Possession of the said Meadow or Meadows, out of the Rents and Profits of the same; and the said Possessor, in such Case, shall be the Person to receive the Notice, and be subject to the Penalties before mentioned; and may plead this Act in Bar against the Owner of said Meadow, for so much of the Rent as is or shall be at any Time necessary to be applied to the Purposes aforesaid.

AND WHEREAS some Doubts have arisen in the Construction of a certain Clause in the said Law, for stopping the Tide out of the said Meadows, BE IT FURTHER ENACTED by the Authority aforesaid, That every Person who shall neglect or refuse paying his, her, or their respective Assessments for maintaining of either of the before-mentioned Dams to the Collector or Collectors chosen, or to be chosen, according to the said recited Law, the said Owner, Tenant, or any other Person or Persons in Possession, he, she, or they, so neglecting or refusing, shall be subject to an Action of Debt for the same, to be recovered by the said Collector or Collectors, if Five Pounds or under, before any one Justice of Peace of the Town or County of *Salem,* if above, in any Court of Record of this Colony where the same shall be cognizable, with Costs of Suit;

any thing in the said recited Law to the contrary thereof in any wise notwithstanding.

Bradford (1753) 18:4, pp. 54-56.

An ACT *to enable the Owners of the Meadows and Marshes adjoining to and on both Sides of* Manington *Creek to stop out the Tide from overflowing them.*

WHEREAS the Stopping of the Tide out of the Meadows and Marshes lying upon and adjoining to the said *Manington* Creek, in the County of *Salem,* would be of great Benefit, not only to the Owners thereof in particular, but also to the County in general;

AND WHEREAS an Act was passed in this Province in the Thirteenth Year of the Reign of her late Majesty Queen *Anne,* entituled, *An Act for enabling the Owners of the Meadows and Marshes adjoining to and on both Sides of* Manington *Creek, to stop out the Tide from overflowing them;* AND WHEREAS the said Act is not altogether sufficient for the above Purpose; Therefore,

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby enacted by the Authority of the same, That there shall be a Bank made across the said *Manington* Creek and Meadows and Marshes adjoining to and running from the fast Land of *Bartholemew Wyatt* to the fast Land where *John Hunt* now lives, with Flood-gates and Sluices sufficient to stop and let out the Tide and Water, together with Ditches and Races necessary for the same, by the Owners and Possessors of said Meadows, proportionably according to the Quantity of Meadow and Marsh that each respective Owner or Possessor hath or may have within the said Bank.

AND BE IT ENACTED by the Authority aforesaid, That the Owners and Possessors of the aforesaid Marshes and Meadows shall meet and assemble yearly on the last *Tuesday* in *July,* at the now Dwelling house of *Bartholemew Wyatt* aforesaid, or where else they shall appoint, and by the Majority of Voices of them so meeting, chuse two Managers, to carry on, make and maintain, and uphold the said Work; and shall also chuse and appoint two Assessors, to assess such Sum and Sums of Money as shall be necessary for defraying the Charge of making, upholding, and maintaining the said Work equally and proportionably, according to the Number of Acres of Marsh and Meadow each

Owner or Possessor doth or shall hold; and shall also chuse a Collector, to collect and receive all such Sum and Sums of Money as shall be from Time to Time assessed as aforesaid; which said Assessor or Assessors shall deliver all Lists of the Names of the Owners and Possessors, with the respective Sum and Sums of Money that each respective Person is to pay, signed by them to the Collector or Collectors aforesaid; who shall demand of each Owner and Possessor of said Meadows and Marshes, the Sum that he, she, or they are to pay: And upon Neglect or Refusal of any of them, that it shall and may be lawful to and for the said Collector or Collectors to sue all and every such Person so neglecting, in his own Name for the respective Sum or Sums of Money they were assessed at, in an Action of Debt, if Five Pounds or under, before any one Justice of the Peace of the said County of *Salem,* if above, in any Court of Record where the same may be cognizable, and give the said Assessment in Evidence. And the said Court and Justice of the Peace are hereby impowered to give Judgment and Execution for the same, with Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That every Collector aforesaid shall pay all such Sum and Sums of Money as he or they shall receive as aforesaid, to Workmen, by Order, under the Hand of one of the Managers aforesaid, and not otherwise: And the said Managers and Collectors shall give an Account yearly of all Moneys collected and expended to the Owners and Possessors of said Meadows, at their said Meeting; which Managers shall be allowed *Nine Pence* per Pound, Collectors *Six Pence* per Pound, and Assessors *Four Pence* per Pound, for all Moneys assessed, collected, and expended as aforesaid. And in case any Collector should refuse to pay what Money remains in his Hands, to the succeeding Collector chosen as aforesaid, the said succeeding Collector is hereby impowered to sue for and recover the same, with Costs of Suit, in Manner aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That all and every of the respective Owners and Possessors of said Meadows, on each Side of said Creek, shall be obliged at all Times hereafter, to keep open such Part of said Creek as runs through, joins to, or is against their respective Meadows, so and in such Manner as the Water will and may vent off, and not damnify or prejudice any Part of said Meadows. And the abovesaid Managers chosen yearly as aforesaid, shall divide and mark out each Owner and Possessor's Part of said Creek to be cleared as aforesaid, in Proportion to the Meadows they hold, and in such Manner as they the said Managers shall think most reasonable; and said Owners and Possessors shall clear, as aforesaid, their respective Shares so laid out: And in case of Neglect of either of said Owners or Possessors of said Meadows in performing their respective Shares of said Work, in such case it shall and may be lawful for any of the Owners or Possessors of said Meadows, after he, she, or they have before Evidence given Six Months Notice of his, her, or their Design to the Party or Parties neglecting, to enter any such Premises where the said Work is to be done, and perform the same, and bring his, her, or their Action of Debt against the said Party or Parties so neglecting, for the Charge of doing the same, if Five Pounds or under before any

Justice of the Peace of the said County of *Salem,* if above, in any Court of Record where it may be cognizable: And the said Court or Justice of the Peace, upon the Proof being made by the Testimony of two credible Neighbours, that the Charge such Plaintiff has been at, is, to the best of their Judgment, just and reasonable; and that the Services done were necessary; and that the Notice aforesaid was duly given; shall give Judgment for the Plaintiff, with Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for every Tenant or Tenants that now is or hereafter may be in Possession of any Part of said Meadow, to bring their respective Charge of Money paid, and Services done pursuant to this Act, against their respective Landlords; which shall be allowed out of the Rent. PROVIDED ALWAYS, That nothing in this Act shall oblige any Tenant to clear any Part of the abovesaid Creek, or impower any Tenant to charge their Landlords for the same, except their said Landlord doth or shall reside out of said County.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the above-recited Act, and every Part thereof, is hereby repealed, made null and void.

Bradford (1753) 18:4, pp. 57-59.

Eighteenth Assembly, Fifth Session

First Sitting

17-24 Apr. 1754

Perth Amboy

25-29 Apr. 1754

Elizabeth Town

No acts passed.

Eighteenth Assembly, Fifth Session
Second Sitting
3-21 June 1754
Perth Amboy

All acts passed 21 June, 1754

An ACT *for the Support of Government of His Majesty's Colony of* New-Jersey, *to commence the* Twenty-first *Day of* May, One Thousand Seven Hundred and Fifty-Four, *and to end the* Twenty-first *Day of* May, One Thousand Seven Hundred and Fifty-Five, *and to discharge the Publick Debts, and the contingent Charges thereof, and for settling the Quotas in the respective Counties, and levying of a Provincial Tax.*

WHEREAS the Act for the supporting the Government of his Majesty's Colony of *New-Jersey* is expired, and We, the House of Representatives, being willing and desirous to give all possible Demonstration of our Duty, Loyalty and Gratitude, by providing for the Support of his Majesty's Government over us, do pray, that it may be Enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly of this Colony of *New-Jersey,* and it is hereby Enacted and Declared, by and with the Authority of the same, That, for paying the Salaries of the Governor and other Officers appointed for the Administration of the Government of this Colony, there shall be, and there is, hereby cheerfully given unto his present Majesty, his Heirs and Successors, the several Sums following, in Money as it now passes in the Western Division of this Colony, to be paid out of such Money that now is in the Treasury, or shall be paid into the Treasury by Virtue of this Act, *That is to say,*

To his Excellency JONATHAN BELCHER, Esq; Governor and Commander in Chief of this Colony, at the Rate of *One Thousand Pounds per Annum,* Money aforesaid.

To *Samuel Nevill,* Esq; second Justice of the Supreme Court of this Colony, at the Rate of *Twenty-five Pounds per Annum,* Money aforesaid.

To *Richard Saltar,*[1] Esq; third Justice of the Supreme Court of this Colony, at the Rate of *Twenty-five Pounds per Annum,* Money aforesaid.

To *Joseph Warrel,* Esq; Attorney General of this Colony, at the Rate of *Thirty Pounds per Annum,* Money aforesaid.

To *Andrew Johnston,* and *Samuel Smith,* Esquires, Treasurers of this Colony, each at the Rate of *Forty Pounds per Annum,* Money aforesaid.

To *Charles Read,* Esq; Clerk of the Council of this Colony, at the Rate of *Thirty Pounds per Annum,* Money aforesaid.

To *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great Britain,* or to the Agent for the Time being, appointed by the House of Representatives, at the Rate of *Eighty Pounds per Annum,* Money aforesaid.

To *John Smyth,* Esq; Clerk of the Circuits of this Colony, at the Rate of *Twenty Pounds per Annum,* Money aforesaid.

To the Doorkeeper of the Council of this Colony, at the Rate of *Ten Pounds per Annum,* Money aforesaid.

All which said several Sums abovementioned, shall be made and paid to the said several Officers before mentioned, for their respective Salaries, for the Term of One Year, by the Treasurers of this Colony, or either of them, on Warrants to be produced to them, or either of them, signed by the Governor, or Commander in Chief for the Time being, in Council; and the Warrants so signed, with Indorsements thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors, and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in case his Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall, by Death, or otherwise, cease to be Governor or Commander in Chief of the same, or that any other of the respective Officers herein before mentioned, shall happen to die, or otherwise be removed from their respective Offices, at any Time after the passing of this Act, and before the *Twenty-first* Day of *May,* which will be in the Year of our Lord *One Thousand Seven Hundred and Fifty-five;* that then, and in such Case, it shall and may be lawful for the Treasurers of this Colony, for the Time being, and they or either of them, are hereby authorized and commanded to pay to his Excellency JONATHAN BELCHER, Esq; or to his Executors, Administrators, or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators, or Assigns, or to their Orders, out of the said Sums of Money received, or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid; or the said respective Officers dying, or being otherwise disabled from holding their Offices as aforesaid, shall remain in Arrear and unpaid to them for his and their respective Salaries.

AND WHEREAS it is necessary, that the present Governor should be provided with a House to live in, until one shall be provided for that Purpose, BE IT ENACTED by the Authority aforesaid, That there shall be paid, out of the Money aforesaid, to his said Excellency JONATHAN BELCHER, Esq; at the Rate of *Sixty Pounds per Annum,* Money aforesaid, for House-rent, for the said Term of One Year.

AND WHEREAS it is fitting and necessary, that the Publick Debts, and contingent Charges of the Government, should from Time to Time be honourably and punctually discharged: Therefore, for defraying the same, We, the House of Representatives, do further pray that it may be enacted, AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay, out of the Money aforesaid, to the Chief Justice, or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds,* for each time in the aforesaid One Year, that he, or either of them, hath held, or shall hold, the Court of *Nisi Prius,* and of Oyer and Terminer, and General Goal Delivery, when it hath been, or shall be necessary that they be held, at the same Time in the respective Counties of this Colony, either at the Time appointed, or that

hereafter shall be appointed, for holding the said Courts, provided there shall be a real Occasion for holding the same: PROVIDED ALSO, That not any thing shall be paid to either of the Justices aforesaid, for holding any of the abovesaid Courts, at the same Time that the Supreme Courts have been or shall be held, at *Perth-Amboy,* and *Burlington.* PROVIDED ALWAYS, That no more than two of the said Courts of Oyer and Terminer, and General Goal Delivery, held in any one County during the said One [Year], shall be paid for by Virtue of this Act, one of them held or to be held, if there hath been or shall be Occasion, at the yearly Time of holding the Court of *Nisi Prius,* and the other of said Courts of Oyer and Terminer and General Goal Delivery, if Application hath been or shall be made in writing, signed by the major Part of the Freeholders, chosen by the said County, in Conjunction with any three Justices of the Peace (*Quorum unus*) of said County, to any one of the Justices of the Supreme Court.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Treasurers or either of them, shall pay the Sum of *Six Shillings per Diem* unto each of the Council, for each Day that they have respectively attended, or shall attend, at this or any other Sitting of General Assembly, during the said One Year; upon Warrants by them, their Executors, Administrators, or Assigns, to be produced, signed by the Governor, or Commander in Chief, in Council, expressing the Number of Days each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.*

To *Abraham Clark,* jun. one of the Clerks of the House of Representatives, or any other Clerk of this House, for his Attendance, the Sum of *Eight Shillings per Diem,* for the Time he shall attend at this or any other Sitting of General Assembly, during the said One Year; also the Sum of *Four-pence per* Sheet, reckoning Ninety Words to the Sheet, for entering the Minutes and Votes of this Sitting fair in the Book, copying the Laws and Minutes for the Printer; and to said *Abraham Clark,* for Pen, Ink, and Paper, during this and the late Sitting at *Elizabeth-Town, Thirty Shillings.*

To *James Parker,* or any other Printer hereafter appointed, for Printing the Minutes of the House of Representatives of this or any other Sitting, during the Continuance of this Act; and to *William Bradford,* or any other Printer hereafter appointed, for Printing the Laws passed at this or any other Sitting, during the Continuance of this Act, as aforesaid, such Sums as *Charles Read, Hendrick Fisher, John Johnston, Shobal Smith, William Mickle,* and *Joseph Ellis,* Esquires, or any two of them, shall agree to be paid for the said Services.

AND WHEREAS, by an Order of the late House of General Assembly of the 7th of *February* 1750, "Exact Copies of all the Concessions and Agreements made by the Proprietors of *New-Jersey,* with the People at the first Settlement thereof, and all the Laws passed during the Proprietary Government, together with all other Records, Instruments, and Papers, relating to the Fundamental Constitution of this Colony," were directed to be printed with all convenient Dispatch, and collected in one Volume; under the Management, Direction,

Care, and Inspection of *Samuel Nevill* and *Samuel Smith,* Esquires, or either of them, who were to deliver *One Hundred and Seventy* of said Volumes, compleatly bound to the House of General Assembly for the Use of the Colony, at the Rate of *Two-pence per* Sheet, and reasonable Allowance for the Binding, according to the Contract by them to be made with the Binder: By which Order also the said *Samuel Nevill* and *Samuel Smith* were indulged the Liberty of Printing such Quantity of Volumes over and above the Number of Volumes aforesaid, as they should think convenient and necessary for supplying the Publick, at the Price before mentioned, for their own Benefit; all which Volumes were to be printed by the King's Printer of this Colony.

AND WHEREAS exact Copies of many of the said Concessions, Agreements, Laws, Records, Instruments and Papers, relating, as aforesaid, to the Fundamental Constitution of this Colony, are now prepared and fitted for the Press, and it being requisite that the same should be printed with all convenient Dispatch; and punctually paid for agreeable to the Tenor of the aforesaid Order: THEREFORE BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them (pursuant to the Directions herein after mentioned) shall pay, out of the Money aforesaid, unto the said *Samuel Nevill* and *Samuel Smith,* or either of them, their, or either of their Executors, Administrators, or Assigns, for *One Hundred and Seventy* Volumes of the said Concessions, Agreements, Laws, Records, Instruments, and Papers, relating to the Fundamental Constitution of this Colony aforesaid, or, on their Refusal or Neglect, to those herein after appointed, immediately after the Delivery thereof, by Warrants to be obtained for Payment of the same, (signed by the Governor in Council) at the Rate of *Two-pence per* Sheet and reasonable Allowance for the Binding, according to the Contract by them to be made with the Binder: Which Volumes are to be bound in Calfskin, and delivered by the said *Samuel Nevill* and *Samuel Smith,* or either of them, to one of the said Treasurers, on or before the *First* Day of *November* next, who is hereby directed to deliver the same *gratis* to the several Persons herein after mentioned, or their particular Order, *viz.* To his Excellency the present Governor Two; to each of the present Members of the Council and General Assembly One; to the Agent of the Colony One; to each of the Judges of the Supreme Court One; to the Clerk of the Council One; to each of the Clerks of the House of General Assembly One: To the Representatives of each County, for the Use of the County, as follows, *viz.* For the County of *Middlesex* Twelve; for the County of *Monmouth* Eight; for the County of *Essex* Seven; for the County of *Bergen* Six; for the County of *Somerset* Seven; for the County of *Burlington* Fifteen; for the County of *Gloucester* Nine; for the County of *Salem* Eight; for the County of *Cape May* Five; for the County of *Hunterdon* Ten; for the County of *Morris* Seven; for the County of *Cumberland* Eight; for the County of *Sussex* Nine. To be distributed as follows, *viz.* To the first Judge of the County One; to the Clerk of the County One; to the Mayor of each Corporation One; to the Clerk of each Corporation One; to the Clerk of each Precinct One. AND WHEREAS there will be Fourteen Volumes remaining, after the abovementioned Distributions: It is therefore hereby directed, that the same shall be lodged in the Treasury, to be hereafter disposed

of, as the House of General Assembly shall think fit. AND it shall and may be lawful to and for the said *Samuel Nevill* and *Samuel Smith,* to print, or cause to be printed, such Number of Volumes (over and above the Volumes aforesaid) as they shall think convenient for supplying the Publick, at the Rate aforesaid, with printed Copies of the said Concessions, Agreements, Laws, Records, Instruments, and Papers, relating as aforesaid, for their own Benefit: All which Volumes to be printed by the King's Printer of this Colony, or, on his Neglect or Refusal, by any other Printer they shall agree with for the same. And in case the said *Samuel Nevill* and *Samuel Smith* shall neglect or refuse to compleat and deliver the said *One Hundred and Seventy* Volumes to the Treasurer aforesaid, by the Time above prescribed; then, and in such Case, it shall and may be lawful to and for *Aaron Leaming* and *Jacob Spicer,* Esquires, or either of them, to carry on and compleat the Printing of the aforesaid Volumes, in lieu of the said *Samuel Nevill* and *Samuel Smith,* and be intitled to the like Rewards and Indulgence; and the said Volumes to be delivered to the said Treasurer, within Four Months after the Time allowed the said *Samuel Nevill* and *Samuel Smith,* as aforesaid, shall be expired. And when the said *Samuel Nevill* and *Samuel Smith,* or either of them, or the said *Aaron Leaming* and *Jacob Spicer,* or either of them, (which ever shall accomplish the Work aforesaid pursuant to the foregoing Directions) shall have delivered the said *One Hundred and Seventy* Volumes aforesaid to the Treasurers aforesaid, such Person or Persons so delivering the same, shall thereupon take a Certificate from him the said Treasurer, setting forth the Value of the said Volumes, to be computed at the Rate of *Twopence per* Sheet, as aforesaid, with a reasonable Allowance for the Binding, according to the Contract made with the Binder, to be produced under his Hand to the said Treasurer, who shall inspect the same before such Certificate shall be granted; and after the granting thereof, it shall and may be lawful to and for the Person or Persons to whom the same shall be granted, to apply therewith, at first Opportunity, to the Governor in Council, for a Warrant on the Treasury for Payment of the Value specified in said Certificate; which Warrant, when obtained in Manner aforesaid, shall be paid by the Treasurers aforesaid, or either of them, out of the Money aforesaid: Which Warrant, when produced by them the said Treasurers, or either of them, and Indorsements of Receipt thereon made by the Person or Persons to whom the same shall be made payable, shall be a sufficient Warrant and Voucher to discharge them the said Treasurers, or either of them, their, or either of their Heirs, Executors, and Administrators, on account of the Payment so made and paid out of the Treasury aforesaid.

To the Serjeant at Arms for the Time being, who hath attended, or shall attend, the House of Representatives, at this or any other Sitting, during the said Term of One Year, the Sum of *Three shillings per Diem.*

To the Serjeant at Arms for the Time being, who hath attended, or shall attend, the Council, in Manner aforesaid, the Sum of *Three shillings per Diem.*

To the Doorkeeper of the House of Representatives for the Time being, who hath attended, or shall attend, on the House, in Manner aforesaid, the Sum of *Three shillings and six-pence per Diem.*

To *Robert Ogden,* Esq; *Twenty shillings,* to pay *Mary Dennis,* for the Use of a Room, Fire-wood, and Candles, for the House, during the last Sitting at *Elizabeth-Town.*

To *Andrew Johnston,* Esq; the Sum of *Fifteen shillings per* Week, to pay for the Use of a Room, Fire-wood, and Candles, for the Council, during this or any other Sitting, within the said Term.

All which said several Sums above-mentioned, shall be, and are hereby directed to be paid to the Persons aforesaid, their Executors, or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor, or Commander in Chief for the Time being, in Council; and the said several Warrants, when produced by the said respective Treasurers, and Indorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Executors and Administrators, on account of the several Payments so made and paid out of the Treasury, as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay, out of the Money aforesaid, the Sum of *Six shillings per Diem* to the Speaker, and every of the Members of the House of Representatives, for the Time each of them have attended or shall attend, at this or any other Sitting of General Assembly, during the said Term of one Year, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators, or Assigns, signed by *Charles Read, Robert Lawrence, William Cook*[*e*], *John Emley,* and *Hendrick Fisher,* Esquires, or any three of them, expressing the Number of Days such Members shall have attended: And the said several Certificates, when produced by the said respective Treasurers, and Indorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers, to discharge them the said Treasurers, or either of them, their Heirs, Executors, and Administrators, on account of the several Payments so made and paid out of the Treasury, as aforesaid.

AND WHEREAS the Treasury of this Colony neither is nor can be supplied, by Virtue of any Acts of General Assembly now in being, with Money sufficient for discharging the several Sums abovementioned; and such other Sums of Money which will be necessary for the Support of Government: For remedying of which it is absolutely necessary to raise the Sum of *Two Thousand Pounds,* Money aforesaid, by a Provincial Tax. And to the End the said Sum of *Two Thousand Pounds,* Money aforesaid, may be equitably and effectually raised, according to the Time above specified, for Supply of the Treasury, for discharging the said Sum of Money so given by this Act: IT IS HEREBY ENACTED by the Authority aforesaid, That there shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of *Two Thousand Pounds,* Money aforesaid in Manner following, *viz.*

All Householders, the Tax of whose rateable Estate, exclusive of Certainties, does not amount to *Two shillings,* shall be rated at the Discretion of the

Assessors, not under *One shilling,* nor above *Twenty shillings.*

All Merchants and Shopkeepers shall be rated at the Discretion of the Assessors, not under *Two shillings,* nor above *Two Pounds.*

All Saw-mills shall be rated at the Discretion of the Assessors, not under *Five shillings,* nor above *Four Pounds.*

All Grist-mills, for each Pair of Stones, shall be rated at the Discretion of the Assessors, not under *Four shillings,* nor over *Four Pounds.*

All Fulling-mills shall be rated at the Discretion of the Assessors, not under *Four shillings,* nor above *Forty shillings.*

All Furnaces shall be rated at the Discretion of the Assessors, not under *One Pound Ten shillings,* nor above *Three Pounds Ten shillings.*

All Forges that work Pig-iron, shall be rated at the Discretion of the Assessors, not under *Seven shillings,* nor above *One Pound Fifteen shillings.*

All Forges or Bloomaries that make Bar-iron, immediately out of the Oar [*sic*], shall be rated at the Discretion of the Assessors not under *Four shillings,* nor above *Thirty shillings.*

All Glass-houses shall be rated at *Two Pounds Ten shillings.*

All Stills that distil Molasses, shall be rated at *Four Pounds.*

All other Stills that distil spirituous Liquors, for Sale or Hire, shall be rated at the Discretion of the Assessors, not under *Two shillings,* nor above *One Pound.*

All Brew-houses that brew for Sale or Hire, shall be rated at the Discretion of the Assessors, not under *Four shillings,* nor above *Forty shillings.*

Every Ferry shall be rated at the Discretion of the Assessors, not under *Four shillings,* nor above *Four Pounds.*

Every Coasting Sloop, Shallop, Flat, Boat that carries for Hire, Passage-boat, Pilot-boat, and Wood-boat, shall be rated at the Discretion of the Assessors, in Proportion to their Burthen and Business, not under *Four shillings,* nor above *Fifteen shillings.*

Every single Man that works for Hire, and keeps a Horse or Mare, shall be rated the Sum of *Six shillings.*

Every single Man that works for Hire, and does not keep a Horse or Mare, shall be rated the Sum of *Three shillings.*

Every bought Servant and Slave, being Male of sixteen Years old and upwards, (except such Slaves as are not able to work) shall be rated the Sum of *Nine pence.*

Every Coach, Chariot, or four Wheel Chaise, shall be rated the Sum of *Six shillings.*

Every two Wheel Chaise shall be rated the Sum of *Two shillings.*

Every Riding-chair and Kitterene shall be rated the Sum of *One shilling.*

All Cattle, Horses, and Mares, of two Years old and upwards, shall be valued at *Twenty-five shillings* each Head.

All Sheep of one Year old and upwards, shall be valued at *Three shillings* each Head.

All profitable Tracts of Land, held by Deed, Patent, or Survey, whereon any Improvement is made, the whole Tract shall be valued at the Discretion of

the Assessors in each respective County of this Colony, as followeth, *That is to say,*

In the County of *Middlesex,* not above *Forty Pounds,* nor under *Eight Pounds* per Hundred Acres.

In the County of *Monmouth,* not above *Forty-five Pounds,* nor under *Nine Pounds* per Hundred.

In the County of *Essex,* not above *Forty-five Pounds,* nor under *Nine Pounds* per Hundred.

In the County of *Somerset,* not above *Forty-five Pounds,* nor under *nine Pounds* per Hundred.

In the County of *Bergen,* not above *Forty Pounds,* nor under *Eight Pounds* per Hundred.

In the County of *Burlington,* not above *Forty-five Pounds,* nor under *Nine Pounds* per Hundred.

In the County of *Gloucester,* not above *Forty Pounds,* nor under *Eight Pounds* per Hundred.

In the County of *Salem,* not above *Forty five pounds,* nor under *nine pounds* per Hundred.

In the County of *Cape-May,* not above *Twenty Pounds,* nor under *Five Pounds* per Hundred.

In the County of *Hunterdon,* not above *Forty Pounds,* nor under *Eight pounds* per Hundred.

In the County of *Morris,* not above *Twenty Pounds,* nor under *Five Pounds* per Hundred.

In the County of *Cumberland,* not above *Thirty Pounds,* nor under *Six Pounds* per Hundred.

In the County of *Sussex,* not above *Twenty Pounds,* nor under *Five Pounds* per Hundred.

AND BE IT ENACTED by the Authority aforesaid, That every Hawker, Pedlar, petty Chapman, or Wholesale Trader, travelling on Foot and exposing his or her Goods for Sale, excepting Linen or other Goods of their own Manufacture within this or the neighbouring Colonies, shall before he or she offers any such Goods to Sale, in any County of this Colony, first pay, over and above the Rates he or she is to pay, by other Acts of Assembly, unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *One Pound,* during the said One Year.

AND every Hawker, Pedlar, petty Chapman, or Wholesale Trader, travelling with a Horse, or Carriage, or any other Beasts of Burthen, and exposing his, her, or their Goods and Wares to Sale, (excepting such as before excepted) shall, before he, she, or they, offers any such Goods to Sale in any County of this Colony, first pay unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *Two Pounds,* during the said One Year. And if the said Hawker, Pedlar, petty Chapman, or Wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County where he or she has travelled and exposed Goods to

Sale, as aforesaid that he or she has paid the Sum before mentioned, shall forfeit, for every such Offence, the Sum of *Five Pounds,* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Province, one Half to the Use of his Majesty, his Heirs and Successors to and for the Support of Government, to be applied towards the Quota of that County, where such Offence or Offences shall be committed as aforesaid, and the other Half to the Use of the Person so suing and recovering the same, with Costs of Suit: And the said Justice is hereby authorized, impowered, and commanded, to hear and determine the same.

AND BE IT ENACTED by the Authority aforesaid, That the Sum of *Two Thousand Pounds,* Money aforesaid, be assessed, levied, and paid into the Treasury, on or before the *Twenty-first* Day of *November* next, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *One hundred and Eighty-one pounds, five shillings, and five pence.*

By the County of *Monmouth,* the Sum of *Two hundred and sixty-two pounds, seventeen shillings, and four pence.*

By the County of *Essex,* the Sum of *One hundred and fifty-five pounds, fourteen shillings, and three pence.*

By the County of *Somerset,* the Sum of *Two hundred and twenty-three pounds, six shillings, and two pence.*

By the County of *Bergen,* the Sum of *One hundred and thirty-one pounds, sixteen shillings.*

By the County of *Burlington,* the Sum of *Two hundred and fifty pounds, and nine pence.*

By the County of *Gloucester,* the Sum of *One hundred and fifty-six pounds, seven shillings, and two pence.*

By the County of *Salem,* the Sum of *One hundred and thirty-nine pounds, fourteen shillings, and two pence.*

By the County of *Cape-May,* the Sum of *Thirty-three pounds, eight shillings, and four pence.*

By the County of *Hunterdon,* the Sum of *Two hundred and eighty-three pounds, eleven shillings.*

By the County of *Morris,* the Sum of *Seventy-four pounds, one shilling, and eight pence.*

By the County of *Cumberland,* the Sum of *Seventy pounds, sixteen shillings, and nine pence.*

By the County of *Sussex,* the Sum of *Thirty-seven pounds, one shilling.*

AND BE IT ENACTED by the Authority aforesaid, That the Assessors, for assessing the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Colony, entituled, *An Act for the more regular Chusing and Electing Assessors and Collectors in the respective Towns and Counties in this Province;* which said Assessors shall, before they do any thing in Pursuance of this Act, severally take the following Qualification before any

one Justice of the Peace in the respective Counties, *viz.*

That you will truly and impartially value and assess the rateable Estates of the Inhabitants of the Township or Precinct of pursuant to the Directions of this Act; and also assist the other Assessors in settling the Quotas according to the best of your Skill and Understanding.

AND BE IT ENACTED by the Authority aforesaid, That the Town, Precinct, and District Collectors, for collecting the several and respective Sums aforesaid, (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony) shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, as aforesaid, by the several Towns, Precincts and Districts aforesaid, according to the Direction of the Act of General Assembly above referred to, entituled as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the County Collectors for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, as aforesaid, in each respective County of this Colony, according to the Directions of an Act of General Assembly, entituled, *An Act to enable the Freeholders, in Conjunction with three Justices of the Peace, to chuse a Collector for each respective County within this Province.*

AND to the End the said several and respective Sums aforesaid may be equitably assessed and levied, BE IT ENACTED by the Authority aforesaid, That all and every of the Inhabitants and Householders of each County in this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts chosen as aforesaid, shall forthwith give a true Account of their Names and Sirnames, and of their Estates real and personal, made rateable by this Act, where the same doth lie, which the Assessors shall take down in writing, in order to be enabled thereby to make just and true Assessments of such rateable Estate, and to render Duplicates thereof to the Town, Precinct and District Collectors, chosen as aforesaid, by the Times herein after prescribed for that Purpose.

AND in case any of the Inhabitants, or Householders, shall, at any Time neglect or refuse to give in such Account of their said Estates, real and personal, such Person or Persons so neglecting or refusing, shall forfeit the Sum of *Three Pounds,* Money aforesaid, and be assessed and rated the Double of the Sum of what the said Assessors, in their Discretion, may suppose the said Person or Persons so neglecting or refusing might otherwise, in Proportion to their Estates, have been rated at.

AND in case the said Assessors, or any of them, shall at any Time, within the Space of Thirty Days after such Accounts are given in, have certain Knowledge, or Reason to believe or suspect, that any Person or Persons have concealed, or not given in a full Account of their Estates, real and personal, made rateable as aforesaid; then, and in such Case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a List or Catalogue of the Names of the Persons so offending, or supposed

to have offended, and deliver the same to some one Justice of the Peace of the respective County, who is hereby authorized, impowered and commanded to summon such Person or Persons so delinquent, or supposed to be delinquent, at a Day and Place to be by him appointed and prefixed; and then and there to examine such Person or Persons touching the Lists of their respective Estates, so as aforesaid given in, or touching any other Matter which may any way concern the Premises: And if, on such Examination, or otherwise, it shall appear that such Person or Persons have been guilty of concealing, or not giving in any Part of their Estates made rateable as aforesaid, such Person or Persons shall forfeit and pay the Sum of *Three Pounds,* Money aforesaid, and shall be rated double the Value of what the Part of his Estate so concealed would have been rated at.

AND if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her, or them, every Person so making Default, his, her, or their rateable Estates shall be rated double the Value of what the said Assessors respectively may in their Discretion suppose the said Delinquents might otherwise have been rated at in Proportion to their Estates, and also be subject to the aforesaid Fine of *Three Pounds,* for not giving in a true Account of his Estate, as aforesaid.

FOR all which Penalties aforesaid, the said Justices, on due Conviction, as aforesaid, shall give Judgment, with reasonable Costs, and thereupon issue his or their Warrant directed to the Constable of the respective Town, Precinct or District, for distraining the same, on the Goods and Chattles of such Offender: And in case no such Goods and Chattles can be found, then to take the Bodies of the Offenders, which shall be committed to the Goal of the said County, there to remain in close Custody, until the said Penalties and Costs shall be paid; and the same Penalties when recovered, shall be paid to the Collector of such respective County, to be disposed of for and towards the Support of Government, as aforesaid.

PROVIDED ALWAYS, That if any Person or Persons shall think him, her, or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons, in the Space of Ten Days, then next following, to appeal from the said Judgment to the then next Court of General Quarter-Sessions of the Peace of the same County, but not after; who, upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED by the Authority aforesaid, That, for assessing the said Sum of *Two Thousand Pounds,* Money aforesaid, to be assessed, levied, and paid into the Treasury, on or before the *Twenty-first* Day of *November* next, the Assessors aforesaid respectively shall take a true Account, and make an exact List, with Columns therein, of all those Persons and Things made rateable as aforesaid, on or before the *Twentieth* Day of *September* next; and on the *First* Day of *October* following shall meet at the Court-Houses in all the Counties, except in the County of *Middlesex,* for which they shall meet at *Piscattaway;* for the County of *Hunterdon* at *Philip Ringoe's* in *Amwel;* for the County of *Morris* at *Jacob Ford's;* and for the County of *Sussex* at *Abraham*

Vancamps in *Walpeck;* and, at the said respective Places, shall compute what the Sum total of all the Certainties laid by this Act, in the said County shall amount unto, and the Rates and Penalties received by the Collector thereof, to and for the Support of Government, as aforesaid; (if any such Rates and Penalties shall happen to be so received) and shall also then and there likewise compute the Value of all the Estates, real and personal, given in to the said Assessors, within each of the said Towns, Precincts or Districts in each and every County of this Colony, at the Value in this Act mentioned and expressed, and at such other Value, as they, or the Majority of them, then present, in their Discretion shall think reasonable to fix, according to the Restrictions and Directions herein before limited and prescribed; and, after deducting the Certainties, Rates and Penalties aforesaid, (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of their respective Counties, the said Assessors shall add their own and the Collectors Fees to the Remainder, and assess such Remainder and Addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several and respective Counties, so as to make up and pay each of their several and respective Quotas, with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury by the Times above mentioned.

AND the Assessors aforesaid respectively, within Ten Days after making such Assessments, shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of each respective Assessment, containing in distinct Columns therein to be made for that Purpose, as well an exact Account of the Certainties, Rates and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon made, in the Form following:

A LIST *of all* Rateables *in the Township of* *in the County of* *in the Province of New Jerfey, with the Affeffment made thereon in the Month of* *in the Year of our Lord* 1754.

PERSONS NAMES	Value of the Land	Acres of Land	Horses and Cattle, at 25s. each	Sheep, at Three Shillings each	Servants and Slaves, 1s.	Single Men who keep Horses, 6s. each	Single Men, 2s.	Sloops, Shallops, Boats, Flats, & c.	Merchants and Shopkeepers	Grift-mills and Number of Stones	Saw mills	Fulling mills	Furnaces	Forges, with Number of Fires	Bloomaries	Glass-houfes	Still-houfes that diftil Molaffes	Other Stills	Ferries	Brew-houses	Coaches, Chariots, and Chaises, 6s. each	Two Wheel Chaises, at 2s. each	Riding-chairs, &c. 1s. each	£ s. d.

Here caft up the Total of each Kind of Rateables, as well as the Sums they amount to.

AND BE IT ENACTED by the Authority aforesaid, That in case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office, or shall neglect or refuse to deliver unto the Collectors aforesaid true and exact Duplicates of such Assessments, by the Time above particularly prefixed, or shall otherwise neglect or refuse to do any other Duty, Matter, or Thing, required and enjoined them by this Act, every such Assessor so offending, shall forfeit for each Offence the Sum of *Five Pounds,* Money aforesaid, to be recovered by the Collector of each respective County within this Colony, where

such Offence or Offences shall be committed, in any Court of Record where the same shall be cognizable, with Costs of Suit; one Half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied as aforesaid, and the other Half to such Collector so recovering the same with Costs of Suit: And the said County Collectors respectively are hereby authorized, enjoined, and required to sue for the same accordingly.

AND in case the said Collectors, or either of them, shall knowingly conceal or neglect to sue any such Assessors so delinquent as aforesaid, for the Space of Ten Days after Notice of such Offence or Offences, then and in that Case, such Collector so offending, shall forfeit the Sum of *Five Pounds,* Money aforesaid, for each Offence; to be recovered by any Person who will sue for the same; one Half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so offending shall reside, and the other Half, with Costs of Suit, to the Person so suing.

AND the Assessors aforesaid shall have and receive of and from the County Collectors aforesaid, the Sum of *Eight Pence* per Pound, for their Trouble of assessing the several and respective Sums directed to be raised by this Act, as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the Collectors aforesaid of each respective Town, Precinct, or District, within the several Counties of this Colony, within Thirty Days after the Receipt of the Duplicates from the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid, together with such Duplicates, or Copies thereof, in order to be delivered to the Treasurers of this Colony.

AND in case any of the Town, Precinct or District Collectors aforesaid shall neglect or refuse to deliver such Money, or any Part thereof, so collected, and such Duplicates whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefixed them for that Purpose, every such Collector so offending shall forfeit for each Offence the Sum of *Five Pounds,* Money aforesaid; and in case any of the Town, Precinct or District Collectors aforesaid shall in any other Duty, Matter, or Thing required and enjoined them by this Act, neglect or refuse the same, every such Collector, for each Offence, shall forfeit the Sum of *Five Pounds,* Money aforesaid: All which Penalties the County Collectors aforesaid respectively are hereby authorized, impowered, and commanded to sue for in any Court of Record in this Colony where the same shall be cognizable; one Half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid; and the other Half to such County Collector so suing, with Costs of Suit.

AND in case the said County Collectors aforesaid, or either of them, shall knowingly conceal or neglect to sue any such Town, Precinct or District Collector so delinquent as aforesaid, for the Space of Ten Days after Notice of the said Offence or Offences, then, and in that Case such County Collector so offending, shall forfeit the Sum of *Five Pounds,* for neglecting to sue for the Recovery of such Sum or Sums of Money so collected by such Town, Precinct or

District Collectors; and the Sum of *Three Pounds,* for neglecting to sue for any other less Breach of Duty, Matter or Thing required and enjoined them by this Act, as aforesaid. All which Penalties may and shall be recovered by any Person who will sue for the same in any Court of Record within this Colony, one Half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied in Manner aforesaid; and the other Half to the Person so suing, with Costs of Suit.

AND the Town, Precinct, or District Collectors aforesaid, shall and may retain in their Hands the Sum of *Six Pence* per Pound, for all such Money as they respectively shall gather and pay to the County Collectors aforesaid, by Virtue of the Directions of this Act.

AND if any Person or Persons shall refuse or neglect to pay his, her, or their Tax to the Town, Precinct or District Collector or Collectors, when demanded, or Notice given at their respective Places of Abode, such Collector or Collectors, within Twenty Days after making such Demand, or giving such Notice, shall make out a List of the Name and Sirname of such Delinquent or Delinquents, with what Sum or Sums he, she, or they, is or are to pay, and make Return thereof to any one Justice of the Peace of such County where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant to the Constable of such Town, Precinct or District, to make Distress on the Delinquent or Delinquents Goods and Chattles, and make Sale thereof at a publick Vendue, in any Town or County within this Colony, and pay the Tax or Taxes for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County; and after Payment made, to retain *Two Pence* for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same; and *One Shilling* to the Constable for each Distress and Sale; and the said Constable shall pay the same to the Collector within Six Days after receiving it, and shall forfeit *Forty Shillings* for Breach of any Part of his Duty enjoined him by this Act, to be recovered and applied as aforesaid; and if any Overplus shall then remain, the same to be returned to the Owner or Owners thereof: And where Goods and Chattles cannot be found, the Constable or Constables of such Towns, Precincts or Districts, is and are hereby impowered and required to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and to deliver him or them to the Sheriff of such County or Counties, who is and are hereby impowered and required to keep such Delinquent or Delinquents in safe Custody until Payment shall be made, and all Charges accrued thereby, defrayed.

AND BE IT ENACTED by the Authority aforesaid, That if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money for Rates or Forfeitures, by Virtue of the Directions of this Act, before the Taxes herein before mentioned shall be assessed, every such Collector shall immediately render an Account thereof to the Assessors of the County respectively, where such Money shall be so received, to the End the said Assessors may deduct the same from the Quota of such County, and assess the Remainder thereof equally upon those Persons and Things made rateable as aforesaid. And in case such

Collector or Collectors shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing shall forfeit, for every such Neglect or Refusal, the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will prosecute the same to Effect, in any Court of Record where the same shall be cognizable; one Half to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony, to be applied as aforesaid; and the other Half to the Person so prosecuting, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, That the Collectors aforesaid, of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by Virtue of the Directions of this Act unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the *Twenty-first* Day of *November* next; and with the said Sums of Money shall also deliver unto the Treasurers aforesaid, at the Time aforesaid, an exact Copy of the Assessments of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the Plan herein before mentioned: For which said Sums of Money, Copy of Assessment, and Account of Deficiencies, if any there be, the said Treasurer shall give the said Collectors a Receipt, which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally of and from the same. But in case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment and Account of Deficiencies unto the said Treasurers, as aforesaid, by the Time above prefixed for that Purpose, every such Collector so offending, shall forfeit for every such Offence the Sum of *Fifty Pounds,* Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable; one Half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending shall respectively belong; and the other Half to the said Treasurers, or either of them, so suing, with Costs of Suit.

AND in case the said Treasurers, or either of them, shall knowingly conceal or neglect, for the Space of Twenty Days, to sue any such County Collector or Collectors so offending as aforesaid, such Treasurer or Treasurers so concealing or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such Concealment or Neglect, to be recovered in any Court of Record within this Colony, where the same shall be cognizable, by any Person who will sue for the same; one Half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied in Manner aforesaid; and the other Half to the Person so suing as aforesaid.

AND the County Collectors aforesaid, shall have and retain in their Hands the Sum of *Two Pence* per Pound, for all such Money as they shall respectively receive and pay unto the Treasurers aforesaid, by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for the Justices of the Peace of each County in this

Colony, or any Three of them *Quorum unus,* and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account, concerning the Money they shall receive by Virtue of the Directions of this Act, in the said Counties, at such Time or Times, and as often as the said Justices and Freeholders may deem convenient. And in case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands after the Quota of the County shall be paid unto the Treasurer of the Division to which such Collectors shall respectively belong; and the Fees by this Act allowed, for assessing, collecting, receiving, and paying the same unto the Treasurers aforesaid, then, and in that Case, it shall and may be lawful for the said Justices and Freeholders, to order the Money so remaining in such Collector's Hands, to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment to be made therein, to the End the said Assessors may deduct the same from the Quotas of said County, and assess the Remainder on those Persons and Things made rateable by this Act, as aforesaid.

AND in case the said Collectors, or any of them, shall neglect or refuse to render Account, as aforesaid, on reasonable Notice to them given, or shall neglect or refuse to notify the said Assessors of the Money remaining in their Hands as aforesaid; or shall neglect or refuse to pay such Money unto the Treasurer of the Division to which they shall severally belong; every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *Fifty Pounds,* Money aforesaid. And every such Collector so neglecting or refusing to notify the Assessors aforesaid of the Money so remaining in his Hands as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *Five Pounds,* Money aforesaid: And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands unto the Treasurer of the Division to which he shall respectively belong, as Part of the Quota of the County for which he shall be Collector, shall forfeit for every such Neglect or Refusal, the Sum of *Five Pounds,* Money aforesaid. All which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, by any Person who will sue for the same; one Half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due, the other Half to the Person so suing, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid; and the said Treasurers respectively are hereby required and commanded to lay Copies of the respective Assessments, and Accounts of Deficiencies, as shall be so delivered to them by the said County Collectors, before the General Assembly.

AND BE IT ENACTED by the Authority aforesaid, That in case any Assessor or Collector of either of the Townships, Precincts or Districts in the Counties aforesaid, shall refuse to act, or shall die or remove, before another can be chosen in his room, by Virtue of an Act of General Assembly herein referred to, then, and in that Case, the Constable or Constables of such Town,

District or Precinct, is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to issue out his Warrant to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants, Householders thereof, to meet at the usual Place of their Town-meetings, within Six Days, who shall then and there proceed to elect another Assessor or Collector, in the same Manner as by the said former Act referred to, is directed and appointed.

AND if any County Collector shall refuse to act, or shall die or remove, then the Justice who lives nearest to such Collector, or other Justice, shall issue his Warrant to the Constables, to summon the Justices and Freeholders chosen for such County, to meet within Ten Days, who shall chuse a Collector in the room of such so refusing, dying or removing, in the same Manner as by a former Act referred to, is directed and appointed.

AND the Assessor or Collector so elected, shall transact, do and perform all whatsoever the other Assessor or Collector was obliged to, and be subject to the like Pains and Penalties for Misbehaviour.

AND BE IT ENACTED by the Authority aforesaid, That if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing by this Act enjoined them to do and perform, every such Justice so neglecting or refusing, shall forfeit for each Offence the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same, in any Court of Record of this Colony, where the same shall be cognizable; one Half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied towards the Quota of the County where such Offence shall be committed; the other Half to the Person so suing, with Costs of Suit.

AND WHEREAS many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein, or paying Rent for the same; yet, nevertheless, do actually hold and occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee-simple Estates; and to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied for the Lands they severally hold and occupy as aforesaid, would be a manifest Injury to the said Freeholders and other Inhabitants of this Colony, made rateable by this Act: For remedying of which, BE IT ENACTED by the Authority aforesaid, That all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands, not having the Property thereof, or paying Rent for the same, shall notwithstanding give a true Account of the particular Parts of all such Lands which they are respectively seated on, both clear and Wood-land, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required; and shall pay their several and respective Taxes for the same, in the like Manner as the Freeholders aforesaid are liable to do, by Virtue of the Directions of this Act; and for neglecting or refusing to give such Account, and pay such Taxes as aforesaid; shall be subject to the like Pains and Penalties as the said Freeholders are subject to, by Virtue of the Directions of

this Act, as aforesaid; any thing in this Act contained to the contrary hereof, in any wise notwithstanding.

AND WHEREAS some Owners of profitable Tracts of Land, whereon Improvements are made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land: For Remedy whereof, BE IT ENACTED by the Authority aforesaid, That the Tenant or other Person residing on, and having the Care of such Lands, their Goods and Chattles, and the Goods and Chattles of the Landlord, (on his Refusal or Neglect to pay) if there found, shall be liable to be distrained for Payment of said Tax. And in case the Tenant, or Person having the Care thereof, shall pay, or their Goods be distrained for the same, then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid, out of the Rent agreed for; and for the Tenant or Tenants, or Person having the Care of said Land, to recover the same from the Owner by Action of Debt, in any Court where the same shall be cognizable; together with Costs of Suit. PROVIDED, That nothing in this Act shall in any Manner alter any Contract heretofore made between any Landlord and Tenant. PROVIDED, That the Tenant shall not be liable to pay more than his yearly Rent. And if it shall so happen, that the Tenant, by his Lease, shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also, if the Tenant or Tenants Rent does not amount to the Tax assessed, for what he leases, it shall be lawful for the County Collector to recover the same from the Landlord by Action of Debt or Distraint, as he shall judge most convenient.

PROVIDED ALWAYS, That it is the true Intent and Meaning of this Act, that all Lands purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

AND WHEREAS the County of *Bergen,* through some Omission, did not pay their Quota in the last Provincial Tax: THEREFORE BE IT ENACTED by the Authority aforesaid, That the further Sum of *One Hundred and Ninety-seven Pounds, Thirteen Shillings and Eleven Pence,* shall be assessed, levied, and paid into the Treasury by the said County of *Bergen,* together with the Tax for this present Year, in lieu of their Quota omitted to be paid, as aforesaid: And the Assessors and Collectors for assessing, collecting and paying the said Quota into the Treasury, as aforesaid, shall be such as now are chosen, or shall be hereafter appointed, for assessing, collecting, and paying the said present Year's Tax into the said Treasury; which said Sum of *One Hundred and Ninety-seven Pounds, Thirteen Shillings, and Eleven Pence,* to be assessed, collected, and paid into the Treasury aforesaid, agreeable to the Tenor of the Act by which the same was directed to be raised, the Time of Payment now elapsed, only excepted.

Passed 21 June 1754.
Bradford (1754) 3-28.
Allinson (p. 198) refers to this as the fourth session.

1. Richard Saltar (?-1762) was a member of the council from November 1748 until his death.

An ACT *to enable the Mayor, Recorder, Aldermen, and Common Councilmen, of the free Borough and Town of* Elizabeth, *to build a Poor House, Work-House, and House of Correction within the said Borough, and to make Rules, Orders and Ordinances for the Governing the same, and to repair the Gaols for the same Borough.*

WHEREAS divers of the Inhabitants and Freemen of the free Borough and Town of Elizabeth, have humbly petitioned the Governor, Council and General Assembly of this Colony, that a Poor-House, Work-House, and House of Correction, may be erected and established, to the Intent the Poor of said Borough may be better employed and maintained, poor Children educated and brought up, in an honest and industrous Way; as also for setting to work and punishing all Vagrants, Vagabonds, Pilferers, and all Idle and Disorderly Persons, Servants and Slaves within the said Borough. THEREFORE for the Encouragement of Honesty and Industry and suppressing of Vice and Immorality, and better Government of said Borough:

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, That at any Time after the Publication hereof, the Mayor, Recorder, Aldermen and Common Councilmen of the said Free Borough and Town of Elizabeth, or any eight or more of them, being met and assembled at the Common Hall of the said Borough, and eight agreeing, may make such Provision and Order for the erecting and building one or more Poor-House or Houses, Work-House or Houses, House or Houses of Correction, or fit and appropriate any public Buildings, already built or any Part thereof belonging to and within the said Borough and Town of *Elizabeth,* for the Uses aforesaid: And may agree and fix upon such Sum and Sums of Money as may be necessary for the Purposes aforesaid, to be raised and collected by the several Assessors and Collectors of said Borough, for the Time being, in such manner and form as Money is raised by an Act of this Province, entituled, *An Act for the relief of the Poor,* by an Order from the said Mayor, Recorder, Aldermen and Common Councilmen, or any eight or more of them. And the said Mayor, Recorder, Aldermen, and Common Councilmen, for the Time being, or any Eight or more of them agreeing, shall and may from time to time, and at all Times hereafter (when they shall think it

expedient and necessary for the well ordering and managing the said Poor-House, Work-House and House of Correction) agree and fix upon such further Sum and Sums of Money, to be raised and collected in manner aforesaid, for that Use.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That from and after the Publication of this Act, there shall and may be a Corporation to continue for and within the said Borough and Town of *Elizabeth;* to consist of the Mayor, Recorder, Aldermen, and Common Councilmen of the said free Borough and Town of *Elizabeth,* for the Time being; and shall hereafter be in Name and Fact, one Body Politick and Corporate in Law, to all Intents and Purposes; and shall hereafter have a perpetual Succession, and shall be called by the Name *of the Managers of the Poor-House of the Free Borough and Town of* Elizabeth. And the said Corporation shall be enabled to plead, prosecute, and sue and be sued, and impleaded by that Name, in all Courts and Places of Judicature within this Colony. And the said Corporation, by the Name aforesaid, is hereby enabled, without Licence in Mortman, to take, receive, transfer and grant any Lands, Hereditaments, Goods and Chattles whatsoever, in, to or for the Use and Benefit of the said Corporation, Provided, the annual Profits does not exceed Five Hundred Pounds, Sterling Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Corporation and their Successors, or any eight, or more of them, being assembled and met together at the Common Hall aforesaid, shall by Plurality of Voices of the Managers then present, have power to chuse a Chamberlain, and all such officers, Ministers and Servants, as shall by them be tho't needful to be employed in and about the Premises; and them, or any of them, from Time to Time, to remove or discharge as they shall see Cause: And shall have Power and Authority to make and appoint a common Seal or Seals for the Use of the said Corporation; and to make and ordain all such Rules, Orders and Ordinances for and concerning the better governing the said Corporation.

PROVIDED, such Rules, Orders and Ordinances, be not repugnant to the Laws of *Great-Britain,* or to the Laws of this Province of *New-Jersey.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Managers of the Poor-House, to assemble and meet together as often as is necessary and convenient, and any eight or more agreeing, may provide such Materials and Things, as they shall judge necessary, for setting to Work the Poor of what Age or Sex soever they be, and shall hereby have such Power and Authority (at Discretion) to compel such idle or poor People, begging or seeking Relief, who do not betake themselves to some lawful Employment; or who do or shall hereafter seek or receive Alms of any of the Inhabitants of said Borough, or who ought to be maintained and provided for by said Borough, to dwell, inhabit and to work in the said Work-House; also to set to work all Persons sent to the House of Correction, to do all such Work as they shall think them able and fit for: And to receive, provide for, educate in Reading and Writing, and detain, set to work, and keep in the Service of the said Corporation until the Age of Fourteen Years, any poor Child or Children belonging to said Borough, who are or shall be chargeable, or which

by any of the Laws now in force, or hereafter to be in Force, ought to be maintained and provided for by the said Borough. And when they shall have attained the Age of Fourteen Years, or sooner, the said Corporation by Indenture under the common Seal, shall have Power and Authority to bind and put out such Child or Children, Apprentices to any honest Person or Persons within this Colony, who are willing to receive such Child or Children, if Male, until they attain to the Age of Twenty-one Years; and if Female, until they attain to the Age of Eighteen Years: Which Indenture or Indentures shall be binding to such Child or Children, and to such Master or Mistress, to whom the same shall be bound, to all Intents and Purposes. PROVIDED NEVERTHELESS, That it shall be lawful for the Parent or Parents of any Child or Children, under the Care of the said Corporation, to elect and provide a Master or Mistress, to whom the said Corporation are hereby directed to bind out the said Child or Children, upon such Conditions and Terms as the Parent or Parents of such Child or Children, and the intended Master or Mistress shall agree upon; so that the Parent demand his or her Election before the Child attain to the Age of Fourteen Years, and the Conditions do not Subject the Corporation to any further Duty.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Managers, assembled and met as aforesaid, shall from Time to Time, as often as they shall think it necessary, have Power and Authority to appoint a Committee to consist of five of the said Managers at least, (who or any three of them, the Mayor, Recorder, or any one of the Aldermen aforesaid, being always one) shall from Time to Time, or at any Time, till another Committee be chosen in their Stead, have Power to Oversee and take Care of the said Poor-House, or Poor-Houses, Work-House or Work-Houses, House or Houses of Correction, and Persons belonging thereto; and to inflict such Punishments as to them shall seem reasonable, on any Person or Persons within the said Work-House, or House of Correction, who shall be set to work, and shall not conform to all such Rules, Orders and Ordinances, made or to be made as aforesaid, or shall misbehave in the same; so that the same do not extend to Life or Member.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for any Magistrate of the said Borough, and they are hereby required to apprehend, by the Marshal, Constables, or other Officers of the said Borough, all Rogues, Vagrants, Vagabonds and sturdy Beggars, and other idle and disorderly People, who shall be found wandering or misbehaving themselves within the said Borough, and send them to the Work-House or House of Correction, to be set to work to hard Labour, for any Time not exceeding one Month: And in Case it shall appear upon examination, that any such Person or Persons hath obtained any legal Settlement else where within this Colony, or within the Colonies of *New-York* or *Pennsylvania,* then every such Person or Persons shall be sent to the Place or Places of his, her or their last Settlement, by such Order and in such Manner, as by the Laws of this Colony other Persons likely to become Chargeable, are or ought to be sent.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That all Persons able in Body, and not having wherewithal otherwise to maintain

themselves, or loiter about and refuse to work for usual and common Wages, all Servants who shall Run away from their Masters or Mistresses, all idle Persons wandering abroad and begging, and all Persons using or practising any unlawful Games or Plays to deceive or cheat others, shall by this Act be liable to the Pains and Penalties hereby prescribed. PROVIDED ALWAYS, That, upon Application of the Master or Mistress of such Servant or Apprentice, they shall be discharged on paying the Fees.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person or Persons so apprehended as aforesaid, shall refuse to be examined, upon his, her, or their Oaths, before such Magistrate or Magistrates, touching the Place or Places of his, her, or their Birth, or last Settlement; or being so examined, shall knowingly give any false or unsatisfactory Account thereof; such Person or Persons so refusing, or being detected of such Falsity as aforesaid, before any of the aforesaid Magistrates in a summary Way, shall be deemed Rogues and Vagabonds, and shall be punished in such Manner as Rogues and Vagabonds are directed by this Act to be punished.

AND BE IT ENACTED by the Authority aforesaid, That it shall and may be lawful for the said Mayor, Recorder and Alderman, or any one of them, to commit to the said Work-House to hard Labour, any white Servant or Servants, Slave or Slaves, which shall or may be brought before him or them, by their Masters or Mistresses, or other Inhabitants of the said Borough, for any Misdemeanour or rude or disorderly Behaviour committed within the said Borough, and to order such rude and disorderly Servant, or Slave, to receive the Correction of the House, as shall be thought reasonable by the said Magistrates, not exceeding thirty Lashes for any one Offence.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for the said Mayor, Recorder, and Aldermen, or any two of them, to commit to the said House of Correction, to hard Labour, any Person or Persons who shall be convicted before them of pilfering or stealing within the said Borough; (provided such Crime or Crimes be not above the Degree of Petty Larceny) and to order such Person or Persons to have the Correction of the House, in such Manner as the Nature of the Offence may require. Provided the said Punishment shall not exceed thirty-nine Lashes each Offence.

PROVIDED ALWAYS, That if the Person or Persons accused, shall make it his, her, or their Request to be tried by the Course of the Common Law, he, she, or they, shall be remanded by the said Magistrates to Gaol, there to be kept for that Purpose.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in case any Person or Persons aforesaid, so committed by any of the aforesaid Magistrates to the House of Correction, as aforesaid, shall, before the Time be expired for which he, she, or they, shall be so committed, voluntarily break out, and make his, her, or their Escape from the said House of Correction, he, she, or they, shall for every such Offence, be whipped, at the Discretion of any two of the said Magistrates, not exceeding thirty-nine Lashes, for any one Offence; and shall be again committed by the said Magistrates to the House of Correction to hard Labour, for any Time not exceeding Six Months.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Corporation, hereby constituted, (or a Committee appointed by them) shall have, and hereby have, Power and Authority (at their own Will and Pleasure, and for such Time or Times as they shall think proper) to agree for, receive, employ, and set to work any Rogues, Vagabonds, idle and disorderly Persons, Servants, and Slaves, within any City, Borough, Township, Precinct, or Liberty, within any of the Counties of this Colony, excepting such Parts of the County of *Essex* without the Limits of said Corporation, and such Persons within said County of *Essex,* and out of said Corporation, the said Corporation (or a Committee appointed by them) are hereby ordered and directed to receive, employ, set to work, and correct, in Manner as abovesaid; and such Persons, after they shall be so received, are hereby in all respects made subject to, and shall be ordered and governed by the said Corporation, in such Sort and Manner as any other such Persons there.

PROVIDED ALWAYS, That every such City, Borough, Township, Precinct, or Liberty, as well those of the County of *Essex,* as elsewhere, within the Colony, as aforesaid, so making Use of the said Work-house or House of Correction as aforesaid, shall first pay, or secure to be paid to the Chamberlain of the said Corporation, such Sum or Sums of Money as shall be so agreed for, not exceeding *Six Pence* per Day.

PROVIDED ALSO, the Receiving, Working, or Continuance of any Person or Persons not belonging to the said Free Borough and Town of *Elizabeth,* in the said Work-House or House of Correction, shall not be deemed or construed to be any Settlement, within the said Borough, for such Person or Persons, but he, she, or they, when discharged from the said Work-House or House of Correction, shall return or be sent to the same City, Borough, Township, Precinct, or Liberty, where they were before settled, or from whence they were sent to the said Work-House, or House of Correction: Any Law, Usage, or Custom to the contrary hereof, in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Mayor, Recorder, Aldermen, and Common Councilmen of the said Free Borough and Town of *Elizabeth,* for the Time being, or any eight or more of them, being met at the Common Hall as aforesaid, shall and may, from Time to Time, agree, fix upon, and order, such Sum or Sums of Money to be raised as in Manner aforesaid, for repairing the Gaols within the said Free Borough and Town of *Elizabeth,* and for the other publick and necessary Charges and Expenses of the said Borough, to be applied to the Purposes aforesaid, by their Directions.

Passed 21 June 1754.
Bradford (1754) 29-35.

An ACT *for Naturalizing* Johannes Doremus, Hendrick Beuf, Hendrick Beuf, *jun. and* Cornelius Parant.

WHEREAS *Johannes Doremus, Hendrick Beuf, Hendrick Beuf,* jun. and *Cornelius Parant,* were born under foreign Powers in Amity with *Great Britain,* and are desirous of being invested with the Rights and Privileges of his Majesty's natural free-born Subjects within this Colony; as by their humble Petitions they have set forth. AND WHEREAS the said *Johannes Doremus, Hendrick Beuf, Hendrick Beuf,* jun. and *Cornelius Parant,* do profess the Protestant Religion, and have severally given Testimony of their Duty, Loyalty and Affection to his present Majesty King GEORGE the *Second,* and the Succession of the Crown in the Protestant Line, in such Manner and Form as is prescribed by an Act of General Assembly of this Colony, made in the *Eighth* Year of the Reign of his late Majesty King GEORGE the *First,* entituled, *An Act for securing of his Majesty's Government of* New-Jersey.

BE IT THEREFORE ENACTED by the Governor, Council, and General Assembly, and it is hereby Enacted and Declared by the Authority of the same, That the said *Johannes Doremus, Hendrick Beuf, Hendrick Beuf,* jun. and *Cornelius Parant,* are, and each of them shall from henceforth be deemed, taken and esteemed to be his Majesty's natural free-born Subjects within this Colony, to all Intents and Purposes whatsoever, as if they had been born within the same; and they and each of them, and their and each of their Heirs, shall and may enjoy and be entituled unto the same Liberties, Laws, Rights and Privileges as any of his Majesty's natural free-born Subjects can or ought to enjoy, or be entitled unto, within the same; any Act, Ordinance, Usage or Custom to the contrary, in any wise notwithstanding. PROVIDED ALWAYS, and it is hereby Enacted and Declared, That nothing in this Act contained, shall be construed or taken to enable the said *Johannes Doremus, Hendrick Beuf, Hendrick Beuf,* jun. and *Cornelius Parant,* or either of them, to be of his Majesty's Council, or of the General Assembly, or to hold or enjoy any Posts or Office of Trust or Profit within this Colony; any thing herein contained to the contrary, notwithstanding.

Passed 21 June 1754.
Bradford (1754) 35-36.

Nineteenth Assembly, First Session

1-21 Oct. 1754

Perth Amboy

An ACT *for Naturalizing* Henry Graaf *and Others.*

WHEREAS *Henry Graaf* and others hereinafter named, by their Humble Petitions have set forth that they were Born under the Dominion of foreign Powers in Amity with Great Britain, but are now Settled within this Province of *New Jersey,* and are Desirous of Enjoying the Priviledges of his Majestys natural free born Subjects therein; and as they profess the Protestant Religion, and have given Testimony of their duty, Loyalty and Affection to his Majesty King GEORGE the *Second,* and the Succession of the Crown in the Protestant line, according to and in such manner and form as is prescribed by an Act of the General Assembly, made in the eighth year of the Reign of his late majesty King GEORGE the *first* Entitled, *An Act for the Security of his Majesty's Government of* New Jersey; and in confidence of their Conforming themselves in all dutiful Manner to the Laws and Customs of this Colony.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the Same, that the said *Henry Graaf,* and *Johannes Myer, Christian Kaul, Hendrick Koch, Peter Hoffman, John Young, William Hoffman, Christian Kule, William Barwick, Johannes Kase, Matthias Kase, Johannes Ross, Hantill Resler, Hanborn Koch,* and *Martin Shipley,* shall be from hence forth, deemed, taken, and Esteemed to be as his Majestys Natural free born Subjects within this province, and they and Each of them, and their and Each of their Heirs, shall and may enjoy, and are Intitled unto the same Laws, Liberties, Rights and Priviledges as any of his Majestys natural free born Subjects can or ought to Enjoy within the Same, any Act, Ordinance, Usage, or Custom to the Contrary in any Wise Notwithstanding.

PROVIDED ALWAYS, and it is hereby Enacted and Declared, that Nothing in this Act contained shall be construed or taken to Enable the said *Henry Graaf, Johannes Myer, Christian Kaul, Hendrick Koch, Peter Hoffman, John Young, William Hoffman, Christian Kule, William Barwick, Johannes Kase, Matthias Kase, Johannes Ross, Hantill Resler, Hanborn Koch,* and *Martin Shipley,* or Either of them to be of his Majesty's Council, or of the General Assembly, or to hold or Enjoy any post or Office of Trust or profit within this province, any thing herein Contained to the Contrary Notwithstanding.

Passed 21 Oct. 1754.
NjGbS-Ms.
No evidence that session law was published.

Nineteenth Assembly, Second Session

24 Feb. - 3 Mar. 1755

Elizabeth-Town

All acts passed 3 Mar. 1755

An ACT *to prevent the Exportation of Provisions, Naval or Warlike Stores, from the Colony of* New-Jersey *to* Cape-Breton, *or to any other the Dominions settled by the Subjects of the* French *King.*

WHEREAS the General Assembly think it their indispensable Duty in the present Situation of Affairs to prevent the French from being supplied with Provisions, Naval and Warlike Stores from this Colony.

THEREFORE BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same; That from and after the Publication of this Act, it shall and may be lawful to and for the Collectors of His Majesty's Customs in this Colony, or their Deputies, or the Naval Officers, and in Default of such, at any River, Harbour, Port, Town, or Place, for any Justice of the Peace in this Colony, who are hereby required and directed to administer, to any Person or Persons having the Command, or to any Owner or Owners, Freighter or Freighters of any Vessel Bound out of this Province, laden with Provisions of any kind whatever, or any Warlike or Naval Stores, an Oath, (or if of the People called Quakers, an Affirmation) in the following Words, *viz: "That I,* A.B. *do Swear (or I* A.B. *do solemnly sincerely and truly declare and affirm) that the Provisions, Naval or Warlike Stores, now laden on Board the Vessel called the whereof I am Commander, Owner or Freighter, is truly not intended to be Discharged, and put on Shore at any Port or Place Subject to the* French *King; and that the same shall not by my Consent be there landed, or in any other Way or Manner whatsoever delivered to the* French *King or any of his Subjects."* Which Oath or Affirmation the said Collectors, their Deputies and Naval Officers, or in Default of such, any Justice of the Peace, is hereby empower'd to administer, and directed to Cause the Person taking the same to repeat: And also to require said Master or Owner of said Vessel to enter into Bond with sufficient Security living in this Colony, to his Majesty, his Heirs and Successors in the Penal Sum of One Thousand Pounds Proclamation Money, with Condition to the following Effect, *viz.* The Condition of the above Obligation is such, that whereas, A.B. hath laden on Board the Sloop or Vessel, called the E.F. Commander, now Riding at Anchor in the Port of C.D., within the Province of *New-Jersey,* sundry Goods, *viz.* [here take in the several kinds and Quantities of the Provisions, Warlike and Naval Stores] if therefore the said Provisions, Warlike and Naval Stores, shall not be landed and put on Shore at any Port or Place Subject to the *French* King, or in any other Manner whatsoever deliver to the *French* King or any of his Subjects; and the said A.B., shall return a Certificate of his discharging the same, signed by the Governor or the Chief Officer of the Customs at the Place where he discharged the same, of the due landing thereof within Eighteen Months, that then the above Obligation to be void, or else shall be

and remain in full Force and Virtue.

BE IT FURTHER ENACTED by the Authority aforesaid, that if any Justice of the Peace, shall take such Bond, by Virtue of this Act, he shall return the same to the Collector of his Majesty's Customs or his Deputy, of the Port or District where taken, there to be filed. And the said Collector is to receive the Certificate of the due landing of the said Cargo from the Governor or other Chief Officers of the Customs, of the Place or Places where landed, and thereupon to cancel the Bond taken by Virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Master or Commander, or any Owner, of any Vessel having on Board Provisions of any kind, or any Naval or Warlike Stores, shall before such Vessel is Cleared out from the Collectors and Naval Officers of this Province, neglect or refuse to attend such Collector, his Deputy or Naval Officer, or in default of them, any Justice of the Peace, and to take such Oath, or if one of the People called Quakers, such Affirmation as before directed, and to enter into Bond as aforesaid; such Master, or Owner, shall Forfeit One Thousand Pounds, Money as aforesaid, to be recovered in any Court of Record, within this Colony, where the same shall be Cognizable, with Costs of Suit; and that one third Part thereof, shall be to the Use of the Prosecutor, and the other two thirds shall be paid into the Treasury for the Use of His Majesty, to and for the Support of Government of the Province of *New-Jersey*.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Vessel laden with Provisions, Warlike, or Naval Stores, shall depart this Province, without first having Cleared said Vessel from the Collectors, and Naval Officers, the Master, Owner, or Freighter whereof, or if any Collector of His Majesty's Customs, within this Province, shall Clear out any Vessel so laden as aforesaid, without such Bond, being given, as herein is before directed, he or they so Neglecting, or Offending, shall each Forfeit the Sum of One Thousand Pounds, to be recovered with Costs of Suit as aforesaid, and to be applied in like Manner, as the other Penalty herein beforementioned, is ordered to be applyed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for every Collector, or his Deputy, Naval Officer, or Justice, to receive for administering the Oath, and drawing, and taking the Bond aforesaid, the Sum of *Two Shillings and Six-pence,* and no more; and shall upon Application of every such Person or Persons, give immediate dispatch to the Person or Persons so applying.

AND BE IT ENACTED by the Authority aforesaid, That nothing in this Act shall be construed, or intended, to affect Boats, or small Craft, carrying Provisions to and from this Province, to the Provinces of *New-York* or *Pennsylvania.*

AND BE IT ENACTED by the Authority aforesaid, That this Act, and every Clause, Article and Thing therein contained, shall be and continue in Force until the First Day of *June* next, and no longer.

Bradford (1755) 19:2, pp. 3-6.

An ACT *for making Provision, for the Subsistance of His Majesty's Forces, during their March through this Colony, and for providing Carriages, for Transporting their Baggage.*

WHEREAS the present situation of affairs with respect to the Troops, now raising for His Majesty's Service, on the intended Expedition for the Defence of any of His Majesty's Lands, on the Continent of America, it is not wholly improbable that some of the Forces raised on that Occasion, may March through some Part of this Colony, and stand in need of necessary Assistance in performing their March whilst within the same.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same, That *Hendrick Fisher,* and *Joseph Yard,* Esqrs; shall be, and they are hereby appointed Commissioners for the said Service. And it shall and may be lawful for them, the said *Hendrick Fisher,* and *Joseph Yard,* or either of them, to draw upon the Treasurers of this Colony, or either of them, out of the Money raised for the Support of Government, for any Sum or Sums, for the said Service, not exceeding in the whole, the Sum of *Five Hundred Pounds,* and their or either of their Receipts, to the respective Treasurers of this Province, shall be sufficient Discharges to the said Treasurer, or Treasurers, their, or either of their Heirs, Executors, or Administrators, for the said *Five Hundred Pounds,* or so much thereof, as shall be so paid out by Virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Commissioners, shall not be allowed in their Accounts, more than *One Shilling* per Day, for the Subsistance of each Soldier, nor more than *Twelve Shillings* per Day, for a Waggon, four Horses, and Driver, carrying one Tunn Weight, and so in Proportion, with the Charge attending necessary Expresses, and other Casualties.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful to and for the Commissioners, or either of them, to agree with any Boatman, or Boatmen, for the Transporting the Forces, with their Baggage, to *Philadelphia* or *New-York,* and to pay such Boatman, or Boatmen, such Price, as they the said Commissioners, or either of them, shall esteem reasonable and just.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful, to and for the said Commissioners, to retain in their Hands, Five *per Cent,* on all such Sums as they shall pay by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Commissioners, shall Account to the General Assembly of this Province, for the Money by them received from the Treasury of this Province, and the Allowance of the said Account, by the General Assembly, (and the Money

remaining in their Hands, being paid into the Treasury) shall be a sufficient Discharge to them, the said Commissioners, and each of them, their, and each of their Heirs, Executors, and Administrators.

AND BE IT ENACTED by the Authority aforesaid, that in Case of the Death, Absence, or other Disability of *Hendrick Fisher,* Esqr; *John Johnston,* Esqr; is hereby appointed a Commissioner. And that in Case of the Death, Absence, or other Disability of *Joseph Yard,* Esqr; *John Allen,* Esqr; is hereby appointed a Commissioner, who and each of them are in that Case, to have the same Power and Privileges, and be Subject to the same Regulations, and follow the Directions of this Act, in the same Manner, the said *Hendrick Fisher,* and *Joseph Yard,* are directed to do.

Bradford (1755) 19:2, pp. 6-8.

Nineteenth Assembly, Third Session
7-22 Apr. 1755
Elizabeth-Town

All acts passed 22 Apr., 1755

An ACT *to encourage the Inlisting of* Five Hundred *Free Men, or well affected* Indians *in this Colony of* New-Jersey, *for his Majesty's Service, in the present Expedition, in Conjunction with the Forces of* New-England *and* New-York, *for the erecting a strong Fortress near* Crown Point *within his Majesty's Dominions. And also for making Current* Fifteen Thousand Pounds *in Bills of Credit, for providing for the Subsistance, Cloathing, Arming, and Pay of the said Forces, and Transporting them to the Place of general Rendezvous, and also for the directing the manner of sinking the said Bills of Credit.*

WHEREAS the Subjects of the *French* King have made Encroachments, and built several Forts, within the Bounds of his Majesty's Northern Colonies in *America,* and have committed Acts of Hostility upon many of his Majesty's Subjects within the same; and whereas a Scheme hath been proposed to the Governor, Council and General Assembly of this Province, for the better securing of his Majesty's Territories from any further Encroachments of the *French,* and for recovering those which have been already made; by erecting a strong Fort near *Crown Point,* which may be so situated, as not only to secure his Majesty's Subjects, against any future Depredations that may be made against them, but may also greatly contribute towards the retaining in the *English* Interest, such *Indian* Castles as are not yet gone over to the *French,* and the Reclaiming those that are, which would be an unspeakable advantage to his Majesty's Service in the present Conjuncture. And whereas it hath been represented to us, that for the effectual accomplishing this well approved Scheme, and for the repelling any insults that may be offered during the Execution of the same, an Army of at least *Five Thousand* Men will be wanting, the greatest Part of which the Provinces of *New-England,* and *New-York,* have already agreed to raise; and application hath been made to us, to raise such a number of Men for the said Service, as shall be adequate to the Abilities of the People of this Colony, and we having been always ready and willing to contribute to the utmost of our Power to the promoting and effectual carrying into Execution, any Scheme or Expedition which may be for his Majesty's Service, as well as for our own Preservation and Defence.

THEREFORE BE IT ENACTED by the Governor, Council, and General Assembly of this Colony; and it is hereby Enacted by the Authority of the same, that *Five Hundred* able bodied free Men, or well effected *Indians* shall be raised by this Colony, exclusive of the Commission Officers, to be employ'd in

the Expedition before mentioned; which Forces shall be form'd into five Companies, namely *One Hundred* Men in each Company, the whole to be Commanded by a Colonel; and each Company by a Captain, a Lieutenant and an Ensign, which said Officers shall be appointed by Commissions from the Governor or Commander in Chief for the Time being; and that four Serjeants, four Corporals, and two Drummers shall be appointed by each Captain out of each of the said respective Companies, for the service of the said Company.

And for the Encouragement of *Five Hundred* able bodied Volunteers, free Men or well affected *Indians,* to inlist as Soldiers for the said Service; BE IT FURTHER ENACTED by the Authority aforesaid, that there shall be paid to every able bodied free Man or well affected *Indian,* who shall Inlist either as Serjeant, Corporal, Drummer, or private Soldier, the Sum of *Thirty Shillings* Proclamation Money, over and above the pay herein after fixed and ordered to be paid them.

And for a further Encouragement to *Five Hundred* free Men or well affected *Indians,* Voluntarily to inlist into the said Service, IT IS HEREBY ENACTED by the Authority aforesaid, that if any Person or Persons so Inlisting, doth not owe upwards of *Ten Pounds* Proclamation Money to any one Person or Creditor, or upwards of the Sum of *Fifty Pounds* Proclamation Money in the whole to all his Creditors; then the Persons of the Inlisted, who have not been arrested by their Creditor or Creditors, shall be free from all arrests in civil Actions: And those that are in Custody either on mean Process or Execution, and do not owe as aforesaid, shall be discharged by the Sheriff or other Officer in whose Custody they are, and the Goods and Effects of all such Debtors shall be free from Attachments, Executions, and other legal Process during their Service in the said Expedition. PROVIDED ALWAYS, that such Goods and Effects, shall not be removed out of the City, Town or Precinct, where the Persons Inlisting resided when they did Inlist, during the absence or Time of Service of the said Person so Inlisting; and upon full Proof of any attempt to remove the said Goods and Effects out of the City, Town or Precinct as aforesaid, then the said Goods, and Effects, shall be liable to the same Process, as the Laws have already provided for: And in case the said Person or Persons so Inlisting, shall or do, after the Publication of this Act, or after the Time of such Inlisting, by any Deed or Deeds, Power or Powers of Attorney make Sale of, or impower others in his or their absence, or after his or their Departure from this Colony, to make Sale of his or their Goods and Chattles, Lands and Tenements, to any Person or Persons whatsoever, whereby the Creditor or Creditors, of such Person or Persons so Inlisting as aforesaid, shall or may be defrauded or deprived of their just Debts, all and every such Deed or Deeds, and Sales made by any such Person or Persons, or by virtue of his or their Power or Powers of Attorney as aforesaid shall be void and of none effect; and such Goods and Chattles, Lands and Tenements, shall nevertheless be liable to be proceeded against by Attachment or any other legal Process, at the suit of any Creditor or Creditors of such Person or Persons; any thing in this Act to the contrary thereof in any wise notwithstanding.

And for a still further encouragement to Men Voluntarily to Inlist in the

said Service, His Excellency the Governor, hath signifyed to the Council and General Assembly, that he shall be well pleased, that it be Enacted: AND BE IT ENACTED by the Authority aforesaid, that all able bodied free Men who shall Inlist in the said Service, and perform their Duty in the said Expedition, and who shall at the end thereof, obtain a Certificate from their Captains of their having so Inlisted and performed their Duty on the said Expedition; shall thereby be acquitted and pardoned of all Crimes whatsoever by them committed before the Publication of this Act, that are under the Degree of Felony without Benefit of Clergy; and which Certificate so obtained of their Service as aforesaid from their respective Captains, shall by virtue of this Act, be pleadable as a Pardon under the great Seal of this Colony, of any of the Crimes aforesaid, under the degree of Felony, without Benefit of Clergy, to any Indictment or Information for such Crimes found or filed, or to be found or filed, and to any record of Conviction already made, or to be made for such Crimes: And every able bodied free Man in Custody for any Crime or Crimes under the degree of Felony without Benefit of Clergy, Inlisting as aforesaid, shall be thereon immediately discharged out of Custody to go upon the said Service, and obtaining a Certificate as aforesaid at the end of the said Expedition, shall be thereby Pardoned as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that it shall not be lawful to Inlist any young Men under the Age of *Twenty One* Years, or any Slaves, who are so for Term of Life, bought Servants or Apprentices, without the express leave in writing of their Parents or Guardians, Masters or Mistresses, first had and obtained. And if any Officer or others shall Inlist any such young Men, Slaves, bought Servants or Apprentices as aforesaid, and upon Application and due Proof made thereof, before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully Inlisted; then the said Justice of the Peace is hereby empower'd and required to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave, Servant, or Apprentice, and deliver him to his Parent or Guardian, Master or Mistress: And if the Officer or other Person with whom such Person is Inlisted, shall notwithstanding, secret, detain, or carry away such Person, then such Officer or other Person so Offending, shall Forfeit and Pay for every such Young Man under the Age of *Twenty One* Years, so inlisting, contrary to the true intent and meaning of this Act, the Sum of *Five Hundred Pounds;* for every Slave so Inlisted, the Sum of *One Hundred Pounds;* and for every such bought Servant or Apprentice, the Sum of *Twenty Pounds;* to be recovered in any Court of Record, where the same is Cognizable in this Colony, with full Costs of Suit; and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court shall be adjudged, and the Residue thereof, to either of the Treasures of this Colony, to be applied as by Act of General Assembly shall be hereafter directed. And in Case the Body of such Officer or other Person offending cannot be taken; then it shall and may be lawful for the Person aggrieved to proceed against him by Attachment, against the Offenders Goods and Chattles, Lands and Tenements, in Manner and Form as is directed by an Act, entitled, *An Act for the better enabling of Creditors to recover their*

just Debts from Persons who abscond themselves. Saving that the Person complaining shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered shall be paid as aforesaid.

And for Purchasing the necessary Provisions intended for the said *Five Hundred* Men, BE IT ENACTED by the Authority aforesaid, that the Treasurers of this Colony or either of them, out of the Bills of Credit made Current by this Act, shall pay or cause to be paid unto *Samuel Nevill, Hendrick Fisher, John Wetherill, John Johnston,* and *Jacob Dehart,* Esqrs; or any two of them for the *Eastern Division.* And unto *Joseph Yard, Aaron Leaming, Joseph Hollingshead, Abraham Heuling,* and *Joseph Borden,* jun. Esqrs; or any two of them for the *Western Division* (who are hereby appointed Commissioners for the Colony of *New-Jersey*) such Sum and Sums of Money as the said Commissioners or any two of them, shall from Time to Time find Necessary for the said Services, agreeable to the true intent and meaning of this Act; and the said Treasurers or either of them, shall take a Receipt, signifying the services the Money so paid was designed for, and signed by the Person or Persons receiving the same: And the said several Receipts, when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers, to discharge them the said Treasurers, or either of them, their Heirs, Executors, or Administrators, on account of the several Payments so made and paid out of the Treasury aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that there shall be allowed to every of the said free Men or well affected *Indians,* (and to be paid by the Commissioners for the use of such Men in manner and form hereafter provided) *Nine Pence* Proclamation Money per Day for his Subsistance, from the Time of his being fairly Inlisted before any one of his Majesty's Justices of the Peace of the said Colony, until the Time of the General Muster hereafter mentioned in this Act, when the said Volunteers are to be otherways provided for.

And in order for the more secure Payment of the Bounty Money, and Subsistance Money aforesaid, IT IS HEREBY ENACTED by the Authority aforesaid, that each Captain of a Company, (so soon as his Company shall be compleat) shall cause a Muster of his said Company to be made in Presence of the Commissioners aforesaid, or any three of them; and the said Captain, shall then produce to the said Commissioners, a fair written Muster Roll, containing the Names and Stations of the Company: Under which Muster Roll, the said Commissioners shall certify, that they have seen the Men of the Preceeding Roll, and have inspected and approved of them, and seen the Certificates of their having been duly Inlisted, and the Day on which each Soldier was Inlisted, signed by the respective Justice of the Peace, before whom such Soldiers were Inlisted, and thereupon the said Commissioners, in the presence of the Captain of the said Company, shall pay to each effective Man then present, and who shall be so approved of and entered on the Muster Roll as aforesaid (of the Degree of Serjeant, Corporal, Drummer, or private Soldier) the sum of *Thirty Shillings* Proclamation Money; and the said Commissioners shall take a Certificate, signed by the said Captain, signifying the Number of Men, and Sum

of Money paid by the said Commissioners, and shall also take a Receipt from the Captain for the same upon the Muster Roll; which Certificate and Receipt, shall be sufficient Vouchers to the said Commissioners for the Payment of so much of the said Money as aforesaid. And the said Commissioners shall at the same Time also pay in the Presence of the Captain (for the Use of the Men so mustering as aforesaid) the Subsistance Money of *nine Pence* per Day to each Soldier so entered upon the Muster Roll as aforesaid, from the Day of the inlisting such Soldier, to the Time of such Muster as aforesaid: And the said Commissioners shall examine and settle the said Account, and shall take a Receipt from the said Captain upon the back thereof for the Subsistance Money then paid; which Receipt shall be a sufficient Voucher to the said Commissioners for the Payment of so much of the said Money as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that every Captain shall at the Time of his obtaining his Commission, take the Oath of Allegiance and Supremacy required by Law, and have a Certificate endorsed on his Commission; and also take the following Oath, to wit, *I* A.B. *do swear that I will keep an exact Account or Roll of the Time of the Enlisting every Soldier in my Company, and of the Discharging, Desertion or Death of such Soldiers, or any of them; and that I will not suffer any Person to be entered on the Roll or Mustered, but such as are truly inlisted, and are designed for the Service, and will make up the Account of their Pay, Subsistance and Cloathing, truly and honestly, and deliver the same to the Commissary in order to enable him to account as by Law is directed.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that every Person inlisted as aforesaid, and entered on the Muster Roll, shall, before the aforesaid Commissioners, or any three of them, and before he receives the aforesaid Bounty, take the following Oath, *viz. I* A.B. *do solemnly swear, that I am duly inlisted in* C.D.*'s Company, and design to go in the present Expedition in His Majesty's Service, without any Design or Expectation to be discharged from going on the same.*

AND BE IT ENACTED by the Authority aforesaid, That the said Commissioners, or any two of them, or any one of them, with Consent of one other, shall and are hereby required (with the utmost Expedition) to agree for and purchase for the said Five Hundred Men, or in Proportion for so many as shall inlist, not exceeding Five Hundred, *viz.* One Hundred and Ninety two Barrels of Pork, One Hundred and Ten Barrels of Beef, Sixty Thousand Pound Weight of Biscuit, Two Thousand Gallons of Rum, Five Thousand Pound Weight of Flour, Two Hundred Bushels of Pease, Three Thousand five Hundred Pound Weight of Bacon, Forty Hundred Weight of Rice, Fifteen Hundred Pound Weight of Butter, Fifteen Hundred Pound Weight of Cheese, Thirty Barrels of Molasses, Fifteen Hundred Pound Weight of Tobacco, with other Necessaries thereunto appertaining, which may be wanted. As also the said Commissioners, or any three of them, shall have Power to agree with a Surgeon, and Surgeons Mate, to attend the Forces to be raised in this Colony, and to make them a reasonable Allowance for that Service; and shall also provide a Chest of Medicines for the Use of the said Forces.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That after the Time of such Muster of a compleat Company of One Hundred Men as aforesaid, the Allowance of *nine Pence* per Day Subsistance Money for each Soldier, shall cease; and the Commissioners, or one of them, shall deliver or cause to be delivered out daily, or otherwise as they shall think most proper and convenient, to the said Soldiers, a reasonable Quantity of Provisions for their Support, and the Men are to be formed into proper Messes for the more easy Division thereof.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissioners, or any three of them, shall upon the March of Embarkation of the said Forces, deliver the said Provisions into the Care and Custody of PETER SCHUYLER, Esq; who is hereby appointed Commissary of the Stores and Muster, and Pay Master of the Forces. And in case of the Death or other Disability of PETER SCHUYLER, then the eldest surviving Captain, of the Forces raised in this Colony, who is a Resident and Freeholder of *New-Jersey,* is hereby appointed to succeed as Commissary. And the said Commissary is to deliver out the same to each Company daily, or weekly, as he shall think most proper and Convenient.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Commissioners aforesaid, shall (if the said Forces shall be ordered to embark) hire Sloops or Boats for the Transportation of the said Soldiers, Provisions and Necessaries thereunto appertaining.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Commissioners, or any two of them, or any one of them with Consent of one other, shall and are hereby required (with the utmost Expedition) to agree for and purchase for the said Five Hundred Men, or in Proportion for so many as shall inlist, not exceeding Five Hundred, the following Cloathing, *to wit,* For each Soldier one good striped Blanket, a good Lapel Coat, made of Half Thicks or other coarse Cloth, a Felt Hat, two check Shirts, two pair of Oznabrigs Trowsers, a pair of Shoes and a pair of Stockings. As also to agree for and purchase for the said Five Hundred Men, or in Proportion for so many as shall inlist not exceeding Five Hundred, the following Tents, Arms and Ammunition, *to wit,* for every five Soldiers a Tent; and for each Soldier a good Firelock, a good Sword, Cutlass or Bayonet, and a Cartouch Box, and a Hatchet; and for the whole Forces Fifteen Barrels of Powder, and Fifty-five Hundred Weight of Lead, and other necessaries thereunto appertaining.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case the Provisions aforesaid should be purchased, and all of them should not be wanted, either by Reason that the whole Number of Five Hundred Men should not be raised, or for any other Cause, that then the said Commissioners shall sell the said Provisions remaining, and pay the Money arising by such Sale into the Treasury, retaining *five per Cent* for their Trouble. And if after the said Provisions are delivered as aforesaid, the whole of them should not be wanted; then the Commissary shall send the Remainder to *Perth-Amboy,* to be there delivered to the Commissioners, or any one of them: And the said Commissioners, or any two of them, shall dispose of the Remainder,

and pay the Produce thereof into the Treasury, retaining *five per Cent* Commissions. And in Case the said Commissioners shall give, sell or Dispose of any Part of the said Stores or Provisions, or otherwise embezzle or make away with the same, or permit any other Person or Persons so to do contrary to the true Intent and Meaning of this Act, then the said Commissioners shall be liable to be prosecuted in any Court of Record in this Colony, where the same shall be Cognizable, by the Attorney General, who is hereby authorized, empowered and required to sue and prosecute such Commissioners, for all such Stores and Provisions so by them given, sold, disposed of, or otherwise embezzled or made away with as aforesaid; and upon Recovery and Receipt to pay for the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Property of all the Colours, Drums, Halberts and Stands of Arms, Tents, Stores and other Necessaries thereunto appertaining, as shall be purchased by, or given to this Colony of *New-Jersey:* And that they shall before they are delivered to the Soldiers to be raised for the Expedition, be branded or mark'd with the Words *New-Jersey,* and Number'd; which said Brand or Mark, shall at all Times be Evidence of their being the Property of the said Colony. And it shall and may be lawful for the Paymaster of the Forces of this Colony, and he is hereby directed to retain in his Hands, one fourth Part of the Pay of each Soldier, to lay in his Hands as a Security for the Return of all such Stands of Arms and Accoutrements, as shall not be lost or destroyed by unavoidable Accident. And at the End of said Expedition, he shall receive such Stands of Arms and Accoutrements from the Soldiers for the Use of this Colony, and then to pay off the Arrears of such Soldier returning his Arms and Accoutrements in good Order, or to such as shall have their Arms and Accoutrements lost or destroyed, and adjudged by a Board of Officers to have been done by unavoidable Accident; and deliver such Stands of Arms, Colours, Drums, Halberts, Tents and Stores, to the Treasurer of the Eastern Division of this Colony, to be safely kept for the Use of this Colony, until some further Provision shall be made for disposing of the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person within this Colony, shall purchase any of the Colours, Drums, Halberts, or Stands of Arms from any Person or Persons, he, she or they shall forfeit the Sum of *Five Pounds,* to be recovered by Action, at the Suit and in the Name of any Person or Persons who shall sue for the said Arms or Accoutrements and Penalty, in any Court of Record where the same shall be Cognizable; and on the Delivery of the said Arms and Accoutrements to the said Treasurer, the Person so suing shall be entitled to the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person so inlisted as aforesaid, shall bring with him a good sufficient Firelock, which after inspection shall be approved of by the Commissioners for Arming and Cloathing the Forces; every such Person shall be paid by the said Commissioners, the Sum of *Seven Shillings and Six-pence* for the use of such Firelock during his continuance in the KING's Service, and if the said Firelock shall happen to be lost or destroyed in the said Service, then every such Person

shall be paid for the same so much more as the said Firelock may be adjudged reasonably worth, not exceeding *Fifty Shillings* in the whole, for which Purpose the Commissioners aforesaid shall keep an exact List of the Names of the Persons producing such Arms, and of the Value of every such Firelock.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, out of the Bills of Credit made Current by this Act, shall Pay to the said Commissary the Sum of *Four Thousand and Eighty Three Pounds Thirteen Shillings* Proclamation Money, for the Payment of the aforesaid Officers and Soldiers, in the manner following, to wit, to the Colonel the Sum of *Twenty Pounds Two Shillings* Proclamation Money per Month; to each Captain the Sum of *Ten Pounds One Shilling* Proclamation Money per Month; to each Lieutenant the Sum of *Seven Pounds Ten Shillings and Nine-pence* Proclamation Money per Month; to each Ensign the Sum of *Six Pounds Fourteen Shillings* Proclamation Money per Month; to each Serjeant, each Corporal, and each Drummer, the Sum of *Two Pounds Ten Shillings and Three-pence* Proclamation Money each per Month; and to each private Soldier the Sum of *One Pound Thirteen Shillings and Six-pence* Proclamation Money per Month.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that each of the said Commissioners (and the said Commissary and Pay-Master after the Departure of the Forces from this Colony) shall procure a Book of clean Paper, for a Journal, fit for entering therein Memorandums daily, of all Things Transacted by him, or advised, or requested concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed in pursuance of this Act. And they shall also take Receipts for all Sums of Money disbursed by them: Which Books and Receipts they are to lay before the next or some future General Assembly of this Colony, to be audited, inspected, and examined by them, to whom they are hereby made accountable.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Commissioners, and Commissary, and Pay-Master aforesaid, to retain in their own Hands, out of the Money aforesaid, *Five per Cent,* as Commission on such Money as shall be by them disbursed in manner aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that Bills of Credit to the Value of *Fifteen Thousand Pounds* Money of *America,* according to an Act of Parliament made in the Sixth Year of the Reign of the late *QUEEN ANNE,* entitled *An Act for Ascertaining the Rates of Foreign Coins in her Majesty's Plantations in America,* shall be immediately printed, made and prepared as followeth, *viz.* Three Hundred and Seventy five Bills, each of the Value of *Six Pounds,* or Seventeen Ounces Ten Penny Weight of Plate. Seven Hundred and Fifty Bills, each of the Value of *Three Pounds,* or Eight Ounces, Fifteen Penny Weight of Plate. One Thousand and Five Hundred Bills, each of the Value of *One Pound Ten Shillings,* or Four Ounces, Seven Penny Weight and Twelve Grains of Plate. Three Thousand Bills, each of the Value of *Fifteen Shillings,* or Two Ounces, Three Penny Weight Eighteen Grains of Plate. Four Thousand Five Hundred Bills, each of *Twelve*

Shillings, or One Ounce Fifteen Penny Weight of Plate. Four Thousand Five Hundred Bills, each of the Value of *Six Shillings,* or Seventeen Penny Weight Twelve Grains of Plate. Six Thousand Bills, each of the Value of *Three Shillings,* or Eight Penny Weight and Eighteen Grains of Plate. Seven Thousand Five Hundred and Twenty Bills, each of the Value of *One Shilling and Sixpence,* or Four Penny Weight and Nine Grains of Plate. Nine Thousand Seven Hundred and Twenty Bills, each of the Value of *One Shilling,* or two Penny Weight and Twenty Two Grains of Plate. Which Bills shall be indented and impressed with the Arms of *Great-Britain* on the Left side of the said Bills, and there shall be Printed near the Top and Bottom thereof, the Value of each Bill so made Current, and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass Current in New-Jersey, *for Ounces Penny Weight and Grains of Plate. May* 1755.

Which Bills when Printed shall be delivered to *Thomas Bartow,* Esq; of the *Eastern Division,* and *Daniel Smith jun.* of the *Western Division,* two of the Signers thereof, who shall and are hereby directed and impower'd upon the delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath or Affirmation to the purpose following.

I A.B. *do Declare, that from the Time the Letters were set, and fit to be put in the Press for the Printing the Bills of Credit now by me delivered to you, until the same Bills were Printed, and the Letters unset and put into the Boxes again, I went at no Time out of the Room in which the said Letters were, without locking them up, so as they could not be come at, without Violence, a false Key, or other Art then unknown to me; and therefore to the best of my Knowledge no Copies were Printed off but in my Presence; and that all the Blotters and other Papers whatsoever, Printed by the said Letters, while set for Printing the said Bills to the best of my Knowledge are here delivered to you, together with the Stamps for the Indents, and Arms. And that I have not at any Time been privy or consenting to any other or more Bills being struck, then I now deliver to you. And that in all things relating to this Affair, I have demeaned myself according to the true Intent and Meaning of the said Act, to the best of my Knowledge and Understanding.*

Which Printer at the Time he has Orders to print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALWAYS, that if any unforeseen Accident has happened he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED by the Authority aforesaid, that the Bills made Current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit lately Current in this Colony, and shall be all signed and numbered by the said *Thomas Bartow,* and *Daniel Smith, jun.* and in Case of their, or either of their Deaths, or other Disability, by *John Smyth,* Esq; of the *Eastern Division,* and *Abraham Hewling,* Esq; of the *Western Division,* or one, or both of them; and one half of them shall be delivered to the Treasurer of the *Eastern*

Division of this Colony, to be by him signed; and the other half to the Treasurer of the *Western Division,* to be by him signed; and in case of refusal or disability of either of the said Treasurers, then any three of the Persons nominated in this Act, are to sign the same. And in order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, the said signers are to observe the Directions following, *viz.* First before the said signers do receive any of the said Bills, they shall each of them take an Oath, or Affirmation if Quakers, before a Justice of the Peace, for the true signing of the said Bills of Credit, and that they will sign no more than by this Act is directed, and that to the best of their Skill, they will perform what by this Act they are enjoined as their Duty; a certificate of which Oath or Affirmation is to be signed by the Justice and Deponent, or Affirmant, and to be delivered to the Treasurers with the Bills when Signed by them. Secondly, On the receiving the Bills from the Printer, the said signers shall burn and destroy the Blotters, and they shall divide the fair Bills so received into two equal Parts; and to avoid Confusion, shall agree betwixt themselves, how the part of each shall be numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. Thirdly, Each of the said Signers may then carry his Part to his own House, there to be numbered and signed by him, with all possible Expedition, which (or such Part as is then absolutely Necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part Numbered and Signed by him to the other, in order for him to Sign the same; and they shall then together burn and destroy the Bills, (if any be) over and above the Number hereby appointed to be issued: And in like manner shall do from Time to Time, till all are signed and exchanged. Fourthly, Each of the said Signers may then carry the part of the Bills aforesaid, so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums, from Time to Time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate, of his having taken an Oath, or Affirmation as aforesaid, and the Stamps for the Indents and Arms, taking the Receipts of the respective Treasurers, for the Sums so delivered; which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors, and Administrators, from such Parts of the said Bills, as the Receipts do Express.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers shall respectively Sign the Bills to them delivered, (excepting as aforesaid) and under the Obligation of their Oath or Affirmation, for the due Execution of their Offices respectively, pay them out according to the Directions of this Act and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, that the aforesaid Bills of Credit to be made and issued by Virtue of this Act, shall be and continue Current for and during the Time and Space of five Years to be computed from the Date of the said Bills, between Man and Man; but shall be received by the said Treasurers, for six Months thereafter and no longer. And shall be paid and received for the same Value expressed in and upon each Bill, for Goods, or

Lands, or any other thing bought and sold, by all Persons whatsoever, residing in and passing through this Colony, according to their Rates: And the Tender of the said Bills, for Payment or Discharging any Debt or Debts, Bargains, Sales of Land or other Things, Bonds, Mortgages, Specialties, and Contracts whatsoever already made, either for Sterling Money, Silver Money of *America,* Dollars, or any other species of Gold or Silver, or any other quantity of Plate, or Gold, shall be as effectual in the Law, to all intents and purposes, as if the Species contracted for, or the Current Coin passing in this Colony, had been offered and tendered for the same.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties, to any Contract, Covenant, Bargain, or Agreement, whatsoever already made, or hereafter to be made, at any Time, during the Currency of the said Bills, shall upon Tender made before two lawful Witnesses, of all or any their Debts, Dues and Demands whatsoever, (PROVIDED the said Tender be made of the whole Debt or Demand, that is due from any one Person, and not of a Part) in the Bills of Credit, made Current by this Act, refuse to accept or receive the said Bills of Credit, in discharge of the said Debts, Dues, or Demands, according to their Value or Rates, he, she, or they so refusing to accept the said Bills of Credit in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused, and they and every of them, they and every of their Heirs, Executors, and Administrators, shall for ever be barr'd from bringing his, her, or their Actions, for recovering the said Debt, or Debts, Sum, or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in bar, to any Action or Actions, that shall be so commenced.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons, whatsoever within this Province, shall during the Currency of the said Bills of Credit, offer to sell, or expose to Sale, any Goods, or Chattles, Lands, or Tenements, whatsoever, and deny, or refuse to sell, or ask a greater Value for the same, unless Payment be made in Current Silver Money, Gold, Plate, Dollars, or other Specie whatsoever, and not in said Bills of Credit, (whereby the Credit of the said Bills may be impair'd) then and in such Case, the Person so exposing to sale, and refusing as aforesaid, shall forfeit for every such Offence, the Sum of *Twenty-five Pounds,* to be recovered by Action of Debt, in any Court of Record within this Province, with Costs of Suit, the one half to such Person as shall sue for and prosecute the same to effect, the other half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person, or Persons whatsoever, shall presume to Counterfeit, or be aiding and assisting in Counterfeiting or altering any of the Bills of Credit made Current by this Act, so as to make them pass or appear to be of greater Value than they were made Current for, or utter, or cause to be uttered, any Bill, or Bills, knowing the same to be Counterfeit, or altered as aforesaid, and be thereof legally Convict, he, she, or they shall incur the Pains and Penalties of Felony, without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that Messrs. *Azariah Dunham,* and *Shobal Smith,* or *Thomas Scattergood,* and *Hugh Hartshorne,* or any two of them, are hereby authorized and directed, to agree with the Printer for the Price to be paid him for Printing the Bills, according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take Care that the Printer of the Bills of Credit, doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED by the Authority aforesaid, that there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for printing them, as the said Inspectors, or any two of them, shall certify under their Hands they had agreed to pay him for that Service.

And there shall be paid for inspecting the Press according to this Act, the Sum of *Ten Pounds.*

And there shall be paid to each of the Signers appointed by this Act, the Sum of *Fifteen Pounds.*

All which Sums of Money shall be paid by the Treasurers of this Colony, or either of them, out of the Money made Current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors, and Administrators for so much.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that for the better Credit and more effectual sinking of the said Bills of Credit made Current by Virtue of this Act, there shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the Sum of *Five Thousand Pounds* Yearly and every Year for and during the Term of three Years, to commence from the *tenth* Day of *May* in the Year of our Lord *One Thousand Seven Hundred and Fifty Seven;* to be paid in the Proportions and Manner following, *viz.*

By the County of *Middlesex,* the Sum of *Four Hundred and Fifty three Pounds, three Shillings and six pence, Three Farthings,* Yearly for every of the said three Years.

By the County of *Monmouth,* the Sum of *Six Hundred and Fifty seven Pounds three Shillings and four pence Half-penny,* Yearly for every of the said three Years.

By the County of *Essex,* the Sum of *Three Hundred and Eighty nine Pounds five Shillings and eight pence,* Yearly for every of the said three Years.

By the County of *Somerset,* the Sum of *Five Hundred and Fifty eight Pounds five Shillings and five pence,* Yearly for every of the said three Years.

By the County of *Bergen,* the Sum of *Three Hundred and Twenty nine Pounds Nine Shillings and eleven pence farthing,* Yearly for every of the said three Years.

By the County of *Burlington,* the Sum of *Six Hundred and Twenty five Pounds, one Shilling and ten pence five eighths,* Yearly for every of the said three Years.

By the County of *Gloucester,* the Sum of *Three Hundred and Ninety*

Pounds Eighteen Shillings and a Half-penny, Yearly for every of the said three Years.

By the County of *Salem,* the Sum of *Three Hundred and Forty Nine Pounds five Shillings and five pence half-penny,* Yearly for every of the said three Years.

By the County of *Cape May,* the Sum of *Eighty three Pounds Ten Shillings and ten pence half-penny,* Yearly for every of the said three Years.

By the County of *Hunterdon,* the Sum of *Seven Hundred and Eight Pounds Seventeen Shillings and seven pence,* Yearly for every of the said three Years.

By the Counties of *Morris* and *Sussex,* the Sum of *Two Hundred and Seventy seven Pounds Sixteen Shillings, and four pence one eighth,* Yearly for every of the said three Years.

By the County of *Cumberland,* the Sum of *One Hundred and Seventy seven Pounds one Shilling and ten pence farthing,* Yearly for every of the said three Years.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas so proportioned as aforesaid, shall be assessed, raised, levied, collected and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services, as is directed by An Act entitled, *An Act for levying a Fund at different Periods by Provincial Taxes, for sinking the Sum of* Fifteen Thousand three Hundred and two Pounds and four Pence, *now outstanding in Bills of Credit, made Current for His Majesty's Service in the late War.* And that the said Sum of *Five Thousand Pounds* to be raised Yearly by Virtue of this Act for three Years, shall be well and truly applied for the Sinking the Bills of Credit made Current by this Act, and for no other use; and when the same shall be received by the Treasurers of this Province by Virtue of the said Tax for the said three Years, they shall sink the same agreeable to the Directions of the last mentioned Act: PROVIDED, that the Legislature shall not in the mean Time agree upon some other Expedient for sinking the same, in a more easy Method to the Inhabitants of this Colony.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if the Expedition mentioned in this Act, shall by General BRADDOCK's disapproving the Plan, or by any other Means, be laid aside; that then the Governor or Commander in Chief for the Time being, shall be and is hereby impowered forthwith to disband the Forces raised by Virtue of this Act, and to put an End to the whole Expence attending the said Expedition, so far as this Colony is concern'd in the same.

Bradford (1755) 19:3&4, pp. 3-21.

An ACT *to continue an Act entitled,* An Act to prevent the Exportation of Provisions, Naval or Warlike Stores from the Colony of *New-Jersey* to *Cape-Breton,* or to any other the Dominions settled by the Subjects of the French King.

WHEREAS an Act of General Assembly of this Province, entitled, *An Act to prevent the Exportation of Provisions, Naval or Warlike Stores from the Colony of* New-Jersey *to* Cape-Breton, *or to any other the Dominions settled by the Subjects of the French King;* will expire by its own Limitation on the *first* Day of *June,* One Thousand Seven Hundred and Fifty five; and whereas it may be for His Majesty's Service to continue the said Act for some Time longer.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly of this Province, and it is hereby enacted by the Authority of the same, that the aforementioned Act, and every Clause, Article and Thing therein contained, shall remain and continue in full Power and Force until the *first* Day of *November,* One Thousand Seven Hundred and Fifty five, and no longer.

Bradford (1755) 19:3&4, p. 22.

Nineteenth Assembly, Fourth Session

23-26 Apr. 1755

Elizabeth-Town

An* ACT *to empower the Commissioners appointed for Arming, Cloathing and making Provisions for the* Five Hundred *Men to be raised in this Colony for His Majesty's Service, to apply a Sum not exceeding* One Hundred Pounds *to each Company as levy Money, for raising the said Forces, if the same shall appear necessary to the said Commissioners, or the major Part of them, and for other Purposes therein mentioned.

WHEREAS an Act passed the last Session of General Assembly of this Colony, entitled, *An Act to encourage the inlisting of* Five Hundred *free Men or well affected Indians in this Colony of* New-Jersey, *for His Majesty's Service in the present Expedition, in Conjunction with the Forces of* New-England *and* New-York, *for the erecting a strong Fortress near* Crown-Point, *within His Majesty's Dominions. And also for making Current* Fifteen Thousand Pounds *in Bills of Credit, for providing for the Subsistance, Cloathing, Arming and Pay of the said Forces, and Transporting them to the Place of general Rendezvous: And also for directing the Manner of sinking the said Bills of Credit.* And whereas it is thought highly expedient, that the said Forces should be raised with all possible Dispatch: Therefore for the more ready levying the said Volunteers,

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, That it shall and may be lawful for the Commissioners appointed for Arming, Cloathing and making Provision for the Five Hundred Men to be raised in this Colony for His Majesty's Service, or the major Part of them, out of the Fifteen Thousand Pounds made Current by Virtue of the Act aforementioned, to pay to the Captain of each Company, as levy Money, upon his producing a Muster Roll as directed and allowed by the Act aforesaid, such Sum or Sums of Money, not exceeding *One Hundred Pounds,* as he the said Captain shall prove to the Satisfaction of the said Commissioners, or the major Part of them, he hath been necessarily put to in raising his said Company: And the said Commissioners, or the major Part of them as aforesaid, shall take a Receipt from each of the said Captains for every such Sum and Sums of Money paid by them as aforesaid, which Receipts shall be allowed as a sufficient Voucher to the said Commissioners for so much Money expended for the Use of this Colony.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Commissioners, or any two of them, or any one of them by the Consent of one other, out of the Money made current by the Act aforesaid, shall purchase for each of the said Five Hundred Men to be raised as aforesaid, one pair of

Deer Skin Breeches; which said Breeches are allowed to each Soldier in lieu of the two pair of Oznabrigs Trowsers ordered to be given to each Soldier by the afore recited Act.

Bradford (1755) 19:3&4, pp. 22-24.

An ACT *for extending the Operation of the Forces to be raised in this Colony in the intended Expedition for the Defence of His Majesty's Lands.*

WHEREAS it appears to the General Assembly of this Colony by a Letter from his Excellency Governor SHIRLEY, to his Excellency the Governor of this Colony, That if the five Hundred Men now raising for the Defence of His Majesty's Lands, should be restricted to Service at or near Crown-Point only, would be greatly inconvenient.

THEREFORE BE IT ENACTED by the Governor, Council and General Assembly of the Colony of *New-Jersey,* and it is hereby enacted by the Authority of the same, That it shall and may be lawful for the Commander in Chief of the Five Hundred Volunteers now raising in this Colony by Virtue of the Act entitled, *An Act to encourage the Inlisting of* Five Hundred *free Men, or well affected Indians, in this Colony of* New-Jersey, *for His Majesty's Service in the present Expedition, in Conjunction with the Forces of* New-England *and* New-York, *for the erecting a strong Fortress near* Crown-Point, *within His Majesty's Dominions. And also for making current* Fifteen Thousand Pounds *in Bills of Credit, for providing for the Subsistance, Cloathing, Arming and Pay of the said Forces, and Transporting them to the Place of General Rendezvous; and also for the directing the Manner of sinking the said Bills of Credit;* to act in Conjunction with His Majesty's Regular Forces, or with the Forces of the other Colonies as His Majesty's Service may require; any Thing in the before recited Act to the Contrary notwithstanding.

Bradford (1755) 19:3&4, p. 24.

Nineteenth Assembly, Fifth Session

First Sitting

31 July-1 Aug. 1755

Elizabeth-Town

2-20 Aug. 1755

Perth Amboy

All acts passed 20 Aug. 1755.

An ACT *for the Support of Government of his Majesty's Colony of* New-Jersey, *to commence the* Twenty-first *Day of* May *One Thousand Seven Hundred and Fifty five, and to end the* Twenty first *Day of* May, *One Thousand Seven Hundred and Fifty six, and to discharge the publick Debts and the contingent Charges thereof, and for settling the Quota's in the respective Counties, and levying of a Provincial Tax.*

WHEREAS the Act for the Supporting the Government of his Majesty's Colony of *New-Jersey* is expired, and we, the House of Representatives, being willing and desirous to give all possible Demonstration of our Duty, Loyalty and Gratitude, by providing for the Support of his Majesty's Government over us, do pray that it may be enacted,

AND BE IT ENACTED by the Governor, Council and General Assembly, of this Colony of *New-Jersey,* and it is hereby enacted and declared by and with the Authority of the same, that for paying the Salaries of the Governor and other Officers appointed for the Administration of the Government of this Colony; there shall be, and there is hereby chearfully given unto His present Majesty, his Heirs and Successors, the several Sums following, in Money as it now passes in the Western Division of this Colony, to be paid out of such Money that now is in the Treasury, or shall be paid into the Treasury by Virtue of this Act, that is to say:

To his Excellency JONATHAN BELCHER, Esq; Governor and Commander in Chief of this Colony, at the Rate of *One Thousand Pounds per Annum,* Money aforesaid.

To *Samuel Nevill,* Esq; Second Justice of the Supreme Court of this Colony, at the Rate of *Twenty-five Pounds per Annum,* Money aforesaid.

To *Richard Saltar,* Esq; third Justice of the Supreme Court of this Colony, at the Rate of *Twenty-five Pounds per Annum,* Money aforesaid.

To *Courtland Skinner,*[1] Esq; Attorney General of this Colony, at the Rate of *Thirty Pounds per Annum,* Money aforesaid.

To *Andrew Johnston,* and *Samuel Smith,* Esqrs; Treasurers of this Colony, each at the Rate of *Forty Pounds per Annum,* Money aforesaid.

To *Charles Read,* Esq; Clerk of the Council of this Colony, at the Rate of *Thirty Pounds per Annum,* Money aforesaid.

To *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great Britain,* or to the Agent for the Time being, appointed by the House of Representatives, at the Rate of *Eighty Pounds per Annum,* Money aforesaid.

To *John Smyth,* Esq; Clerk of the Circuits of this Colony, at the Rate of

Twenty Pounds per Annum, Money aforesaid.

To the Door-keeper of the Council of this Colony, at the Rate of *Ten Pounds per Annum,* Money aforesaid.

All which said several Sums above mentioned, shall be made and paid to the said several Officers before mentioned, for their respective Salaries for the Term of one Year, by the Treasurers of this Colony; or either of them, on Warrants to be produced to them, or either of them, signed by the Governor, or Commander in Chief for the Time being, in Council: And the Warrants so signed, with Indorsements thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their or either of their Heirs, Executors and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case his Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall by Death, or otherwise, cease to be Governor or Commander in Chief of the same, or that any other of the respective Officers herein before mentioned, shall happen to die, or otherwise be removed from their respective Offices, at any Time after the passing of this Act, and before the *Twenty-first* Day of *May,* which will be in the Year of our Lord One Thousand Seven Hundred and Fifty-six; that then and in such Case, it shall and may be lawful for the Treasurers of this Colony, for the Time being, and they, or either of them, are hereby authorized and commanded to pay to his Excellency JONATHAN BELCHER, Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators, or Assigns, or to their Orders, out of the said Sums of Money received, or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid; or the said respective Officers dying, or being otherwise disabled from holding their Offices as aforesaid, shall remain in arrear and unpaid to them, for his and their respective Salaries.

AND Whereas it is necessary that the present Governor should be provided with a House to live in, until one shall be provided for that Purpose, BE IT ENACTED by the Authority aforesaid, that there shall be paid, out of the Money aforesaid, to his said Excellency JONATHAN BELCHER, Esq; at the Rate of *Sixty Pounds per Annum,* Money aforesaid, for House Rent, for the said Term of one Year.

AND Whereas it is fitting and necessary that the publick Debts and contingent Charges of the Government, should from Time to Time be honourably and punctually discharged: Therefore, for defraying the same, we the House of Representatives, do further pray that it may be enacted, AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay out of the Money aforesaid, to the Chief Justice, or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds* for each Time in the aforesaid one Year, that he, or either of them, hath held or shall hold the Court of *Nisi Prius,* and of *Oyer and Terminer* and General Gaol Delivery, when it hath been or shall be necessary that they be held, at the same Time in

the respective Counties of this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts; provided there shall be a real Occasion for holding the same: *Provided also,* that not any Thing shall be paid to either of the Justices aforesaid, for holding any of the abovesaid Courts, at the same Time that the Supreme Courts have been, or shall be held at *Perth-Amboy* and *Burlington.* PROVIDED ALWAYS, That no more than two of the said Courts of *Oyer and Terminer,* and General Gaol Delivery, held in any one County during the said one Year, shall be paid for by Virtue of this Act, one of them held or to be held, if there hath been, or shall be Occasion, at the yearly Time of holding the Court of *Nisi Prius,* and the other of said Courts of *Oyer and Terminer* and General Gaol Delivery, if Application hath been, or shall be made in Writing, signed by the major Part of the Freeholders, chosen by the said County, in Conjunction with any three Justices of the Peace (*Quorum unus*) of said County, to any one of the Justices of the Supreme Court.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers, or either of them, shall pay the Sum of *Six Shillings per diem,* unto each of the Council for each Day that they have respectively attended, or shall attend, at this or any other sitting of the General Assembly, during the said one Year; upon Warrants by them, their Executors, Administrators, or Assigns to be produced, signed by the Governor, or Commander in Chief, in Council, expressing the Number of Days each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.*

To *Abraham Clark,* jun. one of the Clerks of the House of Representatives, or any other Clerk of this House, for his Attendance, the Sum of *eight Shillings per diem,* for the Time he shall attend at this or any other sitting of General Assembly, during the said one Year; also the Sum of *four Pence* per Sheet, reckoning Ninety Words to the Sheet, for entering the Minutes and Votes of this or any other Sitting during the Continuance of this Act, fair in the Book, Copying the Laws and Minutes for the Printer; and to said *Abraham Clark, Twenty one Pounds nine Shillings and four Pence,* in full of his Account to this Time; and *Forty Shillings* for Pen, Ink and Paper, during this sitting.

To the Secretary for Charges attending Expresses to this Time, in full of his Account, the Sum of *nine Pounds four Shillings.*

To *Samuel Nevill* and *Philip Kerney,* Esqrs. in full for their Accounts, for compiling the late Book of Laws of this Colony, agreeable to a former Order of General Assembly, the Sum of *One Hundred Pounds.*

To the Treasurer of the Eastern Division, for an Express to *Alexandria,* the Sum of *Fifteen Pounds.*

To *Andrew Johnston,* Esq; the Sum of *eight Pounds two Shillings,* to replace Money advanced by him, for a Copy of the late Treaty at *Albany;* provided the said Copy is first re-delivered to the Clerk of this House, for the Use of the House.

To *Richard Partridge,* Esq; Agent of this Colony, in full of his Account to the *fifteenth* of *January* last, the Sum of *Two Hundred and Eighty five Pounds*

five Shillings and four Pence.

To *John Redford,* Esq; in full of his Account, for erecting Beacons and a Watch-House at the High-Lands of the *Navesinks,* pursuant to his Excellency's Order, the Sum of *Fourteen Pounds nine Shillings.*

To *William Bradford,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives, of this or any other sitting during the Continuance of this Act, and for printing the Laws passed at this or any other sitting as aforesaid, such Sums as *Charles Read, Hendrick Fisher, John Johnston, Henry Paxson* and *John Ladd,* Esqrs. or any two of them shall agree to be paid for the said Services.

AND Whereas by an Act of General Assembly of this Colony past in the Twenty-seventh Year of his Majesty's Reign, for Support of Government, *Aaron Leaming* and *Jacob Spicer,* Esqrs. were impower'd to print One Hundred and Seventy Volumes of the Concessions, Agreements, Laws, Records, Instruments, and Papers, relating to the Fundamental Constitution of this Colony, on Account of the Publick, at the Rate of *two Pence* per Sheet, and reasonable allowance for the Binding, according to the Contract by them to be made with the Binder; which Volumes were to be Bound in Calf Skin, and delivered by the said *Aaron Leaming* and *Jacob Spicer,* or either of them, to one of the Treasurers of this Colony within four Months after the *first* Day of *November* last, and upon delivery thereof, was to be paid for out of the Treasury, on Warrants to be signed by the Governor in Council; which time is now elapsed, and the said Volumes not delivered by Means of Obstructions which the said *Aaron Leaming* and *Jacob Spicer* could not avoid; but nevertheless they have contracted with the Printer and Book-binder for printing and binding the same; and in Consequence thereof, a considerable Progress has been made therein, and the whole are to be compleated by the Tenor of the Contract aforesaid, which cannot be effected agreeable to the Limitation of the above recited Act, which may occasion the Governor to doubt whether it may be lawful for him to sign Warrants on the Treasury for Payment thereof: For removing such doubt, and to the End the said Volumes may be compleated, and punctually paid for pursuant to the true Intent of the said Act; BE IT ENACTED by the Authority aforesaid, that the said One Hundred and Seventy Volumes shall be carried on, compleated, and delivered unto one of the Treasurers of this Colony, by the said *Aaron Leaming* and *Jacob Spicer,* their, or either of their Order, or Assigns; and the Person or Persons so delivering the same, shall thereupon take a Certificate from the said Treasurer, setting forth, the Value of the said Volumes to be computed at the Rate of *two Pence* per Sheet as aforesaid, with an Allowance for the Binding, according to the Contract made with the Binder, to be produced under his Hand to the said Treasurer, who shall inspect the same before such Certificates shall be granted: And after the Granting thereof, it shall and may be lawful to and for the Person or Persons to whom the same shall be granted, to apply therewith, at first Opportunity, to the Governor in Council, for a Warrant on the Treasury for Payment of the Value specified in said Certificate: Which Warrant when obtained in Manner aforesaid, shall be paid by the Treasurers aforesaid, or either of them, out of

the Money aforesaid; which Warrant when produced by them the said Treasurers, or either of them, and Endorsments of Receipt thereon made by the Person or Persons to whom the same shall be made payable, shall be a sufficient Warrant and Voucher to discharge them the said Treasurers, or either of them, their, or either of their Heirs, Executors and Administrators, on Account of the Payment so made and paid out of the Treasury aforesaid.

To the Serjeant at Arms for the Time being, who hath attended, or shall attend the House of Representatives, at this or any other sitting during the said Term of one Year, the Sum of *three Shillings per diem.*

To the Serjeant at Arms for the Time being, who hath attended, or shall attend the Council in Manner aforesaid, the Sum of *three Shillings per diem.*

To the Door-keeper of the House of Representatives for the Time being, who hath attended, or shall attend on the House in Manner aforesaid, the Sum of *three Shillings and six Pence per diem.*

To *Jacob Dehart,* Esq; to pay *Thomas Fox, Mary Dennis* and *Jane Syers,* the Sum of *Twenty Shillings* per Week for the Use of a Room, Fire Wood and Candles for the House, during this and the late Sittings of the Assembly.

To *Andrew Johnston,* Esq; the Sum of *Fifteen Shillings* per Week to pay for the Use of a Room, Fire Wood and Candles, for the Council, during this or any other sitting within the said Time.

All which said several Sums above mentioned, shall be, and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor, or Commander in Chief for the Time being, in Council: And the said several Warrants, when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the said Treasurers, or either of them, shall pay out of the Money aforesaid, the Sum of *six Shillings per diem,* to the Speaker, and every of the Members of the House of Representatives, for the Time each of them have attended, or shall attend, at this or any other Sitting of General Assembly, during the said Term of one Year, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators or Assigns, signed by *Charles Read, Robert Lawrence, Samuel Nevill, Joseph Yard,* and *Hendrick Fisher,* Esqrs. or any three of them, expressing the Number of Days such Members shall have attended. And the said several Certificates, when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND whereas the Treasury of this Colony neither is nor can be supplyed by Virtue of any Acts of General Assembly now in being, with Money sufficient

for discharging the several Sums above mentioned; and such other Sums of Money which will be necessary for the Support of Government: For remedying of which it is absolutely necessary to raise the Sum of *three Thousand Pounds,* Money aforesaid, by a Provincial Tax. And to the End the said Sum of *three Thousand Pounds,* Money aforesaid, may be equitably and effectually raised, according to the Time above specified, for supply of the Treasury, for discharging the said Sum of Money so given by this Act; IT IS HEREBY ENACTED by the Authority aforesaid, That there shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of three Thousand Pounds Money aforesaid, in Manner following, *viz.*

All Householders, the Tax of whose rateable Estate, exclusive of Certainties, does not amount to *two Shillings,* shall be rated at the Discretion of the Assessors, not under *one shilling,* nor above *Thirty Shillings.*

All Merchants and Shop-keepers shall be rated at the Discretion of the Assessors, not under *two Shillings* nor above *two Pounds.*

All Saw-Mills shall be rated at the Discretion of the Assessors, not under *five Shillings* nor above *four Pounds.*

All Grist-Mills, for each pair of Stones, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *four Pounds.*

All Fulling-Mills shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *forty shillings.*

All Furnaces shall be rated at the Discretion of the Assessors, not under *one Pound ten shillings,* nor above *three Pounds ten shillings.*

All Forges that work Pig-Iron, shall be rated at the Discretion of the Assessors, not under *seven shillings,* nor above *one Pound fifteen shillings.*

All Forges or Bloomaries that make Bar Iron immediately out of the Oar shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *thirty shillings.*

All Glass-Houses shall be rated at *three Pounds fifteen shillings.*

All Stills that distill Molasses, shall be rated at *six Pounds.*

All other Stills that distill spirituous Liquors for sale or hire, shall be rated at the Discretion of the Assessors, not under *two shillings,* nor above *one Pound.*

All Brew-Houses, that Brew for sale or hire, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *forty shillings.*

Every Ferry shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *four Pounds.*

Every coasting Sloop, Shallop, Flat, Boat that carries for hire, Passage Boat, Pilot Boat, and Wood Boat, shall be rated at the Discretion of the Assessors, in Proportion to their Burthen and Business, not under *four shillings,* nor above *fifteen shillings.*

Every single Man that Works for hire, and keeps a Horse or Mare, shall be rated the Sum of *six shillings.*

Every single Man that works for hire, and does not keep a Horse or Mare, shall be rated the Sum of *four shillings.*

Every bought Servant and Slave, being Male of Sixteen Years old and upwards (except such Slaves as are not able to work) shall be rated the Sum of *one shilling.*

Every Coach, Chariot, or four Wheel Chaise, shall be rated the Sum of *nine shillings.*

Every two Wheel Chaise shall be rated the Sum of *three shillings.*

Every riding Chair and Kitterene, shall be rated the Sum of *one shilling.*

All Cattles, Horses and Mares of two Years old and upwards, shall be valued at *twenty five shillings* each Head.

All Sheep of one Year old and upwards, shall be valued at *three shillings* each Head.

All profitable Tracts of Land, held by Deed, Patent or Survey, whereon any Improvements is made, the whole Tract shall be valued at the Discretion of the Assessors in each respective County of this Colony, as followeth, that is to say,

In the County of *Middlesex,* not above *forty pounds,* nor under *eight pounds* per Hundred Acres.

In the County of *Monmouth,* not above *forty five pounds,* nor under *nine pounds* per Hundred.

In the County of *Essex,* not above *forty five pounds,* nor under *nine pounds* per Hundred.

In the County of *Somerset,* not above *forty five pounds,* nor under *nine pounds* per Hundred.

In the County of *Bergen,* not above *forty pounds,* nor under *eight pounds* per Hundred.

In the County of *Burlington,* not above *forty five pounds,* nor under *nine pounds* per Hundred.

In the County of *Gloucester,* not above *forty pounds,* nor under *eight pounds* per Hundred.

In the County of *Salem,* not above *forty five pounds,* nor under *nine pounds* per Hundred.

In the County of *Cape-May,* not above *twenty pounds,* nor under *five pounds* per Hundred.

In the County of *Hunterdon,* not above *forty pounds,* nor under *eight pounds* per Hundred.

In the County of *Morris,* not above *twenty pounds,* nor under *five pounds* per Hundred.

In the County of *Cumberland,* not above *thirty pounds,* nor under *six pounds* per Hundred.

In the County of *Sussex,* not above *twenty pounds,* nor under *five pounds* per Hundred.

AND BE IT ENACTED by the Authority aforesaid, that every Hawker, Pedlar, Petty-Chapman, or wholesale Trader, travelling on Foot, and exposing his or her Goods for sale, excepting Linen or other Goods of their own Manufacture within this or the neighbouring Colonies, shall before he or she offers any such Goods to sale in any County of this Colony, first pay, over and above

the Rates he or she is to pay by other Acts of Assembly, unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *One Pound* during the said one Year.

And every Hawker, Pedlar, Petty-Chapman, or wholesale Trader, travelling with a Horse, or Carriage, or any other Beast of Burden, and exposing his, or their Goods and Wares to sale (excepting such as before excepted) shall, before he, she or they offers any such Goods to sale in any County of this Colony, first pay unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *two Pounds,* during the said one Year. And if the said Hawker, Pedlar, Petty-Chapman, or wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County where he or she has travelled and exposed Goods to sale as aforesaid, that he or she has paid the Sum before mentioned, shall forfeit for every such Offence, the Sum of *five Pounds,* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Province; one half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of that County where such Offence or Offences shall be committed as aforesaid; and the other half to the Use of the Person so suing and recovering the same, with Costs of suit; and the said Justice is hereby authorized, impowered and commanded, to hear and determine the same.

AND BE IT ENACTED by the Authority aforesaid, that the Sum of *Three Thousand Pounds,* Money aforesaid, be assessed, levied, and paid into the Treasury, on or before the *Twenty-first* Day of *November* next, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *two Hundred and seventy one pounds, eighteen shillings and one penny half penny.*

By the County of *Monmouth,* the Sum of *three Hundred and Ninety four pounds, six shillings.*

By the County of *Essex,* the Sum of *two Hundred and thirty three pounds, eleven shillings and four pence half penny.*

By the County of *Somerset,* the Sum of *three Hundred and thirty four pounds, nineteen shillings and three pence.*

By the County of *Bergen,* the Sum of *one Hundred and ninety seven pounds, fourteen shillings.*

By the County of *Burlington,* the Sum of *three Hundred and seventy five pounds, one shilling, and one penny half penny.*

By the County of *Gloucester,* the Sum of *two Hundred and thirty four pounds, ten shillings and nine pence.*

By the County of *Salem,* the Sum of *two Hundred and nine pounds, eleven shillings and three pence.*

By the County of *Cape-May,* the Sum of *fifty pounds, two shillings and six pence.*

By the County of *Hunterdon,* the Sum of *four Hundred and twenty five pounds, six shillings and six pence.*

By the County of *Morris,* the Sum of *one hundred and eleven pounds,*

two shillings and six pence.

By the County of *Cumberland,* the Sum of *one Hundred and six pounds, five shillings and one penny half-penny.*

By the County of *Sussex,* the Sum of *fifty five pounds, eleven shillings and six pence.*

AND BE IT ENACTED by the Authority aforesaid, that the Assessors, for assessing the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Colony, entituled, *An Act for the more regular chusing and electing Assessors and Collectors in the respective Towns and Counties in this Province.* Which said Assessors shall, before they do any Thing in Pursuance of this Act, severally take the following Qualification, before any one Justice of the Peace in the respective Counties, *viz.*

That you will truly and impartially value and assess the rateable Estates of the Inhabitants of the Township or Precinct of pursuant to the Directions of this Act; and also assist the other Assessors in settling the Quotas, according to the best of your Skill and Understanding.

AND BE IT ENACTED by the Authority aforesaid, that the Town, Precinct and District Collectors, for collecting the several and respective Sums aforesaid (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony) shall be such as now are, or hereafter shall be chosen, during the continuance of this Act, as aforesaid, by the several Towns, Precincts, and Districts aforesaid, according to the Directions of the Act of General Assembly above referred to, entituled as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the County Collectors, for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, as aforesaid, in each respective County of this Colony, according to the Directions of an Act of General Assembly, entituled, *An Act to enable the Freeholders, in Conjunction with three Justices of the Peace, to chuse a Collector for each respective County within this Province.*

And to the End the said several and respective Sums aforesaid, may be equitably assessed and levyed, BE IT ENACTED by the Authority aforesaid, that all and every of the Inhabitants and Householders of each County in this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sir Names, and of their Estates real and personal, made rateable by this Act, where the same doth lie, which the Assessors shall take down in Writing, in order to be enabled thereby to make just and true Assessments of such rateable Estate, and to render Duplicates thereof to the Town, Precinct and District Collectors, chosen as aforesaid, by the Times herein after prescribed for that Purpose.

And in case any of the Inhabitants or Householders, shall at any Time neglect or refuse to give in such Account of their said Estates, real and personal,

such Person or Persons so neglecting or refusing, shall forfeit the Sum of *three Pounds,* Money aforesaid, and be assessed and rated the double of the Sum of what the said Assessors, in their Discretion, may suppose the said Person or Persons so neglecting or refusing might otherwise, in Proportion to their Estates, have been rated at.

And in Case the said Assessors, or any of them, shall at any Time within the space of Thirty Days after such Accounts are given in, have certain Knowledge, or Reason to believe or suspect, that any Person or Persons have concealed, or not given in a full Account of their Estates, real and personal, made rateable as aforesaid; then and in such Case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a list or Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace of the respective County; who is hereby authorized, impowered and commanded to summon such Person or Persons so Delinquent, or supposed to be Delinquent, at a Day and Place to be by him appointed and prefixed; and then and there to examine such Person or Persons touching the Lists of their respective Estates, so as aforesaid given in, or touching any other Matter which may any way concern the Premises: And if on such Examination, or otherwise, it shall appear that such Person or Persons have been guilty of concealing, or not giving in any Part of their Estates made rateable as aforesaid, such Person or Persons shall forfeit and pay the Sum of *three Pounds,* Money aforesaid, and shall be rated double the Value of what the Part of his Estate so concealed would have been rated at.

And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her or them, every Person so making default, his, her or their rateable Estates, shall be rated double the Value of what the said Assessors respectively may in their Discretion suppose the said Delinquents might otherwise have been rated at in Proportion to their Estates, and also be subject to the aforesaid Fine of *three Pounds,* for not giving in a true Account of his Estate as aforesaid.

For all which Penalties aforesaid, the said Justice, on due Conviction as aforesaid, shall give Judgment, with reasonable Costs, and thereupon issue his or their Warrant directed to the Constable of the respective Town, Precinct or District, for distraining the same, on the Goods and Chattles of such Offender: And in Case no such Goods and Chattles can be found, then to take the Body's of the Offenders, which shall be committed to the Gaol of the said County, there to remain in close Custody, until the said Penalties and Costs shall be paid: And the same Penalties when recovered, shall be paid to the Collector of such respective County, to be disposed of for and towards the Support of Government as aforesaid.

PROVIDED ALWAYS, That if any Person or Persons shall think him, her or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons, in the space of Ten Days then next following, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the same County, but not after; who upon due

Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED by the Authority aforesaid, that for assessing the said Sum of *three Thousand Pounds,* Money aforesaid, to be assessed, levied and paid into the Treasury, on or before the *Twenty-first* Day of *November* next, the Assessors aforesaid respectively shall take a true Account and make exact Lists with Columns therein, of all those Persons and Things made rateable, as aforesaid, on or before the *Twentieth* Day of *September* next: And on the *first* Day of *October* following shall meet at the Court-Houses in all the Counties, except in the County of *Middlesex,* for which they shall meet at *Piscataway;* for the County of *Hunterdon,* at *Philip Ringo's* in *Amwell;* for the County of *Morris* at *Jacob Ford's;* and for the County of *Sussex,* at *Abraham Vancamps* in *Walpeck*: And at the said respective Places, shall compute what the Sum total of all the Certainties laid by this Act, in the said County, shall amount unto, and the Rates and Penalties received by the Collector thereof, to and for the support of Government as aforesaid, (if any such Rates and Penalties shall happen to be so received) and shall also then and there likewise compute the Value of all the Estates, real and personal, given in to the said Assessors, within each of the said Towns, Precincts or Districts in each and every County of this Colony, at the Value in this Act mentioned and expressed, and at such other Value as they, or the Majority of them then present, in their Discretion shall think reasonable to fix, according to the Restrictions and Directions herein before limited and prescribed; and after deducpng the Certainties, Rates and Penalties aforesaid (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of their respective Counties, the said Assessors shall add their own and the Collectors Fees to the remainder, and assess such Remainder and Addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several and respective Counties, so as to make up and pay each of their several and respective Quotas, with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury by the Times above mentioned.

And the Assessors aforesaid respectively, within ten Days after making such Assessments, shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of each respective Assessment, containing, in distinct Columns therein to be made for that Purpose, as well an exact Account of the Certainties, Rates and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon made, in Form following.

A LIST *of all* Rateables *in the Township of* *in the County of* *in the Province of New Jerfey, with the Affeffment made thereon in the Month of* *in the Year of our Lord 1755.*

PERSONS NAMES	Value of the Land	Acres of Land	Horses and Cattle, at 25s. each	Sheep, at Three Shillings each	Servants and Slaves, 1s.	Single Men who keep Horses, 6s. each	Single Men, 2s.	Sloops, Shallops, Boats, Flats, & c.	Merchants and Shop-keepers	Grift-mills and Number of Stones	Saw-Mills	Fulling-Mills	Furnaces	Forges, with Number of Fires	Bloomaries	Glass-houfes	Still-Houses that distill Molasses	Other Stills	Ferries	Brew-Houses	Coaches, Chariots, and Chaises, 9s. each	Two Wheel Chaises, at 3s. each	Riding Chairs, & c. 1s. each	£ s. d.

Here caft up the Total of each Kind of Rateables, as well as the Sums they amount to.

AND BE IT ENACTED by the Authority aforesaid, that in Case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office, or shall neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessments, by the Time above particularly prefix'd, or shall otherwise neglect or refuse to do any other Duty, Matter or Thing required and enjoined them by this Act; every such Assessor so offending, shall

forfeit, for each Offence, the Sum of *Five Pounds,* Money aforesaid, to be recovered by the Collector of each respective County within this Colony, where such Offence or Offences shall be committed, in any Court of Record where the same shall be Cognizable, with Costs of Suit; one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied as aforesaid, and the other half to such Collector so recovering the same, with Costs of Suit: And the said County Collectors respectively are hereby authorized, enjoined and required to sue for the same accordingly.

And in case the said Collectors, or either of them, shall knowingly conceal or neglect to sue any such Assessors so Delinquent as aforesaid, for the space of Ten Days after Notice of such Offence or Offences; then, and in that Case, such Collector so offending, shall forfeit the Sum of *Five Pounds,* Money aforesaid, for each Offence; to be recovered by any Person who will sue for the same; one half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so offending shall reside, and the other half, with costs of Suit, to the Person so suing.

And the Assessors aforesaid, shall have and receive of and from the County Collectors aforesaid, the Sum of *eight Pence* per Pound, for their Trouble of assessing the several and respective Sums directed to be raised by this Act as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid, of each respective Town, Precinct or District, within the several Counties of this Colony, within Thirty Days after the Receipt of the Duplicates from the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid, together with such Duplicates, or Copies thereof, in order to be delivered to the Treasurers of this Colony.

And in case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof, so collected, and such Duplicates whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefixed them for that Purpose; every such Collector so offending shall forfeit for each Offence the Sum of *Five Pounds,* Money aforesaid. And in case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoined them by this Act, neglect or refuse the same; every such Collector, for each Offence, shall forfeit the Sum of *Five Pounds,* Money aforesaid: All which Penalties the County Collectors aforesaid respectively, are hereby authorized, impowered and commanded to sue for in any Court of Record in this Colony, where the same shall be Cognizable; one half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid, and the other half to such County Collector so suing, with costs of suit.

And in case the said County Collectors aforesaid, or either of them, shall knowingly conceal, or neglect to sue any such Town, Precinct, or District Collectors so Delinquent as aforesaid, for the space of Ten Days after Notice of the

said Offence or Offences, then, and in that Case, such County Collector so offending, shall forfeit the Sum of *five Pounds,* for neglecting to sue for the recovery of such Sum or Sums of Money so collected by such Town, Precinct or District Collectors; and the Sum of *three Pounds* for neglecting to sue for any other less Breach of Duty, Matter, or Thing required and enjoined them by this Act as aforesaid: All which Penalties may and shall be recovered by any Person who will sue for the same, in any Court of Record within this Colony; one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied in Manner aforesaid; and the other half to the Person so suing, with costs of Suit.

And the Town, Precinct or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *six Pence* per Pound, for all such Money as they respectively shall gather and pay to the County Collectors aforesaid, by Virtue of the Directions of this Act.

And if any Person or Persons shall refuse or neglect to pay his, her or their Tax to the Town, Precinct or District Collector or Collectors, when demanded, or notice given at their respective Places of abode, such Collector or Collectors, within Twenty Days after making such Demand or giving such Notice, shall make out a List of the Name and Sir Name of such Delinquent or Delinquents, with what Sum or Sums he, she or they is or are to pay, and make return thereof to any one Justice of the Peace of such County where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant to the Constable of such Town, Precinct, or District, to make Distress on the Delinquent or Delinquents Goods and Chattles, and make Sale thereof at a publick Vendue, in any Town or County within this Colony, and pay the Tax or Taxes for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County; and after payment made, to retain *two Pence* for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same; and *one Shilling* to the Constable for each Distress and Sale: And the said Constable shall pay the same to the Collector within six Days after receiving it, and shall forfeit *Forty Shillings* for Breach of any Part of his Duty enjoined him by this Act, to be recovered and applied as aforesaid; and if any Overplus shall then remain, the same to be returned to the Owner or Owners thereof. And where Goods and Chattles cannot be found, the Constable or Constables of such Towns, Precincts or Districts, is and are hereby impowered and required to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and to deliver him or them to the Sheriff of such County or Counties, who is and are hereby impowered and required to keep such Delinquent or Delinquents in safe Custody until Payment shall be made, and all Charges accrued thereby defrayed.

AND BE IT ENACTED by the Authority aforesaid, That if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money for Rates or Forfeitures, by Virtue of the Directions of this Act, before the Taxes herein before mentioned shall be assessed, every such Collector shall immediately render an Account thereof to the Assessors of the County respectively, where

such Money shall be so received; to the End the said Assessors may deduct the same from the Quota of such County, and assess the Remainder thereof equally upon those Persons and Things made rateable as aforesaid. And in case such Collector or Collectors shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing shall forfeit, for every such neglect or refusal, the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will prosecute the same to effect, in any Court of Record where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and toward the Support of Government of this Colony, to be applied as aforesaid; and the other half to the Person so prosecuting, with Costs of suit.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid, of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by Virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the *Twenty-first* Day of *November* next; and with the said Sums of Money shall also deliver unto the Treasurers aforesaid, at the Time aforesaid, an exact Copy of the Assessments of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the Plan herein before mentioned: For which said Sums of Money, Copy of Assessment, and Account of Deficiencies, if any there be, the said Treasurer shall give the said Collector a Receipt, which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally, of and from the same. But in case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment and Accounts of Deficiencies, unto the said Treasurers, as aforesaid, by the Time above prefix'd for that Purpose, every such Collector so offending, shall forfeit for every such Offence the Sum of *Fifty Pounds,* Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable; one half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending, shall respectively belong; and the other half to the said Treasurers, or either of them, so suing, with Costs of Suit.

And in Case the said Treasurers, or either of them, shall knowingly conceal, or neglect for the space of Twenty Days, to sue any such County Collector or Collectors so offending as aforesaid, such Treasurer or Treasurers so concealing or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such Concealment or Neglect, to be recovered in any Court of Record within this Colony, where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied in Manner aforesaid; and the other half to the Person so suing as aforesaid.

And the County Collectors aforesaid, shall have and retain in their Hands, in Sum of *two Pence* per Pound, for all such Money as they shall respectively

receive and pay unto the Treasurers aforesaid, by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Justices of the Peace of each County in this Colony, or any three of them (*Quorum unus*) and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account concerning the Money they shall receive by Virtue of the Directions of this Act, in the said Counties, at such Time or Times, and as often as the said Justices and Freeholders may deem convenient. And in case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands, after the Quota of the County shall be paid unto the Treasurer of the Division to which such Collectors shall respectively belong; and the Fees by this Act allowed for assessing, collecting receiving and paying the same unto the Treasurers aforesaid, then, and in that Case, it shall and may be lawful for the said Justices and Freeholders to order the Money so remaining in such Collectors Hands, to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment to be made therein, to the End the said Assessors may deduct the same from the Quotas of said County, and assess the Remainder on those Persons and Things made rateable by this Act as aforesaid.

And in case the said Collectors, or any of them, shall neglect or refuse to render Account as aforesaid, on reasonable Notice to them given, or shall neglect or refuse to Notify the said Assessors of the Money remaining in their Hands as aforesaid; or shall neglect or refuse to pay such Money unto the Treasurer of the Division to which they shall severally belong; every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *Fifty Pounds,* Money aforesaid. And every such Collector so neglecting or refusing to notify the Assessors aforesaid of the Money so remaining in his Hands as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *five Pounds,* Money aforesaid: And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands, unto the Treasurer of the Division to which he shall respectively belong, as part of the Quota of the County for which he shall be Collector, shall forfeit for every such neglect or refusal the Sum of *Five Pounds,* Money aforesaid. All which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due; the other half to the Person so suing, with Costs of suit.

AND BE IT ENACTED by the Authority aforesaid, and the said Treasurers respectively are hereby required and commanded to lay Copies of the respective Assessments, and Account of Deficiencies, as shall be so delivered to them by the said County Collectors, before the General Assembly.

AND BE IT ENACTED by the Authority aforesaid, That in case any

Assessor or Collector of either of the Townships, Precincts or Districts, in the Counties aforesaid, shall refuse to Act, or shall die or remove, before another can be chosen in his room, by virtue of an Act of General Assembly herein referred to, then and in that Case, the Constable or Constables of such Town, District or Precinct, is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to Issue out his Warrant to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants, Householders thereof, to meet at the usual Place of their Town Meetings, within six Days, who shall then and there proceed to elect another Assessor or Collector, in the same manner as by the said former Act referred to, is directed and appointed.

And if any County Collector shall refuse to Act, or shall die, or remove, then the Justice who lives nearest to such Collector, or other Justice, shall Issue his Warrant to the Constables, to Summon the Justices and Freeholders chosen for such County, to meet within ten Days, who shall chuse a Collector in the room of such so refusing, dying or removing, in the same manner as by a former Act referred to, is directed and appointed.

And the Assessor or Collector so elected, shall Transact, do and perform all whatsoever the other Assessor or Collector was obliged to, and be Subject to the like Pains and Penalties for Misbehaviour.

AND BE IT ENACTED by the Authority aforesaid, that if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing, by this Act enjoined them to do and perform, every such Justice so neglecting or refusing, shall forfeit for each Offence the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same, in any Court of Record of this Colony, where the same shall be Cognizable; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied towards the Quota of the County where such Offence shall be committed; the other half to the Person so Suing, with Costs of Suit.

And whereas many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein or paying rent for the same; yet nevertheless, do actually hold and occupy certain Parts thereof, and therefrom do receive the like Common Benefits that the Freeholders of this Colony do Generally receive from their Fee Simple Estates; and to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied for the Lands they severally hold and occupy as aforesaid, would be a manifest injury to the said Freeholders and other Inhabitants of this Colony, made rateable by this Act; for remedying of which: BE IT ENACTED by the Authority aforesaid, that all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands, not having the property thereof, or paying Rent for the same, shall notwithstanding give a true Account of the particular Parts of all such Lands which they are respectively seated on, both Clear and Wood Land, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required; and shall pay their several and respective Taxes for the same, in the

like manner as the Freeholders aforesaid are liable to do by Virtue of the Directions of this Act; and for neglecting or refusing to give such Account, and pay such Taxes as aforesaid, shall be subject to the like Pains and Penalties as the said Freeholders are subject to, by Virtue of the Directions of this Act, as aforesaid; any Thing in this Act contained to the contrary hereof in any wise notwithstanding.

And whereas some Owners of profitable Tracts of Land, whereon Improvements are made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land: For remedy whereof, BE IT ENACTED by the Authority aforesaid, that the Tenant or other Person residing on, and having the care of such Lands, their Goods and Chattles, and the Goods and Chattles of the Landlord (on his refusal or neglect to pay) if there found, shall be liable to be distrained for payment of said Tax. And in case the Tenant, or Person having the Care thereof, shall pay, or their Goods be distrained for the same, then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid out of the Rent agreed for; and for the Tenant or Tenants or Person having the care of said Land, to recover the same from the Owner by Action of Debt, in any Court where the same shall be Cognizable, together with Costs of Suit. PROVIDED, that nothing in this Act, shall in any manner alter any Contract heretofore made between any Landlord and Tenant. PROVIDED, that the Tenant shall not be liable to pay more than his Yearly Rent. And if it shall so happen, that the Tenant by his Lease, shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also, if the Tenants or Tenants Rent does not amount to the Tax assessed, for what he Leases, it shall be lawful for the County Collector to recover the same from the Landlord by Action of Debt or Distraint, as he shall judge most convenient.

PROVIDED ALWAYS, that it is the true intent and meaning of this Act, that all Laws purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

Bradford (1755) 19:5, pp. 3-28.

1. Cortlandt Skinner (1727-1799) was attorney general of New Jersey from 1754 to January 1776 and speaker of the assembly, 1772-1775. He led the loyalist New Jersey Volunteers during the Revolution.

An ACT for making Current *Fifteen Thousand Pounds* in Bills of Credit, for the further supply and pay of the Forces lately raised in this Colony, under the Command of Colonel PETER SCHUYLER, and for directing the manner how the said *Fifteen Thousand Pounds* shall be sunk.

WHEREAS by Virtue and in Pursuance of an Act of General Assembly, entitled, *An Act to encourage the inlisting of five Hundred Freemen or well affected Indians in this Colony of* New-Jersey, *for his Majesty's Service in the present Expedition, in Conjunction with the Forces of* New-England *and* New-York, *for the erecting a strong Fortress near* Crown-Point *within his Majesty's Dominions: And also for making current Fifteen Thousand Pounds in Bills of Credit, for providing for the Subsistance, Cloathing, Arming and Pay of the said Forces, and transporting them to the Place of General Rendezvous; and also for directing the Manner of sinking the said Bills of Credit.* Five Hundred Men were raised within this Colony for the Service aforesaid, and placed under the Command of their proper Officers. And by Virtue of one other Act of General Assembly, entitled, *An Act for extending the Operation of the Forces to be raised in this Colony in the intended Expedition for the Defence of his Majesty's Lands;* the Power of the Commander in Chief of the said Forces was enlarged, and he thereby enabled to act in Conjunction with his Majesty's regular Forces, or with the Forces of the other Colonies, as his Majesty's Service might require; to which Command his Excellency the Governor was pleased to appoint the said PETER SCHUYLER, who by Virtue of the Act last above recited, is now co-operating with the other Forces designed for the Reduction of the *French* Fortress at *Niagara,* and by his Letters to the Governor, has signified the Expedience of the Forces under his Command being further supplied, to the End the Enterprize (under God) may be rendered effectual. Therefore we the House of General Assembly being willing to give all demonstrable Proof of our Loyalty and firm Attachment to the Crown, and the *British* Interest in *North America,* do pray, that for the further supply and pay of the Forces aforesaid, it may be enacted, AND BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby enacted by the Authority of the same, that the Treasurers of this Colony, or either of them, out of the Bills of Credit made Current by this Act, shall pay, or cause to be paid, to *Hendrick Fisher,* Esq; of the Eastern Division, and unto *Jacob Spicer,* Esq; of the Western Division (who are hereby appointed Commissioners for the Colony of *New-Jersey*) such Sum and Sums of Money as the said Commissioners shall from Time to Time find necessary to be distributed pursuant to the Directions of this Act, for the further supply of the Forces (now under the Command of the said PETER SCHUYLER) until the *Twentieth* of *May* next, unless the said Forces shall be sooner disbanded, and in such Case, until they shall be so disbanded; as also for transporting such supply to *Albany,* or such other Place as the said PETER

SCHUYLER, or his Successor, shall think proper to direct for the Receipt of him or his Orders. And the said Treasurers, or either of them, shall take a Receipt or Receipts signifying the Services the Money so paid was designed for, and signed by the Person or Persons receiving the same, and such Receipt or Receipts produced by the said respective Treasurers and signed as aforesaid, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors or Administrators, on Account of the several Payments so made and paid out of the Treasury aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the said Commissioners, or either of them, shall be, and are hereby impowered and required to agree for, and purchase for the said Forces (on or before the *first* Day of *April* next, unless the said Forces should be sooner disbanded, and Notice thereof received by the said Commissioners, or either of them) not exceeding four Hundred Barrels of Pork, Two Hundred and Twenty Barrels of Beef, One Hundred and twenty Thousand Pound Weight of Biscuit, Four Thousand Gallons of Rum, Ten Thousand Pound Weight of Flour, Four Hundred Bushels of Pease, Three Thousand five Hundred Pound Weight of Bacon, Four Thousand Pound Weight of Rice, Three Thousand Pound Weight of Butter, Three Thousand Pound Weight of Cheese, Thirty Barrels of Molasses, Three Thousand Pound Weight of Tobacco; And also the following Cloathing, *to wit:* For each Soldier two pair of yarn Stockings; one pair of good strong double sole Shoes; one good Duffel Great Coat; a Woolen Jacket, and two Check Shirts; and all other such small Necessaries, not specified in this Act, as said Commissaries shall esteem requisite for the said Forces, until the said *Twentieth* Day of *May,* or until the Time they shall be disbanded as aforesaid; and shall hire Vessels for transporting the Provisions, Cloathing, and Necessaries aforesaid, to *Albany,* or such other Place as the said *Peter Schuyler,* or his Successor, shall think proper to direct as aforesaid, there to be delivered into the Care and Custody of the said *Peter Schuyler,* or his Successor or Order, for the Use of the said Forces.

AND BE IT ENACTED by the Authority aforesaid, that the said *Peter Schuyler,* is hereby appointed and continued Commissary of the Stores and Musters, and Paymaster of the said Forces; and in Case of his Death, or other Disability, then the eldest surviving Captain of the Forces raised in this Colony, who is a Resident and Freeholder of *New-Jersey,* is hereby appointed to succeed as Commissary. And the said Commissary is to deliver out the Provisions and Necessaries aforesaid, to each Company daily or weekly, and distribute the Cloathing aforesaid among them, as he shall think most proper and convenient for suiting their several and respective Occasions.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case the Provisions, Cloathing and Necessaries aforesaid should be purchased, and the whole or any Part thereof, before Transportation to *Albany* aforesaid, should not be wanted, either by reason of the said Forces being Disbanded, or for any other cause, that then and in such Case the said Commissioners, shall sell the said Provisions, Cloathing and Necessaries so purchased and not transported, and pay the Money arising by such sale into

the Treasury, retaining two *per Cent* for their Trouble, and if after the Transportation of the said Provisions, Cloathing and Necessaries to *Albany* aforesaid, the whole or any Part thereof should not be wanted for the reason aforesaid, then and in such Case the Commissary shall send the same to *Perth-Amboy,* to be there delivered to the Commissioners aforesaid, who shall dispose thereof, and pay the Produce thereof into the Treasury, retaining two *per Cent* Commissions. And in Case the said Commissioners, or either of them, or the Commissary or any other Person or Persons having the Care of the Provisions, Cloathing and Necessaries aforesaid, or any Part thereof, shall give, sell, dispose of, imbezzle or make way with the same, or permit any other Person or Persons so to do, contrary to the true Intent and Meaning of this Act, all and every such Commissioners or Commissioner, Commissary or such other Person or Persons so offending, shall be liable to be prosecuted in any Court of Record within this Colony, where the same shall be Cognizable, by the Attorney General, who is hereby authorized, impowered and required to sue and prosecute such Commissioners or Commissioner, Commissary, or other Person or Persons offending as aforesaid, contrary to the true Intent and Meaning of this Act, for all such Provisions, Cloathing or other Necessaries which shall be so given away, sold, disposed or imbezzled, made away with, or so permitted to be done, and upon Recovery and Receipt, to pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony or either of them, out of the Bills of Credit made Current by this Act, shall from Time [to Time] pay to the Commissary or his Order as the same shall become due, so much Money (with what for pay of the Forces hath been already received) as shall be sufficient to pay the Officers and Soldiers (now in the pay of this Colony) for their Service until the said *Twentieth* Day of *May* next, or for so long Time as shall happen to serve if sooner Disbanded, at the following Rates (that is to say) To the Colonel, the Sum of *Twenty Pounds Two Shillings* Proclamation Money per *Month.* To each Captain the Sum of *Ten Pounds One Shilling* Proclamation Money per *Month.* To each Lieutenant, the Sum of *Seven Pounds Ten Shillings and nine Pence* Proclamation Money per *Month.* To each Ensign, the Sum of *Six Pounds Fourteen Shillings* Proclamation Money per *Month.* To each Serjeant, each Corporal, and each Drummer, the Sum of *Two Founds Ten Shillings and three Pence* Proclamation Money each per *Month.* And to each private Soldier, the Sum of *One Pound Thirteen Shillings and Six Pence* Proclamation Money per *Month.*

AND BE IT ENACTED by the Authority aforesaid, that each of the said Commissioners, and the said Commissary or Pay Master shall procure a Book of clean Paper, for a Journal, fit for entering therein Memorandums daily of all Things transacted by him, or advised, or requested, concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed in pursuance of this Act; and shall also take Receipts for all Sums of Money disbursed by them. Which Book and Receipts they are to lay before the House of General Assembly of this Colony, when thereunto required, to be audited, inspected, and examined by them, to whom they are hereby made

accountable.

AND BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Commissioners, to retain in their own Hands out of Money aforesaid, two *per Cent* as Commissions, on such Money as shall be by them disbursed in manner aforesaid, and for the said Commissary and Pay Master to retain in his Hands out of the said Money five *per Cent,* as Commissions on such Money as shall be by him in like manner disbursed.

And Whereas this Colony is greatly involved in Debt upon account of the Aid given to his Majesty in the late War and present Expedition, and otherwise bare of Money thro' the Expiration of the publick Funds, and having failed in their Application to his Majesty for another Emission no practicable expedient (under the present distressed Circumstances of the Colony) can now be fallen upon for granting the aforesaid supply and pay to the Forces, but by making Current Bills of Credit for that purpose; and should such supply and pay be refused them, thro' the present inability of the Colony, otherwise to grant them, and the Forces be disbanded for want thereof, it might have a tendency to render the operations of the Army now in Action ineffectual, which with the Defeat of his Majesty's Troops under the command of the late brave General *Braddock,* it's probable would so animate our aspiring and avowed Foes, as to render them more formidable to the *British* Interest in *North America.*

Wherefore for the Honour of the *British* Crown, and the better security (under GOD) of the *Northern* Colonies, its absolutely Necessary that the Sum of *Fifteen Thousand Pounds* in Bills of Credit, be made Current for granting the supply and pay aforesaid.

Therefore we the House of General Assembly do pray that it may be Enacted. AND BE IT ENACTED by the Authority aforesaid, that Bills of Credit to the Value of *Fifteen Thousand Pounds* Money of *America,* according to an Act of Parliament made in the sixth Year of the Reign of the late *Queen* ANNE, Intitled *an Act for ascertaining the Rates of Foreign Coin, in her Majesty's Plantations in America,* shall be immediately printed, made and prepared as followeth, *viz.* Three Hundred and Seventy five Bills, each of the Value of Six Pounds, or Seventeen Ounces Ten Penny Weight of Plate. Seven Hundred and Fifty Bills, each of the Value of Three Pounds, or Eight Ounces, Fifteen Penny Weight of Plate. One Thousand and Five Hundred Bills, each of the Value of One Pound Ten Shillings, or Four Ounces, Seven Penny Weight and Twelve Grains of Plate. Three Thousand Bills, each of the Value of Fifteen Shillings, or Two Ounces, Three Penny Weight Eighteen Grains of Plate. Four Thousand Five Hundred Bills, each of the Value of Twelve Shillings, or One Ounce Fifteen Penny Weight of Plate. Four Thousand Five Hundred Bills, each of the Value of Six Shillings, or Seventeen Penny Weight Twelve Grains of Plate. Six Thousand Bills, each of the Value of Three Shillings, or Eight Penny Weight and Eighteen Grains of Plate. Seven Thousand Five Hundred and Twenty Bills, each of the Value of One Shilling and Six-pence, or Four Penny Weight and Nine Grains of Plate. Nine Thousand Seven Hundred and Twenty Bills, each of the Value of One Shilling, or two Penny Weight and

Twenty Two Grains of Plate. Which Bills shall be indented and impressed with the Arms of *Great-Britain* on the Left side of the said Bills, and there shall be Printed near the Top and Bottom thereof the Value of each Bill so made Current, and the said Bills, shall be in the Form following, *viz.*

THIS Bill by Law shall pass Current in New-Jersey, *for Ounces Penny Weight and Grains of Plate. November 1755.*

Which Bills when printed shall be delivered to the Honourable *Samuel Nevill,* Esq; of the Eastern Division, and *Henry Paxson,* Esq; of the Western Division, two of the Signers thereof, who shall and are hereby directed and impowered upon the delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath or Affirmation, to the purpose following.

I A.B. do Declare, that from the Time the Letters were set, and fit to be put in the Press for the Printing the Bills of Credit now by me delivered to you, until the same Bills were Printed, and the Letters unset and put into the Boxes again, I went at no Time out of the Room in which the said Letters were, without locking them up, so as they could not be come at, without Violence, a false Key, or other Art then unknown to me; and therefore to the best of my Knowledge no Copies were Printed off but in my Presence; and that all the Blotters and other Papers whatsoever, Printed by the said Letters, while set for Printing the said Bills to the best of my Knowledge are here delivered to you, together with the Stamps for the Indents, and Arms. And that I have not at any Time been privy or consenting to any other or more Bills being struck, then I now deliver to you. And that in all things relating to this Affair, I have demeaned myself according to the true Intent and Meaning of the said Act, to the best of my Knowledge and Understanding.

Which Printer, at the Time he has Orders to print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALWAYS, that if any unforseen Accident has happened he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED by the Authority aforesaid, that the Bills made Current by this Act, shall be nearly of the Bigness and likeness of the Bills of Credit lately Current in this Colony, and shall be all signed and numbered by the said *Samuel Nevill,* and *Henry Paxson,* and in Case of their, or either of their Deaths, or other Disability, by *Jacob Dehart,* Esq; of the *Eastern Division,* and *Joseph Hollingshead,* Esq; of the *Western Division,* or one, or both of them; and one half of them shall be delivered to the Treasurer of the *Eastern Division* of this Colony, to be by him signed; and the other half to the Treasurer of the *Western Division,* to be by him signed; and in case of refusal or disability of either of the said Treasurers, then any three of the Persons nominated in this Act, are to sign the same. And in order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, the said Signers are to observe the Directions following, *viz.* First before the said Signers do receive any of the said Bills, they shall

each of them take an Oath, or Affirmation if Quakers, before a Justice of the Peace, for the true signing of the said Bills of Credit, and that they will sign no more than by this Act is directed, and that to the best of their Skill, they will perform what by this Act they are enjoined as their Duty; a certificate of which Oath or Affirmation is to be signed by the Justice and Deponent, or Affirmant, to be delivered to the Treasurers with the Bills when signed by them. Secondly, on the receiving the Bills from the Printer, the said signers shall burn and destroy the Blotters, and they shall divide the fair Bills so received into two equal Parts; and to avoid Confusion, shall agree betwixt themselves, how the Part of each shall be numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. Thirdly, Each of the said Signers may then carry his Part to his own House, there to be numbered and signed by him, with all possible Expedition, which (or such Part as is then absolutely Necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part numbered and signed by him to the other, in order for him to sign the same; and they shall then together burn and destroy the Bills, (if any be) over and above the Number hereby appointed to be issued: And in like Manner shall do from time to time, till all are signed and exchanged. Fourthly, Each of the said Signers may then carry the Part of the Bills aforesaid, so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums from time to time, to be delivered to the Treasurer of the Division where the signer lives, together with the said Certificate, of his having taken an Oath, or Affirmation as aforesaid, and the Stamps for the Indents and Arms, taking the Receipts of the respective Treasurers, for the Sums so delivered; which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors, and Administrators, from such Parts of the said Bills, as the Receipts do Express.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers shall respectively Sign the Bills to them delivered, (excepting as aforesaid) and under the Obligation of their Oaths or Affirmation, for the due Execution of their Offices respectively, pay them out according to the Directions of this Act and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, that the aforesaid Bills of Credit to be made and issued by Virtue of this Act, shall be and continue Current for and during the Time and Space of five Years to be computed from the Date of the said Bills, between Man and Man; but shall be received by the said Treasurers for six Months thereafter. And shall be paid and received for the same Value expressed in and upon each Bill, for Goods, or Lands, or any other Thing bought and sold, by all Persons whatsoever, residing in and passing through this Colony, according to their Rates: And the Tender of the said Bills, for the Payment or Discharging any Debt or Debts, Bargains, Sales of Land, or other Things, Bonds, Mortgages, Specialties, and Contracts whatsoever already made, either for Sterling Money, Silver Money of *America,* Dollars, or any other species of Gold and Silver, or any other quantity of Plate, or Gold, shall be as effectual in the Law, to all intents and purposes, as if the

Species contracted for, or the Current Coin passing in this Colony, had been offered and tendered for the same.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties, to any Contract, Covenant, Bargain or Agreement, whatsoever already made, or hereafter to be made, at any Time, during the Currency of the said Bills, shall upon Tender made before two lawful Witnesses, of all or any their Debts, Dues and Demands whatsoever, (PROVIDED the said Tender be made of the whole Debt or Demand, that is due from any one Person, and not of a Part) in the Bills of Credit, made Current by this Act, refuse to accept or receive the said Bills of Credit, in discharge of the said Debts, Dues, or Demands, according to their Value or Rates, he, she, or they so refusing to accept the said Bills of Credit in Discharge as aforesaid, shall loose the said Debt or Debts, Sum or Sums of Money so refused, and they and every of them, they and every of their Heirs, Executors, and Administrators, shall for ever be barr'd from bringing his, her, or their Actions, for recovering the said Debt, or Debts, Sum or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in bar, to any Action or Actions, that shall be so commenced.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons, whatsoever within this Province, shall, during the Currency of the said Bills of Credit, offer to sell, or expose to sale, any Goods or Chattles, Lands or Tenements, whatsoever, and deny, or refuse to sell, or ask a greater Value for the same, unless Payment be made in Current Silver Money, Gold, Plate, Dollars, or other Specie whatsoever, and not in said Bills of Credit, (whereby the Credit of the said Bills may be impair'd) then and in such Case, the Person so exposing to sale, and refusing as aforesaid, shall forfeit for every such Offence, the Sum of *Twenty-five Pounds,* to be recovered by Action of Debt, in any Court of Record within this Province, with Costs of Suit, the one half to such Persons as shall sue for and prosecute the same to effect, the other half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever, shall presume to counterfeit, or be aiding and assisting in counterfeiting or altering any of the Bills of Credit made Current by this Act, so as to make them pass or appear to be of greater Value than they were made Current for, or utter, or cause to be uttered, any Bill or Bills, knowing the same to be Counterfeit, or altered as aforesaid, and be thereof legally Convict, he, she, or they shall incur the Pains and Penalties of Felony, without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said *Samuel Nevill,* and *John Johnston,* Esqrs; or *Thomas Scattergood,* and *Hugh Hartshorne,* or any two of them, are hereby authorized and directed, to agree with the Printer for the Price to be paid him for Printing the Bills, according to the Directions of this Act; and shall be, and are hereby appoint[ed] Inspectors of the Press, to take Care that the Printer of the Bills of Credit, doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED by the Authority aforesaid, that there shall be paid to the Printer, of the said Bills of Credit, such Sum or Sums of Money for printing them, as the said Inspectors, or any two of them, shall certify under their Hands they had agreed to pay him for that Service.

And there shall be paid for inspecting the Press according to this Act, the Sum of *Ten Pounds.*

And there shall be paid to each of the Signers appointed by this Act, the Sum of *Fifteen Pounds.*

All which Sums of Money shall be paid by the Treasurers of this Colony, or either of them, out of the Money made Current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors, and Administrators for so much.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that for the better Credit and more effectual sinking of the said Bills of Credit made Current by Virtue of this Act, there shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the Sum of *Five Thousand Pounds* Yearly and every Year, for and during the Term of three Years, to commence the *Twenty first* Day of *November* in the Year of our Lord *One Thousand Seven Hundred and Fifty Eight,* to be paid in the Proportions and Manner following, *viz.*

By the County of *Middlesex,* the Sum of *four Hundred and Fifty three pounds, three shillings and six pence, Three Farthings,* Yearly for every of the said three Years.

By the County of *Monmouth,* the Sum of *six Hundred and Fifty seven pounds, three shillings and four pence Half-penny,* Yearly for every of the said three Years.

By the County of *Essex,* the Sum of *three Hundred and Eighty nine pounds, five Shillings and eight pence,* Yearly for every of the said three Years.

By the County of *Somerset,* the Sum of *five Hundred and Fifty eight pounds, five shillings and five pence,* Yearly for every of the said three Years.

By the County of *Bergen,* the Sum of *three Hundred and Twenty Nine Pounds, nine Shillings and eleven pence farthing,* Yearly for every of the said three Years.

By the County of *Burlington,* the Sum of *six Hundred and Twenty five pounds, one shilling, and ten pence five eighths,* Yearly for every of the said three Years.

By the County of *Gloucester,* the Sum of *three Hundred and Ninety pounds, Eighteen shillings and a Half-penny,* Yearly for every of the said three Years.

By the County of *Salem,* the Sum of *three Hundred and Forty Nine pounds, five shillings and five pence Half-penny,* Yearly for every of the said three Years.

By the County of *Cape-May,* the Sum of *Eighty three pounds, ten shillings and ten pence Half-penny,* Yearly for every of the said three Years.

By the County of *Hunterdon,* the Sum of *Seven Hundred and Eighty*

pounds, seventeen shillings and seven pence, Yearly for every of the said three Years.

By the Counties of *Morris* and *Sussex,* the Sum of *Two Hundred and Seventy seven Pounds sixteen shillings and four pence one eighth,* Yearly for every of the said three Years.

By the County of *Cumberland,* the Sum of *One Hundred and Seventy seven Pounds one shilling and ten pence farthing,* Yearly for every of the said three Years.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas so proportioned as aforesaid, shall be assessed, raised, levyed, collected and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services, as is directed by an Act, entitled, *"An Act for levying a Fund at different Periods by Provincial Taxes, for sinking the Sum of* Fifteen Thousand Three Hundred and two Pounds and four Pence, *now outstanding in Bills of Credit, made Current for his Majesty's Service in the late War."* And that the said Sum of *Five Thousand Pounds* to be raised Yearly by Virtue of this Act for three Years, shall be well and truly applied for the Sinking the Bills of Credit made Current by this Act, and for no other use; and when the same shall be received by the Treasurers of this Province by Virtue of the said Tax for the said three Years, they shall sink the same agreeable to the Directions of the last mentioned Act: PROVIDED, that the Legislature shall not in the mean Time agree upon some other Expedient for sinking the same, in a more easy method to the Inhabitants of this Colony.

And whereas the Forces now in the pay of this Colony by Death, Sickness, or Desertion, may happen to be reduced, to a Number less than *Five Hundred* Men, and it being the intent of the House of General Assembly, to keep up the full Number of *Five Hundred* effective Men, exclusive of Officers; THEREFORE BE IT ENACTED by the Authority aforesaid, That in Case the said Forces by Death, Sickness, or Desertion, should at any Time hereafter within the Time aforesaid, happen to be reduced to a Number less than *Five Hundred* effective Men, exclusive of Officers, it shall and may be lawful for the said PETER SCHUYLER, or his Successors, to dispatch one of his Subaltern Officers to his Excellency the Governor, or to the Commander in Chief of this Colony for the Time being, with notice of such Deficiency; who upon receipt thereof, shall be, and he is hereby Impowered to give Orders to such Officer to Inlist so many Volunteer Soldiers, under the Regulations and Restrictions prescribed in the late Act, for the Inlistment of the said Forces (now in the pay of this Colony as aforesaid) as shall be sufficient to supply the Deficiency; and the Officer so Inlisting the same, shall have for his Trouble the Sum of *Twenty Shillings,* Proclamation, for each Soldier he shall so Inlist and send or accompany to the Place of Action, and such Soldiers, so Inlisted shall respectively have the like Bounty, Cloathing, Pay and Subsistance, and to be Subject to the same Regulations and Duty, as the Soldiers now in the pay of this Colony, by Virtue of the Act aforesaid were, and still are Intitled and Subject to; and the Charges

necessarily arising upon the above Recruits, together with the Expence of their Transportation and Subsistance until they arrive at the Place of Action, shall be paid by the Commissioners aforesaid, or either of them, out of the Money made Current by this Act; and the Receipts for such Payments, when produced, shall be sufficient Vouchers to discharge the Person or Persons, paying the same, his or their Heirs, Executors, or Administrators, for all such Money as shall be by him or them paid as aforesaid. And the Person inlisting the said new Recruits, shall after the Inlistment thereof, Muster them in the presence of the said Commissioners, or one of them, and such Commissioners, or Commissioner, are and is hereby required and impowered to observe and perform, with respect to such Recruits, all such Regulations and Duty, as the Commissioners by the Act aforesaid were required and impowered to observe and perform, with respect to the Forces, raised by Virtue of the said Act. AND BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Commissioners, or either of them, out of the Money aforesaid, to pay unto the said PETER SCHUYLER, his Successor or Order, so much Money as shall be sufficient for defraying the Incidential Charges of conveying the Provisions, and other Stores aforesaid, from the place where the same shall be Landed (by the Vessels Transporting the same from this Colony) to the Place of Action. And the Receipt or Receipts of the said PETER SCHUYLER, his Successor, or Order, shall be sufficient to Discharge then [*sic*] the said Commissioners, or either of them, for all such Money so paid as aforesaid.

And whereas some of the Provision Articles directed to be purchased by this Act, may not suit the said Forces, either by reason of their being two heavy for Land Carriage, or that a less Quantity of one, and a greater Quantity of another Article, or something else in lieu of either, or any of the said Articles, may suit better: Moreover there may be sundry Things needed, which are not specified in this Act, not only for the use of the said Forces, but likewise for the preservation of such of the Provision Articles, that may be likely to take Damage by Wet in their Conveyance, after delivery from on Board the Vessels Transporting the same from this Colony, all which render it necessary to vest the Commissioners aforesaid, with a Discretionary Power in the Premises. THEREFORE BE IT ENACTED by the Authority aforesaid, that in case the said PETER SCHUYLER, or his Successors as aforesaid, should at any Time or Times hereafter by Letter or Letters of Advices, inform the said Commissioners, or either of them, that any of the Provision Articles, directed to be purchased by this Act, will not suit, either by reason of their being too heavy for Land Carriage, or that a less Quantity of one and a greater Quantity of another Article, or that something else in lieu of either, or any of the said Articles may suit better, so that the whole do not exceed in Value the Provision Articles directed to be purchased by this Act. Then and in such Case, it shall and may be Lawful for the said Commissioners or either of them, and they, or either of them, are and is hereby impowered, directed, and commanded to govern themselves accordingly. And likewise to purchase all such Things as may be necessary for preserving such of the Provision Articles from Wet, as may be likely to take Damage thereby, after their being delivered from on board the

Transport Vessels aforesaid. And lastly to purchase all such other small Necessaries and Quantities of Ammunition, as they the said Commissioners, or either of them, shall esteem needful, or be thereunto requested or advised by Letter or Letters of Advice from the said PETER SCHUYLER, or his Successor as aforesaid, which Letter or Letters of Advice, when produced by them the said Commissioners, or either of them, shall be sufficient to Warrant their or either of their proceedings in Conformity thereto, any Thing in this Act to the Contrary hereof, in anywise notwithstanding. And in Case of the Death or other Disability of the said *Hendrick Fisher,* then *Jacob Dehart,* Esq; is hereby appointed a Commissioner: and in Case of the Death or other disability of the said *Jacob Spicer,* then *Joseph Yard,* Esq; is hereby appointed a Commissioner, shall be and are hereby Vested with all the Powers, Benefits, and Advantages, and subject to all the Restrictions, Pains and Penalties, as the said *Hendrick Fisher,* and *Jacob Spicer,* or either of them, are vested with, and subject to by Virtue of the Directions of this Act.

PROVIDED ALWAYS, and it is hereby declared to be the true Intent and meaning of this Act, that the several Certainties mentioned in the aforesaid Sinking Fund Act, shall be raised in the Assessments made by Virtue of this Act, in the same Proportion as the several Sums then to be sunk, bears to the several Sums directed to be sunk by this Act.

Bradford (1755) 19:5, pp. 29-44.

An ACT *more effectually to prevent the* French *from being Supplied with Provisions, Naval and Warlike Stores, from the Colony of* New-Jersey.

WHEREAS the *French* King, hath in open Violation of the Treaties subsisting between the Crowns of *Great-Britain,* and *France,* with a Military Force, Invaded his Majesty's Dominions near the *Ohio,* and *Crown-Point,* erected Fortresses thereon, and spirited up the Tribes of *Indians,* to seize and carry into Captivity, or Massacre, many of his Majesty's Liege Subjects, who are following their necessary Occupation on their own Farms, situate far from the rights of the *French* King; and it being absolutely necessary to preserve that Portion of Provisions, with which Providence has been pleased to Favour us, as well for the Support of his Majesty's Forces, as to prevent it from being carried to the *French,* which if not prevented, would greatly facilitate the carrying their pernicious Schemes into Execution.

THEREFORE BE IT ENACTED by the Governor Council and General Assembly of the Province of *New-Jersey,* and it is hereby Enacted, by the Authority of the same; that the Act of General Assembly entitled, *"An Act to prevent the Exportation of Provisions, Naval or Warlike Stores, from the Colony of* New-Jersey, *to* Cape-Breton, *or to any other the Dominions settled by the Subjects of the* French *King,"* and every Article, Clause and Thing therein contained shall remain and continue in full Force, until the *First* Day of *May, One Thousand Seven Hundred and Fifty Six.*

And Whereas his Excellency by the Advice and Consent of his Majesty's Council, was pleased on the *Ninth* Day of *August, One Thousand Seven Hundred and Fifty Five,* to publish a Proclamation, in the Words following:

By his Excellency JONATHAN BELCHER, Esq; Captain General Governor and Commander in Chief of His Majesty's Colony of *New-Jersey,* and Territories thereon Depending in *America,* Chancellor and Vice Admiral in the same &c.

A PROCLAMATION

WHEREAS I have just Reason, from the Information I have received from His Majesty's Governments to the Eastward, to believe that the present scarcity of Provisions at *Cape Breton,* may prevent their supplying *Canada* therewith; and thereby frustrate the Designs the French King, may have formed to the disadvantage of all His Majesty's Colonies on the Continent of *America,* if a Supply from His Majesty's Provinces could be totally prevented: And that such salutary Measures may be effectually put in Execution within the Colony of *New-Jersey,* I have thought fit by and with the Advice and Consent of His Majesty's Council of this Colony, to Order and Direct, and do hereby Order and Direct the Collectors of His Majesty's Customs and Naval Officers within this Government, not to Clear out any Vessel whatsoever laden in the whole or in Part with Provisions or Warlike Stores, except such as are absolutely necessary for the Use of such Vessel, and Maintenance of her Crew, until further Orders; unless such Vessels shall be employed by the Government for the supply of His Majesty's Armies and Fleets: Nor to permit any Shallops, Boats or Flats, to load on Board any Salt Provisions whatsoever, Bread, Flour, or any kind of Grain or Warlike or Naval Stores, to transport the same to *New-York* or *Philadelphia,* or other Place or Places whatsoever, until the Master or Person having the Charge of such Shallop, Boat or Flatt, shall have taken an Oath, that he will not Land such Salt Provisions, Bread, Flour, Grain, Naval or Warlike Stores, as shall be laden on Board such Shallop, Boat or Flatt, at any Time befor the *First* Day of *December* next, or directly or indirectly suffer the same to be landed or unloaded at any Place or Places except the Publick Wharfs of the Cities of *New-York* or *Philadelphia,* or at some other Place within this Colony, and will unload the same in the Day Time; and that he will give Information to the Collector or Naval Officer immediately of his leaving the Charge or Command of said Shallop, Boat or Flatt, and will not lend or hire out said Shallop, Boat or Flatt, at any Time before the said *First* Day of *December,* so as to divest himself of the Command thereof, and that he will not willingly

permit or suffer any Act or Thing, whereby the said Oath or any Part thereof, may be evaded, and the good Purposes thereby intended in any manner defeated; which Oath every Collector of His Majesty's Customs, or his Deputy, or Naval Officer in this Colony, is impowered to administer once to each Master or Person having Charge of such Shallop, Boat or Flatt, which shall serve for such Time as such Master continues to have the Care and Charge of such Shallop, Boat or Flatt.

AND Every Collector of His Majesty's Customs, and Naval Officers in this Colony, is hereby strictly charged and commanded to put the Laws in Force against such Persons, Shallops, Boats or Flats, as shall violate any of the Acts of Trade or offend in the Premises.

AND All His Majesty's Liege Subjects are hereby strictly enjoined, at all Times to assist the Collectors of His Majesty's Customs and Naval Officers in the discharge of their respective Duties: And for the effectual preventing Frauds in the Premises, I do hereby request his Majesty's Liege Subjects within this Government, on discovery of any Vessel loading or unloading in any of the out Bays, Creeks, or Rivers within the same, or thereto adjacent, to give immediate Information thereof to the Officers of His Majesty's Customs, that the Offenders may be dealt with according to Law.

GIVEN *under my Hand and Seal at Arms in Council, at the Borough of* Elizabeth, *in the Province of* New-Jersey, *the* Ninth *Day of* August, *in the* Twenty Ninth *Year of His Majesty's Reign.*

J. BELCHER

By his Excellency's Command,
CHARLES READ, Secry.

BE IT ENACTED by the Authority aforesaid, that every Clause, Article, Matter and Thing, therein contained shall be, and is hereby continued in Force, till the *first* Day of *December, One Thousand Seven Hundred* and *Fifty Five.*

BE IT FURTHER ENACTED by the Authority aforesaid, that besides the Oath mentioned in the said Proclamation; the Master or Person having the Care of such Vessel, shall enter into a Bond to his Majesty, his Heirs, and Successors, in the Sum of *One Thousand Pounds,* with a Condition to the following effect, *to wit.*

The Condition of the above Obligation is such, that Whereas the said *A.B.* is now Master of the Ship, Sloop, Shallop, Boat, Flat, or as the Case is, called the and whereas the Legislature of this Colony, hath passed a Law, entitled, *An Act more effectually to prevent the* French *from being supplied with Provisions, Naval or Warlike Stores, from the Colony of* New-Jersey, now if the said *A.B.* during the continuance of the said Law, shall (within four Weeks after his taking on board, any kind of live Stock, Beef, Pork, Bread, Flour, Meal, Wheat, Rice, Corn, or other Grain, or Provisions, or Naval, or Warlike stores whatsoever;) return to the Collector of his Majesty's Customs, or his Deputy of the Port where he shall take the same on Board, or where there is no Collector or Deputy to some Justice of the Peace, a Certificate of the due Landing of the same at *New-York,* or *Philadelphia,* from the proper Officer of the

Custom-House there, and shall in all Things faithfully demean himself conformable to the purport, tenor, true intent and meaning of the above recited Law and agreeable to the Oath which he hath this Day taken pursuant to the same, then the above Obligation, and every Article and Clause thereof shall be void and of no effect, otherwise to remain in full Force and Virtue.

AND BE IT FURTHER ENACTED that this Law shall not extend to any Ferrymen, or Ferry Boats, or small open Market Boats or Pettiaugers, plying in their usual Places between this Government and the Cities of *New-York* and *Philadelphia,* nor respect such fresh Provisions, or Oysters, as are usually carried to the Markets of the Cities aforesaid, in their Embarkation or Passage to those Places.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that this Law, nor nothing herein contained, shall be in Force longer than the Embargo remains on both the Colonies of *New-York* and *Pennsylvania;* excepting only that Part which Respects the Act hereby continued, entitled, *An Act to prevent the Exportation of Provisions, Warlike and Naval Stores from this Colony of* New-Jersey *to* Cape-Breton, *or to any other the Dominions settled by the Subjects of the French King.*

Bradford (1755) 19:5, pp. 45-49.

An ACT *to preserve the Navigation of the Rivers and Creeks within the Colony of* New Jersey.

WHEREAS the Transportation of Timber, Plank, Boards, Hay, and other Things to Market by Water, is a great Conveniency to the Inhabitants of this Colony, and the Preservation of those Advantages are highly worthy the Care of the Legislature:

BE IT ENACTED by the Governor, Council and General Assembly of the said Colony, And it is hereby Enacted by the Authority of the same, that if any Person or Persons, without first obtaining an Act of the General Assembly for that Purpose, shall after the Publication of this Act, erect any Dam, Bank, Sluice, or other Thing, which shall obstruct or prevent the free and uninterrupted Navigation of any River, Creek, or Stream of Water within this Colony, which is used for the Navigation of Boats, or Flats, or for the Transporting of Hay, Plank, Boards, or Timber, or shall Fall any Trees, a cross such Creek, or threw Brush, or other Filth in any Part thereof, between the Mouth thereof and

the uppermost Place thereon, now or of late used as a Landing, he, she, or they so offending shall severally forfeit the Sum of *Five Pounds* Proclamation Money, to be recovered by Action of Debt, before any one Justice of the Peace of the said Colony, at the Suit of any Person who will Prosecute the same to Effect, to the sole use of the Prosecutor with Costs of Suit. And the Person or Persons so offending, shall also at his or their proper Costs and Charge immediately remove the Bank, Dams, Sluice, or other Thing so erected, or the Trees so fell across such Branch, or Brush, or other Rubbish thrown, into the same, and the continuance of such Dam, Bank, Sluice, or other Thing so erected or obstructing the Navigation as aforesaid, after a Request made to such Person or Persons who erected the same, to remove the same, and on neglect or refusal, it shall be esteemed a Publick Nuisance.

AND BE IT ENACTED by the Authority aforesaid, that it shall be lawful for any Person or Persons to enter into the said Creek, River, or Stream of Water, and to lay on Shore on the Banks, all such Rubbish as shall obstruct the Navigation thereof, to the least Damage to the Owner of the Land that may be.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful to keep up and repair any Bridge or Bridges on publick Highways; and also all Dams, Banks erected and finished before the publication of this Act, where the said Dam or Bank does not raise the Water so as to overflow the Lands of any other Person or Persons except those who so erected or own the said Dam, and does not Injure or Damage any other Person or Persons whatsoever, by any Ways or Means whatsoever, and to Build such other Bridges where publick Highways are or shall be hereafter laid out, over any River, Creek, or Brook as a publick Highway, and there be left in the Channel thereof, a Vacancy not less than Eighteen Feet between the Piers, or Piles of the said Bridges hereafter to be Erected, and that all Rafts and Floats of Hay, Boards, Planks, and Timber, shall have free Passage thro' the Mill Dams now erected, where they have usually of late had that Liberty and Conveniency.

PROVIDED ALWAYS that nothing in this Act shall extend to deprive any Person of his Right of Action for any Damage accruing to such Person by the keeping up or erecting any Dam, or Bank, or to justify any Person in repairing or keeping up any Dam, that shall raise the Water so much as to overflow the Lands of, or any ways endamage any other Person or Persons, then he, she, or they who hath so Built, or shall own the said Dam.

Bradford (1755) 19:5, pp. 49-[51].

An ACT *for the Relief of poor distressed Prisoners for Debt.*

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and by the Authority of the same, that any Person or Persons, who was or were actually in Prison, in any common Gaol of any County, City or Borough, within this Colony, on the first Day of *September,* One Thousand Seven Hundred and Fifty four, and so continued in such Gaol until discharged by Virtue of this Act, unless when absent from it by *Habeas Corpus,* or other due process of Law, for Debt or Damages, or for, or upon any Action or Actions, or upon any Man's Process for Account or Trespass upon the Case, or other Action or Actions, or Process whatsoever, issuing out of any Court of Law or Equity, who shall take the Oath or Affirmation herein after specified, and deliver a true and just Account of all their real and personal Estate whatsoever wheresoever, shall and may or be released and discharged from their Imprisonment, in Manner hereafter mentioned.

AND WHEREAS by the late Act *for the Relief of Insolvent Debtors,* the intended Relief was restricted to be granted by the Judges of such Courts within this Colony where the Proiess issued, by which great Inconveniencies have arisen to many of the Parties Petitioning, by being put to the necessity of being removed by *Habeas Corpus* where Process issued out of the Supream Court; for remedy whereof, BE IT ENACTED by the Authority aforesaid, and it is hereby Declared and Enacted, that the respective Courts of General or Quarter Sessions of the Peace in every County, City or Borough of this Colony, are hereby impowered and directed to give the Relief intended by this Act, altho' the Process by which the Prisoners may be confined, may have issued out of the Supream Court, or any other Court of Judicature, in the same Manner as they are directed to do in Cases where Process shall issue or belong to the County Courts; and a Certificate of such Discharge under the Seal of the said Courts of General or Quarter Sessions, shall be on all Occasions sufficient Evidence that the Defendant was Discharged by Virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful to and for any Prisoner to exhibit, or Cause to be exhibited, a Petition to any of the said Courts of General or Quarter Sessions in any County, City or Borough within this Colony, where such Prisoner shall be confined on mean Process, or charged in Execution, certifying the Cause or Causes of his, her or their Imprisonment, and an Account of his, her or their whole real and personal Estate, with the Dates of their Deeds, Evidences, Vouchers and Securities, of all which a Schedule shall be made and annexed to such Petition and subscribed by the Prisoner in presence of the said Court, which Schedule shall be immediately filed in the Court, as of Record, for the better Information of the Creditor or Creditors of such Debtor or Debtors.

And that it shall and may be lawful for such Court to examine such Debtor or Debtors, upon such Interogatories touching the Lands, Tenements, Goods,

Chattles, Debts, Bills, Bonds, Judgments, Books of Accounts, and such other Things as may tend to disclose his, her or their Estates, or their secret Grants and Conveyances of his, her or their Lands, Tenements, Goods, Money, and Debts, as the said Court shall think fit; and every Thing Material discovered by such Examination, shall Cause immediately to be added to the Schedule, and to be signed by the Prisoner; and after such Examination, the Court or Courts may and is, and are hereby required to administer, or tender to the Prisoner an Oath or Affirmation to this Effect.

I, A.B., *do solemnly Swear in the Presence of Almighty God* (or if of the People called *Quakers* then *I,* A.B., *do solemnly, sincerely and truly declare and affirm*) *that the Account by me delivered and examined upon by this Court, doth contain a full and true Account of all my real and personal Estates, Debts, Credits, and Effects whatsoever and wheresoever, to the best of my Knowledge, which I or any in trust for me, have, or at the Time of my Imprisonment had, or am, or was in any respect intitled unto, in Possession, Remainder, Reversion, Contingency, or Possibility, (except the wearing Apparel and Bedding for me and my Family, and the Tools or Instruments of my Trade or Calling, not exceeding Ten Pounds of lawful Proclamation Money of this Province in Value in the whole) and that I have not at any Time since my Imprisonment, or before, directly or indirectly, sold, leased, assigned, or otherwise disposed of, or made over in Trust for myself or otherwise, than is mentioned in such Account, any Part of my Lands, Estate, Goods, Stock, Money, Debts, or other real or personal Estate, whereby to have, or expect to have any Benefit or Profit to myself, or to defraud any of my Creditors at whose Suit I am now confined, and to whom I am indebted.*

And after the taking of such Oath, or Affirmation, and filling such Schedule aforesaid, the said Court shall remand the said Prisoner to Prison, and shall give Certificate thereof in Writing, signed by the Clerk of such Court, to the same Prisoner to be served upon the Creditor or Creditors of such Prisoner, or their Attornies, Executors or Administrators, or to be left at the Place of their usual abode; thereby appointing, as well the said Creditor or Creditors, or their Attornies, Executors, or Administrators, as the said Debtor, to appear at the next Court of General or Quarter Sessions, to be holden for the same County, City or Borough; when if it shall appear upon Oath or Affirmation that the said Certificate was so served or left Twenty Days, or more, before the said Court, then the said Court being satisfied that the Persons so applying as aforesaid, are, and at the Time of Filing said Schedule, were proper Objects of Relief, and such as ought to have the Benefit of this Act, and being also satisfied with the said Schedule, on assigning of the Lands, Goods and Effects therein contained, to the Creditors as herein after mentioned, if the said Prisoner be then living, shall make an Order of Court directed to the Sheriff or Gaoler, commanding the said Sheriff, or Gaoler, to set at Liberty and discharge the said Prisoner.

PROVIDED ALWAYS, That if any of the real Estate in the Schedule mentioned, do lye out of this Province, or any of the personal Estate be in the Hands of Persons living out of this Province, that then the Prisoner shall, before

his discharge, convey and assign to the Assignees by the Court to be appointed in due form of Law, all such real and personal Estate.

AND BE IT ENACTED by the Authority aforesaid, that this Act shall not extend to discharge any Person out of Prison who shall stand charged at the Suit of the Crown, or indebted to any one Person in the Sum of *Five Hundred Pounds,* Sterling Money, besides Interests and Costs, if any such Creditor, to whom the Sum of *Five Hundred Pounds* Sterling Money, or more, shall be owing, shall oppose the Discharge of such Prisoner, and shall insist that such Prisoner be continued in Gaol; and that then and in such Case, such Creditor or Creditors opposing the said Prisoners Discharge as aforesaid, shall at his, her and their proper Costs and Charge allow and pay such a Weekly Maintenance to the said Prisoner, not exceeding *three Shillings and six Pence* per Week, in such Manner as the said Justices in their General Quarter Sessions shall order and appoint: and upon Non Payment of the same for the space of six Weeks, the said Prisoner upon Application to the said Justices in their General or Quarter Sessions, shall be discharged, pursuant to the Intent and Meaning of this Act.

PROVIDED ALWAYS, that if any Person or Persons, for any of the Purposes herein mentioned, shall wilfully, falsely and corruptly swear or affirm any Matter or Thing, and be thereof duly convict, he, she or they shall be adjudged guilty of willful and corrupt Perjury, and shall suffer the Pains and Penalties thereof accordingly; and upon or after Conviction, the Court, by which the said Person was convicted, shall forthwith by Warrant, Order or Rule of Court, Cause the same Person to be committed to the Gaol from whence he, she or they was discharged by Virtue of this Act; and being so committed, he, she or they shall by Virtue of this Act be adjudged, deemed and esteemed, charged with all and every of the Processes and Actions with which he, she or they stood charged, at the Time of his, her or their Discharge aforesaid, as fully and to all Intents and Purposes whatsoever, as if he, she or they had never been Discharged by Virtue of this Act; any Law, Usage or Custom to the Contrary, or Thing in these Presents notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the next Court, subsequent to the taking of such Oath or Affirmation, and filing of such Schedule as aforesaid, the Justices of the said Court of General or Quarter Sessions shall have Power, by Rule or Rider of Court made, be the said Prisoner, alive or Dead, to grant and assign, or otherwise to order and dispose of all such Lands, Tenements, Bills, Bonds, Judgments, or any of the Debts due or to be due, to and for the Benefit of the Debtor or Debtors, by an Person or Persons whatsoever, or in what Manner or form soever, to the Use of the Creditor or Creditors of the said Debtor or Debtors, to such Person or Persons, Creditor or Creditors, as the Majority of the Creditors in Value, by themselves, or their Attorney's then appearing, shall chuse, and the same Court appoint Trustees for that Purpose, and in case no Creditor appears, then to such as the Court shall appoint Trustees: And that the said Grant or Disposition of the said Lands and Debts to be made by the said Justices, or the major Part of them, of the respective Courts aforesaid, shall vest the Property, Right and Interest of

the Estate real and personal in the said Schedule mentioned, in the Person or Persons of him, her or them to whom it shall be granted, assigned or ordered by the said Court, as fully to all Intents and Purposes as the said Prisoner was vested with, or entitled unto the same, at or before the Time of his delivering in the Schedule aforesaid.

AND IT IS ENACTED, that after such Grant, Assignment, or Disposition made by the said Court, that neither he, nor any other, save the Assignee or Assignees aforesaid, or his, her or their Heirs, Executors, Administrators or Assigns, shall have Power to sue for, or recover any Part of the said Estate, real or personal, so to him or them assigned by the Court as aforesaid, nor to make any Release, Grant, or Discharge thereof: But such Assignee or Assignees, or his or their Heirs, Executors, Administrators or Assigns, shall by Virtue of this Act have full Power and Authority, in his or their own Names, to commence, sue and prosecute all and every such Action and Actions for and concerning the same, that the said Prisoner might or could have had before his or her delivering in the Schedule aforesaid.

AND IT IS HEREBY ALSO FURTHER ENACTED, that immediately after such Grant, Assigment, or Disposition made by the said Court as aforesaid, the Assignee, or Assignees by the said Court appointed, shall cause an Advertisement, or Advertisements, to be set up in the most publick Place, or Places of the County or Counties, where the real Estate of the said Prisoner doth Lie, or Debts are due, or any Part thereof, notifying, that at such Time and Place, in the said Advertisement or Advertisements named, the real and Personal Estate of the Prisoner in that County, will be exposed to Sale to the highest Bidder, or Bidders; at which Time and Place advertised, the said Assignee, or Assignees, shall sell as aforesaid, and by Deed, or Deeds, Indented, or Assignments, convey such real and personal Estate of the said Prisoner, as lieth in that County, together with all Deeds, Writings, and Evidences, touching or concerning the same.

AND BE IT ENACTED by the Authority aforesaid, that the Assignees aforesaid, so by the said Court appointed as aforesaid, shall within three Months, after such their Appointment, make a dividend amongst the Creditors of the said Prisoner, of the produce made by the sale of his real and personal Estate as aforesaid, to wit, to each Creditor a Sum in Proportion, to the Quantity of his, her or their Debts, (which Debts are to be ascertained by the Oaths or Affirmation of the Creditor, or Creditors) provided the same dividend do not exceed such Debts.

AND BE IT FURTHER ENACTED, that every such grant, bargains, sale, conveyance, assignment, and disposition of the said Assignee, or Assignees, or any Part of the real or personal Estate of the said Prisoner, shall be good and available in Law, to all Constructions and Purposes, against the said Prisoner or Prisoners, his, her, or their Heirs, Executors, Administrators, and Assigns, and against all and every other Person or Persons, claiming or to claim, by, from, or under such Prisoner or Prisoners.

AND BE IT FURTHER ENACTED, that the said Assignee or Assignees, aforesaid shall, at the next Court after their appointment as aforesaid, deliver into the same next Court, upon Oath or Affirmation, a full, true, and just Account signed, of the Sale or Sales, of the real and personal Estate of the said Prisoners, expressing to whom every Part thereof was sold, and for how much, with the Charges and Expences of the Sale, and shewing the near Proceedings of the same sale: And in the same Account, shall set forth the Debts due by the Prisoner to his Creditors, ascertained as aforesaid; and how much such Assignee, or Assignees, have paid, or are ready to pay to each Creditor, in Proportion as aforesaid: And in Case the neat Proceeds have been sufficient to pay all the Creditors of the Prisoner, the full of the Debts due to them, with an overplus, then such Account shall set forth what that overplus is, or wherein it consists, and shall have the same ready to pay or deliver to the said Prisoner, his Heirs, Executors, Administrators, or Assigns; which Account so delivered in upon Oath, or Affirmation and signed, shall be filed and remain of Record with the Clerk of the said Court, for the use of the said Creditors, and Prisoners; and which Duties on the said Assignee, or Assignees, by this Act enjoined shall be performed, on the Pain of incurring a Contempt of a Rule of Court.

PROVIDED ALWAYS, that the Court before permitting the assignees, to make Oath or Affirmation to the said Account, shall examine the several Articles of Charges and Expences of the Sale, and shall allow only so much thereof, as they shall conceive just and reasonable.

AND BE IT FURTHER ENACTED, that if upon the sale aforesaid, it shall appear to the Assignees, that the real and personal Estate of the Prisoner will yield more than the Sum of his Debts, that when so much as is sufficient to pay the said whole Debts is sold, the sale shall then stop, and the remainder or overplus shall by the Assignees be conveyed to the Prisoner, his, her, or their Heirs, Executors, Administrators, or Assigns, on Demand.

PROVIDED ALWAYS, AND BE IT ENACTED by the Authority aforesaid, that the discharge of any Person or Persons by Virtue of this Act, shall not amount to Free and Discharge any other Person or Persons, jointly and severally Bound for, or liable to answer, or satisfy the said Debt, or any Part thereof, either as principal or surety, but that such other Person or Persons, shall be liable to answer the said Debt and Damages in such manner to all Intents and Purposes, as they were before the discharge of such Prisoner.

PROVIDED ALWAYS, that no Person or Persons able of Body, and not having Children, likely to become chargeable to the County, or any Part thereof, shall be entitled to the Benefit of this Act, unless he, she, or they shall signify their willingness to make satisfaction by Servitude; in which Cases it shall and may be lawful, for the Court or Courts aforesaid, respectively in their Discretions to adjudge, or not to adjudge, such Debtor or Debtors, to render Satisfaction by Servitude, for the Debt, or Debts, or any Part thereof, due to the said Creditor or Creditors, and cause such Prisoner or Prisoners, to bind him or themselves to be Servants by Indentures accordingly, for any Time not exceeding Seven Years, to the Assignees, to be appointed by the Court as aforesaid, and to be by them sold and assigned, for the use of such Creditor or Creditors,

in which Case such Prisoner or Prisoners, shall and may be released and discharged from his, her, or their Imprisonment.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons shall be sued or impleaded for any Matter or Thing done in Execution of this Act, and in pursuance thereof, he or they may plead the general Issue, and give the special Matter in Evidence; and if the Plaintiff be nonsuit, or Verdict do pass against him, such Defendant shall recover double Costs.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED by the Authority aforesaid, that notwithstanding the Discharge of the Person of such Prisoner or Prisoners as aforesaid, all and every Debt and Debts due or owing from the said Prisoner or Prisoners, and all and every Judgment or Judgments had and obtained, and Decree pronounced against him, her or them, shall stand and be good and effectual in the Law to all Intents and Purposes, against the Lands, Tenements, Hereditaments, Goods and Chattles of the Prisoner or Prisoners so discharged as aforesaid, or which he, she, or they, or any other Person or Persons in Trust for him, her or them at the Time of such discharge hath or have, or at any Time hereafter shall or may be any Ways seized or possessed of, or entitled to, either in Law or Equity, except his, her or their wearing Apparel, Bedding for his, her or their Families, and working Tools and Implements necessary for his, her or their Trade, not exceeding the Value of *Ten Pounds* in the whole: And that in every such Case, it shall and may be lawful for the Attorney of any Creditor or Creditors of such Prisoner or Prisoners so discharged as aforesaid, to file common Bail for such Persons and to proceed to Execution and Sale of the Goods and Chattles, Lands, and Tenements, of every such Prisoner and Prisoners: And all Sales made by them during their confinement, and after the Publication of this Act, shall not alter the Property of such Goods and Chattles, Lands and Tenements, but the same shall then and at all Times afterwards be liable to the Debts of such Person and Persons so confined as aforesaid, except such Part of their Goods and Chattles, which were necessarily sold for the support of every such Prisoner and his Family during his Confinement as aforesaid; the Sum to be left to the Justices of the said Court.

PROVIDED NEVERTHELESS, and it is the true Intent and meaning of this Act, the said Prisoners upon complying with the Terms and Directions of this Act, shall be for ever hereafter free and exempt from any Process and Arrest on the same Actions, upon which they were confined, or from any Action or Actions, which may or shall be commenced, for any Debt or Debts contracted by them before the *Twentieth* Day of *August,* 1755, whereby their Persons may be restrained or kept in Custody; any Act, Law or Custom, to the contrary in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that every Sheriff, under Sheriff, Gaoler, Keeper of any Prison or Gaol, or any other Person or Persons whatsoever, to whose Custody or keeping, any Person or Persons arrested, shall be committed on any Account whatsoever, shall permit or suffer him, her, or them, so arrested, at his, her, or their Will and Pleasure, to send for and have any Beer, Ale, Victuals, or other necessary Food,

from what Place they please; and also to have and use Bedding, Linen and other Things, as he, she or they may think fit, without purloining or detaining the same, or any Part thereof, or enforcing or requiring him, her or them to pay for the having or using thereof, or putting any manner of Difficulty upon him, her, or them, in using thereof or relating thereto.

And for preventing Extortion or Exaction by any Sheriff, Gaoler, Bailiff, or other Officer, having the Care and Keeping of any Gaol or Prison in this Colony,

BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Justices of the respective Courts of this Colony, on Complaint to them respectively made, of any exorbitant Demand made by any Officer or Officers as aforesaid, for Meat, Drink or other Necessaries had during the Confinement of any Prisoner or Prisoners, to hear and determine the same in a summary way, and to make such Order thereupon for redressing such abuse, and punishing of such Officer or Officers complained of, and making Reparation to the Person or Persons injured, as they shall think fit, together with full Costs of such Complaints: And all Orders and Determinations which shall be made by the said Courts in such summary Way, shall have the same Force and Effect to all Intents and Purposes as any other Orders of said Courts, and Obedience thereunto may be compelled by Attachments issued from the said Courts in like Manner as in other Cases is usual.

AND BE IT ENACTED by the Authority aforesaid, that the Act passed by the Governor, Council, and General Assembly of this Province, in the Seventeenth Year of the Reign of his present Majesty, entitled *An Act for the Relief of poor distressed Prisoners for Debt,* be revived and in Force for the Relief of such Prisoners for Debt as are therein mentioned, and who now are, and have been actually in Prison in any common Gaol of any County, City or Borough within this Colony, since the *first* Day of *August,* One Thousand Seven Hundred and Fifty four, and before the *first* Day of *August,* One Thousand Seven Hundred and Fifty five, and for the Relief of such Prisoners only.

Bradford (1755) 19:5, pp. [51]-61.

An ACT *for naturalizing* John Becclesheimer, *and others.*

WHEREAS *John Becclesheimer,* and others herein after named, by their humble Petitions have set forth, that they were born under the Dominion of

foreign Powers in Amity with *Great Britain,* but are now settled within this Province of *New-Jersey,* and are desirous of enjoying the Priviledges of his Majesty's natural free born Subjects therein; and as they profess the Protestant Religion, and have given Testimony of their Duty, Loyalty and Affection to his Majesty King GEORGE the Second, and the Succession of the Crown in the Protestant Line, according to, and in such Manner and Form, as is prescribed by an Act of Parliament passed in the Twentieth Year of his present Majesty's Reign; and in Confidence of their conforming themselves in all dutiful Manner to the Laws and Customs of this Colony.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly, and it is hereby enacted by the Authority of the same, that the said *John Becclesheimer, Henry Landis, Peter Yager, Andrew Trinmer, Valentine Ent, Peter Werts, William Ecker, Henry Warner, Andrew Redick, Abraham Lashee, Justus Ranzell,* and *John Sentiny,* shall be from henceforth deemed, taken and esteemed to be as his Majesty's natural free born Subjects within this Province; and they, and each of them, and their and each of their Heirs, shall enjoy and are entitled unto the same Laws, Liberties, Rights and Priviledges, as any of his Majesty's natural free born Subjects can or ought to enjoy within the same; any Act, Ordinance, Usage or Custom to the Contrary in any wise notwithstanding.

PROVIDED ALWAYS, and it is hereby enacted and declared, that nothing in this Act contained, shall be construed or taken to enable the said *John Becclesheimer, Henry Landis, Peter Yager, Andrew Trinmer, Valentine Ent, Peter Werts, William Ecker, Henry Warner, Andrew Redick, Abraham Lashee, Justus Ranzell and John Sentiny,* or either of them, to be of his Majesty's Council or of the General Assembly, or to hold or enjoy any Post or Office of Trust or Profit within this Province; any Thing herein contained to the Contrary notwithstanding.

Bradford (1755) 19:5, pp. 61-62.

An ACT *for naturalizing* Michael King, Adam Agee, *and others.*

WHEREAS *Michael King, Adam Agee,* and others herein after named, by their humble Petitions have set forth, that they were born under the

Dominion of foreign Powers, in Amity with *Great-Britain,* but are now settled within this Province of *New-Jersey,* and are desirous of enjoying the Priviledges of his Majesty's natural free born Subjects therein; and as they profess the Protestant Religion, and have given Testimony of their Duty, Loyalty and Affection to his Majesty King GEORGE the Second, and the Succession of the Crown in the Protestant Line, according to and in such manner and form as is prescribed by an Act of the General Assembly, made in the eighth Year of the Reign of his late Majesty King GEORGE the first, entitled, *An Act for the Security of his Majesty's Government of* New-Jersey, and in Confidence of their conforming themselves in all dutiful Manner to the Laws and Customs of this Colony.

BE IT THEREFORE ENACTED by the Governor, Council, and General Assembly, and it is hereby enacted by the Authority of the same, that the said *Michael King, Adam Agee, Jacob Vogt, Justus Gans, Henry Hoffman, Martin Streetman, William Kilin, Adam Hag, Peter Case, John Immel, Jacob Young, Christian Wertchen, Michael Myer, John Pheger, Peter Neyzard, Harman Wagoner, John Kemper, Peter Covns, John Baker, George Geeser, Albertus Popplesdorf, Thomas Hall, Jacob Boum, Adam Pocke, Henry Bemer, John Peter Fox, Tunis Young, Henry Harter, William Wertchen, Francis Bickle, Tunis Case, George William Vanbagh, Christian Beck, Christian Hassen, Adam Snook, Rodolph Staneman,* and *Christian Kaul,* shall be from henceforth deemed, taken and esteemed to be as his Majesty's natural free born Subjects within this Province; and they and each of them, and their, and each of their Heirs, shall and may enjoy, and are entitled unto the same Laws, Liberties, Rights and Priviledges as any of his Majesty's natural free born Subjects can or ought to enjoy within the same; any Act, Ordinance, Usage or Custom to the Contrary in any wise notwithstanding.

PROVIDED ALWAYS, and it is hereby enacted and declared, that nothing in this Act contained, shall be construed or taken to enable the said *Michael King, Adam Agee, Jacob Vogt, Justus Gans, Henry Hoffman, Martin Streetman, William Kilin, Adam Hog, Peter Case, John Immel, Jacob Young, Christian Wertchen, Michael Myer, John Pheger, Peter Neyzard, Harman Wagoner, John Kemper, Peter Covns, John Baker, George Geesser, Albertus Popplesdorf, Thomas Hall, Jacob Boum, Adam Pocke, Henry Bemer, John Peter Fox, Tunis Young, Henry Harter, William Wertchen, Francis Bickle, Tunis Case, George William Vanbagh, Christian Beck, Christian Hassen, Adam Snook, Radolph Staneman,* and *Christian Kaul,* or either of them, to be of his Majesty's Council, or of the General Assembly, or to hold or enjoy any Post or Office of Trust or Profit within this Province; any Thing herein contained to the Contrary notwithstanding.

Bradford (1755) 19:5, 63-64.

Nineteenth Assembly, Fifth Session

Second Sitting

12-14 Nov. 1755

Elizabeth Town

No acts passed.

Nineteenth Assembly, Sixth Session

First Sitting

15-24 Dec. 1755

Elizabeth-Town

An **ACT** *for making Current* **Ten Thousand Pounds** *in Bills of Credit, to enable the Inhabitants of this Colony, to protect and defend their Frontiers from any Invasions, which may be made upon the same by the Enemy; and more particularly, for making Provision for the Guard and Defence of the Frontiers of this Province along the River* **Delaware,** *in the County of* **Sussex,** *and other Places adjacent, by erecting Block-Houses and supplying the same with such a Number of Forces, as shall be thought Necessary for that Purpose, and also for directing the manner of sinking the said Bills of Credit, and for subjecting such of them as shall not be used on the present occasion to be employed for the Services of the Provincial Forces under Col.* **SCHUYLER,** *or on other emergencies.*

WHEREAS several Murders, Cruelties and Devastations have been lately committed upon His Majesty's Subjects in the neighbouring Province of *Pennsylvania,* by the Savage Indians, more especially in the upper Parts of the said Province joining upon the River *Delaware,* and bordering upon this Province of *New-Jersey;* where the said Savages are now daily murdering the Inhabitants, and burning and destroying all before them, and this even within View of the Inhabitants settled along the River *Delaware* in the County of *Sussex,* who are quitting their Habitations in the utmost Confusion. And whereas there is reason to apprehend that this savage and cruel Enemy will enter this Province, and committ the same Barbarities; more especially upon the Frontiers along the River *Delaware* aforesaid, if not timely prevented: Therefore it is become absolutely necessary, without delay, to make Provision for the Preservation and Safety of the King's Subjects, as well as for the Defence of this his Majesty's Province. And Whereas these necessary Purposes cannot be attained without some Fund for supporting the same, the Inhabitants of this Province labouring under extreme Difficulties, through the present heavy Taxes, and the great Scarcity of Money among them for want of a Paper Currency as a Medium, to enable them to pay their Taxes. To provide for these, and the like sudden Emergencies:

BE IT ENACTED by the Governor, Council and General Assembly of this Province, and it is hereby Enacted by the Authority of the same, that Bills of Credit to the Value of *Ten Thousand Pounds,* Money of *America,* according to an Act of Parliament made in the sixth Year of the Reign of the late Queen

ANNE, entitled, *An Act for ascertaining the Rates of foreign Coins in her Majesty's Plantations in* America, shall be immediately printed, made and prepared, as followeth, *viz.* Two Hundred and Fifty Bills each of the value of *Six Pounds,* or Seventeen Ounces ten Penny Weight of Plate. Five Hundred Bills, each of the Value of *Three Pounds,* or eight Ounces Fifteen Penny Weight of Plate. One Thousand Bills, each of the Value of *One Pound Ten Shillings,* or four Ounces seven Penny Weight and twelve Grains of Plate. Two Thousand Bills, each of the Value of *Fifteen Shillings,* or two Ounces, three Penny Weight, eighteen Grains of Plate. Three Thousand Bills, each of the Value of *Twelve Shillings,* or one Ounce, Fifteen Penny Weight of Plate. Three Thousand Bills, each of the Value of *Six Shillings,* or seventeen Penny Weight twelve Grains of Plate. Four Thousand Bills, each of the Value of *Three Shillings,* or eight Penny Weight and eighteen Grains of Plate. Five Thousand Bills each of the Value of *One Shilling and Six Pence,* or four Penny Weight and nine Grains of Plate. Six Thousand Five Hundred Bills, each of the Value of *One Shilling,* or two Penny Weight and twenty two Grains of Plate. Which Bills shall be Indented, and impressed with the Arms of *Great-Britain* on the left Side of the said Bills, and there shall be printed near the Top and Bottom thereof, the Value of each Bill so made Current; and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass Current in New-Jersey *for Ounces Penny Weight and Grains of Plate. January 1756.*

Which Bills when Printed, shall be delivered to *Samuel Nevill,* Esq; of the Eastern Division and *Joseph Yard,* Esq; of the Western Division, two of the Signers thereof, who shall, and are hereby directed and inpowered upon the Delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath or Affirmation to the Purpose following.

I A.B. *do declare, that from the Time the Letters were set, and fit to be put in the Press, for the printing the Bills of Credit now by me delivered to you, until the same Bills were printed, and the Letters unset and put into the Boxes again, I went at no Time out of the Room in which the said Letters were, without locking them up, so as they could not be come at without Violence, a false Key, or other Art then unknown to me; and therefore to the best of my Knowledge, no Copies were printed off but in my Presence; and that all the Blotters and other Papers whatsoever, printed by the said Letters, while set for printing the said Bills, to the best of my Knowledge are here delivered to you, together with the Stamps for the Indents and Arms. And that I have not at any Time been privy or consenting to any other or more Bills being struck than I now deliver to you. And that in all Things relating to this Affair, I have demeaned myself according to the true Intent and Meaning of the said Act, to the best of my Knowledge and Understanding.*

Which Printer at the Time he has Orders to print the said Bills, shall have

a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALLWAYS, That if any unforseen Accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED by the Authority aforesaid, that the Bills made Current by this Act, shall be nearly of the Biggness and Likeness of the Bills of Credit lately Current in this Colony; and shall be all Signed and Numbered by the said *Samuel Nevill* and *Joseph Yard;* and in Case of their, or either of their Deaths, or other Disability, by *John Smith,* Esq; of the Eastern Division, and *Joseph Hollingshead,* Esq; of the Western Division, or one or both of them; and one half of them shall be delivered to the Treasurer of the Eastern Division of this Colony to be by him Signed; and the other half to the Treasurer of the Western Division, to be by him signed: And in Case of Refusal or Disability of either of the said Treasurers, then any three of the Persons nominated in this Act are to sign the same. And in order that the said Bills may be Numbered and Signed with the less Charge and Risque, and with the more Convenience and Expedition, the said Signers are to observe the Directions following, viz. First, before the said Signers do receive any of the said Bills, they shall each of them take an Oath, or Affirmation if Quakers, before a Justice of the Peace, for the true Signing of the said Bills of Credit, and that they will sign no more than by this Act is directed, and that to the best of their Skill they will perform what by this Act they are enjoined as their Duty; a Certificate of which Oath or Affirmation is to be signed by the Justice and Deponent, or Affirmant, and to be delivered to the Treasurers with the Bills when signed by them. Secondly, On the receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters, and they shall divide the fair Bills so received into two equal Parts; and to avoid Confusion shall agree betwixt themselves how the Part of each shall be Numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. Thirdly, Each of the said Signers may then carry his Part to his own House there to be numbered and signed by him with all possible Expedition, which (or such Part as is then absolutely Necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part numbered and signed by him to the other, in order for him to sign the same; and they shall then together burn and destroy the Bills (if any be) over and above the Number hereby appointed to be issued; and in like Manner shall do from Time to Time, till all are signed and exchanged. Fourthly, Each of the said Signers may then carry the Part of the Bills aforesaid so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums, from time to time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate of his having taken an Oath or Affirmation as aforesaid, and the Stamps for the Indents and Arms, taking Receipts of the respective Treasurers for the Sums so delivered; which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors, and Administrators from such Parts of the said Bills as the Receipts do express.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers shall respectively Sign the Bills to them delivered (excepting as aforesaid) and under the Obligation of their Oath, or Affirmation, for the due Execution of their Office respectively, pay them out according to the Directions of this Act, and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, that the aforesaid Bills of Credit to be made and issued by Virtue of this Act, shall be and continue Current for and during the Time and space of five Years, to be computed from the date of the said Bills, between Man and Man; but shall be received by the said Treasurers for Twelve Months thereafter and no longer. And shall be paid and received for the same Value expressed in and upon each Bill, for Goods, or Lands, or any other Thing bought and sold, by all Persons whatsoever, residing in and passing through this Colony, according to their rates: And the Tender of the said Bills for payment, or discharging any Debt or Debts, Bargains, Sales of Land, or other Things, Bonds, Mortgages, Specialties and Contracts whatsoever already made, either for Sterling Money Silver Money of America, Dollars, or any other Species of Gold or Silver, or any other Quantity of Plate or Gold; shall be as effectual in the Law, to all Intents and Purposes, as if the Species contracted for, or the Current Coin passing in this Colony, had been offered and tendered for the same.

AND BE IT ENACTED by the Authority aforesaid, that if any Person, or Persons, Creditor, or Creditors, Obligee, or Obligees, any Party or Parties to any Contract, Covenant, Bargain or Agreement whatsoever, already made or hereafter to be made, at any Time during the Currency of the said Bills, shall upon Tender made before two lawful Witnesses of all or any their Debts, Dues and Demands whatsoever (provided the said Tender be made of the whole Debt or Demand, that is due from any one Person, and not of a Part) in the Bills of Credit made Current by this Act, refuse to accept or receive the said Bills of Credit in Discharge of the said Debts, Dues, or Demands according to their Value or Rates, he, she, or they so refusing to accept the said Bills of Credit in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused, and they and every of them, they and every of their Heirs, Executors, and Administrators, shall for ever be barr'd from bringing his, her, or their Actions for recovering the said Debt or Debts, Sum or Sums of Money so refused as aforesaid, and the Defendant may plead this Act in barr to any Action or Actions that shall be so commenced.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever within this Province, shall during the Currency of the said Bills of Credit, offer to sell, or expose to sale any Goods or Chattles, Lands, or Tenements whatsoever, and deny or refuse to sell, or ask a greater Value for the same, unless payment be made in Current Silver Money, Gold, Plate, Dollars, or other Specie whatsoever, and not in said Bills of Credit (whereby the Credit of the said Bills may be impair'd) then and in such Case, the Person so exposing to Sale, and refusing as aforesaid, shall forfeit for every such Offence, the Sum of *Twenty five Pounds,* to be recovered by Action of Debt in any Court of Record within this Province, with Costs of Suit; the one half

to such Persons as shall sue for and prosecute the same to effect, the other half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever, shall presume to Counterfeit, or be aiding and assisting in Counterfeiting or altering any of the Bills of Credit made Current by this Act, so as to make them pass or appear to be of greater Value then they were made Current for, or alter or cause to be altered any Bill or Bills, knowing the same to be Counterfeit, or altered as aforesaid, and be thereof legally convict, he, she, or they shall incur the Pains and Penalties of Felony, without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that *Samuel Nevill,* and *Jacob Dehart,* Esqrs; or *Thomas Scattergood,* and *Hugh Hartshorne,* or any two of them, are hereby authorized and directed to agree with the Printer for the Price to be paid him for Printing the Bills, according to the Directions of this Act: And shall be, and are hereby appointed Inspectors of the Press, to take Care that the Printer of the Bills of Credit, doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED by the Authority aforesaid, that there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for Printing them as the said Inspectors, or any two of them, shall certify under their Hands, they had agreed to pay him for that Service.

And there shall be paid for inspecting the Press according to this Act, the Sum of *six Pounds Thirteen shillings* and *four-pence.*

And there shall be paid to each of the Signers appointed by this Act, the Sum of *Ten Pounds.*

All which Sums of Money shall be paid by the Treasurers of this Colony, or either of them, out of the Money made Current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors and Administrators, for so much.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that for the better Credit and more effectual sinking of the said Bills of Credit made Current by Virtue of this Act, there shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of *Ten Thousand Pounds,* in the Year of our Lord, *One Thousand seven Hundred* and *Sixty one* ensuing; to be paid in the Proportions and Manner following, *viz.*

By the County of *Middlesex,* the Sum of *nine Hundred* and *six Pounds, seven shillings* and *one Penny Half-penny.*

By the County of *Monmouth,* the Sum of *Thirteen Hundred* and *Fourteen Pounds, six shillings* and *nine-pence.*

By the County of *Essex,* the Sum of *seven Hundred* and *Seventy eight Pounds, eleven shillings* and *four-pence.*

By the County of *Somerset,* the Sum of *eleven Hundred* and *Sixteen Pounds, Ten shillings* and *Ten-pence.*

By the County of *Bergen,* the Sum of *six Hundred* and *Fifty eight Pounds,*

Nineteen shillings and *Ten-pence Half-penny.*

By the County of *Burlington,* the Sum of *Twelve Hundred and fifty Pounds, three shillings* and *nine pence farthing.*

By the County of *Gloucester,* the Sum of *seven Hundred* and *Eighty one Pounds, Sixteen shillings* and *one Penny.*

By the County of *Salem,* the Sum of *six Hundred* and *Ninety eight Pounds, Ten shillings* and *eleven pence.*

By the County of *Cape-May,* the Sum of *one Hundred* and *Sixty seven Pounds, one shilling* and *nine-pence.*

By the County of *Hunterdon,* the Sum of *Fourteen Hundred* and *Seventeen Pounds, Fifteen shillings* and *two pence.*

By the Counties of *Morris,* and *Sussex,* the Sum of *five Hundred* and *Fifty five Pounds, Twelve shillings* and *eight pence farthing.*

By the County of *Cumberland,* the Sum of *three Hundred* and *Fifty four Pounds, three shillings* and *eight-pence Half-penny.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas so proportioned as aforesaid, shall be assessed, raised, levyed, collected, and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services, as is directed by an Act entitled, *An Act for levying a Fund at different Periods, by Provincial Taxes, for sinking the Sum of* Fifteen Thousand three Hundred and two Pounds and four Pence, *now outstanding in Bills of Credit, made Current for His Majesty's Service in the late War.* And that the said Sum of *Ten Thousand Pounds,* to be raised by Virtue of this Act, shall be well and truly applied for the sinking the Bills of Credit made Current by this Act, and for no other Use: And when the same shall be received by the Treasurers of this Province by Virtue of the said Tax, they shall sink the same agreeable to the Directions of the last mentioned Act. PROVIDED, that the Legislature shall not in the mean Time agree upon some other expedient for sinking the same, in a more easy Method to the Inhabitants of this Colony.

And for the greater Security, Safety and Defence of the Frontiers of this Province, and the Inhabitants thereof, bordering upon the River *Delaware* in the County of *Sussex,* and Places adjacent, BE IT FURTHER ENACTED by the Authority aforesaid, That Block-Houses (not exceeding the Number of Four in the whole) shall be erected at convenient Places and suitable Distances from each other, near to the said River *Delaware,* in the County of *Sussex* aforesaid, and Places adjacent, under the Inspection and Direction of *John Stevens* and *John Johnston,* Esqrs. (who have voluntarily offered themselves for that Service *Gratis,* and) who are hereby appointed Commissioners to erect the said Works, and who are to get such Advice and Assistance as they can obtain from Col. *Peter Schuyler,* who (as the House of General Assembly are informed) is willing to assist them.

And for the more ready compleating of the said Works in this Time of eminent Danger, BE IT FURTHER ENACTED by the Authority aforesaid, that the said *John Stevens* and *John Johnston,* or either of them, are hereby

invested with full Power and Authority to erect and build such a Number of the said Block-Houses, at such Places and Distances from, each other, as to them, or either of them, shall seem most convenient and suitable to the present Occasion; and to employ such and so many Artificers, Workmen and Labourers, as they shall think proper for the Building the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that there shall be allowed and paid to every Artificer and Labourer, such Sum and Sums of Money as they the said *John Stevens* and *John Johnston* shall agree for, for so many and every Day and Days as he or they may be employed in the said Service, to be paid by the Treasurers of this Colony, on Orders or Receipts from them the said *John Stevens* and *John Johnston,* or either of them; which Receipts when produced by the said Treasurers, shall be sufficient to discharge them, or either of them, their Heirs, Executors and Administrators, from so much as shall be paid as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissioners, or either of them, are hereby authorized and impowered from Time to Time, to hire and agree for so many Teams and Carriages, and to purchase such Materials as in their Discretion shall seem Necessary for carrying on and compleating the said Works; and also from Time to Time, to draw Orders upon the Treasurers aforesaid, for Satisfaction of all and every such Service and Services as aforesaid; who is hereby required to pay the same: And such Orders, with Receipts thereon, shall be proper Vouchers for so much Money expended in the said Service.

And for the more effectual Defence and Security of the aforesaid Frontiers in the County of *Sussex,* aforesaid, and Places adjacent, from any Encroachments or Invasions which may be made by the Enemy upon the same; and for supplying the said Block Houses, with a sufficient Number of Forces to guard the said Frontiers; BE IT FURTHER ENACTED by the Authority aforesaid, that two Hundred and Fifty able Bodied Freemen, be raised in this Colony, or so many of them as the Governor or Commander in Chief, by Advice of Council, shall find necessary to be employed in the Service aforementioned, who shall be detach'd from the Militia of this Colony, in such Manner as his Excellency the Governor, or Commander in Chief, may direct and appoint in Consequence of the Powers contained in the Act entitled, *an Act for better settling and regulating the Militia of this Colony of* New-Jersey, *for the repelling Invasions, and suppressing Insurrections and Rebellions.* Which said two Hundred and Fifty Men shall Continue in the said Service for one Month, and until they shall be relieved by other Forces, to be raised in like manner for the said Service.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all and every Person and Persons, which shall be employed in any of the Services herein before mentioned, shall be free from all Arrests in civil Actions; and the Goods and Effects of all and every such Person and Persons shall be free from Attachments, Executions, and other legal Process during their Service as aforesaid. PROVIDED they are not secreted or removed out of the City, Town or Precinct where the Person resided; and any sale made of the same, is hereby declared to be void and of none affect.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Province, or either of them, out of the Bills of Credit made Current by this Act, shall pay to *John Wetherill,* Esq; who is hereby appointed Commissary of the Stores and Musters, and Pay-Master of the said Forces, such Sum or Sums of Money as shall be found necessary for the Payment of the aforesaid Officers and Soldiers in the Proportion and manner following, to wit, To the Commander in Chief of the Block-Houses, *six Shillings* Proclamation Money *per Day;* to each Captain, *four shillings* Proclamation Money *per Day:* To each Lieutenant, *three shillings,* Proclamation Money *per Day:* To each Serjeant, each Corporal, and each Drummer, *two shillings* and *Six-pence,* Proclamation Money *per Day:* And to each private Man *two shillings* Proclamation Money *per Day.*

And for purchasing the Necessary Provisions intended for the said two Hundred and fifty Men BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, out of the Bills of Credit made Current by this Act, shall pay or cause to be paid unto *Jonathan Hampton,* Esq; who is hereby appointed a Commissioner for the Colony of *New-Jersey,* such Sum and Sums of Money as the said Commissioner shall from Time to Time, find Necessary for the Use and Service of the said Forces; agreeable to the true intent and meaning of this Act, with which said Sum and Sums of Money the said Commissioner shall from Time to Time Purchase such Ammunition, Stores, Provisions, and other Necessaries thereunto appertaining as may be wanted for the proper use of the said Forces, during their continuance upon Duty as aforesaid; and the said Commissioner shall cause the same to be delivered into the Care and Custody of the Commissary aforesaid, and shall take his Receipt for the same, and the said Commissary shall deliver out the same daily or Weekly as he shall think most proper and Convenient.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any of the Ammunition, Stores, Provisions, and other Necessaries so purchased as aforesaid, shall remain in the Hands of the Commissary or Commissioner, or either of them, and shall not be wanted; that then the said Commissioner shall deliver the remainder in his Hands to the Commissary, and shall take a Receipt for the same: And the said Commissary shall dispose of all such Ammunition, Stores, Provisions, and other Necessaries as shall then remain in his Hands, and shall pay the Produce thereof into the Treasury, retaining Five *per Cent* Commissions.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case the said Commissioner, or Commissary, or either of them, shall give, sell, or dispose of any Part of the said Ammunition, Stores, or Provisions; or otherwise enbezzle, or make away with the same, or permit any other Person or Persons so to do contrary to the true intent and meaning of this Act; then the said Commissioner, or Commissary, or either of them so Offending as aforesaid, shall be liable to be prosecuted in any Court of Record in this Colony, where the same may be Cognizable, by the Attorney General, who is hereby authorized, impowered and required to sue and prosecute such Commissioner, or Commissary, or either of them, for all such Ammunition, Stores, and Provisions, so by

him or them given, sold, disposed of, or otherwise embezzled, or made away with as aforesaid; and upon Recovery and Receipt of the Value thereby adjudged, the said Attorney General shall pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, shall take Receipts for all such Money as shall be paid out by them, by Virtue of this Act, signifying the Services the Money so paid was designed for, and Signed by the Person or Persons receiving the same. And the said several Receipts, when produced by the said respective Treasurers, and Signed as aforesaid, shall be sufficient Vouchers, to discharge them the said Treasurers, or either of them, their Heirs, Executors, or Administrators on Account of the several Payments so made and paid out of the Treasury aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissioners, and the said Commissary and pay Master shall procure a Book of clean Paper, for a Journal, fit for entering therein Memorandums daily of all Things transacted by him, or advised, or requested, concerning his said Office, which he is truly to enter there, and to have the Account of all Detachments, certifyed by the Officers of his Company, and to form regular Accounts of all Monies received and disbursed in pursuance of this Act; and they and each of them shall also take Receipts for all Sums of Money disbursed by him or them, which Books and Receipts shall be laid before the next, or some future General Assembly of this Colony, when thereunto required, to be auditted, inspected, and examined by them, to whom they are hereby made accountable.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that is shall and may be lawful for the said Commissioner to retain in his Hands out of the Money aforesaid, *five per Cent,* for his Trouble; and the Commissary and Pay-Master aforesaid, shall have two and a half *per Cent,* as Commissions on such Money as shall be by him disbursed in manner aforesaid.

AND WHEREAS the Regiment under Colonel *Schuyler,* is not at present upon Duty in the Service for which it was raised: And his Excellency General *Shirley,* under whose Command the said Regiment now is; hath been pleased to signify his Willingness, that it should be employed for the Purposes intended by this Act, until he has Occasion for it elsewhere; therefore, for the Ease of the Militia of this Colony, BE IT ENACTED by the Authority aforesaid, that two Hundred and Fifty Men of the said Regiment, shall be employed for the Defence of the Frontiers aforesaid, in the manner directed by this Act, in lieu of the Inhabitants of this Colony, until they are call'd of by his said Excellency's Directions, and their Places to be immediately supplied in the manner directed by this Act; which said Forces now in the Pay of this Colony, are to go on the Pay already Provided for them by a former Law of this Colony.

AND Whereas the Arms of the said Forces, being now at *Albany* (or that way) and the Season rendering it Impracticable to get them from thence. BE IT ENACTED by the Authority aforesaid, that the Commissioner aforesaid shall, and he is hereby impowered to purchase two Hundred and Fifty good Fire Arms for the said Soldiers during their Stay at the Frontiers aforesaid:

Which said Arms, or so many of them as can be spared, when the said Soldiers are called off, shall be left in the Care of the Commissary, until they are otherwise ordered by the General Assembly.

AND Whereas a Considerable Number of Men are already Ordered to the Frontiers aforesaid, and Quantities of Provision hath been already supplied on the Credit of this Colony, and other charges have accrued. BE IT ENACTED by the Authority aforesaid, that the Commissary aforesaid, shall adjust the Accounts of such Persons as have supplied Provisions on the Credit of this Colony for the Defence of the Frontiers aforesaid, and pay such of the Militia as are now out in the Service by the Governors Order, in the manner directed by this Act; and upon accounts duly proved, to pay so much of the said Money as shall be due to any Person, whose Receipt thereon shall be a sufficient Discharge to the said Commissary, his Heirs, Executors, and Administrators for so much Money as he shall pay.

AND Whereas it is not likely that the whole of the Money now made Current, will be wanted on the present Occasion. BE IT ENACTED by the Authority aforesaid, that such Part of the said Bills of Credit now made Current, as shall not be wanted on the present emergency, shall be subjected to the Payment of the Regiment of Col. *Schuyler,* in the same manner as is directed by an Act of Assembly of this Colony, entitled, *An Act for making Current Fifteen Thousand Pounds in Bills of Credit, for the further supply and pay of the Forces, lately raised in this Colony under the Command of Col.* Peter Schuyler, *and for directing the manner how the said* Fifteen Thousand Pounds *shall be sunk,* unless the same shall in the mean Time be otherwise employed by an Act of the Legislature of this Colony.

Passed 24 Dec. 1755.
Bradford (1755) 3-17.

Nineteenth Assembly, Sixth Session

Second Sitting

9-16 Mar. 1756

Elizabeth-Town

An ACT *for raising* two Hundred *and* Fifty *able Bodied free Men as Volunteers, to protect and defend the Frontiers of this Colony, from any Invasions which may be made upon the same by the Enemy, in lieu of the Militia already Stationed upon the said Frontiers, as also for subjecting* two Hundred *of the said Volunteers, to Act in Conjunction with the Colonies of* New-York, *and* Pennsylvania, *to make up an Army of* one Thousand *Men, or one fifth Part of such an Army (not exceeding* one Thousand *Men in the whole) as shall be thought necessary to be employed in pursuing the Indian Enemy into their Places of retreat, and Captivating them, their Wives and Children.*

WHEREAS the Savage *Indians* still continue their Murders, Cruelties, and Devastations, upon his Majesty's Subjects in the Colony of *Pennsylvania,* bordering upon the County of *Sussex* in this Colony of *New-Jersey;* and also have begun the same Devastations in the Neighbouring Colony of *New-York;* and it may with very great reason be supposed, this cruel Enemy would have entered this Colony long before this Time and committed equal Barbarities upon the Inhabitants thereof, had not the Legislature, by a timely Provision, prevented the same, by erected Forts and Block-Houses at such Places as were most exposed to the Incursions of the Enemy, and supplying the same, with a sufficient Number of Forces. And whereas it hath been found by experience, that the supplying the said Forts and Block-Houses with Monthly Detachments, out of the several Regiments of the Militia, is very inconvenient and expensive, near one third of their Time being taken up in Marching and Remarching to so great a Distance: Therefore for the preventing so much unnecessary Expences, and for other good Purposes hereby intended.

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, that *two Hundred* and *Fifty* Volunteers, consisting of able Bodied Freemen shall be raised by this Colony (exclusive of the Commission Officers) to be employed in the Defence and Security of the Frontiers of this Colony, in the County of *Sussex,* and Places adjacent, from any Encroachments or Invasions which may be made upon the same by the Enemy; and for such other Services as shall be herein after express'd: Which Forces shall be formed into three Companies, to wit, two of the said Companies shall consist of *one Hundred* Men each, and each Company shall be Commanded by a Captain and two Lieutenants; and the third Company consist of *Fifty* Men, to be Commanded by a Captain and one Lieutenant; all which said Officers shall be appointed by Commissions from

the Governor, or Commander in chief for the Time being; and that four Serjeants, and four Corporals, shall be appointed by each Captain, out of each of the said respective Companies, for the Service of the said Company.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all and every Person, and Persons which shall be employed in any of these Services, shall be free from all Arrests in civil Actions, not amounting to upwards of *Ten Pounds* Proclamation Money, to any one Person, or upwards of *Fifty Pounds* Proclamation Money in the whole. And the Goods and Effects of all and every such Person and Persons, shall be free from Attachments, Executions, and other legal Process during their Continuance in the said Services. PROVIDED ALWAYS, that such Goods and Effects shall not be secreted or removed out of the City, Town or Precinct, where the said Person or Persons resided before such enlisting as aforesaid; and any sale made of the same, is hereby declared to be void and of none effect.

AND BE IT ENACTED by the Authority aforesaid, that it shall not be lawful to enlist any young Man under the Age of Twenty one Years, or any Slaves, who are so for Term of Life, bought Servants or Apprentices, without the express leave in Writing of their Parents or Guardians, Masters or Mistresses, first had and obtained. And if any Officer or others shall inlist any such young Men, Slaves, bought Servants, or Apprentices, as aforesaid, and upon Application and due Proof made thereof, before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully inlisted; then the said Justice of the Peace is hereby empowered and required to issue his Warrant to any Constable commanding him to take the Body of such young Man, Slave, Servant, or Apprentice, and deliver him to his Parent, or Guardian, Master or Mistress: And if the Officer or other Person with whom such Person is inlisted, shall notwithstanding, secret, detain, or carry away such Person, then such Officer or other Person so Offending, shall forfeit and pay, for every such young Man, under the Age of Twenty one Years, so inlisting contrary to the true intent and meaning of this Act, the Sum of *five Hundred Pounds;* for every Slave so inlisted, the Sum of *one Hundred Pounds;* and for every such bought Servant or Apprentice, the Sum of *Twenty Pounds,* to be recovered in any Court of Record where the same is Cognizable in this Colony, with full Costs of Suit; and to be paid so much thereof to the Person complaining, as his or her Damages, by the said Court shall be adjudged, and the residue thereof to either of the Treasurers of this Colony, to be applied as by Act of General Assembly shall be hereafter directed. And in Case the Body of such Officer or other Person Offending cannot be taken; then it shall and may be lawful for the Person aggrieved to proceed against him by attachment, against the Offenders Goods and Chattles, Lands and Tenements, in manner and form as is directed by an Act, entitled, '*An Act for the better enabling of Creditors to recover their just Debts, from Persons who abscond themselves,*' saving that the Person complaining shall not be obliged to make the Affadavit therein directed, and the forfeitures recovered, shall be paid as aforesaid.

And for a further Encouragement to *two Hundred* and *Fifty* Volunteers to enter into the said Service, BE IT FURTHER ENACTED by the Authority

aforesaid, that the Treasurers of this Colony, or either of them, out of the *Ten Thousand Pounds* lately made Current in Bills of Credit for the Defence of the Frontiers of this Colony, shall pay to *Jonathan Hampton,* who is hereby appointed Commissary of the Stores and Musters, and Pay-Master of the said Forces, or his Order, such Sum and Sums of Money as shall be found necessary for the Payment of the aforesaid Officers and Soldiers, in the Proportion and Manner following, to wit, to each Captain during his continuance in the Service upon the Frontiers, the Sum of *four shillings* Proclamation Money per Day; and during his Continuance in the Service on the intended Expedition, after the rate of *Ten Pounds one shilling* Proclamation Money per Month. To each Lieutenant during his continuance in the Service upon the Frontiers, the Sum of *three shillings* Proclamation Money per Day; and during his continuance on the intended Expedition, after the rate of *seven Pounds Ten shillings* and *ninepence* Proclamation Money per Month. To each Serjeant, and each Corporal *two shillings* and *six pence* Proclamation Money per Day; and to each Volunteer, who shall equip himself with a good and sufficient Musket, Cutlass or Hatchet, Cartouch Box, Powder Horn, Blanket and Knap Sack, *two shillings* Proclamation Money per Day.

BE IT FURTHER ENACTED by the Authority aforesaid, that if any of the *two Hundred* and *Fifty* Men, so inlisted as aforesaid, should on examination, be found not provided with a sufficient Musket, that then it shall be lawful for the Commissary, to furnish every such Man so unprovided with one of the Muskets of this Colony; and as Security for his returning the same in good order, to retain in his Hands so much of every such Mans Wages, as will fully pay for every such Musket; and in Case he returns it in good order, then to pay him such Deduction in full of his Wages as directed by this Act.

And for purchasing the necessary Provisions intended for the said *two Hundred* and *Fifty* Men, BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, out of the aforesaid *Ten Thousand Pounds,* shall pay or cause to be paid unto the Commissary aforesaid, or his Order, such Sum and Sums of Money as the said Commissary shall from Time to Time find necessary for the use and Service of the said Forces, agreeable to the true intent and meaning of this Act; with which said Sum and Sums of Money the said Commissary shall from Time to Time purchase such Ammunition, Stores, Provisions, and other Necessaries thereunto appertaining as may be wanted for the proper use of the said Forces, during their continuance upon duty as aforesaid, and the said Commissary shall deliver out the same daily or weekly as he shall think most proper and convenient.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any of the Ammunition, Stores, Provisions, and other Necessaries so purchased as aforesaid, shall remain in the Hands of the Commissary, and shall not be wanted, that then the said Commissary shall dispose of all such Ammunition, Stores, Provisions and other Necessaries, as shall then remain in his Hands, and shall pay the produce thereof into the Treasury, retaining two and a half *per Cent* Commissions.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in

case the said Commissary shall sell, give or dispose of any Part of the said Ammunition, Stores or Provisions, or otherwise embezzle or make away with the same, or permit any other Person or Persons so to do, contrary to the true intent and meaning of this Act; then the said Commissary so offending as aforesaid, shall be liable to be Prosecuted in any Court of Record in this Colony, where the same may be Cognizable, by the Attorney General, who is hereby authorized, empowered and required to sue and prosecute such Commissary for all such Ammunition, Stores and Provisions, so by him given, sold, disposed of, or otherwise embezzled, or made away with as aforesaid; and upon Recovery and Receipt of the Value thereby adjudged, the said Attorney General shall pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, shall take receipts for all such Money as shall be paid out by them by Virtue of this Act, signifying the Services and Money so paid was designed for, and Signed by the Person or Persons receiving the same. And the said several Receipts when produced by the said respective Treasurers, and Signed as aforesaid, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors or Administrators, on Account of the several Payments, so made and paid out of the Treasury aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissary and Pay-Master, shall procure a Book of clean Paper for a Journal, fit for entering therein Memorandums daily of all Things transacted by him, or advised or requested concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed in pursuance of this Act, and he shall also take Receipts for all Sums of Money disbursed by him; which Books and Receipts he is to lay before this or some future General Assembly of this Colony, to be audited, inspected and examined by them, to whom he is hereby made accountable.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Commissary to retain in his Hands out of the Money aforesaid, two and a half *per Cent,* as Commissions on such Monies as shall be by him disbursed in manner aforesaid, as a full recompence for his Services as aforesaid.

And Whereas his Excellency Sir *Charles Hardy,* Governor of *New-York,* hath by a Letter to his Excellency *Jonathan Belcher,* Esq; Governor of this Colony, signifyed the necessity of pursuing the Indian Enemy to their Places of Retreat, and endeavouring if possible to take their Women and Children Prisoners, as the most effective means to reduce them, and oblige them to sue for Peace, when they see their Wives and Children in Captivity, and that it was proposed that an Army of *one Thousand* Men should be raised by the Colonies of *New-York,* and *Pennsylvania,* for the Purposes aforesaid. And as this Colony hath been always ready and willing to contribute to the utmost of their ability, towards the promoting and carrying on every plausible Scheme, that in its Consequences might tend to the Service of his Majesty or the relief of the Neighbouring Colonies, as well as to their own preservation and safety. BE IT

THEREFORE ENACTED by the Authority aforesaid, that *two Hundred* of the Forces now raised, by Virtue of this Act, shall be employed in the Service aforesaid, to make up the said Army of *one Thousand* Men proposed to be raised by the said three Colonies of *New-York, New-Jersey,* and *Pennsylvania,* and that whensoever the said Colonies of *New York,* and *Pennsylvania,* shall have raised the remainder of the said *one Thousand* Men, and shall have them in readiness to March upon the said Expedition as aforesaid, then (and not before) the aforesaid *two Hundred* Men, with their proper Officers, shall March from their several Stations upon the Frontiers aforesaid, to the Place of General Rendezvous, which shall be appointed for the said Expeditions, there to join and Act in Conjunction with the aforesaid remainder of *one Thousand* Men in pursuing the Indian Enemy into their Places of Retreat, driving them out of the same, and Captivating their Wives and Children.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if a less Number than *one Thousand* Men shall be thought sufficient to effect the Purposes aforesaid, than a fifth Part and no more of such Number as shall be thought sufficient as aforesaid, shall be Draughted out of the aforesaid Forces, and shall be employed, with their proper Officers in the aforesaid Expedition.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if the aforesaid *two Hundred* Men, or a proportionable Part thereof as aforesaid, shall be ordered to March in the Service aforesaid, that then and in such Case, the Commissary and Pay-Master appointed by this Act, shall constantly attend the Service of the said Forces, and shall go along with them as far as a Council of War shall think safe and necessary. And after the said *two Hundred* Men, or the Proportion thereof as aforesaid, shall March from the said Frontiers, the Captain remaining, shall Act as Commissary for the said Forces under his Command, during the absence of the Commissary aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissary and Pay-Master, shall have full Power and Authority, to pay the one fifth Part of the Charge of a Surgeon, Surgeons Mate, and Medicines, who shall attend and be found Necessary for the said Forces.

And for a greater Encouragement for the Common Soldiers in the Pay of this Province, who shall exert themselves in an extraordinary Manner in the Annoyance of the Enemy: BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful to and for the Officers of the Forces who are to March into the Enemy's Country, by a Vote of a General Council of War, to certify the particulars of the extraordinary Behaviour of any such Soldiers who shall exert themselves in any Action against the Enemy, and to allow the following Premiums to such Soldiers, to two of the said Soldiers a premium of *Ten Pounds* each, to four of the said Soldiers a premium of *seven Pounds Ten shillings* each; to six of the said Soldiers a premium of *five Pounds* each; to Ten of the said Soldiers a premium of *Forty shillings* each. And the Treasurers of this Colony or either of them are hereby directed to pay the said Certificates being first endorsed by the Commissary, and the Party to whom paid; which Certificates,

with Endorsements of receipt thereon made, shall be sufficient Vouchers to discharge the said Treasurers, or either of them, their Heirs, Executors, and Administrators for so much.

And Whereas this Colony has never had any Thing to do with the Indians, who are now Enemies to his Majesty and the British Interest, neither by any Benefits of Trade with them whilst they were Friends, nor since their defection by any considerable attacks on the Inhabitants who pay Taxes in this Colony; and the Assistance in the Expedition intended by this Act is designed, as well for the Benefit of our Neighbours of *Pennsyvania,* and *New-York,* who are more principally concern'd and affected by their Barbarities, as to prevent future expences on our own Frontiers; it would not therefore be reasonable that this Colony should be burthened with any of the Indian Captives or Prisoners that may be taken, especially as the Proportion advanced by this Colony, is much higher than on an equitable Settlement of the Quotas of the Colonies concerned it would amount to, therefore,

BE IT ENACTED by the Authority aforesaid, that if any Indians are taken Captives in the said Expedition, they shall not be brought into this Province so as to be any Charge to the Inhabitants; and it shall not be lawful for any Officer or Officers whatsoever within this Colony, to take charge of, or receive them into any of the Gaols or other Places of Confinement within the same, (such only excepted who may be taken within this Colony.)

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Governor or Commander in chief of this Colony, upon sufficient occasion, or if the said Forces remain inactive, to order and direct the return of the said Forces into this Province, and to disband the whole or any Part of the Forces on the Frontiers.

PROVIDED ALWAYS, that such Parts of this Act as relates to the Marching, Paying and Subsisting the Forces directed by this Act, to Act in Conjunction with the Forces of *Pennsylvania,* and *New-York,* against the Indian Enemy, shall be and remain in Force for six Months from the Publication hereof and no longer.

BE IT FURTHER ENACTED by the Authority aforesaid, that if the said *Jonathan Hampton,* appointed Commissary by this Act, should happen to die, refuse or be disabled from attending the Service aforesaid, that then *Thomas Eaton* is hereby appointed to supply his Place, as Commissary of the Stores and Musters and Pay-Master of the said Forces.

Passed 16 Mar. 1756.
Bradford (1756) 19:6:2, pp. 3-12.

Nineteenth Assembly, Sixth Session

Third Sitting

20 May-2 June 1756

Elizabeth-Town

An ACT *for the Support of Government of his Majesty's Colony of* New-Jersey, *to commence the* Twenty first *Day of* May, One Thousand Seven Hundred and Fifty Six, *and to end the* Twenty first *Day of* May, One Thousand Seven Hundred and Fifty Seven, *and to discharge the Publick Debts, and the Contingent Charges thereof, and for settling the Quotas in the respective Counties, and levying of a Provincial Tax.*

WHEREAS the Act for Supporting the Government of his Majesty's Colony of *New-Jersey,* is expired, and We the House of Representatives, being willing and desirous to give all possible Demonstrations of our Duty, Loyalty and Gratitude, by providing for the Support of his Majesty's Government over us, do pray that it may be Enacted,

AND BE IT ENACTED by the Governor, Council, and General Assembly of this Colony of *New Jersey,* AND IT IS HEREBY ENACTED and declared by and with the Authority of the same, that for paying the Salaries of the Governor, and other Officers appointed for the Administration of the Government of this Colony; there shall be, and there is hereby chearfully given unto his present Majesty, his Heirs and Successors, the several Sums following, in Money as it now passes in the *Western Division* of this Colony, to be paid out of such Money that now is in the Treasury, or shall be paid into the Treasury by Virtue of this Act, that is to say.

To his Excellency JONATHAN BELCHER, Esq; Governor, and Commander in chief of this Colony, *One Thousand Pounds per Annum,* Money aforesaid.

To *Samuel Nevill,* Esq; Second Justice of the Supreme Court of this Colony, *Twenty five Pounds, per Annum,* Money aforesaid.

To *Richard Saltar,* Esq; third Justice of the Supreme Court of this Colony, *Twenty five Pounds, per Annum,* Money aforesaid.

To *Courtland Skinner,* Esq; Attorney General of this Colony, at the Rate of *Thirty Pounds, per Annum,* Money aforesaid.

To *Andrew Johnston,* and *Samuel Smith,* Esqrs. Treasurers of this Colony, each *Forty Pounds, per Annum,* Money aforesaid.

To *Charles Read,* Esq; Clerk of the Council of this Colony, *Thirty Pounds, per Annum,* Money aforesaid.

To *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great-Britain,* or to the Agent for the Time being, appointed by the House of Representatives, *Eighty Pounds, per Annum,* Money aforesaid.

To *John Smith,* Esq; Clerk of the Circuits of this Colony, *Twenty Pounds, per Annum,* Money aforesaid.

To the Door-keeper of the Council of this Colony, *Ten Pounds, per Annum,* Money aforesaid.

All which said several Sums above mentioned, shall be made and paid to the said several Officers before mentioned, for their respective Salaries, for the Term of one Year, by the Treasurers of this Colony, or either of them, signed by the Governor, or Commander in chief for the Time being, in Council: And the Warrants so signed, with Indorsements thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors, and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case his Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall by Death or otherwise, cease to be Governor, or Commander in Chief of the same, or that any other of the respective Officers herein before mentioned, shall happen to die, or otherwise be removed from their respective Offices, at any Time after the passing of this Act, and before the *Twenty first* Day of *May,* which will be in the Year of our Lord, One Thousand Seven Hundred and Fifty Seven, that then and in such Case, it shall and may be lawful, for the Treasurers of this Colony for the Time being, and they, or either of them, are hereby authorized and commanded to pay to his Excellency JONATHAN BELCHER, Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received, or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid; or the said respective Officers dying, or being otherwise disabled from holding their Offices as aforesaid, shall remain in Arrear and unpaid to them, for his and their respective Salaries.

And whereas it is necessary that the present Governor, should be provided with a House to live in, until one shall be provided for that Purpose, BE IT ENACTED by the Authority aforesaid, that there shall be paid out of the Money aforesaid, to his said Excellency JONATHAN BELCHER, Esq; at the Rate of *Sixty Pounds, per Annum,* Money aforesaid, for House Rent, for the said Term of one Year.

And whereas it is fitting and necessary, that the Publick Debts and Contingent Charges of the Government, should from Time to Time be honourably and punctually discharged: Therefore, for defraying the same, We the House of Representatives do further pray that it may be ENACTED, AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay out of the Money aforesaid, to the Chief Justice, or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds* for each Time, in the aforesaid one Year, that he or either of them hath held, or shall hold the Court of *Nisi Prius,* and of Oyer and Terminer and General Gaol delivery, when it hath been or shall be necessary that they be held at the same Time in the respective Counties of this Colony, either at the Time appointed, or that

hereafter shall be appointed for holding the said Courts, provided there shall be a real occasion for holding the same: PROVIDED ALSO, that not any Thing shall be paid to either of the Justices aforesaid, for holding any of the abovesaid Courts, at the same Time that the Supreme Courts have been, or shall be held at *Perth-Amboy* and *Burlington*. PROVIDED ALWAYS, That no more than two of the said Courts of Oyer and Terminer, and General Gaol delivery, held in any one County during the said one Year, shall be paid for by Virtue of this Act, one of them held, or to be held, if there hath been or shall be Occasion, at the Yearly Time of holding the Court of *Nisi Prius,* and the other of said Courts of Oyer and Terminer and General Gaol delivery, if Application hath been, or shall be made in Writing, signed by the Major Part of the Freeholders, chosen by the said County, in Conjunction with any three Justices of the Peace (*Quorum unus*) of the said County, to any one of the Justices of the Supreme Court.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers, or either of them, shall pay the Sum of *six shillings per diem,* unto each of the Council, for each Day that they have respectively attended, or shall attend, at this or any other sitting of the General Assembly, during the said one Year; upon Warrants by them, their Executors, Administrators, or Assigns, to be produced, signed by the Governor, or Commander in Chief in Council, expressing the Number of Days each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.*

To *Abraham Clark,* jun. one of the Clerks of the House of Representatives, or any other Clerk of this House, for his Attendance, the Sum of *eight shillings per diem,* for the Time he shall attend at this or any other sitting of General Assembly, during the said one Year; also the Sum of *four pence* per sheet, reckoning Ninety Words to the Sheet, for entering the Minutes and Votes of this, or any other sitting during the Continuance of this Act, fair in the Book, Copying the Laws and Minutes for the Printer; and to said *Abraham Clark, eight Pounds,* for Pen, Ink, and Paper, during this and former sittings.

To the Secretary for Charges attending Expresses to this Time in full of his Account, the Sum of *Eighteen Pounds Twelve Shillings:* And in full of the Charges of the late Indian Treaty at *Crosswicks, Fifty Pounds Eleven shillings* and *Eleven pence.*

To each of the Treasurers of this Colony, *six pence per Pound,* for exchanging the ragged and torn Bills of Credit of this Colony.

To *James Parker,* or any other Printer hereafter appointed, for printed [*sic*] the Minutes of the House of Representatives, of this or any other Sitting during the Continuance of this Act; and to *Willian Bradford,* for printing the Laws passed at this or any other siting as aforesaid, such Sums as *Charles Read, Hendrick Fisher, John Johnston, Henry Paxson, and John Ladd,* Esqrs. or any two of them, shall agree to be paid for the said Services.

To the Serjeant at Arms for the Time being, who hath attended, or shall attend the House of Representatives, at this or any other Sitting during the

said Term of one Year, the Sum of *three shillings per diem.*

To the Serjeant at Arms for the Time being, who hath attended, or shall attend the Council in Manner aforesaid, the Sum of *three shillings per diem.*

To the Door-keeper of the House of Representatives for the Time being, who hath attended, or shall attend on the House in Manner aforesaid, the Sum of *three shillings* and *six pence per diem.*

To *Joseph Bispham,* Esq; in full of his Account, for Registering, and providing Badges for Indians, *six Pounds.*

To the Sheriff of *Hunterdon,* in full of his Account, for maintaining an Indian Prisoner, *six Pounds two shillings* and *eight-pence.*

To *Samuel Woodruf,* Esq; in full of his Account for Badges for Indians and other Expences, the Sum of *seven Pounds two shillings* and *three pence.*

To *Petrus Ducker,* Esq; for himself and Associates, in full for their trouble in Protecting some Indians to *Elizabeth Town, five Pounds eight shillings.*

To *Jacob Dehart,* Esq; to pay *Mary Dennis,* the Sum of *Twenty shillings per Week,* for the Use of a Room, Firewood and Candles, for the House, during this and the late Sittings of Assembly's.

To *Andrew Johnston,* Esq; the Sum of *Fifteen shillings per Week,* to pay for the Use of a Room, Firewood, and Candles, for the Council, during this or any other Sitting within the said Time.

All which said several Sums abovementioned, shall be and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor, or Commander in Chief for the Time being, in Council. And the said several Warrants, when produced by the said respective Treasurers, and Endorsements thereon made, by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay out of the Money aforesaid, the Sum of *six shillings per diem,* to the Speaker, and every of the Members of the House of Representatives, for the Time each of them have attended, or shall attend, at this or any other Sitting of General Assembly, during the said Term of one Year, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators, or Assigns, signed by *Charles Read, Robert Lawrence, Samuel Nevill, Joseph Yard, Hendrick Fisher, Jacob Spicer,* and *Henry Paxson,* Esqrs. or any three of them, expressing the Number of Days, such Members shall have attended. And the said several Certificates, when produced by the said respective Treasurers, and Endorsements thereon made by the Person to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors, and Administrators, on account of the several Payments so made and paid out of the Treasury as aforesaid.

And Whereas the Treasury of this Colony neither is nor can be supplyed

by Virtue of any Acts of General Assembly now in being, with Money sufficient for discharging the several Sums abovementioned; and such other Sums of Money which will be necessary for the Support of Government. For remedying of which it is absolutely necessary to raise the Sum of *three Thousand Pounds,* Money aforesaid, by a Provincial Tax. And to the end the Sum of *three Thousand Pounds* Money aforesaid, may be equitably and effectually raised, according to the Time above specified, for supply of the Treasury, for discharging the said Sum of Money so given by this Act; IT IS HEREBY ENACTED by the Authority aforesaid, that there shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of *three Thousand Pounds,* Money aforesaid, in manner following, *viz.*

All Housholders, the Tax of whose Rateable Estate, exclusive of Certainties, does not amount to *two shillings,* shall be rated at the Discretion of the Assessors, not under *one shilling,* nor above *Thirty shillings.*

All Merchants and Shop-keepers, shall be rated at the Discretion of the Assessors, not under *two shillings,* nor above *two pounds.*

All Saw-Mills, shall be rated at the Discretion of the Assessors, not under *five shillings,* nor above *four pounds.*

All Grist-Mills, for each pair of Stones, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *four Pounds.*

All Fulling-Mills, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *Forty shillings.*

All Furnaces, shall be rated at the Discretion of the Assessors, not under *one pound Ten shillings,* nor above *three pounds Ten shillings.*

All Forges that work Pig-Iron, shall be rated at the Discretion of the Assessors, not under *seven shillings,* nor above *one Pound fifteen shillings.*

All Forges, or Bloomaries, that make Barr-Iron, immediately out of the Oar, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *Thirty shillings.*

All Glass-Houses, shall be rated at *three pounds fifteen shillings.*

All Stills that Distill Molasses, shall be rated at *six pounds.*

All other Stills, that distill Spirituous Liquors, for Sale or Hire, shall be rated at the Discretion of the Assessors, not under *two shillings,* nor above *one pound.*

All Brew-Houses, that brew for sale or hire, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *Forty shillings.*

Every Ferry, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *four pounds.*

Every coasting Sloop, Shallop, Flat, Boat that carries for hire, Passage-Boat, Pilot-Boat, and Wood-Boat, shall be rated at the Discretion of the Assessors, in Proportion to their Burthen and Business, not under *four shillings,* nor above *Fifteen shillings.*

Every single Man that Works for hire, and keeps a Horse or Mare, shall be rated the Sum of *six shillings.*

Every single Man that Works for hire, and does not keep a Horse or Mare,

shall be rated the Sum of *four shillings.*

Every bought Servant and Slave, being Male of sixteen Years old and upwards (except such Slaves as are not able to Work) shall be rated the Sum of *one shilling.*

Every Coach, Chariot, or four Wheel Chaise, shall be rated the Sum of *nine shillings.*

Every two Wheel Chaise, shall be rated the Sum *three shillings.*

Every riding Chair, and Dittereen, shall be rated the Sum of *one shilling.*

All Cattles, Horses and Mares of two Years old and upwards, shall be valued at *Twenty five shillings* each Head.

All Sheep of one Year old and upwards, shall be valued at *three shillings* each Head.

All profitable Tracts of Land, held by Deed, Patent, or Survey, whereon any improvement is made, the whole Tract shall be valued at the Discretion of the Assessors, in each respective County of this Colony, as followeth, that is to say.

In the County of *Middlesex,* not above *Forty pounds,* nor under *eight pounds per Hundred Acres.*

In the County of *Monmouth,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Essex,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Somerset,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Bergen,* not above *Forty pounds,* nor under *eight pounds per Hundred.*

In the County of *Burlington,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Gloucester,* not above *Forty pounds,* nor under *eight pounds per Hundred.*

In the County of *Salem,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Cape-May,* not above *Twenty pounds,* nor under *five pounds per Hundred.*

In the County of *Hunterdon,* not above *Forty pounds,* nor under *eight pounds per Hundred.*

In the County of *Morris,* not above *Twenty pounds,* nor under *five pounds per Hundred.*

In the County of *Cumberland,* not above *thirty pounds,* not under *six pounds per Hundred.*

In the County of *Sussex,* not above *Twenty pounds,* nor under *five pounds per Hundred.*

AND BE IT ENACTED by the Authority aforesaid, that every Hawker, Pedlar, Petty Chapman, or wholesale Trader, travelling on Foot, and exposing his or her Goods for Sale, excepting Linen, or other goods of their own Manufacture, within this or the Neighbouring Colonies, shall before he or she offers

any such Goods to sale, in any County of this Colony, first pay over and above the Rates, he or she is to pay, by other Acts of Assembly, unto the Collector of the said County, where he or she proposes to sell Goods, the Sum of *one pound* during the said one Year.

And every Hawker, Pedlar, Petty Chapman, or wholesale Trader, travelling with a Horse, or Carriage, or any other Beast of Burthen, and exposing, his or their Goods and Wares to sale, (excepting such as before excepted) shall before he, she or they offer any such Goods to sale in any County of this Colony, first pay unto the Collector, of the said County where he or she proposes to sell Goods, the Sum of *two Pounds,* during the said one Year: And if the said Hawker, Pedlar, Petty Chapman, or wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County where he or she has travelled, and exposed Goods to sale as aforesaid, that he or she has paid the Sum beforementioned, shall forfeit for every such Offence, the Sum of *five Pounds,* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Province; one half to the use of his Majesty, his Heirs and Successors, to and for the Support of Government; to be applied towards the Quota of that County where such Offence or Offences, shall be committed as aforesaid; and the other half to the use of the Person so suing and recovering the same, with Costs of Suit: and the said Justice is hereby authorized, impowered, and commanded to hear and determine the same.

AND BE IT ENACTED by the Authority aforesaid, that the Sum of *three Thousand Pounds,* Money aforesaid, be assessed, levied, and paid into the Treasury, on or before the *Twenty first* Day of *November* next, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *two Hundred* and *seventy one pounds eighteen shillings* and *one penny half penny.*

By the County of *Monmouth,* the Sum of *three hundred ninety four pounds six shillings.*

By the County of *Essex,* the Sum of *two hundred* and *thirty three pounds eleven shillings* and *four pence half-penny.*

By the County of *Somerset,* the Sum of *three hundred* and *thirty four pounds nineteen shillings* and *three pence.*

By the County of *Bergen,* the Sum of *one hundred* and *ninety seven pounds fourteen shillings.*

By the County of *Burlington,* the Sum of *three hundred* and *seventy five pounds one shilling* and *one penny half penny.*

By the County of *Gloucester,* the Sum of *two hundred* and *thirty four pounds ten shillings* and *nine pence.*

By the County of *Salem,* the Sum of *two hundred* and *nine pounds eleven shillings* and *three pence.*

By the County of *Cape-May,* the Sum of *fifty pounds two shillings* and *six pence.*

By the County of *Hunterdon,* the Sum of *four hundred* and *twenty five pounds six shillings* and *six pence.*

By the County of *Morris,* the Sum of *one hundred* and *eleven pounds two shillings* and *six pence.*

By the County of *Cumberland,* the Sum of *one hundred* and *six pounds five shillings* and *one penny half penny.*

By the County of *Sussex,* the Sum of *fifty five pounds eleven shillings* and *six pence.*

AND BE IT ENACTED by the Authority aforesaid, that the Assessors, for assessing the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Province, entitled, *An Act for the more regular choosing and electing Assessors and Collectors, in the respective Towns and Counties in this Province.* Which said Assessors shall, before they do any Thing in pursuance of this Act, severally take the following Qualification, before any one Justice of the Peace in the respective Counties, *viz.*

"That you will truly and impartially value and assess the rateable Estates of the Inhabitants of the Township or Precinct of

pursuant to the Directions of this Act, and also assist the other Assessors in settling the Quotas, according to the best of your Skill and Understanding."

AND BE IT ENACTED by the Authority aforesaid, that the Town, Precinct, and District Collectors, for collecting the several and respective Sums aforesaid (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony) shall be such as now are or hereafter shall be chosen, during the continuance of this Act as aforesaid, by the several Towns, Precincts, and Districts aforesaid, according to the Directions of the Act of General Assembly above referred to, entitled as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the County Collectors, for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen during the continuance of this Act as aforesaid, in each respective County of this Colony, according to the Directions of an Act of General Assembly, entitled, *An Act to enable the Freeholders, in Conjunction with three Justices of the Peace, to chuse a Collector for each respective County within this Province.*

And to the end the said several and respective Sums aforesaid, may be equitably assessed and levyed, BE IT ENACTED by the Authority aforesaid, that all and every of the Inhabitants, and Freeholders of each County of this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sir-Names, and of their Estates, Real and Personal, made rateable by this Act, where the same doth lie, which the Assessors shall take down in Writing, in order to be enabled thereby to make just and true Assessments of such rateable Estate, and to render Duplicates thereof to the Town, Precinct and District Collectors, chosen as aforesaid, by the Times herein after prescribed for that Purpose.

And in case any of the Inhabitants or Householders, shall at any Time neglect or refuse to give in such account of their said Estates, real and personal, such Person or Persons so neglecting or refusing shall forfeit the Sum of *three Pounds,* Money aforesaid, and be assessed and rated the double of the Sum of what the said Assessors, in their Discretion, may suppose the said Person or Persons so neglecting or refusing, might otherwise in Proportion to their Estates, have been rated at.

And in case the said Assessors, or any of them, shall at any Time within the space of Thirty Days after such Accounts are given in, have certain Knowledge, or Reason to believe or suspect, that any Person or Persons have concealed, or not given in a full account of their Estates, real and personal, made rateable as aforesaid, then and in such case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a List or Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace, of the respective County; who is hereby authorized, impowered, and commanded to summon such Person or Persons so Delinquent, or supposed to be Delinquent, at a Day and Place to be by him appointed and prefixed; and then and there to examine such Person or Persons touching the List of their respective Estates, so as aforesaid given in, or touching any other Matter which may any way concern the Premises. And if on such Examination, or otherwise, it shall appear, that such Person or Persons, have been guilty of concealing, or not giving in any Part of their Estates made rateable as aforesaid, such Person or Persons, shall forfeit and pay the Sum of *three Pounds,* Money aforesaid, and shall be rated double the Value of what the Part of his Estate so concealed would have been rated at.

And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her or them, every Person so making Default, his, her or their rateable Estates, shall be rated double the Value of what the said Assessors respectively may in their Discretion suppose the said Delinquents might otherwise have been rated at, in Proportion to their Estates, and also be Subject to the aforesaid Fine of *three Pounds,* for not giving in a true account of his Estate as aforesaid.

For all which Penalties aforesaid, the said Justices, on due conviction as aforesaid, shall give Judgment with reasonable Costs, and thereupon issue his or their Warrant directed to the Constable of the respective Town, Precinct, or District for distraining the same, on the Goods and Chattles of such Offender: And in Case no such Goods and Chattles can be found, then to take the Bodies of the Offenders, which shall be commited to the Gaol of the said County, there to remain in close Custody, until the said Penalties and Cost shall be paid: And the same Penalties, when recovered, shall be paid to the Collector of such respective County, to be disposed of for and towards the Support of Government as aforesaid.

PROVIDED ALWAYS that if any Person or Persons shall think him, her or themselves agrieved by any such Judgment, it shall and may be lawful for such Person or Persons in the space of Ten Days then next following, to

appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the same County, but not after; who upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED by the Authority aforesaid, that for assessing the said Sum of *three thousand Pounds,* Money aforesaid, to be assessed, levied and paid into the Treasury, on or before the *Twenty first* Day of *November* next, the Assessors aforesaid, respectively shall take a true account, and make exact List with Columns therein, of all those Persons and Things made rateable, as aforesaid, on or before the *Twentieth* Day of *September* next: And on the first Day of *October* following shall meet at the Court-House, in all the Counties, except in the County of *Middlesex,* for which they shall meet at *Piscataway;* for the County of *Hunterdon,* at *Philip Ringo's,* in *Amwell;* for the County of *Morris,* at *Jacob Ford's;* and for the County of *Sussex,* at *Abraham Vancamps* in *Walpeek:* And at the said respective Places, shall compute what the Sum Total of all the Certainties laid by this Act, in the said County, shall amount unto, and the Rates and Penalties received by the Collector thereof, to and for the Support of Government as aforesaid; (if any such Rates and Penalties shall happen to be so received) and shall also then and there likewise compute the Value of all the Estates, real and personal, given into the said Assessors, within each of the said Towns, Precincts or Districts, in each and every County of this Colony, at the Value in this Act mentioned and expressed, and at such other Value, as they, or the Majority of them, then present, in their Discretion, shall think reasonable to fix, according to the Restrictions and Directions herein before limitted, and prescribed; and after deducting the Certainties, Rates and Penalties aforesaid, (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of their respective Counties, the said Assessors shall add their own and the Collectors Fees to the remainder, and assess such remainder and addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several and respective Quotas with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury by the Times abovementioned.

And the Assessors aforesaid respectively, within Ten Days after making such Assessments shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of each respective Assessments, containing in Distinct Columns therein to be made for that purpose, as well an exact account of the Certainties, Rates and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon made, in form following:

A LIST *of all* Rateables *in the Township of* *in the County of* *in the Province of New Jersey, with the Assessment made thereon in the Month of* *in the Year of our Lord* 1754.

PERSONS NAMES	Value of the Land	Acres of Land	Horses and Cattle, at 25s. each	Sheep, at Three Shillings each	Servants and Slaves, 1s.	Single Men who keep Horses, 6s. each	Single Men, 2s.	Sloops, Shallops, Boats, Flats, & c.	Merchants and Shopkeepers	Grist-mills and Number of Stones	Saw mills	Fulling mills	Furnaces	Forges, with Number of Fires	Bloomaries	Glass-houses	Still-houses that distil Molaffes	Other Stills	Ferries	Brew-houses	Coaches, Chariots, and Chaises, 6s. each	Two Wheel Chaises, at 2s. each	Riding-chairs, & c. 1s. each	£	s.	d.

Here cast up the Total of each Kind of Rateables, as well as the Sums they amount to.

AND BE IT ENACTED by the Authority aforesaid, that in case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office or shall neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessments, by the Time above particularly prefixed, or shall otherwise neglect or refuse to do any other Duty, Matter or Thing required and enjoined them by this Act; every such Assessor so offending shall

forfeit for each Offence, the Sum of *five Pounds,* Money aforesaid, to be recovered by the Collector of each respective County within this Colony, where such Offence or Offences shall be committed, in any Court of Record where the same shall be cognizable, with Cost of Suit, one half to his Majesty, his Heirs and Successors to and for the Support of Government, to be applied as aforesaid, and the other half to such Collector so recovering the same, with Costs of Suit, and the said County Collectors respectively are hereby authorized, enjoined and required to sue for the same accordingly.

And in case the said Collectors, or either of them, shall knowingly conceal or neglect to sue any such Assessors so Delinquent as aforesaid, for the space of Ten Days after Notice of such Offence or Offences; then, and in that Case, such Collector so offending, shall forfeit the Sum of *Five Pounds,* Money aforesaid, for each Offence; to be recovered by any Person who will sue for the same; one half to the Use of his Majesty's his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so offending shall reside, and the other half, with costs of Suit, to the Person so suing.

And the Assessors aforesaid, shall have and receive of and from the County Collectors aforesaid, the Sum of *eight pence* per Pound, for their Trouble of assessing the several and respective Sums directed to be raised by this Act as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid, of each respective Town, Precinct or District, within the several Counties of this Colony, within Thirty Days after the Receipt of the Duplicates from the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid, together with such Duplicates, or Copies thereof, in order to be delivered to the Treasurers of this Colony.

And in case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof, so collected, and such Duplicates whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefixed them for that Purpose; every such Collector so offending, shall forfeit for each Offence the Sum of *Five Pounds,* Money aforesaid. And in case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoined them by this Act, neglect or refuse the same; every such Collector, for each offence, shall forfeit the Sum of *five Pounds,* Money aforesaid: All which Penalties the County Collectors aforesaid respectively are hereby authorized, impowered, and commanded to sue for in any Court of Record in this Colony where the same shall be Cognizable; one half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid, and the other half to such County Collector so suing with Costs of Suit.

And in case the said County Collectors aforesaid, or either of them, shall knowingly conceal, or neglect to sue any such Town, Precinct or District Collectors so delinquent as aforesaid, for the space of Ten Days after Notice of the

said Offence or Offences, then and in that case such County Collector so offending, shall forfeit the Sum of *five Pounds,* for neglecting to sue for the recovery of such Sum or Sums of Money so collected by such Town, Precinct or District Collectors; and the Sum of *three Pounds,* for neglecting to sue for any other less Breach of Duty, Matter or Thing, required and enjoined them by this Act as aforesaid: All which Penalties may and shall be recovered by any Person who will sue for the same, in any Court of Record within this Colony; one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied in manner aforesaid; and the other half to the Person so suing with Costs of Suit.

And the Town, Precinct or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *six pence per Pound,* for all such Money as they respectively shall gather and pay to the County Collectors aforesaid, by virtue of the Directions of this Act.

And if any Person or Persons shall refuse or neglect to pay his or their Tax, to the Town, Precinct or District Collector or Collectors, when demanded, or Notice given at their respective Places of abode, such Collector or Collectors within Twenty Days after making such Demand, or giving such Notice, shall make out a List of the Name and Sir-Name of such Delinquent or Delinquents, with what Sum or Sums he, she or they is or are to pay, and make return thereof to any one Justice of the Peace, of such County where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant, to the Constable of such Town, Precinct or District, to make distress on the Delinquent or Delinquents, Goods and Chattles, and make Sale thereof at a public Vendue, in any Town or County within this Colony, and pay the Tax or Taxes, for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County, and after Payment made, to retain *two pence* for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same; and *one shilling* to the Constable for each Distress and Sale; and the said Constable shall pay the same to the Collector within six Days after receiving it, and shall forfeit *Forty shillings,* for Breach of any Part of his Duty enjoined him by this Act, to be recovered and applied as aforesaid; and if any overplus shall then remain, the same to be returned to the Owner or Owners thereof. And where Goods and Chattles cannot be found, the Constable or Constables of such Towns, Precinct or Districts, is and are hereby impowered, and required to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and to deliver him, or them, to the Sheriff of such County or Counties, who is and hereby are impowered and required, to keep such Delinquent or Delinquents in safe Custody until Payment shall be made, and all Charges accrued thereby defrayed.

AND BE IT ENACTED by the Authority aforesaid, that if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money for Rates or Forfeitures, by Virtue of the Directions of this Act, before the Taxes herein before mentioned shall be assessed, every such Collector, shall immediately render an Account thereof to the Assessors of the County respectively where

such Money shall be so received; to the end the said Assessors may deduct the same from the Quota of such County, and assess the remainder thereof equally upon those Persons or Things made rateable as aforesaid. And in case such Collector or Collectors, shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing, shall forfeit for every such neglect or refusal, the Sum of *five Pounds,* Money aforesaid, to be recovered by any Person who will prosecute the same to effect, in any Court of Record where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and toward the Support of Government, of this Colony to be applied as aforesaid; and the other half to the Person so prosecuting, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid, of the several Counties, within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the *Twenty first* Day of *November* next; and with the said Sums of Money shall also deliver unto the Treasurers aforesaid, at the Time aforesaid, an exact Copy of the Assessments of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the Plan herein before mentioned; For which said Sums of Money, Copy of Assessment, and Account of Deficiencies, if any there be, the said Treasurer shall give the said Collector a Receipt, which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally, of and from the same; But in case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment and Accounts of Deficiencies, unto the said Treasurers as aforesaid, by the Time above prefixed for that Purpose, every such Collector so offending, shall forfeit for every such Offence the Sum of *Fifty Pounds,* Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable, one half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending shall respectively belong; and the other half to the said Treasurers, or either of them so suing with Costs of Suit.

And in case the said Treasurers, or either of them, shall knowingly conceal or neglect for the space of Twenty Days, to sue any such County Collector, or Collectors so offending as aforesaid, such Treasurer or Treasurers so concealing, or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such Concealment or Neglect, to be recovered in any Court of Record within this Colony where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied in manner aforesaid; and the other half to the Person so suing as aforesaid.

And the County Collectors aforesaid, shall have and retain in their Hands the Sum of *two pence per Pound,* for all such Money as they shall respectively

receive and pay unto the Treasurers aforesaid, by virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Justices of the Peace of each County in this Colony, or any three of them (*Quorum unus*) and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account, concerning the Money they shall receive by virtue of the Directions of this Act, in the said Counties, at such Time or Times, and as often as the said Justices, and Freeholders may deem convenient; and in case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands after the Quota of the County shall be paid unto the Treasurer of the Division to which such Collectors shall respectively belong, and the Fees by this Act allowed for assessing, collecting, receiving and paying the same unto the Treasurers aforesaid, then and in that case, it shall and may be lawful for the said Justices and Freeholders to order the Money so remaining in such Collectors Hands, to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment, to be made therein, to the End the said Assessors may deduct the same from the Quotas of said County, and assess the remainder on those Persons, and Things made rateable by this Act as aforesaid.

And in case the said Collectors, or any of them, shall neglect or refuse to render Account as aforesaid, on reasonable notice to them given, or shall neglect or refuse to notify the said Assessors of the Money remaining in their Hands as aforesaid, or shall neglect or refuse to pay such Money unto the Treasurer of the Division to which they shall severally belong; every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such neglect or refusal the Sum of *Fifty Pounds,* Money aforesaid. And every such Collector so neglecting or refusing to notify the Assessors aforesaid, of the Money so remaining in his Hands as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *five Pounds,* Money aforesaid.

And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands, unto the Treasurer of the Division, to which he shall respectively belong, as Part of the Quota of the County for which he shall be Collector, shall forfeit for every such neglect or refusal the Sum of *five Pounds,* Money aforesaid, all which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, to any Person who will sue for the same, one half to his Majesty, his Heirs, and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due, the other half to the Person so suing with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, and the said Treasurers respectively are hereby required and commanded to lay Copies of the respective Assessments, and Account of Deficiences, as shall be so delivered to them by the said County Collectors, before the General Assembly.

AND BE IT ENACTED by the Authority aforesaid, That in case any

Assessor or Collector of either of the Townships, Precincts or Districts, in the Counties aforesaid, shall refuse to act, or shall die or remove, before another can be chosen in his room, by virtue of an Act of General Assembly herein referred to, then and in that case the Constable or Constables of such Town, Precinct or District, is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to issue out his Warrant, to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants, Householders thereof, to meet at the usual Place of the Town Meetings, within six Days, who shall then and there proceed to elect another Assessor, or Collector, in the said manner as by the said former Act referred to, is directed and appointed.

And if any County Collector shall refuse to Act, or shall die, or remove, then the Justice who lives nearest to such Collector, or other Justice, shall issue his Warrant to the Constables, to Summon the Justices, and Freeholders chosen for such County, to meet within Ten Days, who shall choose a Collector in the Room of such so refusing, dying or removing in the same manner as by a former Act referred to, is directed and appointed.

And the Assessor, or Collector so elected, shall transact, do and perform all whatsoever the other Assessor, or Collector was obliged to, and be subject to the like Pains, and Penalties for Misbehaviour.

AND BE IT ENACTED by the Authority aforesaid, that if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing, by this Act enjoined them to do and perform, every such Justice so neglecting or refusing, shall forfeit for each Offence the Sum of *five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same in any Court of Record of this Colony where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied towards the Quota of the County where such Offence shall be committed; the other half to the Person so suing with Costs of Suit.

And whereas many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein, or paying rent for the same; yet nevertheless do actually hold and occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee Simple Estates; and to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied, for the Lands they severally hold and occupy as aforesaid, would be a manifest Injury to the said Freeholders, and other Inhabitants of this Colony made rateable by this Act; for remedying of which, BE IT ENACTED by the Authority aforesaid, that all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands, not having the Property thereof or paying Rent for the same, shall notwithstanding give a true account of the particular Parts of all such Lands which they are respectively seated on, both clear and Wood Land, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required; and shall pay their several and respective Taxes for the same, in the like manner

as the Freeholders aforesaid are liable to do by virtue of the Directions of this Act; and for neglecting or refusing to give such account and pay such Taxes as aforesaid, shall be Subject to the like Pains and Penalties as the said Freeholders are Subject to, by virtue of the Directions of this Act as aforesaid; any Thing contained in this Act to the contrary hereof in any wise notwithstanding.

And whereas the Owners of some profitable Tracts of Land, whereon Improvements are made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land. For remedy whereof, BE IT ENACTED by the Authority aforesaid, that the Tenant, or other Person residing on, and having the care of such Lands, their Goods and Chattles, and the Goods and Chattles of the Landlord, (on his refusal or neglect to pay) if there found, shall be liable to be distrained for Payment of said Tax. And in case the Tenant, or Person having the care thereof, shall pay, or their Goods be distrained for the same, then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid out of the Rent agreed for; and for the Tenant or Tenants, or Person having the care of said Land, to recover the same from the Owner, by Action of Debt; in any Court where the same shall be cognizable, together with Costs of Suit. PROVIDED that nothing in this Act, shall in any Manner alter any Contract heretofore made between any Landlord and Tenant. PROVIDED, that the Tenant shall not be liable to pay more than his Yearly Rent. And if it shall so happen, that the Tenant by his Lease, shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also, if the Tenant or Tenants Rent does not amount to the Tax assessed, for what he Leases, it shall be lawful for the County Collector to recover the same from the Landlord by Action of Debt or Distraint as he shall judge most convenient.

PROVIDED ALWAYS, that it is the true Intent and Meaning of this Act, that all Lands Purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

Passed 29 May 1756.
Bradford (1756) 19:6:3, pp. 3-28.

An ACT *for the more effectual obstructing the Exportations of Provisions, and Warlike Stores from the Colony of* New-Jersey.

BE IT ENACTED by the Governor, Council and General Assembly of the Colony of *New-Jersey,* AND IT IS HEREBY ENACTED by the Authority of the same, that the Collectors of his Majesty's Customs within this Colony, from and after the *first* Day of *June,* One Thousand Seven Hundred and Fifty six, shall not clear any Vessel laden wholly or in Part, with Provisions or Warlike Stores, except so much only as may be for the proper use of such Vessel or Vessels. But forasmuch as it is absolutely necessary that Provisions be allowed to be exported to *Nova-Scotia,* for the Subsistence of his Majesty's Troops, as well as for the Use of such of his Majesty's Ships as may happen to be there, THEREFORE BE IT ENACTED by the Authority aforesaid, that the Collectors of his Majesty's Customs within this Colony shall be, and they are hereby permitted and allowed to clear out any Vessel or Vessels Bound to *Halifax, Annapolis,* or *Chignecto,* in *Nova-Scotia,* the Master thereof first making Oath or Affirmation, that he is bound to one or other of the said Places, and no other, and intends truly and *Bona fide* to Land the whole of the Provisions, or Warlike Stores, laden or to be laden, on board his Vessel, there, and in no other Place whatsoever; and also giving Bond to the King, in the Penalty of *one Thousand Pound Sterling,* with two sufficient Sureties, to land the whole of the Provisions and Warlike Stores laden on Board his Vessel at *Halifax, Annapolis,* or *Chignecto* in *Nova-Scotia,* and in six Months from the Date of such Bond, to return a Certificate of the Landing of the same, from the principal Officer of his Majesty's Customs there, to the Collector of that Part in *New-Jersey,* from whence he cleared.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case any of the British Colonies shall be in want of Provisions, it shall and may be lawful for the Governor, or Commander in chief for the Time being, by and with the Advice and Consent of his Majesty's Council, to grant Permission to the Master, Owner, or Merchant of any Vessel, to supply the Necessities of the People of such Colonies, and in such Cases the Certificate of landing the same to be signed by the Commander in chief of such Colony only.

And whereas Provision, Naval or Warlike Stores, may happen to be laden on board Vessels at out Ports or Places within this Colony, remotely situated from the immediate Residence of any of the Collectors aforesaid, not supplied by lawful Deputies, which may not only have a Tendency in some Measure, to defeat the Good Purposes intended by this Act, but also may render it Inconvenient to the Masters of such Vessels, to apply to such Collectors, for remedy whereof, BE IT FURTHER ENACTED by the Authority aforesaid, that the Collectors of this Colony, in a convenient Time after notified of this Act, shall severally appoint a legal Deputy, or Deputies of good Repute, to represent them at such out Ports, or Places within their respective Districts as are remotely situated from their immediate residence.

And whereas sundry Vessels, Shallops, Boats and small Craft are frequently if not daily occupied in plying between this Colony, and the Colonies of *New-York,* or *Pennsylvania,* with Provisions and other Things in Supply of his Majesty's Troops and other the Inhabitants there; and to subject the Masters of

such Vessels, Shallops, Boats and small Crafts, to the Restrictions above prescribed, would not only be inconvenient to them, but likewise might in some Measure obstruct the necessary intercourse between this Colony, and those of *New-York,* and *Pennsylvania;* for remedy whereof, BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for any of the Collectors within this Colony, or their Deputies, to permit the Master of any Vessel, Shallop, Boat or small Craft, to lade on Board, and Transport in his said Vessel, to the Colonies of *New-York,* or *Pennsylvania,* any Provision, Naval or Warlike Stores whatsoever, after such Master shall have taken and repeated an Oath (or if the People called Quakers an Affirmation) that he will not land such Provisions, Naval or Warlike Stores, nor directly or indirectly suffer the same to be landed, or unloaden, (during the continuance of this Act) at any Place or Places, except at some Port or Place in the Colonies of *New-York,* or *Pennsylvania,* or at some other Place within this Colony, and will unlade the same in the Day Time; and that he will give Information to the Collector, or his Deputy, immediately of his leaving the Charge or Command of said Vessel, and will not lend or hire her out to any, during the Continuance of this Act, so as to divest himself of the Command thereof, without giving information of the same, to such Collector or his Deputy. And that he will not willingly permit or suffer any Act or Thing whereby this Oath, or any Part thereof, may be evaded, and the good Purposes thereby intended in any manner defeated. And besides taking the said Oath, shall also enter into Bond, (with one or more sufficient Surety or Sureties, living in this Colony) to his Majesty, his Heirs and Successors, in the Sum of *two Hundred Pounds,* Money aforesaid, with a Condition to the following effect. *viz.*

THE CONDITION of the above Obligation is such, that whereas A.B. is now Master of a Vessel, Shallop, Boat or small Craft, named the C.D. occupied in plying between the Colony of *New-Jersey,* and the Colonies of *New-York,* or *Pennsylvania,* and may have Occasion to Transport thither in the said Vessel, Shallop, Boat or small Craft, Provisions, Naval or Warlike Stores; now if the said A.B. during the Continuance of the Act, entitled *An Act for the more effectual obstructing the Exportation of Provision and Warlike Stores from the Colony of New-Jersey,* shall within two Months after his taking on Board any Provision, Naval or Warlike Stores whatsoever, return to the Collector, or his Deputy of the Port where he shall take the same on board, Certificate of the due landing of the same at some Port or Place, in the Colonies of *New-York* or *Pennsylvania,* from the proper Officer of the Custom House there, and shall in all Things well and truly Conform himself to the Tenor, true Intent, and Meaning of the Oath by him this Day taken; then the above Obligation to be void and of no Effect; otherwise to be and remain in full Force and Virtue. Which said Oath and Bond, the Collectors aforesaid, or their Deputies, are hereby respectively impowered and commanded to administer and take of every Master of any Vessel, Shallop, Boat or small Craft occupied in plying between this Colony, and the Colonies of *New-York* or *Pennsylvania,* as aforesaid; and the said Oath and Bond shall serve for so long Time, as such Master continues to have the Charge of such Vessel, Shallop, Boat or small Craft, who shall pay unto such

Collector or his Deputy for Administring such Oath, and drawing and taking such Bond, the Sum of *two Shillings and Six pence,* who shall give immediate Dispatch to the Person so applying.

And every such Person neglecting or refusing (after public Notice given by the Collectors or their Deputies) to take the Oath and enter into the Bond above prescribed, shall forfeit and pay, for every such Neglect or Refusal, the Sum of *two Hundred Pounds,* Money aforesaid, to be recovered in any Court of Record, within this Colony, where the same shall be cognizable, by any Person who will prosecute the same to Effect; One Half to his Majesty, his Heirs, and Successors, for and towards the Support of Government of this Colony, and the other Half thereof to the Person so prosecuting with Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that this Act shall not extend to Ferry Men or others plying with Ferry Boats, small open Market Boats, or Pettyaugers between this Colony, and the Colonies of *New-York* or *Pennsylvania,* nor affect such fresh Provision and Oysters as they usually carry in such Boats to vend there.

This Act to be in force from the first *Day of June* aforesaid, to the first Day of *August* next, and from thence for so long Time as the Legislature of the Colonies of *New-York* or *Pennsylvania,* shall respectively pass Laws for the like Purposes, provided they do not exceed three Months from the said first Day of *August.*

Passed 29 May 1756.
Bradford (1756) 19:6:3, pp. 28-32.

An ACT for continuing several ACTS of the *General Assembly* of this Colony, which will expire at the End of this present Session, by their own Limitation, or soon after.

WHEREAS the four following Acts of General Assembly of this Colony will expire by their own Limitation at the End of this present Session of General Assembly, or soon after, to wit, *"An Act to prevent Actions of Fifteen Pounds and under, being brought into the Supreme Court of this Province". "An Act to erect and establish Courts in the several Counties of this Colony, for the Trial of small Causes". "An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves". "And, An Act*

for better settling and regulating the Militia of this Colony of New Jersey, for the Repelling Invasions, and suppressing Insurrections and Rebellions".

BE IT ENACTED by the Governor, Council, and General Assembly, of this Colony, and it is hereby Enacted by the Authority of the same, That the four several Acts abovementioned shall be and are hereby continued; and every Clause, Article and Thing in each of the four several abovementioned Acts contained, shall be, continue, and remain in full Force for the Space of one Year, from the End of the present Session, and from thence until the End of the next Session of General Assembly of this Colony, and no longer, any Thing to the contrary hereof in any Wise notwithstanding.

Passed 29 May 1756.
Bradford (1756) 19:6:3, p. 32.

An ACT for making Current *Seventeen Thousand Five Hundred Pounds in Bills of Credit,* for the further supply and pay of the Forces lately raised in this Colony, under the Command of Colonel *Peter Schuyler,* and also for subsisting and paying such of the Troops of this Colony, as may be found necessary to remain in Defence of our Frontiers, or that may be detached from thence, in pursuing the Indian Enemy into their Places of Retreat; and *Three Thousand Five Hundred Pounds* more for exchanging ragged and torn Bills; and also directing the Manner how the said *Seventeen Thousand Five Hundred Pounds* shall be sunk.

BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby enacted by the Authority of the same, That the Treasurers of this Colony, or either of them, out of the *Bills of Credit* made current by this Act, shall pay, or cause to be paid to *John Taylor* Esq; of the Eastern Division, and unto *Nicholas Gibbons* Esq; of the Western Division, (who are hereby appointed Commissioners, for the Colony of *New Jersey;*) such Sum and Sums of Money, as the said Commissioners shall from Time to Time find necessary to be distributed pursuant to the Directions of this Act, for the further Supply

of the Forces (now under the Command of the said *Peter Schuyler,*) until the first Day of *November* next, unless the said Forces shall be sooner disbanded, and in such Case, until they shall be so disbanded; as also for transporting such supply to *Albany,* or such other Place as the said *Peter Schuyler,* or his Successor, shall think proper to direct for the Receipt of him, or his Orders. And the said Treasurers, or either of them, shall take a Receipt or Receipts signifying the Services the Money so paid was designed for, and signed by the Person or Persons receiving the same; and such Receipt or Receipts produced by the said respective Treasurers and signed as aforesaid, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors or Administrators, on Account of the several Payments so made, and paid out of Treasury, aforesaid.

AND BE IT ENACTED by the Authority aforesaid, That the said *Peter Schuyler,* is hereby appointed, and continued Commissary of the Stores and Musters, and Paymaster of the said Forces; and in Case of his Death, or other Disability, then the Eldest surviving Captain of the Forces raised in this Colony, who is a Resident and Freeholder of *New Jersey,* is hereby appointed to succeed as Commissary. And the said Commissary is to deliver out the Provisions and Necessaries aforesaid, to each Company, daily or weekly, and distribute the Cloathing aforesaid among them, as he shall think most proper and convenient for suiting there several and respective Occasions.

PROVIDED always and be it further Enacted by the Authority aforesaid, that in Case the Necessaries provided for by this Act should not be wanted, either by Reason of the said Forces being disbanded, or for any other Causes, that then, and in such Case the said Commissioners shall sell the said Necessaries so purchased, and pay the Money arising by such Sale into the Treasury, retaining One *per Cent* for their Trouble; and if after the Transportation of the Necessaries to *Albany,* the whole, or any Part thereof should not be wanted for the Reason aforesaid, then and in such Case the Commissary shall send the same to *Perth Amboy,* to be there delivered to the Commissioners aforesaid, who shall dispose thereof, and pay the Produce thereof into the Treasury, retaining One *per Cent* Commissions. And in Case the said Commissioners, or either of them, or the Commissary, or any other Person or Persons, having the Care of the Necessaries as aforesaid, or any Part thereof, shall give, sell, dispose of, embezzle, or make way with the same, or permit any other Person or Persons so to do, contrary to the true Intent and Meaning of this Act; all and every such Commissioners, or Commissioner, Commissary or such other Person or Persons so offending, shall be liable to be prosecuted in any Court of Record within this Colony, where the same shall be cognizable, by the Attorney General, who is hereby authorized, impowered and required to sue and prosecute such Commissioners or Commissioner, Commissary or other Person, or Persons so offending as aforesaid, contrary to the true Intent and Meaning of this Act, for all such Provisions, Cloathing or other Necessaries which shall be so given away, sold, disposed of or embezzled, made away with, or so permitted to be done, and upon Recovery and Receipt, to pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony or either of them, out of the *Bills of Credit* made current by this Act, shall from Time to Time pay to Colonel *Schuyler,* Commissary of his Order, as the same shall become due, or to the Commissary for the Time being, so much Money, (with what for the pay of the Forces hath been already received) as shall be sufficient to pay the Officers and Soldiers (not in the Pay of this Colony,) with General *Shirley,* for their Service, until the said first Day of *November* next, or for so long Time as they shall happen to serve, if sooner disbanded, at the following Rates, (that is to say,) to the Colonel, the Sum of *Twenty Pounds, Two Shillings,* Proclamation Money per Month. To each Captain, the Sum of *Ten Pounds one Shilling* Proclamation Money per Month. To each Lieutenant, the Sum of *Seven Pounds, Ten Shillings and Nine Pence* Proclamation Money, per Month; To each Ensign the Sum of *Six Pounds, Fourteen Shillings* Proclamation Money per Month. To each Serjeant, each Corporal, and each Drummer the Sum of *Two Pounds Ten Shillings and Three Pence* Proclamation Money each per Month; and to each private Soldier, the Sum of *one Pound, Thirteen Shillings and Six Pence* Proclamation Money per Month.

And the Orders of the said *Peter Schuyler* Commissary for the Purposes aforesaid, or of the Commissary for the Time being, with Endorsements thereon made, shall be sufficient Vouchers to discharge them the said Treasurers or either of them, their Heirs, Executors and Administrators for so much Money as they shall severally specify.

AND BE IT ENACTED by the Authority aforesaid, that each of the said Commissioners, and the said Commissary, or Paymaster, shall procure a Book of clean Paper for a Journal, fit for entering therein Memorandums daily of all Things transacted by him, or advised, or requested, concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed in Pursuance of this Act; and shall also take Receipts for all Sums of Money disbursed by them. Which Book and Receipts they are to lay before the House of General Assembly of this Colony, when thereunto required, to be audited, inspected, and examined by them, to whom they are hereby made accountable.

AND BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Commissioners to retain in their own Hands out of the Money aforesaid, *Two per Cent,* as Commissions, on such Money as shall be by them disbursed in Manner aforesaid, and for the said Commissary and Paymaster to retain in his Hands, out of the said Money as shall be by him, in like Manner disbursed.

And for purchasing the Necessaries intended, as well for the Supplies of the Forces under Colonel *Schuyler,* as those on the Frontiers of this Colony, BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, out of the *Bills of Credit,* made current by this Act; shall pay or cause to be paid unto the Commissioners aforesaid, such Sum and Sums of Money, as the said Commissioners, or either of them, shall from Time to Time find necessary for the Use and Service of the Forces

under Colonel *Schuyler,* and the Forces on the Frontiers of this Colony, agreeable to the true Intent and Meaning of the Acts of Assembly in those Cases provided. With which said Sum or Sums of Money, the said Commissioners or Commissioner shall from Time to Time purchase such Ammunition, Stores, Provisions, and other Necessaries thereunto appertaining, as shall be wanted for the proper Use of the said Forces respectively, during their Continuance upon Duty, and the said Commissioners or Commissioner, shall cause the same to be transported, and delivered into the Care and Custody of the respective Commissaries, and shall take their Receipt for the same.

AND WHEREAS *Hendrick Fisher* and *Jacob Spicer* Esqrs. in Consequence of the late Act of General Assembly, appointing them Commissioners, and at the Instance of Colonel *Peter Schuyler* have supplied the Troops in the Pay of this Colony with sundry Necessaries which remain unpaid, although the said Commissioners stand engaged for the same, and it being reasonable it should be discharged, Therefore BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful, for the Treasurers aforesaid, or either of them to pay out of the Money aforesaid, unto them the said *Hendrick Fisher* and *Jacob Spicer,* or either of them, so much Money as shall be sufficient to discharge the Outstanding Debts, they or either of them have contracted for the Necessaries aforesaid, and the Receipts of them, the said *Hendrick Fisher* and *Jacob Spicer,* or either of them, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their or either of their Heirs, Executors, or Administrators, for such Money.

And the said *Hendrick Fisher* and *Jacob Spicer,* shall be and are hereby impowered to lay out the same, in Discharge of the Debts aforesaid, and shall take Receipts therefore; which Receipts, and Accounts relative thereto, shall be laid before the present, or some future General Assembly of this Colony, when thereunto required, to be audited, inspected, and examined by them, to whom they are hereby made accountable: Which Receipts when produced shall be sufficient Vouchers to discharge them the said *Hendrick Fisher* and *Jacob Spicer,* or either of them, their, or either of their Heirs, Executors or Administrators on account of the Money so by them paid; to whom it shall be lawful to retain in their Hands, *Two per Cent* as Commissions; any Thing in this Act to the contrary hereof in any wise notwithstanding.

AND WHEREAS this Colony is greatly involved in Debt upon Account of the Aid given to his Majesty in the late War, and present Expedition, and Defence of the Frontiers of this Colony, and otherwise bare of Money thro' the Expiration of the public Funds, and having failed in their Application to his Majesty, for another Emission, no practicable expedient (under the present distressed Circumstances of the Colony) can now be fallen upon for granting the aforesaid supply and pay of the Forces, but by making current *Bills of Credit* for that Purpose, and should such supply and pay be refused them thro' the present Inability of the Colony, otherwise to grant them, and the Forces be disbanded for Want thereof, it might have a Tendency to render the Operations of the Army now in Action ineffectual, and leave our Fellow Subject on the Frontiers greatly exposed, it's probable would so animate our aspiring and

avowed Foes, as to render them more formidable to the British Interest in *North America.*

Wherefore for the Honour of the British Crown, and the better Security (under God) of the Northern Colonies, it's absolutely necessary that the Sum of *Seventeen Thousand, Five Hundred Pounds in Bills of Credit,* be made current for granting the Supply and Pay aforesaid.

Therefore We the House of General Assembly do pray that it may be ENACTED: AND BE IT ENACTED by the Authority aforesaid, that *Bills of Credit,* to the Value of *Seventeen Thousand, Five Hundred Pounds* Money of *America,* according to an Act of Parliament made in the Sixth Year of the Reign of the late Queen ANNE, entitled, *An Act for ascertaining the Rates of Foreign Coins in her Majesty's Plantations in America,* shall be immediately printed, made and prepared as followeth *viz.*

Five Hundred and Twenty one Bills, each of the Value of Six Pounds, or Seventeen Ounces, ten Penny Weight of Plate.

One Thousand, and Forty two Bills, each of the Value of three Pounds, or Eight Ounces, Fifteen Penny Weight of Plate.

One Thousand, Six Hundred and Sixty-seven Bills, each of the Value of one Pound, ten Shillings, or Four Ounces, Seven Penny Weight, and twelve Grains of Plate.

Four Thousand, one Hundred and Sixty-seven Bills, each of the Value of Fifteen Shillings, or Two Ounces, three Penny Weight Eighteen Grains of Plate.

Four Thousand, Five Hundred and Seventy Seven Bills, each of the Value of Twelve Shillings, or one Ounce, Fifteen Penny Weight of Plate.

Four Thousand, one Hundred and Sixty-seven Bills, each of the Value of Six Shillings, or Seventeen Penny Weight, twelve Grains of Plate.

Five Thousand Bills, each of the Value of Three Shillings or Eight Penny Weight, Eighteen Grains of Plate.

Six Thousand two Hundred and Sixty-six Bills, each of the Value of one Shilling and Six Pence, or four Penny Weight, and Nine Grains of Plate.

Eight Thousand one Hundred and Twenty Bills, Each of the Value of one Shilling, or Two Penny Weight and Twenty Two Grains of Plate. Which Bills shall be impressed with the Arms of Great Britain, on the left Side of the said Bills, and there shall be printed near the Top and Bottom thereof, the Value of each Bill so made current, and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass current in New-Jersey, *for*
Ounces
Penny Weight and *Grains of Plate,*
1756. Which

Bills when printed shall be delivered to *John Smith,* Esq; of the Eastern Division and *Hugh Hartshorn* Esq; of the Western Division, two of the Signers thereof, who shall and are hereby directed and impowered upon Delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath, or Affirmation to the Purpose following:

I A.B. *do declare, that from the Time the Letters were set; and fit to be put in the Press, for the Printing the Bills of Credit now by me delivered to you, until the same Bills were printed, and the Letters unset, and put into the Boxes again, I went at no Time out of the Room in which the said Letters were, without locking them up, so as they could not become at, without Violence, a false Key, or other Art, then unknown to me; and therefore to the best of my Knowledge, no Copies were printed off but in my Presence; and that all the Blotters, and other Papers whatsoever, printed by the said Letters, while set for Printing said Bills, to the best of my Knowledge are here delivered to you, together with the Escutcheons and Arms. And that I have not at any Time been privy or consenting to any other or more Bills being struck, that I now deliver to you. And that in all Things relating to this Affair, I have demeaned myself, according to the true Intent and Meaning of the Act; by Virtue, whereof this Money is printed, to the best of my Knowledge and Understanding.*

Which Printer, at the Time he has Orders to print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALWAYS, that if any unforseen Accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED by the Authority aforesaid, that the *Bills* made current by this Act, shall be nearly of the Bigness and Likeness of the *Bills of Credit* lately current in this Colony and shall be all signed and numbered by the said *John Smith* and *Hugh Hartshorne,* and in case of their or either of their Deaths, or other Disability, by *William Burnet* Esq; of the Eastern Division, and *Joseph Hollingshead* Esq; of the Western Division, or one or both of them; and one half of them shall be delivered to the Treasurer of the Western Division to be by him signed; and in Case of Refusal or Disability of either of the said Treasurers, then any three of the Persons nominated in this Act, are to sign the same. And in Order that the said *Bills* may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, the said Signers are to observe the Directions following, *viz.* First, before the said Signers do receive any of the said *Bills,* they shall each of them take an Oath, or Affirmation if Quakers, before a Justice of the Peace for true Signing of the said Bills of Credit, and that they will sign no more then by this Act is directed, and that to the best of their Skill, they will perform what by this Act they are enjoined as their Duty; a Certificate of which Oath or Affirmation is to be signed by the Justice, and Deponent or Affirmant, to be delivered to the Treasurers with the *Bills,* when signed by them. Secondly, on the Receiving the *Bills* from the Printer, the said Signers shall burn and destroy the Blotters, and they shall divide the fair *Bills* so received, into two equal Parts; and to avoid Confusion, shall agree betwixt themselves, how the Part of each shall be numbered; and the one shall take the Stamps for the Escutcheons, and the other shall take the Stamps for the Arms. Thirdly, each of the said Signers, may then carry his Part to his own House, there to be numbered, and signed by him with all possible Expedition which, (or such Part as is then absolutely necessary) being done, they shall meet at a Day and Place before by them to be appointed, and

agreed on, and each deliver the Part numbered and signed by him to the other, in order for him to sign the same; and they shall then together burn and destroy the Bills (if any be) over and above the Number hereby appointed to be issued: And in like Manner shall do from Time to Time, till all are signed and exchanged. Fourthly, each of the said Signers may then carry the Part of the *Bills* aforesaid, to be delivered to him, by the other to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums froh Time to Time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate, of his having taken an Oath or Affirmation as aforesaid, and the Stamps for the Escutcheons and Arms, taking the Receipts of the respective Treasurers, for the Sums so delivered; which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors and Administrators, from such Parts of the said *Bills,* as the Receipts do express.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers shall respectively sign the *Bills* to them delivered, (excepting as aforesaid) and under the Obligation of their Oaths or Affirmation, for the due Execution, of their Offices respectively pay them out according to the Directions of this Act, and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, that the aforesaid *Bills of Credit;* to be made and issued by Virtue of this Act, shall be and continue current for and during the Time and Space of *five Years,* to be computed from the Date of the said *Bills,* between Man and Man; but shall be received by the said Treasurers, for *Six Months* thereafter. And shall be paid and received for the same Value expressed in and upon each *Bill,* for Goods or Lands, or any other Thing bought and sold, by all Persons whatsoever, residing in, and passing through this Colony according to their Rates; and the Tender of the said *Bills,* for the Payment or Discharging any Debt or Debts, Bargains, Sales of Land, or other Things, Bonds, Mortgages, Specialties and Contracts, whatsoever, already made, either for Sterling Money, Silver Money of *America,* Dollars, or any other Species of Gold and Silver, or any other Quantity of Plate or Gold, shall be as effectual in the Law, to all Intents and Purposes, as if the Species contracted for, or the current Coin passing in this Colony had been offered and tendered for the same.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons Creditor or Creditors, Obligee or Obligees, any Party or Parties, to any Contract, Covenant, Bargain, or Agreement, whatsoever already made, or hereafter to be made, at any Time during the Currency of the said *Bills,* shall upon Tender made before two lawful Witnesses, of all or any of their Debts, Dues and Demands whatsoever, (PROVIDED the said Tender be made of the whole Debt or Demand, that is due from any one Person, and not of a Part) in the *Bills of Credit* made current by this Act; refuse to accept or receive the said *Bills of Credit* in Discharge of the said Debts, Dues or Demands, according to their Value or Rates, he, she or they so refusing to accept the said *Bills of Credit* in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused, and they and every of them, they and every of their Heirs,

Executors and Administrators, shall for ever be barr'd from bringing his, her, or their Actions, for recovering the said Debt or Debts, Sum or Sums of Money so refused as aforesaid; and the Defendant, may plead this Act in Bar, to any Action or Actions that shall be so commenced.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons, whatsoever within this Province, shall, during the Currency of the said *Bills of Credit,* offer to sell, or expose to Sale, any Goods or Chattels, Lands or Tenements whatsoever, and deny or refuse to sell, or ask a greater Value for the same, unless Payment be made in current Silver Money, Gold, Plate, Dollars, or other Species whatsoever and not in said *Bills of Credit,* (whereby the Credit of the said Bills may be impair'd) then and in such Case, the Person so exposing to Sale, and refusing as aforesaid, shall forfeit for every such Offence, the Sum of *Twenty five Pounds,* to be recovered by Actions of Debt, in any Court of Record within this Province with Costs of Suit, the one Half to such Persons as shall sue for and prosecute the same to Effect, the other Half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever, shall presume to counterfeit or be aiding and assisting in counterfeiting or altering any of the *Bills of Credit* made current by this Act, so as to make them pass or appear to be of greater Value than they were made current for, or utter or cause to be uttered, any Bill or Bills, knowing the same to be counterfeit or altered as aforesaid, and be thereof legally Convict, he, she, or they, shall incur the Pains and Penalties of Felony, without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that *William Burnet* Esq; and *Azariah Dunham* or *Thomas Scattergood,* and *Hugh Hartshorne,* or any two of them, are hereby authorized and directed, to agree with the Printer for the Price to be paid him for printing the Bills according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take care that the Printer of the *Bills of Credit,* doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED by the Authority aforesaid, that, there shall be paid to the Printer, of the said *Bills of Credit,* such Sum or Sums of Money for printing them, as the said Inspectors, or any two of them, shall certifie under their Hands, they had agreed to pay him for that Service.

And there shall be paid for inspecting the Press, according to this Act, the Sum of *Twelve Pounds.*

And there shall be paid to each of the Signers, appointed by this Act, the Sum of *Twenty-one Pounds.*

All which Sums of Money shall be paid by the Treasurers of this Colony, or either of them, out of the Money made current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors, and Administrators for so much.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that

for the better Credit and more effectual sinking of the said *Bills of Credit* made current by Virtue of this Act, there shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattels, Lands and Tenements the Sum of *Two Thousand Five Hundred Pounds* in the Year *One Thousand Seven Hundred and Sixty-one* and the further Sum of *Fifteen Thousand Pounds,* in the Year *One Thousand Seven Hundred and Sixty-two,* to be paid in the Proportions and Manner following, *viz.*

By the County of *Middlesex,* in the Year *one Thousand seven hundred and sixty-one,* the Sum of *two hundred and twenty-six pounds, eleven shillings and nine pence one farthing;* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *one thousand three hundred and fifty-nine pounds, ten shillings and eight pence farthing.*

By the County of *Monmouth* in the Year *one Thousand seven hundred and sixty one,* the Sum of *three hundred and twenty-eight pounds, eleven shillings and eight pence farthing;* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *one thousand nine hundred and seventy one pounds, ten shillings and one penny half-penny.*

By the County of *Essex,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *one hundred and ninety four pounds twelve shillings and ten pence,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *one thousand one hundred and sixty seven pounds seventeen shillings.*

By the County of *Somerset,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *two hundred and seventy-nine pounds, two shillings and eight pence half penny,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *one thousand six hundred and seventy four pounds sixteen shillings and three pence.*

By the County of *Bergen,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *one hundred and sixty-four pounds, fourteen shillings and eleven pence three farthings,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *nine hundred and eighty eight pounds, nine shillings and nine pence three farthing.*

By the County of *Burlington,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *three hundred and twelve pounds, ten shillings, and eleven pence farthing,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *one thousand eight hundred and seventy five pounds five shillings and seven pence seven eights.*

By the County of *Gloucester,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *one hundred and ninety-five pounds nine shillings and one farthing,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *one thousand one hundred and seventy-two pounds fourteen shillings and one penny half penny.*

By the County of *Salem,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *one hundred and seventy four pounds twelve shillings and eight pence three farthings,* and in the Year *one thousand seven hundred and sixty two,* the Sum of *one thousand and forty seven pounds, sixteen shillings and four pence half penny.*

By the County of *Cape May,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *forty one pounds fifteen shillings and five pence farthing,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *two hundred and fifty pounds twelve shillings and seven pence half penny.*

By the County of *Hunterdon,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *three hundred and fifty-four pounds, eight shillings and nine pence half penny,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *two thousand one hundred and twenty six pounds, twelve shillings and nine pence.*

By the County of *Morris* and *Sussex,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *one hundred and thirty eight pounds, eighteen shillings and two pence one eight,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *eight hundred and thirty three pounds, nine shillings and three eights of a penny.*

By the County of *Cumberland,* in the Year *one thousand seven hundred and sixty-one,* the Sum of *eighty eight pounds, ten shillings and eleven pence, one eight,* and in the Year *one thousand seven hundred and sixty-two,* the Sum of *five hundred and thirty one pounds, five shillings and six pence three farthings.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas so proportioned as aforesaid, shall be assessed, raised, levyed, collected and paid into the Treasury in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services as is directed by an Act, entitled, *"An Act for levying a Fund at different Periods by provincial Taxes, for sinking the Sum of Fifteen Thousand three hundred and two Pounds and four Pence, now out standing in Bills of Credit made current for his Majesty's Service in the late War".* And that the said Sums of two Thousand five Hundred Pounds, and of Fifteen Thousand Pounds, to be raised by Virtue of this Act, for two Years, shall be well and truly applied, for the sinking the Bills of Credit made current by this Act, and for no other Use; and when the same shall be received by the Treasurers of this Province by Virtue of the said Tax for the said two Years, they shall sink the same agreeable to the Directions of the last mentioned Act: PROVIDED, that the Legislature, shall not, in the mean Time agree upon some other expedient for sinking the same, in a more easy Method to the Inhabitants of this Colony.

AND BE IT ENACTED by the Authority aforesaid, that over and above the said Seventeen Thousand five Hundred Pounds for the Uses aforesaid, there shall be printed at the same Time; the Sum of three Thousand five Hundred Pounds in the Proportions following, *viz.*

One hundred and four Bills each of the Value of six Pounds, or Seventeen Ounces, ten Penny Weight of Plate.

Two Hundred and eight Bills, each of the Value of three Pounds, or eight Ounces Fifteen Penny-weight of Plate.

Three Hundred and thirty three Bills, each of the Value of one Pound, ten Shillings, or four Ounces, seven Penny-weight and twelve Grains of Plate.

Eight Hundred and thirty three Bills, each of the Value of Fifteen Shillings, or two Ounces, three Penny-weight and eighteen Grains of Plate.

Nine Hundred and twenty three Bills, each of the Value of twelve Shillings, or one Ounce, fifteen Penny-weight of Plate.

Eight Hundred and thirty three Bills, each of the Value of six Shillings, or seventeen Penny-weight, twelve Grains of Plate.

One Thousand Bills, each of the Value of three Shillings, or eight Penny-weight and eighteen Grains of Plate.

One Thousand two hundred and thirty four Bills, each of the Value of one Shilling and six Pence, or four Penny-weight and nine Grains of Plate.

One Thousand, six hundred and thirty Bills, each of the Value of one Shilling, or two Penny-weight, twenty two Grains of Plate.

To be signed by the aforesaid Signers or any three of them as aforesaid; and delivered to the said Treasurers, in equal Moieties, for exchanging of defac'd, ragged and torn Bills made current by the former Acts or this present Act of General Assembly; and the said Treasurers on Receipt thereof, are hereby commanded from Time to Time to sign such Part of such Bills as shall be necessary for exchanging ragged and torn Bills; and as often as Application shall be made at any convenient Time, to issue the same to any Person or Persons so applying, in Exchange for any Bills of Credit made current by this or former Acts of this Colony. And the said ragged Bills, so by the said Treasurers received in Exchange, shall be laid before the same Justices and Freeholders, and be cancel'd, and disposed of, in the same Manner and Form as is herein before directed, concerning the Bills of Credit hereby made current.

And whereas the Forces now in the Pay of this Colony, by Death, Sickness or Desertion, may happen to be reduced to a Number less than five Hundred Men, under Colonel *Schuyler,* and it being the Intent of the House of General Assembly, to keep up the full Number of five Hundred effective Men, exclusive of Officers; THEREFORE BE IT ENACTED by the Authority aforesaid, that in case the said Forces, by Death, Sickness or Desertion, should at any Time hereafter within the Time aforesaid, happen to be reduced, to a Number less than five Hundred effective Men, exclusive of Officers, it shall and may be lawful for the said *Peter Schuyler,* or his Successors, to dispatch one of his subaltern Officers to his Excellency the Governor, or to the Commander in Chief of this Colony, for the Time being, with Notice of such Deficiency, who upon Receipt thereof, shall be, and he is hereby impowered to give Orders to such Officer to inlist so many Volunteer Soldiers, under the Regulations and Restrictions prescribed in the late Act, for the Enlistment of the said Forces (now in the Pay of this Colony as aforesaid) as shall be sufficient to supply the Deficiency; and the Officer, so enlisting the same, shall have for his Trouble, the Sum of *Twenty Shillings* Proclamation, for each Soldier he shall so enlist, and send or accompany to the Place of Action; and such Soldiers, so enlisted, shall respectively have the like Bounty, Cloathing, Pay and Subsistence, and to be Subject to the same Regulations and Duty, as the Soldiers now in the Pay of this Colony, by Virtue of the Act aforesaid were, and still are intitled and subject to. And the Charges necessarily arising upon the above Recruits, together with

the Expence of their Transportation, and Subsistance until they arrive at the Place of Action, shall be paid by the Commissioners aforesaid, or either of them, out of the Money made current by this Act; and the Receipts for such Payments, when produced, shall be sufficient Vouchers to discharge the Person or Persons, paying the same, his or their Heirs, Executors or Administrators, for all such Money as shall be by him or them paid as aforesaid. And the Person enlisting the said new Recruits, shall after the Enlistment thereof, muster them in the Presence of the said Commissioners, or one of them, and such Commissioners, or Commissioner, are and is hereby required and impowered to observe and perform, with Respect to such Recruits, all such Regulations and Duty, as the Commissioners by the Act aforesaid were required and impowered to observe and perform, with respect to the Forces raised by Virtue of the said Act. AND BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Commissioners, or either of them, out of the Money aforesaid, to pay unto the said *Peter Schuyler,* his Successor or Order, so much Money as shall be sufficient for defraying the incidential Charges of conveying the Provisions, and other Stores aforesaid, from the Place where the same shall be landed (by the Vessels transporting the same from this Colony) to the Place of Action. And the Receipt or Receipts of the said *Peter Schuyler,* his Successor or Order, shall be sufficient to discharge them the said Commissioners, or either of them, for all such Money so paid as aforesaid.

PROVIDED ALWAYS, and it is hereby declared to be the true Intent and Meaning of this Act; that the several Certainties mentioned in the aforesaid sinking Fund Act, shall be raised in the Assessments made by Virtue of this Act; in the same Proportion as the several Sums then to be sunk, bears to the several Sums directed to be sunk by this Act.

And whereas there is Reason to believe five hundred Muskets ready provided for the Use of this Colony will soon arrive, BE IT FURTHER ENACTED by the Authority aforesaid, that *John Johnston* Esq; be, and he is hereby appointed to receive and have the Care of the said Arms and other Things, till otherwise ordered by the Governor and Council in Case of extraordinary Necessity, and to pay for the same, as he in his Discretion shall find to the just amount of the Costs thereof; and the Treasurers of this Colony, or either of them, are hereby authorized and commanded to pay to the said *John Johnston* Esq; or his Order, so much out of the Money made current by this Act, as he shall find necessary, for the Purpose aforesaid; whose Receipt shall be a sufficient Voucher to discharge them the said Treasurers, or either of them, their Heirs, Executors, and Administrators.

BE IT FURTHER ENACTED by the Authority aforesaid, that in Case of the Death, Refusal, or other Disability of *John Taylor,* then *John Barberie* Esq; is appointed to be a Commissioner in his room and stead; and in Case of the Death, Refusal, or other Disability of *Nicholas Gibbon,* then *John Allen* Esq; is appointed a Commissioner in his room and stead, which said Commissioners in such Case are hereby subjected to all the Direction, Rewards, Pains and Penalties enjoined by this Act.

PROVIDED ALWAYS that nothing in this Act, shall be construed to give

the former Commissaries appointed on the Frontiers of this Colony, any Power over any of the Money made current by this Act.

Passed 2 June 1756.
Bradford (1756) 19:6:3, pp. 33-50.

An ACT *for the better Regulation of the Forces upon the Frontiers of the Colony of* New-Jersey *in the County of* Sussex, *for the Protection and Defence of the Persons and Estates of the Inhabitants there, and the Places adjacent.*

WHEREAS it is highly necessary, that the Forces lately ordered to be raised by this Colony, for the Defence and Preservation of the Inhabitants upon the Frontiers, should be under such proper Regulation and Discipline, as may answer the good Purposes thereby intended.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly of this Colony, AND IT IS HEREBY ENACTED by the Authority of the same, that there shall be a Colonel, and Commander over the Forces, to be appointed by Commission from his Excellency the Governor of this Colony, which said Colonel and Commander, shall also take upon him the Command of one of the Companies of one hundred Men of the said Forces, as Captain of the said Company.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Colonel and Commander so appointed as aforesaid, shall constantly attend his Duty with the said Forces, that he may be the more ready and capable of performing the great Trust reposed in him. And the said Colonel and Commander shall cause all the Men under his Command (who shall not be upon other Service) to appear daily under Arms, at their several Stations, with their proper Officers, to learn their Exercise, and to be taught the Use of their Arms, as well as to keep them from Idleness, Gaming, Drinking and other Vices, as to render them useful and fit for the Service for which they are intended. And the said Colonel and Commander shall once in Four Weeks at furthest, visit every Fort, Fortification, Post and Station of the said Forces, (while on the Frontiers) to take Care that both Officers and Soldiers keep to their Duty, and do not desert the Service to which they shall be ordered: And shall order and keep Scouts constantly patroling through the Country for the better Security

and Defence of the neighbouring Inhabitants, and the Discovery of the secret lurking Places of the Enemy, as well as any approaching Danger; which Scouts or patroling Guards shall be divided into so many Corps, and consist of so many Men, as the said Colonel and Commander shall in his Discretion think the Necessity of the Service may require; so that not less than eighty Men be constantly patroling in such Corps. And the said Colonel and Commander shall not only keep a daily Journal of the Situation and Posture of Affairs, but likewise of all his Proceedings, Orders and Detachments, and therein shall also insert the Time of the Enlistment, and Discharge of the Soldiers under his Command, either enlisted or discharged, and shall monthly, or oftener if required, transmit, or cause to be transmitted unto the Governor or Commander in chief of this Colony, for the Time being, a true Copy of such Journal, to be laid before the House of General Assembly for their Inspection; and the said Colonel or Commander, at the Time of obtaining his Commission, shall take the Oath of Allegiance and Supremacy required by Law, and have a Certificate endorsed on his Commission, and also take the following Oath, and have a Certificate thereof endorsed as aforesaid (To wit) *I* A.B. *do swear, that I will keep an exact Account, or Poll of the Time of the enlisting every Soldier under my Command, and of the Discharging, Desertion or Death, of such Soldier, and that I will not suffer any Person to be entered on the Roll or Mustered, but such as are either truly Inlisted, or otherwise declared Soldiers, by the Act, entitled, "An Act for the better Regulation of the Forces upon the Frontiers of this Colony in the County of Sussex, for the Protection and Defence of the Persons and Estates of the Inhabitants there, and the Places adjacent." and are designed, or by the Act aforesaid obliged to perform the Service under my Command; and will from Time to Time, render unto the Muster Master appointed by the said Act (or his Successor in case of his ceasing to be Muster Master) all the Assistance in my Power, for the better enabling him the said Muster Master, or his Successor to make a fair and honest Account of all the Pay that shall from Time to Time become justly due to myself and every Officer and Soldier, that shall be hereafter under my Command.*

AND WHEREAS the said Forces now on the Frontiers of this Colony ought to consist of two Hundred and Fifty effective Men, exclusive of Commission Officers, and it being the Intent of the Legislature to keep up and continue that Number Subject to the Superintendancy of the said Colonel and Commander, who is likewise to have the Command as Captain over the Company of one Hundred Men as aforesaid, and it being requisite that the Troops then remaining, be formed into two Companies, one whereof to contain one Hundred, and the other Fifty Men, to be commanded by their proper Commander as their Chief Officer. THEREFORE BE IT ENACTED by the Authority aforesaid, that the said Forces in General, shall be commanded by the said Colonel and Commander as their Chief Officer, and to be formed into three Companies, one whereof to be under his more immediate Command as Captain thereof, and to consist of one Hundred Men, and one of the other two Companies to consist of one Hundred Men, and the other of said Companies to consist of Fifty Men, which first mentioned Company shall have a Lieutenant and

Ensign, and the other two last mentioned Companies, a Captain, Lieutenant, and Ensign each; which said Officers respectively, shall be appointed by Commissions from the Governor, or Commander in Chief of this Colony for the Time being; and said Captains shall take the Oaths herein after directed to be administered to them by the Muster Master aforesaid, and shall keep a daily Journal of all Proceedings, together with the Situation, and Posture of Affairs; and shall monthly, or oftner if required, transmit, or cause to be transmitted unto the Governor, or Commander in Chief of this Colony, for the Time being, a Copy of such Journal to be laid before the House of General Assembly for their Inspection as aforesaid; and the said Captains respectively may appoint four Serjeants, and four Corporals to each one Hundred Men, and so in Proportion for the Service thereof. And the non-Commission'd Officers, together with the private Soldiers, shall each of them take the Oath herein after directed, to be administered to them by the Muster Master aforesaid; and they, together with the Subaltern Commission Officers aforesaid, shall be Subject to the Command of the said Colonel and Commander, as their Chief Officer, who upon his being appointed to that Trust, shall immediately proceed to the Frontiers of this Colony, and attend a Muster of the Forces on Duty there. And if he and the Muster Master aforesaid shall esteem any of the said Forces insufficient, or unfit for Service, after giving them such Certificate as is herein after directed, shall discharge them from further Service, and in like manner shall also discharge all the remainder of the said Forces there (the Number of Seventy five Soldiers, not being Freeholders, or Marryed Men only excepted) as soon as others, not Inhabitants of the County of *Sussex,* shall present to supply their Places; for which Purpose, the said Colonel and Commander, shall immediately after his appointment as aforesaid, issue publick Notice for able Bodied free Men, not Inhabitants of the County of *Sussex,* to enter as Volunteers in the Service, and if a sufficient Number should not present in Twelve Weeks after such Notification, he may then dispatch one or more of his subaltern Officers to enlist so many Volunteers (not Inhabitants of the said County of *Sussex*) as shall be sufficient to make up the number of Soldiers there needed, to supply the Places of those above directed to be discharged.

AND BE IT ENACTED by the Authority aforesaid, that in case the Legislature of the Colonies of *New-York,* and *Pennsylvania,* shall think proper to send any Military Force against the Indian Enemy, for captivating or attacking them in their Places of Residence or Retreat; then and in such case it shall and may be lawful for the said Colonel and Commander, and he is hereby impowered and commanded, to proceed immediately with two Hundred of the Troops under his Command, and their proper Officers, to the Assistance of such Military Force, and Co-operate therewith in the Captivation or attack aforesaid, leaving behind him the aforesaid Company of Fifty Men, with their proper Officers for guarding the Frontiers of this Colony, which he is at all Times (except when attending the Duty above enjoyned him) to defend in the most effectual manner against the Attacks of an Indian Enemy, observing nevertheless to commit no Hostilities against such Indians who are in Friendship and Alliance with his Britannick Majesty, or his Subjects.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case the said Provinces of *New-York,* and *Pennsylvania,* should go into the Expedition aforesaid, then the Directions of the Act, entitled, *"An Act for raising two Hundred and Fifty able bodied free Men, as Volunteers, to protect and defend the Frontiers of this Colony, from any Invasions, which may be made upon the same by the Enemy, in lieu of the Militia already stationed upon the said Volunteers, to act in Conjunction with the Colonies of* New-York, *and* Pennsylvania, *to make up an Army of one Thousand Men, or the fifth Part of such an Army (not exceeding one Thousand Men, in the whole) as shall be thought necessary to be employed in pursuing the Indian Enemy into their Places of Retreat, and Captivating them, their Wives, and Children."* in that case provided, are to be punctually observed.

AND BE IT ENACTED by the Authority aforesaid, that the Soldiers in each of the Forts, Fortifications and Garrisons on the Frontiers aforesaid, and such who may happen to be there, by Virtue of the Directions of this Act, shall cut down and clear away all Shrubs, Bushes, Brush, and other Rubbish, at least three Hundred Yards round the said Forts, Fortifications and Garrisons. PROVIDED ALWAYS, that nothing here said, shall be understood to give Power to cut down any Persons fruit Trees, or Nurseries, or any Improvement of that Kind, and the said Soldiers are hereby required and subjected to do and perform all and every other such publick Labour and Service as they shall be ordered to do by their proper Officers, under the Penalty of forfeiting all their Pay.

AND BE IT ENACTED by the Authority aforesaid, that the Colonel and Commander, together with the other Commission Officers of the said Forces, are hereby authorized and impowered to hold Courts Martial, and each Court Martial shall consist of five Commission Officers, of which the said Colonel and Commander shall always be one; and it shall and may be lawful for every such Court Martial by their Sentence or Judgment to inflict corporal Punishment (not extending to Life or Limb) on any Soldier, for Immoralities, Misbehaviour, Disobedience to command, or any other neglect of Duty. And if it shall so happen that a Mulet or Fine shall be laid on any Soldier, instead of other Punishment, every such Mulet or Fine, shall be deposited in the Hands of the Pay-master, and the said Colonel and Commander shall order the same, or so much thereof as he shall think Convenient, to be given as a Reward or Rewards to every such Soldier and Soldiers as shall perform any valiant exploit in the said Service.

AND BE IT ENACTED by the Authority aforesaid, that by the Power and Authority of the said Court Martial shall not extend to punish any Person with Death. But if any Soldier shall be accused with any Crime, which by the Laws of *England,* or by the present Act of Parliament, for punishing Mutiny and Desertion, shall deserve a Capital Punishment, then every such Soldier shall be put under a proper Guard, and safely kept until he shall be delivered into the Hands of the Civil Power; and every such Offender so capitally accused as aforesaid, shall be tried, in the usual manner, by a Jury of the County of *Middlesex.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that Doctor *Mathias Dehart,* is hereby appointed Surgeon and Muster Master of the said Forces; and the said Surgeon shall constantly attend and take care of every such Soldier and Soldiers who shall happen to be sick, wounded, or otherwise diseased as long as they shall so continue: And the Commissioners for supplying the said Forces shall from Time to Time purchase such Medicines, and other requisites, as shall be necessary for the use of the said Forces.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that immediately after the arrival of the said *Matthias Dehart* amongst the said Soldiers, he shall cause a Muster, or Musters, of all the said three Companies respectively, that are there upon Duty, to be made before him, in presence of the Commanding Officer for the Time being on that Station; and that he shall administer to the Captains, Lieutenants, and Ensigns, the Oaths to the Government, in the usual form; which said Oath the said Muster Master, is hereby fully authorized, impowered and commanded to Administer, and shall cause the said Officers, to make and subscribe, the Declaration prescribed by Law; and he shall then proceed, to administer to every of the said non Commission'd Officers and Soldiers which shall be so Mustered before him, the following Oath. I A.B., *do solemnly swear that I will in all things be faithful, and bear true Allegiance, to his Majesty King* GEORGE *the Second; that I am duly enlisted in the Province Service, in the Company commanded by* C.D., *that I will not directly, nor indirectly hold any Manner of Correspondence with the French, or their Spies, or Agents or Indians in Alliance with them; nor I will not desert his Majesty's Service, to go over to the said French or Indians, nor betray the designs or secrets of his Majesty's Officers to the Enemy; that I design to continue in his Majesty's Service on the present Expedition, and Defence of his Majesty's Dominions, and that I have no Expectation of being discharged, without proceeding upon the Service of my Country, and that I expect to continue in the said Service, and not be absent upon my own private Affairs, until legally dismissed.* And the said Muster Master shall constantly be provided with a Book sufficient to make all the Entries pertaining to his Duty, wherein he shall keep a daily Journal of all his Transactions, and of all Matters and Thing requested, advised, or directed by him. And when each respective Company shall Muster before him, he shall begin at the Top of one of the Folio's thereof, and make his Entry to the following Effect: A True and exact List of Captain A.B.'s Company who passed Muster at the Day of before me the Subscriber, Muster Master of the Forces in the pay of *New-Jersey,* employed in the immediate defence of the Frontiers,

A.B. Captain, Qualified.

C.D. Lieutenant, Qualified.

E.F. Ensign.

And the said Muster Master shall make a Margin on the left hand, in which he shall enter in their order, as many numbers as the said Company shall consist of, and against the same shall enter the Names of the several non-Commissioned Officers and Soldiers, together with their Trades and Ages, the Country of their Birth, and their Height: And if any Person or Persons shall

appear at any Muster or Review of the said Forces, in order to represent a Soldier, every such Person shall be esteemed duly and lawfully enlisted, and shall be subjected to such Duties and Discipline, and for neglect thereof, to such Pains and Penalties, as are before provided by this Act. And if it shall be adjudged by the said Muster Master, in Conjunction with the Colonel and Commander, that any of the non-Commissioned Officers and Soldiers, which shall be so presented before them, shall be unfit for Service, they shall order such Person to be immediately discharged; and shall give him a Certificate what Sum is then justly due to him, that he may receive the same from the Paymaster; and shall also adjust the Accounts of the several Officers and Soldiers, which they shall find there upon Duty, and shall adjust the Accounts of the Companies there in a fair, just, and equitable Manner, and shall by Order under their Hands, direct the Pay-master, to pay each Officer and Soldier such Sum or Sums of Money, as they shall esteem justly due to such Officer and Soldier, from this Colony as a recompence for his Service: And such Sum so certified shall be deemed and taken, as the whole Sum due to any and every such Officer and Soldier, for and in respect of the Service by him, to the Time of such review, done and performed. And every such Officer and Soldier shall be for ever debarr'd from the recovery of any other or greater Sum, from any Person whatsoever, on Account of such Service: And when the said Muster Master, shall have finished his Inspection and Qualification, and entered every Man's Name against his proper Number, he shall give each non-Commissioned Officer, and Soldier a Ticket, declaring the Persons Name, of whose Company, and what Number he is, his Age, his height, County where born, Trade, and the Time when he was Qualified. And this Ticket at future Settlements shall serve to adjust his Time of Service and Pay: And when he has closed his Remarks in his said Book, he (together with the Colonel and Commander) shall sign his name thereto, and at all succeeding reviews, he shall make a fair Transcript of such Persons Names and Numbers in the Book and Order as aforesaid; and to the said Transcript shall continue his Numbers, and add the Names of such other Soldiers as shall be enlisted, with the Times of their entering into Pay, and shall administer the Oath aforesaid, and give such Certificate as is last above mentioned, if he shall esteem them suitable for the Service. And the said Muster Master shall Cause each and every of the said three Companies, to be Mustered and called over against their respective Numbers at least once in every four Weeks, at some Day and Place by him to be appointed; and if upon Inspection any of them shall be found unfit for Service, if it be by any disorder contracted by his own Irregularities, or Vices, he shall settle his account and order him to be cashiered.

And whereas it is the earnest desire and Intention of the General Assembly, that every person in this Colony, who shall vigorously, and effectually exert themselves in the Annoyance and Reduction of any Indian Enemy who shall enter this Colony, should receive the Bounty of the Government, in Proportion to their Service, BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for the Governor, or Commander in chief (for the Time

being) of this Colony, by and with the advice and consent of his Majesty's Council, by Proclamation, to offer to the Inhabitants of this Colony, such Encouragement, and to promise them such Rewards, as they shall think suitable to any extraordinary Service they shall perform in the Counties of *Morris,* or *Sussex,* in any Action against the Enemy, and by Warrant, under the Hand of the Governor, with the advice and consent of the Council, to draw on the Treasurers of this Colony, or either of them, payable to such Person so performing such extraordinary Service, or his Order, after sufficient Proof made to them of their having done it, for such Sum as shall be in such Proclamation annexed, to such extraordinary Service; so that the several Warrants so drawn, do not in the whole exceed the Sum of *Twelve Hundred Pounds,* Proclamation Money. And such Warrants, with an endorsement thereon, shall discharge the said Treasurers, their Heirs, Executors, and Administrators, which Sums the said Treasurers are to pay out of the Bills of Credit made Current for the Service of the Frontiers, by Virtue of an Act, entituled, *"An Act for making Current Seventeen Thousand five Hundred Pounds, in Bills of Credit, for the further supply and pay of the Forces lately raised in this Colony under the Command of Colonel* Peter Schuyler; *and also for subsisting and paying such of the Troops of this Colony as may be found necessary to remain in Defence of our Frontiers, or that may be detached from thence in pursuing the Indian Enemy, into their Places of Retreat; and* three Thousand five Hundred Pounds, *more for exchanging ragged and torn Bills, and for directing the manner how the said* Seventeen Thousand five Hundred Pounds *shall be sunk."*

And the said Muster Master shall once in four Weeks settle the Accounts, with every Officer and Soldier in pay, and state such Accounts in a Ledger, which he is to keep for that Purpose; and the said Muster Master, shall transcribe a fair Copy of his Journal, and Book of Accounts and Entries, with every Thing therein contained, which he shall lay before the General Assembly.

And for the punctual Payment of the said Forces, BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony or either of them, out of the Bills of Credit to be made Current for that Purpose, shall pay unto *John Allen,* Esq; who is hereby appointed Pay-Master of all the said Officers and Soldiers, such Sum and Sums of Money as the said *John Allen,* shall from Time to Time find necessary for the said Service; and the said Treasurers or either of them, shall take a Receipt signifying the Purpose the said Money so paid was designed for; and the said Receipts, when produced by the said respective Treasurers shall be sufficient Vouchers, to discharge the said Treasurers, or either of them, their Heirs Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury aforesaid.

And for avoiding Frauds, and the more regular Payment of the Forces, BE IT ENACTED by the Authority aforesaid, that the said Pay-master, shall in his own proper Person, once in every four Weeks attend, at some Time when he shall think proper, and out of the Monies so by him to be received pay unto all and every of the Commissioned and non-Commissioned Officers and Soldiers aforesaid, the several Sums that shall be then due to them, according to the

Account he is to receive from the Muster Master; save only that he shall retain in his Hands, one fourth Part of such Sum due to every of the aforesaid Surgeon, and Muster Master, and Commissioned and non-Commissioned Officers and Soldiers aforesaid, to answer and pay such Mulets and Fines, as may be laid upon them, or any of them, for neglect of Duty, or for destroying and embezzeling their Arms, Ammunitions or Stores, or for any other Misdemeanors, to which he or they shall be subjected: And the said Paymaster shall State exact and seperate Accounts with each particlar Person, of the Money so retained in his Hands, together with the Reasons of such Retention, and as for and respecting every Person against whom any neglect of Duty, Disobedience, Crime or Misconduct shall appear, the said Pay-master shall retain in his Hands so much as shall be sufficient to answer the Fine or Charge that shall be levied upon such Person: And the said Pay-master shall take Receipts for all Sum or Sums of Money by him disbursed, which together with his Accounts he shall lay before the House of Assembly of this Colony for the Time being, to whom he is hereby made accountable; and such Receipts when produced shall be sufficient Vouchers to discharge the said Pay-master, his Heirs, Executors, and Administrators, of and from all such Sums as shall be therein mentioned to be by him paid.

And on the first Day of *October,* if the said Forces shall not be sooner disbanded, the said Pay-master shall attend (at some convenient Place to be by him prefixed) adjacent to the Frontiers, or where they shall be then upon Duty within this Colony, prepared to discharge two third Parts of all the Arrearages so retained as aforesaid, and to every of the Officers and Soldiers aforesaid, against whom no misconduct shall appear, and who shall present themselves before him in a dress suitable in his Degree, and warm and sufficient to withstand the Inclemencies that may be expected in the approaching Season, he shall well and truly, in his own proper Person, pay unto such Officer and Soldier, the two third Parts of such Arrearages as aforesaid, and he shall not on any pretence whatsoever pay such Arrearage, or any Part thereof, unto any Assignee or Assignees of such Soldier or Soldiers, nor to any Person or Persons in Trust, or for the use of him the said Officer or Soldier, or Assignee or Assignees, but that the same shall be (*Bona Fide*) paid to the proper Person to whom it first commenced due; save only that in case of Death he shall pay the whole Arrearage, to his Executors or Administrators, without any manner of Deduction, except to answer Fines, or make good embezzlements as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that if any Officer or Soldier, shall by Word or Writing, sell, transfer, dispose of, or assign to any manner of Person whatever, his Share or any Part thereof of his Wages, or Arrearages, either before or after the same shall become due, the said sale and assignment shall be utterly void to all Intents and Purposes: And if any of the Officers or Soldiers aforesaid, shall on the said first Day of *October,* appear before the said Pay-master, in a dress unsuitable to his degree, or unfit for encountering the approaching Season and Service, in which he is to be employed, or his Cloaths shall be ragged, of all which particulars the said Pay-master is to make a careful Inspection, in such case the said Pay-master (in the lieu and

stead of paying the said Arrearage to the said Officer and Soldier) shall purchase all such Cloaths as he shall find necessary, and fitting as aforesaid, and deliver them with all convenient dispatch to the Person whose Arrearage he shall so retain; provided that he shall not purchase more than the amount, of two thirds of such Arrearage, and when the Cloaths are so delivered as aforesaid, he shall then make a resettlement with every such Person, and at the Time of their final disbanding, they shall receive all and every of their Arrears, which shall be then found due to them.

And the said Muster Master, and Pay-master, when they shall be thereunto required by the House of Assembly for the Time being of this Colony, shall each one for himself, severally take their Solemn Oaths on the Holy Evangelists of Almighty GOD, that the Account and Proceedings of their Conduct, which they shall so severally exhibit to the said Assembly, is just and true to the best of their Knowledge.

And for the more effectual preventing any false alarms or mistakes, which may happen in tracting the Indian Enemy, BE IT ENACTED by the Authority aforesaid, that during the continuance of the Forces upon the said Frontiers, neither any of the said Forces or any other Person, shall wear or put on any Indian Shoes, or Maukesons, in the County of *Sussex;* and if any Person or Persons, shall be convicted before any Justice of the Peace of the said County, of wearing, or putting on such Shoes and Maukesons, contrary to the meaning of this Act, every such person shall forfeit the Sum of *Ten Shillings,* to be recovered in the usual manner of Action of Debt, for the use of such Person who shall presecute the same to effect.

AND BE IT ENACTED by the Authority aforesaid, that it shall be in the Power of the said Colonel and Commander, with the Assistance of any three of the Commission Officers from Time to Time, to make such Orders and Regulations, as they shall think proper and convenient, for preserving Health amongst the Soldiers, and for preventing the waste of Provisions, Stores, and Ammunition.

And whereas it is unreasonable that any Officer or Soldier, in the pay of this Colony, should receive pay for such Time as he shall be absent from Duty; THEREFORE BE IT ENACTED by the Authority aforesaid, that from and after the Publication of this Act, no Officers or Soldiers in the Pay of this Colony, either under the Command of Colonel *Schuyler,* or any other chief Officer whatsoever, shall be entitled to Pay, for such Time or Times, they or any of them shall be absent from the Forces upon Furlough, or otherwise upon their own private Occasions; any Law, Usage or Custom to the contrary hereof, in any wise notwithstanding.

AND BE IT ENACTED by the Authority aforesaid, that is shall not be lawful for the said Colonel and Commander, or any of his subaltern Officers, or others, to inlist any young Men under the Age of Twenty one Years, or any Slaves who are so for Term of Life, bought Servants, or Apprentices, without the express leave in Writing, of their Parents or Guardian, Masters, or Mistresses, first had and obtained; and if any of the said Officers or others, shall

enlist any such young Men, Slaves, bought Servants, or Apprentices as aforesaid, and upon Application and due Proof made thereof before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully enlisted, then the said Justice of the Peace is hereby impowered and required to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave, Servant, or Apprentice, and deliver him to his Parent or Guardian, Master or Mistress; and if the said Officer, or other Person with whom such Person is enlisted, shall notwithstanding secret, detain, or carry away such Person; then such Officer or other Person so offending, shall forfeit and pay, for every such young Man under the Age of Twenty one Years, Servant or Apprentice so enlisted contrary to the true intent and meaning of this Act, the Sum of *Twenty Pounds,* and for every Slave so enlisted, the Sum of *one Hundred Pounds,* to be recovered in any Court of Record, where the same is cognizable in this Colony, with Costs of Suit, and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court shall be adjudged, and the residue thereof to either of the Treasurers of this Colony, to be applied as by Act of General Assembly shall be hereafter directed.

And in case the Body of such Officer, or other Person offending cannot be taken, then it shall and may be lawful for any Person agrieved, to proceed against him by Attachment, against the Offenders Goods and Chattles, Lands and Tenements in manner and form as is directed by an Act, entitled, "*An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves.*" Saving that the Person complaining shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered shall be paid as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that it shall not be lawful for any of the Officers or others aforesaid, to enlist any such Debtors as are excluded from being enlisted, or retained in his Majesty's Service; by any of the Laws in this Colony in such Cases already made and provided; and the Goods and Chattles, Lands and Tenements of all such other Debtors as by the said Laws are not excluded from Inlistment and Service, shall remain and continue in such plight as by the same Laws they are directed to remain and continue.

AND BE IT ENACTED by the Authority aforesaid, that the said Colonel and Commander, and the two other Captains,shall be, and are hereby appointed Commissaries of the Stores, and shall severally deliver out the same unto their respective Companies, daily or weekly, as they shall think most proper and convenient; and the Men shall be formed into proper Messes for the more easy Division thereof. And in case of the Death of any of the said Captains, his Lieutenant shall succeed him as Commissary, until another Captain is appointed: And if either of the said Commissaries, shall sell, exchange, embezzle, or waste any of the Stores aforesaid, every such Commissary shall be prosecuted by the King's Attorney General, and make good to this Colony all such Stores by him so sold, exchanged, embezzled, or wasted, if not otherwise made good, out of the Arrearages to be retained as aforesaid in the Hands of the Pay-master

General, for such and the like Purposes; and the Muster Master, and Pay-master aforesaid, shall be, and each of them are hereby empowered and commanded to take Notice how the said Commissares respectively deport themselves, and upon discovery of any Frauds, or Mismanagement in the said Commissaries, or either of them, touching the Premisses, the said Muster Master, and Pay-master, shall severally use their utmost endeavours to detect and make known the same, to the House of General Assembly, to the end the Delinquent or Delinquents may be prosecuted, and brought to Justice; and the said Commissaries shall each of them keep a just and fair account of all the Stores by them received and delivered out, and to whom, and for what Purpose delivered; and shall from Time to Time lay such account, or a true Copy thereof, before the House of General Assembly for their inspection, to whom they are hereby made accountable, which accounts shall be exhibited upon Oath, made before the said House of General Assembly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that there shall be paid to the said Colonel and Commander, *Ten Shillings, per Day,* in full for his Service, as Colonel and Captain of the Company aforesaid, and *one Shilling per Day* for keeping his Horse. And there shall be paid to the said Surgeon, and Muster Master, the Sum of *eight Shillings per Day,* in full for his said Services as Surgeon and Muster Master of the said Forces: And the said Pay-master shall have *two* Pounds per Cent upon all the Monies he shall have occasion to pay as afiresaid; and each of the said Captains shall have *one Shilling per Day,* as Commissaries to their respective Companies; and the several other Officers and Soldiers shall have the same Rewards as directed in the Act, entitled, *An Act for raising two Hundred and Fifty able Bodied free Men, as Volunteers, to protect and defend the Frontiers of this Colony from any Invasions which may be made upon the same by the Enemy, in lieu of the Militia already Stationed upon the said Frontiers; as also for subjecting* two Hundred *of the said Volunteers, to act in conjunction with the Colonies of* New-York, *and* Pennsylvania, *to make up an Army of* one Thousand *Men, or one fifth Part of such an Army* (*not exceeding* one Thousand *Men in the whole*) *as shall be thought necessary to be employed in pursuing the Indian Enemy into their Places of Retreat, and Captivating them, their Wives and Children.*

And in the Absence of the Colonel and Commander, the eldest Captain is hereby declared his Successor in that Station, during his absence, and subject to the same Duties, Penalties and Rewards.

And in case of the Death, Refusal, or other Disability of any of the Officers appointed by this Act, then it shall and may be lawful for the Governor and Commander in chief for the Time being, to appoint Successors to him, or them, who are hereby declared in such case, subject to the same Duties, Penalties, and Rewards.

And whereas there may be several Prisoners now confined in the common Gaol of the County of *Sussex,* upon Process in civil Actions, who in this Time of common Danger, may suffer for want of Persons to look after them, BE IT THEREFORE ENACTED by the Authority aforesaid, that it shall and may

be lawfull for the Sheriff of the said County of *Sussex,* and he is hereby required to discharge out of his Custody, any such Prisoner and Prisoners, as shall happen to be confined in the common Gaol of the said County at the Publication of this Act, upon any Civil Action or Actions; and the said Prisoner and Prisoners, and all other Persons, who shall be Inhabitants of the said County, at the Publication of this Act, shall be free and clear from any restraint as to confinement of their Persons in the said County, upon any civil Process, until the first Day of *December,* next, and no longer. PROVIDED NEVERTHELESS, that it shall and may be lawful to and for Plaintiff or Plaintiffs during the Time limitted as aforesaid, upon any Process being served, to file a common appearance in any Action, to be brought against any Debtor or Debtors in the said County of *Sussex,* so as to entitle such Plaintiff to proceed to Judgment, and to have an Execution thereupon, other than against the Body or Bodies of him, or them, any thing in this or any former Law contained to the contrary, in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Sheriff of the said County of *Sussex,* is and shall be clear, and free from any Action, or Actions which may or shall be brought against him, for any Matter or Thing which he shall do in Pursuance of this Act; and if any Action or Actions shall be brought against the said Sheriff for the same, he may plead the General Issue, and give this Act in Evidence, which shall be a sufficient Discharge for the said Sheriff, with Costs of Suit.

PROVIDED NEVERTHELESS, that nothing in this Act contained, shall be construed or intended to discharge any Person or Persons from confinement upon civil Process, any longer then the said first Day of *December* next; after which Time the Sheriff of the said County of *Sussex,* upon Process issued for that Purpose, may retake the Body, or Bodies of every such Person and Persons so confined as aforesaid, or charge in Execution, and convey him or them to the said common Gaol, there to remain in the same manner and form as before the Publication of this Act, any thing to the contrary hereof in any wise notwithstanding.

AND BE IT ENACTED by the Authority aforesaid, that the Forces aforesaid, shall be and continue in the pay of this Colony for Twelve Months after the Publication of this Act, unless Peace should be sooner concluded with the Indian Enemy, so as to render the Inhabitants of this Colony safe from their Depredations, in which case it shall and may be lawful for the Governor, or Commander in chief of this Colony for the Time being, to and with the Advice and consent of his Majesty's Council, to give orders for the disbandment of the said Forces.

Passed 2 June 1756.

Bradford (1756) 19:6:3, pp. 51-68.

An ACT *to enable the Possessors of two several Tracts of Tide Meadow and Marsh, lying and adjoining on the North Side of* Cohansie Creek, *alias* Caesarea River, *in the County of* Cumberland: *One Tract called and known by the Name of the* Fork Marsh; *and the other situate lower down the said Creek adjoining to the same, and to the Lands in Possession of Jonathan Holmes, Esq; and others, to stop out the Tide from overflowing them.*

WHEREAS the Stopping the Tide out of the Meadows and Marshes, lying upon and adjoining the said *Cohansie* Creek, in the said County of *Cumberland,* would be of great Benefit, not only to the Possessors thereof in particular, but to the County in General. Therefore,

BE IT ENACTED by the Governor, Council and General Assembly, AND IT IS HEREBY ENACTED by the Authority of the same, that there shall be a sufficient Bank made in order to keep out the Tide, and enclose the Fork Tract, to begin at the fast Land in Possession of *Joseph Bishop,* and *Amey Biddle,* to the said *Cohansie* Creek, and to run up the said Creek called and known by the Name of the Tansat Creek, and then to run up the said Tansat Creek, to where the same is stopped, and so crossing the same, and to run Northerly until it intercepts the Line of the Land in Possession of *Thomas Sayre,* and *Daniel Lubton,* and to run up the said Line of the fast Land. And that there shall be a sufficient Bank made in order to keep out the Tide and enclose the other Tract of Marsh, to begin at the fast Land of that Tract of Land in Possession of *Jonathan Holmes,* Esq; and to run from thence to a small Creek by the said *Cohansie* Creek or River, at said *Holmes's* Corner, then up the said Creek or River to the Mouth of a small Creek between the Land late in Possession of *Joseph Hodge,* and the Land now in Possession of *Noah Wheaton,* thence up the said Creek to the fast Land of the said *Joseph Hodge,* with sufficient Sluices, Floodgates, or other Conveniencies to stop and let out the Tide, and other Water, together with Ditches and Races, as shall be necessary for the same, and for the Benefit of the Possessors in General, by the Possessors of said Meadows and Marsh, that each respective Possessor or Possessors hath or may have within the said Bank.

AND BE IT ENACTED by the Authority aforesaid, that the Possessor or Possessors for the Time being, of the aforesaid Marshes and Meadows, shall meet and assemble Yearly on the first *Tuesday* in *November,* at the now dwelling House of *Seth Brooks,* or where else they shall appoint, and by the Majority of Voices of them so met, chuse four Managers to carry on, make, maintain, and uphold the said Work, two for each respective Tract; and shall also chuse and appoint two Assessors, one for each respective Tract, to assess such Sum and Sums of Money, as shall be judged necessary by the Managers for defraying the Charge of making and maintaining said Work, equally and proportionably,

according to the Quantity of Marsh each Possessor or Possessors doth or shall hold: And shall also chuse a Collector for each respective Tract, to collect and receive all such Sum and Sums of Money as shall be from Time to Time assessed as aforesaid; which said Assessor or Assessors shall deliver all Lists of the Names of the Possessors with the respective Sum or Sums of Money that each respective Possessor is to pay, Signed by them, to the Collector or Collectors aforesaid, who shall demand of each Possessor of said Meadows or Marshes the Sum that he, she, or they are to pay: And upon neglect or refusal of any of them, it shall and may be lawful to and for the said Collector or Collectors, to sue all and every such Person or Person so neglecting, in his own Name, for the respective Sum or Sums of Money they were assessed at in Action of Debt; if *five Pounds* or under, before any one Justice of the Peace, of the County aforesaid; if above, in any Court of Record where the same may be Cognizable, and give the said Assessment in Evidence, and the said Court and Justice of the Peace, are hereby impowered to give Judgment and Execution for the same with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, that in case the Possessor and Possessors of said Marsh or Meadows, shall neglect to meet on the first *Tuesday* in *November* Yearly, as aforesaid, to chuse Managers, Assessors and Collectors as aforesaid, that then and in such case, the Managers, Assessors and Collectors chosen for the preceeding Year, shall stand for the ensuing Year; and in case either Managers, Assessors, or Collectors shall neglect or refuse to do their respective Duty as aforesaid, they shall forfeit *Twenty shillings* to be recovered as aforesaid, by any of the Possessors, one half to him who shall prosecute the same to effect the other half to the Possessors for the use of the Marsh: And in case either of the Managers, Assessors, or Collectors shall neglect or refuse to do their Duty or be removed by Death, or otherwise, that then the Possessors of said Marsh and Meadow shall meet and chuse another in his or their Place or Places, and that the respective Assessor and Assessors, shall make such Assessment, and deliver his Duplicate thereof to the respective Collector or Collectors within thirty Days after he has notice in Writing from the respective Managers as aforesaid, and that the said Collectors shall collect all such Sum or Sums of Money so assessed within Thirty Days after he has received the Duplicates as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that every Collector or Collectors aforesaid, shall pay all such Sum or Sums of Money, as he or they shall receive as aforesaid, to Workmen, by order under the Hand of one or both of the respective Manager or Managers, and not otherwise; and the said Managers and Collectors shall give an Account Yearly, of all Monies collected and expended, to the said Possessors of the said Marsh and Meadows, at their said Meetings; which Managers shall be allowed *nine pence per Pound,* Collectors *six pence per Pound,* and the Assessors *four pence per Pound,* for Monies so assessed, collected and expended as aforesaid; and in case any or either of the Collector or Collectors shall refuse to pay what Money remains in his Hands to the succeeding Collector, chosen as aforesaid, the succeeding

Collector is hereby impowered to sue for and recover the same with Costs of Suit in manner aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for every Tenant or Tenants that now is, or hereafter shall be in Possession of any Part of the said Meadows, to bring their respective Charge of Money paid, or Services done, pursuant to this Act, against their respective Landlords, which shall be allowed out of the Rent. PROVIDED ALWAYS, that nothing in this Act shall oblige any Tenant to pay any Money or to charge their Landlord for the same, except their said Landlord doth or shall reside out of the said County: And in case there is, or hereafter may be any Part of the said Meadows, that neither Owner, nor Tenant, or any other Person to represent them doth not reside in said County, to pay the several Sum or Sums of Money assessed thereon as aforesaid, that then and in such case, the Managers for the Time being, shall let out the said Meadows or Marsh, to Rent, from Year to Year, or for so long Time as until the Rent arising therefrom, shall pay all such Sum or Sums of Money so assessed as aforesaid, and no longer.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all and every the said Possessor and Possessors of Meadows and Marshes within the said Banks, shall be equal in the Loss of all such Marsh or Meadow as shall be lost, or taken up, by the Bank and Ditch made fronting the Tide, according to their several and respective Shares and Quantities of Marsh they hold within said Bank or Banks.

PROVIDED ALWAYS, AND IT IS HEREBY FURTHER ENACTED by the Authority aforesaid, that nothing contained in this Act, shall extend to render the Marsh or Meadows aforesaid, or any Part thereof, which may hereafter be the Property of or in the Possession of any Minor or Minors under the Age of Twenty one Years, liable to be sold for or because such Minor or their Guardian, or Person to whom may belong the care of the Person or Estate of such Minor, shall not discharge such Assessment or Debt; but in that case the Managers for that Year, shall have a full and ample Power to lease such Minors Part of the said Meadows, for any Time sufficient to discharge the said Debt, not exceeding one Year; and if one Years Rent be not sufficient, then the succeeding Managers shall have the same Power of letting the same Meadows during the Year which they shall serve in that Office, until the said Debt is fully satisfied and no longer.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the following Persons shall serve as Managers, Assessors and Collectors until the said first *Tuesday* in *November,* next, as aforesaid, *viz.* For the Fork Marsh, *Jonathan Bowen,* and *Othniel Johnston* Managers, *Ebenezer Miller,* jun; Assessor, and *Seth Brooks,* Collector. And for the other Tract *Samuel Harris,* and *Jonathan Holmes,* Esq; Managers, *Samuel Harris,* jun; Assessor, *Seth Brooks,* Collector, who are hereby impowered to do and perform all such Matters and Things, as in and by this Act required of them as aforesaid, until others are chosen in their Places.

PROVIDED that nothing herein contained, shall be construed to affect the Title of any Person or Persons whomsoever claiming Property in the Marsh

aforesaid, or any Part thereof, nor to bar him or them from the Recovery of Damages for any Trespass thereon committed, or hereafter to be committed.

Passed 2 June 1756.
Bradford (1756) 19:6:3, pp. 69-73.

An ACT *to enable the Owners of some Meadows and Marshes at* Esonborough, *in the County of* Salem, *to keep out the Tide from overflowing the same.*

WHEREAS it hath been found convenient and necessary for *William Hancock,* jun; *Joshua Thomson, Nathan Smart, Thomas Goodwin, William Goodwin,* and the Heirs of the Estate of *David Morris,* Deceased, and *Aaron Bradway,* Owners of certain Meadows and Marshes, situate at *Esonborough,* in the County aforesaid, to erect a Tide Bank for the keeping out the Tide, and draining said Meadows and Marshes, and for the better upholding, maintaining, and keeping the said Tide Bank, the above said Persons are desirous to have their several Measures and Allotments of the said Tide Bank proportioned out to each of them for the support of it, the said Tide Bank being already made.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly of this Colony, AND IT IS HEREBY ENACTED by the Authority of the same, that from and after the Publication hereof, it shall and may be lawful for the said *William Hancock,* jun; *Joshua Thomson, Nathan Smart, Thomas Goodwin, William Goodwin,* and the Heirs of the Estate of *David Morris,* Deceased, and *Aaron Bradway,* to uphold, keep up and maintain the said Tide Bank; and that the several and respective Measures and Allotments of said Tide Bank, be proportioned out to each of them as follows, *William Hancocks,* Part of said Tide Bank to begin at a Persimmon Tree on the fast Land of the said *Joshua Thomson,* marked WH, from thence running Thirty five rods to a Stake standing in the Tide Bank marked WH, and JT. The said *Joshua Thomson's* Part of the said Tide Bank, to begin at the last mentioned Stake, and running from thence Fifty four Rods to a Stake standing within about a rod of a Sluice (the said Sluice and a Dam about eight rods to be kept up and supported by the said *William Hancock, Joshua Thomson, Nathan Smart, Thomas Goodwin,* and the Heirs or Executors of said *David Morris,* and *Aaron Bradway,* in Proportion to their several Measurers and Allotments

of the said Tide Bank) The said *Nathan Smart's,* Part of the said Tide Bank to begin from a Stake standing in the edge of the said Dam, and running from thence along the said Tide Bank, Seventy eight Rods to another Stake standing in the Bank. The said *Thomas Goodwin's* Part of said Tide Bank, to begin at the last mentioned Stake, and running from thence eight Rods and a half to another Stake standing in the Bank. The said *William Goodwin's* Part of the said Tide Bank, to begin at the last mentioned Stake, and running from thence eight Rods and a half to another Stake standing in the Bank. The Heirs or Executors of the said *David Morris's* Part of the said Tide Bank, to begin at the last mentioned Stake, and runing from thence four Rods to another Stake standing in the Bank. The said *Aaron Bradway's* Part of the said Tide Bank, to begin at the last mentioned Stake, and runing from thence Sixty three Rods to a Tide Bank that goes from the fast Land of the said *Aaron Bradway,* to the fast Land of *Josiah Rolfe,* from thence Twenty seven Rods to the fast Land of the said *Aaron Bradway;* the said Twenty seven Rods, to be kept up and supported in the same Manner and in Proportion as the Sluice and Dam aforementioned; and that all the Ground or Earth that is to be for the support of the said Tide Bank, is to be got from of the Land whereon the said Tide Bank stands most convenient for the said Bank, and with as little detriment to the Owners as may be.

BE IT ENACTED by the Authority aforesaid, that all and every of the respective Owners, Tenants and Possessors of the said Meadows, on each side of said Creek and Division Drains within said Tide Bank, shall be obliged at all Times forever hereafter to keep the said Creek and Division Drains open, each within and against his, her, or their respective Meadows; and where the Meadows bounded on either side of the Creek or Division Ditch, owned by different Persons opposite to each other, the said Creek or Division Ditch against them both, shall be constantly kept open at their equal expence; and in case of the neglect of either, it shall and may be lawful for the other (after he has before evidence given three Months Notice to the Party neglecting) to enter upon the said Parties Premisses, and get the whole done, dividing the Mud to be thrown up as near as may be between them both, and bring his Action of Debt against the said Party so neglecting, for an equal Part of the Charge, if *five Pounds,* or under, before any one Justice of the Peace of the Town or County of *Salem;* if above, in any Court of Record of this Colony, where the same shall be cognizable: and the said Court or Justice of the Peace upon Proof being made by the Testimony of two credible Neighbours, that the Charges the Plaintiff has been at, is to the best of their Judgment just and reasonable, that the Services done were necessary, and that the Notice aforesaid was duly given, shall give Judgment for the Plaintiff with Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any of the aforementioned Person or Persons, or either of their Heirs or Assigns, shall neglect or refuse to act, do and perform whatsoever is required of him, or them by this Act as aforesaid, or neglects or refuses to keep up his her or their Part of the said Tide Bank, Sluice and Dam, sufficient to keep the Tide off the said Meadows, it shall and may be lawful for the other Owners of the

said Tide Bank, Sluice and Dam, or either of them, after giving notice thereof to the Party so neglecting, to enter immediately on that Part so neglected, and to do the same, and the Charges and Expences of the doing thereof, shall be adjudged by two Honest Neighbours as aforesaid, in respect to drains (the three Months notice only excepted) and that Person or Persons so neglecting or refusing to pay whatsoever Sum or Sums of Money that shall be adjudged thereon, shall be liable to be sued by the other Owners of the said Tide Bank or either of them, if *five Pounds,* or under, before any one Justice of the Peace of the said County by Action of Debt, to be recovered before him with Costs of Suit; and if above *five Pounds,* to be recovered with Costs of Suit by Action of Debt, Bill, Plaint or Information, in any Court of Record in this Province, in which no Essoin, Protection, Priviledge or Wager of Law, nor more than one Imparlance shall be allowed.

PROVIDED ALWAYS, and it is hereby understood and declared, that nothing in this Act shall be construed to authorize, or give Power to any Person or Persons whatsoever, to make sale of the Lands of the Heirs of *David Morris,* while they are under Age, in case of their or any of their default in maintaining the Bank aforesaid, but in such case the Rent and Profits of their said Land shall be applied to defray their Part of the necessary Expences towards the said Bank, and the Repairs thereof agreed on as aforesaid.

Passed 29 May 1756.
Bradford (1756) 19:6:3, pp. 74-77.

An ACT *for Naturalizing* Johannes Belesvelt, *and* Peter Vanallen.

WHEREAS *Johannes Belesvelt,* and *Peter Vanallen,* by their humble Petition have set forth, that they were born under the Dominion of foreign Powers in Amity with Great Britain, but art now settled within this Province of *New-Jersey,* and are desirous of enjoying the Priviledges of his Majesty's natural free Born Subjects therein; and as they profess the Protestant Religion, and have given Testimony of their Duty, Loyalty and Affection to his Majesty King GEORGE the Second, and the Succession of the Crown in the Protestant Line according to, and in such manner and form as is prescribed by an Act of Parliament passed in the *Twentieth* Year of his present Majesty's Reign, and in Confidence of their conforming themselves in all dutiful manner to the Laws and Customs of this Colony.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly, AND IT IS HEREBY ENACTED by the Authority of the same, that the said *Johannes Belesvelt,* and *Peter Vanallen,* shall be from henceforth deemed, taken, and esteemed to be as his Majesty's natural free born Subjects within this Province, and they and each of them, and they and each of their Heirs, shall enjoy, and are entitled unto the same Laws, Liberties, Rights and Priviledges as any of his Majesty's natural free born Subjects can or ought to enjoy within the same, any Act, Ordinance, Usage, or Custom to the contrary in any wise notwithstanding.

PROVIDED ALWAYS, AND IT IS HEREBY ENACTED and declared, that nothing in this Act contained, shall be construed or taken to enable the said *Johannes Belesvelt,* and *Peter Vanallen,* or either of them, to be of his Majesty's Council, or of the General Assembly, or to hold or enjoy any Post or Office of Trust or Profit within this Province, any Thing herein contained to the contrary notwithstanding.

Passed 29 May 1756.
Bradford (1756) 19:6:3, pp. 77-78.

Nineteenth Assembly, Sixth Session

Fourth Sitting

22-27 July, 1756

Elizabeth-Town

No acts passed.

Nineteenth Assembly, Seventh Session

First Sitting

12-15 Oct. 1756

Elizabeth-Town

No acts passed.

Nineteenth Assembly, Seventh Session

Second Sitting

17-24 Dec. 1756

Elizabeth-Town

An ACT *to continue the Pay of the remaining part of the Forces lately under Colonel* Schuyler, *and for Discharging the Forces on the Frontiers of this Colony.*

WHEREAS such of the Forces of this Colony as were lately under Colonel *Schuyler,* are posted at *Schenectady,* in the Colony of *New-York* for the ensuing Winter, by Order of the Right Honourable the Earl of LOUDOUN, General and Commander in Chief of his Majesty's Forces in *North-America,* and the pay of the said Forces by Law ending the first of *November* last.

BE IT THEREFORE ENACTED by the Governor, Council and General Assembly, AND IT IS HEREBY ENACTED by the Authority of the same, that the said Forces both Officers and Men shall each of them respectively receive their Pay (as directed by the Act, entitled '*An Act to encourage the Inlisting of five hundred free men or well affected* Indians *in this Colony of* New-Jersey *for his Majesty's Service in the present Expedition, in Conjunction with the Forces of* New-England, *and* New-York, *for the erecting a strong Fortress near* Crown-Point *within his Majesty's Dominions. And also for making Current* Fifteen Thousand *Pounds in Bills of Credit for Providing for the Subsistence, Cloathing, Arming and Pay of the said Forces, and Transporting them to the Place of General Rendezvous; and also for the directing the Manner of sinking the said Bills of Credit,*') until the *sixth* of *April* next. And it shall and may be lawful for the Treasurers of this Colony, or either of them, to pay to the Commanding Officer or Commissary of the said Forces in the Pay of this Colony, or to his Order, or to such Person as his Excellency the Governor for the Time being shall appoint for that Purpose, such Sum and Sums of Money as may be due for the Pay of the said Forces till the time aforesaid, out of such Money as is now lodged in the Treasury by his Majesty's Order, as part of the *One hundred* and *Fifteen Thousand* Pounds Sterling, granted by Act of Parliament in favour of several of the Colonies on the Continent of *America;* as also out of such Money as may remain in the Treasury by Virtue of the late Act *For making Current Seveenteen Thousand Five hundred Pounds in Bills of Credit:* And the Receipt of the said Commanding Officer, or Commissary, or any Person receiving it by his Order, or of such Person as his Excellency may appoint as aforesaid, shall be a sufficient Voucher to them the said Treasurers, or either of them, their, or either of their Heirs, Executors or Administrators, for so much Money as shall be so paid by them, or either of them, as aforesaid.

And it being the Intention of the Legislature of this Colony, that every Person to succeed as Commissary and Pay-Master of the Forces in the Pay of the same, shall have been a Freeholder of this Colony for at least three Years before his Appointment to those Stations, BE IT THEREFORE ENACTED by the Authority aforesaid, that in order the more readily to call such Officer to Account, it shall not be lawful for any Person to undertake and enjoy the

said Offices of Commissary and Pay-Master unless he has been a Freeholder as aforesaid.

AND WHEREAS by a late Treaty between the Governor of *Pennsylvania,* and the *Indians,* Peace is said to have been strongly and mutually concluded between them, and since that Time no Hostilities have been attempted against this Province, by which means the Forces on the Frontiers are rendered wholly useless, BE IT THEREFORE ENACTED by the Authority aforesaid, that the said Forces shall be paid off to the *Tenth* Day of *January* next, and then wholly disbanded; and such Arms, Ammunitions and Provisions as remain on hand, shall by the Commissaries, be put under the Care of *John Rosecrant* and *Morris Robinson,* Esqrs. or either of them, and take their receipts for the same, to be by them safely kept till otherwise ordered by the Legislature of this Colony, or until the said Provisions are likely to perish, in which case they shall apply to the proper Officers in Order that they may be disposed of according to Law. PROVIDED the Militia are not in the mean Time ordered up there, in which Case such Parts thereof are wanted, are to be carefully delivered out to them.

Passed 24 Dec. 1756.
Bradford (1757) 19:7:2, pp. 3-5.

Nineteenth Assembly, Seventh Session

Third Sitting

15-31 Mar. 1757

Elizabeth-Town

All acts passed 31 Mar. 1757.

An ACT *for compleating the Regiment, in the Pay of the Colony of* New-Jersey *to the Number of* Five-Hundred *effective Men, and making Provision for the same.*

WHEREAS the Regiment in the pay of this Colony by Captivity and otherwise is greatly reduced, and it being necessary for the Service of the Crown, that it should be recruited, and continued on Duty, THEREFORE BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same, that so many able Bodied Freemen, or well affected Indians shall be raised by this Colony, as with that Part of the said Regiment yet remaining, shall compleat five hundred effective Men, exclusive of Commission Offficers, to act in Conjunction with his Majesty's regular Troops, and those of the Neighbouring Colonies, until the Fifteenth Day of *November* next, in the Defence and Security of *North-America:* Which Regiment when recruited shall be formed into Five Companies of One Hundred Men in each Company; the whole to be Commanded by a Colonel, and each Company by a Captain, Lieutenant and Ensign; which said Officers shall be appointed by Commissions from the Governor or Commander in Chief for the Time being; and that four Serjeants, four Corporals and two Drummers, shall be appointed by each Captain, out of each of the said respective Companies for the Service of the Company.

And for the Encouragement of a sufficient Number of able bodied Recruits, being Freemen or well affected Indians, voluntarily to inlist themselves as Soldiers for the said Service; BE IT FURTHER ENACTED, that there shall be paid to every able bodied Freemen or well affected Indian, who shall inlist, either as a Serjeant, Corporal, Drummer or private Soldier, the Sum of Twelve Pounds Proclamation Money, over and above the Pay herein after fixed and ordered to be paid him.

And as a further Encouragement to Volunteers (being Freemen or well affected Indians) to inlist in the Service, it's hereby FURTHER ENACTED, that if any Person so inlisting doth not owe upwards of Seventeen Pounds Proclamation Money to any one Creditor, or upwards of Fifty Pounds Money aforesaid in the whole to all his Creditors, then the Person of the Inlisted shall be free from all Arrests in Civil Actions: And those that are in Custody either on Mean Process or Execution, and do not owe as aforesaid, shall be discharged under the Hands and Seals of any of the Judges of the County where any such Person or Persons shall be so imprisoned; and the Goods and Effects of all such Debtors shall be free from Attachments, Executions, and other Legal Process during the aforesaid Service: Provided always, that such Goods and Effects, shall not be removed out of the City, Town, or Precinct where the Persons inlisting resided when they did inlist, during the Absence or Time of Service of the said Persons so inlisting; and upon full Proof of any Attempt to remove

the said Goods and Effects out of the City, Town, or Precinct as aforesaid, then the said Goods and Effects shall be liable to the same Process, as the Laws have already provided for. And in case the said Person or Persons so inlisting, shall or do after the Publication of this Act, or after the Time of such inlisting, by any Deed or Deeds, Power or Powers of Attorney, make Sale of, or impower others in his or their Absence, or after his or their Departure from this Colony, to make Sale of his or their Goods and Chattles, Lands and Tenements to any Person or Persons whatsoever, whereby the Creditor or Creditors of such Person or Persons so inlisting as aforesaid, shall or may be defrauded or deprived of their just Debts, all and every such Deed or Deeds and Sales made by any such Person or Persons, or by virtue of his or their Power or Powers of Attorney as aforesaid, shall be void and of none Effect: And such Goods and Chattles, Lands and Tenements shall nevertheless be liable to be proceeded against by Attachment, or any other Legal Process, at the Suit of any Creditor, or Creditors, or such Person or Persons; any thing in this Act to the Contrary thereof in any wise notwithstanding.

And as a further Encouragement to Volunteers to inlist themselves in the said Service, His Excellency the Governor hath signified to the Council and General Assembly, that he shall be well pleased that it be Enacted, AND BE IT FURTHER ENACTED, that all able bodied Freemen who shall inlist in the said Service and perform their Duty therein, and at the End thereof obtain a Certificate from their Captains of their having so inlisted, and performed their Duty in the said Service; shall thereby be acquitted and pardoned of all Crimes whatsoever by them committed before the Publication of this Act, that are under the Degree of Felony without Benefit of Clergy: Which Certificate so obtained, shall by virtue of this Act, be pleadable as a Pardon under the Great Seal of this Colony, of any of the Crimes aforesaid, under the Degree of Felony without Beneift of Clergy, to any Indictment or Information for such Crimes found or filed, or to be found or filed, and to any Record of Conviction already made, or to be made for such Crimes: And every able bodied Freemen in Custody for any Crime or Crimes under the Degree of Felony without Benefit of Clergy, inlisting as aforesaid, shall be thereon immediately discharged out of Custody, to go upon the said Service, and obtaining a Certificate as aforesaid, shall be thereby pardoned as aforesaid.

AND BE IT FURTHER ENACTED, That it shall not be lawful to inlist any young Man under the Age of Twenty One Years, or any Slaves who are so for Term of Life, or Apprentices, without the express Leave in writing of their Parents or Guardians, Masters or Mistresses first had and obtained; and if any Officer or other Person shall inlist any such young Men, Slaves, or Apprentices, as aforesaid, and upon Application and due Proof made before any one Justice of the Peace, in this Colony, shall refuse to discharge him or them so unlawfully inlisted; then he the said Justice of the Peace is hereby empowered and required, to issue his Warrant to any Constable commanding him to take the Body of such young Man, Slave, or Apprentice, and deliver him to his Parents or Guardian, Master or Mistress: And if the Officer or other Person with whom such Person is inlisted, shall notwithstanding secret, detain, or carry

away such Person, then such Officer or other Person so offending shall forfeit and pay for every such young Man under the Age of Twenty one Years, so inlisting contrary to the true Intent and Meaning of this Act, the Sum of *Five hundred* Pounds, for every Slave so inlisted; the Sum of *One hundred* Pounds, and for every such Apprentice the Sum of *Twenty* Pounds; to be recovered in any Court of Record where the same is cognizable in this Colony, with full Costs of Suit, and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court shall be adjudged, and the Residue thereof to either of the Treasurers of this Colony, to be applied as by Act of General Assembly shall be hereafter directed. And in Case the Body of such Officer or other Person so offending cannot be taken, then it shall and may be lawful for the Person aggrieved to proceed against him by Attachment, against the Offenders Goods and Chattles, Lands and Tenements, in manner and form as is directed by an Act intitled, "*An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves,*" saving that the Person complaining shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered shall be paid as aforesaid.

AND BE IT FURTHER ENACTED, That the Treasurers of this Colony, or either of them, out of the Bills of Credit, made Current by this Act, and such other Money as by the same, shall be applied to the present Service, shall pay or cause to be paid unto *John Taylor,* Esq; for the *Eastern* Division, and unto *Joseph Harrison,* Esq; for the *Western* Division, who are hereby appointed Commissioners for the Colony of *New-Jersey,* such Sum and Sums of Money as the said Commissioners or any one of them from time to time find necessary to be expended, agreeable to the Directions, true Intent and Meaning of this Act. And the said Treasurers, or either of them, shall take a Receipt signifying the Services the Money so paid was designed for, and signed by the Person or Persons receiving the same; and the said several Receipts when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors or Administrators, on Account of the several Payments so made and paid out of the Treasury aforesaid.

AND BE IT FURTHER ENACTED That there shall be allowed to every of the said Freemen or well affected Indians, recruited as aforesaid, (and to be paid by the Commissioners for the Use of such Men in manner and form hereafter provided) *Nine* Pence per Day, Money aforesaid, for his Subsistance, from the Time of his being inlisted before any one of his Majesty's Justices of the Peace of the said Colony, until the Time herein after directed.

And in Order for the more secure Payment of the Bounty and Subsistance Money aforesaid, IT IS FURTHER ENACTED that each of the said Captains recruiting within this Colony, as often as he shall have inlisted as aforesaid to the Number of *Twenty* Recruits, shall cause a Muster to be made of the same in the Presence of the Commissioners aforesaid, or any one of them, and the said Captain shall then produce to the said Commissioners a fair written Muster-Roll containing the Names and Stations of the Men inlisted; under which Muster-Roll the said Commissioners shall certify that they have seen

the Men on the preceeding Roll, and have inspected and approved them, and seen the Certificates of their being duly inlisted, and the Day on which each Soldier was inlisted, signed by the respective Justice of the Peace before whom such Soldiers were qualified, and thereupon said Commissioners, in the Presence of the Captain, shall pay to each effective Man then present, and who shall be so approved of and entered on the Muster-Roll as aforesaid (of the Degree of Serjeant, Corporal, Drummer or private Soldier) the Sum of *Twelve* Pounds Money aforesaid: And the said Commissioners shall take a Certificate signed by the said Captain, signifying the Number of Men, and Sum of Money paid by the said Commissioners, and shall also take a Receipt from the Captain for the same upon the Muster-Roll: Which Certificate and the Receipt shall be sufficient Vouchers to the said Commissioners for the Payment of so much of the said Money as aforesaid. And the said Commissioners shall at the same Time also pay in the Presence of the Captain (for the Use of the Men so mustering) the Subsistance Money of *Nine* Pence per Day to each Soldier so entered upon the Muster-Roll as aforesaid, from the Day of the Inlisting such Soldier, to the Time of such Muster as aforesaid: And the said Commissioners shall examine and settle the said Account, and shall take a Receipt from the said Captain upon the Back thereof for the Subsistance Money then paid; which Receipt shall be a sufficient Voucher to the said Commissioners for the Payment of so much of the said Money as aforesaid.

AND BE IT FURTHER ENACTED, That the Colonel of the said Regiment, shall at the Time, of obtaining his Commission, take the Oath of Allegiance and Supremacy required by Law, and have a Certificate thereof endorsed on his Commission, and shall also take an Oath in the Words following (that is to say) :

I A.B. *do swear that I will keep an exact Account or Roll of every Officer and Soldier that now is, or hereafter shall be under my Command in the Pay of the Colony of* New-Jersey, *and of the Time of the Continuance in Service, Enlistment, Discharge, Death, or Desertion of every such Officer and Soldier, and that I will not suffer the Name of any Officer or Soldier to be continued, or entered in the Roll, but such as now are on Duty, and do hereafter inlist and perform the Service under my Command, and I will from Time to Time render unto the Pay-Master of my Regiment, all the Assistance in my Power for the better enabling him the said Pay-Master, to keep a just Account of all the Pay that now is or shall be due to myself and every Officer and Soldier that now doth, or hereafter shall belong to the said Regiment, to the End the Publick, or any private person, through my neglect may not be defrauded,* So help me God.

And the said Colonel, during the Time of his Command, shall keep a daily Journal of the Situation and Posture of Affairs and of all his Orders, Proceedings and Detachments, and a Copy thereof, together with a Duplicate of the Account or Roll aforesaid, once in three Months (or oftner if required,) shall transmit to the Governor or Commander in Chief for the Time being, to be laid before the House of General Assembly, for their Inspection: And in Case

of the said Colonel's Death or Removal, his Successor shall observe and perform the Duty by this Act enjoined him as near as the Nature of the Case will admit.

AND BE IT FURTHER ENACTED, That each of the said Captains to be appointed for recruiting the said Regiment, at the Time of obtaining their Commissions, shall also take the said Oath of Allegiance and Supremacy, and have a Certificate thereof endorsed on such Commission as aforesaid, and also take an Oath in the Words following (that is to say) :

I A.B. *do swear that I will keep an exact Account or Roll of the Time of the Inlisting every Soldier by me inlisted, or cause so to be inlisted, and of the Time of Discharge, Death, Desertion, or Delivery over of every such Soldier so inlisted, either retained under my more immediate Command, or delivered over to any other Officer belonging to the* New-Jersey *Regiment; that I will not suffer any Person to be entered on the Roll or mustered, but such as are truly inlisted, and to the best of my Knowledge designed for the Service; and that I will make up the Account of their Pay, Cloathing and Military Stores truly and honestly, and deliver exact Duplicates of such Account to my Colonel or his Successor, and to the Commissary and Pay-Master, in Order to enable them to perform the respective Duties by Law enjoined.* So help me God.

And the said Captains respectively, as also those now on Duty, shall severally keep a daily Journal of their Transactions, and a Copy thereof, together with a Duplicate of the Account or Roll aforesaid, once in three Months or oftner (if required) shall transmit to the Governor or Commander in Chief of this Colony, to be laid before the General Assembly for their Inspection as aforesaid; and in case of either of the said Captains Deaths or Removal, his Successor shall perform the Duty by this Act enjoined him.

AND BE IT FURTHER ENACTED, That every Person inlisted as aforesaid, and entered on the Muster-Roll, shall before the aforesaid Commissioners, or any one of them, before he receives the aforesaid Bounty, take an Oath in the Words following *viz.*

I A.B. *do solemnly swear, that I will in all Things be faithful and bear true Allegiance to his Majesty King* GEORGE *the Second, that I will not directly or indirectly hold any manner of Correspondence with the* French, *their Allies, Agents, or Spies, nor Desert his Majesty's Service to go over to the* French, *or any Person in Alliance with them; that I will not betray the Designs or Secrets of his Majesty's Officers to the Enemy; that I am duly inlisted in* C.D.*'s. Company, and intend to go on the present Expedition in his Majesty's Service, without any Design or Expectation of being discharged from going on the same; and that I will not absent myself from, or desert the said Service, before the* Fifteenth *Day of* November *next, unless sooner Discharged by a Certificate in writing under the Hand of the Colonel of the* New-Jersey *Regiment, or his Successor in Command,* So help me God.

Which several Oaths before mentioned, the Commissioners, or either of them, or any other Person legally authorized, are empowered and directed to administer.

AND BE IT FURTHER ENACTED, That *Aaron Leaming,* Esq; is

hereby appointed Commissary of the Stores, and Pay-Master of the Forces; and in case of his Death or Disability, then *Thomas Eaton,* is hereby appointed to succeed as Commissary and Pay-Master.

AND BE IT FURTHER ENACTED, That if any Officer or Soldier belonging to the said Regiment, shall sell, embezzle or misapply, or cause to be sold embezzled or misapplyed, or shall wilfully or through neglect suffer any Arms, Cloathing, Ammunition or other Military Stores to be spoiled, damaged or lost, every Person so offending, shall make good the Damage out of his Wages; for which end the Commissary and Pay-Master, shall retain in his Hands one sixth Part of every such Officers and Soldiers Pay, until the Time of his Disbandment or Discharge, when his full Arrearages shall be paid him, provided no complaint in the Premises shall then appear; but in case thereof, the Damage shall first be made good out of such Arrearages, and if insufficient, the Delinquent to remain liable to be further proceeded against according to Law. Of all which Arms, Cloathing, Ammunition, or other Military Stores, sold, embezzled, misapplyed, or wilfully or negligently spoiled, damaged or lost as aforesaid, the said Commissary and Pay-Master shall keep a just Account, and therein shall also truly enter all Arrearages retained in Satisfaction thereof, and shall lay such Account before the House of General Assembly when thereunto required, to whom he is hereby made accountable.

AND BE IT FURTHER ENACTED, that it shall not be lawful for the Commissary and Pay-Master on any pretence whatsoever, to pay the said Arrearages, or any part thereof, to any of the said Officers or Soldiers, Assignee or Assignees, or to any other Person or Persons whomsoever, other than the Person to whom the same at first commenced due, save only in case of Death, such Arrearages shall be paid to the Deceased's Executors or Administrators, deducting thence all his Delinquencies if any such there be; and if any of the said Officers or Soldiers, shall by word or writing sell, transfer, assign, or otherwise dispose of his Wages or Arrearages, or any part thereof, to any Person or Persons whomsoever, either before or after the same shall become due; such Sale, Transfer, Assignment or Disposal shall be, and hereby is declared null and void, and the Property not altered.

AND BE IT FURTHER ENACTED, that in case the said Commissary and Pay-Master shall embezzle or misapply any of the Money committed to his care; or shall give, sell or waste, or cause to be given, sold or wasted, or shall wilfully or negligently suffer any Arms, Cloathing, Ammunition or other Military Stores to be sold, spoiled, damaged or lost as aforesaid, upon Conviction thereof he shall be dismissed, and forfeit the Sum of *One hundred* Pounds, and make good the Loss and Damage thereby sustained, out of his Goods and Chattles, Lands and Tenements, and for want thereof be committed to Prison or the Common Goal, there to remain without Bail or Mainprize, untill he shall make good the Loss and Damage, and Penalty aforesaid; one half of which said Penalty to go to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony, and the other half to the Person or Persons who shall prosecute the same to effect in any Court of Record where the same shall be cognizable within this Colony, with Costs

of Suit; and the Damages or Value recovered on the Prosecution (exclusive of the said Penalty) shall be deposited in the Publick Treasury for the Use of this Colony. And the said Commissary and Pay-Master before entering into the Colony's Service shall give Bond with two good and sufficient Sureties, (being Residents and Freeholders in this Colony) to his Majesty, his Heirs and Successors, in the Penal Sum of *Two Thousand* Pounds Proclamation Money, conditioned as followeth, (that is to say) That if he the said *A.B.* doth faithfully discharge the Duty of Commissary and Pay-Master to the Regiment in the Pay of the Colony of *New-Jersey,* until the Disbandment thereof, (death, removal or bodily Disability excepted) and doth not embezzle, misapply, wilfully or negligently waste, lose, damage or spoil any of the said Colonies Money, Arms, Ammunition or other Military Stores, nor suffer the same, or any Part thereof, to be so embezzled, misapplied, wilfully or negligently wasted, lost, damaged, or spoiled, without retaining Stoppages out of the Offender or Offenders Wages to make good the same, and doth well and truly pay the Officers and Soldiers their just Demands according to Law, and keep true Accounts of all Monies received and disbursed, as also of all Damages accruing and Stoppages retained in Satisifaction thereof, and shall render such Accounts to the House of General Assembly when thereunto required; and in all things appertaining to his Duty as Commissary and Pay-Master to the said Regiment, doth well and truly demean himself according to the Directions, true Intent and Meaning of the Act of General Assembly entitled "*An Act for compleating the Regiment in the Pay of the Colony of* New-Jersey *to the Number of* Five Hundred *effective Men, and making Provisions for the same,*" then the above Obligation to be void and of none Effect, otherwise to be and remain in full Force and Virtue. Which Bond the Secretary of this Colony is hereby authorized and required to take and retain for the Use thereof.

And he the said Commissary and Pay-Master shall keep a daily Journal of all Things by him advised, requested or transacted, and the same shall from time to time, transmit to the General Assembly for their Inspection.

AND BE IT FURTHER ENACTED, that in case the Soldiers aforesaid, or any of them, after being mustered as aforesaid, and before provided for by the Crown, should need further Subsistance, or should be otherwise ordered to embarque, then and in either of the said Cases, it shall be lawful for the Commissioners aforesaid or either of them, to defray the Expence of such Subsistance and Embarkation, taking Receipts for the same: Provided nevertheless, that the said Captains respectively, after obtaining their Commissions as aforesaid, shall acquaint Mr. *Kilby* his Majesty's Agent Victualler, or other Person in trust for him, that they are about to inlist Recruits for the *Jersey* Regiment, and pray that he would furnish them with Subsistance Money for the same, and upon receipt thereof, whether before or after their being mustered as aforesaid, the Colony's Subsistance shall cease, and the said Captains and Commissioners are hereby respectively enjoined to use their endeavours to obtain a Reimbursment for the same.

AND BE IT FURTHER ENACTED, that the said Commissioners, or any one of them, with the Consent of the other, when and as often as they

shall be advised by either of the said Captains, that such Captain hath inlisted to the Number of *Twenty* Volunteers, shall purchase or procure for each Volunteer the following Cloathing Articles, to be delivered unto them respectively when they join the said Regiment, but not before, (that is to say) one good striped Blanket, a good Lapel Coat made of half Thicks or other coarse Cloath, a Felt Hatt, two Check Shirts, a Pair of Leather Breeches, a Pair of Shoes, and two Pair of Stockings. Provided always, that such of the said Articles as are already purchased be first applied; and particularly that *Jacob Spicer,* Esq; a late Commissioner do furnish all the Stockings necessary, not only for the new Recruits, but also for those already in Pay, he having contracted for *One Thousand* Pair on the publick Account.

AND BE IT FURTHER ENACTED, that it shall be lawful for the said Commissioners, or any one of them, to pay unto each of the said Captains respectively, as levy Money for every Soldier he shall inlist, the Sum of *Twenty* Shillings Money aforesaid; or so much thereof, as the said Captain shall prove to the Satisfaction of the said Commissioners or one of them, he hath been necessarily put unto, in inlisting such Soldier; and such Captain shall give a Receipt for the same, which shall be a sufficient Voucher to the said Commissioners.

AND WHEREAS the said Regiment (after recruited) by Death, Sickness or Desertion may happen to be again reduced to a Number less then *Five Hundred* effective Men, exclusive of Officers as aforesaid, and it being the Intent of the House of General Assembly to keep up that Number compleat. THEREFORE BE IT FURTHER ENACTED, that if in case the said Regiment after recruited, at any time within the Term aforesaid, by Death, Sickness or Desertion, should be again reduced to a Number less than *Five Hundred* effective Men, excluding Officers as aforesaid, it shall and may be lawful for the said Colonel, or his Successor, to dispatch one of his Subaltern Officers to the Governor or Commander in Chief of this Colony for the Time being, with notice of such deficiency, who upon receipt thereof, shall be and is hereby empowered to give Orders to such Officer, to inlist so many Volunteer Soldiers under the Regulations and Restrictions before prescribed, as shall be sufficient to supply the Deficiency: And the Officer so inlisting the same, shall have for his Trouble the Sum of *Twenty* Shillings Money aforesaid for each Soldier he shall so inlist, and send or accompany to the Regiment; and such Soldiers so inlisted shall respectively have of the Bounty, Cloathing, Pay and Subsistance in Proportion to the Time they shall have to serve, and be subject to the same Regulations and Duty as the Soldiers directed to be raised by the Preceeding Clauses of this Act are entitled and subject to: And the Charges necessarily arising upon the last Recruits, together with the Expence of their Transportation, and Subsistance, until they join the Regiment as aforesaid, shall be paid by the Commissioners aforesaid, or either of them, out of the Money aforesaid; and the Receipts for such Payments when produced, shall be sufficient Vouchers. PROVIDED ALWAYS, that the said Colonel, or his Successor, before dispatching any Subaltern Officer to inlist the Additional Recruits, shall use his Endeavour,

to obtain Subsistance Money for the same from his said Majesty's Agent Victualler as aforesaid; that failing, such Recruits shall notwithstanding be supplied at the Colonies Expence until they join the Regiment; but so, that the said Colonel or his Successor, and the Commissioners aforesaid do notwithstanding endeavour to obtain a Reimbursement for the same. PROVIDED further, that the said Subaltern Officer inlisting the said Additional Recruits, shall after the Inlistment thereof, muster them in the Presence of the said Commissioners, or one of them, and such Commissioners or Commissioner, are and is hereby required and impowered to observe and perform, with respect to such Additional Recruits, all such Regulations and Duty, as by the preceeding Clauses of this Act they are required and impowered to observe and perform with respect to the Recruits thereby first directed to be raised.

AND WHEREAS sundry small Articles and contingent Charges unforeseen, and not at present provided for, may happen to be needed for the Use of the said Regiment during the Term aforesaid; and it being necessary, the same should be procured and defrayed. THEREFORE BE IT FURTHER ENACTED, that in case the said Commissioners in their Discretion shall at any time during the said Term, esteem it absolutely necessary for the present Service, to purchase for the Use of the said Regiment any such small Articles, or defray any such contingent Charges as are not at present provided for, or shall be otherwise advised by the Colonel or Chief Commanding Officer of the said Regiment, that the said Articles or Charges are necessary to be purchased or defrayed, then and in either of the said Cases, it shall be lawful for the said Commissioners, or either of them, to purchase or defray the same, having a strict Regard to good Economy and Prudence therein, taking Receipts for the Monies advanced in discharge thereof, and retaining the Letters of Advice relative thereto; which Receipts and Letters shall be sufficient Vouchers.

AND BE IT FURTHER ENACTED that once in every Month at farthest during the present Campaign, the Colonel or Chief Officer of the said Regiment shall cause the same to be mustered in the Presence of the Commissary and Pay-Master; at which time, he the said Colonel or Chief Officer, together with the respective Captains, shall severally attend and produce their respective Accounts or Rolls, and otherwise render the said Commissary and Pay-Master all further Assistance in their Power, not only the better to enable him to settle the Wages then due unto the Officers and Soldiers belonging to, and doing Duty in the said Regiment; but also to discover and adjust the Deficiencies with which their said Wages respectively shall then stand charged; and after the same shall be equitably settled and adjusted as aforesaid, the said Commissary and Pay-Master in a publick Manner shall proceed to pay, or cause to be paid unto each and every Officer and Soldier then present, and not deficient, such part of the Wages then due to him: And in case any of them shall be deficient to the Value of the whole or any part of the said Sixth Part of their Wages, then otherwise payable, the same or so much thereof as the Nature of the Case may require, shall then be retained in the Hands of the said Commissary and Pay-Master to make good such Deficiency; any thing in this Act to the Contrary hereof in any wise notwithstanding.

AND BE IT FURTHER ENACTED, that the Property of all the Colours, Drums, Halberts and Stands of Arms, Tents, Stores and other necessaries which at present do belong to, or hereafter shall be purchased for the said Regiment, is hereby declared to be vested in the Colony of *New-Jersey,* and such of them as already are not, hereafter shall be branded or marked with the Words *New-Jersey* and numbered; which said Brand or Mark shall at all times be Evidence of their being the Property of the said Colony; and with the Cloathing Articles that now are, or hereafter shall be provided for the said Regiment during the present Campaign, shall be under the Care of the Commissary and Pay-Master when by him received, who is hereby made accountable for the same: And at the End of the said Campaign, after deducting the said Cloathing Articles or so much thereof as shall be otherwise applied to the Use of the Soldiers, if not needed for further Service, shall be delivered by the said Commissary and Pay-Master to one of the Treasurers of this Colony to be safely kept for the Use thereof, until some further Provision shall be made for disposing of the same. And during the said Campaign the said Commissary and Pay-Master, shall deliver unto the Soldiers respectively, such and so many of the said Cloathing Articles at such times, and in such Proportions as their wants shall severally require, with this Provision, that each new Recruit by this Act directed to be raised, shall have the several Cloathing Articles herein before allowed him, upon his joining the said Regiment as aforesaid.

AND BE IT FURTHER ENACTED, that in case the said Regiment, during the present Campaign, shall be in need of any other Articles not provided for by this Act (Provisions excepted) it shall be lawful for the Colonel or Chief Commanding Officer, to draw on the Commissioners, who are hereby in their Discretion impowered to supply the same as aforesaid.

AND BE IT FURTHER ENACTED, that if any Person or Persons within this Colony, shall purchase any of the Drums, Colours, Halberts, Stands of Arms, or Cloathing Articles, that shall or may be purchased by Virtue of this Act, from any Person or Persons whomsoever, he, she or they so purchasing the same, shall forfeit the Sum of *Five* Pounds to be recovered by Action, at the Suit and in the Name of any Person or Persons who shall sue for the said Arms or Accoutrements, and Penalty, in any Court of Record where the same shall be cognizable; and on delivery of the said Arms and Accoutrements to the said Treasurers, the Person so suing shall be entituled to the same.

AND BE IT FURTHER ENACTED, that the Treasurers of this Colony, or either of them, out of the Money appropriated and made Current by this Act aforesaid, shall pay unto the Commissary and Pay-Master aforesaid, or his Order, such Sum and Sums of Money as shall be sufficient for paying the said Officers and Soldiers in the Manner following, (to wit) To the Colonel the Sum of *Twenty* Pounds *two* Shillings Proclamation Money per Month. To each Captain the Sum of *Ten* Pounds *one* Shilling, Money aforesaid per Month. To each lieutenant the Sum of *Seven* Pounds *ten* Shillings and *nine* Pence, Money aforesaid per Month. To each Ensign the Sum of *Six* Pounds *fourteen* Shillings, Money aforesaid per Month. To the Surgeon the Sum of *Fifteen* Pounds Money aforesaid per Month. To the Surgeons Mate the Sum

of *Nine* Pounds, Money aforesaid per Month. To each Serjeant, each Corporal, and each Drummer, the Sum of *Two* Pounds *ten* Shillings and *three* Pence, Money aforesaid each per Month. And to each private Soldier the Sum of *One* Pound *thirteen* Shillings and *Six* Pence Money aforesaid per Month.

AND BE IT FURTHER ENACTED, that the said Commissary and Pay-Master shall keep regular and just Accounts of all Monies by him received and disbursed in pursuance of this Act, and shall take Receipts from the respective Persons receiving the same for all such Money as he shall so disburst [*sic*], and shall keep the like Accounts of such Colours, Drums, Halberts, Stands of Arms, Stores, Cloathing and other Necessaries, which upon his entering in the Service, and during the said Campaign shall be by him received, or to the best of his Knowledge in any wise belong to the said Regiment, and also of all Cloathing delivered out, (for which Receipts shall likewise be taken) Imbezzlements, Damages, or Losses happening to accrue, and of all Wages or Arrearages of Wages by him retained in Satisfaction thereof; and shall likewise produce a Certificate from under the Hands of the Colonel or Chief Officer, certifying to the best of his Knowledge, that nothing more did belong to the said Regiment during the said Campaign, than what is contained in such Account so by him the said Commissary and Pay-Master to be produced; which Accounts and Receipts abovementioned, he the said Commissary and Pay-Master shall lay before the House of General Assembly when thereunto required (to whom he is to be accountable as aforesaid) and appearing satisfactory, and he also producing a Receipt from the said Treasurer, of his having paid the Ballance of the said Accounts (if any such there be) and delivered the other Articles therein specified to the said Treasurer, shall be sufficient to discharge him the said Commissary and Pay-Master, and his Sureties of and from the Bond aforesaid, and for every other Branch of Duty enjoined him by this Act, in which Case it shall be lawful for the said House of General Assembly by writing from under the Hand of their Speaker, to order the Secretary aforesaid, to cancel and deliver the said Bond to the said Commissary and Pay-Master.

AND BE IT FURTHER ENACTED that it shall be lawful for the said Commissary and Pay-Master to retain in his Hands out of the Money aforesaid as a Compensation for his Service during the said Campaign, five *per Cent* on all such Money as shall be by him disbursed in manner aforesaid.

AND BE IT FURTHER ENACTED, that in case the said Commissioners, or either of them, shall embezzle or misapply any of the Money by this Act with them entrusted, or after the same or any part thereof shall be converted into Cloathing or other Stores necessary for the said Regiment, shall give, sell, make way with, or dispose of the same or any part thereof, or permit any other Person or Persons so to do, contrary to the true Intent and Meaning of this Act, then the said Commissioner or Commissioners so offending, shall be liable to be prosecuted in any Court of Record in this Colony where the same shall be cognizable, by the Attorney General, who is hereby authorized, empowered and required to prosecute such Commissioners or Commissioner for all such Money, Cloathing or necessary Stores so embezzeled, misapplyed,

given, sold, made way with, or disposed of as aforesaid; and upon Recovery and Receipt, to pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED, that each of the said Commissioners shall procure a Book of clean Paper for a Journal, fit for entering therein Memorandums daily, of all things transacted by him, or advised, or requested concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed in pursuance of this Act, and may shall also take Receipts for all Sums of Money disbursed by them: Which Books and Receipts they are to lay before the House of General Assembly of this Colony to be inspected, to whom they are hereby made accountable. And it shall be lawful for the said Commissioners to retain in their own Hands out of the Money aforesaid, two *per Cent* as Commissions on such Money as shall be by them disbursed in manner aforesaid.

AND WHEREAS it's necessary that the Expence of recruiting and continuing the said Regiment on Duty for the Term aforesaid, and also the Charges Consequent on the Quartering such of his Majesty's regular Troops as have been already quartered in this Colony, should be provided for and punctually discharged: THEREFORE BE IT FURTHER ENACTED, that so much of the Money struck for the present War, as also that gave by the Crown to this Colony, as may remain in the Treasury, shall be, and hereby is subjected towards the necessary Expence of recruiting and continuing the said Regiment upon Duty for the Term aforesaid: And also to the Defraying such Charges as have accrued on the Quartering such of his Majesty's regular Troops as have been quartered within this Colony,

AND WHEREAS the Money above subjected is inadequate to the above Purposes, and it being necessary that the Deficiency should be supplied, and utterly impracticable to supply it in any other Manner than by striking Bills of Credit. Therefore for supplying the same, BE IT ENACTED and it is hereby further ENACTED by the Authority aforesaid, that Bills of Credit to the Value of *Ten Thousand* Pounds Money of *America,* according to an Act of Parliament made in the Sixth Year of the Reign of the late Queen *Anne,* entitled, *"An Act for ascertaining the Rates of foreign Coin in Her Majesty's Plantations in* America" shall be immediately printed, made and prepared as followeth, *viz. Five Hundred* Bills, each of the Value of *Six* Pounds, or *Seventeen* Ounces *Ten* Penny Weight of Plate. *One Thousand* Bills, each of the Value of *Three* Pounds, or *Eight* Ounces *Fifteen* Penny Weight of Plate. *Two Thousand* Bills, each of the Value of *One* Pound *Ten* Shillings, or *Four* Ounces *Seven* Penny Weight and *Twelve* Grains of Plate. *One Thousand Three Hundred* and *Thirty Four* Bills, each of the Value of *Fifteen* Shillings, or *Two* Ounces *Three* Penny Weight *Eighteen* Grains of Plate. Which Bills shall be indented and impressed with the Arms of *Great-Britain* on the left Side of the said Bills, and there shall be printed near the Top and Bottom thereof, the Value of each Bill so made Current: And the said Bills shall be in the Form following, *viz.*:

THIS Bill by Law shall pass Current in New-Jersey *for*
Ounces *Penny Weight and*
Grains of Plate *1757*

Which Bills when printed shall be delivered to the Honourable *Samuel Nevill,* Esq; of the *Eastern* Division, and *Hugh Hartshorn,* of the *Western* Division, two of the Signers thereof, who shall, and are hereby directed and impowered upon the Delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath or Affirmation to the Purpose following:

I A.B. *do declare, that from the Time the Letters were set and fit to be put in the Press for the Printing the Bills of Credit now by me delivered to you, until the same Bills were printed, and the Letters unset and put into the Boxes again, I went at no time out of the Room in which the said Letters were, without locking them up, so as they could not be come at without Violence, a false Key, or other Art then unknown to me; and therefore to the best of my Knowledge no Copies were printed off but in my Presence; and that all the Blotters and other Papers whatsoever, printed by the said Letters, while set for printing the said Bills, to the best of my Knowledge, are here delivered to you, together with the Stamps for the Indents and Arms. And that I have not at any time been privy or consenting to any other or more Bills being struck than I now deliver to you. And that in all things relating to this Affair, I have demmeaned myself according to the true Intent and Meaning of the said Act to the best of my Knowledge and Understanding.*

Which Printer at the Time he has Orders to print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALWAYS, that if any unforeseen Accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED, by the Authority aforesaid, that the Bills made Current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit lately Current in this Colony, and shall be all signed and numbered by the said *Samuel Nevill* and *Hugh Hartshorne,* and in Case of their or either of their Deaths or other Disability, by *John Smyth,* Esq; of the *Eastern* Division and *Joseph Hollingshead,* Esq; of the *Western* Division, or one, or both of them; and one half of them shall be delivered to the Treasurer of the *Eastern* Division of this Colony, to be by him signed; and the other half to the Treasurer of the *Western* Division to be by him signed; and in Case of Refusal or Disability of either of the said Treasurers, then any three of the Persons nominated in this Act, are to sign the same. And in Order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, the said Signers are to observe the Directions following, *viz. First,* before the said Signers do receive any of the Bills, they shall each of them take an Oath (or Affirmation, if Quakers) before a Justice of the Peace, for the true Signing of the said Bills of Credit, and that they will sign no more then by this Act is directed, and that to the best of their Skill they will perform, what by this Act they are enjoined as their Duty; a Certificate of

which Oath or Affirmation is to be signed by the Justice and Deponent, or Affirmant, to be delivered to the Treasurers with the Bills when signed by them. *Secondly,* on the receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters, and they shall divide the fair Bills so received into two equal Parts, and to avoid Confusion shall agree betwixt themselves how the Part of each shall be numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. *Thirdly,* each of the said Signers may then carry his Part to his own House, there to be numbered and signed by him with all possible Expedition, which (or such Part as is then absolutely necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part numbered and signed by him, to the other, in order for him to sign the same; and they shall then together burn and destroy the Bills (if any be) over and above the Number hereby appointed to be issued: And in like manner shall do from time to time till all are signed and exchanged. *Fourthly,* each of the said Signers may then carry the Part of the Bills aforesaid, so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums, from time to time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate of his having taken an Oath, or Affirmation, as aforesaid, and the Stamps for the Indents and Arms, taking the Receipts of the respective Treasurers for the Sums so delivered; which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors, and Administrators from such Parts of the said Bills, as the Receipts do express.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers shall respectively sign the Bills to them delivered (excepting as aforesaid) and under the Obligation of their Oaths or Affirmation for the due Execution of their Office, respectively pay them out according to the Directions of this Act and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, that the aforesaid Bills of Credit to be made and issued by Virtue of this Act, shall be and continue Current for and during the Time and Space of *Five* Years, to be computed from the Date of the said Bills, between Man and Man; but shall be received by the said Treasurers for *Six* Months thereafter. And shall be paid and received for the same Value expressed in and upon each Bill, for Goods or Lands, or any other thing bought and sold, by all Persons whatsoever, residing in and passing through this Colony, according to their Rates: And the Tender of the said Bills for the Payment or Discharging any Debt or Debts, Bargains, Sales of Land or other Things, Bonds, Mortgages, Specialties, and Contracts whatsoever already made, either for Sterling Money, Silver Money of *America,* Dollars, or any other Species of Gold and Silver, or any other Quantity of Plate or Gold, shall be as effectual in the Law to all Intents and Purposes, as if the Species contracted for, or the Current Coin passing in this Colony had been offered and tendered for the same.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties,

to any Contract, Covenant, Bargain or Agreement whatsoever already made, or hereafter to be made, at any time during the Currency of the said Bills, shall upon tender made before two lawful Witnesses of all or any their Debts, Due, and Demands whatsoever, (provided the said Tender be made of the whole Debt or Demand that is due from any one Person and not of a Part) in the Bills of Credit made Current by this Act, refuse to accept or receive the said Bills of Credit in discharge of the said Debts, Dues or Demands according to their Value or Rates, he, she or they so refusing to accept the said Bills of Credit in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused; and they and every of them, they and every of their Heirs, Executors and Administrators, shall forever be barr'd from bringing his, her or their Actions for recovering the said Debt or Debts, Sum or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in Bar to any Action or Actions that shall be so commenced.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever within this Province, shall during the Currency of the said Bills of Credit, offer to sell or expose to sale, any Goods or Chattles, Lands or Tenements whatsoever, and deny or refuse to sell, or ask a greater Value for the same, unless Payment be made in Current Silver Money, Gold, Plate, Dollars, or other Specie whatsoever, and not in said Bills of Credit (whereby the Credit of the said Bills may be impair'd) then and in such Case, the Person so exposing to sale, and refusing as aforesaid, shall forfeit for every such Offence the Sum of *Twenty Five* Pounds, to be recovered by Action of Debt in any Court of Record within this Province, with Costs of Suit, the one half to such Persons as shall sue for and prosecute the same to effect, the other half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever, shall presume to counterfeit, or be aiding and assisting in counterfeiting or altering any of the Bills of Credit made Current by this Act, so as to make them pass or appear to be of greater Value than they were made Current for, or utter or cause to be uttered, any Bill or Bills knowing the same to be counterfeit or altered as aforesaid, and be thereof legally convict, he, she, or they shall incur the Pains and Penalties of Felony without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said *Samuel Nevill* and *John Johnston,* Esqrs; or *Thomas Scattergood* and *Hugh Hartshorne,* or any two of them, are hereby authorized and directed, to agree with the Printer for the Price to be paid him for printing the Bills according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take care that the Printer of the Bills of Credit doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED by the Authority aforesaid, that there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for printing them as the said Inspectors, or any two of them, shall certify under their Hands they had agreed to pay him for that Service.

And there shall be paid for inspecting the Press according to this Act, the Sum of *Six* Pounds.

And there shall be paid to each of the said Signers appointed by this Act, the Sum of *Ten* Pounds. All which Sums of Money shall be paid by the Treasurers of this Colony, or either of them, out of the Money made Current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors and Administrators for so much.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that for the better Credit and more effectual sinking the said Bills of Credit made Current by Virtue of this Act, there shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of *Ten Thousand* Pounds, to be assessed, levyed and paid into the Treasury, on or before the *Twenty first* Day of *November* in the Year of our Lord *One Thousand Seven Hundred* and *Sixty Three* ensuing, in the Proportion following, *viz.*

By the County of *Middlesex,* the Sum of *Nine Hundred* and *Six* Pounds *Seven* Shillings and *One* Penny *half* Penny.

By the County of *Monmouth,* the Sum of *One Thousand Three Hundred* and *Fourteen* Pounds *Six* Shillings and *Nine* Pence.

By the County of *Essex,* the Sum of *Seven Hundred* and *Seventy Eight* Pounds *Eleven* Shillings and *Four* Pence.

By the County of *Somerset,* the Sum of *One Thousand One Hundred* and *Sixteen* Pounds *Ten* Shillings and *Ten* Pence.

By the County of *Bergen,* the Sum of *Six Hundred* and *Fifty Eight* Pounds *Nineteen* Shillings and *Ten* Pence *half* Penny.

By the County of *Burlington,* the Sum of *One Thousand Two Hundred* and *Fifty* Pounds *Three* Shillings and *Nine* Pence *farthing.*

By the County of *Gloucester,* the Sum of *Seven Hundred* and *Eighty One* Pounds *Sixteen* Shillings and *One* Penny.

By the County of *Salem,* the Sum of *Six Hundred* and *Ninety Eight* Pounds *Ten* Shillings and *Eleven* Pence.

By the County of *Cape-May,* the Sum of *One Hundred* and *Sixty Seven* Pounds *One* Shilling and *Nine* Pence.

By the County of *Hunterdon,* the Sum of *One Thousand Four Hundred* and *Seventeen* Pounds *Fifteen* Shillings and *Two* Pence.

By the Counties of *Morris* and *Sussex,* the Sum of *Five Hundred* and *Fifty Five* Pounds *Twelve* Shillings and *Eight* Pence *farthing.*

By the County of *Cumberland,* the Sum of *Three Hundred* and *Fifty Four* Pounds *Three* Shillings and *Eight* Pence *half* Penny.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas so proportioned as aforesaid, shall be assessed, raised, levyed, collected and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees, for their Services, as is directed by an Act entitled "*An Act for levying a Fund at different Periods by Provincial*

Taxes, for sinking the Sum of Fifteen Thousand Three Hundred *and* Two *Pounds and* Four Pence, *now outstanding in Bills of Credit made Current for his Majesty's Service in the late War."* And that the said Sum of *Ten Thousand* Pounds to be raised by Virtue of this Act, shall be well and truly applied for the Sinking the Bills of Credit made Current by this Act, and for no other use; and when the same shall be received by the Treasurers of this Province by Virtue of the said Tax, they shall sink the same agreeable to the Directions of the last mentioned Act: Provided that the Legislature shall not in the mean Time agree upon some other expedient for sinking the same in a more easy Method to the Inhabitants of this Colony.

AND BE IT FURTHER ENACTED that it shall be lawful for the Treasurers of this Colony, or either of them, out of the Money aforesaid, to pay unto the following Persons the following Sums of Money allowed them, in full of their respective Accounts for necessaries supplied his Majesty's regular Troops, over and above the Kings Allowance, *viz.* To the Mayor of the City *of Burlington,* in full of their Account, *Sixty Nine* Pounds and *Two* Pence. And to *John Imlay,* Esq; in full of the Account from *Borden-Town, Fifty One* from the said Persons respectively, shall be sufficient Vouchers to them the said Treasurers.

AND WHEREAS the Kings Soldiers quartered in this Province, do still remain in several Places, by which means the Inhabitants who are at the Charge of supplying them with sundry necessaries not provided for in Virtue of the Act of Parliamant in that Case provided, are not prepared to lay their Accounts before the General Assembly; and many of them being poor Householders, cannot afford to lie long out of the Money they have necessarily advanced. BE IT THEREFORE ENACTED by the Authority aforesaid, that *Samuel Nevill, John Stevens, John Wetherill, John Johnston, Joseph Yard,* and *Robert Ogden,* Esqrs; be, and they, or any three of them, are hereby appointed to adjust the said Accounts, conforming themselves as near as may be to the Manner proceeded in by the House of General Assembly, with respect to the Accounts of a similar Nature settled at this present Session. And it shall and may be lawful for the Treasurers of this Colony, or either of them, to pay to the said *Samuel Nevill, John Stevens, John Wetherill, John Johnston, Joseph Yard,* and *Robert Ogden,* or any three of them, out of the Money applied by this Act, such Sum or Sums of Money, as they shall find necessary for discharging the said Expence; and the Receipts of them, or any three of them, when produced by the said Treasurers, or either of them, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, from so much as they shall pay as aforesaid.

Bradford (1757) 19:7:3, pp. 3-29.

An ACT *for the Support of Government of his Majesty's Colony of* New-Jersey, *to commence the* Twenty first *Day of May,* One Thousand Seven Hundred *and* Fifty Seven, *and to end the* Twenty first *Day of May,* One Thousand Seven Hundred *and* Fifty Eight, *and to discharge the publick Debts, and the contingent Charges thereof, and for settling the Quotas in the respective Counties, and levying of a Provincial Tax.*

WHEREAS the Act for supporting the Government of his Majesty's Colony of *New-Jersey* will soon expire, and we the House of Representatives being willing and desirous to give all possible Demonstrations of our Duty, Loyalty and Gratitude by providing for the Support of his Majesty's Government over us, do pray that it may be Enacted,

AND BE IT ENACTED by the Governor, Council, and General Assembly of this Colony of *New-Jersey,* AND IT IS HEREBY ENACTED and delcared by and with the Authority of the same, that for paying the Salaries of the Governor, and other Officers appointed for the Administration of the Government of this Colony; there shall be, and there is hereby chearfully given unto his present Majesty, his Heirs and Successors, the several Sums following, in Money as it now passes in the *Western* Division of this Colony, to be paid out of such Money that now is in the Treasury, or shall be paid into the Treasury by Virtue of this Act, that is to say,

To his Excellency JONATHAN BELCHER, Esq; Governor and Commander in Chief of this Colony, *One Thousand* Pounds *per Annum* Money aforesaid.

To *Robert Hunter Morris,* Esq; Chief Justice of the Supreme Court of this Colony, *One Hundred* Pounds *per Annum,* Money aforesaid. Also *Fifty* Pounds as his Salary from the Month of *November* last.

To *Samuel Nevill,* Esq; Second Justice of the Supreme Court of this Colony, *Twenty Five* Pounds *per Annum,* Money aforesaid.

To *Richard Saltar,* Esq; Third Justice of the Supreme Court of this Colony, *Twenty Five* Pounds *per Annum,* Money aforesaid.

To *Courtland Skinner,* Esq; Attorney General of this Colony, *Thirty* Pounds *per Annum,* Money aforesaid.

To *Andrew Johnston,* and *Samuel Smith,* Esqrs; Treasurers of this Colony, each *Forty* Pounds *per Annum,* Money aforesaid.

To *Charles Read,* Esq; Clerk of the Council of this Colony, *Thirty* Pounds *per Annum,* Money aforesaid.

To *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great-Britain,* or to the Agent for the Time being appointed by the House of Representatives, *Eighty* Pounds *per Annum,* Money aforesaid.

To *John Smyth,* Esq; Clerk of the Circuits of this Colony, *Twenty* Pounds

per Annum, Money aforesaid.

To the Doorkeeper of the Council of this Colony, *Ten* Pounds *per Annum,* Money aforesaid. All which said several Sums abovementioned, shall be made and paid to the said several Officers before mentioned, for their respective Salaries, for the Term of *One* Year, by the Treasurers of this Colony, or either of them, on Warrants to be produced to them, or either of them, signed by the Governor, or Commander in Chief for the Time being in Council: And the Warrants so signed with Endorsements thereon made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors, and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case his Excellency JONATHAN BELCHER, Esq; Commander in Chief of this Colony, shall by death or otherwise, cease to be Governor, or Commander in Chief of the same, or that any other of the respective Officers herein before mentioned, shall happen to die, or otherwise be removed from their respective Offices at any time after the passing of this Act, and before the *Twenty first* Day of *May* which will be in the Year of our Lord, *One Thousand Seven Hundred* and *Fifty Eight;* that then and in such Case, it shall and may be lawful for the Treasurers of this Colony, for the Time being, and they or either of them, are hereby authorized and commanded to pay to his Excellency JONATHAN BELCHER, Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid; or the said respective Officers dying or being otherwise disabled from holding their Offices as aforesaid, shall remain in arrear and unpaid to them for his and their respective Salaries.

AND WHEREAS it is necessary that the present Governor, should be provided with a House to live in, until one should be provided for that Purpose, BE IT ENACTED by the Authority aforesaid, that there shall be paid out of the Money aforesaid, to his said Excellency JONATHAN BELCHER, Esq; *Sixty* Pounds *per Annum* Money aforesaid for House-Rent, for the said Term of *One* Year.

AND WHEREAS it is fitting and necessary that the publick Debts and contingent Charges of the Government, should from time to time be honourably and punctually discharged: Therefore, for defraying the same, we the House of Representatives do further pray that it may be Enacted, AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay out of the Money aforesaid, to the Chief Justice, or to any one of the Justices of the Supreme Court of this Colony, *Ten* Pounds for each time in the aforesaid *One* Year, that he or either of them, shall hold the Court of *Nisi Prius,* and of Oyer and Terminer and General Goal Delivery, when it shall be necessary that they be held at the same time in the respective Counties of

this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts, provided there shall be a real Occasion for holding the same: PROVIDED ALSO, that not any thing shall be paid to either of the Justices aforesaid, for holding any of the abovesaid Courts, at the same Time that the Supreme Courts shall be held at *Perth-Amboy* and *Burlington,* PROVIDED ALWAYS, that no more than *two* of the said Courts of Oyer and Terminer, and General Goal Delivery, held in any one County during the said *One* Year, shall be paid for by Virtue of this Act, one of them to be held if there shall be Occasion, at the yearly time of holding the Courts of *Nisi Prius,* and the other of the said Courts of Oyer and Terminer and General Goal Delivery, if Application shall be made in writing, signed by the Major part of the Freeholders chosen by the said County, in Conjunction with any three Justices of the Peace (*Quorum unus*) of the said County, to any one of the Justices of the Supreme Court.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers, or either of them, shall pay the Sum of *Six* Shillings *per diem,* unto each of the Council, for each Day that they have respectively attended, or shall attend, at any sitting of the General Assembly, during the said *One* Year; upon Warrants by them, their Executors, Administrators, or Assigns, to be produced, signed by the Governor, or Commander in Chief in Council, expressing the Number of Days, each of the said Council shall have attended.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay unto the several Person hereafter named, the several Sums following, *viz.*

To Abraham Clark, junior; one of the Clerks of the House of Representatives, or any other Clerk of this House, for his Attendance, the Sum of *Eight* Shillings *per diem* for the Time he shall attend at any sitting of General Assembly, during the said *One* Year; also the Sum of *Four* Pence per Sheet, reckoning *Ninety* Words to the Sheet, for entering the Minutes and Votes of any sitting during the Continuance of this Act fair in the Book, copying the Laws and Minutes for the Printer; and to said *Abraham Clark, Ten* Pounds for Pen, Ink and Paper, during this and former sittings.

To the Secretary for Charges attending Expresses to this Time, in full of his Account, the Sum of *Seventy* Pounds *Twelve* Shillings and *Three* Pence *Three* Farthings.

To each of the Treasurers of this Colony, *Six* Pence per Pound, for exchanging the ragged and torn Bills of Credit of this Colony. And to each of the said Treasurers, *Ten* Pounds *per Annum* for the last Year, and Year ensuing, for their extraordinary Services.

To *James Parker,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives, of any sitting during the Continuance of this Act; and to *William Bradford,* for printing the Laws passed at any sitting as aforesaid, or any other printing, such Sums as *Charles Read, Hendrick Fisher, John Johnston, Henry Paxson,* and *John Ladd,* Esqrs; or any two of them shall agree to be paid for the said Services.

To the Serjeant at Arms for the Time being who shall attend the House

of Representatives, at any sitting during the said Term of *One* Year, the Sum of *Three* Shillings *per Diem.*

To the Serjeant at Arms for the Time being, who shall attend the Council in manner aforesaid, the Sum of *Three* Shillings *per diem.*

To the Doorkeeper of the House of Representatives for the Time being, who shall attend on the House in manner aforesaid, the Sum of *Three* Shillings and *Six* Pence *per diem.*

To *Richard Partridge,* Esq; Agent of this Colony, in full of his Account to the *Seventh* Day of *May, One Thousand Seven Hundred* and *Fifty Six,* the Sum of *Two Hundred* and *Eighty Two* Pounds *Twelve* Shillings and *One* Penny.

To *Robert Ogden,* Esq; to pay *Mary Dennis,* the Sum of *Twenty* Shillings per Week for the Use of a Room, Fire Wood and Candles for the House, during the sittings of Assemblies.

To *Andrew Johnston,* Esq; the Sum of *Fifteen* Shillings per Week to pay for the Use of a Room, Fire Wood and Candles for the Council, during any sitting within the said Time.

To *Abraham Clark,* jun. in full of his Account for Copies of Acts for the Governor, *Three* Pounds *Fifteen* Shillings. All which said several Sums abovementioned, shall be and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor or Commander in Chief for the Time being in Council. And the said several Warrants, when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Executors and Administrators on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Treasurers, or either of them, shall pay out of the Money aforesaid, the Sum of *Six* Shillings *per diem,* to the Speaker, and every of the Members of the House of Representatives, for the Time each of them shall attend, at any sitting of General Assembly, during the said Term of *One* Year, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators, or Assigns, signed by *Charles Read, Robert Lawrence, Samuel Nevill, Joseph Yard, Hendrick Fisher, Jacob Spicer,* and *Henry Paxson,* Esqrs; or any three of them, expressing the Number of Days, such Members shall have attended. And the said several Certificates, when produced by the said respective Treasurers, and Endorsements thereon made by the Person to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors, and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

And Whereas the Treasury of this Colony neither is nor can be supplyed by Virtue of any Acts of General Assembly now in being, with Money sufficient for discharging the several Sums abovementioned; and such other Sums of

money which will be necessary for the Support of Government. For remedying of which it is absolutely necessary to raise the Sum of *three Thousand Pounds,* Money aforesaid, by a Provincial Tax. And to the end the Sum of *three Thousand Pounds* Money aforesaid, may be equitably and effectually raised, according to the Time above specified, for supply of the Treasury, for discharging the said Sum of Money so given by this Act; IT IS HEREBY ENACTED by the Authority aforesaid, that there shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the said Sum of *three Thousand Pounds,* Money aforesaid, in manner following, *viz.*

All Householders, the Tax of whose Rateable Estate, exclusive of Certainties, does not amount to *two shillings,* shall be rated at the Discretion of the Assessors, not under *one shilling,* nor above *Thirty shillings.*

All Merchants and Shop-keepers, shall be rated at the Discretion of the Assessors, not under *two shillings,* nor above *two Pounds.*

All Saw-Mills, shall be rated at the Discretion of the Assessors, not under *five shillings,* nor above *four Pounds.*

All Grist-Mills, for each pair of Stones, shall be rated at the Discretion of the Assessesors, not under *four shillings,* nor above *four Pounds.*

All Fulling-Mills, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *Forty shillings.*

All Furnaces, shall be rated at the Discretion of the Assessors, not under *one Pound Ten shillings,* nor above *three Pounds Ten shillings.*

All Forges that work Pig-Iron, shall be rated at the Discretion of the Assessors, not under *seven shillings,* nor above *one Pound fifteen shillings.*

All Forges, or Bloomaries, that make Barr-Iron, immediately out of the Oar, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *Thirty shillings.*

All Glass-Houses, shall be rated at *three Pounds fifteen shillings.*

All Stills that Distill Molasses, shall be rated at *six Pounds.*

All other Stills, that distill, Spirituous Liquors, for Sale or Hire, shall be rated at the Discretion of the Assessors, not under *two shillings,* nor above *one Pound.*

All Brew-Houses that brew for sale or hire, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *Forty shillings.*

Every Ferry, shall be rated at the Discretion of the Assessors, not under *four shillings,* nor above *four Pounds.*

Every coasting Sloop, Shallop, Flat, or Boat that carries for hire, Passage-Boat, Pilot-Boat, and Wood-Boat, shall be rated at the Discretion of the Assessors, in Proportion to their Burthen and Business, not under *four shillings,* nor above *Fifteen shillings.*

Every single Man that Works for hire, and keeps a Horse or Mare, shall be rated the Sum of *six shillings.*

Every single Man that Works for hire, and does not keep a Horse or Mare, shall be rated the Sum of *four shillings.*

Every bought Servant and Slave, being Male of sixteen Years old and

upwards (except such Slaves as are not able to Work) shall be rated the Sum of *one shilling.*

Every Coach, Chariot, or four Wheel Chaise, shall be rated the Sum of *nine shillings.*

Every two Wheel Chaise, shall be rated the Sum of *three shillings.*

Every riding chair, and Kittereen, shall be rated the Sum of *one shilling.*

All Cattles, Horses and Mares of two Years old and upwards, shall be valued at *Twenty five shillings,* each Head.

All Sheep of one Year old and upwards, shall be valued at *three shillings* each Head.

All profitable Tracts of Land, held by Deed, Patent, or Survey, whereon any Improvements is made, the whole Tract shall be valued at the Discretion of the Assessors in each respective County of this Colony, as followeth, that is to say:

In the County of *Middlesex,* not above *Forty pounds,* nor under *eight pounds per Hundred Acres.*

In the County of *Monmouth,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Essex,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Somerset,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Bergen,* not above *Forty pounds,* nor under *eight pounds per Hundred.*

In the County of *Burlington,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Gloucester,* not above *Forty pounds,* nor under *eight pounds per Hundred.*

In the County of *Salem,* not above *Forty five pounds,* nor under *nine pounds per Hundred.*

In the County of *Cape-May,* not above *Twenty pounds,* nor under *five pounds per Hundred.*

In the County of *Hunterdon,* not above *Forty pounds,* nor under *eight pounds per Hundred.*

In the County of *Morris,* not above *Twenty pounds,* nor under *five pounds per Hundred.*

In the County of *Cumberland,* not above *Thirty pounds,* nor under *six pounds per Hundred.*

In the County of *Sussex,* not above *Twenty pounds,* nor under *five pounds per Hundred.*

AND BE IT ENACTED by the Authority aforesaid, that every Hawker, Pedlar, Petty Chapman, or wholesale Trader, travelling on Foot, and exposing his or her Goods for sale, excepting Linen or other Goods of their own Manufacture, within this or the Neighbouring Colonies, shall before he or she offers any such Goods to sale, in any County of this Colony, first pay, over and above the Rates he or she is to pay by other Acts of Assembly, unto the Collector of the

said County, where he or she proposes to sell Goods, the Sum of *one pound* during the said one Year.

And every Hawker, Pedlar, Petty Chapman, or wholesale Trader, travelling with a Horse, or Carriage, or any other Beast of Burthen, and exposing his or their Goods and Wares to sale, (excepting such as before excepted) shall before he, she or they offer any such Goods to sale in any County of this Colony, first pay unto the Collector, of the said County where he or she proposes to sell Goods, the Sum of *two pounds,* during the said one Year: And if the said Hawker, Pedlar, Petty Chapman, or wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County where he or she has travelled, and exposed Goods to sale as aforesaid, that he or she has paid the Sum before mentioned, shall forfeit for every such Offence, the Sum of *five pounds,* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Province; one half to the use of his Majesty, his Heirs and Successors, to and for the Support of Government; to be applied towards the Quota of that County where such Offence or Offences, shall be committed as aforesaid; and the other half to the use of the Person so suing and recovering the same, with Costs of Suit; and the said Justice is hereby authorized, impowered, and commanded to hear and determine the same.

AND BE IT ENACTED by the Authority aforesaid, that the Sum of *three Thousand Pounds,* Money aforesaid, be assessed, levied, and paid into the Treasury, on or before the *Twenty first* Day of *November* next, in the Proportions, following, *viz.*

By the County of *Middlesex,* the Sum of *two Hundred* and *seventy one pounds eighteen shillings* and *one penny half penny.*

By the County of *Monmouth,* the Sum of *three hundred ninety four pounds six shillings.*

By the County of *Essex,* the Sum of *two hundred* and *thirty three pounds eleven shillings* and *four pence half-penny.*

By the County of *Somerset,* the Sum of *three hundred* and *thirty four pounds nineteen shillings* and *three pence.*

By the County of *Bergen,* the Sum of *one hundred* and *ninety seven pounds, fourteen shillings.*

By the County of *Burlington,* the Sum of *three hundred* and *seventy five pounds one shilling* and *one penny half penny.*

By the County of *Gloucester,* the Sum of *two hundred* and *thirty four pounds ten shillings* and *nine pence.*

By the County of *Salem,* the Sum of *two hundred* and *nine pounds eleven shillings* and *three pence.*

By the County of *Cape-May,* the Sum of *fifty pounds two shillings* and *six pence.*

By the County of *Hunterdon,* the Sum of *four hundred* and *twenty five pounds six shillings* and *six pence.*

By the County of *Morris,* the Sum of *one hundred* and *eleven pounds two shillings* and *six pence.*

By the County of *Cumberland,* the Sum of *one hundred* and *six pounds five shillings* and *one penny half penny.*

By the County of *Sussex,* the Sum of *fifty five pounds eleven shillings* and *six pence.*

AND BE IT ENACTED by the Authority aforesaid, that the Assessors, for assessing the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Province, entitled, *An Act for the more regular choosing and electing Assessors and Collectors in the respective Towns and Counties in this Province:* Which said Assessors shall, before they do any Thing in pursuance of this Act, severally take the following Qualification, before any one Justice of the Peace in the respective Counties, *viz.*

"That you will truly and impartially value and assess the rateable Estates of the Inhabitants of the Township or Precinct of pursuant to the Directions of this Act, and also assist the other Assessors in settling the Quotas, according to the best of your Skill and Understanding."

AND BE IT ENACTED by the Authority aforesaid, that the Town, Precinct, and District Collectors, for collecting the several and respective Sums aforesaid (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony) shall be such as now are or hereafter shall be chosen, during the continuance of this Act as aforesaid, by the several Towns, Precincts, and Districts aforesaid, according to the Directions of the Act of General Assembly above referred to, entitled as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the County Collectors, for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen during the continuance of this Act as aforesaid, in each respective County of this Colony, according to the Directions of an Act of General Assembly, entitled, *An Act to enable the Freeholders, in Conjunction with three Justices of the Peace, to chuse a Collector for each respective County within this Province.*

And to the end the said several and respective Sums aforesaid, may be equitably assessed and levyed, BE IT ENACTED by the Authority aforesaid, that all and every of the Inhabitants, and Freeholders of each County in this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sir-Names, and of their Estates, Real and Personal, made rateable by this Act, where the same doth lie, which the Assessors shall take down in Writing, in order to be enabled thereby to make just and true Assessments of such ratable Estate, and to render Duplicates thereof to the Town, Precinct and District Collectors, chosen as aforesaid, by the Times herein after prescribed for that Purpose.

And in case any of the Inhabitants or Householders, shall at any Time neglect or refuse to give in such Account of their said Estates, real and personal, such Person or Persons so neglecting or refusing shall forfeit the Sum of *three*

Pounds, Money aforesaid, and be assessed and rated the double of the Sum of what the said Assessors, in their Discretion, may suppose the said Person or Persons so neglecting or refusing, might otherwise in Proportion to their Estates, have been rated at.

And in case the said Assessors, or any of them, shall at any Time within the space of Thirty Days after such Accounts are given in, have certain Knowledge, or Reason to believe or suspect, that any Person or Persons have concealed, or not given in a full account of their Estates, real and personal, made rateable as aforesaid, then and in such case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined to make a List or Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace, of the respective County, who is hereby authorized, impowered, and commanded to summon such Person or Persons so Delinquent, or supposed to be Delinquent, at a Day and Place to be by him appointed and prefixed; and then and there to examine such Person or Persons touching the List of their respective Estates, so as aforesaid given in, or touching any other Matter which may any way concern the Premises. And if on such Examination, or otherwise, it shall appear, that such Person or Persons, have been guilty of concealing, or not giving in any Part of their Estates made rateable as aforesaid, such Person or Persons, shall forfeit and pay the Sum of *three Pounds,* Money aforesaid, and shall be rated double the Value of what the Part of his Estate so concealed would have been rated at.

And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefixed him, her or them, every Person so making Default, his, her or their rateable Estates, shall be rated double the Value of what the said Assessors respectively may in their Discretion suppose the said Delinquents might otherwise have been rated at, in Proportion to their Estates, and also be Subject to the aforesaid Fine of *three* Pounds, for not giving in a true account of his Estate as aforesaid.

For all which Penalties aforesaid, the said Justices, on due Conviction as aforesaid, shall give Judgment with reasonable Costs, and thereupon issue his or their Warrant directed to the Constable of the respective Town, Precinct, or District for distraining the same, on the Goods and Chattles of such Offenfender: And in Case no such Goods and Chattles can be found, then to take the Bodies of the Offenders, which shall be committed to the Gaol of the said County, there to remain in close Custody, until the said Penalties and Cost shall be paid: And the same Penalties, when recovered, shall be paid to the Collector of such respective County, to be disposed of, for and towards the Support of Government as aforesaid.

PROVIDED ALWAYS, that if any Person or Persons shall think him, her or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons in the space of Ten Days then next following, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the said County, but not after; who upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice,

whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED by the Authority aforesaid, that for assessing the said Sum of *three thousand Pounds,* Money aforesaid, to be assessed, levied and paid into the Treasury, on or before the *Twenty first* Day of *November* next, the Assessors aforesaid, respectively shall take a true account, and make exact List with Columns therein, of all those Persons and Things made rateable, as aforesaid, on or before the *Twentieth* Day of *September* next: And on the first Day *October* following shall meet at the Court-House, in all the Counties, except in the County of *Middlesex,* for which they shall meet at *Piscataway;* for the County of *Hunterdon,* at *Philip Ringo's,* in *Amwell;* for the County of *Morris,* at *Jacob Ford's;* and for the County of *Sussex,* at *Abraham Vancamps* in *Walpeek:* And at the said respective Places, shall compute what the Sum total of all the Certainties laid by this Act, in the said County, shall amount unto, and the Rates and Penalties received by the Collector thereof, to and for the support of Government as aforesaid; (if any such Rates and Penalties shall happen to be so received) and shall also then and there likewise compute the Value of all the Estates, real and personal, given in to the said Assessors, within each of the said Towns, Precincts or Districts, in each and every County of this Colony, at the Value in this Act mentioned and expressed, and at such other Value, as they, or the Majority of them, then present, in their Discretion shall think reasonable to fix, according to the Restrictions and Directions herein before limitted and prescribed; and after deducting the Certainties, Rates and Penalties aforesaid, (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of their respective Counties, the said Assessors shall add their own and the Collectors Fees to the remainder, and assess such remainder and addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several and respective Counties, so as to make up and to pay each of their several and respective Quotas with the additional Treasury by the Times abovementioned.

And the Assessors aforesaid respectively, within *Ten* Days after making such Assessments, shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of each respective Assessments, containing in Distinct Coloumns therein to be made for that purpose, as well an exact Account of the Certainties, Rates and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon made, in form following:

A LIST *of all* Rateables *in the Township of* *in the County of* *in the Province of New Jersey, with the Assessment made thereon in the Month of* *in the Year of our Lord 1757.*

PERSONS NAMES	Value of the Land	Acres of Land	Horses and Cattle, at 25s. each	Sheep, at Three Shillings each	Servants and Slaves, 1s.	Single Men who keep a Horse, 6s. each	Single Men, 2s.	Sloops, Shallops, Boats, Flats, & c.	Merchants and Shop-keepers	Grist Mills and Number of Stones	Saw Mills	Fulling-Mills	Furnaces	Forges, with Number of Fires	Bloomaries	Glass-houses	Still-Houses that distil Molasses	Other Stills	Ferries	Brew-Houses	Coaches, Chariots, and Chaises, 9s. each	Two Wheel Chaises, at 3s. each	Riding-chairs, & c. 1s. each	£ s. d.

Here cast up the Total of each Kind of Rateables, as well as the Sums they amount to.

AND BE IT ENACTED by the Authority aforesaid, that in case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office or shall neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessments, by the Time above particularly prefixed, or shall otherwise neglect or refuse to do any other Duty, Matter or Thing required and enjoined them by this Act; every such Assessor so offending shall forfeit for each Offence, the Sum of *Five* Pounds, Money aforesaid, to be recovered by the Collector of each respective County within this Colony, where

such Offence or Offences shall be committed, in any Court of Record where the same shall be cognizable, with Cost of Suit; one half to his Majesty, his Heirs and Successors to and for the Support of Government, to be applied as aforesaid, and the other half to such Collector so recovering the same, with Costs of Suit; and the said County Collectors respectively are hereby authorized, enjoined and required to sue for the same accordingly.

And in case the said Collectors, or either of them, shall knowingly conceal or neglect to sue any such Assessors so Delinquent as aforesaid, for the space of *Ten* Days after Notice of such Offence or Offences; then, and in that Case, such Collector so offending, shall forfeit the Sum of *Five* Pounds, Money aforesaid, for each Offence; to be recovered by any Person who will sue for the same; one half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively where such Collector or Collectors so offending shall reside, and the other half, with costs of Suit, to the Person so suing.

And the Assessors aforesaid, shall have and receive of and from the County Collectors aforesaid, the Sum of *Eight* Pence per Pound, for their Trouble of assessing the several and respective Sums directed to be raised by this Act as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid, of each respective Town, Precinct or District, within the several Counties of this Colony, within *Thirty* Days after the Receipt of the Duplicates from the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid, together with such Duplicates, or Copies thereof.

And in case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof, so collected, and such Duplicates whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefixed them for that Purpose; every such Collector so offending, shall forfeit for each Offence the Sum of *Five* Pounds, Money aforesaid. And in case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoined them by this Act, neglect or refuse the same, every such Collector, for each Offence, shall forfeit the Sum of *Five* Pounds, Money aforesaid: All which Penalties the County Collectors aforesaid respectively are hereby authorized, impowered, and commanded to sue for in any Court of Record in this Colony where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid, and the other half to such County Collector so suing with Costs of Suit.

And in case the said County Collectors aforesaid, or either of them, shall knowingly conceal, or neglect to sue any such Town, Precinct or District Collectors so delinquent as aforesaid, for the space of *Ten* Days after Notice of the said Offence or Offences, then and in that case such County Collector so offending, shall forfeit the Sum of *Five* Pounds, for neglecting to sue for the recovery of such Sum or Sums of Money so collected by such Town, Precinct or District Collectors; and the Sum of *Three* Pounds, for neglecting to sue for any other

less Breach of Duty, Matter or Thing, required and enjoined them by this Act as aforesaid: All which Penalties may and shall be recovered by any Person who will sue for the same, in any Court of Record within this Colony; one half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied in manner aforesaid, and the other half to the Person so suing with Costs of Suit.

And the Town, Precinct or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *Six* Pence per Pound, for all such Money as they respectively shall gather and pay to the County Collectors aforesaid, by Virtue of the Directions of this Act.

And if any Person or Persons shall refuse or neglect to pay his or their Tax, to the Town, Precinct or District Collector or Collectors, when demanded, or Notice given at their respective Places of abode, such Collector or Collectors within *Twenty* Days after making such Demand, or giving such Notice, shall make out a List of the Name and Sir-Name of such Delinquent or Delinquents, with what Sum or Sums he, she or they is or are to pay, and make return thereof to any one Justice of the Peace of such County where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant, to the Constable of such Town, Precinct or District, to make distress on the Delinquent or Delinquents, Goods and Chattles, and make Sale thereof at a public Vendue, in any Town, or County within this Colony, and pay the Tax or Taxes, for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County, and after Payment made, to retain *Two* Pence for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same; and *One* Shilling to the Constable for each Distress and Sale; and the said Constable shall pay the same to the Collector within *Six* Days after receiving it, and shall forfeit *Forty* Shillings, for Breach of any Part of his Duty enjoined him by this Act, to be recovered and applied as aforesaid; and if any overplus shall then remain, the same to be returned to the Owner or Owners thereof. And where Goods and Chattles cannot be found, the Constable or Constables of such Towns, Precinct or Districts, is and are hereby impowered, and required to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and to deliver him or them to the Sheriff of such County or Counties, who is and hereby are impowered and required, to keep such Delinquent or Delinquents in safe Custody until Payment shall be made, and all Charges accrued thereby defrayed.

AND BE IT ENACTED by the Authority aforesaid, that if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money for Rates or Forfeitures, by Virtue of the Directions of this Act, before the Taxes herein before mentioned shall be assessed, every such Collector shall immediately render an Account thereof to the Assessors of the County respectively where such Money shall be so received; to the end the said Assessors may deduct the same from the Quota of such County, and assess the remainder thereof equally upon those Persons or Things made rateable as aforesaid. And in case such

Collector or Collectors, shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing, shall forfeit for every such neglect or refusal, the Sum of *Five* Pounds, Money aforesaid, to be recovered by any Person who will prosecute the same to effect, in any Court of Record where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and toward the Support of Government of this Colony to be applied as aforesaid; and the other half to the Persons so prosecuting, with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, that the Collectors aforesaid, of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by Virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the *Twenty first* Day of *November* next; and with the said Sums of Money shall also deliver unto the Treasurers aforesaid, at the Time aforesaid, an exact Copy of the Assessments of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the Plan herein before mentioned: For which said Sums of Money, Copy of Assessment, and Account of Deficiencies, if any there be, the said Treasurer shall give the said Collector a Receipt, which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally, of and from the same: But in case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment, and Accounts of Deficiencies, unto the said Treasurers as aforesaid, by the Time above prefixed for that Purpose, every such Collector so offending, shall forfeit for every such Offence the Sum of *Fifty Pounds*, Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable, one half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending shall respectively belong; and the other half to the said Treasurers, or either of them, so suing with Costs of Suit.

And in case the said Treasurers, or either of them, shall knowingly conceal or neglect for the space of Twenty Days to sue any such County Collector, or Collectors so offending as aforesaid, such Treasurer or Treasurers so concealing, or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds*, Money aforesaid, for every such Concealment or Neglect, to be recovered in any Court of Record within this Colony where the same shall be cognizable, by any Person who will sue for the same; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied in manner aforesaid; and the other half to the Person so suing as aforesaid.

And the County Collectors aforesaid, shall have and retain in their Hands, the Sum of *two pence per Pound*, for all such Money as they shall respectively receive and pay unto the Treasurers aforesaid, by virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it

shall and may be lawful for the Justices of the Peace of each County in this Colony, or any three of them (*Quorum unus*) and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account, concerning the Money they shall receive by Virtue of the Directions of this Act, in the said Counties, at such Time or Times, and as often as the said Justices and Freeholders may deem convenient; and in case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands after the Quota of the County shall be paid unto the Treasurer of the Division to which such Collectors shall respectively belong, and the Fees by this Act allowed for assessing, collecting, receiving and paying the same unto the Treasurers aforesaid, then and in that case, it shall and may be lawful for the said Justices and Freeholders to order the Money so remaining in such Collectors Hands, to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment, to be made therein, to the End the said Assessors may deduct the same from the Quotas of said County, and assess the remainder on those Persons and Things made rateable by this Act as aforesaid.

And in case the said Collectors, or any of them, shall neglect or refuse to render Account as aforesaid, on reasonable notice to them given, or shall neglect or refuse to notify the said Assessors of the Money remaining in their Hands as aforesaid, or shall neglect or refuse to pay such Money unto the Treasurer of the Division to which they shall severally belong; every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such neglect or refusal the Sum of *Fifty* Pounds, Money aforesaid. And every such Collector so neglecting or refusing to notify the Assessors aforesaid, of the Money so remaining in his Hands as aforesaid, shall forfeit for every such neglect or refusal, the Sum of *Five* Pounds, Money aforesaid.

And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands, unto the Treasurer of the Division, to which he shall respectively belong, as Part of the Quota of the County for which he shall be Collector, shall forfeit for every such neglect or refusal the Sum of *Five* Pounds, Money aforesaid, all which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, to any Person who will sue for the same, one half to his Majesty, his Heirs, and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due, the other half to the Person so suing with Costs of Suit.

AND BE IT ENACTED by the Authority aforesaid, That in case any Assessor or Collector of either of the Townships, Precincts or Districts, in the Counties aforesaid, shall refuse to act, or shall die or remove, before another can be Chosen in his room, by Virtue of an Act of General Assembly herein referred to, then and in that case the Constable or Constables of such Town, Precinct or District, is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to issue out his Warrant, to the Constable or Constables of such Township, District or Precinct, requiring

him or them to warn the Freeholders and Inhabitants, Householders thereof, to meet at the usual Place of the Town Meetings, within *six* Days, who shall then and there proceed to elect another Assessor, or Collector, in the said manner as by the said former Act referred to, is directed and appointed.

And if any County Collector shall refuse to act, or shall die, or remove, then the Justice who lives nearest to such Collector, or other Justice, shall issue his Warrant to the Constables, to Summon the Justices, and Freeholders chosen for such County, to meet within *Ten* Days, who shall choose a Collector in the Room of such so refusing, dying or removing in the same manner as by a former Act referred to, is directed and appointed.

And the Assessor, or Collector so elected, shall transact, do and perform all whatsoever the other Assessor, or Collector was obliged to, and be subject to the like Pains, and Penalties for Misbehaviour.

AND BE IT ENACTED by the Authority aforesaid, that if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing, by this Act, enjoined them to do and perform, every such Justice so neglecting or refusing, shall forfeit for each Offense the Sum of *Five* Pounds, Money aforesaid, to be recovered by any Person who will sue for the same in any Court of Record of this Colony where the same shall be cognizable; one half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied towards the Quota of the County where such Offense shall be committed; the other half to the Person so suing with Costs of Suit.

And whereas many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein, or paying Rent for the same; yet nevertheless do actually hold and occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee Simple Estates; and to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied, for the Lands they severally hold and occupy as aforesaid, would be a manifest Injury to the said Freeholders, and other Inhabitants of this Colony made rateable by this Act; for remedying of which, BE IT ENACTED by the Authority aforesaid, that all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands, not having the Property thereof or paying Rent for the same, shall notwithstanding give a true Account of the particular Parts of all such Lands which they are respectively seated on, both clear and wood Land, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required; and shall pay their several and respective Taxes for the same, in the like manner as the Freeholders aforesaid are liable to do by Virtue of the Directions of this Act; and for neglecting or refusing to give such Account and pay such Taxes as aforesaid, shall be Subject to the like Pains and Penalties as the said Freeholders are Subject to, by Virtue of the Directions of this Act as aforesaid; any Thing contained in this Act to the contrary thereof in any wise notwithstanding.

And whereas the Owners of some profitable Tracts of Land, whereon Improvements are made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land. For remedy whereof, BE IT ENACTED by the Authority aforesaid, that the Tenant, or other Person residing on, and having the Care of such Lands, their Goods and Chattles, and the Goods and Chattles of the Landlord, (on his refusal or neglect to Pay) if there found, shall be liable to be distrained for Payment of said Tax. And in case the Tenant, or Person having the Care thereof, shall pay, or their Goods be distrained for the same, then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid out of the Rent agreed for; and for the Tenant or Tenants, or Person having the Care of said Land, to recover the same from the Owner, by Action of Debt, in any Court where the same shall be cognizable, together with Costs of Suit. PROVIDED that nothing in this Act, shall in any Manner alter any Contract heretofore made between any Landlord and Tenant. PROVIDED, that the Tenant shall not be liable to pay more than his Yearly Rent. And if it shall so happen, that the Tenant by his Lease, shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also, if the Tenant or Tenants Rent does not amount to the Tax assessed, for what he Leases, it shall be lawful for the County Collector to recover the same from the Landlord by Action of Debt or Distraint as he shall judge most convenient.

PROVIDED ALWAYS, that it is the true Intent and Meaning of this Act, that all Lands Purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

Bradford (1757) 19:7:3, pp. 29-53.

An Act *for regulating* Indian *Affairs, and to prevent the setting of Deer Traps within the Colony of* New-Jersey.

WHEREAS at a Treaty held at *Crosswicks*[1] in this Colony in the Month of *January, One Thousand Seven Hundred* and *fifty Six*, Between Commissioners empowered by this Government, and the *Indians* inhabiting within the same; several Articles were mutually agreed on and allowed to be for the general Benefit and Advantage, both of the *English* and *Indians* Inhabitants, which required the aid of the Legislature to establish. And the said Commissioners having engaged at that time, to lay the same before the several Legislative

Branches, in Order to obtain a Law for that Purpose; the General Assembly being truly sensible that the strict Observance of the Agreements made with, and performance of the expectations given to the *Indians*, will greatly tend to increase the Confidence the *Indian* Inhabitants should be induced to place in the *English* Governments; and that a Neglect thereof, would destroy the same. Upon due Consideration of the said Treaty, finding the matter therein contained to be good and salutary in themselves, and of Importance to the Colony, do pray that it may be Enacted, AND BE IT ENACTED by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same, That from and after the Publication of this Act, If any Person or Persons within this Colony, shall give or sell to any *Indian* or *Indians* any Strong Liquors whereby they become intoxicated, or more than One Quart of Beer or Cyder, or half a gill of Rum, or any other Spirit in one Day, to any one *Indian*, except there be apparent Necessity for so doing, he, she, or they so doing shall forfeit and pay for each Time, the Sum of *Twenty* Shillings, to be recovered and applied as herein after is directed. And that if any Sale be made by any *Indian* within this Colony, and any part of the Consideration be paid in Strong Liquors more than by this Act is allowed to be sold to such *Indian*, the sale of such Goods, is hereby declared void, and the Property not altered thereby. And that every Pledge or Pawn given by any *Indian* for Drink, shall upon Complaint, be delivered up to him by Order of any one Justice of the Peace of this Colony.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That every Debt which shall be contracted by any *Indian* for Strong drink, shall be esteemed null and void. And it shall not be lawful to imprison the Person of any *Indian* upon any Civil Process whatever: But that the Process against such *Indian* Inhabitants of this Colony for Debts, shall be by Attachment, whereby the Sheriff, or Constable, shall Seize the Goods and Effects of such *Indian* (his wearing Apparrel and hunting Utensils excepted) and make an Inventory thereof, and the *Indian* shall have one Month's Notice left at the last place of his abode, to attend the Court, or Justice of the Peace who issues such Attachment, and make Defence: And the said Court, or Justice of the Peace, shall order and direct so much of the said Goods to be sold in one Month, as will satisfy such Debt as shall, upon hearing the Case, or Default of Attendance of such *Indian* on Notice, be adjudged due from such *Indian*.

AND BE IT ENACTED by the Authority aforesaid, That if any Person or Persons within this Colony, shall set any Trap of Steel or Iron, larger than what is usually and commonly set for Foxes, or Muskrats, or which Trap when set, shall exceed the weight of *three* pounds and a *half* pound; such person setting such Trap, shall pay the Sum of *five* Pounds, and forfeit the Trap, or (in default thereof for *twenty four* Hours) shall suffer *three* Months Imprisonment, and shall also be liable to make good all Damages any Person shall sustain by setting such Trap; and the Owner of such Trap, or Person to whom it was lent, shall be esteemed the Setter thereof, unless it shall be proved on Oath or Affirmation what other Person set the same, or that such Trap was lost by said Owner, or Person to whom it was lent, and absolutely out of his Power. And if

the Owner or Setter of the Trap be a Slave, he shall in lieu of such Fine, be publickly whipt with *thirty* Lashes, and committed till the Cost is paid, and that the said Traps shall be broken and entirely destroyed, in the view and presence of the Justice of the Peace before whom they are brought, and shall be delivered to the Overseer of the Poor to be by him sold and worked up.

AND BE IT ENACTED by the Authority aforesaid, that all and every of the foregoing Matters and Things (Damages if above *five* pounds only excepted) shall be heard and determined by any one Justice of the Peace in this Colony, on Complaint of any Person or Persons whatsoever, and that the Fines and Forfeitures inflicted by this Act shall be appropriated, one half thereof to the use of the Poor of the Township where the Offences shall be committed; and the other half thereof, to the use of the Prosecutor; and the Prosecutor or Defendant shall have Liberty of having a Jury of *six* Men if he desires it, as in other Cases Cognizable before a Justice of the Peace, and the Costs shall attend the event of the Cause.

And to the end that no grounds or reason of Complaint for the future may remain, that any unjust Measures are used to defraud the *Indians* of their Lands or Possessions, and agreeable to their request at said Treaty, BE IT ENACTED by the Authority aforesaid, that no Sale, Conveyance, or Lease of Lands from any *Indian* or *Indians*, to any Person empowered to lease or purchase within this Colony, shall be esteemed good and valid, except previous to the Execution of said Deed or Lease, there be a Certificate signed by *six Indian* Men, signifying that the *Indian* or *Indians*, who are contracting for the sale or rent of such Land, is or are the true and lawful Owner or Owners thereof; which Certificate shall be signed in presence of one Magistrate, who shall certifie that the *Indians* were Men grown and sober and Signed in his presence; and that before the Deed be executed, the same be read and explained to the *Indian* or *Indians* who sell or lease, by the Governor or Commander in Chief or one of his Majesty Council, or one of the Justices of the Supreme Court of this Colony, who shall endorse on the back of the Deed, that the *Indian* or *Indians* who sold or leased, understood the Deed or Lease, and had a reasonable price as commonly paid on the Execution thereof, and that they also saw the Certificate aforesaid, of the *six Indians*, under the hand of the Justice. PROVIDED that nothing in this Clause contained, shall be construed or intended to vest in the purchaser or purchasers of the *Indians* in manner aforesaid, or otherwise, any Title either in Law or Equity to the Lands so purchased in opposition to, or against any Person or Persons holding by Title derived from the Crown.

AND WHEREAS the Indians at said Treaty, signified to the Commissioners, that they esteem themselves entituled to some Lands in this Colony, which they apprehend had never been sold by them, or their Ancestors: In Order therefore that such Claims may be enquired into, and an amicable and equitable Settlement may be made in respect to such Claims and Demands, BE IT ENACTED by the Authority aforesaid that the Honourable *Andrew Johnston*, and *Richard Saltar*, Esqrs; and *Charles Read*, *John Stevens*, and *William Foster*, Esqrs; or any three of them, be Commissioners to enquire into the Claims of the Indians, in respect to such Lands; and for that Purpose, that they

have Power to search the publick Records of the Colony, and such Indian Deeds as may be laid before them, and to hear and examine the Indians, or any of them, or any other Person who offers Information concerning their Claims, and make a Report thereof to this or some future Legislature of this Colony, that a proper Remedy may be applied for putting an end to such Claims for the future.

This Act to be read in every Court of Quarter Sessions of the Peace in this Colony, during the Continuance of the same, and to be and remain in Force the Space of *Two* Years from the Publication hereof, and from thence to the end of the next Session of General Assembly thereafter, and no longer.

Bradford (1757) 19:7:3, pp. 53-56.

1. As a result of hostilities in Pennsylvania, a commission from the New Jersey legislature met with Indian inhabitants of New Jersey at Crosswicks in 1756, and a treaty was signed. This act is the result of that treaty.

Nineteenth Assembly, Eighth Session

First Sitting

24 May - 3 June 1757

Elizabeth Town

All acts passed 3 June 1757

An ACT *for the raising and maintaining* One Hundred *and* Twenty *effective Men, for the Defence of the Frontiers of the Colony of* New-Jersey.

WHEREAS the Savage Indian Enemy have lately perpetrated cruel Murders on the Frontiers of this Colony, and the Inhabitants there have by their Petitions, set forth their Distresses, and supplicated a Number of Troops for their Assistance and Protection.

THEREFORE BE IT ENACTED by the Governor, Council, and General Assembly, and it is hereby Enacted by the Authority of the same, That *One hundred* and *twenty* Men, Officers included, shall immediately be raised and supported for the Defence of the Frontiers, to be commanded by a Captain and three Lieutenants, which Captain shall appoint six Serjeants, and six Corporals for the better Regulation of the said Company.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That all and every Person and Persons which shall be employed in any of these Services, shall be free from all Arrests in civil Actions, not amounting to upwards of *Ten* Pounds Proclamation Money to any one Person, or upwards of *Fifty* Pounds Proclamation Money in the whole. And the Goods and Effects of all and every such Person or Persons shall be free from Attachments, Executions, and other legal Process, during their Continuance in the said Service. PROVIDED ALWAYS, that such Goods and Effects shall not be secreted or removed out of the City, Town or Precinct, where the said Person or Persons resided before such Enlisting as aforesaid; and any Sale made of the same, is hereby declared to be void and of none Effect.

AND BE IT ENACTED by the Authority aforesaid, That it shall not be lawful to enlist any young Man, under the Age of *Twenty one* Years, or any Slaves who are so for term of Life, bought Servants or Apprentices, without the express Leave in writing of their Parents or Guardians, Masters or Mistresses, first had and obtained; and if any Officer or others shall enlist any such young Men, Slaves, bought Servants, or Apprentices as aforesaid, and upon Application and due Proof made thereof, before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully enlisted; then the said Justice of the Peace is hereby impowered, and required to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave, Servant or Apprentice, and deliver him to his Parent, Guardian, Master or Mistress: And if the Officer or other Person, with whom such Person is enlisted, shall notwithstanding, secret, detain or carry away such Person, then such Officer, or other Person so offending, shall forfeit and pay for every such young Man under the Age of *Twenty one* Years, so enlisting, contrary to the true Intent and Meaning of this Act, the Sum of *Five hundred* Pounds; for every Slave, so enlisted the Sum of *One hundred* Pounds; and for every such bought Servant,

or Apprentice the sum of *Twenty Pounds*, to be recovered in any Court of Record, where the same is cognizable in this Colony, with full Costs of Suit, and to be paid so much thereof to the Person complaining as his or her Damages by the said Court shall be adjudged, and the Residue thereof to either of the Treasurers of this Colony to be applied as by Act of General Assembly shall be hereafter directed. And in Case the Body of such Officer or other Person offending cannot be taken; then it shall and may be lawful for the Person aggrieved to proceed against him by Attachment, against the Offenders Goods and Chattels, Lands and Tenements, in Manner and Form, as is directed by an Act entituled, *An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves* saving, that the Person complaining shall not be obliged to make the Affidavit therein directed; and the Forfeitures recovered shall be paid as aforesaid.

AND for a further Encouragement to the Officers and Soldiers chearfully to enter into the said Service, there shall be paid to each Officer and Soldier, furnished and armed as hereafter directed for their respective Services, the Sums following, during their Continuance on the Frontiers of this Colony, *viz.* To the Captain *Four* Shillings per Day. To each Lieutenant *Three* Shillings per Day; to each Serjeant and Corporal *Two* Shillings per Day; to each private Soldier *Two* Pounds *Ten* Shillings per Month. And that each and every Officer and Soldier shall equip himself with a good and sufficient Musquet, Cartouch Box, Powder-Horn, Cutlas or Hatchet, Blanket, Knapsack, and Wearing-Apparel.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any of the Men so enlisted as aforesaid, should on Examination, be found not provided with any of the said Arms, or Accoutrements, that then it shall be lawful for the Paymaster to furnish every such Man so unprovided, with the same; and to retain in his Hands, to repay the same, so much of every such Mans Wages as will fully pay for every such Article.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Captain of said Company shall, before he executes his Offices, take the Oath following, *viz.*

I, A.B., *do swear that I will keep an exact Account or Roll of the Time of the enlisting every Soldier under my Command, and of the Discharging, Desertion, or Death of such Soldier; and that I will not suffer any Person to be entered on the Roll, or mustered, but such as are either truly enlisted, or otherwise declared Soldiers by the Act entituled,* "An Act for the raising and maintaining *One Hundred* and *Twenty* effective Men for the Defence of the Frontiers of the Colony of *New-Jersey*" *and are designed, or by the Act aforesaid, obliged to perform the Service under my Command, and will from Time to Time render unto the Paymaster, appointed by the said Act, (or to his Successor in Case of his ceasing to be Paymaster) all the Assistance in my Power, for the better enabling him the said Paymaster, or his Successor, to make a fair and honest Account of all the Pay that shall from Time to Time become justly due to myself and every Officer, and Soldier that shall be hereafter under my Command; and will take all the Care in my Power to prevent Waste of the Ammunition supplied by the Colony, and will from Time to Time, transmit a Copy of the Roll*

aforesaid, to the Governor or Commander in Chief of this Colony for the Time being, to be laid before the General Assembly for their Inspection.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Captain, together with the other Commission Officers of the said Forces, are hereby authorised and impowered to hold Courts Martial, and each Court Martial shall consist of *Three* Commission and *Two* Non-Commission Officers, of which the said Captain shall always be one; and it shall and may be lawful for every such Court Martial by their Sentence or Judgment to inflict Corporal Punishment (not extending to Life or Limb) on any Soldier, for Immoralities, Misbehaviour, Disobedience to Command, or any other Neglect of Duty, and also with the Consent of the Inhabitants in each Fort or Block House, to make such Orders or Articles for the better Government of the Forces, and others in the Garrisons, as shall by the Majority of them be tho't convenient and necessary, and to lay Fines, not exceeding *Five* Shillings for Disobedience to the same; and if it should so happen that a Mulet or Fine shall be laid on any Soldier or others instead of other Punishment, every such Mulet or Fine shall be deposited in the Hands of the Paymaster; and the said Captain with the Advice and Consent of *Two* commissioned Officers, shall order the same or so much thereof as he shall think convenient, to be given as a Reward, or Rewards, to every such Soldier, or Soldiers as shall perform any valiant Exploit in the said Service.

AND BE IT ENACTED by the Authority aforesaid, that the Power and Authority of the said Court Martial, shall not extend to punish any Person with Death. But if any Soldier shall be accused with any Crime, which by the Laws of *England*, or by the present Act of Parliament for punishing Mutiny and Desertion, shall deserve a captial Punishment, then every such Soldier shall be put under a proper Guard and safely kept until he shall be delivered into the Hands of the Civil Power; and every such Offender so capitally accused as aforesaid shall be tried in the usual Manner by a Jury of the County of *Middlesex*.

AND for the Prevention of Disorders which may happen by the too great Use of strong Liquor among the Officers or Soldiers, BE IT FURTHER ENACTED by the Authority aforesaid, That if any Person or Persons whatever, shall give, sell or supply any of the Non-Commissioned Officers or Soldiers, with any strong Liquors whatever, without the Consent of a commissioned Officer, in greater Quantities than directed by such Officer, every such Person shall forfeit the Sum of *Three* Pounds for every such Offence, to be recovered by any Officer: Which Fines shall go to the Fund appropriated for the rewarding such Persons as shall behave valiantly in any Action with the Enemy. Nor shall the Consent of any Officer be in Force longer than *Twenty four* Hours for the Purpose aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that Colonel *Abraham Vancampen,* or *John Rosecrans,* Esqrs; shall, in the Presence of the Captain, or other Commission Officer to be appointed to the Command of the Forces on the Frontiers, administer to each Soldier the following Oath, *viz.:*

I, A.B., *do solemnly swear, that I will in all Things by faithful and bear*

true Allegiance to his Majesty King GEORGE *the Second; That I am duly inlisted in the Province Service in the Company commanded by* C.D. *that I will not directly nor indirectly hold any Manner of Correspondence with the* French *or their Spies or Agents, or Indians in Alliance with them. Nor will I desert his Majesty's Service to go over to the said* French, *or Indians, nor betray the Designs, or Secrets of his Majesty's Officers to the Enemy. That I design to continue in his Majesty's Service until legally discharged.*

And shall give a Certificate to such Captain or Commission Officer, expressing the Age, Height, Complexion, and Place of Residence of such Soldier, together with the Time that it shall appear such Soldier was enlisted; from which Certificates the Muster-Roll shall be made up, and shall by the Paymaster be examined with the Certificates, and the Paymaster shall certify on the Back of the Muster-Roll, that he has examined the same with the Certificates, and found the Roll to be true.

AND for the punctual Payment, Subsistance and purchasing Ammunition for the said Forces, BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, out of the Bills of Credit to be made Current for that Purpose, shall pay unto *Jonathan Hampton*, Esq; who is hereby appointed Paymaster and Victualler of all the said Officers and Soldiers such Sum and Sums of Money as the said *Jonathan Hampton* shall from Time to Time find necessary for the said Services; and the said Treasurers, or either of them, shall take a Receipt, signifying the Purpose the said Money so paid was designed for; and the said Receipts when produced by the said respective Treasurers shall be sufficient Vouchers to discharge the said Treasurers, or either of them, their Heirs, Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury aforesaid.

AND for avoiding Frauds, and the more regular Payment of the Forces, BE IT ENACTED by the Authority aforesaid, That the said Paymaster shall in his own proper Person once in every eight Weeks attend, at some Time when he shall think proper, and out of the Monies so by him to be received, pay unto all and every of the commissioned and non-commissioned Officers, and Soldiers aforesaid, the several Sums that shall be then due to them according to the Account he is to receive from the Captain, save only that he shall retain in his Hands one fourth Part of such Sum due to every of the aforesaid commissioned and non-commissioned Officers and Soldiers aforesaid, to answer and pay such Mulets and Fines as may be laid upon them, or any of them, for neglect of Duty, or for destroying and embezzling their Ammunition or Stores, or for any other Misdemeanors, to which he or they shall be subjected; and the said Paymaster shall state exact and separate Accounts with each particular Person, of the Money so retained in his Hands, together with the Reasons of such Retention, and as for and respecting every Person against whom any neglect of Duty, Disobedience, Crime or Misconduct shall appear, the said Paymaster shall retain in his Hands so much as shall be sufficient to answer the Fine or Charge, that shall be levied upon such Person; and the said Paymaster shall purchase all such Powder, Ball, and Lead, as shall be necessary for the Defence of the Frontiers, and deliver the same out to the Commanding Officer at each Post; and

their Receipts shall discharge him for so much of the said Ammunition as they shall express: And the said Paymaster shall also take Receipts for all and every Sum and Sums of Money by him disbursed which together with his Accounts, he shall lay before the House of Assembly of this Colony for the Time being, to whom he is hereby made accountable; and such Receipts when produced shall be sufficient Vouchers to discharge the said Paymaster, his Heirs, Executors and Administrators, of and from all such Sums as shall be therein mentioned to be by him paid.

AND on the *first* Day of *October*, if the said Forces shall not be sooner disbanded, the said Paymaster shall attend at some convenient Place to be by him prefixed, adjacent to the Frontiers, or where they shall be then upon Duty within this Colony, prepared to discharge two third parts of all the Arrearages so retained as aforesaid, and to every of the Officers and Soldiers aforesaid against whom no Misconduct shall appear, and who shall present themselves before him in a Dress suitable to his Degree, and warm and sufficient to withstand the inclemencies that may be expected in the approaching Season, he shall well and truly in his own proper Person, pay unto such Officer and Soldier the two third Parts of such Arrearages as aforesaid; and he shall not on any Pretence whatsoever pay such Arrearage or any part thereof, unto any Assignee or Assignees, of such Soldier or Soldiers, nor to any Person or Persons in Trust or for the Use of him the said Officer or Soldier, or Assignee or Assignees, but that the same shall be (*bona fide*) paid to the proper Person to whom it first commenced due, save only that in Case of Death, he shall pay the whole Arrearage to his Executors or Administrators, without any Manner of Deduction, except to answer Fines, or make good Embezzlements as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that if any Officer or Soldier shall by word or writing, sell, transfer, dispose of or assign to any manner of Person whatever, his Share, or any Part thereof, of his Wages, or Arrearages, either before or after the same shall become due, the said Sale and Assignments shall be utterly void to all Intents and Purposes: And if any of the Officers or Soldiers aforesaid, shall on the said *first* Day of *October*, appear before the said Paymaster in a Dress unsuitable to his Degree, or unfit for encountering the approaching Season, and Service in which he is to be employed, or his Cloaths shall be ragged, of all which Particulars the said Paymaster is to make a careful Inspection, in such Case the said Paymaster (in the lieu and stead of paying the said Arrearage to the said Officer and Soldier) shall purchase all such Cloaths as he shall find necessary, and fitting as aforesaid, and deliver them out with all convenient Dispatch, to the Person whose Arrearage he shall so retain: PROVIDED that he shall not purchase more than the Amount of two thirds of such Arrearage, and when the Cloaths are so delivered as aforesaid he shall then make a Resettlement with every such Person, and at the Time of their final disbanding, they shall receive all and every of their Arrears, which shall be then found due to them.

AND the said Paymaster when he shall be thereunto required by the House of Assembly for the Time being of this Colony, shall take his solemn

Oath on the Holy Evangelists of Almighty God, that the Account and Proceedings of his Conduct which he shall so exhibit to the said Assembly, is just and true to the best of his knowledge.

AND WHEREAS it is unreasonable, that any Officer or Soldier in the pay of this Colony, should receive pay for such Time as he shall be absent from Duty, THEREFORE BE IT ENACTED by the Authority aforesaid, that from and after the Publication of this Act, no Officer or Soldier in the Pay of this Colony, shall be entitled to pay for such Time or Times they or any of them shall be absent from the Forces upon Furlough, or otherwise upon their own private Occasions, any Law, Usage, or Custom to the Contrary hereof in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said *Jonathan Hampton*, Victualler of the said Forces, or the Victualler for the Time being, shall provide for and allow unto each Officer and Soldier directed to be raised by this Act, the following Provisions every Week, *viz. Seven* Pounds of Bread, *Seven* Pounds of Beef, or in lieu thereof, *Four* Pounds of Pork, *Six* Ounces of Butter, *three* Pints of Pease, and half a Pound of Rice; for which he the said *Jonathan Hampton*, or the Victualler for the Time being, shall be allowed, and receive *seven* Pence *half penny* per Day, for Victualling each Officer and Soldier on the Frontiers, and also *Five* Pounds per Month as a Reward for performing the Duty of Paymaster and other Duties enjoined him by this Act.

AND in Case of the Death or other Disability of the said *Jonathan Hampton,* then it shall and may be lawful for the Governor and Commander in Chief for the Time being, to appoint a substantial Freeholder of this Colony to be a Successor to him, who is hereby declared in such Case subject to the same Duties and Penalties, and entitled to the same Rewards.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Officer, or Soldier in the Service of this Colony, as well those under Colonel *Parker*, as those raised by this Act, shall be disabled by the Enemy from getting his living, and not having wherewithal to maintain himself, he shall be maintained, and supported at the public Expence of the Colony on the same Allowance that other Persons who receive public Relief usually have.

AND the *One Hundred* and *Twenty* Men shall be recruited as often as Death, Desertion or Discharge of any Officer or Soldier, shall render it necessary, so that the said Complement of *One Hundred* and *Twenty* Men be kept compleat, and effective.

AND WHEREAS there are at present on the Frontiers, a Number of the Militia of this Colony for the Protection of the Inhabitants there, who are justly entitled to Satisfaction for their Services, BE IT THEREFORE ENACTED by the Authority aforesaid, That the Militia which have marched by Order of his Excellency the Governor since the late Murders on the Frontiers, and were or shall be stationed there, shall both Officers and Soldiers be subsisted and paid such pay as is allowed to be paid to the Officers and Soldiers directed to be raised by this Act, during the Time they have or shall respectively continue

there, and for such Time as shall be reasonably allowed for going up and returning to their respective Habitations, PROVIDED that at no Time the Pay and Subsistence be allowed to more than *One Hundred* and *Twenty* Men.

AND WHEREAS it will be necessary that the Sum of *Five Thousand* Pounds in Paper Bills of Credit be put into the Treasury for the Services herein directed, BE IT ENACTED by the Authority aforesaid, That Bills of Credit to the Value of *Five Thousand* Pounds, Money of *America* according to an Act of Parliament made in the *Sixth* Year of the Reign of the late Queen ANNE, intitled, *An Act for ascertaining the Rates of Foreign Coins in her Majesty's Plantations in* America, shall be immediately printed, made and prepared in the same Form as the Bills of Credit made in pursuance of an Act entitled, *An Act for compleating the Regiment in the Pay of the Colony of* New-Jersey, *to* Five Hundred *effective Men, and making Provision for the same."* And that there shall be one half of the Number of Bills of each Denomination, specified in the said Act, and to be under the same Regulations, as to the Printing, Numbering, and Delivering the same into the Treasury; and that the Bills so to be made by Virtue of this Act, shall be signed, numbered, and the Press inspected by the same Persons who were appointed by the said Act, Signers and Inspectors of the Press, and every other Duty respecting the same shall be performed by the Persons appointed by the said Act for the respective Duties requisite to the Emission of said Bills of Credit, and under the same Regulations in every particular Duty; and that the Bills emitted by this Act, shall be sunk in the same Year, together with the Sum directed by the said Act to be sunk, and in the same Manner and Form. And the several Persons performing the Duties enjoined them by this Act shall be under the same Restrictions, and receive the same Fees and Rewards as is directed by the said Act, in the same Proportion that the Sum hereby emitted, bears to the Sum emitted in the said last mentioned Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for *Hendrick Fisher, Esq;* and he is hereby impowered and directed to pay out of the public Money in his Hands unto *John Degrote,* the Sum of *Twenty One* Pounds *Ten* Shillings as an Allowance in full to him the said *John Degrote,* for Inlisting Troops, for recruiting the Regiment in the Pay of this Colony, which did not proceed on the Service; and unto *John Ricky*, the Sum of *Thirteen* Pounds, as an Allowance in full to him the said *John Ricky*, for Inlisting Troops for the said Regiment, not needed for the Service thereof; and the Receipts of them the said *John Degrote* and *John Ricky*, shall be sufficient Vouchers to Discharge him the said *Hendrick Fisher*, his Executors or Administrators, for the Sums aforesaid.

AND WHEREAS there may be several Prisoners, now confined in the common Goal of the County of *Sussex,* upon Process in civil Actions, who in this Time of common Danger, may suffer for want of Persons to look after them, BE IT THEREFORE ENACTED by the Authority aforesaid, that it shall and may be lawful for the Sheriff of the said County of *Sussex*, and he is hereby required to discharge out of his Custody, any such Prisoner and Prisoners as shall happen to be confined in the common Goal of the said County at the Publication of this Act, upon any Civil Action or Actions, and the said Prisoner

and Prisoners, and all other Persons who shall be Inhabitants of the said County at the Publication of this Act, shall be free and clear from any Restraint as to confinement of their Persons in the said County upon any Civil Process until the *first* Day of *December* next, and no longer. PROVIDED NEVERTHELESS, that it shall and may be lawful to and for any Plaintiff or Plaintiffs during the Time limited as aforesaid, upon any Process being served, to file a common Appearance in any Action to be brought against any Debtor or Debtors in the said County of *Sussex*, so as to entitle such Plaintiff to proceed to Judgment and to have an Execution thereupon, other than against the Body or Bodies of him or them; any Thing in this or any former Law contained to the Contrary in any wise notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Sheriff of the said County of *Sussex* is and shall be clear and free from any Action, or Actions which may or shall be brought against him for any Matter or Thing which he shall do in pursuance of this Act; and if any Action or Actions shall be brought against the said Sheriff for the same, he may plead the General Issue, and give this Act in Evidence, which shall be sufficient Discharge for the said Sheriff with Costs of Suit.

PROVIDED NEVERTHELESS that nothing in this Act contained, shall be construed or intended to discharge any Person or Persons from Confinement upon civil Process, longer than the said *first* Day of *December* next; after which Time the Sheriff of the said County of *Sussex*, upon Process issued for that Purpose may retake the Body or Bodies of every such Person and Persons, so confined as aforesaid, or charged in Execution, and convey him or them to the said common Goal, there to remain in the same Manner and Form as before the Publication of this Act; any Thing to the Contrary hereof in any wise notwithstanding.

AND BE IT ENACTED by the Authority aforesaid, That the Forces aforesaid, shall be and continue in the Pay of this Colony until the *first* Day of *December* next, unless the Governor with the Advice and Consent of his Majesty's Council, shall think fit sooner to disband the said Forces; in which Case it shall and may be lawful for them to be Disbanded.

Bradford (1757) 19:8:1, pp. 3-15.

A Supplementary *Act* to the Act entituled, *An Act for better settling and regulating the Militia of this Colony of* New-Jersey, *for the repelling Invasions, and suppressing*

Insurrections and Rebellions: As also for continuing such Parts and Clauses, of the said Law as are not altered and amended by this Act.

BE IT ENACTED by the Governor, Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, That every Captain within this Colony who already is, or hereafter shall be appointed, shall make a true and perfect List of all the Men that now do, or hereafter shall dwell within the Districts or Divisions of which they are or shall be Captains, between the Age of *Sixteen* and *Fifty* Years (except the Gentlemen of his Majesty's Council, the Representatives of the General Assembly, Protestant Ministers of the Gospel of every Denomination and Persuasion, Magistrates, Sheriffs, Coroners, Constables, and all Field Officers, and Captains, who heretofore have, now do, or hereafter shall bear such Commissions; Ferry Men, one Miller to each Grist Mill, bought Servants, and Slaves) and all and every Person and Persons, so enlisted as aforesaid, shall appear upon the Parade appointed by their Captains or Superior Officers, three Times in the Year, to wit on the *second Monday* in *April*, on the *first Monday* in *October*, and on the *first Monday* in *November*, where they shall be taught the Use of their Arms by their shall be compleatly armed with one good Musquet or Fusee well fixed, a Sword or Bayonet, a Cartouch Box, or Powder Horn, three charges of Powder, and three sizeable Bullets, and the said Persons shall continue under Arms but one Day at each Time; besides at such other Times when they may be called together by an Order in writing under the Hand of the Captain General or Commander in Chief for the Time being, at such Places in each respective County as shall be by him appointed, to be taught the Use of their Arms; PROVIDED ALWAYS that such calling together in writing as aforesaid shall not exceed once in a Year, and said Persons to be kept in Arms but one Day at such Time, except in Case of Alarms.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that every Person so enlisted as aforesaid, who shall not appear at the Times and Places aforesaid to be taught the Use of their Arms, shall forfeit and pay (in lieu of the Fines for non Appearance in the afore recited Act,) the Sum of *Six* Shillings for each of the said Days Absence, to the Captain of the Company to which they belong, except in Cases of Sickness or other reasonable Excuse to be allowed of by the Captain or other commanding Officer of the said Company. And if any Person so enlisted as aforesaid, shall appear at the Times and Places aforesaid, and not under Arms but as a Spectator, or Looker on, every such Person shall forfeit and pay to the Captain of the Company in which he is so enlisted, the Sum of *Twelve* Shillings, for his Contempt in not joining the said Company with his Arms, as is by this Act directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons shall neglect or refuse upon Demand to pay any of the Forfeitures incurred by this or the former recited Act, to the Captain or his

Order, as thereby directed, every such Captain is hereby required to make out a true and exact List of the Names of all such Defaulters, together with the Sum and Sums annexed, by them so forfeited; and shall deliver the same to any one Justice of the Peace of the County wherein such Delinquents reside, (such Justice not being one of the People called *Quakers*;) And every such Justice is hereby required and commanded forthwith to issue his warrant without Fee or Reward to any one of the Constables of the same County, to make Distress upon every such Defaulters Goods and Chattels so neglecting or refusing to pay as aforesaid; and to expose the said Goods and Chattles to sale by Public Vendue in the usual Manner; and after the Sale thereof, the said Constable shall forthwith pay to every such Captain the Forfeitures recovered as aforesaid, to be by him the said Captain applied to the Use and Uses in the said former recited Act appointed, and shall then return the Overplus (if any be) to the Owner, after deducting *one* Shilling for his Trouble, for each Distress, and Sale, which he is hereby allowed to take. PROVIDED ALWAYS that every such Distress shall be made in a reasonable Manner; and not upon the Arms and Ammunition the Persons so enlisted are obliged to provide themselves with by this Act, and but once in every Year.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that every Person so enlisted as aforesaid within this Colony, shall always be provided with one good Musquet or Fusee well fixed, a Cartouch Box or Powder Horn, *One* Pound of Powder, *Twenty four* sizeable Bullets, *three* Flints, and a Sword or Bayonet in his House or Place of Abode; and as often as any of the said Persons shall be deficient in keeping the Arms and Stores aforesaid, he shall forfeit and pay to the Captain of the Company where such Offence is committed, the Sum of *Four* Shillings for the Use in the former recited Act appointed. And each respective Captain within this Colony is hereby impowered and required to order and appoint their Serjeants to examine the same once in every four Months at farthest.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that no Innholder, or any other Person or Persons whatsoever, shall presume to sell or give any strong Liquor to any of the Persons so listed, on such Days or Times that they are obliged to appear in Arms, until after they are dismissed for that Day; and every Person or Persons so selling or giving strong Liquors contrary to the Directions of this Act shall forfeit the Sum of *Three* Pounds, to be recovered by any Person that will sue for the same, before any Justice of the Peace, the one half to such Person as will prosecute the same to effect, the other half to be applied for purchasing the Arms and Ammunition aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That in Times of any Invasion, Insurrection, Rebellion, or Alarm in this Colony, all the Officers and Persons so enlisted as aforesaid, who shall be commanded to their Arms by Order of the Captain General or Commander in Chief for the Time being, or other Officer or Officers by Virtue of the former recited Act, during the Times of such Invasion, Insurrection, Rebellion or Alarm, are hereby made subject to such Pains and Penalties for non-Appearance and Disobedience as shall be inflicted upon them by Sentence of a Court Martial; which

Court Martial shall consist of a Field Officer, four Captains and two Lieutenants of the said Militia, who shall be under Oath to execute Justice impartially; which Oath any Field Officer or Magistrate may administer; and every such Court Martial (during the Times of such Invasion, Insurrection, Rebellion or Alarm as aforesaid) are hereby authorized and impowered to inflict such Pains and Penalties on all and every Offender and Offenders, as the said Court in their Discretion shall think they justly deserve, PROVIDED ALWAYS, that no such Pains and Penalties shall extend to the taking of Life or Member.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if either of the neighbouring Provinces of *New-York,* or *Pennsylvania,* shall happen to be attacked by an Army of the Enemy within *One* Year from the Publication of this Act, and shall request the Aid and Assistance of this Colony in such their Distress' upon Application of the Governor or Commander in Chief thereof for the Time being, with Advice of his Council; it shall and may be lawful for the Governor or Commander in Chief by and with the Advice and Consent of his Majesty's Council of this Colony, upon certain Advice of such attack as aforesaid, to order a Detachment of so many of the Militia of this Colony, as they the said Governor and Council in their Discretion shall think expedient, and the Necessity of the Case may require, to march into either of the said neighbouring Provinces, of *New-York* or *Pennsylvania*, to their Aid and Assistance as aforesaid, PROVIDED nevertheless that it shall and may be lawful for every such Detachment to return into this Colony in the Space of *Twenty* Days after their leaving the same, unless it shall be tho't necessary by an Act of General Assembly of this Colony to continue the said Detachment longer in the said Service. And the Detachment of the said Militia shall be made in the following Manner, to wit, upon Request, and certain Advice of such an Attack as aforesaid, the Governor or Commander in Chief, by and with the Advice and Consent of the Council as aforesaid shall order so many Men (not exceeding *One Thousand* in the whole) to be enlisted out of the several Regiments in this Colony, as shall be sufficient to make up the Detachment so ordered as aforesaid, equally, and in Proportion to the Number of Men of which each Regiment shall consist, together with proper Officers suitable to the said Detachment, and the whole to be commanded by a Colonel to be appointed by the Governor, or Commander in Chief, out of the Militia Colonels, or other Field Officers; and the Governor shall immediately issue his Warrants to the Colonels or Commanders of the said several Regiments of Militia of this Colony, commanding each of the said Colonels or Commanders forthwith to summon the Captains of each of the Companies of his said Regiment, to meet together at such Time and Place as the said Colonel or Commander shall appoint, and each of the said Captains so summoned and appearing as aforesaid, shall make out a List of such and so many Men of his said Company as shall be wanted to make up a proportionable Number of the Militia so ordered to march as aforesaid; and the said List being approved of by the Colonel of the Regiment from which they are draughted, shall be returned to the Commanding Officer of such Detachment: And every Person so entered upon the List as aforesaid shall appear himself (or provide an able bodied Man to appear in his Room) at the Time and Place

appointed by the Commander of the said Detachment for the General Rendezvous, completely armed with one good Musquet or Fusee well fixed, a Sword or Bayonet, a Cartouch-Box or Powder-Horn, one Pound of Powder, and twenty four sizeable Bullets. And for an Encouragement for every Person enlisted, to go upon the said Service, there shall be paid to the Officers and Men so detached as aforesaid, (on their Return into this Colony) during their Continuance in the said Service, the Sums following, to wit, To the Colonel or Commander of the said Detachment, the Sum of *Six* Shillings per Day; To each Captain the Sum of *Four* Shillings per Day; To each Subaltern commission Officer, the Sum of *Three* Shillings per Day; To each Serjeant and Corporal the Sum of *Two* Shillings per Day; And to each private Man the Sum of *One* Shilling and *Eight* Pence per Day. PROVIDED ALWAYS that either of the said Provinces so requesting such Aid and Assistance as aforesaid, shall provide good and sufficient Provisions for the said Detachment during their Continuance in the said Province, with Carriages, Quarters, and such other Necessaries as may be wanted for the Conveniency of their Marching and Encampment. And in case either of the said Provinces shall neglect or refuse to make such Provisions as aforesaid, that then, and in such Case it shall and may be lawful for such Detachment to return immediately into this Colony, any Law or Order to the Contrary in any wise notwithstanding. And that the Power hereby given, and Directions in this Clause shall not be and remain in Force longer than one Year. And the said Detachment of the Militia are hereby made subject to the Rules, Orders and Commands of their own Officers. And during the Continuance of the said Detachment in either of the neighbouring Provinces aforesaid, the Officers and Soldiers are hereby made liable to such Pains and Penalties for Disobedience to Command, Neglect of Duty, and other Offences of the like Nature, as shall be inflicted upon them by the Discretionary Sentence of a Court Martial compos'd of their own Commission Officers, or the Majority of them, and no other Officers whatsoever; at which Court Martial the second Officer in Command of the said Detachment shall always preside. PROVIDED ALWAYS that no such Pains and Penalties shall extend to the taking of Life or Member.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that whenever the Governor or Commander in Chief shall order such detachment as aforesaid, he shall also issue his Warrant to the Captain of every Company of Cadets, or unregimented Company in this Colony, commanding each Captain to make out a List of such and so many Men under his Command as shall make up their Proportion of such Detachment, and each of the said Captains shall return every such List forthwith to the commanding Officer of such Detachment: And every such Person thus enlisted as aforesaid, shall appear compleatly armed and provided with Ammunition as aforesaid, at the Times and Places prefixed by this Act, and shall be under the Command of the Officers of the said Detachment; and for neglect of Duty, Disobedience to command, and other Offences of the like Nature, shall be subject and liable to such Forfeitures, Pains and Penalties in every Respect, as is already ordered and directed by this Act, in Case of the Militia as aforesaid, and to be recovered and applied in the same Manner and Form.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Captain or Commanding Officer of any Company in the several Regiments of Militia of this Colony, or any Captain or Commanding Officer of any of the Companies of Cadets or unregimented Companies of this Colony; or any Captain or Commanding Officer of any of the Troops of Horse within this Colony, shall hereafter neglect, delay, or refuse to do and perform the several Duties and Services required of him or them to be done and performed by this Act, or by the before recited Act entitled, *An Act for better settling and regulating the Militia of this Colony of* New-Jersey, *for the repelling Invasions, and suppressing Insurrections and Rebellions*, every such Captain or commanding Officer, for every such Neglect, Delay or Refusal as aforesaid, shall forfeit and pay the Sum of *Forty* Shillings for the Use of each Company to which he or they shall belong: And the two Freeholders chosen for each Township or Precinct in which such Captain, shall live or reside, or in Case of their Refusal or Neglect, any other Person, having a real Estate in the said County, is and are hereby impowered, required and directed to sue for and recover the said Forfeiture and Forfeitures by Action of Debt, before any one Justice of the Peace of the County where such Forfeiture or Forfeitures shall arise. And when the same shall be recovered, the said Person or Persons, is and are hereby required, and directed to lay out the said Money, in purchasing Arms, for the Use of the Company to which the said Captain shall belong.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Justice of the Peace of this Colony (not being one of the People called *Quakers*) shall neglect, delay or refuse to do and perform the several Duties and Services required of him to be done and performed by Virtue of this Act, or the before recited Act, then and in such Case every such Justice so neglecting, delaying or refusing as aforesaid, shall forfeit and pay for every such Offence, the Sum of *Five* Pounds to every such Captain or Commanding Officer of the Militia, or other Person or Persons who shall be empowered to require any such services to be done and performed by the said Justice; and the said Fine shall be recovered of the said Justice so offending by Action of Debt in the usual Manner, before any one other Justice of the Peace of the said County where the said Offence shall be committed; and when recovered shall be paid and applied in the same Manner and Form as is directed by this and the before recited Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the before mentioned Act entitled *An Act for better settling and regulating the Militia of this Colony of* New-Jersey *for the repelling Invasions, and suppressing Insurrections and Rebellions*. And every Clause, Article and Thing therein contained, which are not altered, amended, and otherwise provided for by this present Act, together with this Act; (except the Clause relating to the marching of the Militia into the neighbouring Colonies) shall be and remain in Force during the Continuance of the present War with *France*, and from thence to the End of the next Session of General Assembly, and no longer.

Bradford (1757) 19:8:1, pp. 15-23.

An ACT *to enable the Owners and Possessors of a large Tract of Salt Marsh situate in the Township of* Greenwich, *in the County of* Cumberland, *called* Tindals Island *Marsh, to make a Causey and Bridges on the two rod Road laid out from a Point of fast Land on the* South *Side of* Bacons *Neck (now the Property of* Charles Davis,Esq;) *across the Marsh and Creeks to* Tindals Island *aforesaid.*

WHEREAS the making and maintaining a good and sufficient Causey and Bridges on the two rod Road laid out from a Point of fast Land aforesaid to the said *Tindals* Island, will not only by very beneficial to the Owners and Possessors of the said Tract of Salt Marsh in particular, but to many of the Inhabitants of the said County. THEREFORE BE IT ENACTED by the Governor, Council, and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, That there shall be a good and sufficient Causey and Bridges made on the two rod Road laid out from a Point of fast Land on the *South* Side of *Bacons* Neck (now the Property of *Charles Davis*, Esq;) across the Marsh and Creeks on a straight Line to that Part of *Tindals* Island now the Property of *Philip Vickers*, sufficient for Carts and Waggons to pass and repass.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That *Howel Powel*, Esq; *Seth Brooks* and *Thomas Ewing* are hereby appointed and impowered to divide the said Causey and Bridges unto the Owners and Possessors in equal Proportions in Quantity and Quality according to their several and respective Shares, and Quantities of Marsh they the said Owners or Possessors do or shall hold within the said Tract of Salt Marsh aforesaid; of which Division so made as aforesaid, they are hereby required, to notify each and every of the said Owners and Possessors, who are to make or cause to be made each and every of his, her, or their several respective Shares and Proportions of the said Bridges and Causey within two Months after such Notice given; and when the same is so sufficiently made as aforesaid, the Owners and Possessors are to maintain and repair each and every of his, her or their respective Shares and Proportions of the said Causey and Bridges from time to time as the same may require, within ten Days after due Notice given them by the Managers or Overseers for the time being as aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Owners and Possessors of the said Tract of Salt Marsh for the time being, or the Majority of them, shall meet and assemble yearly on the *first Tuesday* of *March* at the now Dwelling House of *Howel Powel*, Esq; or where else they shall appoint, and by the Majority of Voices of them so met, chuse out of the said Owners and Possessors, three Managers or Overseers, to oversee the making, maintaing and upholding the said Work, that it be effectually done so as to answer the Purposes aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if

any or either of the Owners or Possessors aforesaid, shall neglect or refuse to make, maintain and repair his, her or their Share or Proportion of the said Causey or Bridges (so proportionally divided as aforesaid) after due Notice given them by the Managers or Overseers for the Time being, within the Time limited as aforesaid, That it shall and may be lawful for the said Managers or Overseers to order the same to be made good and sufficient, and to have it valued by two honest indifferent Men of the Neighbourhood, for which Sum so valued (if the said Party or Parties refuse to pay) it shall and may be lawful for any or either of the Managers or Overseers for the Time being, to sue all and every such Person or Persons so neglecting, in his or their own Names for the respective Sum or Sums of Money so valued as aforesaid, in Action of Debt; if *Five* Pounds or under before any Justice of the Peace of the County aforesaid; if above, in any Court of Record where the same may be cognizable (and give the said Account of the Sum or Sums so valued as aforesaid in Evidence) and the said Court and Justice of the Peace are hereby impowered to give Judgment and Execution for the same with Costs of Suit.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case the Owners or Possessors of the said Marsh, shall neglect to meet on the *first Tuesday* in *March* yearly as aforesaid, that then and in such Case the Managers or Overseers chosen for the preceeding Year, shall summons the said Owners or Possessors to meet on a Day by the said Managers or Overseers to be prefixed, in order to proceed to the said Election; and in failure of such meeting upon such summons, that then and in such Case the said Managers or Overseers, shall elect and chuse the Managers or Overseers for the ensuing Year: And in Case the said Managers or Overseers or either of them so chosen, shall neglect or refuse to do their Duties as required by this Act, he or they so refusing or neglecting shall forfeit *Twenty* Shillings to be recovered as aforesaid, by any of the Owners or Possessors, one half of which shall be paid to him who shall prosecute the same to effect, the other half to the said Owners and Possessors to be made use of in purchasing Materials for the Use of the said Bridges and Causey. And in Case either of the said Managers shall neglect or refuse to do their Duty, or be removed by Death, that the surviving Managers or Overseers, shall chuse a third Man to act with them, who shall be vested with the same Power, and liable to the same Penalties as if chosen at the annual Meeting of the said Owners and Possessors.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That it shall and may be lawful for every Tenant or Tenants that now is or hereafter shall be in Possession of any part of the said Marshes, to bring their respective Charge of Money paid or Services done pursuant to this Act, against their respective Landlords, which shall be allowed out of the Rent.

PROVIDED ALWAYS, that nothing in this Act shall oblige any Tenant to pay any Money, or to charge their Landlord with the same, except their said Landlord doth or shall reside out of the said County: And in Case there is or hereafter may be any part of the said Marshes that neither Owner nor Tenant, or any other Person to represent them, doth reside in said County, to make, maintain and uphold his, her or their Share and Proportion of the Causey and

Bridges, that then and in such Case the Managers for the Time being shall let out the said Marsh to rent from Year to Year, until the Rent arising therefrom shall pay such Sum or Sums of Money as shall accrue from the making, maintaining and upholding his, her, or their Share as aforesaid, and no longer: PROVIDED NEVERTHELESS, that no such Owner shall be chargeable with above two Years Arrearages at any one Time: The Charges and Expences of the first erecting and building the said Bridges and Causey only excepted.

PROVIDED ALSO, and it is hereby FURTHER ENACTED by the Authority aforesaid, that nothing contained in this Act, shall extend to render the said Marsh aforesaid, or any part thereof, which may hereafter be the Property of, or in the Possession of any Minor or Minors under the Age of *Twenty one* Years, liable to be sold for or because such Minor or their Guardian, or Person to whom may belong the Care of the Person or Estate of such Minor, shall not discharge such Debt or Charges, but in that Case the Managers or Overseers for that Year, shall have full and ample Power to lease such Minors part of the said Marsh for any time sufficient to discharge the said Debt, not exceeding *One* Year; and if *One* Years Rent be not sufficient, then the succeeding Managers shall have the same Power of letting the said Marsh during the Year which they shall serve in that Office, until the said Debt is fully satisfyed, and no longer. PROVIDED NEVERTHELESS, that no such Minor shall be chargeable with above *Two* Years Arrearages at any one time: The Charges and Expences of the first erecting and building the said Bridges and Causey only excepted.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the following Persons shall serve as Managers until the *first Tuesday* in *March* next as aforesaid, *viz. Howel Powel*, Esq; *Seth Brooks*, and *Thomas Ewing*, who are hereby impowered to do and perform all such Matters and Things as in and by this Act is required of them as aforesaid, until others are chosen in their Places.

PROVIDED NEVERTHELESS, and be it hereby ENACTED by the Authority aforesaid, that nothing contained in this Act, shall extend to oblige the Heirs of *William Watson* late of the said Town of *Greenwich* deceased (who are Possessors of a considerable Tract of Salt Marsh within the aforesaid Boundaries, which is of no use to them at present) to make, maintain or uphold any part of the said Causey and Bridges (but that the same shall be made, maintained and upheld by the rest of the Owners and Possessors in equal Proportion as aforesaid) until such time as they, or either of them shall think proper by themselves, or any Persons claiming under them, to make use of the same, by driving Creatures to pasture, or carting Hay from the said Marsh. And that then he, she, or they, so using the same shall have their proportional Part of the said Causey and Bridges, valued by two indifferent Men of the Neighbourhood, who after valuing the same, shall make Account thereof to the Managers or Overseers for the Time being, who (on neglect or refusal of any or either of them to pay such Sum or Sums of Money so valued) are hereby impowered to sue for and recover the same in Manner aforesaid, and after Recovery thereof, to pay the same to the rest of the Owners or Possessors, who have been at the

Charge of making, maintaining and upholding the same, their Heirs, Executors, Administrators or Assigns, in Proportion.

Bradford (1757) 19:8:1, pp. 23-27.

Nineteenth Assembly, Eighth Session

Second Sitting

19 Aug. - 13 Sept. 1757

Elizabeth Town

No acts passed.

Nineteenth Assembly, Eighth Session

Third Sitting

10-22 Oct. 1757

Burlington, Trenton

All acts passed 22 Oct. 1757.

An ACT *for making current* Thirty Thousand *Pounds in Bills of Credit for his Majesty's Service in the present War.*

WHEREAS his Majesty is engaged in a just and necessary War for the Defence of his *American* Dominions, and the Inhabitants of this Colony being desirous to give the most effectual Aid in their Power on this Occasion. AND WHEREAS the Legislature of this Colony, have at the Requisition of his Excellency the Right Honourable the Earl of LOUDOUN, ordered *One hundred* Men to be raised at the Expence of this Colony, to act under his Lordship's Command as Rangers, till the *first* Day of *April* next, and it being necessary that a Sum of Money be provided for defraying the Expences thereof, as well as that of the late Detachment of the Militia, and the Purchasing *Two thousand* Stand of Arms, with a Quantity of Ammunition, for the Defence of this Colony, and for the continuing the Forces on the Frontiers and the Defence thereof, and such other Expences as the War has and shall render unavoidable: AND WHEREAS the Treasury neither is nor can be supplyed with any other Fund than by striking Bills of Credit for that Purpose, to be sunk by Taxes, THEREFORE BE IT ENACTED by the Honourable *John Reading,* Esq; President of His Majesty's Council, and Commander in Chief of this Colony of *New-Jersey*, the Council, and General Assembly, and it is hereby Enacted, by the Authority of the same, That Bills of Credit to the Value of *Thirty thousand* Pounds, of Money according to an Act of Parliament made in the *Sixth* Year of the Reign of the late Queen ANNE entituled "*An Act for ascertaining the Rates of Foreign Coins in her Majesty's Plantations in* America," shall be immediately printed, made and prepared as follows, *viz.*

One thousand one hundred Bills, each of the Value of *Six* Pounds or *Seventeen* Ounces *Ten* Penny weight of plate.

Three thousand five hundred Bills, each of the Value of *Three* Pounds, or *Eight* Ounces *Fifteen* Penny weight of plate.

Six thousand Bills, each of the Value of *One* Pound *Ten* Shillings, or *Four* Ounces *Seven* Penny weight and *Twelve* Grains of plate.

Four thousand Bills, each of the Value of *Fifteen* Shillings, or *Two* Ounces *Three* Penny weight *Eighteen* Grains of plate.

Three thousand Bills, each of the Value of *Six* Shillings, or *Seventeen* Penny weight *Twelve* Grains of plate.

Which Bills shall be impressed with the Arms of *Great Britain* on the left Side of the said Bills, and there shall be printed near the Top and Bottom thereof, the Value of each Bill so made current; and the said Bills shall be in the Form following:

THIS Bill by Law shall pass current in *New-Jersey* for Ounces Penny weight and Grains of plate *November* 1757.

And when printed shall be delivered to *Samuel Nevill,* Esq; of the *Eastern* Division, and *Hugh Hartshorne,* Esq; of the *Western* Division, two of the Signers thereof, who are hereby impowered and required upon delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath in the following Words:

I A.B. *do declare, that from the Time the Letters were set, and fit to be put in the Press, for the Printing the Bills of Credit now by me delivered to you, until the same Bills were printed and the Letters unset, and put into the Boxes again, I went at no time out of the Room in which the said Letters were, without locking them up so as they could not be come at, without Violence, a falst Key, or other Art, then unknown to me, and therefore to the best of my Knowledge, no Copies were printed off but in my Presence; and that all the Blotters, and other Papers whatsoever, printed by the said Letters, while set, for printing said Bills, to the best of my Knowlege, are here delivered to you, together with the Escutcheons and Arms. And that I have not at any time been privy or consenting to any other or more Bills being struck than I now deliver to you. And that in all things relating to this Affair, I have demeaned myself, according to the true Intent and Meaning of the Act; by Virtue, whereof this Money is printed, to the best of my Knowledge and Understanding.*

Which Printer at the Time he is ordered to print the said Bills shall have a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALWAYS that if any accident has happened he may have the Liberty of making an Exceptation thereof in his Oath; he declaring fully how it was.

AND BE IT ENACTED by the Authority aforesaid, that the Bills made current by this Act, shall be nearly the Bigness and Likeness of the Bills now current in this Colony, and shall be all signed and numbered by the said *Samuel Nevill* and *Hugh Hartshorne;* and in case of their or either of their Deaths or their Disability, by *John Smith,* Esq; for the *Eastern* Division and *Joseph Holenshead,* Esq; for the *Western* Division, or one or both of them. And one half of them shall be delivered to the Treasurer of the *Eastern* Division of this Colony, to be by him signed, and the other half to the Treasurer of the *Western* Division to be by him signed; and in case of Refusal or Disability of either of the said Treasurers, then any three of the persons nominated in this Act as Signers, are to sign the same. And in order that the said Bills may be numbered and signed with the less Charge and Risque and with the more Convenience and Expedition, the said Signers are to observe the Directions following, *viz.*

First. Before the said Signers do receive any of the said Bills, they shall each of them take an Oath, or Affirmation if Quakers, before a Justice of the Peace, for the true Signing of the said Bills of Credit, and that they will sign no more or other Bills than by this Act is directed, and that to the best of their Skill they will perform what by this Act they are enjoined to as their Duty. A Certificate of which Oath or Affirmation is to be signed by the Justice, and the

Deponents or Affirmant to be delivered to the Treasurers with the Bills when signed by them.

Secondly. On receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters; and they shall divide the fair Bills so received into two equal parts; and to avoid confusion shall agree betwixt themselves how the parts of each shall be numbered, and the one shall take the Stamps for the Escutcheons, and the other shall take the Stamps for the Arms.

Thirdly. Each of the said Signers may then carry his part to his own House, there to be numbered and signed by him with all possible Expedition; which (or such part as is then necessary) being done, they shall meet at a day and place before by them to be appointed and agreed on, and each deliver the part numbered and signed by him to the other in order for him to sign the same; and they shall then together burn and destroy the Bills (if any be) over and above the number hereby appointed to be issued; and in like Manner shall do from time to time till all are signed and exchanged.

Fourthly. Each of the said Signers may then carry the part of the Bills aforesaid so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums from time to time, to be delivered to the Treasurer of the Division where the Signer lives, and the Stamps for the Escutcheons and Arms, taking Receipts of the respective Treasurers for the Sums so delivered, which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors and Administrators, from such parts of the said Bills as the Receipts do express.

AND BE IT ENACTED by the Authority aforesaid, that the said Treasurers shall respectively sign the said Bills to them delivered (except as aforesaid) and under the Obligation of their Oaths or Affirmation for the due Execution of their Offices respectively, pay them out according as they shall be directed by this and future Acts of General Assembly, and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, that the Bills of Credit to be made and issued by Virtue of this Act, or such parts thereof as shall remain unsunk, shall be, continue and pass current until the *first* Day of *November,* which will be in the Year of our Lord *One thousand seven hundred and seventy three,* but shall be received by the Treasurers either in exchange for other Money or in any publick Payments for Six Months thereafter, and shall be paid and received for the same Value expressed in and upon each Bill, for Goods and Lands or any other Things bought and sold by all Persons whatsoever, being in this Colony, according to their Rates.

And the Tender of the said Bills for the Payment or Discharging any Debt or Debts, Bargain, Sales of Land or other Things, Bonds, Mortgages, Specialties and Contracts whatsoever, already made, either for Sterling Money, Silver Money of *America,* Dollars or any other Species of Gold and Silver, or any other Quantity of Plate or Gold, shall be as effectual in the law to all Intents and Purposes as if the Species contracted for, or the current Coin passing in this Colony, had been offered and tendered for the same.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties to

any Contract, Covenant, Bargain or Agreement whatsoever already made, or hereafter to be made, at any time during the Currency of the said Bills, shall upon tender made before two lawful Witnesses, of all or any of their Debts, Dues and Demands whatsoever (provided the said Tender be made of the whole Debt or Demand that is due from any one Person and not of a Part) in the Bills of Credit made current by this Act, refuse to accept or receive the said Bills of Credit in discharge of the said Debts, Dues or Demands, according to their Value or Rates, he, she or they so refusing to accept the said Bills of Credit in discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused, and they and every of them, they and every of their Heirs, Executors, Administrators and Assigns shall forever be barred from bringing his, her or their Action or Actions for recovering the said Debt or Debts, Sum or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in Bar to any Action or Actions that shall be so commenced.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever within this Province, shall during the Currency of the said Bills of Credit, offer to sell or expose to sale any Goods or Chattles, Lands or Tenement whatsoever, and deny or refuse to sell, or ask a greater Value for the same, unless Payment be made in current Silver Money, Gold, Plate, Dollars, or other Species whatsoever, and not in the said Bills of Credit (whereby the Credit of the said Bills may be impaired) then and in such Case the Person so exposing to sale, and refusing as aforesaid, shall forfeit for every such Offence the Sum of *Twenty five* Pounds, to be recovered by Action of Debt in any Court of Record within this Colony wherein the same shall be cognizable, with Costs of Suit, the one half to such Person as shall sue for and prosecute the same to effect, the other half to be paid into the Treasury, and to be applyed to Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever shall presume to counterfeit or be aiding and assisting in counterfeiting or altering any of the Bills of Credit made current by this Act, so as to make them pass or appear to be of greater Value than they were made current for, or utter or cause to be uttered any Bill or Bills, knowing the same to be counterfeit or altered as aforesaid, and be thereof legally convict; he, she, or they shall incur the Pains and Penalties of Felony without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT ENACTED by the Authority aforesaid, that *Samuel Nevill* and *John Johnston* Esqrs. or *Thomas Scattergood* and *Hugh Hartshorne* Esqrs. or any two of them, are hereby authorized and directed to agree with the Printer, for the Price to be paid him for printing the Bills according to the Directions of this Act, and shall be and are hereby appointed Inspectors of the Press, to take Care that the Printer of the Bills of Credit doth duly perform the Duty hereby enjoined him.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for printing them, as the said Inspectors, or any two of them, shall certify under their hands, they had agreed to pay him for that Service.

And there shall be paid for inspecting the Press according to this Act, the Sum of *Twelve* Pounds.

And there shall be paid to each of the Signers appointed by this Act the Sum of *Thirty* Pounds.

All which Sums of Money shall be paid by the Treasurers of this Colony, or either of them, out of the Money made current by Virtue of this Act, and they shall take proper Receipts for the same, which Receipts when laid before the General Assembly shall discharge the said Treasurers, their Heirs, Executors and Administrators for so much.

AND BE IT ENACTED by the Authority aforesaid, that the Residue, of the said *Thirty thousand* Pounds made current by this Act, and not herein appropriated, shall remain in the Treasury subject to future Applications by act of Legislature of this Colony for his Majesty's Service.

AND BE IT ENACTED by the Authority aforesaid, that for the better Credit, and effectual sinking of the said Bills of Credit, there shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the Sum of *Five thousand* Pounds, annually in every of the Years One thousand seven hundred and sixty eight, One thousand seven hundred and sixty nine, One thousand seven hundred and seventy, One thousand seven hundred and seventy one, One thousand seven hundred and seventy two, and One thousand seven hundred and seventy three, to be paid in the Proportions and Manner following, to wit.

By the County of *Middlesex,* the Sum of *Four hundred* and *fifty three* Pounds, *Three* Shillings and *Six* Pence, *Three* Farthings yearly, for every of the abovementioned *Six* Years.

By the County of *Monmouth,* the Sum of *Six hundred* and *fifty seven* Pounds, *Three* Shillings and *Four* Pence *half* Penny yearly, for every of the said *Six* Years.

By the County of *Essex,* the Sum of *Three hundred* and *eighty nine* Pounds, *Five* Shillings and *Eight* Pence yearly, for every of the said *Six* Years.

By the County of *Somerset,* the Sum of *Five hundred* and *fifty eight* Pounds, *Five* Shillings and *Five* Pence yearly, for every of the said *Six* Years.

By the County of *Bergen,* the Sum of *Three hundred* and *twenty nine* Pounds, *Nine* Shillings and *Eleven* Pence, *One* Farthing yearly, for every of the said *Six* Years.

By the County of *Burlington,* the Sum of *Six hundred* and *twenty five* Pounds, *One* Shilling and *Ten* Pence yearly, for every of the said *Six* Years.

By the County of *Gloucester,* the Sum of *Three hundred* and *ninety* Pounds, *Eighteen* Shillings *half* Penny yearly, for every of the said *Six* Years.

By the County of *Salem,* the Sum of *Three hundred* and *forty nine* Pounds, *Five* Shillings and *Five* Pence *half* Penny yearly, for every of the said *Six* Years.

By the County of *Cumberland,* the Sum of *One hundred* and *seventy seven* Pounds, *One* Shilling and *Ten* Pence, *One* Farthing yearly, for every of the said *Six* Years.

By the County of *Cape May,* the Sum of *Eighty three* Pounds, *Ten* Shillings and *Ten* Pence *half* Penny yearly, for every of the said *Six* Years.

By the County of *Hunterdon,* the Sum of *Seven hundred* and *Eight* Pounds, *Seventeen* Shillings and *Seven* Pence yearly, for every of the said *Six* Years.

By the Counties of *Morris* and *Sussex,* the Sum of *Two hundred* and *seventy seven* Pounds, *Sixteen* Shillings and *Four* Pence yearly, for every of the said *Six* Years.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas, so proportioned as aforesaid, shall be assessed, raised, levied, collected and paid, into the Treasury in the same Method, Manner, Proportion and Form, and under the same Penalty, Forfeitures and Restrictions, and the several Officers shall receive the same Fees, for their Services as is directed by an Act entitled "*An Act for levying a Fund at different Periods by Provincial Taxes for sinking the Sum of* Fifteen thousand three hundred *and* two Pounds *and* Four Pence, *now outstanding in Bills of Credit, made current for his Majesty's Service in the late War.*" And that the said Sum of *Five thousand* Pounds, to be raised yearly by Virtue of this Act, for *Six* Years, shall be well and truly applied for the sinking the Bills of Credit made current by this Act, and for no other Use, and when the same shall be received by the Treasurers of this Province, by Virtue of the said Tax for the said *Six* Years, they shall sink the same agreeable to the Directions of the last mentioned Act. PROVIDED that the Legislature shall not in the mean Time agree, upon some other expedient for sinking the same in a more easy Method to the Inhabitants of this Colony.

AND WHEREAS by Letter from his Excellency, the right honourable the Earl of LOUDON, to his Majesty's Council of this Colony, he hath requested of this Province, *One hundred* Rangers, to act under his Command, for the ensuing Winter Season. And the same appearing to be for his Majesty's Service.

BE IT THEREFORE ENACTED by the Authority aforesaid, that *One hundred* able bodied Freemen, or well affected Indians, including Commission Officers, shall be raised by this Colony, to act by the Direction, and under the Command of his said Lordship, until the *first* Day of *April* next. Which Men shall be formed into a Company, and commanded by a Captain and two Lieutenants, who are to be appointed by Commission from his Honour the President of the Council, or the Commander in Chief of this Colony, for the Time being. And that four Serjeants and four Corporals, shall be appointed by the Captain out of said Company, to do duty therewith.

AND BE IT FURTHER ENACTED, that it shall not be lawful to inlist any young Man, under the Age of twenty one Years, or any Slaves who are so for term of life, or Apprentices without the express Leave in writing, of their Parents or Guardians, Master, or Mistress, first had and obtained. And if any Officer or other Person, shall inlist any such young Man, Slaves, or Apprentices, as aforesaid, and upon Application and due Proof made before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully inlisted, then he the said Justice of the Peace, is hereby empower'd and required, to issue his Warrant to any Constable, commanding him, to take

the Body of such young Man, Slave, or Apprentice, and deliver him to his Parents or Guardian, Master or Mistress. And if the Officer or other Person with whom such Person is inlisted, shall notwithstanding secret, detain, or carry away such Person, then such Officer or other Person so offending, shall forfeit and pay, for every such young Man under the Age of *Twenty One* Years, or Slaves so inlisting, the Sum of *One hundred* Pounds, and for every such Apprentice the Sum of *Twenty* Pounds, to be recovered in any Court of Record, where the same is cognizable in this Colony, with full Costs of Suit, and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court, shall be adjudged, and the Residue thereof to either of the Treasurers of this Colony to be applyed as by Act of General Assembly shall be hereafter directed.

And in Case the Body of such Officer or other Person so offending, cannot be taken, then it shall and may be lawful for the Person aggrieved, to proceed against him by Attachment against the Offenders Goods and Chattles, Lands and Tenements, in Manner and Form as is directed by an Act intitled," *An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves.*" Saving that the Person complaining, shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered, shall be paid as aforesaid.

AND BE IT FURTHER ENACTED, that the Treasurers of this Colony, or either of them, out of the Bills of Credit made current by this Act, shall pay or cause to be paid unto *John Taylor* and *Joseph Harrison,* Esqrs; who are hereby appointed Commissioners, for the Colony of *New-Jersey,* such Sum and Sums of Money, as the said Commissioners or any one of them, from time to time, find necessary to be expended agreeable to the Directions, true Intent and Meaning of this Act; and the said Treasurers or either of them, shall take a Receipt, signifying the Services the Money so paid was designed for, and signed by the Person or Persons receiving the same, and the said several Receipts, when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers to discharge them, their Heirs, Executors or Administrators, on account of the several Payments so made and paid, out of the Treasury aforesaid.

And when the said Company is compleat, they shall pass Muster, and be examined and qualified before the said Commissioners or one of them, and such Persons as they shall esteem able-bodied and fit for the said Service, shall be the Soldiers who shall go on the Expedition in the Pay of this Colony, and no others. And the said Commissioners, at the Time that such Volunteers shall pass Muster, shall pay to the Captain *Nine* Pence per day, for each of their Subsistance, from the respective Times of their Inlistment, to the said Muster-Day, and shall take his Receipt for the same.

And at the Time of passing Muster, each Soldier shall take the following Oath, which either of the said Commissioners are hereby impowered to adm-minister:

I A.B. *do solemnly swear, that I am duly inlisted in* C.D. *Company, and design to go on the present Expedition, in his Majesty's Service, without any*

Design or Expectation of being released from going on the same, or discharged before the first *Day of* April *next.*

And the said Commissioners shall provide, and before the Time of Departure of the said Soldiers from this Colony, shall deliver to each of them, one good Blanket, a half thick Under-Jacket, a kersey lapelled Jacket, Buckskin Breeches, two check Shirts, two pair of Shoes, and two pair of Stockings, a leather Cap, and a Hatchet.

And the said Commissioners, or either of them, out of the Money aforesaid, shall pay to the said Captain, *Twenty* Shillings for every able bodied Volunteer he shall so inlist as aforesaid, and take his Receipt for the same.

AND BE IT FURTHER ENACTED, that *Minner Fisher* is hereby appointed, Pay-Master of the Forces, and in Case of his Death or Disability, then *John Blanchard* is hereby appointed to succeed as Pay-Master. And the said Pay-Master, before entering into the Colony's Service, shall give Bond, with one good and sufficient Surety, being a Resident and Freeholder in the Colony, to his Majesty, his Heirs and Successors, in the Penal Sum of *Two Thousand* Pounds, Proclamation Money, conditioned as follow, *viz.*

THAT if the said A.B. *doth faithfully discharge, the Duty of Pay-Master to the Company of Rangers, in the Pay of this Colony of* New-Jersey, *until the Disbandment thereof, and doth not embezzle or misapply any of the said Colony's Money, but doth well and truly pay the Officers and Soldiers their just demands according to Law, and keep true Accounts of all Money's received, and disburss'd by him, and shall render such Accounts to the House of General Assembly, when thereunto required, and in all things appertaining to his duty, as Pay-Master to the said Company, doth well and truly demean himself, according to the Directions, true Intent and Meaning of the Act, intitled,* "An Act for making current *Thirty thousand* Pounds, in Bills of Credit, for his Majesty's Service in the present War," *then the above Obligation to be Void and of none Effect, otherwise to be and remain in full Force and Virtue.*

Which Bond the Secretary of this Colony is hereby authorized and required to take and retain for the Use thereof.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, out of the Money made current by this Act, shall pay unto the Pay-Master aforesaid, or his Order, such Sum and Sums of Money, as shall be sufficient for paying the said Officers and Soldiers, in the Manner following, to the Captain the Sum of *Six* Shillings per Day, to each Lieutenant *Five* Shillings per Day, to each Serjeant the Sum of *Four* Shillings per Day, to each Corporal the Sum of *Three* Shillings and *Six* Pence per Day, to each private Soldier *Three* Shillings per Day.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Pay-Master, shall retain in his hands one sixth part of the Pay of every Officer and Soldier, as a Security for his not deserting or embezzeling the Arms or Ammunition delivered to him, and in Case of such Embezzlement by any of the said Officers or Soldiers, then the said Pay-Master is hereby impowered, out of such Arrearages of pay, to satisfie the Value of such Article so destroyed, and carry it to the Account of such Delinquent: And on the said *first* Day of

April 1758, unless sooner discharg'd, the said Pay-Master shall pay unto all and every of the said Officers and Soldiers, their full Arrearages of pay, that shall be then justly due. And the said Pay-Masters Receipts, when laid before the General Assembly, by the said Treasurers or either of them, shall be sufficient Vouchers to discharge them, the said Treasurers or either of them, their Heirs, Executors, or Administrators, of and from so much Money, as shall be paid to the Pay-Master or his Order.

AND BE IT ENACTED by the Authority aforesaid, that each of the said Commissioners and Pay-Master, shall severally procure Books of clean Paper for a Journal, fit for entering therein, Memorandums of all things transacted by them, or advised or requested concerning their Office, which they are truly to enter there, and to form regular Accounts of all Moneys received and disbursed in Pursuance of this Act, and shall also take Receipts for all Money disbursed by them. Which Books and Receipts they are to lay before the House of General Assembly of this Colony, when thereto required, to be audited, inspected, allowed or disallowed, as the Case may require.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Pay-Master and Commissioners, are hereby made accountable to the House of General Assembly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Pay-Master, to retain in his Hands, *Two* Pounds *Ten* Shillings *per Cent,* for all Moneys by him disbursed, in pursuance of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Commissioners, to retain in their hands, *Two per Cent,* for all Moneys by them respectively disbursed in Pursuance of this Act.

AND WHEREAS a General Magazine of Arms and warlike Stores at this time of common Danger, has been thought necessary for the Defence of this Colony. And it having been found by experience, that many of the Persons oblig'd to perform duty in the Militia, by reason of their Poverty, are unable to furnish themselves with the Arms and Ammunition required by Law, that are fit for use in time of Action, therefore for the more effectual Defence of the Colony, and the better Accomodation of such poor Persons, as are unable to purchase for themselves, the Arms and Ammunition required by Law as aforesaid.

BE IT ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, (as soon as convenience will admit) shall pay unto *John Johnston,* Esq; or his Heirs, Executors, or Administrators, out of the Money made current by Virtue of this Act, so much Money as he the said *John Johnston* shall judge sufficient, for purchasing in *England, Two thousand* Stand of Arms, *Two thousand* Pounds weight of Gunpowder, *Eight thousand* Pounds weight of Lead, *Eight thousand* Flints, and *Thirty* Bullet Moulds, and for defraying all necessary Charges thereon arising, Insurance included. For which said Money, the said *John Johnston* shall give unto the Treasurers,

or either of them paying the same, a Receipt, which shall be sufficient to discharge them, the said Treasurers or either of them, their or either of their Heirs, Executors, or Administrators, for all such Money, so paid out of the Treasury aforesaid. And the said *John Johnston* as soon as convenience will admit, after receipt of the Money aforesaid, shall therewith purchase Bills of Exchange, and transmit the same to some Correspondent of Note in *England*, to be laid out in purchasing the Arms and Stores aforesaid, and in defraying all necessary and reasonable Charges thereon arising, including Insurance as aforesaid, which he shall order the Person by him intrusted, to have made in *England* (upon the best Terms he can) on the said Arms and Stores, immediately after their being shipt for Transportation. And when the said *John Johnston,* shall have received the said Arms and Ammunition, he shall cause the same to be delivered to the several Colonels or Commanding Officers of the Regiments, in the respective Counties, where such Commanding Officer shall reside, in the Proportions following to wit,

For the Use of the County of *Middlesex, One hundred* and *eighty two* Guns, *One hundred* and *eighty two* Pounds weight of Gunpowder, *One thousand two hundred* and *twenty eight* Pounds weight of Lead, and *One thousand two hundred* and *twenty eight* Flints.

For the Use of the County of *Monmouth, Two hundred* and *Sixty two* Guns, *Two hundred* and *Sixty two* Pounds weight of Gunpowder, *One thousand* and *forty eight* Pounds weight of Lead, and *One thousand* and *forty eight* Flints.

For the Use of the County of *Essex, One hundred* and *fifty five* Guns, *One hundred* and *fifty five* Pounds weight of Gunpowder, *Six hundred* and *twenty* Pounds weight of Lead, and *Six hundred* and *twenty* Flints.

For the Use of the County of *Somerset, Two hundred* and *twenty four* Guns, *Two hundred* and *twenty four* Pounds weight of Gunpowder, *Eight hundred* and *ninety six* Pounds weight of Lead, and *Eight hundred* and *ninety six* Flints.

For the Use of the County of *Bergen, One hundred* and *thirty one* Guns, *One hundred* and *thirty one* Pounds weight of Gunpowder, *Five hundred* and *twenty four* Pounds weight of Lead, and *Five hundred* and *twenty four* Flints.

For the Use of the County of *Burlington, Two hundred* and *fifty* Guns, *Two hundred* and *fifty* Pounds weight of Gunpowder, *One thousand* Pounds weight of Lead, and *One thousand* Flints.

For the Use of the County of *Gloucester, One hundred* and *fifty seven* Guns, *One hundred* and *fifty seven* Pounds weight of Gunpowder, *Six hundred* and *twenty eight* Pounds weight of Lead, and *Six hundred* and *twenty eight* Flints.

For the Use of the County of *Salem, One hundred* and *forty* Guns, *One hundred* and *forty* Pounds weight of Gunpowder, *Five hundred* and *sixty* Pounds weight of Lead, and *Five hundred* and *sixty* Flints.

For the Use of the County of *Cumberland, Seventy one* Guns, *Seventy one* Pounds weight of Gunpowder, *Two hundred* and *eighty four* Pounds weight of Lead, and *Two hundred* and *eighty four* Flints.

For the Use of the County of *Cape May, Thirty three* Guns, *Thirty three* Pounds weight of Gunpowder, *One hundred* and *Thirty two* Pounds weight of Lead, and *One hundred Thirty two* Flints.

For the Use of the County of *Hunterdon, Two hundred* and *eighty three* Guns, *Two hundred* and *eighty three* Pounds weight of Gunpowder, *Eleven hundred thirty two* Pounds weight of Lead, and *Eleven hundred thirty two* Flints.

For the Use of the Counties of *Morris* and *Sussex, One hundred twelve* Guns, *One hundred* and *twelve* Pounds weight of Gunpowder, *Four hundred* and *forty eight* Pounds weight of Lead, and *Four hundred* and *forty eight* Flints.

And Bullet Moulds to every County in Proportion to their Number of Guns. And on delivery of the said Arms and Ammunition, shall take a Receipt from the several Colonels for the same. And the Receipts of them the said Colonels, or Commanding Officers, or their Orders respectively, shall be sufficient to discharge him the said *John Johnston,* his Heirs, Executors, and Administrators, of and from the said Arms and Stores aforesaid, and the Value thereof, with the necessary and reasonable Charges thereon arising, appearing by authentick Accounts and Vouchers to have been paid by him, the said *John Johnston,* or his Heir, Executor, or Administrator, shall be sufficient to discharge him the said *John Johnston,* or his Heirs, Executors, and Administrators, of and from the said Money so by him received, from the Treasurers aforesaid, or so much thereof, as shall appear by his said Accounts and Vouchers, to have been laid out for purchasing the said Arms and Stores, for defraying the necessary Expence thereon arising as aforesaid, which Accounts and Vouchers, he shall lay before the House of General Assembly of this Colony, to be by them inspected, to whom he is hereby made accountable.

AND BE IT ENACTED by the Authority aforesaid, that the aforesaid Arms and Ammunition, shall remain in the Care of the said Colonels, or Chief Commanding Officers of the several Regiments of Militia, who shall be accountable for the same, and are hereby impowered and required, to make use thereof in arming and equiping the Militia of this Colony, for the Defence thereof, or for the Assistance of the neighbouring Colonies, of *New-York* or *Pennsylvania,* against any Invasion of an Enemy, when thereunto lawfully commanded. PROVIDED ALWAYS, and every of the said Colonels are hereby respectively commanded, together with the several Officers who shall be sent from the said Regiments, to command the said Detachment, (and to whom so many of the said Arms and Stores shall be delivered, as the said Colonel shall find necessary for the said Service) shall take due Care, that such Arms and Stores be safely returned to the General Magazine, in the said respective Counties, after the Service be over, and that no loss, abuse or imbezzelment thereof be in any wise suffered, but such as may happen by the unavoidable Casualties of War, and that full Satisfaction be punctually made by the Delinquents, to the said Colonels or Commanding Officers for all loss, abuse, or imbezzelment otherwise happening, so as to enable them, the said Colonels or Commanding Officers, to account with the Boards of Justices and Freeholders in the several

Counties, to whom they are hereby respectively made accountable, when thereunto required, for all the said Arms and Stores which they shall receive, according to the Receipts by them given unto the said *John Johnston,* his Heirs, Executors, or Administrators, at the Time of receiving the same, attested Copies whereof shall be sent by him the said *John Johnston,* or his Heirs, Executors, or Administrators, to the Clerks of the several Counties respectively, to be laid before the said Board of Justices and Freeholders, and by them to be kept for the better enabling them the said Board of Justices and Freeholders, to call the said Colonels and Commanding Officers to account for the said Arms and Ammunition, so to be placed under, and remain in their Care as aforesaid. And in Case the said Colonels or Commanding Officers, or either of them, damage the Arms and Ammunition aforesaid, or any part thereof, or shall suffer the same to be damaged, sold, embezzelled, or misapplyed, contrary to the true Intent and Meaning of this Act, then and in such Case, it shall and may be lawful, for the said Board of Justices and Freeholders in the several Counties, or either of them, and they and either of them, are hereby authorized, impowered, and commanded, to prosecute the Offender or Offenders, for all such Damages, Sales, Imbezzlements, or Misapplications: Which said Actions shall by their Order, be commenced and prosecuted in the Name of the Collector of the said County. And the said Arms and Stores, shall be branded or marked with the Words NEW-JERSEY at large, and proportionally deposited at such Place or Places in each respective County within this Colony, as the said Colonels or Chief Commanding Officers shall in their Discretion think most convenient.

AND BE IT ENACTED by the Authority aforesaid, that the said Board of Justices and Freeholders of each respective County, are hereby impowered to employ an Armourer to visit the Arsenal, and put all and every of the Guns into good and sufficient repair, and constantly to keep them clean, and oiled, and fit for immediate Service; and run the Bullets, and pack them in proper Order for the Colonel to keep. And the said Board are also impowered, to draw upon the County Collector, requiring him out of any Money, that shall happen to be in his hands, that was lawfully raised for the Use of the said County, to pay the said Armourer such Sum or Sums of Money, as they shall esteem adequate to that Service.

AND WHEREAS its necessary that the Expences occasioned by the late Detachment of *One thousand* Men, detached at the Instance of the Governour of *New-York,* should be rightly settled, and punctually paid.

THEREFORE BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful, for the Representatives of the several Counties within this Colony, and they are hereby authorized and impowered, for each respective County which they severally represent, to settle the Accounts of the Expences accrued on the said Detachment of *One Thousand* Men, with the Colonels or Commanding Officers of the several Regiments of Militia within the said Counties, and to allow the Officers and Soldiers, composing the said Detachment, such Wages as by the late Supplementary Act to the Militia Act is directed for them to receive for their Service and no more; and to make such

further Allowance for all reasonable and necessary Charges attending the said Detachment not provided for by Law, as they the said Representatives in their Discretion shall think fit. And when the said Accounts shall be thus settled and adjusted, it shall then be lawful for the said Representatives, to draw on the Treasurers of this Colony, or either of them, to pay out of the Money made current by this Act, unto the Colonels or Commanding Officers (or their Order) of the several Regiments of Militia of the Counties for which they are Representatives as aforesaid, so much Money as they the said Representatives shall find justly due and payable for the Expences of the said Detachment; and the said Representatives Orders with the said Colonels or Commanding Officers, or their Orders Receipt indorsed thereon, shall be sufficient Vouchers to discharge them the said Treasurers, their Heirs, Executors, and Administrators upon account of such Payments. And after the said Colonels or Commanding Officers respectively, shall have received the several Sums of Money specified in the Orders aforesaid, they shall thereupon pay to every Officer and Soldier, belonging to their respective Regiments which have composed any part of the said Detachment, so much Money as the said Representatives shall have allowed them for their Wages, and to every other Person for reasonable and necessary Charges attending the said Detachment, such further Sums, as the said Representatives shall have allowed for such charges as aforesaid, until the said several Sums received on the original Orders drawn on the Treasurers, or either of them as aforesaid, shall be fully paid; and they the said Colonels or Commanding Officers, shall take Receipts for all Moneys by them paid, which Receipts shall be sufficient Vouchers to discharge them the said Colonels or Commanding Officers, their Heirs, Executors, and Administrators, on account of able.

AND WHEREAS the Law for stationing the Forces on the Frontiers of this Colony, will by its own Limitation expire, on the *first* Day of *December* next and it being by continued ravages of the Indians, necessary the same should be continued longer.

BE IT THEREFORE ENACTED by the Authority aforesaid, that the Act entitled "*An Act for raising and maintaining* One hundred *and* twenty *effective Men for the Defence of the Frontiers of the Colony of* New-Jersey, and every Clause, Article and Thing therein contained shall be and remain in full Force till the *first* Day of *April* next" and the Money provided in the said Act, being not likely to prove sufficient to maintain the said Forces.

BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful, for the Treasurers of this Colony, or either of them, to pay to *Jonathan Hampton,* Esq; or other Commissary appointed by Direction of the aforesaid Act, such Sum or Sums as may be wanted out of the Money made current by this Act, and the Receipts of the said *Jonathan Hampton,* or other Commissary, as aforesaid, when laid before the General Assembly, shall be sufficient Vouchers to discharge them, the said Treasurers or either of them, their Heirs, Executors, and Administrators, of and from so much of the said Money, as shall be paid as aforesaid.

Bradford (1757) 19:8:3, pp. 3-23.

An ACT *for appropriating a certain Sum of Money for the Support of the Commander in Chief of this Colony, from the* ninth *Day of* September, One thousand seven hundred *and* fifty seven, *till the* twenty first *Day of* May, One thousand seven hundred *and* fifty eight, *and for other Purposes therein mentioned.*

WHEREAS the Salary appointed for the Commander in Chief of this Colony, expired on the Death of his late Excellency Governor BELCHER, and it being the Intention of the House of General Assembly that his Majesty's Government should be at all times honourably supported.

BE IT THEREFORE ENACTED by his Honour the President and Commander in Chief of this Colony, the Council, and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, that it shall and may be lawful for the Treasurers of this Colony, or either of them, out of the Money that is or may be in their Hands, for the Support of Government, to pay to the honourable *John Reading,* Esq; President of this Colony, at the Rate of *Five hundred* Pounds *per Annum,* to commence from the *ninth* Day of *September, One thousand seven hundred* and *fifty seven,* till the *twenty first* Day of *May,* which will be in the Year of our Lord, *One thousand seven hundred* and *fifty eight.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case, his Honour *John Reading,* Esq; shall by death or otherwise cease to be Commander in Chief of this Colony, that then it shall and may be lawful for the Treasurers of this Colony, and they or either of them, are hereby authorized and commanded to pay to the honourable *John Reading,* Esq; his Executors, Administrators, or Assigns, or to his or their Orders so much of the said Salary as at the Time of the Presidents death, or ceasing to be Commander in Chief, shall remain in arrear. And in Case of his said Honours death, the President for the Time being, shall during the Time aforesaid, be in the same Manner entitled to the said Salary, for the Time he shall legally officiate as Commander in Chief of this Colony.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Treasurers of this Colony, to pay to the Secretary in full for expresses, to the *twentieth* Day of *October, One thousand seven hundred* and *fifty seven,* the Sum of *Seventy five* Pounds, *Fifteen* Shillings, which said Sum and Salaries before mentioned, shall be and are hereby directed to be respectively paid to the President for the Time being, and the Secretary of this Colony, their Executors, or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor or Commander in Chief for the Time being in Council; and the said several Warrants when produced by the said respective Treasurers, and Endorsments thereon made, by the Persons to whom the same shall be respectively made payable, shall when produced to the General Assembly, be sufficient Vouchers to discharge them the

said Treasurers or either of them, their Heirs, Executors, and Administrators, on account of the several Payments so made and paid out of the Treasury as aforesaid.

AND WHEREAS *Francis Lewis* of *New-York,* is said to have four different Notes of Hand, from Col. *Peter Schuyler,* all given at *Oswego,* for the Sum of *Three hundred* and *seventy eight* Pounds, *Seven* Shillings and *Six* Pence, for the Payment of the Troops of this Colony, and the said Colonel still remaining in Captivity, is not able to discharge the same, but it being reasonable, and for the Honour of the Colony, that it should be paid if not yet done.

BE IT THEREFORE ENACTED by the Authority aforesaid, that it shall and may be lawful for the said Treasurers, or either of them, out of the Money subject to Col. *Schuylers* Orders, to pay the said Sum of *Three hundred* and *seventy eight* Pounds, *Seven* Shillings and *Six* Pence, or so much thereof as shall appear to be due, either by the said Notes themselves being produced or Proof sufficient to satisfy the Treasurer, paying the same in lieu thereof, and the Receipt of the said *Lewis,* his Executors, or Administrators, when produced to the General Assembly, be sufficient to discharge them the said Treasurers, or either of them, their Heirs, Executors, and Administrators.

Bradford (1757) 19:8:3, pp. 23-25.

An ACT *for providing an additional Security, to the Frontiers of this Colony.*

WHEREAS by fresh alarms from the Frontiers of this Colony, the Inhabitants there are in some danger of moving, if an additional number of Troops are not immediately sent to their Assistance, and there being reason to expect Assistance will soon be given by his Excellency, the Earl of LOUDOUN.

BE IT THEREFORE ENACTED by the President, Council, and General Assembly of this Colony, and it is hereby enacted by the Authority of the same, that it shall and may be lawful for the Commissary appointed to provide for the Troops on the Frontiers, to pay and subsist the additional Number of *Thirty* Men more, than are already stationed there by Law. Which number of Men shall be detached from the Militia of this Colony, of the adjacent Counties, and shall be paid and subsisted in the same Manner and under the same Regu-

lations as the other Troops now posted on the Frontiers, and shall there remain until the Regulars may arrive, unless his Honour the President, with the Advice of his Majesty's Council shall think it Necessary to discharge them sooner.

Bradford (1757) 19:8:3, p. 26.

An ACT *for continuing several Acts of the General Assembly of this Colony, which will expire at the End of this present Session by their own Limitation.*

WHEREAS the three following Acts of General Assembly of this Colony, will expire by their own Limitation, at the End of this present Sessions of General Assembly, to wit: *An Act to prevent Actions of* Fifteen *Pounds and under, being brought into the Supreme Court of this Province. An Act to erect and establish Courts in the several Counties of this Colony, for the Tryal of small Causes. An Act for the better enabling of Creditors, to recover their just debts from Persons who abscond themselves.*

BE IT ENACTED by the Honourable *John Reading* Esq; President of his Majesty's Council and Commander in Chief of his Majesty's Colony of *New-Jersey,* the Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, that the three several Acts above mentioned, shall be and are hereby Continued; and every Clause Article and Things in each of the three several abovementioned Acts contained, shall be, continue and remain in full Force, for the space of one Year from the End of the present Session, and from thence untill the End of the next Session of General Assembly of this Colony, and no longer, any Thing to the Contrary hereof in any wise notwithstanding.

Bradford (1757) 19:8:3, pp. 26-27.

An ACT *for reviving an Act entitled, An Act for the relief of poor distressed Prisoners for debt.*

WHEREAS an Act of the General Assembly of this Colony, pass'd in the *Twenty Ninth* Year of his present Majesty's Reign, entitled, "*An Act for the Relief of poor distressed Prisoners for debt,*" is now expired by its own Limitation.

BE IT THEREFORE ENACTED by the Honourable *John Reading* Esq; President of his Majesty's Council, and Commander in Chief of the Colony of *New-Jersey,* the Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, that the aforementioned Act, entitled "*An Act for the Relief of poor Distressed Prisoners for debt.*" with every Clause and Article therein contained, shall be revived and stand and remain in full Force and Virtue, for the Relief of all and every Person and Persons whatsoever, that was or were actually in Prison in the Common Goal of any County, City or Borough on the *Twenty Seventh* Day of *September* last past, for the Cause in the said Act expressed, and so continued Prisoners, shall be entitled to all the Benefits, Priviledges and Advantages of said Act, in as full and ample a manner for their Relief from their Imprisonment, and be subject to all the Order, Pains and Penalties in said Act expressed, in as full and ample a manner as if the said Act had still been and continued in full Force and Virtue.

Bradford (1757) 19:8:3, pp. 27-28.

An ACT *for the Tryal of* Benjamen Springer, *now a* Prisoner *in the Goal of the County of* Essex, *upon an Accusation for Felony and Murder committed in the County of* Sussex.

WHEREAS the Commotions, Distresses and Calamities, which have lately happened in the County of *Sussex,* in this Colony of *New-Jersey,* during the present War, have rendered the holding of Courts of Oyer and Terminer and General Goal Delivery, within the said County for the Tryals of criminals difficult and inexpedient, and there being no Court-House within the same, for the Holding the said Courts, nor Goal sufficient for the safe keeping such Criminals. And Whereas there is now in the goal of the County of *Essex,* one *Benjamin Springer* upon an Accusation for Felony and Murder, committed in the County of *Sussex,* and it seemeth difficult to try the said *Springer* in the said County of *Sussex,* under its present Circumstances. AND WHEREAS

Acts of Parliament have passed in *England* upon special Occasions for the Tryal of Criminals in Counties different from those where the Crimes were committed: For the more sure Administration of Justice in the present Case, BE IT ENACTED by the Honourable *John Reading* Esq; President of his Majesty's Council, and Commander in Chief of this Colony of *New-Jersey,* the Council and General Assembly of this Colony, and it is hereby Enacted by the Authority of the same, that it may and shall be lawfull for the governor or Commander in Chief of this Colony, for the Time being, to issue a special Commission of Oyer and Terminer and General Goal Delivery, to the County of *Morris,* for the Tryal of the said Benjamen Springer, upon the said Accusation of Felony and Murder.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Court of Oyer and Terminer and General Goal Delivery, so appointed as aforesaid, shall have full Power and Authority to enquire by good and lawful Men of the said County of *Morris*, as Jurors upon the Tryal so to be had as aforesaid, and by their Verdict to hear, determine, acquit, and upon Conviction to adjudge and award Execution upon the same in like manner and form, and according to the Laws and Customs of that part of Great-Britain called *England*, and of this Province of *New-Jersey:* And all Proceedings had upon any Indictment, Acquittal, Conviction, Judgment, and Execution in the Premises aforesaid, shall be as good and effectual in the Law, as if such Felony and Murder had been done, perpetrated and committed in the said County of *Morris.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Court of Oyer and Terminer and General Goal Delivery shall have full Power and Authority to award all manner of Process against Offenders in the Premises for non appearance and other contempts, according to the Customs and Laws used and accustomed within that part of Great-Britain called *England*, and of this Province of *New-Jersey.*

AND WHEREAS it is both reasonable and equitable, that the Expences which may accrue by the holding such Courts of Oyer and Terminer and General Goal Delivery for the purposes aforesaid, shall be defrayed by the Colony in General, and not by the particular County where the said Court is directed to be held; BE IT THEREFORE ENACTED by the Authority aforesaid, that there shall be paid to the Chief Justice, or to any One of the Justices of the Supreme Court of this Colony, for the holding such special Courts of Oyer and Terminer and General Goal Delivery, the Sum of *Ten* Pounds, together with the Charge of issuing the Commission according to the Fee Bill.

To the King's Attorney, for attending such special Court, the Sum of *Fifteen* Shillings per Day for travelling Charges, and such Fees as shall be Taxed by any one of the Justices of the Supreme Court according to Ordinance; and also such reasonable Expences as he shall be at in procuring Witnesses on the part of the Crown.

To the Clerk of the Circuits for attending such special court, the Sum of *Twelve* Shillings per Day.

To the Sheriff of the County of *Essex,* the Sum of *Eight* Pounds, *Three* Shillings and *Two* pence, for his expences in apprehending the said Prisoner,

at the Times he made his escape.

To the Sheriffs of the Counties of *Essex* and *Morris, Six* Pence per Day for victualling the said Prisoner. And to the Sheriff of the said County of *Morris,* for causing the Judgment of the said Court to be put in Execution, such reasonable Fees as shall be taxed by either of the Justices of the Supreme Court.

All which said Sums shall be paid by the Treasurers of this Colony, or either of them, on Warrants to be produced signed by the Commander in Chief for the Time being in council; and the Warrants so signed, with Endorsments thereon by the Persons to whom the same shall be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, of and from so much of the said Money.

Bradford (1757) 19:8:3, pp. 28-30.

Nineteenth Assembly, Ninth Session

First Sitting

23 Mar. - 18 Apr. 1758

Burlington

An ACT *for augmenting the Regiment of this Colony of* New-Jersey, *to the Number of* One Thousand *effective Men, Officers included, and making Provision for the same.*

WHEREAS the Regiment in the Pay of this Colony, by Captivity and otherwise, is greatly reduced, and it being necessary for the Service of the Crown that it should be augmented and continued on duty: THEREFORE BE IT ENACTED by the Honourable *John Reading,* Esq; President of his Majesty's Council, and Commander in Chief of this Colony, the Council and General Assembly, and it is hereby enacted by the Authority of the same, that so many able bodied Freemen, or well affected *Indians,* shall be raised by this Colony, as with that part of the said Regiment yet remaining, shall compleat *One Thousand* effective Men, Officers included, to act in Conjunction with his Majesty's regular Troops, and those of the neighbouring Colonies, until the *Fifteenth* Day of *November* next, in the Defence and Security of *North-America;* which Regiment when recruited shall be formed into *Ten* Companies of *One Hundred* Men in each Company; the whole to be commanded by a Colonel, Lieutenant-Colonel and Major, and each Company by a Captain, Lieutenant and Ensign; which said Officers shall be appointed by Commissions from the President or Commander in Chief for the Time being; and that *Four* Serjeants, *Four* Corporals and *Two* Drummers, shall be appointed by each Captain out of each of the said respective Companies for the Service of the Company.

AND for the Encouragement of a sufficient Number of able bodied Recruits, being Freemen or well affected *Indians,* voluntarily to inlist themselves as Soldiers for the said Service. BE IT FURTHER ENACTED, that there shall be paid to every able bodied Freemen or well affected *Indian,* who shall inlist as an additional Recruit as a Serjeant, Corporal, Drummer, or private Soldier, the Sum of *Twelve Pounds* Proclamation Money, over and above the Pay herein after fixed and ordered to be paid him.

AND as a further Encouragement to such of the said Regiment who have arrived from Captivity, to return to their duty, on joining the said Regiment every such Officer or Soldier shall receive his pay to the Time of joining the same, and an additional Gratuity of *Four Pounds.* And as a further Encouragement to Volunteers, being Freemen or well affected *Indians,* to inlist in the Service, its hereby further enacted, that if any Person so inlisted doth not owe upwards of *Seventeen Pounds* Proclamation Money, to any one Creditor, or upwards of *Fifty Pounds* Money aforesaid in the whole, to all his Creditors, then the Person of the Inlisted shall be free from all arrests in civil Actions during the Time of his Service as aforesaid, and for *Six* Months afterwards: And those that are in Custody either on mean Process or Execution, and do not owe as aforesaid, shall be discharged under the Hands and Seals of any of the

Judges of the County where any such Person or Persons shall be so imprisoned, and the Goods and Effects of all such Debtors shall be free from Attachments, Executions and other legal Process during the aforesaid Service, and *Six* Months afterwards. Provided always, that such Goods and Effects, shall not be removed out of the City, Town, or Precinct where the Persons inlisted resided when they did inlist, during the Time limitted as aforesaid; and upon full proof of any attempt to remove the said Goods and Effects out of the City, Town or Precinct as aforesaid, then the said Goods and Effects shall be liable to the same Process as the Laws have already provided for. And in case the said Person or Persons so inlisted, shall or do after the Publication of this Act, or after the Time of such Inlisting, by any Deed or Deeds, Power or Powers of Attorney, make Sale of, or impower others in his or their Absence, or during the Time so limitted as aforesaid, to make Sale of his or their Goods and Chattles, Lands and Tenements to any Person or Persons whatsoever, whereby the Creditor or Creditors of such Person or Persons so inlisting as aforesaid, shall or may be defrauded or deprived of their just Debts, all and every such Deed or Deeds and Sales made by any such Person or Persons, or by Virtue of his or their Power or Powers of Attorney as aforesaid, shall be void and of none Effect; and such Goods and Chattles, Lands and Tenements shall nevertheless be liable to be proceeded against by Attachment or any other legal Process, at the Suit of any Creditor or Creditors, of such Person or Persons, any thing in this Act to the contrary thereof in any wise notwithstanding.

AND as a further Encouragement to Volunteers to inlist themselves in the said Service, his Honour the President hath signified to the Council and General Assembly, that he shall be well pleased that it be enacted, AND BE IT FURTHER ENACTED that all able bodied Freemen who shall inlist in the said Service, and perform their duty therein, and at the End thereof, obtain a Certificate from their Captains, of their having so inlisted and performed their duty in the said Service, shall thereby be acquitted and pardoned of all crimes whatsoever by them committed, before the Publication of this Act, that are under the Degrees of Felony, without benefit of Clergy; which Certificate so obtained, shall by Virtue of this Act, be pleadable as a Pardon under the great Seal of this Colony, of any of the Crimes aforesaid, under the Degree of Felony, without benefit of Clergy, to any Indictment or Information for such Crimes, found or filed, or to be found or filed, and to any Record of Conviction, already made or to be made for such crimes; and every able bodied Freemen in Custody, for any Crime or Crimes, under the Degree of Felony, without benefit of Clergy inlisting as aforesaid, shall be thereon immediately discharged out of Custody, to go upon the said Service, and obtaining a Certificate as aforesaid, shall be thereby pardoned as aforesaid.

AND BE IT FURTHER ENACTED, That it shall not be lawful, to inlist any young Man under the Age of *Twenty One* Years, or any Slaves, who are so for term of life, or Apprentices, without the express leave, in writing, of their Parents or Guardians, Masters or Mistresses, if any such he hath, first had and obtained. And if any Officer or other Person, shall inlist any such young Men, Slaves, or Apprentices as aforesaid, and upon Application and due

Proof made before any one Justice of the Peace, in this Colony, shall refuse to discharge him or them, so unlawfully inlisted, then he the said Justice of the Peace, is hereby impowered and required, to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave, or Apprentice, and deliver him to his Parents or Guardian, Master or Mistress; and if the Officer or other Person, with whom such Person is inlisted, shall notwithstanding, secret, detain, or carry away such Person, then such Officer or other Person so offending, shall forfeit and pay, for every such young Man, under the Age of *Twenty One* Years, so inlisting, contrary to the true Intent and Meaning of this Act, the Sum of *Five Hundred Pounds;* for every Slave so inlisted, the Sum of *One Hundred Pounds;* and for every such Apprentice, the Sum of *Twenty Pounds;* to be recovered in any Court of Record, where the same is cognizable in this Colony, with full costs of suit, and to be paid so much thereof, to the Person complaining, as his or her damages by the said Court shall be adjudged, and the Residue thereof, to either of the Treasurers of this Colony, to be applied as by Act of General Assembly shall be hereafter directed. And in case the Body of such Officer or other Person so offending, cannot be taken, then it shall and may be lawful, for the Person aggrieved, to proceed against him by Attachments, against the Offenders Goods and Chattles, Lands and Tenements, in manner and form as is directed by an Act, entitled, *An Act for better enabling of Creditors to recover their just Debts from Persons who abscond themselves,* saving that the Person complaining, shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered, shall be paid as aforesaid.

AND BE IT FURTHER ENACTED, that the Treasurers of this Colony, or either of them, out of the Bills of Credit, made current by this Act, or any other Money, remaining in their hands, that was made current for his Majesty's Service, in the present War, shall pay or cause to be paid, unto *John Stevens,* Esq; for the *Eastern* Division, and *Joseph Hollinshead,* Esq; for the *Western* Division, who are hereby appointed Commissioners, for the Colony of *New-Jersey,* such Sum and Sums of Money, as the said Commissioners, or either of them, from time to time find necessary to be expended, agreeable to the Directions, true Intent and Meaning of this Act; and the said Treasurers, or either of them, shall take a Receipt, signifying the Services the Money so paid was designed for, and signed by the Person or Persons receiving the same; and the said several Receipts, when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers, to discharge them the said Treasurers, or either of them, their Heirs, Executors, or Administrators, on account of the several Payments, so made and paid out of the Treasury aforesaid, and in case of the Refusal or Disability, of the said *John Stevens* or *Joseph Hollinshead,* or either of them, then *Robert Ogden* and *John Allen,* are hereby appointed to succeed, according to the Division they belong to as Commissioners, and in case of their, or either of their Refusal or Disability, then *John Smyth* and *Joseph Borden,* are appointed in like manner to succeed to the said Office, who in case of succeeding as aforesaid, are hereby invested, with the same Powers, and authorized to receive the same Rewards, as to the said *John*

Stevens and *Joseph Hollinshead,* are appointed by this Act, and the Receipt of them, or either of them, shall be sufficient to discharge the respective Treasurers, their Heirs, Executors and Administrators, from such Money as they may pay, in pursuance of this Act.

AND BE IT FURTHER ENACTED, that there shall be allowed to every of the said Freemen, or well affected *Indians,* recruited as aforesaid, (and to be paid by the Commissioners for the use of such Men in manner and form hereafter provided) *Nine pence* per day, Money aforesaid, for his Subsistance, from the Time of his being Inlisted before any one of his Majesty's Justices of the peace of the said Colony, untill the Time herein after directed.

AND in Order for the more secure payment of the Bounty and Subsistance Money aforesaid, IT IS FURTHER ENACTED that each of the said Captains Recruiting within this Colony, as soon as his Company be Compleat, shall cause a Muster to be made of the same, in the presence of the Commissioners aforesaid, or either of them, and the said Captain shall then produce to the said Commissioners, or either of them, a fair written Muster roll, containing the Names and Stations of the Men Inlisted; under which Muster roll, the said Commissioners shall certify, that they have seen the Men on the Preceeding roll, and have inspected and approved them, and seen the Certificate of their being duly Inlisted, and the Day on which each Soldier was Inlisted, signed by the respective Justice of the Peace, before whom such Soldiers were qualified, and there upon the said Commissioners, or either [of] them, in the presence of the Captain, shall pay to each effective Man then present, and who shall be so approved of and entered on the Muster roll as aforesaid, (of the degree of Serjeant, Corporal, Drummer, or private Soldier) the Sum of *Twelve Pounds* Money aforesaid. And the said Commissioners or either of them, shall take a Certificate, signed by the said Captain, signifying the Number of Men and the Sum of Money paid by the said Commissioners or either of them, and shall also take a receipt from the Captain for the same upon the Muster roll; which Certificate and the Receipt shall be sufficient Vouchers to the said Commissioners, or either of them, for the Payment of so much of the said Money as aforesaid. And the said Commissioners, or either of them, shall also pay in the Presence of the Captains, (for the use of the Men so mustering) the Subsistance Money of *Nine pence* per day, to each Soldier so entered upon the muster Roll as aforesaid, from the day of the Inlisting such Soldier untill he shall receive Subsistance from the Crown; and the said Commissioners, or either of them, shall examine and settle the said Account, and shall take a receipt from the said Captain upon the Back thereof for the Subsistance Money then paid, which receipt shall be a sufficient Voucher to the said Commissioners for the Payment of so much of the said Money as aforesaid.

AND BE IT FURTHER ENACTED, that the Colonel of the said Regiment, shall at the Time of obtaining his Commission, take the Oath of Allegiance and Supremacy required by Law, and have a Certificate thereof endorsed on his Commission, and shall also take an Oath in the Words following, (that is to say) :

I A.B. *do Swear that I will keep an exact Account or Roll of every Officer*

and Soldier that now is or hereafter shall be under my Command, in the pay of the Colony of New-Jersey, *and of the Time of the Continuance in Service, Enlistment, Discharge, Death or Desertion, of every such Officer and Soldier, and that I will not suffer the Name of any Officer or Soldier to be continued or entered on the Roll, but such as now are on duty and do hereafter Inlist and perform the Service under my Command, to the End the Publick, or any private Person, through my neglect, may not be Defrauded. So help me God.*

AND the said Colonel, during the Time of his Command shall keep a daily Journal of the Situation and Posture of Affairs, and of all his Orders, Proceedings and Detachments, and a Copy thereof, together with a duplicate of the Account or Roll aforesaid, once in three Months (or oftener if required) shall transmit to the Governor or Commander in Chief for the Time being, to be laid before the House of General Assembly, for their Inspection. And in case of the said Colonels death or removal, his Successor shall observe and perform the Duty by this Act enjoyned him, as near as the Nature of the Case will admit.

AND BE IT FURTHER ENACTED, that each of the said Captains to be appointed for recruiting the said Regiment, at the Time of obtaining their Commissions, shall also take the said Oath of Allegiance and Supremacy, and have a Certificate thereof Indorsed on such Commissions as aforesaid, and also take an Oath in the following Words (that is to say):

I A.B. *do Swear, that I will keep an exact Account or Roll of the Time of the Inlisting every Soldier by me enlisted, or caused so to be enlisted, and of the Time of Discharge, Death, Desertion, or Delivery over of every such Soldier so Inlisted, either retain'd under my more immediate Command, or delivered over to any other Officer belonging to the* New-Jersey *Regiment: That I will not suffer any Person to be entered on the Roll or Mustered, but such as are truly Inlisted, and to the best of my Knowledge designed for the Service; and that I will make up the Account of their pay Cloathing and Military Stores, truly and honestly, and deliver exact Duplicates of such Account to my Colonel, or his Successor, and to the Paymaster, in order to enable him to perform the respective Duties by Law enjoyn'd. So help me God.*

And the said Captains respectively, shall severally keep a daily Journal of their Transactions, and a Copy thereof, together with a Duplicate of the Account or Roll aforesaid, once in *Three* Months, or oftener if required, shall transmit to the Governor, or Commander in Chief of this Colony, to be laid before the General Assembly, for their Inspection as aforesaid; and in case of either of the said Captains Death, or Removal, his Successor shall perform the Duty by this Act enjoyned him.

AND BE IT FURTHER ENACTED, that every Person inlisted as aforesaid, and entered on the Muster-Roll, shall before the aforesaid Commissioners, or either of them, before he receives the aforesaid Bounty, take an Oath in the Words following, *viz.*

I A.B. *do solemnly swear, that I will in all things be faithful and bear true Allegiance to His Majesty King* George *the* Second. *That I will not directly or indirectly, hold any manner of Correspondence with the* French, *their Allies,*

Agents or Spies, nor Desert His Majesty's Service to go over to the French, *or any Person in Alliance with them. That I will not betray the Designs or Secrets of His Majesty's Officers to the Enemy; That I am duly Inlisted in* C.D*s Company, and intend to go on the present Expedition in His Majesty's Service, without any Design or Expectation of being discharged from going on the same; and that I will not absent myself from or desert the said Service, before the* Fifteenth *day of* November *next; unless sooner Discharged by a Certificate in Writing under the Hand of the Colonel of the* New-Jersey *Regiment, or his Successor in Command. So help me God.*

WHICH several Oaths before mentioned, the Commissioners, or either of them, or any other Person legally authorized, are impowered and directed to administer.

AND BE IT FURTHER ENACTED, that *John Johnston* Esq; is hereby appointed Paymaster of the Forces; and [in] case of his Death or Disability, then *William Crook,* is hereby appointed to succeed as Paymaster; and in case of the Refusal, Death, or Disability, of the said *William Crook,* then *Mathias Williamson* Esq; is hereby appointed to succeed as Paymaster of the said Forces. And it shall be lawful for the Treasurers of this Colony, to pay to the said Paymaster, or to his successor in Office, any Sum or Sums that he may find necessary for Paying the Forces, and the Receipt of the Paymaster, or orders drawn by him with a Receipt thereon, shall, when produced to the General Assembly, discharge the said Treasurers, or either of them, their Heirs, Executors and Administrators of and from any Money paid as aforesaid.

AND BE IT FURTHER ENACTED, that if any Officer or Soldier belonging to the said Regiment, shall sell, embezzle or misapply, or cause to be sold, embezzeled, or misapplyed, any of the Articles furnished by this Colony, or shall wilfully or through Negligence, suffer any such Articles to be spoiled, damaged or lost, every Person so Offending, shall make good the Damage out of his Wages; for which end the Paymaster, shall retain in his Hands *three Shillings* and *six pence* per Month, of every such Officer and Soldiers Pay untill the Time of his Disbandment or Discharge, when his full Arrearages shall be paid him, provided no Complaint in the Premises shall then appear: But in case thereof, the Damage shall first be made good out of such Arrearages, and if insufficient, the Delinquent to remain liable to be further proceeded against according to Law; of all which Articles sold, embezzeled, misapplyed, or wilfully, or negligently spoiled, damaged, or lost as aforesaid, the said Paymaster, shall keep a just Account and therein shall also truly enter all Arrearages retained in Satisfaction thereof, and shall lay such Accounts before the House of General Assembly when thereunto required, to whom he is hereby made accountable.

AND BE IT FURTHER ENACTED, that it shall not be lawful for the Paymaster, on any pretence whatsoever, to pay the said Arrearages, or any part thereof, to any of the said Officers or Soldiers Assignee or Assignees, or to any other Person or Persons whomsoever, other than the Person to whom the same at first became due, save only in case of death, such Arrearages shall be paid

to the deceased's Executors, or Administrators, deducting thence all his Delinquencies if any such there be. And if any of the said Officers or Soldiers, shall by word or writing, sell, transfer, assign, or otherwise dispose of this Wages, or Arrearages, or any part thereof, to any Person or Persons whomsoever, either before or after the same shall become due, such sale, transfer, assignment, or disposal, shall, be, and hereby is declared null and void, and the Property not altered.

AND BE IT FURTHER ENACTED, that in case the said Paymaster, shall embezzle or misapply, any of the Money committed to his Care, or shall give, sell, or waste, or cause to be given, sold, or wasted, or shall wilfully, or negligently, suffer any of the Articles aforesaid, to be sold, spoiled, damaged, or lost as aforesaid, upon Conviction thereof, he shall be dismissed, and forfeit the Sum of *One Hundred Pounds,* and make good the Loss and Damage thereby sustained, out of his Goods and Chattles, Lands and Tenements, and for want thereof, be committed to Prison or the Common Goal, there to remain without Bail or Mainprize, untill he shall make good the Loss, Damage and Penalty aforesaid; one half of which said Penalty, to go to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony, and the other half to the Person or Persons, who shall prosecute the same to effect, in any Court of Record where the same shall be cognizable within this Colony, with Costs of Suit; and the Damages or Value recovered on the Prosecution, (exclusive of the said Penalty) shall be deposited in the public Treasury, for the Use of this Colony. And the said Paymaster before entering into the Colonies Service, shall give Bond, with two good and sufficient Sureties (being Residents and Freeholders in this Colony) to his Majesty, his Heirs and Successors, in the penal Sum of *Two Thousand Pounds* Proclamation Money, conditioned as followeth, (that is to say) That if he the said *John Johnston* doth faithfully discharge the Duty of Paymaster, to the Regiment in the Pay of the Colony of *New-Jersey,* until the Disbandment thereof (Death, Removal, or bodily Disability excepted), and doth not embezzle, misapply, wilfully or negligently waste, lose, damage, or spoil any of the said Colony's Money, or any such Articles as shall be furnished by the said Colony, nor suffer the same, or any part thereof, to be so embezzled, misapplied, wilfully or negligently wasted, lost, damaged, or spoiled without retaining Stoppages out of the Offender or Offenders Wages, to make good the same, and doth well and truly pay the Officers and Soldiers their just Demands according to Law, and keep true Accounts of all Monies received and disbursed, as also of all Damages accruing and Stoppages retained in Satisfaction thereof, and shall render such Accounts to the House of General Assembly when thereunto required; and in all things appertaining to his Duty as Paymaster to the said Regiment, doth well and truly demean himself, according to the Directions, true intent and meaning of the Act of General Assembly, entitled *An Act for augmenting the Regiment of this Colony of* New-Jersey, *to the Number of* One Thousand *effective Men, Officers included, and making Provision for the same,* then the above Obligation to be void and of none Effect, otherwise to be and remain in Full Force and Virtue. Which Bond the Secretary of this Colony is hereby authorized and

required to take and retain for the Use thereof.

And he the said Paymaster, shall keep a daily Journal, of all things by him advised, requested, or transacted, and the same shall from time to time transmit to the General Assembly for their Inspection. AND BE IT FURTHER ENACTED, that the Colonel of the said Regiment, as soon as he enters on the Service, shall acquaint Mr. *Kilby,* his Majesty's Agent Victualler, or other Person in trust for him, that he is about to inlist Recruits for the *Jersey* Regiment, and pray that he would furnish them with Subsistance Money for the same.

AND BE IT FURTHER ENACTED, that the said Commissioners, or either of them, shall purchase or procure for each Volunteer, the following Cloathing, or other Articles, to be delivered unto them respectively, at the Time of Muster or Embarkation (to wit) a blue Coat after the *Highland* manner, lapelled and cuffed with red, one pair of tickin Breeches, and one pair of blue ditto of the same Cloath of their Coat, one check Shirt and one white ditto, two pair of yarn Stockings, two pair of Shoes, one Hat to each Man bound with yellow Binding, one Blanket, one Knapsack, one Hatchet, one Canteen, one Camp Kettle to five Men, a pair of white Spatterdashes, and also *One Hundred* Grenadiers Caps for *One Hundred* of the said Soldiers, and *Two Hundred* falling Axes for the whole Regiment.

AND BE IT FURTHER ENACTED, that it shall be lawful for the said Commissioners, or either of them, to pay unto each of the said Captains respectively, as levy Money for every Soldier he shall inlist, the Sum of *Twenty Shillings* Money aforesaid, or so much thereof, as the said Captain shall prove, to the Satisfaction of the said Commissioners, or either of them, he hath been necessarily put unto in inlisting such Soldier, and such Captain shall give a Receipt for the same, which shall be a sufficient Voucher to the said Commissioners.

AND WHEREAS sundry small articles and contingents Charges unforeseen, and not at present provided for, may happen to be needed for the Use of the said Regiment, during the Term aforesaid, and it being necessary the same should be procured and defrayed.

THEREFORE BE IT FURTHER ENACTED, that in case the said Commissioners in their Discretion, shall at any time, during the said Term, esteem it absolutely necessary for the present Service, to purchase for the Use of said Regiment, any such small articles, or defray any such contingent Charges, as are not at present provided for, or shall be otherwise advised by the Colonel, or chief commanding Officer of the said Regiment, that the said Articles or Charges, are necessary to be purchased or defrayed, then and either of the said Cases, it shall be lawful for the said Commissioners, or either of them, to purchase or defray the same, having a strict Regard to good Economy and Prudence therein, taking Receipts for the Monies advanced in discharge thereof, and retaining the Letters of advice relative thereto, which Receipts and Letters, shall be sufficient Vouchers.

AND BE IT FURTHER ENACTED, that once in every Month at farthest, during the present Campaign, the several Captains of the said Regiment,

shall cause the same to be mustered, in the Presence of the said Colonel and Paymaster, and produce their respective Accounts or Rolls, and otherwise render the said Colonel and Paymaster all farther Assistance in their Power, not only the better to enable the said Colonel and Paymaster, to settle the Wages then due, unto the Officers and Soldiers belonging to, and doing duty in the said Regiment, but also to discover and adjust the Deficiencies, with which their said Wages respectively shall then stand charged, and after the same, shall be equitably settled, and adjusted as aforesaid, the said Paymaster in a public Manner, shall proceed to pay, or cause to be paid, unto each and every Officer and Soldier then present, and not deficient, such part of the Wages then due to him; and in case any of them, shall be deficient to the Value of the whole, or any part of the same then otherwise payable, the same, or so much thereof, as the Nature of the Case may require, shall then be retained in the Hands of the said Paymaster, to make good such Deficiency; any thing in this Act to the contrary hereof, in any wise notwithstanding.

AND BE IT FURTHER ENACTED, that the Property of all the necessaries, which at present do belong to, or hereafter shall be purchased for the said Regiment, is hereby declared to be vested in the Colony of *New-Jersey;* and with the cloathing Articles that shall be provided the said Regiment during the present Campaign, shall be under the Care of the Paymaster when by him received, who is hereby made accountable for the same: And at the End of the said Campaign, after deducting the said cloathing Articles, or so much thereof, as shall be otherwise applied to the Use of the Soldiers, if not needed for further Services, shall be delivered by the said Paymaster, to one of the Treasurers of this Colony, to be safely kept for the Use thereof, untill some further Provision shall be made, for disposing of the same; and during the said Campaign, the said Paymaster, shall deliver unto the Soldiers respectively, such and so many of the said cloathing Articles at such times, and in such Proportions, as their wants shall severally require, with this Provision, that each Soldier belonging to the said Regiment, and by this Act directed to be raised for augmenting the same, shall have the several cloathing or other Articles herein before allowed him, at the Time of his being mustered or embarked as aforesaid.

AND BE IT FURTHER ENACTED, that in case the said Regiment, during the present Campaign, shall be in need of other Articles not provided for by this Act, (Provisions excepted) it shall be lawful for the Colonel or chief commanding Officer, to draw on the Commissioners, who are hereby in their Discretion impowered to supply the same as aforesaid.

AND BE IT FURTHER ENACTED, that if any Person or Persons, within this Colony, shall purchase any of the Cloathing, or other Necessaries, furnished for the Use of the *New-Jersey* Regiment, from any Person or Persons whomsoever, he she or they so purchasing the same, shall forfeit the Sum of *Five Pounds,* to be recovered by Action, at the Suit and in the Name of any Person or Persons, who shall sue for the said Articles so purchased, and Penalty, in any Court of Record, where the same shall be cognizable; and on the Delivery of the said Articles, to the said Treasurers, the Person so suing, shall be intituled to the said Penalty.

AND BE IT FURTHER ENACTED, that the Treasurers of this Colony, or either of them, out of the Money aforesaid, shall pay unto the Paymaster aforesaid, or his Order, such Sum and Sums of Money, as shall be sufficient for paying the said Officers and Soldiers, in the Manner following (to wit) To the Colonel, the Sum of *Twenty Pounds two Shillings,* per Month; to the Lieutenant Colonel, the Sum of *Eighteen Pounds* per Month; To the Major, the Sum of *Fifteen Pounds* per Month; To each Captain, the Sum of *Ten Pounds one Shilling,* per Month; To each Lieutenant, the Sum of *Seven Pounds Ten Shillings* and *Nine-pence* per Month; To each Ensign, the Sum of *Six Pounds Fourteen Shillings,* per Month; To a Minister of the Gospel, the Sum of *Ten Pounds* per Month; To the Surgeon, the Sum of *Fifteen Pounds* per Month; To the Surgeons Mate, the Sum of *Nine Pounds* per Month; To each Serjeant, each Corporal and each Drummer, the Sum of *Two Pounds, Ten Shillings* and *Three Pence* per Month, and to each private Soldier, the Sum of *One Pound, Thirteen Shillings* and *Six Pence* per Month.

AND BE IT FURTHER ENACTED, that the said Paymaster shall keep regular and just Accounts of all Monies by him received and disbursed in Pursuance of this Act, and shall take Receipts from the respective Persons, receiving the same for all such Money as he shall so disburse and shall keep the like Accounts; of all such cloathing and other necessaries, which upon his entering in the Service, and during the said Campaign, shall be by him received, or to the best of his Knowledge in any wise belong to the said Regiment; and also of all cloathing delivered out (for which Receipts shall likewise be taken) embezzlements, damages, or losses happening to accrue, and of all Wages, or Arrearages of Wages, by him retained in Satisfaction thereof; which Accounts and Receipts abovementioned, he the said Paymaster, shall lay before the House of General Assembly, (when thereunto required), to whom he is to be accountable as aforesaid, and appearing satisfactory, and he is also producing a Receipt from the said Treasury, of his having paid the Ballance of the said Accounts (if any such there be) and deliver the other Articles therein specified, to the said Treasurer, shall be sufficient to discharge him the said Paymaster, and his sureties of and from the Bond aforesaid, and for every other branch of duty enjoyned him by this Act, in which case it shall be lawful, for the said House of their Speaker, to order the Secretary aforesaid, to cancel and deliver the said Bond, to the said Paymaster.

AND BE IT FURTHER ENACTED, that it shall be lawful for the Paymaster, to retain in his hands out of the Money aforesaid, as a Compensation for his Service, during the said Campaign, *two* per Cent on all such Money, as shall be by him disbursed in manner aforesaid.

AND BE IT FURTHER ENACTED, that in case the said Commissioners, or either of them, shall embezzle or misapply any of the Money, by this Act with them entrusted, or after the same, or any part thereof, shall be converted into Cloathing or other Stores, necessary for the said Regiment, shall give, sell, or embezzle the same, or any part thereof, or permit any other Person or Persons so to do, contrary to the true intent and meaning of this Act, then the said Commissioner or Commissioners so offending, shall be liable to

be prosecuted in any Court of Record in this Colony, where the same shall be cognizable, by the Attorney General, who is hereby authorized, impowered and required to prosecute such Commissioner or Commissioners, for all such Money, Cloathing, or necessary Stores, so given, sold, or embezzled as aforesaid, and upon Recovery and Receipt to pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED, that each of the said Commissioners, shall procure a Book of clean paper for a Journal, fit for entering therein, memorandums daily of all things transacted by him, or advised, or requested, concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed, in pursuance of this Act, and they shall also take Receipts for all Sums of Monies received and disbursed, in pursuance of this Act, and they shall also take Receipts for all Sums of Money disbursed by them, which Books and Receipts, they are to lay before the House of General Assembly, of this Colony, for the Time being, to be inspected; which said Books and Receipts, when examined by the General Assembly, to whom they are hereby made accountable, and found just, shall discharge the said Commissioners, from all and every such Sum and Sums of Money, as they shall have laid out by Virtue of this Act. And it shall be lawful for the said Commissioners, to retain in their own hands, out of the Money aforesaid, *two* per Cent as Commissions on such Money, as shall be by them disbursed in manner aforesaid.

AND WHEREAS its necessary, that the Expence of recruiting, augmenting and continuing the said Regiment on duty, for the Term aforesaid, should be provided for, and punctually paid, and it being impracticable to provide for, or discharge the same, otherwise then by issuing Bills of Credit for those purposes, and for the other necessary Uses of the Colony.

THEREFORE BE IT ENACTED and it is hereby further Enacted by the Authority aforesaid, that Bills of Credit, to the Value of *Fifty Thousand Pounds* Money of *America,* according to an Act of Parliament, made in the Sixth Year of the Reign of the late Queen *Anne,* entitled, *An Act for ascertaining the Rates of foreign Coin in her Majesty's Plantations in America,* shall be immediately printed, made and prepared as followeth, *viz.: One Thousand Eight Hundred* and *Thirty Four* Bills, each of the Value of *Six* Pounds, or *Seventeen* Ounces *Ten* Penny weight of Plate.

Five Thousand seven hundred Bills, each of the value of *three Pounds,* or *Eight* Ounces *Fifteen* penny weight of plate.

Ten thousand Bills, each of the value of *one Pound ten Shillings,* or *Four* ounces *Seven* penny weight and *Twelve* Grains of plate.

Seven thousand Bills, each of the value of *Fifteen Shillings,* or *Two* ounces *Three* penny weight and *Eighteen* Grains of plate.

Five thousand four hundred and *eighty seven* Bills, each of the value of *Six Shillings,* or *Seventeen* penny weight *Twelve* Grains of plate.

Which Bills, shall be Indented and Impressed with the Arms of *Great-Britain,* on the Left side of the said Bills, and there shall be Printed near the Top and Bottom thereof, the value of each Bill so made current, and the said

Bills shall be in the form following, *viz.*

THIS Bill by Law shall pass current in *New-Jersey* for
Ounces
Penny weight and
Grains of Plate 1758.

Which Bills when Printed shall be delivered to the Honourable *Samuel Nevill* Esq; of the *Eastern* Division, and *Hugh Hartshorne* Esq; of the *Western* Division, two of the signers thereof, who shall and are hereby directed and impowered, upon the delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath to the Purpose following.

I A.B. *do declare, that from the Time the Letters were set, and fit to put in the Press, for the Printing the Bills of Credit now by me delivered to you, until the same Bills were printed and the Letters unset, and put into the Boxes again, I went at no time out of the Room in which the said Letters were, without locking them up so as they could not be come at, without Violence, a false Key, or other Art, then unknown to me, and therefore to the best of my Knowledge, no Copies were printed of but in my Presence; and that all the Blotters, and other Papers whatsoever, printed by the said Letters, while set, for printing the said Bills, to the best of my Knowledge, are here delivered to you, together with the Stamps for the Indents and Arms. And that I have not at any time been privy or consenting to any other or more Bills being struck then I now deliver unto you. And that in all things relating to this Affair, I have demeaned myself, according to the true Intent and Meaning of the said Act; to the best of my Knowledge and Understanding.*

Which Printer at the Time he has orders to Print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly.

PROVIDED ALWAYS, that if any unforseen accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED by the Authority aforesaid, that the Bills made current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit now current in this Colony, and shall be all signed and numbered by the said *Samuel Nevill* and *Hugh Hartshorne;* and in case of their or either of their Deaths or other Disability, by *John Smyth,* Esq; for the *Eastern* Division and *Joseph Holinshead,* Esq; for the *Western* Division, or one or both of them. And one half of them shall be delivered to the Treasurer of the *Eastern* Division of this Colony, to be by him signed; and the other half to the Treasurer of the *Western* Division to be by him signed; and in case of Refusal or Disability of either of the said Treasurers, then any three of the Persons nominated in this Act, are to sign the same. And in order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, said Signers are to observe the Directions following, *viz:*

First. Before the said Signers do receive any of the said Bills, they shall each of them take an Oath, or Affirmation if Quakers, before a Justice of the Peace, for the true Signing of the said Bills of Credit, and that they will sign

no more than by this Act is directed, and that to the best of their Skill they will perform what by this Act they are enjoined as their Duty. A Certificate of which Oath or Affirmation is to be signed by the Justice, and the Deponents or Affirmant to be delivered to the Treasurers with the Bills when signed by them.

Secondly. On receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters; and they shall divide the fair Bills so received into two equal parts; and to avoid confusion shall agree betwixt themselves how the part of each shall be numbered, and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms.

Thirdly. Each of the said Signers may then carry his part to his own House, there to be numbered and signed by him with all possible Expedition; which (or such part as is then absolutely necessary) being done, they shall meet at a day and place before by them to be appointed and agreed on, and each deliver the part numbered and signed by him to the other in order for him to sign the same; and they shall then together burn and destroy the Bills (if any be) over and above the number hereby appointed to be issued; and in like Manner shall do from time to time till all are signed and exchanged.

Fourthly. Each of the said Signers may then carry the part of the Bills aforesaid so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums, from time to time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate of his having taken an Oath or Affirmation as aforesaid, and the Stamps for the Indents and Arms, taking the receipts of the respective Treasurers for the Sums so delivered, which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors and Administrators, from such part of the said Bills as the receipts do express.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Treasurers shall respectively sign the Bills to them delivered (excepting as aforesaid) and under the Obligation of their Oaths or Affirmation for the due Execution of their Offices respectively, pay them out according to the direction of this Act, and no otherwise.

AND BE IT ENACTED by the Authority aforesaid, that the Bills of Credit to be made and issued by Virtue of this Act, or such parts thereof as shall remain unsunk, shall be, continue and pass current until the *first* Day of *November* which will be in the Year of our Lord *One thousand seven hundred and seventy eight,* but shall be received by the Treasurers either in exchange for other Money or in any public Payments for Six Months thereafter, and shall be paid and received for the same Value expressed in and upon each Bill, for Goods and Lands, or any other Things bought and sold by all Persons whatsoever, being in this Colony, according to their Rates.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties to any Contract, Covenant, Bargain or Agreement Whatsoever already made, or hereafter to be made, at any time during the Currency of the said Bills, shall upon tender made before two lawfull Witnesses, of all or any of their Debts, Dues and Demands whatsoever (provided the said Tender be made of the whole

Debt or Demand that is due from any one Person and not of a part) in the Bills of Credit made current by this Act, refuse to accept or receive the said Bills of Credit in discharge of the said Debts, Dues and Demands, according to their Value or Rates; he, she or they so refusing to accept the said Bills of Credit in discharge as aforesaid, shall loose the said Debt or Debts, Sum or Sums of Money so refused, and they and every of them, they and every of their Heirs, Executors and Administrators, shall forever be barred from bringing his, her or their Actions for recovering the said Debt or Debts, Sum or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in Bar to any Action or Actions that shall be so commenced.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever within this Province, shall during the Currency of the said Bills of Credit, offer to sell or expose to sale any Goods or Chattles, Lands or Tenements whatsoever and deny or refuse to sell, or ask a greater Value for the same, unless Payment be made in current Silver Money, Gold, Plate Dollars, or other Species whatsoever, and not in the said Bills of Credit (whereby the Credit of the said Bills may be impaired) then and in such Case the Person so exposing to sale; and refusing as aforesaid, shall forfeit for every such offence the Sum of *Twenty five* Pounds, to be recovered by Action of Debt in any Court of Record within this Province, with Costs of Suit, the one half to such Person as shall sue for and prosecute the same to effect, the other half to be paid into the Treasury, and to be applyed for the Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons whatsoever, shall presume to counterfeit, or be aiding and assisting in counterfeiting or altering any of the Bills of Credit made current by this act, so as to make them pass or appear to be of greater Value then they were made current for, or utter or cause to be uttered any Bill or Bills, knowing the same to be counterfeit or altered, as aforesaid, and be thereof legally convicted; he, she, or they shall incur the Pains and Penalties of Felony without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that *Henry Fisher* and *Joseph Yard,* Esqrs; and in case of their, or either of their Refusal or Disability, then *Shobal Smith* and *Thomas Scattergood,* Esqrs; are hereby authorized and directed, to agree with the Printer, for the Price to be paid him, for printing the Bills according to the Directions of this Act, and shall be, and are hereby appointed, Inspectors of the Press, to take care that the Printer of the Bills of Credit, doth duly perform the Duty hereby enjoyned him.

AND BE IT ENACTED by the Authority aforesaid, that there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for printing them, as the said Inspectors or any two of them, shall certify under their hands, they had agreed to pay him for that service. And there shall be paid for inspecting the Press, according to this Act, the Sum of *Twenty Pounds.* And there shall be paid to each of the said Signers, appointed by this Act, the Sum of *Fifty Pounds,* all which Sums of Money, shall be paid by the Treasurers of

this Colony, or either of them, out of the Money made current by Virtue of this Act; and they shall take proper Receipts for the same, which Receipts when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors and Administrators for so much.

AND BE IT ENACTED by the Authority aforesaid, that for the better Credit and effectual sinking the said Bills of Credit, there shall be assessed, levied and raised, on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the Sum of *Ten Thousand Pounds* annually, in every of the Years *One Thousand Seven Hundred* and *Seventy Four; One Thousand Seven Hundred* and *Seventy Five; One Thousand Seven Hundred* and *Seventy Six; One Thousand Seven Hundred* and *Seventy Seven;* and *One Thousand Seven Hundred* and *Seventy Eight* to be paid in the Proportions and Manner following (to wit):

By the County of *Middlesex,* the Sum of *Nine hundred* and *six Pounds, Seven Shillings* and one Penny halfpenny yearly, for every of the abovementioned *Five* years.

By the County of *Monmouth,* the Sum of *One thousand three hundred* and *fourteen Pounds, Six Shillings* and *Nine-pence* yearly, for every of the said *Five* years.

By the County of *Essex,* the Sum of *Seven Hundred* and *seventy eight Pounds, Eleven Shillings* and *Four pence* yearly, for every of the said *Five* years.

By the County of *Somerset,* the Sum of *One thousand one hundred* and *sixteen Pounds, Ten Shillings* and *Ten pence* yearly, for every of the said *Five* years.

By the County of *Bergen,* the Sum of *Six hundred* and *fifty eight Pounds, Nineteen Shillings* and *Ten pence* yearly, for every of the said *Five* years.

By the County of *Burlington,* the Sum of *One thousand two hundred* and *fifty Pounds, Three Shillings* and *Nine-pence Farthing* yearly, for every of the said *Five* years.

By the County of *Gloucester,* the Sum of *Seven Hundred* and *Eighty One Pounds, Sixteen Shillings* and *One Penny* yearly, for every of the said *Five* Years.

By the County of *Salem,* the Sum of *Six Hundred* and *Ninety Eight Pounds, Ten Shillings* and *Eleven Pence* yearly, for every of the said *Five* Years.

By the County of *Cumberland,* the Sum of *Three Hundred* and *Fifty Four Pounds, Three Shillings* and *Eight Pence half Penny* yearly, for every of the said *Five* Years.

By the County of *Cape May,* the Sum of *One Hundred* and *Sixty Seven Pounds, One Shilling* and *Nine Pence* yearly, for every of the said *Five* Years.

By the County of *Hunterdon,* the Sum of *One Thousand Four Hundred* and *Seventeen Pounds, Fifteen Shillings* and *Two Pence* yearly, for every of the said *Five* Years.

By the Counties of *Morris* and *Sussex,* the Sum of *Five Hundred* and *Fifty Five Pounds, Twelve Shillings* and *Nine Pence* yearly, for every of the said *Five* years.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas so Proportioned as aforesaid, shall be assessed, raised, levied, collected and paid into the Treasury in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services as is directed by an Act entitled, *An Act for Levying a Fund at different Periods by Provincial Taxes, for sinking the Sum of* Fifteen Thousand Three Hundred *and* Two Pounds *and* Four Pence *now out standing in Bills of Credit, made current for his Majesty's Service in the late War.* And that the said Sum of *Ten Thousand Pounds* to be raised yearly, by virtue of this Act for *Five* years, shall be well and truly applied for the sinking the Bills of Credit made current by this Act, and for no other Use, and when the same shall be received by the Treasurers of this Province, by virtue of the said Tax for the said *Five* years, they shall sink the same agreeable to the directions of the last mentioned Act, PROVIDED that the Legislature shall not in the mean time agree upon some other Expedient, for sinking the same in a more easy Method to the Inhabitants of this Colony.

AND WHEREAS the large Number of Regulars, not Quartered within this Colony, makes it necessary that Provision should be made for defraying the Expences which the Inhabitants are obliged to be at, respecting them in sundry particulars.

BE IT FURTHER ENACTED by the Authority aforesaid, that *Samuel Nevill, Charles Read, John Wetherill, John Stevens, Hendrick Fisher, Robert Ogden, Henry Paxson, Hugh Hartshorne, John Allen, Rinear Vangeson, Cornelius VanVorst,* Esqrs; and Mr. *Abraham Clark,* junior, or any two of them, be and they are hereby appointed Commissioners, to adjust and pay the respective Accounts, and it shall and may be lawful, for the Treasurers of this Colony, to pay to the said *Samuel Nevill, Charles Read, John Wetherill, John Stevens, Hendrick Fisher, Robert Ogden, Henry Paxson, Hugh Hartshorne, John Allen, Rinear Vangeson, Cornelius VanVorst* Esqrs; and Mr. *Abraham Clark,* junior, or any two of them, such Sums of Money, as may be wanted for the Service aforesaid, out of the Money made current by this Act, or out of any Money in their Hands, made current for the Service of the present War, and Orders with a Receipt thereon, or Receipts signed by the said *Samuel Nevill, Charles Read, John Wetherill, John Stevens, Hendrick Fisher, Robert Ogden, Henry Paxson, Hugh Hartshorne, John Allen, Rinear Vangeson, Cornelius VanVorst,* Esqrs; and Mr. *Abraham Clark,* junior, or any two of them, when produced by the said Treasurers, or either of them, to the General Assembly, shall discharge the said Treasurers respectively, their Heirs, Executors and Administrators, of and from so much, as they shall have paid by Virtue of this Act, and the said Commissioners are hereby authorized, to allow for the quartering of each Soldier, *Two Shillings* and *Six Pence* per Week, and they are also at their Discretion, to allow such other Articles of Expence, as the Inhabitants have unavoidable been at, respecting them, so as always due Regard be had to the Consequence of any precedents they may make on the Occasion, and that nothing be allowed for marching or recruiting parties, or

that any way concerns any of their Diversions.

AND WHEREAS by Letter from the Right Honourable *William Pitt,* Esq; to the Commander in Chief of this Colony, it appears among other Inducements to the equiping a large Body of Forces to assist in the insuing Campaign; he was pleased to acquaint the Commander in Chief of this Colony, in the words following *viz.:* "The whole therefore, that his Majesty expects and requires from the several Provinces, is the Levying, Cloathing and Pay of the Men, and on these Heads also that no Encouragement may be wanting to this great and salutary Attempt, the King is further most graciously pleased to permit me to acquaint you, that strong Recommendations will be made to Parliament in their Session next Year, to grant a proper Compensation for such Expences as above, according to the active Vigor and strenuous Efforts of the respective Provinces shall justly appear to merit."

AND WHEREAS the Legislature of this Colony, have the greatest Confidence in his Majesty's most gracious promises,

THEREFORE BE IT ENACTED by the Authority aforesaid, that *Charles Read, Robert Lawrence, John Wetherill, Samuel Smith* and *Jacob Spicer,* Esqrs; the Committee of Correspondence, be and they or any three of them, are hereby impowered, at any time hereafter, when they may think it proper, to solicit for the said Money, and to support the Expence thereof, or for any other provincial Service, that they the said Committee, or any three of them, may think necessary, it shall be lawful for the Treasurers of this Colony, and they are hereby commanded, to retain in their hands (subject only to the Demand of the said Committee of Correspondence, or any three of them) out of the Money made current by this Act, the Sum of *One Thousand Pounds,* and pay the same or such part thereof as may be wanted, to the said *Charles Read, Robert Lawrence, John Wetherill, Samuel Smith* and *Jacob Spicer,* Esqrs; or any three of them, or to the Order of any three of them, and the Receipt of them, the said *Charles Read, Robert Lawrence, John Wetherill, Samuel Smith* and *Jacob Spicer,* Esqrs; or any three of them, or Order from any three of them, with a Receipt thereon when produced to the General Assembly, shall discharge them the said Treasurers, or either of them, of and from so much, as he or they may pay in Consequence hereof.

Passed 4 Apr. 1758.
Bradford (1758) A, 3-28.

An ACT *for building of* Barracks *within this Colony, and for preventing spirituous Liquors being sold to common Soldiers, without leave from proper Authority, and for other purposes therein mentioned.*

WHEREAS it is found by Experience, that the admitting Soldiers within private Houses in this Colony, during their winter Quarters, is not only attended with a very heavy publick expence, but many other pernicious consequences to private Families, for prevention whereof for the future:

BE IT ENACTED by the Honourable *John Reading,* Esq; President and Commander in Chief of this Colony, the Council and General Assembly, and it is hereby Enacted by the Authority of the same, that it shall and may be lawful for the Treasurers of this Colony, out of any Money now in their Hands, made current for the Service of the present War, or out of such Money as may come into their Hands, by virtue of an Act of Assembly pass'd this Sessions, entitled, *An Act for augmenting the Regiment of this Colony of* New-Jersey, *to the number of One Thousand effective Men, Officers included, and making Provisions for the same,* to pay unto *Hugh Hartshorn, Thomas Scatergood, William Skeels, John Allen, Joseph Yard, Theophilis Severns, Reuben Runion, Henry Fisher, Joseph Mount, Samuel Nevill, Thomas Barton, John Smyth, Robert Ogden, Cornelius Hatfield* and *Jacob Dehart,* Esqrs; or any two of them, such Sum or Sums of Money, as they, or any two of them, may think necessary, for erecting and building Barracks sufficient to contain *three Hundred* Men, at each of the respective places of *Burlington, Trenton, Perth-Amboy, New-Brunswick,* and *Elizabeth Town.* Which Barracks they are to Build according to their discretion, as soon as may be, in the best and most substantial, most commodious and frugal Manner they are capable of, together with the necessary Conveniencies thereunto belonging.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said *Hugh Hartshorn, Thomas Scattergood, William Skeels, John Allen, Joseph Yard, Theophilus Severns, Reuben Runion, Henry Fisher, Joseph Mount, Samuel Nevill, Thomas Barton, John Smyth, Robert Ogden, Cornelius Hatfield,* and *Jacob Dehart,* Esqrs; or any two of them, residing in the Place where the respective Barracks are hereby ordered to be built, shall forthwith purchase a suitable piece of Ground, not exceeding one Acre, for erecting the same, and take the Advice and Directions of the Members of the House of Representatives of the City or County where the said Barracks are to be built, respecting the Quantity and Situation of the Ground so [to] be purchased: And to the end, the said Ground and building may be effectually secured to the Use of this Province.

BE IT ENACTED by the Authority aforesaid, that the Honourable *Andrew Johnston, James Hude,* and *Richard Salter,* Esqrs; and *Robert Lawrence, Charles Read, William Morris, John Johnston, Ebenezer Miller,* and *Richard Smith,* of *Burlington,* be, and they are hereby appointed Trustees

for the Colony of *New-Jersey,* in whose names the respective Deeds of the said Grounds, shall be taken, to them, and the Survivors and Survivor of them, and the Heirs of the Survivors of them forever; yet nevertheless to the uses, intents and purposes herein after Specified, and to no other use, intent or purpose whatsoever; that is to say, to and for the use of Barracks for the Quartering of Soldiers, whenever they may be sent by proper Authority to reside in any of the Places aforesaid. And the said Ground and Barracks when built, shall be under the Care and Direction of the two principal Magistrates, and the two Freeholders chosen for the City or Town where they are respectively built, and they may, at their discretion, occupy the same or suffer the same to be occupied at all Times hereafter, when no Soldiers are there; so always that proper care be taken to keep them from Damage as much as may be, and to have them at all Times free for the use of the Soldiers as aforesaid. PROVIDED ALWAYS, and it is hereby declared to be the true Intent and Meaning of these presents, that no part of the said Grounds shall be converted into, or made use of for erecting any fort or building thereon besides Barracks as aforesaid, with the necessary Fencing with which the said Grounds so to be purchased, shall be enclosed, and remain for the uses aforesaid for ever.

AND BE IT ENACTED by the Authority aforesaid, that receipts from the said *Hugh Hartshorn, Thomas Scattergood, William Skeels, John Allen, Joseph Yard, Theophilis Severns, Reuben Runion, Henry Fisher, Joseph Mount, Samuel Nevill, Thomas Barton, John Smyth, Robert Ogden, Cornelius Hatfield,* and *Jacob Dehart,* Esqrs; or any two of them, or orders drawn by the said *Hugh Hartshorne, Thomas Scattergood, William Skeels, John Allen, Joseph Yard, Theophilis Severns, Reuben Runion, Henry Fisher, Joseph Mount, Samuel Nevill, Thomas Barton, John Smyth, Robert Ogden, Cornelius Hatfield,* and *Jacob Dehart,* Esqrs; or any two of them, with a receipt thereon, when produced by the Treasurers of this Colony or either of them to the General Assembly, shall discharge them the said Treasurers, or either of them, their Heirs, Executors and Administrators, of and from any Money, they may pay in consequence thereof.

PROVIDED ALWAYS, that the said *Hugh Hartshorne, Thomas Scattergood, William Skeels, John Allen, Joseph Yard, Theophilis Severns, Reuben Runion, Henry Fisher, Joseph Mount, Samuel Nevill, Thomas Barton, John Smyth, Robert Ogden, Cornelius Hatfield,* and *Jacob Dehart,* Esqrs; or any two of them, shall not have Power to draw for any Sum exceeding *Fourteen Hundred Pounds* for the use of the Barrack or Barracks, to be built at any one of the Places aforesaid.

AND WHEREAS the suffering of the Inhabitants of this Colony, or any others within the same, to sell strong drink to common Soldiers, while they are Quartered within this Colony, is found by Experience to be attended with many bad Consequences.

BE IT THEREFORE ENACTED by the Authority aforesaid, that no Person or Persons whatsoever, within this Colony, shall sell any Quantity or kind of strong drink or spirituous Liquors, to any common Soldier without leave from some one of their Commission Officers, or one Justice of Peace of

this Colony, under the Penalty of forfeiting the Sum of *Forty Shillings* for every Offence, to be recovered on proof of the Soldier, or of one other Witness, or on view before any one Justice of Peace within this Colony; one half of the said forfeiture to the use of the Informer, the other to the use of the Poor of the Place, where such Conviction is made; any Law, Usage or Custom to the contrary thereof in any wise notwithstanding.

AND WHEREAS, this Colony stands Indebted for sundry Sums of Money, for payment whereof no Provision is yet made. BE IT THEREFORE ENACTED by the Authority aforesaid, that it shall and may be lawful for the Treasurers of this Colony or either of them, out of the Money aforesaid, to pay the following Sums to the several Persons following. To *Richard Partridge* Esq; on account for negotiating the Paper Money Bill sent home for his Majesty's Approbation, the Sum of *One Hundred Pounds* Sterling; and to the said Disbursements to Captain *Rusco*, and others to be allowed in the said Captain *Rusco's* Accounts, when settled, the Sum of *One Hundred* and *Five Guineas*; which said Sums respectively shall be paid to *Samuel Smith* Esq; Treasurer of this Province, for the use of the said *Richard Partridge*, whose receipt, when produced to the General Assembly of this Colony, shall discharge the Treasurers or either of them, their Heirs, Executors and Administrators of and from the same.

To *Aaron Leaming,* and *Jacob Spicer*, Esqrs; or their or either of their orders, such Sum or Sums of Money as will Indemnify them for Printing the Volume of Papers relating to the Original Constitution of this Colony. PROVIDED ALWAYS, that nothing shall be paid them, or either of them, till after three Months Trial of the Sale, it shall be known how many of the said Books will sell, after which said Time of Trial, what Books may then remain on hand, shall be delivered to either of the Treasurers of this Colony who on receipt thereof shall pay to the said *Aaron Leaming* and *Jacob Spicer*, or their Order, or either of them, or either of their Order, the Sum of *One Pound Eighteen Shillings* and *Six-pence* for each Volume so delivered; which said Books, the said Treasurer shall keep in his hands till otherwise ordered by the General Assembly.

To Captain *Thomas Shaw*, in full of his Accounts against the Province, exclusive of his pay, the Sum of *Ninety Six Pounds Five Shillings* and *Four-pence*, and his pay according to the last Act of Assembly, for paying the Regiment of this Colony, till the *Seventh* Day of *December*, *One Thousand Seven Hundred* and *Fifty Seven*, in case he should not join the Regiment now raising.

On Account to Lieutenant *Henry Bechers*, exclusive of his pay, the Sum of *Ninety three Pounds Eleven Shillings* and *Seven-pence*.

To *Charles Read* Esq; in full of the Charge of the late Indian Conference at *Crosswicks* the Sum of *Twenty Seven Pounds Twelve Shillings* and *five pence*.

All which said several Sums of Money it shall be lawful for the Treasurers of this Colony or either of them to pay, and receipts from the Persons receiving the same, when laid before the General Assembly, shall discharge them, the said Treasurers, or either of them, their Heirs, Executors and Administrators,

of and from such Money, as they may pay in Virtue hereof.

AND WHEREAS in case of accident to Col. *John Johnston* during the ensuing Campaign, it may be necessary that the Agent of this Colony should be indemnified if he should come under Engagements respecting any supply to the said Col. *John Johnston.*

BE IT THEREFORE ENACTED, by the Authority aforesaid, that if *Richard Partridge*, Esq; Agent of this Colony, shall find it necessary to come under any Engagements as aforesaid, not exceeding *Five Hundred Pounds* Sterling, in the whole, the same shall hereafter be allow'd him in his accounts.

AND BE IT ENACTED by the Authority aforesaid, that it shall and may be lawful for the Persons appointed to build Barracks as aforesaid, to retain in their hands Five *per Cent* as Commissions for their trouble.

Passed 15 Apr. 1758.
Bradford (1758) B, 3-7.

An ACT *to supply Col.* Peter Schuyler, *with the Sum of* Six Thousand Pounds.

WHEREAS Col. *Peter Schuyler*, has informed the House of General Assembly, that he is greatly in Advance for the Colony of *New-Jersey*, and not having the particular Accounts thereof with him at present, and the King's Service requiring him to attend elsewhere:

BE IT THEREFORE ENACTED, by the Honourable *John Reading*, Esq; President of his Majesty's Council, and Commander in Chief of this Colony, the Council and General Assembly, and it is hereby Enacted by the Authority of the same, that it shall and may be lawful for the said *Peter Schuyler*, to give his Bond to either of the Treasurers of this Province, Conditioned for the Payment of the Sum of *Six Thousand Pounds*, to the said Treasurer, or his Successor in Office, for the use of the Colony of *New-Jersey*, and thereupon it shall be lawful for the said Treasurer, so taking the said Bond, to pay to the said Col. *Peter Schuyler*, or his Order, the said Sum of *Six Thousand Pounds*, out of any Money in his hands made Current for the Service of the present War.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, That if on the Settlement of the said Col. *Schuyler's* Accounts, according to Law, his Demands shall exceed the said Sum, the Deficiency shall be allowed to him, or

in case of the said Sum exceeding the Ballance due to him, that then the said Col. *Schuyler*, shall repay to this Colony the Surplusage, of which accounts the House of General Assembly, for the time being, to whom the same shall be Exhibited, shall be the Judges in the usual Manner.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, that the said Col. *Schuyler's* Bond for the said Sum of *Six Thousand Pounds*, made Payable the first day of *April*, *One Thousand Seven Hundred* and *Fifty Nine*, when produced to the General Assembly by the said Treasurers, or either of them, shall Discharge them the said Treasurers, or either of them, their Heirs, Executors, and Administrators, of and from the said Sum of *Six Thousand Pounds* so paid as aforesaid.

Passed 15 Apr. 1758.
Bradford (1758) B, 8.

Nineteenth Assembly, Ninth Session

Second Sitting

25 July - 12 Aug. 1758

Burlington

All acts passed 12 Aug. 1758

An ACT *for further Defence of the Frontiers of the Colony of* New-Jersey.

WHEREAS the Indian Enemy still continue Hostilities upon the Frontiers of this Colony, and the Inhabitants seated there have prayed the further Aid of the Legislature, for their Defence and Protection against the hostile Attacks of those People: Therefore,

BE IT ENACTED *by the Governor, Council, and General Assembly of this Colony of* New-Jersey, *and it is hereby Enacted by the Authority of the same*, That One Hundred and Fifty Men, Officers included, shall be immediately raised and supported, for the further Defence of the Frontiers, and formed into two Companies, equal in Number, to be commanded by a Major, a Captain, and four Lieutenants; whereof the said Major to have the chief Command of the Whole as the principal Officer, and the more immediate Command of one of the said Companies as Captain thereof; which said Company shall also have two Lieutenants, and the other of said Companies shall also have a Captain and two Lieutenants; which said Officers respectively shall be appointed by Commissions from the Governor or Commander in Chief for the Time being, and shall also take the Oath of Allegiance and Supremacy; and the said Major shall appoint four Serjeants, and four Corporals, to each of the said Companies, for the better Regulation thereof.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That all and every Person and Persons which shall be employed in the said Service, shall be free from all Arrest in civil Actions not amounting to upwards of *Ten Pounds* Proclamation Money, to any one Person, or upwards of *Fifty Pounds* Proclamation, in the Whole; and the Goods and Effects of all and every such Person and Persons shall be free from Attachments, Executions, and other legal Process, during their Continuance in the said Service: *Provided always*, that such Goods and Effects shall not be secreted or removed out of the City, Town or Precinct, where the said Person or Persons resided before such inlisting as aforesaid; and any Sale made of the same, is hereby declared to be void and of no Effect.

AND BE IT ENACTED *by the Authority aforesaid*, That it shall not be lawful to inlist any young Man under the Age of Twenty-one Years, or any Slaves who are so for Term of Life, bought Servants, or Apprentices, without the express Leave in Writing of their Parents or Guardians, Masters or Mistresses, first had and obtained; and if any Officer or other, shall inlist any such young Men, Slaves, bought Servants or Apprentices, as aforesaid, and upon Application and due Proof made thereof before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully inlisted; then the said Justice is hereby impowered and required to issue his Warrant to any

Constable, commanding him to take the Body of such young Man, Slave, Servant or Apprentice and deliver him to his Parent, Guardian, Master or Mistress; and if the Officer, or other Person with whom such Person is inlisted, shall notwithstanding secrete, detain or carry away such Person; then such Officer or other Person so offending, shall forfeit and pay, for every such young Man under the Age of Twenty-one Years so inlisting contrary to the true Intent and Meaning of this Act, the Sum of *Five Hundred Pounds*; for every Slave so inlisted, the Sum of *One Hundred Pounds*, and for every such bought Servant and Apprentice, the Sum of *Twenty Pounds*; to be recovered in any Court of Record within this Colony, where the same is cognizable, with full Costs of Suit; and to be paid so much thereof to the Person complaining as his or her Damages by the said Court shall be adjudged, and the Residue thereof to either of the Treasurers of this Colony, to be applied as by Act of General Assembly shall be hereafter directed: And in case the Body of such Officer or other Person offending, cannot be taken; then it shall and may be lawful for the Person aggrieved, to proceed against him by Attachment against the Offender's Goods and Chattles, Lands and Tenements, in Manner and Form as is directed by an Act, entitled, *An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves*, saving that the Persons complaining shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered shall be paid as aforesaid.

AND for the further Encouragement to the Officers and Soldiers chearfully to enter into the said Service, there shall be paid to each Officer and Soldier, furnished and armed as hereafter directed, for their respective Services, the Sums following, during their Continuance and Performance of Duty on the Frontiers of this Colony; To the Major, *Five Shillings* per Day, as Major and Captain of a Company; to the Captain, *Four Shillings* per Day; to each Lieutenant, *Three Shillings* per Day; to each Serjeant and Corporal, *Two Shillings* per Day; to each private Soldier, *Two Pounds ten Shillings* per Month: And that each and every Officer and Soldier shall equip himself at his own Expence with a good and sufficient Gun, Cartouch box, Powder-horn, Cutlass or Hatchet, a Blanket, Knapsack, and wearing Apparel.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That if any of the Men so inlisted as aforesaid, should on Examination, be found not provided with any of the said Arms or Accoutrements; that then it shall be lawful for the Paymaster to furnish every such Man so unprovided with the same; and to retain in his Hands, to repay the same, so much of every Man's Wages, as will fully pay for every such Article.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That the said Major and Captain, at the Time of obtaining their Commissions, shall not only take the Oath of Allegiance and Supremacy abovesaid, but also the following Oath, and have a Certificate thereof indorsed on their said Commissions, *viz.*

I A.B. *do swear, that I will keep an exact Account or Roll of the Time of the Enlisting every Soldier under my Command, and of the Discharging, Desertion, or Death of such Soldier; and that I will not suffer any Person to be*

entered on the Roll, or mustered, but such as are truly enlisted, and designed to perform the Service under my Command; and will, from time to time, render unto the Pay-Master appointed by the Act, entitled, An *Act* for the further Defence of the Frontiers of the Colony of *New-Jersey, or to his Successor, in case of his ceasing to be Pay-Master, all the Assistance in my Power, for the better enabling him the said Pay-Master, or his Successor, to make a fair and honest Account of all the Pay that shall, from time to time, become justly due to myself, and every Officer and Soldier that shall be under my Command; and will take all the Care in my Power to prevent Waste of the Ammunition supplied by the said Colony; and will, from time to time, transmit a Copy of the Roll aforesaid, to the Governor or Commander in Chief of this Colony for the Time being, to be laid before the General Assembly, for their Inspection.*

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the said Major, or chief Commanding Officer aforesaid, shall constantly attend his Duty with the said Forces, that he may be the more ready and capable of performing the Trust reposed in him; and shall cause all the Men under his Command who shall not be upon other Service, to appear daily under Arms at their several Stations, with their proper Officers, to learn their Exercise, and to be taught the Use of their Arms, not only to keep them from Idleness, Gaming, Drinking, and other Vices, but also, to render them useful and fit for the Service for which they are intended. And the said Major shall, once in four Weeks at furthest, visit every Fort, Fortification, Post, and Station of the said Forces, (while on the Frontiers) to take Care that both Officers and Soldiers keep on their Duty, and do not desert the Service to which they shall be ordered; and shall order and keep Scouts constantly patroling through the Country, for the better Security and Defence of the neighbouring Inhabitants, and the Discovery of the secret Lurking-places of the Enemy, as well as any approaching Danger; which Scouts or patroling Guards, shall be divided into so many Corps, and consist of so many Men, as the said Major, in Conjunction with his Commission Officers, or the major Part of them, shall think the Necessity of the Service may require, so that not less than Fifty Men be constantly patroling in such Corps: And the said Major shall not only keep a daily Journal of the Situation and Posture of Affairs, but likewise of all his proceeding Orders and Detachments, and therein shall insert the Time of Inlistment, or Discharge of the Soldiers under his Command, either inlisted or discharged; and shall monthly, or oftner if required, transmit, or cause to be transmitted unto the Governor or Commander in Chief of this Colony for the Time being, a true Copy of such Journal, to be laid before the House of General Assembly for their Inspection.

AND BE IT ENACTED *by the Authority aforesaid,* That the Major as aforesaid, together with the other commission Officers of the said Forces, are hereby authorised and impowered to hold Courts-Martial, and each Court-Martial shall consist of at least three Commissioned and two Non-commissioned Officers, of which the said Major shall always be one. And it shall and may be lawful for every such Court-Martial, by their Sentence or Judgement, to inflict Punishment more moderate, as such Court-Martial in their Discretion

shall think proper, on any Soldier, for Immoralities, Misbehaviour, Disobedience to Command, or any other Neglect of Duty: And also (with the Consent of the Inhabitants) in each Fort or Block-House, to make such Orders or Articles for the better Government of the Forces, and others in the Garrisons, as shall, by the Majority of them, be thought convenient and necessary, and to lay Fines not exceeding *Five Shillings* for Disobedience to the same: And if it should so happen that a Mulet or Fine shall be laid on any Soldier or others instead of other Punishment, every such Mulet or Fine shall be deposited in the Hands of the Pay-Master: And the said Major, with the Advice and Consent of two commission Officers, shall order the same, or much thereof as they shall think convenient, to be given as a Reward or Rewards to every such Soldier or Soldiers as shall perform any valiant Exploit in the said Service.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That the Power and Authority of the Said Court-Martial shall not extend to punish any Person with Death; but if any Soldier shall be accused with any Crime which by the Laws of *England*, or by the present Act of Parliament for punishing Mutiny and Desertion, shall deserve a Capital Punishment, then every such Soldier shall be put under proper Guard, and Safely kept, until he shall be delivered into the Hands of the Civil Power; and every such Offender so capitally accused as aforesaid, shall be tried in the usual Manner, by a Jury of the County of *Middlesex*.

AND for Prevention of Disorders which may happen by the too great Use of Strong Liquor among the Officers and Soldiers, BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons whatsoever, shall give, sell, or supply any of the Non-commissioned Officers or Soldiers with any Strong Liquors whatever, without the Consent of a Commission Officer, in greater Quantities than directed by such Offence; every such Person shall forfeit the Sum of *Three Pounds*, for every such Officer; to be recovered by any Officer who will prosecute the same to Effect, with Costs of Suit; which Fines, when recovered, shall be applied to the Fund for rewarding such Persons as shall behave valiantly in any Action with the Enemy; nor shall the Consent of any Officer be in Force longer than seven Days for the Purpose aforesaid.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That there shall be administered to each Soldier at the Time, of his being inlisted by some one Justice of the Peace of this Colony, in the Presence of the Person inlisting such Soldier, the following Oath, *viz.*

I. A.B. *do solemnly swear, that I will, in all Things, be faithful, and bear tru Allegiance to his Majesty King* GEORGE *the Second; that I am duly inlisted in the Province Service, in the Company commanded by* C.D. *that I will not, directly nor indirectly, hold any Manner of Correspondence with the* French, *their Spies, Agents, or* Indians *in Alliance with them; nor will I desert his Majesty's Service to go over to the said* French *or* Indians, *nor betray the Designs or Secrets of his Majesty's Officers to the Enemy; and that I design to*

Which Justice shall give a Certificate to the said Person so inlisting such Soldier as aforesaid, expressing the Age, Height, Complexion, and Place of the

said Soldier's Residence, with the Time of his Inlistment: From which Certificates the Muster-rolls shall be made up; and shall by the said Pay-Master, be examined with the Certificates; which said Pay-Master shall certify on the Back of the Muster-roll, that he has examined the same with the said Certificates, and found the Roll to be true.

AND for the punctual Payment, Subsistance, and purchasing Ammunition for the said Forces, as also for discharging such other Things as are provided for by this Act, BE IT FURTHER ENACTED *by the Authority aforesaid*, That the Treasurers of this Colony, or either of them, out of the Bills of Credit made current by this Act, shall pay unto *Stephen Crane*, Esq; who is hereby appointed Pay-Master and Victualler of all the said Officers and Soldiers, such Sum and Sums of Money as the said *Stephen Crane* shall, from time to time, find necessary for the said Services: And the said Treasurers, or either of them, shall take a Receipt, signifying the Purpose the said Money so paid was designed for; and the said Receipts, when produced by the said respective Treasurers, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their, or either of their Heirs, Executors, and Administrators, on Account of the several Payments so made and paid out of the Treasury aforesaid.

AND for avoiding Frauds, and the more regular Payment of the Forces, BE IT FURTHER ENACTED *by the Authority aforesaid*, That the said Pay-Master shall, in his own proper Person, once in every eight Weeks, attend at some Time when he shall think proper, and out of the Money so by him to be received pay unto all and every the Commissioned and Non-commissioned Officers and Soldiers aforesaid, the several Sums that shall then be due to them, according to the Account he shall receive from the Major and Captain aforesaid, save only, that he shall retain in his Hands One-fourth Part of such Sum due to every of the Commission and Non-commission Officers and Soldiers aforesaid, to answer and pay such Mulets and Fines as may be laid upon them, or any of them, for Neglect of Duty, or for destroying and embezzling their Ammunition or Stores, or for any other Misdemeanor to which he or they shall be subjected. And the said Pay-Master shall state exact and separate Accounts, with each particular Person, of the Money so retained in his Hands, together with the Reasons of such Retention; and as for and respecting every Person against whom any Neglect of Duty, Disobedience, Crime, or Misconduct shall appear, the said Pay-Master shall retain in his Hands, so much as shall be sufficient to answer the Fines or Charge that shall be levied upon such Person. And the said Pay-Master shall purchase all such Powder, Ball, and Lead, as shall be necessary, for the Defence of the Frontiers, and deliver the same to Commanding-Officer at each Post; and their Receipts shall discharge him for so much of the said Ammunitition as they shall express. And the said Pay-Master shall also take Receipts for all and every Sum and Sums of Money by him disbursed, in Pursuance of the Directions of this Act; which, together with his Accounts relative thereto, he shall lay before the House of Assembly of this Colony for the Time being, to whom he is hereby made accountable; and such Receipts, when produced, shall be sufficient Vouchers to discharge the said

Pay-Master, his Heirs, Executors and Administrators, of, and from all such Sums as shall be therein mentioned to be by him paid.

AND on the first *Day* of *December* next, if the said Forces shall not sooner be disbanded, the said Pay-Master shall attend at some convenient Place to be by him prefixed, adjacent to the Frontiers, or where they shall be then upon Duty within this Colony, prepared to discharge two-third Parts of all the Arrearages so retained as aforesaid; and to every of the Officers and Soldiers aforesaid, against whom no Misconduct shall appear, and who shall present themselves before him in a Dress suitable to his Degree, and warm and sufficient to withstand the Inclemencies that may be expected in the approaching Season; he shall, well and truly, in his own proper Person, pay unto such Officer and Soldier, the two-third Parts of such Arrearages as aforesaid: And he shall not, on any Pretence whatsoever, pay such Arrearage or any Part thereof, unto any Assignee or Assignees of such Soldier or Soldiers, nor to any Person or Persons in Trust, or for the Use of him the said Officer or Soldier, or Assignee or Assignees; but that the said shall be (*bona fide*) paid to the proper Person to whom it first commenced due, save only, that in Case of Death he shall pay the whole Arrearage they said shall be (*bona fide*) paid to the proper Person to whom it first commenced due, save only, that in Case of Death he shall pay the whole Arrearage to his Executors or Administrators, without any Manner of Deduction, except to answer Fines, or make good Embezzlements as aforesaid.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That if any Officer or Soldier shall, by Word or Writing, sell, transfer, dispose of, or assign to an Person or Persons whatsoever, his Share, or any Part thereof, of his Wages or Arrearages, either before or after the same shall become due, the said Sale and Assignments shall be utterly void to all Intents and Purposes: And if any of the Officers or Soldiers aforesaid, shall, on the said first day of *December*, appear before the said Pay-Master, in a Dress unsuitable to his Degree, or unfit to encounter the approaching Season, and Service in which he is to be employed, or his Cloaths shall be ragged; of all which Particulars the said Pay-Master is to make a careful Inspection; and in such, the said Pay-Master (in lieu and instead of paying the said Arrearage to the said Officers and Soldiers) shall purchase all such Cloaths as he shall find necessary and fitting as aforesaid and deliver them out with all convenient Dispatch, to the Person whose Arrearage he shall retain; provided, that he shall so retain; provided, that he shall not purchase all such Cloaths as he shall find necessary and fitting as aforesaid, and deliver them out with all convenient Dispatch, to the Person whose Arrearage he shall retain; provided, that he shall not purchase more than the Amount of Two-thirds of such Arrearage; and when the Cloaths are so delivered as aforesaid, he shall then make a Resettlement with every such Person; and at the Time of their final Disbandment, they shall receive all and every of their Arrears which shall be then found due to them. And the said Pay-Master, when thereunto required by the House of Assembly for the Time being of this Colony, shall take his solemn Oath on the Holy Evangelists of Almighty God, that the Account and Proceedings of his Conduct, which he shall so exhibit to the said House of Assembly, is just and true, to the best of his Knowledge.

AND Whereas it is unreasonable, that any Officer or Soldier, that now is, or hereafter shall be in the Service of this Colony, should receive Pay for such Time as he shall be absent from Duty: Therefore, BE IT ENACTED *by the Authority aforesaid*, That from and after the Publication of this Act, no Officer or Soldier in the Pay of this Colony, shall be intitled to Pay for such Time or Times as he shall be absent from the Forces upon Furlough, or otherwise, upon his private Occasions; and Law, Usage or Custom to the contrary thereof in any wise notwithstanding.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That the said *Stephen Crane*, Victualler of the said Forces, or the Victualler for the Time being, shall provide for, and allow unto each Officer and Soldier directed to be raised by this Act, the following Provisions every Week, *viz.* Seven Pounds of Bread, Seven Pounds of Beef, or in lieu thereof Four Pounds of Pork, Six Ounces of Butter, Three Pints of Peas, and Half a Pound of Rice: For which the said *Stephen Crane*, or the Victualler for the Time being, shall be allowed *Seven-pence Halfpenny* per Day, for victualling each Officer and Soldier on the Frontiers, and for transporting, at his own Expence, all the Provisions necessary for that Purpose: And also *Five Pounds* per Month, as a Reward for performing the Duty of Pay-Master, and other Duties enjoined him by this Act. And in case of the Death, Neglect, or Disability of the said *Stephen Crane*, then *Charles Hoff* is hereby appointed to succeed him; who, in case of such Succession, shall be, and is hereby declared subject to the same Duties and Penalties, and intitled to the same Rewards as his Predecessor; which said Pay-Master, before entering into the Colony's Service, shall give Bond, with one good and sufficient Surety (being a Resident and Freeholder in this Colony) to his Majesty, his Heirs and Successors, in the penal Sum of *One Thousand Pounds*, Proclamation Money; conditioned as followeth, (*that is to say*) *That if the said* A.B. *doth faithfully discharge the Duty of Pay-Master to the Forces in the Pay of the Colony of* New-Jersey, *stationed on the Frontiers for the defence thereof, until the Disbandment of the said Forces, (Death or Bodily Disability excepted) and doth not embezzle or misapply, or suffer to be embezzled or misapplied, any of the said Colony's Money or Ammunition, without retaining Stoppages out of the Offender or Offender's Wages, to make good the same, and doth well and truly pay the Officers and Soldiers their just Demands, according to Law, and keep just and true Account of all Monies received and disbursed, as also of all Damages accruing, and Stoppages retain'd in Satisfaction thereof; and shall render such Accounts to the House of General Assembly when thereunto required; and in all Things appertaining to his Duty, as Pay-Master to the said Forces, doth well and truly demean himself, according to the Directions, true Intent and Meaning of the Act of General Assembly, entitled,* An *Act* for the further Defence of the Frontiers of the Colony of *New-Jersey*; *then the above Obligation to be void and of no Effect, otherwise to be and remain in full Force and Virtue:* Which Bond, the Secretary of this Colony is hereby authorised and required to take and retain for the Use thereof. And the said Pay-Master shall keep a daily Journal of all Things by him advised, requested, or transacted; and

the same shall, from Time to Time, transmit to the General Assembly, for their Inspection.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That if any of the Officers or Soldiers aforesaid shall be disabled by the Enemy from getting his Living, and not having where-withal to maintain himself, he shall be maintained and supported at the publick Expence of the Colony, on the same Allowance that other Persons who receive publick Relief usually have. And the said One hundred and fifty Men shall be recruited, as often as Death, Desertion or Discharge of any Officer and Soldier shall render it necessary, so that the said Complement of One hundred and fifty Men, including Officers, be kept compleat and effective.

AND *Whereas* a Number of the Militia have been detached, and still remain on Duty, for the Defence of the Frontiers aforesaid, who are justly intitled to Pay for their Services: Therefore, BE IT ENACTED *by the Authority aforesaid*, That such of the said Militia who have been, and now remain stationed on the said Frontiers, for the Defence thereof, both Officers and Soldiers composing the same, shall be allowed and paid such Subsistence and Pay, as is directed to be allowed and paid to the Officers and Soldiers to be raised by Virtue of this Act, during such Time as they have been or shall continue there, and for such Time as shall be reasonably allowed them for going up, and returning to their respective Habitations: *Provided*, That at no Time the Subsistence and Pay be allowed to more Men than was detached on that Service.

AND *Whereas* a new Block-House below *Pehaqualia* Mountain, near the Mouth of *Paulin*'s-kill, or between that and the said Mountain, in the Colony of *New-Jersey*, is thought necessary to be erected for the further Defence thereof: Therefore, BE IT ENACTED *by the Authority aforesaid*, That it shall and may be lawful for the said Major or commanding Officer, to erect and build a new Block-house near the Mouth of *Paulin*'s-kill, or between that and the Mountain aforesaid, as he, in Conjunction with his Commission-Officers, or the major Part of them, shall think most expedient for the better Defence of the Colony, and for that Pupose to employ so many of the Troops under his Command for erecting the same, and clearing round a convenient Distance, as shall be needed; Carpenter's, Smith's and Mason's Work and Cartage only excepted; which, together with other Necessaries needed for the said Block-house, shall be provided and paid for by the Paymaster aforesaid, and allowed him in his Account against the Colony; in which said Block-house, when built, together with such other Block-houses as are already erected on the said Frontiers, he the said Major shall post so many of the said Troops so under his Command, as he, with Advice of his commissioned Officers, or the major Part of them, shall think necessary for guarding the same: *Provided always*, That he does not at any Time employ for such Guards, so large a Number of his said Troops as to render his Scouting-party less than fifty Men, which shall be always employed as a Scouting-party patroling as aforesaid; any Thing above expressed to the contrary hereof in any wise notwithstanding.

AND *Whereas* it might not be expedient for any of the Soldiers directed to be raised by Virtue of this Act, to be taken from the Militia of the County of

Sussex, as the Whole, in Case of any formidable Attack, might be needed for the Defence thereof: Moreover, when Soldiers are called to publick Service near their Habitations, they are often induced to neglect the same by Attention to private Affairs; and therefore, BE IT ENACTED *by the Authority aforesaid*, That it shall not be lawful for the said Major, or any of the Officers aforesaid, or others whatsoever, to inlist any Person or Persons whomsoever, in Quality of a Soldier, under the Degree of a Commission Officer, (Guides excepted) that now doth, or that shall hereafter belong to the Militia of the said County of *Sussex*, during the Continuance of this Act: And in case any Person shall be so inlisted, contrary to the true Intent and Meaning of this Act, the Person inlisting him, shall forfeit and pay the Sum of *Twenty Shillings;* and the Person inlisted shall be disabled from recovering or receiving any Wages for his Service; which said Penalty shall and may be recovered by any Person or Persons who will prosecute the same to Effect, with Costs of Suit; One-half thereof to the Prosecutor or Prosecutors, and the other Half to be applied to the Fund for rewarding signal Services, as aforesaid.

AND *Whereas* the *Indian* Enemy, are a very private and secret Enemy, and it has been thought Dogs would be of great Service, not only in discovering them in their secret Retreats among the Swamps, Rocks, and Mountains, frequent in those Parts, but also in assisting the Troops in pursuing and attacking them: Therefore, BE IT ENACTED *by the Authority aforesaid*, That it shall and may be lawful for the Pay-Master aforesaid, to procure, upon the best Terms he can, fifty good large strong and fierce Dogs; and the same so procured, to supply with Food necessary for either Subsistance, equal to ten Men's Allowance in Quality; which said Dogs shall be disciplined for, and employed in the Service, in such Manner as the said Major, in Conjunction with the Commissioned Officers, or the major Part of them shall think proper.

AND *Whereas* it's not only strictly just, but highly prudent, to reward and encourage such Acts of martial Bravery, as have a Tendency to distress the Enemy and defend ourselves: And whereas it's credibly reported, that one *John Vantile*, a Serjeant in the Pay of this Colony, with a Party of nine more under his Command, have lately exerted themselves against the common Enemy upon the Frontiers of this Colony, in a signal Manner; and that a Lad, aged about Seventeen Years, sirnamed *Titsort,* when pursued by the Enemy, shot one of them and secured his Retreat from the imminent Danger with which he was threatned, losing his Gun: Therefore, as a just Reward to the Above Persons, and to excite others to imitate their heroick Example, BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Pay-Master aforesaid, and he is hereby directed, to pay unto the said *John Vantile*, the Sum of Twenty *Spanish* Dollars, and to each of the Party under his Command, the Sum of Ten Dollars apiece; and to the said Lad, sirnamed *Titsort,* as aforesaid, the Sum of Thirty Dollars: And shall also procure for, and present the said *John Vantile,* and the said Lad, surnamed *Titsort,* with a Silver Medal each, of the Size of a Dollar, whereon shall be inscribed the Bust or Figure of an *Indian* prostrate at the Feet of the said *Vantile* and the Lad

aforesaid, importing their Victory over them, and to commemorate their Bravery, and their Country's Gratitude upon the Occasion. Which Medals, the said *Vantile* and Lad aforesaid, shall or may wear in View, at all such publick Occasions which they may happen to attend, to excite an Emulation, and kindle a martial Fire in the Breast of the Spectators, so truly essential in this Time of general War. And it shall be also lawful for the said Pay-Master, and he is hereby directed as aforesaid, to supply the Troops aforesaid, with a Surgeon, and such Medicines and Materials as may be necessary for his Use; which Surgeon shall constantly attend the said Troops, and have for his Wages *Four Shillings* per Day.

AND BE IT ENACTED *by the Authority aforesaid,* That the Forces aforesaid, shall be and continue in the Pay of this Colony, until the Twenty-first Day of *May* next, unless the Governor, with the Advice and Consent of his Majesty's Council, shall think fit sooner to disband the said Forces, or any Part thereof; in which Case, it shall and may be lawful for them to be disbanded.

AND *Whereas* it may so happen, that some of the Militia in the County of *Sussex*, might be useful in Quality of Guides, in case of Alarms, to conduct the Troops aforesaid to such Parts on the Frontiers, or elsewhere, with which they may be unacquainted; Therefore, BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the said Major to inlist a Number of Men, to be ready in case of Alarms, not exceeding Twenty in the Whole, to be employed in Quality of Guides, and not otherwise; and for the Time they shall be so employed, they shall be paid such Wages, and allowed such Subsistance, as the other Soldiers directed to be raised by Virtue of this Act are intitled to: Which Wages and Subsistance, the Pay-Master and Victualler aforesaid, is hereby directed to pay and supply.

AND *Whereas* the necessary Purposes cannot be attained without some Fund for supporting the same; the Inhabitants of this Province, labouring under extreme Difficulties, through the present heavy Taxes, and the great Scarcity of Money among them, for want of a Paper Currency as a Medium, to enable them to pay their Taxes: To provide for these and the like sudden Emergencies;

BE IT ENACTED *by the Governor, Council and General Assembly of the same,* That Bills of Credit to the Value of Ten Thousand Pounds, Money of *America,* according to an Act of Parliament made in the sixth Year of the Reign of the late Queen ANNE, entitled, *An Act for ascertaining the Rates of Foreign Coins in her Majesty's Plantations in* America, shall be immediately printed, made and prepared, as followeth, *viz. Two hundred and fifty* Bills each of the Value of Six Pounds, or Seventeen Ounces ten penny-weight of Plate. *Five hundred* Bills each of the Value of Three Pounds, or Eight Ounces fifteen penny-weight of Plate. *One thousand* Bills each of the Value of One Pound Ten Shillings, or Four Ounces seven penny-weight and twelve grains of Plate. *Two thousand* Bills each of the Value of Fifteen Shillings, or Two Ounces three penny weight eighteen grains of Plate. *Three thousand* Bills each of the Value of Twelve Shillings, or One Ounce fifteen penny-weight of Plate. *Three thousand* Bills each of the Value of Six Shillings, or Seventeen penny weight twelve grains of Plate. *Four thousand* Bills each of the Value of

Three Shillings, or Eight penny weight and eighteen grains of Plate. *Five thousand* Bills each of the Value of One Shilling and Six-pence, or Four penny weight and nine grains of Plate. *Six thousand five hundred* Bills each of the Value of One Shilling, or Two penny weight and twenty-two grains of Plate. Which Bills shall be indented, and impressed with the Arms of *Great-Britain* on the left Side of the said Bills; and there shall be printed near the Top and Bottom thereof, the Value of each Bill so made current; and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass current in *New-Jersey,* for
Ounces, Penny-weight, and Grains of Plate.

Which Bills, when printed, shall be delivered to *James Hude,* Esq; of the Eastern Division, and *Joseph Yard,* Esq; of the Western Division, two of the Signers thereof; who shall, and are hereby directed and impowered, upon the Delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required, to take an Oath or Affirmation to the Purpose following:

I A.B. *do declare, that from the Time the Letters were set, and fit to be put in the Press, for the printing the Bills of Credit now by me delivered to you, until the said Bills were printed, and the Letters unset and put into the Boxes again, I went at no time out of the Room in which the said Letters were, without locking them up, so as they could not be come at without Violence, a false Key, or other Art then unknown to me; and therefore, to the best of my Knowledge, no Copies were printed off but in my Presence; and that all the Blotters and other Papers whatsoever, printed by the said Letters while set for printing the said Bills, to the best of my Knowledge, are here delivered to you, together with the Stamps for the Indents and Arms: And that I have not, at any time, been privy or consenting to any other or more Bills being struck than I now deliver to you: And that in all Things relating to this Affair, I have demeaned myself, according to the true Intent and Meaning of the said Act, to the best of my Knowledge and Understanding.*

Which Printer, at the Time he has Orders to print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly. *Provided always,* That if any unforeseen Accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED *by the Authority aforesaid,* That the Bills made current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit lately current in this Colony, and shall be all signed and numbered by the said *James Hude* and *Joseph Yard;* and in case of their or either of their Deaths, or other Disability, by *John Smyth,* Esq; of the Eastern Division, and *Joseph Hollinshead,* Esq; of the Western Division, or one or both of them; and One-half of them shall be delivered to the Treasurer of the Eastern Division of this Colony, to be by him signed, and the other Half to the Treasurer of the Western Division, to be by him signed: And in case of Refusal or Disability of either of the said Treasurers, then any three of the Persons nominated in this Act are to sign the same.

AND in order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, the said Signers are to observe the Directions following, *viz.* First, before the said Signers do receive any of the said Bills, they shall, each of them, take an Oath, or Affirmation if Quakers, before a Justice of the Peace, *for the true Signing of the said Bills of Credit; and that they will sign no more than by this Act is directed; and that, to the best of their Skill, they will perform what by this Act they are enjoined as their Duty.* A Certificate of which Oath or Affirmation, is to be signed by the Justice and Deponent or Affirmant, and to be delivered to the Treasurers with the Bills, when signed by them. Secondly, on receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters; and they shall divide the fair Bills so received into two equal Parts; and to avoid Confusion, shall agree betwixt themselves, how the Part of each shall be numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. Thirdly, each of the said Signers may then carry his Part to his own House, there to be numbered and signed by him with all possible Expedition; which (or such Part as is then absolutely necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part numbered and signed by him to the other, in order for him to sign the same; and they shall then together, burn and destroy the Bills (if any be) over and above the Number hereby appointed to be issued; and in like Manner, shall do, from time to time, till all are signed and exchanged. Fourthly, Each of the said Signers may then carry the Part of the Bills aforesaid so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition; and when signed, in any Sums from time to time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate of his having taken an Oath or Affirmation as aforesaid, and the Stamps for the Indents and Arms; taking Receipts of the respective Treasurers for the same so delivered; which, when produced, shall be sufficient to discharge the said Signers respectively, their Heirs, Executors and Administrators, from such Parts of the said Bills as the Receipts do express.

AND BE IT ENACTED *by the Authority aforesaid,* That the said Treasurers shall, respectively, sign the Bills to them delivered (excepting as aforesaid) and under the Obligation of their Oath or Affirmation, for the due Execution of their Office respectively, pay them out according to the Direction of this Act, and no otherwise.

AND BE IT ENACTED *by the Authority aforesaid,* That the aforesaid Bills of Credit to be made and issued by Virtue of this Act, shall be and continue current, for and during the Time and Space of Five Years, to be computed from the Date of the said Bills, between Man and Man, but shall be received by the said Treasurers for Twelve Months thereafter, and no longer: And shall be paid and received for the same Value expressed in and upon each Bill, for Goods or Lands, or any other Thing bought and sold, by all Persons whatsoever, residing in and passing through this Colony, according to their Rates: And the Tender of the said Bills for Payment, or discharging any Debt

or Debts, Bargains, Sales of Land or other Things; Bonds, Mortgages, Specialties and Contracts whatsoever already made, either for Sterling Money, Silver Money of *America,* Dollars, or any other Species of Gold or Silver, or any other Quantity of Plate or Gold, shall be as effectual in the Law, to all Intents and Purposes, as if the Species contracted for, or the current Coin passing in this Colony, had been offered and tendered for the same.

AND BE IT ENACTED *by the Authority aforesaid,* That if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties to any Contract, Covenant, Bargain or Agreement whatsoever already made, or hereafter to be made, at any Time during the Currency of the said Bills; shall, upon Tender made before two lawful Witnesses, of all or any of their Debts, Dues and Demands whatsoever, (provided the said Tender be made of the whole Debt or Demand that is due from any one Person, and not of a Part) in the Bills of Credit made current by this Act, refuse to accept or receive the said Bills of Credit, in Discharge of the said Debts, Dues or Demands, according to their Value or Rates; he, she, or they so refusing to accept the said Bills of Credit, in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused; and they, and every of them, they, and every of their Heirs, Executors and Administrators shall, for ever be barred from bringing, his, her, or their Actions, for recovering the said Debt or Debts, Sum or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in bar to any Action or Actions that shall be so commenced.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons whatsoever within this Province, shall during the Currency of the said Bills of Credit, offer to sell, or expose to Sale, any Goods or Chattles, Lands or Tenements whatsoever, and deny, or refuse to sell, or ask a greater Value for the same unless Payment be made in current Silver Money, Gold, Plate, Dollars, or other Specie whatsoever, and not in the said Bills of Credit, whereby the Credit of the said Bills may be impaired; then and in such Case, the Person so exposing to Sale, and refusing as aforesaid, shall forfeit, for every such Offence, the Sum of *Twenty-Five Pounds,* to be recovered by Action of Debt, in any Court of Record within this Province, with Costs of Suit; the One-half to such Persons as shall sue for and prosecute the same to Effect, the other Half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons whatsoever, shall presume to counterfeit, or be aiding and assisting in counterfeiting or altering any of the Bills of Credit made current by this Act, so as to make them pass or appear to be of greater Value that they were made current for; or alter, or cause to be altered, any Bill or Bills, knowing the same to be counterfeit or altered as aforesaid, and be thereof legally convicted, he, she or they shall incur the pains and Penalties of Felony, without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That *Robert Ogden* and *Shobal Smith,* Esqrs. or *Thomas Scattergood,* and *Hugh Hartshorne,* or any two of them, are hereby authorised and directed, to agree

with the Printer, for the Price to be paid for printing the Bills, according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take Care that the Printer of the Bills of Credit doth truly perform the Duty hereby enjoined him.

AND BE IT ENACTED *by the Authority aforesaid,* That there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for printing them, as the said Inspectors, or any two of them, shall certify under their Hands, they had agreed to pay him for that Service. And there shall be paid for inspecting the Press, according to this Act, the Sum of *Six Pounds thirteen Shillings and Four-pence.* And there shall be paid to each of the Signers appointed by this Act, the Sum of *Ten Pounds.* All which Sums of Money, shall be paid by the Treasurers of this Colony, or either of them, out of the Money made current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts, when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors and Administrators, for so much.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That for the better Credit, and more effectual Sinking of the said Bills of Credit made current by this Act, there shall be assessed, levied and raised, on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the Sum of Ten Thousand Pounds, in the Year of our Lord One Thousand Seven Hundred and Sixty, ensuing; to be paid in the Proportions and Manner following, *viz.*

By the County of *Middlesex,* the Sum of *Nine hundred and six pounds, seven shillings and one penny half-penny.*

By the County of *Monmouth,* the Sum of *Thirteen hundred and fourteen pounds, six shillings and nine pence.*

By the County of *Essex,* the Sum of *Seven hundred and seventy eight pounds eleven shillings and four pence.*

By the County of *Somerset,* the Sum of *Eleven hundred and sixteen pounds, ten shillings and ten pence.*

By the County of *Bergen,* the Sum of *Six hundred and fifty-eight pounds, nineteen shillings and ten pence half-penny.*

By the County of *Burlington,* the Sum of *Twelve hundred and fifty pounds, three shillings and nine pence farthing.*

By the County of *Gloucester,* the Sum of *Seven hundred and eighty one pounds, sixteen shilling and one penny.*

By the County of *Salem,* the Sum of *Six hundred and ninety-eight pounds, ten shillings and eleven pence.*

By the County of *Cape-May,* the Sum of *One hundred and sixty seven pounds, one shilling and nine pence.*

By the County of *Hunterdon,* the Sum of *Fourteen hundred and seventeen pounds, fifteen shillings and two pence.*

By the Counties of *Morris* and *Sussex,* the Sum of *Five hundred and fifty-five pounds, twelve shillings and eight pence farthing.*

By the County of *Cumberland,* the Sum of *Three hundred and fifty-four pounds, three shillings and eight pence half-penny.*

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the several Quotas so proportioned as aforesaid, shall be assessed, raised, levied, collected and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions; and the several Officers shall receive the same Fees for their Services, as is directed by an Act, entitled, *An Act for levying a Fund at different Periods by provincial Taxes, for sinking the Sum of* Fifteen Thousand Three Hundred and Two Pounds and Four-pence, *now outstanding in Bills of Credit made current for his Majesty's Service in the late War:* And that the said Sum of *Ten Thousand Pounds,* to be raised by Virtue of this Act, shall be well and truly, applied for the Sinking the Bills of Credit made current by this Act, and for no other Use; and when the same shall be received by the Treasurers of this Province, by Virtue of the said Tax, they shall sink the same agreeable to the Directions of the last mentioned Act. *Provided,* That the Legislature shall not in the mean Time, agree upon some other Expedient for sinking the same in a more easy Method to the Inhabitants of this Colony.

WHEREAS there is an approaching Treaty to be held at *Easton,* in *Pennsylvania,* with the Chiefs of several *Indian* Nations, in order to settle a Peace with those People; and it being necessary for his Excellency the Governor of this Colony, to attend there, to forward so salutary a Work, which may be a great Security to the Frontiers, and a great Ease to the Inhabitants of this Colony; Therefore, BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful to and for the Treasurers of this Colony, or either of them, out of the Money made current by this Act, to pay to his said Excellency, his Executors and Administrators, such Sum of Money for defraying the Expence of himself, and of such other Persons as he shall think necessary to accompany him to *Easton* aforesaid, on the said Treaty, provided no Part thereof be expended in any Present to such *Indians;* and also such Sum as has or shall be at such Treaty necessarily expended in sending a Message to the *Munsey* or *Minisink Indians,* their coming down to give their Answer, and such Necessaries as they have been supplied with for their Return home: And the Receipt of his said Excellency, or his Executors or Administrators, when produced, shall be sufficient to discharge them the said Treasurers, or either of them, their Executors or Administrators, for so much as they or either of them shall pay by Virtue of this Act.

AND *Whereas* by the late Act of General Assembly, several Barracks for the Accommodation of his Majesty's Troops, were directed to be built within this Colony, but the Fund appropriated for that Purpose proving insufficient, it is necessary to supply the Deficiency thereof; Therefore, BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the said Treasurers, or either of them, out of the Money aforesaid, to pay unto the Managers, having the Oversight of building the said Barracks, or any two of them, so much Money as shall be sufficient for compleating the same. *Provided always,* That the said Managers shall not draw above *Three Hundred Pounds* out of the Treasury, by Virtue of this Act, for the Use of the Barracks at any one of the Places directed by Law; and the Receipts of them the said Managers, or any

two of them, shall be sufficient to discharge them the said Treasurers, or either of them, their or either of their Executors or Administrators, of and from so much of the said Money so paid as aforesaid.

WHEREAS the Committee on the publick Accounts, have reported a Ballance in Favour of *Jonathan Hampton,* Esq; late Pay Master and Victualler of the Province Forces on the Frontiers aforesaid: Therefore, to the End the same may be punctually paid, BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Treasurers of this Colony, or either of them, out of the Money aforesaid, to pay unto the said *Jonathan Hampton,* his Executors, Administrators or Assigns, the Sum of *Two hundred and thirty-six pounds eleven shillings and three farthings,* in full of his Account against this Colony; whose Receipt, or Order with a Receipt thereon for the same, shall be a sufficient Voucher to discharge them the said Treasurers, or either of them, their or either of their Heirs, Executors or Administrators, of and from the same.

WHEREAS by an Act, entitled, *An Act for making current* Fifteen Thousand Pounds, *in Bills of Credit, for the further Supply and Pay of the Forces lately raised in this Colony, under the Command of Col.* Peter Schuyler, *and for directing the Manner how the said* Fifteen Thousand Pounds *should be sunk;* passed in the Twenty-ninth Year of the Reign of GEORGE the Second; the Quotas of the several Counties of this Province were settled; and the Quota of the County of *Hunterdon* was settled at *Seven Hundred and eight Pounds seventeen Shillings and seven-pence,* for each of the Years One Thousand Seven Hundred and Fifty Eight, One Thousand Seven Hundred and Fifty Nine, and One Thousand Seven Hundred and Sixty; but by Mistake, either in transcribing the said Act by the Clerk of the House, or in the printing of the same, the said County of *Hunterdon*'s Quota, for each of the said Years aforesaid, is fixed at *Seven Hundred and eighty Pounds seventeen shillings and seven-pence.* Therefore, to remedy the said Mistake, BE IT ENACTED *by the Governor, Council and General Assembly, and by the Authority of the same,* That the Quota of the said County of *Hunterdon,* on the above recited Act, shall only be *Seven Hundred and eight Pounds seventeen shillings and seven-pence,* for each of the said Years One Thousand Seven Hundred and Fifty Eight, One Thousand Seven Hundred and Fifty Nine, and One Thousand Seven Hundred and Sixty: Which said Sums shall be assessed, paid and applied for the Uses and Purposes mentioned and directed in the above recited Act.

WHEREAS the Duplicates directed to be returned yearly to the Treasurers, are not become so numerous, that they are too burthensome to the Inhabitants, and not now necessary; BE IT THEREFORE ENACTED *by the Authority aforesaid,* That the Assessors shall not be obliged to return any Duplicates on any of the Taxes hereafter to be raised in this Province; nor shall any Officer incur any Penalty for any Neglect in that Respect; any Thing in this, or any former Acts to the contrary thereof in any wise notwithstanding.

Parker (1758) 3-19.

An ACT *to impower certain Persons to purchase the Claims of the* Indians *to Land in this Colony.*

WHEREAS it is the Inclination of the Legislature of this Colony, to settle and establish a good Agreement and Understanding with *Indians* who do and have inhabited the same: And as the satisfying their just and reasonable Demands will be a necessary Step thereto; and as a strict and minute Enquiry into their several Claims will be attended with very great Difficulty, Expence and Delay:

BE IT ENACTED *by the Governor, Council, and General Assembly, and it is hereby Enacted by the Authority of the same,* That it shall and may be lawful to and for the Treasurers of this Colony, or either of them, to pay unto the Honourable *Andrew Johnston, Richard Saltar,* Esqrs. *Charles Read, John Stevens, William Foster,* and *Jacob Spicer,* Esqrs. who are hereby appointed Commissioners on the Part of *New-Jersey* for this Purpose, or any three of them, out of any Money in their Hands, which now is, or hereafter shall be made current for the Service of the present War, such Sum and Sums of Money, as they may find necessary to purchase the Right and Claim of all or any of the *Indian* Natives of this Colony, to and for the Use of the Freeholders in this Colony, their Heirs and Assigns, for ever, so that the Sum expended in the Whole exceed not *Sixteen hundred pounds* Proclamation Money; and that the Sum expended in the Purchase of the Claims of the *Delaware Indians,* now inhabiting near *Cranbury,* and to the Southward of *Rariton River,* shall not exceed one half of the said Sum: And the Receipts of the said Commissioners, or any three of them, when produced, shall discharge them the said Treasurers, or either of them, their Executors and Administrators, for so much as they or either of them, shall pay out of the Treasury by Virtue of this Act.

AND *Whereas* the *Indians* South of *Rariton* River, have represented their Inclination to have Part of the Sum allowed them laid out in Land whereon they may settle and raise their necessary Subsistance: In order that they may be gratified in that Particular, and that they may have always in their View a lasting Monument of the Justice and Tenderness of this Colony towards them;

BE IT ENACTED *by the Authority aforesaid,* That the Commissioners aforesaid, or any three of them, with the Approbation and Consent of his Excellency the Governor, or the Governor or Commander in Chief for the Time being, shall purchase some convenient Tract or Tracts of Land, for their Settlement, and shall take a Deed or Deeds in the Name of his said Excellency or Commander in Chief of this Colony for the Time being, and of the Commissioners, and their Heirs, in Trust for the Use of the said Indian Natives, who have or do reside in this Colony, South of *Rariton,* and their Successors, for ever: *Provided nevertheless,* That it shall not be in the Power of the said Indians, or their Successors, or any of them, to lease or sell to any Person or Persons, any Part thereof. And if any Person or Persons, *Indians* excepted, shall attempt to settle on the said Tract or Tracts; it shall and may be lawful for any

Justice of the Peace, to issue his Warrant, to remove any such Person or Persons from such Land. And if any Person or Persons, *Indians* excepted, shall fall, cut up, or cart off, any Cedar, Pine or Oak Trees; such Person or Persons shall forfeit and pay, for each Tree so fell, cut up or carted off, the Sum of *Forty shillings;* to be recovered before any Justice of the Peace in this Colony, or other Court where the same is cognisable; one Half to and for the Use of his Majesty, his Heirs and Successors, to and for the Support of Government of this Colony, and the other Half to such Persons as shall prosecute the same to Effect.

AND *Whereas* the General Assembly are unwilling the Sum necessary for this Expence should be repaid by Tax upon the Inhabitants: BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful to and for the Commissioners, or the major Part of them, by and with the Approbation of his Excellency the Governor, or the Governor or Commander in Chief of this Colony for the Time being, to appoint proper Directors and Managers, to draw one Lottery, for the Raising of the Sum of *Six Hundred Pounds,* in the Month of *October,* which will be in the Year of our Lord One Thousand Seven Hundred and Fifty-Nine. One other Lottery, to be drawn in the Month of *October,* which will be in the Year of our Lord One Thousand Seven Hundred and Sixty; for the Raising the Sum of *Five Hundred Pounds.* And one other in the Month of *October,* which will be in the Year of our Lord One Thousand Seven Hundred and Sixty-One, for the Raising the Sum of *Five Hundred Pounds;* all exclusive of the Expence attending them.

AND the Directors or Managers shall be under Oath, for the due and impartial Performance of their Duties, and shall give Security for the true Performance of the same, and to pay into the Treasury the Produce of the said Lotteries. And the said Lotteries shall be regulated as to the Blanks, Prizes, Deductions, and in every other Article, in the same Manner as the publick Lotteries in the neighbouring Colonies have been, as nearly as may be.

AND as it may so happen, that there may be some Tickets remain in the Hands of the Managers at the Time the same should be drawn; and the Postponing the Time of Drawing is a Discouragement to the Adventures; BE IT ENACTED *by the Authority aforesaid,* That the Numbers of the Tickets remaining in the Hands of the Managers, shall be taken, and a Copy of the same shall, with the Tickets, be delivered to the Governor, and two other Copies to two of the Commissioners; and the Colony shall be liable to the Loss, and intitled to the Advantage arising therefrom.

PROVIDED, That no Conveyance to be made as above by the *Indians,* shall prejudice any Right they now have to hunt on any uninclosed Lands, or fish in the Rivers and Bays of this Colony.

AND BE IT ENACTED *by the Authority aforesaid,* That so much of the Money as shall be paid into the Treasury by Virtue of the Lotteries aforesaid, shall be sunk, in lieu of the same Sum to be deducted from the Funds to be sunk in the Year One Thousand Seven Hundred and Sixty Two.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the Lands to be purchased for the *Indians* as aforesaid, shall not hereafter be

subject to any Tax; any Law, Usage, or Custom to the contrary thereof in any wise notwithstanding.

Parker (1758) 20-22.

An ACT *for the Support of Government of his Majesty's Colony of* New-Jersey, *to commence the Twenty-first Day of* May, *One Thousand Seven Hundred and Fifty-eight, and to end the Twenty-first Day of* May, *One Thousand Seven Hundred and Fifty-nine; and to discharge the publick Debts, and contingent Charges thereof; and for Settling the Quotas in the respective Counties, and Levying a Provincial Tax.*

WHEREAS the Act for Supporting the Government of his Majesty's Colony of *New-Jersey* is expired: We, the House of Representatives, being willing and desirous to give all possible Demonstrations of our Duty, Loyalty and Gratitude, by providing for the Support of his Majesty's Government over us, do pray that it may be Enacted;

AND BE IT ENACTED *by the Governor, Council and General Assembly of this Colony of* New-Jersey, *and it is hereby Enacted and Declared by and with the Authority of the same,* That for paying the Salaries of the Governor, and other Officers appointed for the Administration of the Government of this Colony, there shall be, and there is hereby chearfully given unto his Majesty, his Heirs and Successors, the several Sums following, in Money, as it now passes in the Western Division of this Colony, to be paid out of such Money that now is in the Treasury, or shall be paid into the Treasury, by Virtue of this Act; *that is to say,*

To His Excellency FRANCIS BERNARD,[1] Esq; Governor and Commander in Chief of this Colony, at the Rate of *One thousand pounds per Annum,* Money aforesaid; to commence the Fourteenth of *June* last.

To *Samuel Nevill,* Esq; Second Justice of the Supreme Court of this Colony, *Twenty-five pounds per Annum,* Money aforesaid.

To *Richard Saltar,* Esq; Third Justice of the Supreme Court of this Colony, *Twenty-five pounds per Annum,* Money aforesaid.

To *Courtland Skinner,* Esq; Attorney General of this Colony, *Thirty*

pounds per Annum, Money aforesaid.

To *Andrew Johnston* and *Samuel Smith,* Esquires, Treasurers of this Colony, each *Forty pounds per Annum,* Money aforesaid.

To *Charles Read,* Esq; Clerk of the Council, *Thirty pounds per Annum,* Money aforesaid.

To *Richard Partridge,* Esq; Agent of this Colony at the Court of *Great-Britain,* or to the Agent for the Time being, appointed by the House of Representatives, *Eighty pounds per Annum,* Money aforesaid.

To *John Smyth,* Esq; Clerk of the circuits of this Colony, *Twenty pounds per Annum,* Money aforesaid.

To the Door-Keeper of the Council of this Colony, *Ten pounds per Annum,* Money aforesaid.

ALL which said several Sums above mentioned, shall be made and paid to the several Officers before mentioned, for their respective Salaries, for the Term of one Year, by the Treasurers of this Colony, or either of them, on Warrants to be produced to them, or either of them, signed by the Governor, or Commander in Chief for the Time being, in Council; and the Warrants so signed, with Endorsments thereon, made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That in case his Excellency *Francis Bernard,* Esq; Commander in Chief of this Colony, shall, by Death or otherwise, cease to be Governor or Commander in Chief of the same; or that any other of the respective Officers herein before mentioned, shall happen to die, or otherwise to be removed from their respective Offices, at any Time after the passing of this Act, and before the Twenty first Day of *May,* which will be in the Year of our Lord One Thousand Seven Hundred and Fifty Nine; that then and in such case, it shall and may be lawful for the Treasurers of this Colony for the Time being, and they, or either of them, are hereby authorised and commanded to pay to his Excellency *Francis Bernard,* Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received, or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid, or to the said respective Officers, dying, or being otherwise disabled from holding their Offices as aforesaid, shall remain in Arrear and unpaid to them, for his and their respective Salaries.

AND *Whereas* it is necessary that the present Governor should be provided with a House to live in, until one should be provided for that Purpose; BE IT ENACTED *by the Authority aforesaid,* That there shall be paid out of the Money aforesaid, to his said Excellency *Francis Bernard,* Esq; *Sixty Pounds per annum,* Money aforesaid, for House Rent, the said Term of one Year, provided he makes *Perth Amboy* or *Burlington* the Place of his Residence.

AND *Whereas* it is fitting and necessary, that the publick Debts, and contingent Charges of the Government, should from time to time be honourably and punctually discharged: Therefore, for defraying the same, we the House of Representatives, do further pray that it may be Enacted; AND BE IT ENACTED *by the Authority aforesaid,* That the said Treasurers, or either of them, shall pay out of the Money aforesaid, to his Excellency *Francis Bernard,* Esq; Governor of this Province, in Addition to his Salary for the first Year, in Consideration of the extraordinary Expence attending the Transportation of himself and Family in a Time of War, the Sum of *Five Hundred Pounds*: And to the Chief Justice, or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds* for each Time in the aforesaid one Year, that he, or either of them, shall hold the Court of *Nisi Prius,* and of Oyer and Terminer, and General Goal Delivery, when it shall be necessary that they be held at the same Time in the respective Counties of this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts, provided there shall be a real Occasion for holding the same: *Provided also,* That not any Thing shall be paid to either of the Justices aforesaid, for holding any of the above said Courts at the same Time that the Supreme Courts shall be held at *Perth-Amboy* and *Burlington. Provided always,* That no more than two of the said Courts of Oyer and Terminer and General Goal Delivery, held in any one County during the said one Year, shall be paid for by Virtue of this Act, one of them to be held, if there should be Occasion, at the yearly Time of holding the Courts of *Nisi Prius,* and the other of the said Courts of Oyer and Terminer and General Goal Delivery, if Application shall be made in writing, signed by the major Part of the Freeholders chosen by the said County, in Conjunction with any three Justices of the Peace (*Quorum unus*) of the said County, to any one of the Justices of the Supreme Court; and for holding one Court at *Cape-May,* during the said Time, *Five Pounds,* over and above the said *Ten Pounds.*

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the Treasurers, or either of them, shall pay the Sum of *Six shillings per diem,* unto each of the Council, for each Day that they have respectively attended, or shall attend, at any Sitting of the General Assembly, during the said one Year; upon Warrants by them, their Executors, Administrators or Assigns, to be produced, signed by the Governor or Commander in Chief, in Council, expressing the Number of Days eachof the said Council shall have attended.

AND BE IT ENACTED *by the Authority aforesaid,* That the said Treasurers, or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.*

To the Honourable *John Reading,* Esq; late President of this Province, for Arrears of his Salary, to the Time of the present Governor's Arrival, and House-Rent while he lived at Burlington, the Sum of *Forty-seven pounds,* Money aforesaid.

To Mrs. *Elizabeth Aynsley,* Widow of *William Aynsley,*[2] Esq; late Chief Justice of this Province, or her Order, the Sum of *Seventy pounds,* in full for her said Husband's Services.

To *Hugh Harshorne,* Esq; one of the Clerks of the House of Representatives, or any other Clerk of this House, for his Attendance, the Sum of *Eight shillings per diem,* for the Time he shall attend at any Sitting of General Assembly during the said one Year; also the Sum of *Four pence per sheet,* reckoning ninety Words to the Sheet, for entering the Minutes and Votes of any Sitting, during the Continuance of this Act, fair in the Book, copying the Laws and Minutes for the Printer; and to the said *Hugh Hartshorne,* the Sum of *Fifteen pounds,* for Pen, Ink and Paper, during this and former Sittings.

To the Secretary, for Charges attending Expresses to this Time, in full of his Account, the Sum of *Forty-two pounds five shillings and five pence.*

To each of the Treasurers of this Colony, *Six pence per pound,* for exchanging the ragged and torn Bills of Credit of this Colony; and to each of the said Treasurers, *Fifteen pounds,* for their extra-ordinary Services.

To *James Parker,* or any other Printer hereafter appointed, for printing the Minutes of the House of Representatives, of any Sitting during the Continuance of this Act; and to the King's Printer, for printing the Laws passed at any Sitting as aforesaid, or any other printing, such Sums as *Charles Read, Hendrick Fisher, John Johnston, Henry Paxson* and *John Ladd,* Esqrs, or any two of them, shall agree to be paid for the said Services.

To the Serjeant at Arms for the Time being, who shall attend the House of Representatives at any Sitting, during the said Term of one Year, the Sum of *Three shillings per diem.*

To the Serjeant at Arms for the Time being, who shall attend the Council in Manner aforesaid, the Sum of *Three shillings per diem.*

To the Door-Keeper of the House of Representatives for the Time being, who shall attend on the House in Manner aforesaid, the Sum of *Three Shillings and six-pence per diem.*

To *Richard Partridge,* Esq; Agent of this Colony, in full of his Accounts, for petty Expences, to the Twenty-third Day of *March,* One Thousand Seven Hundred and Fifty Eight, the Sum of *Seventy two Pounds.*

To *Henry Paxson,* Esq; to pay *John Shaw,* the Sum of *Twenty shillings* per Week, for the Use of a Room, Firewood and Candles, for the House of General Assembly.

To *Andrew Johnston,* Esq; the Sum of *Fifteen shillings* per Week, to pay for the Use of a Room, Firewood and Candles, for the Council, during any Sitting within the said Time.

To *Samuel Smith,* Esq; to pay for sundry petty Expences, for the Use of the House of Assembly, *Four Pounds fourteen shillings and one penny.* All which said several Sums abovementioned, shall be and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by virtue of Warrants to be signed by the Governor, or Commander in Chief for the Time being, in Council. And the said several Warrants, when produced by the said respective Treasurers, and Endorsements thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Executors and Administrators, on Account of the several

Payments so made and paid out of the Treasury as aforesaid.

AND BE IT FURTHER ENACTED *by the Authority aforesaid*, That the said Treasurers, or either of them, shall pay out of the Money aforesaid, the Sum of *Six shillings per diem*, to the Speaker, and every of the Members of the House of Representatives, for the Time each of them shall attend at any Sitting of General Assembly, during the said Term of one Year, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators, or Assigns, signed by *Charles Read, Robert Lawrence, Samuel Nevill, Joseph Yard, Hendrick Fisher, Jacob Spicer,* and *Henry Paxson*, Esqrs. or any three of them, expressing the Number of Days such Members shall have attended; And the said several Certificates, when produced by the said respective Treasurers, and Endorsements thereon made by the Person to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND *Whereas* the Treasury of this Colony neither is, nor can be supplied by Virtue of any Acts of General Assembly now in being, with Money sufficient for discharging the several Sums abovementioned, and such other Sums of Money which will be necessary for the Support of Government: For remedying of which, it is absolutely necessary to raise the Sum of *Three thousand pounds*, Money aforesaid, by a provincial Tax: And to the End the Sum of *Three thousand pounds*, Money aforesaid, may be equitably and effectually raised, according to the Time above specified, for Supply of the Treasury, for discharging the Said Sum of Money so given by this Act: IT IS HEREBY ENACTED *by the Authority aforesaid*, That there shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattels, Lands and Tenements, the said Sum of *Three thousand pounds,* Money aforesaid, in Manner following, *viz.*

All Householders the Tax of whose rateable Estate, exclusive of Certainties, does not amount to *Two shillings,* shall be rated at the Discretion of the Assessor, not under *One Shilling,* nor above *Thirty shillings.*

All Merchants and Shop-keepers, including Rum-Sellers, selling any Quantity less than a Barrel, (Tavern-Keepers excepted) shall be rated at the Discretion of the Assessors, not under *Two shillings,* nor above *Two pounds.*

All Grist-Mills, for each Pair of Stones, shall be rated at the Discretion of the Assessors, not under *Four shillings* nor above *Four pounds.*

All Saw-Mills shall be rated at the Discretion of the Assessor, not under *Five shillings,* nor above *Four pounds.*

All Fulling-Mills shall be rated at the Discretion of the Assessor, not under *Four shillings,* nor above *Forty shillings.*

All Furnaces shall be rated at the Discretion of the Assessors, not under *One pound ten shillings,* nor above *Three pounds ten shillings.*

All Forges that work Pig-Iron, shall be rated at the Discretion of the Assessors, not under *Seven shillings* nor above *One pound fifteen shillings.*

All Forges or Bloomaries that make Bar-Iron immediately out of the Ore, shall be rated at the Discretion of the Assessor, not under *Four shillings* nor above *Thirty shillings.*

All Glass-Houses shall be rated at *Three pounds fifteen shillings.*

All Stills, that distil Molasses, shall be rated at *Six pounds.*

All other Stills, that distil spirituous Liquors for Sale or Hire, shall be rated at the Discretion of the Assessor, not under *Two shillings* nor above *One pound.*

All Brew-houses, that brew for Sale or Hire, shall be rated at the Discretion of the Assessor, not under *Four shillings* nor above *Forty shillings.*

Every Ferry shall be rated at the Discretion of the Assessor, not under *Four shillings,* nor above *Four pounds.*

Every Coasting Sloop, Schooner, Shallop, Flat, Boat, that carries for Hire, Passage-Boat, Pilot-Boat and Wood-Boat, shall be rated at the Discretion of the Assessor, in Proportion to their Burthen and Business, not under *Four shillings* nor above *Fifteen shillings.*

Every single Man that works for Hire, and keeps a Horse or Mare, shall be rated the Sum of *Six shillings.*

Every single Man, that works for Hire, and does not keep a Horse or Mare, shall be rated the Sum of *Four shillings.*

Every bought Servant and Slave, being male, of sixteen Years old and upwards (except such Slaves as are not able to work) shall be rated the Sum of *One shilling.*

Every Coach, Chariot or Four-wheel Chaise, shall be rated the Sum of *Nine shillings.*

Every Two-wheel Chaise shall be rated the Sum of *Three shillings.*

Every Riding Chair and Kittereen shall be rated the Sum of *One shilling.*

All Cattle, Horses and Mares, of two Years old and upwards, shall be valued at *Twenty-five shillings* each Head.

All Sheep of one Year old and upwards, shall be valued at *Three shillings* each Head.

All profitable Tracts of Land, held by Deed, Patent or Survey, whereon any Improvements is made, the whole Tract shall be valued at the Discretion of the Assessor, in each respective County of this Colony, as followeth; *that is to say;*

In the County of *Middlesex,* not above *Forty pounds,* nor under *Eight pounds* per Hundred Acres.

In the County of *Monmouth,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Essex,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Somerset,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Bergen,* not above *Forty pounds,* nor under *Eight pounds* per Hundred.

In the County of *Burlington,* not above *Forty-five pounds,* nor under *Nine*

pounds per Hundred.

In the County of *Gloucester,* not above *Forty pounds,* nor under *Eight pounds* per Hundred.

In the County of *Salem,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Cape-May,* not above *Twenty pounds,* nor under *Five pounds* per Hundred.

In the County of *Hunterdon,* not above *Forty pounds,* nor under *Eight pounds* per Hundred.

In the County of *Morris,* not above *Twenty pounds,* nor under *Five pounds* per Hundred.

In the County of *Cumberland,* not above *Thirty pounds,* nor under *Six pounds* per Hundred.

In the County of *Sussex,* not above *Twenty pounds,* nor under *Five pounds* per Hundred.

AND BE IT ENACTED *by the Authority aforesaid,* That every Hawker, Pedlar, Petty Chapman, or Wholesale Trader, travelling on Foot, and exposing his or her Goods for Sale, excepting Linnen, or other Goods of their own Manufacture within this or the neighbouring Colonies, shall, before he or she offers any such Goods to Sale in any County of this Colony, first pay, over and above the Rates he or she is to pay by other Acts of Assembly, unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *One pound,* during the said one Year.

AND every Hawker, Pedlar, Petty Chapman, or Wholesale Trader, travelling with a Horse or Carriage, or any other Beast of Burthen, and exposing his or their Goods and Wares to Sale, (excepting such as before excepted) shall, before he, she or they offer any such Goods to Sale in any County of this Colony, first Pay unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *Two pounds,* during the said one Year. And if the said Hawker, Pedlar, Petty Chapman, or Wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County where he or she has travelled and exposed Goods to Sale as aforesaid, that he or she has paid the Sum beforementioned, shall forfeit for every such Offence, the Sum of *Five pounds,* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Province; one Half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of that County where such Offence or Offences shall be committed as aforesaid, and the other Half to the Use of the Person so suing and recovering the same, with Costs of Suit: And the said Justice is hereby authorised, impowered and commanded, to hear and determine the same.

AND BE IT ENACTED *by the Authority aforesaid,* That the Sum of *Three thousand pounds,* Money aforesaid, be assessed, levied and paid into the Treasury, on or before the Twenty-first Day of *November* next, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *Two hundred and seventy one*

pounds, eighteen shillings and one penny half-penny.

By the County of *Monmouth,* the Sum of *Three hundred and ninety-four pounds, six shillings.*

By the County of *Essex,* the Sum of *Two hundred and thirty-three pounds eleven shillings and four pence half-penny.*

By the County of *Somerset,* the Sum of *Three hundred and thirty-four pounds, nineteen shillings and three pence.*

By the County of *Bergen,* the Sum of *One hundred and ninety-seven pounds, fourteen shillings.*

By the County of *Burlington,* the Sum of *Three hundred and seventy five pounds, one shilling and one penny half-penny.*

By the County of *Gloucester,* the Sum of *Two hundred and thirty four pounds, ten shillings and nine pence.*

By the County of *Salem,* the Sum of *Two hundred and nine pounds, eleven shillings and three pence.*

By the County of *Cape-May,* the Sum of *Fifty pounds, two shillings and six pence.*

By the County of *Hunterdon,* the Sum of *Four hundred and twenty five pounds, six shillings and six pence.*

By the County of *Morris,* the Sum of *One hundred* and *eleven pounds, two shillings and six pence.*

By the County of *Cumberland,* the Sum of *One hundred and Six pounds, five shillings and one penny half-penny.*

By the County of *Sussex,* the Sum of *Fifty-five pounds, eleven shillings and six pence.*

AND BE IT ENACTED *by the Authority aforesaid,* That the Assessors, for the assessing the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Province, entitled, *An Act for the more regular chusing and electing Assessors and Collectors in the respective Towns and Counties in this Province;* which said Assessors shall, before they do any Thing in Pursuance of this Act, severally take the following Qualification before any one Justice of the Peace in the respective Counties, *viz. That you will truly and impartially value and assess the ratable Estates of the Inhabitiants of the Township or Precinct of pursuant to the Directions of this Act; and also assist the other Assessors in settling the Quotas, according to the best of your Skill and Understanding,*

AND BE IT ENACTED *by the Authority aforesaid,* That the Town, Precinct and District Collectors, for collecting the several and respective Sums aforesaid, (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony) shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, as aforesaid, by the several Towns, Precincts and Districts aforesaid, according to the Directions of the Act of General Assembly above referred to, entitled as aforesaid.

AND BE IT ENACTED *by the Authority aforesaid,* That the County

Collectors, for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, as aforesaid, in each respective County in this Colony, according to the Directions of an Act of General Assembly, entitled, *An Act to enable the Freeholders, in Conjunction with three Justices of the Peace, to chuse a Collector for each respective County within this Province.*

AND to the End the said several and respective Sums aforesaid, may be equitably assessed and levied, BE IT ENACTED *by the Authority aforesaid,* That all and every of the Inhabitants and Freeholders of each County in this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sirnames, and of their Estates, real and personal, made rateable by this Act, where the same doth lie; which the Assessor shall take down in writing, in order to be enabled thereby to make just and true Assessments of such rateable Estates, and to render Duplicates thereof to the Town, Precinct and District Collectors chosen as aforesaid, by the Times herein after prescribed for that Purpose. And in case any of the Inhabitants or Householders shall, at any Time, neglect or refuse to give in such Account of their said Estates, real and personal, such Person or Persons so neglecting or refusing, shall forfeit the Sum of *Three pounds,* Money aforesaid, and be assessed and rated the Double of the Sum of what the said Assessors, in their Discretion, may suppose the said Person or Persons so neglecting or refusing, might overwise, in Proportion to their Estates, have been rates at. And in case the said Assessors, or any of them, shall, at any Time within the Space of Thirty Days after such Accounts are given in, have certain Knowledge, or Reason to believe or suspect, that any Person or Persons have concealed, or not given in a full Account of their Estates real and personal, made rateable as aforesaid; then and in such Case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined, to make a List or Catalogue of the Names of the Person so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace of the respective County, who is hereby authorised, impowered and commanded, to summon such Person or Persons so delinquent, or supposed to be delinquent, at a Day and Place to be appointed and prefixed, and then and there to examine such Person or Persons touching the List of their respective Estates so as aforesaid given in, or touching any other Matter which may any way concern the Premises. And if on such Examination, or otherwise, it shall appear that such Person or Persons have been guilty of concealing, or not given in any Part of their Estate made rateable as aforesaid, such Person or Persons shall forfeit and pay the Sum of *Three pounds,* Money aforesaid, and shall be rated double the Value of what the Part of his Estate so concealed, would have been rated at. And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefix'd him, her or them; every Person so making Default, his, her or their rateable Estate shall be rated double the Value of what the said Assessors respectively may, in their Discretion, suppose the said Delinquents

might otherwise have been rated at, in Proportion to their Estates; and also be subject to the aforesaid Fine of *Three pounds,* for not giving in a true Account of his Estate as aforesaid. For all which Penalties aforesaid, the said Justices, on due Conviction as aforesaid, shall give Judgment, with reasonable Costs, and thereupon issue his or their Warrant, directed to the Constable of the respective Town, Precinct or District, for distraining the same on the Goods and Chattels of such Offender: And in case no such Goods and Chattels can be found, then to take the Bodies of the Offenders, which shall be committed to the Goal of the said County, there to remain in close Custody, until the said Penalties and Costs shall be paid; and the same Penalties, when recovered, shall be paid to the Collector of such respective County, to be disposed of, for and towards the Support of Government as aforesaid.

Provided always, That if any Person or Persons shall think him, her or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons, in the Space of Ten Days then next following, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the said County, but not after; who, upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED *by the Authority aforesaid,* That for assessing the said Sum of *Three thousand pounds,* Money aforesaid, to be assessed, levied and paid into the Treasury, on or before the Twenty-first Day of *November* next, the Assessors aforesaid, respectively, shall take a true Account, and make exact Lists, with Columns therein, of all those Persons and Things made rateable as aforesaid, on or before the Twentieth Day of *September* next: And on the first Day of *October* following, shall meet at the Court-House in all the Counties, except in the County of *Middlesex,* for which they shall meet at *Piscataway;* for the County of *Hunterdon,* at *Philip Ringo*'s in *Amwell;* for the County of *Morris,* at *Jacob Ford*'s; and for the County of *Sussex,* at the same Place: And at the said respective Places, shall compute what the Sum Total of all the Certainties laid by this Act in the said Counties shall amount unto, and the Rates and Penalties received by the Collectors thereof, to and for the Support of Government as aforesaid, (if any such Rates and Penalties shall happen to be so received) and shall also, then and there, likewise compute the Value of all the Estates, real and personal, given into the said Assessors, within each of the said Towns, Precincts or Districts in each and every County of this Colony, at the Value in this Act mentioned and expressed, and at such other Value, as they, or the Majority of them then present, in their Discretion, shall think reasonable to fix, according to the Restrictions and Directions herein before limitted and prescribed: And after deducting the Certainties, Rates and Penalties aforesaid (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of the respective Counties, the said Assessors shall add their own and the Collectors Fees to the Remainder, and assess such Remainder and Addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several and respective Counties, so as to make up and pay each of their several

and respective Quotas, with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury by the Times abovementioned. And the Assessors aforesaid, respectively, within Ten Days after making such Assessment, shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of each respective Assessments, containing, in distinct Columns therein to be made for that Purpose, as well an exact Account of the Certainties, Rates and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon made, in Form following.

A LIST *of all Rateables in the Township of* *in the County of* *in the Province of New Jersey, with the Assessments made thereon in the Month of* *in the Year of our Lord 1758.*

PERSONS NAMES	Value of the Land	Acres of Land	Horses and Cattle, at 25s. each	Sheep, at Three Shillings each	Servants and Slaves, 1s.	Single Men who keep a Horse, 6s. each	Single Men, 2s.	Sloops, Scooners, Shallops, Boats, Flats, &c.	Merchants and Shop-keepers	Grist-Mills and Number of Stones	Saw-Mills	Fulling-Mills	Furnaces	Forges, with Number of Fires	Bloomaries	Glass-houses	Still-Houses that distil Molasses	Other Stills	Ferries	Brew-Houses	Coaches, Chariots, and Chaises, 9s. each	Two Wheel Chaises, at 3s. each	Riding Chairs, & c. 1s. each	£ s. d.

Here cast up the Total of each Kind of Rateables, as well as the Sums they amount to.

AND BE IT ENACTED *by the Authority aforesaid,* That in case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office, or neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessment by the Time above particularly prefixed, or shall otherwise neglect or refuse to do any other Duty, Matter or Thing required and enjoined them by this Act, every such Assessor so offending, shall forfeit for each Offence, the Sum of *Five Pounds,* Money aforesaid; to be recovered by the Collector of each respective County within this Colony, where such Offence or Offences shall be committed, in any Court of Record where the same shall be cognizable, with Costs of Suit; One half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied as aforesaid, and the other Half to such Collector so recovering the same, with Costs of Suit: And the said County Collectors respectively, are hereby authorized, enjoined and required to sue for the same accordingly. And in case the said Collectors, or either of them, shall, knowingly conceal or neglect to sue any such Assessors so delinquent as aforesaid, for the Space of Ten Days after such Notice of such Offence or Offences, then and in that Case such Collector so offending, shall forfeit the Sum of *Five Pounds,* Money aforesaid, for each Offence; to be recovered by any Person who will sue for the same: One-half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so offending shall reside, and the other Half, with Cost of Suit, to the Person so suing. And the Assessors aforesaid, shall have and receive of and from the County Collectors aforesaid, the Sum of *Eightpence* per Pound, for their Trouble of assessing the several and respective Sums directed to be raised by this Act as aforesaid.

AND BE IT ENACTED *by the Authority aforesaid,* That the Collectors aforesaid of each respective Town, Precinct or District, within the several Counties of this Colony, within thirty Days after the Receipt of the Duplicates from the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon, as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid; together with such Duplicates or Copies thereof. And in case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof so collected, and such Duplicates, whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefixed them for that Purpose; every such Collector so offending shall forfeit for each Offence, the Sum of *Five pounds,* Money aforesaid. And in case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoined them by this Act, neglect or refuse the same, every such Collector, for each Offence, shall forfeit the Sum of *Five pounds,* Money aforesaid. All which Penalties, the County Collectors aforesaid respectively, are hereby authorised, impowered and commanded to sue for in any Court of Record in this Colony, where the same shall be cognizable; One-half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid, and the other Half to such County Collector so suing, with Costs of Suit. And

in case the said County Collectors aforesaid, or either of them, shall knowingly conceal, or neglect to sue any such Town, Precinct or District Collectors so delinquent as aforesaid, for the Space of Ten Days after Notice of the said Offence or Offences; then and in that Case, such County Collectors so offending, shall forfeit the Sum of *Five Pounds,* for neglecting to sue for the Recovery of such Sum or Sums of Money so collected by such Town, Precinct or district Collectors; and the said Sum of *Three Pounds,* for neglecting to sue for any other less Breach of Duty, Matter or Thing required and enjoined them by this Act as aforesaid. All which Penalties, may and shall be recovered by any Person who will sue for the same, in any Court of Record within this Colony; One-half to his Majesty, his heirs and Successors, to and for the Support of Government, to be applied in Manner aforesaid, and the other Half to the Person so suing, with Costs of Suit. And the Town, Precinct or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *Six-pence* per Pound, for all such Money as they respectively shall gather and pay to the County Collectors aforesaid, by Virtue of the Directions of this Act. And if any Person or Persons shall refuse or neglect to pay his or their Tax to the Town, Precinct or District Collector or Collectors, when demanded, or Notice given at their respective Places of Abode, such Collector or Collectors, within Twenty Days after making such Demand, or giving such Notice, shall make out a List of the Name and Sirname of such Delinquent or Delinquents, with what Sum or Sums he, she or they is or are to pay, and make Return thereof to any one Justice of the Peace of such County, where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant to the Constable of such Town, Precinct or District, to make Distress on the Delinquent or Delinquents Goods and Chattels, and make Sale thereof at a publick Vendue, in any Town or County within this Colony, and pay the Tax or Taxes for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County; and after Payment made, to retain *Two-pence,* for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same, and *One Shilling* to the Constable for each Distress and Sale; and the said Constable shall pay the same to the Collector, within six Days after receiving it; and shall forfeit *Forty Shillings,* for Breach of any Part of his Duty enjoined him by this Act, to be recovered and applied as aforesaid: And if any Overplus shall then remain, the same to be returned to the Owner or Owners thereof: And where Goods and Chattels cannot be found, the Constable or Constables of such Towns, Precincts or Districts, is, and are hereby impowered and required, to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and to deliver him or them to the Sheriff of such County or Counties, who is and hereby are impowered and required to keep such Delinquent or Delinquents in safe Custody, until Payment shall be made, and all Charges accrued thereby defrayed.

AND BE IT ENACTED *by the Authority aforesaid,* That if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money, for Rates or Forfeitures, by virtue of the Directions of this Act, before the Taxes herein

before mentioned shall be assessed, every such Collector shall immediately render an Account thereof to the Assessor of the County respectively, where such Money shall be so received; to the End the said Assessor may deduct the same from the Quota of such County, and assess the Remainder thereof equally upon those Persons or Things made rateable as aforesaid. And in case such Collector or Collectors shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing shall forfeit for every such Neglect or Refusal, the Sum of *Five pounds* Money aforesaid; to be recovered by any Person who will prosecute the same to Effect, in any Court of Record where the same shall be cognizable, one Half to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony, to be applied as aforesaid, and the other Half to the Person so prosecuting, with Costs of Suit.

AND BE IT ENACTED *by the Authority aforesaid,* That the Collectors aforesaid of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by Virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the Twenty-first Day of *November* next, and with the said Sums of Money, shall also deliver unto the Treasurers aforesaid, at the Time aforesaid, an exact Copy of the Assessments of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the Plan herein before mentioned; for which said Sums of Money, Copy of Assessment, and Account of Deficiencies, if any there be, the said Treasurer shall give the said Collector a Receipt; which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally of and from the same: But in case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment, and Accounts of Deficiencies, unto the said Treasurers as aforesaid, by the Time above prefixed for that Purpose, every such Collector so offending, shall forfeit for every such Offence, the Sum of *Fifty Pounds,* Money aforesaid, to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable; One-half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the Defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending shall respectively belong, and the other Half to the said Treasurers, or either of them so suing, with Costs of Suit. And in case the said Treasurers, or either of them, shall knowingly conceal or neglect, for the Space of Twenty Days, to sue any such County Collector or Collectors so offending as aforesaid; such Treasurer or Treasurers so concealing or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such Concealment or Neglect to be recovered in any Court of Record within this Colony, where the same shall be cognizable, by any Person who will sue for the same; One-half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied in Manner aforesaid, and the other Half to the Person so suing as aforesaid. And the County Collectors aforesaid, shall have and retain in their Hands, the Sum of *Two-pence* per Pound,

for all such Money as they shall respectively receive and Pay unto the Treasurers aforesaid, by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Justices of the Peace of each County in this Colony, or any three of them (*Quorum unus*) and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account concerning the Money they shall receive by Virtue of the Directions of this Act in the said Counties, at such Time or Times, and as often as the said Justices and Freeholders may deem convenient. And in case any of the said County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands, after the Quota of the County shall be paid unto the Treasurers of the Division to which such Collector shall respectively belong, and the Fees by this Act allowed for assessing, collecting, receiving and paying the same unto the Treasurers aforesaid; then and in that Case, it shall and may be lawful for the said Justices and Freeholders, to order the Money so remaining in such Collector's Hands to be continued therein; and likewise, to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment to be made therein, to the End the said Assessors may deduct the same from Quotas of said County, and assess the Remainder on those Person and Things made rateable by this Act as aforesaid. And in case the said Collectors, or any of them, shall neglect or re-refuse to render Account as aforesaid, on reasonable Notice to them given, or shall neglect or refuse to notify the said Assessors of the Money remaining in their Hands as aforesaid, or shall neglect or refuse to pay such Money unto the Treasurers of the Division to which they shall severally belong; every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *Fifty Pounds,* Money aforesaid; and every such Collector so neglecting or refusing to notify the Assessors aforesaid, of the Money so remaining in his Hands as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *Five Pounds,* Money aforesaid. And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands, unto the Treasurer of the Division to which he shall respectively belong, as Part of the Quota of the County for which he shall be Collector, shall forfeit for every such Neglect or Refusal the Sum of *Five Pounds,* Money aforesaid. All which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, to any Person who will sue for the same, One-half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due, the other Half to the Person so suing, with Costs of Suit.

AND BE IT ENACTED *by the Authority aforesaid,* That in case any Assessor or Collector of either of the Townships, Precincts or Districts in the Counties aforesaid, shall refuse to act, or shall die or remove, before another can be chosen in his Room by virtue of an Act of General Assembly herein referred to; then and in that case, the Constable or Constables of such Town, Precinct or District, is hereby commanded immediately to give Notice thereof

to any Justice of the County, who is hereby required to issue out his Warrant, to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants, Housholders thereof, to meet at the usual Place of the Town-Meeting, within six Days, who shall then and there proceed to elect another Assessor or Collector, in the said Manner as by the said former Act referred to is directed and appointed.

And if any County Collector shall refuse to act, or shall die or remove, then the Justice who lives nearest to such Collector, or other Justice, shall issue his Warrant to the Constables, to summon the Justices and Freeholders chosen for such County, to meet within ten Days, who shall chuse a Collector in the Room of such so refusing, dying or removing, in the same Manner as by a former Act referr'd to is directed and appointed. And the Assessor or Collector so elected, shall transact, do and perform all whatsoever the other Assessor or Collector was obliged to, and be subject to the like Pains and Penalties for Misbehaviour.

AND BE IT ENACTED *by the Authority aforesaid,* That if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing by this Act enjoined them to do and perform; every such Justice so neglecting or refusing, shall forfeit for each Offence, the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same in any Court of Record of this Colony, where shall be cognizable; One-half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied towards the Quota of the County where such Offence shall be committed, the other Half to the Person so suing, with Costs of Suit.

AND *Whereas* many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein, nor paying Rent for the same; yet, nevertheless, do actually hold and occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee-simple Estates: And to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied for the Lands they severally hold and occupy as aforesaid, would be a manifest Injury to the said Freeholders, and other Inhabitants of this Colony, made rateable by this Act: For remedying of which, BE IT ENACTED *by the Authority aforesaid,* That all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands, not having the Property thereof, or paying Rent for the same, shall, notwithstanding, give a true Account of the particular Parts of all such Lands which they are respectively seated on, both clear and wood-Land, as much as they pretend to hold, to the Assessors of this Colony respectively, when thereunto required, and shall pay their several and respective Taxes for the same, in the like Manner as the Freeholders aforesaid are liable to do, by Virtue of the Directions of this Act; and for neglecting or refusing to give such Account, and pay such Taxes as aforesaid, shall be subject to the like Pains and Penalties as the said Freeholders are subject to by Virtue of the Directions of this Act as

aforesaid, any Thing contained in this Act to the contrary hereof in any wise notwithstanding.

AND *Whereas* the Owners of some profitable Tracts of Land, whereon Improvements are made, may not reside in the same County or Township where such Land lies; whereby it may be difficult to recover the Tax assessed on said Land. For Remedy whereof, BE IT ENACTED *by the Authority aforesaid,* That the Tenant or other Person residing on, and having the Care of such Lands, their Goods and Chattels, and the Goods and Chattels of the Landlord, (on his Refusal or Neglect to pay) if there found, shall be liable to be distrained for Payment of said Tax. And in case the Tenant, or Person having the Care thereof, shall pay, or their Goods be distrained for the same; then it shall and may be lawful to and for the said Tenant to deduct the Tax so paid out of the Rent agreed for, and for the Tenant or Tenants, or Person having the Care of said Land, to recover the same from the Owner, by Action of Debt; in any Court where the same shall be cognizable, together with Costs of Suit: *Provided,* that Nothing in this Act shall in any Manner alter any Contract heretofore made between any Landlord and Tenant; *provided,* that the Tenant shall not be liable to pay more than his Yearly Rent. And if it shall so happen, that the Tenant by his Lease shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also if the Tenant or Tenants Rent do not amount to the Tax assessed, for what he leases; it shall be lawful for the County Collector to recover the same from the Landlord, by Action of Debt or Distraint, as he shall judge most convenient.

Provided always, That it is the true Intent and Meaning of this Act, that all Lands purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

Parker (1758) 23-39.

1. Francis Bernard (1712-1779) became governor of New Jersey in 1758 and served two years. In 1760 he was appointed governor of Massachusetts.

2. William Aynsley (?-1758) was appointed chief justice of the province in February 1757.

An ACT *for altering one Part of a Six-Rod Road, which leads from* Perth-Amboy *Ferry to* Burlington.

WHEREAS by an Act of General Assembly of this Colony, passed in the third Year of the Reign of King GEORGE the First, all the Roads and Highways within the said Colony, of six and four Rods wide, were confirmed and established. And Whereas all Roads and Highways of six Rods wide, laid out before the said Act, are not subject to any Alteration, but by Virtue of the same Power and Authority which confirmed and established the same; and the Road and Highway leading from *Perth-Amboy* Ferry to *Cranbury-Brook,* and from thence through *Allen-Town* to *Burlington,* is of six Rods wide, and laid out before Act of Assembly was passed. And Whereas *Adrian Bennet,* and several of the Inhabitants about *Cranbury-Brook* aforesaid, in the County of *Middlesex,* have, by their humble Petition to the General Assembly, set forth, that one Part of the said Road passed through the Farm or Plantation of the said *Adrian Bennet,* near *Cranbury-Brook* aforesaid, in such a disadvantageous Manner, as was a great Detriment to the said Farm or Plantation; upon which Account the said *Adrian Bennet,* for his own Advantage, and without any Intention to discommode the Publick, at his own Costs and Charges, hath opened and wellcleared a Road running along the Outside of his said Farm or Plantation; which said Road hath been used as a publick Highway for several Years, without any Complaint or Inconvenience, being upon firm Land and somewhat shorter then the former Road; and therefore praying, that the said Highway so opened and cleared as aforesaid, may be confirmed and established by Act of Assembly:

BE IT THEREFORE ENACTED *by the Governor, Council, and General Assembly, and it is hereby Enacted by the Authority of the same,* That such Part, and so much of the said Six-Rod Road and Highway, from *Perth-Amboy* to *Burlington* as aforesaid, which leads or runs through the Farm or Plantation of the said *Adrian Bennet,* near *Cranbury-Brook* as aforesaid, is hereby declared to be vacated, and shall from henceforth become useless, null and void, as to a publick Highway; and in Lieu thereof, that Part of the aforesaid Six-Rod Road and Highway is laid out and shall now run as followeth, *to wit.* Beginning at or about the North-west Corner of the Farm or Plantation now belonging to *Rem Vander Beek,* in the said Road, and from thence running North North-East along the outside Line, and within the Bounds of the said *Adrian Bennet*'s own Land, extending Six Rods in Breadth the whole Way, until it cometh near opposite to the North-East Corner of the Farm or Plantation of *John Wetherill,* Esq; and from thence about a North-Easterly Course as the Road is now cleared, within the Bounds of the said *Adrian Bennet*'s own Land, and extending Six Rods wide the whole Way, until it shall meet the former old Six Rod Road as aforesaid.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the said new Six Rod Road, so laid out, described, butted and bounded by virtue of this Act as aforesaid, shall be from henceforth deemed, taken and esteemed a Part and Parcel of the aforesaid Six Rod Road and Highway leading from *Perth-Amboy* Ferry to *Cranbury-Brook,* and from thence through *Allen-town* to *Burlington,* as aforesaid, and the said Road shall be worked upon, repaired and amended, in the same Manner and Form, and under the same Restrictions,

Penalties and Forfeitures, to be sued for, recovered and levied also in the same Manner and Form as is already directed and provided for by former Laws relating to Highways.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the said Six Rod Road and Highway, as it is now altered and laid out by this and former Acts of Assembly, shall not be subject to any Alteration whatsoever, but what may be thought proper and necessary by the same Power and Authority which hath confirmed and established the same; any Thing to the contrary hereof in any wise notwithstanding.

Parker (1758) 39-40.

An ACT *for the Settlement and Relief of the Poor.*

WHEREAS it is found by Experience, that the Laws of this Colony, made for the Settlement and Relief of the Poor, and for removing Vagrants, and other idle and disorderly Persons wandering about the Country, have not proved effectual for the good Purposes for which they were intended, nor sufficiently securing the Inhabitants of this Colony from being oppressed with great Charges, arising by such idle and disorderly Persons coming from the neighbouring Provinces into this Colony, and concealing themselves in the several Townships thereof, until they have either gained a Settlement, or become so sick and infirm that they cannot be removed: For the more effectual Remedy of these Inconveniencies, and for the better providing for the Settlement and Relief of such poor Persons belonging to this Colony, as are or may be lawfully intituled to the same;

BE IT ENACTED *by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same,* That no Person or Persons whatsoever, coming into any County, City, Town corporate, Township or Precinct within this Colony, Mariners and other healthy Persons arriving in any Vessel from beyond Sea, lading or unlading in any Port of this Colony, only excepted, shall be esteemed and deemed to have obtained a legal Settlement in the same, unless such Person or Persons be a Native of such Place, or shall have lived at least one whole Year at one Time, either of the Place by him, her or them purchased or hired for at least *Five Pounds* yearly Rent in such Place, or have served one Master or Mistress the said Term of one full Year in such Place, or have served an Apprenticeship by Indenture in such Place; or

shall, by himself, and on his own Account, have executed some publick annual Office in such Place during one whole Year at one Time, or shall have been assessed and have paid his or her Share of the Taxes for the Poor of such Place during one whole Year at one Time: All and every of which Transactions are hereby declared sufficient to gain any Person or Persons a Settlement in any City, Town-corporate, Township or Precinct within this Colony. *Provided always,* That the following Terms and Conditions shall be observed and fully performed; in Failure whereof, no Person or Persons whatsoever, except as before excepted, shall be esteemed or deemed to have obtained a legal Settlement in any such Place or Places; *that is to say,* All and every such Person and Persons, shall within Ten Days after his, her or their coming into such City, Town-corporate, Township or Precinct, give Notice in writing, of the House and Place where he, she or they do live or abide, and the Number of his or her Family, if any he or she hath, to one of the Overseers of the Poor of the said City, Town corporate, Township or Precinct, into which he, she or they shall come as aforesaid: Nor shall any hired or indented Servant or Apprentice, who has heretofore gained, or hereafter shall gain any legal Settlement in Pennsylvania, gain any Settlement in this Colony by virtue of his or her being hired or bound as aforesaid, or assigned to any Person inhabiting in any such City, Town corporate or Township or Precinct; unless Notice be given in writing, within ten Days after such hiring or binding as aforesaid, to the Overseers of the Poor of the City, Town corporate, Township or Precinct, where such Person shall come to reside, by the Person who shall take such Apprentice, hire such Servant, or purchase such indented Servant, or by the Person or Persons so hiring, binding or indenting him or themselves, within ten Days after every such hiring, binding or indenting as aforesaid; any Law, Custom or Usage of this Colony, to the contrary in any wise notwithstanding. *Provided always,* That if upon Complaint made by the Overseers of the Poor of any City, Town corporate, Township or Precinct within this Colony, to any two of the Magistrates of any County, City or Town corporate, wherein any new Settler shall reside; it shall by the said Magistrates be adjudged within the Space of Twelve Months next after such Notice given as afore mentioned, that any Person or Persons is or are likely to become chargeable to any such City, Town corporate, Township or Precinct, where he, she or they is or are come to reside; and such new Settler or Settlers, shall upon his, her or their being required, neglect or refuse to give Security, that he, she or they shall not become chargeable to the Inhabitants of such City, Town corporate, Township or Precinct as aforesaid, that then such Person or Persons shall be liable to be removed to the last Place of his, her or their legal Settlements; the giving such Notice as aforesaid, or any other Thing in this or any other Act to the contrary in any wise notwithstanding.

AND for the more effectual preventing any Rogues, Vagabonds, Vagrants, sturdy Beggars, and other idle, strolling disorderly Person or Persons, concealing him, her or themselves, within any City, Town corporate, Township or Precinct within this Colony; BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Housekeeper or Inhabitant of this Colony, shall

after Publication of this Act, take into, receive, or entertain in his, her or their Dwelling Place or Places of Abode, House or Houses, any Person or Persons whatsoever, (except Mariners and other healthy Persons as aforesaid) who have not gained a legal Settlement in some City, Town-corporate, Township or Precinct within this Colony, and shall not give Notice in writing, within the Space of ten Days next after his, her or their taking in, receiving or entertaining any such Person or Persons as aforesaid, to the Overseers of the Poor of every such City, Town-corporate, Township or Precinct where such Person dwelleth; every such Inhabitant or Housekeeper, being thereof legally convicted by the Oath or Affirmation of one credible Witness, before any one Justice of the Peace of the County, City, or Town-corporate, where such Offence shall be committed, shall forfeit and pay the Sum of *Twenty Shillings* for every such Offence; the one Moiety, or half Part thereof, to be applied to the Use of the Poor of the said City, Town-corporate, Township or Precinct, and the other Moiety to the Use of the Informer or Person who shall prosecute the same to Effect, to be recovered in the usual Manner, by Process and Execution, as Actions of Debt before Justices of the Peace in this Colony are made cognizable and recoverable. And in case the Person or Persons so entertained as aforesaid, shall become poor and unable to maintain him, her or themselves, and cannot be removed to the Place or Places of his, her or their last legal Settlement, or shall happen to die, and not have wherewithal to defray the Charge of his or her Funeral; then and in such Case, the Inhabitant or Housekeeper convicted as aforesaid, of entertaining such poor Person or Persons, shall be obliged to provide for and maintain such poor and indigent Person's Funeral: And upon Refusal so to do, it may and shall be lawful for any one Justice of the Peace, together with any two or more of the Overseers of the Poor of every such County, City, Town-corporate, Township or Precinct where the said Offence shall be committed, and they are hereby required, to assess such Sum or Sums of Money, on the Person and Persons so convicted as aforesaid, by a weekly Assessment from Time to Time, as shall be sufficient for the Maintenance of such poor indigent Person or Persons, according to the usual Allowance made for the Relief of the Poor; and also, to assess in like Manner, a certain Sum for defraying the Charges of every such poor Person's Funeral as aforesaid: And in case the Party so convicted as aforesaid, shall neglect or refuse to pay the Sum and Sums of Money so assessed or charged as aforesaid, to the Overseers of the Poor, for the Uses aforesaid, the same shall be levied upon the Goods and Chattels of the Offender, by Warrant of Distress, to be issued by one of the Justices of the Peace of said County, City or Town-Corporate; directed to one of the Constables of said County, City or Town-corporate, who shall, as near as may be, make Sale of so much of his or her said Goods and Chattels, as shall be sufficient to pay the said Sum and Sums of Money so assessed, and the Overplus, if any be, after all legal Costs and Fees are deducted, shall be returned to the Owner: and if such Person so convicted as aforesaid, hath no Goods and Chattels to satisfy and pay the Money so assessed for him or her to pay; then and in such Case, it may and shall be lawful for such Justice of the Peace, and he is hereby required, to commit such Offender to Prison, there to

remain without Bail or Mainprize, until he or she have paid the same, or until he or she be discharged by due Order of Law.

AND *Whereas* it is found by Experience, that many poor Persons belonging to this Colony, cannot find Employment in the City, Town corporate, Township or Precinct where they are legally settled, yet might get Work for themselves and Families in other Places within the said Colony; but not being able to give Security (if required) upon their coming to settle in any other Place, that they and their Families shall not become chargeable and burthensome to such Place or Places within the said Colony, where they intend to remove; and for Want of such Security, may be confined to their own legal Place of Settlement, though their Labour may be wanted elsewhere: For removing every such Inconveniency, BE IT ENACTED *by the Authority aforesaid,* That if any Person or Persons shall think proper to remove out of any one City, Town corporate, Township or Precinct within this Colony, into another, there to inhabit and reside, and shall at the same time procure, bring and deliver to the Overseers of the Poor of every such City, Town corporate, Township or Precinct, where he, she or they shall so come to inhabit, a Certificate under the Hands and Seals of the Overseers of the Poor, or any two of them, of his, her or their last legal Settlement, attested by two or more credible Witnesses, and allowed of and subscribed by two or more Justices of the Peace of the City or Town corporate, or of the County wherein the Township or Precinct doth lie, from which he, she or they shall remove as aforesaid, thereby acknowledging the Person and Persons therein mentioned, to be an Inhabitant and Inhabitants legally settled in such City, Town corporate, Township or Precinct mentioned in such Certificate as aforesaid; then and in such Case, it shall and may be lawful for every such Person and Persons, with their Families, upon the Delivery of such Certificate as aforesaid, to continue, abide and remain in any such City, Town corporate, Township or Precinct, to which he, she or they shall remove as aforesaid, and to follow any honest Employment within the same; he, she or they conforming to the Laws and Customs of any such Place and Places to which they shall so remove, the Overseers of the Poor shall deliver every such Certificate to the Clerk of the City, Town corporate, Township or Precinct to which any such Person shall come to reside as aforesaid; and the said Clerk is hereby required and commanded, to file and take Care of every such Certificate.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That whenever it shall happen, that the said Person and Persons, with their Families, so removing by Virtue of the Certificate or Certificates aforesaid, shall become chargeable, or be obliged by Sickness or otherwise, to ask Relief of the City, Town corporate, Township or Precinct to which such Certificate was given, and into which he, she or they were received as aforesaid; that then, and not before, it shall and may be lawful for the Overseers of the Poor of the last mentioned Place and Places, to remove and convey all and every such Person and Persons, with all and every of their Family and Families, and Children, though born within the said last mentioned Place and Places, together with his, her or their Servants and Apprentices, to the City,

Town corporate, Township or Precinct from which such Certificate was brought as aforesaid, who are hereby required and obliged to receive and provide for every such Person and Persons, with his, her or their Family and Families as aforesaid, as Inhabitants of that Place. *Provided nevertheless,* That every such Servant and Apprentice, who shall have duly served his Apprenticeship and Servitude in the said City, Town corporate, Township or Precinct in which his Master or Mistress shall have so settled by Certificate as aforesaid, and who shall thereby have gained a legal Settlement in such Place, agreeable and according to the Laws of this Colony, shall not be liable to be removed as aforesaid.

PROVIDED ALSO, That the aforementioned Clauses relating to the obtaining temporary Settlements by Certificates, shall not be deemed or construed to extend to any Person or Persons who have not already obtained, or shall not hereafter obtain a legal Settlement or Settlements in some Part of this Colony; and also, that no Person or Persons who shall be required to bring such Certificate or Certificates as aforesaid, shall be deemed or esteemed, by any Act or Acts of him, her or them, to have gained a legal Settlement in any City, Town corporate, Township or Precinct, during the Time he, she or they shall reside there, by virtue of the said Certificate or Certificates.

AND *Whereas* it oftentimes happens that poor Persons come out of their legal Places of Residence in this Colony, into other Parts of the same, and often conceal themselves there, until they become sick, lame, or otherwise so infirm, that they cannot be removed, and many Times die before they can be legally sent back; whereby the Inhabitants of such Places where such poor Persons fall sick or die, are put to Charges and Expences, in the Maintenance and burying such poor Persons: And whereas it is highly just and reasonable, that such Charges and Expences should be defrayed by those Persons who have the Care of such strolling Poor, and who permit them to wander and beg about the Colony; BE IT THEREFORE ENACTED *by the Authority aforesaid,* That if any poor Person or Persons shall come out of any of the Place or Places where they are legally settled, into any City, Town corporate, Township or Precinct within this Colony, and shall happen to be taken sick or lame, so that they cannot be conveniently moved back to the Place of their last legal Settlement; then the Overseers of that Place into which such Person or Persons shall so come as aforesaid, or one of them, shall give Notice to the Overseers of the City, Town corporate, Township or Precinct, or one of them, out of which such Person or Persons shall so come as aforesaid, of the Name, Circumstances and Condition of such poor Person or Persons, and request such Overseers, or one of them, to take Care to relieve and maintain such sick or lame Person during his or her Illness, and also to provide for the Funeral of such Person, if he or she should happen to die; and if such Overseer or Overseers shall neglect or refuse so to do, upon such Notice given as aforesaid, that then and in such Case, it shall be lawful for any two Justices of the Peace, of the County, City or Town corporate where such poor Person had last gained a legal Settlement, and they are hereby authorized and required, upon Complaint made to them, to cause

all such Sum and Sums of Money as shall be necessarily expended in the Maintenance of such poor Person, in his or her Sickness or Lameness, or on his or her Funeral, by Warrant under their Hands and Seals, to be directed to some Constable of the said County, City or Town corporate, to be levied in the usual Manner, by Distress and Sale of the Goods and Chattels of the said Overseer or Overseers of the Poor so neglecting or refusing to take Care and provide for any such Person as aforesaid, after such Notice given to them, or to one of them as aforesaid: And such Sum or Sums of Money so recovered, shall be paid to the Overseers of the Poor, or to one of them, of such City, Town corporate, Township or Precinct where such poor Person shall happen to be sick, lame, or die as aforesaid, and the Overplus of the Money arising by the Sale of such Goods and Chattels, after the lawful Costs and Charges are deducted, if any be, shall be paid to the Owners.

AND that the indigent Poor within this Colony may be taken Care of, and provided for, BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the several Inhabitants of this Colony, at their annual Town-Meeting, on the Second Tuesday in *March,* to chuse such and so many Overseers of the Poor, not exceeding four, to serve for each and every respective City, Town corporate, Township and Precinct within the said Colony for the Year ensuing: And in case any Person or Persons so elected and chosen to be Overseer or Overseers of the Poor of any such respective City, Town corporate, Township or Precinct, shall refuse to take upon him or them the said Office, he or they shall forfeit and pay the Sum of *Five Pounds* each; which said Forfeitures shall be applied to the Use of the Poor of such Place where such Refusal shall be made, and shall be recovered in the same Manner and Form as other Fines and Forfeitures accruing by this Act are directed to be levied and paid: And if any Overseer or Overseers shall, by Refusal, Death or other Disqualification, be rendered incapable of performing the said Office, then any one Justice of the Peace of the County, City or Town corporate, where such Vacancy shall happen, is hereby required to issue his Precept to the Constable or Constables of every such Place, to summons the Inhabitants, Housholders, to meet together on a short Day, in the said Precept to be appointed, and there to chuse an Overseer and Overseers, to serve in the Room of him or them so disqualified as aforesaid; which Overseer or Overseers so elected as aforesaid, are hereby required to take upon them the said Office, and to perform the Duties in this Act required, under the same Penalties and Forfeitures as are prescribed by this Act, to which, upon Refusal, Negligence or Nonperformance, they are hereby made subject and liable, and to be recovered, levied and applied in the same Manner and Form as is directed by this Act.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That when and so often as any poor Person belonging to any City, Town corporate, Township or Precinct within this Colony, shall apply for Relief to any Overseer or Overseers of such Place where he or she may reside, that the said Overseer or Overseers shall make Application to a Justice of the Peace of any such City or Town corporate, or to a Justice of the County to which any such Township or Precinct shall belong; which said Justice, and the said Overseer or

Overseers, shall enquire into the State and Circumstances of such Person so applying as aforesaid; and if it shall appear to said Justice, that such Person is in such poor Circumstances as to deserve Relief, then the said Justice shall give an Order in writing to the said Overseer or Overseers, to make such Allowance weekly or otherwise, to every such poor Person as they in their Discretion shall think his or her Necessities may or shall require; and the said Overseer or Overseers shall make no other or further Allowance to such poor Persons than what by the said Order shall be directed; which said Order shall be a sufficient Voucher for the Payment or expending of so much Money by the said Overseer or Overseers, and shall be allowed in adjusting his or their Accounts.

AND *Whereas* many Inconveniencies may arise, especially in Places where the Inhabitants are numerous, and the Cities, Towns corporate, Townships or Precincts are large and extensive, by Reason of the unlimitted Power of Overseers of the Poor, who may frequently, upon frivolous Pretences, and for their own private Ends, grant Relief to what Persons they think fit, and may continue the same longer than there may be a real Occasion for granting such Relief, by which Means the Rates for the Poor may be greatly augmented, contrary to the true Intent and Meaning of this Act: for remedying of which Abuses, BE IT FURTHER ENACTED *by the Authority aforesaid,* That from and after the Publication of this Act, as soon as conveniently may be, the Overseer and Overseers of the Poor, shall procure at the publick Charge, a handsome Folio Book of good Paper, and well bound, wherein the Name and Names of all poor Persons applying for Relief, and being ordered the same as aforesaid, shall be registered, with the Day and Year when they were first admitted to have Relief, the weekly or other Sum or Sums of Money allowed by the said Order for their Relief, and the Occasion which brought them under that Necessity; and no Person or Persons shall be entered into the Poor's Books, or receive Relief from the Overseer or Overseers of the Poor, without such Order procured as aforesaid. And in case any Overseer or Overseers shall enter into the Poor's Books, and relieve any such poor Person or Persons, without such Order, he or they shall forfeit all such Money and Goods paid and distributed to such poor Person or Persons; nor shall any Allowance be made unto him or them for the same, in passing his or their Account and Accounts: And the said Overseer and Overseers are hereby ordered and required, to enter, or cause to be entered in the said Poor's Books, all Monies received, laid out and disbursed by him or them for the Use of the Poor; and also, all Matters and Things which shall be transacted by him or them relating to their said Office: And the said Overseer and Overseers shall lay the said Poor Books before the Inhabitants, at their aforesaid annual Town-Meeting, on the second Tuesday in *March,* or any of their Meeting and Meetings before appointed by this Act, that they may then examine and look into the State of the Poor Accounts, and make such further Provision for them, as they, upon such Inspection shall find necessary.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That when and so often as Money shall be wanting for the Relief of the Poor, the Overseer or Overseers shall apply to a Justice of the Peace of the City or Town

corporate, or to a Justice of Peace of the County to which the Township or Precinct doth belong; which Justice, upon Notice from the said Overseer or Overseers, that Money is wanting for the Relief of the Poor, shall forthwith issue his Precept or Precepts to the Constable or Constables of the said District, commanding him or them to summons the Inhabitants, Housholders of every such City, Town corporate, Township or Precinct, to assemble and meet together at such Time and Place as the said Precept shall appoint, who shall agree upon the Sum or Sums to be raised for the Purpose aforesaid, by Plurality of Voices then present; which said Sum or Sums shall be assessed by the same Assessor of each City, Town corporate, Township or Precinct, and in such Manner and Form as the provincial Taxes within the said Colony are directed to be assessed, with all the convenient Speed that may be; and the said Assessor shall deliver every such Assessment so made by him as aforesaid, to the said Overseer or Overseers, who shall collect the Money according to every such Assessment: and the said Assessor shall also assess the Taverns, and all other poor Taxes whatsoever; and the said Overseer or Overseers of the Poor shall collect the said Sum and Sums so assessed; any Thing in any former Act notwithstanding.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons shall, upon Demand, refuse or neglect to pay his, her or their Tax and Taxes so assessed for the Relief of the Poor; then the said Overseer or Overseers shall make out a List of the Name and Names of such Delinquent and Delinquents, and deliver the same to any one Justice of the County, City or Town corporate, wherein such Delinquents live, who is hereby required to make out his Warrant, without any Fee or Reward, directed to the Constable of any such City, Town corporate, Township or Precinct, to make Distress of every such Offender and Offenders Goods and Chattels, and to make Sale of the same at publick Vendue, within ten Days after such Distress, and to pay the Tax and Taxes for which such Distress and Sale are made, to the Overseer or Overseers of any such City, Town corporate, Township or Precinct, deducting out of the Money arising from such Sale, *Eighteen pence* to the Constable, for every Distress and Sale so made; all which being paid and deducted, the Overplus, if any there be, shall be returned to the Owner and Owners: And where Goods and Chattels cannot be found, the Constable and Constables aforesaid, are hereby directed and required to take the Body and Bodies of him, her or them, so delinquent as aforesaid, and deliver him, her or them into the Custody of the Sheriff of any such City, Town corporate or County, who is hereby required and impowered to receive and keep every such Person and Persons in close Goal, until Payment be made of such Tax and Taxes as aforesaid, and all Costs and Charges accrued thereby defrayed.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That when any poor Person or Persons shall apply for Relief from any City, Town corporate, Township or Precinct within this Colony, the Overseer or Overseers of the same, shall take an Inventory of every such poor Person and Persons Goods and Chattels, if any he, she or they have, before he, she or they shall be admitted to Relief; and in case of the Death of any such poor Person so obtaining Relief as aforesaid, the said Overseer or Overseers shall cause

such Goods and Chattels to be sold at publick Vendue, and out of the Money arising therefrom, shall reimburse the City, Town corporate, Township or Precinct, all such Charges and Expences which they may have been put to in maintaining all and every such poor Person or Persons, or their Families; and all Sales and Bills of Sale made or given for any such poor Person or Person's Goods and Chattels, during the Time they shall become chargeable to any such City, Town-corporate, Township or Precinct, are hereby declared to be null and void, and of Non-effect.

AND to the End that the Money raised for the Relief of such as are impotent Poor, may not be misapplied and bestowed upon idle, sturdy, disorderly Beggars, BE IT FURTHER ENACTED *by the Authority aforesaid,* That from and after the Publication of this Act, all and every Person and Persons who shall be ordered to receive Relief as aforesaid, and the Wife and Children of him or them cohabiting in the same House, (such Child only excepted as may be appointed by the Overseer to take Care of and nurse an impotent helpless Parent) if it shall be thought expedient by the Overseer or Overseers of the Poor of any City, Town corporate, Township or Precinct within this Colony, in Concurrence with one Justice of the Peace as aforesaid, upon the Shoulder of the right Sleeve of the upper Garment of every such Person; in an open and visible Manner, wear such Badge or Mark as is hereinafter mentioned and expressed; *that is to say;* a large [P] together with the first Letter of the Name of the City, Town corporate, Township or Precinct whereof such poor Person is an Inhabitant, also in a large Capital Letter, cut either in red or blue Cloath, as by the said Justice and Overseer or Overseers of the Poor shall be directed and appointed. And if any such poor Person shall, at any Time, neglect or refuse to wear such Badge or Mark, in Manner and Form as aforesaid, then the Relief ordered to such poor Person as aforesaid, shall be and is hereby ordered to be suspended and withdrawn, until he or she shall comply and agree to wear such Badge as aforesaid.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the Father and Grandfather, Mother and Grandmother, and the Children and Grand-children, severally and respectively, of every poor, old, blind, lame and impotent Person, or other poor Person not able to work, being of sufficient Ability, shall, at his, her or their Charges and Expences, relieve and maintain every such poor Person as aforesaid, in such Manner as the Justices of the Peace at their general Quarter Sessions shall order and direct, on the Penalty of forfeiting and paying *Ten Shillings* for each Person so ordered to be relieved, for every Week they shall fail therein, to be sued for, levied and recovered in the usual Manner, and to be applied for the Use of the Poor.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Overseers of the Poor, or any two of them, with the Assistance and Approbation of two Justices of the Peace of any County, City, or Town corporate of this Colony, to put forth and bind out any poor Child or Children, who have no Parents, or whose Parents shall apply to the said Overseer or Overseers for Relief, or the Child or Children of such poor Parents who shall bring up their said Children in Sloth, Idleness and Ignorance,

and upon Advice and Direction given by the said Overseer or Overseers, shall, for three Months after such Advice and Direction, refuse or neglect to put forth and bind out such poor Child or Children for such a Number of Years, as the said Justices and Overseers in their Discretion shall think proper, for a Male Person till they shall arrive at Twenty-one Years of Age, and for a Female till they arrive at Eighteen Years of Age, and no longer: And the said Justices, in Conjunction with said Overseers, or any two of them, amongst the common Covenants in the Indenture and Indentures made and agreed upon between the Parties, shall always insert the following Clause, *That every such Master and Mistress to whom such poor Child or Children shall be bound out as aforesaid, shall cause every such Child and Children to be taught and instructed to read and write:* And the said Justices, Overseers, or any two of them, are hereby appointed the Guardians of all and every such poor Child and Children so put forth and bound out as aforesaid, to take Care that the Terms of the Indenture and Indentures, Covenant and Covenants agreed upon between them and the Master and Mistress of every such poor Child, be performed and fulfilled; and that he, she or they be not abused or ill used; which said Justices, Overseers, or any two of them as aforesaid, or the major Part of them, are hereby empowered and directed to enquire into the same, and to redress any such Grievance or Grievances, in such Method as the Laws hath prescribed.

AND *Whereas* it sometimes happeneth, that Persons run away or abscond from their Places of Abode and legal Settlement, and leave their Wives and Families a Charge to the Publick, although such Persons may have some Estate real or personal, whereby the Place might be eased in Whole or in Part; which is most just and reasonable; BE IT THEREFORE ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Overseer or Overseers of the Poor of any City, Town corporate, Township or Precinct within this Colony, where any Father shall run away, or absent from his Wife and Children, or any Widow shall run away or absent from her Children, and leave them a publick Charge, to apply to two Justices of the Peace, and by Warrant under the Hands and Seals of the said two Justices, to take and seize the Goods and Chattels, and to let out and receive the annual Rents and Profits of the Lands and Tenements of such Father or Mother so absconding as aforesaid, for and towards the maintaining, bringing up, and providing for such Wife, Child or Children, so left as aforesaid; and so soon as the said Seizure shall be allowed of, and confirmed by the Justices in their general Quarter Sessions of the Peace, it shall and may be lawful for the said Overseers, or any two of them, from time to time, and as often as the Case may require, to sell and dispose of so much and so many of the said Goods and Chattels at publick Vendue, to the highest Bidder, and to apply the Money arising thereby towards the Maintenance of such poor Family so left as aforesaid.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED, That the said Overseer or Overseers shall be accountable to the Justices of the Peace, in their said general Quarter Sessions, for all such Monies as shall or may arise by every such Sale or Sales, and for the Rents, Issues and Profits of such Lands and Tenements.

AND for the greater Ease of the Publick in the Relief of the Poor, BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Overseers of the Poor of any City, Town corporate, Township or Precinct, with the Approbation and Consent of the major Part of the Inhabitants, Housholders of such City, Town corporate, Township or Precinct, if they shall think it convenient and necessary, at any publick Town-Meeting for that Purpose met and assembled, of which timely Notice shall be given, in the usual Manner, to purchase or hire any House or Houses in such City, Town corporate, Township or Precinct, and also to purchase necessary Materials for that Purpose out of the Money provided or to be provided for the Relief of the Poor; and there to keep, maintain and employ all and every such poor Person and Persons, and to take the Benefit of the Work, Labour and Service of any such poor Person and Persons, who shall be there kept and maintained in any such House or Houses, for the better Maintenance and Relief of such poor Person and Persons who shall be there kept and maintained. And in case any poor Person or Persons claiming Relief of any City, Town corporate, Township or Precinct within this Colony, where such House or Houses shall be so purchased or hired, shall refuse to be lodged, kept to work and maintained in such House or Houses; such poor Person or Persons so refusing, shall be put out of the Book where the Names of the Poor are ordered to be registered by Virtue of this Act, and shall not be intituled to ask or receive any Relief from the Overseer or Overseers of any such City, Town corporate, Township or Precinct. And where any City, Town corporate, Township or Precinct, may be too small to purchase or hire such House or Houses as aforesaid, it shall and may be lawful for two or more of them, with the Consent and Approbation of the major Part of the Inhabitants, Housholders of each respective Place, at a publick Town-Meeting for that Purpose met and assembled; of which timely Notice shall be given in the usual Manner; to join together and unite in purchasing or hiring such House or Houses, for the Lodging, keeping and maintaining of the Poor of such Places so joining together and uniting, and there to keep, maintain and employ the Poor of such united Places as aforesaid; and to take and have the Benefit of the Work, Labour or Service of any Poor there kept and maintained, for the better Maintenance and Relief of the Poor there kept, maintained and employed. And in case any poor Person or Persons claiming Relief of any such united Places as aforesaid, shall refuse to be lodged, kept to work, or maintained in the House or Houses purchased or hired for such united Places as aforesaid; such poor Person or Persons so refusing, shall be put out of the Book where the Names of the Poor are ordered to be registered by virtue of this Act; and shall not be intituled to ask or receive any Relief from the Overseer or Overseers of any such City, Town corporate, Township or Precinct: And it shall and may be lawful for the Overseers of the Poor of any City, Town corporate, Township or Precinct within this Colony, with the Consent and Approbation of the major Part of the Inhabitants, Housholders of such Place or Places where such House or Houses shall be purchased or hired for the Purposes aforesaid, at a publick Town-Meeting for that Purpose met and assembled, of which timely Notice shall be given in the usual Manner, to contract with the Overseers

of the Poor of any other Place, for the lodging, maintaining and employing of any poor Person or Persons to such other Place belonging, as they shall seem meet: And in case any such poor Person or Persons belonging to any other City, Town corporate, Township or Precinct within this Colony, shall refuse to be lodged, maintained and employed in such House or Houses so contracted for as aforesaid; such poor Person or Persons so refusing, shall be put out of the Book where the Names of the Poor are ordered to be registered by Virtue of this Act, and shall not be intituled to ask or receive any Relief from the Overseer or Overseers of any such City, Town corporate, Township or Precinct.

PROVIDED ALWAYS, AND BE IT ENACTED, That no poor Person or Persons, his, her or their Child or Children, shall acquire or gain a Settlement in the City, Town corporate, Township or Precinct, to which he, she or they shall or may be so removed by virtue of this Act, but his, her or their Settlement shall be and remain in the same Place where it was before such Removal; any Thing in this Act to the contrary notwithstanding.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Overseer or Overseers of the Poor, shall have Reason to believe, that any Person or Persons who have not obtained a legal Settlement in any City, Town corporate, Township or Precinct in this Colony, agreeable and according to the Directions, true Intent and Meaning of this Act herein before specified, is or are likely to become chargeable; such Overseer or Overseers shall and may apply to any two Justices of the Peace of such County, City, or Town corporate, and inform them thereof, who are hereby required and impowered to issue their Warrant to a Constable, thereby commanding him to convene such Person or Persons before them, at such Time and Place as the said Magistrates shall in their Warrant appoint; and they shall examine every such Person or Persons, when brought before them, upon Oath or Affirmation, relating to his, her or their last Place or Places of legal Settlement, and thereby finding the Information given to them to be true and reasonable, they shall order and direct such Person or Persons, by a certain Day by them to be prefixed, to remove to the Place of his, her or their former Settlement; and on Neglect or Refusal to comply with the said Order, the said Magistrates shall issue their Warrant to a Constable, thereby commanding him to convey and deliver such Person or Persons to the Constable of the next City, Town corporate, Township or Precinct, and so the nearest and most direct Way from Constable to Constable, until he, she or they be conveyed to the Place of his, her or their legal Settlement. For all which Services, the said Constable shall be paid so much Money as a Justice of the Peace, and the Overseer and Overseers of any such County, City, Town corporate, Township or Precinct, shall judge he or they reasonably deserved.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons removed as aforesaid, shall return to the Place from whence he, she or they were so removed, with Intent to remain there, and shall not depart such Place within Twenty-four Hours after Notice to him, her or them given to that Purpose, by any one Overseer of the Poor of such Place; in that case it shall and may be lawful for such Overseer to make Complaint to some Magistrate of the County, City or Town corporate, where such Person

do return, who is hereby required to order any Constable of the City, Town corporate, Township or Precinct, to whip such Person or Persons on the bare Back, with not less than ten, nor more than fifteen Lashes, and then to send him, her or them back again to the Place whither he, she or they were first ordered and removed to in Manner aforesaid; and so as often as the Case shall happen: And if any Constable shall refuse to perform the Service herein directed, he shall forfeit and pay the Sum of *Forty Shillings,* to the Use of the Poor of such Place; and on Refusal to pay the same, such Magistrate shall issue Execution against him for the Penalty and Costs, as in other Cases is provided and directed. *Provided always,* That if any Person or Persons complained against as aforesaid, shall enter into Bond, with two good and sufficient Sureties, in the Sum of *Fifty Pounds,* to our Sovereign Lord the King, his Heirs and Successors, with Condition to indemnify and save harmless the City, Town corporate, Township or Precinct, from all Charges and Expences to which the same may be liable by such Person or Persons being Resident there; then in such Case, he, she or they shall not be removed as herein before is directed; any Thing in this Act to the contrary thereof in any wise notwithstanding. Which Bond shall be taken before a Magistrate, who shall deliver the same to one of the Overseers of the Poor of the Place so intended to be kept harmless; and he shall safely keep the said Bond, and deliver it to his next Successor.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person be removed by Virtue of this Act, from one City, Town corporate, Township or Precinct, to another, within this Colony, by Warrant under the Hands and Seals of two Justices of the Peace, as above; the Overseer or Overseers of the Poor of that Place to which such poor Person shall be so removed as aforesaid, are hereby required to receive the said Person; and if he or they shall refuse so to do, such Overseer or Overseers so refusing or neglecting (upon Proof thereof by one credible Witness upon Oath before any Justice of the Peace of the County, City or Town corporate, in which the Place is situated whereto such Person shall be so removed) shall forfeit and pay for each Offence, the Sum of *Five pounds,* to the Use of the Poor of the Place from which the said Person was removed; to be levied by Distress and Sale in the usual Manner of such Offender or Offenders; Goods and Chattels, by Warrant under the Hand and Seal of the said Justice, directed to the Constable of the Place where such Offender or Offenders do dwell.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED, That all and every such Person or Persons, who shall think him or themselves aggrieved by any such Warrant of Removal granted by two Justices of the Peace, or by such Removal of any poor Person as aforesaid, may appeal to the next General Quarter Sessions of the Peace, of the County wherein such Removal shall happen, and the poor Person be removed from; and that no Justice of the Peace who shall reside in any City, Town corporate, Township or Precinct where the Dispute or Debate shall happen, shall sit in Court upon any such Appeal; and no Appeal as aforesaid, shall be proceeded upon in such Court of Quarter-Sessions, unless reasonable Notice be given in writing, by the Overseer or Overseers of the Poor who shall make such Appeal, to the Overseer or

Overseers of the Poor of such Place from which the poor Person shall be removed; the Reasonableness of which Notice shall be determined by the Justices of the Peace at the Quarter Sessions to which the Appeal is made; and if it shall appear to them, that reasonable Time of Notice was not given, then they shall adjourn the said Appeal to the next Quarter Sessions, and then and there hear and determine the same.

AND for the preventing vexatious Removals and frivolous Appeals, BE IT ENACTED *by the Authority aforesaid,* That from and after the Publication of this Act, if the Justices of the Peace shall, at their Quarter Sessions, upon an Appeal before them there had, concerning the Settlement of any poor Person or Persons, determine in Favour of the Appellant or Appellants, that such poor Person or Persons was or were unduly removed; that then the said Justices shall, at the same Quarter Sessions, order and award to such Appellant or Appellants, so much Money as shall appear to the said Justices to have been reasonably paid and expended by the City, Town corporate, Township or Precinct on whose Behalf such Appeal was made, for or towards the Relief of such poor Person or Persons, between the Time of such undue Removal and the Determination of such Appeal. And upon any Appeal before them there to be had for and concerning the Settlement of any poor Person, or upon any Proof before them there to be made, of Notice of any such Appeal to have been given by the Overseer or Overseers of the one Place to the Overseer or Overseers of the other, (tho' they did not afterwards prosecute such Appeal) the said Justices shall, at the same Quarter Sessions, award and order to the Party for whom and in whose Behalf such Appeal shall be determined, or to whom such Notice did appear to have been given as aforesaid, such Costs and Charges in the Law, as by the said Justices in their Discretion, shall be thought most reasonable and just; to be paid by the Overseer or Overseers of the Poor against whom such Appeal shall be determined, or who gave Notice of such Appeal as aforesaid, and did not prosecute the same.

AND *Whereas* the Person or Persons against whom such Award and Order shall be made, may reside in some County, City, or Town corporate, out of the Jurisdiction of the said Court of Quarter Sessions, whereby the Recovery of the Sum or Sums of Money so awarded and ordered may be rendered difficult and precarious: Therefore, BE IT ENACTED *by the Authority aforesaid,* That all such Sum and Sums of Money which shall be awarded and ordered to be paid by the Justices in their said Quarter Sessions, in the Case and Cases aforementioned, shall and may be sued for and recovered, with Costs of Suit, by Action of Debt, in any Court of Record, of any County, City or Town corporate in this Colony, where the Person or Persons shall reside against whom such Determination shall be given as aforesaid: And a true Copy of such Award and Order of such Justices in their Quarter Sessions, signed and sealed by the Clerk of the Court, when produced, shall be sufficient Evidence for the Recovery of such Sum or Sums of Money so awarded and ordered as aforesaid.

AND *Whereas* the Overseers of the Poor of the respective Cities, Towns corporate, Townships or Precincts within this Colony, at going out of their Office and Offices, not only frequently neglect or refuse to deliver a fair and

true Account of the Monies by them received for the Use of the Poor, but likewise leave considerable Sums of Money assessed for the Maintenance of the Poor uncollected; by which Means it often happeneth, that the Monies remaining uncollected are lost, and the Burden of maintaining the Poor thereby falleth heavy on those who have paid their Taxes; Therefore, for Remedy of this Inconvenience for the future, BE IT ENACTED *by the Authority aforesaid,* That from and after the Publication of this Act, all and every the Overseer and Overseers of the Poor of the respective Cities, Towns corporate, Townships and Precincts within this Colony, shall at their going out of their Office and Offices, render a fair and true Account to any one Justice of the Peace of the County, City or Town corporate, in which he or they do live and reside, and to the succeeding Overseer or Overseers, of all the Monies collected and received by him or them, or which have other ways come to his or their Hand or Hands, and how the same have been disposed of; and also, what Part doth still remain in his or their Hand or Hands, and shall pay the Ballance to such succeeding Overseer or Overseers; and shall at the said Time of accounting, deliver up to the said next succeeding Overseer or Overseers, all Books of Accounts and other Papers relating to the Poor as aforesaid: And if any Overseer or Overseers within this Colony, shall refuse or neglect to render such Account or Accounts as aforesaid, and to pay what shall be remaining in his or their Hand or Hands, as aforesaid, within fifteen Days after such accounting as aforesaid, every such Overseer or Overseers shall forfeit and pay for every such Neglect and Refusal, the Sum of *Five Pounds,* over and above the said Ballance remaining in his or their Hands: And if any Overseer or Overseers of the Poor of any City, Town corporate, Township or Precinct within this Colony, shall neglect or refuse to collect such Sum or Sums of Money as may remain uncollected at the Time of his or their going out of his or their Office and Offices, or to prosecute such Delinquent or Delinquents, who shall upon Demand, neglect or refuse to pay the Monies assessed upon him, her or them, for the Space of ten Days after his or their going out of such Office and Offices, every such Overseer or Overseers shall forfeit and pay, for every such Neglect and Refusal, the Sum of *Five Pounds:* All and each of which Fine and Fines, shall and may be prosecuted and recovered in any Court of Record where the same are and may be cognizable; One Part of which shall be paid to the Person who shall prosecute the same to Effect, and the other Half to the Overseers of the Poor where the Offence is committed, for the Use of the said Poor.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons shall him, her or themselves aggrieved by any Judgment or Determination, which any Justice or Justices of the Peace shall give or make in any of the Cases aforementioned, or by any Tax or Taxes assessed upon him, her or them, the said Person or Persons shall have Liberty to appeal to the next general Quarter Sessions of the Peace to be held for any County, City or Town corporate within this Colony, where any such aggrieved Person or Persons shall dwell or reside; who, upon hearing such Appeal, shall have Power and Authority finally to determine the same.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That

all former Acts and Laws of this Colony, relating to the Settlement and Relief of the Poor; and every Matter, Article and Thing therein contained, are and shall be hereby repealed, and declared to be null and void, and of none Effect, excepting such Acts and Laws as have been for building of a Work-House and setting the Poor to work and labour in any of the Counties, Cities, Towns corporate, or Townships within this Colony. *Provided always,* That if any Person or Persons have, by virtue of any former Act or Acts of this Colony, gained a Settlement in any City, Town or Precinct of this Colony, such Settlement shall not be altered by any Thing herein contained.

AND *Whereas* the Number of idle Vagrants, Vagabonds and Beggars, do daily increase, who infest the publick High-Ways, Cities and Townships in this Colony, insomuch that they are become a publick Nuisance, and a dangerous Annoyance to honest industrious People: To prevent therefore the Encrease and Continuance of this pernicious Evil, BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Constable or Constables, or any of the Inhabitants of this Colony, to apprehend any idle Vagrants, Vagabonds and Beggars, who shall be found wandering, strolling and begging about the Country, and to carry him, her or them forthwith, before any one Justice of the Peace of the County, City or Town corporate, where they shall be apprehended, who is hereby required to examine every such Person and Persons so brought before him, upon Oath, of his, her or their Place of Settlement, and shall take the Examination in writing, and oblige the Examinant to sign the same, and the said Justice shall also sign the same, and shall transmit it to the Clerk of the City, Town corporate, Township or Precinct where such Person or Persons shall be apprehended, to be filed and to be kept on Record. And in case it shall appear, that any such idle Vagrant, Vagabond or Beggar hath any Place of Settlement, then the Justice of the Peace is required to make out a Pass-Warrant, and to give it to the Constable of the City, Town corporate, Township or Precinct where such Person or Persons shall be apprehended, commanding him to deliver such Vagrant, Vagabond or Beggar to the Constable of the next Place, and so from Constable to Constable, the readiest Way to his, her or their Place of Settlement: But if such Vagrant, Vagabond or Beggar, hath no Place of Settlement in this Colony, then the said Justice of the Peace shall order, by his Pass Warrant, that he, she or they shall be conveyed back, by every City, Town corporate, Township or Precinct through which they have been suffered to stroll and wander unapprehended; and so to be transported out of this Colony, and to best set on shore in that Province from which they strolled and wandered first into this Colony. And if such idle Vagrant, Vagabond or Beggar shall return into this Colony, after having been so passed out as aforesaid, he shall be apprehended and carried before any Justice of the Peace of the County, City, or Town corporate where he shall be so apprehended; which Justice of the Peace shall order the Constable of the said Place to carry him, her or them to the Whipping-post, and to strip him, her or them to the bare Back, and to give them a Number of Lashes not exceeding Twenty; after which, he, she or they shall be passed out of the Colony again, in the same Manner and Form as before directed; and so

to be whipped and passed away as often as they shall return. And if any Justice of the Peace or Constable, shall neglect or refuse to do and perform the Duties hereby required of him, every such Justice of the Peace or Constable, shall forfeit and pay the Sum of *Forty Shillings,* for every such Neglect or Refusal; which shall be recovered by Action of Debt in the usual Manner, and shall be applied, one Moiety to the Use of the Poor where the Offence shall be committed, and the other Moiety to the Person who shall prosecute the same to Effect.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That all poor indigent Persons strolling from their Places of legal Settlement, and craving Alms; all Persons coming out of other Colonies, and begging about this Colony, under Pretence of Losses by Fire, or having their Goods and Effects destroy'd by the *Indians,* and not being able to produce a Licence to ask Charity under the Hand of the Commander in Chief of this Colony; all Persons pedling about without a legal Licence for that Purpose; all straggling Persons who shall practise any unlawful Gaming to trick and deceive the People; all Persons who shall run away from their Families, and leave them to be maintained by the Publick; and all poor Persons, who having been pass'd to their Places of legal Settlement, and shall return to the Places they were removed from, without due Licence so to do, are and shall be deemed and esteemed Vagrants and Vagabonds within the true Intent and Meaning of this Act.

Provided always, That in case any Appeal as aforesaid shall be offered to the Second Court of Quarter Sessions, after such Judgment or Removal as aforesaid, and the said Court shall be satisfied with the Reasons given for every such Delay; that then it shall and may be lawful for the said Court, to hear and determine such Appeal in the same Manner as if the same had been made to the next Court of Quarter Sessions as above; any Thing in this Act to the Contrary thereof notwithstanding.

Parker (1758) 41-58.

An ACT *to enable the Owners and Possessors of some Meadows, Marshes and Cripples in* Mannington, *in the County of* Salem, *to keep the Tide from overflowing the same.*

WHEREAS stopping the Tide out from flowing on a certain Piece of Marsh and Swamp, lying on *Mannington* and *Salem* Creek, on the North-

Easterly Side thereof, would be of great Benefit, not only to the Owners and Possessors thereof in particular, but to the County in general: Therefore,

BE IT ENACTED *by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same,* That it shall and may be lawful for the Owners and Possessors of said Marsh and Swamp, to make or cause to be made, a good and sufficient Bank, in order to keep out the Tide from overflowing the same, to begin at the Sluice on *Mannington* Creek, and so down by or near said Creek on the North Side thereof, until it comes to *Salem* Creek, thence up *Salem* Creek as far as the Majority of the said Owners and Possessors shall see Cause, provided it doth not include any Part of *Samuel Hedges'* Marsh, and from said Creek to the Fast-Land, at any Place the said Owners and Possessors shall think most convenient to join the said Bank to; and also to make good and sufficient Sluices or Flood-Gates, and all other Conveniencies, to stop out the Tide, and let out and draw off the other Water thro' the said Bank, that shall by the Managers herein after mentioned, be thought convenient for the Benefit of said Marsh and Swamp.

AND BE IT ENACTED *by the Authority aforesaid,* That the said Owners and Possessors of the said Marsh and Swamp aforesaid, for the time being, or any time or times hereafter, or so many of them as shall see Cause, shall meet and assemble yearly and every Year, after the Publication of this Act, on the last Tuesday in *March,* at the now Dwelling-house of *John Roberts* in *Mannington,* then and there by the Majority of Voices then present, choose two Managers, for to make or employ others to make, carry on, maintain and uphold, a good and sufficient Bank and Sluices for the Purposes aforesaid: And when met as aforesaid, shall also chuse and appoint one Assessor, who is hereby impowered to assess all such Sum and Sums of Money, as shall by the said Managers be judged necessary, for defraying the Charge of making and maintaining all the said Work or Works, equally and proportionable, according to the Quantity of Marsh, Tide-Swamp and Cripple, each of the said Owners and Possessors do or shall hold within the said Bank: And shall also chuse as aforesaid, one Collector, to collect and receive all such Sum and Sums of Money as shall be from time to time assessed as aforesaid; which said Assessor, shall sign and deliver a List of the Names of the Owners or Possessors of said Marsh, with the respective Sum or Sums of Money that each respective Owner or Possessor as aforesaid, is to pay unto the said Collector chosen as aforesaid, who shall demand of each Owner and Possessor of the said Marsh, the Sum that he, she or they is or are to pay; and upon the Neglect or Refusal of any of them to pay the said Sum or Sums so demanded, it shall and may be lawful to and for the said Collector, to sue all and every such Person or Persons so neglecting, in his own Name, for the respective Sum or Sums of Money, as he, she or they were so assessed, by Action of Debt, if *Five Pounds* or under, before any one Justice of the Peace of the County aforesaid, and if above *Five pounds,* in any Court of Record where the same may be cognizable, and give the said Assessment in Evidence: And the said Court and Justice of the Peace, are hereby impowered and directed, to give Judgment and Execution for the same, with Costs of Suit.

AND BE IT ENACTED *by the Authority aforesaid,* That in case either Managers, Assessor or Collector, shall neglect or refuse to do their respective Duties as aforesaid, or as in this Act shall be hereafter mentioned, they shall forfeit for each and every Neglect, the Sum of *Twenty Shillings,* lawful Money of West *New-Jersey;* to be recovered before any one Justice of the Peace, by any one of the said Owners or Possessors of the said Marsh; the One-half to him who shall prosecute the same to Effect, the other Half to the said Owners and Possessors for the Use of said Bank. And in case that either the Managers, Assessor or Collector shall be removed by Death or otherwise; then and in such Case, the said Owners and Possessors as aforesaid, shall meet, and chuse another in his or their Place within twenty Days after said Death or Removal: And every Assessor as aforesaid, shall make such Assessment as aforesaid, and deliver his Duplicate thereof to the respective Collector as aforesaid, within Thirty Days after he hath Notice in writing from the respective Managers as aforesaid; And that the said Collector shall collect all such Sum or Sums of Money so assessed, within Thirty Days after he has received the Duplicate as aforesaid.

AND BE IT ENACTED *by the Authority aforesaid,* That every Collector aforesaid, shall pay all such Sum or Sums of Money as he shall receive as aforesaid, to the Workmen so employed by the Managers as aforesaid, by Order in writing from one or both of said Managers, and not otherwise. And the said Managers and Collector, shall give an yearly Account of all Money expended on said Bank to the said Owners and Possessors of said Marsh at their said Meeting: Which Managers shall be allowed *Twelve Pence* per Pound, Collector *Six Pence* per Pound, and the Assessor *Four Pence* per Pound, for all Money so assessed, collected and expended as aforesaid; and if the said Collector shall refuse to pay what Money remains in his Hands, unto the succeeding Collector chosen as aforesaid; such succeeding Collector is hereby impowered to sue for and recover the same, with Cost of Suit, in Manner as aforesaid.

AND BE IT ENACTED *by the Authority aforesaid,* In case there now is, or hereafter should be any Part of the said Marsh, Meadows or Swamps, claimed or possessed by Persons not residing in said County, who shall make any delay of Payment of the several Sum or Sums of Money assessed thereon as aforesaid; that then and in such case, the Managers for the Time being, shall let out the said Meadows or Marsh to rent, from Year to Year, or for so long Time as until the Rent or Rents arising therefrom shall pay all such Sum or Sums of Money so assessed as aforesaid, and no longer. *Provided always,* That in letting out the said Marsh, the said Managers do notify the leasing thereof, and let the same to the highest Bidder at private Sale.

AND BE IT ENACTED *by the Authority aforesaid,* That all and every of the said Owners and Possessors of Meadows, Marshes, Tide-Swamp or Cripples, within said Bank, shall be equal in the Loss of all such Marsh or Meadows, as shall be lost or taken up by the said Bank and Ditch, made fronting the Tide, according to their several and respective Shares and Quantities

of Meadows, Tide-Swamps or Cripples, they or any of them now do or hereafter shall or may hold within said Bank, to be adjudged reasonable by three of the said Owners or Possessors, to be chosen for that Purpose at their said Meetings, two of which said three agreeing shall be final for said Purpose; and they giving in writing a Report thereof to said Assessor, shall be by him assessed, and recovered by said Collector in Manner as aforesaid, and by him paid unto the said Owners and Possessors in whose Favour it shall be adjudged.

AND BE IT ENACTED *by the Authority aforesaid,* That the following Persons shall serve as Managers, Assessor and Collector, until the said last Tuesday in *March* next as aforesaid, *viz. John Roberts* and *John Gosling,* Managers, and *Jonathan Roberts,* Assessor, and *William Roberts* Collector, who are hereby impowered to do and perform all such Matters, Thing and Things, as in and by this Act is required of them as aforesaid, until others shall be chosen in their Places. *Saving nevertheless,* the Rights of his Majesty, his Heirs and Successors, all Bodies politick or corporate, and all other Persons except such as are mentioned in this Act, and those claiming by, from or under them.

Parker (1758) 58-60.

Nineteenth Assembly, Tenth Session

8-17 Mar. 1759

Perth Amboy

An ACT *for raising One Thousand effective Volunteers, Officers included, for his Majesty's Service in the ensuing Campaign, and making Provision for the same; and for other Purposes therein mentioned.*

WHEREAS by Letter from the Right Honourable WILLIAM PITT, Esq; one of his Majesty's principal Secretaries of State, it appears an Expedition is again going forward against *Canada:* Therefore, in order to contribute our equitable Share to the common Cause,

BE IT ENACTED *by the Governor, Council, and General Assembly, and it is hereby Enacted by the Authority of the same,* That so many able-bodied Freemen, or well-affected *Indians,* shall be raised by this Colony, as will compleat One Thousand effective Men, Officers included, to act in Conjunction with his Majesty's Regular Troops, and those of the Neighbouring Colonies, until the First Day of *November* next, in the Defence and Security of *North-America:* Which Regiment, when raised, shall be formed into Ten Companies of One Hundred Men in each Company: The Whole to be commanded by a Colonel, Lieutenant-Colonel, and Major, and each Company by a Captain, Lieutenant and Ensign; which said Officers, shall be appointed by Commissions from the Governor, or Commander in Chief for the Time being; and that Four Serjeants, four Corporals, and Two Drummers, shall be appointed by each Captain, out of each of the said respective Companies, for the Service of the Company.

AND for the Encouragement of a sufficient Number of able-bodied Recruits, being Freemen, or well-affected *Indians,* voluntarily to inlist themselves as Soldiers for the said Service, BE IT FURTHER ENACTED, That there shall be paid to every able-bodied Freemen, or well-affected *Indian,* who shall inlist, as a Serjeant, Corporal, Drummer, or private Soldier, the Sum of *Twelve Pounds,* Proclamation Money, over and above the Pay herein-after fixed and ordered to be paid him.

AND as a further Encouragement to Volunteers, being Freemen, or well-affected *Indians,* to inlist in the Service, IT IS HEREBY FURTHER ENACTED, That if any Person so inlisted, doth not owe upwards of *Seventeen Pounds* Proclamation Money, to any one Creditor, or upwards of *Fifty Pounds,* Money aforesaid in the Whole, to all his Creditors; then the Person of the Inlisted shall be free from all Arrests in civil Actions, during the Time of his Service as aforesaid, and for Six Months afterwards: And those that are in Custody, either on mean Process or Execution, and do not owe the Judges of the County where any such Person or Persons shall be so imprisoned; and the Goods and Effects of all such Debtors, shall be free from Attachments, Executions, and other legal Process, during the aforesaid Service, and Six Months afterwards:

Provided always, that such Goods and Effects, shall not be removed out of the City, Town or Precinct, where the Persons inlisted resided when they did inlist, during the Time limited as aforesaid; and upon full Proof of any Attempt to remove the said Goods and Effects out of the City, Town or Precinct, as aforesaid, then the said Goods and Effects shall be liable to the same Process as the Laws have already provided for. And in case the said Person or Persons so inlisted, shall or do, after the Publication of this Act, or after the Time of such Inlisting, by any Deed or Deeds, Power or Powers of Attorney, make Sale of, or impower others in his or their Absence, or during the Time so limited as aforesaid, to make Sale of his or their Goods and Chattels, Lands and Tenements, to any Person or Persons whatsoever, whereby the Creditor or Creditors of such Person or Persons so inlisting as aforesaid, shall or may be defrauded, or deprived of their just Debts; all and every such Deed or Deeds, and Sales, made by any such Person or Persons, or by Virtue of his or their Power or Goods and Chattels, Lands and Tenements, shall nevertheless, be liable to be proceeded against by Attachment, or any other legal Process, at the Suit of any Creditor or Creditors of such Person or Persons; any Thing in this Act to the contrary thereof in any wise notwithstanding.

AND as a further Encouragement to Volunteers to inlist themselves in the said Service, his Excellency the Governor hath signified to the Council and General Assembly, that he shall be well pleased that it be Enacted; AND BE IT FURTHER ENACTED, That all able-bodied Freemen, who shall inlist in the said Service, and perform their Duty therein, and at the End thereof, obtain a Certificate from their Captains, of their having so inlisted, and performed their Duty in the said Service, shall thereby be acquitted and pardoned of all Crimes whatsoever by them committed before the Publication of this Act, that are under the Degree of Felony without Benefit of Clergy: Which Certificate so obtained, shall, by Virtue of this Act, be pleadable as a Pardon under the Great Seal of this Colony, of any of the Crimes aforesaid, under the Degree of Felony without Benefit of Clergy, to any Indictment or Information for such Crimes, found or filed, or to be found or filed, and to any Record of Conviction already made, or to be made, for such Crimes; and every able-bodied Freeman in Custody for any Crime or Crimes, under the Degree of Felony without Benefit of Clergy, inlisting as aforesaid, shall be thereon immediately discharged out of Custody, to go upon the said Service; and obtaining a Certificate as aforesaid, shall be thereby pardoned as aforesaid.

AND BE IT FURTHER ENACTED, That it shall not be lawful to inlist any young Man under the Age of Twenty-one Years, or any Slaves who are so for Term of Life, or Apprentices, without the express Leave in Writing, of their Parents or Guardians, Masters or Mistresses, if any such he hath, first had and obtained. And if any Officer or other Person, shall inlist any such young Men, Slaves, or Apprentices as aforesaid, and upon Application and due Proof made before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully inlisted; then he the said Justice of the Peace, is hereby impowered and required, to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave, or

Apprentice, and deliver to his Parents or Guardian, Master or Mistress; and if the Officer or other Person, with whom such Person is inlisted, shall notwithstanding, secret, detain, or carry away such Person, then such Officer, or other Person so offending, shall forfeit and pay, for every such young Man under the Age of Twenty-one Years, so inlisting contrary to the true Intent and Meaning of this Act, the Sum of *Five Hundred Pounds;* for every Slave so inlisted, the Sum of *One Hundred Pounds,* and for every such Apprentice, the Sum of *Twenty Pounds;* to be recovered in any Court of Record where the same is cognizable in this Colony, with full Costs of Suit; and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court shall be adjudged; and the Residue thereof to either of the Treasurers of this Colony, to be applied as by Act of General Assembly shall be hereafter directed. And in case the Body of such Officer, or other Person so offending, cannot be taken, then it shall and may be lawful for the Person aggrieved, to proceed against him, by Attachments against the Offender's Goods and Chattels, Lands and Tenements, in Manner and Form as is directed by an Act, entitled, *An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves;* saving that the Person complaining, shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered, shall be paid as aforesaid.

AND BE IT FURTHER ENACTED, That the Treasurers of this Colony, or either of them, out of the Bills of Credit made current by This Act, or any other Money remaining in their Hands, that was made current for his Majesty's Service in the present War, shall pay or cause to be paid, unto *John Stevens,* Esq; for the Eastern Division, and *Joseph Yard,* Esq; for the Western Division, who are hereby appointed Commissioners for the Colony of *New-Jersey,* such Sum and Sums of Money, as the said Commissioners, or either of them, from Time to Time, find necessary to be expended, agreeable to the Directions, true Intent and Meaning of this Act: And the said Treasurers, or either of them, shall take a Receipt, signifying the Services the Money so paid was designed for, and signed by the Person or Persons receiving the same: And the said several Receipts, when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors, or Administrators, on Account of the several Payments so made, and paid out of the Treasury aforesaid; and in case of the Refusal or Disability of the said *John Stevens* or *Joseph Yard,* or either of them, then *Robert Ogden* and *John Allen,* are hereby appointed to succeed, according to the Division they belong to, as Commissioners; and in case of their, or either of their Refusal or Disability, then *John Smyth* and *Joseph Borden,* are appointed in like Manner, to succeed to the said Office; which, in case of succeeding as aforesaid, are hereby invested with the same Powers, and authorized to receive the same Rewards, as to the said *John Stevens* and *Joseph Yard* are appointed by this Act; and the Receipt of them, or either of them, shall be sufficient to discharge the respective Treasurers, their Heirs, Executors and Administrators, from such Money as they may pay, in Pursuance of this Act.

AND BE IT FURTHER ENACTED, That there shall be allowed to every of the said Freemen, or well-affected *Indians,* recruited as aforesaid, (and to be paid by the Commissioners for the Use of such Men, in Manner and Form hereafter provided) *Nine Pence* per Day, Money aforesaid, for his Subsistance, from the Time of his being inlisted before any one of his Majesty's Justices of the Peace of the said Colony, until the Time herein after directed.

AND in order for the more secure Payment of the Bounty and Subsistance Money aforesaid, IT IS FURTHER ENACTED, That each of the said Captains recruiting within this Colony, as soon as his Company be compleat, shall cause a Muster to be made of the same, in the Presence of *John Hoogland* and *Joseph Hollingshead,* Esqrs. or either of them, and shall then produce to the said *John Hoogland* and *Joseph Hollingshead,* or either of them, a fair written Muster Roll, containing the Names and Stations of the Men inlisted; under which Muster-Roll, the said *John Hoogland* and *Joseph Hollingshead,* or either of them, shall certify, that they have seen the Men on the preceeding Roll, and have inspected and approved them, and seen the Certificate of their being duly inlisted, and the Day on which each Soldier was inlisted, signed by the respective Justice of the Peace before whom such Soldiers were qualified; and thereupon, the said *John Hoogland* and *Joseph Hollingshead,* or either of them, in the Presence of the Captain, shall pay to each effective Man then present, and who shall be so approved of, and entered on the Muster-Roll as aforesaid, (of the Degree of Serjeant, Corporal, Drummer, or private Soldier) the Sum of *Twelve Pounds,* Money aforesaid: And the said *John Hoogland* and *Joseph Hollingshead,* or either of them, shall take a Certificate, signed by the said Captain, signifying the Number of Men, and the Sum of Money paid by the said Commissioners, or either of them, and shall also take a Receipt from the Captain for the same upon the Muster-Roll; which Certificate, and the Receipt, shall be sufficient Vouchers to the said *John Hoogland* and *Joseph Hollingshead,* or either of them, for the Payment of so much of the said Money as aforesaid. And the said *John Hoogland* and *Joseph Hollinshead,* or either of them, shall also pay, in the Presence of the Captains, (for the Use of the Men so mustering) the Subsistance Money of *Nine-pence* per Day, to each Soldier so entered upon the Muster-Roll as aforesaid, from the Day of the Inlisting such Soldier, until he shall receive Subsistance from the Crown: And the said *John Hoogland* and *Joseph Hollinshead,* or either of them, shall examine and settle the said Account, and shall take a Receipt from the said Captain upon the Back thereof, for the Subsistance Money then paid; which Receipt shall be a sufficient Voucher to the said *John Hoogland* and *Joseph Hollinshead,* (who are hereby appointed Commissioners for that Service) for the Payment of so much of the said Money as aforesaid.

FOR all which Purposes, BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Treasurers of this Colony, to pay to the said *John Hoogland* and *Joseph Hollinshead,* or either of them, out of the Money aforesaid, all such Sum and Sums of Money as they may want: And the Receipt of the said *John Hoogland* and *Joseph Hollinshead,* or either of them, or Order from either of them, with a Receipt thereon, shall discharge them the said

Treasurers, or either of them, their Heirs, Executors and Administrators, of and from all such Money as may be paid in Virtue hereof. And in case of the Death, or other Disability of the said *John Hoogland* and *Joseph Hollinshead,* or either of them, then the said Commissioners, and their Successors, are hereby invested with the same Powers, and intituled to the same Rewards; and their Receipts shall be in like Manner, sufficient to indemnify the Treasurers as aforesaid.

AND BE IT FURTHER ENACTED, That the Colonel of the said Regiment, shall, at the Time of obtaining his Commission, take the Oath of Allegiance and Supremacy required by Law, and have a Certificate thereof endorsed on his Commission; and shall also take an Oath in the Words following; (*that is to say,*)

I A.B. *do swear, that I will keep an exact Account or Roll, of every Officer and Soldier that now is or hereafter shall be under my Command, in the Pay of the Colony of* New-Jersey, *and of the Time of the Continuance in Service, Inlistment, Discharge, Death, or Desertion of every such Officer and Soldier; and that I will not suffer the Name of any Officer or Soldier to be continued or entered on the Roll, but such as now are on Duty, and do hereafter inlist, and perform the Service under my Command, to the End the Publick, or any private Person, through my Neglect, may not be defrauded. So help me God.*

AND the said Colonel, during the Time of his Command, shall keep a daily Journal of the Situation and Posture of Affairs, and of all his Orders, Proceedings, and Detachments; and a Copy thereof, together with a Duplicate of the Account or Roll aforesaid, once in Three Months, (or oftener if required) shall transmit to the Governor, or Commander in Chief for the Time being, to be laid before the House of General Assembly for their Inspection. And in case of the said Colonel's Death or Removal, his Successor shall observe and perform the Duty by this Act enjoined him, as near as the Nature of the Case will admit.

AND BE IT FURTHER ENACTED, That each of the said Captains to be appointed for recruiting the said Regiment, at the Time of obtaining their Commissions, shall also take the said Oath of Allegiance and Supremacy, and have a Certificate thereof indorsed on such Commissions as aforesaid; and also take an Oath in the following Words; (that is to say,)

I A.B. *do swear, that I will keep an exact Account or Roll of the Time of the Inlisting every Soldier by me inlisted, or caused so to be inlisted, and of the Time of Discharge, Death, Desertion, or Delivery over, of every such Soldier so inlisted, either retain'd under my more immediate Command, or delivered over to any other Officer belonging to the* New-Jersey *Regiment; that I will not suffer any Person to be entered on the Roll, or mustered, but such as are truly inlisted, and to the best of my Knowledge, designed for the Service; and that I will make up the Account of their Pay, Cloathing, and Military Stores, truly and honestly, and deliver exact Duplicates of such Account to my Colonel, or his Successor, and to the Paymaster, in order to enable him to perform the respective Duties by Law enjoined.* So help me God.

And the said Captains respectively, shall severally keep a daily Journal of their Transactions; and a Copy thereof, together with a Duplicate of the Account or Roll aforesaid, once in three Months, or oftener if required, shall

transmit to the Governor or Commander in Chief of this Colony, to be laid before the General Assembly, for their Inspection as aforesaid; and in case of either of the said Captain's Death or Removal, his Successor shall perform the Duty by this Act enjoined him.

AND BE IT FURTHER ENACTED, That every Person inlisted as aforesaid, and entered on the Muster-Roll, shall, before the aforesaid *John Hoogland* and *Joseph Hollinshead,* or either of them, before he receives the aforesaid Bounty, take an Oath in the Words following, *viz.*

I A.B. *do solemnly swear, that I will in all Things be faithful, and bear true Allegiance to his Majesty King* George *the Second; that I will not, directly or indirectly, hold any Manner of Correspondence with the* French, *their Allies, Agents or Spies, nor desert his Majesty's Service to go over to the* French, *nor any Person in Alliance with them; that I will not betray the Designs or Secrets of his Majesty's Officers to the Enemy; that I am duly inlisted in* C.D.*'s Company, and intend to go on the present Expedition in his Majesty's Service, without any Design or Expectation of being discharged from going on the same; and that I will not absent myself from or desert the said Service before the first Day of* November *next, unless sooner discharged by a Certificate in Writing under the Hand of the Colonel of the* New-Jersey *Regiment, or his Successor in Command.* So help me God.

Which several Oaths before mentioned, the Commissioners, or either of them, or any other Person legally authorised, are impowered and directed to administer.

AND BE IT FURTHER ENACTED, That *Peter Schuyler,* Esq; is hereby appointed Paymaster of the Forces; and in case of his Death or Disability, then *John Johnston,* Esq; is hereby appointed to succed as Paymaster; and in case of the Refusal, Death or Disability of the said *John Johnston,* then *Mathias Williamson,* Esq; is hereby appointed to succeed as Paymaster of the said Forces. And it shall be lawful for the Treasurers of this Colony, to pay to the said Paymaster, or to his Successor in Office, any Sum or Sums that he may find necessary for paying the Forces; and the Receipt of the Paymaster, or Orders drawn by him, with a Receipt thereon, shall, when produced to the General Assembly, discharge the said Treasurers, or either of them, their Heirs, Executors and Administrators, of and from any Money paid as aforesaid.

AND BE IT FURTHER ENACTED, That if any Officer or Soldier belonging to the said Regiment, shall sell, embezzle, or misapply, or cause to be sold, embezzled, or misapplied, any of the Articles furnished by this Colony; or shall wilfully, or through Negligence, suffer any such Articles to be spoiled, damaged, or lost, every Person so offending, shall make good the Damage out of his Wages: For which End, the Paymaster shall retain in his Hands, *Three Shillings* and *six-pence* per Month, of every such Officer and Soldier's Pay, until the Time of his Disbandment or Discharge, when his full Arrearages shall be paid him, provided no Complaint in the Premises shall then appear; but in Case thereof, the Damage shall first be made good out of such Arrearages; and if insufficient, the Delinquent to remain liable to be further proceeded against according to Law: Of all which Articles sold, embezzled, misapplied, or wilfully,

or negligently spoiled, damaged or lost, as aforesaid, the said Paymaster shall keep a just Account, and therein shall lay such Accounts before the House of General Assembly, when thereunto required, to whom he is hereby made accountable.

AND BE IT FURTHER ENACTED, That it shall not be lawful for the Paymaster, on any Pretence whatsoever, to pay the said Arrearages, or any Part thereof, to any of the said Officers or Soldiers, Assignee or Assignees, or to any other Person or Persons whomsoever, other than the Person to whom the same at first became due; save only in case of Death, such Arrearages shall be paid to the Deceased's Executors or Administrators; deducting thence all his Delinquencies, if any such there be. And if any of the said Officers or Soldiers shall, by Word or Writing, sell, transfer, assign, or otherwise dispose of his Wages or Arrearages, or any Part thereof, to any Person or Persons whomsoever, either before or after the same shall become due, such Sale, Transfer, Assignment, or Disposal, shall be and hereby is declared null and void, and the Property not altered.

AND BE IT FURTHER ENACTED, That in case the said Paymaster shall embezzle or misapply any of the Money committed to his Care, or shall give, sell, or waste, or cause to be given, sold, or wasted; or shall wilfully or negligently suffer any of the Articles aforesaid, to be sold, spoiled, damaged or lost, as aforesaid, upon Conviction thereof, he shall be dismissed, and forfeit the Sum of *One Hundred Pounds,* and make good the Loss and Damage thereby sustained, out of his Goods and Chattels, Lands and Tenements; and for Want thereof, be committed to Prison or the common Goal, there to remain, without Bail or Mainprize, until he shall make good the Loss, Damage and Penalty aforesaid: One-half of which said Penalty, to go to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony; and the other Half to the Person or Persons who shall prosecute the same to Effect, in any Court of Record where the same shall be cognizable, within this Colony, with Costs of Suit; and the Damages or Value, recovered on the Prosecution, (exclusive of the said Penalty) shall be deposited in the public Treasury, for the Use of this Colony. And the said Paymaster, before entering into the Colony's Service, shall give Bond, with two good and sufficient Sureties, (being Residents and Freeholders in this Colony) to his Majesty, his Heirs and Successors, in the penal Sum of *Two Thousand Pounds,* Proclamation Money: CONDITIONED as followeth, (*that is to say*) That if he the said doth faithfully discharge the Duty of Paymaster to the Regiment in the Pay of the Colony of *New-Jersey,* until the Disbandment thereof, (Death, Removal, or bodily Disability excepted) and doth not embezzle, misapply, wilfully or negligently waste, lose, damage, or spoil any of the said Colony's Money, or any such Articles as shall be furnished by the said Colony; nor suffer the same, or any Part thereof, to be so embezzled, misapplied, wilfully or negligently wasted, lost, damaged or spoiled, without retaining Stoppages out of the Offender or Offenders Wages, to make good the same; and doth well and truly pay the Officers and Soldiers their just Demands, according to Law; and keep true Accounts of all Monies received and disbursed; as also of all Damages accruing,

and Stoppages retained, in Satisfaction thereof; and shall render such Accounts to the House of General Assembly, when thereunto required: And in all Things appertaining to his Duty as Paymaster to the said Regiment, doth well and truly demean himself, according to the Directions, true Intent and Meaning of the Act of General Assembly, entitled, *An Act for raising One Thousand effective Volunteers, Officers included, for his Majesty's Service in the ensuing Campaign, and making Provision for the same; and for other Purposes therein mentioned:* Then the above Obligation to be void and of none Effect, otherwise to be and remain in full Force and Virtue. Which Bond, the Secreatary of this Colony, is hereby authorized and required to take and retain for the Use thereof. And he the said Paymaster, shall keep a daily Journal of all Things by him advised, requested or transacted; and the same shall, from Time to Time, transmit to the General Assembly for their Inspection.

AND BE IT FURTHER ENACTED, That the Colonel of the said Regiment, as soon as he enters on the Service, shall acquaint Mr. *Kilby,* his Majesty's Agent Victualler, or other Person in Trust for him, that he is about to inlist Men for the *Jersey* Regiment, and pray that he would furnish them with Subsistance Money for the same.

AND BE IT FURTHER ENACTED, That the said *John Stevens* and *Joseph Yard,* Commissioners aforesaid, or either of them, or their Successors, Commissioners for the Time being, shall purchase or procure for each Volunteer, the following Cloathing, or other Articles, to be delivered unto them respectively, at the Time of Muster or Embarkation; (*to wit*) A blue Coat, after the *Highland* Manner, lappelled and cuffed with red; one Pair of Ticking Breeches, and one Pair of blue ditto, of the same Cloth of their Coat; one Check Shirt, and one white ditto; two Pair of Yarn Stockings; two Pair of Shoes, one Leather Cap, one Blanket, one Knapsack, one Canteen, and one Camp Kettle and two Hatchets to five Men, and Twenty Falling-Axes for the whole Regiment.

AND BE IT FURTHER ENACTED, That it shall be lawful for the said *John Hoogland* and *Joseph Hollinshead,* or either of them, to pay unto each of the said Captains respectively, as Levy Money for every Soldier he shall inlist, the Sum of *Twenty Shillings,* Money aforesaid; or so much thereof as the said Captain shall prove, to the Satisfaction of the said *John Hoogland* and *Joseph Hollinshead,* or either of them, he hath been necessarily put unto in inlisting such Soldier; and such Captain shall give a Receipt for the same, which shall be a sufficient Voucher.

AND *Whereas* sundry small Articles and contingent Charges unforeseen, and not at present provided for, may happen to be needed for the Use of the said Regiment, during the Term aforesaid; and it being necessary the same should be procured and defrayed; Therefore, BE IT FURTHER ENACTED, That in case the said *John Stevens* and *Joseph Yard,* in their Discretion, shall at any Time during the said Term, esteem it absolutely necessary for the present Service, to purchase for the Use of the said Regiment, any such small Articles, or defray any such contingent Charges, as are not at present provided for, or shall be otherwise advised by the Colonel, or chief Commanding Officer of the said

Regiment, that the said Articles or Charges are necessary to be purchased or defrayed; then and in either of the said Cases, it shall be lawful for the said Commissioners, or either of them, to purchase or defray the same, having a strict Regard to good Oeconomy and Prudence therein; taking Receipts for the Monies advanced in Discharge thereof, and retaining the Letters of Advice relative thereto; which Receipts and Letters shall be sufficient Vouchers.

AND BE IT FURTHER ENACTED, That once in every Month at farthest, during the present Campaign, the several Captains of the said Regiment, shall cause the same to be mustered, in the Presence of the said Colonel and Paymaster, and produce their respective Accounts or Rolls, and otherwise render the said Colonel and Paymaster, all farther Assistance in their Power, not only the better to enable the said Colonel and Paymaster, to settle the Wages then due unto the Officers and Soldiers belonging to, and doing Duty in the said Regiment, but also to discover and adjust the Deficiencies with which their said Wages respectively shall then stand charged; and after the same shall be equitably settled and adjusted as aforesaid, the said Paymaster, in a publick Manner, shall proceed to pay, or cause to be paid, unto each and every Officer and Soldier then present, and not deficient, such Part of the Wages then due to him: And in case any of them shall be deficient to the Value of the Whole, or any Part of the same, then otherwise payable; the same, or so much thereof, as the Nature of the Case may require, shall then be retained in the Hands of the said Paymaster, to make good such Deficiency; any Thing in this Act to the contrary hereof, in any wise notwithstanding.

AND BE IT FURTHER ENACTED, That the Property of all the Necessaries, which at present do belong to, or hereafter shall be purchased for the said Regiment, is hereby declared to be vested in the Colony of *New-Jersey;* and, with the Cloathing Articles that shall be provided the said Regiment during the present Campaign, shall be under the Care of the Paymaster, when by him received, who is hereby made accountable for the same: And at the End of the said Campaign, after deducting the said Cloathing Articles, or so much thereof as shall be otherwise applied to the Use of the Soldiers, if not needed for further Services, shall be delivered by the said Paymaster, to one of the Treasurers of this Colony, to be safely kept for the Use thereof, until some further Provision shall be made for disposing of the same; and during the said Campaign, the said Paymaster shall deliver unto the Soldiers respectively, such and so many of the said Cloathing Articles, at such Times, and in such Proportions, as their Wants shall severally require; with this Provision, that each Soldier belonging to the said Regiment, and by this Act directed to be raised, shall have the several Cloathing or other Articles herein before allowed him, at the Time of his being mustered or embarked as aforesaid.

AND BE IT FURTHER ENACTED, That in case the said Regiment, during the present Campaign, shall be in Need of other Articles, not provided for by this Act, (Provisions excepted) it shall be lawful for the Colonel, or Commanding Officer of said Regiment, to draw on the Commissioners appointed for cloathing and supplying said Regiment with other Necessaries, who are hereby, in their Discretion, impowered to supply the same as aforesaid.

AND BE IT FURTHER ENACTED, That if any Person or Persons within this Colony, shall purchase any of the Cloathing, or other Necessaries furnished for the Use of the *New-Jersey* Regiment, from any Person or Persons whomsoever; he, she or they so purchasing the same, shall forfeit the Sum of *Five Pounds;* to be recovered by Action, at the Suit, and in the Name of any Person or Persons who shall sue for the said Articles so purchased, and Penalty, in any Court of Record where the same shall be cognizable; and on the Delivery of the said Articles to the said Treasurers, the Person so suing, shall be intituled to the said Penalty.

AND BE IT FURTHER ENACTED, That the Treasurers of this Colony, or either of them, out of the Money aforesaid, shall pay unto the Paymaster aforesaid, or his Order, such Sum and Sums of Money as shall be sufficient for paying the said Officers and Soldiers, in the Manner following; (*to wit*) To the Colonel, the Sum of *Twenty Pounds two shillings* per Month; to the Lieutenant-Colonel, the Sum of *Eighteen Pounds* per Month; To the Major, the Sum of *Fifteen Pounds* per Month; To the Adjutant, *Five Pounds* per Month; To each Lieutenant the Sum of *Seven Pounds ten shillings and nine pence* per Month; To each Ensign, the Sum of *Six Pounds fourteen shillings* per Month; to a Minister of the Gospel, the Sum of *Fifteen Pounds* per Month; To the Surgeon, the Sum of *Fifteen pounds* per Month; To two Surgeon's Mates, the Sum of *Nine Pounds* per Month each; To each Serjeant, the Sum of *Two pounds fifteen shillings* per Month; to each Corporal and each Drummer, the Sum of *Two pounds five shillings* per Month; and, To each private Soldier, the Sum of *One pound thirteen shillings and six pence* per Month.

AND BE IT FURTHER ENACTED, That the said Paymaster shall keep regular and just Accounts of all Monies by him received and disbursed, in Pursuance of this Act, and shall take Receipts from the respective Persons receiving the same, for all such Money as he shall so disburse; and shall keep the like Accounts, of all such Cloathing and other Necessaries, which upon his entering in the Service, and during the said Campaign, shall be by him received, or, to the best of his Knowledge, in any wise belong to the said Regiment; and also of all Cloathing delivered out, (for which Receipts shall likewise be taken) Embezzlements, Damages, or Losses, happening to accrue; and of all Wages, or Arrearages of Wages, by him retained in Satisfaction thereof; which Accounts and Receipts abovementioned, he the said Paymaster, shall lay before the House of General Assembly (when thereunto required,) to whom he is to be accountable as aforesaid; and appearing satisfactory, and he also producing a Receipt from the said Treasury, of his having paid the Ballance of the said Accounts, (if any such there be) and deliver the other Articles therein specified to the said Treasurer, shall be sufficient to discharge him the said Paymaster, and his Sureties, of and from the Bond aforesaid, and for every other Branch of Duty enjoined him by this Act; in which case, it shall be lawful for the said House of General Assembly, by Writing from under the Hand of their Speaker, to order the Secretary aforesaid, to cancel, and deliver the said Bond to the said Paymaster.

AND BE IT FURTHER ENACTED, That it shall be lawful for the said

Paymaster, to retain in his Hands, out of the Money aforesaid, as a Compensation for his Service during the said Campaign, *two per cent.,* on all such Money as shall be by him disbursed in Manner aforesaid.

AND BE IT FURTHER ENACTED, That in case the said Commissioners, or either of them, shall embezzle or misapply any of the Money by this Act with them entrusted, or after the same, or any Part thereof, shall be converted into Cloathing or other Stores necessary for the said Regiment, shall give, sell, or embezzle the same, or any Part thereof, or permit any other Person or Persons so to do, contrary to the true Intent and Meaning of this Act; then the said Commissioner or Commissioners so offending, shall be liable to be prosecuted in any Court of Record in this Colony, where the same shall be cognizable, by the Attorney General, who is hereby authorized, impowered and required, to prosecute such Commissioner or Commissioners, for all such Money, Cloathing, or necessary Stores, so given, sold, or embezzled as aforesaid; and upon Recovery and Receipt, to pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED, That each of the said Commissioners, shall procure a Book of clean Paper for a Journal, fit for entering therein Memorandums daily, of all Things transacted by him, or advised, or requested, concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed in Pursuance of this Act; and they shall also take Receipts for all Sums of Money disbursed by them; which Books and Receipts, they are to lay before the House of General Assembly of this Colony for the Time being, to be inspected; which said Books and Receipts, when examined by the General Assembly, to whom they are hereby made accountable, and found just, shall discharge the said Commissioners, from all and every such Sum and Sums of Money as they shall have laid out by Virtue of this Act. And it shall and may be lawful for the said four Commissioners before named, jointly, to retain in their Hands, out of the Money aforesaid, *two per Cent.* on all Monies by them advanced for Cloathing and other Necessaries; and *One per Cent.* for mustering and paying the Bounty Money, Levy Money, and Subsistance Money, and divide the Commissions on the Whole equally amongst them, Share and Share alike.

AND *Whereas* it is necessary, that the Expence of raising the said Regiment should be provided for and punctually paid; and it being impracticable to provide for, or discharge the same, otherwise than by issuing Bills of Credit for those Purposes, and for the other necessary Uses of the Colony; Therefore BE IT ENACTED, *and it is hereby further Enacted by the Authority aforesaid,* That Bills of Credit, to the Value of *Fifty Thousand Pounds,* Money of *America,* according to an Act of Parliament made in the Sixth Year of the Reign of the late Queen *Anne,* entitled, *An Act for ascertaining the Rates of Foreign Coin in her Majesty's Plantations in* America, shall be immediately printed, made and prepared, as followeth, *viz.*

One Thousand Eight Hundred and Thirty Four Bills, each of the Value of *Six Pounds,* or Seventeen Ounces Ten Penny-weight of Plate. Five Thousand Seven Hundred Bills, each of the Value of *Three Pounds,* or Eight Ounces

Fifteen Penny-weight of Plate. Ten Thousand Bills, each of the Value of *One Pound ten Shillings,* or Four Ounces Seven Penny-weight and Twelve Grains of Plate. Seven Thousand Bills, each of the Value of *Fifteen Shillings,* or Two Ounces Three Penny-weight and Eighteen Grains of Plate. Five Thousand Four Hundred and Eighty Seven Bills, each of the Value of *Six Shillings,* or Seventeen Penny-weight and Twelve Grains of Plate.

Which Bills shall be indented, and impressed with the Arms of *Great-Britain* on the Left Side of the said Bills; and there shall be printed near the Top and Bottom thereof, the Value of each Bill so made current; and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass current in *New-Jersey,* for
Ounces, Penny-weight, and Grains of Plate. 1759.

Which Bills, when printed, shall be delivered to the Honourable *Samuel Nevill,* Esq; of the Eastern Division, and *Daniel Smith,* jun. Esq; of the Western Division, two of the Signers thereof; who shall, and are hereby directed and impowered, upon the Delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required, to take an Oath to the Purpose following:

I A.B. *do declare, that from the Time the Letters were set, and fit to put in the Press, for the printing the Bills of Credit now by me delivered to you, until the same Bills were printed, and the Letters unset, and put into the Boxes again, I went at no Time out of the Room in which the said Letters were, without locking them up, so as they could not be come at without Violence, a false Key, or other Art then unknown to me; and therefore, to the best of my Knowledge, no Copies were printed off but in my Presence; and that all the Blotters, and other Papers whatsoever, printed by the said Letters while set for printing the said Bills, to the best of my Knowledge, are here delivered to you, together with the Stamps for the Indents and Arms: And that I have not at any Time, been privy or consenting to any other or more Bills being struck that I now deliver unto you: And that in all Things relating to this Affair, I have demeaned myself, according to the true Intent and Meaning of the said Act, to the best of my Knowledge and Understanding.*

Which Printer, at the Time he has Orders to print the said Bills, shall have a Copy of this Oath, that he may govern himself accordingly. *Provided always,* That if any unforeseen Accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED *by the Authority aforesaid,* That the Bills made current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit now current in this Colony, and shall be all signed and numbered by the said *Samuel Nevill* and *Daniel Smith,* jun. and in case of their or either of their Deaths, or other Disability, by *John Smyth,* Esq; for the Eastern Division, and *Joseph Hollinshead,* Esq; for the Western Division, or one or both of them; and One-half of them shall be delivered to the Treasurer of the Eastern Division of this Colony, to be by him signed, and the other Half to the Treasurer of the Western Division, to be by him signed: And in case of Refusal or Disability of either of the said Treasurers, then any three of the Persons nominated in this

Act, are to sign the same.

AND in order that the said Bills may be numbered and signed with the less Charge and Risque, and with more Convenience and Expedition, said Signers are to observe the Directions following, *viz.* First, before the said Signers do receive any of the said Bills, they shall, each of them, take an Oath, or Affirmation if Quakers, before a Justice of the Peace, *For the true Signing of the said Bills of Credit; and that they will sign no more than by this Act is directed; and that, to the best of their Skill, they will perform what by this Act they are enjoined as their Duty.* A Certificate of which Oath or Affirmation is to be signed by the Justice, and by the Deponent or Affirmant to be delivered to the Treasurers, with the Bills, when signed by them. Secondly, on receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters; and they shall divide the fair Bills so received into two equal Parts; and to avoid Confusion, shall agree betwixt themselves, how the Part of each shall be numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. Thirdly, Each of the said Signers may then carry his Part to his own House, there to be numbered and signed by him with all possible Expedition; which (or such Part as is then absolutely necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part numbered and signed by him to the other, in order for him to sign the same; and they shall then, together, burn and destroy the Bills (if any be) over and above the Number hereby appointed to be issued; and in like Manner, shall do, from Time to Time, till all are signed and exchanged. Fourthly, Each of the said Signers may then carry the Part of the Bills aforesaid so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition; and when signed, in any Sums, from Time to Time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate of his having taken an Oath or Affirmation as aforesaid, and the Stamps for the Indents and Arms; taking the Receipts of the respective Treasurers for the Sums so delivered; which, when produced, shall be sufficient to discharge the said Signers respectively, their Heirs, Executors and Administrators, from such Part of the said Bills as the Receipts do express.

AND BE IT FURTHER ENACTED, *by the Authority aforesaid,* That the said Treasurers shall, respectively, sign the Bills to them delivered (excepting as aforesaid) and under the Obligation of their Oaths or Affirmation, for the due Execution of their Offices respectively, pay them out according to the Direction of this Act, and no otherwise.

AND BE IT ENACTED *by the Authority aforesaid,* That the Bills of Credit to be made and issued by Virtue of this Act, or such Parts thereof as shall remain unsunk, shall be, continue and pass current, until the first Day of *November*, which will be in the Year of our Lord One Thousand Seven Hundred and Sixty Seven, but shall be received by the Treasurers either in Exchange for other Money, or in any publick Payments, for Six Months thereafter: And shall be paid and received for the same Value expressed in and upon each Bill, for Goods and Lands, or any other Things bought and sold by all Persons whatsoever, being in this Colony, according to their Rates.

AND BE IT ENACTED, *by the Authority aforesaid,* That if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties to any Contract, Covenant, Bargain or Agreement whatsoever already made, or hereafter to be made, at any Time during the Currency of the said Bills; shall, upon Tender made before two lawful Witnesses, of all or any of their Debts, Dues and Demands whatsoever, (provided the said Tender be made of the whole Debt or Demand that is due from any one Person, and not of a Part) in the Bills of Credit made current by this Act, refuse to accept or receive the said Bills of Credit in Discharge of the said Debts, Dues and Demands, according to their Value or Rates; he, she or they so refusing to accept the said Bills of Credit in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused; and they, and every of them, they, and every of their Heirs, Executors and Administrators, shall for ever be barred from bringing his, her or their Actions for recovering the said Debt or Debts, Sum or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in barr to any Action or Actions that shall be so commenced.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons whatsoever within this Province, shall, during the Currency of the said Bills of Credit, offer to sell, or expose to Sale, any Goods or Chattels, Lands or Tenements whatsoever, and deny, or refuse to sell, or ask a greater Value for the same, unless Payment be made in current Silver Money, Gold, Plate, Dollars, or other Species whatsoever, and not in the said Bills of Credit, (whereby the Credit of the said Bills may be impaired), then and in such Case, the Person so exposing to Sale, and refusing as aforesaid, shall forfeit for every such Offence, the Sum of *Twenty-five Pounds,* to be recovered by Action of Debt, in any Court of Record within this Province, with Costs of Suit; the One-half to such Person as shall sue for and prosecute the same to Effect, the other Half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons whatsoever, shall presume to counterfeit, or be aiding and assisting in counterfeiting or altering any of the Bills of Credit made current by this Act, so as to make them pass or appear to be of greater Value then they were made current for, or utter or cause to be uttered, any Bill or Bills, knowing the same to be counterfeit or altered as aforesaid; and be thereof legally convicted; he, she or they shall incur the Pains and Penalties of Felony, without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That *Hendrick Fisher* and *Robert Ogden,* Esqrs; and in case of their, or either of their Refusal or Disability, then *Shobal Smith* and *Thomas Scattergood,* Esqrs, are hereby authorized and directed, to agree with the Printer for the Price to be paid him for printing the Bills, according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take Care that the Printer of the Bills of Credit doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED *by the Authority aforesaid,* That there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for

printing them, as the said Inspectors, or any two of them, shall certify under their Hands, they had agreed to pay him for that Service. And there shall be paid for inspecting the Press, according to this Act, the Sum of *Twenty Pounds.* And there shall be paid to each of the said Signers appointed by this Act, the Sum of *Fifty Pounds.* All which Sums of Money, shall be paid by the Treasurers of this Colony, or either of them, out of the Money made current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts, when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors, and Administrators, for so much.

AND BE IT ENACTED *by the Authority aforesaid,* That for the better Credit, and effectual sinking the said Bills of Credit, there shall be assessed, levied, and raised, on the several Inhabitants of this Colony, their Goods and Chattels, Lands and Tenements, the Sum of *Twelve Thousand Five Hundred Pounds* annually, in every of the Years *One Thousand Seven Hundred* and *Sixty Four; One Thousand Seven Hundred* and *Sixty Five; One Thousand Seven Hundred* and *Sixty Six;* and *One Thousand Seven Hundred* and *Sixty Seven;* to be paid in the Proportions and Manner following (to wit):

By the County of *Middlesex,* the Sum of *One Thousand One Hundred* and *thirty two Pounds, Eighteen shillings* and *Eleven-pence,* yearly, for every of the abovementioned Four years.

By the County of *Monmouth,* the Sum of *One thousand Six hundred* and *Forty two Pounds, Eighteen shillings* and *five-pence farthing,* yearly, for every of the said Four years.

By the County of *Essex,* the Sum of *Nine hundred* and *seventy three Pounds, Four shillings* and *two pence,* yearly for every of the said Four years.

By the County of *Somerset,* the Sum of *One thousand Three hundred* and *Ninety five Pounds, Thirteen shillings* and *six pence Half-penny,* yearly, for every of the said Four years.

By the County of *Bergen,* the Sum of *Eight hundred* and *Twenty three Pounds, Fourteen shillings* and *nine pence Half-penny* yearly, for every of the said Four years.

By the County of *Burlington,* the Sum of *One thousand Five hundred* and *sixty two Pounds, Fourteen shillings and eight pence Half-penny,* yearly, for every of the said Four years.

By the County of *Gloucester,* the Sum of *Nine hundred* and *Seventy seven pounds, Five shillings* and *One penny farthing,* yearly, for every of the said Four years.

By the County of *Salem,* the Sum of *Eight hundred* and *Seventy three pounds, Three shillings* and *Seven pence three farthings,* yearly, for every of the said Four years.

By the County of *Cumberland,* the Sum of *Four hundred* and *Forty two pounds, Fourteen shillings* and *Seven pence three farthings,* yearly, for every of the said Four years.

By the County of *Cape-May,* the Sum of *Two hundred* and *Eight Pounds, Seventeen shillings* and *two pence farthing,* yearly, for every of the said Four years.

By the County of *Hunterdon,* the Sum of *One thousand Seven hundred* and *Seventy two pounds, Three shillings* and *eleven pence,* yearly, for every of the said Four years.

By the Counties of *Morris* and *Sussex,* the Sum of *Six hundred* and *Ninety four Pounds, Ten shillings* and *Eleven pence farthing,* yearly, for every of the said Four years.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the several Quotas so proportioned as aforesaid, shall be assessed, raised, levied, collected and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services, as is directed by an Act, entitled, *An Act for levying a Fund at different Periods by Provincial Taxes,* for sinking the Sum of Fifteen Thousand Three Hundred *and* Two Pounds *and* Four Pence, *now outstanding in Bills of Credit, made current for his Majesty's Service in the late War.* And that the said Sum of *Twelve Thousand Five Hundred Pounds,* to be raised yearly, by virtue of this Act for Four years, shall be well and truly applied for the sinking the Bills of Credit made current by this Act, and for no other Use; and when the same shall be received by the Treasurers of this Colony, by virtue of the said Tax for the said Four years, they shall sink the same agreeable to the Directions of the last mentioned Act: *Provided* that the Legislature shall not, in the mean Time, agree upon some other Expedient for sinking the same, in a more easy Method to the Inhabitants of this Colony.

AND *Whereas* the large Number of Regulars now quarter'd within this Colony, makes it necessary that Provision should be made for defraying the Expences which the Inhabitants are obliged to be at respecting them, in sundry Particulars; BE IT FURTHER ENACTED *by the Authority aforesaid,* That *Hugh Hartshorne, Joseph Hollinshead, William Skeels, Joseph Yard, Theophilus Severns, John Allen, Hendrick Fisher, Joseph Mount, Reuben Runnion, Samuel Nevill, Thomas Bartow, John Smyth, Robert Ogden, Jacob Dehart,* and *Cornelius Hetfield* Esqrs, or any two of them, be, and they are hereby appointed Commissioners, for paying for Fire-wood, Bedding, Blankets, and other Necessaries, as are already furnished to the several Barracks within this Colony; and for paying for such Quarters of the Regulars as have been engaged for, or provided by any Person or Persons on Behalf of this Colony. *Provided,* That the said Commissioners shall not pay such billetting Accounts as shall not be duly attested before a Magistrate. And it shall and may be lawful for the Treasurers of this Colony, to pay to the said *Hugh Hartshorne, Joseph Hollinshead, William Skeels, Joseph Yard, Theophilus Severns, John Allen, Hendrick Fisher, Joseph Mount, Reuben Runnion, Samuel Nevill, Thomas Bartow, John Smyth, Robert Ogden, Jacob Dehart,* and *Cornelius Hetfield,* Esqrs, or any two of them, such Sums of Money as may be wanted for the Service aforesaid, out of the Money made current by this Act, or out of any Money in their Hands, made current for the Service of the present War; and Orders, with a Receipt thereon, or Receipts, signed by the said *Hugh Hartshorne, Joseph Hollinshead, William Skeels, Joseph Yard, Theophilus Severns,*

John Allen, Hendrick Fisher, Joseph Mount, Reuben Runnion, Samuel Nevill, Thomas Bartow, John Smyth, Robert Ogden, Jacob Dehart and *Cornelius Hetfield,* Esqrs, or any two of them, when produced by the said Treasurers, or either of them, to the General Assembly, shall discharge the said Treasurers respectively, their Heirs, Executors, and Administrators, of and from so much as they shall have paid by Virtue of this Act: And the said Commissioners are hereby authorized, to allow for the quartering of each Soldier, (otherwise than in Barracks) any Sum not exceeding *Two shillings and six-pence* per Week: And they are also, at their Discretion, to allow such other Articles of Expence as the Inhabitants have unavoidably been at respecting them, so as always due Regard be had to the Consequence of any Precedents they may make on the Occasion; and that Nothing be allowed for marching or recruiting Parties, or that any way concerns any of their Diversions. And the said Commissioners, shall allow to the several Persons who have had the Care and Trouble of providing for any of the Barracks the Winter past, *Five per cent.* for their Trouble.

AND *Whereas* it is necessary, that the several Barracks of this Colony be for the future, provided with Persons to take Care of them, and the provincial Furnitures therein contained, both as much as may be, to preserve them from Damage and Danger, and to supply them with Fire-wood, and other such Necessaries as are authorized by the Act of Parliament, or the Usage of the neighbouring Colonies: Therefore, BE IT ENACTED *by the Authority aforesaid,* That *Hugh Hartshorne* and *Joseph Hollinshead,* be, and they are hereby appointed Commissioners for that Service, for the Barracks at *Burlington; Joseph Yard* and *John Allen,* for the Barracks at *Trenton; Hendrick Fisher* and *Reuben Runnion,* for the Barracks at *New-Brunswick; Samuel Serjeant* and *Thomas Skinner,* for the Barracks at *Perth-Amboy; Cornelius Hetfield* and *Robert Ogden,* for the Barracks at *Elizabeth-Town.* And they the said *Hugh Hartshorne, Joseph Hollinshead, Joseph Yard, John Allen, Hendrick Fisher, Reuben Runnion, Samuel Serjeant, Thomas Skinner, Cornelius Hetfield,* and *Robert Ogden,* or any one of them, are hereby invested with Power to draw on the Treasurers of this Colony, or either of them, for any Sum or Sums of Money, not exceeding *Three hundred pounds* in the Whole, for any one of the Five several Barracks of this Colony, in any one Year, during the present War with *France.* And it shall and may be lawful for the said Treasurers, out of any Money that now is, or then may be, in their Hands, made current for the Service of the present War, to pay to the said *Hugh Hartshorne, Joseph Hollinshead, Joseph Yard, John Allen, Hendrick Fisher, Reuben Runnion, Samuel Serjeant, Thomas Skinner, Cornelius Hetfield,* and *Robert Ogden,* or any one of them, or their or either of their Order, such Sum and Sums of Money as may, from Time to Time, be wanted for the Services aforesaid, not exceeding as aforesaid: And the Receipt of the said *Hugh Hartshorne, Joseph Hollinshead, Joseph Yard, John Allen, Hendrick Fisher, Rueben Runnion, Samuel Serjeant, Thomas Skinner, Cornelius Hetfield,* and *Robert Ogden,* or any one of them, or Order, with a Receipt thereon, shall when laid before the General Assembly, indemnify and discharge the said Treasurers, their Heirs, Executors and Administrators, of and from any Money they may pay in Virtue hereof. And the

said Commissioners, or any one or more of them, performing the Service, shall receive in his or their Hands, *Twenty Pounds per Annum,* for each one of the Five Barracks as aforesaid, for his or their Care and Trouble; any Thing in any former Law to the contrary hereof in any wise notwithstanding.

AND *Whereas* it appears, that the several Sums before allowed for the building and compleating the several Barracks within this Colony, is quite insufficient for the said Purposes; Therefore, that there may be no Pretence for delaying the compleating the same according to Law; BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Treasurers of this Colony, or either of them, out of the Money made current by this Act, to pay to the Persons appointed to build the said Barracks, any Sum or Sums of Money they may need for that Purpose, so that the whole additional Sum now provided, does not exceed the Sum of *Nine Hundred Pounds,* for any one of the Barracks, at any one Place in this Colony. And the Receipts of the said Persons appointed to build the said Barracks, or of any two of them, or their Order, with a Receipt thereon, shall, when laid before the General Assembly, discharge the said Treasurers, or either of them, their Heirs, Executors, and Administrators, of and from any Money they may pay in Virtue hereof.

AND BE IT FURTHER ENACTED, That the said Persons, by Law appointed to build the said Barracks, shall provide for each of them, two substantial Ladders, and Twenty Leather Buckets for each, to be under the immediate Care of the Person or Persons having the Care of the Barracks, and always kept handy, and in order, in case of Fire.

AND *Whereas* it is reasonable, that the several Forces to be raised as aforesaid, should be encouraged, when the Campaign is over, to return into this Government, and be discharged there; Therefore, BE IT ENACTED *by the Authority aforesaid,* That it shall be lawful for the Paymaster, to allow any Time after the Campaign is over (not exceeding two Weeks) for their Transportation hither, to receive their last Month's Pay, and Arrearages of Pay, at *Perth-Amboy.*

AND *Whereas* there was a considerable Desertion from the Service in the last Campaign, and many of the Deserters are now concealed within this Colony; Therefore, BE IT ENACTED *by the Authority aforesaid,* That every Person duly proven to have been inlisted, and taken the Provincial Bounty, and that afterwards deserted from the Service, shall be charged with the said Bounty, and their Arms, if they do not deliver them up; and the same shall be recovered by any Person suing for the same, by Action of Debt, before any two Magistrates of this Colony, in the summary Manner prescribed for all Causes under *Five Pounds,* in the Act, entitled, *An Act to erect and establish Courts in the several Counties of this Colony, for the Trial of small Causes:* And the said Money, when recovered, shall be retained in the said Magistrates Hands, and paid into the Treasury of this Colony. *Provided always,* That every such Deserter who shall be pardoned, and voluntarily enter into the Service of this Colony in the ensuing Campaign, without further Bounty, shall be excused from the Recovery of the said former Bounty Money.

Passed 15 Mar. 1759.
Parker (1759) 3-22.

An Act for continuing several Acts of the General Assembly of this Colony, which will expire at the End of this present Session by their own Limitation.

WHEREAS the three following Acts of General Assembly of this Colony, will expire by their own Limitation, at the End of this present Session of General Assembly, *to wit. An Act to prevent Actions of* Fifteen Pounds *and under, being brought into the Supreme Court of this Province. An Act to erect and establish Courts in the several Counties of this Colony, for the Trial of small Causes. An Act for the better enabling of Creditors, to recover their just Debts from Persons who abscond themselves.*

BE IT ENACTED *by the Governor, Council and General Assembly of this Colony, and it is hereby enacted by the Authority of the same,* That the three several Acts above mentioned, shall be, and are hereby continued, and every Clause, Article and Thing, in each of the three several above mentioned Acts contained, shall be continued and remain in full Force, for the Space of one Year from the End of the present Session, and from thence until the End of the next Session of General Assembly of this Colony, and no longer; any Thing to the Contrary hereof in any wise notwithstanding.

Passed 17 Mar. 1759.
Parker (1759) 22.

An ACT *for the Support of Government of his Majesty's Colony of* New-Jersey, *to commence the Twenty-first Day of* May, *One Thousand Seven Hundred and Fifty-nine, and to end the Twenty-first Day of* May, *One Thousand*

Seven Hundred and Sixty; and to discharge the publick Debts, and contingent Charges thereof; and for Settling the Quotas in the respective Counties, and Levying a Provincial Tax; and for other Purposes therein mentioned.

WHEREAS the Act for Supporting the Goverment of his Majesty's Colony of *New-Jersey,* will soon expire. We, the House of Representatives, being willing and desirous to give all possible Demonstrations of our Duty, Loyalty and Gratitude, by providing for the Support of his Majesty's Government over us, do pray that it may be Enacted;

AND BE IT ENACTED *by the Governor, Council and General Assembly of this Colony of* New-Jersey, *and it is hereby Enacted and Declared by and with the Authority of the same,* That for paying the Salaries of the Governor, and other Officers appointed for the Administration of the Government of this Colony, there shall be, and there is hereby chearfully given unto his Majesty, his Heirs and Successors, the several Sums following, in Money, as it now passes in the Western Division of this Colony, to be paid out of such Money that now is in the Treasury, or shall be paid into the Treasury, by Virtue of this Act; *that is to say,*

To His Excellency FRANCIS BERNARD, Esq; Governor and Commander in Chief of this Colony, at the Rate of *One thousand pounds, per Annum,* Money aforesaid; to commence the 21st of *May* next.

To *Samuel Nevill,* Esq; Second Justice of the Supreme Court of this Colony, *Twenty-five pounds, per Annum,* Money aforesaid.

To *Richard Saltar,* Esq; Third Justice of the Supreme Court of this Colony, *Twenty-five pounds, per Annum,* Money aforesaid.

To *Courtland Skinner,* Esq; Attorney General of this Colony, *Thirty pounds, per Annum,* Money aforesaid.

To *Andrew Johnston* and *Samuel Smith,* Esquires, Treasurers of this Colony, each *Forty pounds, per Annum,* Money aforesaid.

To *Charles Read,* Esq; Clerk of the Council, *Thirty pounds per Annum,* Money aforesaid.

To *Richard Partridge,* Esq, Agent of this Colony at the Court of *Great-Britain,* or to the Agent for the Time being, appointed by the House of Representatives, *Eighty pounds per Annum,* Money aforesaid.

To *John Smyth,* Esq; Clerk of the Circuits of this Colony, *Twenty pounds per Annum,* Money aforesaid.

To the Door-Keeper of the Council of this Colony, *Ten pounds per Annum,* Money aforesaid.

ALL which said several Sums abovementioned, shall be made and paid to the several Officers beforementioned, for their respective Salaries, for the Term of one Year, by the Treasurers of this Colony, or either of them, on Warrants

to be produced to them, or either of them, signed by the Governor, or Commander in Chief for the Time being, in Council; and the Warrants so signed, with Endorsments thereon, made by the Persons to whom the same shall respectively be made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, and their, or either of their Heirs, Executors and Administrators, of and from so much of the said Money.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That in Case his Excellency *Francis Bernard,* Esq; Commander in Chief of this Colony, shall, by Death or otherwise, cease to be Governor or Commander in Chief of the same; or that any other of the respective Officers herein before mentioned, shall happen to die, or otherwise be removed from their respective Offices, at any Time after the passing of this Act, and before the Twenty first Day of *May,* which will be in the Year of our Lord One Thousand Seven Hundred and Sixty; that then and in such case, it shall and may be lawful for the Treasurers of this Colony for the Time being; and they, or either of them, are hereby authorised and commanded, to pay to his Excellency *Francis Bernard,* Esq; or to his Executors, Administrators or Assigns, or to his or their Orders, and to every other of the said respective Officers, or to their several Executors, Administrators or Assigns, or to their Orders, out of the said Sums of Money received, or to be received by them as aforesaid, so much thereof as at the Time of his said Excellency's ceasing to be Governor as aforesaid, or to the said respective Officers, dying, or being otherwise disabled from holding their Offices as aforesaid, shall remain in Arrear and unpaid to them, for his and their respective Salaries.

AND *Whereas* it is necessary, that the present Governor should be provided with a House to live in, until one should be provided for that Purpose; BE IT ENACTED *by the Authority aforesaid,* That there shall be paid out of the Money aforesaid, to his said Excellency *Francis Bernard,* Esq; *Sixty Pounds per Annum,* Money aforesaid, for House Rent, the said Term of one Year, provided he makes *Amboy* or *Burlington* the Place of his Residence.

AND *Whereas* it is fitting and necessary, that the publick Debts, and contingent Charges of the Government, should from Time to Time be honourably and punctually discharged: Therefore, for defraying the same, we the House of Representatives, do further pray that it may be Enacted; AND BE IT ENACTED *by the Authority aforesaid,* That the said Treasurers, or either of them, shall pay out of the Money aforesaid, to the Chief Justice, or to any one of the Justices of the Supreme Court of this Colony, *Ten Pounds,* for each Time in the aforesaid one Year, that he, or either of them, shall hold the Court of *Nisi Prius,* and of Oyer and Terminer and General Goal Delivery, when it shall be necessary that they be held at the same Time in the respective Counties of this Colony, either at the Time appointed, or that hereafter shall be appointed for holding the said Courts, provided there shall be a real Occasion for holding the same. *Provided also,* That not any Thing shall be paid to either of the Justices aforesaid, for holding any of the abovesaid Courts, at the same Time that the Supreme Courts shall be held at *Perth-Amboy* and *Burlington. Provided always,* That no more than two of the said Courts of Oyer and Terminer and General Goal Delivery, held in any one County during the said one Year, shall

be paid for by Virtue of this Act; one of them to be held, if there should be Occasion, at the yearly Time of holding the Courts of *Nisi Prius,* and the other of the said Courts of Oyer and Terminer and General Goal Delivery, if Application shall be made in Writing, signed by the major Part of the Freeholders chosen by the said County, in Conjunction with any three Justices of the Peace (*Quorum unus*) of the said County, to any one of the Justices of the Supreme Court.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the Treasurers, or either of them, shall pay the Sum of *Six Shillings per Diem,* unto each of the Council, for each Day that they have respectively attended, or shall attend, at any Sitting of the General Assembly, during the said one Year; upon Warrants by them, their Executors, Administrators or Assigns to be produced, signed by the Governor or Commander in Chief, in Council, expressing the Number of Days each of the said Council, shall have attended.

AND BE IT ENACTED *by the Authority aforesaid,* That the said Treasurers, or either of them, shall pay unto the several Persons hereafter named, the several Sums following, *viz.*

To *Hugh Hartshorne,* Esq; one of the Clerks of the House of Representatives, or any other Clerk of this House, for his Attendance, the Sum of *Eight shillings per Diem,* for the Time he shall attend at any Sitting of General Assembly during the said one Year; also the Sum of *Four-pence* per Sheet, reckoning Ninety Words to the Sheet, for entering the Minutes and Votes of any Sitting during the Continuance of this Act, fair in the Book, copying the Laws and Minutes for the Printer; and to *Abraham Clark,* jun. the Sum of *Twenty Pounds,* for Pen, Ink and Paper, during this and former Sittings.

To the Secretary, for Charges attending Expresses to this Time, in full of his Account, the Sum of *Seventeen pounds two shillings and four-pence:* And to *Andrew Johnston,* Esq; for Charges attending Expresses, *Two pounds two shillings.*

To each of the Treasurers of this Colony, *Six-pence* per Pound, for exchanging the ragged and torn Bills of Credit of this Colony; and to each of the said Treasurers, *Fifteen Pounds,* for their extraordinary Services.

To *Samuel Nevill,* Esq; for extraordinary Services, *Twenty-five Pounds per Annum,* during the Absence of a Chief Justice: And to the said *Samuel Nevill,* in full for his extraordinary Services, from the Time of Mr. *Aynsley's* Death, till the Twenty-first of *May* next, *Twenty-two pounds.*

To *James Parker,* or any other Printer hereafter appointed for printing the Minutes of the House of Representatives of any Sitting during the Continuance of this Act; and for printing the Laws passed at any Sitting as aforesaid, or any other Printing, such Sums as *Charles Read, John Stevens, Hendrick Fisher, John Johnston, Henry Paxson,* and *John Ladd,* Esquires, or any two of them, shall agree to be paid for the said Services.

To the Serjeant at Arms for the Time being, who shall attend the Council, the Sum of *Three Shillings per Diem:* And to the Serjeant at Arms who shall attend the House of Representatives, the Sum of *Three Shillings per Diem.*

To the Door-keeper of the House of Representatives for the Time being,

who shall attend on the House in Manner aforesaid, the Sum of *Three shillings and six-pence per Diem.*

To *John Johnston,* Esq; to pay for a Room for the Assembly, *Twenty shillings* per Week, and to pay for as much Fire-wood and Candles as is used, so much as the same may cost.

To *Charles Read,* Esq; to pay of the Redemption of *Sarah Decker* from the *Indians, Fifteen pounds.*

To *Andrew Johnston,* Esq; the Sum of *Fifteen shillings* per Week, to pay for the Use of a Room, Fire-wood and Candles, for the Council, during any Sitting within the said Time.

To *Abraham Clark,* jun. in full of his Accounts, for copying Laws to send home, and other Services, the Sum of *Fourteen pounds one shilling and two-pence.*

ALL which said several Sums abovementioned, shall be, and are hereby directed to be paid to the Persons aforesaid, their Executors or Administrators, out of the Money aforesaid, by Virtue of Warrants to be signed by the Governor, or Commander in Chief for the Time being, in Council. And the said several Warrants, when produced by the said respective Treasurers, and Endorsments thereon made by the Persons to whom the same shall be respectively made payable, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury aforesaid.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the said Treasurers, or either of them, shall pay out of the Money aforesaid, the Sum of *Six Shillings per Diem,* to the Speaker; and every of the Members of the House of Representatives, for the Time each of them shall attend at any Sitting of General Assembly, during the said Term of one Year, upon a Certificate to be produced to the Treasurers, or either of them, by each of the said Members, their Executors, Administrators or Assigns, signed by *Charles Read, Robert Lawrence, Samuel Nevill, Joseph Yard, Hendrick Fisher, Jacob Spicer,* and *Henry Paxson,* Esqrs, or any three of them, expressing the Number of Days such Members shall have attended: And the said several Certificates, when produced by the said respective Treasurers, and Endorsments thereon made by the Person to whom the same shall be respectively made payable, shall be sufficient Warrants and Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors and Administrators, on Account of the several Payments so made and paid out of the Treasury as aforesaid.

AND *Whereas* the Treasury of this Colony, neither is nor can be supplied by Virtue of any Acts of General Assembly now in being, with Money sufficient for discharging the several Sums abovementioned, and such other Sums of Money which will be necessary for the Support of Government: For remedying of which, it is absolutely necessary to raise the Sum of *Three thousand pounds,* Money aforesaid, by a Provincial Tax: And to the End the Sum of *Three thousand pounds,* Money aforesaid, may be equitably and effectually raised, according to the Time above specified, for Supply of the Treasury, for discharging the said Sum of Money so given by this Act; IT IS HEREBY ENACTED *by*

the Authority aforesaid, That there shall be assessed, levied and raised on the several Inhabitants of this Colony, their Goods and Chattels, Lands and Tenements, the said Sum of *Three thousand pounds,* Money aforesaid, in Manner following, *viz.*

All Housholders, the Tax of whose rateable Estate, exclusive of Certainties, does not amount to *Two shillings,* shall be rated at the Discretion of the Assessor, not under *One shilling,* nor above *Thirty shillings.*

All Merchants and Shop-keepers, including Rum-Sellers, selling any Quantity less than a Barrel, (Tavern-Keepers excepted) shall be rated at the Discretion of the Assessors, not under *Two shillings,* nor above *Two pounds.*

All Grist-Mills, for each Pair of Stones, shall be rated at the Discretion of the Assessors, not under *Four shillings,* nor above *Four pounds.*

All Saw-Mills shall be rated at the Discretion of the Assessor, not under *Five shillings,* nor above *Four pounds.*

All Fulling-Mills shall be rated at the Discretion of the Assessor, not under *Four shillings,* nor above *Forty shillings.*

All Furnaces shall be rated at the Discretion of the Assessors, not under *One pound ten shillings,* nor above *Three pounds ten shillings.*

All Forges that work Pig-Iron, shall be rated at the Discretion of the Assessors, not under *Seven shillings,* nor above *One pound fifteen shillings.*

All Forges or Bloomaries that make Bar-Iron immediately out of the Ore, shall be rated at the Discretion of the Assessor, not under *Four shillings,* nor above *Thirty shillings.*

All Glass-Houses shall be rated at *Three pounds fifteen shillings.*

All Stills that distil Molasses, shall be rated at *Six pounds.*

All other Stills, that distill Spirituous Liquors for Sale or Hire, shall be rated at the Discretion of the Assessor, not under *Two shillings,* nor above *One pound.*

All Brew-houses, that brew for Sale or Hire, shall be rated at the Discretion of the Assessor, not under *Four shillings,* nor above *Forty shillings.*

Every Ferry shall be rated at the Discretion of the Assessor, not under *Four shillings* nor above *Four pounds.*

Every Coasting Sloop, Schooner, Shallop, Flat, Boat, that carries for Hire, Passage-Boat, Pilot-Boat and Wood-Boat, shall be rated at the Discretion of the Assessor, in Proportion to their Burthen and Business, not under *Four shillings* nor above *Fifteen shillings.*

Every single Man that works for Hire, and keeps a Horse or Mare, shall be rated the Sum of *Six shillings.*

Every single Man, that works for Hire, and does not keep a Horse or Mare, shall be rated the Sum of *Four shillings.*

Every bought Servant and Slave, being male, of sixteen Years old and upwards (except such Slaves as are not able to work) shall be rated the Sum of *One shilling.*

Every Coach, Chariot or Four-wheel Chaise, shall be rated the Sum of *Nine shillings.*

Every Two-wheel Chaise shall be rated the Sum of *Three shillings.*

Every Riding Chair and Kittereen shall be rated the Sum of *One shilling.*

All Cattle, Horses and Mares, of two Years old and upwards, shall be valued at *Twenty-five shillings* each Head.

All Sheep of one Year old and upwards, shall be valued at *Three shillings* each Head.

All profitable Tracts of Land, held by Deed, Patent or Survey, whereon any Improvements is made, the whole Tract shall be valued at the Discretion of the Assessor, in each respective County of this Colony, as followeth; *that is to say,*

In the County of *Middlesex,* not above *Forty pounds,* nor under *Eight pounds* per Hundred Acres.

In the County of *Monmouth,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Essex,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Somerset,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Bergen,* not above *Forty pounds,* nor under *Eight pounds* per Hundred.

In the County of *Burlington,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Gloucester,* not above *Forty pounds,* nor under *Eight pounds* per Hundred.

In the County of *Salem,* not above *Forty-five pounds,* nor under *Nine pounds* per Hundred.

In the County of *Cape-May,* not above *Twenty pounds,* nor under *Five pounds* per Hundred.

In the County of *Hunterdon,* not above *Forty pounds,* nor under *Eight pounds* per Hundred.

In the County of *Morris,* not above *Twenty pounds,* nor under *Five pounds* per Hundred.

In the County of *Cumberland,* not above *Thirty pounds,* nor under *Six pounds* per Hundred.

In the County of *Sussex,* not above *Twenty pounds,* nor under *Five pounds* per Hundred.

AND BE IT ENACTED *by the Authority aforesaid,* That every Hawker, Pedlar, Petty Chapman, or Wholesale Trader, travelling on Foot, and exposing his or her Goods for Sale, excepting Linnen, or other Goods of their own Manufacture within this or the neighbouring Colonies, shall, before he or she offers any such Goods to Sale in any County of this Colony, first pay, over and above the Rates he or she is to pay by other Acts of Assembly, unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *One pound,* during the said one Year.

AND every Hawker, Pedlar, Petty Chapman, or Wholesale Trader, travelling with a Horse or Carriage, or any other Beast of Burthen, and exposing his or their Goods and Wares to Sale, (excepting such as before excepted) shall,

before he, she or they offer any such Goods to Sale in any County of this Colony, first pay unto the Collector of the said County where he or she proposes to sell Goods, the Sum of *Two pounds,* during the said one Year. And if the said Hawker, Pedlar, Petty Chapman, or Wholesale Trader, does not produce a Certificate to any Person demanding the same, from the respective Collectors of every County where he or she has travelled and exposed Goods to Sale as aforesaid, that he or she has paid the Sum beforementioned, shall forfeit for every such Offence, the Sum of *Five Pounds,* Money aforesaid, to be recovered by every such Person, before any one of his Majesty's Justices of the Peace of this Province; one Half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of that County, where such Offence or Offences shall be committed as aforesaid, and the other Half to the Use of the Person so suing and recovering the same, with Costs of Suit: And the said Justice is hereby authorised, impowered and commanded, to hear and determine the same.

AND BE IT ENACTED *by the Authority aforesaid,* That the Sum of *Three thousand pounds,* Money aforesaid, be assessed, levied and paid into the Treasury, on or before the Twenty-first Day of *November* next, in the Proportions following, *viz.*

By the County of *Middlesex,* the Sum of *Two hundred and seventy one pounds, eigtheen shillings and one penny half-penny.*

By the County of *Monmouth,* the Sum of *Three hundred and ninety four pounds six shillings.*

By the County of *Essex,* the Sum of *Two hundred and thirty-three pounds, eleven shillings and four pence half-penny.*

By the County of *Somerset,* the Sum of *Three hundred and thirty-four pounds, nineteen shillings and three pence.*

By the County of *Bergen,* the Sum of *One hundred and ninety-seven pounds, fourteen shillings.*

By the County of *Burlington,* the Sum of *Three hundred and seventy five pounds, one shilling and one penny half-penny.*

By the County of *Gloucester,* the Sum of *Two hundred and thirty-four pounds, ten shillings and nine pence.*

By the County of *Salem,* the Sum of *Two hundred and nine pounds, eleven shillings and three pence.*

By the County of *Cape-May,* the Sum of *Fifty pounds, two shillings and six pence.*

By the County of *Hunterdon,* the Sum of *Four hundred and twenty five pounds, six shillings and six pence.*

By the County of *Morris,* the Sum of *One hundred and eleven pounds, two shillings and six pence.*

By the County of *Cumberland,* the Sum of *One hundred and six pounds, five shillings and one penny half-penny.*

By the County of *Sussex,* the Sum of *Fifty-five pounds, eleven shillings and six pence.*

AND BE IT ENACTED *by the Authority aforesaid,* That the Assessors,

for the assessing the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, by the several Towns, Precincts and Districts, according to the Directions of an Act of General Assembly of this Province, entitled, *An Act for the more regular chusing and electing Assessors and Collectors in the respective Towns and Counties in this Province;* which said Assessors shall, before they do any Thing in Pursuance of this Act, severally take the following Qualification before any one Justice of the Peace in the respective Counties, viz. *That you will truly and impartially value and assess the ratable Estates of the Inhabitants of the Township or Precinct of pursuant to the Directions of this Act; and also assist the other Assessors in settling the Quotas, according to the best of your Skill and Understanding.*

AND BE IT ENACTED *by the Authority aforesaid,* That the Town, Precinct and District Collectors, for collecting the several and respective Sums aforesaid, (to be delivered to the Collectors of the several Counties, for them to transmit to the Treasurers of this Colony) shall be such as now are, or hereafter shall be chosen, during the Continuance of this Act, as aforesaid, by the several Towns, Precincts and Districts aforesaid, according to the Directions of the Act of General Assembly above referred to, entitled as aforesaid.

AND BE IT ENACTED *by the Authority aforesaid,* That the County Collectors, for collecting and receiving from the Town, Precinct or District Collectors aforesaid, the several and respective Sums aforesaid, shall be such as now are, or hereafter shall be chosen during the Continuance of this Act, as aforesaid, in each respective County in this Colony, according to the Directions of an Act of General Assembly, entitled, *An Act to enable the Freeholders, in Conjunction with three Justices of the Peace, to chuse a Collector for each respective County within this Province.*

AND to the End the said several and respective Sums aforesaid, may be equitably assessed and levied, BE IT ENACTED *by the Authority aforesaid,* That all and every of the Inhabitants and Freeholders of each County in this Colony, on Application to them made by the Assessors of the respective Towns, Precincts or Districts, chosen as aforesaid, shall forthwith give a true Account of their Names and Sirnames, and of their Estates, real and personal, made rateable by this Act, where the same doth lie; which the Assessor shall take down in writing, in order to be enabled thereby to make just and true Assessments of such rateable Estates, and to render Duplicates thereof to the Town, Precinct and District Collectors chosen as aforesaid, by the Times herein after prescribed for that Purpose. And in case any of the Inhabitants or Housholders shall, at any Time, neglect or refuse to give in such Account of their Estates, real and personal, such Person or Persons so neglecting or refusing, shall forfeit the Sum of *Three Pounds,* Money aforesaid, and be assessed and rated the Double of the Sum of what the said Assessors, in their Discretion, may suppose the said Person or Persons so neglecting or refusing, might otherwise, in Proportion to their Estates, have been rated at. And in case the said Assessors, or any of them, shall, at any Time within the Space of Thirty Days after such Accounts are given in, have certain Knowledge, or Reason to believe or suspect,

that any Person or Persons have concealed, or not given in a full Account of their Estates real and personal, made rateable as aforesaid; then and in such case, it shall and may be lawful for the said Assessors respectively, and they are hereby commanded and enjoined, to make a List or Catalogue of the Names of the Persons so offending, or supposed to have offended, and deliver the same to some one Justice of the Peace of the respective County, who is hereby authorised, impowered and commanded, to summon such Person or Persons so delinquent, or supposed to be delinquent, at a Day and Place to be appointed and prefixed, and then and there to examine such Person or Persons touching the List of their respective Estates so as aforesaid given in, or touching any other Matter which may any way concern the Premises. And if on such Examination, or otherwise, it shall appear that such Person or Persons have been guilty of concealing, or not giving in any Part of their Estates made rateable as aforesaid, such Person or Persons shall forfeit and pay the Sum of *Three Pounds,* Money aforesaid, and shall be rated double the Value of what the Part of his Estate so concealed, would have been rated at. And if any Person or Persons duly summoned to be examined as aforesaid, shall neglect to appear on the Day and Place to be prefix'd him, her or them; every Person so making Default, his, her or their rateable Estate shall be rated double the Value of what the Assessors respectively may, in their Discretion, suppose the said Delinquents might otherwise have been rated at, in Proportion to their Estates; and also be subject to the aforesaid Fine of *Three Pounds,* for not giving in a true Account of his Estate as aforesaid. For all which Penalties aforesaid, the said Justices, on due Conviction as aforesaid, shall give Judgment, with reasonable Costs, and thereupon issue his or their Warrant, directed to the Constable of the respective Town, Precinct or District, for distraining the same on the Goods and Chattels of such Offender: And in case no such Goods and Chattels can be found, then to take the Bodies of the Offenders, which shall be committed to the Goal of the said County, there to remain in close Custody, until the said Penalties and Costs shall be paid; and the same Penalties, when recovered, shall be paid to the Collector of such respective County, to be disposed of, for and towards the Support of Government as aforesaid. *Provided always,* That if any Person or Persons shall think him, her or themselves aggrieved by any such Judgment, it shall and may be lawful for such Person or Persons, in the Space of Ten Days then next following, to appeal from the said Judgment to the then next Court of General Quarter Sessions of the Peace of the said County, but not after; who, upon due Examination thereof, shall and may give such Relief therein as may be agreeable to Justice, whose Judgment shall be final to all Intents and Purposes.

AND BE IT ENACTED *by the Authority aforesaid,* That for assessing the said Sum of *Three Thousand Pounds,* Money aforesaid, to be assessed, levied and paid into the Treasury, on or before the Twenty-first Day of *November* next, the Assessors aforesaid respectively, shall take a true Account, and make exact Lists, with Columns therein, of all those Persons and Things made rateable as aforesaid, on or before the Twentieth Day of *September* next: And on the first Day of *October* following, shall meet at the Court-House in all the

Counties, except in the County of *Middlesex,* for which they shall meet at *Piscataway;* for the County of *Hunterdon,* at *Philip Ringo's* in *Amwell;* for the County of *Morris,* at *Jacob Ford's*; and for the County of *Sussex,* at the same Place: And at the said respective Places, shall compute what the Sum Total of all the Certainties laid by this Act in the said Counties shall amount unto, and the Rates and Penalties received by the Collectors thereof, to and for the Support of Government as aforesaid, (if any such Rates and Penalties shall happen to be so received) and shall also, then and there, likewise compute the Value of all the Estates, real and personal, given in to the said Assessors, within each of the said Towns, Precincts or Districts, in each and every County of this Colony, at the Value in this Act mentioned and expressed, and at such other Value, as they, or the Majority of them present, in their Discretion, shall think reasonable to fix, according to their Restrictions and Directions herein before limitted and prescribed: And after deducting the Certainties, Rates and Penalties aforesaid (if any such Rates and Penalties shall happen to be so received) from the Quotas by this Act directed and appointed to be paid by each of the respective Counties, the said Assessors shall add their own and the Collectors Fees to the Remainder, and assess such Remainder and Addition of Fees equally on the Pound Value of all the real and personal Estates within each of their several and respective Counties, so as to make up and pay each of their several and respective Quotas, with the additional Charges of assessing and collecting, receiving and paying the same into the Treasury by the Times abovementioned. And the Assessors aforesaid, respectively, within Ten Days after making such Assessment, shall deliver to the Collectors of each Town, Precinct or District of the several Counties within this Colony, true and exact Duplicates of each respective Assessments containing, in distinct Columns therein to be made for that Purpose, as well an exact Account of the Certainties, Rates and Penalties aforesaid, and the rateable Estates given in by each Person, as also the Assessment thereon made, in Form following.

A LIST *of all* Rateables *in the Township of* *in the County of* *in the Province of New Jersey, with the Assessments made thereon in the Month of* *in the Year of our Lord 1759.*

	Value of the Land	Acres of Land	Horses and Cattle, at 25s. each	Sheep, at 3s. each	Servants and Slaves	Single Men, who keep a Horse, 6s. each	Single Men	Sloops, Scooners, Shallops, Boats, Flats, &c.	Merchants and Shop-keepers	Grist Mills and Number of Stones	Saw-Mills	Fulling-Mills	Furnaces	Forges with Number of Fires	Bloomaries	Glass-houses	Still-Houses, that distil Molasses	Other Stills	Ferries	Brew-Houses	Coaches, Chariots, and Chaises, 9s. each	Two Wheel Chaises, at 3s. each	Riding Chairs, & c. 1s. each	£ s. d.

Here cast up the Total of each Kind of Rateables, as well as the Sums they amount to.

AND BE IT ENACTED *by the Authority aforesaid,* That in case any of the Assessors chosen as aforesaid, shall neglect or refuse to accept the said Office, or neglect or refuse to deliver unto the Collectors aforesaid, true and exact Duplicates of such Assessment, by the Time above particularly prefixed, or shall otherwise neglect or refuse to do any other Duty, Matter or Thing required and enjoined them by this Act; every such Assessor so offending, shall forfeit for each Offence, the Sum of *Five Pounds,* Money aforesaid; to be recovered by the Collector of each respective County within this Colony, where such

Offence or Offences shall be committed, in any Court of Record where the same shall be cognizable, with Costs of Suit; one Half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied as aforesaid, and the other Half to such Collector so recovering the same, with Costs of Suit: And the said County Collectors respectively, are hereby authorized, enjoined and required to sue for the same accordingly. And in case the said Collectors, or either of them, shall knowingly conceal, or neglect to sue any such Assessors so delinquent as aforesaid, for the Space of ten Days after such Notice of such Offence or Offences; then and in that case, such Collector so offending, shall forfeit the Sum of *Five Pounds,* Money aforesaid, for each Offence; to be recovered by any Person who will sue for the same; one Half to the Use of his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Quota of such County or Counties respectively, where such Collector or Collectors so offending shall reside, and the other Half, with Costs of Suit, to the Person so suing. And the Assessors aforesaid, shall have and receive of and from the County Collectors aforesaid, the Sum of *Eight pence per Pound,* for their Trouble of assessing the several and respective Sums directed to be raised by this Act as aforesaid.

AND BE IT ENACTED *by the Authority aforesaid,* That the Collectors aforesaid, of each respective Town, Precinct or District, within the several Counties of this Colony, within thirty Days after the Receipt of the Duplicates from the Assessors aforesaid, shall gather in the several and respective Sums assessed thereon, as aforesaid, and deliver the same to the Collectors of the respective Counties aforesaid; together with such Duplicates or Copies thereof: And in case any of the Town, Precinct or District Collectors aforesaid, shall neglect or refuse to deliver such Money, or any Part thereof so collected, and such Duplicates, whereon the same shall be assessed as aforesaid, to such County Collectors, by the Time above prefixed them for that Purpose; every such Collector so offending, shall forfeit for each Offence, the Sum of *Five pounds,* Money aforesaid. And in case any of the Town, Precinct or District Collectors aforesaid, shall in any other Duty, Matter or Thing required and enjoined them by this Act, neglect or refuse the same; every such Collector, for each Offence, shall forfeit the Sum of *Five pounds,* Money aforesaid. All which Penalties, the County Collectors aforesaid respectively, are hereby authorized, impowered and commanded to sue for in any Court of Record in this Colony, where the same shall be cognizable; one Half to his Majesty, his Heirs and Successors, towards the Support of Government, to be applied as aforesaid, and the other Half to such County Collector so suing, with Costs of Suit. And in case the said County Collector aforesaid, or either of them, shall knowingly conceal, or neglect to sue, any such Town, Precinct or District Collectors so delinquent as aforesaid, for the Space of ten Days after Notice of the said Offence or Offences; then and in that case, such County Collectors so offending, shall forfeit the Sum of *Five pounds,* for neglecting to sue for the Recovery of such Sum or Sums of Money so collected by such Town, Precinct and District Collectors; and the said Sum of *Three pounds,* for neglecting to sue for any other less Breach of Duty, Matter or Thing required and enjoined them by this

Act as aforesaid. All which Penalties may and shall be recovered by any Person who will sue for the same, in any Court of Record within this Colony; one Half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied in Manner aforesaid, and the other Half to the Person so suing, with Costs of Suit. And the Town, Precinct or District Collectors aforesaid, shall and may retain in their Hands, the Sum of *Six pence per Pound,* for all such Money as they respectively shall gather and pay to the County Collectors aforesaid, by Virtue of the Directions of this Act. And if any Person or Persons shall refuse or neglect to pay his or their Tax to the Town, Precinct or District Collector or Collectors, when demanded, or Notice given at their respective Places of Abode, such Collector or Collectors within twenty Days after making such Demand, or giving such Notice, shall make out a List of the Name and Sirname of such Delinquent or Delinquents, with what Sum or Sums he, she or they is or are to pay, and make Return thereof to any one Justice of the Peace of such County, where such Delinquency shall happen; which Justice is hereby impowered and required to make out his Warrant to the Constable of such Town, Precinct or District, to make Distress on the Delinquent or Delinquents Goods and Chattels, and make Sale thereof at a publick Vendue, in any Town or County within this Colony, and pay the Tax or Taxes for which such Distress shall be made, unto the Collector of such Town, Precinct or District, to be by him paid unto the Collector of said County; and after Payment made, to retain *Two-pence,* for each Name inserted in the Warrant, to be paid to the Justice of the Peace that shall make out the same, and *One shilling* to the Constable for each Distress and Sale; and the said Constable shall pay the same to the Collector, within six Days after receiving it; and shall forfeit *Forty Shillings,* for Breach of any Part of his Duty enjoined him by this Act, to be recovered and applied as aforesaid: And if any Overplus shall then remain, the same to be returned to the Owner or Owners thereof: And where Goods and Chattels cannot be found, the Constable or Constables of such Towns, Precincts or Districts, is, and are hereby impowered and required, to take the Body or Bodies of such Delinquent or Delinquents, if to be found in said County, and to deliver him or them to the Sheriff of such County or Counties, who is and hereby are impowered and required to keep such Delinquent or Delinquents in safe Custody, until Payment shall be made, and all Charges accrued thereby defrayed.

AND BE IT ENACTED *by the Authority aforesaid,* That if any of the County Collectors aforesaid, shall receive any Sum or Sums of Money, for Rates or Forfeitures, by Virtue of the Directions of this Act, before the Taxes herein before mentioned shall be assessed, every such Collector shall immediately render an account thereof to the Assessor of the County respectively, where such Money shall be so received; to the End the said Assessor may deduct the same from the Quota of such County, and assess the Remainder thereof equally upon those Persons or Things made rateable as aforesaid. And in case such Collector or Collectors shall neglect or refuse to give such Account as aforesaid, every such Collector so neglecting or refusing, shall forfeit for every such Neglect or Refusal, the Sum of *Five pounds,* Money aforesaid; to be recovered by any Person who will prosecute the same to Effect, in any Court of Record where the

same shall be cognizable, one Half to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony, to be applied as aforesaid, and the other Half to the Person so prosecuting, with Costs of Suit.

AND BE IT ENACTED *by the Authority aforesaid,* That the Collectors aforesaid, of the several Counties within this Colony, shall pay the particular Sums by them severally received for the Quotas of the said Counties, to be levied by Virtue of the Directions of this Act, unto the Treasurers of the Divisions to which the said Collectors shall severally belong, on or before the Twenty-first Day of *November* next, and with the said Sums of Money, shall also deliver unto the Treasurers aforesaid, at the Time aforesaid, an exact Copy of the Assessments of each particular County, together with a true Account of all such Deficiencies that shall or may happen therein, according to the Plan herein before mentioned; for which said Sums of Money, Copy of Assessment, and Account of Deficiencies, if any there be, the said Treasurer shall give the said Collector a Receipt; which Receipt shall be a sufficient Voucher to discharge them the said Collectors severally of and from the same: But in case the said Collectors, or either of them, shall neglect or refuse to pay such Sums of Money, and deliver such Copy of Assessment, and Accounts of Deficiencies, unto the said Treasurers as aforesaid, by the Time above prefixed for that Purpose, every such Collector so offending, shall forfeit for every such Offence, the Sum of *Fifty pounds,* Money aforesaid; to be recovered by the said Treasurers, or either of them, in any Court of Record within this Colony, where the same shall be cognizable; one Half thereof to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied to the defraying the Quota or Quotas of such County or Counties to which the Collector or Collectors so offending shall respectively belong, and the other Half to the said Treasurers, or either of them so suing, with Costs of Suit. And in case the said Treasurers, or either of them, shall knowingly conceal, or neglect, for the Space of twenty Days, to sue any such County Collector or Collectors so offending as aforesaid, such Treasurer or Treasurers so concealing or neglecting to sue as aforesaid, shall forfeit the Sum of *Fifty Pounds,* Money aforesaid, for every such Concealment or Neglect; to be recovered in any Court of Record within this Colony, where the same shall be cognizable, by any Person who will sue for the same; one Half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied in Manner aforesaid, and the other Half to the Person so suing as aforesaid. And the County Collectors aforesaid, shall have and retain in their Hands, the Sum of *Two pence per Pound,* for all such Money as they shall respectively receive and pay unto the Treasurers aforesaid, by Virtue of the Directions of this Act.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Justices of the Peace of each County in this Colony, or any three of them (*Quorum unus*) and the Majority of the Freeholders chosen for the said County, to call the County Collectors aforesaid to an Account, concerning the Money they shall receive by Virtue of the Directions of this Act in the said Counties, at such Time or Times, and as often as the said Justices and Freeholders may deem convenient. And in case any of the said

County Collectors shall have any of the Money by them received as aforesaid, remaining in their Hands, after the Quota of the County shall be paid unto the Treasurers of the Division to which such Collector shall respectively belong, and the Fees by this Act allowed for assessing, collecting, receiving and paying the same unto the Treasurers aforesaid; then and in that Case, it shall and may be lawful for the said Justices and Freeholders, to order the Money so remaining in such Collector's Hands to be continued therein; and likewise to order him to notify the Assessors aforesaid, chosen for the said County, of the Sum so remaining in his Hands, before the next Assessment to be made therein, to the End the said Assessors may deduct the same from the Quotas of said County, and assess the Remainder on those Persons and Things made rateable by this Act aforesaid. And in case the said Collectors, or any of them, shall neglect or refuse to render Account as aforesaid, on reasonable Notice to them given, or shall neglect or refuse to notify the said Assessors, of the Money remaining in their Hands as aforesaid, or shall neglect or refuse to pay such Money unto the Treasurers of the Division to which they shall severally belong; every such Collector so neglecting or refusing to render Account as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *Fifty Pounds,* Money aforesaid; and every such Collector so neglecting or refusing to notify the Assessors aforesaid, of the Money so remaining in his Hands as aforesaid, shall forfeit for every such Neglect or Refusal, the Sum of *Five Pounds,* Money aforesaid. And every such Collector so neglecting or refusing to pay such Money so remaining in his Hands unto the Treasurer of the Division to which he shall respectively belong, as part of the Quota of the County for which he shall be Collector, shall forfeit for every such Neglect or Refusal, the Sum of *Five Pounds,* Money aforesaid. All which Penalties shall be recovered in any Court of Record of this Colony, where the same shall be cognizable, to any Person who will sue for the same; one Half to his Majesty, his Heirs and Successors, to and for the Support of Government, to be applied towards the Payment of the Quota of such County where such Penalties shall become due, the other Half to the Person so suing, with Costs of Suit.

AND BE IT ENACTED *by the Authority aforesaid,* That in case any Assessor or Collector of either of the Townships, Precincts or Districts in the Counties aforesaid, shall refuse to act, or shall die or remove, before another can be chosen in his Room by Virtue of an Act of General Assembly herein referred to; then and in that case, the Constable or Constables of such Town, Precinct or District, is hereby commanded immediately to give Notice thereof to any Justice of the County, who is hereby required to issue out his Warrant, to the Constable or Constables of such Township, District or Precinct, requiring him or them to warn the Freeholders and Inhabitants, Housholders thereof, to meet at the usual Place of the Town-Meeting, within six Days, who shall then and there proceed to elect another Assessor or Collector, in the said Manner as by the said former Act referred to is directed and appointed. And if any County Collector shall refuse to act, or shall die or remove; then the Justice who lives nearest to such Collector, or other Justice, shall issue his Warrant to the Constables, to summon the Justices and Freeholders chosen for such

County, to meet within ten Days, who shall chuse a Collector in the Room of such so refusing, dying or removing, in the same Manner as by a former Act referr'd to is directed and appointed: And the Assessor or Collector so elected, shall transact, do and perform all whatsoever the other Assessor or Collector was obliged to, and be subject to the like Pains and Penalties for Misbehaviour.

AND BE IT ENACTED *by the Authority aforesaid,* That if any of the Justices of the Peace within this Colony, shall neglect or refuse to do any Duty, Act, Matter or Thing by this Act enjoined them to do and perform; every such Justice so neglecting or refusing, shall forfeit for each Offence, the Sum of *Five Pounds,* Money aforesaid, to be recovered by any Person who will sue for the same, in any Court of Record of this Colony, where the same shall be cognizable; One-half to his Majesty, his Heirs and Successors, for and towards the Support of Government, to be applied towards the Quota of the County where such Offence shall be committed, the other Half to the Person so suing, with Costs of Suit.

AND *Whereas* many Persons residing within this Colony, have seated themselves on certain large Tracts of Land, neither having Property therein, nor paying Rent for the same; yet, nevertheless, do actually hold and occupy certain Parts thereof, and therefrom do receive the like common Benefits that the Freeholders of this Colony do generally receive from their Fee-simple Estates: And to exempt such Persons seated as aforesaid, from Payment of their just Proportion of the Taxes herein directed to be levied for the Lands they severally hold and occupy as aforesaid, would be a manifest Injury to the said Freeholders, and other Inhabitants of this Colony, made rateable by this Act: For remedying of which, BE IT ENACTED *by the Authority aforesaid,* That all and every Person or Persons residing within this Colony, seated on, occupying and holding Lands, not having the Property thereof, or paying Rent for the same, shall notwithstanding, give a true Account of the particular Parts of all such Lands which they are respectively seated on, both clear and Wood-land, as much as they pretend to hold, to the Assessors of this Colony Respectively, when thereunto required, and shall pay their several and respective Taxes for the same, in the like Manner as the Freeholders aforesaid are liable to do, by Virtue of the Directions of this Act; and for neglecting or refusing to give such Account, and pay such Taxes as aforesaid, shall be subject to the like Pains and Penalties as the said Freeholders are subject to by Virtue of the Directions of this Act as aforesaid; any Thing contained in this Act to the contrary hereof in any wise notwithstanding.

AND *Whereas* the Owners of some profitable Tracts of Land, whereon Improvements are made, may not reside in the same County or Township where such Land lies, whereby it may be difficult to recover the Tax assessed on said Land: For Remedy whereof, BE IT ENACTED *by the Authority aforesaid,* That the Tenant, or other Person residing on and having the Care of such Lands, their Goods and Chattels, and the Goods and Chattels of the Landlord (on his Refusal or Neglect to pay) if there found, shall be liable to be distrained for Payment of said Tax: And in case the Tenant, or Person having the Care thereof, shall pay, or their Goods be distrained for the same; then it shall and

may be lawful to and for the said Tenant to deduct the Tax so paid, out of the Rent agreed for, and for the Tenant or Tenants, or Person having the Care of said Land, to recover the same from the Owner, by Action of Debt, in any Court where the same shall be cognizable, together with Costs of Suit: *Provided,* that nothing in this Act shall in any Manner alter any Contract heretofore made between any Landlord and Tenant; provided, that the Tenant shall not be liable to pay more than his yearly Rent. And if it shall so happen, that the Tenant by his Lease shall be obliged to make sundry Improvements, and not to pay any Money as Rent; and also if the Tenant or Tenants Rent do not amount to the Tax assessed for what he leases; it shall be lawful for the County Collector to recover the same from the Landlord, by Action of Debt, or Distraint, as he shall judge most convenient. *Provided always,* That it is the true Intent and Meaning of this Act, that all Lands purchased from a larger Patent or Survey, shall be esteemed a separate Tract.

AND *Whereas* there are sundry incidental Charges yet unprovided for by Law; therefore, BE IT FURTHER ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Treasurers of this Colony, or either of them, out of any Money made current for the Service of the present War, to pay the several Sums, to the several Persons following:

To *Jonathan Hampton,* any Sum not exceeding *One Thousand Nine Hundred Pounds,* that Mr. *Spicer,* Mr. *Stevens,* Mr. *Wetherill,* Mr. *Fisher* and Mr. *Yard,* or any two of them, shall certify to be due to him, for Pay of the Militia some Time since sent up on the Frontiers, and sundry other Provincial Services by him performed.

To Col. *John Parker,* the Sum of *Three hundred and five pounds, ten shillings and seven pence,* in full for Money disbursed for Shirts and other Articles, to the Regiment of this Colony, then under his Command.

To *John Stevens* and *Joseph Yard,* Esqrs, Commissioners to the present Regiment, or to either of them, such Sum and Sums of Money, as they find necessary for discharging Arrearages due to any of the Officers or Soldiers belonging to any of the former Regiments of this Colony, and such as have been taken Captive, till their Death or Arrival within this Government.

To *Thomas Bartow* and *John Smyth,* to pay *Jane Sayre* for Damage done by the King's Troops, such Sum as will make her a reasonable Compensation for the said Damage.

To Capt. *Samuel Woodward,* in Consideration of his Sufferings, and exclusive of his Pay till his Arrival in this Government; and in full for six Months Pay for five Men, the Sum of *One hundred pounds.*

To Capt. *Rusco,* in Part of his Claim against this Colony, *Seventy six pounds.*

AND BE IT ENACTED *by the Authority aforesaid,* That the Receipts of any of the before-mentioned Persons, to whom the said several Sums are respectively made payable, shall, when laid before the General Assembly, discharge the Treasurers of this Colony, or either of them, paying the same, and their Executors and Administrators of and from the same.

Passed 17 Mar. 1759.
Parker (1759) 23-39.

An ACT *for the further Preservation of Timber within the Colony of* New-Jersey.

WHEREAS an Act of the General Assembly of this Colony, made and published in the twelfth and thirteenth Years of the Reign of her late Majesty Queen ANNE, entitled, *An Act for preventing the Waste of Timber, Pine and Cedar Trees and Poles, within this Province of* New-Jersey, *and to lay a Duty upon all Pipe and Hogshead Staves exported out of the same to any of the neighbouring Colonies,* has been found very advantageous to the Owners of Land within this Colony; but the good Intentions of the same having been in many Instances evaded, and defeated, by the Claims put in, by Persons cutting and destroying of Timber on Land to which they have no Right, and thereby preventing the Justices of the Peace within this Colony from proceeding in the Trial of such Offences. For Remedy whereof for the Future,

BE IT ENACTED *by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same,* That every Person or Persons in this Colony, who shall cut, box, bore, or destroy any Tree, Saplin or Pole, on Lands to which they have not Right and Title, shall forfeit and pay, for each Tree, Saplin or Pole, the Sum of *Twenty Shillings,* over and above the Penalty inflicted for the said Offences by the before recited Act; one Half to the Owner of the Land, and the other Half to the Person who sues or prosecutes the same to Effect, at any Time within one Year from the cutting, boxing, boring or destroying the said Tree, Saplin or Pole: And that whenever any Person or Persons within this Colony, shall be sued or prosecuted before any Justice of the Peace in this Colony, agreeable to the Directions of the before recited Act, that it shall and may be lawful for such Justice of the Peace to proceed, whenever the Penalty demanded shall be under *Five Pounds,* Proclamation Money, notwithstanding any Claim the Defendant may offer or make to the Land whereon the said Trees or Poles may be cut, bored or boxed, and to issue Execution for the same, with Costs of Suit; unless the Defendant or Defendants shall immediately enter into a Bond to the Plaintiff, with one or more sufficient Sureties, being Freeholders, in the Sum of *Thirty Pounds,* conditioned for his Appearance in an Action of Trespass, and to pay the Damages found against him, with Costs of Suit, any Law, Usage or Custom to the contrary notwithstanding.

Provided always, That neither this Act, or any Thing therein contained, shall in any Manner affect the Persons settled within the supposed Boundaries of the *Elizabeth-Town Purchase,* or *Newark Purchase,* and are at present Plaintiffs or Defendants in any Bill or Answer now filed in the High Court of Chancery of this Colony, in Respect to any Timber to be by them, cut down or manufactured within any of the fenced or improved Lands of the said Plaintiffs or Defendants, their Issue or Tenants, or to such Trees as are used for fencing, building or repairing and Edifices thereon.

Provided always, That this Act shall remain in full Force for the Space of five Years from the End of this Session, and from thence to the End of the next Session of Assembly thereafter, but no longer.

Passed 17 Mar. 1759.
Parker (1759) 40-41.

An ACT *to enable* John Lawrence, *of the City of* Burlington, *to stop out the Tide from overflowing his Marsh and Meadows adjoining to and on both Sides of* Malago *Creek or Run, in the Township of* Mansfield, *and County of* Burlington.

WHEREAS the said *John Lawrence,* hath by his Petition, set forth, that he is possessed of the Lands and Marsh on both Sides said *Malago* Creek or Run, from the Mouth thereof above the Flowing of the Tides up the same; and being desirous of erecting a Bank or Dam to prevent the Tides from overflowing his Meadows, which will be a great Benefit to the said *John Lawrence,* and in no wise injurious to the Publick. Therefore,

BE IT ENACTED *by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same,* That it shall and may be lawful for the said *John Lawrence,* to erect and make, or cause to be erected and made, a good and sufficient Bank Dam across the Mouth of said *Malago* Creek or Run, from the Fast Land on one Side, to the Fast Land on the other, in order to keep out and prevent the Tides from overflowing his Meadows. And also to make, or cause to be made, good and sufficient Sluices or Flood Gates, and all other Conveniencies to stop out the Tide, and let out and draw off the back

Water through the said Bank, that shall by the said *John Lawrence,* be thought necessary for the Benefit of said Marsh and Meadow, and at all Times hereafter to keep up and repair the same.

Passed 17 Mar. 1759.
Parker (1759) 41.

Nineteenth Assembly, Eleventh Session

11-26 Mar. 1760

Perth Amboy

An ACT *for raising One Thousand effective Volunteers, Officers included, for his Majesty's Service in the ensuing Campaign, and making Provision for the same; and for other Purposes therein mentioned.*

WHEREAS by Letter from the Right Honourable WILLIAM PITT, Esq; one of his Majesty's principal Secretaries of State, it appears an Expedition is again going forward against *Canada:* Therefore, in order to contribute our equitable Share to the common Cause,

BE IT ENACTED *by the Governor, Council and General Assembly, and it is hereby Enacted by the Authority of the same,* That so many able-bodied Freemen, or well-affected *Indians,* shall be raised by this Colony, as will compleat One Thousand effective Men, Officers included, to act in Conjunction with his Majesty's Regular Troops, and those of the neighbouring Colonies, until the First Day of *November* next, in the Defence and Security of *North-America:* Which Regiment, when raised, shall be formed into Ten Companies of One Hundred Men in each Company: The Whole to be commanded by a Colonel, Lieutenant-Colonel, and Major, and each Company by a Captain, Lieutenant and Ensign; which said Officers shall be appointed by Commissions from the Governor, or Commander in Chief for the Time being; and that four Serjeants, four Corporals, and two Drummers, shall be appointed by each Captain, out of each of the said respective Companies, for the Service of the Company.

AND for the Encouragement of a sufficient Number of able-bodied Freemen, or well-affected *Indians,* voluntarily to inlist themselves as Soldiers for the said Service, BE IT FURTHER ENACTED, That there shall be paid to every able-bodied Freeman, or well-affected *Indian,* who shall inlist as a Serjeant, Corporal, Drummer, or private Soldier, the Sum of *Twelve Pounds,* Proclamation Money, over and above the Pay herein-after fixed and ordered to be paid him.

AND as a further Encouragement to Volunteers, being Freemen, or well-affected *Indians,* to inlist in the Service, IT IS HEREBY FURTHER ENACTED, That if any Person so inlisted, doth not owe upwards of *Seventeen Pounds,* Proclamation Money, to any one Creditor, or upwards of *Fifty Pounds,* Money aforesaid, in the Whole, to all his Creditors; then the Person of the Inlisted shall be free from all Arrests in civil Actions, during the Time of his Service as aforesaid, and for Six Months afterwards: And those that are in Custody, either on mean Process or Execution, and do not owe as aforesaid; shall be discharged, under the Hands and Seals of any of the Judges of the County where any such Person or Persons shall be so imprisoned; and the Goods and Effects of all such Debtors, shall be free from Attachments, Executions, and other legal Process, during the aforesaid Service, and Six Months

afterwards: *Provided always,* that such Goods and Effects shall not be removed out of the City, County or Town-corporate where the Persons inlisted resided when they did inlist, during the Time limited as aforesaid; and upon full Proof of any Attempt to remove the said Goods and Effects out of the City, County or Town-corporate, as aforesaid, then the said Goods and Effects shall be liable to the same Process as the Laws have already provided. And in case the said Person or Persons so inlisted, shall, or do, after the Publication of this Act, or after the Time of such Inlisting, by any Deed or Deeds, Power or Powers of Attorney, make Sale of, or impower others in his or their Absence, or during the Time so limited as aforesaid, to make Sale of his or their Goods and Chattels, Lands and Tenements, to any Person or Persons whatsoever, whereby the Creditor or Creditors of such Person or Persons so inlisting as aforesaid, shall or may be defrauded, or deprived of their just Debts; all and every such Deed or Deeds, and Sales, made by any such Person or Persons, or by Virtue of his or their Power or Powers of Attorney as aforesaid, shall be void and of none Effect: And such Goods and Chattels, Lands and Tenements, shall, nevertheless, be liable to be proceeded against by Attachment, or any other legal Process, at the Suit of any Creditor or Creditors of such Person or Persons; any Thing in this Act to the contrary thereof, in any wise notwithstanding.

AND as a further Encouragement to Volunteers to inlist themselves in the said Service, his Excellency the Governor hath signified to the Council and General Assembly, that he shall be well pleased that it be Enacted; AND BE IT FURTHER ENACTED, That all able-bodied Freemen, who shall inlist in the said Service, and perform their Duty therein, and at the End thereof, obtain a Certificate from their Captains, of their having so inlisted, and performed their Duty in the said Service, shall thereby be acquitted and pardoned of all Crimes whatsoever by them committed before the Publication of this Act, that are under the Degree of Felony without Benefit of Clergy: Which Certificate so obtained, shall, by Virtue of this Act, be pleadable as a Pardon under the Great Seal of this Colony, of any of the Crimes aforesaid, under the Degree of Felony without Benefit of Clergy, to any Indictment or Information for such Crimes, found or filed, or to be found or filed, and to any Record of Conviction already made, or to be made, for such Crimes; and every able-bodied Freeman in Custody for any Crime or Crimes, under the Degree of Felony without Benefit of Clergy, inlisting as aforesaid, shall be thereon immediately discharged out of Custody, to go upon the said Service; and obtaining a Certificate as aforesaid, shall be thereby pardoned as aforesaid.

AND BE IT FURTHER ENACTED, That it shall not be lawful to inlist any young Man under the Age of Twenty-one Years, or any Slaves who are so for Term of Life, or Apprentices, without the express Leave in Writing, of their Parents or Guardians, Masters or Mistresses, of any such he hath, first had and obtained. And if any Officer or other Person, shall inlist any such young Men, Slaves, or Apprentices as aforesaid, and upon Application and due Proof made before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully inlisted; then he the said Justice of the

Peace, is hereby impowered and required, to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave or Apprentice, and deliver him to his Parents or Guardian, Master or Mistress; and if the Officer or other Person, with whom such Person is inlisted, shall notwithstanding, secrete, detain, or carry away such Person, then such Officer, or other Person so offending, shall forfeit and pay, for every such young Man under the Age of Twenty-one Years, so inlisting, contrary to the true Intent and Meaning of this Act, the Sum of *Five Hundred Pounds;* for every Slave so inlisted, the Sum of *One Hundred Pounds,* and for every such Apprentice,the Sum of *Twenty Pounds;* to be recovered in any Court of Record where the same is cognizable in this Colony, with full Costs of Suit; and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court shall be adjudged; and the Residue thereof to either of the Treasurers of this Colony, to be applied as by Act of General Assembly shall be hereafter directed. And in case the Body of such Officer, or other Person, so offending, cannot be taken, then it shall and may be lawful for the Person aggrieved, to proceed against him, by Attachments against the Offender's Goods and Chattels, Lands and Tenements, in Manner and Form as is directed by an Act, entitled, *An Act for the better enabling of Creditors to recover their just Debts from Persons who abscond themselves;* saving, that the Person complaining, shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered, shall be paid as aforesaid.

AND BE IT FURTHER ENACTED, That the Treasurers of this Colony, or either of them, out of the Bills of Credit made current by this Act, or any other Money remaining in their Hands, that was made current for his Majesty's Service in the present War, shall pay or cause to be paid, unto *Robert Ogden* and *Andrew Smyth,* Esqrs, for the Eastern Division, and *Joseph Yard* and *Joseph Harrison,* Esqrs, for the Western Division, who are hereby appointed Commissioners for the Colony of *New-Jersey,* such Sum and Sums of Money, as the said Commissioners, or either of them, from Time to Time, find necessary to be expended, agreeable to the Directions, true Intent and Meaning of this Act: And the said Treasurers, or either of them, shall take a Receipt, signifying the Services the Money so paid was designed for, and signed by the Person or Persons receiving the same: And the said several Receipts, when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers to discharge them the said Treasurers, or either of them, their Heirs, Executors, or Administrators, on Account of the several Payments so made, and paid out of the Treasury aforesaid; and in case of the Refusal or Disability of the said *Robert Ogden, Andrew Smyth, Joseph Yard,* and *Joseph Harrison,* or either of them, then *John Ogden, John Barberie, Theophilus Severns,* and *John Cox,* are hereby appointed to succeed, according to the Division they belong to, as Commissioners; who, in case of succeeding as aforesaid, are hereby invested with the same Powers, and authorized to receive the same Rewards, as to the said *Robert Ogden, Andrew Smyth, Joseph Yard* and *Joseph Harrison,* are appointed by this Act; and the Receipt of them, or either of them, shall be sufficient to discharge the respective Treasurers, their

Heirs, Executors and Administrators, from such Money as they may pay, in Pursuance of this Act.

AND BE IT FURTHER ENACTED, That there shall be allowed to every of the said Freemen, or well-affected *Indians,* recruited as aforesaid, (and to be paid by the Commissioners for the Use of such Men, in Manner and Form hereafter provided) *One Shilling* per Day, Money aforesaid, for his Subsistence, from the Time of his being inlisted before any one of his Majesty's Justices of the Peace of the said Colony, until the Time herein after directed.

AND in order for the more secure Payment of the Bounty and Subsistence Money aforesaid, IT IS FURTHER ENACTED, That each of the said Captains recruiting within this Colony, as soon as his Company be compleat, shall cause a Muster to be made of the same, in the Presence of *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* Esqrs, or either of them, and shall then produce to the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, a fair written Muster Roll, containing the Names and Stations of the Men inlisted; under which Muster Roll, the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, shall certify, that they have seen the Men on the preceeding Roll, and have inspected and approved them, and seen the Certificate of their being duly inlisted, and the Day on which each Soldier was inlisted, signed by the respective Justice of the Peace before whom such Soldiers were qualifed; and thereupon, the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, in the Presence of the Captain, shall pay to each effective Man then present, and who shall be so approved of, and entered on the Muster Roll as aforesaid, (of the Degree of Serjeant, Corporal, Drummer or private Soldier) the Sum of *Twelve Pounds,* Money aforesaid: And the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, shall take a Certificate, signed by the said Captain, signifying the Number of Men, and the Sum of Money paid by the said Commissioners, or either of them, and shall also take a Receipt from the Captain for the same upon the Muster-Roll; which Certificate, and the Receipt, shall be sufficient Vouchers to the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, for the Payment of so much of the said Money as aforesaid. And the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, shall also pay, in the Presence of the Captains, (for the Use of the Men so mustering) the Subsistence Money of *One shilling* per Day, to each Soldier so entered upon the Muster-Roll as aforesaid, from the Day of the Inlisting such Soldier, until he shall receive Subsistance from the Crown: And the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, shall examine and settle the said Account, and shall take a Receipt from the said Captain upon the Back thereof, for the Subsistance Money then paid; which Receipt shall be a sufficient Voucher to the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* (who are hereby appointed Commissioners for that Service) for the Payment

of so much of the said Money as aforesaid.

FOR all which Purposes, BE IT ENACTED *by the Authority aforesaid,* That it shall and may be lawful for the Treasurers of this Colony, to pay to the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, out of the Money aforesaid, all such Sum and Sums of Money as they may want: And the Receipt of the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, or Order from either of them, with a Receipt thereon, shall discharge them the said Treasurers, or either of them, their Heirs, Executors and Administrators, of and from all such Money as may be paid in Virtue hereof.

AND BE IT FURTHER ENACTED, That the Colonel of the said Regiment, shall, at the Time of obtaining his Commission, take the Oath of Allegiance and Supremacy required by Law, and have a Certificate thereof endorsed on his Commission; and shall also take an Oath in the Words following; (*that is to say,*)

I A.B. *do swear, that I will keep an exact Account or Roll, of every Officer and Soldier that now is or hereafter shall be under my Command, in the Pay of the Colony of* New-Jersey, *and of the Time of the Continuance in Service, Inlistment, Discharge, Death, or Desertion of every such Officer and Soldier; and that I will not suffer the Name of any Officer or Soldier to be continued or entered on the Roll, but such as now are on Duty, and do hereafter inlist, and perform the Service under my Command, to the End the Publick, or any private Person, through my Neglect, may not be defrauded.* So help me God.

AND the said Colonel, during the Time of his Command, shall keep a daily Journal of the Situation and Posture of Affairs, and of all his Orders, Proceeding, and Detachments; and a Copy thereof, together with a Duplicate of the Account or Roll aforesaid, once in Three Months, (or oftener if required) shall transmit to the Governor, or Commander in Chief for the Time being, to be laid before the House of General Assembly for their Inspection. And in case of the said Colonel's Death or Removal, his Successor shall observe and perform the Duty by this Act enjoined him, as near as the Nature of the Case will admit.

AND BE IT FURTHER ENACTED, That each of the said Captains to be appointed for recruiting the said Regiment, at the Time of obtaining their Commissions, shall also take the said Oath of Allegiance and Supremacy, and have a Certificate thereof indorsed on such Commissions as aforesaid; and also take an Oath in the following Words; (*that is to say,*)

I A.B. *do swear, that I will keep an exact Account or Roll of the Time of the Inlisting every Soldier by me inlisted, or caused so to be inlisted, and of the Time of Discharge, Death, Desertion, or Delivery over, of every such Soldier so inlisted, either retain'd under my more immediate Command, or delivered over to any other Officer belonging to the* New-Jersey *Regiment; that I will not suffer any Person to be entered on the Roll, or mustered, but such as are truly inlisted, and to the best of my Knowledge, designed for the Service; and that I will make up the Account of their Pay, Cloathing, and Military Stores, truly and honestly, and deliver exact Duplicates of such Account to*

my Colonel, or his Successor, and to the Paymaster, in order to enable him to perform the respective Duties by Law enjoined: So help me GOD.

AND the said Captains respectively, shall severally keep a daily Journal of their Transactions; and a Copy thereof, together with a Duplicate of the Account or Roll aforesaid, once in three Months, or oftener if required, shall transmit to the Governor or Commander in Chief of this Colony, to be laid before the General Assembly, for their Inspection as aforesaid; and in case of either of the said Captain's Death or Removal, his Successor shall perform the Duty by this Act enjoined him.

AND BE IT FURTHER ENACTED, That every Person inlisted as aforesaid, and entered on the Muster-Roll, shall, before the aforesaid *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, before he receives the aforesaid Bounty, take an Oath in the Words following, *viz.*

I A.B. *do solemnly swear, that I will in all Things be faithful, and bear true Allegiance to his Majesty King* GEORGE *the Second; that I will not directly or indirectly, hold any Manner of Correspondence with the* French, *their Allies, Agents or Spies, nor desert his Majesty's Service, to go over to the* French, *nor any Person in Alliance with them; that I will not betray the Designs or Secrets of his Majesty's Officers to the Enemy; that I am duly inlisted in* C.D*'s Company, and intend to go on the present Expedition in his Majesty's Service, without any Design or Expectation of being discharged from going on the same; and that I will not absent myself from or desert the said Service before the first Day of* November *next, unless sooner discharged by a Certificate in Writing under the Hand of the Colonel of the* New-Jersey *Regiment, or his Successor in Command:* So help me GOD.

WHICH several Oaths before mentioned, the said Commissioners, or either of them, or any other Person legally authorised, are impowered and directed to administer.

AND BE IT FURTHER ENACTED, That *Peter Schuyler,* Esq; is hereby appointed Paymaster of the Forces; and in case of his Death or Disability, then *John Taylor,* Esq; is hereby appointed to succeed as Paymaster; and in case of the Refusal, Death or Disability of the said *John Taylor,* then *Matthias Williamson,* Esq; is hereby appointed to succeed as Paymaster of the said Forces. And it shall be lawful for the Treasurers of this Colony, to pay to the said Paymaster, or to his Successor in Office, any Sum or Sums of Money that he may find necessary for paying the Forces; and the Receipt of the Paymaster, or Orders drawn by him, with a Receipt thereon; shall, when produced to the General Assembly, discharge the said Treasurers, or either of them, their Heirs, Executors and Administrators, of and from any Money paid as aforesaid.

AND BE IT FURTHER ENACTED, That if any Officer or Soldier belonging to the said Regiment, shall sell, imbezzle, or misapply, or cause to be sold, imbezzled, or misapplied, any of the Articles furnished by this Colony; or shall wilfully, or through Negligence, suffer any such Articles to be spoiled, damaged, or lost, every Person so offending, shall make good the Damage out of his Wages: For which End, the Pay-master shall retain in his Hands,

Three Shillings and Six-pence per Month, of every such Officer and Soldier's Pay, until the Time of his Disbandment or Discharge, when his full Arrearages shall be paid him, provided no Complaint in the Premises shall then appear; but in Case thereof, the Damage shall first be made good out of such Arrearages; and if insufficient, the Delinquent to remain liable to be further proceeded against according to Law: Of all which Articles sold, imbezzled, misapplied or wilfully or negligently spoiled, damaged or lost, as aforesaid, the said Paymaster shall keep a just Account, and therein shall also truly enter all Arrearages retained in Satisfaction thereof; and shall lay such Accounts before the House of General Assembly, when thereunto required, to whom he is hereby made accountable.

AND BE IT FURTHER ENACTED, That it shall not be lawful for the Pay-master, on any Pretence whatsoever, to pay the said Arrearages, or any Part thereof, to any of the said Officers or Soldiers, Assignee or Assignees, or to any other Person or Persons whomsoever, other than the Person to whom the same at first became due; save only in case of Death, such Arrearages shall be paid to the Deceased's Executors or Administrators; deducting thence all his Delinquencies, if any such there be. And if any of the said Officers or Soldiers, shall, by Word or Writing, sell, transfer, assign, or otherwise dispose of his Wages or Arrearages, or any Part thereof, to any Person or Persons whomsoever, either before or after the same shall become due, such Sale, Transfer, Assignment, or Disposal, shall be, and hereby is, declared null and void, and the Property not altered.

AND BE IT FURTHER ENACTED, That in case the said Paymaster shall imbezzle or misapply any of the Money committed to his Care, or shall give, sell, or waste, or cause to be given, sold, or wasted; or shall wilfully, or negligently, suffer any of the Articles aforesaid, to be sold, spoiled, damaged or lost as aforesaid; upon Conviction thereof, he shall be dismissed, and forfeit the Sum of *One Hundred Pounds,* and make good the Loss and Damage thereby sustained, out of his Goods and Chattels, Lands and Tenements; and for Want thereof, be committed to Prison or the common Gaol, there to remain without Bail or Mainprize, until he shall make good the Loss, Damage and Penalty aforesaid: One half of which said Penalty, to go to his Majesty, his Heirs and Successors, for and towards the Support of Government of this Colony; and the other Half to the Person or Persons who shall prosecute the same to Effect, in any Court of Record where the same shall be cognizable within this Colony, with Costs of Suit; and the Damages or Value, recovered on the Prosecution, (exclusive of the said Penalty) shall be deposited in the public Treasury, for the Use of this Colony. And the said Pay-master, before entering into the Colony's Service, shall give Bond, with two good and sufficient Sureties, (being Residents and Freeholders in this Colony) to his Majesty, his Heirs and Successors, in the penal Sum of *Two Thousand Pounds*, Proclamation Money: CONDITIONED as followeth, (*that is to say*) That if he the said
doth faithfully discharge the Duty of Paymaster to the Regiment in the Pay of the Colony of *New-Jersey*, until the Disbandment thereof, (Death, Removal,

or bodily Disability excepted) and doth not imbezzle, misapply, wilfully or negligently waste, lose, damage, or spoil any of the said Colony's Money, or any such Articles as shall be furnished by the said Colony; nor suffer the same, or any Part thereof, to be so imbezzled, misapplied, wilfully or negligently wasted, lost, damaged or spoiled, without retaining Stoppages out of the Offender or Offenders Wages, to make good the same; and doth well and truly pay the Officers and Soldiers their just Demands, according to Law; and keep true Accounts of all Monies received and disbursed; as also of all Damages accruing, and Stoppages retained in Satisfaction thereof; and shall render such Accounts to the House of General Assembly, when thereunto required: And in all Things appertaining to his Duty as Pay-master to the said Regiment, doth well and truly demean himself, according to the Directions, true Intent and Meaning of the Act of General Assembly, entitled, *An Act for raising One Thousand effective Volunteers, Officers included, for his Majesty's Service in the ensuing Campaign, and making Provision for the same; and for other Purposes therein mentioned:* Then the above Obligation to be void and of none Effect, otherwise to be and remain in full Force and Virtue. Which Bond, the Secretary of this Colony, is hereby authorized and required to take and retain for the Use thereof. And he the said Pay-master, shall keep a daily Journal of all Things by him advised, requested or transacted; and the same shall, from Time to Time, transmit to the General Assembly, for their Inspection.

AND BE IT FURTHER ENACTED, That the Colonel of the said Regiment, as soon as he enters on the Service, shall acquaint his Majesty's Agent Victualler, or other Person in Trust for him, that he is about to inlist Men for the *Jersey* Regiment, and pray that he would furnish them with Subsistence Money for the same.

AND BE IT FURTHER ENACTED, That the said Commissioners aforesaid, or either of them, or their Successors, Commissioners for the Time being, shall purchase or procure for each Volunteer, the following Cloathing, or other Articles, to be delivered unto them respectively, at the Time of Muster or Embarkation; (*to wit*) A blue Coat, after the *Highland* Manner, lappelled and cuffed with red; one Pair of Ticking Breeches, and one Pair of blue ditto, of the same Cloath of their Coat; one Check Shirt, and one white ditto; two Pair of Yarn Stockings; two Pair of Shoes, one Leather Cap, one Blanket, and one Knapsack.

AND BE IT FURTHER ENACTED, That it shall be lawful for the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, to pay unto each of the said Captains respectively, as Levy Money for every Soldier he shall inlist, the Sum of *Twenty Shillings,* Money aforesaid; or so much thereof as the said Captain shall prove, to the Satisfaction of the said *Hendrick Fisher, John Hoogland, Peter Middagh,* and *Robert Friend Price,* or either of them, he hath been necessarily put unto in inlisting such Soldier; and such Captain shall give a Receipt for the same, which shall be a sufficient Voucher.

AND *Whereas* sundry small Articles and contingent Charges unforeseen, and not at present provided for, may happen to be needed for the Use of the

said Regiment, during the Term aforesaid; and it being necessary the same should be procured and defrayed; Therefore, BE IT FURTHER ENACTED, That in case the said *Robert Ogden, Andrew Smyth, Joseph Yard,* and *Joseph Harrison,* in their Discretion, shall at any Time during the said Term, esteem it absolutely necessary for the present Service, to purchase for the Use of the said Regiment, any such small Articles, or defray any such contingent Charges, as are not at present provided for; then it shall be lawful for the said Commissioners, or either of them, to purchase or defray the same, having a strict Regard to good Economy and Prudence therein; taking Receipts for the Monies advanced in Discharge thereof, and retaining the Letters of Advice relative thereto; which Receipts and Letters shall be sufficient Vouchers.

AND BE IT FURTHER ENACTED, That once in every Month at farthest, during the present Campaign, the several Captains of the said Regiment, shall cause the same to be mustered, in the Presence of the said Colonel and Pay-master, and produce their respective Accounts or Rolls, and otherwise render the said Colonel and Pay-master, all farther Assistance in their Power, not only the better to enable the said Colonel and Pay-master, to settle the Wages then due unto the Officers and Soldiers belonging to, and doing Duty in the said Regiment, but also to discover and adjust the Deficiencies with which their said Wages respectively shall then stand charged; and after the same shall be equitably settled and adjusted as aforesaid, the said Pay-master, in a public Manner, shall proceed to pay, or cause to be paid, unto each and every Officer and Soldier then present, and not deficient, such Part of the Wages then due to him; And in case any of them shall be deficient to the Value of the Whole, or any Part of the same, then otherwise payable; the same, or so much thereof, as the Nature of the Case may require, shall then be retained in the Hands of the said Pay-master, to make good such Deficiency; any Thing in this Act to the contrary hereof, in any wise notwithstanding.

AND BE IT FURTHER ENACTED, That the Property of all the Necessaries, which at present do belong to, or hereafter shall be purchased for the said Regiment, is hereby declared to be vested in the Colony of *New-Jersey;* and, with the Cloathing Articles that shall be provided the said Regiment during the present Campaign, shall be under the Care of the Pay-master, when by him received, who is hereby made accountable for the same: And at the End of the said Campaign, after deducting the said Cloathing Articles, or so much thereof as shall be otherwise applied to the Use of the Soldiers, if not needed for further Services, shall be delivered by the said Pay-master, to one of the Treasurers of this Colony, to be safely kept for the Use thereof, until some further Provision shall be made for disposing of the same; and during the said Campaign, the said Pay-master shall deliver unto the Soldiers respectively, such and so many of the said Cloathing Articles, at such Times, and in such Proportions, as their Wants shall severally require; with this Provision, That each Soldier belonging to the said Regiment, and by this Act directed to be raised, shall have the several Cloathing or other Articles herein before allowed him, at the Time of his being mustered or embarked as aforesaid.

AND BE IT FURTHER ENACTED, That in case the said Regiment,

during the present Campaign, shall be in Need of other Articles, not provided for by this Act, (Provisions excepted) it shall be lawful for the Colonel, or Commanding Officer of said Regiment, to draw on the Commissioners appointed for cloathing and supplying said Regiment with other Necessaries, who are hereby, in their Discretion, impowered to supply the same as aforesaid.

AND BE IT FURTHER ENACTED, That if any Person or Persons within this Colony, shall purchase any of the Cloathing, or other Necessaries furnished for the Use of the *New-Jersey* Regiment, from any Person or Persons whomsoever; he, she or they so purchasing the same, shall forfeit the Sum of *Five Pounds;* to be recovered by Action, at the Suit, and in the Name of any Person or Persons who shall sue for the said Articles so purchased, and Penalty, in any Court of Record where the same shall be cognizable; and on the Delivery of the said Articles to the said Treasurers, the Person so suing, shall be intituled to the said Penalty.

AND BE IT FURTHER ENACTED, That the Treasurers of this Colony, or either of them, out of the Money aforesaid, shall pay unto the Pay-master aforesaid, or his Order, such Sum and Sums of Money, as shall be sufficient for paying the said Officers and Soldiers, in the Manner following; (*to wit*) To the Colonel, the Sum of *Twenty Pounds Two Shillings* per Month; To the Lieutenant-Colonel, the Sum of *Eighteen Pounds* per Month; To the Major, the Sum of *Fifteen Pounds* per Month; To each Captain, the Sum of *Two Pounds One Shilling* per Month; To the Adjutant, *Five Pounds* per Month; To each Lieutenant, the Sum of *Seven Pounds Ten Shillings and Nine-pence* per Month; To each Ensign, the Sum of *Six Pounds Fourteen Shillings* per Month; To a Minister of the Gospel, the Sum of *Fifteen Pounds* per Month; To the Surgeon, the Sum of *Fifteen Pounds* per Month; To two Surgeon's Mates, the Sum of *Nine Pounds* per Month each; To each serjeant, the Sum of *Two Pounds Fifteen Shillings* per Month; To each Corporal and each Drummer, the Sum of *Two Pounds Five Shillings* per Month; and, To each private Soldier, the Sum of *One Pound Thirteen Shillings and Six-pence* per Month.

AND BE IT FURTHER ENACTED, That the said Pay-master shall keep regular and just Accounts of all Monies by him received and disbursed, in Pursuance of this Act, and shall take Receipts from the respective Persons receiving the same, for all such Money as he shall so disburse; and shall keep the like Accounts, of all such Cloathing and other Necessaries, which upon his entering in the Service, and during the said Campaign, shall be by him received, or, to the best of his Knowledge, in any wise belong to the said Regiment; and also of all Cloathing delivered out, (for which Receipts shall likewise be taken) Imbezzlements, Damages, or Losses happening to accrue; and of all Wages, or Arrearages of Wages, by him retained in Satisfaction thereof; which Accounts and Receipts above-mentioned, he the said Pay-master, shall lay before the House of General Assembly, (when thereunto required) to whom he is to be accountable as aforesaid; and appearing satisfactory, and he also producing a Receipt from the said Treasury, of his having paid the Ballance of the said Accounts, (if any such there be) and deliver the other Articles therein specified to the said Treasurer, shall be sufficient to discharge him the said Pay-master,

and his Sureties, of and from the Bond aforesaid, and for every other Branch of Duty enjoined him by this Act; in which case, it shall be lawful for the said House of General Assembly, by Writing from under the Hand of their Speaker, to order the Secretary aforesaid, to cancel, and deliver the said Bond to the said Pay-master.

AND BE IT FURTHER ENACTED, That it shall be lawful for the said Pay-master, to retain in his Hands, out of the Money aforesaid, as a Compensation for his Service during the said Campaign, *Two per Cent.* on all such Money as shall be by him disbursed in Manner aforesaid.

AND BE IT FURTHER ENACTED, That in case the said Commissioners, or either of them, shall imbezzle or misapply any of the Money by this Act with them entrusted, or after the same, or any Part thereof, shall be converted into Cloathing or other Stores necessary for the said Regiment, shall give, sell, or imbezzle the same, or any Part thereof, or permit any other Person or Persons so to do, contrary to the true Intent and Meaning of this Act; then the said Commissioner or Commissioners so offending, shall be liable to be prosecuted in any Court of Record in this Colony, where the same shall be cognizable, by the Attorney General, who is hereby authorized, impowered and required, to prosecute such Commissioner or Commissioners, for all such Money, Cloathing, or necessary Stores, so given, sold, or imbezzled as aforesaid; and upon Recovery and Receipt, to pay the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED, That each of the said Commissioners, shall procure a Book of clean Paper for a Journal, fit for entering therein Memorandums daily of all Things transacted by him, or advised, or requested, concerning his said Office, which he is truly to enter there, and to form regular Accounts of all Monies received and disbursed in Pursuance of this Act; and they shall also take Receipts for all Sums of Money disbursed by them; which Books and Receipts, they are to lay before the House of General Assembly of this Colony for the Time being, to be inspected; which said Books and Receipts, when examined by the General Assembly, to whom they are hereby made accountable, and found just, shall discharge the said Commissioners, from all and every such Sum and Sums of Money as they shall have laid out by Virtue of this Act. And it shall and may be lawful for the said eight Commissioners before named, jointly, to retain in their Hands, out of the Money aforesaid, *Two per Cent.* on all Monies by them advanced for Cloathing and other Necessaries; and *One per Cent.* for mustering and paying the Bounty Money, Levy Money, and Subsistence Money, and divide the Commissions on the Whole equally amongst them, Share and Share alike.

AND *Whereas* it is necessary, that the Expence of raising the said Regiment should be provided for and punctually paid; and it being impracticable to provide for, or discharge the same, otherwise than by issuing Bills of Credit for those Purposes, and for the other necessary Uses of the Colony; Therefore, BE IT ENACTED, *and it is hereby further Enacted by the Authority aforesaid,* That Bills of Credit, to the Value of *Forty-five Thousand Pounds,* Money of *America,* according to an Act of Parliament made in the Sixth Year of the

Reign of the late Queen ANNE, entitled, *An* Act *for ascertaining the Rates of Foreign Coin in her Majesty's Plantations in* America, shall be immediately printed, made and prepared, as followeth, *viz.*

One Thousand Eight Hundred and Seventy-five Bills, each of the Value of *Six Pounds,* or Seventeen Ounces Ten Penny-weight of Plate. Two Thousand Seven Hundred and Fifty-nine Bills, each of the Value of *Three Pounds,* or Eight Ounces Fifteen Penny-weight of Plate. Four Thousand Eight Hundred and Eighty-three Bills, each of the Value of *One Pound Ten Shillings,* or Four Ounces Seven Penny-weight and Twelve Grains of Plate. Thirteen Thousand Five Hundred Bills, each of the Value of *Twelve Shillings,* or One Ounce Fifteen Penny-weight of Plate. Four Thousand Five Hundred Bills, each of the Value of *Six Shillings,* or Seventeen Penny-weight and Twelve Grains of Plate. Six Thousand Bills, each of the Value of *Three Shillings,* or Eight Penny-weight and Eighteen Grains of Plate. Seven Thousand Five Hundred Bills, each of the Value of *One Shilling and Six-pence,* or Four Penny-weight and Nine Grains of Plate. Nine Thousand Seven Hundred and Twenty Bills, each of the Value of *One Shilling,* or Two Penny-weight Twenty-two Grains of Plate.

Which Bills shall be indented, and impressed with the Arms of *Great-Britain* on the left Side of the said Bills, and there shall be printed near the Top and Bottom thereof, the Value of each Bill so made current; and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass current in *New-Jersey,* for
Ounces, Penny-weight, and Grains
of Plate. 1760.

Which Bills, when printed, shall be delivered to the Honourable *Samuel Nevill,* Esq; of the Eastern Division, and *Hugh Hartshorne,* Esq; of the Western Division, two of the Signers thereof; who shall, and are hereby directed and impowered, upon the Delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required, to take an Oath to the Purpose following:

I A.B. *do declare, that from the Time the Letters were set, and fit to put in the Press for the printing the Bills of Credit now by me delivered to you, until the same Bills were printed, and the Letters unset and put into the Boxes again, I went at no Time out of the Room in which the said Letters were, without locking them up, so as they could not be come at without Violence, a false Key, or other Art then unknown to me; and therefore to the best of my Knowledge, no Copies were printed off but in my Presence; and that all the Blotters and other Papers whatsoever, printed by the said Letters, while set for printing the said Bills, to the best of my Knowledge, are here delivered to you, together with the Stamps for the Indents and Arms. And that I have not at any Time been privy or consenting to any other or more Bills being struck, that I now deliver unto you. And that in all Things relating to this Affair, I have demeaned myself according to the true Intent and Meaning of the said Act, to the best of my Knowledge and Understanding.*

Which Printer, at the Time he has Orders to print the said Bills, shall

have a Copy of this Oath, that he may govern himself accordingly. *Provided always,* That if any unforeseen Accident has happened, he may have the Liberty of making an Exception thereof in his Oath, he declaring fully how it was.

AND BE IT ENACTED *by the Authority aforesaid,* That the Bills made current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit now current in this Colony, and shall be all signed and numbered by the said *Samuel Nevill* and *Hugh Hartshorne,* and in case of their or either of their Deaths, or other Disability, by *John Smyth,* Esq; for the Eastern Division, and *Daniel Smith,* jun. Esq; for the Western Division, or one or both of them; and one Half of them shall be delivered to the Treasurer of the Eastern Division of this Colony, to be by him signed, and the other Half to the Treasurer of the Western Division, to be by him signed: And in case of Refusal or Disability of either of the said Treasurers, then any Three of the Persons nominated in this Act, are to sign the same.

AND in order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, said Signers are to observe the Directions following, *viz.* First, before the said Signers do receive any of the said Bills, they shall, each of them, take an Oath, or Affirmation if *Quakers,* before a Justice of the Peace, *for the true Signing of the said Bills of Credit, and that they will sign no more than by this Act is directed; and that, to the best of their Skill, they will perform what by this Act they are enjoined as their Duty.* A Certificate of which Oath or Affirmation is to be signed by the Justice, and by the Deponent or Affirmant to be delivered to the Treasurers, with the Bills, when signed by them. Secondly, on receiving the Bills from the Printer, the said Signers shall burn and destroy the Blotters; and they shall divide the fair Bills so received into two equal Parts; and to avoid Confusion, shall agree betwixt themselves, how the Part of each shall be numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. Thirdly, each of the said Signers may then carry his Part to his own House, there to be numbered and signed by him with all possible Expedition; which (or such Part as is then absolutely necessary) being done, they shall meet at a day and Place before by them to be appointed, and agreed on, and each deliver the Part numbered and signed by him to the other, in order for him to sign the same; and they shall then, together, burn and destroy the Bills (if any be) over and above the Number hereby appointed to be issued; and in like Manner, shall do, from Time to Time, till all are signed and exchanged. Fourthly, each of the said Signers may then carry the Part of the Bills aforesaid, so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition; and when signed, in any Sums, from Time to Time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate of his having taken an Oath or Affirmation as aforesaid, and the Stamps for the Indents and Arms; taking the Receipts of the respective Treasurers for the Sums so delivered; which, when produced, shall be sufficient to discharge the said Signers respectively, their Heirs, Executors and Administrators, for such Part of the said Bills as the Receipts do express.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the said Treasurers shall, respectively, sign the Bills to them delivered (excepting as aforesaid) and under the Obligation of their Oaths or Affirmation, for the due Execution of their Offices respectively, pay them out according to the Direction of this Act, and no otherwise.

AND BE IT ENACTED *by the Authority aforesaid,* That the Bills of Credit to be made and issued by Virtue of this Act, or such Parts thereof as shall remain unsunk, shall be, continue and pass current, until the first Day of *November,* which will be in the Year of our Lord One Thousand Seven Hundred and Seventy Three, but shall be received by the Treasurers either in Exchange for other Money, or in any publick Payments, for Six Months thereafter: And shall be paid and received for the same Value expressed in and upon each Bill, for Goods and Lands, or any other Things bought and sold, by all Persons whatsoever, being in this Colony, according to their Rates.

AND BE IT ENACTED *by the Authority aforesaid,* That if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties to any Contract, Covenant, Bargain or Agreement whatsoever already made, or hereafter to be made, at any Time during the Currency of the said Bills, shall, upon Tender made before two lawful Witnesses, of all or any of their Debts, Dues and Demands whatsoever, (provided the said Tender be made of the whole Debt or Demand that is due from any one Person, and not of a Part) in the Bills of Credit made current by this Act, refuse to accept or receive the said Bills of Credit in Discharge of the said Debts, Dues and Demands, according to their Value or Rates; he, she or they so refusing to accept the said Bills of Credit in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused; and they, and every of them, they, and every of their Heirs, Executors and Administrators, shall for ever be barred from bringing his, her or their Actions, for recovering the said Debt or Debts, Sum or Sums of Money, so refused as aforesaid; and the Defendant may plead this Act in barr to any Action or Actions that shall be so commenced.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons whatsoever within this Province, shall, during the Currency of the said Bills of Credit, offer to sell, or expose to Sale, any Goods or Chattels, Lands or Tenements whatsoever, and deny, or refuse to sell, or ask a greater Value for the same, unless Payment be made in current Silver Money, Gold, Plate, Dollars, or other Species whatsoever, and not in the said Bills of Credit, (whereby the Credit of the said Bills may be impaired) then and in such Case, the Person so exposing to Sale, and refusing as aforesaid, shall forfeit for every such Offence, the Sum of *Twenty-five Pounds,* to be recovered by Action of Debt, in any Court of Record within this Province, with Costs of Suit; the one Half to such Person as shall sue for and prosecute the same to Effect, the other Half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That if any Person or Persons whatsoever, shall presume to counterfeit, or be aiding

and assisting in counterfeiting or altering any of the Bills of Credit made current by this Act, so as to make them pass or appear to be of greater Value than they were made current for; or utter or cause to be uttered, any Bill or Bills, knowing the same to be counterfeit or altered as aforesaid, and be thereof legally convicted; he, she or they shall incur the Pains and Penalties of Felony without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That *Hendrick Fisher* and *John Ogden,* Esqrs, and in case of their, or either of their Refusal or Disability, then *Shobal Smith* and *Abraham Hewlings,* are hereby authorized and directed, to agree with the Printer, for the Price to be paid him for printing the Bills, according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take Care that the Printer of the Bills of Credit, doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED *by the Authority aforesaid,* That there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for printing them, as the said Inspectors, or any two of them, shall certify under their Hands, they had agreed to pay him for that Service. And there shall be paid for inspecting the Press, according to this Act, the Sum of *Eighteen Pounds.* And there shall be paid to each of the said Signers appointed by this Act, the Sum of *Forty-five Pounds.* All which Sums of Money, shall be paid by the Treasurers of this Colony, or either of them, out of the Money made current by Virtue of this Act, and they shall take proper Receipts for the same; which Receipts, when laid before the General Assembly, shall discharge the said Treasurers, their Heirs, Executors, and Administrators, for so much.

AND BE IT ENACTED *by the Authority aforesaid,* That for the better Credit, and effectual Sinking the said Bills of Credit, there shall be assessed, levied, and raised, on the several Inhabitants of this Colony, their Goods and Chattels, Lands and Tenements, the Sum of *Seven Thousand Five Hundred Pounds* annually, in every of the Years One Thousand Seven Hundred and Sixty Eight; One Thousand Seven Hundred and Sixty Nine; One Thousand Seven Hundred and Seventy; One Thousand Seven Hundred and Seventy One; One Thousand Seven Hundred and Seventy Two; and One Thousand Seven Hundred and Seventy Three; to be paid in the Proportions and Manner following, (*to wit*)

By the County of *Middlesex,* the Sum of *Six hundred and seventy nine pounds, fifteen shillings and four pence,* yearly, for every of the said Six Years.

By the County of *Monmouth,* the Sum of *Nine hundred and eighty five pounds, fifteen shillings and three farthings,* yearly, for every of the said Six Years.

By the County of *Essex,* the Sum of *Five hundred and eighty three pounds, eighteen shillings and six pence,* yearly, for every of the said Six Years.

By the County of *Somerset,* the Sum of *Eight hundred and thirty seven pounds, eight shillings and one penny half-penny,* yearly, for every of the said Six Years.

By the County of *Bergen,* the Sum of *Four hundred and ninety four pounds, four shillings and ten pence half-penny,* yearly, for every of the said

Six Years.

By the County of *Burlington,* the Sum of *Nine hundred and thirty seven pounds, twelve shillings and nine pence,* yearly, for every of the said Six Years.

By the County of *Gloucester,* the Sum of *Five hundred and eighty six pounds, seven shillings and three farthings,* yearly, for every of the said Six Years.

By the County of *Salem,* the Sum of *Five hundred and twenty three pounds, eighteen shillings and two pence farthing,* yearly, for every of the said Six Years.

By the County of *Cumberland,* the Sum of *Two hundred and sixty five pounds, twelve shillings and nine pence farthing,* yearly, for every of the said Six Years.

By the County of *Cape-May,* the Sum of *One hundred and twenty five pounds, six shillings and three pence three farthings,* yearly, for every of the said Six Years.

By the County of *Hunterdon,* the Sum of *One thousand and sixty three pounds, six shillings and four pence half-penny,* yearly, for every of the said Six Years.

By the Counties of *Morris* and *Sussex,* the Sum of *Four hundred and sixteen pounds, fourteen shillings and six pence three farthings,* yearly, for every of the said Six Years.

AND BE IT FURTHER ENACTED *by the Authority aforesaid,* That the several Quotas so proportioned, as aforesaid, shall be assessed, raised, levied, collected and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services, as is directed by an Act, entitled, *An Act for levying a Fund at different Periods by Provincial Taxes, for sinking the Sum of* Fifteen Thousand Three Hundred and Two Pounds and Four Pence, *now out-standing in Bills of Credit, made current for his Majesty's Service in the late War.* And that the said Sum of *Seven Thousand Five Hundred Pounds,* to be raised yearly, by Virtue of this Act, for Six Years, shall be well and truly applied for the sinking the Bills of Credit made current by this Act, and for no other Use; and when the same shall be received by the Treasurers of this Colony, by Virtue of the said Tax for the said Six Years, they shall sink the same agreeable to the Directions of the last mentioned Act.

PROVIDED NEVERTHELESS, AND BE IT ENACTED *by the Authority aforesaid,* That the Money which hath been or shall be allotted for the Quota of this Colony, out of such Sum or Sums of Money, as hath already or hereafter shall be granted by the Parliament of *Great Britain,* as a Compensation for such Expences as the vigorous Efforts of his Majesty's Provinces in the present War have occasioned, or shall occasion, shall be, and hereby is made subject to the Sinking such Sum or Sums of the Bills of Credit made current by this Act, as such Sum or Sums granted by the Parliament, and allotted to the Quota of this Colony, shall amount to, and that on the Receipt of the same into the Treasury of this Colony, and it being applied to the Sinking such Part of

the Bills of Credit as aforesaid, such Proportion of the Taxes by this Act ordered and directed to be raised, on the several Counties, in each and every Year, shall cease and determine; any Thing in this Act to the contrary thereof notwithstanding.

AND in order for the placing such Sum or Sums of Money with the greatest Convenience into the Treasury of this Colony, the Treasurers of this Colony, or either of them, shall have full Power and Authority, by Virtue of this Act, to draw a Bill or Bills of Exchange, upon the proper Officer or Officers of his Majesty's Treasury or Exchequer, for the Payment of any Sum or Sums of Money, which hath already, or hereafter shall be granted by the Parliament of *Great Britain,* for his Majesty's Distribution among his Provinces in *America,* for their Services in the War, and allotted for the Quota of this Colony, payable to Messieurs *Drummond* and Company, Bankers, near *Charing-Cross,* for Account of the Colony of *New-Jersey;* and after Advice of the Receipt of the same, to draw a Bill or Bills of Exchange, on the said Messieurs *Drummond* and Company, in Favour of any Person or Persons agreeing for the same; and to take such Security as they shall esteem good and sufficient, for the Payment of such Sum or Sums as such Bills of Exchange shall amount to, into the Treasury of this Colony, in Bills of Credit made current by Acts of Legislature in the same, in one Month after Advice shall be received here, of the Payment of such Bills of Exchange drawn by Virtue of this Act, or to order and direct the said Messieurs *Drummond* and Company, to ship the said Sum in Specie in any of his Majesty's Ships, or other good Ship or Vessel, on the Risque of this Colony, and to insure the same.

Passed 25 Mar. 1760.
Parker (1760) 3-24.