

liable to double costs and damages, being thereof duly convicted in any court of record within this state.

And be it further enacted by the authority aforesaid,

[SECT. 10.] That all ports, creeks and havens within this state, at which no naval officers are by this act establish[e]’d, shall be consider[e]d as belonging to the next or nearest port at which a naval office is by this act establish[e]’d; any usage or custom to the contrary notwithstanding. [*Passed November 20.*]

Ports, creeks, etc., where there is no naval officer, how to be considered.

CHAPTER 23.

AN ACT TO CONFIRM THE TITLES OF BENJAMIN TITCOMB AND DAVID RICHARDSON, TO A CERTAIN THIRTY-ACRE LOT OF LAND IN PEARSONTOWN, SO CALLED, IN THE COUNTY OF CUMBERLAND, ORIGINALLY LAID OUT FOR A SCHOOL LOT; AND TO CONFIRM TO THE INHABITANTS OF SAID PEARSONTOWN, CERTAIN OTHER LANDS VOTED AND GRANTED FOR THE SUPPORT OF A SCHOOL, BY THE PROPRIETORS OF SAID TOWNSHIP, IN LIEU OF SAID LOT, AND AS AN EQUIVALENT THEREFOR.

WHEREAS it appears to this court that the proprietors of Pearsontown, so called, in the county of Cumberland, were under a necessity, in the infancy of the settlement of that township, in time of an Indian war, and as the only means to prevent the breaking up the settlement, to take up a certain thirty-acre lot of land there, lying near where the fort, there, formerly stood, and near where the meeting-house, there, stands, — one side thereof adjoining the north-east side of the north-[we][ea]st road there, another side adjoining the south-east side of the north-[ea][we]st road, another side adjoining on lot No. 38, and the other side adjoining on lot No. 122, as the same is delineated on the plan of said township in custody of the proprietors’ clerk, (originally laid out for a school lot), and to divide it into five-acre lots, to accommodate the settlers and bring them near together, and near to said fort; and that the persons placed upon those lots, by their labor and industry, in danger of their lives, clear[e]’d and brought the same into a state of cultivation and improvement, and, apprehending they had thereby acquired an equitable title thereto, have since sold and disposed of the same, and that now, through several mean conveyances, twenty acres, the south-west part of said thirty-acre lot, are claimed, by purchase, by Benja[*min*] Titcomb of Falmouth, in the county of Cumberland, gentleman, and the other ten acres thereof, by David Richardson of said Pearsontown, yeoman; *and whereas* it appears further, that the proprietors aforesaid, at a legal meeting on the fifteenth day of July, A.D. 1776, voted and granted other lands for the use of a school; viz., three thirty-acre lots there, numbered, on said plan, one hundred twenty-nine, one hundred [and] thirty-four and one hundred thirty-five; a strip of land there, containing thirty acres, more or less, lying between the hundred-acre lot, in the first division of hundred-acre lots, numbered seventy-one, and the two thirty-acre lots numbered one hundred and thirty-three, and one hundred and forty; and another piece of land, containing fifty acres, more or less, bounded, south-westerly, by Saco River; north-easterly, by the hundred-acre lot, in the first division of hundred-acre lots, numbered seventy-

Preamble

nine ; south-easterly, by the hundred-acre lot numbered seventy-seven ; and north-westerly, by the hundred-acre lot numbered ninety-eight ; together with, and in addition to, the thirty-acre lot numbered thirty-seven, granted for the same purpose, March 31st, 1767, in lieu of said thirty acres originally laid out for a school lot as aforesaid, and as an equivalent for the same ; and it appearing, also, that the inhabitants of said township are fully satisfied and contented with said equivalent lands, and they, together with said proprietors, having requested that the same may be confirmed to said inhabitants, forever, for the support of a school, agreeable to the true intent and meaning of the reservation in the original grant of the township, in lieu of said thirty acres originally laid out for that purpose as aforesaid ; and that said Benjamin Titcomb's and David Richardson's titles, respectively, to the same thirty acres be confirmed to them, their heirs and assigns, —

Be it therefore enacted by the Council and House of Representatives in General Court assembled, and by the authority of the same,

Benjamin Titcomb's title.

That said Benjamin Titcomb's title to said twenty acres, part of said thirty-acre lot originally laid out for a school lot, be and the same hereby is established and confirmed to him, his heirs and assigns, forever ; and that he and they be, and they hereby are, quieted in the peaceable possession thereof ; and that said David Richardson's title to the remainder of the said thirty acres be and the same hereby is established and confirmed, to him, his heirs and assigns, forever ; and that he and they be, and they hereby are, quieted in the peaceable possession thereof ; and that said several parcels of land, granted as an equivalent as aforesaid, be, and they hereby are, granted and confirmed to the inhabitants of said township, for the time being, forever, for the purpose of supporting a school or schools there, agreeable to the true intent and meaning of the reservation in the original grant of said township. [Passed November 23.]

CHAPTER 24.

Money bill. AN ACT TO SUPPLY THE TREASURY WITH THE SUM OF TWO HUNDRED THOUSAND POUNDS.

Preamble. WHEREAS it is necessary, immediately, to make provision to enable the treasurer of this state to answer the dra[f][ugh]t made on him in favor of the Hon[ora]ble Board of War, —

Be it therefore enacted by the Council and House of Representatives in General Court assembled, and by the authority of the same,

Treasurer directed to issue notes.

[SECT. 1.] That the treasurer of this state be, and he hereby is, directed, on the credit thereof, to issue his notes, payable in three years, to draw interest of six per cent per annum, to be paid annually ; the amount of said notes not to exceed the sum of two hundred thousand pounds ; and that no note be issued for a less sum than ten pounds : and that said notes be of the tenor and form following ; viz^l, —

Form. State of Massachusetts Bay, the _____ day of _____, 177 .
For value received, for the use of the state of the Massachusetts Bay, I do, in behalf of said state, hereby promise and oblige myself and successors in