

well as those that hereafter shall be voted to be raised, upon their lands or rights, for thirty days after such rate or tax is made or published as in and by said act is directed, and the sale be notified in the Boston Gazette twenty days before the same be made; the committee chosen by such new plantation or township, or the major part thereof, are hereby fully impowered to proceed in the sale of such delinquent proprietor's lands, as in and by said act is already made and provided. [*Passed January 26; published January 27, 1738—39.*]

## CHAPTER 21.

AN ACT FOR ISSUING OUT OF THE TREASURY THE SUM OF THREE THOUSAND FIVE HUNDRED AND THIRTY-EIGHT POUNDS TEN SHILLINGS AND THREEPENCE, IN BILLS OF THE NEW FORM AND TENOUR, THE SURPLUS IN SAID BILLS NOW REMAINING IN THE HANDS OF THE TREASURER, BEING THE BALLANCE, OR REMAINS, OF SUNDRY APPROPRIATIONS FORMERLY MADE AT SUNDRY TIMES BY THIS COURT, AND THEN RESERV'D FOR THEIR FURTHER ORDER; AND ALSO FOR ESTABLISHING THE WAGES OF SUNDRY PERSONS, &c., IN THE SERVICE OF THE PROVINCE.

*Be it enacted by His Excellency the Governour, Council and Representatives in General Court assembled, and by the authority of the same,*

[SECT. 1.] That the wages of the captain of Castle William shall be after the rate of four pounds four shillings and eightpence per month, from November the twentieth, one thousand seven hundred and thirty-eight, to May the twentieth, one thousand seven hundred and thirty-nine; of the lieutenant, for that term, two pounds eleven shillings and fourpence per month; of the chaplain, two pounds one shilling per month; of the gunner, one pound ten shillings and ninepence per month; of the gunner's mate, one pound six shillings and eightpence per month; of the serjeant, seventeen shillings and tenpence per month; of six quarter-gunners, each seventeen shillings and tenpence per month; of three corporals, each sixteen shillings per month; of a drummer, sixteen shillings per month; of thirty centinels, each thirteen shillings and fourpence per month: for their subsistence, five shillings and tenpence per week, each man.

Establishment  
of wages for  
Castle William.

*And be it further enacted by the authority aforesaid,*

[SECT. 2.] That the wages of the captain of Richmond Fort, from the twentieth of November, one thousand seven hundred and thirty-eight, to May the twentieth, one thousand seven hundred and thirty-nine, shall be at the rate of one pound six shillings and eightpence per month; and of ten centinels, each thirteen shillings and fourpence per month; of one interpreter, two pounds per month; of one armourer, two pounds per month; one truck-master, at the rate of forty pounds per annum; and for the chaplain there, thirty-three pounds six shillings and eightpence per annum.

Richmond Fort.

*And be it further enacted by the authority aforesaid,*

[SECT. 3.] That the wages of the captain of the truck-house on George's River, from the twentieth of November, one thousand seven hundred and thirty-eight, to May the twentieth, one thousand seven hundred and thirty-nine, shall be at the rate of one pound six shillings and eightpence per month; of one lieutenant, seventeen shillings and tenpence per month; of one serjeant, seventeen shillings and tenpence per month; of two corporals, each sixteen shillings per month; of sixteen centinels, each thirteen shillings and fourpence per month;

Truck-house at  
George's River.

of one armourer, two pounds per month; of one interpreter, two pounds per month; of one truck-master, after the rate of forty pounds per annum; and to the chaplain there, after the rate of thirty-three pounds six shillings and eightpence per annum.

*And be it further enacted by the authority aforesaid,*

Brunswick  
Fort.

[SECT. 4.] That the wages of the commanding officer of the fort at Brunswick, from the twentieth of November, one thousand seven hundred and thirty-eight, to May the twentieth, one thousand seven hundred and thirty-nine, shall be seventeen shillings and tenpence per month; of six centinels, each thirteen shillings and fourpence per month.

*And be it further enacted by the authority aforesaid,*

Truck-house  
above North-  
field.

[SECT. 5.] That the wages of the captain of the truck-house above Northfield, from the twentieth of November, one thousand seven hundred and thirty-eight, to May the twentieth, one thousand seven hundred and thirty-nine, shall be at the rate of one pound six shillings and eightpence per month; of one lieutenant, seventeen shillings and tenpence per month; of one serjeant, seventeen shillings and tenpence per month; of one corporal, sixteen shillings per month; of sixteen centinels, each thirteen shillings and fourpence per month; the truck-master, at the rate of thirty-three pounds six shillings and eightpence per annum; of the chaplain there, at the rate of thirty-three pounds six shillings and eightpence per annum; and that there be allowed for the subsistence of each man, three shillings and fourpence per week.

*And be it further enacted by the authority aforesaid,*

Truck-house at  
Saco River.

[SECT. 6.] That the wages of the captain of the truck-house at Saco, from the twentieth of November, one thousand seven hundred and thirty-eight, to May the twentieth, one thousand seven hundred and thirty-nine, shall be at the rate of one pound six shillings and eightpence per month; of one lieutenant, seventeen shillings and tenpence per month; of one corporal, sixteen shillings per month; of thirteen centinels, each thirteen shillings and fourpence per month; of one armourer, two pounds per month; of one interpreter, two pounds per month; of the truck-master, at the rate of forty pounds per annum.

*And be it further enacted by the authority aforesaid,*

Country's  
sloop.

[SECT. 7.] That the wages of the captain of the sloop in the country's service, from the twentieth of November, one thousand seven hundred and thirty-eight, to May the twentieth, one thousand seven hundred and thirty-nine, shall be at the rate of two pounds per month; of the mate, one pound six shillings and eightpence per month; of the sailors, at twenty shillings per month each: for the sloop, six pounds thirteen shillings and fourpence per month.

*And be it further enacted by the authority aforesaid,*

Oath to be  
made to the  
muster-roll.

[SECT. 8.] That before payment of any muster-roll be allowed, oath be made by the officer or person presenting such roll, that the officers and soldiers borne on said roll, have been in actual service for the whole time they stand entred thereon.

*And be it further enacted by the authority aforesaid,*

£3,538 10s. and  
3d. in bills of  
the new tenor  
to be issued.

[SECT. 9.] That the treasurer be and hereby is impowered and ordered to issue forth and emit the said sum of three thousand five hundred thirty-eight pounds ten shillings and threepence, in bills of credit of this province, of the new tenour, now lying in his hands, received in by taxes, excise, &c., being the surplusage of sundry appropriations in former supplies, and then reserved for further order of this court, which shall be employed for the necessary support and defence of the government, and for the protection and preservation of the inhabitants thereof; viz., the sum of one thousand three hundred and thirty-four pounds one shilling and ninepence, part of the aforesaid sum of

£1,334 1s. and  
9d. appropri-

three thousand five hundred and thirty-eight pounds ten shillings and threepence, to be applied to pay the wages that now are or that hereafter may be due, by virtue of the establishment of Castle William, Richmond Fort, George's Truck-house, Saco Truck-house, Brunswick Fort, the block-house above Northfield, and the sloop in the country's service; and one thousand three hundred and forty-six pounds more, part of the aforesaid sum of three thousand five hundred and thirty-eight pounds ten shillings and threepence, shall be applied for the payment of such grants as are or shall be made by this court, and for the payment of stipends, bounties and premiums established by law, and for the payment of all other matters and things which this court have or shall, either by law or orders, provide for the payment of, out of the publick treasury, and for no other purpose whatsoever; and the sum of seven hundred and seventy-five pounds eight shillings and sixpence, part of the said sum of three thousand five hundred and thirty-eight pounds ten shillings and threepence, shall be applied for the discharge of other debts owing from this province to persons who have served or shall serve them, by order of this court, in such matters and things where there is no establishment nor any certain sum assigned for such service; and for paper, printing and writing for this court, the expences of committees of council, or of the house, or of both houses, entertainment of Indians, and presents made them by this court, the surgeons of Castle William and wooding of said castle.

ated for the  
garrisons, &c.

£1,346 for the  
payment of  
grants of court,  
stipends, boun-  
ties, premiums,  
&c.

£775 ss. and 6d.  
for the pay-  
ment of debts,  
&c.

*And whereas* there are sometimes publick entertainments, and from time to time contingent and unforeseen charges, that demand prompt payment,—

*Be it further enacted,*

[SECT. 10.] That eighty-three pounds, part of the aforesaid sum of three thousand five hundred thirty-eight pounds ten shillings and threepence, be applied to defrey and pay such entertainments and contingent charges, and for no other use whatsoever.

£83 for contin-  
gent charges.

*And be it further enacted by the authority aforesaid,*

[SECT. 11.] That if there be a surplusage in any sum appropriated, such surplusage shall lye in the treasury for the further order of this court.

Surplusage to  
lie for further  
order.

*And be it further enacted by the authority aforesaid,*

[SECT. 12.] That each and every warrant for drawing money out of the treasury, shall direct the treasurer to take the same out of such sums as are respectively appropriated for the payment of such publick debts as the draughts are made to discharge; and the treasurer is hereby directed and orderd to pay such money out of such appropriations as directed to, and no other, upon pain of refunding all such sum or sums as he shall otherwise pay, and to keep exact and distinct accompts of all payments made out of such appropriated sums; and that the secretary, to whom it belongs to keep the muster-rolls and accompts of charge, be directed to lay before the house all such muster-rolls and accompts, when desired, after payment thereof.

Warrants to  
express the  
appropriation.

*And be it further enacted by the authority aforesaid,*

[SECT. 13.] That if it shall happen that any of the bills of the new tenor and form, by this act to be emitted, shall be outstanding and not paid in for taxes, &c., unto the constables or collectors of the publick taxes, or to the treasurer or other receivers of publick duties, that whosoever shall have any such bills in his hands or possession, may, at any time after the last day of December, which will be in the year of our Lord one thousand seven hundred and forty-two, bring them to the treasurer, and receive in exchange for every six shillings and eightpence of said bills, one ounce of silver, or the like value in gold, and proportionably for a greater or lesser sum; and the treasurer is

Bills outstand-  
ing after De-  
cember, 1742, to  
be paid off in  
silver or gold.

hereby ordered to exchange them accordingly. [*Passed January 26; published January 27, 1738—39.*]

## CHAPTER 22.

AN ACT PROVIDING MORE EFFECTUALLY FOR BRINGING THE OUTSTANDING BILLS OF THE SIXTY-THOUSAND-POUNDS LOAN INTO THE TREASURY, ORDERED TO BE EMITTED IN THE YEAR 1727.

Preamble.

1727-28, chap. 17.

WHEREAS a considerable part of the bills of the s[ai]d sixty-thousand-pounds loan, issued out of the treasury, and distributed to the several towns within this province, according to an act made and passed in the first year of his majesty's reign, remain still outstanding, altho[ugh] the whole thereof, with the interest due thereon, ought by law to have been paid into the treasury in the month of May last; for the more effectual and speedy bringing in the same into the treasury again,—

*Be it enacted by His Excellency the Governour, Council and Representatives in General Court assembled, and by the authority of the same,*

Such towns as neglect to pay their proportion of the £60,000 loan by the 1st of November, 1739, are to be assessed.

[SECT. 1.] That in case any of the towns neglect, by their trustees or otherwise, to pay into the province treasury the whole sum of principal and interest due from them on such loan, on or before the first day of November next, the treasurer of this province be and hereby is authorized, directed and required, to send out his warrants to the selectmen or assessors of each town which shall have neglected to make payment as aforesaid, requiring them forthwith, upon receipt of the treasurer's warrants, to assess upon the inhabitants of such town, their polls, and estates both real and personal, such sum and part of said loan, together with the interest thereof, as shall be due from them; and in apportioning such assessments, they shall follow the same rules that are prescribed in the tax act then immediately preceding; likewise requiring the assessors to make a fair list of said assessment, according to the direction in said tax act; and the list or lists so perfected and signed by them, or the major part of them, to commit to the collectors, constable or constables of such town, and to return a certificate of the name or names of such collector, constable or constables, together with the sum total to each of them respectively committed, unto himself, sometime before the first day of February following.

Method of the assessment.

[SECT. 2.] And the treasurer, for the time being, upon the receipt of such certificate, is hereby impowered and ordered to issue forth his warrants to the collectors, constable or constables of such town or district, requiring him or them, respectively, to collect the whole of each respective sum assessed as aforesaid, on each particular person, and to pay in their collection and issue the accompts of the whole, on or before the first day of May next ensuing. [*Passed January 26; published January 27, 1738—39.*]