

T H E  
C H A R T E R

Granted by His MAJESTY  
King C H A R L E S II.

T O  
The Governor and Company  
O F  
The *English* C O L O N Y  
O F  
Rhode-Island

A N D  
*PROVIDENCE-Plantations,*  
IN NEW-ENGLAND  
I N  
A M E R I C A.

---

NEWPORT, *Rhode-Island*:  
Printed by the Widow FRANKLIN, and to be Sold at the  
Town School-House. M,DCC,XLIV.

*Joseph Warton Junr*

T H E

CHARTER,

Granted by His MAJESTY,

KING CHARLES II.

T O,

The GOVERNOR and COMPANY,

O F

The English COLONY

O F

RHODE-ISLAND

A N D

PROVIDENCE-PLANTATIONS,

I N

NEW-ENGLAND,

I N

A M E R I C A.

N E W P O R T :

Printed and sold by SAMUEL HALL, Printer to the  
Honorable GENERAL ASSEMBLY.

MDCCLXVII.

# The TABLE.

A	Page.	Page.
<b>ACT INTRODUCTORY.</b>		
Revisement of the Laws established, &c.	3	Where to brought, 38
<b>ACTS of ASSEMBLY.</b>		In Actions transitory, Writs to run throughout the Colony, 47
To be registered, &c.	5	Where to be brought, <i>ibid.</i>
<b>ACTS of PARLIAMENT.</b>	58.	No Actions to be brought to the Inferior Courts of 40 <i>l.</i> Value, or under, <i>ibid.</i>
[See Statutes of Parliament.]		In Actions withdrawn, &c. Cost to be recovered by Defendants, 48
<b>ACCOUNTS.</b>		How to be brought at Special Courts, 53
To be annexed, and Book-Debts balanced in Civil Actions tried by Justices, &c.	39	All Actions to be entered the First or Second Day, 60
Book Accounts not to be sworn to out of Court unless the adverse Party be notified, 72		Of Trespass, may be brought by Person assaulted, 65
To be in Lawful Money, 166		For Negligence, &c. may be brought against the Sheriff or his Deputy, 74
The Sum sued for in Accounts, to be inserted in the Writ, 268		Of Debt in Case of Estrays, 90
To be annexed to the Declaration, <i>ibid.</i>		Of Trespass, to be brought against the Fire of Woods, 121
Defendants Accounts may be annexed to his Plea, <i>ibid.</i>		May be had against several Persons in Case it shall appear that several Persons, &c. have of the Personal Estate of absent Debtors, 130
<b>ACTIONS.</b>		Special Action to be had against Persons, &c. refusing to make Oath, <i>ibid.</i>
In Civil Actions how Attachment to be made, 12		To be brought jointly, in Case, <i>ibid.</i>
May be continued one Term, when Persons whose Real Estate shall be attached, &c. do not appear, &c. 13		Civil Actions against General Officers, to be by Summons, 137
Not exceeding 40 <i>l.</i> to be tried by Two Justices, 38		May

	<i>Page.</i>
May be brought against Insolvent Debtors, by either Creditor, &c.	153
Of Debt, to be brought against Sheriffs not paying the Money arising on the Sale of Lands mortgaged to the Colony, &c.	163
Of Debt, to be brought against Persons setting up Lotteries, &c.	172
Of Debt, to be brought against Officers, &c. marrying Persons without Publication,	174
Of Debt, where Persons retain Hired Servants,	177
A Special Action of the Case may be had by a White Woman on whom a Negro hath attempted a Rape,	194
Limitation of Actions real,	208
Of Review, regulated,	224
[See <i>Reviewing</i> .]	
Action, how, where, and by whom to be brought, for Breaches of the Act to prevent Stage-Plays, &c.	242
On Book Accounts, Plaintiff to insert the Sum sued for in his Writ,	
[See <i>Vexatious Lawsuits</i> .]	
<b>ADJOURNMENT.</b>	
Justices Power to adjourn,	39
Inferior and Superior Courts Power to adjourn,	57
<b>ADMINISTRATORS.</b>	
To give Bond for their faithful Administration,	216
[See <i>Probate of Wills</i> .]	
<b>ADMIRALTY, Vice-Admiralty,</b>	
Vice-Admiralty Court may be	

	<i>Page.</i>
prohibited by the Superior Court,	51
Marshal of the Admiralty may sue and be sued at Special Courts,	54
Fees in the Court of Vice-Admiralty,	100
Register of the Court of Vice-Admiralty to keep a List of Prisoners of War, &c.	212
<b>ADULTERY.</b>	
Adulterers to be set on the Gallows and whipped, &c.	6
<b>ALLEGIANCE.</b>	
Act securing to his Majesty the Allegiance of his Subjects in this Colony,	6
<b>ALMS-HOUSE and WORK-HOUSE.</b>	
Established in Providence, &c.	8
<b>APPEALS, regulated,</b>	10
Appellants, on Bonds and Notes for Money, to pay double Cost and Interest,	<i>ibid.</i>
Appeals to his Majesty in Council, regulated,	<i>ibid.</i>
No Person to appeal to the King in Council, unless the Matter in Controversy be of the Value of £. 200,	<i>ibid.</i>
To be valued by the Court,	11
Appellant to give Bond,	<i>ibid.</i>
Appellee to give Bond,	<i>ibid.</i>
No Appeal on Bond for Money,	<i>ibid.</i>
Appeal granted to the General Sessions to the putative Father of a Bastard Child,	18
Conditions of the Appeal,	<i>ibid.</i>
Appeal granted to the Governor and	

	<i>Page.</i>
and Council, to Persons aggrieved at the Sentence of any Town-Council, respecting the Misapplication of Lands given to charitable Uses,	29
From Courts of Justices to the Inferior Court in Civil Actions,	39
The terms of appealing,	40
From a Court of Justices to the Court of Sessions in Case of Theft,	41
In Case of Slaves stealing,	42
Granted to the Court of Assize from the General Sessions,	43
Terms of the Appeal,	<i>ibid.</i>
Crown not to appeal against a Subject, from the Sessions,	44
In Criminal Matters, from the Sentence of Justices out of Sessions,	<i>ibid.</i>
Terms of such Appeals,	<i>ibid.</i>
Trials at the Sessions on Appeals from Justices to be final,	<i>ibid.</i>
Appeal from the Inferior to the Superior Court,	48
How to be brought from Inferior Courts, and General Sessions to the Superior Court,	50
A Criminal appealing, not to have another Trial by a Jury,	51
Superior and Inferior Courts to order Amendment of mistaken Reasons of Appeal,	57
No Appeal allowed from any Judgment given for profane cursing and swearing,	67
Granted from the Court of Justices to the General Sessions on the Breach of Acts relating to Fire-Engines,	113
Appeal from the Committee or Town-Council laying out Highways, to the Court of Sessions,	

	<i>Page.</i>
in Case,	141
From the Town-Council to the Governor and Council, to Persons suspected, &c. of embezzling Insolvent Estates,	156
Granted, to Persons selling strong Liquors without Licence, from the Judgment of any Justices or Wardens, to the General Sessions,	170
From the Overseers of the Work-House in Newport,	199
From the Town-Council to the Governor & Council to Parties aggrieved by the Judgment of the Town-Council, for any Matter contained in the Act for Probate of Wills,	218
Appellants to give Bond,	<i>ibid.</i>
Towns aggrieved by an Order of the Town-Council for the Removal of poor Persons, may appeal to the Sessions, or Superior Court,	230
Reasons of Appeal to be filed Twenty Days before Court,	<i>ibid.</i>
<b>APPRAISERS.</b>	
Of Real Estates, when to be chosen, and their Power,	
[See <i>Election of Officers</i> , 79]	
<b>APPRENTICES.</b>	
Indians not to be bound Apprentices without the Approbation of Two Justices,	150
Apprentices serving their Time out of their own Town, may chuse which Town they will be Inhabitants of,	
[See <i>Settlement and Removal</i> , 229]	

ARREST,

	Page.		Page.
<b>ARREST, WRITS of ARREST,</b>		To grant a Warrant for holding a	
The Body to be arrested on a		Town Meeting, in Case,	262
Writ of Arrest,	12	To give a Certificate in Case of Per-	
Their Return regulated,	<i>ibid.</i>	sons about to leave the Colony,	
		and to transmit a Copy there-	
		of to the Naval-Officer,	263
<b>ARTILLERY-COMPANY,</b>		<b>ASSIZE,</b>	
[See <i>Militia</i> ]	189	Of Bread,	23
<b>ASSAULT and BATTERY,</b>		Of Cask,	26
[See <i>Criminals</i> ]	64	Of Clap-Boards & Shingles,	30
Affaulted Persons may bring an		Of Hoops,	145
Action of Trespas,	65	<b>ATTACHMENTS,</b>	
<b>ASSEMBLY, GENERAL,</b>		Of <i>Personal Estates</i> , in Civil Ac-	
[See <i>General Assembly</i> .]		tions,	12, 38
<b>ASSESSORS,</b>		Officers to arrest the Body on a	
When to be chosen,	87	Writ of Arrest,	12
Refusing to serve, their Fine,		Not to attach Goods of less Va-	
<i>(ibid.)</i>		lue than the Damages laid in	
Their Duty, Power and Fees,		the Writ, except the Plaintiff	
[See <i>Rates and Taxes</i> ]		shall give Order,	<i>ibid.</i>
Their Duty and Power as to tax-		Goods attached to be kept Ten	
ing Strangers vending Goods,		Days before Sale,	<i>ibid.</i>
&c.	243	Same Rules to be observed in	
<b>ASSISTANTS,</b>		Distrain,	13
To issue a Warrant where the		The first Attachment to be first	
Party accused of Bastardy lives		paid,	14
out of the County,	18	Of <i>Real Estates</i> ,	
And with any One Justice or		The Words Real Estate to be	
Warden, to try the Matter,		added in the Writ,	13
<i>(ibid.)</i>		Action may be continued One	
Their Power as to blowing up		Term if need be,	<i>ibid.</i>
Houses in Time of Fire in		Notifications to be set up Three	
Newport,	113	Months,	<i>ibid.</i>
To grant Warrants for conveying		Estate may be redeemed,	<i>ibid.</i>
the Proprietors of Towns,	139	Execution may be levied on Real	
May marry Persons,		Estate, where the same was not	
[See <i>Marriage</i> ]		attached, in Case,	14
Protected from Arrests, &c,	178	He who first attaches Real or	
Empowered to send a Physician		Personal Estate, to be first	
on Board an infected Vessel,		paid,	<i>ibid.</i>
(236)		Officers making Attachment, to	
		set forth in the Return the Time	
		of	

	Page.		Page.
of the Day,	14	His Fees,	98
Town-Sergeants to attach Real			
Estate, and sell the same, in			
Case,	<i>ibid.</i>		
The whole Estate of Persons con-			
victed of counterfeiting Bills of			
public Credit to be attached,	34		
Sheriff on attaching Real Estate			
to give Notice thereof to the			
Town-Clerk,	68		
		<b>B</b>	
<b>ATTACHMENTS, <i>Foreign</i>,</b>		<b>BAIL,</b>	
[See <i>foreign Attachments</i> ]		Sheriffs to take good Bail in Civil	
		Actions,	16
<b>ATTENDANCE,</b>		By Endorsement on the Writ	
Attorney-General to attend the		confirmed,	<i>ibid.</i>
Courts,	15	Officers serving Justices Writs, to	
Grand-Jury when to attend the		observe the same Rules in tak-	
Court of Sessions,	44	ing Bail as Sheriff,	49
Petit-Jury when to attend the In-		To be taken on a Writ of Re-	
ferior Courts,	48	view,	225
Grand and Petit-Jury when to at-			
tend the Superior Court,	50	<b>BARBERRY-BUSHES, in <i>Mid-</i></b>	
How long to be allowed to Persons		<b>  Act for destroying them,</b>	16
recovering Judgment at the Su-			
perior or Inferior Courts,	59	<b>BASTARDY,</b>	
Fees for Officers, &c. for Attend-		Proceedings in Cases of Bastardy	
ance on Courts, &c.		regulated,	17
[See <i>Fees</i> ,	94 to 100]		
		<b>BEQUESTS and DEVISES,</b>	
<b>ATTORNIES,</b>		[See <i>Devises and Bequests</i> .]	
Allowed no Fees in Justices		<b>BILLS of COST, [See <i>Cost</i>.]</b>	
Courts,	40		
No Person to have more than		<b>BILLS of CREDIT,</b>	
Two Attornies to plead for		Act to prevent counterfeiting, al-	
him, One of which to be a		tering, &c. thereof,	33
Freeholder and an Inhabitant		Old Tenor Bills, their Value at	
of this Colony,	60	different Periods,	168
Not to draw Depositions,	71	Securities therefor may be paid in	
Their Fees,	98	such Bills,	169
		<b>BILLS of EXCHANGE,</b>	
<b>ATTORNEY-GENERAL,</b>		Damages, &c. on protested	
His Duty,	15	Bills	
	B		

	Page.
Bills of Exchange ascertained,	19
<b>BIRTHS,</b>	
To be recorded, &c.	175
<b>BOARDS,</b>	
The measuring thereof regulated,	(30)
<b>BONDS,</b>	
Appellants from the Inferior Courts on Bonds and Notes for Money, to pay double Cost and Interest, in Case,	10
Bond to be given by Appellants to the King in Council,	11
And by the Appellee,	<i>ibid.</i>
No Appeal to his Majesty in Council on Bonds for Money,	<i>ibid.</i>
Bond to be given by the Lessees of Ferries, &c.	111
To be given by Masters of Vessels importing Foreigners,	131
Bonds, &c. given for Money, &c. won at gaming to be void,	133
Bond to be given by Tavernkeepers, &c. for complying with the Gaming Act,	<i>ibid.</i>
To be given by Parties aggrieved previous to their appealing from the Town-Council, in Case of Highways,	14
To be given by Persons importing Indian Slaves, &c.	150
To be given by Widows to the Town-Council that the Bedding, &c. shall be delivered to them in Case,	155
Lawful Money Act not to extend to Bonds or Mortgages due to the Colony,	168
Bond to be given to the Town-Council by Persons taking	

	Page.
License,	170
To be given into the Secretary's Office by Petitioners, in Case,	(205)
To be given by Prisoners for the Benefit of the Yard,	211
Form thereof,	<i>ibid.</i>
To be assigned to the Creditor, in Case,	212
To be given by Persons commissioned to carry off Prisoners of War, &c.	213
To be given by Captains of private Men of War, &c.	214
To be given by Executors to exhibit Inventories, in Case,	215
To be given by Administrators,	(216)
To be given by Persons marrying with an Executrix or Administratrix,	217
To be given by Administrators on Estates of Persons absent,	218

**BONFIRES,** [See Fires.]

<b>BOUNDARY LINE</b> of the Colony, Eastward.	
The Report of the Commissioners appointed to mark out the Boundary between this Colony and the Massachusetts-Bay,	20

<b>BREAD,</b> Affice of.	
Regulated,	23

<b>BRIBERY</b> and <b>CORRUPTION,</b>	
Act for the Prevention thereof,	24

<b>BRIDGES,</b>	
Penalty of 20 <i>s.</i> for any Person laying any Vessel to <i>Opponaug</i> Bridge,	25
Of 10 <i>s.</i> for making fast a Canoe or	or

	Page.		Page.
or Boat to the Pillows or Abutments of <i>Patuxet</i> Bridge,	26	be punished,	65
Of 10 <i>s.</i> for making any Vessel fast to <i>Weybosset</i> Bridge above the <i>Truifields,</i>	<i>ibid.</i>	Their Births and Deaths to be recorded,	176
<b>BUGGERY</b> or <b>SODOMY,</b>		If of Ability to support their Parents,	201
[See <i>Sodomy</i> or <i>Buggery</i> .]		Poor Children to be bound out by the Town-Council,	232
<b>BURGLARY,</b> [See <i>Crimes,</i> 61]		<b>CLAP-BOARDS,</b>	
<b>BURIALS,</b>		Affize of,	30
To be recorded, &c.	175	<b>CLERKS</b> of the <b>COUNCIL,</b>	
		Their Fees,	99
		To record Wills, &c.	215
		Town-Clerks to be Clerks of the Council,	262
		<b>CLERKS</b> of <i>Inferior Courts,</i>	
		To be annually appointed,	45
		May appoint Deputies,	<i>ibid.</i>
		To sign and seal Writs, &c.	46
		Judges of the <i>Inferior Court</i> may appoint a Clerk in Case,	58
		Their Fees,	95
		To send a List to Town-Clerks of Jurors excused,	159
<b>C</b>		<b>CLERK</b> of the <i>Lower House</i> of <i>Assembly,</i>	
<b>CASKS,</b> Affize of,	26	His Fees,	100
<b>CATTLE, NEAT,</b>		By whom to be appointed,	135
Going any Person to be forfeited as <i>Deodands,</i>	70	To issue a Certificate to the Secretary of absent Members,	136
Taken Damage feasant, how to be proceeded against,	89	To tax Bills of Cost on Petitions,	(206)
To be impounded, &c. in Case.		What Fees to be allowed thereon,	<i>ibid.</i>
[See <i>Impounding Cattle,</i> &c.]		To deliver to Creditors, Copies of the Inventory of Insolvent Debtors Estates,	207
<b>CHAMPERTY</b> and <i>Conspiracy,</i>		<b>CLERKS</b> of the <b>SESSIONS,</b>	
[See <i>Crimes,</i> 63]		Clerk of the <i>Inferior Court</i> to be Clerk of the Sessions,	43
<b>CHARITABLE USES,</b>		Their	
Town-Council empowered to enquire into the Application of Lands, &c. given to charitable Uses, &c.	28, 29		
<b>CHILDREN,</b>			
Disobeying their Parents, how to			

	Page.		Page.
Their Fees,	96	<b>CONSPIRACY</b> and <i>Champerly</i> , [See <i>Champerly and Conspiracy</i> ]	
<b>CLERK</b> of the <i>Superior Court</i> , To be annually appointed by the General Assembly, 50 May appoint Deputies, <i>ibid.</i> Judges of the Superior Court to appoint a Clerk in Case, 58 His Fees, 96 To notify Creditors, &c. in Cases of Insolvency, 207		<b>CONSTABLES</b> , To arrest the Body on a Writ of Arrest, 12 To serve Warrants in Case of Ba- stardy, 17 To receive Persons accused there- of, 18 To seize Persons cursing & swear- ing in their Presence, 66 When to be chosen, 87 Refusing to serve, their Fine, <i>ibid.</i> Their Fees, 99 To endorse their travelling Fees, (102)	
<b>CLERKS, TOWN-CLERKS</b> , [See <i>Town-Clerks</i> ]		To take up Indians, &c. out af- ter 9 o'Clock at Night, 112 To remove poor Persons in Case, &c. [See <i>Settlement and Removal</i> ]	
<b>COINS</b> , Counterfeited or cut, the Punish- ment therefor, 36 Their Weight & Value in Law- ful Money, 166 Penalty for passing or taking them at a higher Value, 167		<b>CONTRACTS</b> and <b>SECURITIES</b> , [See <i>Securities and Contracts</i> ]	
<b>COLLECTORS</b> of <b>EXCISE</b> , In <i>Newport</i> and <i>Middletown</i> to be appointed by the Town-Coun- cils in said Towns, 91 Their Duty and Qualifications, (91, 92)		<b>CONVEYANCES</b> , [See <i>Deeds and Conveyances</i> ]	
<b>COLLECTORS</b> of <b>RATES</b> , When to be chosen, 87 Their Duty, Power and Fees, &c. [See <i>Rates and Taxes</i> ]		<b>COPIES</b> , No Fees to be allowed for Copies, unless endorsed thereon, 10	
<b>COLONY</b> , Boundary Line of the Colony, 20 Seal of the Colony, 31 Colony divided into Five Coun- ties, 37		<b>CORDERS</b> of <b>WOOD</b> , To be annually chosen, 120 Their Fees, <i>ibid.</i>	
<b>COMMITTEE</b> , <i>Grand Committee</i> , [See <i>Officers</i> ]		<b>CORDWAINERS</b> , <i>regulated</i> , [See <i>Tanners and Carriers</i> ]	
		<b>CORONERS</b> , Eldest Justice in each Town to be Coroner, 32 How to proceed in Case of a Per-	

	Page.		Page.
son being killed by a Cart going over him, &c. 70 Their Fees, 99		Upon Balance of Accounts to be paid by the Person indebted, (269)	
<b>COSTS</b> , To be recovered by Defendants in Actions withdrawn, &c. 48 Bills of Cost, when to be taxed, (59) To be taxed in Criminal Matters, (60) In frivolous Evidence may be dis- allowed by the Courts, <i>ibid.</i> In Bills of Cost no Fees to be al- lowed for Copies, &c. unless endorsed thereon, <i>ibid.</i> To be paid by Complainants of forcible Entry in Case, 128 Assigned to the Person complain- ing, &c. of forcible Entry, &c. in Case, <i>ibid.</i> To be recovered in Case, 130 To be paid to Persons served with a Copy of a Writ for attaching the Estate of another in his Hands, &c. 131 For laying out Highways, to be paid by Appellants in Case, 141 To be paid by Towns in Case, ( <i>ibid.</i> ) Of impounding Horses, to be paid by the Owners thereof, 146, (147) To be in lawful Money, 166 Of Prosecution of Negroes for Rapes, &c. how to be paid, 195 Upon Petitions, to be taxed by the Clerk of the Lower House, &c. (206) Costs and Charge against a Town upon Removal of poor Persons, to be levied by Execution a- gainst the Town-Treasurer, &c. (230)		<b>COUNCIL</b> , <i>General Council</i> , Members thereof not to be chosen Town-Council Men, 88 <b>GOVERNOR</b> and <b>COUNCIL</b> , [See <i>Governor and Council</i> ]	
		<b>TOWN-COUNCILS</b> , [See <i>Town-Councils</i> ]	
		<b>COUNCIL</b> of <b>WAR</b> , Who to constitute a Council of War, and their Power, 188 The Council of War with the Town of <i>Newport</i> to determine upon the Method of defraying the Charge of watching said Town in Time of War, 271	
		<b>COUNTERFEITING</b> Bills of <i>Cre- dit</i> , Penalty therefor, &c. 33	
		<b>COUNTERFEITING</b> COINS, Penalty therefor, 36	
		<b>COUNTIES</b> , Either of the Towns in the Coun- ties of <i>Bristol</i> and <i>Kent</i> may be concerned in the <i>Providence</i> <i>Alms-House</i> , & <i>Work-House</i> , (10) Colony divided into Five Coun- ties, 37	
		<b>COURT</b> of <b>ADMIRALTY</b> , [See <i>Admiralty</i> ]	
		<b>COURTS</b> of <i>General Sessions</i> , Established, 42 Their Jurisdiction, 43 Times and Places of holding the Sessions, <i>ibid.</i> Appeal	

Appeal granted therefrom to the Court of Assize, &c.	Page. 43
Terms of the Appeal,	<i>ibid.</i>
Crown not to appeal from the Sessions against a Subject,	44
Appeal in criminal Matters allowed from the Sentence of Justices out of Sessions, &c.	<i>ibid.</i>
Trials at the Sessions on Appeals from Justices to be final,	<i>ibid.</i>
When the Grand Jury must attend the Sessions,	<i>ibid.</i>
Court of Sessions to record the Certificate of the Service of the Summons on Persons suspected of Disaffection, &c.	7
Their Power in Case of Bastardy,	(17, 19
To tax costs in criminal Matters,	(60
To order the Sum to be paid by licensed Persons giving false Accounts, &c.	92
For the County of <i>Newport</i> to determine Recompence to the Owner of a House pulled down, &c. to stop the Progress of Fire,	(113
For the County of <i>Providence</i> to determine in the like Case,	118
Penalty for Weirs made, &c. in <i>Pawcatuck</i> and <i>Pawtuxet</i> Rivers to be recovered at the Court of Sessions within the County,	(125
Court of Sessions to try Offences against the Gaming Act,	133
How to relieve Persons aggrieved by the laying out Highways,	(141
To try Persons breaking Lamps,	(162
To try Matters respecting Publications of Marriages, &c.	174

In the County where Mills-Ponds are, to be applied to when Persons are damaged thereby;	Page. 190
And when Controversies arise among the Owners of Mills,	(191
Empowered to give Order for selling Negroes forfeited to the Colony,	196
In the County to assess the Rates which Parents shall pay for the Support of their Children, &c.	(201
Court of Sessions to prosecute Pedlars,	203
To try Complaints against Assessors for over-rating,	220
To hear Appeals from Town-Councils in Case of Removal of poor Persons,	230
To fine and discharge Assessors, for not assessing strangers,	244
<b>COURTS, INFERIOR.</b>	
Established,	45
Their Jurisdiction,	<i>ibid.</i>
To be Justices of the Peace in criminal Cases,	<i>ibid.</i>
Times and Places of holding Inferior Courts,	<i>ibid.</i>
Clerks to be appointed,	<i>ibid.</i>
Who may appoint Deputies,	<i>ibid.</i>
Petit Jury to attend the second Day of the Court,	48
Courts Inferior may chanceryize Bonds, &c.	56
No Judge to sit in Judgment where he hath before given his Judgment,	57
Courts Inferior to order Amendment of Mistaken Reasons of Appeal,	<i>ibid.</i>
Their Power to adjourn,	<i>ibid.</i>
To appoint a Clerk in Case,	85
And	

And also a Sheriff,	Page. 59
To assess Damages, in Case,	<i>ibid.</i>
To tax Costs in Criminal Matters,	60
Their Power as to Costs in frivolous Evidence,	<i>ibid.</i>
All Cases to be entered the First or Second Day,	<i>ibid.</i>
To try Persons setting up Ferries without License,	110
Courts Inferior to pass Fines and Recoveries,	112
To grant Writs of <i>Venire Facias</i> ,	(160
Fine for Breach of the Act for the Preservation of Oysters, to be recovered before the Inferior Court in any County in this Colony,	200

**COURTS of JUSTICES,**

[See *Justices*.]

**COURTS MARTIAL,**

Who shall constitute a Court Martial,	189
Their Power,	<i>ibid.</i>
To punish Persons upon any military Watch for Disobedience, at Discretion,	271

**COURTS SPECIAL,**

To be held,	52
Writs how to be issued,	<i>ibid.</i>
To be served Three Days before Court,	<i>ibid.</i>
Proviso,	<i>ibid.</i>
Method of calling a Special Court,	<i>ibid.</i>
Jury to be returned to try Issue in Fact,	53
Fees in Special Courts,	<i>ibid.</i>
Execution to be returned in Fourteen Days,	<i>ibid.</i>
Actions at Special Courts to be	

brought in the same Manner as at Inferior Courts,	Page. 53
Vendue-Masters may sue and be sued at Special Courts,	<i>ibid.</i>
Sheriffs may sue and be sued at Special Courts,	54
Sheriffs may there sue their Deputies,	<i>ibid.</i>
Marshal of the Admiralty may there sue and be sued,	<i>ibid.</i>
Directors of Lotteries may there sue and be sued,	55
Special Courts to be held to try Persons for the Breach of the Act to prevent Stage-Plays, &c. and for the Recovery of the Fines, &c. contained in said Act,	55. 242

**COURTS SUPERIOR,**

Established,	Page. 49
Their Jurisdiction,	<i>ibid.</i>
To make Rules of Practice, Clerks thereof to be appointed, who may appoint Deputies,	50
Times and Places of holding the Courts,	<i>ibid.</i>
When the Jurors are to attend,	<i>ibid.</i>
Method of bringing Appeals at Superior Courts,	<i>ibid.</i>
A Criminal appealing, not to have another Trial by Jury,	51
Superior Court to proceed by the Rules of Equity in certain Cases,	<i>ibid.</i>
May prohibit the Court of Vice-Admiralty,	<i>ibid.</i>
Judgments to be final, except, &c.	<i>ibid.</i>
May chanceryize Bonds, &c.	56
No Judge to sit in Judgment where he hath before given his Judgment,	57
Superior	



Superior Court to order Attenu-  
ment of mistaken Reasons of  
Appeal, *ibid.*  
Their Power to adjourn, *ibid.*  
To appoint a Clerk in Case, 58  
To appoint a Sheriff in Case, 59  
To assess Damages in Case, *ibid.*  
To tax Costs in criminal Matters,  
(60)  
Their Power as to Costs in frivo-  
lous Evidence, *ibid.*  
All Cases to be entered the First  
or second Day, *ibid.*  
Superior Court to pass Fines and  
Recoveries, 112  
To order Sale of Real Estate in  
Case, 156  
To issue a *Venire Facias*, in Case,  
(160)  
To hear Appeals from Town-  
Councils respecting the Remo-  
val of poor Persons in Case, 230

**COURTS, Sundry Proceedings there-  
in,** 55

**CREDITORS,**  
Of Insolvent Debtors to pay the  
Gao-Keeper for their Support,  
&c. 153  
[See *Insolvent Debtors in Gao.*]  
Bond given by Prisoners to be  
affigned to Creditors, 212  
Thirty per Cent. Damages to be  
allowed Creditors in Case, *ibid.*  
Letters of Administration may be  
granted to Creditors, 216

**CRIMES,** 61, 62, 63  
Cutting out Tongues, &c. 62  
Spoiling House Frames, &c. *ibid.*  
Disemboweling Beasts, *ibid.*  
Barking Fruit-Trees, &c. *ibid.*

**CURRIERS, TANNERS, &c.**

[See *Tanners, Carriers, &c.*]

**CURSING and SWEARING,** 66  
Act to prevent it to be read an-  
nually at the Town-Meeting  
for choosing Officers in each  
Town, 67

**CUSTOM-HOUSE,**  
Regulated, and its Fees stated, 102

**D**

**DEBTS,**  
Of Old Tenor how they may be  
discharged, 167  
Depreciation allowed thereon, *ibid.*  
Town-Debts to private Persons  
how to be recovered, 262

**DEBTORS,**  
Debtors insolvent,  
[See *Insolvent Debtors in Gao.*]

**DECLARATIONS and Answers,**  
Declarations to be filed, Twelve  
Days, and Answers Six Days be-  
fore Court, 47

**DEEDS and CONVEYANCES,**  
Form of the Deed for Sale of Real  
Estate, to be given by the Sher-  
riff, 15  
Made by Persons accused of coun-  
terfeiting Bills, &c. after their  
Apprehension to be void, 34  
Deeds, &c. fraudulent to be void,  
(65)  
To

To be signed, sealed, acknowledged  
and recorded, &c. 67

Persons making or receiving frau-  
dulent Deeds and Conveyances  
to be rendered incapable of  
sustaining an Office, and Voting  
for any Offices, 80

Town-Councils empowered to  
make Deeds of Conveyance of  
inconvenient Highways, &c.  
(142)

Deeds, &c. made to defraud Cre-  
ditors void, 157

Deed of the Sheriff of Lands  
mortgaged to the Colony, &c.  
to make a good Estate to the  
Buyer, 163

Form of the Deed, 164

Deeds, &c. in *Bristol, &c.* con-  
firmed, 210

**DEER,**  
Act for the Preservation thereof,  
(70)

**DEFEASANCES,**  
To be recorded, &c. 69

**DEODANDS,**  
What Things to be forfeited as  
Deodands, 70

**DEPOSITIONS,**  
Frivolous, the Courts may refuse  
Costs, &c. 60  
Fees to be set thereon, or no Costs  
to be allowed therefor, *ibid.*  
Depositions may be taken out of  
Court, &c. 71  
[See *Depositions,* 71]

**DEPUTIES,**  
Their Qualifications, &c.  
[See *Election of Officers, &c.* 85]  
[See also *General Assembly*, the  
*sitting of,* 135]

**DEPUTY-GOVERNOR,**  
[See *Governor.*]

**DEPUTY-SHERIFFS,** 103  
How to be appointed, 73  
[See *Sheriffs.*]

**DEVISEES and BEQUESTS,**  
Of Lands or Tenements, &c. to  
be in Writing, &c. 215

**DIRECTORS of LOTTERIES,**  
May sue and be sued at Special  
Courts, 55

**DISTRICENTS,** 257  
Same Rules to be observed therein  
as in Attachments in Civil  
Actions, 13

**DIVORCE,** 257 74

**DOGS,**  
Act to prevent Sheep and Cattle  
from being worried by them,  
&c. 75

**DOWER,** 237  
Widows not to be barred of their  
Dower unless they join in the  
Sale, 69

**DRUNKENNESS,** 110  
[See *Crimes,* 65]  
Provided therein, *ibid.*  
Drunkards how to be proceeded  
with, 76

**DUTY on SHIPPING,** 77  
[See *Shipping.*]

	Page.
<b>E</b>	
<b>ELECTION</b> of General Officers, &c.	78
<b>ELECTION</b> of Town-Officers.	87
<b>EMBARGO</b>	
Governor and Council empowered to lay an Embargo,	89
<b>EMBRACERY</b> , [See Crimes, 63]	
<b>ENGAGEMENT</b> , [See Oath.]	
<b>ENGINES</b> , [See Fire Engines.]	
<b>ENTRY</b> and <b>DESLAINER</b> , [See Forcible Entry.]	
<b>ESTATES INSOLVENT</b> , [See Insolvent Estates.]	
<b>ESTATES INTESTATE</b> , Their Distribution, &c. [See Probate of Wills, &c.]	
<b>ESTATES PERSONAL</b>	
Of Persons disaffected to his Majesty's Person, to be forfeited,	6
The First Attachment thereof to be first paid,	14
Of Persons convicted of counterfeiting Bills, &c. to be forfeited,	34
Of Persons accused thereof, and absconding, to be seized, &c.	35
Of Persons convicted of High Treason, &c. to be forfeited,	61
[See Fines and Forfeitures.]	
Of Persons deceased, to be secured by the Town-Council,	218

	Page.
<b>ESTATES REAL</b>	
Of Persons disaffected to his Majesty's Person, to be forfeited,	7
Not to be sold by the Sheriff till Notifications have been set up Three Months,	13
May be redeemed, <i>ibid.</i>	
Execution may be levied thereon where the same was not attached in Case,	14
The First Attachment to be first paid,	<i>ibid.</i>
The Time of the Day to be set forth in the Return of the Writ,	<i>ibid.</i>
Town-Sergeant to attach Real Estate, in Case,	<i>ibid.</i>
Of Persons convicted of counterfeiting Bills, &c. to be forfeited,	34
Of Persons accused thereof, and absconding, to be seized, &c.	35
Of Persons convicted of High-Treason, &c. to be forfeited,	61
Of Persons deceased to be secured by the Town-Council,	218
[See Fines and Forfeitures.]	
<b>ESTATES TAIL</b> , [See Fines and Recoveries.]	
<b>ESTRAYS</b>	
Creatures taken Damage Peasant, how to be proceeded with,	89
<b>EXCISE</b> in Newport and Middletown,	
Strong Liquors not to be sold in less Quantities than Ten Gallons without License,	92
<b>EXECUTION</b>	
May be levied on Real Estate where	

where the same was not attached, in Case,

	Page.
where the same was not attached, in Case,	14
When to be granted by and returned to Courts of Justice,	40
On Judgments at Special Courts when to be issued and returned,	53
Not to be granted out of the Inferior or Superior Courts until Ten Days after the rising of such Courts, and to be returned to the next succeeding Term of the Court that granted the same,	59
To be issued against the Goods and Chattels, except,	61
To be issued forth on Persons swearing in the Hearing of a Judge,	66
Returnable in Ten Days in Case of Gaol-Keepers, &c. suing for Insolvent's Allowance,	153
Served on protected Persons to be null and void,	178
Not to be stayed by Writ of Review,	224
To issue for the Balance, in an Action on Book Account,	269
<b>EXECUTORS</b>	
Their Duty and Power in Case of Insolvent Estates,	155
To give Bond to the Town-Council to exhibit an Inventory, &c.	(215)
<b>EXTORTION</b> , [See Crimes, 62]	

	Page.
<b>F</b>	
<b>FEES</b>	
At Special Courts to be the same as allowed at the Superior Courts,	53
Of Officers to be paid down before taxing Bills of Cost,	59
In frivolous Evidences to be paid by the Person who summoned the Witnesses,	60
To be set on all Copies,	<i>ibid.</i>
Of Town-Clerks for Estrays, &c. cried,	90
Fees established and regulated, [See Fees	93]
For Travel of Officers how to be computed,	102
Officers to endorse their travelling Fees,	<i>ibid.</i>
Fees in the Custom-House,	<i>ibid.</i>
Fees for Peage-viewing,	107
For Gauging,	134
Allowed to Viewers of Hoops,	146
Of Pound-Keepers,	148
Of Town-Sergeants for warning Jurors,	158
Of Sheriffs for collecting Fines of exempted Persons drawn as Jurors, and not making Discovery of their being exempted,	159
Of Sheriffs for collecting Fines occasioned by the Non-appearance of Persons returned on a <i>Venue Facias</i> , and Tales-Men,	(160)
Of Officers to be in Lawful Money,	166
For Marrying,	173
To be paid before a Person is received by the General Assembly,	(206)
What Fees to be allowed the Clerk and Secretary on Petitions,	<i>ibid.</i>

For sealing and searching Letters,	Page. 247
Of the Naval-Officers for registering Certificates, &c.	265
Of Vendue-Masters,	268
<b>FELONY.</b>	
Persons making any Plate, &c. for counterfeiting Bills of Credit, &c. guilty of Felony,	33
Burglary is Felony,	61
Robbery is Felony,	ibid.
Sodomy is Felony,	ibid.
[See Crimes,	61]
<b>FENCES.</b>	
What is lawful Fence, and how to be maintained,	266
<b>FENCE-VIEWERS.</b>	
When to be chosen,	87
Their Duty, Power & Fees,	107
<b>FERRIES.</b>	
Regulated, and the Rates of Ferriage stated,	108
Ferry-Houses excepted out of the Act against setting up Signs without License,	233
Ferry-men not to transport Slaves without Certificate,	234
<b>FINES and FORFEITURES.</b>	
Fine for the Secretary's Neglect in getting Public Laws printed, &c.	5
Of Persons laying Boats, &c. to Bridges,	[See Bridges.]
Calf under Assize to be forfeited,	(26)
Beef, &c. shipped without the Packers Name, &c. to be forfeited,	27
Liquid Commodities to be forfeit-	

ed in Case,	Page. 27
Boards, &c. Shingles and Clapboards to be forfeited in Case,	(31)
Fines of Jurors on Inquest, and how to be collected,	32
Of Persons counterfeiting Bills of Credit,	33
For passing, &c. cat Pieces of Coin, Lands, &c. to be forfeited in Case of High Treason, &c.	61
Fine for Stealing,	62
For spoiling House-Fratties, &c.	(ibid.)
Disaembering Beasts; barking Fruit Trees, &c.	ibid.
For Extortion,	ibid.
For Fornication,	63
For Riots,	ibid.
For Conspiracy and Champerty,	(ibid.)
For Jurors taking a Reward, and Embracery,	ibid.
For Forgery,	ibid.
For Exercising an Office without being authorized,	64
For obstructing, &c. Officers,	ibid.
For Assault and Battery,	ibid.
Fine for making fraudulent Deeds, &c.	65
For Drunkenness,	ibid.
For cutting or wearing, &c.	66
For Officers neglecting to execute the Act against profane Cursing and Swearing,	67
For killing Deer,	70
What Things to be forfeited as Deodands,	ibid.
Fine for Persons breaking By-Laws respecting Dogs,	75
For Retailers, &c. selling Strong-Liquors to common Drunkards,	76
For	

For the Masters of Vessels to pay for Shot fired at them by the Fort,	Page. 77
For Moderators receiving challenged Votes, &c.	78
For Persons voting for General Officers without being qualified,	82
For Persons putting in more Votes than One,	ibid.
For Town-Clerks refusing to examine the Record of Voters Names, &c.	84
For Breach of Peace at Elections,	(ibid.)
Fines, &c. incurred by the Breach of the Election Act how to be recovered,	ibid.
For Town-Clerks not giving a Copy of the Record of Deputies, &c.	86
For Deputies not making a Return of the Copy of Record of Deputies,	ibid.
For Constables refusing to serve,	(87)
For Collectors of Rates refusing,	ibid.
For Town-Sergeants refusing to serve,	ibid.
For Assessors of Rates refusing to serve,	ibid.
For Overseers of the Poor refusing to serve,	ibid.
For Towns not chusing Assessors of Rates, &c.	88
For Towns not chusing other Officers,	ibid.
For Persons taking up Creatures, and not proceeding according to the Estray Act,	90
For licensed Persons refusing to give Account of Liquors, &c.	92
For Persons employing others to sell strong Drink in Newport,	

and Middletown,	Page. ibid.
For Custom-House Officers taking more than lawful Fees, &c.	104
For Fence-Viewers not attending when requested,	107
Of Ferry-men refusing to carry Passengers,	109
Of Ferry-men for taking more than lawful Ferriage,	110
For Persons setting up a Ferry without License,	ibid.
For not putting up a Table of Ferriage in Ferry-Houses, and how to be recovered,	ibid.
Fines, &c. to be in Lawful-Money,	111
Of Officers detaining Fines; and how such Fines are to be recovered,	ibid.
And to whom to be paid,	112
Of Persons disobeying Fire-Wards, &c.	114
For disobeying Persons appointed to the Charge of Fire-Hooks, &c.	115
For Persons not provided with Buckets and a Ladder, &c.	ibid.
For not conveying Powder to the Powder-House,	116
For Persons firing Guns near the Powder-House,	117
For Breach of the Fire Act in Newport, how to be recovered,	(ibid.)
Fines, &c. for Breach of the Fire Act for the Town of Providence, and how to be recovered,	[See Fires in Providence.]
For making Bonfires, &c.	120
For Persons firing of Woods,	121
For setting Seines, &c. at Point-Judith, &c. Pettaquamscutt,	122
In Easton's Pond, and In Kehemuit;	123
	In

	<i>Page.</i>
In Pawcatuck,	124
In Pawtuxet,	125
For Breach of the Act regulating Fishery in Fresh Rivers in general,	127
For drawing Fish-Pots, &c.	<i>ibid.</i>
For Persons refusing Aid to Justices in Case of forcible Entry,	(128)
For a Sheriff not executing his Warrant for impannelling a Jury of Inquest in Case of forcible Entry, &c.	129
For Gaming,	132
For Tavern-Keepers suffering Gaming,	<i>ibid.</i>
For betting at any Game,	133
How gaming Fines are to be appropriated,	<i>ibid.</i>
For Tavern-Keepers keeping up any Billiard or Shuffle-Board Table,	<i>ibid.</i>
For selling by any other Gauge than by Gunter,	134
For Non-Appearance of the Members of the General Assembly,	(136)
How to be collected,	<i>ibid.</i>
For refusing to work on Highways,	142
How to be collected,	<i>ibid.</i>
Of Surveyors of Highways neglecting their Duty,	143
For not working on the Highways in Newport, &c.	<i>ibid.</i>
How such Fines are to be appropriated,	<i>ibid.</i>
Of Surveyors refusing to serve,	<i>ibid.</i>
Of Persons suffering Hogs to go at large,	144
For Shipping Hoops without being surveyed,	145
Of Persons suffering Horses to go	

	<i>Page.</i>
at large in Newport,	146
For suffering Horses and Sheep to go at large in Providence,	147
Fine for importing Indian Slaves and not giving Bond,	150
For not reporting the Number of Indian Slaves imported,	151
For selling strong Liquors to Indian, &c. Slaves,	<i>ibid.</i>
For trading with Servants or Slaves,	<i>ibid.</i>
For Persons entertaining them,	<i>ibid.</i>
Of Town-Clerks for not returning the Names of Jurors,	158
Of Jurors for Non-Attendance,	(159)
Of Persons drawn as Jurors and exempted, not making a Discovery,	<i>ibid.</i>
Of Persons returned on a <i>Venire Facias</i> , and not appearing,	160
Of Persons returned as Talesmen, &c.	<i>ibid.</i>
For breaking Lamps in Newport, &c.	162
Of Sheriffs neglecting to pay the Money, &c. arising on the Sale of mortgaged Lands, &c.	163
Fines to be in Lawful-Money,	166
For taking or passing Coins at a higher Value than is fixed by the Lawful-Money Act,	167
For selling strong Liquor without License,	169
Of the Light-House-keeper, for Neglect,	170
Of Officers, &c. marrying Persons without Publication, &c.	174
For marrying Persons whose Husbands or Wives are alive, &c.	(175)
Of Parties marrying contrary to Law,	<i>ibid.</i>
For	For

	<i>Page.</i>
For neglecting to register Matriages, Births, and Burials,	176
For putting away hired Servants without Cause,	<i>ibid.</i>
For retaining hired Servants,	177
For Commanders of Privateers, &c. carrying off Slaves, &c.	<i>ibid.</i>
Fines for Breach of the Militia Act, [See <i>Militia Act</i> , 179]	
For neglecting to keep Waste-Gates open, &c.	192
Of Millers for taking more than lawful Toll, &c.	193
For getting into the Work-House in Newport, &c.	199
For Breach of the Act for Preservation of Oysters,	200
Of Parents for not supporting their Children, &c.	201
For Children not supporting their Parents,	<i>ibid.</i>
And how to be levied,	<i>ibid.</i>
For driving loaded Carts, &c. on the Pavement in Queen-Street in Newport,	202
Of Pedlars selling Goods from Town to Town,	203
For a Town not erecting, &c. a Pound, and a Pair of Stocks or Cage,	210
For a Town not assessing, &c. a Rate,	223
For excessive Riding,	225
For Town-Sergeant or Constable not executing an Order for Removal, &c.	231
For Persons returning after Removal,	<i>ibid.</i>
For entertaining Strangers, &c. and not notifying the Town-Council,	232
For keeping Signs without License,	233

	<i>Page.</i>
For Ferrymen, &c. transporting Slaves without a Certificate,	234
Fines incurred by the Breach of the Small-Pox Act,	
[See <i>Small-Pox</i> .]	
Fine for Breach of Sabbath,	241
For offending against the Act to prevent Stage-Plays, &c.	
[See <i>Stage-Plays</i> , &c.]	
Fine for Assessors neglecting to assess Strangers,	244
For Breach of the Act, regulating Tanners, Curriers, &c. how to be collected and how to be disposed of,	
[See <i>Tanners, Curriers</i> , &c.]	
Of Towns not taking due Care to reimburse Town-Treasurers in Case, to be at the Discretion of the General Assembly,	262
For Moderators not putting a Vote at the Request of Seven Free-men,	264
For Masters of Vessels carrying out of the Colony Persons without a Certificate, &c.	265
Of Offenders against the Act for preventing Trepasses,	266
Of Persons assuming or taking upon them the Office of Vendue-Master,	268
Of Persons refusing to do Duty in civil Watches,	269
Of Sergeants and others in Military Watches,	270
[See <i>Punishment</i> .]	
<b>FINES and RECOVERIES,</b>	
How to be passed,	112
To be recorded in the Town-Clerks Office in the Town where the Land lies, &c.	<i>ibid.</i>
<b>FIRE-ENGINES,</b>	
Act respecting them,	112
<b>FIRES</b>	<b>112</b>

	Page.		Page.
<b>FIRES,</b>		<b>FLAGS of TRUCE,</b>	
Bonfires not to be made but by Direction of Authority,	120	Regulated,	213
Guns not to be fired near the Powder-House in <i>Newport</i> ,	117	<b>FORCIBLE ENTRY,</b>	
Guns, &c. not to be fired in any Streets, &c. after Dark,	120	The Proceedings against forcible Entry & Detainer directed,	128
<b>FIRES in <i>Newport</i>,</b>		<b>FOREIGNERS,</b>	
Provision and Regulations therein,	(113)	Not to be imported, &c.	131
<b>FIRES in <i>Providence</i>,</b>		<b>FOREIGN ATTACHMENT,</b>	
Provision and Regulations therein,	(117)	How to be made, &c.	14, 129
<b>FIRE-WARDS,</b>		<b>FORFEITURES,</b> [See <i>Fines</i> and <i>Forfeitures</i> .]	
In <i>Newport</i> , their Power as to blowing up Houses in Case of Fire,	113	<b>FORGERY,</b> [See <i>Crimes</i> ,	63]
To be chosen annually,	<i>ibid.</i>	<b>FORNICATION,</b> [See <i>Crimes</i> ,	63]
Their Power to command Assistance, &c.	114	<b>FREEHOLDERS,</b>	
In <i>Providence</i> ,	117, 118, 119	To be engaged by the Town-Clerk,	90
<b>FIRE-WOOD,</b>		Not exempted from serving as Jurors,	160
Act to prevent Fraud therein,	119	Persons purchasing a Freehold to the Value of $\$$ . 40, to gain a Settlement,	229
<b>FIRING of WOODS,</b>		May prosecute Actions for Breaches of the Act to prevent Stage-Plays, &c.	242
Act to prevent the same	121	<b>FREEMEN,</b>	
Remedy for Persons damaged thereby,	<i>ibid.</i>	A List thereof annually to be taken and sent to the General Election by the Town-Clerk,	24
<b>FISHERY,</b>		How to be admitted, &c.	
At Point <i>Judith</i> and <i>Petaquamscutt</i> regulated,	122	[See <i>Election of Officers</i> ,	78]
In <i>Easton's Pond</i> , and at <i>Kekemuit</i> ,	123	May seize and convert to their own Use Hogs going at large, &c.	(144)
In <i>Pawcatuck</i> and <i>Pawtuxet</i> ,	(124, 125)	Freemen of the Town of <i>Newport</i> empowered to make Laws for	
In Fresh Rivers in general,	126		
<b>FISHING-POTS, &amp;c.</b>			
Not to be drawn, &c.	127		

	Page.		Page.
for governing the Work-House,	199	<b>GENERAL COUNCIL,</b>	
		[See <i>Council</i> .]	
		<b>GENERAL OFFICERS,</b>	
		[See <i>Officers General</i> .]	
		<b>GENERAL SESSIONS,</b>	
		[See <i>Court of Sessions</i> .]	
		<b>GENERAL TREASURER,</b>	
		How to proceed against the Estates of Persons counterfeiting &c. Bills of Credit,	34
		To recover the Fine of Persons breaking the Peace at Elections,	(85)
		To recover the Penalty on Town-Clerks and Deputies not making Return of Deputies, &c.	(86)
		How to recover the Fine of Assessors of Rates refusing to serve,	(88)
		To sue for the Penalty of Persons setting up Ferries without License, and for Persons keeping Ferries not putting up &c. Tables of Ferrage,	110
		To receive the Counterpart of Leases for Ferries, &c.	111
		One Half of the Fines for erecting Seines, &c. in <i>Petaquamscutt</i> , to be put into the General Treasury,	123
		Fines of Sheriffs, &c. not executing their Warrants, &c. to be paid into the General Treasury,	129
		General Treasurer to sue for the Penalty incurred by Persons not reporting, &c. imported Indian Slaves,	151
		To sue the Town-Treasurer in Case an exempted Person is returned to serve on the Petty Jury,	159
			To
<b>G</b>			
<b>GAMING,</b>		Act for the Prevention thereof,	(132)
<b>GAOL-KEEPERS,</b>		May sue for the Allowance of insolvent Debtors,	153
		To be allowed 4 <i>s.</i> 6 <i>d.</i> by the Day for the Support of Criminals,	(154)
		Not to be Members of the General Assembly,	233
<b>GAUGERS,</b>		When to be chosen,	87
		To mark the initial Letters of their Name on each Cask,	134
		Their Rule to find the mean Diameter,	<i>ibid.</i>
<b>GAUGING,</b>		Liquors to be gauged by Gaugers, &c.	134
<b>GENERAL ASSEMBLY,</b>		Their Fees,	93
		To grant Licenses for Ferries,	110
		The sitting thereof regulated, &c.	135
		When they shall chuse Justices, &c.	161
		Protected from Arrests, &c.	178
		How to act as to Petitions, &c.	(205)
			F

	Page.
To receive the Interest due where Lands are mortgaged, &c.	163
To recover the Penalty of Persons setting up Lotteries without Leave, &c. or buying Tickets in such Lotteries,	172
To sue for the Fines of Officers, &c. marrying without Licens, &c.	174
To recover the Fine of Commanders of Privateers carrying off Slaves,	177
To receive for the Use of the Colony the Monies arising on the Sale of a Negro brought into the Colony after having been transported for a Rape, on a White Woman,	196
To pay the Allowance of Prisoners of War,	212
How to proceed in Case of Rates and Taxes,	
[See Rates and Taxes.]	
To sue for the Fine of Masters of Vessels carrying off Persons without a Certificate, &c.	265
To give Bond to the Secretary for the faithful Discharge of his Office,	266
His Salary,	<i>ibid.</i>
<b>GENERAL TREASURY,</b>	
[See General Treasurer.]	
<b>GOVERNOR,</b>	
Choice of Governor to be void if a Vote be unlawfully obtained by his Procurement,	24
Governor and Deputy-Governor, their Power to Stop Vessels in Case,	77
Governor to appoint a Gunner for Fort-George,	87
Governor, his Fees,	93
<b>GOVERNOR and DEPUTY-GOVERNOR,</b>	
their Power as to blowing up Houses in Case of Fire in Newport,	113
Governor or Deputy-Governor to call the Assembly on Emergencies, &c.	135
Governor empowered to draw on the General Treasurer for Five Pounds,	137
To be Captain-General, and the Deputy-Governor to be Lieutenant-General,	180
Governor or Deputy-Governor to commissionate military Officers, &c. [See Militia Act.]	
Governor or Deputy-Governor to protect the Colony by Sea; to impress Ships, &c.	189
To appoint Naval-Officers and Officers,	195
To commissionate Vessels to exchange Prisoners of War,	213
Not to commissionate Privateers until Bond is given, &c.	214
<b>GOVERNOR and COUNCIL,</b>	
To hear Appeals from the Sentence of any Town-Council respecting Charitable Uses,	29
Empowered to lay an Embargo on Vessels,	89
Appeals to them from the Town-Council granted to the suspected Embezzlers of Estates, &c.	150
Governor and Council, &c. to constitute a Council of War,	(188)
Governor and Council to hear Appeal in Case of Probate of Wills,	218
As supreme Ordinary to grant Execution	

	Page.
Execution to put in Force their Decrees,	218
<b>GRANTS CONFIRMED,</b>	
To Newport, Providence, &c.	138
[See also Possessions quieted,	207.]
<b>GUARDIANS,</b>	
Persons under Guardians not to vote for any Officer,	82
Liable, &c. for their Wards breaking the Act for the Preservation of Oysters,	209
To be appointed by Town-Councils for Persons non Compos, &c. and to give Bond,	263
<b>GUNS not to be fired, &amp;c.</b>	
[See Fires.]	
<b>GUNNER of FORT-GEORGE,</b>	
His Duty and Power,	77
To be appointed by the Governor,	(87)
<b>GUN-POWDER,</b>	
To be carried to the Powder House in Newport, &c.	116
<b>H,</b>	
<b>HIGHWAYS,</b>	
To be laid out by the Proprietors of Towns, &c.	140
Act for mending Highways,	142
<b>HOGS,</b>	
Taken Damage feasant how to	
be proceeded with,	89
Not to go at large in Newport, Providence, &c.	144
Not to go at large in any Town in this Colony, &c. without being yoked, &c.	149
Otherwise may be impounded,	<i>(ibid.)</i>
<b>HOOPS,</b>	
Their Assize, &c.	145
<b>HORSES,</b>	
Persons killed by Horses, said Horses to be forfeited,	70
Horses taken Damage feasant how to be proceeded with,	148, 89
Going at large in Newport, to be impounded, &c.	146
Going at large in Providence and North-Providence, to be impounded, &c.	147, 148
<b>IMPOUNDING CATTLE, &amp;c.</b>	
Damages done by Creatures breaking Fences, how to be recovered,	148
Creatures impounded, to be sold unless replevied, &c.	<i>(ibid.)</i>
Hogs going at large at certain Times without being yoked, &c. to be impounded,	149
<b>INCORPORATION of Towns,</b>	
	(249)
<b>Indians,</b>	

	Page.		Page.
<b>INDIANS,</b>		A Jury of Inquest to be impannelled upon Complaint of forcible Entry,	128
Not to be bound Apprentices without the Consent of Two Justices,	150	<b>INSOLVENT DEBTORS in Gaol,</b>	
Imported as Slaves to be forfeited, unless, &c.	(ibid.)	Their Allowance, &c.	153
Indian Slaves imported, the Number of them to be reported into the Secretary's Office, &c.	151	Petitioners for an Act of Insolvency, to annex an Inventory to their Petitions, &c.	207
Indian Slaves and Servants not to be sold strong Liquors, nor entertained at any House without the consent of their Masters,	(ibid.)	<b>INSOLVENT ESTATES,</b>	
Indians free entertaining Negro, &c. Slaves or Servants how to be punished,	(ibid.)	How to be distributed, &c.	154
Indian Slaves or Servants if found out after Nine o'Clock to be taken up and whipped, &c.	(ibid.)	<b>INTESTATE ESTATES,</b>	
Not to be traded with,	(ibid.)	[See <i>Estate Intestate.</i> ]	
Indian Slaves not to be carried out of the Colony,	177	<b>INVENTORIES,</b>	
Owners of Indian Slaves carried off to recover double Damages,	(ibid.)	Petitioners for the Act of Insolvency to annex an Inventory to their Petitions,	207
[See <i>Servants.</i> ]		How to be taken by Executors,	(215)
<b>INDICTMENTS,</b>			
To be drawn by the Attorney-General,	15		
<b>INFERIOR COURTS,</b>			
[See <i>Courts Inferior.</i> ]			
<b>INQUEST,</b>			
Charge thereof to be paid by Parents and Masters if of Ability, and by Persons having the Estate of the deceased in their Hands,	32		
[See <i>Coroners.</i> ]			

A Jury of Inquest to be impannelled upon Complaint of forcible Entry, 128

**INSOLVENT DEBTORS in Gaol,**  
Their Allowance, &c. 153  
Petitioners for an Act of Insolvency, to annex an Inventory to their Petitions, &c. 207

**INSOLVENT ESTATES,**  
How to be distributed, &c. 154

**INTESTATE ESTATES,**  
[See *Estate Intestate.*]

**INVENTORIES,**  
Petitioners for the Act of Insolvency to annex an Inventory to their Petitions, 207  
How to be taken by Executors, (215)

**JUDGES INFERIOR,**  
No Judge to sit in Judgment where he hath before given his Judgment, 57  
Judges Inferior, their Fees, 95  
[See *Courts Inferior.*]

**JUDGES SUPERIOR,**  
A Judge of the Superior Court to issue the Warrant where the Party accused of Bastardy lives out of the County, 18  
No Judge to sit in Judgment where he hath before given Judgment, 57  
Empowered

	Page.		Page.
Empowered to Divorce, in Case, &c.	74	<i>nire Facias,</i>	160
To enquire into Persons making fraudulent Deeds to qualify Voters, &c.	80	Who are exempted, &c.	161
Their Fees,	93	Jurors protected from Arrests, &c.	(178)
[See <i>Court Superior.</i> ]		Jury of Twelve Men to ascertain the Damages done by Water-Mills,	190
<b>JURORS and JURIES,</b>		<b>JUSTICES of the PEACE,</b>	
Jurors of Inquest refusing to serve to be fined,	32	A Justice may tender the Oath of Allegiance.	0
Who are exempted,	(ibid.)	One Justice to grant a Warrant for destroying Barberry-Bushes in Middletown,	16
Grand Jury, when to attend the Sessions,	44	Any Justice or Warden to grant a Warrant against a Person accused of Bastardy,	17
Petit Jury to attend the Inferior Court the Second Day,	48	Two Justices or Wardens to grant a Warrant after a Bastard Child is born, &c.	(ibid.)
Grand and Petit Jury when to attend the Superior Court,	50	How they are to proceed in Case the Woman be constant, &c.	(ibid.)
Juries to be filled up <i>de talibus circumstantibus</i> , in Case, 48, 50		One Justice or Warden in Conjunction with the Assistants of Justice of the Superior Court, who, &c. to try the Person accused of being the Father of a Bastard Child, &c.	18
Jury to be returned by <i>Venire Facias</i> to Special Courts,	53	The Form of the Order for the Maintenance of a Bastard Child, &c.	(ibid.)
Form of Grand Jurors Oath,	58	The Penalty for making Boats fast to <i>Opponaug</i> Bridge, to be recovered by Two Justices in the Town of <i>Warwick</i> ,	25
Of Petit Jurors in Civil Causes, (ibid.)		For making Boats fast to <i>Pattuxet</i> Bridge, by One Justice either of <i>Warwick</i> or <i>Cranston</i> ,	26
In Criminal,	(ibid.)	For making Vessels fast to <i>Weybosset</i> Bridge, by a Court of Justices,	(ibid.)
Jurors taking Reward and Embracery, their Fines, [See <i>Crimis.</i> , 63.]		Any Justice or Warden to grant a Warrant to seize Tar, Cider, &c.	80
Grand Jury to present Towns, &c. for not choosing Town-Officers,	(88)		
Jury to be impannelled in Case of forcible Entry,	128		
Jury to relay Highways, in Case, &c.	141		
Jury stated and proportioned to the Towns in each County, &c.	157		
Which Jurors are to be first drawn,	160		
Jurors Fees,	(ibid.)		
For want of Jurors attending, Courts may issue Writs of <i>Ve-</i>			

	Page.
&c. in Casks not of Assize,	27
Eldest Justice or Warden in each Town to be Coroner,	32
Two Justices or Wardens to try Actions not exceeding 40s.	38
One Justice or Warden may adjourn a Court,	39
Attornies allowed no Fees in Justices Courts,	40
Three Justices to try Persons for Theft not exceeding £. 10.	41
Two Justices to try Negro Slaves, &c. for stealing,	42
Courts of Justices to tax Costs in Criminal Matters,	60
A Justice of the Peace to grant a Warrant to make Hue & Cry,	(61
Two Justices may take Cognizance of Fornication,	62
Any One Justice to punish Drunkenness,	65
How Justices are to proceed against Persons killing Deer,	70
Any Justice or Warden may summon Evidences,	71
To seal up, &c. Depositions taken by him to be sent out of the Colony,	72
One or more Justices to try and fine Persons for the Breach of By-Laws respecting Dogs, &c.	(75
Two Justices to try Retailers, &c. for selling strong Drink to common Drunkards, &c.	76
Two Justices to determine Differences betw. the Owners of Estrays, & Persons taking them up; and to try in an Action of Debt Persons taking up Estrays and not proceeding according to the Estray-Act,	90

	Page.
Two Justices to try Persons suspected of selling strong Drink in the Towns of Newport and Middletown, without License,	(92
Justices of the Peace and Wardens, their Fees,	96
Any Two Justices for the Town to recover the Fine of Fence-Viewers,	107
One Justice to grant a Warrant to impress Workmen, &c. to repair Fences,	<i>ibid.</i>
Two Justices to determine the Damages occasioned by defective Fences, &c.	<i>ibid.</i>
Ferry-men's Fine for refusing to carry Passengers to be recovered before Two Justices,	109
Their Fine for taking more than lawful Ferrage, to be recovered in the same Manner,	110
Penalty of Officers detaining Fines to be recovered before any Court of Justices or Wardens,	111
Two Justices Power relating to Fire-Engines,	112
All Fines accruing by the Fire-Acts in Newport and Providence, except where otherwise directed in those Acts, to be recovered before Two Justices,	117
Any One Justice to try Frauds in Fire-Wood,	120
One Justice to try Persons for firing Guns, &c. and making Bonfires,	<i>ibid.</i>
Two Justices for the Town of Newport, to take Cognizance of Informations made against Persons drawing Seines or Nets in Easton's Pond,	123
Three Justices to try Breaches of the	the

	Page.
the Acts regulating the Fishery in Point-Judith Pond, and in Pettaquamscutt and Pawcatuck Rivers,	122, 125
Justices to determine the Sufficiency of Dams,	126
One Justice to issue Warrant of Distress for Fines of Persons keeping up Dams; and convict Persons fishing on prohibited Days,	127
Two Justices to try Persons for drawing Fish-Pots,	<i>ibid.</i>
Two or more Justices to issue a Warrant to a Sheriff to impanel a Jury of Inquest upon Complaint of forcible Entry, &c.	128
And to command Aid, in Case,	<i>(ibid.</i>
Justices to observe the Rules in attaching Monies, laid down in the Act of Foreign Attachment,	(131
Any Justice may require Masters of Vessels importing Foreigners and not giving Bond to transport them, &c.	132
One Justice to issue a Warrant for convening Proprietors of Towns, &c.	139
One Justice may issue a Warrant &c. for Persons refusing to work on Highways,	142
One Justice may grant a Warrant of Distress against a Surveyor of Highways refusing to serve,	(143
Fine of Surveyors of Highways neglecting their Duty, to be recovered before a Court of Justices,	<i>ibid.</i>
Any Justice to try Persons shipping Hoops without being fur-	-

	Page.
veyed;	146
One Justice to grant a Writ of Replevin, in Case,	149
Two or more Justices to try Acts of Replevin, &c.	<i>ibid.</i>
The Justice granting a Writ of Replevin to return the same, in Case,	<i>ibid.</i>
Two Justices Approbation to be had in binding out Indians,	150
A Justice to cause Servants out after Nine o'Clock at Night to be whipped,	152
Fine of Persons trading with Indians to be recovered before a Court of Justices,	<i>ibid.</i>
Justices to be elected, &c. } Their Engagement, } And their Commission, }	162
Two Justices to try Persons selling strong Liquors without License,	(169
One Justice may marry Persons, &c. [See Marriage.]	-
No Master to put away his hired Servant without good Cause allowed of, &c. by a Justice,	176
Fine of Persons neglecting to have the Certificates of their Marriage, and Birth and Burial of their Children recorded, to be recovered before a Court of Justices, &c.	<i>ibid.</i>
A Justice may commit an hired Servant to Prison in Case,	177
Fines of Clerks of the Militia to be recovered at a Court of Justices,	181
Of Clerks refusing to execute their Captain's Warrant, to be recovered in the same Manner,	-
Or for refusing to pay into the Town-Treasury collected Fines,	(184
Two	Two



	<i>Page.</i>
Two Justices to try Persons neglecting to keep Waite-Gates open,	192
One Justice to try a Miller for taking more than legal Toll,	193
Any Justice of the County where any Negro is brought, who hath been transported for attempting a Rape, &c. may apprehend and confine said Negro in Gaol,	196
Fine for getting into the Work-House in <i>Newport</i> , &c. without Leave, to be recovered before Two Justices,	199
Two Justices to grant a Warrant for levying the Penalty on Parents, &c. not supporting their Children,	201
Fine of Persons driving loaded Carts, &c. on the Pavement in <i>Queen-Street</i> , in <i>Newport</i> , to be recovered before Two Justices,	(202)
Any Two Justices to grant a Warrant of Distress to seize Goods and Chattels to pay the Charge of paving, &c.	<i>Ibid.</i>
Any one Justice may bind over Pedlars, &c.	203
One Justice may try a Person for excessive Riding,	225
Two Justices to try Persons transporting Slaves, &c. without Certificate,	234
May send a Physician on board an infected Vessel, in Case,	236
To try Persons coming into this Colony, from any Town in New-England, where the Small-Pox is prevalent, without tarrying Five Days on the Borders of the Colony,	239

	<i>Page.</i>
Two Justices are empowered to appoint Persons at Ferries, &c. to examine on Oath Persons suspected to transgress the Act to prevent the Small-Pox,	239
To try Persons keeping Boarders, and not acquainting the Authority when any of their Lodgers are sick with the Small-Pox,	( <i>ibid.</i> )
One Justice to issue a Warrant for the Fine of Sabbath-Breakers,	241
Upon Complaint to appoint Persons to examine Leather, &c.	(246)
Two Justices may try Offenders against the Act regulating Tanners, Curriers, &c. in Case,	247
One Justice to grant a Warrant for holding a Town-Meeting for the ordering a Rate to reimburse Town-Treasurers, in Case,	262
A Justice may certify that Persons have complied with the Act for preventing clandestine Transportation,	263
Fine of Moderators, for not putting a Vote on Request of Seven Freemen, to be recovered before Two Justices,	264
The eldest Justice to grant a Warrant to warn the Freemen to chuse a Town-Clerk, in Case,	(265)
Courts of Justice to try Offences against the Act for preventing Trespasses,	266
Any Justice may grant a Warrant for levying the Fine on Persons appointed to watch, in Case,	269
Any	

	<i>Page.</i>
Any Justices Certificate that a Person hath killed a Wolfe, &c. sufficient Warrant to the General-Treasurer to pay the Premium,	272

## K

## L

<b>LAMPS,</b> Act to prevent the breaking thereof,	162
<b>LANDS,</b> [See <i>Estates Real.</i> ]	
<b>LANDS given to Charitable Uses,</b> [See <i>Charitable Uses.</i> ]	
<b>LANDS mortgaged to the Colony,</b> Sheriff after levying Execution to set up Notifications, &c.	163
Equity of Redemption foreclosed, ( <i>ibid.</i> )	
Unimproved, not owned in the Colony, to be sold for Rates, [See <i>Rates and Taxes.</i> ]	
<b>LAWS,</b> Laws of the Colony, Courts to be governed thereby, and by the Statutes of Parliament introduced,	55

	<i>Page.</i>
Where there is no Law of the Colony, the Laws of <i>England</i> to be in Force, [See <i>Acts of Assembly.</i> ]	56
<b>BY-LAWS,</b> [See <i>Town s.</i> ]	

<b>LAWFUL-MONEY,</b> Of the Colony to be Silver and Gold only, &c. &c.	165
---	-----

<b>LAWSUITS,</b> [See <i>Actions.</i> ]	
Act to prevent vexatious Law-suits,	(268)
<b>LAWYERS,</b> [See <i>Attornies.</i> ]	

<b>LEATHER,</b> [See <i>Tanners and Curriers.</i> ]	
--	--

<b>LESSEES and LESSORS,</b> Lessees of Ferries to give Bond,	(111)
---	-------

<b>LETTERS PUBLIC,</b> [See <i>Public Letters.</i> ]	
---	--

<b>LICENSES,</b> Town-Councils to grant Licenses, &c.	169
--	-----

<b>LIGHT-HOUSE,</b> Regulated, &c.	170
---------------------------------------	-----

<b>LIMITATION,</b> Of Actions Real,	208
--	-----

<b>LOTTERIES,</b>	172
Directors thereof may sue and be sued at Special Courts,	55
Penalty for Persons setting up Lotteries without Leave, &c.	172
And for Persons buying Tickets in such Lotteries,	<i>ibid.</i>

<b>M</b>	
<b>MAGISTRATES,</b> To deface counterfeit Bills, &c.	35
<b>MANSLAUGHTER,</b> [See Crimes]	61
<b>MARRIAGE,</b> Act to Prevent clandestine Marriages, Who may marry Persons, &c. Marriages to be recorded,	172 175
<b>MASTERS and SERVANTS,</b> Masters to pay the Charge of Inquest, if of Ability, Putting away Ined Servants without Cause, Penalty therefor, Liable, &c. for their Servants breaking the Act for the Preservation of Oysters,	32 176 200
<b>MASTERS of VESSELS,</b> Importing Foreigners to give Bond, Penalty for Neglect thereof, [See Shipping] Having on Board any Persons sick of the Small-Pox, &c. not to come within One Mile of any Ferry, Pier, or Landing-Place, To stop the Wages of Sailors having had the Small-Pox, until the Charge thereof is paid, Not to transport Persons out of the Colony without Certificate,	131 <i>ibid.</i> <i>ibid.</i> 235 238 265
<b>MILITIA,</b> Who are exempted from bearing Arms, Persons of Tender Consciences to	179-189 <i>ibid.</i>

appear on Alarms without Arms, &c.	183, 248
<b>MILLS,</b> Water-Mills regulated, Toleration Harris's Mill exempted from the Law regulating Mills,	190 193
<b>MILLERS,</b> Regulated in their taking Toll,	(193)
<b>MINISTERS,</b> May marry Persons, &c. [See Marriage] Fee for marrying Persons, &c. Their Maintenance regulated, &c.	172 194
<b>MODERATORS,</b> Receiving any challenged Vote, &c. to be fined, To administer Oath to Persons suspected of giving or receiving fraudulent Deeds to qualify them to vote, Receiving challenged Votes for General Officers, to be fined, The Moderator and no other Person to receive the Proxies at the Election of Officers, To put a Vote on Request of Seven Freemen at Town-Meetings, To act as Justices during a Town-Meeting,	79 80 82 84 264 <i>ibid.</i>
<b>MONEY,</b> [See Lawful-Money.] [See also Bills of Credit.]	
<b>MORTGAGES,</b> To be discharged in the Margin of	

of the Record, &c.	69
If refused, &c. Remedy given, [ <i>ibid.</i> ]	
To be first paid out of the Sale of Real Estates,	156
Lands mortgaged to the Colony how to be proceeded with, &c. [See Lands mortgaged to the Colony.]	
Lawful-Money Act not extended to Mortgages due to the Colony,	168
<b>MULATTOES,</b> Mulatto Slaves, Servants and Mulatto House-Keepers subjected to the same Regulations as Indian, &c. [See Indians.] Mulatto Slaves not to be carried out of the Colony, Owners of Slaves carried off to recover double Damages, How to be manumitted, Not to be transported over a Ferry without a Certificate, Mulatto Servants, [See Servants.]	177 <i>ibid.</i> 234 <i>ibid.</i>
<b>MURDER,</b> [See Crimes]	61
<b>N</b>	
<b>NAVAL-OFFICER,</b> To receive the Duty on foreign Shipping, To receive the Pay for Shots fired at Vessels, &c. His Fees, &c. To take Bonds of Masters of Vessels	77 <i>ibid.</i> 104, 105

fels importing Foreigners, To appoint a Keeper of the Light-House, To demand the Light-Money before Clearance, &c. To supply the Light-House, To be appointed by the Governor, To take Care that the Laws relating to Navigation or Commerce be duly observed, Not to clear out an infected Vessel till the hath been examined, &c. To keep a fair Register of the Copies of Certificates, and Names of Masters of Vessels, &c. which carry Persons out of the Colony, His Fee for said Register, &c.	131 170 171 <i>ibid.</i> (195) <i>ibid.</i> 236 <i>ibid.</i> 265
<b>NEAT CATTLE,</b> [See Cattle Neat.]	
<b>NEGROES;</b> [See Indians, &c. 150, 151] Negroes not to be carried out of the Colony, &c. Owners thereof in that Case to recover double Damages, A Negro attempting a Rape on a White Woman, how to be punished, The Method of manumitting Negroes, Negroes not to be transported over a Ferry without Certificate, [See also Servants.]	177 <i>ibid.</i> 195 234 <i>ibid.</i>
<b>NOTARY-PUBLIC,</b> His Fees, Appointed in Newport and Providence,	99 196

Notes

	Page.
<b>NOTES and BONDS,</b> [See Bonds.]	
<b>NOTIFICATIONS,</b>	
To be set up Three Months before the Sale of Real Estates of Persons not appearing, &c.	13
To be set up when Creatures are taken Damage-Fesant,	89
To be set up by Pound-Keepers, in Case,	146, 147
Sheriff after levying Execution on Lands mortgaged to the Colony to set up Notifications,	163
<b>OATH,</b>	
Of Allegiance and Abjuration to be tendered to Suspected Persons,	6
Form of a Freeman's Oath,	24
Of Grand Jurors,	58
Of Petit Jurors in civil Causes, <i>ibid.</i>	
In Criminal,	
Of Persons suspected to have received fraudulent Deeds to qualify them to vote,	80
Of him who gave the Deed,	81
Of General Officers,	85
Of Deputies,	86
Of Town Officers,	88
Of Justices of the Peace,	161
Of Military Officers,	18
To be administered to Persons upon their exhibiting Lists of their	

	Page.
rateable Estates,	220
Of the Engagement to be made by Persons against whose Conscience it is to bear Arms in order to their being excused therefrom,	248
<b>OFFICERS,</b>	
Their Fees to be paid down,	59
Extorting unlawful Fees, how to be punished,	62
No Person to exercise an Office without being authorized,	64
Officers not to be obstructed, &c. ( <i>ibid.</i> )	
Neglecting their Duty in the Execution of the Act against Curfing and Swearing to be fined,	(67)
To endorse their travelling Fees,	(102)
Not to detain Fines, &c.	111
Detaining Fines how to be proceeded with,	112
Officers appointed to have the Charge of Ladders,	115
Their Power, <i>ibid.</i>	
Keeper of the Grand-Committee's Office to receive the Money arising on the Sale of Land mortgaged to the Colony,	163
<b>OFFICERS GENERAL,</b> [See Election of Officers.]	
General Officers not to be arrested, but summoned,	137
<b>OFFICERS MILITARY,</b> (See Militia.)	
<b>OFFICER NAVAL,</b> (See Naval Officer.)	

Officers

	Page.
<b>OFFICERS, Town-Officers,</b> [See Election of Town-Officers.]	
<b>OVERSEERS of the POOR,</b>	
On their Complaint, a Justice or Warden to grant a Warrant in Case of Bastardy,	17
When to be chosen,	87
Refusing to serve, their Fine, <i>ibid.</i>	
Their Power to bind out idle or indigent Persons,	197
Overseers of the Poor to bring Actions against Parents, &c. not supporting their Children, &c. ( <i>ibid.</i> )	(201)
<b>OVERSEERS of the Poor in Newport,</b>	
Their Power as to idle Persons,	(197)
<b>OVERSEERS of the Work-House in Newport,</b>	
Their Power,	198
Persons getting into the Work-House without Leave, Penalty therefor,	199
<b>OVERSEERS of the Work-House in Providence,</b> [See Alms-House and Work-House in Providence.]	(9)
<b>OYSTERS,</b> Act for their Preservation,	200
<b>P</b>	
<b>PACKER, Town-Packer,</b> Of Beef and Pork, when to be chosen,	87
<b>PARENTS,</b>	
To pay the Charge of Inquest if of Ability,	32
Liab. &c. for their Children breaking the Act for the Preservation of Oysters,	200
To support their Children, in Case,	201
<b>PAVEMENTS,</b>	
Loaded Carts, &c. not to go on the Pavement in Queen-Street in Newport,	202
Tenants to pay the Charge of paving Streets in Newport, &c. ( <i>ibid.</i> )	
<b>PEDLARS,</b> Act to prevent Pedling,	203
<b>PENALTIES,</b> [See Fines.]	
<b>PENSIONERS,</b> Persons disabled in the Colony's Service to be maintained at the Charge of the Colony,	204
<b>PETITIONS to Assembly,</b> How to be preferred, &c.	204
<b>PLANK,</b> The measuring thereof regulated,	(30)
<b>PLEAS and Pleadings,</b> Pleas may be removed to the Superior from the Inferior Court, ( <i>ibid.</i> )	(49)
No dilatory Pleas to be admitted by the Court of Justices in Case of Suit for the Fines of Surveyors of Highways,	143
No Plea to be made but only to Issue, by the Sheriff when sued	

for not paying the Money, &c. arising on Sale of Land mortgaged to the Colony,	Page. 164
<b>POLYGAMY,</b> [See <i>Adultery.</i> ]	
<b>POOR,</b> [See <i>Overseers of the Poor.</i> ]	
[See also <i>Settlement and Removal.</i> ]	
<b>POSSESSIONS</b> quieted, in <i>Bristol, Tiverton, Little-Compton, Warren, and Cumberland,</i>	207
[See <i>Grants confirmed.</i> ]	138
<b>POUNDS,</b>	
Horses going at large in <i>Newport,</i> to be impounded, &c.	146
Horses and Sheep, going at large in <i>Providence,</i> to be impounded, &c.	147
[See <i>Impounding Cattle, &amp;c.</i> ]	
Pounds to be erected, &c. in every Town.	210
<b>ROUND-KEEPERS,</b>	
When to be chosen,	87
How to proceed upon impounding Horses, &c.	146
To sell Creatures by Public Outcry, in Case,	148
Their Fees therefor,	<i>ibid.</i>
Their Duty, and Fees for impounding,	<i>ibid.</i>
<b>POWDER, Gun-Powder,</b>	
[See <i>Powder-House.</i> ]	
<b>POWDER-HOUSE,</b>	
Gun-Powder to be carried to the Powder-House in <i>Newport,</i> &c.	(116)
Guns not to be fired near the	

Powder-House,	Page. 117
<b>PRISONERS for Debt,</b>	
Poor Prisoners on <i>Moses Procefs</i> relieved,	211
Prisoners for Debt, Act for their Ease,	<i>ibid.</i>
<b>PRISONERS of War,</b>	
Their Allowance, &c.	212
Act for their Exchange, &c.	213
<b>PRIVATEERS,</b>	
Commanders of Privateers not to carry off Slaves,	177
Act regulating the granting Commissions to Private Men of War, &c.	214
<b>PRIVILEGES and RIGHTS</b> of the Subject,	
[See <i>Rights and Privileges.</i> ]	
<b>PROBATE of WILLS,</b> &c.	214
Fees therefor,	98
<b>PUBLIC LETTERS,</b>	
To be registred by the Secretary,	(219)
<b>PUNISHMENT,</b>	
For Disaffection to his Majesty's Person, &c.	7
For making and uttering counterfeit Bills, &c.	13
For counterfeiting and cutting Coins,	36
For High-Treason, &c.	61
For Burglary,	<i>ibid.</i>
For Robbery,	<i>ibid.</i>
For Sodomy and Buggery,	<i>ibid.</i>
For cutting out Tongues, &c.	62
For Stealing,	<i>ibid.</i>
For Forgery,	63
For	

For Children and Servants disobeying their Parents, &c.	Page. 65
For Drunkenness,	<i>ibid.</i>
For Cursing and Swearing,	66
For making, &c. Fraudulent Deeds to qualify Voters,	80
For Stealing, &c. in Time of Fires,	114
For Free Negroes, &c. entertaining Negro, &c. Slaves and Servants,	(152)
For Servants quitting their Masters Service without Cause,	177
For Negroes attempting Rapes on White Women,	195
For willfully spreading the Small-Pox,	240
[See <i>Fines and Forfeitures.</i> ]	
<b>Q</b>	
<b>R</b>	
<b>RAPES,</b>	
Punishment of a Negro attempting to commit a Rape on a White Woman,	195
The injured Woman to have an Action for Damages,	<i>ibid.</i>
<b>RATES and TAXES,</b>	
Regulated,	219

<b>RATE-MAKERS,</b> [See <i>Assessors.</i> ]	Page.
<b>RECOVERIES and FINES,</b> [See <i>Fines and Recoveries.</i> ]	
<b>REDEMPTION,</b>	
Three Months allowed for the Redemption of Real Estates, after Execution levied,	13
Equity of Redemption foreclosed in Lands mortgaged to the Colony,	163
<b>REPLEVIN,</b>	
Method of Replevying,	140
Form of the Writ,	<i>ibid.</i>
<b>REVIEWING,</b>	
Act granting Reviews of Real and Personal Actions,	224
<b>RIDING EXCESSIVE,</b>	
How punished, &c.	225
<b>RIGHTS and PRIVILEGES,</b>	
Of the Subjects declared and asserted,	226, 227
<b>RIOTS,</b> [See <i>Crimes,</i> ]	63
<b>ROBBERY,</b> [See <i>Crimes,</i> ]	61
<b>S</b>	
<b>SEAL of the COLONY,</b>	
The Form and Motto thereof,	31
	<i>Sealers</i>

	Page.
<b>SEALERS and SEARCHERS of Letters</b> [See <i>Tanners Curriers, &amp;c.</i> ]	
<b>SEALERS of Weights &amp; Measures.</b> When to be choien, &c.	87
<b>SECRETARY.</b>	
To record all Acts and Orders of Assembly, and	
To get printed and send forth Copies of all Public Laws,	5
Penalty for neglect therein, <i>ibid.</i>	
To report to the Assembly his Agreement with the Printer,	6
To enroll Freemen, &c.	78
His Fees,	74
To issue Execution against delinquent Members of Assembly; and to keep an Account of the Non-Attendance of the Members of the Upper House, &c.	(136)
To take Bond of Persons importing Indian Slaves, &c.	150
His Fee for such Bond and Entry,	(151)
Shall be a Notary Public, and is authorized to act as Notary Public in all Parts of the Colony except in the County of <i>Providence</i> ,	196
Petitions to be lodged and Bond given, &c. in the Secretary's Office,	205
And thereon the Secretary to issue Citation, &c.	<i>ibid.</i>
To grant Execution for Costs on Petitions,	206
His Fees thereon, <i>ibid.</i>	
To take Bond of Masters and Owners of Flags of Truce, and	213
And of Masters of Privateers, &c.	(214)
To register all Public Letters, &c.	(219)
To send a Copy of the Act to the Town-Clerk of each Town in the Colony, when a Colony Tax is ordered,	<i>ibid.</i>
His Power to appoint a Deputy, and his Deputy's Power,	228
<b>SECURITIES and Contracts,</b>	
To be in Lawful Money,	166
For Bills of the Old Tenor how to be discharged,	169
<b>SERVANTS,</b>	
Disobeying their Masters, how to be punished,	65
Indian, &c. Servants, [See <i>Indians</i> , 150, 151, 152]	
Hired Servants not to be put away without Cause,	176
Hired Servants quitting their Service, &c. to be imprisoned,	177
Penalty for retaining hired Servants,	<i>ibid.</i>
<b>SETTLEMENT and Removal,</b> 228	
How Persons shall gain a Settlement, in any Town in this Colony,	<i>ibid.</i>
<b>SHEEP,</b>	
When taken Damage seafant how to be proceeded with,	89
Going at large in <i>Providence</i> ; to be impounded and sold, in Case,	147
[See <i>Horses</i> ]	
<b>SHERIFFS,</b>	
To carry printed Acts to the Assembly,	175
To arrest the Body on a Writ of Arrest,	12
To set up Notifications Three Months	K

	Page.
Months before Real Estates on which Execution is levied, &c. be exposed to Sale,	18
To set forth the Time of the Day in the Return of Writs of Attachment,	14
Form of the Deed of Real Estates to be given by the Sheriff,	15
To take good Bail in Civil Actions, &c.	16
Sheriff of the County to apprehend a Person accused of Bastardy of the same County, &c.	18
To levy Warrants of Distress on Jurors refusing to serve.	32
To seize, &c. the Estate of Persons accused of counterfeiting Bills of Credit, &c. and absconding, and to set up Notifications,	35
To fill up the Grand Jury <i>de Talibus Circumstantibus</i> ,	44
To be appointed annually One for each County,	46
Town-Sergeants to act as Sheriffs, in Case,	<i>ibid.</i>
To fill up the Petit-Jury in the Inferior Court, <i>de Talibus Circumstantibus</i> ,	48
And in the Superior Court,	50
May sue and be sued at Special Courts,	54
May sue their Deputies at Special Courts,	<i>ibid.</i>
To be appointed by the Inferior and Superior Courts in Case,	(59)
To sell Thieves who have not Money sufficient to pay the Judgment of Court,	62
To seize upon any Person cursing and swearing in their Presence, &c.	66
On attaching Real Estate, to give Notice in Writing to the Town-	K
Clerk, &c.	68
May appoint Special Deputies, 73	
Liabie for their Deputies, <i>ibid.</i>	
Actions to be brought against them or their Deputies,	74
Sheriffs Fees,	97, 102
To endorse their travelling Fees,	(102)
To impannel a Jury of Inquest upon Complaint of Forcible Entry,	128
To execute his Warrant for impannelling the Jury,	129
Their Fees for collecting the Fines of exempted Persons drawn as Jurors and not making Discovery of their Exemption,	159
Their Fees for collecting the Fines arising on a <i>Venire Facias</i> and Tales Men,	160
After having levied Execution on Land mortgaged to the Colony to set up Notifications,	163
To sell the Land no Person appearing to redeem it; and	
Pay the Money into the Grand-Committee's Office,	<i>ibid.</i>
Overplus to be restored,	<i>ibid.</i>
Form of the Deed to be by him given,	164
To sell Negroes convicted of attempting Rapes, &c.	195
Their Commissions thereon, <i>ibid.</i>	
Out of such Sales to pay Costs of Prosecution, &c.	<i>ibid.</i>
Sheriffs or their Deputies to cite, &c. the adverse Party with the Copy of a Petition, &c.	205
Empowered to discharge Prisoners for Debt, in Case,	211
May enlarge Prisoners for Debt, &c. upon giving Bond,	<i>ibid.</i>
To assign over Bonds, on Escape of Prisoners, &c.	212
To	To

	Page.		Page.
To take Bail on Writs of Review,	(225)	Governor, &c. may impress Ships in Cafe,	189
How to serve them,	<i>ibid.</i>	Prizes taken by such Ships. to be divided among the Captors &c.	<i>ibid.</i>
To give Bond upon their Admission to Office,	232	<b>SIGNS,</b>	
Neither Sheriffs nor their Deputies to sit as Members of the General Assembly,	233	Not to be erected by Persons not having a License. &c.	203
<b>SHINGLES,</b>		Ferry-Houses excepted,	<i>ibid.</i>
Their Assize, &c.	30	<b>SLAVES,</b>	
<b>SHIPPING,</b>		Indian Slaves, [See <i>Indians</i> .]	
Duty on foreign Shipping,	77	Negro Slaves, [See <i>Negroes</i> .]	
Vessels to be hailed by the Fort, &c.	<i>ibid.</i>	Mulatto Slaves, [See <i>Mulattoes</i> .]	
Not to sail out of the Harbour without a Certificate to the Fort, <i>ibid.</i>		The Method of manumitting Slaves,	234
Masters of Vessels importing Foreigners to give Bond in the Naval Office, &c.	131	Act to prevent Slaves from running away	<i>ibid.</i>
And unless they give Bond any Justice to require them to transport such Persons out of the Colony; and in Cafe of Refusal to commit them to Gaol,	132	<b>SLIT-WORK,</b>	
Masters of Vessels to make Report of Slaves imported, into the Secretary's Office, on Penalty,	151	The measuring thereof regulated,	(30)
To pay Light-Money,	171	<b>SMALL-POX,</b>	
Coasters excepted,	<i>ibid.</i>	Act for preventing the spreading thereof,	235
Anchoring in the Harbour of Newport, &c. to pay Light-Money, &c.	<i>ibid.</i>	<b>SODOMY or BUGGERY,</b>	
Commanders of Privateers not to carry off Slaves,	177	[See <i>Crimes</i> ,]	61]
When a Master of a Vessel shall be deemed to have Knowledge of a Slave's being carried off,	<i>ibid.</i>	<b>SPECIAL COURTS,</b>	
Masters of Vessels hindering Owners of Slaves from going on board to be judged knowing to Slaves being carried off,	178	[See <i>Courts Special</i> .]	
		<b>SPORTS, &amp;c.</b>	
		Prohibited on the First Day of the Week,	241
		<b>STAGE-PLAYS,</b>	242
		Special Courts to try Persons for Breach of the Act to prevent Stage-Plays, &c.	55
		Act to prevent Stage-Plays,	242

	Page.		Page.
<b>STATUTES of Great-Britain,</b>		<b>T</b>	
Introduced,	55	<b>TANNERS, Carriers &amp; Cordwainers,</b>	
<b>STEALING,</b> [See <i>Crimes</i> .]	62]	Act regulating them,	244
[See also <i>Theft</i> .]		Tanners and Carriers in Newport, may keep Dogs,	75
<b>STOCKS,</b>		<b>TAVERN-KEEPERS, &amp;c.</b>	
Persons convicted of Drunkenness to be set in the Stocks, in Cafe,	(65)	Not to sell strong Liquors to common Tipplers,	76
Persons not paying the Penalty for swearing, to be set in the Stocks,	(66)	To Account with the Collectors of Excise,	91
A Pair of Stocks or Cage to be erected, &c. in every Town,	210	To give Bond to the Town-Council to pay Excise, &c.	92
<b>STRANGERS,</b>		Refusing to give Account of Liquors, &c. how to be punished,	<i>ibid.</i>
To be assessed,	243	Not to suffer Gaming, &c.	132
[See <i>Assessors</i> .]		To give Bond to keep orderly Houses,	170
<b>SUPERIOR COURT,</b>		Their Licenses to be taken away in Cafe,	<i>ibid.</i>
[See <i>Court Superior</i> .]		Not to entertain Strangers above a Week, without notifying the Town-Council, &c.	232
<b>SURVEYORS of BOARDS,</b>		<b>TAXES and RATES,</b>	
To be annually chosen in each Town, where Boards, &c. are usually imported, &c.	30	[See <i>Rates and Taxes</i> .]	
Their Fees for surveying,	<i>ibid.</i>	<b>TENANTS,</b>	
<b>SURVEYORS of HIGHWAYS,</b>		To pay the Charge of paving the Streets in Newport, in Cafe,	202
When to be chosen,	87	<b>TENDER CONSCIENCES,</b>	
To warn Persons to work on Highways, &c.		Relieved from the Burthen of military Duty,	248
[See <i>Highways</i> ,]	142, 143]	[See <i>Militia</i> .]	
Their Power as to paving the Streets in Newport,	202	<b>THEFT,</b>	
May take Trees, &c. necessary for doing any Thing in and about their Duty, notwithstanding the Act for preventing Trespasses,	(267)	Persons guilty of Theft, not exceeding Ten Pounds, how to be proceeded against,	41, 42
		[See <i>Crimes</i> ,]	62]
		Theft, &c. committed in Time of Fire in Newport, to be punished with	<i>ibid.</i>

	Page.
with Seventy,	114
Theft, &c. in Providence in Time of Fires, to receive a like severe Punishment,	119
<b>TIMBER,</b>	
The measuring thereof regulated,	(30)
<b>TOWNS,</b>	
To elect the Number of Deputies stated in the Charter,	86
To chuse their Officers,	
[See Election of Town-Officers, 87]	
Neglecting to chuse Assessors of Rates, their Fines,	88
Compact Part of the Town of Providence ascertained	117
To chuse Corders of Wood,	120
To have Two Thirds of the Fines for Breach of the Gaming Act,	(133)
To have half of the Fine for selling by any other Gauge than Gunter,	134
Purchases by the Towns of Newport, Providence, &c. confirmed,	(138)
Towns how to divide Commons,	(139)
To make Acts, &c. for their prudential Affairs,	<i>ibid.</i>
To pay Cost where Highways have been laid, and a Jury hath altered, &c. the Doings of the Town-Council,	141
Compact Part of the Town of Newport,	144
To chuse Viewers of Hoops in Case, Their Part of Fines on forfeited Hoops, &c. [See Hoops, 145]	
One half of the Fine for suffering Horſes to go at large in Newport,	

	Page.
to be for the Town's Use,	146
Wages accruing by putting out Indians, &c. for entertaining Indians, &c. to go to the Town,	152
Towns, returning exempted Persons to serve as Jurors, their Fine,	(159)
To be paid One Half the Fines of Persons neglecting to record Marriages, Births and Burials,	(176)
To be paid One Half the Penalty of Owners of Mills neglecting to keep Waste-Gates open, &c.	(192)
To receive One Half the Fine on Millers taking more than legal Toll,	193
Town of Newport to receive the Fines for Persons getting into the Work-House, also of Persons entertaining such as leave the Work-House without License,	(199)
Towns to erect Poands, Stocks or Cages,	210
Town's Fine for not assessing and collecting a Rate,	223
Town Rates to be levied in the same Manner as the Colony Rate,	<i>ibid.</i>
Towns aggrieved at an Order of the Council respecting the Removal of Poor Persons may appeal, &c.	230
To have One Half the Fine of Town-Sergeants and Constables for neglecting to execute an Order of Council respecting the Removal of Poor Persons,	231
To receive Fines of Persons keeping up Signs without License,	(233)
	19

	Page.
To chuse Searchers and Sealers of Leather at their Town Elections,	248
To chuse Persons for a Town-Council,	261
Empowered to make Rates,	264
To receive the Fines for Moderators neglecting their Duty, <i>ibid.</i>	
To chuse a Vendue-Master annually,	267
To receive the Fines of Persons assuming the Office of Vendue-Masters, &c.	268
Compact Part of the Town of Providence, may tax the Inhabitants to defray the Charge of a Civil Watch,	270
Compact Part of the Town of Newport, as to watching in Time of Peace, ascertained,	<i>ibid.</i>
Town of Newport empowered to make a Rate to defray the Charge of watching in Time of War,	271
<b>TOWNS incorporated,</b>	249
<b>TOWN-CLERKS,</b>	
To keep a List of Persons admitted free, and send a Copy thereof to the General Election,	24
To record Deeds, &c. of Houses and Lands lying in their respective Towns,	67
To receive, &c. the Notifications of the Sheriff, when Real Estate is attached, &c.	68
To send a Roll or List of all Freemen admitted to the General Assembly, &c.	98
[See Election of Officers, &c. <i>ibid.</i> ]	
When to be chosen,	87
How to proceed in Case of Elfrays,	
and their Fees therein,	89
Fees,	99
Where the Land lies, to record Fines and Recoveries,	112
To carry the Jury-Box to the Town-Meetings, and make Return of Jurors, &c.	158
To register Certificates of Marriages, &c.	176
To sue for Fines for Persons neglecting to have the Certificates of their Marriages, and the Births and Burials of their Children recorded,	<i>ibid.</i>
Their Duty as to Rates,	219
Their Fees for Copying Rate-Bills,	(223)
To be Clerks of the Town-Council,	262
To recover the Fine of Moderators for not putting a Vote, &c.	(264)
In Case a Town Clerk dies, how another is to be chosen,	265
<b>TOWN-COUNCILS,</b>	
To regulate the Assize of Bread,	(23)
Their Power to enquire into the Application of Lands, &c. given to Charitable Uses,	28
[See Charitable Uses]	
May make By-Laws concerning Dogs,	75
To poll, &c. common Drunkards,	(76)
When to be elected,	87, 261
In Newport and Middletown, to appoint Collectors of the Excise, &c.	91
Their Fees for Probate of Wills,	(98)
Fines for Disobedience, &c. of Firewards,	

	Page.
Firewards, &c. to be distributed by the Town-Councils, &c. [See <i>Fires</i> in <i>Newport</i> and <i>Providence</i> .]	
Town-Councils to take Bonds of Tavern-keepers, &c. for their Compliance with the Gaming Act.	133
Their Power as to Highways,	140
To put out to Service Indians, &c. entertaining Servants,	152
Their Power as to insolvent Estates,	(155)
To make an annual List of Jurors, &c.	158
Their Power to grant Licenses &c.	169
Their Power relating to Oysters,	(200)
To take the Case of Pensioners in their respective Towns,	204
To finish Distribution of Intestate Estates, in <i>Bristol</i> , &c. in the same manner as if such Towns had remained in the <i>Massachusetts-Bay</i> ,	210
Empowered to act as Judge of Probate in their respective Towns,	214
Their Power as to Settlement and Removal,	
[See <i>Settlement and Removal</i> .]	
Their Power to bind out Poor Children,	232
To recover the Fine of Persons erecting Signs without License,	(233)
Their Power and Duty as to the Small-Pox. [See <i>Small-Pox</i> .]	
Empowered to have the Care of Persons <i>non compos Mentis</i> , &c. and of their Estates,	263
To appoint Guardians, &c.	<i>ibid.</i>
To settle civil Watches,	269

## TOWN-DEBTS,

How to be recovered, 262

## TOWN-OFFICERS,

[See *Election of Town-Officers*.]

## TOWN-MEETINGS,

Regulated,  
 Act against cursing and swearing to be read in Town Meeting annually, 67  
 For choosing Deputies and Proxies, when to be held, 83  
 To be called to choose a Deputy upon any Deputy's refusing to serve, 82  
 Their Proceedings regulated, 264

## TOWN-SERGEANTS,

To arrest the Body in a Writ of Arrest, 12  
 To attach and sell Real Estate, in Case, 14  
 To set forth the Time of Day in the Return of Writs, and to follow the Regulations in Attachments, *ibid.*

[See *Sheriff*.]

To serve Warrants granted in Case of Bastardy, 17  
 To receive Persons accused thereof, 18  
 To act as Sheriffs in Case, 46  
 To seize Persons cursing and swearing in their Presence, 66  
 When to be chosen, &c. 87  
 Refusing to serve, their Fine, *ibid.*  
 To give Bond, &c. 88  
 Their Fees, 99  
 To endorse their travelling Fees, (102)  
 To apprehend Masters of Vessels importing Foreigners, in Case, (112)  
 Their

Their Duty as to Jurors, and their Fees, 158  
 To remove Persons upon an Order of the Town-Council, &c. [See *Settlement and Removal*.]

## TOWN-TREASURER,

When to be chosen, 87  
 To receive of Town-Clerks all Monies by them received for Estrays, 90  
 To receive the Fine for Persons refusing to assist those who have the Charge of Fire Hooks and Ladders, 115  
 To receive the Fine for Persons not being provided with Buckets and Ladders, &c. *ibid.*  
 To be paid the Fine of Persons neglecting to use their Buckets, &c. in Case of Fire, 116  
 To pay the Order of the Town-Council to the Owners of Buckets lost or damaged at Fires, *ibid.*  
 Fine for not conveying Powder to the Powder-Houle, to be paid into the Town-Treasury, *ibid.*  
 Fine for setting Seines, &c. at Point Judith, 122  
 In *Easton's Pond*, 123  
 In *Kekemuck River*, *ibid.*  
 In *Powassuck* and *Pusotuxet Rivers*, 125  
 One Half thereof to be paid into the Town-Treasury, *ibid.*  
 Fine for making Weirs across fresh Rivers, &c. and fishing therein on prohibited Days. One Half thereof to be paid into the Town-Treasury, 226, 227  
 Fine for refusing Aid in Case of forcible Entry, to be paid into the Town-Treasury, 128

Bond to be given to the Town-Treasurer by Masters of Vessels importing Foreigners, in Case, (132)  
 Town-Treasurer to pay Damages for laying Highways, in Case, (141)  
 Money arising on the Sale of inconvenient Highways, to be paid into the Town-Treasury, (142)  
 To sue for the Fine of Surveyors of Highways neglecting their Duty, 143  
 To cause Horses impounded to be sold in Case, 146  
 Sales thereof after Costs and Damages are paid to be put into the Town-Treasury, *ibid.*  
 Proviso, *ibid.*  
 To cause Horses and Sheep impounded in *Providence*, to be sold, 147  
 And the Sales thereof, after Costs and Damages paid, to be put into the Town-Treasury, *ibid.*  
 Proviso, *ibid.*  
 Fines of Persons exempted, drawn as Jurors, &c. and not discovering that they are exempted, to be put into the Town-Treasury, 159  
 Fines of Persons returned on a *Writ Facias*, &c. as Taxes Met to be put into the Town-Treasury, 160  
 Fine for breaking Lamps, to be paid One Half thereof into the Town-Treasury, 162  
 Money for Licenses to be paid into the Town-Treasury, 169  
 One Half the Fine for selling Liquors, &c. without License to be paid into the Town-Treasury,



	Page.		Page.
ry,	169	<b>TREASON,</b>	
Town-Treasurers to recover the Fines of Clerks of the Militia refusing to serve,	181	High-Treason, Petit-Treason, [See <i>Crimes.</i>	61]
Fines collected by Clerks of the Militia to be paid into the Town-Treasury,	183	<b>TRESPASSES,</b>	
Town-Treasurer to sue for Fines not paid into the Town-Treasury, at the Inferior Court, in Case,	184	Act for preventing thereof,	266
To sue for the Fine of Clerks refusing to execute their Captains Warrant,	<i>ibid.</i>	<b>TREASURER GENERAL,</b>	
To sue for the Fines of delinquent Commission Officers, &c.	<i>ibid.</i>	[See <i>General Treasurer.</i> ]	
To sue for Fines of Persons not appearing on Alarms, &c.	185	<b>TREASURER, Town-Treasurer,</b>	
[See <i>Militia.</i> ]		[See <i>Town Treasurer.</i> ]	
To recover the Fine for driving loaded Carts, &c. on the Pavement in Queen-Street, in Newport,	202	<b>TREASURY GENERAL,</b>	
How to proceed with Regard to Rates and Taxes,		[See <i>General Treasurer.</i> ]	
[See <i>Rates and Taxes.</i> ]		<b>TREASURY Town-Treasury,</b>	
To sue for the Fines of Town-Sergeants and Constables neglecting to put Orders for Removal in Execution,	231	[See <i>Town-Treasurer.</i> ]	
To take Bonds of Persons manumitting Slaves,	234		
To sue Assessors for not assessing Strangers,	244	<b>U</b>	
To sue for the Fine of Persons assuming the Office of Vendue-Master,	268	<b>USES charitable,</b>	
		[See <i>Charitable Uses.</i> ]	
<b>TRANSPORTATION clandestine,</b>		<b>V</b>	
No Person to be transported out of the Colony without Certificate,	(265)	<b>VENDUE MASTERS,</b>	
		May sue and be sued at Special Courts,	53
		To be chosen annually in each Town, and to give Bond, &c.	87, 267
		Their Duty and Fees,	268
		<b>VEXATIOUS LAWSUITS,</b>	
		[See <i>Lawsuits.</i> ]	
		<b>VIEWERS of FENCES,</b>	
		[See	

	Page.		Page.
[See <i>Fence-Viewers.</i> ]		<b>WILLS</b>	
<b>VIEWERS of HOOPS,</b>		Fees for Probate thereof,	98
To be chosen annually in such Towns where Hoops are usually sold or exported,	145	How to be proved, &c.	
Empowered to condemn and sell Hoops not of a sufficient Length and Size, &c.	<i>ibid.</i>	[See <i>Probate of Wills,</i>	214]
To prosecute Persons shipping Hoops without being surveyed,	<i>ibid.</i>	<b>WITNESSES,</b>	
Their Fees,	146	To be paid by the Persons who summoned them when the evidence is frivolous,	60
		Two Witnesses necessary to convict a Person of cursing, &c. except, &c.	66
<b>VOTES, PROXY VOTES,</b>		Witnesses to Deeds, &c. in Case the Grantor dies, their Oaths equivalent to the Parties Acknowledgment,	68
[See <i>Election.</i> ]		Coming from other Governments to give Evidence, protected from Arrests,	272
<b>W</b>		<b>WOLVES, &amp;c.</b>	
<b>WARDENS,</b> [See <i>Justices</i> ]		Act for destroying Wolves, Bears, and Wild-Cats,	273
<b>WATCHES, CIVIL,</b>		<b>WOOD, Fire-Wood,</b>	
Appointed, settled and regulated,	(269)	[See <i>Fire-Wood.</i> ]	
<b>WATCHES, MILITARY,</b>		<b>WOODS, Firing of Woods,</b>	
Established and regulated,	270	[See <i>Firing of Woods.</i> ]	
<b>WATCHMEN,</b>		[See also <i>Trespasses.</i> ]	
To take up Indian, &c. Servants or Slaves, out after Nine o'Clock at Night,	152	<b>WORK-HOUSE in Newport,</b>	
[See also <i>Watches Civil, and Watches Military.</i> ]		[See <i>Overseers of the Work-House in Newport,</i>	197]
<b>WIDOWS,</b>		<b>WORK-HOUSE in Providence,</b>	
Not to be barred of Dower, unless they join in the Sale of Estates, &c.	69	[See <i>Alms-House and Work-House in Providence,</i>	8]
Apparel, &c. saved to Widows,	(155)	<b>WRITS,</b>	
To give Bond to the Town-Council to deliver the Bedding and the other Household Goods allowed them, in Case,	<i>ibid.</i>	The Words Real Estate to be added in the Writ where Body or Personal Estate cannot be found,	(13)
		The Time of the Day to be set forth in the Return of Writs of Attachment,	14
		Bail to be taken by Endorsement	61

	<i>Page.</i>
on the Writ confirmed;	16
Justices Writs how to be issued in Civil Actions;	38
To be served Six Days before Trial,	<i>ibid.</i>
Copy thereof, in Case, to be left at the Defendant's Place of abode,	39
Accounts to be annexed to Justices Writs;	<i>ibid.</i>
Writs to be signed and sealed by the Clerks of Inferior Courts;	46
Form of a Writ of Arrest;	<i>ibid.</i>
Writs in transitory Actions, to run throughout the Colony;	47
To be served Twenty Days before Court;	<i>ibid.</i>
Not to be granted to Persons not Freeholders without Bond;	48
Writs how to be issued for Special Courts, and when to be served;	52
Proviso as to such Writs;	<i>ibid.</i>
Writ of <i>Venire Facias</i> , to be issued in Case;	53, 160
Writ of <i>Scire Facias</i> where to be brought;	59
Serving with a Copy of a Writ a good Service against absent Deb-	

	<i>Page.</i>
tors, &c.	129
To be null and void in Case;	130
Writs of Arrest and Attachment, &c. against General Officers, null and void;	137
Form of a Writ of Replevin;	149
Writ where Gaol-keepers, &c. sue for Insolvents Allowance to be served 3 Days before Trial;	153
Members of the General Assembly protected from Writs of Summons, &c. during the Session of Assembly, and also Three Days before the Beginning, and Three Days after the rising of such Assembly;	178
Jurors in any Court, &c. exempted from Writs of Summons, &c. during the sitting of such Court if not dismissed before, & also 3 Days before the sitting thereof, and Three Days after they shall be dismissed;	179
Writs to have the Sum sued for inserted in the Body of them, &c.	(268)
Writs of Review how and when to be brought, &c.	
(See <i>Reviewing</i> .)	

A C T S  
A N D  
L A W S  
O F  
The English COLONY  
O F  
RHODE-ISLAND  
A N D  
PROVIDENCE-PLANTATIONS,  
I N  
N E W - E N G L A N D,  
I N  
A M E R I C A.

N E W P O R T :  
Printed and sold by SAMUEL HALL, Printer to the  
Honorable GENERAL ASSEMBLY.  
MDCCLXVII.

iv.

REMARKS.

place during the period included in this volume. These are the dispute with the Colony of Connecticut for the jurisdiction of the Narragansett country, and the difficulties arising therefrom, and King Philip's war. The correspondence and proceedings of the two Colonies, connected with their claims to the Narragansett country, are printed at length, for the first time, in their proper places in this volume. Much of this correspondence was copied a few years since from the records and files in the public Archives of Connecticut, for the Rhode Island Historical Society. From those copies these documents have now been printed.

A number of valuable documents have been taken from the manuscript collection of John Carter Brown, Esquire, of Providence, who kindly placed this collection at my disposal, for the use of the State. Other documents of value have been obtained from the office of the Secretary of State, of the State of New York.

J. R. B.

PROVIDENCE, May, 1857.

## RHODE ISLAND RECORDS.

# RECORDS

OF THE

## COLONY OF RHODE ISLAND

AND

### PROVIDENCE PLANTATIONS,

IN

NEW ENGLAND.



PRINTED BY ORDER OF THE LEGISLATURE.

TRANSCRIBED AND EDITED BY

JOHN RUSSELL BARTLETT,

SECRETARY OF STATE.

VOL. I.

1636 TO 1663.

PROVIDENCE, R. I.

A. CRAWFORD GREENE AND BROTHER, STATE PRINTERS.

1856.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

## INTRODUCTION.

---

THE General Assembly of the State of Rhode Island, at its May session, A. D. 1855, passed a resolution authorising the Secretary of State to transcribe, and cause to be printed, its Colonial Records; in accordance with which resolution this volume has been printed.

The present State of Rhode Island had its origin in four towns, viz.: Providence, Portsmouth, Newport and Warwick. Providence colony was first planted by Roger Williams in the year 1636, Portsmouth by other colonists in 1638, Newport in 1629; but of the precise year when the first settlement was made in Warwick, the records of that town furnish no evidence. It was, however, during the same period. In the year 1643, the first three towns were united under a Charter from Charles the First, obtained by Roger Williams, under the title of the "Incorporation of Providence Plantations in the Narragansett Bay in New England." It was not, however, until the year 1647, that the government was organized under this Charter, at an assembly of delegates or commissioners from the four towns named, which met at Portsmouth in May, of that year. Warwick whose name was not included in the Charter, was admitted at this time, with the same privileges as Providence.

is proper here to state, in what the Colonial Records of the State consist, and from which the present volume has been compiled.

The earliest book of records in the archives of the State begins with the settlement of Portsmouth on the Island of Rhode Island, in the year 1638. The first portion of ten or twelve years is continuous; the latter quite detached, and extends to the year 1696. This volume contains the transactions on Aquidneck or Rhode Island, embracing the history of the first settlements at Portsmouth and Newport. From 1638 to the present time, the records are complete in various volumes of the colony proceedings. In this volume are also copies of the deeds of lands from the Indians as originally recorded, as well as conveyances from the early settlers to each other; also early lists of the freemen in the Colony. The narrative or journal of proceedings has been printed at length as far as it goes in this volume, as well as the lists of freemen, and the deeds of land from the Indians; but all other land evidences have been omitted.

The records of Portsmouth commenced in this manuscript volume, were continued in the records of the town. From the original volume the records of Portsmouth were made complete down to the organization of the Colonial government in 1647.

A second and very large folio volume of Records commences in 1646, and continues to the year 1669. This embraces the official journals of the "General Assembly," the "General Court," or the "Court of Commissioners," as that legislative body is at different times called. These records are in a tolerable state of preservation. There are however, some mutilations, chiefly near the

edges of the leaves, from constant use for two hundred years. This volume also contains the "Proceedings of the Governor and Council;" the records of the "Court of Trials;" some Indian deeds, and other early land evidences.

A third volume contains the proceedings of the General Assembly from the year 1669 to 1686.

From the year 1686 to 1715, the original journals or "schedules" (as they are usually called), in the archives of the State were quite imperfect. Those of some sessions were wanting entirely, while others were so defaced as to be scarcely legible. To make them complete, a resolution was passed by the General Assembly in the year 1827, directing a committee, appointed for the purpose, consisting of Henry Bowen (then Secretary of State), and Christopher E. Robbins, to collect the manuscript schedules of the General Assembly of the period referred to, preserved by the different towns, and make a copy of the same for the State. This was accordingly done, and a clear and well written volume of five hundred and forty-four pages, folio, in the handwriting of Henry Bowen, Esquire, embracing the "acts and resolves" from 1686 to 1715 now exists among the archives. From the latter period the journals are complete and in excellent condition, in manuscript or in print, to the present time.

In addition to the journals of legislative proceedings, there are among the old records of the State the following, viz.: four volumes of land evidences; an early digest of public laws, entitled, "Bodye of Lawes of the Colonye of Rhode Island from 1663 to 1705," and a volume entitled "The Book of Records, containing the acts and orders by the Governor and Council, both generall

particular since the 1st May, 1667." The records and documents of the Revolutionary period are complete and in good condition.

The printed "acts and resolves" of the General Assembly in the archives of the State commence in 1758, from which period they are complete to the present time.

In view of the dilapidated condition of the early journals of the proceedings of the General Assembly and other transactions of the first colonists, and the frequent use of the same, which would tend to their entire obliteration, a committee was appointed by the General Assembly at its October session, 1822, consisting of Christopher Ellery Robbins and Henry Bull, Esquires, to examine these records and report the best method of collecting and preserving them. In conformity with their recommendation, Mr. Charles Gyles, of Newport, was employed to transcribe these records, which labor he accomplished under the direction of the committee in a most satisfactory manner. In order to make this copy as complete as possible, the copies of the proceedings of the Colony, preserved in the clerks' offices of different towns were used to fill up any chasms, mutilations or imperfections that might be found to exist in the State's copy. This transcript was carefully collated by the committee having the work in charge, with the originals, and their certificate of its correctness appended. The same volume contains a transcript from the records of the Supreme Judicial Court of the county of Newport, of proceedings of the commissioners under the government of Sir Edmund Andros, in the years 1667 and 1668, which are properly a portion of the Colonial records.

The records of the city of Providence previous to the organiza-

tion of the government in 1647, are very meagre. It is supposed they were kept in greater detail and were destroyed in the year 1676, when the town was burned by the Indians, as those that remain bear the traces of fire and water. To make up for the want of a regular journal of events, such documents as would elucidate the history of the period have been used. These are the Indian deeds connected with Providence, with a variety of other documents of a historical nature, or connected with the purchase of the Indian lands, their transfer from Roger Williams to his associates, the first allotments of lands to the early settlers, &c., &c.

In selecting the materials for this volume, the Indian deeds of each of the four towns, and the town records to the year 1647, have been used. From that period, the official journals of the proceedings of the General Assembly have been followed to the close of the volume.

It is proper to state that many letters and documents of a public character not found in the archives of the State have been discovered elsewhere and inserted in their proper places. In the official records, there are frequent references to documents and letters, written and received, which were not recorded, and which are found on the files. This hiatus has fortunately been filled by a reference to the files of the General Court of Massachusetts, and to the records of that Colony; also to copies of letters and papers in the possession of the Rhode Island Historical Society. Some papers of a public nature connected with our colonial history have also been found in Hazard's State papers (2 vols. 4to., Philadelphia, 1792), and in Hutchinson's History of Massachusetts Bay. The editor is also indebted to John Carter Brown, Esquire, of Providence, for the use of a large and valuable collection of man-

uments relating to New England in general and Rhode Island in particular. These papers, which fill ten folio volumes, were copied by the order, and at the expense of Mr. Brown, from the State Paper Office, in London. Among the papers used from this collection, are the letters of John Clarke, while acting as agent for the Colony in London, to King Charles the Second, connected with the Charter of 1663.

The papers selected from the volumes referred to, are letters written by the government of Rhode Island to that of Massachusetts and Plymouth, as well as letters from those colonies. Other documents, having a direct bearing upon matters before the Assembly have been added in the way of notes.

A large number of letters and documents both public and private, exist in old printed volumes; in the manuscript collections, referred to, and among the files of New York, Massachusetts and Plymouth colonies, which would tend to illustrate the history of this State; but they are too voluminous to include in these printed records. Among these are the papers relating to the Gortonian controversy; the dispute growing out of the jurisdiction claimed by Connecticut, Massachusetts and Plymouth; the Indian wars, &c. These are quite sufficient for one or more volumes, and it is to be hoped, that on the completion of the printing of the Colonial records, one or more volumes of these valuable papers may be collected and printed as illustrations to these records.

In transcribing these records for publication, the original orthography has been closely followed. To those not familiar with the quaint language and peculiar spelling of the period to which these records refer, it would, doubtless, have been more agreeable

if the work had been modernized; a system which would have destroyed its interest historically. Modern spelling would not have been in character with the style used two hundred years ago; and with the same propriety, the quaint language of that period should be put in the language of our day. It was therefore thought advisable to adhere to the originals in these respects. Where the original had been obliterated, words, and in a few cases, short sentences have been supplied to preserve the connection; these have been enclosed in brackets. The abbreviations, except y<sup>e</sup> for the, and y<sup>t</sup> for that, have not been followed, as many required characters expressly cast for them; besides, these abbreviations were not the universal custom of the time, but were often employed by writers at the end of a line, or to save space.

The records being in the handwriting of different Secretaries, some of which were evidently not familiar with the pen, and not well versed in the rules of grammar and punctuation, it has been found necessary, in a few instances, to make slight corrections, in order to preserve the sense. In the use of capital letters, no system was followed by the writers; and as these did not alter the sense, it was deemed best to conform to the modern use of them.

In proper names there is the greatest diversity in spelling; and great as it is, it has been followed in printing, for it was not for the editor to say how a family name should be spelt. After undergoing various changes, these names settled down into the form in which they now appear. In the index to this volume, the various names intended for the same individual, are placed together and referred to as the same; as Hawlden, Houldon and Holden; Jefferyes, Jeffries and Jeffries; Almie and Almy; Esson and Easton; Timberleggs and Timberlake; Wildbore, Wilbore, Wil-



l and Wilbur, &c., &c. The difference in the spelling of these names by different persons, was doubtless from their depending upon the ear.

Notes and connecting paragraphs have, in a few instances, been added, which are enclosed in brackets. These might have been extended with advantage to readers unfamiliar with the annals of the State; but it was thought best for the reader to rely, as far as possible on the records themselves, without the addition of extraneous matter. These are but the materials for history, and to the diligent historian, whose duty it is to weave in all he can gather from other sources, must the public look for a more particular and better digested history.

The reader should bear in mind, where reference is made to the 1st, 2d, 3d 4th month, &c., that the Old Style, or Julian method of computing time was in use at the time these records were made, when the year commenced on the 25th of March, which was consequently the first month, and February the twelfth.

Great pains have been taken in preparing the Index appended to this volume, a labor which few will appreciate unless they have attempted a similar task. This seemed necessary, as in a volume like the records, it was impossible to prefix any table of contents or other references to the matter contained in it. It is a work, too, where many will seek for genealogies or family history. To render it useful in this respect, every proper name mentioned, is alluded to in the Index, however frequent its occurrence.

## RECORDS

OF THE SETTLEMENTS AT

PROVIDENCE, PORTSMOUTH, NEWPORT AND  
WARWICK,

FROM THEIR COMMENCEMENT TO THEIR UNION UNDER  
THE COLONY CHARTER.

1636 TO 1647.

RECORDS  
OF THE  
COLONY OF RHODE ISLAND  
AND  
PROVIDENCE PLANTATIONS,  
IN  
NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY  
JOHN RUSSELL BARTLETT,  
SECRETARY OF STATE.

VOL. II.

1664 TO 1677.

PROVIDENCE, R. I.:  
A. CRAWFORD GREENE AND BROTHER, STATE PRINTERS.  
1857.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

## REMARKS.

THE Second Volume of the Colonial Records of Rhode Island commences with the adoption of the Charter of Charles the Second, and the organization of the government under the same, in March 1663—1664, and extends to the close of the year 1677, thereby including fourteen years of the Colonial Annals.

The Records of the proceedings of the General Assembly are printed verbatim from the original manuscript copy in the Archives of the State. In addition to these, there are inserted in their proper places, the records of the "Proceedings of the Governor and Council," which held frequent meetings between the Sessions of the General Assembly, during certain periods, and whose proceedings are of equal historical importance with those of the former body. These are also printed from the original book of records.

The great Charter of Charles the Second precedes the Records, and is an exact reprint from the original document.

Two important events in the history of the Colony

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

RECORDS  
OF THE  
COLONY OF RHODE ISLAND,  
AND  
PROVIDENCE PLANTATIONS,  
IN  
NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY  
JOHN RUSSELL BARTLETT,  
SECRETARY OF STATE.

VOL. III.

1678 to 1706.

PROVIDENCE:  
KNOWLES, ANTHONY & CO., STATE PRINTERS.  
1858.

## REMARKS.

THE Third Volume of the Colonial Records of Rhode Island commences with the proceedings of the April session of the General Assembly; in the year 1678, and ends with the October session of that body, in the year 1706; thereby including twenty-nine years of the Colonial Annals.

The events of this period are among the most important in our Colonial History. They include first, a discussion of the several claims for the ownership of Mount Hope and the Narragansett Country; the latter, from royal grants, the limits of which had never been defined. The Duke of Hamilton, the Earl of Arran, Major Atherton, Governor Winthrop, of Connecticut and his associates, with others, claimed large portions of this country. Connected with these, is the official Report of the Narragansett Commissioners, who were appointed by Charles the Second, to inquire into the respective claims and

titles of individuals, as well as Corporations, to the jurisdiction of that country, known also as the King's Province.

Next follow the complaints to the King against the Colony, by Edward Randolph, with articles of misdemeanor; in consequence of which, writs of quo warranto were issued by the King against the colonies of Rhode Island and Connecticut, the latter of which was also the subject of complaint. The documents connected with these transactions, including the orders in Council, and the addresses from the Colony, elucidate much in the annals, which would otherwise be obscure. The proceedings of Joseph Dudley, Governor of the New England Colonies and President of the Council, close this portion of our history.

The subversion of the Charter government, and the administration of Sir Edmund Andros, render the year 1686 an important era in our Colonial history. The Colony was now merged into the government of New England, under that Royal Governor, and degenerated into a mere county. No meetings of the General Assembly took place under his government, and the only records that in any way show what was done in the Colony during this period, are those of the Courts of Quarter Sessions. These, though meagre, have been introduced into this volume as a link in the chain of our annals. Further to elucidate this portion of our history, the commission of, and instructions to, Sir Edmund Andros, from James the Second, with a variety of letters, addresses, etc., have been introduced. The particulars connected with the arrest and imprisonment of Andros in Boston, and the first revolution in New England that followed the accession of William and Mary to the English throne in 1689, complete the history of his administration of the American colonies. No

records of the official proceedings of the Council of Sir Edmund Andros are known to exist. It appears that they were forwarded to England, during the administration of Sir Edmund, but they are not now to be found in the English State Paper Office.

The valuable documents so important to fill up this chasm in our annals, are taken from the collection of papers in the possession of our townsman, John Carter Brown, Esq., for whom they were copied from the originals in Her Majesty's State Paper Office, London; from the "Usurpation Papers," or documents relating to the administration of Sir Edmund Andros, in the "Collections of the Massachusetts Historical Society;" and from the "Documents relating to the Colonial History of New York," recently printed by that State.

The Colonial Records, beginning with the assumption of the Charter in February, 1690, after the fall of Andros, are now followed to the year 1706, where the volume ends. It is to be regretted, however, that the proceedings of certain sessions are wanting in 1691-93, '94 and '95, and are not known to exist among the State Records, or among the archives of any towns in the State. Our little Colony continued to suffer greatly from without; and it is probable that among the constant calls from the Home government for the proceedings and public acts of the Colony, that the original records now missing, were sent to England.

This opinion is strengthened from the fact, that after the printing of this volume had proceeded to the year 1695, there was found among the manuscript volumes in Mr. Brown's collection, copies of the entire proceedings of the General Assembly of Rhode Island, for the sessions of May and June,

1691; two sessions, in the proceedings of which, the State was deficient; thus filling an important hiatus in its records. As these could not be inserted in their proper place, they have been added at the end of the volume, preceding the index. From the endorsement on these papers, it appears that they were transmitted to England by the Earl of Bellomont, who was sent to Rhode Island, under a commission from the King, to inquire into certain "irregularities."

The next serious troubles which the Colony had to contend with, was in consequence of "Representations to William and Mary about irregularities in the government." This led to the appointment of a commission of inquiry under the Earl of Bellomont. The full instructions to this nobleman, with the queries he was directed to put to the Governor and others in authority; the various letters of the Board of Trade to and from the Governor, in relation to this matter; the Report of the Earl of Bellomont on the irregularities charged against Rhode Island; the Journal of the Earl's proceedings in the execution of his Majesty's Royal Commission, when he visited Newport; with a number of letters, to and from the prominent men of that day, appear at length in this volume. These important papers, so indispensable to the elucidation of our history, are almost entirely taken from Mr. Brown's magnificent collection of manuscripts, generously placed by him at the disposal of the editor. Some other papers have been kindly furnished by the Secretaries of State of New York and Connecticut, from their public archives.

The concluding documents in the volume appertain to the history of the privateers and pirates, which infested our waters,

among which the notorious Captain Kidd appears. The facilities with which privateers' commissions were obtained of the authorities led to serious complaints, and involved the Colony in many difficulties. For the papers illustrative of these, which are inserted where the events are referred to in the legislative proceedings, the editor is also indebted to Mr. Brown.

PROVIDENCE, May, 1858.

J. R. B.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

RECORDS  
OF THE  
COLONY OF RHODE ISLAND  
AND  
PROVIDENCE PLANTATIONS,  
IN  
NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY  
JOHN RUSSELL BARTLETT,  
SECRETARY OF STATE.

VOL. IV.

---

1707 TO 1740.

---

PROVIDENCE:  
KNOWLES, ANTHONY & CO., STATE PRINTERS.  
1859.



## P R E F A C E.

THE fourth volume of the Colonial Records of Rhode Island, includes thirty-three years of its annals. It begins with the proceedings of the February session of the General Assembly 1707, and ends with the October session of 1740.

The plan followed in selecting the matter for the present volume, is the same as that of the previous volumes, except that all legislative business of a private nature, has been omitted. In the early volumes, private matters were so blended with those of a public nature, and had so direct a bearing upon our colonial history, that it was deemed advisable to notice them. But during the period embraced in this volume, the business of a private character had so much increased, and possesses so little interest after the lapse of a century and a quarter; and, moreover, has so little bearing on the history of the state, that it was thought best to omit it, after the printing of the volume had been commenced. The matter thus left out, includes all resolutions authorizing parties to sell real estate; the granting of letters of administration; the appointment of guardians; the payment of salaries and accounts; records of decisions of law cases before the General Assembly, and proceedings relating thereto.

But even with the matters above stated, whenever the proceedings seemed to have a bearing upon, or illustrated the history of the time, they have been printed.

The public acts passed during the period in question, have also, with few exceptions, been omitted, as all, save those which were subsequently repealed, have already been printed in the volumes of public laws of 1719, 1730 and 1744. A few of these laws had been inserted before it was decided to change the plan, and insert merely the titles, with a reference to the printed volumes where found.

Notwithstanding the decision to omit the public laws, certain ones, which had a direct bearing upon, and important connection with the history of the state, have been inserted in their proper places. Some of these appear in the early printed digests of laws before mentioned, while others have been repealed. Among these, are the acts for the division of towns, with all that relates to their boundaries and organization; and the acts relating to, and growing out of the wars of England with France and Spain. The proceedings of the colony, growing out of these wars, would not be complete or understood, without presenting the public laws arising therefrom. These acts provide for the defence of the colony; for raising and subsisting soldiers, both for defence and for foreign expeditions.

The acts relating to the disputed boundaries, both those of Massachusetts and Connecticut, as well as the proceedings and correspondence relating thereto, are also inserted at length.

The index will be found to contain a larger number of names than either of the previous volumes, as all who were admitted freemen, are referred to. The original orthography of these names is retained.

For many of the letters and public documents inserted in the volume, the editor is indebted to the liberality of his townsman, Mr. John Carter Brown, whose valuable manuscripts, copied from the originals in the state paper office, London, have been used in the previous volumes.

J. R. B.

## RHODE ISLAND RECORDS.

# RECORDS

OF THE

## COLONY OF RHODE ISLAND

AND

### PROVIDENCE PLANTATIONS,

IN

### NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY

JOHN RUSSELL BARTLETT,

SECRETARY OF STATE.

VOL. V.

1741 to 1756.

PROVIDENCE:

KNOWLES, ANTHONY & CO., STATE PRINTERS.

1860.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

## P R E F A C E .

---

THE present, or fifth volume of the Colonial Records of Rhode Island, includes but sixteen years of its history. It commences in 1741, closes with 1756, and is chiefly devoted to that portion of its annals which includes the wars between Great Britain and France. These wars were the beginning of the great struggle for empire in North America. At the commencement of this struggle, the British colonies were confined to a narrow belt of territory, scarcely reaching, at its broadest point, three hundred miles from the Atlantic coast. Part of New England, the greater portions of New York, Pennsylvania and Virginia, as well as all the vast region to the west of these colonies, were then included in Louisiana, or New France; while the Spanish possessions crowded close upon Georgia and the Carolinas, under the general name of Florida, and extended nearly to the Mississippi. The New England colonies and New York were the most prominent in these wars, but none of them more so than Rhode Island. The ships fitted out by her and sent against the enemy, were more numerous than those of either of the other colonies; while her soldiers were prominent in all the expeditions for the reduction of Canada, and other portions of the French empire, in America. In the expeditions sent against Louisburg, Cape Breton, Crown Point, Ticonderoga, Oswego, Quebec and other places, her troops or ships took part; and the correspondence, in this volume, of her Governors with the home government, the British admirals and generals, as well as with the Governors of the other English colonies, show the position which she held, and the aid she offered in the struggle for supremacy on the continent.

In the war between Great Britain and Spain, Rhode Island also furnished her contingent, by sending troops to Cuba, as the proceedings of the General Assembly, and the correspondence accompanying will show.

The issuing of bills of credit, or paper money, to a vast amount, by the English colonies, which was absolutely necessary, to enable them to meet the heavy expenditures required of them to carry on their several campaigns, is another prolific subject for discussion in this volume. The numerous acts for the emission and calling in of this paper money, the several objects for which the emissions were made, the correspondence with the other colonies in relation to the same, and with the British government, in its efforts to curtail and check the enormous emissions, are given at length. Among these documents, the official report of Governor Ward to the lords commissioners of trade and plantations, written in 1740, giving a full history of the paper money emissions from 1710 to 1740, the causes of these issues, the exertions and sacrifices made by the colony to assist the mother country in her foreign wars, will be found of great interest.

The originals received by the colony, of all the orders of the King and council; the letters, commissions, instructions and other documents, printed or referred to in this volume, are among the archives of the secretary of state's office, in Providence, chronologically arranged and bound in volumes, where they may be conveniently referred to. Besides these, there are among the archives, many military returns, and other papers connected with the French wars, showing the names of the officers and men of the Rhode Island regiments, with a variety of original letters and documents of a private nature, belonging to the period embraced in this volume, which are not printed.

PROVIDENCE, January, 1860.

J. R. B.

## RHODE ISLAND RECORDS.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

RECORDS  
OF THE  
COLONY OF RHODE ISLAND  
AND  
PROVIDENCE PLANTATIONS,  
IN  
NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY

JOHN RUSSELL BARTLETT,

SECRETARY OF STATE.

VOL. VI.

1757 to 1769.

PROVIDENCE:  
KNOWLES, ANTHONY & CO., STATE PRINTERS.  
1861.

P R E F A C E .

---

THIRTEEN years of the annals of Rhode Island are included in this volume ; i. e. from the year 1757, to the year 1769, both inclusive. The struggle between Great Britain and France for the ascendancy in North America, the beginning of which was narrated in the previous volume of these records, is continued in this ; indeed, the history of, and correspondence connected with, this important event, constitutes the larger portion of its matter. In the campaigns against the French, on the northern frontier, the troops of Rhode Island took an active part, as the correspondence of the principal actors in these events, will show. The letters of General Lord Amherst, General Abercrombie, Lord Loudoun, Admirals Colville, Durell, the Commissioners of Trade and Foreign Plantations, William Pitt, the Earls of Hillsborough and Egremont, etc., etc., are quite numerous in the volume. Among other topics of interest to which it has reference, are the campaigns against Canada, and the French fortresses at Fort William Henry, Ticonderoga, Oswego, Niagara, etc.

The particulars connected with the convention of British colonies at New York, in the year 1765, in which Rhode Island took part, with the instructions from the respective

colonies to their commissioners; the resolutions passed; the report of the convention; together with the memorials to the King, and Houses of Lords and Commons,—will be found at length in this volume.

The important paper drawn up by Stephen Hopkins, by order of the General Assembly, in 1764, entitled "The Rights of the Colonies Examined," is printed at length. This celebrated essay was printed in Providence, and afterwards re-printed in London, where it produced a sensation. The events connected with the passage of the famous stamp act, by the British Parliament, the resistance to which was but a foreshadowing of the more serious resistance which followed a few years later, also took place during the period included in this volume, and are duly recorded therein. The originals of nearly all the letters and documents published in this volume, are among the archives of the State.

J. R. B.

PROVIDENCE, January, 1861.

RHODE ISLAND RECORDS.



# RECORDS

*R.I.*  
OF THE

## COLONY OF RHODE ISLAND

AND

### PROVIDENCE PLANTATIONS

IN

### NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY

JOHN RUSSELL BARTLETT,

SECRETARY OF STATE.

VOL. VII.

1770 to 1776.

PROVIDENCE:

A. CRAWFORD GREENE, STATE PRINTER.

1862.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

## P R E F A C E.

THE present volume includes but seven years of the Colonial Records. It begins with the year 1770 and ends with the session of September, 1776. So voluminous are the proceedings of the General Assembly of the latter year (that of the Declaration of Independence), that it was found impossible to include them all in this volume, without increasing its size much beyond that of the previous volumes.

The events which took place in the colony immediately preceding the Declaration of Independence, are of deep interest, and are given at length in the volume, accompanied by the letters and documents connected therewith. The most important of these, is the destruction of His Britannic Majesty's schooner Gaspee, Lieutenant Dudingston, in Narragansett Bay, on the night of the 9th of June, 1772. The history of this interesting event, accompanied by the correspondence which grew out of it, the action of the General Assembly thereon, and the official journal of the proceedings of the commission of inquiry, appointed by King George the Third, upon the same, are given at length. The documentary portion of this history, is more complete than any before published. For several of these, the Secretary is indebted to the kindness of the Hon.

George Bancroft, who furnished him copies from those in his possession, which are transcripts from the originals in Her Majesty's State Paper office, in London. These copies, together with the original documents referred to, are bound together among the public archives in the Secretary of State's office, Providence.

J. R. B.

PROVIDENCE, January, 1862.

RHODE ISLAND RECORDS.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

RECORDS  
OF THE  
STATE OF RHODE ISLAND  
AND  
PROVIDENCE PLANTATIONS  
IN  
NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY

JOHN RUSSELL BARTLETT,  
SECRETARY OF STATE.

VOL. VIII.

1776 TO 1779.

PROVIDENCE:  
COOKE, JACKSON & CO., PRINTERS TO THE STATE.  
1863.

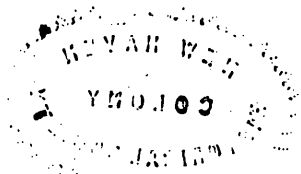
## PREFACE.

---

THE eighth volume of the Colonial Records embraces but little more than three years of our history. It commences with the October session of the General Assembly, 1776, and closes with the year 1779. The editor was desirous to close the publication of the work with this volume; but so voluminous are the proceedings of the General Assembly during the revolutionary period, that it has been found impossible. In the year 1777, there were eleven sessions of the General Assembly; in 1778 and 1779, seven each, so that the present volume contains the proceedings of a publication of twenty-five sessions. The volume is also rich with the correspondence of the period, and includes letters of Washington, Greene, Sullivan and other generals of the revolution.

J. R. B.

PROVIDENCE, January, 1863.



773  
RECORDS  
OF THE  
STATE OF RHODE ISLAND  
AND  
PROVIDENCE PLANTATIONS  
IN  
NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY

JOHN RUSSELL BARTLETT,  
SECRETARY OF STATE.

VOL. IX.

1780 to 1783.

PROVIDENCE:  
ALFRED ANTHONY, PRINTER TO THE STATE,  
1864.

P R E F A C E.  

---

THE present volume of the Colonial Records comprises four years of the history of Rhode Island, commencing with the January session, 1780, and closing with the December session, 1783, in which year the war of the Revolution terminated. The annals of the state during this period, almost wholly appertain to the great struggle then going on to secure our independence, as the raising of troops by means of bounties, the furnishing of supplies for the army, and the means for carrying on the war. In addition to the record of passing events, the volume contains the correspondence of the Governor with Generals Washington, Greene, Heath, Varnum, the Count de Rochambeau, de la Luzerne, the President of Congress, the Secretary of the Treasury, the Governors of various states, etc., etc.

J. R. B.

PROVIDENCE, January, 1864.

THE FOLLOWING TITLE WAS MICROFILMED  
FROM THE HOLDINGS OF  
THE NEW HAVEN COLONY  
HISTORICAL SOCIETY

RECORDS  
OF THE  
STATE OF RHODE ISLAND

AND  
PROVIDENCE PLANTATIONS

IN  
NEW ENGLAND.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY.

EDITED BY

JOHN RUSSELL BARTLETT,

SECRETARY OF STATE.

VOL. X.

1784 TO 1792.

PROVIDENCE  
PRINTED BY THE PROVIDENCE PRESS COMPANY.  
1865.



## P R E F A C E .

The tenth and last volume of the Colonial and State Records of Rhode Island, commences in 1784, and terminates with the October session, 1792, the last of the year. During the latter year, the State of Rhode Island adopted the Constitution of the United States. Its existence, therefore, as a sovereign state, ceased with this important act; and it became a component and permanent part of the United States. The history of the latter, will, from that period, embrace the history of all the States in the Union; and the history of Rhode Island, from the period when she became merged in the great Federal Union, will be confined to transactions within her own State limits.

J. R. B.

PROVIDENCE, November, 1865.

# Rhode Island Court Records

RECORDS OF  
THE COURT OF TRIALS  
OF THE COLONY OF  
PROVIDENCE PLANTATIONS  
1662—1670

VOLUME II



PROVIDENCE  
1922

THE FOLLOWING TITLE WAS  
MICROFILMED FROM THE HOLDINGS OF  
BROWN UNIVERSITY

PUBLICATION COMMITTEE

HENRY D. SHARPE  
GEORGE L. SHEPLEY  
NORMAN M. ISHAM

The present publication of the Rhode Island Historical Society continues the reprinting of the Court Records, which was begun in the preceding volume of the same title.