

New Jersey Archives • THIRD SERIES

VOLUME III

Laws of the Royal Colony of New Jersey

1746 • 1760

COMPILED BY
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An ACT to encourage the Inlisting of Five Hundred Free Men, or well affected Indians in this Colony of New-Jersey, for his Majesty's Service, in the present Expedition, in Conjunction with the Forces of New-England and New-York, for the erecting a strong Fortress near Crown Point within his Majesty's Dominions. And also for making Current Fifteen Thousand Pounds in Bills of Credit, for providing for the Subsistence, Cloathing, Arming, and Pay of the said Forces, and Transporting them to the Place of general Rendezvous, and also for the directing the manner of sinking the said Bills of Credit.

WHEREAS the Subjects of the *French* King have made Encroachments, and built several Forts, within the Bounds of his Majesty's Northern Colonies in *America*, and have committed Acts of Hostility upon many of his Majesty's Subjects within the same; and whereas a Scheme hath been proposed to the Governor, Council and General Assembly of this Province, for the better securing of his Majesty's Territories from any further Encroachments of the *French*, and for recovering those which have been already made; by erecting a strong Fort near *Crown Point*, which may be so situated, as not only to secure his Majesty's Subjects, against any future Depredations that may be made against them, but may also greatly contribute towards the retaining in the *English* Interest, such *Indian* Castles as are not yet gone over to the *French*, and the Reclaiming those that are, which would be an unspeakable advantage to his Majesty's Service in the present Conjuncture. And whereas it hath been represented to us, that for the effectual accomplishing this well approved Scheme, and for the repelling any insults that may be offered during the Execution of the same, an Army of at least *Five Thousand* Men will be wanting, the greatest Part of which the Provinces of *New-England*, and *New-York*, have already agreed to raise; and application hath been made to us, to raise such a number of Men for the said Service, as shall be adequate to the Abilities of the People of this Colony, and we having been always ready and willing to contribute to the utmost of our Power to the promoting and effectual carrying into Execution, any Scheme or Expedition which may be for his Majesty's Service, as well as for our own Preservation and Defence.

THEREFORE BE IT ENACTED by the Governor, Council, and General Assembly of this Colony; and it is hereby Enacted by the Authority of the same, that *Five Hundred* able bodied free Men, or well effected *Indians* shall be raised by this Colony, exclusive of the Commission Officers, to be employ'd in

the Expedition before mentioned; which Forces shall be form'd into five Companies, namely *One Hundred* Men in each Company, the whole to be Commanded by a Colonel; and each Company by a Captain, a Lieutenant and an Ensign, which said Officers shall be appointed by Commissions from the Governor or Commander in Chief for the Time being; and that four Serjeants, four Corporals, and two Drummers shall be appointed by each Captain out of each of the said respective Companies, for the service of the said Company.

And for the Encouragement of *Five Hundred* able bodied Volunteers, free Men or well affected *Indians*, to inlist as Soldiers for the said Service; BE IT FURTHER ENACTED by the Authority aforesaid, that there shall be paid to every able bodied free Man or well affected *Indian*, who shall Inlist either as Serjeant, Corporal, Drummer, or private Soldier, the Sum of *Thirty Shillings* Proclamation Money, over and above the pay herein after fixed and ordered to be paid them.

And for a further Encouragement to *Five Hundred* free Men or well affected *Indians*, Voluntarily to inlist into the said Service, IT IS HEREBY ENACTED by the Authority aforesaid, that if any Person or Persons so Inlisting, doth not owe upwards of *Ten Pounds* Proclamation Money to any one Person or Creditor, or upwards of the Sum of *Fifty Pounds* Proclamation Money in the whole to all his Creditors; then the Persons of the Inlisted, who have not been arrested by their Creditor or Creditors, shall be free from all arrests in civil Actions: And those that are in Custody either on mean Process or Execution, and do not owe as aforesaid, shall be discharged by the Sheriff or other Officer in whose Custody they are, and the Goods and Effects of all such Debtors shall be free from Attachments, Executions, and other legal Process during their Service in the said Expedition. PROVIDED ALWAYS, that such Goods and Effects, shall not be removed out of the City, Town or Precinct, where the Persons Inlisting resided when they did Inlist, during the absence or Time of Service of the said Person so Inlisting; and upon full Proof of any attempt to remove the said Goods and Effects out of the City, Town or Precinct as aforesaid, then the said Goods, and Effects, shall be liable to the same Process, as the Laws have already provided for: And in case the said Person or Persons so Inlisting, shall or do, after the Publication of this Act, or after the Time of such Inlisting, by any Deed or Deeds, Power or Powers of Attorney make Sale of, or empower others in his or their absence, or after his or their Departure from this Colony, to make Sale of his or their Goods and Chattles, Lands and Tenements, to any Person or Persons whatsoever, whereby the Creditor or Creditors, of such Person or Persons so Inlisting as aforesaid, shall or may be defrauded or deprived of their just Debts, all and every such Deed or Deeds, and Sales made by any such Person or Persons, or by virtue of his or their Power or Powers of Attorney as aforesaid shall be void and of none effect; and such Goods and Chattles, Lands and Tenements, shall nevertheless be liable to be proceeded against by Attachment or any other legal Process, at the suit of any Creditor or Creditors of such Person or Persons; any thing in this Act to the contrary thereof in any wise notwithstanding.

And for a still further encouragement to Men Voluntarily to Inlist in the

said Service, His Excellency the Governor, hath signified to the Council and General Assembly, that he shall be well pleased, that it be Enacted: AND BE IT ENACTED by the Authority aforesaid, that all able bodied free Men who shall Inlist in the said Service, and perform their Duty in the said Expedition, and who shall at the end thereof, obtain a Certificate from their Captains of their having so Inlisted and performed their Duty on the said Expedition; shall thereby be acquitted and pardoned of all Crimes whatsoever by them committed before the Publication of this Act, that are under the Degree of Felony without Benefit of Clergy; and which Certificate so obtained of their Service as aforesaid from their respective Captains, shall by virtue of this Act, be pleadable as a Pardon under the great Seal of this Colony, of any of the Crimes aforesaid, under the degree of Felony, without Benefit of Clergy, to any Indictment or Information for such Crimes found or filed, or to be found or filed, and to any record of Conviction already made, or to be made for such Crimes: And every able bodied free Man in Custody for any Crime or Crimes under the degree of Felony without Benefit of Clergy, Inlisting as aforesaid, shall be thereon immediately discharged out of Custody to go upon the said Service, and obtaining a Certificate as aforesaid at the end of the said Expedition, shall be thereby Pardoned as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that it shall not be lawful to Inlist any young Men under the Age of *Twenty One* Years, or any Slaves, who are so for Term of Life, bought Servants or Apprentices, without the express leave in writing of their Parents or Guardians, Masters or Mistresses, first had and obtained. And if any Officer or others shall Inlist any such young Men, Slaves, bought Servants or Apprentices as aforesaid, and upon Application and due Proof made thereof, before any one Justice of the Peace in this Colony, shall refuse to discharge him or them so unlawfully Inlisted; then the said Justice of the Peace is hereby empower'd and required to issue his Warrant to any Constable, commanding him to take the Body of such young Man, Slave, Servant, or Apprentice, and deliver him to his Parent or Guardian, Master or Mistress: And if the Officer or other Person with whom such Person is Inlisted, shall notwithstanding, secret, detain, or carry away such Person, then such Officer or other Person so Offending, shall Forfeit and Pay for every such Young Man under the Age of *Twenty One* Years, so inlisting, contrary to the true intent and meaning of this Act, the Sum of *Five Hundred Pounds*; for every Slave so Inlisted, the Sum of *One Hundred Pounds*; and for every such bought Servant or Apprentice, the Sum of *Twenty Pounds*; to be recovered in any Court of Record, where the same is Cognizable in this Colony, with full Costs of Suit; and to be paid so much thereof to the Person complaining, as his or her Damages by the said Court shall be adjudged, and the Residue thereof, to either of the Treasures of this Colony, to be applied as by Act of General Assembly shall be hereafter directed. And in Case the Body of such Officer or other Person offending cannot be taken; then it shall and may be lawful for the Person aggrieved to proceed against him by Attachment, against the Offenders Goods and Chattles, Lands and Tenements, in Manner and Form as is directed by an Act, entitled, *An Act for the better enabling of Creditors to recover their*

just Debts from Persons who abscond themselves. Saving that the Person complaining shall not be obliged to make the Affidavit therein directed, and the Forfeitures recovered shall be paid as aforesaid.

And for Purchasing the necessary Provisions intended for the said *Five Hundred Men*, BE IT ENACTED by the Authority aforesaid, that the Treasurers of this Colony or either of them, out of the Bills of Credit made Current by this Act, shall pay or cause to be paid unto *Samuel Nevill, Hendrick Fisher, John Wetherill, John Johnston, and Jacob Dehart, Esqrs;* or any two of them for the *Eastern Division*. And unto *Joseph Yard, Aaron Leaming, Joseph Hollingshead, Abraham Heuling, and Joseph Borden, jun. Esqrs;* or any two of them for the *Western Division* (who are hereby appointed Commissioners for the Colony of *New-Jersey*) such Sum and Sums of Money as the said Commissioners or any two of them, shall from Time to Time find Necessary for the said Services, agreeable to the true intent and meaning of this Act; and the said Treasurers or either of them, shall take a Receipt, signifying the services the Money so paid was designed for, and signed by the Person or Persons receiving the same: And the said several Receipts, when produced by the said respective Treasurers, and signed as aforesaid, shall be sufficient Vouchers, to discharge them the said Treasurers, or either of them, their Heirs, Executors, or Administrators, on account of the several Payments so made and paid out of the Treasury aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that there shall be allowed to every of the said free Men or well affected *Indians*, (and to be paid by the Commissioners for the use of such Men in manner and form hereafter provided) *Nine Pence* Proclamation Money per Day for his Subsistence, from the Time of his being fairly Inlisted before any one of his Majesty's Justices of the Peace of the said Colony, until the Time of the General Muster hereafter mentioned in this Act, when the said Volunteers are to be otherways provided for.

And in order for the more secure Payment of the Bounty Money, and Subsistence Money aforesaid, IT IS HEREBY ENACTED by the Authority aforesaid, that each Captain of a Company, (so soon as his Company shall be compleat) shall cause a Muster of his said Company to be made in Presence of the Commissioners aforesaid, or any three of them; and the said Captain, shall then produce to the said Commissioners, a fair written Muster Roll, containing the Names and Stations of the Company: Under which Muster Roll, the said Commissioners shall certify, that they have seen the Men of the Preceeding Roll, and have inspected and approved of them, and seen the Certificates of their having been duly Inlisted, and the Day on which each Soldier was Inlisted, signed by the respective Justice of the Peace, before whom such Soldiers were Inlisted, and thereupon the said Commissioners, in the presence of the Captain of the said Company, shall pay to each effective Man then present, and who shall be so approved of and entered on the Muster Roll as aforesaid (of the Degree of Serjeant, Corporal, Drummer, or private Soldier) the sum of *Thirty Shillings* Proclamation Money; and the said Commissioners shall take a Certificate, signed by the said Captain, signifying the Number of Men, and Sum

of Money paid by the said Commissioners, and shall also take a Receipt from the Captain for the same upon the Muster Roll; which Certificate and Receipt, shall be sufficient Vouchers to the said Commissioners for the Payment of so much of the said Money as aforesaid. And the said Commissioners shall at the same Time also pay in the Presence of the Captain (for the Use of the Men so mustering as aforesaid) the Subsistence Money of *nine Pence* per Day to each Soldier so entered upon the Muster Roll as aforesaid, from the Day of the inlisting such Soldier, to the Time of such Muster as aforesaid: And the said Commissioners shall examine and settle the said Account, and shall take a Receipt from the said Captain upon the back thereof for the Subsistence Money then paid; which Receipt shall be a sufficient Voucher to the said Commissioners for the Payment of so much of the said Money as aforesaid.

AND BE IT ENACTED by the Authority aforesaid, that every Captain shall at the Time of his obtaining his Commission, take the Oath of Allegiance and Supremacy required by Law, and have a Certificate endorsed on his Commission; and also take the following Oath, to wit, *I A.B. do swear that I will keep an exact Account or Roll of the Time of the Enlisting every Soldier in my Company, and of the Discharging, Desertion or Death of such Soldiers, or any of them; and that I will not suffer any Person to be entered on the Roll or Mustered, but such as are truly inlisted, and are designed for the Service, and will make up the Account of their Pay, Subsistence and Cloathing, truly and honestly, and deliver the same to the Commissary in order to enable him to account as by Law is directed.*

AND BE IT FURTHER ENACTED by the Authority aforesaid, that every Person inlisted as aforesaid, and entered on the Muster Roll, shall, before the aforesaid Commissioners, or any three of them, and before he receives the aforesaid Bounty, take the following Oath, *viz. I A.B. do solemnly swear, that I am duly inlisted in C.D.'s Company, and design to go in the present Expedition in His Majesty's Service, without any Design or Expectation to be discharged from going on the same.*

AND BE IT ENACTED by the Authority aforesaid, That the said Commissioners, or any two of them, or any one of them, with Consent of one other, shall and are hereby required (with the utmost Expedition) to agree for and purchase for the said Five Hundred Men, or in Proportion for so many as shall inlist, not exceeding Five Hundred, *viz. One Hundred and Ninety two Barrels of Pork, One Hundred and Ten Barrels of Beef, Sixty Thousand Pound Weight of Biscuit, Two Thousand Gallons of Rum, Five Thousand Pound Weight of Flour, Two Hundred Bushels of Pease, Three Thousand five Hundred Pound Weight of Bacon, Forty Hundred Weight of Rice, Fifteen Hundred Pound Weight of Butter, Fifteen Hundred Pound Weight of Cheese, Thirty Barrels of Molasses, Fifteen Hundred Pound Weight of Tobacco, with other Necessaries thereunto appertaining, which may be wanted. As also the said Commissioners, or any three of them, shall have Power to agree with a Surgeon, and Surgeons Mate, to attend the Forces to be raised in this Colony, and to make them a reasonable Allowance for that Service; and shall also provide a Chest of Medicines for the Use of the said Forces.*

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

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the said Commissioners, or any three of them, shall upon the March of Embarkation of the said Forces, deliver the said Provisions into the Care and Custody of PETER SCHUYLER, Esq; who is hereby appointed Commissary of the Stores and Muster, and Pay Master of the Forces. And in case of the Death or other Disability of PETER SCHUYLER, then the eldest surviving Captain, of the Forces raised in this Colony, who is a Resident and Freeholder of *New-Jersey*, is hereby appointed to succeed as Commissary. And the said Commissary is to deliver out the same to each Company daily, or weekly, as he shall think most proper and Convenient.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Commissioners aforesaid, shall (if the said Forces shall be ordered to embark) hire Sloops or Boats for the Transportation of the said Soldiers, Provisions and Necessaries thereunto appertaining.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the said Commissioners, or any two of them, or any one of them with Consent of one other, shall and are hereby required (with the utmost Expedition) to agree for and purchase for the said Five Hundred Men, or in Proportion for so many as shall inlist, not exceeding Five Hundred, the following Cloathing, *to wit*, For each Soldier one good striped Blanket, a good Lapel Coat, made of Half Thicks or other coarse Cloth, a Felt Hat, two check Shirts, two pair of Oznabrigs Trowsers, a pair of Shoes and a pair of Stockings. As also to agree for and purchase for the said Five Hundred Men, or in Proportion for so many as shall inlist not exceeding Five Hundred, the following Tents, Arms and Ammunition, *to wit*, for every five Soldiers a Tent; and for each Soldier a good Firelock, a good Sword, Cutlass or Bayonet, and a Cartouch Box, and a Hatchet; and for the whole Forces Fifteen Barrels of Powder, and Fifty-five Hundred Weight of Lead, and other necessities thereunto appertaining.

PROVIDED ALWAYS, AND BE IT FURTHER ENACTED by the Authority aforesaid, that in Case the Provisions aforesaid should be purchased, and all of them should not be wanted, either by Reason that the whole Number of Five Hundred Men should not be raised, or for any other Cause, that then the said Commissioners shall sell the said Provisions remaining, and pay the Money arising by such Sale into the Treasury, retaining *five per Cent* for their Trouble. And if after the said Provisions are delivered as aforesaid, the whole of them should not be wanted; then the Commissary shall send the Remainder to *Perth-Amboy*, to be there delivered to the Commissioners, or any one of them: And the said Commissioners, or any two of them, shall dispose of the Remainder,

and pay the Produce thereof into the Treasury, retaining *five per Cent* Commissions. And in Case the said Commissioners shall give, sell or Dispose of any Part of the said Stores or Provisions, or otherwise embezzle or make away with the same, or permit any other Person or Persons so to do contrary to the true Intent and Meaning of this Act, then the said Commissioners shall be liable to be prosecuted in any Court of Record in this Colony, where the same shall be Cognizable, by the Attorney General, who is hereby authorized, empowered and required to sue and prosecute such Commissioners, for all such Stores and Provisions so by them given, sold, disposed of, or otherwise embezzled or made away with as aforesaid; and upon Recovery and Receipt to pay for the same unto one of the Treasurers aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Property of all the Colours, Drums, Halberts and Stands of Arms, Tents, Stores and other Necessaries thereunto appertaining, as shall be purchased by, or given to this Colony of *New-Jersey*: And that they shall before they are delivered to the Soldiers to be raised for the Expedition, be branded or mark'd with the Words *New-Jersey*, and Number'd; which said Brand or Mark, shall at all Times be Evidence of their being the Property of the said Colony. And it shall and may be lawful for the Paymaster of the Forces of this Colony, and he is hereby directed to retain in his Hands, one fourth Part of the Pay of each Soldier, to lay in his Hands as a Security for the Return of all such Stands of Arms and Accoutrements, as shall not be lost or destroyed by unavoidable Accident. And at the End of said Expedition, he shall receive such Stands of Arms and Accoutrements from the Soldiers for the Use of this Colony, and then to pay off the Arrears of such Soldier returning his Arms and Accoutrements in good Order, or to such as shall have their Arms and Accoutrements lost or destroyed, and adjudged by a Board of Officers to have been done by unavoidable Accident; and deliver such Stands of Arms, Colours, Drums, Halberts, Tents and Stores, to the Treasurer of the Eastern Division of this Colony, to be safely kept for the Use of this Colony, until some further Provision shall be made for disposing of the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person within this Colony, shall purchase any of the Colours, Drums, Halberts, or Stands of Arms from any Person or Persons, he, she or they shall forfeit the Sum of *Five Pounds*, to be recovered by Action, at the Suit and in the Name of any Person or Persons who shall sue for the said Arms or Accoutrements and Penalty, in any Court of Record where the same shall be Cognizable; and on the Delivery of the said Arms and Accoutrements to the said Treasurer, the Person so suing shall be entitled to the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person so inlisted as aforesaid, shall bring with him a good sufficient Firelock, which after inspection shall be approved of by the Commissioners for Arming and Cloathing the Forces; every such Person shall be paid by the said Commissioners, the Sum of *Seven Shillings and Six-pence* for the use of such Firelock during his continuance in the KING's Service, and if the said Firelock shall happen to be lost or destroyed in the said Service, then every such Person

shall be paid for the same so much more as the said Firelock may be adjudged reasonably worth, not exceeding *Fifty Shillings* in the whole, for which Purpose the Commissioners aforesaid shall keep an exact List of the Names of the Persons producing such Arms, and of the Value of every such Firelock.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Treasurers of this Colony, or either of them, out of the Bills of Credit made Current by this Act, shall Pay to the said Commissary the Sum of *Four Thousand and Eighty Three Pounds Thirteen Shillings* Proclamation Money, for the Payment of the aforesaid Officers and Soldiers, in the manner following, to wit, to the Colonel the Sum of *Twenty Pounds Two Shillings* Proclamation Money per Month; to each Captain the Sum of *Ten Pounds One Shilling* Proclamation Money per Month; to each Lieutenant the Sum of *Seven Pounds Ten Shillings and Nine-pence* Proclamation Money per Month; to each Ensign the Sum of *Six Pounds Fourteen Shillings* Proclamation Money per Month; to each Sergeant, each Corporal, and each Drummer, the Sum of *Two Pounds Ten Shillings and Three-pence* Proclamation Money each per Month; and to each private Soldier the Sum of *One Pound Thirteen Shillings and Six-pence* Proclamation Money per Month.

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

AND BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for the Commissioners, and Commissary, and Pay-Master aforesaid, to retain in their own Hands, out of the Money aforesaid, *Five per Cent*, as Commission on such Money as shall be by them disbursed in manner aforesaid.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that Bills of Credit to the Value of *Fifteen Thousand Pounds* Money of *America*, according to an Act of Parliament made in the Sixth Year of the Reign of the late *QUEEN ANNE*, entitled *An Act for Ascertaining the Rates of Foreign Coins in her Majesty's Plantations in America*, shall be immediately printed, made and prepared as followeth, *viz.* Three Hundred and Seventy five Bills, each of the Value of *Six Pounds*, or Seventeen Ounces Ten Penny Weight of Plate. Seven Hundred and Fifty Bills, each of the Value of *Three Pounds*, or Eight Ounces, Fifteen Penny Weight of Plate. One Thousand and Five Hundred Bills, each of the Value of *One Pound Ten Shillings*, or Four Ounces, Seven Penny Weight and Twelve Grains of Plate. Three Thousand Bills, each of the Value of *Fifteen Shillings*, or Two Ounces, Three Penny Weight Eighteen Grains of Plate. Four Thousand Five Hundred Bills, each of *Twelve*

Shillings, or One Ounce Fifteen Penny Weight of Plate. Four Thousand Five Hundred Bills, each of the Value of *Six Shillings*, or Seventeen Penny Weight Twelve Grains of Plate. Six Thousand Bills, each of the Value of *Three Shillings*, or Eight Penny Weight and Eighteen Grains of Plate. Seven Thousand Five Hundred and Twenty Bills, each of the Value of *One Shilling and Sixpence*, or Four Penny Weight and Nine Grains of Plate. Nine Thousand Seven Hundred and Twenty Bills, each of the Value of *One Shilling*, or two Penny Weight and Twenty Two Grains of Plate. Which Bills shall be indented and impressed with the Arms of *Great-Britain* on the Left side of the said Bills, and there shall be Printed near the Top and Bottom thereof, the Value of each Bill so made Current, and the said Bills shall be in the Form following, *viz.*

THIS Bill by Law shall pass Current in New-Jersey, for
Ounces Penny Weight and Grains of Plate. May
 1755.

Which Bills when Printed shall be delivered to *Thomas Bartow*, Esq; of the *Eastern Division*, and *Daniel Smith jun.* of the *Western Division*, two of the Signers thereof, who shall and are hereby directed and impower'd upon the delivery of the said Bills to them by the Printer thereof, to administer to him, and he is hereby directed and required to take an Oath or Affirmation to the purpose following.

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

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

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

AND BE IT ENACTED by the Authority aforesaid, that the Bills made Current by this Act, shall be nearly of the Bigness and Likeness of the Bills of Credit lately Current in this Colony, and shall be all signed and numbered by the said *Thomas Bartow*, and *Daniel Smith, jun.* and in Case of their, or either of their Deaths, or other Disability, by *John Smyth*, Esq; of the *Eastern Division*, and *Abraham Hewling*, Esq; of the *Western Division*, or one, or both of them; and one half of them shall be delivered to the Treasurer of the *Eastern*

Division of this Colony, to be by him signed; and the other half to the Treasurer of the *Western Division*, to be by him signed; and in case of refusal or disability of either of the said Treasurers, then any three of the Persons nominated in this Act, are to sign the same. And in order that the said Bills may be numbered and signed with the less Charge and Risque, and with the more Convenience and Expedition, the said signers are to observe the Directions following, *viz.* First before the said signers do receive any of the said Bills, they shall each of them take an Oath, or Affirmation if Quakers, before a Justice of the Peace, for the true signing of the said Bills of Credit, and that they will sign no more than by this Act is directed, and that to the best of their Skill, they will perform what by this Act they are enjoined as their Duty; a certificate of which Oath or Affirmation is to be signed by the Justice and Deponent, or Affirmant, and to be delivered to the Treasurers with the Bills when Signed by them. Secondly, On the receiving the Bills from the Printer, the said signers shall burn and destroy the Blotters, and they shall divide the fair Bills so received into two equal Parts; and to avoid Confusion, shall agree betwixt themselves, how the part of each shall be numbered; and the one shall take the Stamps for the Indents, and the other shall take the Stamps for the Arms. Thirdly, Each of the said Signers may then carry his Part to his own House, there to be numbered and signed by him, with all possible Expedition, which (or such Part as is then absolutely Necessary) being done, they shall meet at a Day and Place before by them to be appointed and agreed on, and each deliver the Part Numbered and Signed by him to the other, in order for him to Sign the same; and they shall then together burn and destroy the Bills, (if any be) over and above the Number hereby appointed to be issued: And in like manner shall do from Time to Time, till all are signed and exchanged. Fourthly, Each of the said Signers may then carry the part of the Bills aforesaid, so delivered to him by the other, to their respective Houses, to be signed with all possible Expedition, and when signed in any Sums, from Time to Time, to be delivered to the Treasurer of the Division where the Signer lives, together with the said Certificate, of his having taken an Oath, or Affirmation as aforesaid, and the Stamps for the Indents and Arms, taking the Receipts of the respective Treasurers, for the Sums so delivered; which when produced shall be sufficient to discharge the said Signers respectively, their Heirs, Executors, and Administrators, from such Parts of the said Bills, as the Receipts do Express.

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

AND BE IT ENACTED by the Authority aforesaid, that the aforesaid Bills of Credit to be made and issued by Virtue of this Act, shall be and continue Current for and during the Time and Space of five Years to be computed from the Date of the said Bills, between Man and Man; but shall be received by the said Treasurers, for six Months thereafter and no longer. And shall be paid and received for the same Value expressed in and upon each Bill, for Goods, or

Lands, or any other thing bought and sold, by all Persons whatsoever, residing in and passing through this Colony, according to their Rates: And the Tender of the said Bills, for Payment or Discharging any Debt or Debts, Bargains, Sales of Land or other Things, Bonds, Mortgages, Specialties, and Contracts whatsoever already made, either for Sterling Money, Silver Money of *America*, Dollars, or any other species of Gold or Silver, or any other quantity of Plate, or Gold, shall be as effectual in the Law, to all intents and purposes, as if the Species contracted for, or the Current Coin passing in this Colony, had been offered and tendered for the same.

AND BE IT ENACTED by the Authority aforesaid, that if any Person or Persons, Creditor or Creditors, Obligee or Obligees, any Party or Parties, to any Contract, Covenant, Bargain, or Agreement, whatsoever already made, or hereafter to be made, at any Time, during the Currency of the said Bills, shall upon Tender made before two lawful Witnesses, of all or any their Debts, Dues and Demands whatsoever, (PROVIDED the said Tender be made of the whole Debt or Demand, that is due from any one Person, and not of a Part) in the Bills of Credit, made Current by this Act, refuse to accept or receive the said Bills of Credit, in discharge of the said Debts, Dues, or Demands, according to their Value or Rates, he, she, or they so refusing to accept the said Bills of Credit in Discharge as aforesaid, shall lose the said Debt or Debts, Sum or Sums of Money so refused, and they and every of them, they and every of their Heirs, Executors, and Administrators, shall for ever be barr'd from bringing his, her, or their Actions, for recovering the said Debt, or Debts, Sum, or Sums of Money so refused as aforesaid; and the Defendant may plead this Act in bar, to any Action or Actions, that shall be so commenced.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person or Persons, whatsoever within this Province, shall during the Currency of the said Bills of Credit, offer to sell, or expose to Sale, any Goods, or Chattles, Lands, or Tenements, whatsoever, and deny, or refuse to sell, or ask a greater Value for the same, unless Payment be made in Current Silver Money, Gold, Plate, Dollars, or other Specie whatsoever, and not in said Bills of Credit, (whereby the Credit of the said Bills may be impair'd) then and in such Case, the Person so exposing to sale, and refusing as aforesaid, shall forfeit for every such Offence, the Sum of *Twenty-five Pounds*, to be recovered by Action of Debt, in any Court of Record within this Province, with Costs of Suit, the one half to such Person as shall sue for and prosecute the same to effect, the other half to be paid into the Treasury, and to be applied for the Support of Government.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any Person, or Persons whatsoever, shall presume to Counterfeit, or be aiding and assisting in Counterfeiting or altering any of the Bills of Credit made Current by this Act, so as to make them pass or appear to be of greater Value than they were made Current for, or utter, or cause to be uttered, any Bill, or Bills, knowing the same to be Counterfeit, or altered as aforesaid, and be thereof legally Convict, he, she, or they shall incur the Pains and Penalties of Felony, without Benefit of Clergy, and shall suffer Death accordingly.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that Messrs. *Azariah Dunham*, and *Shobal Smith*, or *Thomas Scattergood*, and *Hugh Hartshorne*, or any two of them, are hereby authorized and directed, to agree with the Printer for the Price to be paid him for Printing the Bills, according to the Directions of this Act; and shall be, and are hereby appointed Inspectors of the Press, to take Care that the Printer of the Bills of Credit, doth duly perform the Duty hereby enjoined him.

AND BE IT ENACTED by the Authority aforesaid, that there shall be paid to the Printer of the said Bills of Credit, such Sum or Sums of Money for printing them, as the said Inspectors, or any two of them, shall certify under their Hands they had agreed to pay him for that Service.

And there shall be paid for inspecting the Press according to this Act, the Sum of *Ten Pounds*.

And there shall be paid to each of the Signers appointed by this Act, the Sum of *Fifteen Pounds*.

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

AND BE IT FURTHER ENACTED by the Authority aforesaid, that for the better Credit and more effectual sinking of the said Bills of Credit made Current by Virtue of this Act, there shall be assessed, levyed and raised on the several Inhabitants of this Colony, their Goods and Chattles, Lands and Tenements, the Sum of *Five Thousand Pounds* Yearly and every Year for and during the Term of three Years, to commence from the *tenth Day of May* in the Year of our Lord *One Thousand Seven Hundred and Fifty Seven*; to be paid in the Proportions and Manner following, viz.

By the County of *Middlesex*, the Sum of *Four Hundred and Fifty three Pounds, three Shillings and six pence, Three Farthings*, Yearly for every of the said three Years.

By the County of *Monmouth*, the Sum of *Six Hundred and Fifty seven Pounds three Shillings and four pence Half-penny*, Yearly for every of the said three Years.

By the County of *Essex*, the Sum of *Three Hundred and Eighty nine Pounds five Shillings and eight pence*, Yearly for every of the said three Years.

By the County of *Somerset*, the Sum of *Five Hundred and Fifty eight Pounds five Shillings and five pence*, Yearly for every of the said three Years.

By the County of *Bergen*, the Sum of *Three Hundred and Twenty nine Pounds Nine Shillings and eleven pence farthing*, Yearly for every of the said three Years.

By the County of *Burlington*, the Sum of *Six Hundred and Twenty five Pounds, one Shilling and ten pence five eighths*, Yearly for every of the said three Years.

By the County of *Gloucester*, the Sum of *Three Hundred and Ninety*

Pounds Eighteen Shillings and a Half-penny, Yearly for every of the said three Years.

By the County of *Salem*, the Sum of *Three Hundred and Forty Nine Pounds five Shillings and five pence half-penny*, Yearly for every of the said three Years.

By the County of *Cape May*, the Sum of *Eighty three Pounds Ten Shillings and ten pence half-penny*, Yearly for every of the said three Years.

By the County of *Hunterdon*, the Sum of *Seven Hundred and Eight Pounds Seventeen Shillings and seven pence*, Yearly for every of the said three Years.

By the Counties of *Morris* and *Sussex*, the Sum of *Two Hundred and Seventy seven Pounds Sixteen Shillings, and four pence one eighth*, Yearly for every of the said three Years.

By the County of *Cumberland*, the Sum of *One Hundred and Seventy seven Pounds one Shilling and ten pence farthing*, Yearly for every of the said three Years.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Quotas so proportioned as aforesaid, shall be assessed, raised, levied, collected and paid into the Treasury, in the same Method, Manner, Proportion and Form, and under the same Penalties, Forfeitures and Restrictions, and the several Officers shall receive the same Fees for their Services, as is directed by An Act entitled, *An Act for levying a Fund at different Periods by Provincial Taxes, for sinking the Sum of Fifteen Thousand three Hundred and two Pounds and four Pence, now outstanding in Bills of Credit, made Current for His Majesty's Service in the late War*. And that the said Sum of *Five Thousand Pounds* to be raised Yearly by Virtue of this Act for three Years, shall be well and truly applied for the Sinking the Bills of Credit made Current by this Act, and for no other use; and when the same shall be received by the Treasurers of this Province by Virtue of the said Tax for the said three Years, they shall sink the same agreeable to the Directions of the last mentioned Act: PROVIDED, that the Legislature shall not in the mean Time agree upon some other Expedient for sinking the same, in a more easy Method to the Inhabitants of this Colony.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if the Expedition mentioned in this Act, shall by General BRADDOCK's disapproving the Plan, or by any other Means, be laid aside; that then the Governor or Commander in Chief for the Time being, shall be and is hereby empowered forthwith to disband the Forces raised by Virtue of this Act, and to put an End to the whole Expence attending the said Expedition, so far as this Colony is concern'd in the same.