

THE  
ACTS AND RESOLVES,  
PUBLIC AND PRIVATE,  
OF THE  
PROVINCE OF THE MASSACHUSETTS BAY:

TO WHICH ARE PREFIXED

THE CHARTERS OF THE PROVINCE.

WITH

HISTORICAL AND EXPLANATORY NOTES, AND AN APPENDIX.

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PUBLISHED UNDER CHAPTER 87 OF THE RESOLVES OF THE GENERAL COURT  
OF THE COMMONWEALTH FOR THE YEAR 1867.

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VOLUME XVI.,  
BEING VOLUME XI. OF THE APPENDIX.

CONTAINING

RESOLVES, ETC., 1757-1760.

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*Ordered* that the Treasurer pay the Pet<sup>r</sup> the sum of four pounds being what was deducted from his Wages on the last Crown point Expedition, on Acc<sup>o</sup> of his Arms not being returned. [*Passed June 11.*]

Laws, xv., 695,  
chap. 416.

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## CHAPTER 59.

### ORDER DIRECTING THE PROVINCE TREASURER TO PAY 48/4 TO WILLIAM KING.

A PETITION of William King of Sheffield, setting forth that he was a Soldier in both the Crown point Expeditions in 1755. and 1756. whereby he was intitled to half pay during the intermediate space, but that he was not made up in the Muster Roll for the same; And praying Relief.

Read and

*Ordered* That the Treasurer pay to Cap<sup>t</sup> Ithamar Hubbell for the Use of the Pet<sup>r</sup> the sum of forty eight Shillings & four pence in full of y<sup>e</sup> half pay he was entitled to on his reinlisting into y<sup>e</sup> service on y<sup>e</sup> last Crown point Expedition, the same being omitted in Col<sup>o</sup> Dwights Muster Roll notwithstanding. [*Passed June 11.*]

Legislative  
Records of the  
Council, xxii.,  
44. Mass.  
Archives,  
lxxvii., 119.

House Jour-  
nal, pp. 40, 56.  
Province  
Laws, xv., 456,  
chap. 320.

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## CHAPTER 60.

### ORDER IMPOWERING JOS. WHETCOMB, GUARDIAN, TO SELL REAL ESTATE AND MAKING PROVISION IN REGARD TO THE PROCEEDS.

A PETITION of Joseph Whetcomb Guardian, and of Susanna Whetcomb Mother of Anna Whetcomb, daughter of John Whetcomb of Lancaster deceased, setting forth, that the Said Anna is Sole Heir to her deceased Father, who died seized of Fifty Six Acres of Land in Lancaster with some unfinished Buildings thereon, and that there is no Estate (except the Land be sold) wherewith to finish the same and that without there are Some Disbursements on the Buildings they will go to decay; and that the whole rents for no more at present than Forty shillings  $\text{p}$  Annum; Therefore praying liberty to sell the same for the benefit of the said Anna.

Read and

*Ordered* that the Prayer of the Petition be granted; and that the Petitioner be and hereby is empowered in his said Capacity as Guardian to make Sale of the said Deceased's Real Estate for the most it will fetch; and to make and execute a good Deed or Deeds thereof, he observing the Law of this Province respecting the Sale of Real Estates by Executors and Administrators; Provided sufficient Caution be given to the Judge [of]<sup>1</sup> Probate for the County of Worcester that the Proceeds of said sale shall be secured and applied to the Benefit and Advantage of the lawful Heir or Heirs, reserving to the Widow of the Deceased only the annual Income of one third Part thereof in Lieu of her Right of Dower in the Premises, during her natural Life; and at her Decease to be disposed of as the Law directs. [*Passed June 11.*]

<sup>1</sup> Inserted from Legislative Records of the Council, xxii., 45.

<sup>2</sup> The date of final concurrence in the Council is given in Mass. Archives as June 10, evidently a mistake, as the same order states that its reading in the House occurred on June 11.

Legislative  
Records of the  
Council, xxii.,  
45. Mass.  
Archives, xix.,  
582.

House Jour-  
nal, pp. 54, 58,  
59. Province  
Laws, ii., 151,  
chap. 10.