

RECORDS  
OF  
THE GOVERNOR AND COMPANY  
OF THE  
MASSACHUSETTS BAY  
IN  
NEW ENGLAND.

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EDITED BY  
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VOL. IV.—PART I.

1650—1660.



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## REMARKS.

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**T**HIS volume, whose natural position in the series is next to the second, is divided into two parts, on account of its large size. Each part is perfect in itself, having the names of those who took the freeman's oath printed separately at the end, and also the proper indexes. The original manuscript volume corresponding with these two parts is known as Volume IV.; in order, therefore, that the printed copy may bear the same volume number, it is designated as Volume IV., Parts I. and II.

Part I. embraces the period commencing on the twenty-second of May, 1650, and terminating with a session of the General Court held on the nineteenth of December, 1660.

Part II. commences with the record of the proceedings of the General Court of Election held on the twenty-second of May, 1661, and ends with that of the session of March, 1673-4.

The Introductory Remarks of a general character which are printed in connection with the first and third volumes are strictly applicable to this.

N. B. S.

DECEMBER, 1854.

## MARKS AND CONTRACTIONS.

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A Dash  $\bar{\text{~}}$  (or straight line) over a letter indicates the omission of the letter following the one marked.

A Curved Line  $\sim$  indicates the omission of one or more letters next to the one marked.

A Superior Letter indicates the omission of contiguous letters, either preceding or following it.

A Caret  $\wedge$  indicates an omission in the original record.

A Cross  $\times$  indicates a lost or unintelligible word.

All doubtful words supplied by the editor are included between brackets, [ ]

Some redundancies in the original record are printed in Italics.

Some interlineations, that occur in the original record, are put between parallels, || ||.

Several characters have special significations, namely:—

<p>@, — annum, anno.</p> <p>ā, — an, am, — curiā, curiam.</p> <p>ā, — mātrate, magistrate.</p> <p>ḃ, — ber, — numḃ, number; Roḃt, Robert.</p> <p>č, — ci, ti, — acčon, action.</p> <p>čō, — tio, — jurisdicčōn, jurisdiction.</p> <p>č, — cre, cer, — ačs, acres.</p> <p>đ, — đđ, delivered.</p> <p>ē, — Trēr, Treasurer.</p> <p>ē, — committē, committee.</p> <p>g̃, — g̃ñal, general.</p> <p>h, — chr, charter.</p> <p>ĩ, — begĩg, beginĩg, beginning.</p> <p>ł, — łre, letter.</p> <p>m̄, — mm, mn, — com̄ittee, committee.</p> <p>m̄, — recoḿdačōn, recommendation.</p> <p>m̄, — mer, — form̄ly, formerly.</p> <p>m̄, — month.</p> <p>n̄, — nn, — Peñ, Penn; año, anno.</p> <p>ñ, — Dñi, Domini.</p> <p>ñ, — ner, — manñ, manner.</p> <p>ō, — on, — mentiō, mention.</p>	<p>ō, — mō, month.</p> <p>ḡ, — par, por, — ḡt, part; ḡtion, portion.</p> <p>p, — per, — pson, person.</p> <p>p, — pro, — pporčōn, proportion.</p> <p>p̄, — pre, — p̄sent, present.</p> <p>q, — q̄stion, question.</p> <p>q̄, — esq̄, esquire.</p> <p>ř, — Apř, April.</p> <p>š, — š, session; šd, said.</p> <p>š, — ser, — švants, servants.</p> <p>ł, — ter, — neuł, neuter.</p> <p>č, — capč, captain.</p> <p>ũ, — uer, — seũal, seueral.</p> <p>ũ, — aboũ, aboue, above.</p> <p>v̄, — ver, — sev̄al, several.</p> <p>ŵ, — ŵn, when.</p> <p>y<sup>a</sup>, the; y<sup>m</sup>, them; y<sup>n</sup>, then; y<sup>r</sup>, their; y<sup>s</sup>, this; y<sup>t</sup>, that.</p> <p>z, — us, — vilibz, vilibus.</p> <p>ℓ, — es, et, — statutℓ, statutes.</p> <p>ℓ̄, &amp;č, &amp;c<sup>a</sup>, — et cætera.</p> <p>vizℓ, — videlicet, namely.</p> <p>/, — full point.</p>
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**THE COLONY RECORDS.**

1650—1660.

journey, and that they vse their vttmost skill and abillitie to take a true obseruation of the latitude of the place, and that they doe it withall convenient speed, and make returne thereof at the next sessions of this Court.

1652.

1 June.

In ans<sup>r</sup> to the petition of the inhabitants of the Conduite Streete in Boston, the Court doth graunt their request, that whereas James Euerill, Joshua Scottow, W<sup>m</sup> Hudson, Hannah Hanbury, Edmond Jackson, Willjam Awbrey, in behalfe of the vndertakers of the iron workes, possessing the right of Valentjne Hill and Joseph Wormell, Willjam Cotton, J<sup>no</sup> Lowe, Leonard Buttles, Thomas Yeow, Richard Norton, and J<sup>no</sup> Bateman, tooke into serious consideration their oune necessitjes for the dayly vse of fresh water for their seuerall familjes, and especially the eminent dainger if any scathfier should happen amongst them, (w<sup>ch</sup> God forbid,) having no water in any readjnes at all tjmes to bestede them in such extreame dainger, and duely weighing that the procuring of water into the sajd streete, not only to be a burden to heavy for any one to beare, but the priuiledge to be to great for any one solely to enjoy, itt is therefore ordered and enacted by this Courte and the authoritje thereof, that from henceforth the sajd inhabitants above mentioned shallbe a corporation, and incorporated into one body or company, and that it shall and may be lawfull for the sajd company yeerely vppon the first day of July, if not the Lords day, or if it be, then on the second day of the moneth, to meete together, and the whole body so mett, by the major p<sup>te</sup> of the votes, to elect two of the proprietors of the sajd body to be wardens, or masters of the sajd waterworks for that ensuing yeere, and no longer, without a new election, who shall take order for the due pajment of their annuall rent to M<sup>r</sup> Willjam Ting, according to their couenant and agreement w<sup>th</sup> him, and to see that the conditions on both parts be truly p<sup>formed</sup>, and from tyme to tyme to see and take order that all necessary repaires about the sajd waterworkes be speedily made and finished, and that it shall be lauffull for the sajd wardens for the tyme being, when and as often as occasion shall requier, to warne all the members of the sajd body to meete together, as well to consult, advise, and conclude \*of any necessary matter or worke to be donne in and about the sajd waterworkes, as to satisfy such their disbursements vnto them, and that it shall and may be lawfull for the sajd wardens for the tyme being to distrajne the goods of any person or persons, refusing to pay his due proportjon, being lawfully demaunded, and truly and plainly made knoune vnto him, rendring the ouerplus. And it is further ordered, that if any proprietor of lands, w<sup>th</sup>in the sajd streete or elsewhere, shall please to come into the sajd body, it shallbe lawfull and in the power of the sajd wardens for the tyme being, with the consent of the major p<sup>te</sup> of the company, to receive them vppon such condiçõns as shall be propor-

[\*94.]

1652.

1 June.

tionably answerable to the charges and disbursments in procuring and maintaining the same. And it is further ordered, that if any person or persons shall be found guilty of corrupting, wasting, or spoiling of the said water, or waterworkes, or damnifying the pipes, cisternes, or fountaines, it shall be lawfull to and for the said warden for the time being to impleade such persons for and in the name of the whole company or body, and damage recovered to be improved to the benefit of the whole body, as likewise to be impleaded, and damage lost to be equally borne by the whole company; and for such as shall take water there without license, it shall be lawfull for the wardens for the time being, or whom they shall appointe, after warning given them, to take away and withhold such vessells from them as they shall bring to carry away such water with. And it is further ordered, that if any scathfier should happen, that then it shall be lawfull for any person or persons without leave to take water, and, if neede requier, to breake vp as many places of the couer of the said conduite as shall be needefull for the speedy help and convejanee of water as such a case of dainger requires and the place will afford. And further, it is ordered, that it shall and may be lawfull for the wardens for the time being to graunt license for a time for such poore persons as are not able to purchase a proprietie therein; provided, that no man, by this act, be barred from his proprietie or libertie for improving it in preserving of his due right in all water courses within his owne land, and that every man hath libertie of replevin, and after sentence to appeale to the next County Court. The Court is adjourned to ye 19<sup>th</sup> October.

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19 October. *Att the second Sessions of the Gennerall Court, held at Boston, the 19<sup>th</sup> of October, 1652.*

For advancement of learning.

**A** DECLARATION concerning the advancement of learning in New England by the Generall Courte. If it should be graunted that learning, namely, skill in the tounge and liberall artes, is not absolutely necessary for the being of a common-wealth and churches, yett wee conceive that, in the judgment of the godly wise, it is beyond all question not only laudable, but necessarje for the wellbeing of the same; and although New England (blessed be God) is competently furnished (for this present age) with men in place, and vpon occasion of death or otherwise, to make supply of magistrates, associates in Courts, phisitions, and officers in the commonwealth, and of teaching elders in the churches, yett for the better discharge of our trust for the next generation, and so to posteritie, being the first founders doe weare away apace,