

That the prayer of the said petition be and the same is hereby granted, and that the said George Jenckes, Leven Jenckes, Silvanus Jenckes, John Jenckes and Jesse Bushee and Martha his wife, and the said Esck Jenckes and Bucklin Jenckes, the infants aforesaid, either by themselves or their guardian aforesaid, be and they hereby are authorized and empowered, to make, execute and deliver, a deed or deeds of partition or quitclaim, for dividing the aforesaid premises, in conformity to the design and intention of the said George Jenckes and Esck Jenckes deceased, as expressed in their aforesaid agreement, which deed or deeds, so made, executed and delivered, shall be as valid and effectual in law, as if the said Esck Jenckes and Bucklin Jenckes had respectively arrived at the age of twenty-one years, and shall vest in the said George Jenckes, and the said heirs of the said Esck Jenckes deceased respectively, the same estate and interest in the aforesaid premises, that would have vested in the said George Jenckes and Esck Jenckes deceased, respectively, had the aforesaid agreement been by them duly executed, and that the said George Jenckes, and the heirs of the said Esck Jenckes deceased, shall thereafter hold in severalty, their respective parts of said premises accordingly.

On the petition of Solomon Taylor, of Scituate, in the county of Providence, guardian of the person and estate of Mary Relph, of said Scituate, setting forth that the said Mary is possessed of a real estate, lying in said Scituate, consisting of about thirty seven acres of land, with some small improvements thereon; that the said Mary being *non compos mentis*, is utterly incapable of transacting her business, or supporting herself, without the assistance of others, and that John Potter and Aaron Colvin, of Scituate and Richard Angell, of Johnston, to whom the said estate will belong after the decease of the said Mary, are willing to become obligated to the said town of Scituate, for her decent and comfortable support, during her life, and to pay all her just debts, provided they can have the benefit of her estate, *It is Voted and Resolved*, That the prayer of the said petition be and the same is hereby granted, and that the said Solomon be and he is hereby authorized, under the direction of the Court of Probate of said town of Scituate, to sell all the right and title the said Mary has in and to the said real estate, to give a deed or deeds of the same to the purchaser or purchasers, which shall convey all the right of the said Mary to the same, and to pay the proceeds of said sale to the said John Potter, Aaron Colvin and Richard Angell; provided they the said John, Aaron and Richard, shall give bonds, to the satisfaction of said Court of Probate, to support and maintain the said Mary during her life.

An Act for the Protection of the Water-Works, in Providence, belonging to Jeremiah Olney, Esq.

WHEREAS Jeremiah Olney, of Providence, hath preferred a petition to this General Assembly, setting forth that he is in possession of a living spring of good and wholesome water, and that he has already commenced the operation of conveying said water, at his

Act for the protection of J. Olney's water-works.

own expense, through logs under ground, into the compact part of said town of Providence, for the accommodation of such of the inhabitants as may incline, from time to time, to purchase rights; and praying this General Assembly to pass an act, making all contracts, mutually entered into by said Olney, his heirs or assigns, with any person or persons, for supplying any of the inhabitants of said town, or any other person, with water from said water-works, equally binding on both parties, and that actions may be supported thereon, and praying also this General Assembly, to pass an act for the protection of the fountain and main aqueduct, cross-tubes, pent stocks and conductors, that are now placed and established, as well as such as shall hereafter be found necessary to be placed and established, in the further prosecution of said water-works: And this General Assembly, being desirous of encouraging and promoting, by all proper means, an undertaking so laudable, and that may prove greatly advantageous to many of the inhabitants of said town of Providence, *Be it therefore enacted by this General Assembly, and by the authority thereof it is hereby enacted,* That all contracts that shall hereafter be made and mutually entered into, by and between said Olney, his heirs or assigns, with any person or persons, for supplying any of the inhabitants of said town of Providence, or any other person or persons, with water from said water-works, shall be equally binding on both parties, and that actions may be supported thereon, in any Court proper to try the same.

And be it further enacted by the authority aforesaid, That if any person or persons shall wilfully, wantonly or maliciously, injure or destroy the main aqueduct, or any of the fountains, cross-tubes, pent-stocks or conductors, that now are placed and established for the purpose aforesaid, or which shall be hereafter placed and established, in the further prosecution of said water-works, or shall in any manner obstruct the passage of the water through or from the same, he she or they so offending, shall forfeit and pay to the said Jeremiah Olney, his heirs or assigns, double the damages by him or them sustained in consequence thereof, to be recovered by the said Jeremiah Olney, his heirs or assigns, by an action of the case, in any Court competent to try the same.

Petition J.
Capwell vs.
Creditors.

On the petition of Jeremiah Capwell, of Coventry, in the county of Kent, praying, for certain reasons therein stated, for the benefit of an act passed in June, A. D. 1756, entitled, "An Act for the Relief of Insolvent Debtors," *It is Voted and Resolved,* That the prayer of said petition be and the same is hereby granted, and that the benefit of said act be extended to him.

W. Peckham
for sale of real
estate.

Upon the petition of William Peckham, administrator on the estate of Silas Peckham, deceased, praying for authority to sell the real estate whereof the said Silas died seized, situate in the town of Providence, *It is Voted and Resolved,* That the prayer of said petition be granted, and that the said William, in his said capacity, be and he hereby is authorized to make sale of the real estate, whereof
said