

In SENATE, March 8, 1792.

WHEREAS the committee that were appointed to inquire into the practicability, utility & probable expense of cutting a navigable Canal, across the Isthmus, that divides Barnstable Bay from Buzzard's Bay, have caused said Isthmus to be surveyed, and a plan of that survey having been produced to the Legislature, by which it appears that it is practicable to make a navigable Canal across the Isthmus aforesaid. And whereas it also appears to the Legislature, that if the said Canal is made, it will be beneficial to the commerce carried on between this state lying south of it, and therefore it would be reasonable that the canal in contemplation should be made and supported by the commerce which may be carried on by means of the same:

RESOLVED, That the Legislature, upon application being made to them, will authorize any person or persons, to make a canal across the Isthmus, that divides Barnstable Bay from Buzzard's Bay, and grant for the benefit of the person or persons, who may undertake to complete the same, a reasonable Toll on all Vessels and goods that may pass the said canal, on such conditions, and for such term of time, as may hereafter be provided.

And be it further RESOLVED, That the Secretary of the Commonwealth, be and hereby is directed to take such measures for the security and preservation of the plan aforesaid, as may appear to him to be necessary, and that he permit the said plan and the report of the committee to be examined, by any person or persons, that may apply to examine or view the same.

And the Secretary is further directed to cause this resolve to be published three weeks successively in the INDEPENDENT CHRONICLE.

(This Resolve passed the Legislature, March 8, 1792.) True—Copy—Attch.

JOHN AVERY, Jun. Secretary.

Bacon's Abridgment.

PROPOSAL OF ISAIAH THOMAS, OF WORCESTER, FOR PRINTING BY SUBSCRIPTION. In Five large Royal Octavo Volumes, Page for Page, with the best British Editions of the most correct English Copies. A NEW ABRIDGEMENT OF THE TRUE AND MIDDLE TEMPLE. With many additional Notes and References, of and to modern Determinations.

CONDITIONS. I. The work shall be carefully printed, on good paper, with a new type, call for the purpose. II. The price, in handsome law binding, lettered, shall be only SIXTEEN DOLLARS, for a complete set. III. Those who subscribe for nine sets shall have a tenth gratis. IV. The money to be paid punctually, when the books are ready for delivery. V. The work shall be committed to the press as soon as 400 copies are subscribed for, and be completed with expedition.

To the Gentlemen of the LAW. DESIROUS to forward, as much as in my power, the printing of all valuable professional Books, that may save in our country the money annually sent to Europe for their purchase, I have ventured to issue a proposal for printing BACON'S ABRIDGMENT; and doubt not, should I be encouraged by a liberal subscription, to execute the work, to your satisfaction. This being the largest work in common use, among your profession, in this country, will no doubt be re-printed here, and gentlemen may readily have the satisfaction of being supplied with Law Libraries printed in the United States. Permit me, gentlemen, to solicit your aid, to this undertaking, by giving it such attention as the advancement of the useful arts in your country demands, and such encouragement to the subscription as your influence can readily effect. With esteem and respect, I am, Gentlemen, your very humble servant, ISAIAH THOMAS. Worcester, Massachusetts, Jan. 10, 1792.

PROPOSAL BY TIMOTHY GREEN & SON, FOR PRINTING BY SUBSCRIPTION, In six Volumes, demi duodecimo, Containing about 350 pages each:

Letters and Sermons, WITH A REVIEW OF Ecclesiastical History, AND HYMNS. BY JOHN NEWTON, Rector of St. Mary, Woolnorth, London.

CONDITIONS. I. This work shall be printed on an elegant new type, and good paper. II. It shall be printed page for page with the Edinburgh edition—and neatly bound, lettered and numbered. III. The price to subscribers will be only 25s., although the Edinburgh edition cost 30s. IV. It shall be put to press so soon as 400 sets are subscribed for. V. Those who subscribe for nine sets shall have a tenth gratis. VI. Privateers and Booksellers are still allowed. VII. The names of the subscribers shall be inserted in the last volume. VIII. If on receipt and perusal of the 1st vol. the work does not answer the expectation of any subscriber, he shall be at liberty to withdraw his subscription for the succeeding vol. on giving notice to the Editors previous to their entering on the 2d vol.—It may be noted that the volumes are not dependent on each other.

For the information of those who are unacquainted with this author's writings, the editors would observe, that in the early part of his life he was a Captain in the African trade, and an ardent enemy to divine revelation—but being convinced of his errors and reclaimed by the generous vices by the grace of the gospel, he became a zealous advocate and fervent preacher of the Christian religion, of the episcopal order, and in his letters, giving an history of himself, and his correspondence with christian friends, as well as his practical sermons, breathes such a mild, candid, catholic spirit, as will entice him to professing christians of every denomination. \* SUBSCRIPTIONS for the above work are received by the Printer thereof.

New Establishment of the American Army. ALL OLD SOLDIERS, who served in the late war with reputation, and have an inclination to commence Soldiers again. And all young MEN, whose spirit and ambition leads them to a more noble employment than supporting themselves by hand labour, are hereby informed, that an opportunity now offers them to engage in the military service of their country. Those who have an inclination to engage are directed to call on the subscriber, who will attend at the rendezvous in Springfield, or on Lieutenant Cornelius Lyman, at Northampton, where they will receive every information necessary respecting bounty, pay and clothing. THOMAS HUNT, Capt. and United States Regiment. Springfield, May 1, 1792.

WILL COVER, THE HORSE CALLED THE BRIGHT BAY. Formerly owned by COL. BENJ. BORNAY, of Chelsea, seven years old, bright chestnut colour. As the Pedigree is needless to defend in it, as he is the immediate descendant from the Old Royal Arabian, and his beauty, activity and docility, together with his excellent qualities for a Carriage horse, render him a sufficient inducement for gentlemen to put their breeding mares to him. He is offered at a very low price. For particulars apply to the subscriber, who will attend at the rendezvous in Springfield, or on Lieutenant Cornelius Lyman, at Northampton, where they will receive every information necessary respecting bounty, pay and clothing. THOMAS HUNT, Capt. and United States Regiment. Springfield, May 1, 1792.



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ON THURSDAY, the 1st day of June, at the House of SETH WARD, in the County of Hampshire, at 10 o'clock in the afternoon—One half of four Hogs, Lot No. 1, in the field; being Lots No. 25, in the second, third, fourth and fifth division, containing in all 100 Acres, being the real estate of JAMES WOOD, of the County of Worcester, Genl. HENRY WOOD, N. B. The other half of the same lots may be chased at the same time. May, 2, 1792.

FOR SALE AT PUBLIC AUCTION, ON THURSDAY, the 31st day of MAY next, at the house of Capt. Bortwood, in the County of Conway, or at private sale before: A GOOD FARM, LYING in CONWAY, containing Two Hundred and Twenty Acres, well watered, with a variety of Fruit Trees; a convenient Dwelling, Barn, and other Buildings; lying a Mile West of Meeting-house. FOR further particulars, previous to, or at the time of sale, apply to the Subscribers. AMZI CHILDS, THOMAS W. DICKINSON, SAMUEL CHILDS, 2d. Deerfield, April 16th, 1792.

Strayed or Stolen from the pasture of Oliver Wright, in Westampton, on the 1st of a light forel Mare COLT, about 14 hands high, containing two years old, natural trotter, with a streak in her face, lately docked. Whom ever she is seen, or any information where she is, she shall have a handsome reward, and all charges paid, by THOS. BRIDGMAN, Northampton, April 29, 1792.

WE the subscribers, being appointed commissioners by the Hon. Eleazar Fisher, Esq. Judge of Probate for the County of Hampshire, do hereby certify the claims of the creditors to the estate of Jesse Reed, late of Charlemont, deceased (representing insolvent) and one year being allowed to the creditors of said estate from the first day of March, 1792, to bring in their claims, hereby give notice, that we attend that business at the house of the Widow E. Reed, in Charlemont, on the first Monday of September and February next, from two to seven o'clock P. M. on each of said days. ARTEMAS RICE, Commission. CALVIN RICE, do.

ALL Persons indebted to the above named estate, are desired to make immediate payment at the house of RUTH REED, Administratrix, Charlemont, April 6, 1792.

TO BE SOLD. ABOUT Eighty acres of very good land, fit for a settlement, or for a pasture, pleasantly situated in the County of Hampshire, on the great leading from Chilmington through said Westampton, will keep 15 head of Cattle, fustinet and more. Further information may be had of Capt. Samuel Law, or of Widow Harwood, adjacent to said land, by the subscriber, JOHN CHAMBERLAIN, Worcester, April 10, 1792.

WILL COVER, THE HORSE CALLED THE LARK. A noted English Horse of good breeding bred in Virginia; whose credit is equal to any in this part of the Country. Also, To be Sold or Let, a young cowing mare four years old, very likely fitted by the LARK. ASASHEL POMEROY, Northampton, May 9, 1792.

WILL COVER, This feathered Week about at Dr. Robert Swalesher's, in Chelsea, and at Mr. Timney's in Goshen, at the moderate price of 4/6 the leap, of the Season, and to ensure a foal; that beautiful Horse called the ROVER. Formerly owned by COL. BENJ. BORNAY, of Chelsea, seven years old, bright chestnut colour. As the Pedigree is needless to defend in it, as he is the immediate descendant from the Old Royal Arabian, and his beauty, activity and docility, together with his excellent qualities for a Carriage horse, render him a sufficient inducement for gentlemen to put their breeding mares to him. He is offered at a very low price. For particulars apply to the subscriber, who will attend at the rendezvous in Springfield, or on Lieutenant Cornelius Lyman, at Northampton, where they will receive every information necessary respecting bounty, pay and clothing. THOMAS HUNT, Capt. and United States Regiment. Springfield, May 1, 1792.

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Hamshire Gazette.

NORTHAMPTON, (Massachusetts) PRINTED AND PUBLISHED BY WILLIAM BUTLER. Vol. VI.] WEDNESDAY, MAY 23, 1792. [Number 299.]

Proceedings of Congress.

HOUSE OF REPRESENTATIVES of the UNITED STATES. WEDNESDAY, APRIL 4.

THE petition of Mary Carter, praying compensation for services rendered by her deceased husband, was read and referred. The petition of George Bradford, praying an increase of the pension which he at present receives, was read and laid on the table. The petition of Thomas Gray, praying compensation for a loss sustained during the war was read and referred to the Secretary of the Treasury. The House then took up the order of the day on the report of the Secretary of the Treasury on the subject of the public debt, and after having gone thro' the resolution as reported by the committee of the whole, a committee of five was appointed to bring in a bill in conformity thereto.

On motion, resolved, that the President of the United States, be requested to cause the proper officers of the executive, to lay before this House such papers of a public nature as are necessary for a due investigation of the causes of the failure of the expedition, under General S. Clair, and a committee appointed to acquaint the President therewith. THURSDAY, APRIL 5. A message was received from the President of the United States, transmitting the bill for the appointment of representatives among the several States, with objections.

On motion, Resolved, That the objections made by the President to the above bill be entered at large on the journals of the House, and that tomorrow be appointed to consider them. A message was received from the Senate, with a resolution that Congress adjourn on the 17th day of April, to which they requested the concurrence of the House. The bill for the relief of the trustees of Wilmington Academy, was read a third time and passed.

The bill for the relief of persons confined for debt, was read a second time. Mr. Livermore, from the committee appointed for that purpose, reported a bill in favor of Catharine Green, which was read and laid on the table. The House then resolved itself into a committee of the whole, Mr. Bourne in the chair, on the report of the Secretary of the Treasury, on the subject of ways and means. After some time spent in debate, the committee rose and the chairman reported progress. FRIDAY, APRIL 6. The President's message, with the representation bill returned to the House with objections, and the bill being read.

On the motion, Will the House, on consideration, agree to pass the bill?—It passed in the affirmative, yeas 28, nays 33. SATURDAY, APRIL 7. The bill supplementary to the act for the establishment and support of lighthouses, beacons, buoys, and public piers, was read twice and taken up by the committee of the whole; who, after making one amendment, rose, and the chairman reported the bill accordingly. This amendment was moved by Mr. Parker—which was established three floating beacons on the Chesapeake.

The amendment being agreed to by the House, the bill was read a third time and passed. The bill to grant a lighthouse on Montauk point, in the State of New York, was read the third time and passed. The House receded from their amendment to the bill for fixing the compensation of the Doorkeepers of both Houses of Congress, disagreed to by the Senate. A committee was appointed to prepare and bring in a bill for the appointment of representatives among the several States, at the ratio of one representative for every 30,000 persons. A bill was brought in, which was read twice, and made the order of the day on Monday next. A committee of the whole on the report of the Secretary of the Treasury on the ways and means—the committee agreed to sundry resolutions, which being reported to the House, a committee was appointed to bring in a bill.

MONDAY, APRIL 9. A resolution for authorizing the commissioners for settling the accounts of the United States with the State of Maryland, was taken into consideration, and agreed to, and a committee appointed to bring in a bill accordingly. A committee of the whole on the bill appointing representatives among the several States, &c.—Mr. Butler in the chair.

The bill being read, Mr. Clark moved to fill the first blank with 33,000. Mr. White proposed 50,000. After some debate, the question on 33,000 being put, it was carried, 34 members voting in the affirmative. The committee then rose and reported the bill with one amendment. The House took this amendment into consideration—on the question to agree to the same, the yeas and nays being demanded, were—yeas 54; nays 30. The blanks were then filled up, as follows: New Hampshire 2; Massachusetts 12; Vermont 2; Rhode Island 2; Connecticut 7; New York 20; New Jersey 13; Pennsylvania 12; Delaware 2; Maryland 8; Virginia 14; Kentucky 2; North Carolina 10; South Carolina 6; Georgia 2.

It was then ordered that the bill be engrossed for a third reading tomorrow. The bill for altering the times of holding the circuit Courts, &c. was taken into consideration; first amendments were agreed to, the bill read the third time, and passed. A message from the Senate, by Mr. Secretary Otis, informing the House, that the Senate have agreed to the amendments of the House to the bill providing for the establishment and support of lighthouses, &c.

A communication from the Secretary of War, pursuant to orders from the President of the United States was read, accompanied with various Papers relative to the late expedition under Genl. S. Clair. In committee of the whole, the bill to extend the time heretofore granted for the payment of duties on certain teas—Mr. W. Smith in the chair.—The committee made no amendments to the bill, and the House ordered that it be engrossed for a third reading. In Committee of the whole on the bill received from the Senate, concerning Confiscated Viceconsuls.—Mr. B. Bourne in the chair. The committee went thro' the discussion of the bill, and made sundry amendments; one of which was to strike out the 3rd section—which were reported to the House.—The House took the amendments into consideration, and adopted the same.

THURSDAY, APRIL 10. The bill concerning Confiscated Viceconsuls—the bill to extend the time heretofore granted for the payment of the duties on certain teas imported since 30 March, 1791—and the new Representative bill. Mr. Findley, of the committee on the memorial of Henry Hill, reported that it would be proper to annex a provisional clause to the bill now pending before the House, for the indemnification of the estate of the late Major General Green—This report was referred to the committee of the whole on the above bill. A report was read on the memorial of Moses Young, which was in favor of the memorial.

A bill was read twice, to direct the settlement of a certain claim of the State of Maryland—and made the order of the day tomorrow. In committee of the whole, on the bill to indemnify the estate of the late Major General Nathaniel Greene.—Mr. Sney in the chair.—On motion of Mr. B. Bourne, the provisional clause aforesaid, was added to the bill—some other amendments were added—and then the committee rose, and the amendments were reported to the House.—The House took the same into consideration, and agreed to them, except the proviso—several other amendments were made, and on the question for engrossing, the yeas were 37—nays 23.

Mr. Bourne, of the committee of enrollment, reported that they had examined four bills, and found them duly enrolled. A message was received from the Senate, informing the House that they have passed the bill apportioning the representatives according to the first enumeration. Another message from the Senate informed the House that they agree to the amendments of the House to the bill for altering the times of holding the circuit Courts, &c. also to the amendments to the bill concerning Viceconsuls and Viceconsuls. The House took into consideration the amendments of the Senate to the bill—and agreed to them. The bill was postponed until tomorrow—and then the House adjourned.

WEDNESDAY, APRIL 11. Mr. Bourne, from the committee for enrolled bills, presented a bill for an apportionment of representatives among the people of the several States, and Mr. Speaker signed the same. A memorial from Joseph Cerechi, Roman Sculptor, respecting the erection of the Natural Monument, was read and referred to a select committee. An engrossed bill, to indemnify the estate of the late Gen. Greene, was read a third time and passed—Yeas 33—Nays 23. Mr. Bourne, from the committee of enrollment reported a bill for altering the times of holding the circuit Courts, &c. and Mr. Speaker signed the same. Mr. Fitzmoore, from the select committee appointed, reported a bill for raising a further sum of Money for the defence of the frontiers, which was read a fifth

and second time, and ordered to be committed to a committee of the whole. Mr. White proposed 50,000. After some debate, the question on 33,000 being put, it was carried, 34 members voting in the affirmative. The committee then rose and reported the bill with one amendment. The House took this amendment into consideration—on the question to agree to the same, the yeas and nays being demanded, were—yeas 54; nays 30.

A message was received from the President, notifying that he had approved and signed an act to ascertain the bounds of a tract of land purchased by John Snyman. Mr. Bourne, from the committee of enrolled bills, reported, that the committee had examined two bills—one an act concerning the compensation and viceconsuls; the other, an act to compensate the proprietors of trustees of the public grammar school and academy of Wilmington, in the State of Delaware, for the corruption of, and damages done to the said school, during the late war.

The House resumed the consideration of the amendments proposed by the Senate to the militia bill—and after some time spent, the House disagreed to the said amendments. Ordered, That a committee be appointed to prepare and bring in a bill or bills, for calling forth the militia, when necessary, to execute the laws of the United States, to suppress insurrections, and respect travellers—Messrs. White, Gerry, and Murray are the committee. The House in committee of the whole, took into consideration the bill to direct the settlement of certain claims of the State of Maryland, made some progress thereto. Adjourned.

FRIDAY, APRIL 13. A message was delivered by Mr. Secretary Otis, informing the House, that the President of the United States had notified the Senate of his having yesterday signed an act supplemental to the act for the establishment and support of lighthouses, beacons, buoys and public piers; an act fixing the compensation of doorkeepers of Congress; and an act to erect a lighthouse on Montauk Point in the State of New York. A message from the President was delivered by Mr. Secretary Otis, together with a letter from the Secretary of State, enclosing a copy of a communication from the Minister Plenipotentiary of Great Britain, relative to the commercial intercourse between the two nations.—At the same time Mr. Lear, notified the House, that the President had approved and signed an act to compensate the Trustees of the public Grammar School of Wilmington in the State of Delaware.

The House went into a committee of the whole on the report of the Secretary of the Treasury on the deficit of the Treasury for the year 1791. Mr. Fitzmoore having brought forward a number of resolutions, which had been prepared on the subject, and

The committee having risen and reported thereon, Some gentlemen wished for the immediate appointment of a select committee, to prepare at once a bill, in conformity thereto. Other gentlemen however thought it necessary they should undergo some little consideration, before the House should so far give their sanction, as to order them to be digested into a bill. The latter opinion prevailing, the resolutions were ordered to be printed for consideration.

A memorial was then presented from an invalid Officer, stating fourth that he had applied yesterday, to the Judges of the Circuit Court in this city, to be put on the pension list pursuant to the late law of Congress; and that the Court having refused to take cognizance of his case, he was obliged to apply to Congress for relief. The sitting Judges were Messrs. Wilson, Blair and Peters; and, from an account which Mr. Bourne gave in his place, it appeared that the Court thought the examination of his disability a very extraordinary duty which imposed on the Judges; and looked on the law which imposed that duty, as an unconstitutional one, inasmuch as it directs the Secretary of War to state the mistakes of the Judges to Congress for their revision; they could not therefore accede to a regulation tending to render the Judiciary subject to the Legislative and executive powers, which from a regard for liberty and the constitution, ought to be kept carefully distinct; it being a primary principle of the utmost importance, that no decision of the Judiciary department should under any pretext, be brought in review before either the Legislature or the executive department of the government, neither of which have to any instance revisionary authority over the judicial proceedings of the courts of Justice. Another objection, on the part of the Judges, was that whereas there are laws now in force, prescribing a day, beyond which the Courts shall not sit; this new law declares that the Court shall sit five days for the purpose of hearing claims, whether they be offered by an individual or a body of men, and leaves nothing to the discretion and integrity of the Judges, to sit as long as they have public business to do.