

and Upper House of Assembly were made drunk by him, L. H. J. in which Condition with allurement of the Money a bargain was brought about for the Land in Question.

Secondly that the said Land was purchased by him at an under rate the Consideration being Expressed in the Deed to be Twenty Seven Pounds Ten Shillings Currant Money, whereas the Publick paid Maj<sup>r</sup> Sewall the Year following for a Tract of Land Called Indian Neck of which Tract Isaac Nicholls had purchased the Better part.

Thirdly that the purchase and Improvements made by Isaac Nicholls aforesaid tend evidently to the defeating the good Endeavours of the Legislature in making the Indians the Primitive Inhabitants of this Country Easy under their present Circumstance and loss of their Country by securing Convenient and Suitable Lands for them and their Posterity to Subsist upon for Nichols knew before the time of his Purchase that Major Sewall Claimed the Land and had petitioned the Assembly for Satisfaction therefore

It appears likewise to this Committee that the Attested Cert<sup>e</sup> of Sales Can be of no Avail to said Nichols in the present Case where his purchase differs so very widely from those heretofore made by the English who then Lay under no manner of Restriction from the Government Concerning the purchase of Indian Lands

It appeareth lastly to this Committee that Since the time of the purchase by the said Nichols, Major Nicholas Sewall did so far make out his Right to that tract of Land Called Indian Neck within the bounds whereof Nichols's purchase is wholly Contained, That the publick paid him Thirty Thousand pounds of Tobacco for it, and must Consequently bar and make Void Nichols's Title even Altho, that Act of 1723: p. 75 Marked E. E. had not been made and leaves no Room at all for the said Nichols who purchased thro obstinance and folly to Expect any Compensation from the Country for his pretended Right to the same.

The Premisses being Considered this Committee are humbly of Opinion that no Compensation be made Either to Cap<sup>t</sup> Rider or Isaac Nichols for the Lands in Question and are in hopes that if his Lordship will be pleased to give himself the Trouble of Inspecting the Report and the Journals of the Two Houses at the time of passing the Act in 1723 Marked E. E. he will neither dissent to that Act nor so Readily give Countenance to Applications made to him for the future wherein the Justice of the Legislature of this province is so grossly