

Nova Scotia and the Province of Maine are erected into one Province, by the name of Massachusetts-Bay in New England.

"The Colonies — of Massachusetts-Bay & New Plymouth", were held by the respective Proprietors & Inhabitants under Grants from the grand Council of Plymouth. The former was afterwards confirmed by a Grant or Charter from King Charles the 1st. — "The Province of Maine" was the same territory of which the Grant has been already recited, to Sir Ferdinando Gorges, and which had, previous to the Charter of William & Mary, been conveyed by the heir of the said Gorges to the said Colony of Massachusetts-Bay.

72/ "The Territory of Acadia or Nova Scotia" was the same territory which was granted to Sir William Alexander in 1621, bounded westerly by the river S^t. Croix, as will presently appear; and "the tract of land lying between this territory of Nova Scotia and the said Province of Maine" was the territory granted to the Duke of York, which had reverted to the Crown, by his subsequent accession, ^{to the throne;} and by his abdication was vested in his Successor; this territory, as we have seen, was bounded easterly upon the same river S^t. Croix, and was afterwards commonly called by the name of the territory of Sagadahoc.

At the time this Charter was granted in 1691. both Nova Scotia and the territory of Sagadahoc were in the possession of the French and were annexed to the jurisdiction of Massachusetts-Bay "merely with an intent to support and continue the claim of the Crown of England, against the French King; It was necessary to extend some kind of jurisdiction over it against the encroachment of other Nations; — there were no people there but the French & Savages devoted to that Nation; — it could not be readily peopled by English Families, and therefore a grant to Massachusetts was the only proper expedient to support the English claim and to save the expense of a Government where there were no subjects to pay it." (a)

Conformably to this Statement, D^r. Douglas tells us "When Massachusetts-Bay Colony obtained a new Charter, 7. October 1691, Nova Scotia, at that time in possession of the French, was annexed (as was also Sagadahoc or Duke of York's property) to the Massachusetts jurisdiction, to keep up the claim of Great Britain." (b)

"Nova Scotia and Sagadahoc, or the former Duke of York's Property, at that time in possession of the French were by the Massachusetts Charter annexed in jurisdiction to Massachusetts-Bay; the Court of Great Britain

(a) Argument of the Agent of the United States, p^t. 2. §. 38
(b) Doug. 1. Vol. p. 330.