

**The Seventh**  
**Volume of Records**  
of the  
**Town of Southampton**



Commenced January 1, 1871



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The mission of the Historic Division of the Town Clerk's Office is to preserve and protect the Town of Southampton's historic holdings for generations to come. The few copies that we have of our original editions of the Record Books of the Town of Southampton are now in need of preservation.

In addition to preserving our Town's record books, our goal is to provide improved access to those people that are interested in exploring the wonderful history of the Town of Southampton. Technological developments have allowed us to scan the originals in order to reprint each volume and also to post them on our website offering new search capabilities that have not been available in the past.

Respectfully yours,

Sundy A. Schermeyer, Town Clerk



#### CERTIFICATION

State of New York )

) ss.:

County of Suffolk)

Office of the Town Clerk  
Southampton, New York

This is to certify that I, **Sundy A. Schermeyer**, Clerk of the Town of Southampton, in the said County of Suffolk, State of New York, have compared the original *Seventh Book of Records of the Town of Southampton, Long Island, N.Y.* dated 1870 held in the Town of Southampton's Historic Division and certify that this is a correct transcript of said original.

*IN WITNESS WHEREOF*, I have hereunto set my hand and affixed the seal of said Town this *10th day of February, 2010*.

A handwritten signature in cursive script that reads "Sundy A. Schermeyer".

**SUNDY A. SCHERMEYER**  
Clerk of the Town of Southampton



## **CERTIFICATION**

Compared with the original records of the Trustees of the Town of Southampton. The printed copy is the same as the original, errata excepted.

H. D. SLEIGHT

Sag Harbor, N. Y., 1928.





This Volume of the Records is transcribed under direction of Edward P. White, Town Clerk, subsequent to a vote of the Town Board, ordering the printing of the Records. It is published at the expense of the Town and by its authority.

1928



RECORDS  
TOWN OF SOUTHAMPTON, L. I.  
VOL. VII.

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The last entry of the published Records contained in Liber C., of Town of Southampton, L. I., as attested by W. J. Post, Town Clerk, bears date, December 7, 1870.

Liber D, Pages 1 and 2, record change of Election Districts, entries for years 1843 and 1844 (four districts) and addition of a fifth election district in 1870, and is copied and recorded from former Libers by advice of the Supervisor. On Page 3, is a lengthy decision of the State Department of Public Instruction, on the appeal of Henry F. Raynor and others, Trustees of Sch. Dist. No. 20, Southampton, Suffolk Co. against H. H. Benjamin, Commissioner, First Dist., Suffolk Co. and others. The appeal bears date February 25, 1870, and concerns alleged changes in the west boundary line of Sch. Dist. No. 1, in Southampton.

The following copy of the original record Liber D, now in the Town Clerk's office, is a true copy thereof, excepting the abstracts, which are correct abstracts thereof.

This published record continues records as published up to December 7, 1870, in Volume IV, Southampton Town Records.

EDW. P. WHITE, Town Clerk.  
H. D. SLEIGHT, Historian.



# RECORDS

## TOWN OF SOUTHAMPTON, L. I.

### VOL. VII.

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Page 8. (Abstract). Apportionment of School Money, March, 1871.

Page 9. Minutes of Board of Auditors, March 28, 1871. Present Supervisor Wm. R. Post; Justices Jennings, Griffin, Ludlow and Foster.

Page 9. April 3d, 1871. At an adjourned meeting of the board of auditors, Present, Supervisor Wm. R. Post, Justices Griffin and Foster, T. C. E. H. Foster, The canceled Bonds Notes and Coupons of the War and Rail Road debt examined (statement of same made (and signed by board at that time and next day,) and filed in the office of the Clerk of the Town) and burned according to law. Bills audited, and a general statement of the Receipts and Disbursements of Town during the year made.

Ap. 4th, 1871. At a meeting of the Board of Auditors, all present, it was, Resolved, That the Supervisor be required to give bonds for the penal sum of \$40,000, for the ensuing year.

Dated Southampton, N. Y., April 4th, 1871.

E. H. FOSTER, Town Clk.

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\*The railroad connected the Montauk Division with the Manor Branch in 1879-80. The Hampton Park Association obtained quantities of material to grade and fill their new park south of Otter Pond, Sag Harbor, from the railroad contractors. The fair grounds were opened the summer of 1879. The grounds are now Mashashimuet Park and Playground presented to Sag Harbor, and endowed by the late Mrs. Russell Sage, whose grandfather, John Jermain, had fulling mills at Otter Pond in 1793, and obtained grants for mills from Southampton town trustees.—Ed.

**HIGHWAY FROM JACKS HILL**

Page 6. Order and survey of a highway from "Jacks Hill" to the bay, at the old Cobb road crossing.

At a meeting of the Commissioners of highways of the town of Southampton in the County of Suffolk, at the house of Mrs. Nancy Goodale in the said town on the 23d day of December 1870, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Wm. R. Post, and Benjamin H. Foster, residents of said town and liable to be assessed to work on the highways therein; for the laying out of the highway hereafter to be described. and on the certificate of twelve reputable freeholders of said town convened and duly sworn; after due public notice as required by the statute certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to Asher M. Benedict, Stephen or Allen Burnett and Augustus Halsey occupants of the lands through which such highway is to run, that the undersigned commissioners would meet at this time and place to decide on the application aforesaid; and we having heard all the reasons offered for and against laying out such highway, it is ordered determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit: beginning at a certain stake or stone on the southerly side of the Country road at "Jacks Hill" which stake or stone is one chain and twenty links westward of the point where the south line of said country road intersects the west line of the cross highway leading southward to Cobb, and running South seventy four degrees East, across the improved lands of Asher M. Benedict, one chain and eighty links to the west line of said Cobb highway and onward obliquely across said Cobb highway one chain and forty links to the west line of

Stephen or Allen Burnetts land; thence onward through the improved land of the said Burnett and on the same course twelve chains and until it intersects the old highway running from the aforesaid Cobb highway eastwardly across the creek or bay; this line to be the southwest line of the highway; then commencing at the northeast corner of said Benedicts lot at "Jacks Hill" at the aforesaid intersection of the Country road and the Cobb road and running the same course obliquely across said Cobb highway one chain and forty six links to the west line of said Burnetts land and thence onward parallel with the first line and four rods therefrom eleven chains and eleven links to said Burnetts fence on the top of the sand hill near the crossing of the aforesaid old highway at the creek or bay; thence North forty six degrees East three chains and forty links to the bay; thence commencing at the Northwest corner of Augustus Halseys lot at a certain stake or stone; thence running South thirty nine degrees and fifty five minutes West, eight chains and fifty four links to the bay, the said line being the South line of said highway which is to be the width of four rods.

Witness our hands this 24th day of January 1871.

ALBERT J. POST,	} Com. of
SETH R. JAGGER,	

The above is a correct copy of the original order on file in this office, Feb. 21st 1871.

EDWD. H. FOSTER, Town Clerk.

Page. 9. (Abstract). Statement of the Bonds, Notes and Coupons, Canceled and burned, by Board of Audit, April 3, 1871.

Page 12. Minutes of the Annual Town Meeting, of the town of Southampton, Co. of Suffolk, N. Y., April 4th, 1871.

Presiding Officers, Edwd Griffin, chairman; Justices Jennings, Ludlow and Foster.

Officers Elected: Supervisor, Wm. R. Post.

Town Clerk, Edwd H. Foster.

Justice of the Peace, E. Jones Ludlow.

Collector, Henry Squires.

Assessors, Edwd Griffin, Henry R. Harris.

Overseerers of Poor, James L. Haines, James Tuthill

Commissioner of Highway, Seth R. Jagger.

Inspectors of Election, 1st Dist., P. R. Jennings, D. P. Vail; 2nd Dist., H. M. Rose, H. G. Sayre; 3d Dist., J. H. Pierson, Lewis Bowden; 4th Dist., Rogers Bishop, J. C. Halsey; 5th Dist., J. H. Jacobs, Jr., G. H. Smith.

Constables, James A. Harris, Herman Woodruff, Franklyn Jagger, Lewis R. Squires, Halsey Rogers.

Trustees, Philetus Pierson, Wm. S. Pelletreau, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Chas. H. Halsey, Chas. Howell, Elisha King, Jacob Carter, Elias W. Howell, Joshua Corwin, Joshua Squires.

Pound Masters, John F. Foster, Franklyn Jagger, Herman Woodruff, Jessie Halsey.

Voted, that \$3100, be raised for the poor the present year.

Voted, that the money now in the hands of the Overseers of the Poor, appropriated two years ago for repairs on poor house, be used for the support of the poor the ensuing year.

Voted, that the sum of \$100, be raised by the Overseers of Poor for repairs.

Voted, that the sale of the town poor property be postponed till next town meeting.

Voted, that the balance of the dog fund \$142.20 be transferred to the contingent acct.

Moved, that the sum of \$1300, be raised for the contingent fund.



Moved, that the incoming Supervisor, defend and continue the suits pending against the town.

Voted, that the sum of \$20, be raised for the use of this room.

Voted, that \$225, be raised for Commissioner of Highways, (amt. asked for).

Voted, that whenever the poor are moved to the County house, the Overseerers be authorised to sell the heavy stock and moveable property belonging to the \*poor farm.

Moved, that hereafter our town meetings commence at 10 a. m. instead of 11, as heretofore.

Resolved, that it is not expedient nor desired by the people of the town of Southampton that the time of the annual town meeting be changed.

Resolved, that the Supervisor of the town of Southampton be authorised to oppose in the board of Supervisors any actions looking to the change of the time of the annual town meeting.

EDWARD GRIFFIN, Chairman.	} Justices of the Peace
P. R. JENNINGS,	
E. JONES LUDLOW,	
JAMES H. FOSTER,	

Dated Southampton, Ap. 4th, 1871,

E. H. FOSTER, Clk.

Page 13. We the undersigned presiding officers at the annual town meeting of the inhabitants of the town of Southampton on Tuesday the 4th day of April 1871, do hereby appoint the following persons Inspectors of Election in the several election districts, to wit: Dist. No. 1, Gilbert H. Cooper; Dist. No. 2, G. Clarence Topping; Dist. No. 3, John H. Enstine; Dist. No. 4, Dennis K. Halsey; Dist. No. 5, Austin Penny.

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\*Note.—The Town Poor House was located in Sagg.—Ed.

Such inspectors being selected from the two persons in such election district having the highest number of votes, next to the two inspectors elected.

EDWARD GRIFFIN, Chairman	} Justices of the Peace
P. R. JENNINGS,	
E. JONES LUDLOW,	
JAMES H. FOSTER,	

Dated Southampton, Suffolk Co., N. Y.,

April 4th, 1871.

E. H. FOSTER, Clk.

Indian Meeting. Trustees elected, Paul Cuffey, Wickham Cuffey, Alphonso Killis.

Recorded April 13th, 1871.

E. H. FOSTER, Chairman.

D. R. Rose vs. Wm. R. Post, Supervisor, (Rail Road suit). Report of Supervisor, Ap. 1871:

Page 14. In compliance with Sec. 3 Title 5 Chap. 2 Part 1 of the Revised Statutes, the supervisor hereby reports to this meeting:

That on or about the 11th of July last he was served with a notice issued by one of the Judges of the Supreme Court of this State to show cause why a permanent injunction should not issue against him restraining him from doing any act having reference to the Rail Road matters under Chapt 101 of the law of 1869; he was also served at the same time with an injunction restraining him from all actions in the premises until such cause was shown which was to be at a short time, say five or six days after such service; he was also served at the same time with a com-

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Note.—The Myra, Capt. Henry A. Babcock, the last whaling brig owned by a Southampton firm, H. & S. French, sailed July 17, 1871, never to return. The Myra was condemned at Barbadoes, Dec. 14, 1874.—Ed.

plaint made by David R. Rose, Samuel B. Gardiner, attorney, in the same matter. Consulting such individuals whose counsel was valued as were accessible and acting in accordance with his convictions of duty to the citizens of the town, he entered upon the defense employing counsel to represent him in court, while the several suits should be prosecuted.

Upon hearing of the motion for an injunction it was denied the plaintiff.

The suit was upon the calendar at the last October court, but when called for was withdrawn by plaintiff's attorney.

A motion was then made by defendant's attorney for a referee to ascertain the damages sustained by the town, and ex-Judge John Laurence Smith was appointed. He has set once or twice but the investigation is not yet closed, or at least has not been reported to me as completed.

This meeting will give its incoming Supervisor such instructions in regard to this suit as its wisdom may dictate.

All of which is respectfully submitted,

WM. R. POST, Supervisor.

April 4th, 1871, a true copy, recorded April 20, 1871.

E. H. FOSTER, Town Clk.

Page 15. (Abstract). Copy of Commissioners Certificate of Apportionment of School Moneys, 1872.

Page 16. (Abstract). Board of Auditors, 1872, Overseers of Poor; Com. of Highways; Various Officers' Accts.. School and War, Sheep Bill; Int. and Bonds; Bonds Burned; Gen. Statement; War Debt.; R. R. Bonds; School Money; Contingent Fund.

Page 17. Minutes of the annual meeting of the Town of Southampton, Suffolk Co., N. Y. Held April 2nd, 1872: Chairman, P. R. Jennings.

Presiding Officers, Justices Griffin, Ludlow & Foster. Clerk, E. H. Foster.

Officers elected:

Supervisor, Wm. R. Post.

Town Clerk, E. H. Foster.

Justice of the Peace, Philander R. Jennings.

Collector, James H. Pierson.

Assessors, Henry M. Rose, Charles Howell.

Overseers of Poor, Harlan P. Fanning, John F. Youngs.

Commissioner of Highways, Albert J. Post.

Inspectors of Election, Dist. No. 1, Philander R. Jennings, David P. Vail; Dist. No. 2, Henry M. Rose, John F. Youngs; Dist. No. 3, James H. Pierson, Walter L. Jagger; Dist. No. 4, John H. Jacobs, Jr., Gilbert M. Smith; Dist. No. 5, John G. Robinson, Isaac C. Halsey.

Constables, James A. Harris, Herman Woodruff, Franklin Jagger, Lewis R. Squires, Halsey Rogers.

Trustees, Philetus Pierson, Wm. S. Pelletreau, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Charles H. Halsey, Charles Howell, Elisha King, Jacob Carter, Elias W. Howell, Joshua Corwin, Joshua Squires.

Pound Masters, John F. Foster, Franklin Jagger, Herman Woodruff, Jessie Halsey.

Moved, That the \$600 invested in town bonds, belonging to the account of the Overseers of the Poor, be sold, and \$600, more (in addition to sale of the bonds) be raised for the insane at Brattleborough, Vt., with the understanding that if there are any at the asylum at B. fit to be moved, they be brought to the County House. It was decided, That the Overseers of the Poor and the Supervisor be a committee to sell at their discretion the real and personal property belonging to the town, situated

at \*Sagg, and further, Voted, That the Supervisor be authorized and empowered by this meeting to give a deed for the real estate belonging to the town, also, Resolved, That the Supervisor with the money arising from the sale of the real and personal estate of the town at Sagg, purchase and cancel the outstanding war bonds of the town to an amount equal the money received from said sale.

Voted, That the amount asked for by the Commissioners of Highways \$225, be raised.

The following resolution was offered and accepted:

Resolved, That this town meeting authorize the Overseers of Poor to pay (Abstract) one dollar a week to certain persons to maintain a sickly and crippled woman.

Voted, That the sum of \$1000, be raised for the contingent expenses the ensuing year, and that the dog fund \$143.81 be applied to the contingent fund.

(Abstract). Concerning the mails and Railroad.

(Abstract). Appoint committee to confer with a committee from the town of East Hampton relating to transportation of mails. Edward R. Ackerly and Orlando Hand appointed the committee.

Voted, That \$20. be raised for the use of the room in which the meeting is held, and \$2. for the door-keeper.

(Abstract). Resolution and preambles to the Legislature concerning refuse waters of fish factories.

(Abstract). Vote of thanks to James L. Haines for faithful and efficient and humane manner in which he has performed duties of Overseer of the Poor for last six years.

(Abstract). The 2nd day of April, 1872, appoint Inspectors of Election: 1st Dist., No. 1, E. B. Hill; 2nd Dist., G. Clarence Topping; 3d Dist., Daniel S. Havens. 4th Dist., Joshua Corwin; 5th Dist., Dennis K. Halsey.

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\*Note.—Money from disposal of the real and personal estate of the town at Sagg came from sale of the Poor Farm.—Ed.

Such Inspectors being selected from the two persons in such election districts having the highest number of votes next to the two inspectors elected.

Dated at Southampton, Suffolk Co., N. Y., this Second day of April, 1872.

P. R. JENNINGS, Chairman	} Justices and Presiding Officers
EDWARD GRIFFIN,	
E. JONES LUDLOW,	
JAMES H. FOSTER,	
E. H. FOSTER,,	

The above is a copy of the original minutes on file in this office. Made April 8th, 1872.

Page 20. Indian Meeting. At a meeting of the tribe of Shinnecock Indians, Same date and place as above, John Walker, Oliver Killis and David W. Bunn were chosen Trustees for one year, and the following passed:

Resolved, That the Superintendent of Public Instruction be petitioned to appoint Wm. S. Pelletreau of Southampton, Superintendent of the tribe of Shinnecock Indians.

E. H. FOSTER, Chairman.

Page 21. (Abstract). Note.—Should have been recorded before the minutes of town meeting. Bonds and Coupons burned, 1872; R. R. Coupons.

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Note.—Nelson Burnett's house was built July 1872; Samuel Dimon's, Oct. 1872; D. S. Havens, (near depot) 1871; Miss H. J. Roger's (Main St.) Oct. 1873.

## HIGHWAY FROM GOOD GROUND TO PON QUOGUE POINT

Page 22. Copy of Order of Highway from Good Ground to Hotel at Pon Quogue Point:

We the undersigned Commissioners of Highways of the town of Southampton, County of Suffolk, having met at the store of Allen P. Squires of said town, to decide upon the application of W. E. Phillips and A. G. Williamson residents of sd town, liable to be assessed for highway labor therein, for the alteration of the road running southerly from Good Ground and the Burying Ground and the Wind Mill to the Cross Road, and also to lay out a new road commencing on the south side of the cross road opposite the terminus of the above road; thence running Southerly and Easterly to the grounds of the Bay View Hotel at Pon Quogue Point; twelve reputable freeholders convened and duly sworn, after due public notice as required by statute having certified that the alteration and laying out of the above mentioned highway is necessary and proper; and notice in writing of at least three days having been given in due form of law, to Lewis Squires, Samuel White, Josiah Foster, Austin Penny, Joseph Penny, Edward H. Foster, Mary J. Conklin, A. P. Squires, and Wm. Foster, occupants of the lands through which such highway is to run, that the undersigned com'misrs would meet at that time and place, to decide on the application aforesaid, and we having heard all the reasons of, for and against altering and laying out such highway, it is ordered determined and certified that such highway shall be altered and laid out, pursuant to sd application, whereof a survey has been made and is as follows, to wit, beginning at the Country Road at Good Ground, between the Burying Ground and the Wind Mill, thence running S. 16 deg. E. one mile and 3 chs to the north side of the high-

way running westerly to the cross highway, and the said line shall be the center of said highway which shall be of the width of four rods. And it is further ordered that such parts of the present road, as are not included in the above description be and the same are hereby discontinued. Thence commencing on the south side of the cross highway opposite of the terminus of the above highway and running S. 10 deg. W. 26 chs. 53 lks. to the house of Lewis Squires; thence S. 68 deg. 20 min. E. 13 chs. 14 lks. to the east side of the home lot of Josiah Foster; thence S. 62 deg. E. 11 chs. 84 lks. to the west side of Capt. Penny's Door-yard; thence S. 78 deg. 45 min. E. 13 chs. 53 lks. to E. H. Foster's House Lot; thence S. 4 deg. W. 11 chs. 24 lks.; thence S. 75 deg. 15 min. E. 3 chs. 23 lks. to the N. W. Corner of the Grounds of the Bay View Hotel at Pon Quogue, of the width of three rods.

Given under our hands at Southampton this 4th day of June, 1872.

HANNIBAL FRENCH, } Commissioners  
ALBERT J. POST, } of Highways

The above is a correct copy of the Com. of Highways order, filed July 16th. Recorded and Posted, July 17th, 1872.

E. H. FOSTER, Town Clk.

## HIGHWAY FROM SPEONK STREET TO THE BAY

Page 24. Application having been made to the Commissioners of Highways of the town of Southampton, to lay out a highway from Speonk street, to the Bay, across the lands of Joel Tuthill and others,

The undersigned Commissioners of Highways of the said town, having been to the place and finding an old road



occasional used by the public, and the owners of the lands over which the road crosses giving their consent that the said road should be a public highway of the width of two rods, releasing all claims to damages by reason of the laying out and opening of such highway, do hereby cause a survey of said road to be made as follows, to wit:

Commencing at a point in a line running N. 60 deg. E. 1 ch. 13 lk. from the Northwesterly corner of the house of Joel Tuthill; thence S. 8 deg. 35 min. W. 2 ch. 55 lks.; thence S. 16 deg. 15 min. W. 37 ch. 48 lks.; thence S. 8 deg. 30 min. E. 4 ch. 99 lks.; thence S. 21 deg. 45 min. W. 10 ch. 43 lks. to the shore of Great South Bay, of the width of two rods (2).

Given under our hands this 27th day of January, 1873.

ALBERT J. POST,	} Com.	
HANNIBAL FRENCH,		of
SETH R. JAGGER,		} Highways.

The above is a true and correct copy of the Road Order of Commissioners of Highways. Filed Feb. 28th, 1873. Recorded and Posted March 1st, 1873.

E. H. FOSTER, Town Clk.

## RETURN OF WESTERN \*BOUNDS OF TOWN

Page 24. "May 18th, 1782. We Josiah Smith and Timothy Halsey on the part of the manor, and David Halsey and John Sandford on the part of the town of Southampton Completed Setting the bounds and fixing the

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\*Note.—Several disputes occurred relative to town boundaries: between East Hampton and Southampton; between Southampton and Southold; and for a long time the north bounds of the town were not specifically defined. All boundaries are now established by court order, survey and certification. The boundary differences were amitably settled.—Ed.

stake at the midway from the usual going over at river head and where a North Struck peconack river according to the agreement made between the parties the 30th day of April Anno Dom 1782 and the course from the stake at Setuk over to the stake at Peconak river is 18 degrees East of North, Errors Excepted, as witness our hands.

JOSIAH SMITH  
TIMOTHY HALSEY

DAVID HALSEY  
JOHN SANDFORD"

Recorded Mar. 26, 1873.

E. H. FOSTER, Town Clerk.

Page. 25. Deed of Jeremiah Reeve to town of Southampton for Road.

Know all men by these presents that I Jeremiah Reeve of the Town of Southampton in the County of Suffolk and State of New York in consideration of One Dollar to me in hand paid the receipt whereof I do hereby acknowledge, have bargained sold quit-claimed and dedicated and by these presents do bargain sell quit-claim and dedicate to the Town of Southampton aforesaid for the purpose and use of a public Road or Highway, All of the following described tract of land situated in the Town of Southampton aforesaid at a place called North Sea on the west part of the Homestead of the said party of the first part and is Bounded on the East by the fence or enclosed land of the homestead aforesaid, South by common land or the Highway leading from North Sea to Cow Neck four rods,—West by the said party of the first part, and North by the Highway, four Rods being dedicated to the use of the town aforesaid, for a four rod public Highway—to-gether with all my right title interest estate claim and demand both at law and in equity of in and to All the aforesaid Tract so dedicated for a public Highway

as aforesaid with all and singular the hereditaments and appertinances thereto belonging.

In witness whereof I have hereunto set my hand and seal this first day of April in the year one thousand eight hundred and fifty six.

April 1st, 1856.

JEREMIAH REEVE, (L. S.)

In the presence of

Jona Fithian.

The above is a true copy of deed filed March 25, recorded March 26, 1873.

E. H. FOSTER, Clerk.

Recorded in the Suffolk County Clerk's office Liber 182 of Deeds, page 133, on the 18 day of Dec. 1871. at 3 o'clock P. M.

GEO. C. CAMPBELL, Clerk.

Page 25. (Abstract). Record of Bonds and Coupons Burned March 25, 1873.

Page 26. (Abstract). General Statement by the Board of Auditors, April 1st, 1873.

Page 27. (Abstract). Commissioner's Certificate of Apportionment of School Money, March 18th, 1873.

Page 27. (Abstract). Bonds and Coupons burned April, 1874. War Bonds, War Coupons. End of War Debt.

Page. 28. Minutes of the Annual Meeting of the Town of Southampton, Suffolk County, N. Y. Held April 1st, 1873.

Presiding Officers, P. R. Jennings, Esq., Chairman; Justices Ludlow, and Foster; Clerk, E. H. Foster.

Minutes of the last meeting read and approved. The meeting proceeded to the election of Pound Masters and Trustees, with the following results,

Pound Masters, Herman Woodruff, Franklin Jagger, John F. Foster and Jessie Halsey.

Trustees, Peter R. Hallock, Albert J. Post, Harvey S. Rose, Philetus Pierson, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King, Jacob Carter, Elias W. Howell, Joshua Corwin, Joshua Squires.

The General Statement of the Receipts and Disbursements of the town, was then read and placed on file, and also the Commissioners of Highways report, and it was voted to raise the amt asked for by them viz: \$225.

After a discussion the motion that a committee of three to consist of the Hon. H. P. Hedges, Wm. S. Pelletreau, Esq., and the Town Clerk, be appointed to select, copy, and cause to be printed the first book of Town Records and such other documents of historical value as they may consider desirable, at a cost not exceeding \$150, was adopted.

The sum of \$1000, for the contingent fund for the ensuing year and \$2500 for the Overseers of the Poor it was voted to raise, also that the Overseers of the Poor use if necessary; in addition to the \$2500 raised the \$500. bond in hands of Supervisor. Report of the Committee on the Poor House farm read and approved; the report of the Committee to ascertain about carrying the mails on the Sag Harbor branch of the Long Island R. R. heard, and it was decided that the committee be continued with the addition of S. B. French and E. A. Carpenter, the latter to fill the vacancy caused by the removal of Mr. Ackerly from the town.

(Abstract). Appointed a committee to ascertain and describe the line dividing the towns of Southampton and Brookhaven and to place stones or other monuments; and

that their description be final. Mr. Wm. R. Post and Seth R. Jagger were appointed this committee.

Voted, that \$20 be appropriated for the use of the room.

Page 29. (Abstract). Resolution disapproving Assembly bill No. 430, relating to discontinuance of a \*road by special legislation.

(Abstract). Thanks to the Long Island Railroad for running a special train for convenience of the electors.

At four p. m. the presiding officers proceeded to a canvass of the votes, after which the following were declared as elected, viz:

Supervisor, Wm. R. Post; Town Clerk, E. H. Foster; Justice of the Peace, James H. Foster full term; Justice of the Peace, to fill vacancy, Marcus E. Griffin; Collector, James A. Harris; Assessors, Henry R. Harris; Assessors, to fill vacancies, Henry M. Rose, Wm. H. Foster.

Overseers of the Poor, James L. Haines, Harlan P. Fanning.

Commissioner of Highways, Hannibal French.

Inspectors of Election, 1st Dist., James M. Havens, Jonas Winters; 2nd Dist., Addison M. Cook, E. Jones Ludlow; 3d Dist., Jas. H. Pierson, Wm. H. Burnett; 4th Dist., John H. Jacobs, Jr., Gilbert M. Smith; 5th Dist., Sidney B. Topping, Chas. R. Bishop.

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\*In 1870 a bill was presented to the legislature praying for the closing of the main highway in the town of Southampton. It was a nonsensical petition, the work of two or three gentlemen who had adopted Suffolk County for a residence. If passed, it would have been the means of enhancing the value of property which the men owned in the town. The highway at Shinnecock Plain was then sixteen rods wide, and it continued from that width down to a width of eight rods through a distance of several miles. At a later time the Commissioners of Highways made the highway narrower, (8 rods), and of uniform width. Before this the highway was split up into triangles and parallelograms by a score of needless paths. The real reason for the great width of the highway was that the original founders set aside the lands for commons for pasture as well as passing.—Ed.

Constables, Geo. S. Tooker, Herman Woodruff,  
Franklin Jagger, Leander Squires, Halsey Rogers.

Game Constable, John Wilkes Hedges.

(Abstract). Appointed Inspectors of Election: Dist.  
No. 1, E. B. Hill, No. 2, G. Clarence Topping; No. 3,  
Robert Woodburn; No. 4, Joshua Corwin; No. 5, D. K.  
Halsey.

P. R. JENNINGS, Chairman.	} Pre- siding Officers.
E. JONES LUDLOW,	
JAMES H. FOSTER,	
E. H. FOSTER,	

Dated Southampton, Suffolk Co., N. Y., April 1st,  
1873.

Indian Meeting. At a meeting of the tribe of Shinnecock Indians same time and place as above, the following were chosen Trustees for the following year, vis, John Walker, Oliver Kellis and David W. Bunn.

E. H. FOSTER,  
Chairman ex-Officio.

### FIRST NECK ROAD

Page 30. At a meeting of the Commissioners of Highways of the town of Southampton in the County of Suffolk, held in said town on the 24th day of August 1872, all the said commissioners having been duly notified to attend the said meeting for the purpose of deliberating on the subject of this order, it appearing to the said Commissioners that the road in said town used as a highway leading by the house of Charles White southerly to the Beach, has been used as a public highway but not sufficiently described of record. It is ordered by the said Commissioners that the said road be ascertained described and

entered of record. And the said Commissioners do further order that the description courses and distances of said road be according to a survey which they have caused to be made of the same as follows, Commencing at the N. E. corner of the Front Yard of Charles White; thence running S. 12 deg. 30' W. 15 ch. 27 lks.; thence S. 32 deg. 30' W. 1ch. 17 lks.; thence S. 21 deg. 16' W. 6 ch. 44 lks.; thence S. 17 deg. 10' W. 5 ch. 47 lks.; thence S. 5 deg. 15' W. 12 ch. 67 lks.; thence S. 7 deg. 30' W. 3 ch. 67 lks.; thence S. 4 deg. 10' W. 7 ch. 78 lks.; thence S. 81 deg. 50' E. 6 ch. 28 lks.; thence S. 28 deg. 30' E. 3 ch. to the beach, and that the line of said survey be the west and southerly line of said road, and said road be of the width of two rods from the starting point to the last station; thence widening from two rods to six rods at the beach.

Given under our hands this 25th day of March, 1873.

ALBERT J. POST, } Com. of  
SETH R. JAGGER, } Highways.

Recorded June 3d, 1873.

E. H. FOSTER, Town Clerk.

## BOUNDARY LINE SOUTHAMPTON

### AND BROOKHAVEN

May 21st 1873

Page 31. We, Austin Culver and Jesse W. Pelle-treau of the town of Brookhaven in Suffolk County, having been empowered by the Trustees of the town of Brookhaven to represent and act for said town in ascertaining and describing the boundary line between the aforesaid town of Brookhaven and the town of Southampton, and to erect suitable monuments at such

points as may be necessary to perpetuate said boundary line, as will more fully appear by reference to the records of said town of Brookhaven, page 39, Liber F. under date of May 6th 1873—and Seth R. Jagger and William R. Post of the town of Southampton who were invested with like authority by the inhabitants of said town of Southampton in annual town meeting assembled April 1st 1873 as will more fully appear by reference to the records of said town pages 28 and 29, (twenty eight and twenty nine) Liber D,—do hereby report and make the following return to be entered of record in the respective towns of Brookhaven and Southampton.

Report. Commencing on the South Beach meadows opposite Seatuck we found no traces of the boundary line sought to be established by a commission of said towns under date of December 16th, 1817, and inasmuch as it appears from the return of James Fanning and Josiah Smith the commissioners of the town of Brookhaven (which does not appear to have been signed by William Herrick and John P. Osborn commissioners of Southampton) that the line then sought to be established at that part of said towns, divided or ran across "Swan Island" the whole of which was owned by the Proprietors of the common and undivided lands of the town of Southampton and was improved by them yearly from 1741 to 1838 and was then sold by them as will appear by reference to the records of said Proprietors: Therefore we agreed to make a certain natural and well defined creek known as "Clam Creek," to be the dividing line at this place—and then starting from the north side of the Beach Banks, directly against the head of said "Clam Creek" we placed in the meadow at some distance northward from the Banks, a square red stone monument with Roman letter S on the east side and B on the west side; and thence running northwardly direct to the head of said "Clam Creek" and onward through the center of said creek and between



Long Point and Swan Island into the open bay; thence across said bay in a direct line to the center of the mouth of Seatuck river; thence up the middle of said river to the center of Pye's mill dam; thence in a direct line to the Bound stone standing on the northerly side of the country road on the west side of Seatuck creek this being now the Southeast corner of the homestead lately occupied by Barrett and Beebe, and the point designated in the ancient records as the "Bound Tree at Seatuck," See records town of Southampton 1668, Liber A, page 134, do 1703, do page 270 do 1782 Liber B, page 400, and Proprietors Trustees records, 1772 page 203, do 1774 page 223.

At this point we set a six inch white marble post marked with Roman letters S on the east and B on the west side; thence north twenty degrees & forty minutes east as the needle now points to a certain stone and locust stake standing on the north side of a certain road which runs eastwardly and westwardly along the south side of Peconic River known as the "River Road" where we placed a square red stone monument with Roman letters described on the others; and thence on the same course to Peconic River. The distance from said "River Road" or red stone monument to the edge of the river measuring along said line is six chains and fifteen links.

At the edge of the river and about thirty nine links westwardly of said line measuring at a right angle with the said line, there is a large pepperidge tree overhanging the river, hollow on the south side and charred by fire over the hollow part. The bearing of said Pepperidge tree from the red stone monument is north sixteen degrees and fifty five minutes east.

Note. The course of the line from the Moriches country road or Bound tree (now a white marble post) to Peconic River as agreed upon by commissioners Isaac Post, Stephen Jagger, David Halsey, Josiah Smith and Timothy Halsey, April 30th 1782 was north eighteen

degrees east, and the line above described by us is the same line, the variation of the compass increasing westwardly.

In confirmation of the above we the subscribers, a committee duly constituted and empowered as aforesaid have hereunto set our hands and seals interchangeably to this and a like instrument, this twenty first day of May in the year one thousand eight hundred and seventy three.

AUSTIN CULVER, (L. S.)  
 J. W. PELLETREAU, (L. S.)  
 SETH R. JAGGER, (L. S.)  
 WM. R. POST, (L. S.)

In presence of  
 Charles H. Miller.

The above record is a true copy of the original on file in this office, as compared July 29th 1873.

E. H. FOSTER, Town Clerk

Dated at Town Clerk's office, Southampton, N. Y.,  
 July 29, 1873.

Page 34. (Abstract). Commissioners Certificate of Apportionment of School Moneys.

Page 35. Minutes of the annual Town Meeting of the Inhabitants of the Town of Southampton, Suffolk County, State of New York, April 7, 1874.

Presiding Officers, P. R. Jennings, Esq., Chairman; Justices Ludlow, Foster, and Griffin; Clerk, E. H. Foster.

Minutes of the last meeting read and approved.

Pound Masters were elected as follows, John F. Foster, Franklin Jagger, Herman Woodruff, and Jessie R. Halsey. Also Trustees, the present incumbents were elected, Peter R. Hallock, Albert J. Post, Harvey S. Rose, Philetus Pierson, Wm. S. Pelletreau, Charles H. Halsey,

Chas. Howell, Elisha King, Jacob Carter, Elias W. Howell, Joshua Corwin, Joshua Squires.

(Abstract). General Statement; Dog Fund, Contingent. Hannibal French was by order of the County Court appointed a committee of the person of Stephen H. Stanbrough, a lunatic. Raised \$600 to pay for confinement of said Stanbrough. Raised \$1500 for support of poor; \$250 for Commissioners of Highways.

The Committee on Printing Town Records stated the results of their labors, (with a copy of the book in their hands, as vouchers) and were discharged.

(Abstract). Thanks voted to Wm. S. Pelletreau for transcribing records for printer John H. Hunt, who was also commended for the style and manner in which said records were printed. The meeting by vote directed that of the 50 copies property of the town five be bound and one given the State Library at Albany; one to the Long Island Historical Society; the third to the County Clerk; the fourth to the Supervisor, and the fifth to be left in the town clerk's office for future disposition, together with the forty-five unbound paper volumes.

(Abstract). Committee to fix and monument boundary line between Southampton and Brookhaven reported.

Resolved. That an appropriation of \$250 be made for the purpose of constructing a bridge across the wading place between North Sea and \*Towd.

(Abstract). Pound Master authorized to purchase or rent ground at Bridgehampton for use of a Pound.

(Abstract). Pound Master at Quogue directed to buy a piece of land and build a suitable Pound thereon.

The polls were declared open till five p. m., when the

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\*Note.—Towd is not a contraction of the word "toward." The locality, near North Sea, is frequently mentioned in town records, and is still so-called. Towd is mentioned as early as January 22, 1660. It is Indian, from towa, or towin, "to ford," or "to wade over."—Ed.

presiding officers proceeded to a canvass of the votes, with the following result:

For Supervisor, Wm. R. Post; Town Clerk, E. H. Foster; Justice of the Peace, Marcus E. Griffin.

Collector, Daniel W. Fanning.

Assessors, Chas. Howell, James L. Haines; Wm. H. Foster, (to fill vacancy).

Overseers of the Poor, Harlan P. Fanning, James L. Haines.

Commissioners of Highways, Seth R. Jagger; Hannibal French (to fill vacancy).

Inspectors of Election, Dist. No. 1, Philander R. Jennings, David P. Vail; Dist. No. 2, Adison M. Cook, E. Jones Ludlow; Dist. No. 3, James H. Pierson, Benjamin C. Foster; Dist. No. 4, Leander Squires, John H. Jacobs, Jr.; Dist. No. 5, Isaac C. Halsey, Lewis Tuthill.

Constables, George S. Tooker, Herman Woodruff, Franklin Jagger, Lewis R. Squires, Halsey Rogers.

Game Constable, John Wilkes Hedges.

(Abstract). Appointed Inspectors of Election: in Dist. No. 1, Hervey T. Hedges; No. 2, G. Clarence Topping; No. 3, Robert Woodburn; No. 4, Gilbert A. Penny; No. 5, Daniel B. Cook.

P. R. JENNINGS, E. JONES LUDLOW, M. E. GRIFFIN, JAMES H. FOSTER,	} Presiding Officers
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Dated at Southampton, Suffolk Co., N. Y., April 7th 1874.

E. H. FOSTER, Clerk.

The above copy of minutes, is a correct copy of the original, made and compared, April 10th 1874, by

E. H. FOSTER, Town Clerk.

## HIGHWAY ACROSS SHINNECOCK HILLS

Page 38.

Suffolk County	}	s. s.
Town of Southampton		

Whereas a road leading across the Shinnecock Hills, from the foot of the hill near the head of the creek, thence to Canoe Place in said town of Southampton, now used as a public highway, was laid out by the Commissioners of the said town on the (Page 366 Liber B) 1st day of April 1771, but not sufficiently described of record.

Now therefore, we the undersigned, two of the said Commissioners of Highways of said town (all of the said Commissioners having been duly notified to attend and deliberate on the subject of this order,) do hereby order that the said road be ascertained, described and entered of record in the office of the Town Clerk of said town, according to a survey which has been made under our direction, as follows,

Survey: Beginning at a stake or stone at the foot of the hill near the head of the creek, at the southeasterly corner of the Shinnecock Hills thence running North 51 deg. 55' West, 5 chains, 35 links; thence N. 64 deg. 50' W. 1 ch 81 lks.; thence N. 72 deg. W. 3 ch, 75 lk; thence N. 73 deg. 30' W. 36 ch, 60 lks, to the North East corner of the land which Maturin L. Delafield has contracted to buy of the Trustees of the Shinnecock Hills; thence N. 77 deg. 30' W. 31 ch, 10 lk, to the N. W. corner of W. A. Murdock's lot formerly designated as the N. W. corner of John Reeves meadow; thence N. 80 deg. W. 19 ch 14 lks; thence S. 89 deg. 30' W. 24 c, 36 l.; thence S. 83 deg. 45' W. 25 c, 21 l, to Maturin L. Delafield's west line; thence S. 83 deg. 45' W. 29 c, 43 l.; thence N. 73 deg. 10' W. 6 c, 61 l.; thence N. 68 deg. 55' W. 35 c, 64 l.; thence N. 71 deg. 15' W. 4 c, 30 l.; thence S. 88 deg. 55' W. 12 c, 02 l.; thence N.

75 deg. 40' W. 39 c, 40 l.; thence S. 45 deg. 40' W. 11 c; thence S. 81 deg. 50' W. 2 c, 58 l.; thence N. 80 deg. 35' W. 18 c; thence N. 76 deg. 15' W. 33 c, 73 l.; thence N. 52 deg. 40' W. 9 c; thence N. 55 deg. 45' W. 8 c, 42" to the road leading through Canoe Place westerly. And we do further order that the line of sd survey be the south line of said road, and that the said road be of the width of eight rods.

Given under our hands this 23d day of September 1874.

ALBERT J. POST, } Commissioners  
HANNIBAL FRENCH, } of Highways

Recorded as a true copy, Nov. 25 1874.

E. H. FOSTER, Town Clk.

Filed Sept. 23d,  
Posted Sept. 28.

Page 39. Line between School Districts Nos. 5 & 13.  
"School Commissioners Office  
1st District, Suffolk Co.

In the matter of the alteration of School District No. 5, of the town of Southampton, County of Suffolk, and the consequent alteration of School District No. 13 in said town and county.

It is hereby ordered by the undersigned, school commissioner of the first commission district of the County of Suffolk, that the Eastern Boundary of said School Dist. No. 5 be hereafter as follows, vis:

Beginning at a point on the northern shore of Shinnecock Bay, opposite Five Mile Hollow, and running North-erly along said hollow crossing the Sag Harbor Branch of the Long Island Rail Road near a certain stake a short distance to the eastward of the crossing of the North Sea and Cold Spring roads, to a certain rock, known as Big

Rock, on the southern shore of Peconic Bay, about midway between Cold Spring Gut and Canoe Place Landing, said line to be a straight line from shore to shore.

The trustee of said District No. 13, having refused to consent to the above order, said order is not to take effect as to said District No. 13, until the expiration of four months from the date hereof.

Dated, August 31st 1874.

H. H. BENJAMIN,  
Sch Com 1st Dist. Suf. Co.”

Page 39. Order confirmed. “We the undersigned, commissioners of common schools for the first district of Suffolk County, Supervisor and town clerk of the town of Southampton, in the said County, having met at the house of Wm. R. Post, Esq., in said town on the 14th day of December 1874, for the purpose of hearing and deciding the matter of the order, made by such commissioner of common schools on the 31st day of August 1874, altering school district No. 5 in said town, which order is as above,

And having heard all the objections, presented to said order, do hereby decide that said order be confirmed.

Given under our hands the 14th Day of Dec. 1874.

H. H. BENJAMIN, Sch Com.  
WM. R. POST, Supervisor.  
E. H. FOSTER, Town Clerk.

Recorded as a correct copy January 20th 1875.

E. H. FOSTER, Clk.

Page 40. (Abstract). From page 34, Interest and Coupons; Sinking Fund; School Money; Gen. Statement of Receipts & Disbursements. Also record of Bonds & Coupons Issued for Rail Road purposes which have fallen due, and which have been audited, and burned.

Page 42. Minutes of the annual town meeting of the Town of Southampton, N. Y., April 6th 1875:

Presiding Officers, Justices Jennings, Ludlow, Foster & Griffin; E. H. Foster, Clerk.

(Abstract). General statement, Dog Fund; \$1000 for Contingent Fund; \$2100 for Overseers of Poor; \$200 for Com. of Highways; \$20 for Room.

(Abstract). Commissioners report feasibility of a bridge at Wading Place at North Sea; sum required \$600. Owners of the land donate to town the land asked for by Commissioners.

(Abstract). Sum not to exceed \$250 appropriated for printing town records.

Election of Pound Masters, John F. Foster, Herman Woodruff, Franklin Jagger & Isaac Mott. Trustees, Peter R. Hallock, Albert J. Post, Harry S. Rose, Philetus Pierson, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King, Jacob Carter, Elias W. Howell, Joshua Corwin & Joshua Squires.

Resolved, that the town trustees be authorized to direct where and at what times, the Inlet at Shinnecock bay be opened.

Officers Elected, Supervisor, Wm. R. Post; Town Clerk, E. H. Foster; Justice of the Peace, E. Jones Ludlow; Collector, Theo. F. Haines; Assessors, Henry R. Harris, Wm. R. Phillips; Commissioner of Highways, James H. Pierson; Overseers of Poor, Jas. L. Haines, Lewis Tuttle.

Inspectors of Election, Dist. No. 1, Philander R. Jennings, David P. Vail; 2d Dist. E. Jones Hildreth, Horatio G. Sayre; 3d Dist. James H. Pierson, Benjamin C. Foster; 4th Dist. Leander Squires, John J. Jacobs, Jr.; 5th Dist. Josiah P. Howell, John Quinn.

Constables, James A. Harris, Harmon Woodruff, Franklyn Jagger, Leander Squires, Halsey Rogers.

Game Constable, John W. Hull.



Commissioners of Excise, James B. Edwards, Daniel W. Fanning, Sylvester Downs.

(Abstract). Appointed Inspectors of Election, Dist. No. 1, H. T. Hedges; No. 2, E. O. Hedges; No. 3, R. Woodburn; No. 4, Geo. E. Foster; No. 5, D. K. Halsey.

Dated at Southampton, Suffolk Co., N. Y., April 6th 1875.

P. R. JENNINGS,	} Justices of the Peace
E. JONES LUDLOW,	
JAMES H. FOSTER,	
M. E. GRIFFIN,	
E. H. FOSTER, Clerk.	

Indian Meeting. Trustees elected, Oliver Killis, James A. Bunn, Russel Killis.

A true copy recorded by,

E. H. FOSTER, Town Clerk.

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Note.—Southampton failed to avail itself of opportunity to secure Long Wharf, at Sag Harbor, in 1875, for a public landing. It was offered to the town for a nominal sum.—Ed.

## ROAD FROM QUOGUE VILLAGE TO DEPOT

Page 44. At a meeting of Commissioners of Highways of the town of Southampton in the County of Suffolk at Quogue, in said town on the 14th day of August 1875 all the commissioners having met and deliberated on the subject matter of this order, upon the application of Frank H. Cooper, a resident of this town and liable to be assessed to work on the highways therein; for the laying out a highway hereafter to be described; and on the certificate of twelve reputable freeholders of said town, convened and duly sworn, after due public notice, as required

by the statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to George O. Post and Wm. Post, occupants of the lands through which such highway is to run; that the undersigned commissioners would meet at this time and place, to decide on the application aforesaid; and we having heard all reasons offered for and against laying out such highway; It is ordered determined and certified that a public highway, shall be, and the same is hereby laid out pursuant to said application, whereof a survey has been made, and is as follows, Beginning at the north side of the highway through Quogue at a point bearing S. 46 deg. 45' W. 81 links from S. W. corner of the Quogue School House; thence N. 9 deg. 20' W. 20 chains & 11 links; thence N. 13 deg. 45' W. 10 chains; thence N. 8 deg. 48' W. 80 chains and 82 links to the country road, and the line of said survey is to be the center of said highway, which is to be three rods in width.

Witness our hands this 1st day of October 1875.

JAS. H. PIERSON } Commissioners  
 SETH R. JAGGER } of Highways

A true copy of the original order, made Dec. 18th 1875.

Filed October 12th 1875; Posted October 15th 1875.

E. H. FOSTER, Town Clerk.

Page 45. Copy of "Release of Henry Havemeyer, Pres't of L. I. R. R. to the town of Southampton."

"Whereas the Long Island Railroad Company, and Hannibal French and others, and John F. Foster and others, did enter into agreements for certain purposes therein named, prominent in which was the building of a Branch Railroad from some point on the Main Line of the

Long Island Rail Road Company, through the town of Southampton to the Village of Sag Harbor, the first of which said agreements is dated November 24th 1868, and the second is dated December 23d 1868, and whereas, by an act of the Legislature of the State of New York passed April 2nd 1869 Chapter 101, the town of Southampton was authorized to fully carry out the terms of said agreement, and through its Supervisor to assume all the liabilities of the said parties of the second part, in the above recited agreements, and whereas on a settlement had, between the aforesaid Long Island Rail Road Company, and the town of Southampton aforesaid through its Supervisor Wm. R. Post, there was found to be due to the aforesaid Long Island Railroad Company from the said town of Southampton the sum of Two Thousand and sixteen 43/100 Dollars which has been duly paid to the said Long Island Railroad Company, the receipt whereof is hereby acknowledged, and whereas such a settlement covers all the terms and conditions expressed in either or both of said agreements, and is intended as, and for a final settlement whereby each of said agreements is hereafter to be regarded as fully cancelled.

Now therefore know all men by these presents that the Long Island Rail Road Company in consideration of the payment to it of the aforesaid sum of Two Thousand and sixteen 43/100 Dollars, and of the fulfilment of all the terms conditions and requirements of the foregoing recited agreements, by the Supervisor of the town of Southampton herein above named, and in further consideration of the sum of one dollar, to the said Long Island Railroad Company duly paid, the receipt where of is hereby acknowledged, has remised released and forever discharged, and by these presents does remise, release and forever discharge the aforesaid town of Southampton, Wm. R. Post its present Supervisor, his successors in office, Hannibal French and his associates in the first of said agree-

ments named, and John F. Foster and his associates in the second of said agreements, named each and all, their, and each of their successors, heirs executors and administrators of and from all, and all manner of action and actions, cause and causes of action, suits, debts, dues, sums of money claims and demands whatsoever in law or in equity which the aforesaid Long Island Railroad Company ever had, or now have or which the said Long Island Railroad Company or its successors hereafter, can, shall, or may have, by reason of any matter cause or thing whatsoever from the beginning of the world to the date of these presents, arising out of any dealings or transactions between the Long Island Railroad Company, and the parties of the second part named in each of the aforesaid agreements and their successors.

In witness whereof the aforesaid, Long Island Railroad Company by its President has hereunto set its hand and seal this seventh day of January, A. D. one thousand eight hundred and seventy six, at the office of the Company at Long Island City.

HENRY HAVEMEYER,

President Long Island R. R. Co. (Seal)

The above copy of "Release" filed in the Supervisors office was made on the twenty second day of February one thousand eight hundred and seventy six, has been compared with the original, and is a correct transcript of the same.

E. H. FOSTER, Town Clerk.

Copied Feb. 22nd 1876.

Page 47. (Abstract). Commissioners Certificate of Apportionment of School Moneys; Record of Bonds & Coupons redeemed and burned, March 28, 1876.

Page 48. (Abstract). Statement of Receipts & Disbursements of town April 3, 1876: Dog Fund; Railroad Bonds; School Acct.; Contingent Fund; Overseers of the Poor.

Page 49. Minutes of the Annual Town Meeting of the inhabitants of the town of Southampton, N. Y., April 4th 1876. Present Justices Jennings (Chairman)—Foster, and Griffin, Clerk E. H. Foster. (A very hard N. E. rain storm).

(Abstract). Gen. Statement approved; \$2100 voted Overseers of Poor; \$1200 voted for Contingent Fund; \$250 for Com. of Highways; Report of Committee Printing Town Records; motion to raise more money for printing laid on table.

The meeting proceeded to the election of Pound Masters and Trustees, as follows, John F. Foster, Franklin Jagger, Hermon Woodruff and Isaac Mott. The old board, vis, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Philetus Pierson, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King, Jacob Carter, Elias W. Howell, Joshua Corwin and Joshua Squires.

Resolved, That a further appropriation of \$250. be made for publishing the remaining records of the town, as contained in Liber A. No. 2 and onward as thought best by the committee.

E. H. Foster, Wm. S. Pelletreau and H. P. Hedges appointed publishing committee.

The election was declared as follows:

Supervisor, Wm. R. Post; Town Clerk, E. H. Foster; Justice of the Peace, Philander R. Jennings; Collector, Samuel Dimon; Assessor, (to fill vacancy) Geo. B. Brown: (full term), Jas. L. Haines, Charles Howell; Commissioner of Highways, Hannibal French; Overseers of Poor, James L. Haines, Lewis Tuttle; Inspectors of Election, 1st Dist. David P. Vail, Philander Jennings; 2nd Dist. E.

Jones Ludlow, Addison M. Cook; 3d Dist. James H. Pier-  
son, Edgar A. Hildreth; 4th Dist. John H. Jacobs, Jr.,  
Leander Squires; 5th Dist. John T. Halsey, John Quinn.

Constables, Jas A. Harris, Herman Woodruff, Frank-  
lin Jagger, Leander Squires, Halsey Rogers.

Town Auditors, Jas R. Huntting, David A. Vail.

Commissioner of Excise, Samuel L. Gardiner.

(Abstract). Gilbert H. Cooper appointed Town Au-  
ditor. Appointed Inspectors of Election: Dist. No. 1,  
Hervey T. Hedges; No. 2, Stephen Hedges; No. 3, Chas.  
H. Halsey; No. 4, Gilbert A. Penny; No. 5, Andrew J.  
Jagger.

P. R. JENNINGS,	} Presiding Officers.
JAMES H. FOSTER,	
M. E. GRIFFIN,	
E. H. FOSTER,	

Dated at Southampton, N. Y.,

April 4th, 1876. Recorded

April 5th, 1876.

Indian Meeting. Trustees, Franklin Bunn, David W.  
Bunn, and John Walker.

## ROAD FROM FLANDERS TO RIVERHEAD,

### (WHITE BROOK).

Page 50. The undersigned commissioners of high-  
ways of the town of Southampton, in the county of Suf-  
folk, having met at the Dwelling house of George Walton,  
in the said town, to decide upon the application of John  
C. Sweezy and Alfred Downs, residents of said town,  
liable to be assessed for highway labor therein, for the  
alteration of the road across White brook, between the  
villages of Riverhead and Flanders, all the said commis-

sioners being present, and having deliberated on the subject of this order, do hereby order that the line of the said road be, and the same is hereby so altered as to run as follows, Whereof the following described line is the south side, and the base thereof Beginning at (a) point directly opposite, and four rods distant from a stake standing on the north side of said road and bearing north eighty degrees and ten minutes west, (N. 80 deg. 10' W.) and distant one chain and sixty nine links (1 ch-69 lks) from the south west corner of Wm. Sawyers dwelling house; thence south fifty nine degrees and fifty five minutes east (S. 59 deg. 55' E.) thirty five chains and seventy three links (35ch 73lks) to second station; thence south sixty two degrees and forty minutes east (S 62 deg. 40' E) one chain and fifty eight links (1 ch, 58 lks) to third station beginning to widen from four rods at third station to five and a half rods at fourth station; thence South seventy two degrees and ten minutes East (S 72 deg. 10' E) three chains and forty links (3 ch, 40 lks) to fourth station; thence south seventy two degrees and ten minutes East (S. 72 deg. 10' E) one chain and eighty one links (1 ch 81 lks) to fifth station; thence south sixty eight degrees fifteen minutes east (S 68 deg. 15' E) three chains and ninety links (3 ch 90 lks) to sixth station; thence south thirty seven degrees fifteen minutes east (S 37 deg. 15' E) two chains eighty two links (2 ch 82 lks) to seventh station; thence south sixty one degrees and forty five minutes east (S 62 deg. 45' E) four chains and two links (4 ch 2 lks) to eighth station; thence south fifty nine degrees thirty minutes east (S 59 deg. 30' E) thirteen chains and fourteen links (13 ch 14 lks) to south side of old road. And it is also ordered that the above described road shall be of the width of four rods, except at the fourth station where it is five and a half rods wide and narrowing to four rods at the next stations each way, and also at the seventh station, where it is six rods wide and narrowing to four rods at

the next stations each way, And the eighth station is opposite the little bridge at Black Brook and twenty nine feet south from south end of it. And it is further ordered that so much of the old road as lies between each end of the above described road, be, and the same is hereby discontinued, twelve freeholders having certified that such part is useless and unnecessary.

Dated Southampton, Jan. 18th 1876.

JAS. H. PIERSON, HANNIBAL FRENCH, SETH R. JAGGER,	}	Commissioners of Highways.
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Filed Jan. 18th 1876; Posted Jan. 20th 1876. A true copy per me, May 5th 1876.

E. H. FOSTER, Town Clerk.

Page 51. Release of Land for Highways (by Jared M. Jennings) to the Town, Sept. 6th 1875.

Whereas application has been made to the commissioners of highways of the town of Southampton in the County of Suffolk, to lay out a highway in said town, the south and east line of the east part of said highway beginning at a point bearing North 55.00 East, and distant 25 links from South Angle of East Abutment of the Bridge at the Fish-cove near North Sea; thence North 48 deg. 30' East, 12 chains 89 links; thence North 32 deg. 15' East, 7 chain & 7 links, striking south line of said old road on the hill, the north and west line being the south line of said old road or highway, Which proposed highway will pass through my improved lands, Now, therefore in consideration of the laying out of said highway I Jared M. Jennings do hereby release all claims to damages by reason thereof.



Sealed with my seal, and dated the 6th day of September 1875.

JARED M. JENNINGS, (L. S.)

A true copy, test,

E. H. FOSTER, Clk.

Filed April 27th 1876.

Page 52. Whereas application has been made to the commissioners of highways of the town of Southampton county of Suffolk to lay out a highway in said town, the south and east line of the west part of said highway beginning at a point bearing S. 55 deg. 55' E. & distant 80 links from South angle of west wall or abutment of the Bridge at the Fish Cove near North Sea, and running thence South 63 deg. 10' West, 8 chains and 90 links to a Red Ceder Tree standing on South line of old highway, the north & west line being the south line of said old highway which proposed highway will pass through my improved lands, Now therefore in consideration of the laying out of the said highway, I John Bowman do hereby release all claim to damages by reason thereof.

Sealed with my seal, and dated the 6th day of September 1875.

his  
JOHN X BOWMAN, (L. S.)  
mark

Witness, D. H. Rose.

The interlining second line from bottom was done before certifying.

The above are true copies of Release filed April 27th 1876.

E. H. FOSTER, Town Clerk.

Recorded May 9th 1876.

### ROAD AT NOYACK

Page 52. The undersigned Commissioners of Highways of the Town of Southampton, in the County of Suffolk, having met at the dwelling house of Wm. W. Samson, in said town to decide upon the application of said Wm. W. Samson, a resident of said town liable to be assessed for highway labor therein for the alteration of the road near the dwelling house of said Wm. W. Samson, all the said Commissioners being present and having deliberated on the subject of this order, do hereby order that the line of the said road be and the same hereby is so altered as to run from a point by the North East corner of the pond in a straight line South one degree and thirty minutes West (S. 1 deg. 30' W.) six chains and seventy three links (6 ch 73 lks) till it strikes the old road, the said line to be the east side of said road, which shall remain of the width of two rods, (2), and it is further ordered that such part of the present road as are not included in the above description, be and the same are hereby discontinued.

Dated Southampton, March 18th 1876.

SETH R. JAGGER,	} Commissioners	
JAS. H. PIERSON,		of
HANNIBAL FRENCH,		Highways.

A true copy of original order, made July 28th 1876, by

E. H. FOSTER, Clerk.

Filed March 23d 1876.

Recorded March 25 1876.

### ROAD FROM BRIDGE AT FISH COVE

Page 53. At a meeting of the Commissioners of highways of the Town of Southampton in the County of

Suffolk at the site of the Fish Cove Bridge in the said town on the 26th day of August 1875; all the Commissioners having met and deliberated on the subject matter of this order, upon the application of Elias Jennings a resident of said town and liable to be assessed for highway labor therein, for the alteration of the road, near & adjoining to the new bridge, do hereby order that the south line of said highway to the west of said bridge shall run as follows, beginning at a point bearing South 55 deg. 55' East and 80 links distant from south angle of west abutment of bridge; thence South 63 deg. 10' West 8 chains & 90 links, till it strikes the south boundary of the old highway.

And it is further ordered that the south line of said highway to the east of said bridge shall run as follows, Beginning at a point bearing North 55 deg. 00' East and 25 links from the South angle of the east abutment of the bridge; thence North 48 deg. 30' East, 12 chains, 89 links; thence North 32 deg. 15' East, 7 chains, 7 links, till it strikes the south line of the highway leading through Towd.

Dated at Southampton, March 18th 1876.

JAS H. PIERSON,	} Commissioners	
SETH R. JAGGER,		of
HANNIBAL FRENCH,		Highways.

A true copy of original order made July 31st 1876 by

E. H. FOSTER, Clerk.

Filed March 23d 1876.

Posted March 25 1876.

Page 53. Road at Water Mill from opposite Mrs. Goodall to new Bridge.

At a meeting of the commissioners of highways of the town of Southampton in the county of Suffolk, at the

house of Mrs. Nancy Goodale in said town on the 3d day of April 1876, all the Commissioners having met and deliberated on the subject matter of this order, upon the application of Charles Goodale a resident of said town and liable to be assessed to work on the highway therein, for the laying of the highway hereafter to be described, and on the certificate of a Jury of twelve reputable freeholders of said town, drawn and duly sworn, after due public notice as required by statute certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to Asher Benedict and George Randall occupants of the lands through which such highway is to run that the undersigned commissioners would meet at this time and place to decide upon the application aforesaid; and we having heard all reasons offered for and against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey is as follows, to wit, beginning at a stone buried on the south line of the old highway leading to Bridge Hampton and nearly opposite the house of Mrs. Nancy Goodale; thence North eighty six degrees and twenty minutes east (N. 86 deg. 20 E) nineteen chains and eleven links (19 ch 11 lks); thence North forty five degrees East (N. 45 deg. E.) four chains and thirty eight links (4 ch 38 lks) to the center of the bridge, and the line of said survey is to be the center of said highway which is to be five rods in width.

Witness our hands this 2nd day of May 1876.

SETH R. JAGGER,	} Commissioners	
HANNIBAL FRENCH,		of
JAS. H. PIERSON,		Highways.

A true copy of original order, made August 3d 1876,  
by me

E. H. FOSTER, Clerk.

Filed May 3d 1876.

Posted May 3d 1876.

Page 54. Road at Bridgehampton: from N. Post,  
west:

The undersigned commissioners of highways of the town of Southampton in the County of Suffolk, having met at the dwelling house of Watson P. Halsey in said town, to decide upon the application of the said Watson P. Halsey, a resident of said town, liable to be assessed for highway labor therein, for the alteration of the road beginning at the highway leading from Bull Head to the Beach, and near the dwelling house of Nathan Post, and running westerly; all the said commissioners being present, and having deliberated upon the subject of this order, do hereby order that the line of said road be and the same is hereby so altered as to run from a point bearing N. 62 deg. 50 E. one chain and fourteen links from North East corner of Nathan Posts dwelling house, in a straight line North seventy eight degrees, ten minutes West (N. 78 deg. 10' W.) twenty seven chains and forty five links (27 ch 45 lks); and thence North eighty two degrees and twenty minutes West, (N. 82 deg. 20' W.) forty nine chains and sixty seven links (49 ch 67 l) to the fork of the roads; the said line to be the south side of the road, which shall be of the width of four rods. And it is further ordered that such parts of the present road as are not included in the above description, be and the same are hereby discontinued.

HANNIBAL FRENCH,	} Commissioners	
JAS. H. PIERSON,		of
SETH R. JAGGER,		Highways.

Dated Southampton,  
March 18th 1876.

A true copy of the original order, made by me, December 26th 1876.

E. H. FOSTER, Town Clerk.

Filed March 23d, 76. Posted March 25.

Page 55. (Abstract). School Moneys Apportioned; Overseers of Poor Accts., and General Town Accts.

Page 56. Minutes of the annual Town Meeting of the Inhabitants of the Town of Southampton, N. Y., April 3d 1877:

The following persons were elected Pound Masters, John F. Foster, James A. Hildreth, Herman Woodruff & Isaac Mott. Lewis R. Squires was elected a town trustee in place of Elias W. Howell deceased. The remaining portion of the old board (Trustees) were re-elected, vis: Peter R. Hallock, Albert J. Post, Hervey S. Rose, Philetus Pierson, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King, Jacob Carter, Joshua Corwin & Joshua Squires.

(Abstract). General statement ordered on file; \$2000 for Overseers of Poor; \$250 for Com. of Highways; \$1400 for Contingent Fund; \$250 for Record Printing; \$20 for use of meeting room voted.

Resolved, That it is important that the town understand that the office of Assessor is a very important & responsible position, and that the town should put their best men in this place.

Resolved, That the long and faithful services of \*Wm. R. Post, Esq., as Supervisor of the town justly demands a public expression. We therefore hereby cordially tender him a vote of thanks for the marked ability fidelity & earnestness he has exhibited in all that has pertained to the welfare of the town and its interests; and that the same be entered on record.

(Abstract). Railroad thanked for running trains for accommodation of people of town; Town Clerk instructed to send railroad copy of resolution; Town Clerk authorized and required to transmit to the County Clerk, book known as the "Small Book of Deeds," and receive the official receipt therefor. Result of election:

Supervisor, James R. Hunting 359; Town Clerk, Edward H. Foster 416; Justice of the Peace, James H. Foster 411; Collector, Charles L. Dodson 409; Assessors, Isaac C. Halsey 393, Eleazer Latham 406; Commissioner of Highways, Seth R. Jagger, 408; Overseers of Poor, Lewis Tuthill 411, James L. Haines 413; Inspector of Election, 1st Dist. Philander R. Jennings 415, David P. Vail 415; Hervey T. Hedges appointed; 2d Dist. E. Jones Ludlow 410, Addison M. Cook 410, Stephen Hedges appointed; 3d Dist. James H. Pierson, Edgar A. Hildreth,

Note.—\$150,000. fire at Sag Harbor, Feb. 18, 1877.—Ed.

**\*WILLIAM R. POST**

William Rogers Post was born in Southampton, April 8, 1811, a descendant from a founder's family, the first Post, Richard, being mentioned in town records in 1643. He was successful in the whaling enterprise at Sag Harbor, and as a Hampton farmer. From 1840 to 1850 he was not only a ship agent but a general store keeper at "the port." He also engaged in the lumber business in partnership with Judge Osborn. After 1852 Mr. Post retired from active management of his Sag Harbor investments and returned to Southampton, where April, 1852 he was elected Supervisor. He was again elected Supervisor in 1854 and 1855, and in 1865 was reinstated chief officer of Southampton town, serving for twelve consecutive years. As Supervisor he drafted the railroad bonding act passed in April, 1869, and was author of the clause that provided for the gradual reduction of interest, thereby saving the town many hundred dollars interest charges.—Ed.

Chas. H. Halsey appointed; 4th Dist. John H. Jacobs, Jr., 410, Leander Squires 410, Warren Corwin appointed; 5th Dist. William Tuthill 412, Sidney B. Topping 412, Andrew J. Jagger appointed. Constables, James A. Harris 422, Herman Woodruff, the whole, Franklin Jagger 411, Leander Squires 412, Benjamin W. Goodale 412; Auditors, David A. Vail 414, William R. Post 415.

The whole ticket was elected by a majority of about 100, except the Supervisor, who had only 9 majority.

Game Constable, John W. Hull; Excise Commissioner, Herrick J. Rogers.

Of the other two auditors each had 297 votes, therefore no appointment was made as third auditor. The whole number of votes cast was 713.

Dated at Southampton, N. Y., April 3d 1877.

P. R. JENNINGS,  
M. E. GRIFFIN,  
JAMES H. FOSTER,  
E. JONES LUDLOW,  
E. H. FOSTER.

Indian Trustees, David Walker, Theo. Beeman, Nathan Cuffee.

Recorded April 18th 1877.

E. H. FOSTER, Clerk.

## HIGHWAY FROM NORTH SEA ROAD TO SEBONAC SCHOOL HOUSE

Page 58. "The undersigned commissioners of highways of the town of Southampton in the county of Suffolk, having met at the dwelling house of Samuel Elliston in said town to decide upon the application of Samuel



Elliston & C. H. Halsey, residents of said town, liable to be assessed for highway labor therein, for the altering of Sebonack Lane; all the said commissioners being present and having deliberated on the subject of this order, Do hereby order that the following described line shall be the center of said road, Beginning at a stone standing opposite the North East corner of & at a right angle with the north fence of Samuel Ellistons land; thence N. 66 deg. 40' West 18 chains; thence N. 64 deg. 15' W. 11 chains; thence N. 62 deg. 10' W. 12 chains, 23 links; thence N. 72 deg. 05' W. 15 chains, 21 links; thence N. 78 deg. 30' W. 19 chains 10 links, stopping opposite the road leading to Sebonack & near the School House; the said road to be four rods in width. And it is further ordered that such parts of the present road as are not included in the above description be & the same are hereby discontinued.

Given under our hands this 27th day of March 1877.

H. FRENCH,	} Commissioners	
SETH R. JAGGER,		of
JAS. H. PIERSON,		Highways.

The above is a true copy of the original order, made this 30th day of July 1877.

E. H. FOSTER, Town Clerk

Filed April 5th 1877.

Posted April 9th 1877.

## HIGHWAY FROM BRIDGE AT RIVERHEAD TOWARDS QUOGUE

Page 58. The undersigned commissioners of highways of the town of Southampton in County of Suffolk, having met at the dwelling house of John C. Sweezy in

said town to decide upon the application of twelve freeholders, residents of said town & liable to be assessed for highway labor therein for a discontinuance of a portion of the road leading from the Town line by the bridge at Riverhead to Quogue, do order that the line of the said road be and the same is hereby described to run as follows: Beginning at the north side of the bridge; thence South eighteen degrees fifty five minutes (18 deg. 55') West, four chains, fifty two (4, 52) links, to opposite the center of Wheelwright Shop; thence South twenty seven degrees five minutes (27 deg. 5') East, one chain & 80 (1.80) links to near the N. E. corner of John C. Sweezy's dooryard fence; thence South twenty degrees fifteen (20 deg. 15') minutes East, two chains nine links (2.09) to opposite South West corner of Waltons Saloon; thence South twenty seven (27 deg.) East, six chains, thirty (6.30) links; thence South fifteen (15 deg.) East, four (4) chains; thence South ten degrees (10 deg.) East, four (4) chains; thence South fifteen degrees, five minutes (15 deg. 05') East, three chains twenty six (3.26) links; thence South twenty seven degrees ten minutes (27 deg. 10') East, nine chains, fifty one (9.51) links. And it is further ordered that the above described line, shall be the west line of said road, and it is also ordered that the said road at the first station by the bridge, shall be seventy seven (77) links wide, and at the second (2) station opposite the Wheelwright Shop, shall be one chain and fifteen (1.15) links wide; and at the third (3d) station opposite John C. Sweezy's dooryard shall be eighty five (85) links wide; and at the fourth (4th) station opposite Walton's Saloon, shall be ninety (90) links wide, and one chain (1.00) in width at all the remaining stations.

And it is further ordered that such parts of the present road as are not included in the above description be and the same are hereby discontinued.

In witness whereof the said Commissioners have hereunto subscribed their names. Dated Southampton, April 3d 1877.

JAS. H. PIERSON, } Commissioners  
SETH R. JAGGER, } of Highways.

The above is a true copy of the original order, made July 30th 1877.

E. H. FOSTER, Town Clerk.

Filed April 5th 1877.

Posted April 9th 1877.

## HIGHWAY NEAR GOOD GROUND,

### TIANA—SOUTH.

Page 59. Whereas a road used as a highway in the town of Southampton in the County of Suffolk, leading from the Country road at the east side of John Jackson's farm, southerly across the Rail Road to Joshua Corwin's place, & thence Easterly till it strikes the road leading from the west of Uriah Raynors house to the Good Ground church, which has been used as a public highway for twenty years last past but not recorded, Now, therefore we the undersigned commissioners of said town having met at the house of John Jackson in said town for the purpose of causing said road to be ascertained, described & entered of record in the town clerks office, all the said commissioners having been duly notified to attend this meeting for the purpose of deliberating on the subject embraced in the order, Do hereby order that the said road be ascertained described and entered of record. And the said Commissioners having caused a survey of the said road to be made, do further order that said road is here-

by ascertained and described according to said survey being as follows, Beginning on south side of highway at North East corner of John Jacksons land & one rod east of his line; thence South nineteen degrees & ten minutes (19 deg. 10') East, seven chains & forty (7.40) links; thence South forty five minutes (45') West, one chain & eleven (1.11) links; thence South ten degrees five minutes (10 deg. 05') West, two chains & seventy four (2.74) links; thence South thirteen degrees (13 deg.) East, one chain and sixty two (1.62) links; thence South thirty four thirty minutes (34 deg. 30') East, seven chains thirty nine (7.39) links; thence South twenty seven (27 deg.) degrees East, seven chains & eighty (7.80) links; thence South twenty one degrees ten minutes (21 deg. 10') East four chains & twenty nine (4.29) links; thence South twenty six degrees forty minutes (26 deg. 40') East, ten chains ninety six links (10.96); thence South seventy degrees forty five minutes (70 deg. 45') East, two chains thirty five (2.35) links; thence South seventy one degrees fifteen (71 deg. 15') East, twenty six chains (26,); thence south seventy four degrees forty minutes (74 deg. 40') East, four chains ninety three (4.93) links; thence South sixty five degrees forty minutes (65 deg. 40') East, three chains ninety three (3.93) links. And it is further ordered that the line above described be the center line of said road, and that the said road be of the width of two rods.

In witness whereof the said commissioners have hereunto subscribed their names, the 3d day of April 1877.

JAS. H. PIERSON, } Commissioners  
 SETH R. JAGGER, } of Highways.

The above is a true copy of the original order, made July 30th 1877.

E. H. FOSTER, Clerk.

Filed April 5th 1877.

Posted April 9th 1877.

## HIGHWAY FROM MAIN ROAD TO DEPOT AT WATER MILL

Page 60. At a meeting of the Commissioners of highways of the town of Southampton in the County of Suffolk, at the R. R. Depot at the Watermill in the said town on the 5th day of June 1877 all the commissioners having met and deliberated on the subject matter of this order, upon the application of James A. Rogers a resident in said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described; and on the certificate of a Jury of twelve reputable freeholders of said town convened & duly sworn after due public notice as required by statute certifying that such highway is necessary & proper; and notice in writing of at least three days having been given in due form of law to Hervey Rose & Henry M. Rose occupants of the land through which such highway is to run, that the undersigned commissioners would meet at the time & place to decide on the application aforesaid; and we having heard all reasons offered for & against laying out such highway, it is ordered determined & certified that a public highway shall be & the same is hereby laid out pursuant to said application Whereof a survey has been made & is as follows, to wit Beginning at a point bearing North sixty degrees & forty minutes East (N 60 deg. 40' E) & distant one chain & sixty six links (1 ch. 66 lks) from the South East corner of Harvey Roses dwelling house; and from thence North seventy five degrees & forty minutes West (N. 75 deg. 40' W.) eight chains & sixty one & one half links (8 ch. 61 ½ lks) to near the South East corner of the Depot grounds. And the line of said survey is to be the center of said highway which is to be three rods in width.

Witness our hands this 5th day of September 1877.

SETH R. JAGGER, } Commissioners  
 JAS. H. PIERSON, } of Highways

The above has been compared with the original order, and is a correct copy of the same, Made December 10th 1877.

E. H. FOSTER, Town Clerk.

Filed Sept. 7, 1877.

Posted Sept. 11, 1877.

Page 61. (Abstract). Commissioner's certificate of apportionment of school moneys. General statement of Town accounts, etc.

Page 63. Minutes of Annual Town Meeting, April Second, 1878.

Meeting called to order at 10 o'clock a. m., and polls opened until 12 m. The minutes of the last meeting were read & approved. Meeting proceeded to the election of Pound Masters, as follows, John F. Foster, James A. Hildreth, Hermon Woodruff & Isaac Mott.

The following persons were then elected as town trustees: Wm. F. Phillips, Lewis R. Squires, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Joshua Squires, Philetus Pierson, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King and Joshua Corwin.

(Abstract). Recess until 1:15 p. m. General statement of Town Accounts; Report of Overseers of Poor,

Page 61. Note:—The summer of 1878, will be remembered for the unprecedented & complete destruction of crops, by a worm, the larva of the June Bug. That portion of the town (east of Shinnecock) & to within a mile of the ocean, also East Hampton, was laid waste. Corn, grass, vegetables, small fruits, were all destroyed, many farmers not considering their crops worth harvesting. Cattle without pasture, the fields as brown and bare as midwinter.—E. H. Foster.

voted \$2800; for Com. Highways \$278.99; for Contingent Fund \$1400; for printing records \$125; for room \$20.

(Abstract). Resolved, Transmit to Henry Onderdonk, Esq., of Jamaica, L. I., a copy of each printed volumes of Town Records, suitably bound and inscribed, as an acknowledgment on part of town for volumes of Revolutionary Incidents presented by him.

(Abstract). Continued H. P. Hedges, Wm. S. Pelle-treau and Edw. H. Foster a committee on printing records.

(Abstract). Resolved, That copies of the 3d volume of printed records be sent: one to State Library at Albany; one to the Long Island Historical Society at Brooklyn; one to the County Clerk's office, and one placed in the Supervisor's and Town Clerk's office, (one each).

Resolved, That the Supervisor be instructed to vote for new cells adjoining the jail (at Riverhead) to be used temporarily for the imprisonment of offenders, & to be so constructed, if practicable, as to form a part of a new jail, whenever a new jail may be built.

(Abstract). Resolution protesting against legislation changing time prescribed for transacting business involving appropriations, at town meeting.

Resolved, That thanks be extended Long Island Rail Road Company for excellent accommodations this day supplied the people of the town.

(Abstract). Motion carried to open annual town meeting for purpose of voting at 9 a. m. instead of 10 a. m.

Polls opened to so remain until 4 p. m. at which time they were closed and the presiding officers, (Justices Ludlow, Chairman; Jennings, Foster & Griffin; E. H. Foster, Clerk) proceeded to canvass the 835 votes cast; in due time announced the result as follows:

For Supervisor, James M. Halsey; Town Clerk, Edw. H. Foster; Justice of the Peace, Marcus E. Griffin; Collector, Theodore Field; Assessors, Charles Howell, James

L. Haines; Commissioner of Highways, Edw. H. Foster; Overseers of Poor, James L. Haines, Lewis Tuttle; Inspectors of Election, 1st Dist. David P. Vail, Philander R. Jennings; 2nd Dist. Addison M. Cook, E. Jones Ludlow; 3d Dist. Wm. S. Pelletreau, Wm. R. Penny; 4th Dist. John H. Jacobs, Jr., Leander Squires; 5th Dist. Seth M. Tuttle, Henry H. Fordham; Constables, Charles Whitney, Hermon Woodruff, Franklin Jagger, Leander Squires, Benjamin W. Goodale; Game Constable, Frederic Howell; Excise Commissioner, Charles A. Pierson.

(Abstract). Appointed Inspectors of Election: 1st Dist. Hervey T. Hedges; 2nd Dist. G. Clarence Topping; 3d Dist. Charles H. Halsey; 4th Dist. Warren Corwin; 5th Dist. Geo. W. Howell.

Dated at Southampton, N. Y., April 2nd 1878.

E. JONES LUDLOW,	} Presiding Officers.
M. E. GRIFFIN,	
JAMES H. FOSTER,	
P. R. JENNINGS,	
E. H. FOSTER, Clerk.	

Indian Trustees: Wm. Bunn, David Walker, & N. P. Cuffee.

The foregoing record of minutes has been compared with the original, and is a correct copy of the same.  
April 5th 1878.

E. H. FOSTER, Town Clerk.

### ROAD AT SAG.—DANIELS LANE; SOUTH

Page 66. Whereas a road used as a highway in the town of Southampton in the County of Suffolk leading from the road called "Daniels Lane," in the east part of the village of Sag, southward to the beach or ocean, be-



tween land of G. Clarence Topping and Widows Pierson, was laid out by the Commissioners of Southampton on the 25th of April 1726, and recorded in the second book of Records, page 290, (printed vol. page 187) but not sufficiently described; now therefore we the undersigned Commissioners of Highways of said town having met at the house of James Topping in said town for the purpose of causing said road to be ascertained, described & entered of record, in the town clerks office, all the said commissioners being present, and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described & entered of record, And the said Commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained & described according to the said survey being as follows: Beginning at a stone placed in the center of said road, and at the south side of said Daniels Lane & from thence South twenty one degrees & ten minutes East (S. 21 deg. 10' E) to the beach or ocean, and it is further ordered that the line above described be the center line of said road, & that the said road be of the width of two (2) rods. In witness whereof the said commissioners have hereunto subscribed their names the fourth (4th) day of June, 1878.

HANNIBAL FRENCH,	} Commissioners	
SETH R. JAGGER,		of
EDWD. H. FOSTER,		Highways.

Above order filed June 4th 1878; copied to post, June 5th 1878; Copied in record, compared with original, & record certified as a correct copy, June 22nd 1878.

E. H. FOSTER, Town Clerk

**ROAD SOUTH END; PART OF MAIN ST.  
VILLAGE OF SOUTHAMPTON.**

Page 66. At a meeting of the Commissioners of Highways of the Town of Southampton in the County of Suffolk, at the village of Southampton in said town, to decide upon the application of Barney J. Green, a resident of said town & liable to be assessed for highway labor therein; for the widening of the road hereinafter described, that is recorded in Liber B. town records, page 359 (printed page 266) May 5th 1770; a jury of twelve reputable freeholders of said town summoned, and ten sworn according to law, having certified (the ten) that such widening was necessary & proper; and the said commissioners having caused notice in writing to be given to Dr. T. G. Thomas, or his agent, occupant of the land through which the road is to run, of at least three days, of the time and place of meeting of said commissioners, to decide on the application aforesaid; and we have heard all reasons for & against widening and laying out such highway; do order that said highway shall be widened, pursuant to the said application, the South and East sides whereof is the following described line, vis: Beginning on the west side of Town or Main St., at a stone; thence South seventy nine degrees forty minutes West, (S. 79 deg. 40' W) four chains thirty four links (4.34); thence South seventy two degrees, twenty minutes West (S. 72 deg. 20' W.) seven chains & forty two links; (7.42) thence South thirty seven degrees, thirty minutes West (S. 37 deg. 30' W.) eighty five links; (.85) thence South twenty five degrees, forty minutes West, (S. 25 deg. 40' W.) one chain and twenty links; (1.20,) thence South ten degrees, five minutes West, (S. 10 deg. 05' W.) eighteen chains & fifty links (18.50) to the Ocean. And it is further ordered that said highway at place of beginning shall be of the width of one chain &

twelve & one half links; ( $4\frac{1}{2}$  rods) and at the second station it shall be one chain in width (4 rods), and at the third station it shall be one chain & twelve and one half links in width; ( $4\frac{1}{2}$  rods), and from thence ( $4\frac{1}{2}$  rods north of 3d station,) shall be bounded on the west by the Pond; and from the south end of the Pond to the Ocean it shall be of the width of six rods.

And it is further ordered, that such parts of the present road as are not included in the above description, be and the same are hereby discontinued.

Southampton, June 22d 1878.

HANNIBAL FRENCH,	}	Commissioners of Highways.
SETH R. JAGGER,		
EDWD. H. FOSTER,		

Ordered filed June 22, 1878.

Ordered posted July 5th 1878.

Ordered Recorded Aug. 16th 1878.

The above is certified to as a correct copy, having been compared with the original, August 16th 1878.

E. H. FOSTER, Town Clerk.

Page 67. Release of Damages (land for highway) by Owner:

A highway having been laid out on the day of the date hereof, by the Commissioners of highways of the town of Southampton in the County of Suffolk; on the application of Barney J. Green, through the improved land of me, Theo. G. Thomas; commencing at a stone on the west side of Town or Main St. village of Southampton; thence S 79 deg. 40' W. 4 ch 34 lks; thence S. 72 deg. 20' W. 7.42; thence S. 37 deg. 30' W. .85; thence S. 25 deg. 40' W. 1.20; thence S 10 deg. 05 W. 18.50 to the ocean.

And it is further ordered that said highway at place of beginning shall be of the width of  $4\frac{1}{2}$  rods, at the second station it shall be 4 rods wide; at the third station it

shall be of the width of  $4\frac{1}{2}$  rods; and from thence  $4\frac{1}{2}$  rods north of 3d station shall be bounded on the west by the pond, and from the south end of the pond to the ocean it shall be of the width of six rods.

Now Know all men by these presents, that I the said Theo. G. Thomas, for value received, do hereby release all claim to damages by reason of the laying out and opening the said highway.

Witness my hand & seal the 22d day of June 1878.

THEODORE G. THOMAS, (L. S.)

Compared & certified to as a correct copy of original release, August 16th 1878.

E. H. FOSTER, Town Clerk.

### ROAD FROM FIRST NECK LANE, ACROSS END OF POND TO SOUTH END OF MAIN ST.

Page 68. At a meeting of the Commissioners of Highways of the Town of Southampton, County of Suffolk, at the house of Edwd. H. Foster in said town; all the Commissioners being present, to decide upon the application of Wm. S. Pelletreau, a resident of said town & liable to be assessed for highway labor therein, to define the Highway on the Beach by said Pelletreau's land.

It is hereby ordered that the said highway shall be defined & the north side whereof shall be the following described line, Beginning at the south west corner of the said Wm. S. Pelletreau's land, at the south & east corner of a white marble stone; thence south seventy eight degrees thirty minutes east, (S 78 deg. 30' E) five chains and forty three links (5 ch, 43 lks) to the second station, to center of north side of a white marble stone; thence

south seventy five degrees, fifty five minutes east (S. 75 deg. 55' E.) six chains & twenty eight links (6 ch, 28 lks) to S. W. corner of land owned by U. S. Government for life saving station; thence north sixty seven degrees forty minutes east, (N. 67 deg. 40' E) five chains & seventy links (5 ch, 70 lks) to south east corner of said Pelletreaus land, or to Proprietors land; and from thence shall be a passing road by the south end of the Town Pond to the highway from the south end of town.

And it is further ordered that the said highway from the beginning to the second station shall be three rods in width, & from the second station eastward (it does not widen at right angles to north line but on a course S. 28 deg. E. or the west line of the beach road) to the said highway leading from the south end of town to the ocean. it shall be four rods in width.

And it is further ordered that a highway six rods in width through the land of the said Wm. S. Pelletreau, he having consented thereto, and released all claim to damages, shall be laid as follows, Whereof the following described line shall be the west side, Beginning at the second station of the first mentioned highway, & opposite the North East corner of Capt. David Drakes land, crossing the four rod road before described south twenty eight degrees east, (S. 28 deg. E.) five chains thirty four links; (5 ch, 34 lks) thence in a due south course to the ocean. Also ordered that all portions of the highway outside of these lines be discontinued.

In witness whereof the said commissioners have hereunto subscribed their names, this the 17th day of September 1878.

HANNIBAL FRENCH,	} Commissioners	
SETH R. JAGGER,		of
EDWD. H. FOSTER,		Highways.

Order filed Sept. 20th 1878.

Order posted Sept. 21 1878.

Order recorded Oct. 23d 1878.

The above record copy of road order has been compared with original, this Oct. 23d 1878, and is hereby certified to as a correct copy of the same.

E. H. FOSTER, Town Clerk.

Page 69. Release of land, for highway purposes, & from damages:

A highway having been laid out on the day of date hereof, by the Commissioners of Highways of the Town of Southampton in the County of Suffolk, upon the application of Wm. S. Pelletreau, through the lands of us, David R. Drake & Wm. S. Pelletreau commencing at a stone or stake at the south west corner of said Wm. S. Pelletreaus land thence S. 78 deg. 30' E. 5ch, 43 lks, to second station; thence S. 75, 55 E 6 ch, 28 lks, to corner of land owned by U. S. Government for life saving station; thence N. 67, 40' E. 5 ch, 75 lks to South East corner of said Pelletreaus land. And it is further ordered that the said highway from the beginning to the second station shall be three rods in width & from the second station eastward to the highway leading from south end of town to the ocean it shall be four rods in width.

And it is further ordered that a highway six rods in width, through the land of the said Wm. S. Pelletreau he having consented thereto, & by this releases all claim to damages, be laid as follows, Whereof the following described line shall be the west side, Beginning at the second station of the first mentioned road, & nearly opposite the N. E. corner of Capt. David R. Drakes land, crossing the four rod road before described; thence S. 28 deg. E. 5 ch, 34 lks; thence in a due south course to the ocean, all parts of any old highways outside these lines being discontinued.

Now Know all men by these presents, that we the said David R. Drake & Wm. S. Pelletreau, for value received, do hereby release all claims to damages by reason of the laying out & opening the said highway.

Witness our hands & seals the 17th day of September 1878.

DAVID R. DRAKE, (L. S.)  
WM. S. PELLETREAU, (L. S.)

In presence of

E. H. Foster.

Recorded Oct. 23d 1878, as a true copy, (having been compared) of the original.

E. H. FOSTER, Town Clerk.

Page 70. Agreement between certain owners of the North Cedar Swamp at North Sea, as to division line.

Whereas by reference to the records of the town of Southampton, Liber B, page 386, it appears that the dividing line between lots Number forty six & forty seven, running through the north cedar swamp at North Sea & east of the land now of Stephen Harris, (formerly of Zebulon Jennings) was established and described by two men chosen as arbitrators, as beginning at small red oak tree at the south end of said swamp, & running in a direct line to a stake in a hedge fence near the north sea line; and whereas the exact positions of the said tree & the said stake cannot now be found, and whereas the three interior corner stakes of the division lines of the owner of that part of the said swamp lying in lot Number forty six (46), as then made and recorded are not quite in a direct line, Now therefore in order to the establishment of the whole of said division line in conformity with the record of said line herein above referred to, it is hereby agreed between the present owners of that part of said cedar swamp which

is divided by said line, that it shall be a direct and straight line running through two stakes which stand together at the north west corner of the land of the heirs of John Allen deceased, (formerly Samuel or Benjamin Huntting & subsequently of David - Mackie) and at the south west corner of the lot now owned by Charles White, William White & others (formerly Ephraim & John White,) as the same was subdivided, which said stakes are marked respectively NK. I. W. & which appear to be of long standing, and an old stake standing at the south west corner of the lot which was subdivided between John Jagger & Christopher Lupton and which is now the south west corner of the lot which fell to John Jagger & which is now owned by the heirs of David Jagger deceased, and extending southward to the south end of said swamp along the west end of the lot now belonging to William, Henry L. and Mary A. White, to the edge of the swamp which shall be assumed, and is hereby by us declared to be the point designated in the former record by the words, "a small red oak tree," and said division line shall also be extended northward to the hedge fence at the edge of the swamp which shall be assumed, and is by us hereby declared to be the point designated in said former record by the words, "to a stake in the hedge fence &c."

The course of this division line is north twenty eight degrees west, as the compass now points.

To this confirmation of the former record & description of said division line, we the undersigned, owners or representatives of owners of said lots do hereby severally agree, and we direct this agreement to be placed upon the town records also the subjoined plot of said line. (Here is a pen and ink sketch of lands as described in agreement). —Ed.

Executed in the presents of Wm. R. Post, this fifth day of February in the year one thousand eight hundred & seventy five, (1875)



(Map) Charles White, Wm. White,  
 Daniel Jagger, Harvey Jagger,  
 Stephen Harris, Wm. R. Post, guardian  
 of Ida L. Allen, a minor to whom the  
 tract formerly owned by Samuel & Benjamin  
 Huntting & subsequently by David Mackie  
 now belongs, and special guardian  
 by order of Court for the sale of said  
 tract.

The above recorded copy of agreement, has been by me compared with the original, filed Oct. 17th 1878; on this the 23d day of Oct. 1878, and is a correct transcript of the same.

E. H. FOSTER, Town Clerk.

Page 71. Deed for Pound at Southampton.

This Indenture made (the) thirtieth day of December, in the year one thousand eight hundred & seventy six: Between James A. Hildreth of the town of Southampton, County of Suffolk & State of New York, & Elizabeth F., his wife, parties of the first part, and the Town of Southampton, party of the second part,

Witnesseth, that the said parties of the first part, in consideration of the sum of five dollars, to them duly paid, before the delivery, hereof, have remised, released & quit claimed, and by these presents do remise, release & quit claim to the said party of the second part & its assigns, forever, All the right, title & interest in, and to a piece of Land thirty six feet square, in the above named town of Southampton, in or on the street called the Old Town Street, in the village of Southampton, & Bounded on the west by land of parties of the first part, & on the North, East & South by the open street.

Said piece of land is sold to the said town for a Pound, & is so located near the head of the Old Town Pond that cattle enclosed therein, may obtain water, on the lower or

east side, With the appurtenances, & all the estate, dower & right of dower, of the parties of the first part therein,

To have & to hold the above mentioned, & described premises, with the appurtenances, unto the said party of the second part, and its assigns forever.

In witness whereof the said parties of the first part have hereunto set their hands & seals the day & year first above written.

JAMES A. HILDRETH, (L. S.)  
LIZZIE F. HILDRETH, (L. S.)

Sealed & delivered in  
the presence of  
James H. Foster.

State of New York  
County of Suffolk

On the first day of March in the year one thousand eight hundred & seventy seven, personally appeared before me, James A. Hildreth & Elizabeth F. his wife, to me known to be the same persons described in & who executed the above instruments, & severally acknowledged that they executed the same; and the said Elizabeth F. on a private examination by me made apart from her husband, acknowledged that she executed the same freely, & without any fear or compulsion of him.

JAMES H. FOSTER, Justice of the Peace.

The above deed & acknowledgement, has been compared with the original, (filed Jan. 2d 1879), & this is a correct copy of the same.

Dated Jan. 4th 1879.

E. H. FOSTER, Town Clerk.

Bill of Sale for Loam at Atlanticville.

Page 72. Know all men by these Presents, That Lewis J. Downs of the town of Southampton, County of

Suffolk & State of New York, and Ella his wife, parties of the first part, for & in consideration of the sum of Thirty dollars lawful money of the United States, to us in hand paid, at or before the ensealing & delivery of these presents by the Town of Southampton of the second part, the receipt whereof is hereby acknowledged, have bargained & sold, & by these presents do grant & convey unto the said party of the second part, & its assigns, all the loam and surface soil on a certain lot containing one acre of land lying in the village of Atlanticville, Town of Southampton, County of Suffolk & State of New York, Bounded on the North, East & South, by land belonging to parties of the first part, on the West by land of Sylvester F. Downs, With the privilege of removing the same at any time; & a right of way to & from the highway along the line of said Sylvester F. Downs, but over the land of the party of the first part.

To Have and to Hold the same unto the said party of the second part & its assigns forever, And we do for our heirs, executors & administrators, covenant & agree to & with the said party of the second part, to warrant & defend the sale of the said loam & surface soil hereby sold unto the said party of the second part & its assigns against all & every person & persons whomsoever.

In Witness Whereof we have hereunto set our hands & seals the twentieth (20th) day of December in the year one thousand eight hundred and seventy eight.

LEWIS J. DOWNS, (L. S.)

MARY ELLA DOWNS, (L. S.)

Sealed & delivered in  
the presence of

George C. Wheeler.

Filed Dec. 26th 1878.

Certified to as a correct copy, by comparison, of the original, Jan. 4th, 1879.

E. H. FOSTER, Town Clerk.

### ROAD FROM MAIN ST. TO NORTH SEA ROAD, SOUTHAMPTON

Page 73. Whereas a road used as a highway, in the town of Southampton in the County of Suffolk, leading from the Main St. westward to the North Sea road in the village of Southampton, L. I., has been used as a public highway for more than twenty years; Now therefore the undersigned, commissioners of highways, of the said town, having met at the public house of Capt. Chas. Howell in said town for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office; and having caused a survey of the said road to be made, do order that the said road be & the same is hereby ascertained & described according to the said survey.

Beginning at a point on the north side of said road on the west line of the highway or Main St. running northward to Rail Road; Bearing north sixty nine degrees west (N. 69 deg. W.) and one chain & forty two links (1 ch, 42 lks) distant from the north west corner of Caleb Halsey's dwelling house; thence south forty three degrees fifty minutes West, (S 43 deg. 50' W.) forty eight links; (48 lks), thence South sixty seven degrees, fifteen minutes West, (S 67 deg. 15' W.) one chain & fifty links; (1 ch, 50 lks) thence South seventy nine degrees five minutes West, (S 79 deg. 05 W) six chains sixty seven & one half links (6 ch, 67½ lks) to North Sea road; thence South forty degrees twenty five minutes East (S. 40 deg. 25' E.)

two chains, sixty four and a half links (2 ch, 64½ lks) by the East line of said North Sea road to the South line of above described road; thence north thirteen degrees East (N. 13 deg. E.) twenty & one half links (20½ lks) thence north seventy nine degrees forty five minutes east (N 79 deg. 45' E) five chains (5 ch) thence north eighty four degrees ten minutes East, (N. 84 deg. 10' E.) one chain and thirty nine links (1 ch, 39 lks) to the west side of said highway or Main St. running northward to R. R.; thence north four degrees five minutes east (N. 4 deg. 05' E.) two chains, ninety five & one half links (2 ch, 95½ lks) by west line of said highway to the place of beginning. Reserving a plot of ground or homestead situated in the east end & near the middle of above described road, the front or east side of said plot being on the west line of Main St. & across the east end of said road, the north east corner being situated one chain forty nine & one half links (1 ch, 49½ lks) from place of beginning of survey of said road, and north west corner one chain from third station of said survey, and the south west corner sixty links (60 lks) from the seventh station of said survey, and the south east corner forty two and one half links (42½ lks) from the last station of the above survey.

Dated at Southampton, March 6th 1877.

JAMES H. PIERSON,	} Commissioners	
HANNIBAL FRENCH,		of
SETH R. JAGGER,		Highways.

Filed Feb. 17th 1879.

Posted Feb. 20, 1879.

Recorded, pages 73, 74, Liber

D, Feb. 27th 1879

E. H. FOSTER, Town Clerk, and certified to by him as a correct copy of the original.

### ROAD AT BRIDGEHAMPTON DEPOT

Page 74. At a meeting of the commissioners of highways of the town of Southampton in the County of Suffolk, at the Rail Road Depot at Bridgehampton in said town on the 28th day of May 1874, all the commissioners having been notified to meet and deliberate on the subject matter of this order, upon the application of Dr. Gardiner a resident in said town & liable to be assessed to work on the highways therein for the laying out of the highway hereinafter to be described, as required by the statute; and notice in writing of at least three days having been given in due form of law to Wm. A. Corwith & Jas. S. Havens, occupants of the land through which the road is to run, of the time & place at which they would meet, to decide upon the said application, do order that a public highway four rods wide shall be & the same is hereby laid out, pursuant to the application, the centre whereof is the following described line, vis: Beginning at a stone buried on the west line of the highway known as Lumber Lane, and two rods north of Wm. Titus's garden; thence south seventy nine degrees west (S. 79 deg. W.) twenty six chains & nine links (26 ch, 09 lks) till it strikes the east end of the depot ground, nine links (09 lks) north from the south east corner; and the south line of said highway continueing westerly on the same course untill it strikes the south east line of the depot grounds.

Dated May 24th 1874.

HANNIBAL FRENCH, } Commissioners  
 SETH R. JAGGER, } of Highways

Filed Feb. 17th 1879.

Posted Feb. 27th 1879.

Recorded March 4th 1879 by E. H. Foster, Town Clerk; having been compared by him with the original, is hereby certified to as a correct copy of the same.

**ATLANTICVILLE STREET—MAIN STREET THRO  
EAST QUOGUE**

Page 75. Whereas a road used as a highway in the town of Southampton in the county of Suffolk, leading from Wesuck Creek to Great Creek was laid out by the Commissioners in the year 1738, but not sufficiently described; Now therefore the undersigned, commissioners of highways of the said town having met at the store of Perry Carter, in said town for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office, and having caused a survey of the said road to be made, do order that the said road be & the same is hereby ascertained & described according to the said survey,

Beginning in the middle of Wesuck brook at a point bearing North fifty degrees twenty minutes East, (N 50 deg. 20'E.) & distant one chain, thirty three links (1 ch, 33 l) from a stone placed in the center of the road, opposite the South East corner of Davis Jackson's door yard; thence South forty six degrees & forty minutes West (46 deg. 40 W.) one chain eighty three links; (1 ch, 83 lks) thence South thirty five degrees forty minutes West, (S. 35 deg. 40'W.) one chain ninety two links; (1 ch, 92 lks) thence South seven degrees twenty minutes West, (S 7 deg. 20' W.) four chains sixteen links, (4 ch, 16 lks) thence South nine degrees forty minutes west, (S 9 deg. 40' W.) six chains eighty four links; (6 ch, 84 lks) thence South ten degrees forty five minutes West (S. 10 deg. 45' W) one chain fifty four links; (1 ch, 54 lks) thence South nineteen degrees five minutes West (S 19 deg. 05 W.) one chain seventeen links (1 ch, 17 lks) thence South twenty four degrees fifty five minutes West (S. 24 deg. 55' W.) one chain seventy eight links (1 ch, 78 lks) to S. Ryder's east line; thence South twenty eight degrees West

(S 28 deg. W.) one chain seventy six links; (1 ch, 76 lks) thence South thirty three degrees West (S. 33 deg. W.) two chains ninety seven links: (2 ch, 97 lks) thence South forty degrees forty minutes West (S 40 deg. 40' W) four chains ninety five links (4 ch, 95 lks) to opposite W. H. Foster's gate; thence South forty three degrees five minutes West, (S. 43 deg. 05 W) twenty five chains eighteen links; (25 ch, 18 lks) thence South forty seven degrees West (S. 47 deg. W.) six chains forty two links; (6 ch, 42 lks) thence South fifty degrees fifty five minutes West (S. 50 deg. 55' W) one chain twenty six links (1 ch, 26 lks) to opposite Peter R. Hallock's west gate post; thence South sixty three degrees five minutes West (S. 63 deg. 05' W) two chains nineteen links (2ch, 19 lks) to opposite south east corner of W. F. Edward's land; thence South seventy degrees fifty five minutes West (S. 70 deg. 55' W.) four chains thirty two links (4 ch, 32 lks) to opposite south east corner of W. F. Edward's door yard; thence South seventy two degrees West (S. 72 deg. W) eight chains (8 ch) thence South sixty seven degrees fifty minutes West (S 67 deg. 50 W) four chains eighty four links (4 ch, 84 lks) to center of bridge over Great Creek. And it is also ordered that the above described line, shall be the centre of said road; and it is further ordered that the said road shall be four (4) rods in width from the beginning to the second station, & narrowing from thence to eighty links (80) at third station, & widening from thence to eighty four links (84) at fourth station, and continuing the same width to fifth station & narrowing from thence to seventy eight links (78) to sixth station, and from thence narrowing to seventy five links (75) at seventh station; & from thence widening to eighty six links (86) wide at eighth station; narrowing from thence to eighty links (80) wide at ninth station; & widening from thence to eighty four links (84) at tenth station, & from thence widening to ninety four links (94) at eleventh



station; & from thence widening to four rods (4) at twelfth station; & narrowing from thence to eighty eight links (88) at thirteenth station, & keeping the same width to the fourteenth station; & widening from thence to four rods, (4) at fifteenth station and continuing the same to the end of the said survey.

HANNIBAL FRENCH,	} Commissioners	
SETH R. JAGGER,		of
EDWD. H. FOSTER,		Highways.

Dated June 4th 1878.

Atlanticville, N. Y.

Filed March 4th 1879.

Posted March 6th 1879.

Recorded April 2d 1879.

The foregoing copy of road order has been compared by me with the original & is hereby certified to as a correct copy of the same.

E. H. FOSTER, Town Clerk.

## HIGHWAY FROM COUNTRY ROAD TOWARDS ONECK

Page 77. Whereas a road in the town of Southampton in the County of Suffolk, leading from the north end of Oneck Lane, northerly to the Country Road, nearly opposite the south end of (the) road leading to the R. R. Depot at Westhampton, has been used as a highway for twenty years but not recorded.

Now therefore the undersigned, Commissioners of Highways of the said town, having met at the dwelling house of Isaac C. Halsey, in the said town for the purpose of causing said road to be ascertained described and enter-

ed of record in the town clerk's office, and having caused a survey of the said road to be made; do order that the said road be, & the same is hereby ascertained and described according to the said survey, Beginning at a stone placed on the north side of the highway leading from the head of Little Oneck Swamp to Potunk, and opposite the centre of the north end of Oneck Lane; thence North twenty three degrees, forty five minutes East, (N. 23 deg. 45' E.) twenty five chains, twenty seven links (25 ch, 27 lks) to the South side of (the) highway leading from Beaver Dam to Ketcheboneck, and from thence continuing the same course, twenty two chains forty seven links (22 ch, 47 lks) to the Country Road. And it is further ordered that the above described line shall be the center of said road, & it shall be two rods in width.

Southampton, March 4th 1879.

Filed March 25th 79.

Recorded April 2d 79.

HANNIBAL FRENCH,	} Commissioners	
SETH R. JAGGER,		of
EDWD. H. FOSTER,		Highways.

The above has been compared with the original, & is a correct copy of the same.

E. H. FOSTER, Town Clerk.

Page 78. (Abstract). Commissioner's certificate of apportionment of school moneys; a general statement of the receipts and disbursements of the town for the year ending March 31, 1879; record of bonds and coupons burned, etc.

Page 80. Minutes of the Annual Town Meeting, April 1st 1879.

Polls opened about 10 o'clock a. m., voting continued

until 12 m. when meeting organized for business. Justice P. R. Jennings, chairman; E. H. Foster, clerk; Justices Ludlow, Foster & Griffin present.

Pound Masters were elected, vis, John F. Foster, Jas. A. Hildreth, Herman Woodruff & Isaac Mott. The old board of town trustees were re-elected, as follows, Wm. F. Phillips, Lewis R. Squires, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Joshua Squires, Philetus Pierson, Wm. S. Pelletreau, Chas. H. Halsey, Chas Howell, Elisha King & Joshua Corwin.

(Abstract). General statement of Auditors; voted \$2,600 Overseers of Poor; \$1,200 Contingent Fund; \$135.29 for Commissioners of Highways; \$20 for Room.

(Abstract). Record committee reported as having finished their work. Motion: That the committee, H. P. Hedges, Wm. S. Pelletreau and E. H. Foster be discharged with thanks of the town for the faithful performance of their duty, and that each member of the committee be presented by the town with a complete set of the printed records, suitably bound and inscribed.

(Abstract). Ordered: When other towns in the county cause their records to be printed, the clerk of this town be authorized and directed to exchange with them, using for that purpose printed copies now in his office.

The polls were again opened, & so remained till 6 p. m., when the presiding officers proceeded to canvass the (624) votes with the following result:

Mr. James M. Halsey elected Supervisor, (4 maj.); Edward H. Foster, Town Clerk, (111 maj.); E. Jones Ludlow, Justice of the Peace; Nicoll T. Hallock, Collector, (158 maj.); Isaac C. Halsey, John E. Chester, Assessors; Hannibal French, Commissioner of Highways; Lewis Tuttle, James L. Haines, Overseers of Poor; David P. Vail, Philander R. Jennings, Inspectors of Election, Rist. No. 1; Addison M. Cook, E. Jones Ludlow, Dist. No. 2;

Wm. S. Pelletreau, Wm. R. Penny, Dist. No. 3; John H. Jacobs, Jr., Leander Squires, Dist. No. 4; Seth M. Tuttle, Henry N. Fordham, 5th Dist. James A. Harris, Herman Woodruff, Franklin Jagger, Leander Squires and David Rogers, Constables; Micah E. Wells, Game Constable; Commissioner of Excise, (full term) Wm. S. Pelletreau, (to fill vacancy, two years) Samuel L. Gardiner, (license men).

(Abstract). Appointed inspectors of election: 1st Dist. Hervey T. Hedges; 2nd Dist. G. Clarence Topping; 3d Dist. Chas. H. Halsey; 4th Dist. Sidney Bellows; 5th Dist. Geo. W. Howell.

Dated at Southampton, N. Y., April 1st 1879.  
Recorded April 17, 1879.

M. E. GRIFFIN, E. JONES LUDLOW, JAS. H. FOSTER, P. R. JENNINGS, E. H. FOSTER, Town Clerk.	}	Presiding Officers
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Indian Trustees elected at Indian Meeting, Geo. Davis, Wm. Bunn, David Killis.

Note.—The day before was a hard snow storm, highways blocked, rail road obstructed, so that regular & special trains did not get through till night of 1st.

Note.—Montauk Cotton Mills built 1850 at Sag Harbor burned in October, 1879.—Ed.

In April, 1879, upon premises of Wm. White, near Otter Pond, in Southampton town, the skeleton of an Indian was unearthed, some three feet beneath ground. It had been buried in a sitting position, and there were two pieces of ancient pottery and some relics, and some arrow heads, also found with the bones. The bones indicated a full grown man some six feet tall.—Ed.

**ROAD FROM ASPATTUCK BROOK, TO &  
AROUND QUANTUCK CREEK**

Page 81. Whereas a road in the town of Southampton, in the County of Suffolk, leading from the country road near Aspattuck Brook past the Presbyterian Church, and northerly across Quogue to the Country road near Quantuck Brook, and leading from the country road just east of said Quantuck Brook south easterly, to the new highway back of Quogue, has been used as a highway for twenty years, but not recorded.

Now therefore, the undersigned commissioners of highways of the said town, having met at the Westhampton Rail Road Depot in the said town, for the purpose of causing said road to be ascertained, described & entered of record in the town clerk's office, and having caused a survey of the said road to be made, do order that the said road be & the same is hereby ascertained & described according to the said survey: Beginning at a stake standing South eighty three degrees East, (S. 83 deg. E.) two chains, eighty three links (2 ch, 83,) from the center of the bridge over Aspattuck brook; thence South sixty nine degrees forty five minutes East (S. 69 deg. 45' E.) eight chains (8) to second station; thence South sixty degrees fifty minutes East, (S. 60 deg. 50 E.) seven chains fourteen links (7, 14,) to third station; thence South sixty eight degrees ten minutes East (S. 68 deg. 10 E.) six chains, fifty links (6, 50) to 4th station; thence South seventy nine degrees, five minutes east, (S. 79 deg. 05' E.) nine chains (9) to 5th station; thence north eighty nine degrees fifty minutes East (N. 89 deg. 50' E) two chains fifty four links (2, 54) to 6th station opposite the northwest corner of the parsonage property; thence north seventy four degrees thirty five minutes east, (N. 74 deg. 35' E.) seven chains sixty

seven links (7, 67) to 7th station; thence north thirty nine degrees, five minutes east (N. 39 deg. 05' E) eight chains fourteen links (8, 14) to 8th station; thence North forty three degrees five minutes east, (N. 43 deg. 05' E.) seven chains fifty links (7, 50) to 9th station opposite south side of road leading across Quantuck creek to Quogue; thence north 52 degrees east (N. 52 deg. E) two chains fifty links (2, 50,) to 10th station; thence north sixty eight degrees east (N. 68 deg. E.) two chains seventy links (2, 70) to 11th station; thence north forty five degrees thirty minutes east (N. 45 deg. 30' E.) two chains twenty five links (2, 25) to 12th station; thence north thirty nine degrees thirty minutes east (N. 39 deg. 30' E.) four chains (4) to 13th station; thence north forty eight degrees forty minutes east (N. 48 deg. 40' E.) two chains (2) to fourteenth station; thence north thirty six degrees five minutes east (N. 36 deg. 05' E.) six chains fifty links (6, 50) to 15th station; thence north forty two degrees east (N. 42 deg. E.) three (3) chains to 16th station; thence north twenty six degrees east (N. 26 deg. E) four chains (4) to 17th station; thence north twenty five degrees forty minutes east (N. 25 deg. 40' E.) three chains (3) to 18th station; thence north sixteen degrees, fifteen minutes east, (N. 16 deg. 15 E.) three chains (3) to 19th station; thence north thirty nine degrees five minutes east (N. 39 deg. 05' E.) three chains (3) to 20th station; thence north forty seven degrees twenty minutes east (N. 47 deg. 20' E.) five chains (5) to 21st station; thence north fifty three degrees five minutes east, (N. 53 deg. 05 E) seven chains (7) to 22nd station; thence north thirty seven degrees thirty minutes east, (N. 37 deg. 30 E) four chains (4) to 23rd station; thence north twenty eight degrees fifteen minutes east, (N. 28 deg. 15 E) three chains, twenty five links (3, 25) to 24th station; thence north two degrees forty five minutes east (N 2 deg. 45' E) four chains sixty eight links (4, 68) to 25th station; thence

north thirty eight degrees thirty minutes east (N 38 deg. 30 E.) three chains, sixteen (3, 16) to Country Road, and along said (Country) road easterly two chains two links (2, 02) to the center of bridge over Quantuck brook; thence easterly along said country road six chains (6) to junction of Quogue road and along said Quogue road southerly two chains, sixty eight links (2, 68) to place of beginning; thence south twelve degrees thirty minutes east (S 12 deg 30 E) nine chains (9) to 2d station; thence south twenty three degrees five minutes east, (S 23 deg. 05 E) three chains (3) to 3d station; thence south twenty one degrees five minutes east (S 21 deg. 05 E) ten chains (10) to 4th station; thence south twenty four degrees twenty minutes east (S. 24 deg. 20' E) three chains nineteen links (3, 19) to 5th station; thence south twenty four degrees forty five minutes east (S. 24 deg. 45' E) eight chains eighty eight links (8, 88) to 6th station; thence south thirty six degrees five minutes east (S 36 deg. 05 E) seven chains fifty seven links (7, 57) to 7th station; thence south forty one degrees ten minutes east (S 41 deg. 10 E) four chains forty eight links (4, 48) to 8th station; thence south thirty seven degrees twenty minutes east (S 37 deg. 20 E) ten chains fifty nine links (10, 59) to 9th station; thence south forty one degrees fifteen minutes east, (S. 41 deg. 15 E) eleven chains twenty three links (11, 23) to new road back of Quogue. And it is further ordered that the line of above survey shall be the center line of said road and it is also ordered that from the beginning near Aspatuck Brook to the road leading across Quantuck Creek to Quogue the above road shall be three rods (3) in width, and the remaining part shall be two rods (2) in width.

Dated December 6th 1876.

JAS. H. PIERSON, } Commissioners  
 SETH R. JAGGER, } of Highways.

The foregoing copy of road order, filed April 1st 1879; posted April 2d 1879, has this day been compared with the original, and is a correct copy of the same, attest

E. H. FOSTER, Town Clerk.

Southampton, N. Y., April 17th 1879.

**ROAD AT NORTH SEA, FROM JEFFERYS CREEK  
ROAD TO HOLMES HILL LANDING,  
OR BAY SHORE.**

Page 83. Whereas a road used for a highway, in the town of Southampton county of Suffolk, leading from the road past the residence of Mr. Jeremiah Reeves, to Jefferys Creek; east of the house of Thomas Howard, to the bay near Holmes Hill, was laid out by the Commissioners of highways of said town on the 20th of June 1726, for mention of which see second book printed records of the town, page 194, but not sufficiently described, Now therefore, we the undersigned commissioners of highways of said town, having met at the house of Jeremiah Reeves, in said town, for the purpose of causing said road to be ascertained, described & entered of record in the town clerk's office; all the commissioners being present, and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained, described & entered of record, And the said commissioners having caused a survey of the said road to be made, do further order that said road be ascertained & described according to the said survey, being as follows: Beginning at a point or stone on the east side of the road to be described, & on the north side of the road to Jefferys Creek; thence north eight d. fifty five m. west (N 8, 55 W) two c. thirty five l; (2.35)



thence north six d. thirty m. east (N. 6, 30, E.) two c. ninety l; (2.90) thence north five d. forty m. west, (N. 5, 40, W.) eight c; (8) thence north one d. fifty five m. east, (N. 1, 55, E.) two c. fifty four l; (2.54) thence north eight d. thirty five m. east, (N. 8, 35, E.) one c. fifty seven l; (1.57) thence north twenty seven d. ten m. east, (N 27, 10 E.) one c. fifty six l; (1. 56) thence north forty eight d. fifty five m. east, (N. 48, 55, E) two c. one l; (2.01) thence north fifty six d. fifty m. east, (N. 56, 50, E.) three cha fifty l; (3.50) thence north forty three d. east (N. 43, E) two c. eighty three li; (2.83) thence north fourteen d. twenty m. east (N. 14, 20, E). six c. sixty one l; (6.61) thence north twenty five d. thirty m. east (N. 25, 30 E) four c; (4) thence north four d. thirty m. east; (N. 4, 30, E.) one c. twenty four l; (1. 24) thence north twelve d. ten m. west, (N 12, 10 W.) three c. ninety six l; (3.96) thence north forty four d. ten m. east, (N. 44, 10 E.) four c. fifty six l; (4.56) thence north thirty two d. forty m. east (N. 32, 40 E.) six c. eighty four l, (6.84) to the bay. And it is further ordered that the line above described be the east line of the said road, and that said road be of the width of three (3) rods.

As reference is made in said record, page 194, to the Wm. Jennings gate, and as the precise location of said gate is now unknown; it is agreed by the commissioners that the gate at the north east corner of Thos. V. Howard's door yard be accepted as the Wm. Jennings gate; And further, as a gate or fence was permitted by the commissioners March 31st 1821, (see Liber C, Town Records, page 50,) at the request of Appollos Harris and the North Sea people; and as said gate or fence is gone, and place uncertain, it is consented that the gate or fence between lands of Mr. Walter Scott & Thos. V. Howard, be called the Appollos Harris gate.

And if the commissioners have authority, they hereby permit the swing gate, named before the Wm. Jen-

nings gate, to remain at the place designated, And as there has been a petition to the present commissioners of highways, signed by a majority of the North Sea people, that the gate or fence called above the Appollos Harris gate be allowed to remain at the place designated; by the same authority they, the commissioners consent to said swing gate across the road, between the lands of Walter Scott & Thos. V. Howard; either or both of these gates to be removed by order of the commissioners of highways, when it shall be made to appear to them that they are obstructions & inconvenient to the traveling public.

Both gates are to be ample width, not less than ten (10) feet, in the most convenient place in said road, properly hung with front and back fastenings.

In witness whereof the said commissioners have hereunto subscribed their names the fourteenth (14) day of July, 1879.

Ordered filed July 14, 1879.

Posted July 16, 1879.

Recorded July 14, 1879.

HANNIBAL FRENCH,	} Commissioners	
SETH R. JAGGER,		of
EDWD. H. FOSTER,		Highways.

The above order, as copied in record, has been compared with the original, & is a correct copy of the same.

E. H. FOSTER, Town Clerk.

### HALSEYS NECK ROAD.

Road from Hill Street, through Halseys Neck to Ocean.

Page 85. At a meeting of the Commissioners of Highways of the town of Southampton in the county of

Suffolk, in the village of Southampton, in said town, on the 26th of September 1879, all the commissioners having met & deliberated on the subject matter of this order, upon the application of Eli P. Fordham, a resident in said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described, and on a certificate of a jury of freeholders legally convened, and sworn, after due public notice as required by the statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law, to Mrs. Milly Wick, Eugene Howell, Jas. G. Howell, Walter F. Havens, Nathaniel Fanning, J. Laurence Sandford, Chas. White, Wm. Huntting, Mrs. Maria Sandford, Albert & Wm. Jagger, Isaac P. Foster, Albert J. Post, Geo. G. White, Sam'l B. Eldredge, Harry Halsey, Albert Foster, I. P. Foster, H. H. & S. J. White, occupants of the land through which such highway is to (pass), run that the undersigned commissioners would meet at this time & place, to decide on the application aforesaid, and we having heard all reasons offered for and against laying out such a highway, it is ordered determined and certified that a public highway shall be, and the same is hereby laid out, pursuant to said application, whereof a survey has been made and is as follows, to wit, Beginning at a stone on the south side of Hill st. in village of Southampton, at the north west corner of Eugene Howell's home lot; thence South nine degrees, fifty minutes East (S. 9, 50 E.) fifty chains and ninety seven links (50.97) (crossing Capt's Neck Road,); thence South twenty four degrees, thirty minutes west, (S. 24 deg. 30' W.) twenty seven chains, seventy six link (27.76); thence south fourteen degrees, forty minutes west (S. 14, 40 W.) fifty one chains twenty links (51.20) to ocean.

It is further ordered that the line of said survey is the east side, and that the width of said road shall be

three rods, till it reaches the south side of a passing road on the north side of the beach banks; and from the south side of said passing road the highway is eight rods in width, being widened two and a half rods on each side.

Witness our hands this 26th day of September 1879.

EDWD. H. FOSTER,	}	Commissioners of Highways.
SETH R. JAGGER,		
H. FRENCH,		

Filed Oct. 7th 79.

Posted Oct. 13th 79.

The above has been compared with original and is a true copy of the same.

E. H. FOSTER, Clerk.

Oct. 7th 1879.

### ROAD AT ROSES HILL, BRIDGEHAMPTON.

Page 86. Whereas a road used as a highway in the town of Southampton, county of Suffolk, leading from the village of Southampton to Bridgehampton, was laid out by the commissioners of highways of said town on, the 17th day of June 1846, (Recorded page 119, Liber C,) but not sufficiently described, Now therefore, we the undersigned commissioners of highways of said town, having met at the house of Henry M. Rose in said town, for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office, all the said commissioners being present, and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described and entered of record, and the said commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained and decribed according to the

said survey, being as follows, Beginning on the south side at the north east corner of Abram Halsey's Jr., house lot; thence north thirty six degrees, fifty minutes east (N. 36. 50, E.) fourteen chains eleven links; (14.11) thence North forty seven degrees ten minutes east (N. 47.10 E.) fifteen chain fourteen links; (15.14) thence north fifty four degrees, forty five minutes east (N. 54.45, E.) eight chains forty three links; (8.43) thence north sixty four degrees east (N. 64, E) ten chains ninety three links (10.93,) to brook.

The north side to third station is parallel to south side, from a point opposite the third station the course is north fifty one degrees, five minutes east, (N. 51.05 E.) eight chains forty seven links; (8.47) thence north sixteen degrees forty minutes east (N. 16.40 E) four chains seventy two links; (4.72) one chain and ninety links (1.90) from this fourth station, on course named is the north side of a three rod highway that runs north westerly to rail road,) thence north ten degrees, twenty five minutes east (N. 10. 25 E) four chains seventy seven links; (4.77) thence north five degrees fifty five minutes east, (N. 5.55 E) to rail road land, Crossing this road of three rods in width at the rail road, the east and north line is as follows, south five degrees fifty five minutes west (S. 5.55 W.) to ninth station; (opposite seventh,) thence south seven degrees thirty minutes west (S. 7.30 W.) four chains seventy seven links (4. 77) thence south thirty four degrees thirty five minutes west, (S. 34. 35) two chains forty four links; (2.44) thence north eighty two degrees thirty five minutes east, (N. 82. 35 E) two chains sixty eight links; thence to the brook.

It is further ordered that from the first to the third station (Opposite Mr. H. M. Roses, gate,) the road is five rods in width, from third to fourth station the road widens to seven rods, from fifth station, north side, the

width is four rods, narrowing to three rods at sixth station, and continues that width to rail-road land. From the eleventh station on the east side on a course of S. 34, 35 W. the width is seven rods twenty one links (7.21) from the twelfth station it is four rods eleven and a half links (4.11½wide) and at the brook the width is five rods and four links (5. 04).

In witness whereof said commissioners have hereunto subscribed their names this sixth (6th) day of October 1879.

EDWD. H. FOSTER,	}	Commissioners
SETH. R. JAGGER,		of
H. FRENCH,		Highways.

Filed Oct. 8th 79.

Posted Oct. 13, 79.

The above record of road order, is made and certified to as a correct copy of original, Dec. 8th 1879.

E. H. FOSTER, Clerk.

Page 88. (Abstract). Consent and Release of land owners along line of First Neck Lane, that the road be laid out.

### FIRST NECK ROAD, (OR LANE.)

Page 89. At a meeting of the Commissioners of highways of the town of Southampton, in the county of Suffolk, in the village of Southampton, all the Commissioners having been duly notified to attend the said meeting for the purpose of deliberating on the subject matter of this order, upon the application of W. A. Murdock, a resident in said town, and liable to be assessed to work on the highways therein; for the laying out of the highway hereafter

to be described; the owners of the land through which the road is to run, having given over their signatures a consent, thereto, and a release to all damages that may at any time arise from the laying out and using said highway,\* and notice in writing of at least three days having been given in due form of law to H. S. Wilson, Wyllys Betts, Louisa H. Betts, Mr. (W. H. S.) Wood, Dr. A. H. Buck, Mrs. Janet R. C. Hoyt, W. A. Murdock, Jetur White, J. H. Kilbreth, Chas. White, D. R. Drake, Wm. Hunting, A. Foster, J. H. Fanning, occupants, of the land through which such highway is to run, that the undersigned commissioners would meet at this time and place, to decide on the application aforesaid, and we having heard all reasons offered for and against laying out such highway; it is ordered determined and certified that a public highway shall be, and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit, Beginning at a stone in the centre of the highway and bearing South eighty six degrees fifty minutes east (S. 86.50 E.) and ninety links (90) distant from north east corner of Chas. White's dwelling house; thence south fourteen degrees ten minutes west (S. 14.10 W.) sixteen chains forty links (16.40) to opposite Cooper's Neck Lane; thence south eighteen degrees, fifteen minutes west (S. 18.15 W.) eleven chains eighty nine links, (11.89) thence South seven degrees thirty minutes west (S. 7.30 W.) twenty four chains thirty six links (24.36), land formerly owned by David R. Drake and on south side of road that runs eastward across end of pond. (For Record of this road see page 68.) And the line of said survey is to be the centre of said highway which is to be four (4) rods in width. And it is further ordered, that whereas a release from all damages has been signed by

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\*For this consent & release, see page 88; the owners were not the occupants.

Albert Foster and William Huntting,\* all that portion of the old road,† opposite their lands, and outside the bounds of the new is hereby discontinued.

Witness our hands this 6th day of November 1879.

Filed Nov. 6, 1879.

Posted Nov. 11th 1879.

SETH. R. JAGGER, } Commissioners  
EDWD. H. FOSTER, } of Highways.

Certified to as a correct copy of the original, having been compared with same by,

E. H. FOSTER, Town Clerk.

\*See page 88.

†For records of this road see page 30.

### ROAD AT ATLANTICVILLE, TO THE BAY

Page 90. Whereas at a meeting of the commissioners of highways of the town of Southampton, in the County of Suffolk, at Atlanticville in the said town on the 26th day of November 1878, all the commissioners having met at the house of Wm. F. Halsey to decide on the application of John H. Brown for a highway, did order that said highway should be laid out to run as follows, Beginning at a stone placed on the south side of the highway at Atlanticville and opposite the M. E. Church, and from thence south sixty four degrees & fifty five minutes east, thirty eight chains & sixty links to the bay, and the line of said survey is the north line of said road, which is to be three rods in width.

And whereas Andrew W. Jackson a resident of said town did appeal from the order of said commissioners & Referees were appointed by the Court to hear and deter-



mine upon said appeal, And whereas the said Referees did by an order dated the 3d of Sept. 1879 determine that the said highway should be altered to run as follows, Beginning on the south side of the highway at Atlanticville, at a certain stake at the northeast corner of Wm. F. Phillips' land and from thence south sixty one degrees and forty minutes East, through the lands of Elizabeth A. Halsey, & Wm. F. Halsey, seventeen chains & forty three links (S. 61.40, 17.43) to a certain stake opposite the land of Andrew W. Jackson, and the line of said survey is the south line of said road which is to be three (3) rods in width; and from thence north twenty eight degrees & twenty minutes east, through the land of Wm. F. Halsey, four chains & seventy links (N. 28.20 E. 4.70) to the north line of that portion of the highway laid out by the determination of the said commissioners of highways and hereby affirmed, and the line of said survey is the east line of said road, which is to be three (3) rods wide.

And now therefore the said commissioners of highways by this order do affirm the determination of the said Referees.

Dated the 10th day of December 1879.

EDWD. H. FOSTER	} Com'srs of Highways.
SETH R. JAGGER,	
H. FRENCH,	

Filed Dec. 12th 1879.

Posted Dec. 22, 1879.

E & C, and certified to as a correct copy by

E. H. FOSTER, Town Clerk.

(The Referees were Jeremiah M. Edwards, Nathaniel W. Foster and J. Henry Perkins of Riverhead.)

Page 91. (Abstract). Record of bonds and coupons burned by Board of Auditors, April 5th 1880.

Page 92. (Abstract). Copy of Commissioner's certificate of apportionment of school moneys.

Page 93. (Abstract). General statement of the receipts and disbursements of the town for the year ending March 31st 1880.

Page 94. (Abstract). Railroad bonds in sinking fund.

Page 95. (Abstract). Recapitulation of balances.

Page 95. Minutes of the annual Town Meeting of the Town of Southampton, N. Y., April 6th 1880.

Polls opened at 9 a. m., voting continued till 12 m.

Pound Masters were appointed as follows, vis: John F. Foster, James A. Hildreth, Hermon Woodruff, Isaac Mott. The old board of town trustees was reappointed, with James H. Pierson, in place of Philetus Pierson, deceased, vis: Wm. F. Phillips, Lewis R. Squires, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Joshua Corwin, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King, Joshua Squires.

(Abstract). General statement read. Voted appropriations for Commissioners of Highways, \$250 asked by them; \$2,100 for Overseers of Poor; \$1,400 for Contingent account; \$20 for room.

Resolved, as the sense of this meeting, that the property of the Long Island Railroad Company, located in this town, should, in all justice & fairness to other property holders, (and especially in view of the large donation made by this town to said company) pay its due proportion of tax in common with all other property; and that too, without any regard whatever to the rate of taxation which may be imposed upon like property, by any other town of this county.

Resolved, That a committee of three be appointed by the Chairman, to search the title of the lands covered by the waters of Mecox and Shinnecock Bays,\* and report at the annual town meeting of 1881, and at an expense not exceeding \$50, which sum it was voted to raise. The Chairman appointed as such committee, Wm. S. Pelle-treau, Doyle Sweeny, & Edwin Hedges, and by vote of the meeting E. A. Carpenter was added as the fourth committee man.

Meeting adjourned, and polls were opened, and so remained until 4 p. m., when they were closed, and the inspectors proceeded to canvass the (899) votes, and declared the result as follows: Elected as Supervisor, James M. Halsey; Town Clerk, E. H. Foster; Justice of the Peace, Philander R. Jennings; Collector, Wm. S. Foster; Assessor, J. Edwin Jennings, James L. Haines; Commissioner of Highways, Seth R. Jagger; Overseers of Poor, Lewis Tuttle, James L. Haines; Inspectors of Election, Dist. No. 1, Philander R. Jennings, David P. Vail; No. 2, Addison M. Cook, E. Jones Ludlow; No. 3, Wm. S. Pelle-treau, Wm. R. Penny; No. 4, John H. Jacobs, Leander Squires; No. 5, Wm. B. Fordham, Edward Walters. Constables, Jas. A. Harris, Herman Woodruff, Franklin Jagger, Leander Squires, Silas Winters; Game Constable, Micah E. Wells; Commissioner of Excise, Wm. R. Penny.

(Abstract). Appointed inspectors of election: Dist. 1, Bernard J. Hurand; No. 2, J. Clarence Topping; No. 3, Chas. H. Halsey; No. 4, Gilbert A. Penny; No. 5, Nathaniel M. Talmadge.

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\*Title to bay bottoms decided in favor of Town by Court of Appeals.—Ed.

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Note.—Fahys Watch Case Factory started building 1880, at Sag Harbor.—Ed.

Dated at Southampton, April 6th 1880.

E. JONES LUDLOW	} Presiding Officers.
JAS. H. FOSTER,	
P. R. JENNINGS,	
M. E. GRIFFIN,	
Attest, E. H. FOSTER, Clerk.	

### ROAD FROM ARCHABALDS, NORTHWARD TO THE WOODS, OR PELLETREAU'S ORCHARD

Page 97. Whereas, a road used as a highway in the town of Southampton, in the county of Suffolk, leading from the highway running from Pelletreau's orchard, westerly, to the highway leading from North Sea to Mecox, was laid out by the commissioners on the 6th day of September 1763,\* but was not sufficiently described,

Now therefore, the undersigned commissioners of highways of the said town, all the commissioners having been notified, having met at the dwelling house of Samuel Austin, in said town, for the purpose of causing the said road to be ascertained described and entered of record in the town clerk's office, and having caused a survey of said road to be made, do order that the said road be, and the same is hereby ascertained and described according to the said survey, Beginning at a stone on the south side of highway opposite Pelletreau's Orchard thence south sixteen degrees ten minutes west (S. 16.10, W.) nineteen chains & ten links; (19.10,) thence South ten degrees thirty minutes East (S. 10.30, E) six chains eighty one links (6.81) to the road from Mecox to North Sea. And

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\*See Page 224, Vol. 3d, Printed Records, 3d to 8th lines inclusive.

it is further ordered that the above described line of survey shall be the west line of said road, and that at the first station it shall be six (6) rods in width, and from thence to four (4) rods at second station, and continues the same width to the end of said road.

Dated at Southampton, April 20th 1880.

EDWARD H. FOSTER, } Coms'rs  
 SETH R. JAGGER, } of Highways.

E. & C. certified to as a correct copy,

E. H. FOSTER, Town Clerk.

### ROAD FROM COBB ST. TO BRIDGE ROAD AT STEPHEN WATERS, AT WATERMILL

Page 98. Whereas a road in the town of Southampton in the County of Suffolk, leading from the Main road to Cobb, and striking the Bridge road near the bridge below the Water Mill, has been used as a highway for twenty years but not recorded; Now therefore the undersigned Commissioners of highways of the said town, all the commissioners being present, having met at the dwelling house of Elihu Pierson in the said town, for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office, and having caused a survey of the said road to be made, do order that the said road be and the same is hereby ascertained and described according to the said survey. Beginning at a stone on the east side of road to Cobb, thence north twenty eight degrees, ten minutes east, (N. 28.10, E) eleven chains twenty one links (11.21,) to the bridge road. And it is further ordered that the line of the said survey shall be the west line of said road, and that it shall be three (3) rods in width.

Dated at Southampton, April 20th 1880.

EDWD. H. FOSTER,	}	Com'srs
H. FRENCH,		of
SETH R. JAGGER,		Highways.

E. & C. and certified to, as a correct copy of original.

E. H. FOSTER, Town Clerk.

### ROAD AT & THROUGH TUCKAHOE

Page 98. Whereas a road used as a public highway for twenty years last past, but not recorded, in the town of Southampton, in the County of Suffolk, leading from the eastern boundary of Shinnecock Hills, eastward passing the houses of Messrs. Hubbard, Geo. Smith and Edgar Sandford, to the Millstone Brook Road, (page 227, 3d Vol. records) Also a road branching from aforementioned highway running in a south-easterly direction past the house of David S. Terry, till it strikes above mentioned Mill Stone Brook road, has been used as a public highway, for twenty years last past, but not recorded,

Now therefore we the undersigned commissioners of highways of said town, having met at the house of David S. Terry, in said town for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office, all the said commissioners being present, and having deliberated on the subject embraced in this order, do hereby order that the said roads be described and entered of record in the town clerk's office, all the said commissioners being present and having deliberated on the subject embraced in this order, do hereby order that the said roads be ascertained described and entered of record. And the said commissioners having caused a survey of the said roads to be made, do further order that

the said roads are hereby ascertained and described according to the said survey being as follows, Beginning at a point on the east line (where the fence now stands), of Shinnecock Hills, north of Tuckahoe gate; thence north sixty seven degrees, twenty five minutes east, (N. 67.25 E) twenty chains & fifty two links; (20.52) thence north seventy degrees thirty minutes east (N 70.30 E) three chains thirteen links; (3.13) thence north eighty three degrees, forty five minutes east (N 83.45 E.) fifteen chains, forty nine links (15.49), to said north & south road, (Mill Stone Brook Road). And it is further ordered that the line above described be the north line of the said road, and that the said road be of the width of four (4) rods, Also

Beginning at a point opposite, (1ch, 12 lks to westward of the S. E. corner of Smith's land) the land & house of Geo. Smith, on south side of above described road; thence in a southeasterly direction, south sixty nine degrees forty five minutes east, (S. 69.45 E) eighteen chains & seventy five links (18.75,) to said Mill Stone Brook Road, said line it is ordered is the south line of above described road, and that said road be of the width of three (3) rods.

In witness whereof the said commissioners have hereunto subscribed their names, the 16th day of September 1880.

SETH R. JAGGER,	} Coms'rs of Highways.
H. FRENCH,	
EDWD. H. FOSTER,	

E. & C. and certified to as a correct copy of original.

E. H. FOSTER, Town Clerk.

**ROAD FROM ONECK ROAD, WESTWARD, AT  
WESTHAMPTON**

Page 99. At a meeting of the commissioners of highways of the town of Southampton, in the county of Suffolk, at the house of James Goodman, on the 16th day of September 1880, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Edwin C. Halsey, a resident of said town and liable to be assessed to work on the highway hereafter to be described, and on the certificate of twelve reputable freeholders of said town convened and duly sworn, after due public notice as required by the statute, certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to Harvey Halsey, Jas. Goodman, Warren Hulse, Mrs. Sarah Culver, Sidney B. Topping, Wm. C. Raynor, Lester G. Rogers, Herrick J. Raynor, Oscar B. Raynor & Andrew J. Jagger, occupants of the land through which such highway is to run, that the undersigned commissioners, would meet at this time and place to decide on the application aforesaid. And we having heard all the reasons offered for & against laying out such highway, it is ordered determined & certified that a public highway shall be, and the same is hereby laid out, pursuant to application, whereof a survey has been made & is as follows, to wit:

Beginning on the west side of the road leading from Oneck to the Westhampton Depot, (for record of this road see page 77, this book) and nearly opposite the S. W. corner of Jehial Corwin's homestead, thence north eighty degrees, fifty five minutes west (N. 80.55 W.) ten chains, twenty links (10.20) to Mr. Goodman's land; thence north eighty two degrees, thirty minutes west (N 82.30 W) six chains, nine links (6.09) to the north west corner



of J. Goodman's barn; thence north eighty six degrees, fifty minutes west, three chains, sixty five links (3.65) to the front of W. Hulse's house; thence north eighty degrees west (N. 0 W.) four chains four links (4.04) to Mrs. Sarah Culver's land; thence north eighty three degrees west (N. 83. W) thirty one chains fourteen links (31.14) to S. E. corner of Lester G. Rogers' lot; thence north sixty three degrees thirty minutes west (N. 63.30 W.) nine chains fifty links; (9.50) thence north twenty one degrees thirty minutes east (N 21.30 E.) eight chains forty two links; (8. 42) thence north sixty eight degrees, fifty minutes west (N 68.50 W.) sixteen chains fifty seven links; (16.57) thence north sixty six degrees west (N 66 W) one chain ninety six links (1.96) to highway at Tan-ners Neck. And the line of said survey is to be the north line of said highway, which is to be three rods in width.

In witness whereof the said commissioners have here-  
unto subscribed their names this 16th day of September  
1880.

H. FRENCH,	} Com'srs	
EDWD. H. FOSTER,		of
SETH R. JAGGER,		Highways.

E. & C. and certified to as a correct copy of original.

E. H. FOSTER, Town Clerk.

**ROAD FROM COUNTRY ROAD, WEST OF JAS.  
LAURENCE SANDFORD'S SOUTHAMPTON,  
SOUTHWARD TO WICKAPOGUE STREET.**

Page 101. Whereas a road used as a highway in the town of Southampton, County of Suffolk, leading from the country road a short distance west of the house of J.

Laurence Sandford, southward to Wickapogue street, has been used as a public highway, for twenty years, but not recorded.

Now therefore we the undersigned, commissioners of highways of said town, having met at the store of J. Foster & Co., in said town, for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office; all the said commissioners having been duly notified to attend this meeting for the purpose of deliberating on the subject embraced in this order; do hereby order that the said road be ascertained, described and entered of record. And the said commissioners having caused a survey of the said road to be made do further order that said road is hereby ascertained and described according to the said survey, being as follows:

Beginning at a point bearing N. 50 deg. E. 4 ch, 16  $\frac{1}{2}$  lks distant from the north east corner of the Catholic Church, on the south side of the country road; thence south nine degrees East (S. 9 deg. E.) thirty nine  $\frac{86}{100}$  chains; thence South one deg. east (S. 1 deg. E) two  $\frac{57}{100}$  chains; thence South one degree West (S. 1 deg. W) two  $\frac{75}{100}$  chains; thence South two degrees east (S. 2 deg. E) five  $\frac{70}{100}$  chains to north side of Wickapogue street.

Said line is the east line of said road that is three & one half ( $3\frac{1}{2}$ ) rods wide at place of beginning, narrows to three (3) rods, 10 chains from starting point; continueing south 11  $\frac{44}{100}$  chains, or at the south west corner of J. L. Sandford's land, northwest corner of H. J. Woods land it is sixty one (61) links wide; thence onward three  $\frac{21}{100}$  chains opposite south east corner of Goodull's land it is fifty four (54) links wide; thence fifteen  $\frac{21}{100}$  chains to first angle it is sixty two (62) links wide; at second angle it is fifty four (54) links wide; at third angle and to continue to south end it is fifty links wide.

It is ordered that the base line, and the width be described as above.

In witness whereof the said commissioners have hereunto subscribed their names the 30th day of November 1880.

EDWD. H. FOSTER, } Com'srs of  
H. FRENCH, } Highways.

E. & C. with original and is a correct copy of the same, Nov. 30th 1880.

E. H. FOSTER, Town Clerk.

Page 102, (Abstract). Commissioner's certificate of Apportionment of School Moneys.

### ROAD DISTRICTS OF SOUTHAMPTON TOWN.

Page 103. The undersigned Commissioners of Highways of the town of Southampton, in the county of Suffolk, having met and deliberated on the subject embraced in this order; all the commissioners being present and having deliberated thereon, do hereby order that the said town be, and the same is hereby divided into twenty one (21) districts, as follows, to wit:

No. 1 Eastport. Road district number one shall be included within the following bounds, Commencing at the west part of the town: it is bounded on the west by the west bounds of the town; north by Peconic River; east by the line between Lots Nos. 45 & 46 Topping's Purchase, as far south as the head of Little Setuck Creek; down the centre of said Creek to the bay; south by the bay.

No. 2 Speonk. District number two is bounded on the west by No. 1 to the middle line, Topping's Purchase; north by the middle line; east by the line between Lots Nos. 35 & 36, Topping's Purchase to the head of Speonk River; thence down centre of said river and creek to the bay; south by the bay.

No. 3 Tanners Neck. District number three is bounded on the west by the east line of No. 2; north by the middle line; east by the line between Topping's Purchase and Quogue Purchase down to the head of Beaver Dam Creek; thence down centre of said Creek to the bay; south by the bay.

No. 4 Westhampton. District number four is bounded on the west by the east line of No. 3; north by the middle line Quogue Purchase; east by a line beginning on said middle line three rods west of the Quogue and Riverhead highway and running southward three rods from and parallel to said highway to the head of Quantuck Brook; thence down centre of said brook and creek to the bay; south by the bay, including the road that goes onto the beach.

No. 5 Quogue. District number five is bounded on the west by the east line of No. 4; north by the middle line, (Quogue Purchase); east by a line starting from a point on said middle line forty (40) rods west of where the Atlanticville and Riverhead road crosses said line; thence southerly to the Country Road at the centre of the valley extending northward from the head of Great Creek Brook; thence southerly through the centre of said valley and brook to the bay; south by the bay or channel, including the road that goes onto the beach.

No. 6 Atlanticville. District number six is bounded on the west by the east line of No. 5; on the north by the middle or south division line; east by the line between lots Nos. (blank) and No. 1 Quogue Purchase to Country

road; thence southwardly on the east side of the highway that runs down centre of Pine Neck; and on the course of said highway to the bay; south by the bay.

No. 7 Good Ground. District number seven, is bounded on the west by the east line of No. 6, as far north as the middle or south division line; thence direct to the outlet of Seares Pond; thence by the centre of said outlet or Mill Brook to the southerly side of the highway from Canoe Place to Riverhead; thence eastward, along the southerly side of said highway to the intersection of the westerly side of the road that comes from the west part of Good Ground, west of Sylvanus Jackson's estate; thence on the northerly side of said Canoe Place & Riverhead road to the east side of the highway from Good Ground to Squiretown; thence southerly on the east side of said highway to the south side of the Country Road; thence westwardly for ten rods along the south side of said country road; thence southwardly in a direct line to the head of Wellses Creek; south by the bay.

No. 8 Canoe Place. District number eight is bounded on the west by the east line of No. 7 to the north side of the Canoe Place & Riverhead road; thence in an easterly direction to the centre of the outlet of Canoe Place Pond into Peconic Bay; thence easterly along the bay shore to a big rock about midway between Canoe Place Landing and Cold Spring Gut; thence southwardly from said rock to a point on Shinnecock Bay on the east side of Five Mile Hollow, said line crosses the railroad at about the crossing of the North Sea, Cold Spring and Canoe Place road; south by the bay to the place of beginning.

No. 9 Squiretown. District number nine is bounded on the west by a line from a point on the south side of the Canoe Place and Riverhead road in the centre of Mill Brook; thence through the centre of said Mill or Pratt's brook and pond to Peconic bay; thence eastward along the

shore of said bay to the centre of the outlet of Canoe Place Pond; thence westward by a line from said outlet to the east side of the road from Good Ground to Squiretown at its intersection with the Canoe Place and Riverhead road; thence westwardly along the north side of said Canoe Place and Riverhead road to opposite the westerly side of the road from the west part of Good Ground; thence westwardly on the south side of said Canoe Place and Riverhead road to place of beginning.

No. 10 Flanders. District number ten, is bounded on the west by the line between lots No. 45 & 46, Topping's Purchase; north and east by Peconic River and Bay; east and south by a line from the bay shore opposite to & through the centre of Pratt's Mill Pond and brook, to its head, or the outlet to Searses Pond; thence in a direct line to a point on the middle line between lots No. (blank) and (blank) Quogue Purchase; thence westward on said Middle Line, and the middle line of Topping's Purchase to place of beginning.

No. 11 West part of the village of Southampton. District number eleven is bounded on the west by the east line of No. 8; north by Peconic Bay as far east centre of Sebonac Gut; thence in a direct line to the gate at the west end of the Mill Stone Brook road, where it comes onto Shinnecock Hills; thence eastward in a direct line to a rock known as half way rock on the east side of the Southampton and North Sea road; thence southward on the east side of said road, to its intersection or junction with the Main street in the village of Southampton opposite the grave yard; thence continueing southward, on the west side of said Main Street to a point opposite the centre of the road from Bridgehampton, or where the Liberty Pole now stands; thence southward on the east side of said Main St. to the Ocean; south by the Ocean to the east part of Shinnecock Bay; thence by said Bay to place of beginning, at five mile hollow.

No. 12 East part of Southampton village. District number twelve is bounded on the west by the east line of No. 11; on the north by a line from the half way rock, direct to a point on the middle line ten rods east of the house of Charles Payne, at the North Side; thence on said middle line to the east side of the road leading from the Mill Pond to North Side; thence southwardly on the east side of said road to the north side of the road between John Squireses and David R. Halsey's; thence on the westwardly side of the road to the Mill Pond; thence across said Pond through the centre of Benedict's Creek Bridge, and the Bridge at Stephens waters, so called, and the west shore of Mecox Bay to the Ocean; south by the Ocean to place of beginning.

No. 13 Water Mills. District number thirteen is bounded on the west by the east line of No. 12 to the middle line; thence south easterly to the west part of Cook's or Wooley's Lane; thence southerly to the south west side of James Roger's house; thence south easterly to Roger Marion's house; thence direct to the east side of the lane just east of J. Laurence Cook's house; thence southerly, on the east side of said lane to the bay; south by the bay.

No. 14 Hay Ground. District number fourteen is bounded on the west by the east line of No. 13; north by the middle line as far east as the intersection of the road from Mrs. Kelly's with the road running northward from J. L. Overton's; thence from the east side of said road to the school house, Dist. No. 18; thence in a direct line to the east side of the road running northward from Albert Halsey's; thence southerly on the east side of said road to Main or Country road at Snake Hollow; thence in a southwesterly direction to the east side of the lane east of the house of J. L. Cook, at Mecox.

No. 15 South part of Bridgehampton. District number fifteen is bounded on the west by No. 14 to a point six rods south of the Main or Country road; (Road from Southampton to Easthampton) thence easterly, parallel to said Main road and six rods south of, to east side of the road from Beach to Sag Harbor; thence on eastward to a point six rods south of the said Main road, and on a direct line between Rueben Edwards house and the centre of Sag Stream, on the north side of the road from Bridgehampton to Sag; thence from said point, to and down said stream and through centre of Sag Pond to the Ocean; thence westward along the ocean shore and east side of Mecox Bay to place of beginning.

No. 16 Sagg. District number sixteen is bounded on the west by the east line of No. 15; thence northward six rods to Reuben Edwards house; thence north to Middle line; thence east to Easthampton bounds; thence southward on said boundary line to the Ocean; thence west to place of beginning.

No. 17 North part of Bridgehampton. District number seventeen is bounded on the west by north part of the east line of No. 14, from a point six rods south of the Main road to the north east corner of that (No. 14) district; thence easterly direct to Lodowick Drake's house; thence to the northeast corner of the old farm; thence east till it strikes the west side of Sagg, (No. 16) district; thence southward on that line till it strikes the northeast corner of No. 15; thence westward by the north line of that (No. 15) district to place of beginning.

No. 18. District number eighteen is bounded on the east by No. 16; (Sagg) south by the north line of No. 17, to Lodwick Drake's house; on the west by a line from Lodwick Drake's house, running northwardly to James Bennett's corner; thence northwardly to the creek; thence



eastward by the cove to the corporate limits of Sag Harbor; thence eastward by Ligonee brook to place of beginning.

No. 19 Noyac. District number nineteen is bounded on the east by No. 18; south by the middle line to the west side of the road leading from Mill Pond Head to Loper's Landing; thence north by the bay to place of beginning.

No. 20 North Sea. District number twenty is bounded south by the Middle Line to a point ten rods east of the house of Charles Payne's, at North Side; thence westwardly to half way rock on the Southampton and North Sea road; thence westward to the gate at the west end of the Mill Stone brook road; thence to centre of Sebonac Gut; thence north and eastward by the waters of Peconic Bay to the west side of the road at Loper's Landing; thence southward on said road, the west side, to place of beginning.

No. 21 North Haven. District number twenty one, includes great and little Hog Neck as far as the beach or run of water.

And all the inhabitants residing in the foregoing described and numbered districts, and liable to work on highways, shall be, and are hereby assigned to work in the respective district in which they reside.

In witness whereof we have hereto subscribed our names this sixteenth (16th) day of March 1881.

EDWD. H. FOSTER,	} Commissioners	
SETH R. JAGGER,		of
H. FRENCH,		Highways.

Certified to as a correct copy, March 18th 1881, having been compared with, original order of the Division of Town into road districts.

E. H. FOSTER, Town Clerk.

Page 108. (Abstract). Records of Bonds and Coupons burned by Board of Auditors, April 4th, 1881.

Page 108. (Abstract). General statement receipts and disbursements of the town for year ending March 31, 1881.

Page 111. Minutes of the annual meeting of the town of Southampton, N. Y., April 5th 1881.

Present, Justices Jennings, Ludlow, Foster & Griffin.

Polls opened at 9 a. m., closed for business at 12 m.

Meeting called to order. Minutes of last meeting read and approved. Pound Masters were appointed as follows, vis: John F. Foster, Jas. A. Hildreth, Herman Woodruff and Isaac Mott. Trustees elected as follows, vis: Wm. F. Phillips, Lewis R. Squires, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Joshua Corwin, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King, Joshua Squires, Jas. H. Pierson.

General statement of Receipts and Disbursements as made by the board of Auditors, read, and directed to be placed on file. Report of Overseers of the Poor heard, Commissioners of Excise report to the Supervisor, was called for, and read by the clerk.

(Abstract). Appropriated \$250. for Commissioners of Highways, also \$2000. voted them; \$1000. for the Contingent account; \$20 for the use of room; \$250 for Commissioners of Highways for loaming road through Flanners, to be raised by tax.

Report of the Committee appointed last year to consider the ownership of the bottom of Mecox and Shinnecock bay, was made in three separate reports, from and by Wm. S. Pelletreau, Doyle Sweeny, (through E.

Hedges), and Edwin Hedges.\* It was voted that the reports be received and placed on file, and the subject laid on the table; also that the Committee be discharged, with the thanks of the meeting.

Polls were opened to remain open until 4 p. m. At the close of the polls, the inspectors proceeded to canvass the votes 789 regular, 617 excise, with the following result, and the said persons were declared elected, vis: For Supervisor, James H. Pierson; Town Clerk, Edward H. Foster; Justice of the Peace, James H. Foster; Collector, Frank C. French; Assessors, Isaac C. Halsey, Richard R. Harris; Commissioner of Highways, Wm. R. Penny; Overseers of Poor, Lewis Tuttle, Jas. L. Haines.

Inspectors of Election: Dist. No. 1, Philander R. Jennings, David P. Vail; No. 2, Addison M. Cook, E. Jones Ludlow; No. 3, Wm. S. Pelletreau, George Hallock; No. 4, John H. Jacobs, Leander Squires; No. 5, Wm. B. Fordham, Edward Walter.

Constables: James A. Harris, Herman Woodruff, Franklin Jagger, Leander Squires, Silas Winters; Game Constable, Micah E. Wells; Commissioner of Excise, Her-rick J. Raynor.

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\*Note.—In opinion of Mr. Pelletreau bottom of Mecox Bay was undivided land, which had never been allotted, divided or sold to individuals, and that it still remained the property of the Proprietors of the undivided lands; Mr. Sweeny reported that the bay was tidewater nourished wholly by ocean water; Mr. Hedges reported that definite title could not be determined without action properly brought in the courts. Mr. Sweeny reported that all adjoining lands were bounded by the bay, and that several of the land owners claimed to own no bay bottom. Mr. Pelletreau reported that the committee was agreed as to certain facts as to the ownership of the lands covered by the waters of Mecox Bay; but disagree as to the conclusions to be drawn from the facts agreed upon and for that reason it was deemed best that each member of the committee should make a separate report, stating his views. Mecox Bay bottom was sold by Proprietor Owners. The Freeholders and Commonalty through the Town Trustees then brought ejectment suit. The Court decided the bay bottom belonged to the town, and that title given by Proprietor Owners was invalid. The suit was carried to the Court of Appeals, and the town won in the Appellate Division and the court of last resort.—Ed.

(Abstract). Appointed Inspectors of Election: Dist. 1, Wm. H. Cooper; Dist. 2, G. Clarence Topping; Dist. 3, Chas. H. Halsey; Dist. 4, Gilbert A. Penny; Dist. 5, John H. Brown.

Dated at Southampton, N. Y., April 5th, 1881.

P. R. JENNINGS, Chairman,  
M. E. GRIFFIN,  
E. JONES LUDLOW,  
JAS. H. FOSTER.  
E. H. FOSTER, Clerk.

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Note.—Fahys Watch Case Factory starts operations at Sag Harbor, 1881.—Ed.

### **ROAD FROM ASPATTUCK CREEK TO QUIOGUE NEAR PRESBYTERIAN PARSONAGE.**

Page 112. At a meeting of the commissioners of highways of the town of Southampton, in the County of Suffolk, at Edgar Griffin's at Westhampton, in said town, on the 22nd day of September, 1881; all of the commissioners having met and deliberated on the subject matter of this order upon the application of Dennis K. Halsey, a resident of said town, and liable to be assessed to work on the highways therein, for the laying out of a highway hereafter to be described; and on the certificate of a jury of twelve reputable freeholders of said town, convened and duly sworn after due public notice as required by statute. certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to Silas Tuttle, Wm. N. O'Come, Heirs of Jabez Foster, dec'd., Abraham Stephens, Wm. Brewster, Stephen F. Griffin, Heirs of Hiram Wines, de'd, Dennis

K. Halsey, Edwin C. Halsey, Isaac C. Halsey, Edgar Griffin, Herman D. Bishop, Stephen W. Bishop, John G. Robinson, Heirs of John J. Jessup, dec'd, John F. Foster, John H. Howell, Stephen Bishop, Heirs of Charles Howell, dec'd, Halsey Rogers, Wm. Jessup, James McCue, Robert Sweezy, Josiah Foster, Peter Tuttle, and occupants and owners of the lands through which such highway is to run, that the undersigned commissioners would meet at this time and place to decide on the application aforesaid; and we having heard all reasons offered for and against laying out such highway, it is ordered, determined and certified, that a public highway shall be, and the same is hereby laid out, pursuant to said application, whereof a survey has been made and is as follows, to wit,

Survey: Beginning at a stake standing in the highway on the west side of Aspattuck Creek, distant four chains and fifty seven links, (4.57) from the centre of the Bridge on said Creek; thence North seventy seven degrees east (N. 77°, E) twenty seven chains, seventy three links; (27.73) thence north two degrees and thirty minutes west (N. 2.30 W) twenty two chains and forty five links; (22.45) thence north thirty degrees and twenty minutes east (N 30.20 E.) three chains and fourteen links; (3.14) thence north forty seven degrees fifteen minutes east (N 47.15. E) four chains and sixty five links; (4.65) thence north one degree west (N. 1. W.) three chains and sixteen links; (3.16) thence to the north side of the highway leading from Westhampton to Quiogue and three rods westerly from the north west corner of the Parsonage property of the Presbyterian Society of Westhampton. And the line of said survey is to be the north and west side of said highway, which is to be three rods in width.

Witness our hands this 22d day of October, 1881.

WM. R. PENNY, { Commissioners  
 SETH R. JAGGER, { of Highways.

Certified to as a correct copy of original order, filed and recorded, Oct. 23d 1881.

E. H. FOSTER, Town Clerk.

**ROAD AT FLYING POINT, FROM LUTHER D.  
BURNETT'S TO OCEAN BY MECOX BAY.**

Page 114. At a meeting of the commissioners of highways of the town of Southampton in the county of Suffolk, at the house of Luther D. Burnett at Flying Point, in the said town, on the 30th day of June, 1881, all the commissioners having been notified to attend the said meeting, for the purpose of deliberating on the subject matter of this order, upon the application of Theodore A. Halsey, a resident of said town and liable to be assessed to work on the highways of said town, for the laying out of a public highway hereafter to be described, and on the certificate of a jury of eleven reputable freeholders of said town, convened and duly sworn, after due public notice as required by the statute, certifying that such public highway is necessary and proper, twelve jurors having been duly drawn and summoned to appear and notice in writing of at least three days having been given in due form of law to Luther D. Burnett, owner and occupant of the land through which such highway is to run, that the commissioners would meet at this time and place to decide on the application aforesaid; and we the undersigned commissioners having heard all the reasons offered for or against the laying out such highway; it is ordered, determined and certified that a public highway shall be, and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at the south post of the gate which stands in the highway north of said Luther D.

Burnett's house and runs on a course South eighty six and a half degrees East (S  $86\frac{1}{2}$  E) nine chains and twenty five links, (9.25) and corresponds with the course of the fence that now stands on the north side of his front door yard; thence south seventy one and one half degrees east (S.  $71\frac{1}{2}$  E) twelve chains (12) to a point or stake near the shore of Mecox Bay; thence south twenty three and one half degrees east (S.  $23\frac{1}{2}$  E) thirty chains and seventy five links (30.75) to the Bridge that crosses the outlet of Channel Pond; thence over said bridge that crosses said outlet on the same course (S  $23\frac{1}{2}$  E) sixteen chains (16) to high water mark on the Ocean Beach, and is of a uniform width of four (4) rods, and the line of said survey is to be south and west side of said highway.

Dated at Southampton, the 30th day of June, 1881.

WM. R. PENNY, | Com'srs of  
H. FRENCH, | Highways.

Filed Nov. 2d, 1881.

Posted Nov. 3d, 1881.

Certified to as a correct copy of the original order, having been examined and compared on day of record, by

E. H. FOSTER, Town Clerk.

### GIN AND OLD TOWN ROAD

Page 115. At a meeting of the Commissioners of Highways of the town of Southampton in the county of Suffolk, at the south terminus of Main Street, in the village of Southampton on the 27th day of October, 1881, all the commissioners having met and deliberated on the subject matter of this order, upon the application of George G. White, a resident of said town and liable to be assessed to work on the highways therein, for the laying

out, ascertaining and describing a highway already laid out but not sufficiently described, and on the certificate of a jury of twelve reputable freeholders of said town, convened and duly sworn after due public notice as required by the statute, certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to Henry Sayre, Mrs. Emily F. Nelson, the Heirs of Isaac Sayre, Mrs. Elizabeth W. Duer, Isaac P. Foster, Dr. T. G. Thomas, Benjamin H. Foster and Mrs. Susan King, occupants or owners of the land through which such highway is to run, that the undersigned commissioners would meet at this time and place to decide on the application aforesaid, and we having heard all reasons offered for and against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out ascertained and described pursuant to said application whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a point or stone which stands at the south terminus of Main St. from thence south eighty three deg. fifty min. east ( $83^{\circ} 50''$  E) fourteen  $37/100$  chains (14 ch, 37 lks); thence north eighty two degrees, five minutes east (N.  $82.05$  E) 11. 97 ch.; thence north seventy two deg. fifty min. east (N.  $72^{\circ} 50''$  E) twelve chains  $75/100$ ; (12 ch, 75 lks) thence north eighty three deg. forty five min. east (N  $83^{\circ} 45'$  E) thirty  $39/100$  chains; (30 ch, 39 lks) thence north fifty seven deg. thirty five min. east (N  $57^{\circ} 35'$  E) five  $68/100$  chains (5 ch, 68 lks) to west side of old town highway; and it is ordered that the above described line shall be the south side of said highway which shall be four and one half ( $4\frac{1}{2}$ ) rods wide at the east side of aforesaid Main st. and narrowing from thence to second station to three (3) rods, continuing three (3) rods in width to fifth station and from thence



to intersection of west side of old town highway. Old Town Pond shall be the northern boundary of said highway.

And it is further ordered that the following described survey shall be the east side of the Old Town Highway: Beginning at a point or stone at the south side of Wickapogue street or highway and at the northwest corner of the lot of Mrs. Susan King running thence south twenty two degs. forty five min. east (S.  $22^{\circ} 45' E$ ) six  $87/100$  chains; (6 ch, 87 lks) (side note says see plot in which a 2nd course is given S. 46.10 E. 7.84 ch.—Ed.) thence south thirty six deg. thirty min. east (S  $36^{\circ} 30' E$ ) four  $38/100$  chains; (4 ch, 38 lks) thence south thirty deg. east (S  $30^{\circ} E$ ) twenty four  $67/100$  chains (24 ch, 67 lks) to a point opposite the south side of Gin lane highway, and from thence continuing on the same course the  $57/100$  chains (10 ch, 57 lks) or to the Ocean. And it is further ordered that the west side of said highway shall begin at a point or stone south sixteen degs. twenty five min. west (S.  $16^{\circ} 25' W$ ) and distant five  $37/100$  chains (5 ch, 37 lks) from the place of beginning of east line of said highway, and near to the northwest corner of James A. Hildreth's lot and from thence south forty five deg. fifteen min. east (S.  $45^{\circ} 15' E$ ) to the aforesaid Old Town Pond, and from thence the east side of said pond shall be the western boundary of said highway to the south end of said pond, and from thence the said highway shall be six rods wide to the Ocean.

Southampton, Nov. 16th, 1881.

WM. R. PENNY,	} Commissioners	
SETH R. JAGGER,		of
H. FRENCH,		Highways.

Filed Nov. 17th, 1881.

Posted Nov. 23d, 1881.

Certified to as a correct copy of original.

E. H. FOSTER, Town Clerk.

## ROAD AT BRIDGEHAMPTON, EAST SIDE OF M. E. CHURCH.

Page 117. Whereas certain highways were laid out in the town of Southampton and county of Suffolk, in the year 1763 by commissioners appointed by the Trustees but not sufficiently described (See Vol. 3d of the Printed Records of the town of Southampton, Page 213), Now therefore we the undersigned Commissioners of Highways of the aforesaid town of Southampton, having met at the machine shop of Chas. H. Topping in the village of Bridgehampton in said town on the 19th day of October 1881, to decide upon the application of Chas. King a resident of said town and liable to be assessed to work on the highways therein, for the ascertaining, describing and entering of record in the town clerk's office the highways between the eastern extremity of the homesteads of aforesaid Chas. King and the country road or highway, and between the eastern extremity of the homestead and the highway running from the country road or highway southwardly by the Methodist Episcopal Church to and by the residence of the late Jeremiah Schellinger dec'd. All the said commissioners having been duly notified to attend this meeting of commissioners for the purpose of deliberating on the subject matter of this order, do hereby order that the lines of said highways be ascertained and described so as to run:

Survey: First, From the eastern extremity of the homestead of the said Charles King in a straight line north fifty nine degs. west ( $N 59^\circ W$ ) eight  $81/100$  chains (8 ch, 81 lks) to a point in front of the house of Chas. H. Topping: (at which point the course and distance to the northeasterly corner of the foundation of said Chas. H. Topping's house is south twenty nine degs. and fifteen

minutes west, one 15/100 chains) thence from said point in a straight line north fifty eight degs. and fifteen minutes west (N. 58° 15' W) nine 7/100 chains (9 ch, 07 lks) to the intersection of the south line of the country road or highway near the Methodist Episcopal Church, the terminal point of survey being ninety seven links from the foundation of the steeple of said church, the said line of survey to be the centre of the highway which shall remain of the width of eighty two (82) links.

Second. From the eastern extremity of the homestead of Chas. King in a straight line north eighty two degrees and thirty min. west (N 82° 30' W) eight 17/100 chains (8 ch, 17 lks) to a point a little west of the house of John F. Youngs; thence in a straight line north eighty six degs. west (N. 86° W) six 80/100 chains (6 ch, 80 lks) to a point where the said line of survey intersects the east line of the highway running from the country road or highway southwardly by the Methodist Episcopal Church aforesaid, to and by the residence of the late aforesaid Jeremiah Schellinger, dec'd; the said line of survey to be the centre of the highway which shall remain of the width of seventy five (75 links), (Com. "Cor" for Var). And it is further ordered that the survey and the description of the ascertained highways aforesaid shall be entered of record in the town clerk's office.

Dated Southampton, Nov. 18th, 1881.

WM. R. PENNY, } Com'srs of  
H. FRENCH, } Highways.

Filed Nov. 18th, 1881.

Posted Nov. 23d, 1881.

Certified to as a correct copy of the original having been compared,

E. H. FOSTER, Town Clerk.

**“MOSES’ES LANE” ROAD FROM HILL ST.  
NORTHWARD.**

Page 118. Whereas a road used as a highway in the town of Southampton in the county of Suffolk, called “Moses’es Lane,” leading from Hill St. near the house of Capt. Wm. Post toward North Sea, was laid out by the commissioners of highways of the said town on the 24th day of May, 1711, but not sufficiently described, Now therefore we the undersigned commissioners of said town, having been duly notified to attend this meeting for the purpose of deliberating on the subject embraced in this order do hereby order that the said road be ascertained, described and entered of record in the town clerk’s office; And the said commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to the said survey as follows:

Survey. Beginning at the north side of the highway known as Hill Street and at the southeast corner of Capt. Wm. Post’s house lot; thence North  $14^{\circ} 35'$  East nineteen  $45/100$  chains; (19 c, 45 lk) thence N  $22^{\circ}$  W. five  $44/100$  chains; (5 ch, 44 lk) thence N  $44^{\circ} 10'$  W. eighteen  $96/100$  chains (18 ch, 96 lk) to the fork of the roads, and it is further ordered that the above described line be the west line of said road, and that the said road be of the width of four rods.

In witness whereof the said commissioners have hereunto subscribed their names the 27th day of Dec. 1881.

H. FRENCH,	}	Com’srs
WM. R. PENNY,		of
SETH R. JAGGER,		Highways.

Filed Dec. 28th, 1881.

Posted Dec. 31st, 1881.

Certified to as a correct copy of original.

E. H. FOSTER, Town Clerk.

### COOPERS NECK ROAD.

Page 119. Whereas a road used as a highway in the town of Southampton in the county of Suffolk, called Cooper's Neck Road leading from a road called Halsey's Neck east and west road to the beach, has been used as a highway for twenty years last past, but not recorded, Now therefore we the undersigned commissioners of said town having met at the house of Wm. R. Penny in said town for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office; all the said commissioners being present and having deliberated on the subject matter embraced in this order, do hereby order that the said road be ascertained described and entered of record, And the said commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to said survey, being as follows:

Survey: Beginning at the South line of Halsey's Neck east and west road, two rods from the North east corner of James G. Howell's lot and from thence South nineteen (19) degrees west fifty five (55) chains to a point opposite and two rods distant from a stone set on the corner of B. L. Harsell's fence, and from thence on same course to the Ocean.

And it is further ordered that the line above described be the centre line of said road, and that the said road be of the width of four (4) rods.

In witness whereof the said commissioners have hereunto subscribed their names the 27th day of December, 1881.

H. FRENCH,	}	Commissioners of Highways.
WM. R. PENNY,		
SETH R. JAGGER,		

Filed Dec. 28th, 1881.

Posted Dec. 31st, 1881.

Hereby certified to as a correct copy of original, having been compared by me,

E. H. FOSTER, Town Clerk.

Page 119. Manuscript, map, survey and bargain of sale of lands, making four (4) pages of legal cap, attached by two brass clips to Page 119, is as below.—Ed.

In the matter of straightening and widening the highway known as "Cooper's Neck Lane," in the village of Southampton, in the town of Southampton:

It was mutually agreed between all the owners of the adjoining lands that they buy and sell respectively, as their several interests might appear, to their adjoining owners for the sum of one hundred and twenty five dollars per acre and at that rate, their respective parts, Whereupon a survey was made, the several parts adjusted and the several payments made as shown in the annexed sheets marked A- and B- and the map marked C and said papers are to be placed on file in the town clerk's office in the town of Southampton or recorded there.

Dated Southampton, Oct. 1881,

WM. R. POST, Surveyor.

2nd sheet, Map C.

3d Sheet (Abstract) Exchanges of lands, area of lands, and estimated consideration. (Note). The first extensions were made in areas of five decimals, etc.

4th Sheet (Abstract) Exchange of lands, etc.

### ROAD AT TANNERS NECK, WESTHAMPTON

Page 119. The undersigned commissioners of highways of the town of Southampton in the county of Suffolk, having met at the dwelling house of Herrick J. Raynor in said town, to decide upon the application of Herrick J. Raynor, a resident of said town and liable to be assessed for highway labor therein for the alteration of the road leading from the head of Oneck Lane to Tanners Neck; All the commissioners being present and having deliberated on the subject of this order do hereby order that the line of said road be and the same is hereby so altered to run as follows:

Survey: Beginning at the angle in the present road, near the S. E. corner of Isaac W. Gildersleeve's house lot; thence north eighty three degs. forty five min. west (N  $83^{\circ} 45' W$ ) four  $38/100$  chains to H. J. Raynor's east line; thence north eighty five degrees west (N.  $85^{\circ} W$ ) five chains to east side of a highway three rods wide running northerly to and in line with highway from S. W. corner of Lester G. Roger's land, and from east side of highway on last mentioned course three  $10/100$  chains; thence north seventy four degrees west (N.  $74^{\circ} W$ ) six  $44/100$  chains to opposite the N. E. corner Oscar B. Raynor's wagon house; thence North seventy six deg. forty five minutes west (N.  $76^{\circ} 45' W$ ) fifteen  $13/100$  chains to east side of road running from main road to the Bay, thence along said road north twelve deg. east (N  $12^{\circ} E$ ) three

34/100 chains; thence north seven east (N 7° E) 11 14/100 chains to main highway.

And it is ordered that the above described line of survey shall be the north and west line of said road, and the said road shall be three rods in width except the last two courses from the south west corner of Andrew J. Jagger's lot to the Main highway which shall be two (2) rods in width.

And it is further ordered that the part of the highway laid out by an order of said commissioners Dated September 16th, 1880, beginning opposite the west side of Lester G. Rogers' land and running thence N 68°, 50' W. 16 57/100 chains; thence N 66° W one 96/100 chains to the main highway at Tanners Neck Hollow be, and the same is hereby discontinued.

Dated at Southampton, Dec. 27th, 1881.

SETH R. JAGGER,	}	Com'srs of Highways.
H. FRENCH,		
WM. R. PENNY,		

Filed Dec. 28th, 1881.

Posted Dec. 31st, 1881.

The record of road order, having been compared with original, is hereby certified to as a correct copy of the same.

E. H. FOSTER, Town Clerk.

### ROAD AT SAG POND WEST SIDE.

Page 120. At a meeting of the Commissioners of Highways of the town of Southampton, in the County of Suffolk, at Bridgehampton in said town on the 16th day of January, 1882, all the Commissioners having been duly notified to attend the said meeting, for the purpose of de-



liberating on the subject matter of this order, upon the application of James L. Sandford, a resident of said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described, and on the certificate of a jury of twelve reputable freeholders of said town, convened and duly sworn after due public notice as required by the statute, certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to James L. Sandford and Silas Tuttle owners of the land through which such highway is to run, that the undersigned, Commissioners would meet at this time and place to decide on the application aforesaid, and having heard all the reasons offered for and against laying out of such highway, it is ordered and determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at Station No. 1 of the diagram attached, and running thence North sixty five degrees fifteen minutes west (N 65°, 15' W.) thirty 58/100 chains to Station No. 2 which is the terminal point of the survey. And the line of said survey is the North line of said highway, which shall be three rods wide, and from Station No. 2 the course and distance North eighty degs. thirty minutes West (N 80° 30' W) seven 55/100 chains was taken to the easterly line of the highway leading from Bulls Head to the Ocean, at the point where the southerly line of the property of the heirs of Sylvanus Sandford touches said easterly line of the said highway from Bulls Head to the Ocean.

Witness our hands this 16th day of January, 1882.

H. FRENCH, } Com'srs of  
WM. R. PENNY, } Highways.

The above was filed Jan. 27th, 1882. Posted Feb. 2d, 1882.

Certified to, after comparison with original, as a correct copy of the same, by

E. H. FOSTER, Town Clerk.

Page 121. The Safe in the Town Clerk's Office, was placed therein, on the 29th day of July, 1882, at an expense of about \$156; vis, for the safe delivered, \$3.75 interest on that amt. borrowed till Feb. 1st, 1883, and \$2.25, expense of the Comitt. Said Safe is new, made for the order, weighs 2490 lbs. Bought under instructions of town meeting, April, 1882.

Page 122. (Abstract). Record of Bond and Coupons Burned, 1882; General Statement, Receipts and Disbursements, also on Pages 123 and 124.

Page 125. Minutes of the Annual Town Meeting of the Town of Southampton, N. Y., April 4th, 1882:

Minutes of the last meeting read and approved. Proceeded to election of Pound Masters, as follows, John F. Foster, Jas. A. Hildreth, Herman Woodruff, and Isaac Mott. The old board of Town Trustees were also elected, vis: Wm. F. Phillips, Lewis R. Squires, Peter R. Hallock, Albert J. Post, Hervey S. Rose, Joshua Corwin, Wm. S. Pelletreau, Chas. H. Halsey, Chas. Howell, Elisha King, Joshua Squires, and James H. Pierson.

(Abstract). General statement received and placed on file; Overseers of Poor report through James L. Haines. Discussion on Payne's Bridge.

Resolution, That a remonstrance should be prepared by a committee appointed by this meeting, and submitted to this meeting for their consideration, etc. (Laid on table).

Motion prevailed that the chair appoint a committee of three to draft a resolution in the matter of North

Haven Bridge; the chair appointed H. P. Hedges, S. L. Gardiner and E. A. Carpenter as such committee.

(Abstract). Voted \$2100. for Overseers of the Poor; \$20 use of room; \$1600. for Contingent Fund; \$250 for Commissioners of Highways, for loaming and improving the Mill Stone road from Bridgehampton to Noyac; also that \$100 be raised for repair of the Brick Kiln Road.

Resolved, That any attempt or legislation to make the North Haven Bridge a Town charge, on the Town of Southampton, is inequitable, unjust and an impairment of the implied contract and obligation incurred by the county and intended by the stockholders when it was made a county charge, and so accepted by the public.

Resolved, That on these grounds this town unanimously oppose any such attempt or legislation.

Resolved, That the Supervisor of this town be authorized to resist such attempt in all legal ways, and use all the contingent fund if necessary for such purpose, so far as he can legally do so, and if required borrow and pledge the faith of the town therefor, to the amount not exceeding three thousand dollars in addition.

Resolved, That a committee of two be associated with the Supervisor to defend the rights of the town in this matter, and oppose the passage of the pending bill in the legislature of the state, regarding said bridge or any future like bill.

Mr. H. P. Hedges, and E. A. Carpenter were appointed by the meeting as such committee associated with the Supervisor.

Voted, That the Town Clerk and the Supervisor be a committee to purchase a suitable safe for the preservation of the town records and papers in the town clerk's office, at an expense not exceeding two hundred dollars.

Voted, That the town clerk be authorized and empowered to sell ten sets of printed town records, at a sum of not less than \$5. a set.

Meeting adjourned and polls were reopened till 4 P. M., at which time they were closed, and the presiding officers proceeded to canvass the 799 excise tickets, and 862 town tickets, with the following result, and said persons were declared elected, vis:

For Supervisor, James H. Pierson.

For Town Clerk, Edward H. Foster.

For Justice of the Peace, Marcus E. Griffin.

For Collector, Edw. L. Squires.

For Overseers of Poor, James L. Haines, Lewis Tuttle.

For Assessors, James L. Haines, J. Edwin Jennings.

For Commissioner of Highways, Egbert H. Hildreth.

Inspectors of Election. Dist. No. 1, Philander R. Jennings, David P. Vail; No. 2, Addison M. Cook, E. Jones Ludlow; No. 3, Wm. S. Pelletreau, George Hallock; No. 4, John H. Jacobs, Leander Squires; No. 5, John A. Tuttle, Edward Walter.

Constables, James A. Harris, Herman Woodruff, Robert Woodburn, Leander Squires, Silas Winters.

Game Constable, Micah E. Wells.

(Abstract). Inspectors of Election appointed: Dist. No. 1, Hervey T. Hedges; No. 2, Stephen Hedges; No. 3, George R. Howell; No. 4, Gilbert A. Penny; No. 5, Nathaniel M. Talmadge.

Dated at Southampton, N. Y., April 4th, 1882.

P. R. JENNINGS, Chairman,  
JAMES H. FOSTER,  
E. JONES LUDLOW,  
M. E. GRIFFIN.

Voted by the presiding officers that the bond of the Supervisor, on contingent account, be three thousand two hundred dollars.

The above is hereby certified to as a correct copy of the original minutes of said town meeting held April 4th, 1882. by

E. H. FOSTER, Town Clerk.

Page 128. (Abstract). Commissioner's Certificate of Apportionment of School Money, Southampton, 1882.

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Note.—Proprietor Trustees sold all undivided lands and lands under waters in 1882. This led to the famous Mecox Bay bottom suit, which was won by the town.—Ed.

### **ROAD FROM SOUTH END OF SAG STREET TO OCEAN, AND WESTWARD.**

Page 128. At a meeting of the Commissioners of Highways of the town of Southampton, in the county of Suffolk, at the house of Charles S. Rogers in the said town, on the 25th day of May, 1882, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Hiram S. Rogers and others, residents in said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described, and on the certificate of nine jurors of said town, convened and duly sworn after due public notice, as required by the statute, certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to John E. White, David E. Pierson (a minor) whose Guardian is Robert E. Topping, and Albert Palmer, occupants of the land through which such highway is to

run, that the undersigned commissioners would meet at this time and place to decide on the application aforesaid; and we having heard all reasons offered for and against laying out such highway, is ordered determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit: Survey: Beginning at a stone standing on the south side of bridge lane, about fifty feet from the dwelling house of John E. White; thence running South thirty seven degrees, twenty minutes west (S.  $37^{\circ} 20' W$ ) thirty five chains (35), ninety three (93) links to a point at the south east corner of the cultivated land of David E. Pierson, near the "Cove"; thence South nineteen degrees forty five minutes east (S  $19^{\circ} 45'$ , E) seven  $28/100$  chains (7.28) across the "Run" onto the beach; thence South forty seven degrees twenty minutes West (S  $47^{\circ} 20' W$ .) four chains twenty and one half links, (4,  $20\frac{1}{2}$ ) and from thence South eighty degrees forty minutes West (S.  $80^{\circ} 40' W$ ) three chains, forty five and one half links, (3,  $45\frac{1}{2}$ ). thence south sixty four degrees ten minutes West, (S.  $64^{\circ} 10' W$ ) twenty one chains, seven & one half links ( $7\frac{1}{2}$ ) on to Sag Pond Inlet. And the line of said survey is to be the east and south line of said highway which is to be three and one half ( $3\frac{1}{2}$ ) rods wide from the beginning to the second station; thence from the second station across the "Run" to the beach it shall be the width of four rods (4), on to the Pond; thence from the third station to the Inlet it shall be the width of four (4) rods.

And it is further ordered that a highway shall be laid out as follows of the width of seven (7) rods, of which the following line of survey shall be the centre, Beginning at station No. 4 thence south six degrees east (S  $6, 00$ , E.) five (5) chains, or to the Ocean.

Witness our hands this 26th day of May, 1882.

EGBERT H. HILDRETH, SETH R. JAGGER, WM. R. PENNY,	}	Commissioners of Highways.
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Attested to as a correct copy of original order filed  
 May 27th, 1882. Posted May 31st, 1882 by,

E. H. FOSTER, Town Clerk.

### NORTH EAST BOUNDS OF THE TOWN, THROUGH SAG HARBOR.

Page 130.

State of New York)   
 County of Suffolk) s. s.

I certify that I have this day surveyed and defined by stone Monuments the "Division Line" between the Towns of East Hampton and Southampton in this county, by order of the Supervisors of said Towns, from the intersection of the "Middle Line" in the Town of Southampton with the said division line between said town with the waters of the Bay, as surveyed and described by map of survey made by Edwin Rose, November 30th, 1839, on file in the Surveyor General's Office at Albany, per certified copy by O. L. Holley, Surveyor General of the State, dated April 28th, 1840, and now on record in the Clerk's office of the Town of Easthampton. And I further certify that the annexed map is a true representation of said re-survey, from the "old stone in front of Aaron Clark's house to the water," Dated June 2d, 1881.

E. Z. HUNT, Surveyor.

Suffolk County, s. s.

Edgar Z. Hunt of the town of Southampton, County aforesaid, being duly sworn says that the facts stated in the foregoing certificate are true.

E. Z. HUNT.

Sworn to this 11th day of June, 1881,  
before me.

THOS. F. BISGOOD, Notary Public.

Notes: (on survey), The Red line (on diagram or map in Liber) indicates the division line between the towns (a northwesterly course). Near "A" is "the red stone in front of Aaron Clarks house"; near "B" placed a white marble post on Town line and on west line of street, 39 feet and 5 inches from the S. E. Corner of the Union School lot; and 125 ft. and ten inches from the N. E. corner of said School lot. Near "C" placed a white marble post 48 feet and 7 inches from the \*N. W. corner of Bay street and 49 feet and 9 inches from the S. W. corner of said Bay street. These stones are all on the Division line and the marble ones are marked on top by a groove to denote the line.

We the undersigned hereby certify that the foregoing re-survey was made by our orders upon petition, and in our belief is correct.

JONATHAN BAKER, Supervisor of East Hampton,

JAS. H. PIERSON, Supervisor of town of S'hamptn.

Filed April 5th, 1882.

Certified to as a correct copy of the original by

E. H. FOSTER, Town Clerk.

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\*The Bliss Co., changed line of sidewalk when they laid concrete and set back fence N. W. corner Bay street in 1917-18.—Ed.



**ROAD FROM CANOE PLACE SOUTHWARD,  
NEAR BAY.**

Page 131. At a meeting of the Commissioners of Highways of the town of Southampton in the County of Suffolk, at Canoe Place in the said town on the 16th day of May, 1882, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Covington Raynor a resident in said town, and liable to be assessed to work on the highways therein for the laying out of the highway hereafter to be described, and on the certificate of twelve reputable freeholders of said town, convened and duly sworn after due public notice as required by the statute certifying that such highway is necessary and proper and notice in writing of at least three days having been given in due form of law to Wm. W. Warner, Mary L. Jackson, Benjamin F. Warner, David W. Smith, Huldah Brooker, Henry O. Warner, Floyd S. Warner, Samuel Warner, John W. Smith, Oliver Fanning, Geo. W. Warner, James Warner, and Franklin Jagger, occupants of the lands through which such highway is to run, that the undersigned commissioners would meet at this time and place to decide on the application aforesaid; and we having heard all reasons offered for and against laying out such highway, it is ordered determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application whereof a survey has been made as follows, to wit:

Survey: Beginning on South side of Main highway and in line of North West corner of Wm. W. Warner's dwelling house, and thirty links north of it; thence South  $65^{\circ} 50'$  East two chains two and one half links ( $2.02\frac{1}{2}$ ) to the N. W. corner of Wm. W. Warner's barn; thence South  $20^{\circ} 55'$  East, three chains eighty two and one half links; ( $3.82\frac{1}{2}$ ) thence South  $00.35'$  East four chains

eighty five links (4. 85) to Wm. W. Warner's south line; thence South 7°, 30' West four chains seven and one half links (4.07½) to opposite north end of B. F. Warner's house; thence South 14°, 45' West two chains and ninety eight links (2. 98) to north west corner of Ed Overton's house; thence South 2°, 30' East one chain fifty five and one half links; (1.55½) thence South 15°, 35' East one chain thirty seven links (1.37) to south end of Mrs. Brooker's house; thence South 21° 15' East, three chains fifty one links (3.51) to opposite H. O. Warner's house; thence South 10°, 45' East seven chains sixty five links (7.65) to south side of J. Smith's house; thence South 39, East, one chain eighty four links (1.84) to opposite Oliver Fanning's north line; thence South 8°, 40' East eight chains thirty five links (8.35) to Frank Jagger's line; thence N. 88° 45' West twenty eight chains twenty and one half links (28. 20½) to Wakemans road; and the line of said survey is to be the east and north line of said highway which is to be three rods in width.

Witness our hands this 16th day of May, 1882.

SETH R. JAGGER,	} Commissioners of Highways.
EGBERT H. HILDRETH,	
WM. R. PENNY,	

Filed June 1st, 1882.

Posted June 7, 1882.

Compared with the original and certified to as a correct copy of the same.

E. H. FOSTER, Town Clerk.

### ROAD DISCONTINUED AT HAY GROUND

Page 132. The subscribers, disinterested freeholders of the town of Southampton, in the County of Suffolk having met at the dwelling house of David P. Rose in

said town in pursuance of a summons from the commissioners of highways of the said town to examine and certify in regard to the propriety of discontinuing the highway from the country road northerly to the house of George S. Topping on the north side of the cemetery, and having been duly sworn and having viewed the said road do therefore certify that we are of opinion that the same is useless and unnecessary.

In witness whereof we have hereto set our hands this 22d day of June, 1882.

Henry E. Huntting.	Edwin M. Rogers,
Henry R. Halsey,	Addison M. Cook,
Maltby R. White,	Herman R. Halsey,
Orlando H. Rogers,	Charles J. Doxey,
Alanson Cook,	Doyle Sweeny,
Lucius H. Haynes,	Charles M. Rogers.

Filed, Recorded and certified to as a correct record this 22d day of June, 1882, by

E. H. FOSTER, Town Clerk.

### ROAD FROM RIVERHEAD, SOUTHWARD.

Page 133. At a meeting of the commissioners of highways of the town of Southampton in the county of Suffolk, at Charles Hallett's Mill in said town on the 27th day of September, 1882, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Mortimer D. Howell and Warren Hulse, residents of said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described, and on the certificate of a jury

of twelve reputable freeholders of said town, drawn and duly sworn after due public notice as required by the statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to James Vail, Wm. Vail, David Y. Vail, John P. Terry, Samuel Griffin, Eugene Fanning and William Fanning, occupants of the lands through which such highway is to run, that the undersigned commissioners would meet at this time and place to decide on the application aforesaid, and we having heard all reasons offered for and against laying out such highway, it is ordered determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit: Survey: Beginning on the Flanders road at the north east corner of Honora Rowley's land thence South three degrees and thirty minutes west (S. 3°, 30' W) five chains; (5) thence South five degrees east (S. 5°, E.) twenty three (23) chains; thence South sixteen degrees East (S. 16° E) forty two 55/100 chains (42.55) where it intersects the Quogue road, and the line of said survey is to be the centre of said highway, which is to be three rods in width.

Witness our hands this 28th day of September, 1882.

SETH R. JAGGER,	} Commissioners	
EGBERT H. HILDRETH,		of
WM. R. PENNY,		Highways.

Filed Sept. 30th, 1882.

Posted Oct. 3d, 1882.

Certified to as a correct record of the original this 30th day of September, 1882, by

E. H. FOSTER, Town Clerk.

## ROAD FROM WEST PART OF ATLANTICVILLE TO QUOGUE R. R. DEPOT.

Page 134. At a meeting of the commissioners of highways of the town of Southampton, in the County of Suffolk, at the Railroad Depot at Quogue in said town on the 2d day of January, 1883, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Wm. H. Jacobs, a resident of said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described and on the certificate of three reputable freeholders of said town duly summoned and sworn after due public notice as required by the statute certifying that such road is necessary and proper; and notice in writing of at least three days having been given in due form of law to Marcus E. Griffin and Hannah Cook occupants of the land through which such highway is to run, that the undersigned commissioners would meet at this time and place to decide on the application aforesaid, and we having heard all the reasons offered for and against laying out such highway, it is ordered determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit: Survey: Beginning on the north side of the highway running from Quogue to Canoe Place and one and one half ( $1\frac{1}{2}$ ) south west from a stone standing on the north line of said highway and ranging a little east of the north west corner of the Piazza of Mr. Baker's dwelling house; thence North forty nine degrees fifteen minutes West (N.  $49^{\circ}$ ,  $15'$  W) fifty one (51) chains to a stake standing on the south line of the Montauk Division of the Long Island Rail Road and opposite the crossing of Marcus E. Griffing, and from thence running westerly along side of and parallel with the south

line of said Rail Road six chains and eighty four links (6.84) or to the east end of the Quogue Depot grounds, And also beginning at said stake standing on the south side of said crossing and running thence North twenty degrees West (N. 20. W) fourteen 31/100 chains (14.31) to the Country Road, \*and the line of said survey is to be the centre of said highway which is to be three rods in width.

Witness our hands this 24th day of January, 1883.

SETH R. JAGGER,	}	Com'srs of Highways.
WM. R. PENNY,		
EGBERT H. HILDRETH,		

Filed Jan. 25th, 1883.

Posted Jan. 30, 83.

The foregoing record is hereby certified to as a correct copy of the original made this 25th day of Jan. 1883, by

E. H. FOSTER, Town Clerk.

\*Note. (in red ink). May 12, 1909. See Liber A of highway records Page 129 for correction of last course. W. J. Post, T. C.

## **MAIN STREET, VILLAGE SOUTHAMPTON, N. Y.**

Page 135. Whereas a road used as a highway in the town of Southampton, in the County of Suffolk, from the north end of the village of Southampton and past the Churches toward the Beach, was laid out by the commissioners of highways of the said town on the 5th day of May, 1770, but not sufficiently described.

Now therefore, we the undersigned, commissioners of said town, having met at the house of Albert J. Post in said town for the purpose of causing said road to be

ascertained, described and entered of record in the town clerk's office, all the said commissioners being present and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described and entered of record. And the said commissioners having caused a survey of said road to be made do further order that said road is hereby ascertained and described according to the said survey being as follows:

Survey: Beginning at a stone on the west side of said road and a little north of the late Capt. Wm. Fowler's door yard and bearing North twenty six degrees five minutes West, (N 26° 05' W) one chain ninety six and three quarter links (1.96 3-4) from the Fithian monument and one chain and fifty one links (1.51) from the North East corner of the Cemetery; thence South thirty six degrees East, (S 36° E) five chains and sixty nine links (5.69) to second station; thence South twenty five degrees twenty minutes East (S 25°, 20' E) one chain thirty five and one half links (1.35½) to 3d station opposite South East corner of Capt. Geo. White's dwelling house; thence South twenty two degrees, twenty five minutes East (S 22°, 25' E) two chains eighty one links (2.81) to 4th station opposite the North East corner of Mrs. Susan King's Dwelling house (the distance from the south side of Geo. White's dwelling house to Jagger's Lane is one chain thirty two links (1.32) said lane being fifty two links wide (.52); and from 4th station South nineteen degrees fifteen minutes East (S. 19°, 15' E) three chains eighty five and one half links (3.85½) to 5th station at Mrs. Jones south gate post; thence South twelve degrees twenty minutes East (S. 12°, 20' E.) two chains and thirty three links (2.33) to 6th station; thence South three degrees thirty five minutes East (S 3°, 35' E) one chain eighty five and one half links (1.85½) to 7th station; thence South thirty minutes West (S 0° 30' W) seventy six and one half links to 8th station (.76½); thence South ten degrees

West (S 10° W) twelve chains and thirty links (12.30) to South East corner of the Academy grounds at North Side of Job's Lane. Thence starting from the corner on South side of Job's Lane at a point one chain eight and one half links (1.08½) from the South East corner of the Academy Grounds and one chain eighty one links (1.81) from the North West corner of the Presbyterian Church, South two degrees fifty minutes West (S. 2°, 50' W.) nineteen chains eighty four links (19.84) to 10th station at Henry Sayre's north line; thence South five minutes West (S 0°, 05' W) eighteen chains and twenty links (18.20) to 11th station opposite the North East corner of T. Nicholas White's dwelling house; thence South three degrees West (S 3° W) nine chains twenty nine and one half links (9.29½) to 12th station opposite Isaac P. Foster's South Line; thence South six degrees fifty minutes West (S 6°, 50' W.) to corner on north side of Gin Lane.

And the east side shall be as follows: Beginning at a stone standing fifteen and one half links (.15½) north of Wm. S. Pelletreau's north line and three chains sixty seven links (3.67) from the first mentioned stone on the west side of the road and three chains and sixty three links (3.63) from the south east corner of the Cemetery grounds; thence southerly one chain fifty seven and one half links (1.57½) to second station which is two chains and thirty seven links (2.37) from the west side by a line drawn to intersect the southerly point of a triangle made by continuing the east and west lines of the late Mrs. Mary Herrick's property, and from the second station one chain forty four and one half links (1.44½) to 3d station at Wm. S. Pelletreau's south line which is one chain forty four links (1.44) from the south east corner of the cemetery, and from thence seven chains and fifty one links (7.51) to 4th station at Albert J. Post's south line which is one chain and thirty four links (1.34) measured at a right angle from west side; thence three chains and forty five



links to the south west corner of Mrs. Rowena J. Robinson's property, which is one chain and sixty six links (1.66) from the west side measured at a right angle from the east side; thence (94) ninety four links to station 5 on the south side of the highway leading toward Bridgehampton, which is one chain ninety three links (1.93) from the 6th station on the west side, from thence three chains and fifteen links (3.15) to 6th station opposite the north side of Noah D. Ellsworth's shop, and one chain forty eight links from the 8th station on the West side; thence (1.17) one chain seventeen links to 7th station at Josiah Foster's south line and one chain fifty two links (1.52) at a right angle from the west side; thence eleven chains five links (11.05) to the corner of the meeting house lane which is eighty four (.84) links from the north west corner of the Presbyterian Church and one chain sixty six links (1.66) from the south east corner of the Academy property.

And it is further ordered that at the 2d station on the west side of the highway the width shall be one chain and thirteen (1.13) links, and at 3d station one chain and nine (1.09) links, and at 4th station one chain and seventeen (1.17) links, and at fifth station one chain and forty (1.40) links, and at 7th station one chain and fifty four (1.54) links, all the above distances to be measured at a right angle from the east side.

And at the south line of the late Dr. John Herrick's property the width shall be one chain twenty nine links (1.29) and at the 10th station on the west side of said highway it shall be one chain twenty seven and a half (1.27½) links, and opposite L. D. DeBost's south line it shall be one chain sixteen links (1.16) wide, and at the 11th station it shall be one chain five links (1.05) wide, and at the 12th station it shall be one chain thirteen (1.13) links wide, and at the North side of Gin Lane it shall be one chain nineteen (1.19) links wide.

In witness whereof the said commissioners have hereunto subscribed their names the 9th day of February, 1883.

SETH R. JAGGER,	}	Com'srs of Highways.
WM. R. PENNY,		
EGBERT H. HILDRETH.		

Filed Feb. 9th, 83.

Posted Feb. 13, 83.

E. & C. and certified to as a correct copy this 9th day of Feb. 1883.

E. H. FOSTER, Town Clerk.

Page 138. Release of land for road purposes, on Gin and Old Town Roads.

Whereas the Commissioners of highways of the town of Southampton in the County of Suffolk have by an order dated the 16th day of November, 1881, laid out a highway in the said town, beginning at the south terminus of Main Street in the village of Southampton in the said town and running eastwardly through Gin Lane and thence through Old Town Lane to Wickapogue street, which said highway passes through the improved lands of the Heirs of Isaac Sayre, Dec'd. Now therefore the damages of the said Heirs of the said Isaac Sayre, Dec'd, by reason of laying out of said highway are hereby ascertained by agreement of the said heirs of the said Isaac Sayre, Decd, and the said commissioners of highways at the sum of seventeen dollars.

In witness whereof we the said parties have hereunto set out hands this 2d day of February, 1882.

Frederick S. Sayre,	Eugene P. Sayre,
Mary A. Allen,	Harriet J. Sayre,
Adelaide M. Sayre,	Louisa J. Sayre,

WM. R. PENNY, } Com'srs  
 SETH R. JAGGER, } of  
 H. FRENCH, } Highways.

Note on Side: The road is recorded on pages 115, 116, of this book.

A highway having been laid out on the 16th day of November, 1881, by the Commissioners of Highways of the town of Southampton in the County of Suffolk on the application of Geo. G. White through the improved lands of Albert Foster, Henry Sayre (the Sayre heirs above) Emily F. Nelson, Isaac P. Foster, Elizabeth W. Duer, Edward Mitchell, T. G. Thomas and Benj. H. Foster, Commencing at the south terminus of Main Street in the village of Southampton in said town and running eastwardly through Gin Lane and thence through Old Town Lane to Wickapogue Street, Now know all men by these presents, that we the before named, and undersigned for value received do hereby release all claim to damages by reason of the laying out and opening the said highway.

Witness our hands and seal the 2d day of February, 1882.

Albert Foster, (L. S.)	Henry Sayre, (L. S.)
Emily F. Nelson, (L. S.)	Isaac P. Foster, (L. S.)
*Elizabeth W. Duer, (L. S.)	Edward Mitchell, (L. S.)
T. G. Thomas, (L. S.)	B. H. Foster, (L. S.)

Recorded and certified to as correct this 28th day of March, 1883.

E. H. FOSTER, Town Clerk.

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\*The 2d of Feb. erased and the following written "On the condition that the strip of land so taken does not exceed five (5) feet in width at any part of my property, the 30th day of March, 1882. James G. K. Duer."

Page 139. Decision of the Referees at Riverhead, on Westhampton Road:

Whereas James Vail of the town of Riverhead, County of Suffolk and State of New York, did on the 29th day of November, 1882, appeal to Hon. Thos. Youngs, County Judge of said County of Suffolk, from the determination of the Commissioners of Highways of the town of Southampton in said County made the 28th day of September, 1882, in laying out a highway in the said Town of Southampton, which highway is particularly described in the said appeal hereto annexed, and whereas after the expiration of sixty days after such determination had been filed in the office of the Town Clerk of said Town of Southampton the said County Judge according to the form of the statute in such case made and provided appointed us George F. Carman, of the town of Brookhaven, Henry A. Reeve of the town of Southold and Edward R. Ackerly of the town of Huntington, three disinterested freeholders who had not been named by the parties interested in the appeal and who are residents of the said County but not of the Town wherein the road is located, as Referees to hear and determine the appeal that had been brought in relation to the said determination of the said Commissioners which said appointment is hereto annexed; and we having given notice pursuant to law to the said Commissioners of Highways and to Warren Hulse one of the applicants for such road, specifying the 20th day of February, 1883, and the office of Charles Hallett at his flouring mill in said town of Southampton, as the place at which we would convene to hear the appeal, which notice was duly served at least eight days before the said time of convening to wit: on Seth R. Jagger, Commissioner, on the 24th day of January, 1883, and on Warren Hulse applicant on the 10th day of February, 1883, and we having convened at the time and place specified in the said notice, and before proceeding to hear said appeal having been duly sworn

by an officer authorized to take affidavits to be read in Courts of Record, to wit: Benj. K. Payne, Notary Public, of the said County, faithfully to hear and determine the matter referred to us, have heard the proofs and allegations of the parties and do thereupon order determine and adjudge that the said determination of the said commissioners of highways is hereby reversed in so far as the said order of said Commissioners of Highways lays out and describes the highway as follows: "Beginning on the Flanders Road at the North East corner of Honora Rowley's land; thence South three degrees thirty minutes west, (S. 3°, 30' W) five (5) chains," and affirmed as to the residue; and we do further order and determine that a public highway be and the same is hereby laid out in accordance with the application of the said Warren Hulse and Mortimer D. Howell whereof a survey has been made and the same is hereby described as follows: Beginning on the south side of the Flanders Road at the North West Corner of the land of Henry Titus; thence running South ten degrees West (S 10° W) twenty rods to the intersection of the highway hereby laid out by the said order of said Commissioners of Highways, as to which the said order of said Commissioners is hereby affirmed.

In witness whereof we have hereunto set our hands this 21st day of March, 1883.

Referees.

EDWARD R. ACKERLY,  
GEO. F. CARMAN,  
HENRY A. REEVES.

E. C. and certified to as a correct copy of the original as filed in the office of the Town Clerk, March 26th, 1883. Posted March 28th, '83.

E. H. FOSTER, Town Clerk.

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Note: Page 139, on margin, "For a record of highway see page 133.—Ed.

Page 140. Discontinuance of a Road at Canoe Place :

At a meeting of the Commissioners of Highways of the town of Southampton in the County of Suffolk, at the house of Miles B. Carpenter at Canoe Place in said town on the 10th day of November, 1882, all the commissioners having met and deliberated on the subject of this order, upon the application of Miles B. Carpenter, Wm. W. Warner and David W. Smith of said town for the discontinuance of a part of the Country Road through Canoe Place hereinafter described, and on the Certificate of twelve disinterested freeholders, duly summoned and sworn who have in due form certified that such part of the said road is useless and unnecessary; and the said Commissioners having caused a survey of said road to be made as follows, vis: Beginning at a stone on the South side of said road and at the West line of the Shinnecock Hills; thence South fifty six degrees five minutes West (S. 56°, 05' W.) sixteen chains eighty eight links; (16.88) thence South eighty six degrees fifty five minutes West (S 86° 55 W.) eleven chains and thirty one links (11.31) to the west side of the said Miles B. Carpenter's land. And it is ordered that the above, described line of survey shall be the South line of said road which is to be four rods in width, and that such parts of said road as are not included in the above survey be and the same is hereby discontinued.

In witness whereof we have hereunto set our hands this 21st day of March, 1883.

EGBERT H. HILDRETH,	} Commissioners	
SETH R. JAGGER,		of
WM. R. PENNY,		Highways.

Filed March 26th.

Posted March 28th, 1883.

Certified to as a correct copy of the original, after comparison.

E. H. FOSTER, Town Clerk.

Page 141. Order discontinuing and establishing road at Hay Ground:

At a meeting of the Commissioners of Highways of the town of Southampton, in the County of Suffolk, at Hay Ground, in said town on the 22nd day of June, 1882, all the commissioners having met and deliberated on the subject of this order, upon the application of . . . . Topping of said town for the discontinuance of the road hereinafter described and on the certificate of twelve disinterested freeholders duly summoned and sworn, who have in due form certified that said road is useless and unnecessary; and the said commissioners having caused a survey of said road to be made as follows, vis: Beginning on the north side of country road a little to the west of Elbert Rose's house and running thence westerly towards the Wind Mill, South eighty six degrees forty five minutes West (S. 86°, 45' W) fifteen chains, (15). It is ordered and determined by the said commissioners that the said road be and the same is hereby discontinued.

And it is further ordered, that whereas a road used as a highway for the last twenty years but not recorded, running from the south side of the Cemetery at the Hay Ground Northwesterly to the road leading across the Rail Road, Now therefore, we the undersigned commissioners of said town having met at the house of Elbert Rose in said town for the purpose of causing said road to be ascertained described and entered of record in the town

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Note: Page 141, on margin, "Ctf. of freeholders, page 133."—Ed.

clerk's office, all the said commissioners being present and having deliberated on the subject of this order, do hereby order that the said road be ascertained described and entered of record. And the said commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to the said survey, being as follows: Beginning at Country Road near South West Corner of Cemetery; thence North seventy five degrees West (N. 75° W) six 21/100 chains; (6.21) thence North sixty two degrees ten minutes West (N. 62° 10' W.) ten 40/100 chains (10.40) to the road crossing the Rail Road, and it is further ordered that the line of said survey shall be the North line of said road and it shall be four rods in width.

In witness whereof the said commissioners have hereto subscribed their names this 22d day of March, 1883.

EGBERT H. HILDRETH,	} Commissioners	
SETH R. JAGGER,		of
WM. R. PENNY,		Highways.

Filed March 29th, 1883.

Posted March 30th, 1883.

The foregoing recorded copy, having been compared with the original, is certified to as a correct copy of the same.

E. H. FOSTER, Town Clerk.

Page 142. (Abstract). Bonds and Coupons burned, April 2d, 1883.

Page 143. (Abstract). General Statement of receipts and disbursements for the year ending April 2d, 1883.

Page 145. Minutes of the Annual Meeting of the Town of Southampton, N. Y., April 3d, 1883:



Polls opened at 9 a. m., voting continued till 12 M., when the business meeting was opened. The minutes of the last meeting were read and accepted.

The meeting elected Pound Masters as follows, vis: James A. Hildreth, Herman Woodruff, and Isaac Mott. The vote for Town Trustees taken by uplifted hands was large and unanimous for the following persons, vis: Wesley H. Squires, Benjamin F. Squires, Gilbert A. Penny, George G. White, John Quinn, Tuthill Carter, Albert J. Post, Charles H. Halsey, Theodore A. Halsey, J. Lawrence Cook, Sr., Lewis R. Squires, Joseph Penny, who were declared elected.

(Abstract). General Statement of receipts and disbursements for past year, Overseers of Poor accounts and railroad account accepted.

Resolved, That the Supervisor of the Town be authorized to resist, i. e., (attempts to repeal the \*North Haven Bridge act), in all legal ways, and use all the contingent fund if necessary for such purpose, so far as he can legally do, and if required borrow and pledge the faith of the town therefor, to the amount not exceeding \$3000. in addition.

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\*Note.—The Payne Bridge, or North Haven Bridge, a wooden structure supported by piles was built in 1834. By a special act which became a law May 5, that year, the "Payne Bridge Company" was incorporated with a capital stock of \$2,000, in shares of \$25 each, with a provision for its increase. Authority was given the company to erect a bridge from Sag Harbor to "Hog Neck," as "shall be found advisable." Commissioners named to receive subscriptions were Luther D. Cook, Marcus B. Osborne and Charles W. Payne. The bridge spanned a deep and narrow channel dividing Sag Harbor from North Haven. To go on or off the "Neck" before it was built passage by boat or scow across the waterway, or the round about road from Foot of the Beach, traversing Long Beach and Short Beach, led to that part of the town and at Short Beach was the "Wading Place," where a town bridge now stands. In a heavy gale of 1847 the North Haven Bridge was partly demolished, and soon afterward rebuilt. The Bridge was a toll bridge. Chapter 403 of the Laws of 1868, dissolved the toll bridge company and transferred the maintenance of the bridge to Suffolk county. After this, for a number of years the structure was ill

(Abstract). Appropriated \$2800. for Overseers of the Poor; \$1600. for Contingent Acct.; \$20 for meeting room; \$100 for Board of Health.

Resolved, That the President of the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton, be authorized to employ \*counsel in behalf of the Board to investigate and give an opinion as to the powers of the trustees respecting the rights of the town in and to the waters and lands under the waters of said town, and

Whereas the original inhabitants of the town in 1639 declared the waters of said town free to all persons for the purpose of fishing, fowling and navigation, that this town meeting do authorize that the sum of \$500. be raised for the purpose of securing the above counsel. And fur-

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\*Note.—James C. Carter and Thomas Young were employed to give an opinion.—Ed.

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kept; it was dangerous to cross, and the "draw" was fastened so it could not be opened. In 1880 some repairs were made and the bridge was kept in passable condition until 1890. To obviate crossing tracks of the Long Island Railroad, at Bridge street, Sag Harbor, the town gave an easement of water front (shore, and land under water) to Joseph Fahys and associates, who had summer homes on North Haven. They rebuilt the bridge and constructed a bulkhead and causeway from foot of North Main street, Sag Harbor to "the Point" on North Haven. It cost Mr. Fahys and other private donors \$23,000. The bridge stood for nine years. July 18, 1900, under-bored by ravage of teredo, a marine insect, the wooden bridge fell into the water. The piling was completely honeycombed by the shipworms, or teredos. The same year the county authorized the construction of a steel and concrete bridge, with an 85-ft. swing draw. The resolution on page 145, Liber C, refers to attempts made in the 80's to place the cost of the maintenance of the North Haven Bridge on Southampton town. It was successfully resisted, inasmuch as the main highways of eastern Long Island lead to the bridge, and it spans a waterway which had separated ready communication between the Hampton towns, Shelter Island and Southold town. Before the bridge was built traffic went "around the Horn" or from the Hamptons to Riverhead, and then to the villages in Southold town. The bridge cut fifty miles off a sixty mile journey. There is an eight pole wide slip where the old bridge abutment once stood.—Ed.

ther that the Supervisor be empowered to borrow moneys sufficient to carry on any suit that may be entered by the trustees in defending the interests of the town in said premises.

(Abstract). Including appropriations for town accounts and the \$500 authorized by resolution to employ counsel an aggregate of \$5020. was voted by ballot. Ballots, 192; 178 yes; 8 no; 6 blank.

Resolved, That the Supervisor be authorized in his discretion to take such measures as may be necessary to legalize the action of the town meeting of the Town of Southampton, April 3d, 1883, in the matter of the appropriations passed and voted upon by ballot at said Town Meeting.

The business meeting closed and the polls reopened and so remained until 4 P. M. when the presiding officers proclaimed their close and proceeded to canvas the 295 excise votes and 710 Town tickets, and after said canvass declared the following persons elected, vis.

Commissioner of Excise, Edward L. Squires.

Supervisor, James H. Pierson.

Town Clerk, Edward H. Foster.

Justice of the Peace, E. Jones Ludlow.

Collector, E. Erastus Halsey.

Assessors, Edgar Wade, Isaac C. Halsey.

Commissioner of Highways, Seth R. Raynor.

Overseers of the Poor, James L. Haines, Lewis Tuttle.

Inspectors of Election: Dist. No. 1, Philander R. Jennings, Benjamin F. Hunting; No. 2, Addison M. Cook, E. Jones Ludlow; No. 3, Lewis Bowden, George H. Hallock; No. 4, John H. Jacobs, Leander Squires; No. 5, John A. Tuttle, Edward Walter.

Constables, James A. Harris, Herman Woodruff,  
Robert Woodburn, Leander Squires, Silas Winters.

Game Constable, Wm. Cohu White.

(Abstract). Appointed Inspectors of Election: Dist.  
No. 1, Wm. H. Cooper; No. 2, Stephen Hedges; No. 3,  
George R. Howell; No. 4, Gilbert A. Penny; No. 5, John  
H. Brown.

The above minutes read, and meeting adjourned.

Dated April 3d, 1883.

P. R. JENNINGS,	} Presiding Officers.
JAMES H. FOSTER,	
E. JONES LUDLOW,	
M. E. GRIFFIN.	

E. H. FOSTER, Clerk.

Also decided by vote of the presiding officers that the  
bond of the Supervisor for Contingent a/c be fixed at  
\$3500.

The above copy of the minutes, as filed in this office,  
having been compared with the same is hereby certified  
to as correct, this 5th day of April, 1883, at the Town  
Clerk's office, Southampton, N. Y.

EDW. H. FOSTER, Town Clerk.

Page 147. Appraisement of Road Damage, Sag Street  
to the Beach.

Whereas the undersigned, Jonathan Baker, Stuart Y.  
Terry and Wm. H. Wells, were appointed by an order of  
the County Court of the County of Suffolk, made on the  
7th day of October, 1882, on the application of Egbert H.  
Hildreth, Wm. R. Penny and Seth R. Jagger, Commission-  
ers of Highways of the town of Southampton in said  
County; commissioners to assess the damage occasioned  
by the laying out of a highway in the said town, Beginning

at the south end of Sagg street and running southwardly to the Ocean and long the North side of the beach to the Sagg Pond inlet, which highway passes through the improved lands of John E. White and David E. Pierson, and through the unimproved lands now or formerly of Albert Palmer and others, and was laid out by the commissioners of highways of said town by an order dated the 26th day of May, 1882.

Now, therefore we the said commissioners having taken the oath of office prescribed by the Constitution, and having all met and acted on the matter committed to us at the residence of John E. White in said town this 9th day of November, 1882, pursuant to a notice from said commissioners of highways of at least three days according to law, and having taken a view of the premises and heard the parties and such witnesses as have been offered before us, thereupon determine and assess the damages required to be assessed on the said highway as follows, vis: We assess the damage of John E. White at eleven hundred dollars, (\$1,100.); we assess the damage of David E. Pierson at nothing; we assess the damage of Albert Palmer and others at nothing.

Witness our hands this 10th day of November, 1882.

WM. H. WELLS,  
STUART TERRY,  
JONATHAN BAKER.

Filed Nov. 10th, 1882.

Recorded, and certified to as correct Jan. 10th, 1884.

E. H. FOSTER, Town Clerk.

Page 148. (Abstract). Commissioner's Certificate of Apportionment of School Moneys for the year ending Sept. 30th, 1882.

Page 149. Appraisement of Road Damages. From Country Road west part of Atlanticville, to L. I. R. R. Depot, Quogue:

Whereas the undersigned, Austin Culver, Jehial S. Raynor and Henry T. Osborn, were appointed by an order of the County Court of the County of Suffolk, made on the 20th day of March, 1883, on the application of Wm. R. Penny, Egbert H. Hildreth and Seth R. Jagger, commissioners of highways of the town of Southampton, in said County, Commissioners to assess the damage caused by laying out a highway in said town: Beginning at the south country road in the village of Quogue in said town and running N. 49.15°, W to the property of the Long Island Rail Road; thence N. 29. W. (N. 29 W) 12 40/100 chain (14 13/100) to the North Country Road, which highway passes through the improved land of Hannah Cook and through the unimproved land of Marcus E. Griffin, also through the land of the Long Island Rail Road Co. Said highway was laid out by the Commissioners of highways of said town by an order dated Jan. 2d, 1883.

Now therefore we the said Commissioners having taken the oath of office prescribed by the Constitution, and having met and all acted on the matter committed to us, at the residence of Marcus E. Griffin in said town this the 19th day of April, 1883, pursuant to a notice from the commissioners of highways of at least six days according to law, and having taken a view of the premises and heard the parties and such witnesses as have been offered before us, do thereupon determine and assess the damage required to be assessed on the highway as follows: To Hannah Cook the sum of two hundred and twenty five dollars (\$225.); to the Long Island Rail Road Company one dollar, (\$1.00).

HENRY T. OSBORN,  
AUSTIN CULVER,  
J. S. RAYNOR.

Filed April 20th, 1883.

Recorded and certified to as a correct copy, Jan. 10th, 1884.

E. H. FOSTER, Town Clerk.

**\*NORTH PART OF THE ROAD FROM  
RIVERHEAD, SOUTHWARD.**

Page 149. The appeal of James Vail from the order and determination of Seth R. Jagger, Egbert H. Hildreth and Wm. R. Penny, Commissioners of Highways, filed in the office of the Town Clerk of the town of Southampton, September 30th, 1882, laying out a public highway in said town, having heretofore been brought on for hearing before Edward R. Ackerly, George F. Carman and Henry A. Reeves, Referees duly appointed by the County Court of the County of Suffolk, and the order and determination of the said Referees being duly filed in said town clerk's office, reversing the order of said commissioners in part, and affirming it as to the residue; Now therefore in pursuance of the order and determination of said Referees, we the undersigned Commissioners of Highways of the town of Southampton, hereby order that a public highway be and the same is hereby laid out and opened, upon the application of Warren Hulse and Mortimer D. Howell, and whereof a survey has been made and the same is hereby described as follows: Beginning on the South side of Flanders Road at the north-west corner of the land of Henry Titus; thence running South ten degrees West (S. 10° W.) twenty rods to the intersection of the highway hereby laid out with that portion of the highway laid

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\*Note. Page 149, on margin; "First record of this road see page 133. For Referees' decision see page 139".—Ed.

out by said order of said Commissioners of Highways, Dated Sept. 28th, 1882. And it is further ordered that the above described line shall be in the centre of said road which shall be three rods in width.

Dated December 6th, 1883.

SETH R. JAGGER,	} Commissioners	
WM. R. PENNY,		of
EGBERT H. HILDRETH,		Highways.

Filed Dec. 31, 1883.

Recorded, examined and compared with original and certified to as a correct copy of the same, Jan. 10th, 1884.

E. H. FOSTER, Town Clerk.

**ROAD FROM THE NORTH SEA ROAD, NORTH-  
WARD TO MECOX AND NORTH SEA  
ROAD, PAST THE RESIDENCE OF  
DAVID BABCOCK.**

Page 150. Whereas a road in the town of Southampton, County of Suffolk, leading from the North Sea Road, northwardly past the dwelling house of David Babcock, to the road leading from the said North Sea road to Mecox, and used as a highway for more than twenty years, mention of which said highway is on record in the town clerk's office but not sufficiently described,

Now therefore the undersigned commissioners of highways of said town having met at the dwelling house of Albert J. Post for the purpose of causing said road to be ascertained, described and entered of record, and having deliberated on the subject embraced in this order; do hereby order that the said road be ascertained, described and entered of record in the town clerk's office as a public highway, and the said commissioners having caused a survey of the said road to be made do further order that said



road is hereby ascertained and described according to the said survey, being as follows:

Survey: Commencing on the east side of the said North Sea road at a station which is the second station of a survey of a part of the said North Sea road (See record of this survey below,) made on the 15th day of November, 1858, as recorded in the town clerk's office, and running thence North fifty five minutes east (N. 55' E) three (3) chains; thence North three degrees and forty five minutes West (N. 3.45 W) twelve  $54/100$  chains; (12.54) thence North four degrees, forty minutes East (N. 4.40 E) five  $19/100$  chains; thence North two degrees East (N. 2°, E) seven  $27/100$  chains; thence North seventeen degrees forty minutes West (N. 17°, 40' W) fourteen  $71/100$  chains; thence North seventeen degrees five minutes West, N 17°, 05' W.) four  $61/100$  chains; thence North thirteen degrees ten minutes West (N. 13°, 10' W.) seven  $37/100$  chains; thence North five degrees East (N. 5°, E) two  $56/100$  chains; thence North fifty one degrees ten minutes East (N. 51°, 10' E) two  $97/100$  chains; thence North twenty eight degrees thirty minutes East (N. 28°, 30' E) one  $73/100$  chains; thence North nineteen degrees forty five minutes East (N. 19°, 45' E) one  $80/100$  chains; thence North nine degrees East (N. 9°, E) four  $26/100$  chains; thence North eighteen degrees East (N. 18° E) two chains; thence North eight degrees ten minutes East (N 8°, 10' E) seven  $32/100$  chains, or to the Mecox road, and the line of said survey shall be the east line of said highway which shall be four rods in width.

In witness whereof the said commissioners have hereunto subscribed their names the 31st day of December 1883.

WM. R. PENNY,	} Commissioners,
SETH R. JAGGER,	
EGBERT H. HILDRETH,	
	of Highways.

Filed Jan. 9th, 1884.

Posted Jan. 10th, 1884.

Attested to as a correct copy of the original, made this 10th day of Jan. 1884.

E. H. FOSTER, Town Clerk.

### PART OF NORTH SEA ROAD.

Page 151. Whereas a road in the town of Southampton, County of Suffolk, has been used as a highway for more than twenty years and has been recorded, but not sufficiently described and defined.

Now therefore the undersigned Commissioners of Highways of the said Town (all the commissioners having been notified to meet at this time and place for the purpose) having met at the residence of Albert Post in the said town for the purpose (of) causing said road to be ascertained described and entered of record in the town clerk's office, and having caused a survey of said road to be made, Do order that the said road be and the same is hereby ascertained and described according to the said survey, Beginning at the Southwest corner of the land of Age Halsey and running South 27 degrees East, 16 chains; thence South  $10\frac{1}{2}$  degrees East 26 chains, 31 links; thence South 19 degrees East 8 chains 6 links to the Southwest corner of the north lot of the heirs of George Bowden, dec., the said line to be the east side of the road which shall be and remain of the width of six rods according to the within diagram and survey.

Dated this 15th day of November, 1858, at the Town of Southampton.

ALBERT J. POST,	} Commissioners	
ALANSON TOPPING,		of
J. F. FOSTER,		Highways.

Recorded Jan. 17th, 1884, by

E. H. FOSTER, Town Clerk.

**ROAD LEADING FROM NORTH SEA AND MECOX  
ROAD, NORTH, LONG SPRINGS.**

Page 152. Whereas a road used as a highway in the town of Southampton, County of Suffolk, leading (from) the North Sea and Mecox Road, northerly, has been used as a public highway for twenty years but not recorded. Now, Therefore, we the undersigned commissioners of highways of the said town having met at the house of Albert J. Post in said town, for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office, all the said commissioners being present and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained, described and entered of record. And the commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to the said survey, being as follows: Survey: Beginning at the North Sea and Mecox Road and one rod west from the South west corner of Lewis Jagger's land; thence North eleven degrees and five minutes East, (N. 11°, 05' E) nineteen chains and eighty two links (19.82) where it strikes the said Lewis Jagger's line of fence, and it is further ordered that above described line of survey shall be the east line of said road which shall be four rods in width at the beginning of said survey and three rods at the end of said road.

In witness whereof the said com'srs have hereunto subscribed their names the 17th day of January, 1884.

EGBERT H. HILDRETH,	}	Com'srs
WM. R. PENNY,		of
SETH R. JAGGER,		Highways.

Filed Jan. 19th, 1884.

Posted Jan. 22d, 1884.

Attested to, as a true copy Jan. 22d, 1884.

E. H. FOSTER, Town Clerk.

### ROAD FROM WESUCK BROOK EAST TO THE COUNTRY ROAD.

Page 153. Whereas a road used as a highway in the town of Southampton, in the County of Suffolk, leading from Quogue to Canoe Place has been used as a highway for twenty years last past but not sufficiently described, Now, therefore, we the undersigned commissioners of highways of said town, having met at the house of Hiram Carter in said town for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office, all the said commissioners being present and having deliberated on the subject of said order, do hereby order that the said road be ascertained, described and entered of record. And the commissioners having caused a survey of the said road to be made do further order that said road is hereby ascertained and described according to the said survey, being as follows: Beginning at a point two rods North west from the South end of the Bridge at Wesuck brook; thence North forty one degrees thirty minutes East (N 41°, 30' E) three 27/100 chains; thence North seventy three degrees thirty five minutes East (N. 73°, 35' E) sixteen 34/100 chains; thence North fifty nine degrees thirty minutes East (N. 59°, 30' E) four 50/100 chains; thence North forty degrees twenty minutes East (N. 40°, 20' E) four chains; thence North forty four degrees thirty minutes East (N. 44°, 30' E) four chains; thence North thirty eight degrees, twenty five minutes East (N. 38°, 25' E) four 75/100 chains; thence

North forty six degrees ten minutes East (N. 46°, 10' E) fourteen chains to the old country road. And it is further ordered that the line above described be the north line of the said road and that the said road be of the width of four (4) rods.

In witness whereof the said commissioners have hereunto subscribed their names the 17th day of January, 1884.

SETH R. JAGGER,	} Com'srs	
EGBERT H. HILDRETH,		of
WM. R. PENNY,		} Highways.

Filed Jan. 19th, 1884.

Posted Jan. 22d, 1884.

Certified to as a correct copy of the original made this 22d day of January, 1884 by

E. H. FOSTER, Town Clerk.

### ROAD AT NORTH HAVEN.

Page 154. Whereas a road used as a highway in the town of Southampton in the county of Suffolk leading from the Main road across the North Haven to Short Beach was laid out by the commissioners on the 1st day of June, 1680, but not sufficiently described.

Now, therefore, we the undersigned commissioners of said town having met at the house of Sylvester Howell in said town for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office, all the said commissioners being present, and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described and entered of record. And the said commissioners having caused a survey of the said road to be made do further

order that the said road is hereby ascertained and described according to the said survey being as follows: Survey: Beginning at a stone at the North West corner of the land of the heirs of James Payne; thence South thirty four degrees forty minutes West (S 34°, 40' W) twenty one chains and forty five links (21.45) on the east side of said road and seventeen chains eighty links (17.80) on the west side; thence South eighty one degrees and twenty minutes West (S 81°, 20' W) to the Bay. And it is further ordered that the line above described be the east line of the said road and that the said road be of the width of four (4) rods to the second station and from thence three chains and forty links (3.40) to the Bay.

In witness whereof the said commissioners have hereunto subscribed their names the 22d day of January, 1884.

SETH R. JAGGER,	} Com'srs of Highways.
EGBERT H. HILDRETH,	
WM. R. PENNY,	

Filed Jan. 24th, 1884.

Posted Jan. 26th, 1884.

Certified to as a correct copy of original.

E. H. FOSTER, Town Clerk.

### ROAD AT WEST HAMPTON.

Page 154. At a meeting of the Commissioners of Highways of the town of Southampton in the County of Suffolk at the Cross Roads near the house of Elmore Robinson's in said town on the 17th day of January, 1884, All the Commissioners having met and deliberated on the subject matter of this order upon the application of Nathan C. Jessup a resident of said town and liable to be assessed to work on the highways therein for the laying out of a highway hereafter to be described, and on the certificate of a

jury of twelve reputable freeholders of said town summoned and duly sworn after due public notice as required by the statute certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to Charles Griffin, James McCue, Isaac M. Jessup and Nathan C. Jessup, occupants of the land through which such highway is to run that the undersigned commissioners would meet at this time and place to decide on the application aforesaid; and we having heard all reasons offered for and against laying out such highway it is ordered, determined and certified that a highway shall be and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit: Survey: Beginning one and one half rods westerly from a stone standing at the north west corner of Isaac M. Jessup's lot at the Cross Roads; thence South twenty degrees twenty five minutes West (S. 20° 25' W.) twenty eight chains and sixty four links (28.64) to the West side of Jas. McCue's land; thence South three degrees and fifteen minutes West (S. 3° 15' W.) two chains and fifty one links (2.51); thence South nineteen degrees East (S. 19° E.) one chain and seven links (1.07) to the North side of Potunk street, and the line of said survey is to be the centre of said highway which is to be three (3) rods in width to the third station from which it widens in a circular line on the East side of the said road and following the line of fence as it now stands to the intersection of said Potunk street where it is eight rods in width.

Witness our hands this 17th day of January, 1884.

SETH R. JAGGER,	} Com'srs of Highways.
WM. R. PENNY,	
EGBERT H. HILDRETH,	

Filed Jan. 24<sup>th</sup>. 1884; Posted Jan. 26<sup>th</sup>, 1884; Certified to as a correct copy of the original by

E. H. FOSTER, Town Clerk.

Page 155. Release of land for Road purposes at Canoe Place:

Whereas the commissioners of highways of the town of Southampton, in the county of Suffolk, by an order dated the 16th of May 1882, laid out a highway in said town, beginning at the Main highway through Canoe Place and running thence southerly through the improved lands of Wm. W. Warner and others to the land of Franklin Jagger and thence westwardly to the Wakemans Path (copy of the order see this book, page 131) which highway passes through the improved lands of Samuel C. Warner, now therefore the damage of the said Samuel C. Warner by reason of the laying out of said highway are hereby ascertained by agreement of the said Samuel C. Warner and the said commissioners of highways, at the sum of five dollars. In witness whereof the said parties have hereto set our hands this 24th day of August, 1882.

SAMUEL C. WARNER,

Filed Dec. 11th, 1883.

SETH R. JAGGER, } Com'srs of  
WM. R. PENNY, } Highways.

A like agreement of Geo. W. Warner, dated, filed and signed as above, the damage as agreed on is thirty seven 50/100 dollars.

Oliver Fanning settles for five dollars, August 31st, 82.

James S. Warner settles for three dollars, August 24, 82.

John W. Smith settles for five dollars August 24, 82.

Mary L, Jackson settles for five dollars August 31, 82.

Henry O. Warner settles for twenty five dollars, Feb. 27, 83.



Huldah D. Brooker releases without consideration Aug. 24, 82.

W. N. Brooker releases without consideration, also agrees to move his buildings. Witnessed by J. H. Cassidy and L. J. Warner, dated May 8th, 82.

Floyd S. Warner, releases for seventy five dollars, Dec. 1, 82.

Wm. W. Warner wants seventy five dollars, Dec. 1, 82.

B. F. Warner signs the release for one hundred dollars, Dec. 1, 82.

The last three were filed April 16th, 1883.

The land taken of Franklin Jagger, is appraised by Daniel W. Reeves, Jehial S. Raynor, and Geo. S. Osborn, commissioners appointed for that purpose by the County Court of Suffolk Co., Feb. 11th, 1884, dated March 6th, 1884, they consider the damage of the said Franklin Jagger to be twenty five dollars, Filed March 7th, 1884.

Page 156. Appraisement of Road Damage, South of Riverhead:

Whereas the undersigned Zophar M. Woodhull, Irad W. Gildersleeve and Joseph Wells, were appointed by an order of the County Court of the County of Suffolk, made the 14th day of January, 1884, on the application of Seth R. Jagger, Egbert H. Hildreth and William R. Penny, commissioners of highways of the town of Southampton in said county; Commissioners to assess the damages occasioned by the laying out of a highway in the said town, beginning on the south side of the Flanders Road and at the north west corner of the land of Henry Titus; thence south ten degrees west five chains; thence south five degrees east twenty three chains; thence south sixteen degrees east forty two chains, fifty five links where it intersects the Quogue road, which highway passes through

the land of James Vail and Wm. Vail, then through the land of said James Vail and thence through other lands of said James Vail and Wm. Vail and was laid out by the commissioners of highways of the said town by an order dated September 30, 1882, and further altered and laid out by said commissioners as determined by Referees appointed by the Court on appeal by an order dated Dec. 6, 1883.

Now therefore we, the said commissioners having taken the oath of office prescribed by the Constitution and having all met and acted on the matter committed to us at the office of Hallett's Flour Mill in said town on the 13th day of March, 1884, pursuant to a notice of said Commissioners of highways of at least six days according to law, and having taken a view of the premises and heard the parties and such witnesses as have been offered before us, do therefore determine and assess the damages required to be assessed on the said highway as follows, viz: we assess the damages of James Vail on the first piece adjoining the Flanders Road at sixteen dollars, and damages of Wm. Vail on the same piece at eight dollars, and we assess the damages of James Vail on the piece next south of the above at nothing, and we assess the damages of James Vail and Wm. Vail in the piece next south of the last above, at nothing.

Witness our hands this 13th day of March, 1884.

Z. M. WOODHULL,  
JOSEPH WELLS,  
IRAD W. GILERSLEEVE.

Filed March 14, 1884. Attested to as correct copy by

E. H. FOSTER, Town Clerk.

Page 157. (Abstract). Record of Bonds & Coupons burned March 31st, 1884.

Page 158. (Abstract). Commissioners certificate of apportionment of school moneys, dated March 18, 1884.

Page 159. General statement of the receipts and disbursements of the Town of Southampton, N. Y., for the year ending April 1st, 1884, as made by the Board of Auditors, April 1st and 2nd, 1884.

Page 160. Minutes of the annual meeting of the Town of Southampton, N. Y., April 1st, 1884:

Polls opened at 9 o'clock, A. M.; voting for town officers continued till 12 M. when the usual order of business was taken up.

Pound Masters were elected as follows: James H. Hildreth, Herman Woodruff, and J. Madison Payne.

The following were elected town trustees for the ensuing year, vis: Benjamin F. Squires, Wesley H. Squires, Gilbert A. Penney, George G. White, John Quinn, Tuthill Carter, Albert J. Post, Charles H. Halsey, John J. Benedict, J. Laurence Cook, Sr., Lewis R. Squires, and Joseph Penney, by a viva voce vote.

(Abstract). General statement of financial condition of town read; report of Town Trustees accepted; amt. of Dog Fund, \$179.45 voted to Commissioners of Highways, also \$250 allowed Commissioners of Highways and roads ordered loamed.

Resolved, That the Supervisor raise \$350 for the "Board of Health account; also \$25 be raised for the construction of a pound at Bridgehampton."

A resolution that \$1600. be raised for the "Contingent Account" carried; also a resolution that \$2600. be appropriated and raised by tax for the use of the Overseers of the Poor.

(Abstract). Resolution that fence 3 feet, 8 inches high be deemed a sufficient fence, tabled.

The following resolution, (the same having been advertised according to law) vis: "Resolved that the sum of \*\$5000. or as much thereof as may be necessary, be raised by the town of Southampton, Suffolk County, N. Y., for the institution and prosecution or defence of any suit or suits at law or in equity that have been or may be brought on by or on behalf of the Trustees of the Freeholders and Commonalty of the said Town of Southampton, or against said Trustees, involving or for the purpose of determining the right, title and interest of the said Trustees or of the said town, or of the people or inhabitants of said town, or in and to any or all the salt or fresh waters in upon or surrounding said town, or any part thereof, or of in and to the lands under any or all of said waters, or of in and to the use and enjoyment of said waters or land under water for any purpose whatsoever," was after friendly discussion voted on by ballot. Meanwhile the fence resolution was taken from the table and unanimously adopted.

On canvassing the 704 votes cast on the appropriation of \*\$5000. for the town trustees, there were found 510

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\*Note.—Mecox Bay law suit.—Ed.

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### MECOX BAY CASE.

\*The \$5000.00 appropriation authorized by resolution April 1, 1884 was for expense of the ejectment suit brought by Southampton Town Trustees against the Mecox Bay Oyster Company, Inc. From earliest years of settlement town waters had been used by the inhabitants of the town. In 1882, Proprietor Trustees sold the land under water in Mecox Bay to the oyster company, giving a quit claim deed. By pact of the founders it had been agreed that town waters should be open to all; by act of the State Legislature, in 1818, the waters and products of the waters were held to be property of the town; but evidently these

votes "For Appropriation" and 194 "Against Appropriation." The resolution was announced by the chairman as adopted.

A motion that the meeting adjourn was carried; also a resolution by the presiding officers that when they adjourn it be to 8:30 o'clock, A. M., April 2d, 1884.

At sunset the polls closed and the inspectors adjourned.

E. H. FOSTER, Clerk.

Wednesday, April 2d, 1884. Board of Inspectors met according to adjournment and proceeded to a canvass of the 927 votes for town officers and after the same declared the following as elected: Excise Commissioner, Oscar L. Howell.

Supervisor, James H. Pierson.

Town Clerk, Edward H. Foster.

Justice of the Peace, Philander R. Jennings; Maltby G. Rose, (to fill vacancy.)

Collector, Jetur R. Rogers.

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ancient determinations had been either forgotten, or were deliberately avoided by Proprietor Owners. The town won its contention that it owned the lands beneath the waters. An appeal from the Supreme Court decision and final appeal to the Court of Appeals failed to validate the oyster company's grant. The litigation caused the formation of Free Bay and Leased Bay groups and was occasion of bitter strife. The suit cost the town a large sum of money, and was several years in the courts, but action of the Town Trustees, supported by a majority of the town meeting, saved the waters and products of the waters and lands beneath the waters of the town from the grasping ownership of private monopoly.—Ed.

Assessors, James L. Haines; Edgar Wade, (to fill vacancy,) Samuel Dimon, Daniel W. Fanning, three years.

Commissioner of Highways, Wm. R. Penney.

Overseers of the Poor, James L. Haines, Lewis Tuttle.

Inspectors of Election: Dist. No. 1, Philander R. Jennings, Benjamin F. Huntting; No. 2, Addison M. Cook, Egbert R. Bishop; No. 3, Lewis Bowden, George Hallock; No. 4, Leander Squires, Joseph W. Jacobs; No. 5, John A. Tuttle, Edward Walter.

Constables: Wm. Cohu White, Herman Woodruff, Robert Woodburn, Leander Squires, Herrick J| Raynor.

Game Constable, Edgar E. Green.

(Abstract). Appointed Inspectors of Election: Dist. No. 1, Edward B. Hill; No. 2, Stephen Hedges; No. 3, Henry A. Fordham; No. 4, Wm. H. Corwin; No. 5, John H. Brown.

Dated at Southampton, N. Y., April 2d, 1884.

P. R. JENNINGS, Chairman.

MARCUS E. GRIFFING,

JAMES H. FOSTER.

Indian Trustees, David Killis, Wm. Garrison Lee, James Bunn.

Certified to as a correct copy of the original minutes.

E. H. FOSTER, Town Clerk.

By a vote of the Presiding Officers after the canvass of votes it was resolved that the bond given by the Supervisor, for the Contingent Fund, Trustees and Board of Health accounts, be made \$9000. and that he give such a bond.

April 2d, 1884.

E. H. FOSTER, Town Clerk.

**ROAD BETWEEN EAST AND SOUTHAMPTON.**

Page 163. Whereas it appears by the records of the town of Easthampton that in the year 1695 it was agreed by the proper authorities of the Towns of East and Southampton acting jointly that there should be a highway one rod in width on each side of the line between said towns through its whole length from a certain stake at the south end near the Ocean to a certain pine tree on the north side of the island, And whereas by an instrument under their hands bearing date the 9th day of November, 1863, the then commissioners of highways of said towns did order that all of that part of said highway extending from the Ocean to the country road be ascertained, described and entered of record in their respective town clerk's offices according to a survey &c., And whereas said survey is missing from the office of Easthampton, some of the monuments referred to have been removed, and in general the outside boundaries of said highway were not sufficiently marked by permanent and suitable monuments.

Now therefore we the Commissioners of highways of said Towns having met at the house of Herman Strong, All of said Commissioners having been duly notified to attend and deliberate upon the subject of this order, Do Order, That the part of said highway between the two towns embraced in the order of Nov. 9th, 1863, be ascertained described and entered of record in the Clerks Offices of both of said towns according to a resurvey which we have caused to be made of the same as follows:

To Wit: Commencing at the Ocean at high water mark and (the red line on the map and the center line of the highway) running N 35½ W. over the south beach to a stake (A on the map) which stands opposite to the south ends of the improved uplands; thence on the same course 25 chains along the former line of an ancient ditch to a

stake (2 on the map) nearly opposite to the south line of Daniel's Lane highway, from which the south west corner of Herman Strong's house bears N.  $47\frac{1}{2}$  E. distant  $1.05\frac{1}{2}$  chains, Then on the same course 15.33 chains (B on the map), in the centre of the lane opposite to the south end of the old bars of land formerly of Hervey Hedges, the whole length of the line A. B. being 40.33 chains.

Then N.  $30\ 1-4^\circ$  W. 9.60 chs to a point opposite to the south line of the Wainscott road, and on the same course 7.68 chs to a point opposite to the north line of Hedges Lane highway, and then on the same course 27.62 chs to a stake (C on the map) from which the north east corner of Andrew Strong's house bears S.  $2^\circ$  E. distant 2.12 ch. The whole length of the line B. C. being 44.90 ch. Then N.  $26^\circ$  W. 17.55 ch to a stake (D on the map), Then N.  $30\frac{1}{2}$  W. 16.43 ch to a stake (E on the map), Then N.  $32\frac{1}{2}$  W. 6.22 ch to a stake, (F on the map) And then N.  $32$  W. 6.98 ch to a stone said to occupy the former place of a white oak tree, which stone is one rod from the corner of the land formerly of Levi Hedges, dec'd, and marks an angle in the boundaries of the Town of East and Southampton, (G on the map) which said survey follows the line between the two towns aforesaid.

And we do further order that the line of said survey be the centre line of said road and that said road be of the width of two rods as originally laid out and now marked by a granite stone or post at each outside angle of the stations A. B. C. D. E. & F. and by a single stone or post on the east side of the terminus G. The same to remain a highway forever.

Given under our hands this 23d day of June, 1884.

EGBERT H. HILDRETH,	} Coms'rs of the Town of Southampton.
WM. R. PENNEY,	
SETH R. JAGGER,	



J. MASON SCHELLIGER, } Coms'rs of  
 JOHN MULLIGAN, } the Town of  
 JONATHAN A. MILLER. } Easthampton.

Filed June 23; Posted June 26th, 1884. Certified to by me as a correct copy of the original made this 26th day of June, 1884.

E. H. FOSTER, Town Clerk.

Note.—On margin reference to Road between East Hampton and Southampton reads: Recorded page 257, Liber C. this order of November 9, 1863.

Page 165. (Abstract). Has a map of the above described dividing two rod highway, with explanations: Diagram of that part of highway between East & Southampton, extending from the Ocean to the Country Road, as surveyed May 9th, 1884, under the direction of the Com'srs of highways of said towns. D. H. H., Surveyor.

Scale, 5 chains to 1 inch. Distance between the intermediate points in figures under the red or centre line.

A. B. N.  $35\frac{1}{2}$  W. 40.33 chains.

B. C. N.  $30\frac{1}{4}$  W. 44.90 "

C. D. N. 26 W. 17.55 "

D. E. N.  $30\frac{1}{2}$  W. 16.43 "

E. F. N.  $32\frac{1}{4}$  W. 6.22 "

F. G. N. 32 W. 6.98 " to a large stone which is distant from the north corner of the land formerly of Levi Hedges, 25. links, which stone is said to mark the former place of a white oak tree which stood in an angle of the line between the two towns.

Highway two rods wide. Granite Monuments at each side angle at: A, B, C, D, E, F, & G, except at G where granite is only on East side.

**ROAD IN SOUTHAMPTON VILLAGE, DEPOT TO  
OCEAN.**

Page 166. At a meeting of the Commissioners of Highways of the town of Southampton in the County of Suffolk, at the village of Southampton in said town on the 25th day of June, 1884, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Jas. H. Fanning a resident of said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described and on the certificate of a jury of eleven reputable freeholders, drawn and duly sworn after due public notice as required by the statute certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to John F. Fournier, Chas. S. Halsey, Wm. S. Pelletreau, Albert J. Post, Wm. Hunting, F. Spencer Sayre, Chas. Howell, Mrs. Cordelia Rogers, Mrs. Charlotte E. Herrick, Jas. M. Herrick, Edwin Post, Albert Foster, H. A. Lewis and wife, Laura, Mrs. Caroline A. Wilson, Mrs. Louisa L. DeBost, Isaac P. Foster, Jas. H. Pierson & William Y. Mortimer, occupants of the land through which such highway is to run that the undersigned commissioners would meet at this time and place to decide on the application aforesaid, and we having heard all reasons offered for and against laying out such highway, it is ordered determined and certified that a public highway shall be, and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a point marked by a granite stone at the east end of the Long Island Rail Road Depot Grounds at the village of Southampton and on the southerly line of said rail road, running alongside of and parallel with said rail road on a course, North sixty seven degrees

East, (N. 67° E.) one 25/100 chains; (1.25) thence South five degrees and five minutes East (S. 5.05', E.) forty two (42) chains to the north side of the Country road; thence beginning on the south side of said country road at a point marked by a granite stone and opposite a point on the North side of said Country road, which last said point is five 2/100 chains (5.02) east from the south west corner of the land of Noah D. Ellsworth at the east side of the first mentioned new highway. South one degree and thirty minutes East (S. 1.30, E) seventeen 10/100 chains (17.10) to north side of Meeting House Lane, which lane is three rods wide; thence from the south side of said Lane on the same course twenty five 38/100 chains (25.38) to a point marked by a granite stone two rods south from the north side of Toilsome Lane, which lane is five rods wide; thence South three degrees and thirty minutes West (S. 3.30' W.) thirty three 55/100 chains (33.55) to the North side of Gin Lane and across Gin Lane on same course three rods and thence on same course twelve 25/100 chains (12.25) or to the Ocean. And it is further ordered that the above described line of survey shall be the north and east line of said highway and that the said highway from the aforesaid Depot Grounds to the North side Wm. Huntting's land, thirty eight 19/100 chains (38.19) shall be four, (4) rods in width and widening from thence on the East side to the Country road aforesaid where it shall be one 5/100 chains (1.05) wide and from the aforesaid Country road south to the Ocean it shall be three and one half (3½) rods wide.

In witness whereof the said Commissioners have hereunto subscribed their names the 7th day of July, 1884.

SETH R. JAGGER,	} Commissioners	
WM. R. PENNEY,		of
EGBERT H. HILDRETH,		Highways.

Original Filed July 7th, 1884; Copy Posted July 15th, 1884. I, E. H. Foster, town clerk, hereby certify that the

above is a correct copy of the original order, dated, filed and posted as above written.

E. H. FOSTER, Town Clerk.

**ROAD, QUOGUE DEPOT, FROM THE COUNTRY  
ROAD BETWEEN QUOGUE & ATLANTIC-  
VILLE, NORTH.**

Page 167. At a meeting of the commissioners of highways of the town of Southampton in the County of Suffolk at the house of Marcus E. Griffin in the said town on the 7th day of June, 1882, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Marcus E. Griffin and Geo. H. Penniman residents of said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described and notice in writing of at least three days having been given in due form of law to Marcus E. Griffin & Geo. H. Penniman owners of the lands through which such highway is to pass that the undersigned commissioners would meet at this time and place to decide on the application aforesaid; and the said owners having in writing released all claim to damages by reason of the laying out of said highway, it is ordered determined & certified that a public highway shall be & the same is hereby laid out pursuant to said application whereof a survey has been made & is as follows, to wit:

Survey: Beginning on the North side of Highway running from Quogue to Atlanticville and three (3) rods east from the west line of Marcus E. Griffing's land; thence North twenty seven degrees fifty minutes West (N 27.50 W) twenty two 50/100 chains; (22.50) thence North twenty two degrees & five minutes West (N. 22.05 W)

five 89/100 chains; (5.89) thence North twenty eight degrees thirty minutes West (N. 28.30 W.) forty one 11/100 chains (41.11) to the Rail Road Depot Grounds, and eight (8) feet east of the said Marcus E. Griffing's West line. And it is further ordered that the above described line of survey shall be the east line of said road which shall be three rods in width.

Witness our hands this 6th day of August, 1884.

EGBERT H. HILDRETH, SETH R. JAGGER, WM. R. PENNEY,	}	Com'srs of Highways.
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Original Filed Aug. 8th, 1884.

Copy Posted Aug. 12th, 1884.

Recorded and certified to as a correct copy of the original.

E. H. FOSTER, Town Clerk.

### ROAD AT NORTH HAVEN.

Page 168. At a meeting of the commissioners of highways of the town of Southampton in the County of Suffolk at North Haven on the 29th day of July, 1884, all the commissioners having met & deliberated on the subject matter of this order, upon the application of Lewis J. Corwin & other residents in said town & liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described, and on the certificate of a jury of eleven reputable freeholders of said town drawn & duly sworn after due public notice as required by the statute, certifying that such highway is necessary & proper, & notice in writing of at least three days having been given in due form of law to Elnora Edwards, Chas. R. Edwards, Laurence Edwards, Wm. S. Gardiner, John C. S. Gardiner, Mrs. Benj. C. Payne, wid., Sam'l C. Leek

occupants of lands through which such highway is to run that the undersign com'srs would meet at this time & place to decide on the application aforesaid; and we having heard all reasons offered for & against laying out such highway, it is ordered determined & certified that a public highway shall be and the same is hereby laid out pursuant to said application whereof a survey has been made & is as follows, to wit:

Survey: Beginning at a stone standing about thirty five feet from a pond and on the line between the lands of Mrs. Elnora Edwards and Wm. S. Gardiner & John C. S. Gardiner; thence South seventy nine degrees fifty minutes West (S. 79.50 W.) one 40/100 chains; (1.40) thence South three degree thirty five minutes West (S. 3.35 W.) six 36/100 chains (6.36) to the pond; thence South thirty eight degrees thirty minutes West (S. 38.30 W.) eleven 70/100 chains; (11.70) thence South fifty seven degrees ten minutes West (S. 57.10 W.) seven 9/100 chains; (7.09) thence South thirty five degrees ten minutes West (S. 35. 10' W.) five 50/100 chains; (5.50) thence South nine degrees ten minutes West (S. 9.10 W.) five 35/100 chains (5.35) to the road leading to the Bridge, and the line of said survey is to be the east line of said road which is to be three rods in width.

Dated, August 11th, 1884.

SETH R. RAYNOR,	}	Com'srs of Highways.
EGBERT H. HILDRETH,		
WM. R. PENNY,		

Original

Filed August 30th, 1884.

Copy Posted Sept. 4th, 1884.

By comparison with the original, the above is found to be a correct copy of the same, and by me is so certified.

E. H. FOSTER, Town Clerk.

**APPRAISMENT OF ROAD DAMAGES, FROM  
DEPOT TO OCEAN, SOUTHAMPTON VILLAGE.**

Page 168. Whereas the undersigned, William Nicoll, Daniel H. Reeves, and David H. Huntting were appointed by an order of the County Court of the County of Suffolk, made on the 27th day of October, 1884, on the application of Wm. R. Penney, Seth R. Jagger and Egbert H. Hildreth, Commissioners of Highways of the town of Southampton in said County, Commissioners to assess the damages occasioned by the laying out of a highway in sd town, beginning at a point marked by a granite stone at the east end of the Long Island Rail Road Depot grounds in the village of Southampton and on the southerly line of said rail road and running along side of and parallel with said rail road on a course north sixty seven degrees East, one chain and twenty five links; Thence South five degrees and five minutes East forty two chains to the north side of the Country Road; Thence beginning on the South side of said country road, at a point marked by a granite stone and opposite a point on the north side of said Country road, which last said point is five chains and two links from the south west corner of the land of Noah D. Ellsworth, at the east side of the last mentioned new highway South one degree and thirty minutes East Seventeen chains and ten links to the north side of Meeting House lane, which lane is three rods wide; thence from the south side of said lane on the same course Twenty five chains and thirty eight links to a point marked by a granite stone two rods south from the north side of Toilsome lane, which lane is five rods wide; thence South three degrees and thirty minutes west, thirty three chains and fifty five links to the north side of Gin Lane, and across gin lane on the same course three rods and thence on the same course Twelve chains and twenty five links to the ocean, and it is further ordered

that the above described line of this survey shall be the north and west line of said highway and that the said highway from the aforesaid depot grounds to the north side of Wm. Hunttings land, thirty eight chains and nineteen links shall be four rods in width and widening from thence on the east side to the country road where it shall be one chain and five links wide and from the aforesaid country road south to the ocean it shall be three and one half rods wide.

Which highway passes through the improved lands of John F. Fournier, Chas. S. Halsey, Wm. S. Pelletreau, Albert J. Post, Wm. Huntting, F. Spencer Sayre, Chas. Howell, Mrs. Cordelia Rogers, Mrs. Charlotte E. Herrick, James M. Herrick, Edwin Post, Albert Foster, H. A. Lewis and wife Laura, Caroline A. Wilson, Mrs. Louise L. DeBost, Isaac P. Foster, Jas. H. Pierson and Wm. Y. Mortimer and was laid out by the Commissioners of Highways of the said town by an order dated July 7th, 1884.

Now therefore, we the said Commissioners having taken the oath of office prescribed by the constitution and having all met and acted on the matter committed to us at the residence of Albert J. Post in said town this tenth day of December, 1884, pursuant to a notice from said Commissioners of Highways of at least six days according to law and having taken a view of the premises and heard the parties and such witnesses as have been offered before us, Do thereupon determine and assess the damages required to be assessed on the said highway as follows, To wit: We assess the damages of John F. Fournier at one hundred and forty dollars; we assess the damages of Chas. S. Halsey at two hundred and forty dollars; we assess the damages of Wm. Huntting at two hundred dollars; we assess the damages of F. Spencer Sayre at two hundred and fifty dollars; we assess the damages of Isaac P. Fos-



ter at one hundred dollars ; we assess the damages of Wm. Y. Mortimer at three hundred and ten dollars.

Witness our hands this 10th day of December, 1884.

WILLIAM NICOLL,  
DANIEL W. REEVES,  
DAVID H. HUNTING.

Compared with original and certified to as a correct copy of the same by

E. H. FOSTER, Town Clerk.

6/5/85.

Page 169. (Abstract). Copy of Commissioner's Certificate of Apportionment for Teachers' Wages and Library purposes filed March 24th, 1885.

Page 171. Release of Land in the Road from Depot to Ocean, Southampton, Village.

Side Note: The sum each party received from the town by agreement with the com'rs of highways is marked in red ink on each name, next page.

A highway having been laid out on the 7th day of July, 1884, by the commissioners of highways of the town of Southampton, in the County of Suffolk, on the application of Jas. H. Fanning through the lands of Cordelia Rogers, (and others whose names are hereto attached), Beginning at a point marked by a granite stone at the east end of the L. I. R. R. Depot Grounds at the village of Southampton and on the northerly line of sd R. R. on a course N. 67° E. 1.25 chains; thence S. 5°, 05' E. 42 chains to the north side of the Country Road; Thence beginning on the south side of sd Country Road at a point marked by a granite stone & opposite a point on the north side of sd Country Road which last sd point is 5.02 chains east from the S. E. corner of the land of Noah D. Ellsworth at

the east side of the first mentioned new highway, S. 1°, 30' E. 17.10 chains to the north side of the meeting house lane, which lane is three rods wide; thence from the south side of sd lane on the same course 25.38 chains to a pt marked by a granite stone two rods south from the north side of Toilsome lane, which lane is five rods wide; thence S. 3°, 30' W. 33.35 chains to the north side of Gin Lane, and across Gin lane on the same course three rods and thence on the same course 12.25 chains to the Ocean, and it is further ordered that the above described line of survey shall be the north & west line of sd highway and that the sd highway from the aforesaid Depot Grounds to the north side of Wm. Huntting's land, 38.19 chains shall be four rods in width and widening from thence on the east side to the Country Road aforesaid where it shall be 1.05 chains wide and from the aforesaid Country Road south to the Ocean it shall be 3½ rods wide.

Now know all men by these presents that (we the undersigned) for value rec'd do hereby release all claim to damages by reason of the laying out and opening the sd highway.

Witness (our) hands & seals the (date opposite our names), 1884.

Wm. S. Pelletreau, Nov. 28th,	. . . . .	\$75.00
Cordelia Rogers, Nov. 10th,	. . . . .	00.00
Jetur R. Rogers, Dec. 5th,	. . . . .	00.00
Harriet E. Rogers, Dec. 5th,	. . . . .	00.00
Samuel McCorkle, Dec. 5th,	. . . . .	00.00
Mary H. McCorkle, Dec. 5th,	. . . . .	00.00
Edwin H. Rogers, Dec. 5th,	. . . . .	00.00
Katie A. Rogers, Dec. 5th,	. . . . .	00.00
Henry A. Lewis, Nov. 8th,	. . . . .	00.00
Laura H. Lewis, Nov. 8th,	. . . . .	00.00
Albert J. Post, Dec. 8th,	. . . . .	60.00

J. M. Herrick, Dec. 8th,	. . . . .	00.00
Edwin Post, Dec. 8th,	. . . . .	00.00
Albert Foster, Dec. 1st,	. . . . .	00.00
James H. Foster, Dec. 8th,	. . . . .	00.00
Ella V. Howell, Dec. 5th,	. . . . .	00.00
Geo. Rogers Howell, Dec. 2d,	, , . . . .	00.00
Emily H. Warren, Dec. 2d,	. . . . .	00.00
Caroline A. Wilson, Nov. 14th,	. . . . .	00.00
Louise L. DeBost, Nov. 6th,	. . . . .	00.00
James H. Pierson, Dec. 8th,	. . . . .	00.00

Side Note: In red ink:

Cost as appraised,	. . . . .	\$ 135.
		1140.

Total cost, . . . . . 1275.

The above releases as signed were on a number of different papers one only was copied to give the form, in the above the word in ( ) were inserted by the clerk; most all of them were witnessed; the various papers have been filed as one.

E. H. FOSTER, Town Clerk.

Page 172. Release of land in road at North Haven:

A highway having been laid out by the Com'srs of Highways of the town of Southampton in the County of Suffolk on the 11th day of August, 1884, on the application of Elnora Edwards, Chas. R. Edwards, Laurence Edwards & Lewis J. Corwin through our improved lands, sd highway commencing at farm of the heirs of Dan'l Edwards on North Haven in sd town, at a place known as head of the pond or cove adjoining the division line between sd Edwards land & land of Wm. S. & Jno. C. S. Gardiner; thence southwesterly along a private way of heirs of Dan'l

Edwards & through lands of Sam'l C. Leek & land of the heirs of Benj. C. Payne, decd to the highway leading from Payne's Bridge to Shelter Island Ferry, sd highway being about one hundred rods in length and three rods in width.

Now, Know all men by these presents that I Amanda Payne widow of Benj. C. Payne and life tenant under his will, of sd land, for value received, to wit Ten Dollars, and I Sam'l C. Leek for value received to wit Ten Dollars, and we Wm. S. and Jno. C. S. Gardiner for value received, to wit, Thirty Dollars, do release all claim to damages by reason of the laying out and opening of the sd highway.

Witness our hands & seals this 28th day of March, 1885.

In presence of

Lewis J. Corwin,  
Lewis J. Corwin,  
D. P. Vail  
)

AMANDA PAYNE, (L. S.)  
SAM'L C. LEEK, (L. S.)  
WM. S. GARDINER, (L. S.)  
J. H. C. GARDINER, (L. S.)

Recorded and papers filed same as the release before this.

E. H. FOSTER, Town Clerk.

Page 173. (Abstract). Bond and Coupons burned, Apr. 6th, 1885.

Page 174. (Abstract). General Statement of the Receipts and Disbursements for the year ending April 6th, 1885, as made by Board of Auditors, April 6th, 1885.

Page 175. Minutes of the annual town meeting of the town of Southampton, N. Y., April 7th, 1885:

The present incumbents, vis: James A. Hildreth, Herman Woodruff, and J. Madison Payne were elected as pound masters for the ensuing year.

The board of Town Trustees elected is as follows, vis: Geo. G. White, Albert J. Post, Chas. H. Halsey, John Quinn, Tuttle Carter, Benj. F. Squires, Lewis R. Squires, Wesley H. Squires, Gilbert A. Penney, Joseph Penney, J. Lawrence Cook and Albert Halsey.

(Abstract). Reading of General Statement; report of Overseers of the Poor; report of Commissioners of Highways. For Contingent acct. \$1600 voted; for Overseers of the Poor \$2600 voted; for Commissioners of Highways \$270.60 voted.

Resolution, "That it is the sense of the People of this town, that the \*Shinnecock Canal should not be a town tax or burden," passed without a negative vote.

Canvass of 947 regular & 878 excise votes. Declared elected:

Excise Commissioner, Wm. D. Halsey.

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\*Note.—The Shinnecock Canal is a State canal.—Ed.

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### **\*SHINNECOCK CANAL.**

In 1886 a bill was introduced in the State Legislature to appropriate \$35,000 to construct a canal from Shinnecock Bay to Peconic Bay at Canoe Place. The work of surveying the canal was in progress in January, 1885. In August, 1885, a contract had been awarded for removing 20,000 cubic yards at Shinnecock Canal, and to build an iron railroad bridge over it. Material for the bridge arrived in May, 1886. By the year 1889 Shinnecock Bay could be reached by two canals, Shinnecock, and Quogue. Edward G. Whitaker, a Southampton man, was Assistant Attorney General when the first bill to open a channel between Peconic Bay and Shinnecock Bay was introduced at Albany. He aided in getting the initial appropriation.—Ed.

Supervisor, Jas. H. Pierson.

Town Clerk, Edward H. Foster.

Justice of the Peace to fill vacancy, G. Clarence Topping.

Justice of the Peace, full term, James H. Foster.

Collector, Wm. H. Youngs.

Assessors, Isaac C. Halsey, Edgar Wade.

Commissioner of Highways, Egbert H. Hildreth.

Overseers of the Poor, Lewis Tuttle, Henry L. Van Scoy.

Constables, James A. Harris, Herman Woodruff, Robert Woodburn, Leander Squires & Hervey C. Hallock.

Game Constable, Thomas Warren.

Inspectors of Election: 1st Dist. Philander R. Jennings, Edgar Wade; 2nd Dist. Addison M. Cook, Egbert R. Bishop; 3rd Dist. Lewis Bowden, Edwd. F. Sayre; 4th Dist. Leander Squires, John H. Jacobs; 5th Dist. Henry Gardiner, Wm. Tuttle.

(Abstract). Inspector of Election appointed: Dist. 1, Gilbert H. Cooper; Dist. 2, Stephen Hedges; Dist. 3, Oscar L. Howell; Dist. 4, Wm. H. Corwin; Dist. 5, Harmon D. Bishop.

Dated at Southampton, N. Y., April 7th, 1885.

P. R. JENNINGS, Chairman,	} Presiding Officers.
MARCUS E. GRIFFIN,	
JAS. H. FOSTER.	

A true copy of the original, per me

E. H. FOSTER, Town Clerk.

Indian Trustees elected April 7th, 1885: Everett Lee, Jesse Ryer, Emmerson Cuffee.

E. H. FOSTER, Chairman.

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Old Arsenal (Federal building) razed in 1886; built 1810.—Ed.

Powder lot, at Division street, Sag Harbor, in East Hampton town near Arsenal, sold to A. Sterling Wallace, by Government, in 1926, for \$101.—Ed.

**ROAD AT MECOX.**

Page 177. Whereas, a road has been used as a public highway for twenty years past but not sufficiently described, in the town of Southampton in the county of Suffolk, beginning at the end of a former survey opposite the dwelling house of Wm. Squires thence running southerly to nearly opposite the house of Wm. H. Cook; thence westerly to north end of "Bay Lane"; thence southerly to Mecox Bay; thence beginning at the north-east corner of Wm. H. Cook's land; thence easterly to the highway leading from the village of Bullshead to the Ocean.

Now therefore we the undersigned Commissioners of highways of said town, having met at the house of Wm. H. Cook of said town, for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office, All the commissioners being present and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained, described and entered of record, And said Commissioners having caused a survey of said road to be made, do further order that the said road is hereby ascertained and described according to survey, being as follows:

Survey: Beginning at the end of a former survey opposite the house of Wm. Squires where the highway is five (5) rods wide and on the north side of said highway; thence running easterly one chain and forty six links; (1.46) thence South twenty seven degrees West (S. 27° W) thirteen chains and seventy seven links (13.77) to the west Mecox road, the last described road being four (4) rods at the north end and one chain and four links (1.04) at the South end; thence beginning at the north side of west Mecox road at the south east corner of Augustus Ludlow's land where the road is four rods wide; thence North fifty seven degrees and thirty five minutes West (N. 57°, 35' W) thirteen chains (13) to the west side of "Bay

Lane," the west end of last described road being eighty seven links wide; (87) thence south forty one degrees thirty minutes West (S. 41°, 30' W.) twenty two chains and ninety eight links; (22 ch 98 lk) thence South forty six degrees thirty five minutes West (S 46°, 35 W.) sixteen chains and ninety five links (16.95) to a stone at the edge of the bay, said road being three rods in width, (3) Then beginning at the south side of the Mecox road at the north east corner of Wm. H. Cook's land where the road is four rods wide; thence south fifty two degrees fifty five minutes East (S. 52° 55' E) two chains and twenty five links; (2. 25) thence south forty eight degrees thirty minutes east (S. 48°, 30' E) twelve chains (12) where it is four rods (4) one hundred links (100) wide; thence south fifty nine degrees forty five minutes East (S. 59°, 45' E) sixty five links (.65) where it is ninety eight links wide; (.98) thence south seventy degrees East, (S. 70°, E) four chains and five links (4.05) to "Horse Mill Lane" where it is one chain and eighteen links wide, (1.18) Then beginning on the east side of "Horse Mill lane" where it is eighty six links (.86) wide; thence North eighty six degrees and five minutes East (N. 86°, 05, E) seven chains and twenty nine links (7.29) where it is one chain and four links (1.04) wide; thence North eighty two degrees and forty five minutes East (N. 82°, 45, E.) six chains and sixty five links (6.65) to Swan Creek bridge where it is one chain (1) wide; thence South eighty eight degrees East, (S. 88°, E) three chains and thirty eight links (3.38) where it is one chain and twenty nine links (1.29) wide; thence south seventy eight degrees and forty minutes East (S. 78°, 40, E) two chains and fifty seven links (2.57) where it is one chain and eighteen links (1.18) wide; thence South sixty eight degrees fifteen minutes (S. 68°, 15' E) to the centre of Jol's Lane where it is one chain and seven links (1.07) wide; thence south eighty five degrees East (S. 85°, E) eleven chains (11.) to the Main Road leading from the



Main Road from Bulls head to the Ocean, where the road is one chain and twenty seven links in width, (1.27). In witness whereof the said Com'srs have hereunto subscribed their names the 6th day of April, 1885.

Filed May 21st, 1885.

Posted May 23rd, 1885.

EGBERT H. HILDRETH,	} Com'srs of Highways.
WM. R. PENNY,	
SETH R. JAGGAR,	

A true copy per me,

E. H. FOSTER, Town Clerk.

### ROAD AT WATERMILL.

Page 179. Whereas a road in the town of Southampton County of Suffolk leading from the Country road or main highway from Southampton to Bridgehampton, northerly past the dwelling house of Mrs. Nancy M. Goodall to the Mecox and North Sea road, has been used as a public highway for twenty years last past but not recorded, Now therefore we the undersigned Com'srs of highways of said town having met at the dwelling house of said town having met at the dwelling house of the said Mrs. Nancy M. Goodall in said town on the 7th day of November, 1884, for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office, All the com'srs being present and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described and entered of record, And the said Com'srs having caused a survey of the said road to be made do further order that the said road is hereby ascertained and described according to the said survey, being as follows:

Survey: Beginning at a point marked by a granite stone on the north side of the said Country road or main highway, from Southampton to Bridgehampton; thence North twenty six degrees twenty five minutes West (N. 26. 25 W) fourteen chains and sixty three links (14.63) to the south side of the said Mecox and North Sea road, and it is further ordered that the line above described be the west line of the said road and that the said road be of the width of three (3) rods at the south end and ninety (.90) links at the north end.

In witness whereof the said Com'srs have hereunto subscribed their names this 14th day of May, 1885.

Filed May 21st, 1885.

Posted May 23d, 1885.

WM. R. PENNEY,	} Com'srs	
EGBERT H. HILDRETH,		of
SETH R. JAGGAR,		} Highways.

A true copy per me,

E. H. FOSTER, Town Clerk.

**MEETING HOUSE LANE,  
(VILLAGE SOUTHAMPTON.)**

Page 179. Whereas a road used as a public highway for twenty years last past in the town of Southampton, county of Suffolk, leading from Main street in the village of Southampton in an easterly direction to the Old Town Road and known as "Meeting House Lane," mention of which said road as a highway is on record in the town clerk's office but not sufficiently described, Now therefore we the undersigned Com'srs of highways of said town having met at the dwelling house of Albert J. Post in said town on the third day of June, 1884, for the purpose of

causing said road to be ascertained, described and entered of record, And the said Com'srs having caused a survey of the said road to be made do further order that said road is hereby ascertained and described according to the said survey, being as follows:

Survey: Beginning at a point marked by a white marble stone at the southwest corner of the lot of heirs of Albert Rogers, at the intersection of the north line of the said road with the east line of the said Main street; thence South eighty nine degrees fifteen minutes East (S 89°, 15, E) eleven chains and sixty links (11.60) to a point marked by a granite stone; thence North eighty nine degrees east (N. 89°, E) twelve chains eighteen links (12.18) to a point marked by a white marble stone; thence North seventy eight degrees ten minutes East (N. 78°, 10, E) eighteen chains and fourteen links (18.14) to the west side of the said Old Town Road, And it is further ordered that the line above described be the north line of said road, and that the said road be of the width of three (3) rods at the beginning and so continues to the third station, and from the third station it shall gradually widen to the end where it shall be five (5) rods in width. In witness whereof the sd Com'srs have hereunto subscribed their names the 14th day of May, 1885.

Filed May 21st, 1885.

Posted May 23rd, 1885.

WM. R. PENNEY,	} Com'srs	
EGBERT H. HILDRETH,		of
SETH R. JAGGAR,		} Highways.

A true copy per me,

E. H. FOSTER, Town Clerk.

**ROAD: BRIDGEHAMPTON, SOUTH TOWARDS  
MECOX.**

Page 180. At a meeting of the Com'srs of Highways of the town of Southampton in the county of Suffolk, at Bridgehampton, all the com'srs having been duly notified to attend said meeting for the purpose of deliberating on the subject matter of this order, upon the application of John Schenck and others, residents in said town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described and on the certificate of a jury of twelve reputable freeholders of said town, summoned and duly sworn after due public notice as required by the statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to Wm. D. Schellinger, Chas. C. Halsey, Chas. A. Pierson, and the heirs of Lodwick Cook, occupants of the land through which such highway is to run that the undersigned Com'srs would meet at the time and place to decide on the application aforesaid; and we having heard all reasons offered for and against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a stone standing at the north east corner of Wm. D. Schellenger's lot, and southerly from the Methodist Episcopal church in the village of Bridgehampton and running thence south eleven degrees forty minutes West ( $S 11^{\circ}, 40' W$ ) fifty two chains eighty five links (52.85) to the highway leading from the house of Nathan Post to the Hay Ground Cemetery, and it is further ordered that the above described line shall be the west line of said road which shall be of the width of four

(4) rods. In witness whereof the sd Com'srs have hereunto subscribed their names this 26th day of May, 1885.

Filed May 27th, 1885.

Posted June 3d, 1885.

SETH R. JAGGAR, } Commissioners  
 EGBERT H. HILDRETH, } of Highways.

A true copy, per me,

E. H. FOSTER, Town Clerk.

**ROAD AT WATER MILL, BETWEEN D. F.  
 OSBORN & SCH. HOUSE.**

Page 181. Whereas a road used as a highway in the town of Southampton leading from the Water Mill to North Sea, has been used as a highway for twenty years last past but not recorded, Now Therefore, we the undersigned Com'srs of Highways of said town, having met at the house of D. Frank Osborn in said town for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office; All the said Com'srs being present, and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described and entered of record, And the Com'srs having caused a survey of the said road to be made do further order that the said road is hereby ascertained and described according to the said survey, as follows:

Survey: Beginning at a point opposite the southwest corner of D. Frank Osborn's dwelling house, and twenty one links (21) southerly from it; thence North sixty six degrees West (N. 66° W.) nine chains and sixty seven links; (9.67) thence South eighty seven degrees twenty minutes West (S 87°, 20 W) one chain and seventy one

links; (1.71) thence South sixty nine degrees, thirty five minutes West (S 69°, 35 W) five chains and forty seven links, (5.47) to the junction of the Cobb road. And then beginning at the first mentioned point opposite the south west corner of D. F. Osborn's dwelling house; thence South sixty seven degrees thirty minutes East, (S. 67. 30, E.) two (2) chains to a stone monument. And it is further ordered that the line above described be the north line of said road and that the said road shall be four (4) rods in width.

In witness whereof the said Com'srs have hereunto subscribed their names this 26th day of May, 1885.

Filed May 27th, 1885.

Posted June 3d, 1885.

WM. R. PENNEY,	} Com'srs	
EGBERT H. HILDRETH,		of
SETH R. JAGGAR,		} Highways.

A true copy per me

E. H. FOSTER, Town Clerk.

Page 182. Appraisement of Road Damages at Bridgehampton:

Bridgehampton, August 28th, 1885, Whereas the undersigned Edward Dayton, Austin Culver and Henry T. Osborn, were appointed by an order of the county court of the County of Suffolk, by an order made the 12th day of August, 1885, on the application of the Com'srs of Highways of the town of Southampton in said County, Com'srs to assess the damages occasioned by the laying out of a highway in said town, Beginning at a stone at the north east corner of Wm. D. Schellenger's lot and running southerly to the highway leading from the house of N. Post to the hay ground cemetery, which highway passes

through the improved lands of Wm. D. Schellenger, Chas. C. Halsey, Chas. A. Pierson and heirs of Lodowick Cook, and was laid out by the Com'srs of Highways of said town by an order dated May 26th, 1885, Now therefore we the sd Com'srs having taken the oath of office prescribed by the constitution, and having all met and acted on the matter committed to us at the house of Jas. B. Worthington in sd town this the 28th day of August, 1885, pursuant to a notice from said Com'srs of Highways of at least six days according to law, and having taken a view of the premises and heard the parties and such witnesses as have appeared before us, Do therefore determine and assess the damages required to be assessed on the said highway as follows: We assess the damages of Wm. Schellenger at \$38.00. We assess the damage of Chas. C. Halsey at \$525.00. We assess the damages of Chas. Pierson at \$300.00. We assess the damages of heirs of Lodowick Cook at \$75.00.

Witness our hands this 28th day of August, 1885.  
Filed Aug. 29th, 1885.

HENRY T. OSBORN,  
AUSTIN CULVER,  
EDWARD DAYTON.

A true copy per me,

E. H. FOSTER, Town Clerk.

**ROAD AT WEST HAMPTON, FROM COUNTRY  
ROAD NEAR GOOD TEMPLARS HALL, SOUTH.**

182. At a meeting of the Com'srs of Highways of the town of Southampton in the County of Suffolk at Westhampton in sd town on the 17th day of Sept. 1885 all the Com'srs having met and deliberated on the subject matter of this order, upon the application of Chas. R. Bishop, a

resident in sd town and liable to be assessed to work on the highways therein for the laying out of the highway hereafter to be described, and on a certificate of a jury of twelve reputable freeholders of sd town convened and duly sworn after due public notice as required by the statute certifying that such highway is necessary and proper and notice in writing of at least three days having been given in due form of law to Silas Tuttle, Joseph Grifing, Abram Gordon, N. B. Rogers, Mrs. Gertrude Jarvis, Jno S. Smith, Dennis K. Halsey, Stephen W. Bishop, Geo. C. Raynor, Chas. R. Bishop, the heirs of Richard S. Culver Decd, Jas. Goodman and A. Williamson occupants of lands through which such highway is to run, that the undersigned Com'srs would meet at this time and place, to decide on the application aforesaid; and we having heard all reasons offered for and against laying out such highway, it is ordered, Determined and certified that a public highway shall be and the same is hereby laid out pursuant to sd application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a point on the southerly side of the road from Beaver Dam to Ketchabonack, nearly opposite the "Good Templars Hall" running thence South twenty eight degrees fifteen minutes West (S. 28°, 15' W) seventeen chains and sixty nine links; (17.69) thence South forty three degrees fifty minutes West (S 43° 50 W) nine chains seventy eight links; (9.78) thence south sixteen degrees twenty minutes West (S. 16°, 20 W.) twenty chains fifty one links (20.51) to the north side of the highway from Beaver Dam Creek to head of Oneck Lane; thence South thirty one degrees five minutes West (S. 31. 05 W) twenty one chains sixty six links; (21.66) thence South fifty four degrees thirty minutes West (S. 54°. 30' W) five chains two links; (5.02) thence South fourteen degrees forty minutes West (S. 14.40 W) eight chains thirty seven links; (8.37,) thence South sixty three



degrees fifty minutes West (S. 63.50 W) one chain forty five links (1.45) or to the bay, and the line of sd survey is to be the east line of said road which is to be three rods in width to the seventh station and from thence to the bay it shall be four rods in width.

Witness our hands this 26th day of Sept. 1885.

Filed Sept. 26th, 1885.

Posted Oct. 1st, 1885.

SETH R. JAGGER,	} Com'srs	
WM. R. PENNEY,		of
EGBERT H. HILDRETH,		Highways.

A true copy per me,

E. H. FOSTER, Town Clerk.

### ROAD FROM NEAR U. S. L. S. S. IN SOUTHAMPTON, TO OCEAN.

Page 183. The undersigned Com'srs of Highways of the town of Southampton in the County of Suffolk having met at the house of Jetur R. Rogers in sd town to decide upon the application of C. Wyllis Betts owning property in said town and liable to be assessed for highway labor therein for the alteration of the road running from the highway which passes the south end of the town pond, on the south beach to the Ocean, do order that the line of said road be and the same is hereby so altered as to run from opposite a point two chains, eighty two links easterly from a stone standing in an angle of the above mentioned highway passing the south end of the town pond, in a due south course nine (9) chains or to the Ocean, the said highway to be six rods in width & the above described line of survey shall be the west line thereof. And it is further

ordered that the above mentioned highway past the south end of the town pond shall increase in width on the south side from three rods at the intersection of the old road to four rods in width at the intersection of the new road. And it is further ordered that such parts of the present road as are not included in the above description be and the same are hereby discontinued.

Dated Southampton, Oct. 22d, 1885.

Filed Oct. 28th, 1885.

Posted Nov. 4th, 1885.

WM. R. PENNEY,	} Com'srs	
SETH R. JAGGAR,		of
ELBERT H. HILDRETH,		} Highways.

A true copy per me,

E. H. FOSTER, Town Clerk.

Page 184. Release of land in Highway, or, the Beach, near U. S. L. S. S. :

Whereas a road in the town of Southampton in the county of Suffolk, running from the highway which passes the south end of town pond on the south beach to the Ocean, having been altered by the Com'srs of Highways of sd town by an order dated the 22d day of Oct. 1885, on the application and consent of Mr. Wyllis Betts, so as to run from opposite a point two chains and eighty two links easterly from stone standing in an angle of the above mentioned highway which passes the south end of the town pond, in a due south course nine chains or to the Ocean and to be of the width of six rods, the line of survey being the west side thereof, which sd road or alteration passes through my lands, Now, Know all men by these presents, that I the sd C. Wyllis Betts, for value received do hereby

release all claim to damages by reason of the alteration of the sd road or highway.

Witness my hand and seal the 3d day of November, 1885.

In presence of

Wm. R. Penney.

C. WYLLIS BETTS, (L. S.)

Filed Nov. 4th, 1885.

A true copy, per me,

E. H. FOSTER, Town Clerk.

### ROAD AT RAMPASTURE.

Page 184. At a meeting of the Commissioners of highways of the town of Southampton, in the County of Suffolk, at the house of Lorenzo D. Bellows, in sd town on the 29th day of May, 1885, all the commissioners having met and deliberated on the subject matter of this order; upon the application of Wesley H. Squires a resident of sd town and liable to be assessed to work on the highways therein, for the laying out of the highway hereafter to be described, and on the certificate of a jury of twelve reputable freeholders summoned and sworn after due public notice as required by the statute certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to Adolphus Hand, Chas. A. Carter, Henry W. Overton, Wm. Overton, P. K. Horgan, John P. Watch, Joseph W. Jacobs, Allen P. Squires and Jno W. Bellows, occupants of lands through which such highway is to run that the undersigned com'srs would meet at this time and place to decide on the application aforesaid; and we having heard all reasons offered for or against laying out such highway, it is ordered determined and certified that a pub-

lic highway shall be and the same is hereby laid out pursuant to said application where of a survey has been made and is as follows to wit:

Survey: Beginning at a stone standing on south side of and near the east end of road running from Springville to Tianna and opposite the centre of the west end of the Cross Highway below Good Ground; thence South eleven degrees ten minutes West (S.  $11^{\circ}$ ,  $10'$  W) four  $69/100$  chains; (4.69) thence South twenty one degrees forty five minutes West (S  $21^{\circ}$ ,  $45'$  W.) six  $57/100$  chains, (6.57); thence South nineteen degrees West (S.  $19^{\circ}$  W) four  $64/100$  chains, (4.64); thence South forty two degrees twenty minutes West (S.  $42^{\circ}$ ,  $20'$  W.) four  $65/100$  chains, (4.65); thence South twelve degrees thirty minutes West (S.  $12^{\circ}$ ,  $30'$  W.) five  $54/100$  chains, (5.54); thence south one degree fifteen minutes West (S.  $1^{\circ}$ ,  $15'$  W) seventeen  $56/100$  chains, (17.56); thence South fifteen degrees forty minutes West (S.  $15^{\circ}$ ,  $40'$  W.) eight chains, (8); thence South thirty six degrees thirty five minutes West (S.  $36^{\circ}$ ,  $35'$  W) twelve  $77/100$  chains (12.77); thence South fifty eight degrees thirty minutes east, (S.  $58^{\circ}$ ,  $30'$  E.) four  $19/100$  chains, (4.19); thence South twenty six degrees, five minutes West (S.  $26^{\circ}$ ,  $05'$  W.) twenty two  $70/100$  chains (22.70) or to the Bay. And it is further ordered that the above described line of survey shall be the west and south line of said road, which shall be of the width of three (3) rods.

Witness our hands this 2d day of June, 1885.

Filed June 3d, 1885.

Posted June 8th, 1885.

SETH R. JAGGER,	} Com'srs	
EGBERT H. HILDRETH,		of
WM. R. PENNEY,		} Highways.

A true copy per me,

E. H. FOSTER, Town Clerk.

Page 185. Agreement for Damages, on above road:

Whereas the Com'srs of Highways of the town of Southampton in the County of Suffolk, have by an order dated the 2d day of June, 1885, laid out a highway in said town, Beginning (description same as survey above) which said highway passes through the improved lands of Lorenzo D. Bellows, and others, Now therefore the damages of the said Lorenzo D. Bellows by reason of the laying out of said highway are hereby ascertained by agreement of the said Lorenzo D. Bellows and the said Com'srs of highways at the sum of forty five dollars, (\$45.00).

In witness whereof we the said parties have hereto set our hands this 22d day of January, 1886.

LORENZO D. BELLOWS.

Filed Feb. 9, 1886.

EGBERT H. HILDRETH,	} Com'srs of Highways.
SETH R. JAGGER,	
WM. R. PENNEY.	

A similar agreement with John W. Bellows, giving him forty five dollars, (\$45.00) signed by John W. Bellows and the Com'srs, January 22d, 1886. Filed Feb. 9, 1886.

The foregoing are true abstracts, and copies of names sum and dates, in the agreements named.

E. H. FOSTER, Town Clerk.

Page 186. Award of Com'srs appointed by Court.

State of New York,	} s. s.
County of Suffolk,	

We the undersigned, com'srs appointed by the county court of Suffolk County, to assess the damages for laying out the highway beginning (description same as in the order, recorded page 185) which said highway has been

so laid out by an order of Seth R. Jagger, Egbert H. Hildreth and Wm. R. Penney, com'srs of highways of the town of Southampton in sd county, dated June 2d, 1885, having taken the oath prescribed by law, viewed the premises, heard the parties and such witnesses as were offered, do assess the damages for laying out the said highway as follows: To Anne Horgan the sum of hundred & seventy five dollars (\$175.) as and for the damages sustained by her by reason of the laying out of said highway. To John P. Walsh the sum of twenty five dollars (\$25.) as and for the damages sustained by him by reason of the laying out of said highway. To Thomas M. Dunn the sum of twenty five dollars, (\$25.) as and for the damages sustained by him by reason of the laying out of said highway.

Witness our hands this 2d day of February, 1886.

Filed Feb. 9th, 1886.

MOSES T. YOUNGS,  
GEO. F. STACKPOLE, } Com'srs.  
G. B. REEVES,

A true copy, except survey that is the same as in the order, recorded preceding page.

E. H. FOSTER, Town Clerk.

Page 186. Agreements similar to that recorded on pages 185, 186, this book, between Adolphus H. Hand and Allen T. Squires and the Com'srs of Highways, in the which the damages of Adolphus H. Hand is fixed at five (\$5) dollars, and Allen P. Squires seventeen 50/100 dollars, (\$17.50) signed, one by Adolphus H. Hand and the Com'srs, the other by Allen P. Squires and the Com'srs, both dated March 4th, 1886. Filed March 23d, 1886, entered of record, as abstracts by

E. H. FOSTER, Town Clerk.

**EASTERLY & WESTERLY ROAD,  
BRIDGEHAMPTON & SAGG.**

Page 187. Whereas, a road used as a highway in the town of Southampton, in the county of Suffolk, leading from the road from the village of Bulls Head to the Ocean, at the corner of the premises of Mrs. R. Esterbrook to the Sagg Street at the Sagg School house, said road having been laid out by the Com'srs of Highways but not entered of record, Now therefore we the undersigned Com'srs of said town having met at the house of Egbert H. Hildreth in said town for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office, All the Com'srs being present, and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained, described and entered of record, And the said Com'srs having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to the said survey, being as follows:

Survey: Beginning at a stone on the north side of the herein described road and at the southwest corner of the premises of Mrs. R. Esterbrook; thence South sixty seven degrees East (S. 67°, E) thirty nine 89/100 chains, (39.89); thence South eighty seven degrees thirty minutes East, (S. 87°, 30' E) fifteen 23/100 chains (15.23) to the centre of the brook at the head of Sagg pond; thence North seventy seven degrees thirty five minutes East (77°, 35' E.) twelve 74/100 chains (12.74); thence South eighty nine degrees twenty minutes East (S. 89°, 20' E.) five 33/100 chains (5.33); thence South forty five degrees, thirty five minutes East (S. 45°, 35' E.) twenty four (24) chains to the Sagg street, being a stone at the south east corner of the lot of the Sagg School House. And it is further ordered that the above described line of survey, be

the base and the north line of said road and that the said road be of the width of five rods. In witness whereof the sd Com'srs have hereunto subscribed their names this 12th day of March, 1886.

Filed March 23d, 86.

Posted March 25th, 86.

EGBERT H. HILDRETH,	} Com'srs of Highways.
SETH R. JAGGER,	
WM. R. PENNEY,	

A true copy, per me,

E. H. FOSTER, Town Clerk.

### DAVIS OR BACK LANE, EAST OF SAGG.

Page 187. Whereas, a road used as a highway in the town of Southampton in the County of Suffolk, leading from the highway dividing and forming the boundary between the towns of East Hampton and Southampton and running westerly to Sagg street, has been used as a public highway for twenty years last past but not recorded, Now therefore we the undersigned Com'srs of Highways of said town, having met at the store in the village of Sagg in said town for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office, All the Com'srs being present and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described and entered of record, And the said Com'srs having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to the said survey being as follows:

Survey: Beginning at a stone on the west line of the highway dividing the towns of Easthampton and South-



ampton and at the north east corner of Edw. Strong's lot; thence running South seventy one degrees forty five minutes west (S.  $71^{\circ}$ ,  $45'$  W.) twenty seven  $20/100$  chains (27.20); thence South eighty degrees thirty minutes West (S.  $80^{\circ}$ ,  $3'$  W.) six  $63/100$  chains (6.63); thence South eighty four degrees fifty five minutes West, (S.  $84^{\circ}$   $55'$  W.) nine  $23/100$  chains (9.23); thence South eighty one degrees thirty minutes West (S.  $81^{\circ}$   $30'$  W) twenty four  $48/100$  chains (24.48) to the lane running south to Peters Pond which is  $50/100$  chains (.50) wide; thence South seventy eight degrees thirty five minutes West (S.  $78^{\circ}$   $35'$  W.) six chains (6); thence South seventy six degrees fifty five minutes West (S.  $76^{\circ}$   $55'$  W.) sixteen  $35/100$  chains (16.35) to opposite the east side of Fairfield Lane; thence South sixty nine degrees fifty five minutes West (S.  $69^{\circ}$ ,  $55'$  W.) ten chains (10); thence South sixty one degrees twenty five minutes West (S.  $61^{\circ}$ ,  $25'$  W) four  $64/100$  chains (4.64); thence South forty five degrees fifteen minutes West (S  $45^{\circ}$ ,  $15'$  W) nine  $32/100$  chains (9.32) to the road leading through Sagg street to the Ocean. And it is further ordered that the above described line of survey shall be the base and the south line of said road, and that the said road shall be of the width of four rods. In witness whereof the said Com'srs have hereunto subscribed their names the 12th day of March, 1886.

Filed March 23, 86.

Posted March 25, 86.

EGBERT H. HILDRETH,	} Com'srs of Highways.
SETH R. JAGGER,	
WM. R. PENNEY,	

A true copy, per me,

E. H. FOSTER, Town Clerk.

Page 188. (Abstract). Apportionment of School Money, Filed March 23d, 1886.

### COBB ROAD.

Page 189. Whereas a road used as a highway in the town of Southampton County of Suffolk, leading from the North Sea & Mecox road through the village of Cobb, has been used as a public highway for twenty years last past but not recorded, Now therefore, we the undersigned, Com'srs of highways of said town, having met at the house of Rob't E. Topping, in said town, for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office, All the said Com'srs being present and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained described and entered of record, And the Com'srs having caused a survey of the said road to be made, do further order, that said road is hereby ascertained and described according to the said survey, being as follows:

Survey: Beginning at a stone on the south side of the road leading from the house of D. F. Osborn to the road leading to the Head of the Pond; thence South thirty one degrees thirty five minutes East, (S.  $31^{\circ}$ , 35' E.) ten  $67/100$  chains (10.67); thence South thirty one degrees five minutes East (S.  $31^{\circ}$ , 05', E.) two  $3/100$  chains (2.03) which is to the south side of the Rail Road land; thence South twenty six degrees fifteen minutes East (S.  $26^{\circ}$ , 15' E.) three  $92/100$  chains (3.92) to the south side of the old Country road; thence South twenty nine degrees thirty minutes East (S.  $29^{\circ}$ , 30' E.) six  $57/100$  chains (6.57), to the South side of the new road to the bridge; thence South twenty eight degrees, thirty minutes East (S.  $28^{\circ}$  30' E.) eleven  $35/100$  chains (11.35) to the south side of the high-

way running from Cobb road to the bridge; thence South twenty five degrees twenty five minutes East (S. 25°, 25' E.) ten 77/100 chains (10.77); thence South twenty one degrees fifty minutes East (S. 21°, 50' E.) one chain (1); thence South fifteen degrees thirty five minutes East (S. 15°, 35' E.) one chain, (1); thence South twelve degrees forty minutes East (S. 12°, 40' E) one chain, (1); thence South nine degrees fifteen minutes East (S. 9°, 15' E) three 46/100 chains (3.46); thence South eight deegrees East (S. 8°, E) two 46/100 chains (2.46); thence South six degrees twenty minutes East (S. 6°, 20, E) six 83/100 chains; thence South one degree thirty five minutes East (S. 1°, 35, E.) three 70/100 chains (3.70,); thence South six degrees thirty minutes West (S. 6°, 30', W.) seven 99/100 chains (7.99); thence South six degrees fifty five minutes West (S. 6°, 55', W) four 84/100 chains (4.84,) to the corner; thence South thirty five degrees West (S. 35°, W) 50/100 chains (.50); thence South seventy four degrees West (S. 74° W) fifteen 79/100 chains (15.79) to the west side of Elihu Pierson's lot; thence South fifty three degrees fifteen minutes West (S. 53°, 15', W) six 34/100 chains (6.34); thence South forty four degrees fifteen minutes West (S. 44°, 15' W.) 43/100 chains (.43); thence South fifteen degrees fifty minutes West (S. 15°, 50' W) 60/100 chains, (.60); thence South sixteen degrees forty minutes East (S 16°, 40, E) 67/100 chains, (.67). And it is further ordered that the above described line of survey shall be the east and the south sides thereof and the base of said highway, and the said highway from the beginning to the fourth station at the south side of the country road shall be four (4) rods in width and narrowing to three (3) rods at the fifth station, and widening from fifth station to four (4) rods at sixth station, narrowing to ninety six (.96) links in width at the seventh station. from said seventh station to ninth station it shall be ninety six (.96) links in width, at the tenth station it shall be one

3/100 chains (1.03) wide and at the eleventh station it shall be one 4/100 chains (1.04) wide and at one 62/100 chains (1.62) south of the eleventh station it shall be eighty eight (.88) links wide, & at the twelfth station it shall be ninety six (.96) links wide & at the thirteenth station it shall be ninety six (.96) links wide & at the fourteenth station it shall be seventy nine (.79) links wide, at the fifteenth station it shall be eighty (.80) links wide, at the sixteenth station it shall be one 4/100 chains (1.04) wide, at the seventeenth station it shall be one chain (1.) wide, at the eighteenth station it shall be seventy five (.75) links wide, at the nineteenth station it shall be ninety five (.95) links wide, and shall widen from nineteenth station to two 25/100 chains (2.25) at the end. In witness whereof the said Com'srs have hereto subscribed their names this 17th day of March, 1886.

EGBERT H. HILDRETH,	} Com'srs of Highways.
SETH R. JAGGER,	
WM. R. PENNEY,	

Filed March 23d, 86.

Posted March 25th, 86.

A true copy, test

E. H. FOSTER, Town Clerk.

### ROAD ACROSS SHINNECOCK HILLS.

Page 191. Whereas, a road used as a highway in the town of Southampton in the county of Suffolk, leading across the Shinnecock Hills, from the foot of the hill near the head of the creek, thence to Canoe Place, in said town, was laid out by the Com'srs of Highways of said town on the 23d day of September, 1874, but not properly described, Now therefore we the undersigned Com'srs of highways

of said town, having met at the house of Wm. R. Penney in sd town for the purpose of causing sd road to be ascertained, described and entered of record in the town clerk's office,—all the sd Com'srs being present and having deliberated on the subject embraced in this order, do hereby order, that the sd road be ascertained, described and entered of record, And the Com'srs having caused a survey of the sd road to be made do further order that sd road is hereby ascertained and described according to the survey, being as follows:

Survey: Beginning at a stone standing on the south side of said highway and in line with the west side of road running to the North Bay and near the head of the creek; thence running North fifty one degrees fifty five minutes West (N. 51°, 55' W) five 35/100 chains (5.35); thence North sixty four degrees fifty minutes West (N. 64°, 50 W) one 81/100 chains (1.81); thence North seventy two degrees West (N. 72°, W.) three 75/100 chains (3.75); thence North seventy three degrees thirty minutes West (N. 73°, 30' W.) thirty six 60/100 chains (36.60); thence North seventy seven degrees thirty minutes West (N. 77°, 30' W.) thirty one 10/100 chains, (31.10) to north west corner of W. A. Murdock's lot; thence North eighty degrees West (N. 80°, W.) nineteen 14/100 chains (19.14); thence South eighty nine degrees thirty minutes West (S. 89°, 30' W) twenty four 36/100 chains (24.36); thence South eighty three degrees forty five minutes West (S. 83° 45' W) twenty five 21/100 chains (25.21); thence North eighty four degrees thirty minutes West (N. 84°, 30', W) seven 4/100 chains (7.04); thence North sixty seven degrees fifty minutes West (N. 67°, 50 W) forty five chains (45) to opposite sugar loaf; thence North eighty four degrees twenty minutes West (N. 84°, 20' W.) eleven 51/100 chains (11.51); thence South eighty five degrees forty five minutes West (S. 85°, 45' W) eleven chains (11.); thence North seventy one degrees forty

minutes West (N. 71°, 40' W) twenty five 12/100 chains (25.12); thence North eighty six degrees forty minutes West (N. 86°, 40' W) three 55/100 chains (3.55); thence South fifty one degrees West (S. 51°, W) thirteen (13) chains to near the Bay; thence North eighty three degrees twenty minutes West (N. 83°, 20' W) fourteen 60/100 chains (14.60); thence North seventy three degrees fifteen minutes West (N. 73°, 15' W) nineteen 30/100 chains (19.30); thence North seventy two degrees West (N. 72° W) sixteen 56/100 chains (16.56); thence North fifty seven degrees West (N. 57° W) twenty two 94/100 chains (22.94) to the south side of the highway at Canoe Place. And it is further ordered that the line above described be the south line of the said road and that the said road be of the width of eight (8) rods. In witness whereof the said Com'srs have hereunto subscribed their names the 23d day of March, 1886.

Filed March 24, 86.

Posted March 26, 86.

SETH R. JAGGER, EGBERT H. HILDRETH, WM. R. PENNEY,	}	Com'srs of Highways.
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A true copy, per me,

E. H. FOSTER, Town Clerk.

Page 192. (Abstract). Referee order Westhampton road, Asa Wilkinson appeal; referees appointed by County Court. Affirmed determination of Commissioners of Highways so far as it laid out "the said highway from the northern terminus to the Podunk Road, and reversed as to the residue," determined that said "highway be laid out as follows and as reference to a map hereto annexed and forming a part of this order, will fully show.

Beginning at a point on the southerly side of the Road from Beaver Dam to Ketchaboneck nearly opposite the Good Templars Hall running thence South 28°, 15' West 7.69 chains; South 43°, 50' West 9.78 chains; thence South 16°, 20' West 20.51 chains to the north side of highway called Podunk road from Beaver Dam creek to head of Oneck Lane; thence South 29°, 15' West 38 chains 26 links; thence North 87°, 50' West 77 links to the Bay, and the line of said survey is to be the east line of said road which is to be three Rods in width to the last course and from thence to the Bay it shall be four rods in width.

Witness our hands the 20th day of March, 1886.

Geo. F. Carman, John Wood, Elliot J. Smith,  
Referees.

Filed Mch. 25, 86.

A true copy, by

E. H. FOSTER, Town Clerk.

Page 193. Release of land from road damages at Quogue:

Whereas the Com'srs of Highways of the town of Southampton in the county of Suffolk have by an order dated the 22d day of Oct. 1881, laid out a highway in sd town, beginning on the west side of Aspatuck creek & running from thence easterly across Quiogue Neck to near the Westhampton Presby Ch, which sd highway passes through the improved lands of Francis Foley, now therefore the damages of the sd Francis Foley by reason of the laying out of sd highway are hereby ascertained by agreement of sd Francis Foley & the sd Com'srs of Highways at the sum of seven dollars. In witness whereof we the sd parties have hereto set our hands this 26 day of March, 1886. Francis Foley; Seth R. Jagger, Wm. R. Penney, Com'srs of Highways.

A similar agreement, on same road with John Eager, where the damages was two dollars, was signed by both parties, Mch. 22d, 1886. John Eager; Seth R. Jagger, Wm. R. Penney, Com'srs of Highways.

Page 193. (Abstract). Report of bonds and coupons in Sinking Fund and burned, 1886.

Page 194. (Abstract). General statement of receipts and disbursements of the town for the year ending April 5th, 1886, as made by the Board of Town Auditors, April 5, 1886.

Page 196. Minutes of the Annual Town Meeting of the Town of Southampton, N. Y., held April 6th, 1886: Justices all present and presiding. Polls opened at 9 a. m. and voting continued till 12 M. when the business meeting commenced.

(Abstract). Pound Master elected vis: James A. Hildreth, Herman Woodruff and J. Madison Payne.

Trustees elected, vis: Charles H. Halsey, John Quinn, Wesley H. Squires, Joseph Penney, Lewis R. Squires, Gilbert A. Penney, George G. White, Benjamin F. Squires, Tuttle Carter, J. Laurence Cook, Albert Halsey, and Albert J. Post.

General statement of receipts and disbursements placed on file; report of Supervisor on rail-road debt, and also spoke of items entered in Contingent account; settlement of the railroad right of way across the Bridgehampton and Sag Harbor Turnpike, etc. Overseers of Poor statement as to number of paupers, etc.; Com'srs of Highways report. The Town Trustees report was made through their president, Geo. G. White and accepted.

Resolved, That the Supervisor be and hereby is instructed to pay upon the order of the President of the



Board of the Town Trustees, countersigned by the clerk of the Board, such bills as may be presented arising from the prosecution or defense of any \*suit or suits at law which has been or may be instituted to determine the title of the town to the waters or lands under the waters in the town, provided that the aggregate amount of such bills shall not exceed the amount appropriated for that purpose, and also provided that this resolution shall not affect individual bills of the said trustees.

(Abstract). Voted \$1600. for the Contingent account; \$2100 for Overseers of the Poor; \$475 for Board of Health; \$250 to loam the road from Atlanticville to Good Ground. Recess of hour; polls open to close at 5:45 p. m. Justices voted to canvass vote next day.

Inspectors met on the 7th inst. at 8 a. m. and proceeded to canvass the (722) Excise votes, after which they declared that James B. Worthington was elected to the office of Excise Commissioner, and after a canvass of the (745) town tickets proclaimed James H. Pierson as elected Supervisor; Henry A. Fordham, Town Clerk; Marcus E. Griffin, Justice of the Peace; Wm. F. Halsey, Collector; James L. Haines and Elias H. White Assessors; James L. Haines and Robert W. Penney, Overseers of the Poor; Herman D. Bishop, Commissioner of Highways; Herman Woodruff, Robert Woodburn, Oliver Fanning, Henry Hyman, Harvey C. Hallock, Constables; Inspectors of Election: 1st. Dist. Philander R. Jennings, Edw. B. Hill; 2nd Dist. Addison M. Cook, Egbert R. Bishop; 3rd Dist. Lewis Bowden, Edw. F. Sayre; 4th Dist. Leander Squires, John H. Jacobs; 5th Dist. Henry Gardiner, Seth M. Tut-hill. Game Constable, Mortimer S. Payne.

(Abstract). Appointed Inspectors of Election: Dist. 1, Reuben E. Richards; No. 2, Stephen Hedges; No. 3,

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\*Note.—Mecox Bay suit.—Ed.

Charles H. Halsey; No. 4, Wm. H. Corwin; No. 5, George W. Howell.

Dated at Southampton, April 7th, 1886.

P. R. JENNINGS, Chairman,  
MARCUS E. GRIFFIN,  
JAMES H. FOSTER,  
G. CLARENCE TOPPING.

Directed by the presiding officers, that the bond of the Supervisor on the contingent a/c &c. be fixed at \$8000.

Indian Trustees Elected.—Emmerson Cuffee, Wm. Bunn, and Andrew Cuffee.

The above is hereby certified to as a correct copy of the original, having been compared with the same.

E. H. FOSTER, Town Clerk.

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Note.—In red ink at conclusion of entry of town meeting minutes and result of election of April, 1886 are the words "Au Revoir," E. H. Foster retiring as Town Clerk. He was Clerk at the time the records in Liber D, commenced in 1870.—Ed.

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The present site of the Canoe Place Inn occupies the site of former ancient taverns. A note published in 1886, states: "The lands on which the Canoe Place Inn stand were sold to Jeremiah Culver by the town in 1735 on condition that he 'forthwith set up a tavern and place of rest for travelers on ye King's highway' and the fires have burned and the lamp shone for travelers ever since."—Ed.

## ROAD AT ONECK

Page 198. At a meeting of the commissioners of Highways of the town of Southampton in the county of Suffolk and the State of New York at Westhampton in the said Town on the 17th day of April, 1886, all the commissioners having met and deliberated on the subject matter of this order, upon the application of Edwin C. Halsey a resident in said town and liable to be assessed to work on the highways therein for the laying out of the

highway hereafter to be described and on the certificate of twelve reputable freeholders of said town convened and duly sworn after due public notice as required by the statute certifying that such highway is necessary and proper, and notice in writing of at least three days having been given in due form of law to Edwin C. Halsey and J. Mitchell Stevens occupants of the lands through which such highway is to run that the undersigned commissioners would meet at this time & place to decide on the application aforesaid and we having heard all reasons offered for or against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit: Beginning on the east side of Oneck road, thence South  $82^{\circ} 50'$  East five chains and forty five links; thence South  $67^{\circ}, 30'$  East eight chains and eighty five links; thence South  $62^{\circ}, 45'$  East six chains and twenty four links; thence South  $84^{\circ}, 30'$  East twenty chains and thirty nine links to the west side of the Potunk Road. And it is further ordered that the above described line of survey shall be the base and the north line of said road, and the above road shall be of the width of one chain and seventy links on the Oneck road and shall narrow to three rods at a point one chain and sixty links from the beginning and shall be of the uniform width of three rods for the remaining distance.

Dated Southampton, April 17th, 1886.

Posted, April 20/86.

Filed, April 20/86.

A true copy.

WM. R. PENNEY,	} Commissioners	
EGBERT H. HILDRETH,		of
HERMAN D. BISHOP,		Highways.
HENRY A. FORDMAN, Town Clerk.		

Page 199. Discontinuing portion of North Haven road to Wading Place.

The subscribers disinterested freeholders of the Town of Southampton in the County of Suffolk, having met at the dwelling house of Sylvester C. Howell in said town in pursuance of a summons from the Commissioners of Highways of the said Town to examine and certify in regard to the propriety of discontinuing a part of the highway leading from the Main road across North Haven to Short Beach embracing all that part of the highway that is now thirteen and a half rods wide lying southerly of a line four rods southerly from the north side of the road as it now is, leaving said road or highway four rods wide from Sylvester C. Howell's south corner to the Bay, and having viewed the said road do therefore certify having been duly sworn, that we all (are) of opinion that the same is useless and unnecessary.

In witness whereof we have hereto set our hands this 20th day of April, 1886. H. T. Hedges, Edgar Wade, Edgar T. Hunt, John H. Overton, John Fordham, Edwin I. Winters, Oliver H. Nickerson, Sam'l C. Leek, Lewis J. Corwin.

Filed & Recorded, & certified to as a correct record April 21st, 1886.

H. A. FORDHAM, Town Clerk.

Page 200. (Abstract). Commission order opening Westhampton Road from Good Templars Hall. From southerly end of road at Beaver Dam to Ketchabonack nearly opposite the Good Templars' Hall. Recorded April 27th, 1886.

Page 201. (Abstract). Commission order discontinuing portion of North Haven Road leaving a highway of the uniform width of four rods the course and distances of

which are as follows: Beginning at a stone at the Southeast corner of the land of Sylvester G. Howell and running thence South 73° 00 West six chains to Noyac Bay, the distance Southerly side of said road is six chains and eighty five links from Noyac Bay to West line of the heirs of James H. Payne, said line running parallel with and four rods distant from the North line of said highway. It is ordered and determined by the said commissioners that the said be and the same is discontinued (all that part of the highway on North Haven laid out by the Commissioners of highways on the 22d day of January, 1884, embraced within the dotted line and the Southerly line of the highway indicated on the accompanying plot and survey being the part which is discontinued, leaving a highway of the uniform width of four rods) according to the certificate of the Jury of freeholders.

In witness whereof we have hereto set our hands this 29th day of April, 1886.

EGBERT H. HILDRETH, WM. R. PENNEY, HERMEN D. BISHOP,	}	Commissioners of Highways.
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Filed May 1, 1886.

Posted May 1, 1886.

Recorded May 1st, 1886, by

HENRY A. FORDHAM, Town Clerk.

Page 202. (Abstract). Bill of sale of Loam in Westhampton, Herrick J. Raynor and Maria, his wife, to the town of Southampton, for \$40.00, loam and certain surface soil on a certain lot containing one half acre in Westhampton, for fifteen years from the first day of April, 1886.

Page 203. Discontinuance of a Road through Speonk:

At a meeting of the Commissioners of Highways of the town of Southampton, in the county of Suffolk at Speonk in the said Town on the 29th day of June, 1886, all the Commissioners having been duly notified to attend the said meeting for the purpose of deliberating on the subject matter of this order, upon the application of John Learie and James Tuthill residents of the said town and liable to be assessed to work on the Highways therein for the alteration of the highway hereafter to be described and Theodore H. Tuttle owner of the lands through which such alteration is to be made having given his consent in writing to such alteration and we having heard all reasons offered for or against the alteration of such highway, it is ordered, determined and certified that a public highway shall be & the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit: beginning at a stone standing on the easterly line of the main highway through Speonk at the northwesterly corner of the School District grounds the said main road through Speonk is hereby so altered as to run thence North 24°, 15' west six chains and fifty links to the easterly line of said highway at the southwestery corner of Theodore H. Tuttle dooryard fence, the said line to be the easterly line of said highway which shall remain of the width of four rods. And it is further ordered that such parts of the present road between the northwesterly corner of the School District grounds and the southwestery corner of Theodore H. Tuttle dooryard fence as are not included in the above description be and the same are hereby discontinued.

Southampton, June 29, 1886.

EGBERT H. HILDRETH,	} Com'srs of Highways.
HERMON D. BISHOP,	
WM. R. PENNEY.	

Filed July 8, 1886.

Posted July 10, 1886.

Recorded July 8th, 1886.

HENRY A. FORDHAM, Town Clerk.

Page 204. (Abstract). Award of road damage Oneck Road, November 4, 1886, by Commissioners.

### ROAD AT PON QUOGUE.

Page 205. At a meeting of the Commissioners of highways of the town of Southampton, County of Suffolk at Pon Quogue in said town on the 24th day of November, 1886, all the Commissioners having met and deliberated on the subject matter of this order, upon the application of Allen P. Squires a resident of said town and liable to be assessed to work on highways therein, for the laying out of the highway hereafter to be described, and on the certificate of twelve reputable freeholders of said town convened & duly sworn after due public notice, as required by the statute certifying that such highway is necessary & proper, and notice in writing of at least three days having been given in due form of law to Edward H. Foster, Geo. E. Foster, Gilbert Penney and Austin Penney occupants of lands through which such highway is to run that the Commissioners would meet at this time and place to decide on the application aforesaid, and having heard all the reasons offered for or against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out pursuant to the said application whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a stone at the northeast corner of the lower cross road and the road to the Light house

at Pon Quogue, and running North seventy five degrees and three minutes East forty & one half links (N.  $75^{\circ} 03'$  East and  $40\frac{1}{2}$  links) thence south seventy six degrees & one minute East ( $76^{\circ} 01'$ ) fifteen chains and fifty links (15.50) to the shore of Shinnecock Bay and the line of said survey is to be the North line of said highway, which is to be three rods in width.

Dated at Quogue, town of Southampton, November 26th, 1886.

Filed, Dec. 2, 1886.

ERASTUS F. POST,	} Com'srs of Highways.
EGBERT H. HILDRETH,	
WM. R. PENNEY,	

Recorded December 2nd, 1886.

HENRY A. FORDHAM, Town Clerk.

Page 206. (Abstract). Apportionment of School Money. Filed March 23, 1887.

Page 207. Alteration and Discontinuance of Road near Isaac C. Dimon's.

The undersigned Commissioners of Highways of the Town of Southampton, in the County of Suffolk, having met at the dwelling house of Isaac C. Dimon in the said Town to decide upon the application of Charles C. Dimon a resident of said Town liable to be assessed for highway labor therein for the alteration of the highway on the southerly side of the lands of William Wilkinson, all the Commissioners having been duly notified to attend this meeting of the Commissioners for the purpose of deliberating on the subject matter of this order, do hereby order that the line of the said road be and the same is hereby so altered as to run as follows, to wit: Commencing on the west side of the road running northerly past the residence



of Charles C. Dimon at a point nearly opposite said residence and running westerly in a straight line from the southeast corner of the lands of Wm. Wilkinson, South, sixty eight degrees and fifteen minutes West, S. 68°, 15' W. eight chains and sixty six links 8 ch. 66 l. to the easterly side of a road running southerly on the westerly side of the lands of Wm. Wilkinson aforesaid, to a point on said road directly opposite the intersection of the highway running easterly from the North Sea or Long Spring road, with the said highway, running southerly on the west side of the lands of said Wilkinson, the line of survey to be the north line of the road which shall remain of the width of Three rods; the said alteration passes through lands of Charles C. Dimon, William Wilkinson and J. H. Fanning who give their consent to said alteration. And it is further ordered that such parts of the present road as are not included in the above description be and the same are hereby discontinued.

Dated Southampton, March 18th, 1887.

EGBERT H. HILDRETH, } Commissioners  
WM. R. PENNEY, } of Highways

Filed Mch. 24, 1887.

Posted Mch. 25, 1887.

A true copy,

HENRY A. FORDHAM, Town Clerk.

Page 207. (Abstract). General statement of the receipts and disbursements of the town for the year ending April 4, 1887, as made by the Board of Town Auditors, April 4, 1887.

Page 210. Minutes of the Annual Town Meeting of the Town of Southampton, N. Y., held April 5th, 1887. Justices were all present & presiding. Polls opened at 9

a. m. and voting was continued until 12 M. when the meeting for business was commenced.

(Abstract). Elected Pound Masters, viz: James A. Hildreth, Herman Woodruff and J. Madison Payne. Elected Town Trustees, viz: Charles H. Halsey, John Quinn, Wesley H. Squires, Joseph Penney, Lewis R. Squires, Gilbert A. Penney, George G. White, B. F. Squires, Warren Corwin, John L. Cook, Albert Halsey and Albert J. Post.

(Abstract). General statement of receipts and disbursements approved; Supervisor's report; Overseers of the Poor report approved.

Voted, \$150 for improvement of road between Sagg and Sag Harbor; \$250 for loaming road between Good Ground and Atlanticville by amendment \$300 made available for that road, extra \$50, also \$100 more for improvement of Sagg-Sag Harbor road. Report of Town Trustees accepted.

Resolved, That the Town Trustees be and are hereby authorized and requested to take such legal proceedings as they may deem advisable to protect the people's rights to all waters, lands, and lands under the waters which belong to the Town of Southampton.

Voted that the Dog Fund of \$279.74 be appropriated to the Commissioners of Highways.

Voted that the sum of \$300 be appropriated to the Board of Health.

(Abstract). Clerk authorized to exchange copies of the Town Records with the Town of East Hampton. Voted that Clerk be authorized to dispose of twenty sets of Town Record at \$5 per set. Voted \$1200. for Overseers of the Poor; \$1600 for Contingent account.

Recess for an hour when polls reopened and closed at 6 P. M. Inspectors met on the 6th inst. at 8 a. m. the next day and proceeded to canvass the 912 Excise votes after which they declared that Oscar L. Howell was elect-

ed to the office of Excise Commissioner, and after a canvass of the 1018 Town tickets proclaimed James H. Pier-son as Supervisor; Lewis Bowden as Town Clerk; G. Clarence Topping as Justice of the Peace; Henry Squires as Collector; Henry French and Hervey P. Fanning as Assessors; James L. Haines and Lewis Tuttle as Overseers of the Poor; Wm. R. Penney and Erastus F. Post as the Commissioners of Highways; Henry Hyman, Herman Woodruff, Stephen Goodale, Oliver Fanning and Willet M. Rogers as Constables; Inspectors of Elections: Dist. No. 1, Philander R. Jennings and Edgar Wade; Dist. No. 2, Addison M. Cook & Egbert Bishop; Dist. No. 3, Lewis Bowden and Edward F. Sayre; Dist. No. 4, John H. Jacobs and Leander Squires; Dist. No. 5, Seth M. Tuttle and Henry Gardiner; Game Constable, Lemuel Wick, all of these having the highest number of votes.

(Abstract). Inspector of Elections appointed: Dist. 1, Edward B. Hill; Dist. 2, G. Clarence Topping; Dist. 3, Gilbert H. White; Dist. 4, Horace Lane; Dist. 5, Edward C. Walter.

Dated, Southampton, N. Y., April 6th, 1887.

G. CLARENCE TOPPING,	} Presiding Officers.
P. R. JENNINGS,	
JAS. H. FOSTER,	
M. E. GRIFFIN,	
Indian Trustees Elected.	

Andrew Cuffee, Emerson Cuffee, and Milton Beeman.  
The above is hereby certified to as a correct copy of the original, having been compared with the same.

HENRY A. FORDHAM, Town Clerk.

Page 212. (Abstract). Gilbert H. Payne appointed Constable in place of Stephen Goodale, who failed to qualify, April 19, 1887.

**HIGHWAY AT MECOX.**

Page 212. At a meeting of the commissioners of highways of the town of Southampton in the County of Suffolk, at the house of Watson P. Halsey in the said town, on the 21st day of April, 1887, all the commissioners having met and deliberated on the subject matter of this order upon the application of William H. Cook, a resident in said town and liable to be assessed to work on the highways therein; for the laying out of the highway hereafter to be described and on the certificate of nine jurors of the said town convened and duly sworn after due public notice as required by the statute certifying that such highway is necessary and proper notice in writing of at least three days having been given in due form of law to James L. Sandford, Watson P. Halsey, Egbert H. Hildreth and the heirs of George Hand, occupants of the lands through which such highway is to run that the undersigned commissioners would meet at this time and place to decide on the application aforesaid and we having heard all reasons offered for and against laying out such highway it is ordered determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Beginning at a stone on the south line of the road now known as Watson's Lane nearly opposite the house of the heirs of Lodowick H. Cook, thence running south nineteen degrees and twenty five minutes west (S 19° 25' W) three thousand three hundred and thirty two feet and seven tenths (3332 7/10) to the Mecox-North Sea road at which point a stone monument is placed and the line of said survey is to be the west line of said highway which

is to be sixty six feet or four rods in width according to the attached diagram.

Witness our hands this thirtieth day of April, 1887.

EGBERT H. HILDRETH, ERASTUS F. POST, WILLIAM R. PENNEY,	}	Commissioners of Highways.
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A true copy.

LEWIS BOWDEN, Town Clerk.

### ORDER FOR A ROAD AT PON QUOGUE.

Page 213. At a meeting of the commissioners of highways of the town of Southampton in the county of Suffolk held at Ponquogue in said town on the 18th day of May, 1887, all the commissioners having met and deliberated on the subject matter of this order upon the application of Peter Gilsey, John Bellows, Lorenzo Bellows, Charles Squires, John Wells, Horace Wells, William Lane, Edward L. Squires, Gilbert N. Squires, George S. Wells, Charles Gilsey (by Peter Gilsey attorney), Patrick H. Duffy, John W. Rudd, G. W. Hulse, George Lane, George Bellows, Charles A. Carter, all of whom are liable to be assessed to work on the highways in said town, for the laying out of the highway hereafter described and all of the above named persons agreeing to the laying out of the highway hereafter named, and which passes through their lands without compensation for the same.

And we having met and heard all the reasons offered for and against the laying out such highway, it is ordered, determined, and certified that a public highway shall be, and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit:

Beginning at a stone that is set on the north and east side of the highway leading from Good Ground to Ponquogue and running North sixty eight degrees, and nineteen minutes west six hundred and thirty four and nine tenths feet (N.  $68^{\circ}$ ,  $19'$ , W. 634.9 ft); thence north seventy eight degrees and forty five minutes west, five hundred and fifty one and one tenth feet, (N.  $78^{\circ}$ ,  $45'$  551.1 ft) thence north seventy one degrees and fifty two minutes west, two hundred and sixty seven and nine tenths feet (N.  $71^{\circ}$ ,  $52'$  W. 267.9 ft); thence north fifty six degrees & five minutes west, four hundred and thirty nine and four tenths feet (N.  $56^{\circ}$ ,  $05'$  W. 439.4 ft) thence north forty three degrees and forty eight minutes west, two hundred and eighty six feet (N.  $43^{\circ}$ ,  $48'$  W. 286 ft); thence north sixty seven degrees and forty three minutes west, eighty four and nine tenths feet (N.  $67^{\circ}$ ,  $43'$  W. 84.9 ft); thence south eighty degrees and twelve minutes west, four hundred and ninety and six tenths feet (S.  $80^{\circ}$ ,  $12'$  W. 490.6 ft); thence south sixty seven degrees and five minutes west, three hundred fifty eight and two tenths feet (S.  $67^{\circ}$ ,  $05'$  W. 358.2 ft); thence north sixty nine degrees and six minutes west one hundred fifty one and two tenths feet (N.  $69^{\circ}$ ,  $06'$  W. 151.2 ft) thence north four degrees and twenty nine minutes west, eight hundred and ninety one and seven tenths feet (N.  $4^{\circ}$ ,  $29'$  W. 891.7 ft); thence north fourteen minutes west, one hundred and fifty seven and five tenths feet (N.  $0^{\circ}$ ,  $14'$  W. 157. 5 ft) thence north twenty seven degrees and thirty minutes west, one hundred and fifty feet (N.  $27^{\circ}$ ,  $35'$  W 150 ft); thence north thirty six degrees and one minute west, one hundred and twenty six and four tenths feet (N.  $36^{\circ}$ ,  $01'$  W. 126.4 ft); thence north five degrees and forty six minutes west, one hundred and forty eight feet (N.  $5^{\circ}$ ,  $46'$  W. 148 ft); thence north seventy two degrees and forty nine minutes west, two hundred and three and seven tenths feet (N.  $72^{\circ}$ ,  $49'$  W. 203.7 ft) to the road leading from the

M. E. Church to Rampasture; and the line of said survey is to be the north and east line of the said highway which is to be three rods in width.

Dated Southampton, Aug. 26, 1887.

ERASTUS F. POST,	} Commissioners	
EGBERT H. HILDRETH,		of
WM. R. PENNEY,		Highways.

A true Copy.

LEWIS BOWDEN, Town Clerk.

Page 215. (Abstract). Alteration of boundaries of School District, No. 7, April 30th, 1887. That the eastern boundary of School District No. 7 and the western boundary of School District No. 8 on the north side of Watermill Road be changed in the manner following: Commencing at the corner of Watermill Road and Deerfield Road and running easterly about one hundred and thirty rods to a point about twenty four rods from a certain lane, said lane or road being the first lane or road east of Deerfield Road. The order took from Dist. No. 8 and annexed to Dist. No. 7 the land of A. M. Benedict occupied by J. E. Benedict.

#### **A HIGHWAY AT BRIDGE HAMPTON RECORDED.**

Page 216. Whereas a road used as a highway in the Town of Southampton in the County of Suffolk, leading from the Main Country Road near Snake Hollow to a highway called Hand's or Mitchell's Lane having (been) used as a public highway for twenty years last past, but not recorded: Now therefore we the undersigned Commissioners of said town having met at Snake Hollow in said town for the purpose of causing said road to be as-

certained, described and entered of record in the town clerk's office; all the said Commissioners being present and having deliberated on the subject embraced in the order, do hereby order that the said road be ascertained, described, and entered of record; and the said Commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to the said survey being as follows, to wit:

Beginning at a stone at the southwest corner of the homestead now owned by James M. Halsey; thence running North twenty three degrees and twenty eight minutes ( $23^{\circ} 28'$ ) West nine hundred and forty five and nine tenths feet (945.9); thence North fourteen degrees West ( $14^{\circ}$ ) five hundred and one and one tenth (501.1) feet; thence North six degrees and fourteen minutes West ( $6^{\circ} 14'$ ) five hundred and sixty one and one tenth (561.1) feet; thence North one degree and fifty four minutes ( $1^{\circ} 54'$ ) West, nine hundred and thirteen and six tenths (913.6) feet to Mitchell's or Hand's Lane. And it is further ordered, that the line above described be the East line of the said road and that the width of said road be sixty six feet from the place of beginning to Station No. 3 narrowing to fifty one and five tenths feet at Station No. 4, and widening to fifty six and eight tenths feet at the end of the above survey and according to the diagram herewith attached.

In Witness whereof the said Commissioners have hereunto subscribed their names the thirteenth day of January, 1888.

EGBERT H. HILDRETH, ERASTUS F. POST, WM. R. PENNEY,	} Commissioners of } Highways.
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A true copy by me,

LEWIS BOWDEN, Town Clerk.



Page 217. Minutes of the Annual Town Meeting of the Town of Southampton, N. Y., held April 3d, 1888:

The Justices were all present and presiding. The polls opened at 9 A. M. and voting was continued until 12 M. when the meeting for business was commenced. (Owing to the sickness of Mr. Bowden, H. A. Fordham was elected to act as Clerk).

(Abstract). Elected Pound Masters: Frank Bishop, James A. Hildreth and J. Madison Paine. Elected Trustees: Chas. H. Halsey, John Quinn, Wesley H. Squires, Joseph Penney, Lewis R. Squires, Gilbert A. Penney, Geo. G. White, B. F. Squires, Warren Corwin, John L. Cook, Albert Halsey and Albert J. Post.

(Abstract). General statement of receipts and disbursements approved; report of Supervisor accepted and filed; report of Overseers of the Poor approved; \$300 appropriated for Commissioners of Highways for general purposes, roads, bridges, etc.; \$275 from Dog Fund transferred to Highway Fund to be used for specified purpose of loaming the road from Good Ground to Atlanticville.

Voted: \$300 for Board of Health.

Motion to appropriate \$400 for bridge across Sagg Pond lost by 123 to 116.

Voted: \$1800. for Overseers of the Poor; \$1600. for Contingent account.

Resolved, That the Trustees of the Freeholders and Commonalty of this town be authorized to sell and convey to \*Joseph Fahys of the City of Brooklyn for such price as may be agreed upon all of the lands under water in front of the uplands of the said Joseph Fahys on North Haven as such lands under water are now described in

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\*Note—Mr. Fahys and associates agreed to build and pay for a new North Haven bridge, and did so at cost of \$23,000.—Ed.

the application to the Commissioners of the land office, for a grant from the State of the same land.

This resolution was lost.

Polls continued open until 6 P. M. Voted to canvass the following day.

Inspectors met on the 4th at 8 a. m. and proceeded to canvass the 900 Excise votes, after which they declared that Wm. F. Halsey was elected as Excise Commissioner for full term and Wm. H. Robinson elected as Excise Commissioner to fill vacancy.

After canvassing the 1015 votes cast for town officers it was found that James H. Pierson was elected as Supervisor; Lewis Bowden as Town Clerk; George Culver as Collector; Henry French and Chs. R. Bishop as Assessors; James L. Haines and Lewis Tuttle as Overseers of Poor; Philander R. Jennings as Justice of Peace; Egbert H. Hildreth as Commissioner of Highways. For Constables, Henry Hyman, Oliver Fanning, Leander P. Topping, Joseph Taylor & Willett W. Rogers. For Game Constable, Theodore Warren.

For Inspectors of Elections: Dist. No. 1, Philander Jennings, Edgar Wade; Dist. No. 2, Addison M. Cook, Egbert R. Bishop; Dist. No. 3, Lewis Bowden, Edwin F. Sayre; Dist. No. 4, John H. Jacobs, Leander Squires; Dist. No. 5, Seth M. Tuthill, Henry Gardiner.

All of these having received the highest number of votes.

(Abstract). Inspector of Election appointed: Dist. 1, Geo. H. Gaffga; Dist. 2, Stephen Hedges; Dist. 3, Gilbert H. White; Dist. 4, Horace Lane; Dist. 5, Wm. Bishop.

Dated Southampton, N. Y., April 4th, 1888.

P. R. JENNINGS,	} Presiding. Officers
MARCUS E. GRIFFIN,	
G. CLARENCE TOPPING,	
JAMES H. FOSTER,	

## Indian Trustees Elected.

Allen Bunn, Freeland Ryer, Wm. Bunn.

The above is hereby certified to as a correct copy of the original having been compared with the same.

HENRY A. FORDHAM, Town Clerk.

Page 220. (Abstract). General statement of the receipts and disbursements of the town as made by the Board of Auditors April 3rd, 1888.

## APPOINTMENT OF TOWN CLERK.

Whereas a vacancy exists in the office of town clerk of the town of Southampton,

We the undersigned Justices of the peace of said town hereby appoint William J. Post town clerk to fill said vacancy. In witness whereof we hereunto set our hands and seals this seventh day of April A. D. 1888.

P. R. JENNINGS, (L. S.)	} Justices of the Peace.
MARCUS E. GRIFFING, (L. S.)	
G. CLARENCE TOPPING, (L. S.)	
JAMES H. FOSTER, (L. S.)	

A true copy of the original.

W. J. POST, Town Clerk.

Page 223. Order for Alteration of Pond Lane, Southampton:

(Abstract). Upon application of Salem H. Wales, Commissioners of Highways order that Pond Lane be altered from the fourth station as shown on a map filed

in the office of the town clerk; said road to be according to a survey which is recorded with the said map and that the line of said survey shall be the west line of said highway, such alterations ceasing at the seventh station. It is further ordered that such parts of said road as are not contained between said fourth and seventh stations shall be and remain the same as given in the maps, survey and order recorded on the 30th day of March, 1852.

Page 224. (Abstract). Consent of Town Board to incorporation of "Agawam Fire Engine Company, No. 1." Filed April 13, 1888.

Page 224. (Abstract). Vacancy existing in office of Assessor, Henry French refusing to serve, Edgar Z. Hunt appointed Assessor by Justices.

Page 225. (Abstract). Willett W. Rogers fails to qualify as Constable. Nicoll D. Havens appointed Constable by Justices.

Page 225. (Abstract). Change of boundary School District Nos. 20 and 21. Signed C. N. Howell, Commissioner.

Page 226. (Abstract). Edward B. Hill appointed inspector of election in Dist. No. 1, by reason of resignation of George Gaffga.

### ROAD AT COBB.

Page 226. At a meeting of the Commissioners of highways of the town of Southampton in the County of Suffolk at the house of Allen Burnett, in Cobb, in said town, on the 30th day of November, 1888. All the Com-

missioners having met and deliberated on the subject matter of this order, upon the application of Theodore A. Halsey, a resident of said town and liable to be assessed to work on the highways therein for the laying out the highway hereafter described and on the certificate of eleven reputable freeholders convened and duly sworn after due public notice as required by the statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form to Mrs. Maria Halsey, Nicoll Y. Halsey, Samuel E. Halsey, Anna C. Halsey and Nellie Halsey (heirs of Samuel Halsey) and to Mrs. Annie E. Bruce, and M. Harry Sayre occupants of lands through which such highway is to pass that the undersigned Commissioners of highways would meet at this time and place to decide on the application aforesaid and we having heard all the reasons for or against laying out such highway, it is ordered, determined and certified that a public highway shall be, and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a stone monument on the south line of the Cobb road and running South three degrees and fifteen minutes west seven hundred and fifty five and five tenths feet (S. 3°, 15' W. 755.5 ft.); thence south seven degrees and forty two minutes east three hundred and seventy nine and five tenths feet to the north line of Flying Point road (S. 7°, 42' E. 379.5 ft.) and the line of said survey is to be the west line of said highway which is fifty feet in width.

Dated Southampton, December 7th, 1888.

ERASTUS F. POST,	} Commissioners	
EGBERT H. HILDRETH,		of
WM. R. PENNEY,		Highways.

Filed Dec. 11th, 1888.

Posted Dec. 12th, 1888.

A true copy by

W. J. POST, Town Clerk.

Page 228. (Abstract). Appeal in matter of setting off certain lands from School District No. 20. Not brought in time. Dismissed by A. S. Draper, Supt. of Public Instruction.

### JOEL'S OR DOWNS LANE.

Page 229. Whereas a road used as a highway at Mecox in the Village of Bridge Hampton town of Southampton in the County of Suffolk leading southerly from the Main road through Mecox and known as "Joel's or "Downs Lane," having been used as a public highway for more than twenty years last past, but not sufficiently described.

Now therefore we the undersigned Commissioners of highways of said town having met at the dwelling house of Thomas Cooper in the said town for the purpose of causing the said road to be ascertained, described and entered of record in the town clerk's office all the said Commissioners being present and having deliberated on the subject embraced in this order; do hereby order that the said road be ascertained, described and entered of record. And the said Commissioners having caused a survey of the said road to be made, do further order that said road is hereby ascertained and described according to the said survey being as follows, to wit:

Survey: Beginning at a granite stone at the north east corner of the tract of land now belonging to Samuel J. Hildreth thence running South forty six degrees (S 46° W.) west nine hundred and forty four feet (944 ft.) to a granite stone at the south east corner of the Mecox bury-

ing ground; thence running South forty six degrees and fifteen minutes West, (S. 46° 15' W.) eighteen hundred and ten and eight tenths feet, (1810.8) to the land said to belong to Wm. H. H. Rogers or wife and formerly known as "Corwith's neck" where a stone is placed. And it is further ordered that the line above described be the west line and the base of said survey and that the width of said road shall be forty nine and five tenths feet, (49.5).

Witness our hands at Southampton this 26th day of March, 1889.

EGBERT H. HILDRETH, ERASTUS F. POST, WM. R. PENNEY,	}	Commissioners of Highways.
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A true copy made by me this 27th day of March, 1889.

W. J. POST, Town Clerk.

Page 230. (Abstract). Commissioner's Certificate of apportionment of School Moneys, dated March 19, 1889.

Page 231. (Abstract). General statement of the Board of Auditors for the year ending April 1st, 1889.

### ONECK LANE.

Page 233. Whereas, a road used as a highway, in the town of Southampton, County of Suffolk, known as "Oneck Lane" has been used as a public highway for twenty years last past but not recorded.

Now therefore, we the undersigned Commissioners of highways of said town having met at the house of Edwin C. Halsey, in said town, for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office; all the said Commissioners being

present and having deliberated on the subject embraced in this order, do hereby order that the said road be ascertained, described and entered of record. And the commissioners having caused a survey of the said road to be made do further order that said road is hereby ascertained and described according to the said survey, being as follows:

Survey: Beginning at the intersection of the south line of the road leading to Tanners Neck, with the west line of said Oneck Lane and running south twenty four degrees, west, twelve hundred and seven and one tenth feet (S.  $24^{\circ}$  W 1207.1 ft.); thence South sixteen degrees and one minute east twenty seven and seven tenths feet (S.  $16^{\circ}$ ,  $01'$  E. 27.7 ft.); thence South twenty five degrees and twenty nine minutes West fifteen hundred and one and five tenths feet (S.  $25^{\circ}$ ,  $29'$  W. 1501.5 ft.); thence South thirty degrees and thirty eight minutes west one hundred and thirty six and six tenths feet, (S.  $30^{\circ}$ ,  $38'$  W. 136.6 ft.); thence South twenty eight degrees and forty eight minutes west eleven hundred and thirteen and seven tenths feet, (S.  $28^{\circ}$ ,  $48'$  W. 1113.7 ft.); thence South twenty nine degrees and forty eight minutes west seven hundred and twenty two and seven tenths feet, (S.  $29^{\circ}$ ,  $48'$  W. 722.7 ft.) to the shore of the Great South Bay.

And it is further ordered that the line above described be the south and west line of said road and that the said road be of the width of 40 feet from the first to the second station; that at the second station it be 64 feet narrowing to  $45 \frac{4}{10}$  feet at the third station; thence narrowing to  $37 \frac{7}{10}$  feet at a point which is 990 feet from station three; thence narrowing to 33 feet at station four; thence widening to 39 feet at a point which is 66 feet from station four; thence widening to  $40 \frac{8}{10}$  feet at a point which is 89 feet from station four; thence narrowing to 33 feet at station five and being that width to station six; thence widening to  $35 \frac{4}{10}$  at a point which is 277 feet from sta-



tion six from which point to the shore it is  $49\frac{1}{2}$  feet in width.

In witness whereof the said commissioners have hereunto subscribed their names this second day of April 1889.

ERASTUS F. POST,	}	Commissioners of Highways.
EGBERT H. HILDRETH,		
WM. R. PENNEY,		

A true copy of original filed Apr. 6,/89 by

W. J. POST, Town Clerk.

### POTUNK STREET.

Page 234. Whereas, a road used as a highway, in the town of Southampton, and County of Suffolk, known as Potunk Street, has been used as a public highway for twenty years past but not recorded, Now Therefore we the undersigned, Commissioners of highways of said town, having met at the house of the late Abram Stevens, in the said town, for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office; all the commissioners having been duly notified to attend this meeting for the purpose of deliberating on the subject embraced in this order, do hereby order that the said road be described, ascertained, and entered of record.

And the commissioners having caused a survey of the said road to be made do further order that said road is hereby ascertained and described according to the said survey, being as follows:

Survey: Beginning at the intersection of the south line of the road leading to Ketchabonac with the east line of the said Potunk street and running south thirteen degrees East four hundred and fifty seven and eight tenths

feet (S. 13° E. 457 8/10 ft); thence South seventeen degrees East six hundred and eighty two feet, (S. 17° E. 682 ft.); thence North seventy seven degrees and three minutes East ten hundred and sixty five feet, (N. 77°, 3' E. 1065 ft) to the west shore of the creek. And it is further ordered that the above described line of survey be the east and north line of the said road, and that the said road be of the width of fifty five feet (55 ft.)

In witness whereof the said commissioners have hereunto subscribed their names this second day of April, 1889.

ERASTUS F. POST,                    } Comissioners  
 EGBERT H. HILDRETH,            } of Highways.

A true copy of original filed April 6,/89 by

W. J. POST, Town Clerk.

**A HIGHWAY LEADING FROM THE SOUTH-  
 AMPTON AND NORTH SEA ROAD  
 TOWARD SEBONAC.**

Page 235. Whereas, a road used as a highway, in the town of Southampton, County of Suffolk, leading from the Southampton and North Sea Road toward Sebonac, has been used as a public highway for twenty years past but not recorded, Now, therefore, we the undersigned commissioners of highways of said town having been at the junction of said Sebonac and North Sea Roads in said town, for the purpose of causing said road to be ascertained, described and entered of record in the town clerk's office; all the said commissioners being present, and having deliberated on the subject embraced in the order, do hereby order that the said road be ascertained, described, and entered of record. And the commissioners having

caused a survey of the said road to be made do further order that said road is hereby ascertained and described according to said survey, being as follows, to wit:

Survey: Beginning at a point, near the North East corner of Samuel Elliston's lot and running South sixty seven degrees East three hundred and forty and seven tenths feet (S 67°, 00, E. 340 7/10 ft) to the west side of the Southampton and North Sea road. Said line being a continuation in a straight line, of a portion of the same road laid out in the year 1877 beginning at the same place of beginning as in this line, but running in the opposite direction. And it is further ordered that the above described line be the south and west line of said road and that the said road be of the width of sixty six feet (66 ft). In witness whereof, the said commissioners have hereunto subscribed their names the second day of April, 1889.

ERASTUS F. POST,	} Com'srs	
EGB'T. H. HILDRETH,		of
WM. R. PENNEY,		} Highways.

A true copy of the original, filed April 6/89.

W. J. POST, Town Clerk.

### HIGHWAY TO CAPTAINS NECK, FROM FIRST NECK ROAD.

Page 236. Whereas, a road used as a highway in the town of Southampton, County of Suffolk, and State of New York, leading from First Neck Road to Captains Neck Lane and known as the road to Captains Neck, has been used as a public highway for twenty years last past but not recorded, Now therefore we the undersigned Commissioners of highways of said town having met at the residence of Wm. R. Penney in said town for the purpose of

causing said road to be ascertained, described and entered of record in the town clerk's office all the said commissioners being present and having deliberated on the subject embraced in this order do hereby order that the said road be ascertained described and entered of record.

And the commissioners having caused a survey of the said road to be made do further order that the said road is hereby ascertained and described according to the said survey being as follows:

Survey: Beginning at a point on the west side of First Neck Road at the north east corner of the homestead of Charles White and seven feet east of a stone monument standing on the south line of Captains Neck road; thence from said point or place of beginning North seventy nine degrees west two thousand two hundred and two and eight tenths feet, (N.  $79^{\circ}$  W. 2202.8 ft); thence north seventy nine degrees and thirty six minutes west four hundred and thirteen and four tenths feet (N.  $79^{\circ} 36'$  W. 413.4 ft.) thence seventy nine degrees and forty two minutes west three hundred thirty six and three tenths feet (N.  $79^{\circ}, 42'$  W. 336.3 ft); thence North seventy nine degrees and fifty one minutes west four hundred ninety and eight tenths feet (N  $79$  deg. 51 min. W. 490.8 ft); thence north seventy nine degrees and fifty nine minutes west eleven hundred fifty three and six tenths feet (N.  $79^{\circ}, 59'$  W. 1153.6 ft.) to a stone monument on the west side of Captains Neck Lane. And it is further ordered that the line above described be the south line of the said road and that the said road be of the width of sixty feet (60 ft.) at first station thence narrowing to forty nine and five tenths feet at a point opposite the south east corner of D. S. Havens' land formerly the homestead of the heirs of Augustus Reeves and continues of the width of forty nine and five tenths feet to the end of said road.

In witness whereof the said commissioners have hereunto subscribed their hands the 2nd day of April, 1889.

WM. R. PENNEY,	}	Commissioners of Highways.
ERASTUS F. POST,		
EGBERT H. HILDRETH,		

A true copy of the original filed April 6/89.

W. J. POST, Town Clerk.

### HORSE MILL LANE.

Page 237. Whereas a road used as a highway in the town of Southampton in the County of Suffolk, in the Village of Mecox, known as "Horse Mill Lane" and leading from Mecox North Sea Road to Mecox Bay having been used as a highway for twenty years last past, but not defined and recorded, Now therefore we the undersigned Commissioners of highways of said town having met at the residence of Gurden P. Ludlow in said town for the purpose of causing said highway to be ascertained, described and entered of record in the town clerk's office, All the said Commissioners being present and having deliberated on the subject embraced in this order; do hereby order that the said highway be ascertained described and entered of record. And the said commissioners of highways having caused a survey of the said highway to be made do further order that said highway is ascertained and described according to the survey as follows, To wit:

Survey: Commencing at a stone Monument at the north westerly corner of Gurden Ludlow's lot and homestead: Thence running South thirty seven degrees west fourteen hundred sixty one and two tenths feet, (S. 37° W. 1461 2/10 ft.) to a locust stake marked H.; Thence South thirty four degrees twenty seven minutes West

eight hundred eleven and eight tenths feet ( $34^{\circ}$ , 27' W. 811  $\frac{8}{10}$  ft.) to a gray stone monument near the shore of Mecox Bay; Thence running on the last described course to the water. And it is further ordered that the line above described, be the east line of said highway and that the width of said highway shall be sixty feet. In witness whereof the said commissioners have subscribed their names, the second day of April, 1889.

EGBERT H. HILDRETH, ERASTUS F. POST, WM. R. PENNEY,	}	Comissioners of Highways.
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A true copy of original, filed April 6/ 89.

W. J. POST, Town Clerk.

### HIGHWAY LEADING FROM SCUTTLEHOLE ROAD TO NOYAC PATH.

Page 238, Whereas a road used as a highway in the town of Southampton in the County of Suffolk in Scuttle hole and leading from Scuttle hole road to "Noyac Path" having been used as a highway for twenty years last past but not definded and recorded, Now therefore we the undersigned Commissioners of highways of said town having met at the residence of Addison M. Cook, in the said town for the purpose of causing said highway to be described and entered of record in the town clerk's office; all the said Commissioners being present and having deliberated on the subject embraced in the order, do hereby order that the said highway be ascertained, described and entered of record. And the said Commissioners of highways having caused a survey of the said highway to be made do further order that the said highway is ascertained and de-

scribed according to the said survey being as follows, to wit:

Survey: Commencing at a grannit stone at the junction of Scuttle hole road nearly opposite the house of Lucius Haines thence running North forty one degrees thirty minutes west Six hundred fifty seven eight tenths feet, (N.  $41^{\circ}$ ,  $30'$  W. 657.8); Thence North forty four degrees thirty eight minutes west, one thousand three hundred fourteen one tenth feet (N.  $44^{\circ}$ ,  $38'$  W. 1314.1 ft.); Thence running North forty five degrees twenty nine minutes west five hundred thirty eight five tenths feet (N.  $45^{\circ}$ ,  $29'$  W. 538.5 ft); Thence North forty three degrees forty two minutes West two hundred forty two and five tenths feet (N.  $43^{\circ}$   $42'$  W. 242.5 ft); Thence North forty five degrees thirty three minutes nine hundred four, one tenth feet (N.  $45^{\circ}$ ,  $33'$  W. 904.1ft); Thence running North forty six degrees thirty seven minutes, five hundred forty eight five tenths feet, (N.  $46^{\circ}$ ,  $37'$  W. 548.5 ft); Thence running North forty seven degrees three minutes west five hundred twenty two five tenths feet (N.  $47^{\circ}$ ,  $3'$  W. 522.5 ft) to a granit stone at the northeasterly corner of the homestead of J. Rogers Cook, Where the above described highway reaches the Noyac Path. And it is further ordered that the line above described be the Southerly and westerly line of said highway. And it is further ordered that the above named highway shall be of the width of 66 ft. from the first to the fourth station thence narrowing  $57 \frac{8}{10}$  ft. at station five and being the same width of  $57 \frac{8}{10}$  to the seventh station, thence narrowing to  $49 \frac{5}{10}$  feet at station eight.

In witness whereof we the undersigned Commissioners have hereunto subscribed our names the second day of April, 1889.

ERASTUS F. POST,	} Commissioners
EGBERT H. HILDRETH,	
WM. R. PENNEY,	
	of
	Highways.

A true copy of original filed this 8th day of April, 1889.

W. J. POST, Town Clerk.

Page 239. Minutes of the Annual Town Meeting of the town of Southampton, N. Y., held April 2nd, 1889:

Justices were all present and presiding. Polls were opened at nine o'clock, and voting was continued until twelve o'clock, when the business meeting commenced.

(Abstract). Elected Pound masters: Frank Bishop, James A. Hildreth and J. Madison Payne. Elected town trustees: Chas. H. Halsey, John Quinn, Wesley H. Squires, Joseph Penney, Lewis R. Squires, Gilbert A. Penney, Geo. G. White, B. F. Squires, Warren Corwin, John L. Cook, Albert Halsey and Albert J. Post.

(Abstract). General statement of Board of Auditors filed; Supervisor's report accepted. Appropriated \$1000. for Overseers of Poor; \$1600. for Contingent account; \$300 for Commissioners of Highways; \$250 of Dog Fund appropriated for loaming the road between Atlanticville and Good Ground; \$1200 authorized for expenses in litigation of Town Trustees.

Resolution, that the town celebrate the fifth semi-centennial of its settlement, which will occur during the year 1890, Supervisor to arrange celebration committee.

Resolved, that the Supervisor be and is hereby authorized to pay the various bills which have been incurred or may be by the Trustees in prosecuting the various suits at law in protecting the rights of the town, upon the order of the President and Secretary of the Board of Trustees.

Resolved, that the people of the town of Southampton, hereby express their approval of the act now pending in the State Legislature, which provides that no grants of land under water for beneficial enjoyment shall be made in the Counties of Queens and Suffolk, except with the



approval and concurrence of the respective boards of Supervisors of the said Counties, and earnestly request their representatives in Senate and Assembly to do all in their power to further the passage of the said act.

Voted that the polls be closed at 5:35 P. M.

At 5:35 P. M. the presiding officers adjourned to meet at 8 A. M. when the Board met, April 3rd and proceeded to canvass the vote cast. The following persons were declared elected each having received a majority of the vote cast, viz:

Excise Commissioner, Jas. B. Worthington.

Supervisor, Jas. H. Pierson.

Town Clerk, Wm. J. Post.

Justice of the Peace, Jas. H. Foster.

Collector, Addison M. Youngs.

Commissioner of Highways, Leverett G. Squires.

Overseers of Poor, Jas. L. Haines, Lewis Tuttle.

Assessor, unexpired term, Edgar Z. Hunt; full term, Jas. L. Haines, Elias H. White.

Inspectors: 1st, Philander R. Jennings, Edgar Wade; 2nd, Addison, M. Cook, Egbert R. Bishop; 3rd, Wm. H. Robinson, Edward F. Sayre; 4th, John H. Jacobs, Leander Squires; 5th, Seth M. Tuttle, Henry Gardiner.

Constables: Austin H. Morris, Geo. H. King, Joseph Taylor, Oliver Fanning, Nicoll D. Havens.

Game Constable, Samuel Berry.

Inspector Appointed: (Abstract). 1st Dist. Edw. B. Hill; 2nd Dist. Stephen Hedges; 3rd Dist. Gilbert H. White; 4th Dist. Horace Lane; 5th Dist. Herbert C. Tuttle.

G. CLARENCE TOPPING,	} Justices of the Peace.
MARCUS E. GRIFFIN,	
P. R. JENNINGS,	
JAMES H. FOSTER,	

Indian Trustees elected April 2nd, 1889, Milton Beman, Freeland Ryer, and Alphonzo Eleazer.

W. J. POST, Town Clerk.

A true copy by

W. J. POST, Town Clerk.

### ROAD AT EASTPORT.

Page 242. At a meeting of the Commissioners of highways of the town of Southampton in the County of Suffolk, at Eastport in the said town, on the 19th day of September 1889. All the commissioners having met and deliberated on the subject matter of this order, upon the application of Richard C. Tuttle, a resident in said town, and liable to be assessed to work on the highways therein for the laying out or alteration of the highway hereafter to be described and on the certificate of twelve reputable freeholders of said town convened and duly sworn after due public notice as required by the statute certifying that such highway is necessary and proper and notice in writing of at least three days having been given in due form of law to Daniel Gordon, Alva B. Tuttle, Charles L. Brown or wife, Edwin F. Tuttle, Long Island Rail Road Co., Jonathan V. Tuttle, Luther V. Tuttle, Richard C. Tuttle, David P. Tuttle, Eveline Ketcham, Hannah Foster, Adolf Gicrash, William H. Pye, Francis H. Legett and William Tuttle occupants or owners of lands through which such highway is to run that the undersigned commissioners would meet at the time and place to decide on the application aforesaid; and we having heard all reasons for or against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows:

Survey: Beginning at a point on the south side of

the Main highway between the houses of Alva B. Tuttle on the east and David (should be Daniel) Gordon on the West and running South twenty three degrees fifty minutes West (S. 23° 50' W.) six chains and fifty one links (6 ch. 51) to land of Long Island Rail Road Co. from thence South thirty degrees forty five minutes West, (S. 30° 35' W.) one chain (1 ch) across said land from thence South thirty eight degrees and forty five minutes West, (S. 38° 45' W.) sixteen chains and twenty two links (16ch. 22 lks) from thence South thirty nine degrees and fifty minutes west (S. 39° 50' W.) six chains and seventy nine links (6 ch. 79 lks) to point nearly opposite the corner of David P. Tuttle's dooryard fence from thence south two degrees west, (S. 2° W.) seven chains and forty six links (7 ch. 46 lks) from thence south sixty six degrees and ten minutes east (S. 66° 10' E.) ten chains and forty five links (10 ch. 45 lks) from thence south forty five degrees and fifty minutes west, (S. 45° 50' W.) four chains and ninety six links (4 ch. 96 lks) from thence South twenty one degrees and twenty minutes west (S. 21° 20' W.) eighteen chains and sixty two links, (18 ch. 62 lks) to the Bay and the line of said survey is to be the center of said highway which is to be three rods in width. In witness whereof the said commissioners have hereunto subscribed their names the twenty fifth day of September, 1889.

LEVERETT G. SQUIRES,	} Commissioners	
WM. R. PENNEY,		of
EGBERT H. HILDRETH,		} Highways.

A true copy of original made this 25th day of September, 1889.

W. J. POST, Town Clerk.

Posted Sept. 25th, 1889.

**“HEDGES LANE.”**

Page 244. Whereas a road used as a highway at Sagg in the town of Southampton County of Suffolk leading from Sagg street on the west to the road dividing the town of Southampton from the town of East Hampton on the east has been used as a public highway for twenty years last past but not recorded Now therefore we the undersigned commissioners of highways of said town having met at Sagg in said town for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office, All the said commissioners being present and having deliberated on the subject embraced in this order, Do hereby order that the said road be ascertained described and entered of record and the said commissioners having caused a survey of the said road to be made do further order that the said road is hereby ascertained and rescribed according to the said survey being as follows:

Survey: Beginning at a point on the east side of Sagg Street and in the center of “Hedges Lane”. The said road at that point being one chain and twenty five links wide (1 ch. 25 l.) Thence North seventy four degrees and fifteen minutes East (N.  $74^{\circ} 15' E.$ ) Fifty one chains and forty three links (51. c. 43 l.) to a point one chain and nine links wide (1 c. 09 l.) Thence North eighty one degrees and twenty five minutes East ( $81^{\circ} 25' E.$ ) Ten chains and sixty six links (10 c. 66 l.) to a point one chain and three links wide (1 c. 3 l.) Thence North eighty two degrees and fifteen minutes East (N.  $82^{\circ} 15' E.$ ) fourteen chains and two links (14 c. 2 l.) to a point (1 c. 5 l.) one chain and five links wide Thence North Seventy-nine degrees East ( $79^{\circ} E.$ ) sixteen chains and sixty-five links (16 c. 65 l.) to a point one chain and five links (1 c. 5 l.) wide Thence North seventy six degrees and five minutes East (N.  $76^{\circ} 5' E.$ ) fifteen chains and thirty four links (15c.

34 l.) To a point one chain and thirty eight links wide (1 c. 38 l.) Terminating at a point between the two towns, And it is further ordered that the line above described be the center line of the said road and that the said road be of the width mentioned at the different points in the above said survey.

In witness whereof the said commissioners have hereunto subscribed their names the sixteenth day of October, 1889.

LEVERETT G. SQUIRES,	} Commissioners	
WM. R. PENNEY,		of
EGBERT H. HILDRETH,		Highways.

A true copy of the original made this 18th day of October, 1889, by

W. J. POST, Town Clerk.

Page 245. (Abstract). Seth M. Tuttle appointed Inspector of Election 5th District to fill vacancy.

### FAIRFIELD LANE.

Page 245. Whereas a road used as a highway at Sagg in the Town of Southampton County of Suffolk leading from Hedges Lane on the north to Davis Lane on the south, Has been used as a public highway for twenty years last past but not recorded, Now therefore we the undersigned commissioners of highways of said town having met at Sagg in said town for the purpose of causing said road to be ascertained, described and entered of record in Town Clerk's office, All the said commissioners being present and having deliberated on the subject embraced in the order, Do hereby order that the said road be ascertained described and entered of record. And the said commissioners having caused a survey of said road to be made do further order that the said road is hereby ascer-

tained and described according to the said survey being as follows:

Survey: Beginning at a point on the South side of Hedges Lane: one chain and thirteen links from the north side of Hedges Lane and in the center of Fairfield Lane, From thence running South eighteen degrees and thirty minutes East (S. 18° 30' E.) nineteen chains and seventy six links (19 ch. 76 lks) From thence South twenty degrees East (S. 20° E.) ten chains and seventeen links (10 ch. 17 lks) to north side of Davis Lane. And it is further ordered that the line above described be the center line of said road and that the said road be of the width of four rods.

In witness whereof the said commissioners have hereunto subscribed their names the first day of November, 1889.

LEVERETT G. SQUIRES,	} Commissioners	
WM. R. PENNEY,		of
EGBERT H. HILDRETH,		Highways.

A true copy of original made this 9th day of November, 1889.

W. J. POST, Town Clerk.

Page 246. Whereas a road used as a highway in Southampton in the town of Southampton County of Suffolk leading from the highway opposite the house of I. C. Dimon on the north and connecting the Flying Point road opposite the house of Capt. Thomas F. Sayre on the South has been used as a public highway for twenty years last past but not recorded, Now therefore we the undersigned Commissioners of highways of said town having met at Southampton in said town for the purpose of causing said road to be ascertained described and entered of record in the town clerk's office, All the said commissioners being present and having deliberated on the subject

embraced in this order do hereby order that the said road be ascertained, described and entered of record. And the said commissioners having caused a survey of said road to be made do further order that said road is hereby ascertained and described according to the said survey being as follows,

Survey: Beginning at a point in the center of said road nearly opposite the house of I. C. Dimon and opposite the south line of highway bearing south sixty nine degrees and thirty minutes west (S.  $69^{\circ} 30'$  W.) and running south thirty five degrees and forty five minutes East (S.  $35^{\circ} 45'$  E.) fifteen chains and thirty links to land of the Long Island Rail Road Co. (15 ch. 30 l.) From thence South fifty five degrees and thirty minutes east (S.  $55^{\circ} 30'$  E.) nine chains and sixty two links (9 ch. 62 l.) From thence South fifty one degrees and forty minutes east (S.  $51^{\circ} 40'$  E.) nineteen chains and seventy six links (19 ch. 76 l.) to Main Highway, From thence South forty five degrees and five minutes east (S.  $45^{\circ} 5'$  E.) nine chains and seventy five links (9 ch. 75 l.) From thence South fifty nine degrees and twenty minutes east (S.  $59^{\circ} 20'$  E.) eight chains and fifteen links (8 ch. 15 l.) From thence South sixty degrees and fifty minutes east (S.  $60^{\circ} 50'$  E.) five chains twenty seven links (5 ch. 27 l.) From thence South fifty four degrees and forty five minutes east (S.  $54^{\circ} 45'$  E.) nine chains and twenty seven links (9 ch. 27 l.) From thence South seventy nine degrees and fifty minutes east (S.  $79^{\circ} 50'$  E.) thirteen chains and seventy two links (13 ch. 72 l.) From thence South seventy four degrees and fifty minutes east (S.  $74^{\circ} 50'$  E.) ten chains and forty five links (10 ch. 45 l.) From thence South fifty eight degrees and forty five minutes east (S.  $58^{\circ} 45'$  E.) six chains and sixty seven links (6 ch. 67 l.) From Thence South thirty seven degrees and fifty five minutes east (S.  $37^{\circ} 55'$  E.) three chains and twelve links (3 ch. 12 l.) From thence South fifty eight degrees and five minutes east (S.  $58^{\circ} 05'$

E.) five chains and three links (5 ch. 3 l.) connecting Flying Point road opposite the house of Capt. Thomas F. Sayre. And it is further ordered that the line above described be the center line of said road and that the said road be of the width of four rods.

In witness whereof the said commissioners have hereto subscribed their names the first day of November 1889.

LEVERETT G. SQUIRES,	}	Commissioners of Highways.
WM. R. PENNEY,		
EGBERT H. HILDRETH,		

A true copy of original made this 9th day of November, 1889.

W. J. POST, Town Clerk.

### SOUTHAMPTON ROAD TO CANOE PLACE. (South Country Road).

Page 248. The undersigned commissioners of highways of the Town of Southampton in the County of Suffolk having met at the Town Clerk's office in the said town to decide upon the application of the Long Island Improvement Company Limited a corporation owning lands in said town and liable to be assessed for highway labor therein for the alteration of the highway that runs Easterly and Westerly across the Shinnecock Hills from the foot of said hills, near the head of the Creek to Canoe Place, and known as the highway that leads from Southampton to Canoe Place in said town so that it may be of the width of four rods instead of eight rods as heretofore all the said Commissioners having been duly notified to attend this meeting of the commissioners for the purpose of deliberating on the subject of this order do hereby order that the South line of the said road be and the same is hereby so



altered as to run in accordance with said application and a previous survey as follows:

Survey: Beginning at a certain point or monument marked S. 4. H. 1. said monument being on the east side of said Shinnecock Hills near the head of the Creek and nearly in line with the west line of the road that leads to Peconic Bay, running thence from said monument point or place of beginning North fifty seven degrees West, (N.  $57^{\circ}$  W.) three hundred forty six and eight tenths feet (346.8 Ft) to a point or monument marked S. 4. H. 2. the last mentioned monument being at the point of intersection with a line drawn North forty degrees fifty eight minutes West (N.  $40^{\circ} 58' 30''$  W.) from the South side of North chimney of Mortimer Payne's house and with a line drawn North seventy three degrees twenty five minutes thirty seconds West, (N.  $73^{\circ} 25' 30''$  W.) from the extreme South edge of chimney on Robert Woodburn's Jr., house, running thence from said monument marked S. 4. H. 2. North sixty five degrees two minutes thirty seconds West (N.  $65^{\circ} 2' 30''$  W.) one hundred forty three and one tenth feet (143.1Ft.) to a point or monument marked S. 4. H. 3. thence North seventy two degrees two minutes thirty seconds West (N.  $72^{\circ} 2' 30''$  W.) two thousand two hundred ninety eight and four tenths feet, (2298.4 Ft) to a point or monument marked S. 4. H. 4. thence North seventy six degrees fifty nine minutes West (N.  $76^{\circ} 59'$  W.) two thousand three hundred and sixty nine and three tenths feet (2369.3 Ft.) to a point or monument marked S. 4. H. 5 thence North eighty degrees forty two minutes West (N.  $80^{\circ} 42'$  W.) one thousand two hundred fifty three and three tenths feet, (1253.3 Ft.) to a point or monument marked S. 4. H. 6, the last mentioned monument being at the point of intersection of a line drawn North sixty eight degrees eight minutes thirty seconds East (N.  $68^{\circ} 8' 30''$  E.) from the center of Pon Quogue Light House with a line drawn South fifty four degrees

forty eight minutes thirty seconds East, (S.  $54^{\circ} 48' 30''$  E.) from the East end of the peak of roof on W. S. Hoyt's house, thence running from said monument marked S. 4. H. 6. South eighty nine degrees ten minutes thirty seconds West (S.  $89^{\circ} 10' 30''$  W.) one thousand six hundred five and nine tenths feet, (1605.9 Ft) to a point or monument marked S. 4. H. 7. thence South eighty three degrees twenty minutes west (S.  $89^{\circ} 10' 30''$  W) one thousand six hundred forty eight and six tenths feet, (1648.6 Ft) to a point or monument marked Sta 28, thence North eighty five degrees four minutes West (N.  $85^{\circ} 4'$  W.) four hundred sixty three and seventy five one hundredths feet ( $463.75/100$ ) to a certain stone monument the two last mentioned monuments being boundary monuments on Herbert E. Dickson's land running thence from said stone monument North sixty eight degrees forty one minutes West (N.  $68^{\circ} 41'$  W) three thousand twenty five and six tenths feet, (3025.6 Ft) to a point or monument marked S. 4. H. 10. being opposite Sugar Loaf Hill, thence North seventy six degrees twenty four minutes thirty seconds West (N.  $74^{\circ} 24' 30''$  W) eight hundred forty one and two tenths feet, (841.2 Ft) to a point or monument marked S. 4. H. 11. thence South eighty two degrees twenty nine minutes thirty seconds West (S.  $82^{\circ} 29' 30''$  W) two hundred sixty seven and six tenths feet (267.6 Ft) to a point or monument marked S. 4. H. 12 thence South seventy seven degrees twenty six minutes thirty seconds West (S.  $77^{\circ} 26' 30''$  W) two hundred twenty six and four tenths feet (226.4 Ft) to a point or monument marked Sta 87 the last mentioned monument being a boundary monument of Samuel L. Parrish's land running thence from said monument marked Sta. 87 North seventy one degrees thirty minutes West (N.  $71^{\circ} 30'$  W.) nine hundred and sixty eight feet, (968. Ft.) to a monument marked Station 101 the last mentioned monument being a boundary monument of Austin or Annie Corbin's land, running thence

from said monument marked Sta. 101 North eighty one degrees forty nine minutes West, (N.  $81^{\circ} 49' W$ ) four hundred and ninety feet (490 Ft) to a point or monument marked S. 4. H. 15. thence North seventy two degrees thirty three minutes West, (N.  $72^{\circ} 33' W$ ) four hundred twelve and eight tenths feet, (412.8 Ft) to a point or monument marked S. 4. H. 16 thence North eighty seven degrees ten minutes West (N.  $87^{\circ} 10' W$ ) two hundred thirty four and four tenths feet (234.4 Ft) to a point or monument marked S. 4. H. 17. thence South sixty four degrees fifteen minutes West (S.  $64^{\circ} 15' W$ ) one hundred twelve and three tenths feet (112.3 Ft) to a point or monument marked S. 4. H. 18. thence South forty six degrees thirty three minutes West (S.  $46^{\circ} 33' W$ ) five hundred eighty five and five tenths feet, (585.5Ft) to a point or monument marked S. 4. H. 19, thence South seventy seven degrees fifty one minutes West (S.  $77^{\circ} 51' W$ ) one hundred sixty and three tenths feet (160.3 Ft.) to a point or monument marked S. 4. H. 20 thence North eighty six degrees fifteen minutes West, (N.  $86^{\circ} 15' W$ .) one thousand three hundred thirty eight and nine tenths feet (1338.9 Ft.) to a point or monument marked S. 4. H. 21 thence North seventy eight degrees five minutes West (N.  $78^{\circ} 5' W$ ) one thousand five hundred five and three tenths feet, (1505.3 Ft) to a point or monument marked (S. 4. H. 22.) thence North sixty five degrees thirty five minutes West (N.  $65^{\circ} 35' W$ ) four hundred seventy six and eight tenths feet (476.8 Ft) to a point or monument marked S. 4. H. 23. thence North forty eight degrees two minutes West (N.  $48^{\circ} 2' W$ .) one thousand three hundred eighty nine and seven tenths feet (1389.7 Ft) to a point or monument marked (S. 4. H. 24) thence North eighty one degrees seventeen minutes West (N.  $81^{\circ} 17' W$ ) two hundred two and one tenth feet (202.1 Ft) to a point or monument on the South line of highway at Canoe Place, and that the North line of said highway shall be four rods distant from

the aforesaid South line and the said highway be and remain of the width of four rods. And it is further ordered that such parts of the present road as are not included in the above description be and the same are hereby discontinued a jury of twelve disinterested freeholders duly summoned and sworn having certified that such alteration is necessary and the discontinuance of the Northern four rods is necessary and proper in that it is useless and unnecessary; the said alteration passes through the improved and unimproved land of the Long Island Improvement Company Limited and the improved land of Wager Swayne, Herbert E. Dickson and William S. Hoyt all of whom consent thereto.

Dated Southampton, January 14th, 1890.

EGBERT H. HILDRETH, } Commissioners  
WILLIAM R. PENNEY, } of Highway.

A true copy of original, filed Jan'y 15th, 1890. Posted Jan'y 17th, 1890.

W. J. POST, Town Clerk.

Page 251. (Abstract). Harri M. Howell appointed a Justice of the Peace by reason of omission of James H. Foster to qualify.

### HIGHWAY, NATH'L FANNING'S TO FRANK HAVENS.

Page 252. At a meeting of the Commissioners of highways of the town of Southampton in the County of Suffolk at Nathaniel Fanning's house in the said town on the 17th day of March, 1890.

All the Commissioners having been duly notified to attend the said meeting for the purpose of deliberating

on the subject matter of the order, upon the application of John H. Enstine, a resident in said town, and liable to be assessed to work on the highways therein for the laying out or alteration of the highway hereafter to be described, and on the certificate of eleven reputable freeholders of said town, convened and duly sworn after due public notice, as required by the Statute, certifying that such highway is necessary and proper; And notice in writing of at least three days, having been given in due form of law to Francis Sayre, Fanny J. Currier, Walter F. Havens, the heirs or estate of Julius Sayre, and Nathaniel Fanning occupants of lands through which such highway is to run that the undersigned Commissioners would meet at this time and place, to decide on the application aforesaid; And we having heard all reasons offered for and against laying out such highway, it is ordered determined and certified that a public highway shall be, and the same is hereby laid out pursuant to said application whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a point on the south side of Hill Street at the north-east corner of Nathaniel Fanning's door yard fence and thence running South seven degrees and fifteen minutes west (S.  $7^{\circ} 15' W$ ) twenty one chains and nine links, (21 ch. 9 l.) thence South ten degrees and seventeen minutes west, (S.  $10^{\circ} 17' W$ ) eleven chains and seventy two links, (11 ch. 72 l.) to stone opposite angle near the residence of Walter F. Havens on the west side of Captains Neck road. The said line to be the west side of the road, which shall remain of the width of three rods. In witness whereof the said commissioners have hereunto subscribed their names the twenty-first day of March, 1890.

LEVERETT G. SQUIRES,	} Commissioners	
WM. R. PENNEY,		of
EGBERT H. HILDRETH,		Highways.

A true copy of original, filed and recorded Mar. 21st, 1890. Posted Mar. 22nd, 1890.

W. J. POST, Town Clerk.

### **HIGHWAY NEAR THE OLD CEMETERY AT MECOX.**

Page 253. At a meeting of the Commissioners of Highways of the town of Southampton in the County of Suffolk at the house of Charles T. Talmage in said town on the 11th day of April, 1890, All the Commissioners having met and deliberated on the subject matter of this order, upon the application of Orlando Seabury a resident in said town and liable to be assessed to work on the highways therein for the laying out or altering of the highway hereafter to be described, and on the certificate of a jury of eleven reputable freeholders of said town, convened and duly Sworn after due public notice, as required by the Statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to Elizabeth H. Rogers, to and across Sam's Creek Thence across the meadow land of heirs of John Chatfield to the Ocean, occupants of lands through which such highway is to run, That the undersigned Commissioners would meet at this time and place to decide on the application aforesaid; and we having heard all reasons offered for or against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made, and is as follows, to wit:

Survey: Beginning at a stone monument on the North side of Downs or Job's Lane, the top of the cupola on Mr. Downs' house bearing North fifty five forty East (N. 55° 40' E.) and the spire on the tower of Mr. O'Brien's Stable bearing North Thirty six degrees and

thirty minutes West (N. 36° 30' W.) and running 1st course South forty six degrees and fifteen minutes West (S. 46° 15' W.) ninety eight links, (98 l) to corner, From thence 2nd course South forty nine degrees and twenty five minutes East (S. 49° 25' E) five chains and forty nine links (5.49) From thence 3rd course, South fifty six degrees and eight minutes East (S. 56° 8' E) four chains (4 ch) From thence 4th course South thirty degrees West (S. 30° W.) twenty two chains and eight and one half links (22 ch. 8½ l), the U. S. L. S. Station North West corner bearing North eighty two East (N. 82° E) and the spire on tower of Mr. O'Brien's Stable bearing North eighteen degrees and thirty five minutes West (N. 18° 35' W) from this point, From thence 5th course South ten minutes West, (S. 00° 10' W) fifteen chains and fifty links (15 ch. 50 l) to the Ocean. And the line of said survey is to be the West line of said highway which is to be three rods in width. In witness whereof the said Commissioners have hereunto subscribed their names the twenty third day of April, 1890.

LEVERETT G. SQUIRES,	}	Commissioners of Highways.
WM. R. PENNEY,		
EGBERT H. HILDRETH,		

A true copy of the original, filed Apr. 23rd, 1890, posted Apr. 24th, /90.

W. J. POST, Town Clerk.

### HIGHWAY ON SHINNECOCK HILLS.

Page 252. The undersigned Commissioners of Highways of the town of Southampton in the County of Suffolk, having met at the Town Clerk's office in said town, to decide on the application of Wager Swayne, Ellen H. Swayne, H. E. Dickson by Wager Swayne attorney, K. M. Atterbury, Julia S. Welsh, by Osgood Welsh attorney, the Long Island Improvement Company Limited, by S.

L. Parrish President and C. L. Atterbury, owners of lands in said town, liable to be assessed for highway labor therein, for the alteration of the highway leading Easterly and Westerly across Shinnecock Hills from a point about two hundred feet (200 Ft) Southwesterly from J. Romaine Brown's Cottage, to a certain point opposite Sugar Loaf Hill. All the said Commissioners having been duly notified to attend this meeting of the Commissioners for the purpose of deliberating on the subject of this order, do hereby order that the line of the said road be, and the same is hereby so altered as to run as follows, to wit:

Survey: Beginning at a certain point or monument marked A on the South line of said highway, said point or place of beginning being North Sixty eight degrees forty one minutes west One hundred twenty and eight tenths feet (N.  $68^{\circ} 41' W$ ) (120.8 Ft.) from a certain stone monument, running thence from said point or place of beginning, North eighty eight degrees Twenty one minutes West Four hundred forty seven and eight tenths feet (N.  $88^{\circ} 21' W$ . 447.8 Ft.) thence North Fifty six degrees Fourteen minutes West, One hundred seventy six and eight tenths feet (N.  $56^{\circ} 14' W$ . 176.8 Ft.) thence North Twenty three degrees Thirty two minutes West One hundred thirty nine and eight tenths feet, (N.  $23^{\circ} 32' W$ . 139.8 Ft.) Thence North Ten degrees Thirty nine minutes East, Two hundred twenty two and six tenths feet (N.  $10^{\circ} 39' E$ . 222.6 Ft.) to a monument marked 216, Thence North Twenty three degrees Fifty eight minutes West, One hundred eighty and four tenths feet (N.  $23^{\circ} 58' W$ . 180.4 Ft.) to a monument marked 217, Thence North Sixty four degrees, Twenty seven minutes West Three hundred seventy seven and three tenths feet, (N.  $64^{\circ} 27' W$ . 377.3 Ft.) to a monument marked 218, Thence North, Sixty degrees Thirty nine minutes West, Five hundred and fifteen feet (N.  $60^{\circ} 39' W$ . 515 Ft) to a monument marked 219, Thence North Sixty seven degrees Forty six minutes west,



One hundred seventy two feet, (N.  $67^{\circ} 46'$  W. 172 Ft) to a monument marked 220, Thence North Eighty degrees Thirteen minutes West Two hundred fifty three and eight tenths feet, (N.  $80^{\circ} 13'$  W. 253.8 Ft) to a monument marked 221, Thence South Eighty eight degrees Nineteen minutes West Four hundred ninety seven and one tenth feet, (S.  $88^{\circ} 19'$  W. 497.1 Ft) to a monument marked 222, Thence South Sixty three degrees Forty eight minutes West, One hundred thirty nine and five tenths feet, (S.  $63^{\circ} 48'$  W. 139.5 Ft) to a monument marked 223, Thence South eighty six degrees Eleven minutes West, Two hundred two and seven tenths feet, (S.  $86^{\circ} 11'$  W. 202.7 Ft) to a monument marked S. L. H. 10 the last mentioned monument being opposite Sugar Loaf Hill. The said line to be the Southerly and Westerly line of said road which shall remain of the width of four rods. And it is further ordered that such parts of the present road as are not included in the above description from the beginning to the end of said alteration be, and the same are hereby discontinued.

Dated Southampton, April 26th, 1890.

WM. R. PENNEY,	} Commissioners	
EGBERT H. HILDRETH,		of
LEVERTT G. SQUIRES,		Highways.

A true copy of the original, filed Apr. 26/90, posted Apr. 28/90.

W. J. POST, Town Clerk.

Page 256. (Abstract). Commissioner's certificate of apportionment of School Moneys, dated March 18th, 1890.

Page 257. (Abstract). General statement of the Board of Auditors as made March 31, 1890.

Page 259. Minutes of the Annual Town Meeting of the town of Southampton, held April 1st, 1890.

(Abstract). The Pound Masters, Frank Bishop, James A. Hildreth and J. Madison Payne, were re-elected; present Board of Trustees re-elected, viz: Charles H. Halsey, John Quinn, Wesley H. Squires, Joseph Penney, Lewis R. Squires, Gilbert A. Penney, George G. White, B. F. Squires, Warren Corwin, John L. Cook, Albert Halsey and Albert J. Post.

(Abstract). Motions carried: \$1,000 be raised for Overseers of Poor; \$1,800 for Contingent account; \$300 for Board of Health; \$750 for Commissioners of Highways; balance of Dog Fund, \$187.76 appropriated for Commissioners of Highways; Town Trustees report read and following resolution passed:

“Resolved, That the Trustees of the Freeholders and Commonalty of the town of Southampton be, and they are hereby authorized (in their discretion) to execute on behalf of the town, such quit claim deed or deeds of the Shincock Hills property, or any upland property claimed by the town, as they may think advisable, subject to such reservations as to highways and convenient roads as they may think best, and all creeks, bays, ponds, waters and lands under water, and water privileges to be also excepted and reserved. And the said Trustees are authorized to require as a condition of any such deed (or deeds) the execution and delivery to them of such quit-claim deed (or deeds) by the grantees, (or others,) of premises claimed to be owned by the Town of Southampton, as the said Trustees may think best to require.

(Abstract). A resolution was lost “Whereas, a book of records now in the keeping of the clerk of a body of men calling themselves the Trustees of the Proprietors of the Common and undivided Lands of the Town of Southampton, which †book is a record of the freeholders and

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†Book not found in Town Clerk's office, March, 1927, after diligent search. See Trustees Archives.—Ed.

commonalty of the town of Southampton from the year 1741 to 1819 and is called the Town Trustees Book, Now therefore be it hereby resolved, that the President of the Board of Town Trustees take possession of the above said book of records and deposit the same in the Town Clerk's office for the use of the Trustees at any time and in any manner.

When declared lost by the chairman: An appeal was taken for a vote by the raising of hands, which declared the resolution lost by a vote of One hundred fifty four, to One hundred twenty three.

Moved and seconded that the Chairman appoint a committee of five to negotiate for the transfer of the book mentioned in the foregoing resolution. The motion was carried.

(Abstract). Report of committee on celebration of fifth semi-annual Centennial of the settlement of the town accepted and filed.

(Abstract). \$800 appropriated for expenses incurred in celebrating the above Centennial.

Resolution to elect Town Trustees by ballot was lost by a vote of 84 to 99.

The following preamble and resolution was offered and carried:

Whereas, the great and growing town of Southampton has no suitable place to hold its annual meeting, the very limited quarters it is compelled to occupy, depriving a great many people of their privilege of taking part in the business proceedings of the town,

Therefore, be it resolved, that there be a committee of five men appointed to take the necessary preliminary steps, looking to the erection of a suitable building in, the Village of Southampton, the upper floor to be used as a

\*town hall, the lower floor to be rented as stores or offices for the benefit of the town. Said committee to report at the next annual town meeting. Committee are as follows: E. A. Carpenter in the First Election District; G. Clarence Topping, Second District; Geo. G. White, Third District; Alexander Penny, Fourth District; David A. Vail, Fifth District.

(Abstract). Polls were continued open until six P. M. when the presiding officers adjourned to meet at eight A. M., April 2nd.

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### **\*TOWN HALL NEEDED.**

Southampton grew so in population no hall of size suitable to accommodate all electors at the business meeting of Town Meeting could be obtained. A motion prevailed in 1890 appointing a committee to report as to site, building, and estimate of cost of a Town Hall. As proposed it was to be on second story, with stores beneath which could be rented and avails go to town account. This committee reported in April, 1891. Its report did not occasion enthusiasm. It was politely received, laid on the table and the committee discharged. The matter came up again in 1892. A business meeting had been held in Southampton Presbyterian Church; but electors felt that a church edifice was no suitable place to hold an election. So an adjournment was taken and the polls held open in Agawam Hall. The people were not in mood for a hall; they had paid in the last decade heavily for litigation, and although the town was prosperous and had bonded for civil war quota and for the railroad, bond issues were not greatly favored. There was a conservative element in control who advocated a practice of "pay as you go." In 1891 the electors refused to appoint a committee on town hall, with \$50 appropriation for such committee. A similar resolution was tabled in April, 1892.—Ed.

Statement of the result of the annual town election of the town of Southampton, in the county of Suffolk, on the first day of April, 1890, made by the Board of Town Officers of said town, April 2nd, 1890:

The whole number of votes given for the office of Supervisor was 1091 of which James H. Pierson received 662 and George R. Howell received 429.

(Abstract). Town Clerk, Harry T. Halsey, 399; William J. Post, 536.

Justice of the Peace, full term, Marcus E. Griffin, 657; Harmon P. Payne, 431.

Justice of the Peace, to fill vacancy, David H. Raynor, 1099.

Collector, William Culver, 579; George D. Squires, 512.

Commissioner of Highways, J. Lawrence Sanford, 503; Wm. R. Penney, 587.

Overseers of Poor, James L. Haines, 695; Lewis Tuttle, 624; Stephen Hedges, 394; Daniel B. Cook, 471.

Assessor, George E. Foster, 431; Harvey P. Fanning, 665.

Inspector of Election: 1st Dist. Philander R. Jennings, 650; Edgar Wade, 651; Louis Hertz, 449; Lorenzo N. Vaughn, 443. 2nd Dist. Addison M. Cook, 651; Egbert Bishop, 651; Stephen Hedges, 450; G. Clarence Topping, 450. 3rd Dist. William H. Robinson, 649; Edward F. Sayre, 651; Gilbert H. White, 450; Charles D. Howell, 451. 4th Dist. John H. Jacobs, 651; Leander Squires, 651; Gilbert A. Penney, 449; Horace W. Lane, 448. 5th Dist. Charles G. Smith, 651; David A. Vail, 650; Lewis E. Howell, 447; Robert S. Pelletreau, 446.

Constable: Austin M. Morris, 750; Oliver Fanning, 651; James B. Worthington, 521; George F. Griffin, 648; Joseph Taylor, 641; William F. Payne, 341; Leander P.

Topping, 441; George L. Sanford, 445; Edmund C. Phillips, 449; Howard F. Goodale, 449; C. Edward Halsey, 254.

Game Constable, Samuel Berry, 1099.

Excise Commissioner, William D. Halsey, 595; Robert W. Penney, 427; Russell J. Smith, for unexpired term received 594; Howard T. Goodale, 425.

Inspectors of Election appointed: 1st Dist. Louis Hertz; 2nd Dist. Stephen Hedges; 3d Dist. Gilbert H. White; 4th Dist. Horace W. Lane; 5th Dist. Robert S. Pelletreau.

Dated April 2nd, 1890.

P. R. JENNINGS,	} Presiding Officers.
G. CLARENCE TOPPING,	
MARCUS E. GRIFFIN,	
HARRI M. HOWELL,	

A true copy of by

W. J. POST, Town Clerk.

Names of the persons appointed by the Chairman to negotiate for the transfer of the book of Records: G. Clarence Topping, Bridgehampton; John F. Young, Bridgehampton; Harri M. Howell, Southampton; John Quinn, Atlanticville; Gilbert H. Cooper, Sag Harbor.

Indian Trustees elected: Ulysses G. Ryer, Charles Bunn and Alphonso Eleazer.

Free Bay or old Board of Town Trustees elected.—Ed.

State Attorney General gives opinion in 1890: that Commissioners of the Land Office have no jurisdiction in towns organized under Colonial patents.—Ed.

The 250th anniversary of the founding of Southampton Town was observed Thursday, June 12, 1890.—Ed.

## †RECORD BOOK, 1741-1819.

The Town Trustees of Freeholders and Commonalty greatly desired to obtain a Record Book of 1741-1819, which they charged, in 1890, was held by a "body of men calling themselves the Trustees of the Proprietors of the Common and Undivided Lands of the Town of Southampton." Town meeting would not vote them arbitrary power to seize this book. So a committee was appointed to negotiate for transfer of the book to the Southampton town clerk's office. This committee reported and was discharged in April, 1891. Its report is not on file. The books of the Proprietor Trustees and the Town Trustees appear to have served until 1818 when a Legislative act obtained and the Proprietors became an incorporated body, annually electing their own trustees, and the two interests became separated. Under the town patent the freeholders were empowered to elect annually 12 trustees, who managed the affairs of the town in general, and who by custom and consent had the management of the undivided lands also, holding such lands for the tenants in Common, i. e., Proprietors, as custodians. The management of such undivided lands was subject to the vote of such of those who were owners of them, and the trustees who acted in a dual capacity before 1818, were supposed to carry out the will of the majority of the Proprietors, who in modern times were the heirs and assigns of the body of men who first associated together and contributed the money to buy the lands of the town. It is plain error, and so the courts seem to have recognized, to interpret the Dongan patent as meaning to give a share of the undivided lands to the town at large. After 1882, there were no more undivided lands, the Proprietor Trustees selling everything undivided that year.

It is understood that some of the record books of the Proprietor Trustees are in possession of Harri M. Howell.

of Southampton, who in 1890 was appointed one of a committee of five to negotiate for possession by Town Clerk of Book 1741-1819. At that time Mr. Howell was a Justice of the Peace of the Town of Southampton.

Mr. Harri M. Howell gives information March 1, 1927 as a surviving committeeman: "The book inquired about is known to the Town Clerk as 'The Black Trustee Book,' and contains the minutes of the Trustees of the Freeholders (Town Trustees) for many years. I do not remember whether any of the minutes of the Trustees of the Proprietors are entered in it. They very well may be as the record I have begins in 1826. I was a member of the Committee in 1890; the report I made was to the effect that Edwin Post, Clerk of Trustees of the Proprietors, had voluntarily deposited the book with the Town Clerk. The book can be seen any day at the office of the Town Clerk. It is, undoubtedly, a public record because it is the minutes of the corporation created by the Patent. Until 1818 those inhabitants who did not own rights of commonage had a very few rights which the corporation was bound to respect or did. A great many paragraphs of this book were introduced in the Mecox Bay case."

Information is further volunteered by Mr. Howell that only Proprietors could let their geese run in the street; that the Trustees leased the fisheries and the Proprietors had the money and any Proprietor was virtually an officer with the right to search anyone for fish taken without the consent of the leasee.—Ed.

## HIGHWAY TO BAY IN THE VILLAGE OF ATLANTICVILLE

Page 263. At a meeting of the Commissioners of Highways of the town of Southampton in the County of Suffolk, at Atlanticville in the said town, on the 22nd day



of May, 1890, All the Commissioners having met and deliberated on the subject matter of this order upon the application of Charles G. Vail a resident in said town, and liable to be assessed to work on the highways therein for the laying out or alteration of the highway hereafter to be described, and on the certificate of a jury of ten reputable freeholders of said town, convened and duly sworn after duly public notice, as required by the Statute certifying that such highway is necessary and proper: and notice in writing of at least three days, having been given in due form of law to David A. Vail, John E. Carter, W. E. Howell, George P. Carter, Alexander Rider's Heirs, Charles A. Carter, George W. Rockfellar, Woodruff M. Randall, Tuthill Carter and others occupants of lands through which such highway is to run that the undersigned Commissioners would meet at this time and place, to decide on the application aforesaid; and we having heard all reasons offered for or against laying out such highway, it is ordered determined and certified that a public highway shall be, and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a point on the south side of the North or old Country road the Southeast corner of Charles G. Vail's house bearing (North  $65^{\circ}$  W.) North Sixty five degrees west  $90 \frac{10}{12}$  Ft. Ninety feet and ten inches. The South side of chimney on Capt. Frank Cooper's house bearing (N.  $45^{\circ} 25'$  E.) North forty five degrees and twenty five minutes East 1st Thence running South fifty six degrees and twenty five minutes East (S.  $56^{\circ} 25'$  E) eighteen hundred and sixty four feet and ten inches ( $1864 \frac{10}{12}$  Ft) to the west side of Main Street leading through Atlanticville, on this course six hundred fifty feet and eleven inches ( $650 \frac{11}{12}$  Ft.) from starting point and eight feet and five inches (8.5 ft) East of line stands a large pine tree. 2nd Thence from east side of Main Street South Sixty degrees

and ten minutes East (S.  $60^{\circ} 10' E$ ) Nine hundred and thirty nine feet and eight inches ( $939 \frac{8}{12}$  Ft) on this course thirty six feet from starting point and in line with the west end Mr. E. Walter's house one hundred and eighty two feet and nine inches ( $182 \frac{9}{12}$ ) from line to Southwest corner of house. 3rd Thence South Eighty one degrees and twenty five minutes East ( $81^{\circ} 25' E$ ) Seven hundred and fifty two feet and eight inches ( $752 \frac{8}{12}$  Ft) to Creek or Bay. And the line of said survey is to be the East line of said highway, which is to be three rods in width. In witness whereof the said Commissioners have hereunto subscribed their names the 31st day of May.

WM. R. PENNEY, } Commissioners  
LEVERETT G. SQUIRES, } of Highways.

A true copy of original by

Posted June 3rd, 90.

W. J. POST, Town Clerk.

### HIGHWAY AT WESTHAMPTON.

Page 264. At a meeting of the Commissioners of highways of the town of Southampton, in the County of Suffolk at West Hampton in the said town on the 3rd day of June, 1890, All the Commissioners having met and deliberated on the subject matter of this order upon the application of Eckford F. Culver a resident in said town and liable to be assessed to work on the highways therein for the laying out or the altering of the highway hereafter to be described and on the certificate of a jury of twelve reputable freeholders of said town, convened and duly sworn after due public notice as required by the statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to Silas Tuttle, Joseph W. Griffin, Abraham Gor-

don, J. W. Howell, Mrs. Gertrude Jarvis, Noel B. Rogers, John S. Smith, Dennis K. Halsey, George C. Raynor, Stephen W. Bishop, Chas. R. Bishop, Eckford F. Culver, Herbert S. Culver, Sidney B. Culver, Sarah L. Culver, James Goodman and Asa W. Wilkinson occupants of lands through which such highway is to run, that the undersigned Commissioners, would meet at this time and place to decide on the application aforesaid, and we having heard all reasons offered for or against laying out such highway, it is ordered determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a point on the Southerly side of the highway leading from Beaverdam to West Hampton Center, and nearly opposite Good Templars Hall. The northwest corner of Good Templars Hall bearing North Forty two degrees East (N. 42° E.) The Southwest corner of Hall bearing North Sixty one degrees and Fifteen minutes East (N. 61° 15' E.) 1st Course, South Twenty seven degrees and fifty eight minutes West, (S. 27° 58' W.) Eleven hundred and ninety seven feet (1197 Ft.) On this course Forty four feet and six inches (44 6/12 Ft) from starting point and in line with east end of D. L. Skidmore's house, Twenty six feet and ten inches (26 10/12 Ft) to Southeast corner of house, at Four hundred and eight feet (408 Ft.) from starting point and in line with the south side of P. J. Griffin's house seventy nine feet and eight inches (79 8/12 Ft.) to Southwest corner of house. 2nd Course, Thence South Forty three degrees and Thirty eight minutes west (S. 43° 38' W.) Six hundred and forty seven feet and six inches (647 6/12 Ft.) 3rd Course, Thence South Sixteen degrees and five minutes West (S. 16° 5' W.) Thirteen hundred and sixty feet and eight inches (1360 8/12 Ft.) to Main Street. Main Street bearing North eighty three degrees and thirty min-

utes West (N.  $83^{\circ} 30' W.$ ) On this course Twelve hundred and eighty three feet and ten inches ( $1283 \frac{10}{12}$  Ft.) from starting point and in line with North end of Stephen G. Bishop's house, one hundred and fourteen feet and eight inches ( $114 \frac{8}{12}$  Ft) to North east corner of house. 4th Course, Dr. A. W. Wilkinson's point of Cupola on house bearing South Thirteen degrees and forty minutes west, (S.  $13^{\circ} 40' W.$ ) Thence South Twenty six degrees and twenty minutes West, (S.  $26^{\circ} 20' W.$ ) Twenty four hundred and thirty four feet and eight inches ( $2434 \frac{8}{12}$  Ft.) At this point Dr. A. W. Wilkinson's point of Cupola on house, bearing North fifty seven degrees and fifty minutes East (N.  $57^{\circ} 50' E.$ ) On this course one hundred and twelve feet and four inches ( $112 \frac{4}{12}$  Ft) from starting point and in line with the North end of Herbert S. Culver's house one hundred and forty seven feet and seven inches ( $147 \frac{7}{12}$  Ft.) to North west corner of house. 5th Course, Thence North Seventy nine degrees and thirty minutes West (N.  $79^{\circ} 30' W.$ ) one hundred and fifty seven feet (157 Ft) to the Creek or Bay. At the beginning of the 5th course the road widens to sixty six feet (66 Ft) or four rods and continues that width to the Creek or Bay. And the line of said survey is to be the west side of said highway which is to be three rods in width from point of beginning to the 5th course widening to four rods at this point and continuing four rods in width to the Creek or Bay. In witness whereof the said Commissioners have hereunto subscribed their names this 7th day of June, 1890.

LEVERETT G. SQUIRES,	} Commissioners	
WM. R. PENNEY,		of
EDGAR H. HILDRETH,		Highways.

A true copy of original made this 20th day of June, 1890.

W. J. POST, T. C.

## HIGHWAY AT FLANDERS, MAIN STREET TO BAY.

Page 266. At a meeting of the Commissioners of highways of the town of Southampton, in the County of Suffolk at Flanders in said town, on the 16th day of July, 1890, all the Commissioners having been duly notified to attend the said meeting for the purpose of deliberating on the subject matter of this order, upon the application of Asher B. Hallock, a resident in said town, and liable to be assessed to work on the highways therein for the laying out or altering of the highway hereafter to be described, and on the certificate of a jury of twelve reputable freeholders of said town, convened and duly sworn after due public notice, as required by the Statute, certifying that such highway is necessary and proper; and notice in writing of at least three days having been given in due form of law to Asher B. Hallock, J. Henry Perkins, Josiah H. Goodale and Betsey M. Goodale, occupants of lands through which such highway is to run, that the undersigned Commissioners would meet at this time and place, to decide on the application aforesaid and we having heard all reasons for or against laying out such highway, it is ordered, determined and certified that a public highway shall be and the same is hereby laid out pursuant to said application, whereof a survey has been made and is as follows, to wit:

Survey: Beginning at a point on the North side of the Main Street or highway leading through Flanders, the line of highway bearing from this point South Eighty two degrees and Forty five minutes East, (S. 82° 45' E) South Sixty eight degrees and Fifteen minutes west (S. 68° 15' W.) The South west corner of Capt. Nathan Hallock's house bearing North Forty seven degrees and Fifteen minutes East (N. 47° 15' E.) The North east corner of School

house bearing South Forty seven degrees and forty five minutes West, (S.  $47^{\circ} 45' W.$ ) 1st course North Seven degrees East (N.  $7^{\circ} E.$ ) eleven hundred and twenty five feet, (1125 Ft.) to the Bay. And the line of said survey is to be the east side of said highway which is to be Forty nine and one half feet ( $49\frac{1}{2}$  Ft) or three rods in width. In witness whereof the said Commissioners have hereunto subscribed their names the Twenty second day of July, 1890.

LEVERETT G. SQUIRES,	} Commissioners	
WM. R. PENNEY,		of
EGBERT H. HILDRETH,		Highways.

A true copy of original filed July 22nd, 1890 and posted July 23rd, 1890.

W. J. POST, Town Clerk.

Page 267. (Abstract). Chap. 262 laws of 1890 known as the "Reform Ballot Law" necessitated additional election districts and appointment of Inspectors of Election. Appointed to fill vacancies:

1st Dist. Charles A. Parks, Edgar Z. Hunt, Lorenzo N. Vaughn.

2nd Dist. Wm. H. Youngs, Halsey C. Taft, Wm. H. Cooper, George H. Gaffga.

3rd Dist. John F. Youngs, Jas. M. Halsey, Wm. D. Halsey.

4th Dist. Samuel Foster, Frank Downs, Wm. C. Foster.

5th Dist. Harri M. Howell, Wm. R. Penney, Harry T. Halsey.

6th Dist. Warren Corwin.

7th Dist. Josiah H. Goodale, Harvey P. Fanning, Henry W. Brown, John F. Penny, Samuel S. Griffing.

8th Dist. Henry Gardiner, Stephen B. Wilcox, John E. Raynor.

Given under our hands this 25th day of August, 1890.

JAMES H. PIERSON, Supervisor,	} Justices of the Peace.
WILLIAM J. POST, Town Clerk.	
G. CLARENCE TOPPING,	
P. R. JENNINGS,	
DAVID H. RAYNOR,	
MARCUS E. GRIFFIN,	

### INCREASE ELECTION DISTRICTS.

A law passed by the State Legislature in 1890, known as the "Reform Ballot Law" provided requisite election districts in Southampton town; an increase of from five to eight districts.—Ed.

Page 268. (Abstract). Certificate of Apportionment School Moneys, for the school year ending July 25, 1891.

Page 269. Minutes of the Annual Town Meeting of the Town of Southampton, held April 7th, 1891.

Meeting called to order by Justice P. R. Jennings in the Basement of the Presbyterian Church at 9 A. M. and the following preamble and resolution was offered:

Whereas under the provisions of the new ballot law, the Basement of the Church is deemed by the electors present an unsuitable place in which to hold the present town meeting therefore.

Resolved: that this meeting now adjourn to Agawam Hall, where more suitable accommodations can be obtained in which to hold the same.

(Abstract). Business meeting called to order by Justice P. R. Jennings; H. A. Fordham acting as clerk Pro

tem; General Statement of Auditors filed; Supervisor's report approved.

(Abstract). Voted: \$750 for loaming roads at Noyac, North Sea, Flanders and Canoe Place.

(Abstract). Resolved: to raise \$125 for court rooms for Magistrates; \$295 of Dog Fund appropriated to use of Commissioners of Highways; report of committee on Book of Records accepted and committee discharged; report of committee on Town Hall read and moved to lay on table, and committee be discharged.

Jas. A. Hildreth, Frank Bishop and J. Madison Payne were appointed Pound Masters

(Abstract). Resolution offered. That committee consisting of Geo. G. White, B. F. Squires, G. A. Penny, John Quinn, A. H. Penny, E. A. Carpenter, M. E. Griffin, David Vail, and A. J. Post, be appointed to consider matter of hall suitable for town, to select plan, make estimate of probable cost and report at next annual town meeting; sum of fifty dollars to be appropriated to use of committee. Resolution laid on table.

Old Board of Trustees elected by vote of 123 to 106.

(Abstract). Voted: \$2800. for Contingent Fund; \$2200. for Overseers of Poor; \$300 for Board of Health.

On motion it was voted that hereafter the Town Trustees be elected by ballot.

H. A. FORDHAM, Clerk Pro Tem.

A true copy of original filed April 8th, 1891,

W. J. POST, Town Clerk.  
MARCUS E. GRIFFIN,  
P. R. JENNINGS, Chairman,  
DAVID H. RAYNOR.

Indian trustees elected, Chas. Bunn, John Henry Thompson, and Alphonzo Eleazer.



Statement of the result of a town election held in the town of Southampton, 7th day of April, 1891:

(Abstract). Total vote 703. For Supervisor, James H. Pierson, 433; Alexander H. Penny, 261.

Clerk, William J. Post, 413; Harry T. Halsey, 287.

Collector, Henry W. Hallock, 387; William H. Camerden, 313.

Justice of the Peace, G. Clarence Topping, 701.

Overseer of the Poor, James L. Haines, 413; Lewis Tuttle, 412; George P. Carter, 273; Wm. Wallace Hildreth, 273.

Commissioner of Highways, Egbert H. Hildreth, 404; James M. Halsey, 284.

Assessor, Charles R. Bishop, 418; Willard F. Jagger, 286; Edgar Z. Hunt, 418; Clothier H. Vaughn, 285.

Inspector of Election: 1st Dist. Philander R. Jennings, 408; Edgar Z. Hunt, 408; Louis Hertz, 277; Alonzo Vaughn, 275. 2nd Dist. William H. Youngs, 408; Sylvanus H. Fordham, 408; William H. Cooper, 275; Peter Gaffga, 265. 3rd Dist. William D. Halsey, 408; John H. Young, 408; James M. Halsey, 276; Stephen Hedges, 276. 4th Dist. Addison M. Cook, 408; Edward F. Sayre, 408; J. Lawrence Sanford, 276; David H. Burnett, 279. 5th Dist. William R. Penny, 408; Harri M. Howell, 408; Gilbert H. White, 280; Harry T. Halsey, 275. 6th Dist. John J. Jacobs, 408; Leander Squires, 407; Gilbert A. Penny, 274; Horace W. Lane, 273. 7th Dist. Henry W. Brown, 408; Nathan B. Hallock, 407; Samuel S. Griffing, 277; John F. Penny, 276. 8th Dist. Charles G. Smith, 408; Lyman T. Ketcham, 408; John E. Raynor, 276; John J. Leary, 276.

Constable: Austin H. Morris, 700; James B. Worthington, 411; Joseph Taylor, 393; Oliver Fanning, 410; Henry C. Thurston, 411; Leander P. Topping, 285; Edward J. Halsey, 304; Carl Jayne, 286; Charles F. Griffing, 286.

Game Constable, Gilbert H. Payne, 697.

Commissioner of Excise, Edward L. Squires, 163;  
Silas L. Woodruff, 356.

(Abstract). Inspector of Election appointed: Dist. 1, Louis Hertz; Dist. 2, Peter Gaffga; Dist. 3, Stephen Hedges; Dist. 4, David H. Burnett; Dist. 5, Gilbert H. White; Dist. 6, Gilbert A. Penny; Dist. 7, Samuel S. Grif-  
fing; Dist. 8, John J. Leary.

P. R. JENNINGS, MARCUS E. GRIFFIN, DAVID H. RAYNOR,	}	Presiding Officers
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A true copy of original filed April 8th, 1891.

W. J. POST, T. C.

Page 273. (Abstract). General Statement of the Board of Auditors made April 6, 1891.

Page 276 (Abstract). David H. Raynor elected Justice of the Peace to hold office until 31st day of December, 1893, resigned. Henry A. Fordham appointed Justice to fill vacancy, January 20, 1892.

Page 276. Minutes of the Annual Town Meeting held April 5th, 1892.

(Abstract). Pound Masters elected: Jas. A. Hildreth, Frank Bishop and J. Madison Payne. General Statement read and filed. Supervisor's report approved.

(Abstract). Appropriated, \$2,800. for Contingent Account; \$2300 for Overseers of Poor; \$1300. for Commissioners of Highways; \$700 for Lockup in Village of Southampton; directed that \$260. of Dog Fund be used in improving Sagg Road.

Resolved, that there be two Overseers of the Poor elected hereafter; also that there be three Commissioners of Highways elected hereafter.

Ordered \$400. raised by tax for Board of Health.

A resolution that a committee be appointed to obtain plans, estimates and cost of a suitable Town Hall, and report at the next annual Town Meeting, was laid on the table.

Meeting adjourned.

EDWARD H. FOSTER, Clerk Pro Tem.

P. R. JENNINGS, Presiding Officer.

(Abstract). Decided that the balloting be adjourned at 6 o'clock P. M. (April 5) until tomorrow at 8:00 A. M., and that the polls remain open until 8:30 P. M.

Indian Trustees elected were Wickman Cuffee, Alphonso Eleazer and John Henry Thompson.

W. J. POST, Chairman.

Page 277. Statement of the result of a Town Election, Southampton, 5th day of April, 1892:

(Abstract). Supervisor, James H. Pierson, 496; Daniel B. Cook, 403.

Town Clerk, William J. Post, 514; Harry T. Halsey, 388.

Collector, Samuel H. Howell, 484; Silas L. Woodruff, 413.

Justice of the Peace, full term, Philander R. Jennings, 510; Edward B. Hill, 390.

Justice of the Peace, unexpired term, Harri M. Howell, 455; Henry A. Fordham, 448.

Overseer of the Poor, Albert E. Topping, 510; Wm. W. Hildreth, 387; Harmon P. Payne, 392; Lewis Tuttle, 510.

Commissioner of Highways, David Rogers, 509; James E. Downs, 395.

Assessor, James L. Haines, 506; Chas. S. Hedges, 390; Chas. H. Bishop, 511; Warren Corwin, 389.

Inspector of Election: Dist. 1, Philander R. Jennings, 508; Charles A. Parks, 506; Louis Hertz, 389; L. N. Vaughn, 390. Dist. 2, Nathaniel Eggleston, 507; Samuel C. Pierson, 507; Charles Lucas, 388; John S. Brogan, 391. Dist. 3, Egbert R. Bishop, 507; Edwin J. Hildreth, 507; James M. Halsey, 390; Stephen Hedges, 391. Dist. 4, Addison M. Cook, 509; Edward F. Sayre, 507; John J. McGee, 389; David Burnett, 389. Dist. 5, Harri M. Howell, 506; Jetur R. Rogers, 509; Arthur Whittaker, 388; Charles Henry Halsey, 391. Dist. 6, David A. Vail, 507; Joseph W. Jacobs, 507; Horace Lane, 391; James E. Downs, 389. Dist. 7, Henry W. Brown, 507; Nathan B. Hallock, Jr., 507; Charles Griffin, 391; Samuel Griffin, 391. Dist. 8, Charles G. Smith, 506; Lyman T. Ketcham, 507; Maurice Tuttle, 392; John E. Raynor, 390.

Constable, Austin H. Morris, 513; James B. Worthington, 509; George Fanning Edwards, 509; Oliver Fanning, 507; Henry C. Thurston, 510; Samuel Kipp, 387; Leander B. Topping, 387; Joseph E. Taylor, 386; Ed C. Phillips, 388; Lewis C. Howell, 387.

Game Constable, Samuel Berry, 392.

Town Trustee, George G. White, 898; Charles W. Payne, 789; Wesley H. Squires, 783; Albert J. Post, 900; William Culver, 445; Joseph H. Goodale, 442; Elihu M. Pierson, 444; Gilbert A. Penny, 440; John L. Cook, 428; John M. Hildreth, 426, Elias P. Tuttle, 426; E. Erastus Halsey, 426; Warren Corwin, 420; Peter F. Tuttle, 401; Silas E. Jessup, 418; John M. Stevens, 365; Charles S. Hedges, 358; John Reeve, 351; Charles W. Homan, 351; John Quinn, 115; E. O. Hedges, 354; Joseph Penny, 109; Charles H. Halsey, 105; Albert Halsey, 104; Lewis R. Squires, 101; Benjamin F. Squires, 104; Josiah Goodale, 1.

Inspectors of Election appointed: Dist. 1, L. N. Vaughn; 2nd, Charles A. Lucas; 3rd, Stephen Hedges; 4th

John J. McGee; 5th, Charles H. Halsey; 6th, Horace Lane; 7th, Samuel Griffin; 8th, John E. Raynor.

P. R. JENNINGS, H. A. FORDHAM, M. E. GRIFFIN, G. CLARENCE TOPPING,	}	Presiding Officers.
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A true copy of original filed April 7th, 1892.

W. J. POST, Town Clerk.

Page 280. (Abstract). General Statement of Board of Auditors, April 4, 1892.

Page 282. (Abstract). Commissioner's Apportionment of School Moneys school year ending July 25, 1892.

Page 283. (Abstract). Aleration of School Districts No. 7 & No. 8.

President George G. White, of Town Trustees, reported in 1882: "We gave Dr. Chambers a quit claim deed to land on the beach for \$75.

"We gave an easement for a bridge at Sag Harbor, and sold to Fahys & Cook about  $\frac{3}{4}$  acre of land between the bridge and railroad, for \$50.

"Compromised with President of the L. I. Improvement Co., giving him a quit claim deed for Shinnecock Hills, reserving all necessary highways and 50 feet of the shore above highwater mark on Shinnecock Bay and 75 feet of the shore on Peconic Bay; he gives to us all lands under water in Shinnecock, Quantuck, Cold Spring and Bulls Head bays, and the eastern part of the Great South Bay, and the tributaries, that the Maxwell deeds cover."—Ed.

An act of the Legislature, introduced by James H. Pierson, in 1892, not only gave Southampton Town Trustees authority to open inlets; but forbid the opening of inlets from the ocean to the bay by any other person; it also permitted Town Trustees at any time to dam up the canal leading from Shinnecock Bay to Quantuck Bay, "to secure an inlet into Shinnecock Bay." The act repealed a law authorizing commissioners to dam up the Quantuck Canal.—Ed.

Page 283. (Abstract). Herrick J. Raynor, West Hampton, appointed Excise Commissioner to fill vacancy April 29, 1892.

Page 284. (Abstract). Consents of School Trustees to changing District 7 and 8.

Page 285. Minutes of the Annual Town Meeting, April 4th, 1893.

Justice P. R. Jennings, presiding; Edward H. Foster elected Clerk Pro Tem.

(Abstract). Voting for town officers discontinued and polls closed for one and a half hours. Elected:

Pound Masters, James A. Hildreth, Frank Bishop and J. Madison Payne.

(Abstract). General Statement read; Town Trustees report adopted; Supervisor's report adopted.

Resolved, that this meeting appropriate \$500 for the use of the Town Trustees, to meet expenses incurred by suits at law.

(Abstract.) \$200.70 balance of Dog Fund appropriated to complete Southampton Lockup.

(Abstract). Vote of thanks given Supervisor James H. Pierson for able and efficient way he has conducted the affairs of the town.

(Abstract). Motions adopted: \$500 be raised to meet deficiency in Contingent Account; \$300 for Board of Health; \$100 for use of Justices for rent of Court Rooms.

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In 1892, the Court of Appeals decided in favor of the Town of Southampton in the Old Burying Ground case. The value of the property was not great; but the contest involved points which were fought with a great deal of persistency and some ill feeling.—Ed.

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Southampton Town lost the first trial of the Bett's case in 1892. The decision of the Circuit Court concerned the beach lands. The court decided that the titles given by the Trustees of the Proprietors were good ones and that Mr. Betts and other property owners on the water-front owned to the ocean, including the beach and dunes. This case was appealed.—Ed.

Ordered: That when the polls are opened, voting is to continue till 6 p. m., when the polls are to be closed till 8 a. m., the 5th inst. to remain open till 8:30 a. m., of that day, when the officers shall proceed to canvass the votes.

Unanimously voted that the Town Trustees be authorized to execute of all their title to and in the North End Burying Ground, in this Village, to the Corporation known as the Southampton Cemetery Association.

Notice was given of a resolution to raise \$300.00 for \*printing Town Records. Adopted.

Resolved, That \$200.00 be appropriated for purchasing loam to be used upon the public roads.

(Abstract). Resolution to lease lands under water for oyster culture to be submitted at next town meeting; not more than two acres to an individual.

Resolved, That the Town Trustees are hereby authorized and instructed to survey and properly mark the boundaries between Shinnecock Bay and the Ocean Beach and that the work be performed during the early part of the coming Summer.

(Abstract). Appropriated \$300.00 for publishing records of town, not yet printed, under the direction of the Town Clerk.

(Abstract). Appropriated \$2000. for Overseers of Poor; \$1150. for Commissioners of Highways.

P. R. JENNINGS,	} Presiding Officers.
MARCUS E. GRIFFIN,	
G. CLARENCE TOPPING,	
HARRI M. HOWELL,	

Indian meeting for the election of three trustees for one year, held in same place as the Southampton Town

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\*Note.—The town has always appropriated moneys for preserving and printing its records.—Ed.

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The greater part of the town favored "Free Bay," but were willing to have the question go to a vote.—Ed.

Meeting and at the close of the business meeting, resulted in the election of Winfield Lee, Grant Ryer, and Cornelius Eleazer.

Statement of the result of the annual Town Meeting, on the 4th & 5th days of April, 1893 made by the Town Board of said town:

(Abstract). Supervisor, James H. Pierson, 395; James M. Halsey, 274; Barnabas Reeve, 81.

Town Clerk, William J. Post, 399; George F. Wines, 260; William F. Halsey, 94.

Justice of the Peace, Harri M. Howell, 393; Henry A. Fordham, 264; Charles Harlow, 92.

Collector, Edward P. White, 407; Gilbert H. White, 257; S. Egbert Ellsworth, 91.

Commissioners of Highways, Jetur R. Rogers, 399; James L. Sanford, 259; Charles R. Halsey, 92.

Commissioner of Highways, short term, David Rogers, 400; Blank, 355.

Overseer of the Poor, Lewis Tuttle, 408; Lewis E. Carter, 252; Joseph L. Overton, 94.

Overseer of the Poor, short term, Albert Topping, 394; Edward L. Squires, 94.

Assessor, Harvey P. Fanning, 403; Horace W. Lane, 253; Charles H. Harlow, 97.

Inspector of Election: Dist. 1, Philander R. Jennings, 405; Charles A. Parks, 406; Lorenzo N. Vaughn, 254; Emanuel DeCastro, 255; Charles A. Reney, 94; Russell J. Smith, 94. Dist. 2, Samuel C. Pierson, 404; Sylvanus H. Fordham, 404; Wm. H. Cooper, 256; John S. Brogan, 256; Edwin J. Beckwith, 94; Wm. A. White, 94. Dist. 3, Egbert R. Bishop, 406; Edwin J. Hildreth, 406; G. Clarence Topping, 254; Stephen Hedges, 256; Hiram S. Rogers, 94; Wm. E. Overton, 94. Dist. 4, Addison M. Cook, 404; Edward F. Sayre, 406; John Magee, 252; Frank Downs, 256;



Wm. D. Halsey, 94; Benj. C. Foster, 94. Dist. 5, Harri M. Howell, 401; Jetur R. Rogers, 407; Austin J. Bogue, 93; Daniel T. Wells, 93. Dist. 6, David A. Vail, 406; Joseph W. Jacobs, 406; Horace W. Lane, 255; George W. Howell, 255; Lorenzo D. Bellows, 94; Benjamin Squires, 94. Dist. 7, Henry W. Brown, 404; Nathan B. Hallock, Jr., 405; Samuel Griffing, 256; Chauncey M. Havens, 255; Herrick J. Raynor, 94; Blank 96. Dist. 8, Charles G. Smith, 406; Lyman T. Ketcham, 406; J. J. Learie, 251; John B. Cook, 256.

Constable, Austin H. Morris, 405; E. Erastus Halsey, 407; George Fanning Edwards, 407; Henry C. Thurston, 406; Oliver Fanning, 404; Joseph Henry Decastro, 251; Leander P. Topping, 248; Edward J. Halsey, 255; Charles F. Griffing, 273; William Rohm, 95; Thomas C. Topping, 94; Eugene A. Jackson, 92; William Vaughn, 1; Blank 184; Ira B. Tuttle, 263.

Game Constable, Samuel Berry, 659; Edward Bennett, 94.

Bay Constable, Lewis E. Howell, 257; Blank, 498.

Town Trustee, George G. White, 644; Albert J. Post, 658; Charles W. Payne, 642; John M. Hildreth, 407; E. Erastus Halsey, 408; John L. Cook, 657; Wesley H. Squires, 653; Wm. Culver, 406; Henry W. Brown, 407; Hiram Stevens, 407; Elias P. Tuttle, 406; Frank C. Rogers, 405; John Quinn, 261; Joseph Penny, 256; Gilbert A. Penny, 256; Lewis R. Squires, 256; Albert Halsey, 257; Charles H. Halsey, 252; Warren Corwin, 253; Blank 1163.

Commissioner of Excise, William D. Halsey, for long term, 379; Edward L. Squires, for short term, 379; David B. Wiggins, Jr., for long term, 261; John Brogan, for short term, 1.

(Abstract). Inspectors of Election appointed: Dist. 1, Lorenzo N. Vaughn; Dist. 2 Wm. Cooper; Dist. 3, Stephen Hedges; Dist. 4, Frank Downs; Dist. 5, Benjam-

in H. Bishop; Dist. 6, Horace W. Lane; Dist. 7, Samuel Griffing; Dist. 8, John B. Cook.

A true copy of original filed April 6th, 1893.

W. J. POST, T. C.

P. R. JENNINGS, G. CLARENCE TOPPING MARCUS E. GRIFFIN, HARRI M. HOWELL,	} Presiding Officers.
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Page 291. (Abstract). Commissioner's Certificate of Apportionment of School Moneys, 1893.

### GOOD GROUND TO PECONIC BAY.

Highway beginning at a monument on east line of the highway leading from Good Ground, thence to Peconic Bay.

Page 292. At a meeting of the Commissioners of Highways of the Town of Southampton in the County of Suffolk on the seventeenth day of February, 1893, for the purpose of deliberating on the propriety of laying out a highway in said town hereinafter described and on the application of Wesley H. Squires a person liable to be assessed for highway labor in said town, and a release from the owners of the land through which the highway is proposed to be opened, having been given, it is ordered and determined that a highway shall be and the same is hereby laid out in said town as follows:

Beginning at a point marked by a stone monument on the east line of the highway leading from Good Ground thence North seventy five degrees fifty minutes east, (N. 75° 50' E.) One thousand seven hundred and twenty four feet (1724 ft.) Thence North two degrees ten minutes east

(N. 02° 10' E.) One thousand one hundred and three feet (1103 ft.) to the water or Peconic Bay; and the line of survey shall be the South and East line of the highway, which shall be three rods and six inches in width.

Dated at Southampton, this first day of June, 1893.

EGBERT H. HILDRETH,	} Commissioners	
DAVID ROGERS,		of
JETUR R. ROGERS,		Highways.

A true copy of original filed June 1st, 1893 and recorded June 2nd, 1893.

W. J. POST, Town Clerk.

Page 292. Release of land near Good Ground for Highway.

We Wesley H. Squires, S. Watson Squires, Samuel A. Miller, Samuel E. Fanning, Leander Squires and Abner Squires, and Edwin F. Squires by Wesley H. Squires Attorney, all said persons being of the Town of Southampton, County of Suffolk and State of New York except the said Edwin F. and Abner E. Squires who reside in the City of Brooklyn, State of New York aforesaid, for value received hereby severally and fully dedicate unto the Town of Southampton aforesaid, a strip of land across our several lands in said town, at a place called Squiretown being north of and near the Village of Good Ground, for the purpose of a public highway which premises are more definitely described as follows:

Beginning at a point on the Canoe Place highway at or near the boundary line between the lands of Samuel E. Fanning and undivided lands of Wesley H., Abner E. and Edwin F. Squires and running thence across the lands of Samuel E. Fanning, S. Watson Squires, Samuel A. Miller and the undivided lands of Wesley H. Squires, Abner E. Squires and Edwin F. Squires, North seventy five degrees

fifty minutes east, seventeen hundred and twenty four feet (N. 75° 50' E 1724 ft.), Thence, North, two degrees and ten minutes east eleven hundred and three feet, (N. 02° 10' E. 1103 ft.) across the several lands of Samuel A. Miller and Leander Squires to the North or Peconic Bay. Said road being of the width of three rods and six inches and the said survey being on the south line of said highway to the angle, and continuing thence on the east line of said highway to the said Peconic Bay.

The aforesaid description being made from an actual survey made by Leveret G. Squires, a map or diagram thereof showing the owners of land through which said road passes and the amount taken from premises of each of said persons being filed herewith. And we severally, also release said town from all damages by reason of the laying out and opening of said highway.

In witness whereof we have hereunto set our hands and affixed our seals this fifteenth day of May, 1893.

Words "undivided" "four" on first page & "six inches" on 2nd page interlined before execution.

MARCUS E. GRIFFIN.

WESLEY H. SQUIRES, (L. S.)  
 (ABNER E. SQUIRES, (L. S.)  
 (EDWIN F. SQUIRES, (L. S.)  
 (by WESLEY H. SQUIRES, Attorney L. S.)  
 SAMUEL A. MILLER, (L. S.)  
 LEANDER SQUIRES, (L. S.)  
 SAMUEL E. FANNING, (L. S.)  
 S. WATSON SQUIRES, (L. S.)

State of New York }  
 Suffolk County. } s. s.

On this fifteen day of May in the year 1893, Wesley H. Squires, and Abner E. Squires and Edwin F. Squires by Wesley H. Squires Attorney, Leander Squires, Samuel A.

Miller, S. Watson Squires and Samuel E. Fanning, to me known and known to me to be the individuals described in the foregoing release who executed, and acknowledged to me that they executed the same.

MARCUS E. GRIFFIN, Justice of the Peace.

A true copy of original filed June 1st and recorded June 2nd, 1893.

W. J. POST, Town Clerk.

Page 294. Release of land by Isaac C. Halsey for alteration of Highway.

Whereas, a highway is proposed to be altered by the Commissioners of Highways of the Town of Southampton in the County of Suffolk, and which will run through my lands commencing at the intersection of the highway from the Oneck road to the Country road in the Village of West Hampton in said town with said Country road, thence westerly along the south line of said Country road two rods from the west line of said highway from the Oneck road to the Country road as it now exists, thence Southerly to a point, on the west line of said highway from the Oneck road to the Country road as it now exists, eight rods from said Country road, therefore, I do hereby consent that such road be so altered, located, opened, worked and used through my lands.

Witness my hand and seal this 21st day of April, 1886.

ISAAC C. HALSEY, (L. S.)

A true copy by me this 6th day of June, 1893.

W. J. POST, Town Clerk.

### HIGHWAY AT BRIDGE HAMPTON

Page 294. Whereas, James A. Sanford did present to the Commissioners of Highways of the Town of Southampton in the County of Suffolk, a written application

dated the seventh day of February, 1893 to lay out a highway in said town and whereas Commissioners were appointed by the County Court of said County pursuant to section 84 of the highway law, and after having duly met, certified that such proposed highway was necessary and proper and should be laid out and opened and assessed the damages therefor and the said Court having confirmed the decision of said Commissioners which said application orders and certificates were duly filed in the office of the Town Clerk of said town to which reference is here made. Now therefore we the undersigned Commissioners of Highways of said town pursuant to section 89 of the highway law do hereby lay out such highway as so applied for and ordered whereof a survey has been made as follows:

Beginning at a stone set at a point on the North line of the Main Country (road) leading west from Bridgehampton one hundred and fifty feet West of the Southwest corner of the homestead of Henry L. Van Scoy Running thence North ten degrees west (N. 10° W.) Fourteen hundred ninety nine feet (1499 ft) to a stone standing on the Southerly side of the highway known as Rail Road Avenue; and the line of such survey shall be the east line of the highway which is to be sixty six (66 ft) in width.

Dated this 26th day of June, 1893.

EGBERT H. HILDRETH, DAVID ROGERS, JETER R. ROGERS,	} Commissioners of } Highways.
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A true copy by

W. J. POST, Town Clerk.

Page 295. Whereas John Quinn, Nathaniel S. Jackson, Howard Goodale, William T. Edwards and H. M. Sanford did present to us as Commissioners of Highways of the Town of Southampton in the County of Suffolk, a written application dated the 5th day of December, 1891,

to lay out a highway in said town; and whereas Commissioners were appointed by the County Court of said County pursuant to section 84 of the Highway Law, and after having duly met certified that such proposed highway was necessary and proper and should be laid out and opened and assessed the damages therefor, and the said Court having confirmed the decision of said Commissioners which said application orders and certificates were duly filed in the office of the Town Clerk of said town to which reference is here made.

Now therefore we the undersigned Commissioners of Highways of said town pursuant to section 89 of the Highway Law do hereby lay out such highway, as so applied for and ordered, whereof a survey has been made as follows:

Beginning at a point on the southerly side of the Main Highway leading through the Village of East Quogue said point being indicated by a stone monument, thence running south fifty five degrees twelve minutes east (S. 55° 12' E) Seventeen hundred and one and four twelfths (1701 4-12) to a point marked by a stone. Thence north thirty four degrees forty eight minutes east (34° 48' E.) three hundred thirty one feet (331 ft) or to the Bay; and the line of such survey shall be the westerly and southerly bound of the highway which is to be three rods or forty nine and one half feet in width and the herein described highway passes through the enclosed lands of Nathaniel S. Jackson, John Quinn, Wells D. Benjamin and Mrs. George Cecil.

Dated at Southampton this 13th day of July, 1893.

EGBERT H. HILDRETH,	} Commissioners	
DAVID ROGERS,		of
JETUR R. ROGERS,		Highways.

A true copy of original filed in town clerk's office July 13th, 1893.

W. J. POST, Town Clerk.

Page 296. (Abstract). E. Erastus Halsey, elected Constable, fails to qualify; Leander R. Topping appointed Constable to fill vacancy, July 18, 1893.

Page 297. (Abstract). Pasted loose leaf: Commissioner's Certificate of Apportionment School Money, school year ending July 31, 1894.

Page 297. (Abstract). Death of \*Philander R. Jennings causes vacancy in office of Justice of the Peace; William C. Greene appointed to serve until the 3rd day of April, 1894.

Page 298. (Abstract). General Statement of Board of Auditors made April 3rd, 1893.

Page 300. (Abstract). General Statement of Board of Auditors made April 2nd, 1894.

Page 302. Minutes of the annual Town Meeting of the town of Southampton held April 3-4, 1894.

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### \*PHILANDER R. JENNINGS.

Philander R. Jennings served almost a life time in town offices. He was a Justice of the Peace for more than 40 consecutive years and in 1859 he was elected a Member of Assembly. During the civil war he had commission as a lieutenant of volunteers. In 1861 he was appointed postmaster at Sag Harbor and held the position through the administrations of Lincoln (two) and Grant (two), and a portion of the administration of Hayes. The post office was in the brick block west side Main street then known as The Corrector Office Building; Judge H. P. Hedges had his law office on the second floor.—Ed.



(Abstract). Business meeting called to order by Justice Marcus E. Griffin. Motion made to discontinue voting during meeting lost; in order to continue voting Henry P. Hedges was chosen chairman; Edward H. Foster chosen clerk Pro Tem. James A. Hildreth, Frank Bishop and J. Madison Payne re-elected Pound Masters; report of Town Auditors accepted.

A verbal report of Town Trustees was accepted which was in substance, that the shore of Shinnecock Bay on the beach side had been surveyed as ordered by the last annual town meeting; also that the \*Betts suit had been decided against the town by the lower court.

(Abstract). Resolution to withdraw Betts' suit laid on table; financial report of affairs of town ordered published in pamphlet form in time to distribute at or before the annual town meeting; report of committee on (Southampton) lockup accepted and committee discharged; polls ordered closed at 6 P. M., to reopen April 4, at 8 A. M., and to remain open for one hour.

(Abstract). Voted. \$500 for Contingent Account; \$500 for Town Trustees; \$300 for Board of Health; that \$250 of Dog Fund be appropriated to Commissioners of Highways to repair Scuttlehole road, roads between Good Ground, East Quogue and Riverhead; \$500 for fire proof safe for use of Town Clerk.

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\*Note.—It was an action for ejectment. The court decided that title given by the Trustees of the Proprietors of the undivided lands was a good one and that Mr. Betts (and other purchasers of property on the waterfront) owned down to the ocean including the beach and dunes. The opinion, at the time, was: if the decision should be upheld by the higher courts, it would dispose of the old idea that the ocean beach between the sand banks and the surf, was a town highway. The decision of the Circuit Court in the Betts' case was very important.—Ed.

(Abstract). Question submitted: "Shall the trustees be authorized to lease to residents of this town, certain lands under water for the purpose of planting oysters therein?" voted on by raising of hands and lost.

Offered, and laid on table:

Resolved: That the Supervisor of the town be directed to convey by deed, to such board of trustees as shall be chosen by the electors of this town, for the purpose of controlling the ground herein mentioned, all the lands absolutely composing the burial grounds in the northern part of the village of Sagaponack. (Tabled).

W. J. POST, Secretary.

(Abstract). Statement of result of annual town election Southampton, on 3d and 4th days of April, 1894:

Supervisor, James H. Pierson, 537; D. Frank Osborne, 229.

Town Clerk, William J. Post, 528; Frank Downs, 174; William F. Halsey, 75.

Justice of the Peace, full term, Marcus E. Griffin, 533; Charles G. Smith, 532; Daniel B. Cook, 167; Harmon P. Payne, 169; Barnabas Reeve, 71; Herrick J. Raynor, 74.

Justice of the Peace, to fill vacancy, William C. Greene, 535; Edward B. Hill, 167; John Fordham, 73.

Collector, William H. Youngs, 537; John B. Cook, 166; William A. White, 73.

Commissioner of Highways, Edwin P. Rogers, 543; Stephen Hedges, 163; Daniel L. Chester, 71.

Overseer of the Poor, Albert E. Topping, 533; William Wallace Hildr th, 168; Joseph L. Overton, 74.

Assessor, Edgar Z. Hunt, 537; David A. Vail, 536; Sylvester F. Downs, 167; Michael J. Morouney, 165; Edward L. Squires, 74; Charles S. Hedges, 74.

Inspector of Election: Dist. 1, Edgar Z. Hunt, 534; William L. Cook, 536; Emanuel De Castro, 168; Lorenzo N. Vaughn, 165; Russell J. Smith, 74; Charles H. Mont-

calm, 74. Dist. 2, Edward L. Keese, 536; Samuel C. Pier-son, 536; John S. Brogan, 167; Wilbur H. Tabor, 168; Edgar C. King, 74; Edwin J. Beckwith, 74. Dist. 3, Eg-berth R. Bishop, 536; Edwin J. Hildreth, 536; G. Clarence Topping, 168; Stephen Hedges, 168; William E. Overton, 74; Hiram S. Rogers, 74. Dist. 4, Addison M. Cook, 533; Edward F. Sayre, 535; Frank Downs, 172; John H. Os-borne, 80; Benjamin C. Foster, 80. Dist. 5, Jetur R. Rogers, 535; Harri M. Howell, 532; Benjamin H. Bishop, 167; Frederick Austin, 168; Charles Harlow, 75; William H. Squires, 75. Dist. 6, John Quinn, 535; Joseph W. Jacobs, 536; Horace W. Lane, 163; Fred S. Downs, 164; Lorenzo D. Bellows, 74; William Squires, 74. Dist. 7, Henry W. Brown, 537; Nathan B. Hallock, Jr., 536; Sam-uel S. Griffin, 168; Charles T. Griffin, 169. Dist. 8, Ben-jamin G. Halsey, 536; Winfield F. Jessup, 537; John B. Cook, 168; John E. Raynor, 170.

Constable, George Fanning Edwards, 535; Oliver Fanning, 536; Lyman T. Ketcham, 536; Austin H. Morris, 531; Harry J. Ludlow, 534; James C. Cosgrove, 167; Lean-der P. Topping, 173; Edmund C. Phillips, 167; John Q. Adams, 167; William Rohm, 74; Thomas C. Topping, 74; Edward W. Bennett, 74; Eugene Jackson, 74.

Game Constable, Robert R. Kendrick, 538; Lewis W. Howell, 165.

Town Trustee, Charles W. Payne, 538; John M. Hil-dreth, 539; E. Erastus Halsey, 540; Albert J. Post, 704; Jetur R. Rogers, 540; Wesley H. Squires, 520; William Culver, 531; Nathan B. Hallock, Jr., 529; Frank Halsey, 539; Silas E. Jessup, 540; Elias P. Tuttle, 539; Frank C. Rogers, 537; Elijah Cullum, 165; Elisha O. Hedges, 166; Gilbert H. White, 167; J. Lawrence Sanford, 165; Frank Downs, 168; George E. Foster, 181; Ellis Squires, 176; Samuel Griffin, 165; George W. Howell, 168; Nathan C. Jessup, 164; Alva B. Tuttle, 165.

Commissioner of Excise, Henry L. Van Scoy, 361.

Changing system of working highways: 239 for changing to the money system; 227 against changing to money system.

Proposition \$10,000 appropriation to dredge Quogue Ditch: 137 for; 417 against.

Proposition \$2,500 appropriation for Overseers of the Poor: 443 for; 155 against.

Proposition \$1,000 appropriation for Commissioners of Highways: 381 for; 186 against.

Proposition \$4,000 appropriation to build a bridge across Sagg Pond: 136 for; 400 against.

Inspectors of Election appointed: Dist. 1, Lorenzo N. Vaughn; Dist. 2, Wilbur H. Tabor; Dist. 3, Stephen Hedges; Dist. 4, Frank Downs; Dist. 5, Benjamin H. Bishop; Dist. 6, Fred S. Downs; Dist. 7, Charles F. Griffin; Dist. 8, John E. Raynor.

G. CLARENCE TOPPING,	} Presiding Officers.
WM. C. GREENE,	
MARCUS E. GRIFFIN,	
HARRI M. HOWELL,	

A true copy of the original filed in this office Apr. 5th, 1894.

W. J. POST, Town Clerk.

(Abstract). Page 308. Harry J. Ludlow, elected Constable, fails to qualify; Leander P. Topping appointed to fill vacancy July 20, 1894.

(Abstract). Commissioner's Certificate of Apportionment of School Moneys for school year ending July 31, 1895. (Pasted printed form at Page 309).

Page 309. Is Blank.

Page 310. Minutes of the annual Town Meeting held April 2nd, 1895.

(Abstract). Business commenced at 12 M., Justice Marcus E. Griffin acting as Chairman. Edward H. Foster was chosen clerk pro tem. Financial statement approved; Supervisor's report approved. Pound Masters were elected: James A. Hildreth, Frank Bishop and Madison Payne; verbal report of Town Trustees made by their clerk, Albert J. Post; report as to railroad indebtedness; statement of Overseers of the Poor accepted; Commissioners of Highways report approved.

Voted: For Contingent Account \$500; Board of Health, \$400; \$441.78 for Commissioners of Highways, from Dog Fund, appropriated \$241.78 for improvement of Brick Kiln road; \$200 for improvement of road between Springville and Good Ground, and Good Ground and Pon Quogue.

(Abstract). Resolution, that town meeting commend and approve action of town board in regard to building bridge over Quogue Ditch; also to contest legal right of the United States government to compel the building of \*bridges over said waters or to compel the demolition of the bridges now spanning said water. Resolution laid on table. Resolution to commend action of town board in matter of bridges was unanimously carried.

(Abstract). Ordered payment of bill for disbursements in illness, death and burial of David Walker, of Shinnecock. Remitted State, town and county tax on real estate of William L. Polly, Absalom Oldershaw and Edwin Bill (civil war veterans) under provisions of section 1393.

EDWARD H. FOSTER, Clerk Pro tem.

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\*Note—The War Department maintained that the bridges spanned navigable waters, and that draw bridges approved by the Government should be constructed.—Ed.

Page 311. Statement of the result of the annual town election of the town of Southampton:

(Abstract). Justice of Peace, G. Clarence Topping, 472; D. Egbert Smith, 65.

Collector, Asher B. Hallock, 302; Gilbert A. Penny, 165; Benjamin Squires, 63.

Commissioner of Highways, David Rogers, 303; Fred S. Downs, 170.

Overseer of Poor, Lewis Tuttle, 321; Harmon Payne, 152; Herrick J. Raynor, 65.

Assessor, Theodore F. Haines, 316; Albert J. Post, 313; William Wallace Hildreth, 155; J. Lawrence Sanford, 159; William F. Halsey, 64; William E. Overton, 64.

Inspector of Election: Dist. 1, William L. Cook, 320; William C. Greene, 321; Emanuel De Castro, 152; Lorenzo N. Vaughn, 154; Russell J. Smith, 65; Frederick C. Sands, 65. Dist. 2, Edward L. Keese, 321; William H. Youngs, 321; Wilbur H. Tabor, 154; John S. Brogan, 154; William A. White, 64; Edwin J. Beckwith, 65. Dist. 3, Egbert R. Bishop, 321; Edwin J. Hildreth, 320; Elisha O. Hedges, 154; Stephen Hedges, 154; William E. Overton, 65; Thomas C. Topping, 65. Dist. 4, Edward F. Sayre, 321; Addison M. Cook, 320; Frank Downs, 154; James R. Foster, 154; John H. Osborn, 64; Samuel W. Squires, 64. Dist. 5, Livingston E. Bowden, 318; Nathan C. Howell, 318; Charles P. Edwards, 156; Edward H. Howell, 152; S. Egbert Ellsworth, 65; Henry F. Herrick, 65. Dist. 6, John H. Jacobs, 321; George W. Rockefeller, 322; Horace W. Lane, 153; William H. Carter, 153; Lorenzo Bellows, 65; William Squires, 65. Dist. 7, Henry W. Brown, 321; Nathan B. Hallock, Jr., 321; Samuel Griffing, 153; Charles F. Griffing, 154. Dist. 8, Benjamin G. Halsey, 321; Winfield F. Jessup, 321; John E. Raynor, 154; John B. Cook, 154; George C. Jagger, 65; John Tuttle, 65.

Constable, Austin H. Morris, 318; Edward G. Sayre, 321; George Fanning Edwards, 321; Lyman T. Ketcham, 321; Leander P. Topping, 153; John F. Rogers, 155; Edward C. Phillips, 154; John Q. Adams, 154; Thomas C. Topping, 65; John Willer, 65.

Game Constable, Samuel Berry, 324; George L. Sanford, 151; Albert M. Payne, 63.

Town Trustees, Charles W. Payne, 320; John M. Hildreth, 320; E. Erastus Halsey, 309; Albert J. Post, 319; John Quinn, 318; Jetur R. Rogers, 325; Joseph W. Jacobs, 324; Silas E. Jessup, 326; Frank C. Rogers, 327; Elias P. Tuttle, 326; Nathan B. Hallock, Jr., 322; Hervey T. Hedges, 151; Henry T. Haney, 151; Frank Downs, 153; Gilbert H. White, 177; Charles H. Halsey, 153; Elisha O. Hedges, 150; Warren Corwin, 149; Wm. H. Carter, 149; Samuel Griffing, 150; Wm. H. Camerden, 151; Wm. H. Bishop, 151; Alva B. Tuttle, 151.

Commissioner of Excise, Edward L. Squires, 287; Everett Carpenter, 1.

Question, to change the system of taxation for working the highways: 179 for; 124 against.

Appropriation for Overseers of the Poor: 319 for; 109 against.

Inspectors of Election appointed: Dist. 1, Emanuel De Castro and Lorenzo N. Vaughn; Dist. 2, John S. Brogan and Wilbur H. Tabor; Dist. 3, Elisha O. Hedges, and Stephen Hedges; Dist. 4, Frank Downs and James R. Foster; Dist. 5, Charles P. Edwards and Edward H. Howell; Dist. 6, Horace W. Lane and William H. Carter; Dist. 7,

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Note.—In 1894 Southampton changed to the money system of working the highways.—Ed.

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The Town Trustees opened to the public about 1,000 acres of oyster lands and bay bottom in May, 1895. This had been leased, but rentals for it never paid to the town.—Ed.

Moved and seconded that this meeting adjourn.  
Carried.

G. CLARENCE TOPPING,  
Acting Clerk.

A true copy of original filed June 26th, 1901.

W. J. POST, T. C.

Page 381. (Abstract). Wilbur H. Tabor appointed Inspector of Election for Dist. 2, to fill vacancy and to hold office until next biennial town meeting. Dated October 15, 1901.

Page 382. (Abstract). Vacancy in office of Constable, resignation of George Higgins; George F. Payne appointed Constable to hold office until next succeeding biennial town meeting. Dated May 22, 1902.

Page 383. (Abstract). Commissioner's certificate of apportionment of school moneys. Dated March 18, 1902.

Page 384. (Abstract). Vacancy Inspector of Election, Dist. 2, resignation of George N. Payne; Wm. H. Youngs appointed Inspector of Election until next succeeding biennial town meeting. Dated July 15, 1902.

Page 384. (Abstract). Consolidation of School Districts 2 & 7, and vote to establish a Union School, the district formed is designated Union Free School Dist. No. 2. Dated Riverhead, N. Y., September 15th, 1902. Signed Charles H. Howell, School Com., 1st Dist.

Page 385. (Abstract). General statement of the Town Board of the Town of Southampton, N. Y., for year

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Note.—The newspapers of 1901 say that the attempt to hold a town meeting in June, 1901 was a "fizzle and a farce," and that Silas Tuttle was the comedian. Daniel B. Cook wanted to know "What we are here for?" and G. A. Penny desired information from the President of the Board of Trustees. He did not get it.—Ed.



Resolved. That the trustees be instructed to place notices in all inland waters: That these waters belong to the town of Southampton and are open to the use and enjoyment of all the inhabitants thereof.

(Abstract). Presented two copies printed town records to the Suffolk County Historical Society; also a copy to each incorporated library in the town.

Mr. Parrish, president of the Shinnecock Land Co., addressed the meeting on matters of interest to the town of Southampton.

A true copy of original by

W. J. POST, Town Clerk.

Page 317. Statement of the result of the Annual Town Election on the 7th day of April, 1896:

(Abstract). Supervisor, James H. Pierson, 585; G. Clarence Topping, 336; Wm. F. Halsey, 92.

Town Clerk, Wm. J. Post, 548; Benjamin H. Bishop, 323; Chas. Harlow, 91.

Justice of the Peace, Wm. C. Greene, 585; Edward B. Hill, 295; Edwin J. Beckwith, 91.

Collector, Chas. R. Bishop, 560; John E. Raynor, 316; Herrick J. Raynor, 93.

Commissioner of Highways, Wm. H. Pierson, 385; Samuel P. Foster, 210; Addison E. Jennings, 68.

Overseer of the Poor, Albert E. Topping, 565; Stephen Hedges, 299; Emmett Cooper, 93.

Assessor, Harvey P. Fanning, 566; Gilbert A. Penny, 293; John A. Tuttle, 94.

Inspector of Election: Dist. 1, Wm. C. Greene, 568;

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approaches to railroad overhead bridge were being constructed, in 1895. Both of his legs were broken. An item in General Town Account, 1896, reads: "Loan Acct. of costs in L. R. Smith Suit, \$3,000."—Ed.

Wm. L. Cook, 558; Patrick H. Conner, 295; Lorenzo N. Vaughn, 295; James E. Reney, 93; Edgar C. King, 93. Dist. 2, Edward L. Keese, 559; W. H. Youngs, 565; John S. Brogan, 292; M. J. Morouney, 293; Wm. H. White, 93; Samuel M. Polley, 92. Dist. 3, Edwin J. Hildreth, 561; Egbert R. Bishop, 558; Elisha O. Hedges, 294; Stephen Hedges, 296; Wm. E. Overton, 94; Thomas C. Topping, 93. Dist. 4, Edward F. Sayre, 556; Addison M. Cook, 556; Frank Downs, 296; James R. Foster, 294; Benjamin C. Foster, 94; John H. Osborne, 94. Dist. 5, Edward P. White, 558; Livingston E. Bowden, 551; Chas. P. Edwards, 294; Wm. Fitzpatrick, 293; Henry B. Bishop, 94; S. Egbert Ellsworth, 93. Dist. 6, George W. Rockefeller, 557; John W. Jacobs, 566; Horace W. Lane, 294; Wm. H. Carter, 292; Blank 485. Dist. 7, Nathan B. Hallock, Jr., 559; Josiah H. Goodale, 556; Samuel Griffing, 294; Chauncey M. Havens, 294. Dist. 8, Benj. G. Halsey, 554; John E. Raynor, 295; John B. Cook, 294; Thurston H. Raynor, 90; D. Egbert Smith, 93; George W. Tuthill, 557.

Constable, James E. Bunnell, 557; Edward G. Sayre, 557; George Fanning Edwards, 557; Oliver Fanning, 560; Edward B. Winters, 555; Charles E. Bassett, 298; Nathan P. Halsey, 293; Samuel F. Austin, 294; Edmond C. Phillips, 293; Harmon P. Payne, 295; William Rohm, 91; Albert M. Page, 91; John W. Tuttle, 90; Benjamin Squires, 90.

Game Constable, Samuel Berry, 854; Edward Bennett, 93.

Town Trustee, John M. Hildreth, 581; Charles W. Payne, 560; E. Erastus Halsey, 560; Elihu M. Pierson, 564; Albert J. Post, 565; Jetur R. Rogers, 561; Silas E. Jessup, 560; Frank C. Rogers, 566; Elias P. Tuttle, 566; Nathan B. Hallock, Jr., 563; Horace M. Wells, 563; John Quinn, 557; Hervey T. Hedges, 299; Elisha O. Hedges, 298; Wm. Wallace Hildreth, 299; J. Allen Burnett, 296; Frank T. White, 298; Samuel Berry, 296; George E. Fos-

ter, 295; Theodore Carter, 293; George W. Howell, 296; Samuel Griffin, 296; J. Mitchell Stevens, 293; A. Brewster Tuttle, 307; blank 2832.

(Abstract). Excise vote: Storekeeper's license: 370 for; 515 against; druggist license, 596 for; 296 against; hotel license, 481 for; 458 against; saloon license, 402 for; 532 against.

Appropriation of \$2800. for Overseers of the Poor: 562 for; 241 against.

Appropriation of \$850 for Commissioners of Highways 307 for; 139 against.

Inspector of Election appointed: Dist. 1, Patrick H. Connor, Lorenzo N. Vaughn; Dist. 2, John S. Brogan, M. J. Morouny; Dist. 3, Elisha O. Hedges, Stephen Hedges; Dist. 4, Frank Downs, James R. Foster; Dist. 5, Charles P. Edwards, Wm. Fitzpatrick; Dist. 6, Horace W. Lane, Wm. H. Carter; Dist. 7, Samuel Griffin, Chauncey M. Havens; Dist. 8, John E. Raynor, John B. Cook.

MARCUS E. GRIFFIN,	} Presiding	
WILLIAM C. GREENE,		
G. CLARENCE TOPPING,		
C. G. SMITH,		} Officers.
HARRI M. HOWELL.		

A true copy of original,

W. J. POST, Town Clerk.

Page 321. (Abstract). Charles T. Ludlow appointed Inspector of Election in place of Egbert R. Bishop, disqualified, 3d election district, October 9, 1896.

Page 321. (Abstract). Josiah H. Goodale appointed Inspector of Election, 7th Dist., to fill vacancy, caused by disqualification of Josiah H. Goodale, October 9, 1896.

Page 322. (Abstract). Benj. H. Halsey appointed Inspector of Election, 8th Dist., to fill vacancy, Oct. 9, 1896.

Page 322. (Abstract). John W. White, appointed Inspector of Election to fill vacancy, 5th Dist., October 9, 1896.

Page 323. (Abstract). Wm. H. Carter appointed Inspector of Election to fill vacancy, 6th Dist., October 9, 1896.

Page 324. (Abstract). Commissioner's Certificate of Apportionment of School Moneys year ending July 31, 1896.

Page 325. Minutes of the annual Town Meeting held April 6th, 1897.

(Abstract). Meeting called to order by Justice Marcus E. Griffin, who presided. Pound Masters re-elected James A. Hildreth, Frank Bishop and J. Maddison Payne.

Directed: That the \*bonds to the amount of one hundred and fifteen thousand dollars, representing the Rail Road indebtedness of the Town of Southampton, N. Y., and now in the hands of the Supervisor and canceled, be burned in the stove in the presence of the meeting and a committee appointed by the chairman, which consisted of H. P. Hedges, Jas. H. Pierson, and J. W. F. Howell, to burn the same. The committee reported the debt wiped out and the bonds burned.

(Abstract). Supervisor's report accepted; trustees instructed to comply with resolution of last town meeting as to posting notices relative to the waters of the town; report of Overseers of Poor, and Commissioners of Highways accepted.

Passed:

Resolution: That \$150 of Dog Fund be appropriated

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\*Note—The bonds were issued for Southampton Town's share of cost of construction of the Manor Branch of the railroad from Manorville to Sag Harbor.—Ed.

for roads at Flanders, and Riverhead, etc.; balance for Dist. No. 4, to buy loam; \$400 appropriated for Board of Health; \$500 for Contingent Fund; \$150 to pay balance for printing the fourth volume of Town Records.

Ordered: Financial accounts be printed annually.

W. J. POST, Town Clerk.

Page 326. Statement of the result of the Annual Town Election, Southampton, on the sixth day of April, 1897:

(Abstract).

Whole number ballots voted 619.

Justice of the Peace, Henry A. Fordham, 324; Wm. F. Howell, 178; Wm. F. Halsey, 43.

Collector, Edward G. Sayre, 358; Thomas H. Hildreth, 154; Thomas C. Topping, 47.

Commissioner of Highways, E. Erastus Halsey, 340; Leander P. Topping, 121; Wm. E. Overton, 50.

Overseer of the Poor, Lewis Tuttle, 363; Alonzo Albin, 153; D. Egbert Smith, 49.

Assessor, Edgar Z. Hunt, 360; David A. Vail, 358; James E. Downs, 151; Hervey T. Hedges, 151; Edwin J. Beckwith, 46; John A. Tuttle, 47.

Inspector of Election: Dist. 1, Edgar Z. Hunt, 357; Wm. L. Cook, 359; Lorenzo N. Vaughn, 147; Patrick H. Connor, 150; Russell J. Smith, 47; Edgar C. King, 47. Dist. 2, Edward L. Keese, 359; George M. Payne, 357; John S. Brogan, 147; M. J. Morouney, 147; Wm. H. Stafford, 47; Wm. F. Holtz, 46. Dist. 3, Edwin J. Hildreth, 358; Chas. T. Ludlow, 357; Elisha O. Hedges, 147; Stephen Hedges, 150; Daniel L. Chester, 47; Hiram S. Rogers, 47. Dist. 4, Edward F. Sayre, 358; Addison M. Cook, 357; Frank Downs, 149; Jas. R. Foster, 149; Samuel W. Squires, 43; Benj. C. Foster, 47. Dist. 5, John H.

White, 360; Charles Blackburn, 360; Chas. P. Edwards, 152; Wm. Fitzpatrick, 149; Chas. R. Halsey, 48; S. Egbert Ellsworth, 46. Dist. 6, John H. Jacobs, 362; Geo. W. Rockefeller, 363; Horace W. Lane, 148; Julian F. Terrel, 147. Dist. 7, Nathan B. Hallock, Jr., 362; Josiah H. Goodale, 358; Samuel Griffin, 148; Charles Griffin, 148. Dist. 8, Frank C. Halsey, 361; W. Halsey Clark, 356; John B. Cook, 148; John E. Raynor, 148; John W. Tuttle, 44; Thurston Raynor, 43.

Constable, Edward G. Sayre, 361; James E. Bunnell, 362; George Fanning Edwards, 371; Oliver Fanning, 366; Edward B. Winters, 361; George Hildreth, 149; James Feary, 146; Christopher Holzman, 145; Henry Riggles, 143; Edward Cavanaugh, 146; Wm. R. Rohm, 45; Albert M. Page, 45; George C. Jagger, 45.

Game Constable, Samuel Berry, 361; Howard Goodale, 145; Edward W. Bennett, 47.

Town Trustee, Charles W. Payne, 367; John M. Hildreth, 371; Albert J. Post, 370; Jetur R. Rogers, 368; Asher B. Hallock, 370; Frank C. Rogers, 362; Elias P. Tuttle, 379; Harvey P. Fanning, 370; Horace W. Wells, 369; John Quinn, 364; Charles S. Rogers, 371; Charles A. Ludlow, 364; Hervey T. Hedges, 149; Charles N. Hildreth, 147; Elisha O. Hedges, 148; Wm. Wallace Hildreth, 151; Frank White, 151; Samuel Berry, 152; Alva B. Tuttle, 149; J. Mitchell Stephens, 148; Harmon P. Payne, 149; Timothy J. Downs, 150; Chauncey Havens, 148; George W. Howell, 150.

Appropriation, \$1900. for Commissioners of Highways: for 325; against 185.

Question, "To Discontinue Bay Leasing?" yes 279; no 223.

Appropriation, \$5000., yes 169; no 291.

Appropriation, \$100., yes 247; no 180.

Appropriation, \$2300., yes 372; no 72.

Inspectors of Election appointed: Dist. 1, Patrick H. Connor, Lorenzo N. Vaughn; Dist. 2, John S. Brogan, M. J. Morouney; Dist. 3, Elisha O. Hedges, Stephen Hedges; Dist. 4, Frank Downs, James R. Foster; Dist. 5, Charles P. Edwards, Wm. Fitzgerald; Dist. 6, Horace W. Lane, Julian F. Terrell; Dist. 7, Samuel Griffing, Charles Griffin; Dist. 8, John B. Cook, John E. Raynor.

MARCUS E. GRIFFIN,	} Presiding	
G. CLARENCE TOPPING,		
WM. C. GREENE,		
CHARLES G. SMITH,		} Officers
HARRI M. HOWELL,		

A true copy of the original filed April 7th, 1897.

W. J. POST, Town Clerk.

Pages 330-331. (Abstract). Appointment to fill vacancies as Inspectors of Election: John S. Brogan, 2nd Dist; Michael J. Morouney, 2nd Dist; James R. Foster, 4th Dist., Sept. 7, 1897.

Page 331. (Abstract). Consent of School Commissioner to raising of \$500. to complete school building, 7th Dist., Feb. 16, 1891.

Page 332. (Abstract). Order consolidating School Dists. 6 & 7., Nov. 1, 1890.

Page 332. (Abstract). Resignation of Henry A. Fordham elected Justice of the Peace; Edward H. Foster appointed Justice to fill vacancy, January 18, 1898.

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By the summer of 1897 a mile and a half of the canal between Shinnecock Bay and Moriches Bay had been dug and deepened.—Ed.

Page 333. (Abstract). Commissioner's Certificate of Apportionment of School Moneys for school year ending July 31, 1897.

Page 334. (Abstract). Financial report made by the Town Board and printed by items as ordered by vote of town meeting held April, 1894, for year ending April 2, 1895.

Page 336. (Abstract). General statement of the Financial Report for the year ending April 3, 1896.

Page 339. (Abstract). General statement of the Financial Report for the year ending April 6, 1897.

Page 342. (Abstract). General statement of Financial Report for year ending April 5, 1898.

Page 344. Minutes of the annual Town Meeting of the Town of Southampton, N. Y., held April 5, 1898.

(Abstract). Stephen Goodale, Frank Bishop and David Payne were elected Pound Masters. Reports of Overseers of Poor, Commissioners of Highways, Town Trustees and Supervisor were read and accepted, \$427.10, amount in Dog Fund, appropriated for Commissioners of Highways, for improvement of road leading from Canoe Place to Riverhead, between Flanders and Slade Brook, and improvement of Brick Kiln road near Bridgehampton.

A motion to appoint committee to draft a resolution to \*bond the town in an amount not to exceed \$200,000 for the improvement of roads, was lost.

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\*Note.—The motion to bond came at a time when the use of motor propelled vehicles was generally being adopted by the wealthier inhabitants of the town. Good roads were built soon after automobiles were reduced to a price where persons of moderate means could purchase motor cars, and demanded better highways.—Ed.



Appropriations made: for Contingent Account, \$500.; for Board of Health, \$500.; for Quogue bridge, \$500.

W. J. POST, Town Clerk.

A true copy of original made this 15th day of April, 1898.

W. J. POST, Town Clerk.

Page 345. Statement of the result of the annual Town Election of the Town of Southampton, on the 5th day of April, 1898:

(Abstract). Whole number general ballots voted were 953.

Supervisor, James H. Pierson, 477; Gilbert H. White, 282; Wm. F. Halsey, 88.

Town Clerk, Wm. J. Post, 490; Edward H. Howell, 270; Charles Harlow, 84.

Justice of the Peace, to fill vacancy, Edward H. Foster, 758; Wm. R. Halsey, 83.

Justice of the Peace, full term, Marcus E. Griffin, 491; Charles G. Smith, 486; John E. Raynor, 265; Alex H. Penny, 264; Edward L. Squires, 87; D. Egbert Smith, 86.

Collector, Edward P. White, 473; Charles Bush, 284; John H. Osborne, 83.

Commissioner of Highways, Nath'l S. Jackson, 416; J. Mitchell Stevens, 326; Herrick J. Raynor, 84.

Overseer of the Poor, Albert E. Topping, 487; Wm. Wallace Hildreth, 264; Russell J. Smith, 85.

Assessor, Albert J. Post, 483; Theo. F. Haines, 485; John E. White, 265; Henry T. Conklin, 269; Edwin J. Beckwith, 86.

Inspector of Election: Dist 1, Wm. L. Cook, 486; Albert LaPlace, 464; Lorenzo N. Vaughn, 265; Wm. S. Gardiner, 264; Edgar C. King, 87; Frank Hand, 86. Dist. 2, Edward L. Keese, 485; George N. Payne, 486; M. J. Mourouney, 266; John S. Brogan, 263; Wm. A. White, 87;

Wm. F. Holtz, 85. Dist. 3, Charles T. Ludlow, 487; Ernest C. Loper, 486; Elisha O. Hedges, 264; Stephen Hedges, 263; Daniel Chester, 86; Hiram S. Rogers, 85. Dist 4, Addison M. Cook, 485; Wm. C. Foster, 474; Frank Downs, 265; James R. Foster, 263; Benj. C. Foster, 85; Samuel W. Squires, 87. Dist. 5, John H. White, 484; Chas. P. Edwards, 265; Henry B. Bishop, 84; William O. Williamson, 485; Wm. Fitzpatrick, 263; S. Egbert Ellsworth, 85. Dist. 6, John H. Jacobs, 487; Geo. W. Rockefeller, 488; Horace W. Lane, 265; Lewis E. Carter, 262; Edwin C. Bellows, 85; Eugene A. Jackson, 84. Dist. 7, Josiah H. Goodale, 488; Nathan B. Hallock, 488; Charles F. Griffin, 263; Samuel S. Griffin, 262. Dist. 8, Wm. H. Clark, 489; Frank C. Halsey, 488; Jacob Einsla, 263; John B. Cook, 261; John H. Tuttle, 85; Thurston H. Raynor, 84.

Town Trustee, John M. Hildreth, 488; Charles W. Payne, 489; Charles S. Rogers, 487; Charles A. Ludlow, 482; Albert J. Post, 488; Jetur R. Rogers, 486; Hervey P. Fanning, 484; Horace M. Wells, 488; David A. Vail, 487; Asher B. Hallock, 485; Frank C. Rogers, 484; Elias P. Tuttle, 490; A. Brewster Tuttle, 264; John F. Penny, 262; George E. Foster, 264; Theo. Carter, 263; Daniel B. Cook, 266; George W. Howell, 263; Samuel P. Foster, 271; Frank T. White, 267; Charles G. Howell, 264; George H. Hildreth, 265; Henry T. Hainey, 265; Edward B. Hill, 263.

Game Constable, Samuel Berry, 283; Blank 578.

Constable, James E. Bunnell, 481; Edward G. Sayre, 490; George Fanning Edwards, 750; Oliver Fanning, 486; Edward B. Winters, 483; Charles H. Vaughn, 266; George S. Topping, 264; C. S. Holsman, 265; Wm. Stephens, 266; Wm. H. Stafford, 85; Thos. E. Topping, 84; John Willer, 82; Wm. C. Rogers, 83.

(Abstract). Excise Questions: Saloon license, 367 yes; 371 no.

Storekeeper's license, 296 yes: 371 no.

Druggist's license, 898 yes: 327 no.

Hotel license, 441 yes; 327 no.

Question: "To Discontinue Bay Leasing?" 272 yes; 510 no.

Appropriation, \$2800., 558 yes; 113 no.

Appropriation, \$2400., 547 yes; 124 no.

Inspectors of Election appointed: Dist. 1, Lorenzo N. Vaughn, Wm. S. Gardiner; Dist. 2, M. J. Morouny, John S. Brogan; Dist. 3, Elisha O. Hedges, Stephen Hedges; Dist. 4, Frank Downs, James R. Foster; Dist. 5, Chas. P. Edwards, Wm. Fitzpatrick; Dist. 6, Horace W. Lane, Lewis E. Carter; Dist. 7, Chas. F. Griffin, Samuel S. Griffin; Dist. 8, Jacob Einsla, John B. Cook.

MARCUS E. GRIFFIN, W. C. GREENE, EDWARD H. FOSTER, CHAS. G. SMITH, G. CLARENCE TOPPING,	}	Presiding  Officers.
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A true copy of original made this 15 day of Apr. 1898 by

W. J. POST, T. C.

Page 349. (Abstract). Order of annulment of School District, No. 20, dated July 19, 1898.

Page 349. (Abstract). Consent to and approval of annulment order by Trustee of District No. 20. Dated July 19, 1898.

Page 350. (Abstract). Order consolidating School Districts No. 20, Southampton town, and No. 31, Brookhaven town, and bounds of new district.

Page 351. (Abstract). Boundaries of School District, No. 19, town of Southampton. Springville.

Page 352. (Abstract). Wm. C. Greene appointed Inspector of Election, Dist. No. 1, in place of Albert S. La Place, who fails to qualify, Sept. 6, 1898.

Page 353. (Abstract). Marcus E. Griffin, elected Justice of the Peace, fails to qualify. Is appointed Justice of the Peace to fill vacancy, January 17, 1899.

Page 354. (Abstract). Commissioner's Certificate of Apportionment of School Money for school year ending July 31, 1899.

Page 355. Minutes of the annual Town Meeting of the Town of Southampton, N. Y., held April 4th, 1899.

(Abstract). Stephen Goodale, Frank Bishop and David Payne were re-elected Pound Masters. Reports of Overseers of Poor, Commissioners of Highways, Town Trustees and Supervisor read and approved.

It was resolved by a vote of 124 to 2 that the number of Town Trustees be reduced from twelve to five and their term of office fixed at two years.

Resolved: \$403.20 of Dog Fund be appropriated for repair of roads; Riverhead and Good Ground road; Edward's road and roads in Districts Nos. 17 & 18.

Resolution: That \$500 be voted for repair of highways; ruled out of order by chairman. Appeal taken, and lost.

Resolution: Whereas by recent Legislative enactment the people of this town have been deprived of the right and privilege of assembling themselves in town meeting oftener than once in two years and have therefore been deprived of a fundamental right of self government established and observed for more than Two hundred and fifty years, a right upon which our very liberties as a state and nation have been built and our greatness as a people secured, therefore it is

\*Resolved, that the people of this town in annual town meeting assembled do denounce such legislation as an usurpation of our rights and unwarranted interference in our local government and a repetition of the acts of King and Parliament of England prior to the revolution and demand that this right be restored and this people be permitted again to assemble in annual town meeting, and when so assembled to have restored to them the right to originate and freely and fully discuss and vote upon all propositions involving the raising and expenditure of money and all other matters as has been their custom for centuries past.

A motion to lay the foregoing resolution on the table was lost. The resolution was then passed by a vote of 120 to 47.

Voted: \$500 for Board of Health in each of years, 1899, 1900.

Voted: \$500 for Contingent Account in each of years 1899, 1900.

Resolved: that a committee of five be appointed by the chair one of whom shall be the Supervisor to formulate a plan and secure an estimate for the building of a Main road from the Eastern end of the town to the Brookhaven line; said committee to report at a special town meeting to be held in this Hall on the first Tuesday in June, 1899, and the sum of \$150. is hereby appropriated to defray their expenses, and that when this meeting adjourn it be to such a date. Resolution was carried.

Committeemen appointed for above resolution: Jas. H. Pierson, Erastus F. Post, Lewis Edwards, Wm. H. Pierson and H. H. Chatfield.

W. J. POST, Town Clerk.

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In December, 1899, the Court of Appeals decided the Jessup Bridge case in favor of the Town.—Ed.

**\*USURPATION OF TOWN RIGHTS?**

\*Note.—The majority of the people of Southampton did not want biennial town elections; they did not want to do away with the mass town meeting, those who were of the older conservative land owners; but a condition confronted them where the mass election system of meeting and voting had, by reason of increased, and increasing population become unweildy; either the town would have to be divided into smaller units, or voting arranged by election districts. The contention of the town meeting of 1899, that the people were denied a right to assemble at annual town meeting, has a validity, and the arguments advanced to restore the ancient custom had weight. Still, the change became established and apparently has worked well and met the needs of an expanding township.

In 1899 and 1902 those who deplored the change from old to new, asserted: that the Dongan Patent, of 1686 was binding, and fixed "the First Tuesday in April forever," as time for election annually of Town Trustees, twelve in number, by a majority of voices (not ballots) of the freeholders and freemen of the town in such public place as the trustees should appoint and direct; that all provisions of the Patent pointed most explicitly to one town meeting annually and in one particular place; that the acts passed by the legislature changing time to town meeting and methods of election, and reducing the number of Town Trustees from twelve to five were unconstitutional, so many thought, and a complication arose only to be settled by judicial determination.

While such determining suits as were brought were friendly (?) there is no doubt politics played some part in the change and after years of litigation eventually the party in power who acquiesced in, if they actually did not shape legislation, was routed and a new regime voted in. This new Town Board came too late to effect a reversion

to ancient customs and remained in power but a short time. The acts of the legislature applying to Southampton Town have all stood and still stand. The situation of Southampton Town was unique, and perhaps unfortunate according to tendency of the time to provide for all towns of the State a legal vehicle standardizing town elections, etc. With few exceptions the Patents and incorporating acts of other towns of New York State contained no provision for electing town trustees. The government of such other towns was much more modern.

The Town Trustees of 1899-90, and their advocates, were regardful of their prerogatives. They took a position as follows, and stood on it, until a higher authority, decided otherwise:

"That the vote at the town meeting which asked for such changes was not a majority vote of the freeholders and freemen, and that no such violation of our Charter can be made by the Legislature without a special petition, not only of the Trustees themselves, but of the great majority of the inhabitants of the town."—Ed.

Page 356. Statement of the result of the annual Town Election of the Town of Southampton, in the County of Suffolk, on the 4th day of April, 1899:

(Abstract). Whole number of general ballots voted were 849.

Supervisor, James H. Pierson, 501; Gilbert H. White, 247; William F. Halsey, 54.

Town Clerk, W. J. Post, 501; Edward H. Howell, 242; Charles Harlow, 49.

Justice of the Peace, to fill vacancy, Marcus E. Griffin, 506; John E. Raynor, 241; D. Egbert Smith, 47.

Justice of the Peace, full term, J. B. Worthington, 361; Wm. C. Greene, 493; G. Clarence Topping, 397; Louis Hertz, 249; Hiram S. Rogers, 43; John Fordham, 46.

Collector, Edward L. Keese, 490; Charles Bush, 251; Wm. A. White, 46.

Commissioner of Highways, Nathaniel S. Jackson, 491; Wm. H. Pierson, 498; Mitchell Stevens, 272; James R. Foster, 242; Edward W. Bennett, 48.

Commissioner of Highways, for one year for term beginning in 1900, E. Erastus Halsey, 488; Henry T. Haney, 252; Daniel L. Chester, 46.

Overseer of the Poor, Lewis Tuttle, 496; Albert E. Topping, 501; Daniel B. Cook, 243; Elisha O. Hedges, 245; Thomas C. Topping, 49; George C. Jagger, 47.

Assessor, Albert J. Post, 496; Theodore F. Haines, 502; Harvey P. Fanning, 499; Wm. W. Hildreth, 243; Oscar L. Howell, 244; Warren Corwin, 243; Edwin J. Beckwith, 50; Wm. R. Halsey, 50; Benjamin C. Foster, 49.

Assessor for one year for term beginning in 1900, Edgar Z. Hunt, 497; Edward Walter, 493; John D. Young, 245; E. B. Hill, 242; Russell J. Smith, 48; John A. Tuttle, 47.

Inspector of Election: Dist. 1, Wm. L. Cook, 490; Wm. C. Greene, 497; Lorenzo N. Vaughn, 244; William Gardiner, 243; Edgar C. King, 49; Frank Hand, 49. Dist. 2, Wm. H. Youngs, 497; George N. Payne, 495; M. J. Morouney, 241; Wm. H. Tully, 242; James E. Reney, 48; Wm. F. Holtz, 49. Dist. 3, Charles T. Ludlow, 493; Ernest C. Loper, 493; Elisha O. Hedges, 243; Stephen Hedges, 245; Daniel Chester, 47; Thos. C. Topping, 45. Dist. 4, Addison M. Cook, 495; Edward F. Sayre, 495; Frank Downs, 244; J. Allen Burnett, 243; Samuel W. Squires, 48; Chas. C. Dimon, 47. Dist. 5, John H. White, 493; Wm. O. Williamson, 493; Henry T. Conklin, 246; Frank T. White, 247; Henry B. Bishop, 49; Henry F. Herrick, 48. Dist. 6, John H. Jacobs, 493; Geo. W. Rockefeller, 494; Horace W. Lane, 244; George P. Carter, 242; Edwin C. Bellows, 47; Eugene A. Jackson, 47. Dist. 7, Josiah H. Goodale,



494; Nathan B. Hallock, Jr., 494; Charles F. Griffin, 245; Samuel S. Griffin, 246. Dist. 8, W. Halsey Clark, 493; Everett O. Fordham, 490; A. Howell Stevens, 246; John B. Cook, 246; John H. Tuttle, 47; Thurston H. Raynor, 47.

Constable, James E. Bunnell, 494; Edward G. Sayre, 495; Geo. Fanning Edwards, 493; Oliver Fanning, 498; Edward B. Winters, 494; James Cosgrove, 241; Geo. Van Scoy, 245; George F. Edwards, 244; Sidney Jennings, 242; Wm. L. Walker, 245; Wm. H. Stafford, 48; Freedom Dearth, 47; John Willer, 47; Wm. C. Jacobs, 47.

Game Constable, Samuel Berry, 501; William L. Walker, 248.

Town Trustee, Charles W. Payne, 506; John M. Hildreth, 504; Henry Lu low, 497; Charles A. Ludlow, 496; Albert J. Post, 503; Henry H. Post, 502; Harvey P. Fanning, 499; Horace M. Wells, 500; Benjamin Rogers, 500; Asher B. Hallock, 500; Frank C. Rogers, 501; Elias P. Tuttle, 500. A. Brewster Tuttle, 240; John F. Penny, 239; George E. Foster, 242; Wm. H. Camerden, 244; Wm. Bishop, 240; George W. Hildreth, 241; Samuel Berry, 243; Elisha O. Hedges, 246; Samuel P. Foster, 240; Edward Costello, 241; James M. Topping, 241; Edward B. Hill, 241.

Question: "Shall the system of taxation for working and repairing the highways be changed from the labor system of taxation?" yes 371; no 218.

Question: "Shall the sum of \$3350. be raised for the Overseers of the Poor for the year 1899?" yes 439; no 87.

Question: "Shall the sum of \$3350. be raised for the Overseers of the Poor for the year 1900?" yes 484; No 91.

Question: "Shall the sum of \$6625 be raised by the Commissioners of Highways for the year 1899?" yes 440; no 119.

Question: "Shall the sum of \$2600. be raised for the Commissioners of Highways for the year 1900?" yes 440; no 86.

Inspector of Election, appointed: Dist. 1, Lorenzo N. Vaughn, William Gardiner; Dist. 2, M. J. Morouney, Wm. H. Tully; Dist. 3, Elisha O. Hedges, Stephen Hedges; Dist. 4, Frank Downs, J. Allen Burnett; Dist. 5, Henry T. Conklin, Frank T. White; Dist. 6, Charles F. Griffin, Samuel S. Griffin; Dist. 8, A. Howell Stevens, John B. Cook.

G. CLARENCE TOPPING	} Presiding	
W. C. GREENE,		
EDWARD H. FOSTER,		
CHAS. G. SMITH,		} Officers
MARCUS E. GRIFFIN,		

A true copy of the original filed April 5, 1899.

W. J. POST, Town Clerk.

Page 360. Minutes of an adjourned Town Meeting of the Town of Southampton, N. Y., held June 6th 1899 in pursuance of a resolution in regard to improved roads passed at the annual Town Meeting held Apr. 4, 1899.

The chairman of the committee of five appointed by the resolution above referred to read the following report:

(Abstract). Macadam roads in Queens County cost from \$7,000 to \$15,000 per mile, depending on grading, width and thickness of material. It is best to build roads with a foundation. Maintenance of stone roads estimated at \$100 per mile per year.

The committee reported it had visited New Jersey and various counties of New York. It was agreed that it was useless to look for aid for many years to come, if ever, from the State or County under what is known at the Higbie—Armstrong Act. It reported Southampton must itself build, to have an improved road in the near future. This is signed by the full committee: James H. Pierson, Erastus F. Post, Wm. H. Pierson, Lewis Edwards, Henry H. Chatfield.

James H. Pierson, Henry H. Chatfield and Wm. H. Pierson made a separate report as well: It was their judg-

ment that the benefit to accrue to the town from the building of a stone road through the town would not be sufficient to warrant the expense of such undertaking.

Erastus F. Post and Lewis Edwards in a separate report, judged: that a road can be built fourteen feet wide and six inches thick for six thousand dollars per mile; that from a financial standpoint it would be a good policy for this town to build such a road at a figure not to exceed two hundred thousand dollars (\$200,000), and recommended the submission of the question of bonding the town for such sum to a special town meeting to be called for that purpose at some future date.

The report of the full committee was accepted. Motion made that the recommendations of the minority be adopted, which was amended by the substitution of the word majority. An invitation was extended to the residents of the village of Sag Harbor to participate in the discussion. The motion as amended was carried by a vote of 129 to 88..

W. J. POST, Town Clerk.

A true copy of the original filed June 7, 1899.

W. J. POST, Town Clerk.

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Biennial town meetings were established by State law. On advice of counsel, there was a town meeting held in the off year 1900. It was for the election of a Town Board of Trustees. It was on advice of Governor David B. Hill that Southampton held its town meeting in this off year. His opinion was accepted by the local lawyers as undoubtedly correct (?). He held that the office of Town Trustees could not be meddled with by the Legislature; that they were created under the old Patents, and had been confirmed by the successive State Constitutions; That they were not the creature of the Legislature, and, therefore, could not be abrogated by that body.—Ed.

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In June, 1900, the Southampton Town Trustees won a decision in the Bett's case. In this particular case the town had always claimed a roadway along and inside of the sand dunes bounding the ocean beach. Mr. Betts bought some Southampton property. He claimed to own to the top of the sand dunes. The final court gave the ownership to the Trustees, after a long fight.—Ed.

Page 362. (Abstract). General statement of the Town Board of the Town of Southampton, N. Y., and printed April 2, 1899.

Page 363. (Abstract). Wm. Halsey Clark appointed to fill vacancy of Inspector of Election in 8th Dist., September 5, 1899.

Page 364. (Abstract). Vacancy exists in office of Collector by reason of death of Edward L. Keese, heretofore elected; William H. Youngs appointed to fill vacancy, January 15, 1900.

Page 365. (Abstract). Commissioner's certificate of Apportionment of School Moneys, for year ending July 31, 1900.

Page 366. (Abstract). General statement of the Town Board of Southampton, printed April 2, 1900.

Page 367. (Abstract). Wm. H. Youngs appointed Inspector of Election to fill vacancy in Dist. 2, October 11, 1900.

Page 368. (Abstract). Ernest C. Loper resigns as Inspector of Election in Dist. 3. Egbert R. Bishop appointed to fill vacancy. October 11, 1900.

Page 368. (Abstract.) Vacancy in office of Constable by reason of disqualification of Edwin B. Winters; Edward B. Winters appointed to fill vacancy, April 3, 1901.

Page 369. (Abstract.) Commissioner's certificate of apportionment of school moneys for year ending March, third Tuesday, 1901.

Page 376. Minutes of Biennial Town Meeting held at Southampton N. Y., April 2, 1901.

(Abstract). Minutes of Town Meeting held April 4, 1899 and of a special meeting held June 6, 1899 were read and approved.

(Abstract). Pound Masters Stephen, Frank Bishop and David Payne were re-elected. Reports of Supervisor, and Commissioners of Highways accepted. Dog Fund moneys appropriated for improvement of highways: \$414.15 to be expended west of Shinnecock Hills; \$500 to be raised by tax for Contingent Fund in 1901 and 1902; \$500 for Board of Health each year 1901 and 1902; Commissioners of Highways directed to print in book form at least two weeks before town election detailed report of financial affairs, each and every commissioner rendering a separate itemized report.

Whereas, there have been introduced in the Legislature of this State certain bills relative to the Shinnecock Indians and also the Montauk Indians which would be to open the door to extended litigation and eventually to the breaking up of such tribes be it

Resolved: that it is the sense of the voters of the Town of Southampton in the County of Suffolk in Town meeting assembled that such bills should not become laws, and the Town Clerk be directed to forward to our Representatives from this County in Senate and Assembly a copy of this resolution. Carried.

Resolved: that the Town Board of the Town of Southampton be and hereby is instructed and directed to apply to the Board of Supervisors of Suffolk County, pursuant to section four of the County Law, to establish and define the \*boundary line of the said town as follows, to wit: the line between said town and the Town of Riverhead so far as the same runs under water and below high water mark of Peconic bay and river; and also the line between said town and the towns of Southold and Shelter Island and the line between the said town and the Town of

East Hampton so far as the same runs under water and below high water mark of Gardiner's bay. Carried.

Motion made and carried that this town hold the annual Town Meetings as heretofore.

Whereas, by recent legislative enactment, the people of this town have been debarred from assembling themselves together and electing their officers in annual Town Meeting a custom hallowed by two and a half centuries of enjoyment and blessing; and which enactment is a direct blow to the traditions of our town, and to the principle of self government and home rule secured to us by the sacrifices and blood of our fathers; therefore, be it

Resolved: that it is not only our privilege but also our duty to have this right restored to us by the necessary legislation and the chairman of this meeting is hereby authorized to appoint a committee of five to secure the benefits of this resolution. Foregoing resolution carried.

The committee appointed by the chairman in accordance with the foregoing resolution are Mr. Samuel Parish, Mr. Daniel B. Cook, Mr. Alanson P. Rogers, Mr. Charles W. Payne and Mr. Charles A. Pierson.

The meeting directed that the polls remain open till six P. M.

W. J. POST, Town Clerk.

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The town had voted to change from a mass town meeting and to vote by election districts. There were mutterings of appeals to the U. S. Supreme Court.—Ed.

## BOUNDARIES BETWEEN THE TOWNS.

To avoid expensive law suits the Boards of Town Trustees of Southampton and Southold agreed to meet in Riverhead, Saturday, February 9, for a conference on boundaries between the two towns in Peconic Bay. It was understood that any agreement arrived at, would have

to be submitted for approval on part of Southold. Southampton Town Trustees claimed jurisdiction per se, so far as the town is affected, and right to assert power and act finally without acknowledging any superior authority either on the part of the Board of Supervisors the State of New York, or the U. S. Government.

New York State stepped in and settled the question of lands under water in Peconic and Gardiner's Bay by taking the lands for Suffolk County, and boundaries were then fixed between the two towns, beneath water, surveyed, mapped and recorded.—Ed.

Page 372. Statement of the result of the Biennial Town Election of the Town of Southampton, in the County of Suffolk, N. Y., on the 2<sup>nd</sup> day of April, 1901 made by the Town Board of said town:

(Abstract). Whole number of general ballots actually voted were 1651.

Supervisor, James H. Pierson, 898; W. F. Howell, 436; Barnabas F. Reeve, 133.

Town Clerk, Wm. J. Post, 908; Daniel M. Hurley, 425; Wm. J. Post, 134.

Justice of the Peace, Edward H. Foster, 906; Marcus E. Griffin, 916; Gaston E. Bishop, 895; Edward H. Foster, 420; Geo. P. Carter, 418; Jas. E. Raynor, 427; Edward H. Foster, 133.

Collector, Oliver P. Fanning, 916; Alex H. Penny, 417; S. Egbert Ellsworth, 135.

Commissioner of Highways, E. Erastus Halsey, 844; Wm. H. Pierson, 895; Nath'l S. Jackson, 899; Clifford J. Foster, 491; Samuel P. Foster, 428; Fred S. Downs, 442; Addison E. Jennings, 130.

Overseer of the Poor, Albert E. Topping, 907; Lewis Tuttle, 902; Wm. W. Hildreth, 421; Terry Tuttle, 414; Benj. C. Foster, 129; D. Egbert Smith, 129.

Assessor, Wm. H. Youngs, 902; Theo. F. Haines, 901; Albert J. Post, 907; Harvey P. Fanning, 904; Edward Walter, 900; Clothier Vaughan, 429; Stephen Hedges, 423; Oscar L. Howell, 418; Robert W. Penny, 421; Sylvester F. Downs, 421; Russell J. Smith, 129; Hiram S. Rogers, 127; Samuel W. Squires, 128; Henry F. Herrick, 131; John A. Tuttle, 130.

Inspector of Election: Dist. 1, Wm. L. Cook, 893; Wm. C. Greene, 891; Lorenzo N. Vaughn, 424; Louis Hertz, 425; Edgar C. King 127; Frank Hand, 127; Dist. 2, Horatio N. Taft, 890; Geo. N. Payne, 896; Wm. H. Tully, 419; Wilbur H. Tabor, 416; James E. Reney, 128; Wm. F. Hulse, 127; Dist. 3, Charles T. Ludlow, 893; Egbert R. Bishop, 890; James H. Hildreth, 421; Frank E. Topping, 423; Daniel L. Chester, 128; John C. Sayre, 128. Dist. 4, Wm. H. Halsey, 895; Edward F. Sayre, 892; James R. Foster, 420; J. Allen Burnett, 420; Benj. C. Foster, 128; Samuel W. Squires, 120. Dist. 5, J. Augustus Hildreth, 896; Nathan C. Howell, 891; Henry T. Conklin, 422; Frank T. White, 422; Benj. C. Palmer, 128; Wm. F. Halsey, 128. Dist. 6, John H. Jacobs, 896; George W. Rockefeller, 891; Horace W. Lane, 423; Lewis E. Carter, 421; Lorenzo D. Bellows, 128; Eugene E. Jackson, 127. Dist. 7, Josiah H. Goodale, 890; Nathan B. Hallock, Jr., 893; Charles F. Griffin, 421; Samuel S. Griffin, 419. Dist. 8, Wm. H. Winters, 890; Daniel W. Tuttle, 892; John B. Cook, 423; Charles Overton, 418; John W. Tuthill, 128; Wm. C. Rogers, 126.

Constable, Geo. Higgins, 898; Edward G. Sayre, 887; Geo. Fanning Edwards, 894; Oliver Fanning, 895; (Edwin) Edward B. Winters, 894; R. J. Powers, 420; Thos. C. Topping, 437; Geo. Fanning Edwards, 421; Edmund C. Phillips, 421; Whitfield W. Terrell, 423.

Game Constable, Charles A. Bennett, 1324.



Town Trustees, Charles W. Payne, 901; John M. Hildreth, 903; Henry Ludlow, 905; Charles A. Ludlow, 904; Albert J. Post, 907; Henry H. Post, 904; Harvey P. Fanning, 908; Horace M. Wells, 908; Benj. F. Rogers, 906; Asher B. Hallock, 910; Frank C. Rogers, 909; Elias P. Tuthill, 906; Louis Hertz, 424; Edw. B. Hill, 421; Orlando Hand, 415; J. Allen Benedict, 417; Samuel Berry, 416; Gilbert H. White, 422; Theodore H. Carter, 419; Adelbert S. Carter, 420; Henry D. Burton, 416; J. Mitchell Stevens, 416; A. Brewster Tuttle, 416; Samuel S. Griffin, 417.

Question 1, Saloon license: 546 yes; 795 no.

Question 2, Storekeeper's license: yes 456; 778 no.

Question 3, Pharmacist's license. yes 810; no 460.

Question 4, Hotel license: 564 yes; 732 no.

Question 5, "Shall the trustees lease the mud bottom under the waters of the Town of Southampton for the purpose of planting oysters?" 551 yes; 756 no.

Question 6, "Shall the biennial town meetings of the Town of Southampton be held hereafter in the several election districts of said town, to be therein conducted by the Inspectors of Election thereof instead of the Justices of the Peace of the town?" 662 yes; 513 no.

Question 7, "to appropriate \$2300. for 1901?" 857 yes; 195 no.

Question 8, to appropriate \$3300. for Overseers of the Poor for year 1902?" 820 yes; 193 no.

Inspectors of Election appointed: Dist 1, Lorenzo N. Vaughn, Louis Hertz; Dist. 2, Wm. H. Tully, Wilbur H. Tabor; Dist. 3, James H. Hildreth, Frank A. Topping; Dist. 4, James R. Foster, J. Allen Burnett; Dist. 5, Henry T. Conklin, Frank F. White; Dist. 6, Horace W. Lane.

Lewis E. Carter; Dist. 7, Chas. F. Griffin, Samuel S. Griffin; Dist. 8, John B. Cook, Charles Overton.

WM. C. GREENE, Chairman  
EDWARD H. FOSTER,  
MARCUS E. GRIFFIN,  
G. CLARENCE TOPPING

A true copy of original made this 24th day of April, 1901, excepting questions Nos. 1, 2, 3, 4 & 7 which are abridged.

W. J. POST, Town Clerk.

Page 376. (Abstract). General statement of the Town Board of the Town of Southampton, N. Y., and printed Apr. 1, 1901.

Page 378.

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In the matter of locating the boundaries of School District No. 19, Town of Southampton, County of Suffolk.

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All that certain tract or parcel of land or lands and waters lying and situated in the Town of Southampton, County of Suffolk, and State of New York, and known as school district number 19 and bounded and described as follows, viz: Beginning at certain point or stone standing on Jones Road and running thence along said road North six degrees and ten minutes West Five hundred and fourteen and seven twelfths feet, (N. 16° 10' W. 514 7/12 ft.); Thence North Four degrees and twenty two minutes West Seven hundred forty four and eight twelfths ft. (N. 4° 22' W. 744 8/12 ft.); Thence North Fifteen degrees and Twenty one minutes West, Seven hundred and thirty seven ft. (N. 15° 21' W. 737 ft.); Thence North Eleven degrees and Fifty three

minutes West Five hundred and seventy five ft. (N.  $11^{\circ} 53'$  W. 575 ft.), to a stone standing on the North Side of the South Country Road. Thence North six degrees and ten minutes West Five thousand and four hundred and sixty three feet, (N.  $6^{\circ} 10'$  W. 5463 ft.) to a point or stone standing on what is known as the Middle Line. Thence along said Middle Line South Eighty five degrees and forty seven minutes East Two Thousand three hundred ft. (S.  $85^{\circ} 47'$  E. 2300 ft.) to a stone on said line. Thence North Sixteen degrees and twenty seven minutes East Three thousand five hundred and eighteen ft. (N.  $16^{\circ} 27'$  E. 3518 ft.) to a stone standing on the North side of the North Country Road at a place known or called Slate's Brook. Thence along said North Country Road South Sixty five degrees and forty two minutes East. Five hundred and eighty ft. (S.  $65^{\circ} 42'$  E. 580 ft.) Thence South Sixty degrees and Forty two minutes East Four hundred and seventy one ft. (S.  $60^{\circ} 42'$  E. 471 ft.) Thence S. Sixty four degrees and thirty one minutes East One hundred eighty nine and seven twelfths ft. (S.  $64^{\circ} 31'$  E.  $189 \frac{7}{12}$  ft.) to a stone standing on the South side of the North Country road and on the West line of what is known as the Heater piece. Thence South Eleven degrees and Thirty seven minutes East Three thousand six hundred and thirty four ft. (S.  $11^{\circ} 37'$  E. 3634 ft.) to a stone standing at the South west corner of the said Heater piece. Thence North Eighty one degrees and fifty four minutes East, Eight hundred and eleven and seven twelfths ft. (N.  $81^{\circ} 54'$  E.  $811 \frac{7}{12}$  ft.) along the land of J. E. Raynor to a stone. Thence South Seven degrees and Twenty eight minutes East Twenty four hundred and forty six and eight twelfths ft. (S.  $7^{\circ} 28'$  E.  $2446 \frac{8}{12}$  ft.) to a stone standing on the North side of the South Country road and opposite the highway leading to Tiana. Thence along said highway South Twenty one degrees and Forty seven minutes East Four hundred and thirty six ft. (S.  $21^{\circ} 47'$  E. 436 ft.)

Thence South Three degrees East Four hundred and fifty six feet ft. (S. 3° E. 456 ft.) Thence South Twenty eight and twenty four minutes East Two hundred and thirty four ft. (S. 28° 24' E. 234 ft.) to a stone standing on the West side of said highway and adjoining the land of John H. Jacobs. Thence North eighty two degrees and twenty nine minutes East Five thousand five hundred and fifty four and nine twelfths ft. (N. 82° 29' E. 5554 9/12 ft.) to a stone standing on the East line of the highway leading from Good Ground to Pon Quogue. Thence along said highway South Fifteen degrees East Eighteen hundred seven and two twelfths ft. (S. 15° E. 1807 2/12 ft.) to a stone standing on the East side of said highway. Thence South Eighty three degrees and fifty minutes East Seven thousand three hundred and ninety nine ft. (S. 83° 50' E. 7399 ft.) to a stone standing on the shore of Shinnecock bay. Thence South Eleven thousand five hundred and twenty seven ft. (S. 0° 11527 ft.) across Shinnecock bay to a stone standing on the South beach. Thence along the South beach South Eighty three degrees and twenty four minutes West, sixteen thousand four hundred and five ft (S. 83° 24' W. 16405 ft.) to a stone standing on said beach. Thence North Five degrees and thirty six minutes East Ten thousand and seven hundred and thirty nine ft. (N. 5° 36' E. 10739 ft.) across Shinnecock Bay to a stone standing on the shore and on the North line of the land of Wm. Petty and the part formerly owned by the Laton Estate. Thence West Three thousand five hundred and eighty three ft. (W. 0° 3583 ft.) to a stone standing in Jones road the point or place of beginning.

The same containing an area of 5948 11165/43560 acres, Five thousand and nine hundred and forty eight 11165/43560A.

Dated Good Ground December 19, 1898 and change made Sept. 10, 1900.

L. G. SQUIRES, Surveyor.

Page 380. (Abstract). Trustees of school district number twenty two (22) of Southampton town, consent to boundaries given in the foregoing description of boundaries of Dist. 19. Signed M. E. Carter, A. W. Yost, O. T. Culver, Trustees of School Dist. 22, Town of Southampton. Dated Feb. 7, 1901.

Page 380. (Abstract). Trustees of school district number nineteen in town of Southampton approve and consent to boundaries in foregoing description of bounds of Dist. 19. Dated January, 1901 Signed Horace M. Wells A. H. Penny, John H. Corwin.

Page 380. (Abstract). Charles H. Howell, School Commissioner, declares boundaries and descriptions hereto attached (Dist. 19 & 22) to be those of Dist. 19, bearing date December 19, 1898 and, change as made October 10, 1900. Signed Charles H. Howell, School Commissioner, 1st Dist. Suffolk Co.

A true copy of original filed and recorded this 26th day of April, 1901.

W. J. POST, Town Clerk.

Minutes of Special Town Meeting held June 26, 1901.

Page 381. At a special Town Meeting held pursuant to call dated June 14th, 1901 held in Agawam Hall in the village of Southampton, N. Y., on the 26th day of June, 1901, at 12 o'clock noon. There were present Justices Greene, Griffin and Topping, Justice Greene presiding. The call for the meeting was read. On motion of Mr. G. A. Penny the chairman of the trustees was requested to give information as to our rights in waters of Peconic Bay. On vote being taken the motion was lost.

Moved and seconded that this meeting adjourn.  
Carried.

G. CLARENCE TOPPING,  
Acting Clerk.

A true copy of original filed June 26th, 1901.

W. J. POST, T. C.

Page 381. (Abstract). Wilbur H. Tabor appointed Inspector of Election for Dist. 2, to fill vacancy and to hold office until next biennial town meeting. Dated October 15, 1901.

Page 382. (Abstract). Vacancy in office of Constable, resignation of George Higgins; George F. Payne appointed Constable to hold office until next succeeding biennial town meeting. Dated May 22, 1902.

Page 383. (Abstract). Commissioner's certificate of apportionment of school moneys. Dated March 18, 1902.

Page 384. (Abstract). Vacancy Inspector of Election, Dist. 2, resignation of George N. Payne; Wm. H. Youngs appointed Inspector of Election until next succeeding biennial town meeting. Dated July 15, 1902.

Page 384. (Abstract). Consolidation of School Districts 2 & 7, and vote to establish a Union School, the district formed is designated Union Free School Dist. No. 2. Dated Riverhead, N. Y., September 15th, 1902. Signed Charles H. Howell, School Com., 1st Dist.

Page 385. (Abstract). General statement of the Town Board of the Town of Southampton, N. Y., for year

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Note.—The newspapers of 1901 say that the attempt to hold a town meeting in June, 1901 was a "fizzle and a farce," and that Silas Tuttle was the comedian. Daniel B. Cook wanted to know "What we are here for?" and G. A. Penny desired information from the President of the Board of Trustees. He did not get it.—Ed.

ending April 1, 1902, printed and copy filed in the Town Clerk's office.

Page 377. Release of Beach land, \$25. Report dated April 24, 1901.

Page 386. (Abstract). From statement April 1, 1902: "Town Trustees Acct.

Deed for beach Wm. R. Halsey, \$50.

Deed for beach Wm. Mitchell, \$50.

Deed for beach Peter Tuttle, \$50.

Page 386. (Abstract). Vacancy office of Collector by failure of Oliver Fanning to execute his bond. \*George W. Wines appointed Collector to hold office until next biennial town meeting. Dated January 2, 1903.

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The Legislature passed an act in the winter of 1902 to provide five Town Trustees for Southampton (instead of twelve, as heretofore) to be elected biennially for a term of two years. It is Chap. 133, Laws of 1902. It also legalized the pay of the Town Trustees of 1901 at \$3 per diem; it fixed pay of the Board of Five Trustees, the same as other town officers by statute, and provided that their compensation be \$3 a day for days of actual service for the town.—Ed.

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Note.—Only such items as refer to receipts for deeds or releases given by Town Trustees are given below.—Ed.

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#### **\*BONDSMEN REFUSE TO CONTINUE.**

In January, 1903, the Southampton Town Board appointed George W. Wines, of East Quogue, collector of taxes, in place of Oliver Fanning, who failed to file his bond for the 1903 collections. Fanning was elected at a town meeting in 1901. He received taxes in 1902, but his accounts were somewhat confused, said to be due to an improper checking system, and his bondsmen refused to continue. The failure of Fanning to qualify delayed the usual sittings for taxes.—Ed.

Page 387. (Abstract). In matter of adjusting S. E. corner boundary of School Dist. 18. Consents of school trustees attached. Boundary: Beginning at a place on "Lumber Lane" where the North line of the farm of William I. Chase meets said "Lumber Lane" and running Easterly along the line of said Chase's farm to the N. E. corner of said farm thence running in an Easterly direction to the Sag Harbor and Bridgehampton Turnpike; thence running Northerly along said Turnpike to a point near the "Old Farm" corner to the intersection of the recorded boundary that runs Easterly to a point on the L. I. R. R. near the South end of Long Pond. Order to take effect on and after March 5, 1903. Signed, Charles H. Howell, Sch. Com., 1st Dist. Wm. D. Halsey, sole trustee for Dist. 18, consents to amended boundary as described above; Charles T. Ludlow, sole trustee Dist. 9, consents to the amended boundary as above described. Dated March 5, 1903.

Page 389. (Abstract). Vacancies existing, appointed to fill vacancies of Inspector of Election, 2nd Dist., Cortland Kiernan; 5th Dist., Benj. H. Bishop; 8th Dist., Howard B. Goodman, to hold office until next biennial town meeting. Dated March 31, 1903.

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(Note.—There was a squabble between rival Boards of Trustees; free bay or leased bay occasioned bitterness; change of annual town meeting to biennial, was then not popular, and voting by election districts displeased many; law suits had been costly; there was agitation for better roads toward which the old regime was not very friendly. The town at that time was easily Republican, 2 to 1, and one of the surprises of the canvass was the defeat of James H. Pierson for re-election as Supervisor by Thomas W. Lister, of Sag Harbor, by 55 votes.—Ed.)



Page 389. April 8, 1903: The Justices of the Peace and Town Clerk organized as a Board of Canvassers by electing Wm. C. Greene, chairman; all the justices being present.

(Abstract). The result of the canvass is as follows:

Supervisor, James H. Pierson, 824; Thomas W. Lister, 879; Benjamin C. Palmer, 56.

Town Clerk, Wm. J. Post, 1001; Gilbert H. White, 701.

Assessor, Wm. H. Youngs, 942; Theodore F. Haines, 930; Albert J. Post, 932; Gilbert D. Rogers, 938. Harvey P. Fanning, 930; George Kiernan, 683; Clifford J. Foster, 693; Oscar L. Howell, 682; Alexander H. Penny, 678; Sylvester F. Downs, 681; Richard W. Hedges, 61; Edward L. Squires, 64; Wm. R. Halsey, 65; James E. Reney, 62; John C. Sayre, 63.

Collector, Wm. H. Winters, 950; Daniel M. Hurley, 695; Charles Harlow, 69.

Overseer of Poor, Albert E. Topping, 1676; James E. Downs, 678; Charles Van Hise, 918; John A. Tuttle, 60.

Commissioner of Highways, Edwin P. Rogers, 881; Wm. H. Pierson, 914; Nathaniel S. Jackson, 929; Edwin C. Bellows, 713; James R. Foster, 702; Frank A. Topping, 755; D. Egbert Smith, 53; Addison E. Jennings, 56; Hiram S. Rogers, 53.

Constable, George Higgins, 1627; Charles W. Forrest, 929; Robert S. Duffee, 914; Exford W. Jacobs, 944; Edward B. Winters, 930; Fred C. Topping, 679; Geo Fanning Edwards, 689; Oliver Fanning, 686; Henry Reagles, 682.

Game Constable, Charles A. Bennett, 941; J. Wilkes Hedges, 586.

Town Trustee, Henry Gardiner, 938; Willard F. Jagger, 950; Henry H. Post, 948; Charles A. Ludlow, 950; Albert P. Hand, 956; Daniel B. Cook, 702; Horace W.

Lane, 689; Theodore C. Carter, 686; Edwin H. Redfield, 685; John E. White, 691.

Justice of the Peace, Wm. C. Greene, 933; G. Clarence Topping, 1668; Louis Hertz, 676; Edgar C. King, 62.

Question 1, "Selling liquor to be drunk on the premises where sold?" 853 affirmative; 689 negative.

Question 2, "Selling liquor not to be drunk on the premises where sold?" 670 affirmative; 682 negative.

Question 3, "Selling liquor as a Pharmacist on a Physician's prescription?" 932 affirmative; 457 negative.

Question 4, "Selling liquor by hotel keepers only?" 770 affirmative; 632 negative.

Question 5, "Shall the sum of \$3200. be raised for the support of the poor in the Town of Southampton for the year 1903," 1010 affirmative; 131 negative.

Question 6, "Shall the sum of \$3200. be raised for the support of the poor in the Town of Southampton for the year 1904?" 927 affirmative; 122 negative.

W. C. GREENE	} Justices of the Peace
MARCUS E. GRIFFIN,	
G. CLARENCE TOPPING,	
GASTON E. BISHOP,	
EDWARD H. FOSTER,	

A true copy of the figures in the statement.

W. J. POST, Town Clerk.

Page 393. (Abstract). Inspectors of Election appointed by the Town Board for ensuing two years: Dist. 1, William C. Greene, Sag Harbor, William L. Cook, Sag Harbor, Lorenzo N. Vaughn, Sag Harbor, George F. Gaffga, Sag Harbor. Dist. 2, William H. Youngs, Sag Harbor, George H. Cleveland, Sag Harbor, Cortland A. Kiernan, Sag Harbor, Wilbur H. Tabor, Sag Harbor. Dist. 3, Charles T. Ludlow, Bridge Hampton, Egbert R. Bishop, Bridge Hampton, Frank A. Topping, Bridge Hampton,

James H. Hildreth, Bridge Hampton, Dist. 4, William H. Halsey, Water Mill, Edward F. Sayre, Water Mill, J. Allen Burnett, Water Mill, Frank Downs, Southampton. Dist. 5, J. Augustus Hildreth, Southampton, C. Elmer Smith, Southampton, John B. Wines, Southampton, George R. Howell, Southampton. Dist 6, John H. Corwin, Good Ground, B. Irving Downs, Good Ground, Horace W. Lane, Good Ground, Merton C. Carter, Good Ground. Dist. 7, Robert W. Penny, Flanders, Charles F. Griffin, Flanders, Josiah H. Goodale, Flanders, Nathan B. Hallock, Flanders. Dist. 8, Howard B. Goodman, West Hampton, Daniel W. Tuttle, Speonk, Silas A. Stevens, West Hampton Beach, Jesse Payne, Quogue.

Southampton, N .Y., April 8, 1903.

W. C. GREENE,  
GASTON E. BISHOP,  
EDWARD H. FOSTER,  
MARCUS E. GRIFFIN,  
G. CLARENCE TOPPING.

A true copy of original.

W. J. POST, T. C.

Page 394. (Abstract). General statement of the Town Board of the Town of Southampton, N. Y., for the year ending April 6, 1903.

Page 396. (Abstract). Commissioner's certificate of apportionment of school moneys made on March 3, 1903.

Page 397. (Abstract). Notice to Town Clerk that number of School Dist. 22, East Quogue, is changed to No. 17, and is hereafter to be known as No. 17, instead of No. 22. Signed, Charles H. Howell, Sch. Com., and filed Aug. 27, 1903.

Page 397. Statement of the result of a vote by ballot at a special Town Meeting held on the 3rd day of October, 1903, in the several election districts of the Town of Southampton.

The whole number of votes on the following question :

(Abstract). "Shall the Town of Southampton issue bonds to the amount of \$250,000. to bear interest at a rate not exceeding 4 per cent. per annum, proceeds to be used for grading and building a macadam road through the town and village of Southampton from Eastport to the shore end of Main street in Sag Harbor, by way of Sagg road (or such equivalent length of road in the Village of Sag Harbor as the Village Trustees may select) together with a section of about three and three quarters miles in length from Goose Creek Hill through Flanders to the Riverhead line, and also a spur on about half a mile in the village of Southampton from the Bridge Hampton Road to the railroad station, and also to build about one additional mile of road from the intersection of the Sagg Road in Bridge Hampton to the East Hampton Town line?" All the above distances being more or less. The section from the Sagg Road to East Hampton Town line to be built only on condition that the Town of East Hampton shall build a similar connecting macadam road about four miles in length from East Hampton Village west to the Southampton Town Line.

The road to be, in average width, about thirty feet, with sixteen feet of macadam, and fourteen feet of dirt wings, etc.

were 929, of which 618 were "No" and 291 were "Yes".

Certified to as a correct tabulation, Dated Oct. 5th, 1903, by Town Board.

A true copy of original filed Oct. 5th, 1903.

W. J. POST, Town Clerk.

## WOOD ROADS

Note.—In 1902-03 there was organized effort for better roads and for a State Park in the woods section north of Southampton. The vote against bonding for improved roads was heavy for the people had not been educated to the necessity of better highways with the advent of the motor vehicle. The park bill providing for an appropriation of \$150,000 was one of the lost measures in the legislature that adjourned in April, 1903. The road through out the town not sanctioned; Southampton village voted to bond for \$35,000, December 24, 1903, the street to be curbed and paved with macadam (Main street). The vote was 100 yes; 44 no. A proposition to insert the full amount in the next tax levy was lost. This was the inception of the better roads movement in Southampton town.—Ed.

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## BURIED TREASURE.

Revolutionary relics are frequently found in old houses of Southampton town, or buried on premises. While digging in 1907 to erect a new fence at the home of Nathan P. Hand on Meeting House Hill, Sag Harbor, a solid silver tea-pot was unearthed bearing the stamp "1766". People buried treasure at Sag Harbor when the British held that place during the revolution. A pot of silver coin was unearthed when Morris Meyer excavated a cellar for a store at Main street, Sag Harbor, in 1904. A solid silver sugar "shovel" marked "Conklin" was found beneath the chimney bed of an old house near the Southampton and East Hampton division line. The Conklins, of East Hampton, were among the first to settle at Sag Harbor.—Ed.

Page 399. (Abstract). Commissioner's certificate of apportionment of school moneys, dated March 15, 1904.

Page 400. (Abstract). General statement of the Town Board of the Town of Southampton, N. Y., for the year ending April 1, 1904.

Page 401. (Abstract). Town Trustees Account: Rec'd, Quit Claim deed, \$50.00.

Page 402. (Abstract). Summarized statement of Town expenses printed July 19, 1904, with attest by W. J. Post, Town Clerk.

Page 402. (Abstract). Appointed Inspector of Election to fill vacancies: Dist 2, by reason of removal of Geo. H. Cleveland; in Dist. 5 by John B. Wines heretofore elected to said office, by Town Board August 9, 1904, to serve until next biennial town meeting, George N. Payne for Dist. No. 2; Frank T. White for Dist. No. 5.

Page 403. (Abstract). Removal of Charles T. Griffin, elected Inspector of Election, Dist. 7; vacancy filled by appointment of Samuel S. Griffin, October 6, 1904, by Town Board.

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The hotel of Horace W. Lane, at Tiana was destroyed by fire in June, 1905. The patrons had barely time to escape with their lives. There was no means to fight the fire. Loss \$10,000. Origin unaccountable.—Ed.

### OLD FASHIONED MEETING, 1904.

A draft for an old fashioned town meeting for Southampton town was issued to be held in Agawam Hall, Southampton, on April 5, 1904. This annual meeting was held pursuant to call. (It had no legal status, viewed by

subsequent court decisions). Two hundred citizens assembled at the meeting place. Most of them were "Free Bay" men from "west of the Hills." They were against the "Orlando Hand Board" which had leased oyster lots in 1902 (leases subsequently found void by court decision). Orlando Hand, as Chairman of the Trustees Board (the 1902 Board had been declared legal by Supreme Court); called the meeting to order. George W. Hildreth was made chairman, a Good Ground man; Frank Downs and Alvin Squires were named clerks and tellers. Two tickets of twelve trustees each were put in nomination, one by Orlando Hand, which he afterward withdrew. Charles W. Payne, of Sag Harbor, placed on both tickets, refused to stand, and Horace M. Wells was substituted. The "Free Bay" ticket, which was then practically without opposition, was chosen by a show of hands, 83 to 4.

The following resolution was passed:

"Resolved that the Board of Town Trustees elected at this meeting be instructed to secure the repeal of the Act of March 13, 1902, chapter 133, entitled 'An Act to provide for the election and prescribe the terms and compensation of the town trustees in the town of Southampton, County of Suffolk, and legalizing payment of and compensation to the present and former boards, or to determine its legality as regards the election, number and terms of office of such trustees, and to draw upon the Supervisor of said town of Southampton for all the expenses incurred thereby."

Page 403. Official Canvass of the result of a Town Election held on the 4th day of April, 1905, in the eight Election Districts of the Town of Southampton, N. Y.

(Abstract). Whole number of ballots actually voted, 2169.

Supervisor, William H. Pierson, 985; Thomas W. Lister, 1140.

Town Clerk, William J. Post, 1190; Henry Schwenk, 856.

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A resolution that the Supervisor receive all rents due before April 1, 1905, and all moneys now in hands of any trustees or ex-trustees for rents was voted down.—Ed.

Collector, Charles Humblet 1062; James H. Hildreth, 1015.

Justice of the Peace, Edward H. Foster, 1175; Marcus E. Griffin, 1179; Gaston E. Bishop, 1167; George R. Howell, 872; Alexander H. Penny, 848; Sylvester F. Downs, 838.

Commissioner of Highways, Edwin P. Rogers, 1148; Frank B. Phillips, 1148; Sherwood Hallock, 1217; Frank S. Sayre, 890; Wm. Marron, 871; Edwin C. Bellows, 830.

Overseer of the Poor, Albert E. Topping, 1211; Charles H. Van Hise, 1181; Frank A. Topping, 833; George P. Carter, 826.

Assessor, William H. Youngs, 1208; Theodore F. Haines, 1195; Albert J. Post, 1124; Harvey P. Fanning, 1176; Gilbert D. Rogers, 1162; George Kiernan, 821; John E. White, 830; Albert H. Reeves, 839; George E. Foster, 842; Daniel B. Cook, 857.

Constable, George Higgins, 1955; Charles W. Forrest, 1161; Robert S. Duffee, 1176; Oliver Fanning, 1172; Edward B. Winters, 1163; Thomas C. Topping, 840; Elias B. Miller, 831; Charles G. Overton, 839; William H. Winters, Jr., 839.

Games Constable, Charles A. Bennett, 1207.

Town Trustee, Henry Gardiner, 1177; Willard F. Jagger, 1178; Henry H. Post, 1173; Charles A. Ludlow, 1174; Albert P. Hand, 1167.

Question No. 1, Selling liquor to be drunk on the premises where sold? 836 affirmative; 946 negative.

Question 2, Selling liquor not to be drung on the premises where sold? 607 affirmative; 906 negative.

Question 3, Selling liquor as a Pharmacist on a Physician's prescription? 898 affirmative; 666 negative.

Question 4, Selling liquor by Hotel Keepers only? 681 affirmative; 849 negative.

Question 5, Shall the electors of the Town of Southampton return to its former system of holding but one poll



at their Town Meeting and hold the next (biennial) Town Meeting at Agawam Hall in the Village of Southampton? 660 affirmative; 889 negative.

Appropriation 1, \$9000. for highway, bridges across streams on highway leading from Edgar Phillips' to Oneck House? 441 affirmative; 689 negative.

Appropriation 2, \$3600. for Overseers of the Poor for 1905? 874 affirmative; 174 negative.

Appropriation 3, \$3,600. for Overseers of the Poor for 1906? 823 affirmative; 185 negative.

Appropriation 4, \$1000. for Contingent Account for 1906; 705 affirmative; 215 negative.

Appropriation 5, \$1000. for Contingent Account? 696 affirmative; 222 negative.

Appropriation 6, \$600 for the Board of Health for 1905? 803 affirmative; 186 negative.

Appropriation 7, \$600 for the Board of Health for 1906? 739 affirmative; 186 negative.

Dated April 5, 1905.

MARCUS E. GRIFFIN, EDWARD H. FOSTER, GASTON E. BISHOP, W. C. GREENE, G. CLARENCE TOPPING,	}	Justices of the Peace.
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A true copy of original except the Local option questions are not copied in full on account of repetition.

W. J. POST, T. C.

Page 407. (Abstract). Inspectors of Election appointed for ensuing two years:

Dist. 1, Wm. C. Greene, Sag Harbor, Wm. L. Cook, Sag Harbor, George Gaffga, Sag Harbor, Lorenzo N. Vaughn, Sag Harbor. Dist. 2, Wm. H. Youngs, George N. Payne, Cortland Kiernan, W. H. Tabor, Sag Harbor; Dist. 3, Charles T. Ludlow, Egbert R. Bishop, Frank A.

Topping, Charles W. Hildreth, Bridge Hampton; Dist. 4, Wm. C. Foster, Augustus T. Halsey, J. Allen Burnett, Water Mill, L. Harry Burnett, Southampton. Dist. 5, Frank R. Duryea, Wm. H. Osborne, Frank T. White, Richard A. Leek, Southampton. Dist. 6, John A. Corwin, B. Irving Downs, Horace W. Lane, Wm. Walker, Good Ground; Dist. 7, Josiah H. Goodale, Nathan B. Hallock, Samuel S. Griffin, Robert W. Penny, Jr. Dist. 8, Howard B. Goodman, Daniel W. Tuttle, Silas A. Stevens, Charles Camerden, West Hampton and West Hampton Beach.

Dated April 5, 1905.

W. C. GREENE,	} Town Board.
EDWARD H. FOSTER,	
MARCUS E. GRIFFIN,	
GASTON E. BISHOP,	

A true copy of the original.

W. J. POST, Town Clerk.

Page 408. (Abstract). Financial report of the Town of Southampton, N. Y., for the year ending April 1, 1905.

Page 409. (Abstract). Town Trustees Account: Quit-Claim Deed, \$25.

Page 410. (Abstract). Commissioner's certificate of apportionment of school moneys, dated March 21, 1905.

Page 411. (Abstract). Appointed Inspector of Election: J. Allen Burnett in Dist. 4; Egbert R. Bishop, in Dist. 3. Dated Sept. 19, 1905.

Page 412. (Abstract). Certificate of apportionment of school moneys by Commissioner, dated March 20, 1906.

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While digging a water trench at Hay Ground, in April, 1905, Samuel Elliston found a "Pine Tree Shilling" dated 1659.—Ed.

Pages 413 & 414. (Abstract). Report of Town Board for the year ending April 1, 1906, as printed and copy filed July 6, 1906.

Page 415. Official Canvass, Special Town Meeting hold Nov. 9th, 1906.

(Abstract). "Shall one Commissioner of Highways be elected hereafter in the Town of Southampton?" Whole number of votes 830: 387 yes; 433 no.

Dated Nov. 10th, 1906.

G. CLARENCE TOPPING,	} Justices of the Peace.
MARCUS E. GRIFFIN,	
GASTON E. BISHOP,	
EDWARD H. FOSTER,	
W. C. GREENE,	

A true copy of the original filed Nov. 10th, 1906.

W. J. POST, Town Clerk.

Page 416. (Abstract). School Dist. 9 of Town of Southampton having voted to become a Union Free School District at a special school meeting called for that purpose, and held on November 15th, 1906, I Charles H. Howell, School Commissioner in and for the 1st Commissioner Dist. of Suffolk County, hereby designate the district Union Free School district No. 9 of the Town of Southampton, etc.

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When Otis Hinkman, of Speonk, was convicted in 1906 for the murder of his father, it was said to be the first conviction for wilful murder in Southampton town in 266 years. The word "wilful" was the saving clause. The Hinkman murder occurred November 30, 1905. About 1840, a man named Roger was killed by an old man named James Osborn, alias "Jim Shak'em." They lived together in a so-called "hotel" on the outskirts of Sag Harbor. "Shake'em" slew his victim with an axe, while in a rage. He went to State Prison, where he died. Mrs. Thomas Halsey was murdered by a Pequot Indian in 1649. Southampton was remarkably free from crime for 200 years after settlement.—Ed.

Dated at Riverhead this 24th day of November, 1906.  
Signed Charles H. Howell, School Commissioner.

A true copy of original.

W. J. POST, T. C.

Page 417. (Abstract). Appointed to fill vacancies in office of Inspector of Election by Town Board, March 19, 1907; Joseph Finckenaer, 1st Dist., Wilbur F. Payne, 2nd Dist., to hold office until the next biennial town meeting.

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In 1906, Southampton town was sued for \$20,000 damages by Mrs. Jacob Ferdersen. Ferdersen drowned in the highway near North Sea on Feb. 22, 1904. The suit never came to trial. Its defense cost Southampton about \$100 in lawyer fees.—Ed.

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### THE FERDENSEN CASE.

In 1906, Southampton town was sued for \$20,000 damages by Mrs. Jacob Ferdensen, whose husband was drowned in the highway, near North Sea on February 22, 1904. In the darkness the horses got off the road and rolled down an embankment on Sayre road into a deep pool of water. The body of the drowned German driver was found nearby the drowned horses. A compromise was effected.—Ed.

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### NEW ROAD BRIDGE AT CANAL.

Supervisor Thomas W. Lister made arrangements for a new road bridge over Shinnecock Canal, in 1906. It was built and paid for by Suffolk County in 1907. The town paid for straightening the highway, the approaches and embankments. The bridge was built by the Canton Bridge Company. It cost \$32,000.—Ed.

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Sebonac Inn, built in 1907, on Shinnecock Hills, at cost of \$80,000 was destroyed by fire, Sunday afternoon, April 5, 1908. It caught from a spark from a brush and grass fire.—Ed.

Page 417. Official Canvass of the result of a town election held in the town of Southampton, Suffolk Co., N. Y., as made by the Justices of Peace and Town Clerk, April 3, 1907.

(Abstract). Supervisor, Otis A. Edwards, 908; Thomas W. Lister, 1216; D. Egbert Smith, 23.

Town Clerk, Wm. J. Post, 1140. Edward H. Howell, 890; Benjamin C. Palmèr, 66.

Justice of the Peace, Wm. C. Greene, 1140; Henry H. Chatfield, 1139; Geo. Kiernan, 872; G. Clarence Topping, 953; Edgar King, 64.

Assessor, Wm. H. Youngs, 1157; Theodore F. Haines, 1148; Albert J. Post, 1145; Harvey P. Fanning, 1140; Gilbert D. Rogers, 1138; Michael J. Morouney, 865; Wm. W. Hildreth, 876; Gilbert H. White, 852; James W. Clarke, 860; Sylvester F. Downs, 869.

Collector, George E. Seely, 1141; Charles H. Brophy, 902; S. Egbert Ellsworth, 66.

Overseer of the Poor, Albert E. Topping, 1168; Charles Van Hise, 1124; Elisha O. Hedges, 856; Elbert Aldrich, 870.

Commissioner of Highways, Edwin P. Rogers, 1188; Wm. H. Pierson, 954; Sherwood Hallock, 1112; Joseph Maran, 945; Frank Downs, 1096; Wm. W. Hubbard, 935; Samuel Squires, 70; Addison E. Jennings, 56; John A. Tuttle, 59.

Constable, George Higgins, 1140; James B. Worthington, 1130; Erastus J. Howland, 1124; Oliver Fanning, 1138; Clifford L. Wines, 1128; Charles Bassett, 864; Stephen Topping, 871; Elias B. Miller, 869; Charles G. Overton, 864; Henry W. Tooker, 862.

Games Constable, Oliver Griffing, 915.

Trustees, Charles A. Ludlow, 1109; Wm. Nelson Seely, 1112; Alphonso P. Hand, 1116; Henry Gardiner, 1117; Willard F. Jagger, 1125; Harry Hildreth, 888; James H. Hildreth, 922; Albert H. Rogers, 876; Fletcher Skidmore, 873; Harman P. Payne, 874.

The Questions and appropriations were voted as follows:

Question No. 1, Saloon, yes 913; no 1010.

Question No. 2, Store, yes 753; no 999.

Question No. 3, Pharmacist, yes 1067; no 722.

Question No. 4, Hotel, yes 832; no 940.

Question No. 5, One Com. of Highways, yes 630; no 1114.

Question No. 6, Oyster Planting, yes 509; no 1250.

Appropriation No. 1, \$2000. for Bridge at Speonk? yes 921; no 333.

Appropriation No. 2, \$1000. for maintenance of bridges for 1907; yes 1102; no 207.

Appropriation No. 3, Same for 1908? yes 1049; no 200.

Appropriation No. 4, \$1000. for removing obstructions caused by snow? yes 976; no 247.

Appropriation No. 5, \$1000. for highway implements? yes 999; no 214.

Appropriation No. 6, \$4100. for Overseers of the Poor for 1907? yes 1116; no 149.

Appropriation No. 7. Same for 1908? Yes 1109; no 290.

Appropriation No. 8, \$1000. for Lock-up? yes 866; no 351.

Appropriation No. 9, \$2000. of Dog Fund to build

\*approaches to bridge over Shinnecock Canal? yes 1065;  
no 181.

Appropriation No. 10, \$500. of Dog Fund to repair  
main road commencing at the East Hampton town line?  
yes 1000; no 241.

Dated April 3, 1907.

EDWARD H. FOSTER,	} Justices of the Peace.
WM. C. GREENE,	
G. CLARENCE TOPPING,	
MARCUS E. GRIFFIN,	
GASTON E. BISHOP,	

### **\*SHINNECOCK BRIDGE APPROACHES.**

\*Retained to give an opinion, in January, 1909, Timothy M. Griffing, attorney, held that the construction of such approaches was a duty incumbent upon Southampton town and the cost thereof should be borne by the town. The county built and paid for the new road bridge across the Shinnecock Canal.—Ed.

### **BRIDGE AT EASTPORT.**

In March, 1907, a contract was awarded to the Canton Bridge Company to build a bridge at Tuthill's Mill, Eastport, for \$1,190, with a 12-ft short span, width 24 ft., concrete floor, resting on steel piles, and designed to carry 15 tons.—Ed.

**WAR DEPARTMENT ASKS FOR DRAW BRIDGE.**

Chairman George A. Miller, with a committee of the Board of Supervisors, attended a conference with representatives of the Long Island Railroad Company, and Col. Lockwood of the War Department, at Good Ground, April, 1907. An application had been made to the War Department to have a draw built at Shinnecock Canal, and Col. Lockwood met the Supervisors to learn their opinion of the matter. They decidedly opposed it as did Mr. Addison of the railroad company. The bridge was built without a draw; and there is no draw in the railroad bridge which spans the same canal. The War Department notified the authorities and the Board of Supervisors in June, 1907, of authority for the erection of a new highway bridge over the Shinnecock Canal in Southampton town as per plans adopted by the Board, without a draw. The Department reserved the privilege of making the Supervisors change the style of the bridge should circumstances demand the change, and without expense to the United States.—Ed.

Page 419. (Abstract). Appointed Inspectors of Election: Dist. 1, Wm. C. Greene, Wm. L. Cook, George Gaffga, Joseph Finckenuer, Sag Harbor. Dist. 2, Wm. H. Youngs, Wilbur F. Payne, Wilbur H. Tabor, Geo. A. Kiernan, Sag Harbor. Dist. 3, Charles T. Ludlow, Egbert R. Bishop, Charles W. Hildreth, Bridge Hampton, Frank C. Topping, Sagaponack. Dist. 4, Augustus T. Halsey, Charles E. Rose, J. Allen Burnett, James R. Foster, Water Mill; Dist. 5, Benj. L. Baird, C. Arthur Payne, Frank T. White, Richard C. Leek, Southampton. Dist. 6, B. Irving Downs, East Quogue, J. Riley Warner, Horace W. Lane, Good Ground, Henry Reagle, East Quogue. Dist. 7, Joseph H. Goodale, Nathan B. Hallock, Robert W. Penny, Jr., Samuel S. Griffin, Flanders. Dist. 8, Howard B. Good-



man, Daniel W. Tuttle, West Hampton, Silas A. Stevens, West Hampton Beach, Charles S. Camerdon Quogue.

Dated at Southampton, N. Y., this 3rd day of April, 1907.

EDWARD H. FOSTER,	} Town Board.
WM. C. GREENE.	
G. CLARENCE TOPPING,	
MARCUS E. GRIFFIN,	
GASTON E. BISHOP.	

True copies of the original made April 3, 1907.

W. J. POST, Town Clk.

Page 420. On the matter of the appeal of Horace M. Wells and others, from the action of a meeting held on the 25th day of February, 1907, by School Districts No. 5 and No. 19, Town of Southampton, in voting to consolidate such districts into a Union School district.

(Abstract). A. S. Draper, Commissioner of Education, reviews the evidence at great length, and dismisses the appeal.

Page 421. Attached to. (Abstract). Commissioner's certificate of apportionment of school money dated March 19, 1907.

Page 422. (Abstract). Albert J. Post, elected Assessor, resigns office; Henry H. Post appointed to fill vacancy until the next succeeding biennial town meeting, by the Town Board, June 6, 1907.

Page 422. (Abstract). Vacancy in office of Inspector of Election in 2nd Dist., caused by removal from

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There is no mention made of boundary monuments being placed in 1907.—Ed.

town of Wilbur H. Tabor; Henry J. Moelter is appointed to fill vacancy until next biennial town election by the Town Board, October 8, 1907.  
over 8, 1907.

#### SCHOOL DIST. NO. 4.

Page 423. In accordance with the provisions of Section ten (10) of Chapter 640 Laws of New York, an act to amend 384 entitled "an act to cede lands under water of Gardiner's and Peconic Bays to Suffolk County, Long Island, for the cultivation of Shell Fish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County in which said Peconic and Gardiner's Bays are located, do hereby set off to District No. 4 of the town of Southampton for the purpose of taxation for school purposes, all that parcel of land under water of Peconic Bay, bounded as follows:

Survey: Northerly by the Riverhead division line; Easterly by a line at right angles with the Riverhead division line and running to the center of the mouth of Mill Creek; on the South by the mainland of the district; Westerly by the meridan of Deep Creek.

Riverhead, Aug. 7th, 1907.

CHARLES H. HOWELL,  
School Commissioner.

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Good Ground Union Hall and M. E. Church burned, May 15, 1907.  
Loss \$15,000.—Ed.

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In June, 1907, the Board of Supervisors for the purpose of taxing oyster lots fixed the bounds for division of lands in the Peconic Bays and Gardiner's Bay.—Ed.

**SCHOOL DIST. NO. 16.**

Page 423. In accordance with the provisions of Section ten (10) of Chapter 640 Laws of New York, an act to amend chapter 384 entitled "An act to cede lands under water of Gardiner's and Peconic Bays to Suffolk County, Long Island, for the cultivation of Shell Fish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County in which said Peconic and Gardiner's Bays are located, do hereby set off to District No. 16 of the Town of Southampton for the purpose of taxation for school purposes, all that parcel of land under the water of Peconic Bay and bounded as follows:

Survey: Northerly by the town line between Riverhead; Easterly by the line connecting the point of intersection of Riverhead and Southold division line with the Southampton town line and Squiretown Pond inlet; Southerly by the mainland of district No. 16; Westerly by a line from the center of the mouth of Mill Creek and intersecting the Riverhead town line at right angles.

Dated Riverhead, Aug. 7th, 1907.

CHAS. H. HOWELL,  
School Commissioner.

**SCHOOL DIST. NO. 5.**

Page 424. In accordance with the provisions of Section ten (10) of Chapter 640 Laws of New York, an act to amend Chapter 384 entitled "an act to cede lands under water of Peconic and Gardiner's Bays to Suffolk County, Long Island, for the cultivation of Shell Fish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County in which said Peconic and Gardiner's Bays are lo-

cated, do hereby set off to District No. 5 of the Town of Southampton for the purpose of taxation for school purposes, all that parcel of land under water of Peconic Bay and bounded as follows:

Survey: Northerly by the division line between Southold town; Easterly by a line from the east point of Cold Spring Pond inlet intersecting the division line of Southold town at right angles; Southerly by the mainland of District No. 5; Westerly by a line drawn from the mouth of Squiretown Pond to the point where the division line between Southold and Riverhead Towns intersect the Southampton Town Line.

Dated at Riverhead, Aug. 7th, 1907.

CHAS. H. HOWELL,  
School Commissioner.

### SCHOOL DIST. NO. 13.

Page 424. In accordance with the provisions of Section ten (10) of Chapter 640 Laws of New York, an act to amend Chapter 384 entitled "an act to cede lands under water of Gardiner's and Peconic Bays to Suffolk County, Long Island, for the cultivation of Shellfish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County in which the said Peconic and Gardiner's Bays are located, do hereby set off to district No. 13 of the Town of Southampton for the purpose of taxation for school purposes, all that parcel of land under water of Peconic Bay and bounded as follows:

Survey: Northerly by the division line of Southold town; Easterly by a line commencing at the west point of Sebonac Creek and intersecting the division line of said town at right angles; Southerly by the mainland; Wes-

terly by a line from the east point of Cold Spring Pond inlet intersecting the division line of the Town of Southold at right angles.

Dated at Riverhead, Aug. 7th, 1907.

CHAS. H. HOWELL,  
School Commissioner.

#### **SCHOOL DIST. NO. 14.**

Page 425. In accordance with the provisions of Section ten (10) of Chapter 640 Laws of New York, an act to amend Chapter 384 entitled "an act to cede lands under water of Peconic and Gardiner's Bays to Suffolk County, Long Island, for the cultivation of shellfish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County, in which said Peconic and Gardiner's Bays are located, do hereby set off to district No. 14 of the Town of Southampton for the purposes of taxation for school purposes; all that parcel of land under water of Peconic Bay and bounded as follows:

Survey: Notherly by the division line between Shelter Island and Southold Towns; Easterly by the meridian of the west point of Wilson's or Mill Creek; Westerly by a line at right angles with the division line of Southold town projected from stone monument I, Cedar Beach division; Southerly by the mainland.

Dated Riverhead, Aug. 7th, 1907.

CHAS. H. HOWELL,  
School Commissioner.

#### **SCHOOL DIST. NO. 15.**

Page 425. In accordance with the provisions of Section ten (10) of Chapter 640 Laws of New York, an act to amend Chapter 384 entitled "an act to cede lands under

water of Peconic and Gardiner's Bays to Suffolk County, Long Island, for the cultivation of Shellfish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County in which said Peconic and Gardiner's Bays are located, do hereby set off to district No. 15, of the Town of Southampton for the purpose of taxation for school purposes, all that parcel of land under water of Peconic Bay and bounded as follows:

Survey: Northerly by the division line between Southold Town; Easterly by a line at right angles with said town line drawn to monument I, Cedar Beach division; Southerly by the mainland; Westerly by a line drawn from the west point of Sebonac Creek intersecting the division of Southold at right angles.

Dated at Riverhead, Aug. 7th, 1907.

CHAS. H. HOWELL,  
School Commissioner.

### SCHOOL DIST. NO. 12.

Page 426. In accordance with the provisions of Section 10 of Chapter 640 of Laws of New York, an act to amend Chapter 384 entitled "an act to cede lands under water of Peconic and Gardiner's Bay, to Suffolk County, Long Island, for the cultivation of Shellfish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County in which said Peconic and Gardiner's Bays are located, do hereby set off to district No. 12 of the Town of Southampton for the purpose of taxation for school purposes, all that parcel of land under water of Peconic Bay and bounded as follows:

Survey: On the North by the division line between the towns of Shelter Island and Southampton, as shown on

the map of oyster lands prepared by Surveyor Wallace Halsey approved by the Supervisors and filed in the County Clerk's office of Suffolk County; on the East by the meridian of Tyndall's Point and Hog Neck; on the South by the mainland of district No. 12; on the West by the meridian of the west point of Wilson's or Mill Creek.

Dated at Riverhead, Aug. 7th, 1907.

CHAS. H. HOWELL,  
School Commissioner.

### SCHOOL DIST. NO. 11.

Page 426. In accordance with the provisions of Section 10 of Chapter 640 Laws of New York, an act to amend Chapter 384 entitled "an act to cede lands under water of Peconic and Gardiner's Bays to Suffolk County, Long Island, for the cultivation of Shellfish."

Be it known that I, Charles H. Howell, School Commissioner of the school commissioner district of Suffolk County in which said Peconic and Gardiner's Bays are located, do hereby set off to district No. 11 of the Town of Southampton for the purpose of taxation for school purposes all that parcel of land under water of Peconic Bay and bounded as follows:

Survey: Northerly by the division line between the Towns of Shelter Island and East Hampton; Easterly by the division line between the Towns of Shelter Island and Southampton and a line from black buoy No. 7 projected to the mainland and in range of red buoy No. 4; on the South by the mainland; on the West by Hog Neck and meridian of Tyndall's Point.

Dated at Riverhead, Aug. 7th, 1907.

CHAS. H. HOWELL,  
School Commissioner.

The foregoing entries are true copies of the original orders filed in the Town Clerk's office, Oct. 22nd, 1907, effecting School Dists. Nos. 4, 16, 5, 13, 15, 14, 12, and 11. Oct. 22", 1907.

W. J. POST, Town Clerk.

Page 427. (Abstract). Wm. H. Youngs appointed Inspector of Election, Dist. 2, to fill vacancy, March 31, 1908.

Page 427. Record of meeting of the Justices of the Peace of the Town of Southampton and Town Clerk of the Town of Southampton, N. Y., to canvass the vote of the Special Town Meeting held April 7th, 1908. The result of the canvass was as follows:

Question 1, \$6500. for bridge on Quogue Lane? 226 yes; 359 no.

Question 2, \$6500, for bridge on road from West Hampton Beach to beach? 216 yes; 361 no.

Question 3, \$5000. for bridge over Speonk Creek, 183 yes; 390 no.

Dated April 8th, 1908.

THOMAS W. LISTER,  
MARCUS E. GRIFFIN,  
W. C. GREENE,  
HENRY H. CHATFIELD.

A true copy.

W. J. POST, T. C.

Page 428. (Abstract). Commissioner's certificate of apportionment of school moneys dated March 17 1908.

Page 429. To W. J. Post, Town Clerk of Southamp-ton Town, Suffolk County:

Be it known that I, Charles H. Howell, School Com-missioner of the First School Commissioner District of



Suffolk County, hereby order the number of the Sag Harbor Union Free School district number eleven town of Southampton, changed to, Sag Harbor Union Free School district No. five of the town of East Hampton.

Dated at Riverhead this 14th day of July, 1908.

CHAS. H. HOWELL,  
School Commissioner.

1st Com. Dist., Suffolk County.

Page 429. To W. J. Post, Town Clerk of the Town of Southampton, Suffolk Co., N. Y.

Be it known that I, Charles H. Howell, School Commissioner of the First School Commissioner district of Suffolk Co., N. Y., hereby change the number of School district No. 21 of Southampton Town to that of No. 11 of Southampton town by which it shall hereafter be designated.

Given under my hand at Riverhead this 27th day of August, 1908.

CHAS. H. HOWELL,  
School Commissioner.

1st Dist., Suffolk Co., N. Y.

Page 429. To W. J. Post, Town Clerk of the Town of Southampton, County of Suffolk, State of N. Y.

Be it known that I, Charles H. Howell, School Commissioner of the First School Commissioner District of Suffolk County, N. Y., hereby change the number of school district No. twenty one of Southampton town, County of Suffolk, N. Y., to that of No. 16 of Southampton Town, County of Suffolk, N. Y., by which number it shall hereafter be designated.

Given under my hand at Riverhead this 27th day of August, 1908.

CHAS. H. HOWELL,  
School Commissioner.  
1st Dist. Suff. Co.

Page 430. To W. J. Post, Town Clerk of the Town of Southampton, Suffolk Co., N. Y.

Be it known that I, Charles H. Howell, School Commissioner of the First School Commissioner District of Suffolk County, hereby annul School District Number 16, known as the Red Creek district, and annex the said district's territory to School district number four, known as the Flanders district and the two districts thus combined shall be known as school district number 4 of the Town of Southampton, Suffolk County, N. Y.

Dated at Riverhead this 27th day of August, 1908.

CHAS. H. HOWELL,  
School Commissioner.  
1st Comr. Dist. Suffolk Co., N. Y.

A true copy of original and of the three preceeding changes of numbers of school districts on preceeding page.

Page 430. Official Canvass of the result of a Town Election held in the Town of Southampton, Suffolk County, N. Y., as made by the Justices of the Peace and Town Clerk, April 7th, 1909.

(Abstract). Supervisor, Peter Dippel, 1133; Thomas W. Lister, 1046; D. Frank Osborne, 64.

Town Clerk, Wm. J. Post, 1239; George R. Howell, 845; Henry F. Herrick, 69.

Justice of the Peace, Edward H. Foster, 1216; Marcus E. Griffin, 1219; Gaston E. Bishop, 1218; Robert R. Kendrick, 977; George D. Squires, 856; Harmon P. Payne, 854; D. Egbert Smith, 60; Henry F. Carter, 60.

Assessor, William H. Youngs, 1235; Theodore F. Haines, 1232; Henry H. Post, 1245; Harvey P. Fanning, 1242; Gilbert D. Rogers, 1233; George Kiernan, 835; John E. White, 825; L. Harry Burnett, 816; Howard Goodale, 816; Sylvester F. Downs, 823; Charles H. King, 63; S. Egbert Ellsworth, 66; John A. Tuthill, 64.

Collector, Otis A. Edwards, 1216; Richard Lyons, 893; James L. Davis, 67.

Overseer of the Poor, Albert E. Topping, 1241; Charles H. Van Hise, 1235; Elisha O. Hedges, 823; Elbert Aldrich, 811; John C. Sayre, 62; Nathan H. Terrell, 64.

Commissioner of Highways, Edwin P. Rogers, 1219; Frank B. Phillips, 1149; Sherwood Hallock, 1224; Stephen Hedges, 843; Frank Downs, 923; John B. Cook, 837.

Superintendent of Highways, Sherwood Hallock, 1161; Frank Downs, 935; John W. Tuthill, 56.

Constable, George Higgins, 1218; James B. Worthington, 1208; Erastus J. Howland, 1216; Oliver Fanning, 1231; Clifford L. Wines, 1234; Stephen Topping, 827; Elias B. Miller, 796; Wm. Edwards, 828; Wesley Patton, 818.

Game Constable, Oliver Griffing, 2041.

Town Trustees, Charles A. Ludlow, 1221; Matthew H. Sayre, 1215; Alphonso P. Hand, 1218; Henry Gardiner, 1218; Willard F. Jagger, 1216; Oslando Seabury, 828; Herman D. Bishop, 823; Arden H. Squires, 826; James R. Foster, 827; Gilbert H. White, 823.

W. C. GREENE  
MARCUS E. GRIFFIN,  
GASTON E. BISHOP,  
EDWARD H. FOSTER,  
HENRY H. CHATFIELD.

A true copy of original filed April 7<sup>th</sup>, 1909.

W. J. POST, Town Clerk.

## Questions Submitted:

Four Local Option Questions:—

No. 1, Saloon, yes 1112; no 1001.

No. 2, Storekeeper, yes 1037; no 993.

No. 3, Pharmacist, yes 1220; no 830.

No. 4, Hotel, yes 1112; no 938.

Appropriations:—

No. 1, \$3800. Quogue bridge, yes 748; no 537.

No. 2, \$600. Board of Health, 1909, yes 998; no 244.

No. 3, \$600. Board of Health, 1910, yes 749; no 244.

No. 4, \$3900. Overseers of Poor, 1909, yes 1020; no 235.

No. 5, \$3900. Overseers of Poor, 1910, yes 947; no 223.

No. 6, \$1200. Bridge at Water Mill (to widen), yes 840; no 334.

No. 7, \$3000. Completion of highway, Phillips' corner to Westhampton, yes 669; no 472.

No. 8, \$250. Printing ancient loose records and abstracts of deeds, yes 883; no 283.

The question of printing public notices in a newspaper or newspapers in the town was carried by a vote of yes 57; no 38.

W. C. GREENE,	} Board of Canvassers.
MARCUS E. GRIFFIN,	
EDWARD H. FOSTER,	
HENRY H. CHATFIELD.)	

A true copy of original filed Apr. 7", 1909.

W. J. POST, T. C.

(Abstract). Appointed Inspectors of Election: Dist. 1, W. C. Greene, Joseph B. Wright, Joseph Fincknor, George Gaffga, Sag Harbor. Dist. 2, Wilbur E. Payne, James Hill, George A. Kiernan, H. J. Moulter, Sag Harbor. Dist. 3, Egbert R. Bishop, Charles T. Ludlow,

Bridgehampton, Charles W. Hildreth, Sagaponack, Frank A. Topping. Bridge Hampton. Dist. 4, Charles Rose, Fred N. Benedict, J. Allen Burnett, James R. Foster, Water Mill. Dist 5, Wm. P. Bishop, Albert E. Edwards, Frank T. White, Richard Leek, Southampton. Dist. 6, B. Irving Downs, East Quogue, J. Riley Warner, C. F. Holzman, Good Ground, Henry Reagles, East Quogue. Dist. 7, Josiah H. Goodale, Nathan B. Hallock, Samuel S. Griffin, Robert W. Penny, Flanders. Dist. 8, Daniel W. Tuttle, Westhampton, Wm. C. Rogers, Remsenburg, Silas A. Stevens, Westhampton Beach, Charles S. Camerden, Quogue.

MARCUS E. GRIFFIN, GASTON E. BISHOP, W. C. GREENE, EDWARD H. FOSTER, HENRY H. CHATFIELD,	}	Justices.
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W. J. POST, Town Clerk.

A true copy of the original filed Apr. 7", 1909.

W. J. POST, T. C.

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Julius Imer, of Southampton, in August 1908, raised on his premises specimens of flax and "bluevent" or Indian grass. W. S. Pelle-treau said at the time that no flax had been raised in Southampton town for commercial purposes for seventy-five years previous, where formerly it had been grown by almost every farmer. He was authority for the statement that at that time "bluevent" was the only agricultural Indian word then in use, and that the grass was formerly used by the Indians to cover their wigwams.—Ed.

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The old Bull Head Turnpike toll house burned to the ground November 11, 1909. It stood about a half mile south of Ligonee Brook, at the west side of the road, between Sag Harbor and Bridgehampton.—Ed.

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Mrs. Russell Sage bought Hampton Fair Grounds near Sag Harbor for \$5,000 in 1909 and presented it to Sag Harbor village for a park and children's playground.—Ed.

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Hon. Henry P. Hedges visited the home of his birth in 1910. He was then 91 years old. Concerning changes in topography and the ponds and mill streams he wrote a very interesting account, which was published in the Bridgehampton News. He wrote of a visit to a certain

Page 434. (Abstract). Commissioner's certificate of apportionment of school moneys, dated Feb. 15, 1909.

Page 435. (Abstract). George Higgins appointed to office of Constable to fill vacancy July 20, 1909, by Town Board, to hold office until the next biennial town meeting.

Page 435. January 1st, 1910. The total number of Resident Hunters Licenses issued in the year 1908 was six hundred and one (601); and one (1) Non-Resident License as returned to the County Clerk of Suffolk County.

The total number issued during 1909 was Five hundred eighty Resident Hunter's Licenses.

Total paid to the County Clerk, Eleven hundred and eighty one (\$1181.) dollars, plus \$20.00. W. J. P.

W. J. POST, Town Clerk.

Page 435. (Abstract). Death of Egbert R. Bishop, causes vacancy in office of Inspector of Election, 3rd Dist. Harry Sayre appointed to serve until next succeeding biennial town meeting. Dated Sept. 6, 1910.

Page 436. (Abstract). Vacancy in office of Inspector of Election, 6th Dist. by death of Henry Reagle. Merton Carter is appointed to serve until the next succeeding biennial town meeting.

Page 436. January 3", 1911. Total number of Resident Hunter's Licenses issued in 1910 were 721. Total amount remitted to the County Clerk was \$721.00.

W. J. POST, Town Clerk.

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pond, near the home of H. Morgan Topping, at Wainscott, and commented: "The pond is smaller and the water lower than in my youth, I judge by at least two feet. The springs that fed it are drying up. The swamp, wherein they gushed out at the north is almost gone. The same may be told of all the fresh waters of Long Island. It looks to me as if when our forests and swamps are gone, these waters will go, and drought and diminishing bounties of the earth must follows."—Ed.

Page 437. Official canvass of vote taken at a Special Town Meeting held Jan. 3rd, 1911 in the Town of Southampton, N. Y., on the question: "Shall the sum of Four thousand dollars be raised which is the estimated balance of the sum necessary to build a bridge on the Beach Lane across the Canal at Quogue?" Total 506; yes 293; no 213.

Dated and subscribed to January 4", 1911, by

EDWARD H. FOSTER,	} Justices.
MARCUS E. GRIFFIN,	
GASTON E. BISHOP,	
HENRY H. CHATFIELD.	

Page 437. (Abstract). Resignation of Josiah H. Goodale as Inspector of Election, Dist. 7, occasions vacancy. Town Board appoints Oscar Goodale to hold such office until next succeeding town meeting. Dated March 28, 1911.

Page 438. Official Canvass and Statement of the result of the Biennial Town Election held in the Town of Southampton, Suffolk County, N. Y., April 4th, 1911, as made by the Justices of the Peace and Town Clerk.

(Abstract). Supervisor, Peter Dippel, 1224; Ormiston C. Gardiner, 1059; Wm. F. Kilgore, 45.

Town Clerk, Wm. J. Post, 1273; Dr. Charles R. Burnett, 962; Alfred S. Osborne, 62.

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Southampton town expended about \$40,000 for roads and bridges in 1910.—Ed.

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The Southampton Colonial Society incorporated in January, 1910. It was organized for the purpose of preserving objects of colonial and historical interest relating to the town.—Ed.

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The above society celebrated Founders' Day, June 13, 1910 by dedicating a boulder, with suitable inscription, at Conscience Point, where Southampton colonists first landed. June 12th falling on a Sunday, it was observed the following Monday.—Ed.

Justice of the Peace, Edward B. Hill, 951; G. Clarence Topping, 950; Wm. C. Greene, 1258; Henry H. Chatfield, 1254; Edward J. Beckwith, 58; George C. Jagger, 57.

Assessor, Michael J. Morouney, 947; George R. Howell, 943; Herbert C. Tuthill, 961; T. H. Hildreth, 931; George D. Squires, 957; Otis A. Edwards, 1277; Theodore F. Haines, 1268; Henry H. Post, 1266; Harvey P. Fanning, 1237; Gilbert D. Rogers, 1271; Daniel T. Wells, 57; George F. Carter, 56; Lyman T. Ketchem, 57; Wm. S. Grimshaw, 56; D. Frank Osborne, 56.

Collector, Joseph C. Stevens, 1146; Josiah H. Goodale, 1088; Frederick P. Howland, 55.

Overseer of the Poor, Leander P. Topping, 931; Wm. H. Carter, 915; Albert E. Topping, 1283; Charles H. Van Hise, 1291; Edward Walter, 56; John A. Tuttle, 57.

Town Superintendent of Highways, Sherwood Hallock, 1180; Wm. W. Hubbard, 1080; John W. Tuttle, 53.

Constables, George Higgins, 1281; D. Nelson Edwards, 1278; Erastus J. Howland, 1278; Oliver Fanning, 1283; Joseph Havens, 1281; William Rohm, 59; Wm. E. Overton, 59; Edward W. Bennett, 59; Henry B. Bishop, 54; Wm. Beecher Ketcham, 55; Andrew Gilbride, 7.

Town Trustees, George Kiernan, 928; David J. Gilmartin, 944; Henry T. Haney, 930; Arden Squires, 931; John B. Cook, 931; Oscar F. Fanning, 1264; Charles A. Ludlow, 1253; Matthew H. Sayre, 1251; Alphonso P. Hand, 1260; Ralph H. Tuttle, 1256; Daniel L. Chester, 53; Wm. S. Hubbard, 52; Wm. H. Robinson, 51; Charles C. Dimon, 51; Ransom S. Maynard, 48.

Questions Submitted:

Four Local Option Questions.

No. 1, Selling liquor to be drunk on the premises where sold? yes 1247; no 920.

No. 2, Selling liquor not to be drunk on the premises where sold? yes 1198; no 920.



No. 3, Selling liquor as a Pharmacist on a Physician's prescription? yes 1369; no 716.

Selling liquor by Hotel Keepers only? yes 1273; no 831.

†No. 5, To lease Bay Bottom? Shall the Trustees of the Town of Southampton lease portions of the bottom of Shinnecock and Quantuck Bays for the cultivation and propagation of oysters and execute in the name of the Town of Southampton, leases which shall be uniform in their terms, and be operative for a term of five years, with the privilege to the lessees of renewing the same for not more than two consecutive terms of five years each, at the end of which time the leases shall expire, and all rights and privileges of the lessees therein shall cease and determine, and the rights and property of the lessees of, in and to all oysters, shells, and improvements of whatsoever nature situate on the premises leased, shall become the property of and belong to the Town of Southampton, which leases shall provide for rental of not to exceed four acres to any one person, and shall not be issued to any person who shall not have been an actual resident of the Town of Southampton for at least one year next preceding the application for such lease, at an annual rental, not to exceed three dollars (\$3.00) per acre, payable in advance to said Trustees and which leases shall contain covenants that they shall not be sold, transferred or assigned, and that the premises therein described, or any portion thereof, shall not be sub-let by the lessees; that at least one-fourth of the premises shall be planted or worked within two years from the date thereof; and that the entire premises shall be occupied and worked within five years from the date thereof; and that failure by the lessees to perform any of the covenants shall operate as

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†(Note.—The proposition was defeated by an overwhelming vote.—Ed.)

a forfeiture of the lease, and all rights of the lessees therein shall cease and determine, and such other covenants as may be deemed necessary and proper by the said Trustees, which said portions of the bottom of Shinnecock Bay are in eight separate parcels, which are bounded and described approximately as follows:

Parcel No. 1. All the bottom of Shinnecock Bay and Phillips' Creek northerly of a line drawn from Penniman's East Point to Phillips' Point, containing by estimation, thirty five acres.

Parcel No. 2. All the bottom of Shinnecock Bay and Weesuck Creek southerly from a line drawn from the point formed by the intersection of Weesuck Avenue and the westerly shore of Weesuck Creek to Haystack Point and southerly of Pine Neck, and easterly of the shore of one Walker and one Daves, containing by estimation, one hundred and fifty acres

Parcel No. 3. All the bottom of Shinnecock Bay and Tiana Bay westerly of a line drawn from the Hampton House southerly to a point about 1500 (feet) easterly from the shore of the estate of Benjamin L. Squires, deceased, containing by estimation, one hundred acres.

Parcel No. 4. All the bottom of Shinnecock Bay and Smith's Creek northerly of a line drawn from a point on the easterly shore of Smith's Creek 560 feet northwesterly from Ram Pasture East Point, and running northeasterly to Gilsey's West Point, reserving a channel from said line to the head of said Creek 100 feet wide as the channel now runs.

Parcel No. 5. All the bottom of Shinnecock Bay contained in a strip 1000 feet wide and one and one-quarter miles long commencing at a point in the extended line of the highway running easterly and westerly through Pon Quogue, 1000 feet from the point formed by the intersection of the said highway and the shore of Shinnecock Bay; and running thence northerly one and one-quarter miles

toward Cormorant Point to a point 1000 feet from shore; thence easterly in a line parallel with the said highway 1000 feet; thence southerly in a line parallel with the first boundary one and one-quarter miles to the extended line of the said highway; thence westerly along the said extended line to the point or place of beginning.

Parcel No. 6. All the bottom of Shinnecock Bay contained in what is known as Fort Pond.

Parcel No. 7. All the bottom of Shinnecock Bay in what is known as Header's Creek.

Parcel No. 8. Beginning at Long Point, Quogue, and running in a westerly direction to a point at the east end and the south side of the \*Canal at Westhampton Beach, which enters into Quantuck Bay, from thence following the south shore of said Bay to the point or place of beginning, and including Scuttle's Creek on the east side of the Bay, containing an area of about seventy five acres.

Appropriations:

No. 1, \$2000. for support of Poor, for the year 1911? yes 1008; no 163.

No. 2, \$2000. for support of Poor, for the year 1912? yes 950; no 173.

No. 3, \$1000. Board of Health for the year 1911; yes 881; no 219.

No. 4, \$1000. Board of Health for the year 1912? yes 884; No 226.

No. 5, \$2,000. Bridge at Water Mill Main Country road? yes 780; no 313.

No. 6. \$12,000. Bridge at Westhampton Beach? yes 557; no 543.

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\*Note.—“Agreed by major vote April ye 10, 1667 to agree with Nathaniel Dominie for the cutting through a water way from Quaque Bay To Shinnecock Bay.” A newspaper item of 1897 reads: “A mile and a half of the canal between Shinnecock and Moriches Bay has been dug and deepened and work progresses rapidly the summer of 1897. The distance to be improved, 3½ miles, 45 feet wide and 5 feet deep.”—F.d.

No. 7, \$2000. Resolved, that the sum of Two thousand dollars be appropriated to the Board of Twelve members known as the "Trustees of the Freeholders and Commonalty of the Town of Southampton" for the employment of Counsel and prosecution of an action to determine\* whether or not it is the governing board of the town? yes 667; no 410.

W. C. GREENE,  
GASTON E. BISHOP, } Town Board.  
EDWARD H. FOSTER, }

A true copy of original,

W. J. POST, T. C.

250th anniversary celebration of the founding of Southampton observed with parade and historical address, July 4, 1910—Ed.

Considerable sentiment favored division of Southampton towns into two towns in 1910-11, with the dividing line at Canoe Place. The Board of Supervisors of Suffolk County did not act favorably on a petition asking for such division.—Ed.

### \*PUZZLED OFFICIALS.

The situation regarding annual election of Town Trustees was much complicated. The old Patent of the town of Southampton had been ratified and confirmed by the constitution of the State. It provided for the election of twelve Trustees yearly chosen on the first Tuesday of April forever. The legislative enactment providing for a Board of five Trustees to be elected biennially, to come later, had been suggested. Biennial town elections had already been established by legislative enactment.

In compliance with the mandatory provisions of the Patent, and in spite of the legislative enactment virtually abolishing town meetings, a number of citizens of the town met in Agawam Hall, Southampton village, Tues-

day, April 1, 1902, and voted for a Board of (12) Town Trustees. Two tickets were placed in the field. The Democratic ticket received 16 votes; the Republican ticket 1. The ticket declared elected bore the following names: Louis Hertz, Edward B. Hill, Orlando Hand, J. Allen Burnett, Samuel Berry, Gilbert H. White, Theodore H. Carter, Adelbert S. Carter, Henry D. Burton, J. Mitchell Stevens, Samuel S. Griffin.

The ticket receiving one vote bore the names: Charles W. Payne, John M. Hildreth, Henry Ludlow, Albert J. Post, Henry H. Post, Harvey P. Fanning, Horace M. Wells, Benjamin F. Rogers, Asher B. Hallock, Frank C. Rogers, Elias P. Tuthill, or the names of all members of the old Town Board of Trustees.

The Trustees chosen in 1902 decided to stand upon their rights and the anomylous situation existed that for the first time since its founding Southampton had two Boards of Trustees of the Town each claiming to have been regularly elected and each asserting all powers of such town officers.

Then was introduced in the legislature a bill which passed and signed by the Governor became a law, fixing the number of Town Trustees of Southampton as five and also making their compensation \$3.00 per diem for actual days' service for the town.

A Board of Trustees had been elected in an off year; a Board of Trustees had been elected in a regular year. They clashed. What was their status?

To raise funds the 1902-elect Board of Trustees un-animously voted to lease oyster lots.

In June, 1902, Southampton town newspapers published this advertisement:

"Whereas certain individuals claiming to be Trustees of the Freeholders and Commonalty of the Town of Southampton, have assumed to issue leases of lands under

water within the limits of the town and to receive rent therefor, and otherwise to act as such,

“Therefore: We hereby give the public notice that no lease or act of said persons will be recognized by us, and we hereby warn all persons against accepting any leases from them; any pretended leases and any other acts of said persons purporting to be officials, will be regarded and treated by us as null and void.”

This was dated July 11, 1902, and signed by “Elias P. Tuttle, Henry H. Post, John M. Hildreth, Charles A. Ludlow, Harvey P. Fanning, Asher B. Hallock, Albert J. Post, Charles W. Payne, Henry Ludlow, Horace M. Wells, Benjamin F. Rogers, Frank C. Rogers, Trustees of the Freeholders and Commonalty of the Town of Southampton.”

The result of test cases to determine which Board of Trustees was the official Board came in the way of two actions. One was for trespass on leased lands beneath water. The Gaynor decision of 1904 upheld the Board of Trustees in their leases of Bay Bottom, in years previous. He did not pass on the validity of the act of the legislature creating a “Board of Five Trustees.” When the biennial election law obtained and applied to Southampton town, the names of town trustees were placed upon the ballot and those receiving the highest number of votes were declared to be elected Town Trustees. The mix up of Town Boards of Trustees was first occasioned by the off year election in which the legislature had made no provision for electing Town Trustees, and Justice Gaynor found that the election by the old mass town meeting of Town Trustees in April, 1902, was legally held. In May, 1912, Justice Putnam decided the status of the “Patent Board of 12 Trustees” and the “Board of 5 Trustees”, and declared that the legislature was within its constitutional rights when it provided means for electing a legal Board of Five.

The Town Officers, Supervisor, Town Clerk, and Justices, who held that the Board of Trustees opposed to the Board of Trustees elected in April, 1902, were the legal Board, were thus addressed by the advocates of the Board of Trustees, who later were to be sustained in their contention that they, and they only, were the legal Board, (see Gaynor decision) as follows; through notice served upon Supervisor James H. Pierson:

"1. That you have not now, and never have had any right or authority to audit or pay any bill or claim for the personal service of any trustee of the Freeholders and Commonalty of the town of Southampton.

"2. That the Board of said trustees had no power or authority to make any contract or agreement by which the town of which you are officer is bound or can be bound to pay for any counsel, services or anything whatsoever.

"3. That you have no right or authority to employ counsel for them or employ counsel to advise you with reference to them or their affairs, or to aid, allot, maintain, authorize, or pay for any litigation in their names or behalf without a vote of the electors of your town, previously obtained authorizing the same.

"4. That a lawful election of trustees was held in April, 1900 and in April, 1902.

"And you also take notice that you will be held personally and individually liable for all moneys which you have heretofore allowed to be unlawfully paid out to or on behalf of the said trustees and for all moneys that shall be paid out hereafter."

The election of 1903 brought into office a Board of Five Town Trustees, who would be sustained by the courts of the State as legally chosen town officers. The same election also resulted in the defeat of James H. Pierson for re-election as Supervisor. The counsel employed by the Town Board of Trustees was paid for work done in 1902 (authorized or unauthorized) for the courts held

that the Trustees were de facto officials, if not de jure.—Ed.

Page 442. Inspectors of Election appointed for ensuing two years:

(Abstract). Dist. 1, Fred S. Pulver, Joseph B. Wright, Joseph Finckenauer, George Cunningham, Sag Harbor. Dist. 2, George B. Farley, James Hill, Benj. Boyle, G. Augustine Kiernan, Sag Harbor. Dist. 3, Charles T. Ludlow, Harry S. Sayre, F. A. Topping, C. W. Hildreth, Bridgehampton. Dist 4, Charles Rose, Frederick N. Benedict, J. Allen Burnett, James R. Foster, Water Mill. Dist. 5, Frank A. Burling, William P. Bishop, Frank T. White, George R. Howell, Southampton. Dist. 6, B. Irving Downs, East Quogue, J. Riley Warner, Good Ground, J. F. Terrell, C. F. Holtzman, Good Ground. Dist. 7, Nathan B. Hallock, Oscar Goodale, Samuel S. Griffin, Robert W. Penny, Jr., Flanders. Dist. 8, Daniel W. Tuttle, Westhampton, William C. Rogers, Remsenbury, Charles S. Camerden, Quogue, Silas A. Stevens, Westhampton Beach.

Dated April 5th, 1911.

W. C. GREENE,  
EDWARD H. FOSTER } Town Board.  
GASTON E. BISHOP, }

A true copy of original,

W. J. POST, Town Clerk.

Page 444. (Abstract). Financial report of the Town of Southampton for the year ending April 1st, 1907.

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The War Department ordered the removal of a bridge over Speonk River in 1911. The bridge was condemned as an obstruction to navigable waters as built without authority of the Secretary of War. Until a structure to meet requirements could be built travel was diverted from the locality.—Ed.



Page 446. (Abstract). Financial report of the Town of Southampton for the year ending April 1, 1908.

Page 449. (Abstract). Financial report of the Town of Southampton for the year ending April 1, 1909.

Page 452. (Abstract). Financial report of the Town of Southampton for the year ending April 1, 1910.

Page 456. (Abstract). Financial report of the Town of Southampton for the year ending April 1, 1911.

Page 459. (Abstract). Commissioner's certificate of apportionment of school moneys, dated February 14, 1911.

Page 460. (Abstract). Vacancy in office of Constable by failure of George Higgins to qualify; G. Frank Payne appointed Constable to serve until next succeeding biennial town meeting. Dated May 2, 1911.

Page 460. (Abstract). Vacancy in office of Constable by failure of Erastus J. Howland to qualify; C. Arthur Payne appointed Constable to serve until next succeeding biennial town meeting. Dated May 2, 1911.

## BIRTHS

Page 461. "Births of Mackie family Bible in possession of Mrs. Mary A. Allen:

Sarah Mackie was born Feb. 12th, 1781; m. Asa Swift.

Hannah Mackie was born Aug. 23rd, 1782.

Pamela Mackie was born May 15th, 1783.

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The tall steeple of the Presbyterian Church, at Sag Harbor built in 1844, was repaired in 1910-11. Repairs cost \$10,000. Mrs. Russell Sage paid the bill. Her mother, Mrs. Margaret Pierson Jermain, of Southampton town, was one of the first four to sign the church covenant in 1791.—Ed.

Susanna Mackie was born July 22nd, 1787.

Peter Mackie was born Oct. 30th, 1790.

William Mackie was born July 25th, 1799.

Elizabeth Mackie was born April 18th, 1798; m. Wm. Allen, ch.: John Allen, Wm. Allen, Ida Allen.

### DEATHS

David Mackie died March 15th, 1809, in the 82nd year of his age.

Mrs. Hannah Parker, wife of David Mackie, died Aug. 2nd, 1841, in the 86th year of her age.

Miss Susan Mackie, daughter of David and Hannah Mackie, died Mar. 1st, 1846, in the 59th year of her age.

Peter Mackie died Sept. 16th, 1850.

Mrs. Pamela Jessup, daughter of David and Hannah Mackie, died May 24th, 1852.

John Allen died Jan. 19th, 1865.

Hannah Mackie died Aug. 2nd, 1869, aged 86 years, 11 months, ten days.

William Mackie died Oct. 21st, 1869.

Sarah Swift, daughter of David and Hannah Mackie, died April 29th, 1870, aged 89 years.

Elizabeth Allen died May 10th, 1875.

Ida Allen died Aug. 7th, 1822." (daughter of John Allen and Mary Ann Sayre-Allen.) Parenthesis added by W. J. Post.

The above was entered by request, June 26th, 1911.

W. J. POST, T. C.

Page 461. (Abstract). The legal voters of School Dist. No. 11, did vote to establish a Union Free School district at a properly called school meeting for that purpose on March 9, 1911. Charles H. Howell, School Comr., of the 1st Dist. of Suff. Co., designates the district Union Free School Number Eleven of Southampton Town,

County of Suffolk, State of New York, by which title it shall hereafter be known. Signed Charles H. Howell. School Comr. Dated March 18, 1911, attest as to filing by W. J. Post, T. C.

Page 462. Note. August 4th, 1911. On June 1st, the office of Town Clerk was moved into the new \*Municipal Building, village of Southampton, N. Y., Room No. 2 First Floor. Annual rental of Three hundred and fifty dollars to be paid.

Page 462. Hunter's Licenses. January 2nd, 1912. Total number of Hunter's licenses issued during the year 1911 was 701 at \$1.00; Non-Resident licenses 2 at \$20.00. Total amount remitted to the County Clerk was \$741.00.

W. J. POST, Town Clerk.

Page 462. (Abstract). Vacancy in office of Town Superintendent of Highways by reason of \*resignation of Sherwood Hallock. The Town Board appointed Benjamin G. Halsey to fill the vacancy and to hold office until the next succeeding biennial town meeting. Dated April 17th, 1912.

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\*Note.—Up to this time Southampton town had frowned upon all projects for a Town Building. The problem was partly solved when in the spring of 1910, Southampton village determined the question of bonding for \$25,000. for a Municipal Building. The vote was very close: for the proposition, in a total vote of 270. It was then found that an error in the presentation of the question necessitated holding another election. The proposition was again submitted, August 27, 1910, and the announcement was made that the Sag Harbor Savings Bank had agreed to take the bonds at .425 per cent interest. At the second election the total vote was 385, of which 244 favored the proposition, and 121 opposed it. Southampton village got its fireproof village hall, and leased rooms to Southampton Town.—Ed.

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\*Note.—Under charges.—Ed.

Page 463. April 5", 1913. Total number of Resident Hunter's licenses issued during the year 1912 was 755 @ \$1.00; Non-Resident license issued 1 @ \$20.00. Total amount remitted to the County Clerk was Seven hundred seventy five dollars (\$775.00).

W. J. POST, Town Clerk.

Page 463. Official Canvass and Statement of the result of the Biennial Town Election held in the Town of Southampton, N. Y., April 1st, 1913, as made by the Justices of the Peace and Town Clerk.

(Abstract). Supervisor, Charles H. Redfield, 1062; William E. Denison, 902; Clifford J. Foster, 469; John A. Tuttle, 43.

Town Clerk, James A. Early, 971; C. Arthur Payne, 952; William F. Fordham, 467; Alfred S. Osborne, 46.

Collector, Michael J. Morouney, 989; George W. Wines, 1002; Benjamin F. Rogers, 380; Edward H. Walters, 48.

Town Superintendent of Highways, Frank Downs, 1075; Benj. G. Halsey, 1061; Edwin L. Burnett, 283.

Justice of the Peace, Fred W. Bisgood, 908; George D. Squires, 915; Harmon P. Payne, 923; Robert R. Kendrick, 1008; Clifford L. Jackson, 967; Charles E. Raynor, 980; Oscar F. Fanning, 472; Charles Wells Brown; 311; Charles Raynor, 342; Alfred Vrooman, 1.

Justice of the Peace, (to fill vacancy), G. Clarence Topping, 1003; Harry L. Hildreth, 918; Frank Sayre, 376.

Overseer of the Poor, Alfred C. Hildreth, 885; Howard Goodale, 889; D. Nelson Edwards, 908; Charles H.

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In the fall of 1913, Schweir & Co., repaired North Haven bridge. The old wooden deck beams were removed, a solid base was laid, and on top of this in the driveway were placed wooden blocks held together by cohesive material. Suffolk County paid for the work. Supervisor Charles H. Redfield, of Southampton town, supervised the job for the county.—Ed.

Van Hise, 1080; Albert E. Topping, 491.

Assessor, William S. Gardiner, 916; Elisha O. Hedges, 904; Edward J. Corrigan, 907; William H. Carter, 896; Daniel F. Brown, 892; Otis A. Edwards, 1252; Theodore F. Haines, 1242; Henry H. Post, 962; John H. Corwin, 962; Gilbert D. Rogers, 1261; Otis A. Edwards, 149; Theodore F. Haines, 140; J. Madison Jagger, 272; Harvey P. Fanning, 331; Gilbert D. Rogers, 143; James F. Davis, 38; Frank Osborne, 41; William S. Hubbard, 43; Harry T. Ketcham, 41.

Constable, Joseph Nichols, 915; Stephen Topping, 915; Bert Sabin, 909; Otis A. Vail, 902; George Higgins, 1230; D. Nelson Edwards, 966; William Edwards, 968; Oliver Fanning, 976; Joseph C. Havens, 1033; George Higgins, 137; Joseph W. Tilton, 384; Geo. Fanning Edwards, 389; Timothy Robinson, 383.

Town Trustees, Edward B. Hill, 831; Orlando Seabury, 828; Lewis E. Howell, 816; Fred Austin, 826; Wm. H. Camerden, 813; Oscar B. Edwards, 867; Charles A. Ludlow, 1108; Frederick H. Rose, 879; Leveret G. Squires, 867; Ralph H. Tuttle, 1111; David B. Wiggins, 351; Charles A. Ludlow, 117; M. Harry Sayre 375; Alphonso P. Hand, 356; Ralph H. Tuttle, 113.

#### Questions Submitted:

No. 1, Selling liquor to be drunk on the premises where sold? yes, 1331; no, 1065.

No. 2, Selling liquor not to be drunk on the premises where sold? yes, 1295; no, 1020.

No. 3, Selling liquor as a Pharmacist? yes, 1497; no, 835.

No. 4, Selling liquor as a Hotel Keeper? yes, 1295; no, 773.

#### Appropriations:

No. 1, For support of Poor \$3200. for year 1913? yes 1069; no 184.

No. 2, For support of Poor \$3200. for year 1914? yes 981; no 198.

No. 3, For Board of Health \$600. for year 1913, yes 958; no 219.

No. 4, For Board of Health \$600. for year 1914? yes 937; no 217.

No. 5, For Contingent Acct. \$10,000. for year 1915? yes 778; no 310.

No. 6, For Contingent Acct. \$10,000. for year 1914? yes 759; no 306.

No. 7, For new bridge between Job's Lane and Me-cox Dune Road \$4500? yes 708; no 399.

No. 8, For new bridge on Main Country Road across Quantuck Creek \$7500.? yes 690; no 487.

No. 9, For new bridge on the South Country Road across Aspattuck Creek between Westhampton Beach and Quiogue \$7500? yes 670; no 437.

No. 10, For printing in abstract the Yellow Book of Deeds \$125.? yes 757; no 296.

No —, For paying highway bills contracted for previous to November, 1911 \$11,000? yes 831; no 418.

Dated, April 2nd, 1913.

W. C. GREENE, MARCUS E. GRIFFIN, GASTON E. BISHOP, EDWARD H. FOSTER.	}	Justices of the Peace.
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A true copy of original.

W. J. POST, Town Clerk.

Page 467. (Abstract). Appointed Inspectors of Election, April 2, 1913: Dist. 1, George Cunningham, Joseph Finckenauer, Fred S. Pulver, Joseph B. Wright, Sag Harbor. Dist. 2, G. Augustine, Henry J. Moelter, George H. Farley, James Hill, Sag Harbor. Dist. 3, Charles W Hildreth, Frank A Topping, Charles T. Lud-

low, Harry S. Sayre, Bridgehampton. Dist. 4, J. Allen Burnett, James R. Foster, Charles Rose, Fred M. Benedict, Water Mill. Dist. 5, George R. Howell, Frank T. White, William P. Bishop, A. W. McIntosh, Southampton. Dist. 6, Charles Jackson, Good Ground, Elbret Aldrich, East Quogue, J. Irving Downs, East Quogue, J. Riley Warner, Good Ground. Dist. 7, Robert Penney, Samuel S. Griffin, Joshua Goodale, Nathan B. Hallock, Flanders. Dist. 8, Charles Camerden, Quogue, Edward Stevens, Westhampton, Wm. C. Rogers, Remsenberg, W. A. King, Westhampton.

Dated, April 2", 1913.

W. C. GREENE,	} Town Board.
MARCUS E. GRIFFIN,	
GASTON E. BISHOP,	
EDWARD H. FOSTER,	

A true copy of original,

W. J. POST, Town Clerk.

Page 468. Balance in General Fund Account in hands Peter Dippel, Supervisor, April 5th, 1913:

Board of Health,	\$1,986.82
Dog Fund,	362.80
Excise,	226.55
Lock-up,	500.00
Quogue Lighting District,	963.88
Water Mill Lighting District	187.24
Brigehampton Lighting & Police Dis- trict,	969.05
Westhampton Beach Lighting Dis- trict	1,196.60

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The Southampton Hospital Association announced through its secretary, D. J. Gilmartin, Jan. 26, 1913: "Our new hospital is about completed. The furniture is beginning to arrive, etc. As soon as it is all here (Southampton village) unpacked, and placed in the building we shall be able to open the doors. We are arranging to have a formal opening on Washington's Birthday."—Ed.

Eastport Lighting District	453.50	
Good Ground Lighting District	1,225.06	
East Quogue Lighting District	574.56	
Mill Road Westhampton,	1,327.50	
School Road Bridgehampton	500.00	
Memorial Day,	50.00	
		<hr/>
	\$10,523.56	
Contingent, Debit Balance,	2.21	
		<hr/>
Total in hands of Supervisor,	\$10,521.35	
Southampton Bank Note due June 14th, 1913		\$4,000.00
East Hampton National Bank due July 4th, 1913,		3,000.00
Balance in hand School Fund,		794.95
Summary Contingent Accounts,		
Balance March 20th, 1913,		\$1,957.27
From Goodale Crossing,	100.00	
		<hr/>
	2,057.27	
Disbursed:		
Town Board,		\$ 738.44
Justices,		43.60
Town Trustees,		88.36
Overseers of the Poor,		87.09
Town Superintendent,		298.45
Surveyors,		271.32
Bridge Tenders,		135.00
Constables,		49.55
Printing,		235.42
Grand Army,		112.25
		<hr/>
Deficit blank		\$2,059.48
		2.21



We hereby certify that we examined the above accounts and compared them with the books of the Supervisor and find them correct.

Dated April 19th, 1913.

EDWARD H. FOSTER,  
W. C. GREENE,  
Committee.

A true copy of original,

JAS. A. EARLY, Town Clerk.

Page 469. (Abstract). Inspectors of Election appointed to fill vacancies, May 14th, 1913: Dist. 1, James Hill; Dist. 4, James R. Foster; Dist. 4, Fred N. Benedict; Dist. 8, B. Irving Downs.

Page 470. (Abstract). Ralph H. Tuttle appointed Town Trustee to fill vacancy, July 9, 1913.

Page 470. (Abstract). D. Nelson Edwards and David Vail appointed attendance officer for ensuing year. Dated Aug. 13, 1913.

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In the session of the 1913 Legislature, by Assemblyman Fallon legislation was secured. His bill to amend the Canal law, in relation to the Shinnecock and Peconic Canal went through both houses and was signed by Governor Sulzer, April 8th. The bill placed Shinnecock Canal under the supervision of the Superintendent of Public Works, making it a part of the canal system of the State; to remove such obstructions therefrom from time to time, and make such improvements as may be necessary to keep the channel of sufficient depth and capacity to admit of free passage for boats, or water craft, between such bays. In 1911 the Shinnecock Canal had been blockaded by a sunken barge. The railroad was about to drive spiles to strengthen the railroad bridge. Repairs were also needed for the road bridge.—Ed.

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Through efforts of the Ladies' Village Improvement Society old Maidstone pier at Sag Harbor was removed in 1914. It was built in 1888.—Ed.

Page 470. (Abstract). Vacancy in office of attendance officer by failure of D. Nelson Edwards to qualify; John B. Brown appointed for ensuing year. Dated Oct. 8, 1913.

Page 471. (Abstract). James A. Early appointed Registrar of Vital Statistics. Dated Jan. 1, 1914.

Page 471. (Abstract). Joseph M. Hamill appointed to fill vacancy of Inspector of Election Dist. 4. Dated March 31, 1914.

Page 471. (Abstract). Appointed Inspectors of Election in various districts: Dist. 5, Joseph Hamill, Peter N. Schug, William P. Bishop, A. W. McIntosh. Dist. 6, S. Fred Austin, Birt Sabin, Jr., J. W. Kent, Harry Street. Dist. 7, Frank T. White, George R. Howell, William H. Fordham, Charles Blackburn. Dist. 8, Watson Clark, Leveritt G. Squires. Dist. 9, Charles Camerden, Elbert Aldrich, B. Irving Downs, George Barker. Dist. 10, Edward Steven, John Cook, Howard Goodman, Richard Culver. Dist. 11, J. Frank Brown, Leonard Tuttle, William King, William Rogers.

In witness whereof we have hereto set our hands and seals this 31st day of August, 1914.

CHARLES H. REDFIELD, W. C. GREENE, MARCUS E. GRIFFIN, GASTON E. BISHOP, G. CLARENCE TOPPING, ROBERT R. KENDRICK,	}	Town Board.
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A true copy of original,

JAS. A. EARLY, Town Clerk.

Page 472. (Abstract). David A. Vail and John B. Brown appointed Attendance Officers. Dated Oct. 31, 1914.

Page 473. Official Canvass and Statement of the result of the Biennial Town Election held in the Town of Southampton, Suffolk County, N. Y., April 6th, 1915, as made by the Justices of the Peace and the Town Clerk.

The whole number of votes cast for the following officers:

Supervisor: Charles H. Redfield, 1482; Charles R. Fitz, 1073; Henry R. Bishop, 39.

Town Clerk: C. Arthur Payne, 986; James A. Early, 1469; Daniel T. Wells, 64.

Justice of the Peace: William C. Greene, 1197; Charles Humblet, 1084; G. Clarence Topping, 1069; William R. Reimann, 906.

Assessor: Otis A. Edwards, 1373; Theodore F. Haines, 1272; Henry H. Post, 1285; John H. Corwin, 1244; Gilbert D. Rogers, 1276; Thomas F. Bisgood, 928; Frank G. Sayre, 885; Edward J. Corrigan, 900; Harvey P. Fanning, 895.

Collector, Charles A. Halsey, 1215; Birt D. Sabin, 1141, Frederick L. Howland, 44.

Superintendent of Highways: George W. Wines, 932; Frank Downs, 1524.

Town Trustee: Oscar B. Edwards, 1290; Henry L. Sandford, 1261; Frederick H. Rose, 1213; Leverrett G.

The Custom House, at Sag Harbor, in Southampton town, established in 1788 was abolished in 1913. At the peak in the 40's its tonnage reached 27,000. It had practically dwindled to nothing in 1913.—Ed.

A survey of the public highway connecting Little Hog Neck and Hog Neck by way of Short Beach, Long Beach, and the Wading Place, with Noyac-Sag Harbor shore road was made in 1914 by Southampton Town. Wallace H. Halsey was the C. E.—Ed.

Squires, 1175; Ralph A. Tuttle, 1124; William H. Corwin, 842; Robert W. Penny, 843; Joseph S. Stevens, 864; Thomas W. Lister, 918; John C. White, 787.

Overseers of Poor: D. Nelson Edwards, 1302; Charles Van Hise, 1229; George F. Wines, 932; Henry D. Burton, 758.

Constables: George F. Payne, 1524; Clarence K. Moore, 1379; Oliver Fanning, 1523; Joseph C. Havens, 1289; Carl Mulligan, 1249; George A. Vail, 996.

Page 474. Questions submitted:

No. 1, Selling liquor to be drunk on the premises where sold? yes, 1408; no 1132.

No. 2, Selling liquor not to be drunk on the premises where sold? yes 1366; no 1108.

No. 3, Selling liquor as a Pharmacist on a Physician's certificate? yes 1552; no 932.

No. 4, Selling liquors by Hotel Keepers only? yes 1454; no 1043.

No. 5, Creation of a \*Board of Auditors? yes 1297; no 573.

No. 6, Disposition of Town Lock-up in the Village of Southampton? yes 1382; no 536.

No. 7, Disposition of Town Farm at East Quogue? yes 1378; no 521.

Water spouts occurred in Noyac Bay the summer of 1915, in the month of August. People were terrified. Bathing houses at Wecatuck were razed, and fragments of boards carried sixty feet in the air. A cloudburst followed.—Ed.

\*Note.—Southampton town took advantage of the law permitting the election of a Board of Auditors and so elected as Auditors in 1917. William K. Dunwell, of Southampton; Burton D. Corwin, of Sag Harbor; J. Riley Warner, of Good Ground. All Republicans. Before the organization and institution of this Board, all bills payable by the town, were audited by the Justices. The auditors named above were first appointed to serve after the favorable vote on the question in 1915.—Ed.

## Propositions:

No. 1, Appropriation of \$5000. to improve, deepen and widen the canals and waterways between Foster's Creek Southeast and the West Bridge at Westhampton? yes 666; no 739.

No. 2, Appropriation of \$650. to defray expense of the plaintiff's \*case of the People ex rel Squires et al vs. Hand et al Town Trustees, that the decision of the Court of Appeals may be had? yes 648; no 753.

No. 3, Appropriation of \$7,000. for the construction of a bridge on the South Road over Speonk River, west of Brushy Neck? yes 589; no 778.

No. 4, Appropriation of \$7000. for the construction of curbs and gutters in the Villages of Bridgehampton, Good Ground and East Quogue? yes 480; no 778.

No. 5, Appropriation of \$4500. for Overseers of Poor in 1915? yes 987; no 369.

No. 6, Appropriation of \$4500. for Overseers of Poor in 1916? yes 966; no 362.

No. 7, Appropriation of \$50,000. to build a Bridge across Shinnecock Bay, from Long Point near Shinnecock Light House to the South Beach? yes 449; no 900.

No. 8, Appropriation of \$4000. to construct wings, to straighten and widen Bridge over Railroad at Canoe Place? yes 700; no 555.

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\*Note.—The Appellate Division of the Supreme Court in January, 1907, reversed the decision of judgement by G. Clarence Topping, Justice, affirmed by the County Court, in the Good Ground "oyster test case," in fining John P. Warner for taking oysters from a bed claimed to be owned by William Squires, at Tiana Bay, Southampton town. The court decided that such lease was void, and should not have been permitted in evidence, as in 1897 and 1901, the town having the power to do so, voted a free bay, and therefore had no right to lease the bay bottom in 1902. The litigation relating to "free bay" or "leased bay" was aggravated by complexing angles, and the above has to do with a feature of the attempt to carry the matter to the higher court. In December, 1915, Southampton's Board of Audit refused to O. K. a bill of \$502.75 submitted by the Patent Board of Town Trustees for expenses in preparing their case for argument before the Court of Appeals.—Ed.)

No. 9, Appropriation of \$1000. for the purpose of purchasing Highway Machinery? yes 756; no 473.

No. 10, Appropriation of \$30,000. to construct an additional width of four feet to the proposed State and County Highway from Quogue to the Southampton Village Line? yes 734; no 539.

No. 11, Appropriation of \$10,000. for the purpose of Contingent Fund 1915? yes 576; no 613.

No. 12, Appropriation of \$10,000. for the purpose of Contingent Fund 1916? yes 591; no 583.

Dated at Southampton the 7th day of April, 1915.

WM. C. GREENE, C. L. JACKSON, G. CLARENCE TOPPING, R R. KENDRICK.	}	Justices of Peace
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A true copy of original,

JAS. A. EARLY, Town Clerk.

Page 475. We, the undersigned Town Board of the Town of Southampton do hereby appoint the following named persons Inspectors of Election of the various Districts of said Town:

Dist. 1, Oren Converse, R. C. Lyons, George Cunningham, F. C. Gleasner; Dist. 2, George H. Densing, George H. Farley, G. Augustine, Henry J. Moelter; Dist. 3, Charles Chester, Harry S. Sayre, Chas. W. Hildreth, John C. White; Dist. 4, Charles Rose, Fred N. Benedict, Stephen P. Burnett, Howard R. Warren; Dist. 5, E. H. Tooker, Jr., Emanuel Grigg; Dist. 6, Harry Street, J. Walter Kent, Birt, D. Sabins, John Devett; Dist. 7, William Fordham, Charles Blackburn; Dist. 8, Leverett G. Squires, J. Riley Warner, Charles W. Jackson, Leonard G. Bellows; Dist. 9, George A. Barker, B. Irving Downs, Elbert S. Aldrich, Charles Camerden; Dist. 10, Howard Goodman, Lester C.

Jessup, William T. Hulse, Edward Stevens; Dist. 11, W. A. King, W. C. Rogers, Harvey C. Tuttle, George H. Gordon; Dist. 12, J. H. Goodale, N. B. Hallock, Samuel S. Griffin, Percy Moore.

W. C. GREENE, G. CLARENCE TOPPING, C. L. JACKSON, R. R. KENDRICK.	}	Town Board,
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Dated at Southampton this 7th day of April, 1915, a true copy of the original.

JAS. A. EARLY, Town Clerk.

Page 476. (Abstract). Joseph Hamil and Louis Ginnocchio appointed Inspectors of Election for the 4th Dist. Dated April 23, 1915.

Page 476. (Abstract). Vacancy in office of School Director caused by the death of Charles A. Jagger. Edwin H. Pierson appointed to vacancy. Dated May 12, 1915.

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From 1892 until 1915 the E. W. Bliss Co., of Brooklyn, tested torpedoes in Noyac Bay, and at Gardiner's Bay. The plant at Sag Harbor has been closed since the disarmament agreement. In 1813, Joshua Penny, native of Southold, and resident of Three Miles Harbor, in East Hampton, attempted to blow up a British ship of war, anchored in Gardiner's Bay, with the first submarine torpedo ever invented.—Ed.

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The status of Boards of Trustees was still disputed by some in 1915, and a meeting of the so-called "Patent Board" petitioned the Southampton Town Board requesting an appropriation of \$500 to have the matter finally settled.—Ed.

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Southampton town was the lowest bidder to construct the concrete road 20 feet wide from Quogue to Southampton village line. Its bid was \$113,068.50. It built the road.—Ed.

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275th anniversary of founding of Southampton town was observed with appropriate exercises June 12 and 13, 1915.—Ed.

Page 476. (Abstract). Whereas, by a proposition adopted at the Biennial Town Election held April 6th, 1915 to create a Board of Town Auditors pursuant to law we do hereby appoint J. Riley Warner, William K. Dunwell and Burton D. Corwin Town Auditors to serve until their successors are elected or appointed as provided by law.

In witness whereof we have hereto set our hands and seal this 19th day of May, 1915.

G. CLARENCE TOPPING,	} Town Board
W. C. GREENE,	
R. R. KENDRICK,	
C. L. JACKSON,	
CHARLES E. RAYNOR,	

A true copy of the original.

JAS. A. EARLY, Town, Clerk.

Page 477. (Abstract). Horace M. Wells appointed Inspector of Election in Dist. 8, to fill vacancy. Dated May 19th, 1915.

Page 477. (Abstract). David Vail and John B. Brown appointed Attendance Officers. Dated Aug. 25, 1915.

Page 477. (Abstract). Pursuant to law, on petition of the Town Superintendent of Highways, Addie Downs, is appointed Deputy Town Superintendent of Highways. Dated Aug. 25, 1915.

Page 478. (Abstract). Appointed Inspectors of Election: Peter Schug, in the 5th Dist., and John White in the 7th Dist. to fill vacancies. Dated Oct. 8, 1915.



Page 478. (Abstract). David W. Smith appointed Inspector of Election in the 8th Dist. to fill vacancy. Dated Oct. 27, 1915.

Page 478. (Abstract). Harry G. Culver appointed Inspector of Election in the 10th Dist. to fill vacancy. Dated Oct. 27, 1915.

Page 478. (Abstract). David Vail and John B. Brown appointed Attendance Officers for ensuing year. Dated Aug. 16, 1916.

Page 479. (Abstract). Pursuant to Law we do hereby appoint John Nugent, M. D., Town Health Officer for a term of four years. Dated Sept. 13, 1916. Signed by members of the Town Board and Town Board of Health. Attest by Jas. A. Early, Town Clerk.

Page 479. (Abstract). Edward M. Havens appointed Inspector of Election in the 12th Dist. to fill vacancy. Dated Oct. 31, 1916.

Page 479. (Abstract). Appoint John H. Nugent temporary Health Officer during the absence of John Nugent the Town Health Officer. Dated Jan. 10, 1917.

Page 479. Official Canvass and Statement of the result of the Biennial Town Election held in the Town of Southampton, Suffolk County, N. Y., April 3rd, 1917, as made by the Justices of Peace and Town Clerk, the whole number of votes cast for Town Officers, Propositions and Questions submitted:

(Abstract). Supervisor, Benjamin G. Halsey, 1225; Charles H. Redfield, 1334.

Town Clerk, J. Harvey Topping, 1080; James A. Early, 1437.

Justices of Peace, Robert R. Kendrick, 1687; Clifford L. Jackson, 1549; Charles E. Raynor, 1433; Harmon M. Payne, 899.

Town Superintendent of Highways, Wallace H. Halsey, 1268; Frank Downs, 1277.

Collector of Taxes, Charles B. Foster, 1325; Michael J. Morouney, 1050.

Assessors, Otis A. Edwards, 1531; Theodore F. Haines, 1454; Henry H. Post, 1462; John H. Corwin, 1492; Gilbert D. Rogers, 1469; William H. Carter, 753; Richard Lyons, 770; Edward J. Corrigan, 816; Charles W. Hildreth, 832.

Overseers of Poor, D. Nelson Edwards, 1452; Charles Van Hise, 1379; Ralph Sayre, 911; Henry D. Burton, 723.

Constable, George F. Payne, 1501; Clarence W. Moore, 1525; Oliver Fanning, 1506; Joseph C. Havens, 1406; Leon P. Ward, 1416; Andrew Gilbride, 842; Carl Mulligan, 844; Harry Walton, 740.

Auditors, William K. Dunwell, 1433; Burton D. Corwin, 1365; J. Riley Warner, 1320; Bruce T. Carter, 740; George A. Kiernan, 786; George R. Howell, 798.

Town Trustees, Oscar B. Edwards, 1515; Henry L. Sandford, 1369; Frederick H. Rose, 1332; David A. Vail, 1326; Ralph A. Tuttle, 1300; Elisha O. Hedges, 773; George D. Squires, 826; Joseph T. Stevens, 793; Charles P. Edwards, 830; Samuel Griffing, 768.

#### Propositions:

No. 1, Appropriation of \$80,000. to build a bridge across Shinnecock Bay from Long Point near Shinnecock Light House to the South Beach? yes 505; no 889.

No. 2, Appropriation of \$10,000. for the erection of a bridge to replace the Post Bridge at Quogue? yes 543; no 795.

No. 3, Appropriation of \$7000. for the erection of a bridge over Moneybogue Canal at Westhampton Beach? yes 498; no 724.

No. 4, Appropriation of \$10,000. for the erection of a bridge to replace the bridge at Sagaponack, yes 654; no 674.

Questions:

No. 1, Selling liquor to be drunk on premises where sold? yes 1274; no 1281.

No. 2, Selling liquor not to be drunk on premises where sold? yes 1231; no 1269.

No. 3, Selling liquor as Pharmacist on Physician's Prescription? yes 1447; no 1068.

No. 4, Selling liquors by Hotel Keeper only- yes 1291; no 1219.

Dated at Southampton, April 4th, 1917.

R. R. KENDRICK, CHARLES HUMBLET, CHARLES E. RAYNOR, C. L. JACKSON, W. C. GREENE.	}	Justices of Peace
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A true copy of Original,

JAS A. EARLY, Town Clerk.

Page 481. We the undersigned Town Board of the Town of Southampton, do hereby appoint the following named persons, Inspectors of Elections, for the various election districts of this Town:

Dist 1, Fred Glaesner, Joseph B. Wright, Richard L. Lyons, Arthur Gunning; District 2, George Densing, George H. Farley, G. Augustine Kiernan, Henry J. Moelter; District 3, Harry L. Sayre, Charles Chester, John C. White, Charles W. Hildreth; District 4, Charles Rose, Fred N. Benedict, Stephen P. Burnett, Frank Foster; District 5, Stanley Biggs, Ernest C. Peterson, Peter Schug, Charles F. Edwards; District 6, J. Walter Kent, Harry Street, Birt D. Sabin, John Devitt; District 7, John H. White, Charles Blackburn, George R. Howell, Charles E.

Frankenback; District 8, Howard S. Bussinah, Howard T. Meschutt, G. Leonard Bellows, Richard Penny; District 9, B. Irving Downs, George Barker, E. S. Aldrich, Charles S. Camerden; District 10, Harry Culver, Lester Jessup, Edward Stevens, William T. Hulse; District 11, William A. King, William C. Rogers, Harvey C. Tuttle, George Gorden; District 12, Josiah H. Goodale, Nathan B. Hallock, Percy Moore, Edward Havens.

Dated Southampton this 4th day of April, 1917.

R. R. KENDRICK,	} Town Board
CHARLES HUMBLET,	
CHARLES E. RAYNOR,	
C. L. JACKSON	
W. C. GREENE.	

A true copy of original.

JAS. A. EARLY, Town Clerk.

Page 482. (Abstract). Pursuant to Chapter 623 Laws of New York for 1917, the Town Board appoints Charles Brophy, George Farley and J. Mitchell Raynor, Excise Commissioners for the Town of Southampton. Dated June 9, 1917.

Page 482. (Abstract). John H. Nugent appointed temporary Health Officer by Town Board during absence of Health Officer John Nugent. Dated Dec. 5, 1917.

Page 482. (Abstract). George W. Percy is appointed Deputy Town Clerk by Town Clerk James A. Early, Jan. 31, 1918.

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Note.—These appointments were made under a new law. Mr. Brophy resided at Southampton; Mr. Farley, Sag Harbor; Mr. Raynor Westhampton Beach. Their duties were to carry out the provisions of the Brown law. The statute was designed to reduce the number of licenses to be issued in Southampton town, (the town having voted "wet"), and as generally applying through other license commissioners to all sections of the State.—Ed.

Page 483. (Abstract). David A. Vail and Leon P. Ward are appointed Attendance Officers by Town Board for the ensuing year. Dated Aug. 30, 1918.

Page 483. (Abstract). Death of Charles H. Van Hise occasions vacancy in office of Overseer of the Poor. Town Board appoints Ernest S. Van Hise to fill vacancy. Dated Feb. 5, 1919.

Page 483. State of New York }  
Town of Southampton. } s. s.

Whereas pursuant to Section 589 of Article 31B of the Town Law of N. Y. for 1918 the terms of office of all Town Officers except Justices of the Peace expire in April, 1919; pursuant to the above we do hereby appoint the following Town Officers for the period from April 1st, 1919 to December 31st, 1919:

Supervisor, Charles H. Redfield.

Town Clerk, James A. Early.

Collector, Charles B. Foster.

Assessors, Otis A. Edwards, Theodore F. Haines, Henry H. Post, John H. Corwin, Gilbert D. Rogers.

Overseers of Poor, D. Nelson Edwards, Ernest A. Van Hise.

Constables, George F. Payne, Clarence W. Moore, Oliver Fanning, Leon Goodman, Frank C. Havens.

Auditors, William K. Dunwell, Burton D. Corwin, J. Riley Warner.

Trustees, Oscar B. Edwards, Henry L. Sandford, James A. Jennings, David A. Vail, Ralph A. Tuttle.

In witness whereof we have hereto set our hands and seal this 19th day of March, 1919.

W. C. GREENE, R. R. KENDRICK, CHARLES E. RAYNOR, CHARLES HUMBLET, C. L. JACKSON.	}	Town Board
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A true copy of original.

JAS. A. EARLY, Town Clerk.

Page 484. (Abstract). Arthur Hallock appointed Inspector of Election in the 3rd Dist. to fill vacancy. Dated Aug. 27, 1919.

Page 484. (Abstract). David A. Vail and Frank C. Havens appointed Attendance Officers for the ensuing year. Dated Aug. 27, 1919.

Page 485. Official Canvass and Statement of result of the Biennial Town Election held in the Town of Southamptton, Suffolk County, November 4th, 1919, as made by the Justices of Peace and Town Clerk. The whole number of votes cast for Town Officers, Propositions:

(Abstract). Supervisor, Charles H. Redfield, 1939; Benjamin G. Halsey, 2352.

Town Clerk, James A. Early, 2200; Alfred S. Downs, 1809.

Superintendent of Highways, Frank Downs 1809; Fred Sandford, 2435.

Receiver of Taxes, Birt D. Sabin, 1365; Allen C. Daltzell, 2784.

Justices of the Peace, G. Clarence Topping, 1631; Gabriel Halsey, 1111; Charles Humblet, 2275; William C. Greene, 2419.

Assessors, Andrew Gilbride, 1286; Thomas J. Maran, 1115, Edward Corrigan, 1145, Watson Clark, 1053; J. Forrest Terrell, 967; Otis A. Edwards, 2728; Theodore F. Haines, 2586; Henry H. Post, 2641; John H. Corwin, 2696; Gilbert D. Rogers, 2634.

Overseers of the Poor, G. Leonard Bellows, 1221; Frank Sayre, 1196; D. Nelson Edwards, 2581; Ernest Van Hise, 2461.

Town Auditor, John T. Halsey, 1290; William T. Hulse, 1239; Richard Leek, 1253; William E. Phillips, 2418; Burton D. Corwin, 2581; C. Arthur Payne, 2308.

Constables, Harry Augustine, 1163; Leonard Miller, 1137; Carl Mulligan, 1069; Louis Kiselyack, 1041; G. Frank Payne, 2623; Clarence N. Moore, 2681; Oliver Fanning, 2660; Leon F. Goodman, 2407.

Trustees, George R. Howell, 1243; James A. Jennings, 1175; A. P. Hand, 1108; John B. Cook, 1165; Alfred E. Edwards, 1052; Henry L. Sandford, 2562; Oscar B. Edwards, 2505; Walter Benedict, 2552; David A. Vail, 2448; Ralph A. Tuttle, 2410.

Proposition No. 1. Shall the sum of Fifteen Thousand Dollars (\$15,000) be raised by tax for the purpose of constructing a Bridge across Sagg Pond to replace the present structure? for 623; against 456.

Proposition No. 2, Shall the sum of Thirty Thousand Dollars (\$30,000) be raised by tax for the purpose of dredging a harbor, at West Neck, said sum to be raised by the issue of bonds Five Thousand (dollars) to be retired annually for a period of six years, the first installments to be retired in 1921? for 586; against 900.

Proposition No. 3, Shall the sum of Three Thousand Dollars (\$3,000) be raised by tax each year for two years for the purpose of dredging and widening the canals and channels from the West Bay or Jessup's Bridge to Peconic Bay? for 548; against 509.

Proposition No. 4, Shall bonds of the Town of Southampton to the sum of One Hundred and Fifty Thousand Dollars (\$150,000) and payable at the rate of Ten Thousand Dollars (\$10,000) a year be issued for the purpose of improving the highway from Good Ground to Riverhead, through Flanders, approximately eight miles in length, with concrete road twenty feet wide? for 493; against 598.

(Abstract). Above certified by W. C. Greene, C. L. Jackson, R. R. Kendrick, Charles Humblet, Justices of the Peace under date of November 4, 1919 and attested by James A. Early, Town Clerk, November 5, 1910.

Page 487. (Abstract). Town Board appoints John H. Nugent temporary Health Officer to serve during Dec. 12th, 1919 to March 15th 1920 in absence of John Nugent, the Town Health Officer.

Page 487. (Abstract). James A. Early, Town Clerk, appoints Beatrice Hirschfield, Deputy Town Clerk. Dated Jan. 1, 1920.

Page 487. (Abstract). Fred Sandford, Town Supt. of Highways, presents to Town Board name of Edwin L. Pierson to be Deputy Town Superintendent. Mr. Pierson is approved and appointed. Dated Jan. 7, 1920.

Page 487. (Abstract). Allen C. Dalzell, Tax Receiver of the Town of Southampton, appoints Caroline Edwards, Deputy Tax Receiver. Dated Jan. 14, 1920. Signed Allen C. Dalzell; attest Jas. A. Early, Town Clerk.

Page 488. (Abstract). Appointed Inspectors of Elections: Dist. 1, Joseph B. Wright, Fred Glaesner, Richard L. Lyons, Arthur Gunning; Dist. 2, George H. Farley, Fred Habensack, G. Augustine Kiernan, Henry



J. Moelter; Dist. 3, Harry S. Sayre, Arthur L. Hallock, John White, Charles W. Hildreth; Dist. 4, Charles Rose, William S. Halsey, Stephen Burnett, Frank R. Foster; Dist. 5, J. Hervey Topping, Alice R. Corwith, Peter Schug, Margaret Edwards; Dist. 6, Ernest C. Peterson, Mabel Osborne, Joseph McMasters, Edward Downey; Dist. 7, Thomas White, Clara H. Kendrick, Elizabeth Miller, George R. Howell; Dist. 8, Howard T. Meschutt, Howard S. Bussinah, G. L. Bellows, Austin Penny; Dist. 9, B. Irving Downs, George A. Barker, Charles S. Camerden, Elbert S. Aldrich; Dist. 10, Leslie Jessup, Stella B. Jessup, Edward H. Stevens, Clinton N. Overton; Dist. 11, Wm. C. Rogers, Chas. G. Smith, George Gordon, H. C. Tuttle; Dist. 12, Josiah H. Goodale, N. B. Hallock, Percy Moore, Frank Orth.

In witness whereof we hereto set our hands and seal this 25th day of March, 1920.

C. L. JACKSON, W. C. GREENE, CHARLES E. RAYNOR, CHARLES HUMBLET, R. R. KENDRICK.	}	Town Board
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A true copy of original,

JAS. A. EARLY, Town Clerk.

Page 489. (Abstract). Town Board appoints Beatrice Hirschfield General Clerk for the Town Office. Dated April 21, 1920.

Page 489. (Abstract). Town Board appoints Frank C. Havens and Ernest J. Brocket Attendance Officers. Dated Aug. 25, 1920.

Page 489. (Abstract). Town Board appoints Charles Rose Inspector of Election in 4th Dist. to fill vacancy. Dated Sept. 9, 1920.

Page 489. (Abstract). Town Board appoints Inspectors of Elections to fill vacancies: Dist. 3, Frank Schenck; Dist. 13, Edward G. Sayre; Dist. 4, Nathan P. Hand; Dist. 5, Herbert Godbee. Dated September 28, 1920.

Page 490. (Abstract). Town Board appoints Frank Benedict Inspector of Election to fill vacancy caused by resignation of William S. Halsey. Dated Oct. 13, 1920.

Page 490. (Abstract). Town Board appoints John H. Nugent temporary Health Officer during the absence of John Nugent, Town Health Officer, beginning Dec. 12, 1920. Dated Dec. 7, 1920.

Page 490. County of Suffolk, State of New York, s. s.: We the undersigned, as Supervisor, and Justices of the Peace in and for the Town of Southampton, Suffolk County, and State of New York, believing that the public peace and safety requires it, do hereby appoint Harry Smith a special Constable in and for the said Town of Southampton pursuant to Section 117 of the Town Law of the State of New York, for a period of ninety (90) days from the 15th day of April, 1921.

Dated April 13th, 1921.

BEN. G. HALSEY, Supervisor.

C. L. JACKSON.  
R. R. KENDRICK, } Justices of the Peace

A true copy of original.

JAS. A. EARLY, Town Clerk.

Page 491. (Abstract). Vacancy in office of School Director by resignation of Willard S. French; Town Board appoints Ada B. French to fill vacancy. Dated June 8, 1921.

Page 491. (Abstract). Town Board appoints Harry Smith a special Constable for period of ninety (90) days from the 15th day of July, 1921. Dated July 27, 1921.

Page 492. (Abstract). Town Board appoints Frank C. Havens Attendance Officer for ensuing year. Dated Aug. 24, 1921.

Page 492. Official Canvass and Statement of the result of the Biennial Town Election held in the Town of Southampton, Suffolk County, New York, November 8th, 1921, as made by the Justices of the Peace and the Town Clerk. The whole number of votes cast for Town Officers, Propositions, and Questions submitted:

Supervisor, Benjamin G. Halsey, 2243; Charles H. Redfield, 1840.

Town Clerk, Benjamin H. Bishop, 1744; James A. Early, 2413.

Receiver of Taxes, Allen C. Dalzell, 2746; Arthur L. Penny, 1199.

Justices of the Peace, Oscar F. Fanning, 2343; Charles P. Edwards, 1590; Robert R. Kendrick, 8.

Town Supt. of Highways, Fred M. Sandford, 1916; Frank Downs, 2165.

Overseers of Poor, Daniel N. Edwards, 2525; Ernest S. Van Hise, 2225; Lewis E. Howell, 1324; Charles W. Hildreth, 1129.

Assessors, Otis A. Edwards, 2571; Theodore F. Haines, 2495; Henry H. Post, 2471; Oscar Goodale, 2393; William L. Ryder, 2328; Henry Ham, 1198; Edward Downey, 1189; Leroy Tiffany, 1234; John H. Corwin, 1580; Joseph P. Stevens, 955.

Constables, G. Frank Payne, 2532; Frank C. Havens, 2543; Clarence Moore, 2511; Oliver Fanning, 2699; Leon Goodman, 2306; Oliver Fanning, 1080; Joseph King, 1098; Leonard Miller, 1150; Ralph Sayre, 1269; Joseph Payne, 1044.

Auditors, Burton D. Corwin, 2362; C. Arthur Payne, 2251; William E. Phillips, 2347; George McFarland, 1272; Harmon D. Bishop, 1234; James R. Foster, 1284.

Trustees, Henry L. Sandford, 2450; Oscar B. Edwards, 2439; James A. Jennings, 2464; David A. Vail, 2371; Charles G. Smith, 2314; Gilbert H. White, 1365; Harvey Tuthill, 1158; Robert W. Penny, 1224; Edward C. Bellows, 1282; Oscar B. Edwards, 1170.

School Director, Willard S. French, 2348; Elizabeth Miller, 1175.

Proposition No. 1, Shall the sum of Ten Thousand Dollars (\$10,000) be raised to complete the construction of the Sagaponack Bridge?

Proposition No. 2, Shall the amount of Three Thousand Dollars (\$3,000.) be raised in the year 1921 and Three Thousand Dollars (\$3,000) in the year 1922 for the purpose of dredging channels where necessary from the mouth of Shinnecock-Peconic Canal west toward West Bay?

Proposition No. 3, Shall the amount of Eight Thousand Dollars (\$8,000) be raised for the maintenance and repair of Highways for the balance of the Highway year of 1921?

Proposition No. 4, Shall the Town of Southampton be bonded for the sum of One Hundred Thousand Dollars (\$100,000) to be applied to the erection of a bridge across Shinnecock Bay, from the mainland at Pon Quogue to the Dunes?

Proposition No. 5, Shall the sum of Ten Thousand Dollars (\$10,000) be raised by tax for the purpose of purchasing machinery for the construction and maintenance of Highways? for 908; against 735.

Question No. 1, Shall the following resolution be adopted: No hedge nor fence which obstructs the view shall be erected nor maintained upon the premises at the intersection of two roads of a greater height than three

feet, and for a distance of fifty feet from the intersection of the property lines bounded or paralleling the intersecting lines of the two highways. This regulation shall not apply to hedges or fences located at a distance of more than fifty feet from a point of intersection of the extreme internal lines of the intersecting highways. Any hedge or fence not in accordance with this regulation on January 1st, 1922, shall be cut down or removed by person or persons appointed by the Town Board for that purpose.

We the undersigned Justices of the Peace and Town Clerk of the Town of Southampton do hereby certify that the foregoing is a correct statement of Canvass of the Biennial Election held in the Town of Southampton, Suffolk County, N. Y., on November 8th, 1921.

W. C. GREENE, CHARLES E. RAYNOR, CHARLES HUMBLET, R. R. KENDRICK,	}	Justices of the Peace
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A true copy of original.

JAS. A. EARLY, Town Clerk.

Page 494. (Abstract). Beatrice Hirschfeld appointed Deputy Town Clerk. Dated Jan. 2, 1922.

Page 494. (Abstract). On recommendation of Town Supt. of Highways, the Town Board appoints Addie R. Downs Deputy Town Supt. of Highways. Dated Jan. 13, 1922.

Page 495. (Abstract). Town Board appoints Charles E. Raynor a Justice of the Peace to fill vacancy and to hold such office until the next biennial town meeting. Dated February 1, 1922.

Page 495. (Abstract). James A. Early is appointed by the Town Board, Registrar of Vital Statistics for a term of four years, beginning January 1st, 1922. Dated Feb. 1, 1922.

Page 495. (Abstract). Town Board appoints John Nugent, M. D., Town Health Officer for a period of four years beginning January 1st, 1922. Dated Feb. 1, 1922.

Page 496. County of Suffolk, Town of Southampton, s. s.: Whereas a vacancy exists in the office of Justice of the Peace in the Town of Southampton, Suffolk County, because of the expiration of the term of office of Clifford L. Jackson who was elected to such office on the 3rd day of April, 1917, for a term of four years, from the 1st day of January, 1918.

Now Therefore, in pursuance of the power vested in us by Section 130 of the Town Law, we the undersigned members of the Town Board of such Town do hereby appoint Charles Wells Brown of said Town to fill the vacancy existing in such office of Justice of the Peace, the said Charles Wells Brown shall hold office until the next biennial town meeting in such town in the year 1923 as provided by law.

In witness whereof we have hereunto set our hands and seals at Southampton, in said Town, on the 23rd day of February, 1922.

BENJ. G. HALSEY, (L. S.)

Supervisor.

WILLIAM C. GREENE, (L. S.) }  
CHARLES E. RAYNOR, (L. S.) } Justices of the Peace  
OSCAR F. FANNING, (L. S.) }

OSCAR F. FANNING, (L. S.)

Clerk pro tem.

Page 496. (Abstract). Town Board appoints Harry Smith a special Constable for a period of sixty (60) days. Dated April 20, 1922.

Page 497. (Abstract). Town Board appoints Harry Smith a special Constable for a period of sixty (60) days. Dated June 20, 1922.

Page 497. (Abstract). Town Board appoints Ernest J. Brockett, Attendance Officer, for ensuing school year. Dated Aug. 24, 1922.

Page 497. (Abstract). To fill vacancies the Town Board appoints as Inspectors of Elections for Dist. 11, Ida, J. Tuttle; for Dist. 13, Edward A. Hildreth. Dated Aug. 24, 1922.

Page 498. (Abstract.) Town Board appoints Harry Smith a special Constable for ninety (90) days from the 20th day of August, 1922. Dated Aug. 20, 1922.

Page 498. (Abstract). Town Board appoints Charles G. Overton as special Constable for sixty (60) days. Dated Sept. 1, 1922.

Page 499. (Abstract). Town Board appoints John H. Nugent temporary Health Officer during the absence of John Nugent, the Town Health Officer. Dated Dec. 13, 1922.

Page 499. (Abstract). Town Board appoints Lafayette Rothsteen a special Constable for sixty (60) days, from the 1st day of May, 1923. Dated April 16, 1923.

Page 499. (Abstract). Town Board appoints Lafayette Rothsteen a special Constable for ninety (90) days from the first day of July, 1923. Dated July 2, 1923.

Page 500. (Abstract). Town Board appoints Lafayette Rothsteen a special Constable for sixty (60) days from the first day of October 1923. Dated Oct. 3, 1923.

Page 500. Official Canvass and Statement of the result of the Biennial Town Election held in the Town of Southampton, Suffolk County, N. Y., November 6th, 1923 as made by the Justices of the Peace and Town Clerk.

The whole number of votes cast for the officers is as follows:

(Abstract). Supervisor, James A. Early (D) 2005; Benjamin G. Halsey, (R) 2211.

Town Clerk, Edward W. Wolf, (D) 1832; Edward P. White, (R) 1975.

Receiver of Taxes, Joseph T. Stevens, (D) 1437; Allen C. Dalzell (R) 2406.

Supt. of Highways, Frank Downs, (D) 2249; James A. Jennings, (R) 1662.

Justices of Peace, short term, Herman F. Bishop, (D) 1425; Charles W. Brown, (R) 2234; James A. S. Gregg, (D) 1347; Gaston E. Bishop, (R) 2071; Charles G. Smith, (Ind) 18.

Justices of the Peace, long term, Frank G. Sayre, (D) 1481; Burton D. Corwin, (R) 2191; William R. Reiman, (D) 1382; Charles Humblet, (R) 2049.

Overseer of Poor, John C. White, (D) 1204; D. Nelson Edwards, (R) 2367; Lewis E. Howell, (D) 1182; Ernest S. Van Hise, (R) 2385.

Assessors, John A. Aldrich (D) 1650; Otis A. Edwards, (R) 2201; Robert M. Topping, (D) 1457; Theodore F. Haines, (R) 2121; Arthur M. Haines, (D) 1616; Henry H. Post, (R) 2104; Joseph P. Payne, (D) 1571; Oscar Goodale, (R) 2202; D. Frank Brown, (D) 1414; William L. Ryder, (R) 2194.

Town Auditor, James Reynold, (D) 1198; Joseph B. Wright, (R) 2294; John M. Stager, (D) 1399; C. Arthur



Payne, 2205; Raymond C. Payne, (D) 1383; William E. Phillips, (R) 2171.

Constable, Walter Seaman, (D) 1275; George F. Payne, (R) 2248; Ralph J. Sayre, (D) 1392; Frank C. Havens, (R) 2305; Leonard V. Miller, (D) 1226; Ernest Y. Edwards, (R) 2336; Ferdinand H. Downs, (D) 1358; Oliver Fanning, (R) 2315; Irving M. Havens, (D) 1239; Leon Goodman, (R) 2171.

Town Trustees, A. Ward Havens, (D) 1352; Henry L. Sandford, (R) 2277; Lorenzo Vaughn, (D) 1277; James H. Rogers, (R) 2318; Gilbert H. Seaman, (D) 1386; David A. Vail, (R) 2282; Charles P. Edwards, (D) 1373; James F. Davis, (R) 2474; Edwin C. Bellows, (D) 1338; Benj. G. Owen, (R) 2186.

School Director, George D. Squires, (D) 1239; Edwin H. Pierson, (R) 2305.

Proposition No. 1, Shall the sum of Three thousand five hundred (dollars) (\$3,500) be raised by tax for the purpose of widening the Peconic avenue Bridge at Riverhead the full width of Highway and erect a curb and sidewalk on the bridge?

Dist.	1	2	3	4	5	6	7	8	9	10	11	12	13	Total
Yes	41	31	51	58	112	137	79	54	105	99	72	51	38	898
No	43	30	22	19	22	37	25	20	28	41	31	3	39	360

Proposition No. 2, Shall the sum of Ten thousand dollars (\$10,000.) be raised by tax for the purpose of purchasing a site for a Town building to be located on the Northeast corner of Main St. and Bridgehampton Road in the village of Southampton?

Dist.	1	2	3	4	5	6	7	8	9	10	11	12	13	Total
Yes	33	33	31	44	121	138	74	37	50	69	44	27	17	718
No	49	31	47	29	28	47	27	36	63	52	54	14	57	534

We the undersigned Justices of the Peace and Town Clerk of the Town of Southampton do hereby certify that the foregoing is a correct statement of the Canvass of the

Biennial Town Election held in the Town of Southampton, Suffolk County, New York, on November 6th, 1923.

Dated at Southampton, November 7th, 1923.

WM. C. GREENE, CHARLES HUMBLET, OSCAR F. FANNING, CHARLES E. RAYNOR,	}	Justices of the Peace.
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JAS. A. EARLY, Town Clerk.

Page 502. (Abstract). The Town Board of Health and the Town Board of the Town of Southampton do appoint John H. Nugent, M. D., Health Officer, for a term of four years. Dated Southampton, November 14, 1923.

Page 503, 504, 505, 506, 507, of Liber D, are blank.—Ed.

Page 508. Official Canvass and Statement of the result of the Biennial Town Election held in the Town of Southampton, Suffolk County, State of New York, November 3rd, 1925, as made by the Justices of the Peace and Town Clerk.

The whole number of votes cast for the Officers is as follows, also Propositions and Questions Submitted:

(Abstract). Supervisor, Benjamin G. Halsey, 2343; Charles H. Redfield, 1803.

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Fire, at 10 a. m., April 30, 1924, destroyed the Atheneum, at Sag Harbor. It was a big wooden hall and meeting place for Wamponamom Lodge, No. 437, F. & A. M. First built in 1817-18 by Eliab Byram, carpenter, and Henry B. Havens, mason, for Presbyterian Society; sold to Christ P. E. Church, 1844; sold to Free Masons, 1881; remodelled and for 30 years thereafter principal amusement hall; moved from original site, corner Church and Sage streets to corner Union and Church streets in 1900 when bought by Joseph Fahys & Co. Old site now occupied by watch case factory acid house. The night previous to the fire a women's fraternity held a jollification and banquet in the hall.—Ed.

Town Clerk, Edward P. White, 2513; Llyod P. Pugh, 1454.

Tax Receiver, Allan C. Dalzell, 2776; Frank P. Geisler, 1176.

Supt. of Highways, George W. Wines, 2125; Frank Downs, 1947.

Justices of Peace, Gaston E. Bishop, 2104; Wm. E. Hulse, 1940; Thomas L. Jaques, 2353; Thomas L. Jaques, 1310; Oscar F. Fanning, 2375; Arthur M. Havens, 1455.

Assessors, Theodore F. Haines, 2558; D. Frank Brown, 1218; Otis Edwards, 2560; Lewis E. Howell 1230; Henry H. Post, 2557; George R. Howell, 1225; Oscar S. Goodale, 2601; Gilbert H. Edwards, 1224; B. Irving Downs, 2607; Frank Sayre, 1227.

Overseers of Poor, D. Nelson Edwards, 2578; William F. Randall, 1194; Ernest H. Van Hise, 2635; Ralph Sayre, 1220.

Auditors, William Phillips, 2530; Edward Havens, 1233; C. Arthur Payne, 2500; Robert Topping, 1254; E. Jones Hildreth, 2589; John M. Stager, 1193.

Town Trustees, David H. Vail, 2468; A. Ward Havens, 1280; Henry L. Sandford, 2520; Charles P. Edwards, 1247; James F. Davis, 2495; William E. Carter, 1243; James H. Rogers, 2549; James R. Foster, 1206; Charles G. Smith, 2456; William R. Reiman, 1264.

Constables, G. F. Payne, 2522; William R. Stevenson, 1184; Frank Havens, 2578; Leonard Miller, 1183; Ernest Y. Edwards, 2593; Charles H. Brewer, 1163; Leon Goodman, 2521; Exford W. Jacobs, 2543; Oliver Fanning, 1216; Eugene McNamara, 1127.

School Director, Willard S. French, 2618; Elizabeth A. Miller, 1177.

Proposition No. 1, Shall the real property of the Town of Southampton, situated at North Sea in said Town,

known as the Town Hospital, together with the contents of the building thereon, be sold under the direction of the Supervisor at Public Auction to the highest bidder?

Dist.	1	2	3	4	5	6	7	8	9	10	11	12	13	Total
Yes,	74	49	60	59	104	105	72	50	31	158	50	16	60	888
No,	86	55	31	24	40	28	29	24	24	49	57	22	31	500

Proposition 2, Shall the sum of Thirty-five hundred dollars (\$3,500.) or so much of it thereof as may be necessary, be raised by Tax upon the Taxable property of the Town of Southampton, to furnish and equip the court room and the new Town Hall?

Dist.	1	2	3	4	5	6	7	8	9	10	11	12	13	Total
Yes,	64	41	48	56	100	102	64	48	62	138	38	14	45	821
No,	93	40	63	21	41	27	34	40	87	43	53	25	38	605

Proposition No 3, Shall the sum of One thousand dollars (\$1000.) be raised by tax upon the taxable property in the Town of Southampton, for use of the Trustees of the Freeholders, etc., of said Town of Southampton to be expended by them or pursuant to their direction for the purpose of recovering or protecting any charter rights of the inhabitants of said Town, or any rights of said inhabitants which may come within the jurisdiction of said Trustees?

Dist.	1	2	3	4	5	6	7	8	9	10	11	12	13	Total
Yes,	65	41	53	53	91	101	65	54	72	141	47	17	47	847
No,	92	37	31	24	43	29	28	30	75	36	48	22	39	534

Proposition No. 4, Shall the sum of Six thousand dollars (\$6000.) for the year 1926 and Six thousand dollars (\$6000.) for the year 1927 be raised for the purchase of highway machinery and repairs?

Dist.	1	2	3	4	5	6	7	8	9	10	11	12	13	Total
Yes,	67	41	55	57	104	102	63	56	72	143	46	19	37	862
No,	96	42	35	23	36	23	33	33	68	36	52	23	43	543

We the undersigned Justices of the Peace, and Town Clerk of the Town of Southampton do hereby certify that

the foregoing is a correct statement of the Canvass of the Biennial Town Election held in the Town of Southampton, County of Suffolk, State of New York, on November 3rd, 1925.

CHARLES HUMBLET,	} Justices of the Peace.
B. D. CORWIN,	
OSCAR F. FANNING,	
CHAS. W. BROWN,	
GASTON E. BISHOP,	

EDW. P. WHITE, Town Clerk.

Page 510. On motion of Justice Humblet, seconded by Justice Fanning, the following resolution was adopted:

Resolved, that the following items are hereby authorized and directed to be included in the tax levy of 1926:

Item 1.

General repairs and improvement of Highways,	\$115,000.
Flying Point Road,	1,000.
McNally Road to Bay,	500.
Beach Road West of Canal,	2,500.
Beach Road West of Canal,	1,000.
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	\$120,000.

Miscellaneous.

Quogue Curbs,	\$ 3,000.
Hampton Bays North of Railroad,	1,500.

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A \$300,000 fire razed four big business blocks at Sag Harbor, the night of Jan. 1, 1925. Among the fine buildings burned was the Central block, occupied as shipping office by the Alvin Silver Company, 3 stories brick; the Morris Meyer block and the Ballen block. Sag Harbor has suffered more from fires than any other village of Southampton town. The dates of conflagrations are 1817, 1845, 1877, 1879, 1916, 1925.—Ed.

National Golf Club Road,	7,000.
Two Roads at North Sea,	500.
Pine Neck Roads,	1,500.
Hallock Road, East Quogue,	1,000.
Bishop Road, Westhampton,	1,000.
Homan Road,	1,000.
Wainscott Road,	20,000.
Slattery's Corner (Mill Rd)	10,000.
	<hr/>
	\$46,500.
	<hr/>
Snow,	\$ 1,500.
Weeds, Trimming,	18,500.
Bridges,	6,000.
Sidewalks,	7,800.
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	\$ 33,800.

Pages 412 and 413 are blank.—Ed.

Page 514. Notice of Special Town Meeting, Town of Southampton.

Notice is hereby given, that pursuant to an application duly made therefor as prescribed by statute, a Special Town Meeting of the Qualified Electors of the Town of Southampton, County of Suffolk, N. Y., will be held at the Town Clerk's office in the Village of Southampton, N. Y., on the 17th day of August, 1926, from 8:00 daylight saving time in the forenoon until sunset, for the purpose of:—

Voting by ballot upon the proposition to appropriate the sum of Two Hundred and Fifty Thousand Dollars (\$250,000.) for the construction of a Public Highway of

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Southampton has adopted the budget system.—Ed.

Concrete, Twenty (20) feet in width upon the South Beach in the said Town of Southampton, within the bounds of the public right of way from the Westerly line of the highway leading from such right of way Northerly to Post Bridge to the Westerly line of the Village of Southampton, and to raise said sum by the issue and sale of Town Bonds to be paid as they mature by a Tax to be levied upon the taxable property of said Town, and for the transaction of such other business as shall lawfully be brought before said Meeting.

Dated July 26, 1926.

EDW. P. WHITE,

Town Clerk of the Town of Southampton, N. Y.

Page 514. Certificate of Canvass, August 17th, 1926.

We the undersigned, Justices of the Peace of the Town of Southampton, County of Suffolk, and State of New York, constituting the Board of Canvass of ballots cast at the Special Town Meeting in said Town on the 17th day of August, 1926, upon the following Proposition:

“Proposition.

Shall the sum of Two Hundred and Fifty Thousand Dollars (\$250,000.) be borrowed upon the credit of the Town of Southampton, Suffolk County, New York, for the construction of a public highway of concrete, Twenty (20) feet in width, upon the South Beach in said Town within the bounds of the present public right of way from the westerly line of the highway leading from said right of way Northerly to Post Bridge to the Westerly line of the Village of Southampton, and shall the bonds of the said Town of Southampton be issued therefor to become due within Twenty-five (25) years from date of issue, in annual installments of Ten Thousand Dollars (\$10,000.) each,

with interest at the rate of not more than five per centum per annum (5%) payable semi-annually, and shall a sum sufficient to pay the interest and principal of the said bonds as the same shall become due, be raised annually by tax upon the Taxable property of said Town?"

Do hereby certify that the result of the vote upon said proposition was as follows:

Ballots delivered for voting,		1256
Ballots in favor,	734	
Ballots against,	510	
Blank Ballots,	5	
Spoiled Ballots,	3	
Number duplicated in printing,	2	
Ballots not voted,	2	
	<hr/>	1256

OSCAR F. FANNING,	} Justices of the Peace.
CHARLES HUMBLET,	
BURTON D. CORWIN,	
GASTON E. BISHOP,	
THOMAS L. JAQUES.	

EDW. P. WHITE, Town Clerk.



### TOWN TRUSTEES' ACTIVITIES.

The financial statements in Liber D, show that large sums were disbursed by the Supervisor on the Town Trustees' order during the years when the town was engaged in litigation protecting rights guaranteed to the inhabitants of Southampton Town by the ancient patents. There were many, and costly law suits, but the lands under waters, the waters of the town and the products of the waters have been saved to the residents of the town, subject to regulations of the Town Trustees. Highways and beach rights have also been determined and retained for all time by the town. Some items abstracted from general financial reports of the town are given below :

1883, Town Meeting votes \$500 for retaining counsel.

1884, Authorize \$5,000 for Mecox Bay suit, and for prosecution or defense of any suit at law or in equity, for protection of town rights.

1890, Paid on acct. of suits, \$1,109.00.

1891, Paid on Trustees' order, \$1,685.85.

1892, Personal bills & Judge Young, \$504.84.

1893, Trustees' suits, \$238.66.

1894, Expense of Betts' suit, \$1,284.90; expense in Still suit, \$50.00.

1895, Paid on Trustees' orders, \$5,578.09.

1896, Town Trustees, \$594.70.

1897, Town Trustees, \$362.85.

1898, Town Trustees, \$404.97.

During this period referred to above the Trustees received several hundred dollars for bay leases for oyster culture, but a free bay sentiment prevailed at the town meetings, cutting off this source of revenue. Deeds for beach lots were given to Wm. R. Halsey, \$50. in 1902; Wm. Mitchell, \$50. in 1902; and Peter Tuttle, \$50. in 1902.

In 1904, the financial reports show that the Trustees accepted \$50. for a quit-claim deed. The property con-

veyed is not mentioned. The record should be found in Trustees' Record Book 2, for year 1904.

The Liber D, does not show the items paid in Town litigation in recent years. The Bellows' Pond case to determine ownership of lands under waters beneath a pond near Flanders has been carried to the Court of Appeals, and a decision is expected in 1929.

A request was presented to the Southampton Town Board in December, 1912, to secure a right of way to Sears', Bellows', and Penny's ponds, between Good Ground and Flanders. These ponds, it was asserted, belonged to the Town of Southampton. The Flanders' Gun Club had secured a considerable amount of land surrounding them. They had been feeding the game birds that gathered there. The request for the right of way was first made to the Town Trustees, who held a meeting and decided that the citizens of the town should be given free entrance to the waters of the ponds in question. The matter was then brought to the attention of the Town Board with a request that they secure such right of way.

### **A PRICELESS HERITAGE**

Safeguarding of bay and water privileges for the freeholders of Southampton town is for all time a priceless heritage. The public are free to bath, boat, fish, crab and continue in enjoyment of recreational and aquatic diversions.

In this year of 1927, owners of Lake Ronkonkoma, a 400 acre expanse of inland water situated in the towns of Islip and Brookhaven, are moving to collect \$2 a year per foot frontage from adjacent property owners for use of the lake frontage. This lease would run for 99 years. \$2 the first 25 years; \$3 the second 25 years; \$4 the third 25 years and \$5 per foot front the last 24 years.

No wonder Southampton authorities have fought to the Court of Appeals the claim of private ownership to lake and pond bottoms made by certain land owners whose lands surround on all sides of inland bodies of water.

The ownership of Lake Ronkonkoma by the Townsend family and the ownership by Southampton town of lands beneath certain of its waters are somewhat analogous, with this distinction: Southampton went to the courts and defended its rights and won. The Townsend family won their suit brought to determine ownership of the lake bottom at Ronkonkoma. The original title was obtained in the same manner in both instances.

Southampton took title from the Crown through the Governor of the Province; those to whom the Patent right was granted did in 1818 by agreement and act of the State Legislature give to the freeholders and commonalty the waters and products of the waters.

In Islip town the first William Nicoll took his grant of lands and waters from Governor Benjamin Fletcher. That portion of Lake Ronkonkoma in Islip and Brookhaven towns passed by conveyance to the Townsends, who justified their claim years ago when they defeated the Trustees of the Town of Brookhaven in a law suit which was carried to the Court of Appeals.

Had a decision against Southampton town been given in the Mecox Bay suit, it would have established that Southampton people could not go on bay and pond bottoms of bodies of water within town bounds without committing a trespass.

A glance at the situation in Brookhaven and Islip towns will show what might have obtained had the Mecox Bay Co., Ltd. won its contention that it had bought from Southampton Proprietors all of the bay bottom.

In 1926 the Townsend family paid \$600 in taxes assessed on the 400 acres of land beneath water at Lake Ronkonkoma. Of this sum \$200 went to the town of Brook-

haven and \$400 to the town of Islip. There are a number of persons who own the land around the lake down to the watermark. The exact position of the mark is in dispute. It is a perambulatory boundary, differing at times of heavy rainfall or drought. The officials of Brookhaven town admit there is no doubt that the Townsend family own the bed of the lake, and that they are being assessed for it on the basis of \$5,000 for that part lying in the town of Brookhaven. Under the strict letter of the law persons who went swimming in the lake on the Brookhaven side, at least, would be trespassing on the Townsend property and the Townsends would have the right to order them off, if they chose to do so.

Southampton owns the bay bottom at Mecox and Shinnecock and in waters of that kind. It claims to own the lands at bottom of ponds. It has expended and its people are willing to expend further large sums in protecting what they assert is their birthright.

There have been some suggestions that the towns of Brookhaven and Islip buy the bottom of Lake Ronkonkoma from the Townsend family. As the matter rests now, it is said, that there is no provision of law permitting towns to buy lands of such kind. Officials also take the view that the Townsends have a good case and can stop bathing in the lake unless their terms are met.

Fortunately for the town of Southampton the pact and compromise of 1818 and the law suits of the 80's won by the town save for all time the waters, products of the waters and the bottoms of inland bays for the enjoyment of the people of the town.

### **OCEAN AND BAY BEACHES.**

What fee or absolute ownership of beaches on ocean or bay fronts of Southampton town does conveyance made by Proprietor owners give grantees?

The Betts' case has answered this in some respects. Still there remain some questions that are not entirely clear. Years ago the beaches were considered to be of little value. Everybody went on and off them at will. Beaches were used as driveways before roads were cut through the forests.

It is natural for a buyer of landed estate to wish to know just what he has purchased, or contemplates purchasing. It has been generally accepted as correct judicature to hold that what is embodied in a deed describing a conveyance of land, conveys the land within bounds set down and described; and that where no reservation or restriction is named, none exists. That is to say, where a deed for dune or beach property in the Hamptons reads bounded on the south or southerly side by mean highwater mark of the Atlantic Ocean, and where nothing of privilege retained by the town is specifically mentioned in the conveyance, the fee of the beach is given. The natural question arises are persons who pass, repass, drive, walk, sit or lounge on such a beach trespassers? Are they intruding upon private property (this is not meant to apply to the U. S. Coast Guard patrol)? Have owners of such property held by deeds given by Proprietor Owners or their representative Trustees a right to fence such properties to mean highwater mark? The record is quite clear that such conveyances of land have been made in some instances in Hampton townships, the water of bay or ocean being stated as a bound. Courts have also held that such conveyances of beach lands (in certain suits) are valid sales of property. As a diversion it may be said here that East Hampton town sold 14 miles of beach between upland and watermark for \$200 in 1882. It took ten years to set the deed aside, not on the grounds that Town Trustees had no right to make the sale; but due to the fact that no quorum was present when the sale was sanctioned. The deed had been given by the Clerk, who was a tool of the Presi-

dent. At this distant day the sale of so much valuable ocean and bay front land for a paltry \$200 smacks of fraud. But the justification pleaded was "capitalists were buying up the individual commonage rights, and that the people's privileges were slipping away, and that the Trustees deemed it best to make the conveyance, reserving such rights as were valuable to the people, and at the same time by the acknowledgment of these reservations by the buyer secure the same to the town." This peculiar deed conveyed all the remaining undivided common lands of the town, the beaches between Acaboneck Creek and Napeague and the line of ocean beach from Wainscott to Amagansett. The purchaser was John Bowman of New York. The Town Trustees testified in court that they didn't think the purchaser had obtained much. The reservations in the deed applied to the privilege of fishing, seaweed, boats, nets and seines.

The lands undivided in Southampton town sold in 1882 took in certain stretches of beaches, is the claim of purchasers. Where owners of dune upland or cliff or beach bank upland today, with bounds to grass line only or indefinite waterside boundary line, seek to control beach frontage, in many instances payment has been made to persons who bought or inherited or to whom has been assigned the undivided and common lands of Southampton town so purchased in 1882. Such persons, or their heirs or assigns acquired, is their claim, beach properties. They now sell to owners of upland adjoining the beach for \$7 or \$8 a foot front, and give a quit-claim deed. In fact, unless information volunteered is erroneous, insurable title to ocean bounded lands is often not to be had, unless such perfecting quit claims are purchased. In no instance on ocean side had effort been made to acquire title to the strand (i. e. the uncovered beach at low tide between low water mark and high water mark). On tidal bay waters owners of upland do own riparian grants which give land

beneath water (including the strand) adjoining private properties. This is despite a ruling of the N. Y. State Attorney General that the State Land Commission has no jurisdiction of lands beneath waters in towns established by Colonial Patents. Where Town Trustees have given grants of land beneath water after the year 1818 the grant may be (and probably is) valid; grants of lands beneath water given by Town Trustees after the decision of the Court of Appeals giving Southampton town ownership of lands beneath water, would seem to hold unassailable in valid title if properly drafted. Notwithstanding the State gives grants of land beneath; and the United States grants privileges in navigable waters.

At least two decisions of Supreme Court Justices, given more than 30 years ago, have direct bearing on the subject matter above, as applying to the Hampton towns.

One of these was the Betts case at Court of Oyer and Terminer in May, 1892. an action for ejectment. Learned legal lights of the period argued their points. Judge James C. Carter for the Town; Elihu Root for Betts. In this particular case the court decided that the title given by Proprietor Trustees of undivided lands was valid and that Mr. Betts and other purchasers of property on the water front owned down to the ocean including the beach and sand dunes. The decision, if sustained by higher court, practically meant a reversal of old time ideas, that the ocean beach between sand banks and surf was a town highway.

Judge Bartlett decided the ownership of a stretch of beach land (South Beach) seven miles in length between Quogue and Good Ground, in year 1893. This was a very important decision and concerned the south beach between Shinnecock Bay and the ocean. This case was known as Post vs. Gardiner. Plaintiff brought action to establish title to beach and island lands conveyed to him by Proprietor Trustees. Gardiner went shooting on the land and

set up that Town Trustees had title as against Proprietor Trustees. Judge Bartlett held that the plaintiff was entitled to the beach and to an island mentioned in deed given him by the Proprietor Trustees. He found that the town also owned the land under water at Shinnecock Bay. It was a test case.

### CHANGED CONDITIONS.

Change of conditions from one generation to another have come so gradually and naturally, they are scarcely noted as unusual by succeeding generations. This is applicable to Southampton township, and in fact all of Suffolk county, more particularly the eastern part.

Small value was placed upon Southampton lands within the memory of persons now living. When Southampton owners of undivided lands, Proprietors "of the common lands," turned their eyes to the broad acres of the Shinnecock Hills, in 1858, they noted that changes had taken place; that lands considered to be worthless for agricultural purposes had been transformed from compositions of almost pure sand, a succession of sandy hills, to wide acres of land suitable for pasture. As late as 1874, Bayles described the Shinnecock Hills to be "huge hills of sand," in part; and Prime, about 1845, wrote of the hills as "perfectly naked except extensive patches of whortle berry and other small shrubs," quoting Bayles again, "forming an unpassable barrier which divided the intercourse of civilization." Prof. Dwight, (1802), remarked that "these (Shinnecock) hills were once cultivated; but from the poverty of the soil, and the ravages of the wind, appear to have been finally forsaken.

Vegetation had so changed the Shinnecock Hills seventy years ago the large tract was thought to have value for purposes of pasturing sheep.



As Shinnecock Hills was, 225 years ago the part of Southampton town considered to be of least value, it was leased for one thousand years to the Shinnecock Indians, their heirs and assigns, to "farm letten." This included the tract called Shinnecock and Sebonac, bounded west by Canoe Place, south by Shinnecock Bay, eastward by a line running from the head of Shinnecock Creek to the north-west corner of James Cooper's close, and from thence northerly to the westward part of Jonathan Raynor's land, at Sebonac old ground (ground cultivated by the Indians), and from thence on a direct line to a place called the warehouse by the North Bay, and on the north by the bay. The lease gave the customary privileges "to plow, plant, etc.," and contained this provision "the said Indians do not keep nor cause said land to be kept, any part or parcel of the said land within fence or enclosed from the last of October to the first of April from year to year."

One hundred and fifty-five years after drawing of this lease, the Proprietors, aware that some value attached to Shinnecock Hills, applied for and secured a special act from the Legislature, in 1859. The Indians were empowered to sell, or exchange, all their rights in the Shinnecock Hills possessed by the lease of 1703; the consideration of transfer was they (the Indians) to have the fee of Shinnecock Neck, the present Reservation lands, to be held in perpetual trust by three of their tribesmen as trustees elected annually in April.

On February 19, 1861, the Shinnecock Hills, 3,200 acres, were sold by the Proprietors for \$6,250. A Southampton company bought them, chiefly for purposes of pasturage.

So the title of Shinnecock Hills rests in a session Act, and quit-claim deeds subsequently given by Trustees of the Freeholders and Commonalty of the Town of Southampton to the corporation that purchased from the Southampton Company, who took title from the Proprietor

Owners, a title which they passed in 1861 as "unassailed and unassailable."

The advertisement concerning the first sale stated:

"The Indian claim and interest in these lands have recently been extinguished by agreement with the Indians, and by consent and ratification of the Legislature of the State of New York, so that the title of the property now (in 1861) is undisputable and indisputable."

All of the Shinnecock Hills was first sold for less than \$2.00 an acre in 1861.

Two dollars an acre was considered to be a fair and equitable price for Shinnecock Hills in 1861.

In October, 1883, Shinnecock Hills was sold, according to advertisement. R. H. Hindsdale bought the tract for \$101,000. He was said to represent interests of the Long Island Railroad; but this does not appear to be authentic, as the company named as buyer is the "Long Island Improvement Company." Two years before this the Shinnecock Hills had been sold by shares, and J. W. Bowman, of New York, said to represent an English syndicate, possessed thirty-six shares. The advisability of putting the property under one head led to the 1883 sale. The price obtained was more than five times that of the estimated value of the tract twenty-five years before.

### **INCREASE IN LAND VALUES.**

Increase in values of lands, a realization of the rapid growth of Southampton town, and enhanced worth of beaches and water front privileges, has bestirred Southampton Town Trustees in the years 1925-6-7. The Board of Town Trustees of Southampton, (five in number), who by act of the Legislature of 1902 succeeded the "Patent Board" of twelve trustees, are kept busy. For about ten years there was a dispute between the "Patent Board" of twelve trustees and the "Board of Five" trustees, as to

whom were legally the elected trustees. Justice Putnam decided May 12, 1909, in the Supreme Court, that the "Patent Board" acted without authority, and that the Legislature was within its constitutional right when it established provision for electing the "Board of Five."

A per diem of \$3.00 was permitted the Town Trustees, but years ago there wasn't much for them to do. Reorganization of town government placed most business in the hands of the Town Board, i. e., Supervisor, Town Clerk, and Justices of the Peace. Trustees met only frequently.

Now (1927) this is all changed. The trustees are employed in matter of responsibility many days of the year. They always meet monthly, sometimes weekly, and often more. They are "disposing" of none of the "rights" of the town; they are defining and safeguarding just what "rights" the town has; they are monumenting lands and highways, and posting notices of town possession or town privilege.

In the early spring of 1927 signs were placed on the town's lands and passing rights at shorefronts of Shinnecock: a 75-foot wide strip running from Sebonac to Cold Spring on shore of Peconic Bay; a 50-foot strip of reserved shore right of way at the south side of Shinnecock Hills and the north bound of Shinnecock Bay, from the Reservation to Canoe Place. The town trustees have acquired a landing at Old Fort Point, Shinnecock Bay; also several "jib" pieces of land near highways on Shinnecock Hills; they have acquired rights of way to, and around the shores of certain ponds; they have defined and monumented the South Beach highway or boulevard, and also lateral roads crossing this Beach, from Shinnecock Bay to Ocean and beach opposite Shinnecock Bay, and Hampton Bays and Quogue. All have been ascertained, determined and certified, and recorded as highways, mapped and monumented. A right of way for pedestrians and vehicles between

highwater mark and the cliff edge from Shinnecock Canal westward along the beach toward Red Cedar Point, at south side of Peconic Bay, has been posted as open to the public for passage.

Permission to barrier the beach at south end of Sagg Pond, near the ocean, has been granted to certain persons of Sagaponack, with reservations. These persons wish to make a permanent lake of the pond. The grant is so given that the town trustees may open an inlet at any time they deem advisable or expedient; and the town is indemnified against any damage or cost of persons owning property abutting the pond, whose lands might become inundated by reason of highwater in this lake or pond.

### **BEACH ROADS MONUMENTED.**

The road at the Foot of the Beach, Noyac, and the road across Long Beach and Short Beach, leading from Noyac-Sag Harbor highway, east from Weckatuck to North Haven and Head of the Beach, has twice within twenty-five years been surveyed, defined and monumented in part. The Noyac road district, as described by the Commissioners of Highways, in the 80's, starts west of the incorporated bounds of Sag Harbor village. North Haven and Hagonock, (big and little Hog Neck) constitute a separate road district. North Haven is one of the earlier allotted districts of Southampton town. The lands were bought of the Shelter Island Indians in 1665 and apportioned to the Southampton town purchase site owners several years later. For nearly 200 years access to and from North Haven was by road across Long Beach and Short Beach and the Wading Place, where the highway as originally laid out is mentioned in records as thirteen and one half poles wide. This was many years before Payne's Bridge, from Sag Harbor to North Haven, was built to span the Narrows, in 1834. The roads on North

Haven are well defined, although misinformed persons may maintain to the contrary, and have given credence to erroneous statements by failure to delve deeply in the ancient town documents. At the Wading Place and on toward the now main road, from Bridge to South Ferry, the 13½ pole highway was in 1884 narrowed to a four rod highway.

In connection with the above, when Southampton Proprietors sold all undivided lands in 1882, they then sold Long and Short Beaches "intended to embrace among other lands that certain beach known as Hog Neck Beach." And at the same time they sold to Orlando Hand, "Foot of the Beach, a tract composed of beach, etc., between Noyac and Sag Harbor, subject to any legal highway across, known as 'Foot of the Beach.' "

The town of Southampton deeded by grant the meadows at Long Neck Beach, in 1794 to the Parish of Sag Harbor. At the time a passing way was reserved forever.

### NORTH HAVEN (HOG NECK.)

North Haven (Hog Neck) is a peninsula of Southampton town, bought from Shelter Island Indians by Southampton town Proprietors in 1655. It was a part of lands so Southampton men claimed included in their original purchase of town lands from Farret and Lord Sterling. A controversy about bounds between Southampton town and East Hampton town was settled by North Haven lands going to Southampton town Proprietors. Bought of the Indians, it was not settled until some years later, and was allotted in 1680. A highway or common 13½ rods wide was laid out from the Wading Place. Mention is made of Foot of the Beach and Head of the Beach. In 1884, on petition of an adjoining property owner, the highway commissioners, acting under the statute, sum-

moned a jury of 12 freeholders of Southampton town. Testimony was taken before the commissioners and the jury found that the extremely wide highway in whole was unnecessary. An order then issued that the highway should be reduced in width to four rods for its length from Wading Place to road going to the Ferry, which it joined at an angle. The land declared to be not necessary for highway purposes was thrown out.

Note, this occurred in 1884; also that the highway was laid out at a very ancient date, not through allotted lands, but lands subsequently to be drawn and lotted to Proprietors. (Such wide highways often were for pasture commons as well as passing highways).

In 1882 Proprietor owners sold all undivided lands of Southampton through Proprietor Trustees. Individuals purchased and received deeds for such lands sold.

A very fine question arises: To whom does the property thrown out, after the narrowing of a wide highway or common belong? Many highways in Southampton town have changed and altered. It is the opinion of some that the land thrown out having been fenced 20 years, belongs to title holders of lots or lands adjoining. Others opine that the property sold by Proprietors in 1882 carried with it, as an important item, the fee all highways not originally laid out on private land. Such ownership of fee of the roadbed would apply to a great many highways of the town, and the contention has been advanced that if such originally Proprietor, or group owned highway or commons were ever abandoned by the town, the ownership would revert to heirs or assigns of the 1882 purchasers, and not to the owners of abutting property. The North Haven broad highway, in part, was abandoned in 1884, two years after purchase of all undivided lands and the fee of the highways originally laid out (if such opinion bears weight). With property now in Southampton town of such great value, might not the heirs or assigns of 1882

purchasers assert ownership of abandoned portions of highways? The question is complicated. Not only at North Haven, but in other parts of Southampton town, similar questions concerning highways may arise to vex persons who now believe in all good faith they own property they have inherited or purchased, and within fenced lines.

Early in the last century the Proprietors of Southampton claimed not only the reversionary interest but a right to sell portions of the commons or highway. (T. R., vol. 5, p. 62, "At a meeting of the Trustees on the 5th of January, 1768 it was voted that Mr. Thomas Cooper for and in consideration of the sum of twenty four shillings already paid to the trustees may and shall have a certain lane or highway at Mecox Plain adjoining to the land of Samuel Howell to be to him the said Thomas Cooper his heirs and assigns forever.") Years later when assertions of ownership and control of first laid out highways were made by Proprietor Trustees it led to a famous law suit. The Proprietors had granted a person a right to place a windmill on a very wide roadway at Sagaponack, south of the E. O. Hedges' property. The year 1840. The case was known as the "Sagg Mill Law Suit." Paul Topping objected to the mill in the highway. He won his case in Supreme Court, at Riverhead. The windmill was removed.—Ed.

### **PONDS AND LANDS BENEATH PONDS.**

Ownership of ponds and lands beneath waters of ponds in Southampton town, has never been satisfactorily decided as applying to all ponds. The laws of 1818 gave only the mill streams to the Proprietor Owners. The decision of the courts in the Mecox Bay case, concerning ownership of lands beneath water, gave title to such bay bottom to the town; but Mecox Bay is partly, at times, tide water

(salt) connected with the ocean by seapoose (inlet or little river); and Shinnecock Bay has been classed as navigable water by the United State Government and such classification upheld by court decision. The status of fresh water ponds in Southampton is somewhat puzzling. The town has always claimed to own these ponds, however, or at least that claim was made and strengthened by the Legislative act of 1818. First, the Proprietor Owners claimed the undivided lands and the lands under water. In olden times the Trustees leased the fishery privileges and the Proprietors had the money thus derived, and any Proprietor virtually had the right of an officer, with the privilege to search anyone for fish, etc., without the consent of the lessee. Until 1818, the inhabitants of the town who did not own commonage had very few rights which the corporation was bound to respect or did recognize or respect.

The courts have decided that the bay bottoms belong to the town and not to the Proprietors, and this decision rests largely upon the act of 1818; also upon a pact made by the Founders, or Proprietors, of Southampton town not to permit any "private property in such waters, or in any of their benefits"; but that they remain for the common benefit of all and that "no person shall challenge or claim any proper interest in seas, rivers, creeks or brooks howsoever bounding or passing through his grounds, but freedom of fishing and navigation shall be common to all within the banks of said waters whatsoever."

Decisions seem to give title to the town of bottoms of ponds as well as to the brackish, or part-fresh, part-salt water bodies of waters. Southampton town for more than a century has regulated the fisheries, both salt and fresh, in the "waters of the town."

Aside from making ordinances controlling and regulating the fisheries, the town of Southampton has sold to an individual all the fish in its ponds. This occurred in 1919, and one Otto F. Kammery reported that according



to agreement with the Town Trustees of Southampton, he had caught and sold 1,000 pounds of carp, for \$180, of which the town's share was ten percent, or \$18.00.

Recently purchasers of tracts of land in Southampton have given, or admitted, rights of way to and around the edges of ponds, and such rights to pass and repass to and around the ponds have been defined and certified by the Town Trustees.

When the question of ownership of lands under water came up for decision, after 1882, the bottom of the bay, or the large inland body of water, known as Mecox Bay, was asserted to belong to Proprietors, who sold to the Mecox Bay Oyster Co. Ltd. This oyster corporation was sued by the Town Trustees, who contended the town owned the lands beneath the waters of Mecox Bay.

The suit established that the abutting property owners had no riparian rights at Mecox Bay; for, in this especial case, the lands allotted, adjacent to Mecox Bay along the shore of the water, are mentioned as bounded by pond, creek, and water; and other lands allotted are spoken of and described as "northward of the water."

One of the arguments in the Mecox Bay bottom case, decided in favor of the town, was that the bay was not navigable water.

"It is neither navigable water in law, nor an arm of the sea; the title to the soil of Mecox Bay does not belong to the State. Does it belong to the Town? (So the Court of Appeals decided.) Mecox Bay is fed by fresh water streams. It is not navigable water. It has no permanent outlet. It may be deemed to be called a fresh water pond and is not entitled to the name of bay any more than numerous other ponds along the Atlantic coast that at times have a sea poose. 'An arm of the sea must have a permanent outlet and be subject to the ebb and flow of the tide.'"

A high authority has given an opinion regarding the ponds and the lands beneath the waters of the ponds of

Southampton town that: only what is given in express terms in a deed may be considered to be property of the grantee; all else is, inferentially, owned by the town.

The defendants in the Mecox Bay case made a point that "a serious objection to the view that title to land under the bay (so-called) is in the proprietors, and not owners of abutting property (the defendants having purchased all riparian rights, if there be any). is that the same reasoning would apply equally well to all Southampton ponds, whether large or small."

And yet, the courts did find that the land beneath the water belonged to the town; they judged against Proprietor ownership, but never for an instant entertained a thought of individual ownership, always having in mind town ownership only.

At most ponds of any size, in Southampton town, rights of way lead to the water; and instances are many in Town Records, where Trustees acting for Proprietors, in earliest years of settlement, controlled such ponds or fish coves and made a proper disposition of the avails which then went to the Proprietors; after 1818, the waters of the town were managed somewhat differently, and the inhabitants who were not associates of the Proprietors' corporation, but were of the freeholders enjoyed equal privileges in the fisheries and sea-weed and products of the waters.

Some townsmen opine that it is logic to deduce: if the bottom of Mecox Bay is owned by the town (and it is, for so the highest court has found) then the lands beneath all waters, horse-pools and "licks," not only the ponds of the town, are properly subjects of town rights, and the land underneath them as well, for the law knows no distinction between the large and the small.

There is a limit to such reasoning: Bodies of water which are not fed by springs, and gullies at times holding rainfall, it would seem do not come under the classifica-

tion of ponds, and the Town Trustees and the other town authorities have never sought to set up any such unwarrantable definition.

On the question of ownership of ponds, and lands beneath ponds, a suit at law has been in the courts for many years, and the Court of Appeals is expected soon to hand down a decision as this is written in February, 1927.

### BEACH AND SHORE PRIVILEGES.

Conditions in Southampton town are perhaps different from any part of the United States as applying to public beach and shore rights. There are matters that have never been decided by a high court, that will some day, probably, come up for settlement.

While pondering this subject, it is well to keep in mind what Wm. S. Pelletreau, many years Town Clerk of Southampton, and better informed of town history than any other person, wrote in an open letter published in the press of the town, in 1902. Epitomizing his lengthy and carefully reasoned treatise, he maintained that the agreement made by Proprietors and Freeholders (Proprietor Owners and Town), in 1818, and subsequently enacted into law by the State Legislature, established rights to each body of townsmen, which have never been abrogated or annulled. He made plain the Patent or Charter of the Town, and stressed that Article 1, Section 17, of the Constitution of New York State, says in reference to the "sway of the British law:"

"Nothing contained in the Constitution \* \* \* shall annul any charters to bodies politic and corporate by him or them (the kings or her predecessors) made." And that such action, was the act of the delegates of the people of the State of New York, duly elected to frame a constitution and the provision is the same as if the charter itself was incorporated, in the bill of rights.

When question of Southampton's undivided lands (including beaches) arose in 1816, and committees of Proprietors and also of Freeholders (town) were appointed to confer and arbitrate, it was agreed that there were only three possible kinds of title to the lands.

1. In the State.
2. In the town as a body corporate.
3. In the body of the proprietors and their heirs and assigns.

It has been explained that a legislative act of 1818, consequent upon this arbitration, gave all undivided lands to the Proprietors; and gave to the Town the waters and products of the waters, (aside from the mill streams).

The proposition made by Freeholders and Commonalty committee to Proprietors' committee was: "that if the Proprietors will give up their exclusive right to the waters in the said town, the Town at large will give up their right to the undivided land and meadows which the Proprietors claim."

Note that it was also agreed "that the Town at large is to have free access to the waters in any part of said Town when they please, and to have all the products arising from said waters."

There was also agreements as to rights to cart and land on the beaches in any parts of the town. These rights exist today.

A liberal interpretation of these clauses of the agreement would seem to give townsfolk of Southampton a right to go upon Proprietor-owned beaches without trespass; at least the right to cross such beaches at any and all times, to gain access to the waters.

In 1882 the Proprietors sold through their Trustees, all their undivided lands including certain sections of ocean and bay beach, and even dune or beach banks to private purchasers, and gave deeds of "good and sufficient title." It has never been clearly decided to satisfaction of all,

what was then particularly and precisely sold. The conveyance were blanket conveyances, i. e. "all undivided common lands." It does not seem just that rights of the public agreed to and arranged by special legislative act of 1818, should be abrogated by land sales made sixty-four years thereafter. Although the native Southampton man will now reluctantly admit, or deplore, after judicial proceedings, opinions, and judgments, that many beaches are privately owned; he still stoutly asserts his right to have access by way of the beaches to waters in any part of the town, and that no person can disturb him when on the strand, upon his lawful occasions. By the strand is meant the uncovered beach sand between high and low water mark, at time of ebb, or low tide.

The act of the Legislature, passed April 15, 1818, carries this clause:

"Or in any way or manner debar the inhabitants of the said town (Southampton), from the privilege of taking sea-weed from the shores of any of the common lands of the town, carting or transporting to or from, or landing property on said shores, in the manner heretofore practiced."

Of the act of 1818, the people in special town meeting about February 17, 1818, voted "that there shall be some alteration made respecting the privileges of the said town; that a bill brought forward now and read to the house be the form of the law; that there be two committees, one on part of the town, the other on the part of the Proprietors."

The men who served were: Abraham Rose, William Pierson, William Foster, David Rose, Henry Corwithe, for the Proprietors.

Samuel Hunting, Samuel L'Hommedieu, jr., James Pierson, Stephen Sayre, 3rd, Thomas Gelston, on the part of the Town.

These solid, substantial men performed their trust like men of integrity, faithfully and well, and the popular will

of the dates of 1816 and 1818 is clearly expressed in the act of April 15, 1818.

Previous to this, in fact in the original articles of association, the settlers who purchased the Southampton town and took possession of the territory within its boundaries under and in pursuance of their solemn pact with each other, asserted that there should be no private property in the waters or in any of their benefits.

As an aside here it may be said that a great distinction between Proprietor Owners and non-owners of commonage, was established in earliest year, and was well recognized; in fact the old records show that only Proprietors could let their geese run upon the "commons," or street, for the non-owners of commonage did not share the free use of property in which they had no ownership.

The sea-weed clause above by labored construction might be held to apply only to Proprietors, but the reasoning would not be tenable for, in 1818 the Proprietors ceded such rights to the whole town. The courts years after 1818 found that the Proprietors did not have fee of bay bottoms, and everything indicates that townsmen have privileges to go to the waters; and to get to such waters, of course, it would be necessary to go on the beaches.

### **THE SOUTHAMPTON BEACHES. EARLY TOWN RULES.**

In a former writing a statement has been made that we have yet to see an allotment or deed made before 1881 that bounds lands adjacent to the ocean in Southampton by the "ocean" or the "water." Attention has been directed to Adam's "History of Southampton," at page 12, "T. R., vol. i, pp. 98, 99. In a deed dated April 12, 1666, 1-3 of a £ 50 allotment at Sagg butting north into the woods and south upon the sea is sold to Thos. Topping, while another tract was bounded south by the ocean."

Mr. Adams quotes his reference as from the *Bridgeton News* Mar. 11, 1915. A search of records, original, and printed, fails to show such an entry at the volume or page named. Vol. vi, prepared by Pelletreau, in 1915, an abstract of "unrecorded deeds" shows that most deeds were bounded in description of Lots "south by beach," on the ocean side, north by beach on the Peconic bay side (excepting the separate North Sea tract), and when mentioning inland waters "my meadow lot" or "my lot of beach meadow" bounded north, south, east or west, as the case might be, when referring to inland or town waters not the ocean or the great bay. The Introduction of this vol. vi says: "This volume begins in 1698. At that time only a small part of the town had been divided among the Proprietors. A part of the Beach meadows was divided in 1657. \* \* \* A division of land at Sagaponack and Mecox was laid out in 1653. These lots were next to the ocean at Sagg; and on the north side of Mecox Bay. \* \* . The meadows on the West Beach were divided in 1712; Pine Division of meadows on the south beach was divided in 1687. Pelletreau devoted 40 years of deciphering Southampton and other Suffolk county town records.

Adams emphasizes the great erosion that has occurred and is constantly occurring on the east end of Long Island. His data is from scientific sources. If what he tells is true, and not conjecture, "during the ice age years ago the beach, along the eastern part of the town, at least, east of the Hills, was from a half a mile to a mile further seaward than at present. The beaches along the south shore have been formed partly by deposition and partly by erosion. The work of erosion is still going on, the ocean having probably encroached upon the land a hundred feet or more since the time when white settlers first came, while about two acres are annually lost in the neighborhood of Montauk." Accepting this to be so the Beach bound or sandy expanse between dune and surf named 200 years ago, is

now covered by the waters of the ocean where it has advanced upon the land.

Mr. Owen Bennett, 40 years since, saw sand banks as high as a house where the flat beach of Georgica Gut is situated in East Hampton Town.

Mr. Clifford J. Foster, of Sagaponack, is familiar with the topographical changes along the south beach. He has carted brush to form a barrier where the old seapoose at Sagg Pond once ran; the banks formed 20 feet high; again they moved off by action of the wind. The Bridgehampton Bathing Pavilion Co., or their community interest, moved from the popular bathing spot or flat beach from Sagg to just east of Mecox Bay. Previous to this time the "boarders" of Sagaponack bathed opposite Sagg pond, when the "poose" was not running. This beach is referred to in a grant and release made by Edwin Post and wife, 1896, conveying lands and fifties of "commonage" excepting, however, "the beach and meadow at Bridge Hampton" conveyed by a deed made by Edwin Post, et al and excepted in a blanket conveyance of undivided lands.

There is abundant proof of the "commonage" rights of owners. The Southampton book for Town, Quogue and Topping Purchases was introduced as an Exhibit, at the Mecox case (1885). The East Hampton commonage lists were not kept after 1800, as in that Town it was understood "everything of value" had been divided. The beaches were considered to be of little value 50 years ago, and when sold averaged from \$1 to \$2.01 an acre, where the sandy lands fronted the Atlantic ocean.

The last conveyance of fifties, of which I have record, occurred in 1896, July 28, when for a valuable consideration, one-half part of all the land rights then sold are described to be: in the Town Purchase 22 fifties,  $\frac{5}{24}$  of a fifty,  $\frac{3}{4}$  of a fifty and  $\frac{33}{80}$  of a fifty; in the Topping Purchase 7 fifties,  $\frac{3}{4}$  of a fifty and  $\frac{11}{50}$  of a fifty. (Note. The divisions of Southampton lands were reckoned first on



40 parts each of 150 pounds value; a fifty pound "commonage" expressed an aliquant of 150, and in later years was divided into much smaller parts.)

The blanket deed of 1882 subscribed by President David R. Rose makes certain exceptions, in the Town Purchase, and both the Rose deed and the Sayre deed specifically make mention of meaning to convey beaches which are named: "and a strip of Beach lying at a place east of Noyac known as foot of the Beach \* \* \* This conveyance is intended to embrace among other lands that certain Beach known as Hog Neck Beach. The 1882 deed is recorded Nov. 8, 1882, Liber 269, page 70; the 1896 deed is recorded in Liber 443, page 3.

The deed for lands at Hog Neck Beach sold by Presbyterian church trustees, in 1850, is a quit claim for "all the beach or meadow land situated at Long, or Hog Neck Beach \* \* \* which on the day of date hereof belonged to the Presbyterian Society" (by grant from Town Trustees in 1794), and the trustees who sold for the named consideration of \$50.00, in July 17th, 1850, were Nathan P. Howell, president; Wm. H. Nelson, secretary; Samuel L'Hommedieu, Nathan Y. Fordham and Philander R. Jennings. They quit-claimed to Noah Halsey and Silas Corwith, of the town of Southampton. The affidavit of attest attached is signed by A. T. Rose, County Judge of Suffolk County, and the deed is recorded 9th July, 1895 by W. R. Duvall, Clerk.

Wm. D. Halsey and wife conveys his interest (inherited from Noah Halsey his father) to Silas R. Corwith by deed dated January 23, 1908. The consideration for the half interest is understood to have been \$100.

Silas R. Corwith made an assignment, in bankruptcy, to George M. Vail and said Vail, and wife, conveyed to C. J. Foster by deed dated Dec. 23, 1916, the present owner, who also now owns Foot of the Beach, by a deed from the Proprietor Trustees to Orlando Hand for \$25.00, in

1882. This land comes by conveyance to Mr. Foster, who purchased from heirs of Hand.

These Beach and meadow properties are now very desirable, their bounds at east and west ends have been located, and the property fronting on bay and coves, is estimated to be worth about \$100. a foot front. There is more than a mile of Long Beach, with two miles of water frontage; and the Foot of the Beach probably is 500 feet long with 1,000 feet of water frontage on the Noyac Bay and Weckatuck Pond or what is now called by some Staff-Payne's Creek.

Regarding beach as upland, rather than land between high and low water, it is instructive to read how the townsmen observed and regulated their town lands:

Page 45, printed record, vol. i; page 44, original record, vol. i. "June 11 1647. The Gentlemens discretions about the division of land being read distinctly, well wayghed & considered, and the said Gentlemen, (viz Mr Hopkins and Mr Haynes) having prouided in the said writings that when the lymits of the plantation weare set out every man should haue for quantity and quality within the bounds of the towne, & plantation alike according to their severall proportions, in their valuation to be devided in the most impartial manner that may be and allso to haue & hold their due comons according to their severall divisions or dividents therefore the day and yeare written aboue written it is ordered by the fue men and by all the neighborhood (the present inhabitants) of this towne both for them selves & for all that shall come to fill vp the lots that are yet to be disposed of, That the bounds & Lymits of this town of Southampton shall be in and to all intents and purposes for as large Ample & beneficial manner as it hath bin heretofore at any time or times obtained possessed or purchased of the Indians the natiue inhabitants, or James ffaret Gent, Agent of the Right Hon. Earle of Sterling.

“This order was voated & fully Agreed vpon by the parties abou mentioned. But one negatiue voyce in the whole house at an appearance of all the inhabitants.”

Page 43, printed record vol i; page 41, original record: “ \* \* \* noe person nor persons inhabiting within the town of Southampton shall plow or sow \* \* \* any land late in occupation of any that have deserted this plantation, nor any other lands that earable held in the common interest, until the power apointed for & over towne affairs shall dispose such vacant lands to such Inhabitants for ye good of ye publique.”

Page 144, printed records vol. i; page 183 original record: “June 19, 1657. At a town meeting it was voted and concluded by all the inhabitants of this towne, that they will unanimously stand to maintaine and defend all their lawful rights that they have in possession by purchase and patent right from Mr ffarret as agent of the Earle of Sterling or purchased from the Indians.”

Page 117, printed records vol. i; page 143, original record: “Jan. 5 1657. at a towne meeting it is voted and concluded by the major part of the inhabitants that 7 men were chosen \* \* \* to bee with two of the townes men \* \* \* who being met together are impowered and enjoined to settle and establish the way of making all rates for this town and to make a rate at present to defray the townes charges, and whatever the major part of the said 9 men conclude of shall stand authentick.”

Page 136, printed record vol. i; page 169 original record: “Iune 20 1657 At a town meeting it was voted \* \* \* to accept and receive all the laws of the Iuresdiction of connecticut, not crossing nor contradicting the limitations of our combinations bearing date may—30 1645.”

The above excerpts are illuminating of earliest town management.

The Governor's determination concerning who took title from the Indian, given in the arbitration of 1666,

minces no words in declaring the town and not individuals as purchasers of the Indian lands, and says: "the said tract of land, meadow and beach, mentioned in their said deeds is belonging, doth and shall belong unto the towne of Southampton, (viz) that (hath and doe pay purchase) and their successors forever."

### **HAMPTON BEACHES.**

#### **WEST BEACH.**

The Beach Meadows, or West Beach. What better name could be chosen to designate the ten mile beach and marshy sedge separating Shinnecock Bay from Atlantic Ocean, stretching from Cooper's Neck to Quogue? A division of Beach Meadow was made in 1657, and another in 1687. This barrier beach constantly changed its formation. Provision is found in the Act of 1818 for disposal of meadow that "made up" on the bay side; but there is no provision for disposal or allotment of the beach that "made up" and this kind of shifting sand constantly and following each storm produced changes in the shore line. We can in retrospect see how the beach was regarded, in Southampton, by following the regulation of this West Beach. First acquired from the Indians by individuals, in 1653; by arbitration of Governor Nicoll, in 1666, the beach and sedge became awarded to the Town, taking title through its freehold and commonalty trustees to equitably recognize the ownership of, and payment for same, all the western lands of Southampton by townsmen, who were proprietors. Thereafter the Town, sometimes in conjunction with its Brookhaven neighbor, on the west, regulated the pasturage on the beach meadows, the fisheries on the ocean beach and the whaling enterprise. Provision was made for the bay meadows, that "might hereafter make up" attaching itself to the barrier beach, and in every in-

stance the "made land" is admitted to be the accreted property of the proprietors who had right to supervise, lease, sell or allot with as great freedom, after 1818, as had the freehold and commonalty trustees before that year, as a corporation erected under the Dongan Patent of 1687. But the people of Southampton town had free access to go on or off common or undivided beach. After the meadow lots were divided the fee of the meadow land then was vested in individuals and could not be gone upon without trespass. If the beaches were private property and not common undivided land, the historian ponders why the easement permitting the public to go on and off the ocean beaches without trespass. The regulation of the undivided lands, so the records show, appears to have been well understood in 1818, when the Proprietors of Undivided Lands were incorporated.

The description given in deeds of the bounds of division of Great Sedge Flat sometimes called Gull Island locates it very plainly on the south side of Shinnecock Bay. The bound at south is Beach. Between the sand dune and west Bay or Shinnecock water there is a Beach; between the dunes and ocean on the south side of West Beach, and ocean water, is a white expanse of land called by the natives Beach not "strand." One of these beaches must have been meant as the south bound of the meadows. But which Beach? And some court decisions rule that where beach is named as a bound it means wave-washed shore! The puzzle of what our forbears meant when they used a beach bound is somewhat cleared by the way they managed beach lands. Take this West Beach. Page 250, in the year 1780, says that the people of Moriches and Proprietors of the beach in the western parish agreed that there should be no creatures put upon the West Beach for a term of four years; this was so ordered, no creatures "from the 'Gut' to the west bound;" and pounders were appointed to impound any stray creatures "on the beach"

“except such as are made use of in getting and carting hay in proper season thereof.”

Provision for disposition of “meadows that make up” has been written of above. Some of the “Islands,” so called in the western part of Southampton, were ten acres in area.

In 1826 the Proprietors appointed “viewers” to take a look at the meadow on the beach east of the Great Flat to the Gut and to hire it out for pasture. June, the same year voted to allot the Great Flat in the Bay near Quogue; page 339 records, “lot the Great Sage Flat into ten or twelve lots; if they think best to lot the other meadows eastward.”

The Proprietors voted, in 1826, to decide about fencing meadow at Shinnecock of Proprietors and “other lands” the Proprietors agreeing to make or pay for one-half the fence.

Men were named to “prevent trespass on the beach,” in 1816. The “heirs to keep up the fence on the beach.”

At page 743 records there is an entry: “Jan. 27, 1826. Committee to go on the beach and examine the meadows making up on the flat west of Shinnecock.” (Note. This meadow is in front of the Howell meadow in the Pine Division that is recorded in the survey of Howell’s meadow.)

What other does the record mean than that certain beaches were undivided, viz. :

1775, page 232, records. “Voted that David Rose may and shall have liberty to fence across the beach to secure his meadow at or near pond until he shall mow his grass and then to lay common.”

1776, page 237 records. “Voted that there shall not be any beach grass mowed on the banks of the south beach by any person whatsoever under penalty of thirty s. per load and so in proportion in any quantity.”

1776, Sale of Grass. From Acct. Book. "Received from Town Pond to Gut the beach grass on the Banks (excepted Elias Howell Jr.)"

In 1818, page 679 records. "Appointed pull up the elders on Swan Island and also correct the boundaries between the common meadows and the meadows of individuals on the West Beach."

1767, page 176. Regulation setting nets: "From Reedy Island eastward to the eastward part of Exchange Point and so in a direct line across the beach fifty rods eastward of the island called Scott's Island."

At the same time that Mecox meadows were sold, a part of West Beach was sold and it is appropriate that a description as named in the deed should be reproduced here. What did the Proprietors then sell?

Liber 45, page 49, L. I., records: "Indenture made the 13th day of June, 1846, Trustees of the Town of Southampton of the first part, and John H. Post, Cephas Foster and George O. Post, of the second part, \* \* \* consideration \$1385.00, sell forever: A certain tract of meadow land, lying on the beach and known by the name of The Great Flat in Quogue Purchase, namely Lots Nos. 1, 2, 3, 4 and 5 bounded on the east by the Bay and the said party of the first part and southerly by the Beach, westerly by Lots Nos. 2-6 and northerly by Bay also Lots No. 14, 15 and 16, bounded on the east by Lot No.13, south by the Beach, west by Lot No. 17 and north by Bay." John P. Osborne signs the conveyance as President.

The deed of 1861 conveys:

"1861, 116, 370: Between the Proprietors of the common and undivided lands and marshes (or meadow) in the Town of Southampton, and George O. Post and Erastus Foster and John H. Post: All the several tracts of salt or sedge meadows on such part of the south side of Shinnecock Bay \* \* \* as are bounded on the east by allotted meadow of Pine Division, (made in 1687) on the north

by Shinnecock Bay, on the west by meadow of George O. Post, Erastus Foster and John H. Post or allotted meadow, and on the south by the Beach; and also including the sedge flat on island opposite the premises hereinbefore conveyed."

By a series of quit claim deeds between Town Trustees and assigns of Post et al their assigns, provision was made for a highway the length of West Beach, and also lateral roads running from bay water to ocean water.

To test the validity of their grant and to define the matter of meadows that "might make up" the Posts and Foster brought a test suit before Judge Bartlett in 1893. The plaintiffs claimed seven miles of beach and meadow sold them in 1861 by Proprietor Trustees. One island was named in the conveyance. Judge Bartlett found that the plaintiffs were entitled to the beach and meadow land and the single island named in the contract. The title to other islands that had subsequently "made up" was vested in the town of Southampton, so the Court decided. They had arisen from the water. By the Mecox decision the town owned the land under the bay water; when this became superstructure it still belonged to the town, as long as it remained island and did not attach itself to the mainland of privately owned land. The suit was one of trespass and a nominal judgment was given.

The Town Trustees of Southampton have refused to grant leases for islands. The proposition has been put before them, in 1928, to permit the construction of artificial islands in Shinnecock and Quantuck Bays. The Islands are desirable for duck hunting. The town has refused to permit artificial islands to be raised; but in many places the meadows or sedge continues to "make up" just as it has since the settlement of the town.

In view of the Town Trustees protecting the townsman's bay and beach right by proceeding against non-resident Sayville clammers who caught seed clams in creek



waters, in 1928, it is interesting to read: That in the William Downs case it was decided that Southampton owned no part of Peconic Bay (her creeks are within Southampton's sovereign grant).

One of the numerous decisions applying to Southampton is: The right of Southampton town under old colonial charters.—The court held that land, including lands under water, and also the waters themselves, within the limits of the town of Southampton, were not vested in the English Government in trust for the people at the time of the Revolutionary War, but were vested in the Town of Southampton by charters granted nearly one hundred years before the War of the Revolution, and that the Town had a distinct political existence long before the creation of New York State government. The court held that these rights were legally conferred before the State of New York, or the United States, had an existence; and that these rights have been continued and protected by the State Constitution.

Judge Wilmot Smith decided that Southampton town's bound on the north was high water mark of Peconic Bay.

Southampton under its Proprietors, before 1818, and under Town Trustees' management has always ejected non-resident fishermen.

The Southampton Cemetery Case did not concern a great amount of actual value of property. But it was a fight for a principle. While it has nothing to do with Beach or Beach rights, it does have to do with the fee of common land. All deeds drafted in 1882 excluded burial grounds and cemeteries after the Old Burying Ground decision, and before. In the year of 1892 the Court of Appeals decided in favor of the Town of Southampton in the Old Burying Ground case. It had been in litigation a long time. Edwin Post, of Southampton, claimed to own the disputed property. The contest involved points which were

fought with a great deal of pertinacity and some ill feeling. The burial ground in question comprises an acre of ground given to the town more than two centuries before 1890.

Brookhaven and the barrier beach known as Fire Island Beach bounds Southampton town at Seatuck, on the west. When Col. Smith received the Patent the Brookhaven Town Trustees consented to its limits in 1693. An exchange of quit-claims was made between Col. Smith and trustees of the town of Southampton, June 14, 1694, and a line of division for meadow and beach was then established. Brookhaven, accomplished its division of lands and lands beneath water with the Lord of St. George's Manor, in 1773. This also comprises beach land and indicates how beach lands were regulated to west of Southampton town. The beach and under water lands east of Quanch and Whale House Point belong to Smith; the beach and under water lands west of Whale House Point mostly belongs to Brookhaven town.

The line between Brookhaven and Southampton was established by Commission in 1782.

## **SOUTHAMPTON BEACHES.**

### **TITLE CLASHES**

Despite the compromise of 1818 there were clashes and misunderstandings between Town and Proprietors. Some doubted if the Legislature by its Act created any grant, or fee. The beaches were strewn with seaweed. The Proprietors claimed the beaches as common land. The Town retaliated that it had a right to go on and off the beaches without trespass to take the seaweed which was a product of the water. The Proprietors admitted the compromise of 1818 gave the Town the waters and products of the water, but contended nothing had been said about the lands under water. To whom did such lands belong?

The Town, or the Proprietors. This caused as much bewilderment in times of a century ago, as the question of who owns the fee of certain beaches occasions now. The enigma continued until the judgment of the Mecox Bay bottom suit, in the eighties, which found for the Town. The quibble was thus quieted.

Concerning beach and bay rights the freehold and commonalty of the Town who owned no "commonage", in 1830, interpreted the Dongan Patent as follows, for in town meeting they declare :

"That it is the opinion of the said electors the Trustees of the Freeholders and Commonalty of the said town have power by the charter of the town to regulate the common privileges of the town, and as a necessary consequence to impose reasonable penalties for an infraction of their by-laws for that purpose.

"Voted that we will sustain our Trustees in the laws which they have passed, and the suits which they have caused to be instituted for the breach of those laws \* \* \*

"Voted by the electors \* \* \* that the law as it stands regulating the privilege of oystering in Mecox bay, passed by the said Trustees during the year 1829, be and the same is declared to be a town law."

This law referred to above made a closed season for taking oysters in Mecox Bay, in May, June, July, August and September; it also forbid the taking of clams in the months of July and August from any of the flats or shores adjoining Southampton's waters. The penalty for infraction for each offense was \$12.50 half for the support of poor of the town. And it was made the duty of the Trustees to prosecute.

Certain proprietors defied the Town law. As Proprietors they said it did not concern them. Here was a hiatus. Trustees were in a quandary. Why not seek relief again in appeal to the State Legislature? This was just what ensued when smart lawyers of the time prevent-

ed their clients paying fines upon grounds that the freehold Trustees had no authority to impose penalties. The result was an Act, passed April 25, 1831, incorporating the "Trustees of the Freeholders and Commonalty of the Town of Southampton \* \* \* the funds arising from fines, penalties and forfeitures, and the management of the property and franchises of the Town shall be appropriated and applied as the Trustees may deem most proper to promote the interests of the said Town." The number of Trustees has been changed from twelve to five; but Sec. 5, of the Act of 1831, still applies to Southampton:" The said Trustees shall have the sole control over all the fisheries, fowling, sea-weed waters and the products of the waters within the said Town, not the property of individuals, and all the property, commodities, privileges and franchises granted to them by the Charter of Governor Dongan in one thousand six hundred and eighty-six, except so far as are abrogated, changed and altered by the laws of this state, passed in conformity to the Constitution and not now belonging to individuals, nor to the proprietors by virtue of an Act entitled 'An Act relative to the common and undivided lands and marshes in Southampton \* \* \* passed April 15th, 1818'; and they shall have power to make rules and the regulation of their affairs.

"6. And to impose such penalties; \* \* \* penalty shall not exceed the sum of fifty dollars for any one offense \* \* \*."

While discussing the question of "rights" on beach or bay, it is well to read comment upon the way Southampton commoners accepted the meaning of the Act of 1818. In 1882 one of the legal lights of the town thus expressed himself: "The entry in the record dated April, 1818, shows the sense the electors had of the then new act. 'These proprietor trustees can lease, sell or partition lands, &c., call special meetings on notice, &c.'

“The 4th Section declares, Provided nevertheless, that nothing in the aforerecited act shall be construed to give the proprietors or their trustees, any power to make any laws, rules or regulations concerning the waters (other than mill streams), the fisheries, the seaweed, or any other productions of the water of the said town, or in any way to debar the inhabitants of the said town from the privilege of taking seaweed from the shores of any of the common lands of said town, carting or transporting to or from, or landing property on said shores, in the manner heretofore practised, which waters, fisheries, seaweed and productions of the waters shall be managed by the trustees of the freeholders and commonalty of the town of Southampton for the benefit of said town, as they had the power to do before the passage of this act.”

The language used is explicit, perspicuous, vigorously expressing the intent of the law makers.

The freeholder and commoner argued that the Act of 1818 stated that the Town and not the Proprietors had the power previous to legislative statute, and thereafter, as well, to manage the waters and products of the Town waters. And the courts decided the commoner reasoned rightly.

The arguments which ran very warm were somewhat like this: Let any private oyster planter put 50,000 bushels of seed oysters in Town waters. Whom are the owners of the spawn and increase? No corporation formed under the general law can abrogate this act of 1818, nor any of its provisions. Oysters planted or bedded where oysters are accustomed to breed, and which are caught upon the spot of the deposit become the property of the people of Southampton town. No private property exists. Shellfish called oysters, clams, muscles, scallops &c., are “products of the waters.” The proprietor trustees can make no rules or laws concerning the waters, salt or fresh, or brackish, within the boundaries of the town. The com-

moner commented in 1882: "It is understood the trustees of the proprietors have given a quit claim conveyance of the land covered by the waters of Mecox Bay, expressly excluding the grant of the waters of the Bay. They can execute the conveyance of the tail of a comet, or of the moon. Such conveyance would be as valuable as a quit claim deed of the land under the water of Mecox Bay. Who will have the right to manage the productions of the waters? Who can control the waters but the trustees of the town? Management of the water cuts off completely all use of the bottom land for any purpose. How futile to evade the act of 1818 by a shallow pretense of title. This reasoning is logical, as events have proved. So found the highest court. But there were those who argued that the Proprietors could sell under water lands. There were no riparian grants in issue.

There were echoes of the shellfish eruption for 100 years after the presentation of the things that led to the Act of 1818. The fact is proprietor trustees, who succeeded proprietors who made the pact and compromise, utterly disregarded it, or were, apparently ignorant of its import; for proprietors' journals show proprietor officials quite regularly, and up to 1880, passing resolutions regulating the fisheries, and the seaweed.

The rights of the people, through their elected Town Trustees, have been enumerated above. But the Town Trustees have no right (without a vote so instructing them by the people) to lease, sell, or give away any town property. They must exercise their powers for the benefit of the town, and this means the commonalty residents of the town. Nor can any claim be advanced by reason of purchase of the shore about Town waters from adjacent owners, for they have no riparian right. The riparian grant is a State erection introduced after the Revolutionary War. It does not apply to Town waters and lands under waters, so Attorney-General Tabor opined 40 years

ago. He thought the Land Commissioner of the State had no jurisdiction concerning lands under waters within towns erected by Colonial Patents.

A bill passed by the 1927 legislature did give Town Boards a right to dispose of town property without a vote of town electors. It was unpopular and repealed in 1928.

Some of the findings of fact which were emphasized in the several under water land suits concerning Suffolk county towns stated by the Court are notorious as town "rights."

"That the towns owns the submerged lands and has owned the said lands more than 100 years.

"That the shellfish were always held for the exclusive enjoyment of the inhabitants of the town and that the possession of the submerged lands was always restricted and limited to said inhabitants.

"The possession, use and control has been continuous, exclusive, open and notorious; no one has ever questioned the title of the town to said fisheries.

"That none of the proprietors (previous to 1882) nor their heirs ever made any conveyance or allotments of any of the submerged lands within town waters.

"That the heirs of the proprietors were never in exclusive possession of any of the submerged lands.

"It was the policy of the Crown in Colonial days to make no grant of lands in N. Y. Province unless the Indians' possessory right was extinguished and an Indian deed to land applied for was a condition precedent to a grant from the Crown, and the Crown granted nothing more than was actually covered by the Indian deed.

"That the Indian deeds mention tracts of land.

"That said deeds contain no mention of a grant of tidal waters."

In the brief submitted at the Mecox suit counsel reasoned:

“The Act of 1818 was drawn in exact accordance with the popular will expressed in the town meetings of 1816 and 1818. In 1816 the bill proposed by the Proprietors was not satisfactory and a committee was appointed and instructed to remonstrate against its passage.”

The townsmen have “free” access to the waters where ever situated, providing they are town waters. This is one of the “rights” guaranteed by the bill of 1818. It still holds good, but not to trespass upon private lands.

### HAMPTON BEACHES & BAYS.

#### LIBERAL TENDENCIES

In the 17th and 18th centuries, the almost autocratic authority of the Crown stands prominent in New York Province. In lesser degree the Proprietors of the Colonial townships were autocrats. Democracy as we know it to-day was unthought of. The awakening of the power of the Town over the Proprietors gains refreshment and vigor in the 19th century.

The Proprietors had asserted ownership of the beaches, the waters and the highways. They were alarmed that they might lose practiced and accepted prerogatives if interpretation of the Dongan Patent went before the Courts. So the compromise of 1818! Did the Act recording as a State statute the pact of Town and Proprietors create a fee in lands? There will be found today those who aver that the Proprietors had but doubtful title until the town was willing to acknowledge the Proprietors’ ownership of undivided lands, in 1818.

And there are those who reason that the Town held the title of all undivided lands and has never relinquished such title.

Let us see how the Court ruled on this question:

“The common lands were assumed to have passed under the patents so long acquiesced in, and the founda-



tion of the private titles to all the lands of a large community should prevail even if it were conceded, that as an abstract legal question such construction was incorrect.”

Democracy is shown to be gaining in the 19th century. A change has been made from using the town meetings for political caucuses. The party system is beginning to be introduced, soon after the incorporation of freehold town trustees of Southampton, in 1831. The items below indicate how the State and National representatives were chosen. He who controlled the town meeting wielded wide power. The boss system prevailed among the strong men then as now, and there were outstanding men of proven leadership and executive ability. There was the town meeting caucus (the word derived from the Indians) long before the “party caucus.”

Town Meeting, April 2d, 1816. “Voted that Members of Assembly to be nominated in future at our annual Town Meetings, and that the Town Clerk shall give public notice of this resolution in each of the parishes three weeks previous to the Town Meeting.” And seq. :

Town Meeting, April 2, 1822. “Voted that John P. Osborn, Esq., be a delegate to meet at the Riverhead to consult with delegates from other parts of the County, relative to nominations, &c., for the impending election, &c., to meet in May.” “Voted that John P. Osborn be chosen for Member of Assembly, April 7, Town Meeting, 1818.”

The Act of 1818 was an entering wedge, and although it appears to the historian that the Town gave, rather than received a benefit, it did have a tendency to curb arrogance.

At Town Meeting, April 7, 1812, it was “voted that the Trustees shall have no power to regulate the commons and undivided land.”

Dec. 23, 1817. “Confer with proprietors in commonage respecting their rights and privileges in said town.”

Questions of bay and beach rights came to a head in 1861. This was undoubtedly brought about by the Proprietors' sale of Shinnecock Hills an Sebonac and other lands and the intimation that bay bottom might be sold. For the purpose of defending the interest of the inhabitants of the town, in the productions of the waters and in all the privileges granted by the Proprietors in the year of our Lord one thousand eight hundred and eighteen, it was resolved to vote an appropriation of \$500. By vote the Supervisor had been authorized to pay over town moneys to the Town Trustees to protect commonalty or freehold "rights."

The Proprietors were accepting money for seaweed and fisheries rights in 1861. In 1860 they had voted to sell the shore in the north and south side of "the hills in case the suit pending in the Court of Appeals is decided in their favor and to defend the privilege of leasing."

Again in 1862, it is shown how the people stood regarding "shores privileges." They raised \$200 to build a bridge from Ketchaboneck to the ocean beach. And they "Resolved, that the Trustees of the Freeholders and Commonalty of the Town of Southampton be instructed to protect and defend any rights which said town may have in and to the waters, fisheries and seaweed, and productions of the waters, adjoining the land on Shinnecock Hills lately sold by the Proprietors of the common and undivided lands of said town, and that the sum of \$500 be appropriated from the contingent fund to defray the expenses of the Trustees. Carried. Ayes 254, nays 181."

As early as Oct. 6, 1642, it was ordered in Southampton "that noe man shall buy any land of the Indians within the bounds of this towne without the consent of the Generall Court."

The Proprietors, in early years sold the surplus land and divided among themselves the avails when broad highways were made narrower, and when Parade Grounds

were sold; they exacted a charge for the lease of the lanes for pasture; even ducks and swine not owned by Proprietors had to pay for going upon the commons. All this is changed in the 19th century, and the votes in the town meetings indicate the growing supremacy of the proletarian over proprietor and a wider understanding of town privileges granted by the Patent.

An agreement before purchase of the Town lands by the Southampton Company was that there should be no private property in the waters or any of their benefits, but that they should remain for the common benefit of all.

The commonalty were greatly fortified by opinion of their counsel, given in 1883, to wit. : "The legal title subsequently acquired by the Town, under its colonial charters, for the territory within its limits, was designed to be bestowed upon it not in hostility to the agreements of the original compact, but in accordance with it, and there is no language in either of these charters calling for an interpretation inconsistent with this distinct purpose and agreement of the founders of the town." The Town by a vote of 510 for, to 194 against appropriated \$5,000 to litigate the right of the people to the bay bottoms in 1883.

As far back as April 10, 1667, the Quogue Ditch was dug. No toll could be exacted for using this water way. That was understood. "It was agreed by major voate \* \* \* for the cutting through a water way from Quaq qua Bay to Shinnecock Bay."

Regarding restriction of the highways, the Town Meeting of April 3, 1832, voted: "That cattle and sheep shall be allowed to run at large in the highways of this town." The regulation of the highways caused fluctuation in the system of control for in 1838 the Town voted for cattle or horses not to roam Shinnecock unenclosed woods or any highways and provided for distraining and impounding such beasts.

The Pounds and Pound Masters were kept up and regularly elected until 1900, when the office of Fence-viewer also by common consent was abolished. All the important settlements had Pounds. That at Sag Harbor at one time in the 80's was back of the Washington street fire house where at a later time stood the village iron cage, or lock-up.

After Paul Topping won the famous Sagg windmill law suit, in 1840, when the Proprietors tried to sell a site for a windmill, at Sagaponack, in front of Topping's home, the highways were declared free to cattle, sheep and horses under 2 years old, in 1843. In 1845 cattle, horses and sheep were distrained from running at large on the highways. In 1846 the electors voted that horses under 2 years old, cattle and sheep be allowed to run on the highways and common land which here is defined to be "of the town." Voted that "no cattle, horses, or sheep be allowed to run on the highways or common land of this town," in 1847.

David Burnett is on record as testifying, in 1886, that he had heard from his father that the oyster "right" of Mecox Bay had been hired to Burnett, the father, and 10 or 12 other men about 1800; they dug out an inlet and got the bay full of oysters; and the freeholders and commonalty of Southampton town said they had as good a right in the bay as Burnett & Co., (who had leased from the Proprietors) had; the commonalty went in then and took the oysters out; the proprietors prosecuted them; they got a change of venue; the accused trespassers were tried in Brookhaven; the towns-commonalty got th suit and after that nobody was interferred with on the bay taking shellfish—not by the proprietors—up to the present time, (1885). At the time Mr. Burnett testified, he was 77 years old.

As this is written (Dec. 20, 1928), there is a man living who remembers the sale of undivided lands of South-

ampton, in 1846. He was 94 years old in 1928. He remembered attending the sale, at Capt. Howell's bar-room in Southampton village. Here is his recollection of that sale:

"After the lots between Mecox Bay and the ocean had been sold, whatever was left that the proprietors might own to the eastward was sold to Judge Rose for one dollar." The Judge Rose dollar deed has been searched for, but, if such exists, it cannot be found. The Judge, so counsel has informed me, does, however in his Will dispose of lands "recently purchased from the proprietors."

A fac-simile, or copy of a deed, however, does exist. It is reproduced here:

(Abstract). Trustees of the Proprietors of the Town of Southampton to Abraham T. Rose, dated the 30th June, 1846; it conveys a certain lot of meadow on the south side of Mecox Bay, it, being Lot No. 16, bounded on the west by Lot No. 15, north by the bay, east by Lot. No. 17, and south by the beach; it conveys also all the meadow from the seapoose to the east bounds of said town, "which the proprietors of said town now own." The deed is signed by John P. Osborn, President. The consideration is \$14.75.

## **BEACH AND RIGHTS. SOUTHAMPTON TOWN. IN RETROSPECT.**

The first grant made by the Indians to Southampton, in 1640, included "beach," the place "where the Indians hayle over their canoes out of the North bay to the south side—Canoe Place, a low lying isthmus now connecting the eastern part of Southampton town with that part of Southampton town, west of Shinnecock Hills.

The Patent granted from James Farrett, agent of the Earl of Sterling, included upon Long Island "land, uplandt, meadow, marish ground, harbours, rivers and creeks, within bounds." It was procured April 17, 1640, and judged and confirmed by John Winthrop, Governor, October 20, 1641.

The Farrett or Fforest deed of June 12 1640, and the Farrett confirmation of July 7, 1640, of Southampton lands, names on north and south sides water bounds "from Shinnecock entitled the name of the place where the Indians draw over their canoes out of the north bay over to the south side of the island."

This south bound apparently was the water of Shinnecock Bay, not the water of the ocean; for, in 1658, the Indians deeded to Lyon Gardiner:

"A certain tract of beach land, with all ye rest of the grass that joynes to it, not separated from it by water—which beach begins eastward at the west end of Southampton bounds, and westward where it is separated by ye waters of ye sea coming in out of ye ocean (seapoose, long since closed.—H. D. S.) sea, being bounded southward with the great sea, Northward with the inland water—this land and grass thereon, for a range or run for to feed horses and cattle on." (Note: "beach and land and grass" thereon; for a cattle and horse run; cattle could not long subsist or exist on the "land between high and low water mark, alternately covered by water." This is the way beach lands were understood and described in 1658, by the Indians, grantors of the first fee of the land and by the English white men, the grantees.—H. D. S.)

The Governor Andross Patent of Southampton lands, of 1676, says from water to water, or "their Southern bounds being the Sea, Northward to Peaconock great River \* \* \* and to run eastward along the north bounds to the easternmost point of Hogg-Neck."

The Patent issued by Governor Dongan confirming the Andross Patent, in 1686 bounds Southampton lands from water to water, or "their southern bounds being the sea, then crossing over the Island, to the northward to Peaconeck great river and so to run Eastward alongst their north bounds to the Easternmost part of Hoggenock over against Shelter Island."

From the above it is evident that the purchasers of Southampton regarded their lands as bounded by the water of Peconic estuary, bays and river on the north and the Main Ocean, on the south.

But what did the settlers regard as "beach?" The purchase of the barrier sandy dunes, meadows, and flat, sloping sands extending from the sand banks to the water of the ocean are all described to be "a certain tract of beach land," at very early date, 1658. The Indians called it "beach" and the "Englishmen called it "beach." It was not land covered by water at high tide.

The Town Records tell us how the settlers divided their lands. One very early entry concerns the grant to Ogden and his associates of Northhampton sea, or North Sea lands, Cow Neck and Jefferies Neck; and upon the same grant "they are to have all the meadow betwixt the Sachem's house and Hog neck spring." If this is Hog Neck spring, on the beach it is just east of Little Noyack. Pelletreau has left a note: "the North Sea Line ends at a point 25 rods from Weckatuck spring, see p. 144 vol. II, "the North Sea Lyne, near to Weckatuck pond which is about twenty ffive poales eastward of the North Sea Lyne, near Hogneck spring (a lot) granted and given unto John Jessup \* \* an acre of meadow Lying Near Hogneck spring upon the Beach or adjoining thereunto, joining to the said pond and Beach." But it does not say including the beach. The grant by Southampton "major part of the towne" to North Sea is "three hundred 24 acres "provided all the meadow bee a mile from the sea side."

The Southampton settlers understood that their lands went from a water bound to a water bound. That is evident in the return of the layers out of the Canoe Place Division, of 1738. With them to the water meant at all times a water bound no matter the fluctuation of the tides; the tide line might vary but water would forever be a bound. In this Division of lands, in 1738, the layers out say: "The highway from Canew place to tianah six poles wide, and we left all the beach from Canew place pond on the north side to Red crick gut undivided from highwater mark to low water mark, for the use of the Proprietors to get and cart stone, to pass and repass from time to time and all times hereafter, unless otherwise ordered by the trustees or proprietors of said Purchas. And we proceeded to survey all the land between the aforesaid Beach and highway \* \* \* running westward on the south side to tianah and then on a direct line northwardly to a fresh pond \* \* \* and so along the Beach and by the side of the crick, (Red crick,) including one-half of the sedars groing on the said beach."

Unfortunately this description of a beach bound is vague and unsatisfactory. A path is left between "high and low water mark on the beach," and in the same paragraph cedars growing on the "beach" are declared a part of an allotment. Cedars do not grow in the water on land between high and low water mark!

What a mass of difficulties would have been avoided had the law construers left the waters of the bay at Peconic estuary and fresh water river on the north and the ocean waters on the south a determinate if fluctuating bound. The Sovereign grant stopped at high water, but only by expressed terms.

Mr. Mershon, who wrote "Crown Grants," writes me: "A Sovereign grant stopped at high water" because "when a Sovereign made a grant to 'the ocean' or to any 'tidal body of water' a peculiar issue was immediately raised. Such waters have flexible bounds. The Courts have con-



strued such a vague description of sovereign grants most favorable to the Sovereign and as intended to mean to high water mark. By this court interpretation of restriction, less land was conveyed from the Crown than if construed to low water mark."

We have no misgivings and stand fearlessly upon the assertion that as "a general proposition, the Long Island settlers and the English colonial authorities on Long Island and subsequent generations of native-born residents on Long Island, have treated "Beach" on Long Island as covering the wastes of white sand above high water mark, together with and inclusive of the "strand," between the high and the low water marks. The Court lays down a theory of law in general, but we are discussing a fact of Long Island history, broadly recognized for generations, and the basis of the common law of Long Island on that subject. There doubtless are instances where individuals, not understanding their rights have acted otherwise. Such exceptions are to be separately treated.

"All land in the Province of New York, regardless of physical condition or location was subject to the Crown. No one could thwart his right to grant any of the lands. It made no difference as to his title or right to grant, whether the lands were covered by air, to which element no property rights could attach or whether the lands were covered by water, to which element no property right could attach.

"If we get this fact firmly fixed in mind and memory, we can then readily see that the Sovereign had absolute title in and the right to grant any and all lands, in the Province. We have innumerable grants of record at Albany where the Crown indiscriminately grants uplands, tideways and submerged lands in rivers, bays and sea. The Crown grants covered the Indian rights. The 'fee' was in the Indian tribe. The Indians were 'wards' of the Crown to protect them against dishonest traders or their own ig-

norance of commercial pursuits and practices. The Indian had no right to use the colonial courts to enforce his claims. Hence, the Crown would not grant until the Indians had not only sold their land but had approved before the Crown's representative and admitted satisfaction with the transaction. The Crown grant, not the Indian deed, was the "confirmatory" grant. The latter, however was final and conclusive as the Indian was not a citizen of the kingdom but had well defined rights and the protection of the Crown."

The Indians sold to a water bound of Peconic Bay and Atlantic Ocean, and the Crown affirmed the sale. The Indians and white men described "beach", in 1658, as a run for cattle and horses a "certain tract of beach land with all ye rest of the grass that joynes to it, not separated from it by water." It is just this kind of land that for many years was used in Southampton town for "a run for cattle and horses" and it is referred to as common beach land in Records, opened or closed in season by the Trustees, leased for mowing and fishing, and the lanes leading to the beach shut up by authority of Legislative Act of April 5, 1791, obtained by the Proprietors.

"Law is the child of History. Let History insist upon the right of parentage."

Historians and others are pretty much in accord that the title of Southampton lands rests on the confirmatory Dongan Patent of 1686. This legal instrument is a mass of tautology. Out of it we may learn, as elucidated by Judge Cullin:

"The patents of Governor Andross, of the 1st of November, 1676 and the patent of Governor Dongan of December 6th, 1686, granted the lands within its territorial limits.

"The first granted to certain named persons for and on behalf of themselves and their associates, the freehold-

ers and inhabitants of the town of Southampton \*\*\*

“It also confirmed to the inhabitants their right to be and exist as a corporate Town.

“The second patent recites the issues of the first, and also the fact that dispute had arisen as to whether the inhabitants of the Town had acquired the Indian title to all the land within the limits, and, on such dispute, the determination by the Governor that the Indian title to all the lands had been purchased by the freeholders of the town. \*\*\* The habendum clause is ‘To have and to hold the same unto the said \*\*\* freeholders and commonalty of the Town of Southampton and their successors,’ forever, to and for the several and respective uses following, and to no other use, intent and purpose whatever. That is to say, as for and concerning all and singular, the several respective parcels, land and meadow part of the granted premises in any ways taken up and appropriated before the day of the date hereof, to the several and respective present freeholders and inhabitants of the said Town of Southampton by virtue of the above recited deed or patent to the only use, benefit and behoof of the said respective freeholders and inhabitants \*\*\* forever, and as for and concerning every such parcel or parcels, tract or tracts of land, remainder of the granted premises not yet taken up or appropriated to any particular person or persons by virtue of the fore recited deed or patent, to the use, benefit and behoof of such as have been purchasers thereof \*\*\* in proportion to their several and respective purchases thereof made as tenants in common.’ I think the town under the patents took the legal title to the lands \*\*\* it is certain that it was the one adopted and acted upon by all parties in interest including both the town and the proprietors or purchasers of the Indian title. From the dates of the patents down to the year 1818 the town remained in undisputed possession and control of all the common lands and also all the waters within the town, and assumed to hold

the legal title to the same. The town recognized the rights of the proprietors but regarded them solely as equitable. No proprietor ever took title to any lands within the town directly under the patent but only mediately through the town."

The statute of 1818, incorporating the proprietors, says they may sell the undivided lands.

The townsmen, who were not of the proprietors' body, when differences arose about what was meant by the patent. proposed: "that if the proprietors will give up their exclusive rights to the waters in said town, the town at large will give up their right to the undivided lands and meadows which the proprietors claim." This compromise was accepted by town and by proprietors, and the Act of 1818 is a record of an agreement. But it is a very grave doubt in the understanding of many, if the Legislature vested any Constitutional title in the proprietors and if the clause giving the proprietors "the same power to superintend and manage the undivided lands, meadows and mill stream \*\*\* as the trustees of the freeholders and commonalty of the town of Southampton now have, and shall have full power to sell, lease, or to partition \*\*\*" is constitutional.

It is certainly not beyond the realm of reason to inquire if the Legislative Act of 1818 was Constitutional. The State of New York owned in Southampton town neither land nor land under water nor water within the town's bounds. Could what was vested as valid title in the town by the Dongan patent be constitutionally transferred by the State from the town to the proprietors, giving the proprietors a legal title formerly and indisputably vested in the town? Is the Act of 1818 to be construed as a conveyance? Should the common lands transferred, or by compromised so swapped, be treated as a grant from New York State? If so, where did the State obtain any title to grant? The higher and highest court upheld the

opinion of Judge Cullin that Southampton town took the legal title of the lands.

The learned Court also remarked "the common lands were assumed to have passed under the patents so long acquiesced in and the foundation of the private titles to all the lands of a large community, should prevail even if it were conceded, that as an abstract legal question such construction was incorrect."

At this point we hear: "How about the Act by which the Shinnecock Hills were sold?" "Was not that a Legislative sanction?"

The two instances of legislation do not seem analogous. The historical record shows that the Indian was the ward of the Crown; the Indian sold his land, with approval of the Crown or the Crown Governors and the Crown issued confirmatory patents legalizing the sale after the Indian announced that he was satisfied with the bargain; Southampton, in 1703, obtained a confirmatory deed from the Indians for its lands; it then leased certain lands to the Indians for a term of 1,000 years. When the Revolutionary War was won, the Indian became the ward of the State, instead of the Crown. In 1859, the purchasers of Shinnecock Hills and Sebonack who had leased to the Indians; by Act of the Legislature, gained permission to treat with the Indian Trustees. The 1,000 year lease was abrogated and by arrangement the Indians were given the fee of Shinnecock Neck, their Reservation, for throwing up their lease to use certain lands which had been sold generations before. The transaction seems perfectly constitutional, inasmuch as the State safeguarded its wards in the bargain. The question of whether the proprietors' heirs and assigns owned Shinnecock and Sebonac is not weighed here. The arbitration of Governor Nicolls seems to have mostly centered concerning Indian lands west of the Canoe Place.

Still it is well to keep in mind that the Nicoll award, of 1666, determined that the Indian title to all the lands had been purchased by the freeholders of the Town; and, that a Court judgment upheld by the Court of Appeals declared that "I think the town under the patents took the legal title. The town assumed to hold the same. No proprietor ever took title to any lands within the town directly under the patent."

Shinnecock Hills when sold was first advertised "a title made clear by the Legislature; a title indisputed and indisputable." Whether the Town or certain owners of commonage who arranged the swap with the Indians held the fee of the Indian lands when all Indian encumbrance had been removed was a moot question in 1861. An action was brought against the proprietors of Shinnecock by some citizens of Southampton. It was one of trespass and Judge Scrugham decided it could not be maintained.

Southampton has for 110 years labored under an indeterminate and indefinite onus relative to certain lands; this is a burdensome and vexatious state of affairs. To the historian it seems that possibly all this might have been avoided. Passing by the opportunity created whenever the proprietors sold lands after 1818, the means of settling for all time the question of who owns certain beaches presented itself in 1928. The Court created a commission to take by condemnation certain land for opening Mecox sea-poosse. For 275 years the duty of regulating the "poosse" rested in the Town. When the Town Trustees were threatened with restraint should they open the "poosse" on what was claimed as private owned land, or offered a lease of land, it might have been possible to have proceeded with opening the inlet. With digging actually commenced: A temporary injunction to restrain the Town from digging might have issued. With a record of 275 years control of the inlet; and with petitions citing damage from high water to property of bayside owners who clamored to have

the bay let out it is doubtful any judge could have been found to make the injunction permanent. What then? The Town would be sued for trespass and liable to damage! But only in the event of the plaintiff proving title and the outcome of such an action at law would go a long way in declaring who owned the white expanse of sand between bank and surf, or sand dune and ocean, without the puzzling problems of erosion, attrition and effect of water and wind on the south side of Southampton town.

Returning to discussion of the enabling Act (?) of 1818, there is some precedent to go by in the *Montauk Tenants in Common v. East Hampton Trustees*.

In this instance the Trustees of the Freeholders and Commonalty erected to purchase Indian lands, by the Dongan Patent, had a choice to buy for the Town or to buy for individuals; they chose the latter course, and in the law suit of 1851, the Court determined the Tenants in Common were owners of Montauk.

In the *Town of Southampton v. Mecox Bay Oyster Company* law suit in 1885 the Court opined that the Town of Southampton took the legal title to all the lands and waters.

The Court says: "In April, 1852, the Legislature passed a law for its (Montauk's) general management (Chapter 139, Laws of 1852.) It professes to incorporate the proprietors of Montauk, and probably it does, and it is contended by some of the defendants that none of the proprietors can institute this action (one for partition) for partition, for that reason. The position is not tenable. The law was not intended to, and does not, vest the title in the corporation, but leaves it where it was, \*\*\* It does not effect the title at all. It is only a plan for the control and management of the land. The interest of the several proprietors would pass by their individual deeds of conveyance, after this law, the same as before."

Applying the reasoning above of Judge Dykman, to the law of 1818 which incorporated the Proprietors of the Undivided Lands of Southampton, (declared to hold title) conveying by a legal instrument other than the declaration of the Legislature, its undivided lands, does the Act of 1818 have any possible effect in erecting and establishing a title in the Proprietors?

### THE HAMPTON BEACHES. MODERN TERM.

Court decisions, both Federal and State, restrict "beach" to "land between low water and high water mark, alternately covered by the rise and fall of the tides."

As a term of expression, and description, the Hampton town records do not so define "beach."

A correspondent, who is greatly interested in the problem presented by a proper classification of island foreshores, sends an account published in the N. Y. World, of December 29, 1928, descriptive of a sea island rodeo given at Sapelo Island, Georgia, for entertainment of President Coolidge. The primitive conditions there prevailing, in 1928, with cattle roaming the foreshores, or water-washed island edges, are like conditions in the Hamptons when cattle foraged and roamed the shores of Long Island, and records tell us that the Hampton "beaches" were annually used to pasture cattle and that grass on the "beaches" was auctioned off for mowing.

Substitute "Long Island" for Sapelo Island, and the description of newspaper writers of 1928, apply to conditions on Southampton and East Hampton ocean shores, in 1729 or 1829. The description reads:

"Sapelo Island, where Mr. and Mrs. Coolidge are enjoying a Christmas vacation \*\*\* abounds in semi-wild steers which are left free to roam through the woodlands and fields of the Coffin estate. Some fifty of these were



rounded up on the broad beach at the seaward side of the Island. \*\*\* a prize is offered to the Negro who sticks to his mount the longest, while for other a point down the beach is fixed as a goal and the prize goes to the rider who, still astride his steer, first reaches the objective."

Commenting upon the above my correspondent observes that "the race down the beach was not made in the surging, tossing foam of breaking waves between high and low water mark."

Neither did the cattle on the Hampton beaches find subsistence between a high and low water mark where not even marine grasses could grow.

The Hampton records tell how beach water fences were erected, both at ocean side, and at bay side, four feet depth of water, and say the water fences were built upon the beaches, and extended or projected into the water

The records also recite that grass taken from the "beach" was transplanted at "sandhills and sand lots" to prevent sand blowing and drifting upon fertile pastures and improved farm lands.

There are hundreds of conveyances of lots made in the Hamptons where "Beach" is named as a bound; until 1880 this appears to have been the accepted way of naming a boundary; after 1880 in both Southampton and East Hampton towns the "ocean" on the south, is named as a boundary, in some deeds.

### **THE HAMPTON BEACHES. COMMON ALL SOLD.**

An element of Southampton town that passed forever in the decade of 1880-1890 was common ownership of lands.

Southampton was not peopled by emigrants from England, who came directly to eastern Long Island. The colonists came, for the most part from Lynn, Mass. They

were a superior class; the men well educated for their time, the women possessed of energy and ability. The men understood the rudiments of the science of government. They could read and write; the women excelled in domestic virtues but were not so well schooled and many of them in signing legal papers made their mark.

The agreement forming the Company and "The Disposal of the Vessel," (March 10, 1640), arranges for a site and start of settlement, the method of laying out the land, terms of ownership and who shall levy and who shall be liable to pay taxes and for what purposes.

Prof. Adams description of a New England village may appropriately be applied to Long Island Colonial settlements of the English. He says they "settled in close proximity for good neighborhood and defense, with homes and home lots fenced in and owned in severality, but with a common Town Street and a Village Green, or Home Pasture, and with common fields, allotted outside the Town for individual mowing and tillage, but fenced in common, together with a vast surrounding tract of absolutely common and undivided land used for pasture and woodland, under communal regulations." This continued until lands were allotted or divided by the Town among the persons who paid for their purchase and patent, in proportion to the amount contributed toward the purchase by each person, who was called an "undertaker" or "proprietor."

In "A History of the Town of Southampton," (1916) this is written: "All members of the community (were) bound together in a common unity of purpose, endeavor and interest \*\*\* where every land owner in the original community here possessed all of the above rights, cannot be positively asserted, but it is probably that he did. However, the distinction began to appear between those who did and those who did not, in other words, between simple Townsmen on the one hand, and the Proprietors, or those owning a share in the undivided lands of the Town, on the

other. Reference to the various deeds show that they were granted to certain men and their associates, and the land so granted, was held by them jointly, except such portions as they might, in their own discretion, and from time to time, agree among themselves to allot in severalty to individuals. These were the Proprietors. In a land 'division', if land were allotted to one of themselves, that person would thus acquire the fee simple of the individual piece allotted to him and still retain his share in the undivided remainder, but if an allotment were made to one who was not a Proprietor, all that he acquired was the fee of the piece allotted to him with no rights whatever in the Common Land. He might, however, acquire such rights by purchase."

"The proportion interest of "each and every" which were apportioned in 1647 was ordered by "all the Inhabitants of this Towne." Possibly, in earliest years of settlement of Southampton, every freeman was likewise a Proprietor "and thus in their dual capacities they could transact both Town and Proprietors' business at the same meeting, which was simply recorded as a Town Meeting."

There was undoubtedly a distinction between "Townsmen," who owned none of the undivided land, and Proprietors, who at one and the same time were townsmen, freeholders and owners of "commonage," or undivided land of the Town. The Townsman voted in Town Meeting for Trustees, but he, unless a Proprietor, owned only individual freehold property. "Commonage could be bought or sold, or passed by inheritance."

James Truslow Adams has so well explained regulation of Southampton lands, we quote him:

"By these transfers the number of Proprietors had become greatly enlarged, their individual rights becoming correspondingly less, while with every Division the amount of common land remaining undivided of course decreased, so that a generation ago the common land had

been practically all divided, while the number of Proprietors, through the subdivisions incident to the changes of some eight generations, had become exceedingly numerous though with individually extremely small interests of almost no ascertainable value. In the meantime, however, the claims of the Proprietors as against the Town had not been wholly unchallenged. The terms and phraseology of the Dongan Patent were held by some to invalidate the rights of the Proprietors, they having, at the beginning of the last century, extended their claims to include the products of the Town waters." A compromise was effected giving the management of the waters and products of the waters to the Trustees of the freeholders and commonalty, by Act of 1818 and by an Act of incorporation, in 1831. All remaining undivided lands were sold in 1882. The Trustees of the Proprietors all resigned in 1890 with the intention of final dissolution of the body. To confirm land titles, however, a board was re-elected on September 7, 1912.

Of course in the discussion of "beach", in this article, the beach is regarded as decisions at other points define to be "the space uncovered at low tide between high and low water mark," but people on Long Island do not think or speak of such underwater (at high tide) land as beach in entirety. They call the sand banks at seaside "beach banks," and they call the white strip of sand between banks and the surf (only covered by water at times of tidal and storm waves) "the Beach."

The author of "Crown Grants," writes: "The right of the public to move along the shore of navigable waters is based upon an absolute commercial necessity, which in the past could only be exercised by the public when and where that commercial necessity existed. The public could exercise the right on Crown lands below high water mark, but only so as not to interfere with or trespass on the rights of the true owner of the uplands above that mark. It was impracticable for the public to exercise such right

of travel below low water mark. It was, however, by Royal clemency and favor that that the public use of such Crown land was permitted and not by the inherent right of the people thereto. The many Crown Grants of Ferry privileges, in the Province of New York, and especially on the Hudson River show that the arbitrary exercise of Royal authority over shore fronts and beaches, gives exclusive rights by the Grants thereto excluding the public therefrom in utter disregard of the upland owners. These Grants covered in instances many miles of shore fronting many upland owners and in total disregard thereof. This exercise of authority by the Crown was without any confirmation by the Provincial Assembly, it being well understood and admitted that it was an indisputable prerogative of the Crown. The public had no rights of trespass against the Crown. The English Courts denied to the public the right of free passage along the Crown's shore front where commercial needs did not exist. Nothing could be erected upon this strip of land, nor could any obstruction be placed upon it by the public."

For the subject of this analysis the beach is considered as defined in Chap. 32 N. Y. Laws, Vol. 3, Page 154, in re South Beach, Suffolk Co."; also, "Beach" as defined (or used) in Chap. 42, N. Y. Laws, Vol. 1, Page 668, in re "South Beach."

Mr. Mershon, a scholarly and erudite authority on foreshores says: "Riparian rights are by statutes since the State of New York came into being. They are not retroactive, nor are they confiscations. They cannot override prior rights. Bench-made law defined beach as the land between high and low water. I should have said, restricts it thereto. The Courts tell us that such is the case. However, the situation on Long Island, Nantucket and other localities form an exception that is outstanding, commanding and by proper emphasis, upon the presentation, will be distinguished by the Courts. It needs proper presentation."

**DOES PATENT GO TO LOW WATER MARK  
IN SOUTHAMPTON?  
ON OCEAN.**

Does the Southampton Patent convey to low water mark, on the Ocean side? One of the Proprietor heirs and assigns treats the quotation that the Patent only conveys to high water mark of the ocean, made by the historian, as "another joke!"

But a very high authority on Crown Grants, Mr. Stephen L. Mershon, of N. Y. City, who also is a native-born Long Islander, and familiar with ocean-side conditions, and has written standard books upon similar subjects, says:

"The days immediately ahead are very portentous in relation to the rights and interests of Long Island people in their great proprietorship rights to the shores of the sea. Personally I have no landed interest on the Island; have no professional occupation that serves for fees, and never publish a book for commercial profit, but always spend far more thereon than any returns therefrom. A great expansive movement of tremendous force is on. Never in its history has Long Island and its inhabitants' property rights been subjected to keener investigation than now, and it is to be steadily increased. As the true foundations are now laid so will the future structure of legal safety be served. I have in mind the preparation and publication for gratuitous circulation a brochure on 'Colonial Laws the Foundation of Modern Title to Lands on Long Island.' If I should do this it would be to preserve what I deem to be most invaluable information disclosed from and by my exceedingly costly research of English, Federal, State and Private records, which straighten out what are glaringly shown to be mis-carriage of justice to great injury to state citizenship under great misapprehension of col-

onial history and law. On such a basic, and historically correct foundation, the towns and individuals could work out their own problems."

"1st. The State of New owns the complete title to every foot of land in the State which has not been granted, whether upland, land between or below the water marks; i. e. land not previously granted by the Crown or subsequently granted by the State. The State possesses the ultimate title to all lands, whether granted or not granted.

"2nd. The Federal Government had no land ceded to it by the 13 States at the time it was organized, and can only acquire title within the boundaries of those 13 States by purchase and by the consent of the sovereignty of the respective states.

"3rd. The English common law recognized the absolute right of the King in all conquered territory. Note this carefully: The basis of all titles in the Province of New York was in the King, by right of conquest, and not discovery. Land was the property of the Crown, and no law of the realm applied to the King. His grants of land in New York were absolute and not subject to outside regulation or dictation. There were no restrictions, except his recognition of the Indian title, which was not simply 'possessory' but also "as being derived to them from their ancestors."

"4th. All Sovereign grants were construed in favor of the Crown, excepting those containing the term, "especial grace," etc. In such instances they were construed in favor of the grantee. (See English Crown Grants, pages 186 and 187).

"5th. The Indian deeds and Crown grants to lands in Southampton speak for themselves. Get the foundation right, and the superstructure is easily erected.

"6th. The Indian tribes held the title in fee: the Crown held the ultimate title, that pertained to sovereign-

ty, to all lands in the Province. No grant was ever made under the latter without a deed being acquired under the former, thereby making all grants complete when issued by the Crown. It should be remembered that the Indians were "wards of the Crown."

"Why, then, should not the Indian deeds control the conveyances to the Hamptons?"

"The Indian deed was an absolute conveyance. The Crown's grant was conditional upon the payment of quit rents, for possession and use under the ultimate title. According to the then imperious law of military conquest, the King might have compelled tribute from the Indian tribes without any forfeiture of their lands. He was more diplomatic and just. When and as the Indian tribes sold and deeded their lands to English and other settlers, the King, as Lord Paramount of the conquered territory, and possessor of the title of sovereignty, prescribed the terms and conditions on which these new settlers could hold title to lands under his undisputed sovereignty and jurisdiction."

### REGARDING SOUTH BEACH.

Laws of New York

Vol. I, Chap. 42,

Page 668

AN ACT to restrain the feeding, burning the grass, and cutting the timber on certain beaches and islands therein mentioned.

Passed the 24th of April, 1784

Be it enacted by the People of the State of New York represented in Senate and Assembly, and it is hereby enacted by the authority of the same, That from and after the first day of May next, no horses, neat cattle, sheep or



hogs, small or great shall be suffered to go, run or feed, on any of the beaches or islands, lying between a certain gut or inlet, called Mostick Gut, to the eastward, and another certain gut or inlet, called Huntington West Gut, to the westward. And in case any horses, neat cattle, sheep or hogs, small or great, shall, after the said first day of May next, be found on any the said beaches or islands, it shall and may be lawful for any person or persons whatsoever, to take seize and keep the said horses, neat cattle, sheep, or hogs, as, and for their own absolute property; any law, usage or custom to the contrary notwithstanding . . . . Always providing, that this act nor anything therein contained, shall not be construed to debar or prevent any person or persons whatsoever, having meadows on the said beaches or islands, from carrying on, using and feeding so many oxen and horses on the said beaches or islands, as shall be necessary for carting and stacking their hay, during the proper season of getting and securing thereof.

And be it further enacted by the authority aforesaid, That if any person or persons whomsoever, shall set fire to, or burn the old grass, or cut any of the timber on any of the said beaches or islands, he, she, or they, so offending, on due proof thereof shall forfeit and pay the sum of five pounds, to any person or persons who will sue for the same, to his, her, or their own proper use.

### REGARDING SOUTH BEACH.

Laws of New York.

Vol. 3, Chap 32,

Page 154.

Passed the 22d of March, 1790

Whereas it has been represented to the legislature by Humphry Avery and others, proprietors of that part of South Beach in Suffolk county lying between a place call-

ed and known by the name of Long Cove and a certain gut or inlet called and known by the name of Huntington West Gut that they are prevented from using or improving the said beach to any advantage by the act entitled "An act to restrain the feeding and burning the grass and cutting the timber on certain beaches and islands therein mentioned" passed the 24th day of April one thousand seven hundred and eighty four. Therefore, Be it enacted by the people of the State of New York, represented in Senate and Assembly, and it is hereby enacted by the authority of the same, That it shall and may be lawful to and for the proprietors of the said beach above described, to pasture and otherwise use and improve the same in such manner, and to such purposes, as they might have done, had the above mentioned act never been passed.

Provided always that nothing in this act contained shall be construed to prevent or defeat the operation of the above mentioned act, in any other part of the beaches or islands therein described.

### **LAND LEASES—SHINNECOCK INDIANS.**

Laws of New York

Vol. 3, Chap. 15

Page 280

AN ACT for the benefit of the Shinnecock Tribe of Indians, residing in Suffolk County.

Passed the 24th of February, 1792

Be is enacted by the People of the State of New York, represented in Senate and Assembly, and it is hereby enacted by the authority of the same, That it shall and may be lawful for the male Indians of twenty-one years of age and upward, belonging to the Shinnecock tribe in Suffolk

county, to meet together on the first Tuesday in April next, and on the first Tuesday in April in every year thereafter, at the place for holding town meetings in the town of Southampton, and there by plurality of voices, to choose three persons belonging to the said tribe as trustees, who by and with the consent of three justices of the peace residing next to the lands of the said Shinnecock tribe, are hereby authorized and empowered from time to time to lease out so much of the said lands as they shall judge proper for the use of the said tribe, and for any term not exceeding three years, and to lay out and appropriate such quantity of the said land to each family or individual, as shall be judged necessary for his or their improvements.

And be it further enacted by the authority of aforesaid, That it shall be the duty of the clerk of the town of Southampton, annually to attend and preside at the meeting of the said Indians for choosing the said trustees, and to enter in a book to be by him kept for that purpose the names of the persons who shall be chosen trustees as aforesaid.

And be it further enacted by the authority aforesaid, That if any person or persons whomsoever, shall plough or otherwise improve any of the lands belonging to the said tribe, without the consent of a majority of the said trustees and a majority of the said justices first had and obtained in writing, and entered in the book herein directed to be kept by the said clerk, such person or persons shall severally forfeit the sum of forty shillings for every acre so occupied, notwithstanding he or they may have obtained license to improve the said land or any part thereof from any Indian or Indians of the said tribe, other than in manner aforesaid, and shall be subject to pay such forfeiture to the said justices for the use of the said tribe to be recovered with costs of suit in their own names in any court having cognizance of the same.

**BEACH.**

Laws of New York, Chap. 19, Beach.

(Abstract). AN ACT to divide the town of Water-vliet and the town of Cocksakie each into towns and for altering the limits of the town of Brookhaven. Be it enacted, etc., etc.

Be is further enacted . . . "That all the beach and bay within the present limits of the town of Islip which is included in the patent of Brookhaven shall be and is hereby declared to be a part of the town of Brookhaven, anything in the before mentioned Act to the contrary notwithstanding."

Stephen L. Mershon, authority per excellence on Crown grants, notes: "If 'beach' is limited to the space between high and low water mark on Long Island then the Brookhaven grant must extend to low water mark of the ocean and is included in the patent of Brookhaven, as stated by the Legislature. On the other hand if the grant does stop at high water then the beach which is included must be the stretch of white sand between high water mark and the dunes? The court's conclusions are caught on one or the other horn of the Legislature's deliverance."

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At this is published a bill has been introduced in the Legislature to permit the Shinnecock Indians to lease Reservation lands for a term of more than three years and a maximum of twenty-five years. The land at water's edge of Shinnecock Bay is wanted for an aviation field and port.

**TOWN'S VICTORY IN OCEAN BOULEVARD SUIT.**

Supreme Court Justice Dunne decided in February, 1927, the taxpayers' suit of enjoinder brought to restrain the Southampton Town Board from issuing bonds, (\$250,000), the town's share, for construction of a beach road, or shore boulevard, at the long stretch of ocean beach, known as South Beach, opposite Hampton Bays and Shinnecock, in favor of the town.

Justice Dunne's decision is:

"Upon all the evidence adduced upon the trial of this action, it appears to the satisfaction of the Court that the defendants herein have acted properly and prudently in their endeavors to secure the construction of the concrete highway on the South Beach of Southampton. I therefore give judgment to the defendants."

The injunction proceeding was brought in the name of Clifford J. Foster, a taxpayer of Sagaponack. The action enjoined the Town Board of Southampton from issuing bonds to pay the town's one-half cost of the proposed concrete boulevard from Southampton to Quogue, along the old beach road just north of the dunes.

In 1861, Trustees of Proprietors sold Shinnecock Hills; in 1882, they sold all undivided proprietors' land, or "commonage," within the township. To perfect title, there being some doubt as to validity, the Town Trustees of the Freeholders and Commonalty of the Town of Southampton made an exchange of quit-claim deeds with purchasers of lands disposed of by Proprietor Owners. The Trustees of the Freeholders and Commonalty ceded right, title and interest of the town to vast tracts sold by the Proprietors; they retained rights of way of beach roads at South Beach, also lateral north and south road rights, 50 feet in width, two to the mile, from Shinnecock Bay to the ocean; also rights of way along north beach of Shinnecock Bay from Reservation to Canal, and at south

shore of Peconic Bay from Sebonac to Cold Spring, a reservation of 50 feet along the north shore of Shinnecock Bay, and a reservation of 75 feet along the south shore of the Peconic Bay.

The first of these exchange deeds were passed about 1891-92, when George G. White was president of the Board of Trustees of the Freeholders and Commonalty. He reported the compromise to town meeting, and his action was approved.

Subsequent deeds to beach rights were obtained by Trustees of the Freeholders from the Posts and from grantees who bought lands from the men who purchased undivided lands from Proprietor Trustees, at the blanket sales, in private, made in 1882.

Not so many years ago the executive and fiduciary officials of the town of Southampton were composed of the Supervisor, Clerk and Justices; and the Justices acted as a Board of Auditors, and compelled a bond from the Supervisor. Practically the same officials now serve as the Town Board of Southampton. They have taken over many of the tasks of local government formerly delegated to Town Trustees of the Freeholders and Commonalty. The Patent Board of Twelve Trustees, representing the Freeholders, has been succeeded by a Board of Five Trustees, elected biennially in November, at times of general elections, instead of annually at a mass town meeting held in April, at Southampton village.

The Board of Five Trustees (as the legal Board of Trustees, declared by Supreme Court Justice Putnam, in 1912) at the time the town and private individuals discussed the feasibility of constructing a concrete shore boulevard in conjunction, then conveyed as a Board of Town Trustees, and as individuals, each and every, and severally all conveyed the right, title and interest that they "have or might have" in beach reservation at South Beach, to the Town Board of Southampton.

Before any understanding or tentative agreement was reached by the town officials and the representative of the corporation owning South Beach, the Town Board had placed itself in a position to do business. The subject of improved road, and the amount of its cost, were quite generally discussed, and advertised in newspapers of the town. There was ample publicity, and open covenants, before a vote was taken on a proposition to bond to pay the town's part of construction of the proposed road. The electors of the town, entitled to vote upon a money appropriation, favored the proposition by a preponderant majority. The taxpayers' suit which enjoined the Town Board from issuing bonds and carrying out the will and determination of the majority, came as a surprise. The prevailing consensus of opinion has been that the suit was not brought to save the town from possible expensive litigation, but rather for the purpose of gratifying the wishes of owners of estates along the line of survey of the proposed shore boulevard, who desired the privacy of their property uninterfered with.

Whether the action will be carried to the higher courts is not known at the time this is written (March, 1927). The opponents of the bond issue have the privilege of appealing to the higher court. The decision of Justice Dunne was anticipated by the Town. Two decisions favorable to the Town, relative to temporary and permanent injunctions, augur that if an appeal is taken, the position of the Town Board is defensible and a reversal of Judge Dunne's decision would be, on all evidence so far presented, unprecedented.

The injunction was vacated; but the town rescinded its vote to bond for the road. A dirt road was built by the Phipps' Company, developers of the beach. It cost the town nothing.

### VERY ANCIENT DOCUMENTS.

In the summer of 1917 a small package containing some very ancient documents connected with the history of Southampton town was discovered and placed in the Southampton Town Clerk's office. Included were papers with original autographs of Lion Gardiner, and his son, David; Thomas Osborn and Jeremiah Conklin, of East Hampton. Also fine autographs of Capt. Thomas Topping and his son, John Topping and others. There was also a fine specimen of hand writing of John Cooper, the first Southampton ancestor of the Cooper family, and said to be the only specimen of his handwriting known to exist.

(Note.—A specimen of Thomas Cooper's writing may be seen in Book V, Southampton town records, at illustrated fac-simile, between pages 18 and 19.—Ed.)

### LETTER WRITTEN IN 1650.

The records show that North Sea was "planted" in 1650. The settlement was an offshoot of Old Town, or the first Southampton plantation. John Ogden and Thomas Topping were among the founders, and Capt. John Scott there resided. Ogden formed a company and obtained a grant from the major part of the town that his company should have Jefferies Neck and Cow Neck. North Sea had a somewhat different form of government than Old Town. There was a tavern at North Sea, a warehouse, and Indian fort; there was a Custom House. Hundreds of barrels of whale oil and many hundredweight of baled whale bone have been shipped from the Landing at North Sea.

That Gov. John Winthrop once visited North Sea and Southampton town is conclusively proved by a very old letter still preserved. It was written by Josiah Stanborough, of Southampton settlement, to the "Honrd Sir"



in April, 1650. It is reproduced here to show the quaint phrasing and spelling of the time:

“To the whorll his much honrd friend, Mr. Winthrope at his house at Pequot theise present:

“Honrd Sr,—My service and saluation prfixed the God of all my mercies recompense yor goodness & kindnes extended to strangers a thousandfold into yor bosom; for ye experience I have had of yor love to me in this sorte, assureth me of your pfection in this grace of Christ, who will pfect His whole worke in all his servants; & if God shall againe bringe yo to Southampton, I should account it an honor to me to see you under my roofe an bles God for such an opunity to showe myselfe thangfull to you for what I am engaged. Sr, I bless God I came well home in two days from Pequot, & I recn all ye psons in good health, & was restored to them before expected at this season: & there was nothing of moment missing to me of all that God hath given me, save that 3 days before I came home 3 foolish boys burnt me 7 loads of hay & 8 of ye Indian wigwams nigh unto it. I hope my cattell will live without it, & I so much the lees ingage to Southampton for another yeare. I desire to hear how Pequot & Will Chesbrow psed an optunity serveth. We have no newes heare being out of ye comon roade (or pticular is); Southampton will be strait (crowded) for Mr. Fordham’s friends. East Hampton is full, & Mr. Ogden begins a towne on or north side for tradein; & the things that is sad on my spirite is that I cannot see a way to bringe to great blessings to the place of my rest (to say) yself & Mr. Fordham & then all other questions were answered. But that I be not farther tedious give me leave to prsent my kinde respects and my (torn) Mrts. Winthrop to Mrts. Lake; and when Mr. Brewster come to you, to him, & I rest.

Your Wsps in any service,  
JOSIAH STANBOROUGH.”

“Southampton 4th April, 1650.”

Josiah Stanborough was one of the first comers from Lynn, Mass. Among those who came with him were Jonas Wood, Capt. Thomas Topping, and John Ogden, and when the latter laid out “his towne” he called it “Fever-sham.”

### OCEAN SIDE PARKS NEEDED.

Southampton town in 1927 very much needs to reserve by purchase or deed of gift ocean front park land. The time is not far remote when every foot of ocean beach in the town, privately owned, may be posted against trespass; the present generation may live to see fences extending from the dunes to highwater mark at ocean side. The trend of the times is that way.

### FIFTY YEARS OF TOWN AFFAIRS.

The period treated by this published record includes entries made by the various Town Clerk's between the years 1874 and 1925 inclusive. The transcripts have been prepared for the printer where the fourth volume of published records terminates. Volumes five and six of published records comprise ancient loose documents and abstracts of the Red Book of Deeds; abstracts of Vol. II of Deeds, with additional Unrecorded Deeds. Vol. V was published in 1910, when William J. Post was Town Clerk; Vol. VI was published in 1914, when James A. Early was Town Clerk. Each of these volumes was prepared and edited by William S. Pelletreau, and Vol. VI has a comprehensive index and names of localities.

When E. H. Foster was Town Clerk of Southampton, in 1874, a resolution then adopted authorized the publication of the ancient records of the town, going way back to the first year of settlement of the town in 1640. The manu-

scripts were prepared under the supervision of William S. Pelletreau, Esq., a former Town Clerk. John H. Hunt, of Sag Harbor, was publisher. Both men are now dead. Mr. Pelletreau contributed a most valuable work to posterity. It is the desire of the Southampton Town Board now to continue publication of town records and bring them up to the present time and to have them so arranged in book form as to be readily convenient for consultation.

Many changes in manner of administrating the affairs of Southampton town have been introduced in the last half century. Southampton, so the early records inform, was first allotted "by Proprietors" who held fee of the land in proportion to the amount paid in by each individual toward the Town Purchase. By 1875 most of the "commonage" or undivided lands owned as tenants in common by heirs and assigns of original purchasers, or "Proprietors" had been allotted or sold. Still the "Proprietors" did have certain interests in township area lands, in which the freeholders and commonalty of the town (townsmen but not owners of commonage) did not share. Rights of proprietors and townfolk had clashed in 1816. This resulted in arbitration and a legislative enactment of 1818 defining what the proprietors owned, and what privileges belonged to the town, or freeholders as distinguished from the proprietor owners.

A Board of Trustees, acting under Colonial Patent, and elected each year for about 140 years had served in a dual capacity as trustees of the town and trustees of the proprietors. Then, after 1818, the proprietors' trustees, by legislative authority, functioned as a separate corporate body. By this act of 1818, (prepared after joint conference of Proprietors' committeemen and Town Committtmen), the proprietors' trustees were held to be custodians of "the undivided lands, meadows and mill streams." The Town was granted the power to make ordinances regulating the waters (other than the mill streams), "the fish-

eries, the seaweed, or any other productions of the waters," and it was provided that such waters and productions of the waters (on the shores of common land) should be managed by the Trustees of the Freeholders, and not by the Trustees of the Proprietors. And these rights remain to Southampton town today.

Unfortunately, at the time, 1818, when ambiguity had been discovered in the meaning of clauses of the Dongan Patent, the Legislature and the arbitrators did not clearly define ownership of the lands beneath the waters of the town. It was not plainly expressed, and this omission led, 64 years later, to contention and long drawn out and expensive litigation.

The regulation and disposal of "commonage" practically came to a close years since. But in 1882, "all undivided common lands" of the proprietors' heirs and assigns were disposed of at private sale, and a number of deeds were then given by the Trustees of the undivided lands. Such lands or "rights" sold were considered of little value. Now, 45 years, thereafter they are of inestimable worth. Before this, all of Shinnecock Hills had been sold by Proprietor Trustees for less than \$2 an acre. There were 3,200 acres in the tract. The 1882 private sale of "undivided lands" comprised:

The Quogue Purchase, quit-claimed to Henry W. Maxwell for \$500. Described to be Shinnecock Bay west of Quogue Point, the creeks and lands covered by water; Great South Bay within the same purchase; the shore of Peconic Bay from Canoe Place to Red Creek and all other undivided lands in the Quogue Purchase.

The Topping Purchase conveyed to Henry W. Maxwell: That portion of the Great South Bay, its creeks and lands covered by water in said purchase, bounded on the west by the Brookhaven line from Beaver Dam to Riverhead.

The Town Purchase, conveyed to Henry W. Maxwell for \$500. All undivided lands west of Halsey's Neck Lane and a line North to west end of Holmes Hill, being a portion of Shinnecock Bay east of Pon Quogue Point, and creeks; also Cold Spring Bay; also Bull Head Bay; also Old Fort Pond and Middle Pond; also Canoe Place Pond within limits of Town Purchase.

Mecox Bay to R. Esterbrook, jr., W. H. H. Rogers and Theron O. Worth for \$2,000: All lands under water of Mecox Bay and of the creeks of said bay as the same are covered at ordinary low water.

Red Creek Pond, to William S. Pelletreau for a certain sum of money not mentioned; Said Pond in the Quogue Purchase with the inlet connecting it with the bay and one rod of beach on each side of inlet.

Foot-of-Beach, to Orlando Hand for \$25: A tract of land between Noyac and Sag Harbor subject to any legal highway across, known as "Foot-of-Beach."

Long and Shore Beaches to Rufus Sayre for \$550: All undivided lands, meadows, marshes, etc., bounded on the east by the town of East Hampton, south by the ocean, west by Halsey's Neck Lane and a line running Northerly toward the west end of Holmes Hill till it strikes the line of the North Sea Division and Peconic Bay, excepting all burying grounds, and cemeteries within said limits, also excepting bottom of Mecox Bay and the "Foot of the Beach." The conveyance intended to embrace among other lands that certain beach known as "Hog Neck Beach."

In subsequent law suits the conveyance of lands beneath water was nullified. Other conveyances, for the most part, have not been assailed.

Some of the above purchasers of "undivided common lands" soon transferred to others.

The Trustees of the Proprietors then decided to wind up their business, and all resigned in 1890 with the inten-

sion of final dissolution of the body incorporate; "but it was found that it might possibly be convenient to continue the existence of the Board in connection with land titles; so, a Board was re-elected on September 7, 1912, consisting of six members. So far as known no regular meetings are held."

The town record of Liber D, as published, and the Record of Proceedings of the Southampton Town Trustees of the Freeholders and Commonalty, 1818-1927, to be published and already prepared for publication, treat of the many law suits that have arisen in the last fifty years; of the claims of rival Boards of Trustees; the famous Mecox Bay ejection suit, won by the town; the Jessup Bridge case; the passing of the old time mass town meeting; the change to voting by election districts; the change to biennial town elections held in November instead of in April; and reduction of a Board of Town Trustees to the number five (5), by legislative enactment.

In connection with the somewhat vague understanding of Proprietor Trustees management and custody of certain Proprietor Owners' interests, and the Town Trustees of the Freeholders and Commonalty management of town prerogatives, it is opined by some (and the opinion appears to have some basis of merit) that one of the main items of conveyances made by the Proprietor Trustees, in 1882, was "the fee of all highways, or such highways as were laid out in common ownership, and not opened as record highways laid out on private land." The first laid out highways or commons were very wide, often ten and twelve rods in width, and they were used by Proprietors, their heirs and assigns for passing and repassing, sometimes for pasture, and only owners of "commonage" could permit geese to feed freely in the "street." The fee of ownership of the roadbed applies to many highways in the town, it is asserted by those who have made a close study of the formation and character and plan of town government in

earliest years. By them it is contended that ownership of ancient commons or highways if ever abandoned then the ownership of the land would revert to the heirs or assigns of the 1882 purchasers and not to the owners of abutting property.

Town records of Southampton for the last half century as published contain opinions given by such eminent counsel as James R. Carter, Henry P. Hedges, Thomas Young, Everett A. Carpenter, Timothy M. Griffing, and others; also the judicial opinions in court actions given by Justices Cullen, Brainard, Brown, Gaynor and their colleagues. Incorporated in the book are decisions and judgments of the highest court dignitaries, replete with sage reasoning and sustained by ancient patents as well as by more modern constitutional statutes.

Sag Harbor, N. Y.  
1927.

H. D. SLEIGHT,  
Historian.

### A CENTENNIAL ADDRESS.

The centennial celebration of founding of a Presbyterian parish at Sag Harbor in Southampton town, was observed June 21 and 22, 1868.

A historical sermon was preached by the Rev. William G. Barnes; a historical address was delivered by Hon. W. H. Gleason. They are of so much interest some of the condensed facts are reproduced here:

The first church was built in 1767. It was occupied as a place of worship in 1768. It stood corner Church and Sage streets. It went by the name of the "Barn Church," and received this name from its peculiarly plain and uncouth appearance on top of the highest eminence in Sag Harbor village. A stranger coming into the village inquired what building that was—pointing to the Church. A resident replied: "God's House." The reply was it looks

more like "God's Old Barn." The church was at first Presbyterian, afterward Congregational, again Presbyterian. The patriots who fled to Connecticut during the Revolution on their return adopted the Congregational form, but the church returned to the Presbyterian form in 1791. The ministers and pastors of the church were named as follows :

The first whose name is known, Rev. John Taylor, 1789. Next, Rev. Jas. Richards, D. D., 1794-95; Rev. Daniel Hall, first pastor, ordained 1797, resigned 1806. Then Rev. N. S. Prime, to 1809; Rev. Mr. Porter, and Rev. Mr. Gaylord, supply until 1812; Rev. John D. Gardiner, 1812-1832; Rev. Samuel King until his death, November, 1833; Rev. Mr. Pillsbury, 1834; Rev. James A. Copp, 1835-1851; Rev. Edward Hopper, June, 1852-May, 1863; Rev. John Lowrey, November, 1863-May, 1867; Rev. William G. Barnes, February, 1868.

In 1800 there were 15 church members; in 1835, 154; in 1849, 319; in 1861, 308; in 1867, 327; in 1868, 300.

The elders of the church had been up to 1868: in 1810, Squire Samuel L'Hommedieu, Joseph Crowell and Robert Hoey; in 1814, Abram Eldredge and Augustus Sleight; in 1816, David James Nickerson and Job Hedges; in 1827, William Cooper. Then without date, Elders Arnold Van Scoy, E. C. Rogers and Samuel Phillips; in 1840, Elder Levi Hedges; in 1845, William R. Post, afterward Supervisor of Southampton town; in 1849, Joseph Crowell and Hon. Henry P. Hedges; in 1851, James H. Payne; in 1856, Gilbert H. Cooper and William H. Gleason; in 1868, Charles N. Brown and William H. Seeley.

The superintendents of the Sunday School had been up to 1868 in the order named: Deacon Job Hedges, Henry Thomas Dering, Marcus Osborn, Orin O. Wickham, William R. Post, Henry H. Huntting, Gilbert H. Cooper, John C. Smith and William H. Gleason.



Capt. George Tooker climbed the tall Presbyterian church steeple when the civil war broke out, assisted by Capt. David Vail, and fixed the Stars and Stripes to its very top, "a signal to the community and the ships passing by that the church stood with the Union."

The Presbyterian church spire is the tallest steeple in Suffolk county, built in 1844. It is 187 feet high, and topped by a weather vane. Of the church and steeple it has been written: "It is of nondescript type in the art of building. There is nothing like it, designed or yet discovered, on the face of the earth. It is unique and original. The facade of the church is of sombre Egyptian model; the tower preserves the beauty of Grecian outlines, and the steeple is a sort of a cross between a Chinese pagoda and Turkish minaret. It is not a composite, but a conglomerate in architecture. It has a history and marks an epoch. Its homely tomb-like front may well stand for the struggling pioneer days when practical effort marked the church's progress. The tall steeple from its foundation to its pinnacle marks the evolution of the town."

The church edifice built in 1843-44 cost \$17,000; lot, \$2,000; total, \$19,000. Corner stone laid June, 1844. Dedicated May 16, 1844. The building and financial committee were: William R. Sleight, Nathan P. Howell, Henry H. Hunting, Luther D. Cook and Daniel Y. Bellows. Design by Maynard Lefevre, an architect, of New York. Builder, Richard J. Sheldon, of New York.

"As early as 1675-80 families settled at Sag and Mecox. North Sea became the port of Southampton. Three Mile Harbor and North West that of East Hampton, and Sag Harbor that of intervening villages (earliest record of vessel in harbor, 1747.) From the natural advantages the latter harbor offered, about 1760, it became the point of transport for this branch of the Island. The speaker (Mr. Gleason) proceeded to inquire into the early geography of Sag Harbor, and showed that it was by no

means the level plain it now appears. The Otter Pond, so called because otters were taken there in large numbers in 1760, was separated from the Cove by a high ridge. A drain was dug in 1780 in order to run a tide mill where the bridge now stands. The whole male population assisted in the work and were repaid, says tradition, by a barrel of New England rum. The meadows to the north of Main street were much more extensive than now. The tide ebbed and flowed on Wentworth meadow. The site of Mrs. Benjamin Hunting's house (Masonic Temple) was a high hill; that of Mrs. Robert Douglas' (opposite the Misses French, Main street) a low swamp of some extent covered with brush. Turkey Hill commenced rising at what is now Scoy's corner (A. T. Brown's block). On the shore of the bay, to the north, it was 60 feet high. It sloped toward the meadow, and the houses on the east side of Main street were built into the side of the hill. On Madison street a hill arose as high as the Old Burying Ground. North of the present Episcopal Church (corner Church and Sage streets) was another swamp, the waters of which flowed into the bay down a ravine by Burke street. In the vicinity of Conkling's Point the shore was bolder than now, and there was owned there by Capt. Wm. J. Rysam, a ship yard, of which Capt. Elijah Prior had charge about 1800. Vessels were also built on West Water street. Gull Island was originally large and once said to be cultivated.

"The first road from East Hampton to Sag Harbor came down through Pine Swamp to the mouth of Northwest creek and along the shore to the landing opposite Turkey Hill, where probably stood the first house, near present residence of Henry R. White (corner Division and Bay streets).

"Sag Road, principally used, came along north of Long Pond, crossing what it now the turnpike near Lister's slaughter house, passing near present residence of Capt. Jesse Halsey, one of the oldest residences of the

place, and thence to the Cove near entrance of the present drain, and thence along the water's edge and present line of Glover street to Zachary's Landing—afterwards Dering's Cooperage. Here was the first landing so called from Zachary Sandford, father of the wife of Peter Hildreth, living in an old house on present site of Capt. George Tooker's residence (corner Main and Glover streets south), and owning most of the land between that point and the water.

“The Bridge Hampton Road came down the present Brick-Kilns, struck across into Sag Road in front of the present house of Samuel T. Hildreth, (Daniel McLain's). Esq. Nathan Fordham, grandfather of present N. Y. Fordham, gave the Brick-Kiln Road from Jesse Halsey's corner and took the old one in exchange. Both the East Hampton and the Sagg Roads were changed somewhat at an early period, and Bridgehampton Road to run nearly on the present line of Main street. Union street at an early period ran from north of the old Burying Ground, north of the old School House, and through to Main street, near present residence of A. DeBevoise. The present residence of Jeffery Fordham fronted on Union street. Braddock Corey gave the present Union street. H. P. Dering, Esq., Postmaster and Collector of Port from 1790 to 1822, gave that part of Church street from Union to the Church. Main street was more winding in olden times than at present. After the fire of 1817, the corner of Main and West Water streets was brought East 30 feet. The woods in 1800 came down to the old School House (corner Madison and Jefferson streets). Previous to 1737 there were but a few huts built in the sand under the brow of Turkey Hill. The first laying out of Sag Harbor was into fiftieths, drawn by lot by the inhabitants of Southampton town.

“In 1764, Esq. Nathan Fordham received a grant from the town to build a wharf at a point North of present North Haven Bridge. Mr. Fordham opened West Water

street. He was a leading man in his day and owned large tracts of land in the village and vicinity, comprising Chatfield's Hill which was covered heavily with timber, and was cut off by the British during the Revolution. He, with nearly all the patriots, fled to Connecticut, during the Revolution. At the time of the Revolution there were but 20 houses in Sag Harbor, of which four are still left. There were three wind mills. The speaker then designated sites of the houses by a map of the village drawn upon a blackboard, also naming the occupants and owners, giving such reminiscences of them as had come to his knowledge.

"He next turned his attention to the facts in connection with the building of the new church. In November, 1816, a meeting was held in the Arsenal (the Arsenal was constructed in 1810 by the U. S.) to devise ways and means to erect a new edifice. Esq. L'Hommedieu presided, Augustus Sleight was secreary. A subscription was eventually started by Cornelius Sleight putting his name down for \$300, followed by Augustus Sleight for \$70, and others. The committee advertising for proposals were H. P. Dering, Cornelius Sleight, A. Partridge, Silas Howell, John P. Osborn, Samuel Huntting, Pardon T. Tabor. Mr. Sleight had the financial management of the work, and P. T. Tabor and Eliab Byram were the builders.

"On January 13, 1817, the Old Church was demolished. On Thursday, June 18, 1818, the New Church was dedicated; but, in the meantime, a calamity had visited the village. The great fire destroying the whole business portion of the place occurred on May 26th, 1817, commencing in a barn on West Water street contiguous to the thickest part of the settlement, and destroying twenty of the best houses and stores, and fifteen barns and other buildings with their contents.

"A delay in finishing the new church occurred, many articles which had been donated to the building having been destroyed by the fire, but in the summer of 1817,

through the instrumentality of Capt. Gabriel Havens, Augustus Sleight and the Rev. J. D. Gardiner, some \$3,000 were raised in New York. The church cost about \$4,700, beside the material donated among which were the mahogany pew railings given by the Brick Church of New York which was then being renovated. In 1843 the present edifice of the Presbyterian Church was built at a cost of \$19,000. The Old Church had no steeple or bell, the congregation being called together by the beat of the drum.

“In 1788 the Eastern half of the Old School House was built, lot given by Braddock Corey. In 1795 the Western half was added. In 1799 there were in attendance about 60 pupils. In 1804 the New School House was built in the rear of Henry B. Havens’ house (Church street back of DeCastro’s). This had a bell and cupola. It was constructed by private enterprise, Major John Germain being a leading spirit. It was destroyed by fire January 7, 1834. Some years afterwards the school house now occupied by the Intermediate Department of the Union School was built. In 1845 the Academy through the exertions of the Rev. J. A. Copp was organized. The Academy building was destroyed by fire in the spring of 1864. In 1833 during the ministry of the Rev. Mr. King the Conference Room opposite the Church was built (old Village Hall, corner Church and Sage streets.) It was subsequently bought by Mr. C. T. Dering, presented to the Sons of Temperance, afterwards bought by the corporation, enlarged and is now owned by the village. The first parsonage was built for the Rev. Daniel Hall in 1797. It is the house now occupied by H. L. Topping (corner Madison and Sage streets north side). A company in 1832 built the house now occupied by David Stuart, for a parsonage. It was occupied by Mr. King, and afterwards by Mr. Pillsbury, then sold to Capt. George Howell. The house of S. L. Gardiner, on Jefferson street, was purchased by a com-

pany for use of the Rev. Mr. Copp, and he occupied it until the present residence of C. N. Brown on Suffolk street was erected for his use. Mr. Hopper also occupied this. The efforts of the Ladies' Parsonage Association is of recent date. Of the salaries of the ministers of the parish: the Rev. Mr. Hall received \$250 and the use of the parsonage; the Rev. Mr. Gardiner \$450 and the use of the parsonage; the Rev. Mr. King \$700 and rent; the Rev. Mr. Pillsbury \$850 and rent; the Rev. Mr. Copp, \$1,000; the Rev. Mr. Lowrey, \$1,200.

"Before 1800, Phineas Duvall, father of Phineas and Caleb Duvall, was Choirister; after him Mr. French, Mr. Dimon, father of N. H. Dimon, Pardon T. Tabor, Albert Bump, Hezekiah Jennings who first introduced the bass viol, Joseph P. Lamb, Edwin Coe, Choirister and Sexton, etc.

"The first person who died in Sag Harbor is said by tradition to have been buried under Sleight's Hill, near where the old vault of the Sleights and Mulfords formerly stood. Before the Revolution the ground extending from the Old Church down to Madison street, was used as a burying ground, and so continued until 1770. What is now the Old Burying Ground was opened in 1767, being given for the purpose by Capt. David Hand. The first burial there is said to have been an infant brother of Mrs. Abby Price, and son of James Howell who died June 4th, 1767, and the mother is said to have cried because her babe was buried 'all alone in the woods.'

"The British occupied this hill with a small fortification during the Revolution. The line of the fort can still be faintly traced. The grandfather of Stephen L. Hedges, of East Hampton, remembered being impressed with a yoke of oxen, to aid in constructing this fort. The British officers were quartered at James Howell's house, which

stood where Tinker's block now does (site of American Hotel), and were there taken prisoners by Meigs' expedition in 1777.

"The first mention of Sag Harbor Parish in the Town Records is under the date of April 2nd, 1793, at which time the meadows on Hog Neck Beach (south of Little Hog Neck on Long Neck Beach) and also the lot on part of which Huntting's brick building now stands (Bliss Park) were granted by Town Trustees to the Parish of Sag Harbor as a Parsonage for the support of the gospel. The meadows used to be rented yearly at the Parish Meeting.

"The Female Benevolent Society is one of the institutions of the village being founded in 1816 by Mrs. Abigail, wife of Luther Hildreth, and grandmother of present S. T. Hildreth, aided by her daughter Cornelia and others. The situation of the public stocks were on the north side of the old church near the present vestry room, and the old whipping post near the present site of the Liberty Pole at the foot of Main street. The stocks were thrown into the meadow one dark night before the beginning of the present century. A similar fate was related as happening to an old market, one of the dilapidated institutions of the village."

Among the interesting relics exhibited and referred to on the occasion of this Centennial, were a map of the village during the Revolution; a music book used by the choir before 1800, printed by David Frothingham in this village 1777 (?) Also a book of hymns selected by the Rev. Mr. Prime, and printed in Sag Harbor by Alden Spooner in 1809; also a water-color sketch of the village and cove, painted in 1803 by Miss Elizabeth Sleight, sister of Cornelius Sleight, taken from the east side of the wharf, showing the wharf, the buildings on the west side, Hog Neck, Little Hog Neck, Brush Neck and the Narrows in the distance, and the sloop Lively, Capt. Parker, and Ben But-

ler, the old negro cartman, driving Duvall, the inn-keeper's wagon. It is undoubtedly the only authentic sketch of the village, at an early day, in existence (presented to Jermain Library); an original subscription paper made in 1774 to raise money for the support of the Rev. James Richards; a volume presented to the Rev. Daniel Hall in 1793 by the Rev. Dr. Buell; the last sermon preached by the Rev. Mr. Hall in 1806, MSS.

The exercises at this Centennial observation in the evening consisted of extempore, and short congratulatory addresses. John Sherry, Esq., presided, and the speakers were Alden J. Spooner, Esq., of Brooklyn; Judge H. P. Hedges, the Rev. Dr. Strickland, the Rev. J. W. Barnhart, the Rev. F. E. Shearer, the Rev. W. G. Barnes, and Mr. Sherry.

"The music rendered on both Sunday and Monday by the choir, under the direction of Dr. E. G. Howard, was very fine, and highly creditable to the artistic taste and acquirements of the singers."

## IN THE CIVIL WAR.

A brief recital of part taken by Southampton town in the civil war is found in town records. The town really did so much in filling its quotas, voting all moneys required, and sending the flower of its manhood to the battle line, something more than a record statement should be available for consultation by future generations.

The text under this head will of necessity be epitomized.

In Munsell's History of Long Island, published in 1882, is a complete list of Southampton soldiers who served in the civil war on the Union side.



The 71st N. Y. Vols. contained in its ranks many Southampton young men.

Southampton town contributed more than 100 men who served in the revenue service.

A company of volunteers for the 16th Regt. formed in Bridgehampton.

Many recruits of the town signed articles to join the Marine Artillery in September, 1861.

In October, 1861, twenty-five young men had enlisted for Gun Boat service.

Nov. 22, 1861, many young men had enlisted under Lieut. Peter French for Col. Edwin Rose's 81st. N. Y. Vols.

December, 1861, a number of old whaling vessels were purchased by Government at Sag Harbor, manned with crews, and sailed to Southern harbors where they were sunk to blockade channels. They were known as the "Stone Fleet." Among the whale ships thus used were: the Emerald, the Timor and the Noble.

Lieut. Peter French was presented with a sword and belt March, 6, 1862.

Col. Edwin Rose, 81st N. Y. Vols., was in very bad health in summer of 1862. At the time the war broke out he was Supervisor of Southampton town, and resigned to accept military duties. He died in service.

Southampton town had a Home Guard in 1863. It was organized, following announcement of the draft and rioting in New York City.

**WORLD WAR.**

List of Suffolk County soldiers are given in Vol. II, history of Boroughs of Brooklyn and Queens & Counties of Nassau and Suffolk, 1609-1924, published by the Lewis Historical Publishing Company, Inc., in 1925.

In the same book, page 590-613 inclusive, is told the part Southampton took in the World War.

The Sag Harbor World War record has not been published. It was compiled by Miss Emma Davis, of Sag Harbor, and in manuscript, is in her keeping.

The Town of Southampton, during the World War, adopted a resolution in July, 1917, to appropriate \$5,000 to equip Home Defense Companies of Southampton town.







**Transcripts, Text and Notes By**

**HARRY D. SLEIGHT**

**1929**



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VOLUME VII.

(SOUTHAMPTON RECORDS.)





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