History-Social Science Framework Resource Collection

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GRADE 5, STANDARD 5.4

How did people work in the colonies? Why did indentured servitude start and how did it transition to slavery?

THE HISTORY-SOCIAL SCIENCE FRAMEWORK

Students can explore evolution of the labor system in the colony by framing their studies around this question: How did people work colonies? the Why indentured servitude start and how did it transition to slavery? The first Africans arrived in Jamestown in 1619. seventeenth-century In colonial Virginia, some Africans came as indentured servants, while others had been sold or traded as enslaved labor. A few gained their freedom. Changing economic and labor conditions and presumptions racial of inequity contributed to the tobacco planters' increasing reliance on slavery as a major source of labor.

Starting with Maryland in 1641 (technically a middle colony), laws spread to southern colonies that codified slavery throughout the Atlantic Seaboard.

By the 1680s, the institution of slavery was firmly established as part of colonial economies. Students can study maps, ships' logs, and other primary

sources to clarify the eighteenthcentury trans-Atlantic slave trade that linked Africa, the West Indies, the British colonies, and Europe.

Literature, such as To Be a Slave edited by Julius Lester and Tom Feelings and Many Thousands Gone by Virginia Hamilton, offer opportunities for teachers to engage students in many different aspects of the institution of slavery.

Students can use their growing sense of historical empathy to imagine, discuss, and write about how these young men and women from Africa may have felt, having been stolen from their families, transported across the ocean in a brutal voyage, known as the "Middle Passage," to a strange land, and then sold into bondage. This is an appropriate time to reflect on the meaning of slavery both as a legal and economic institution and as an extreme violation of human rights.

children
borne in
this
country
shallbe
held bond
or free
only
according
to the
condition
of the
mother.

Written into Virginia law, 1662 (no.10)

Note: All images are hyperlinked. Citations are included at the end.

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Labor in Jamestown

English settlers and investors established Jamestown, Virginia, as their first permanent settlement in North America in 1607. No more than a thousand people migrated in two years, and, even then, less than a hundred people survived the new environment. In order for the colony to become a lucrative business venture for the Virginia Company of London, a steady stream of settlers and cheap labor had to be secured for agricultural production. Enslaved people and indentured servants filled the labor void in colonial Jamestown. Africans, free and indentured arrived in Jamestown in 1619, while English indentured servants came years earlier.

Indentured servitude involved a voluntary labor contract with a "master"—owner of the contracted labor—or merchant. These written agreements stipulated the terms of employment for indentured servants. They received free passage to North America to be compensated with their labor. Terms and length of service varied depending on the age, gender, and skill of the worker. Early on, desperate for settlers and labor, the Virginia Company of London offered free land after seven years of labor. Many young single men under thirty years of age felt that the economic opportunity overseas was too great to turn down.

The first primary source of this set is a written account of colonial affairs by Robert Beverley, a Jamestown clerk and wealthy landowner. It was first published in 1705; the version included here is the second edition. Beverley served also as a member of the House of Burgesses from 1699-1706, and in 1703, its clerk. Beverley's history of British America is a collection of personal accounts, published materials, and public papers. In his introduction, the author explained his purpose in writing, "Because it has been so misrepresented to the common People of England." The impression being that "Servants in Virginia are made to draw in Cart and Plow" and that the "Country turns all People black, who go to live there...."



CHAP. X.

Of the Servants and Slaves in Virginia.

§. 50. Their Servants they diffinguish by the Names of Slaves for Life, and Servants for a time.

Slaves are the Negroes, and their Posterity, following the Condition of the Mother, according to the Maxim, partus sequitur ventrem. They are call'd Slaves, in Respect of the Time of their Servitude, because it is for Life.

Servants, are those which serve only for a few Years, according to the time of their Indenture, or the Custom of the Country. The Custom of the Country takes place upon such as have no Indentures. The Law in this Case is, that if such Servants be under nineteen Years of Age, they must be brought into Court, to have their Age adjudged; and from the Age they are judg'd to be of, they must serve until they reach sour and twenty: But if they be adjudged upwards of nineteen, they are then only to be Servants for the Term of sive Years.

They are call'd Slaves, in Refpect of the Time of their Servitude, becaufe it is for

Life.

Beverley wanted to disavow Englishmen of the impression that white people, because they toiled alongside black people, had somehow transformed and assumed the status of their laboring counterparts. He set the record straight that white and black people were unequal. In this excerpt, Beverley notes the most important disparity between the enslaved and indentured servants. "Slaves," by the time of his writing, were bound for a lifetime of service (image 235). On the other hand, indentured servants served "only for a few [ye]ars, according to the [cus]tom of the [c]ountry."

In addition, there were several contrasts in the labor and living conditions of laborers by race and gender (image 235-236). Whereas both white and black people worked the same jobs on a farm or plantation, they did not receive the same clothes or food. Also, in general, white women did not toil in the fields. To bolster his account that indentured servants were in fact treated fairly, he includes laws protecting servants in Virginia (image 237).

The Present STATE of 236

nuring the Ground, in fowing and planting Tobacco, Corn, &c. Some Distinction indeed is made between them in their Cloaths, and Food; but the Work of both is no other than what the Overfeers, the Freemen, and the Planters themselves do.

Sufficient Distinction is also made between the Female-Servants, and Slaves; for a white Woman is rarely or never put to work in the Ground, if she be good for any thing else: And to discourage all Planters from using any Women so, their Law makes Female-Servants working in the Ground Tithables, while it suffers all other white Women to be absolutely exempted: Whereas on the other hand, it is a common thing to work a Woman Slave out of Doors; nor does the Law make any Distinction in her Taxes, whether her Work be Abroad, or at Home.

§. 52. Because I have heard how strangely cruel, and severe, the Service of this Country is represented in some Parts of England; I can't forbear af-firming, that the Work of their Servants and Slaves is no other than what every common Freeman does. Neither is any Servant requir'd to do more in a Day, than his Overseer. And I can asfure you with great Truth, that generally their Slaves are not worked near fo hard, nor fo many Hours in a Day, as the Husbandmen, and Day-labourers in England. An Overseer is a Man, that having served his time, has acquired the Skill and Character of an experienced Planter, and is therefore intrusted with the Direction of the Servants

But to complete this Account of Servants, I shall give you a short Relation of the Care their Laws take, that they be used as tenderly as possi-

VIRGINIA.

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By the Laws of their Country.

1. All Servants whatsoever have their Complaints heard without Fee, or Reward; but if the Master be found faulty, the Charge of the Complaint is cast upon him, otherwise the Business is done ex Officio.

2. Any Justice of Peace may receive the Complaint of a Servant, and order every thing relating thereto, till the next County-Court, where it will be finally determin'd.

3. All Masters are under the Correction and Censure of the County-Courts, to provide for their Servants good and wholfome Diet, Clothing and Lodging.

4. They are always to appear upon the first no-tice given of the Complaint of their Servants, otherwise to forfeit the Service of them, until they do appear.

5. All Servants Complaints are to be receiv'd at any time in Court, without Process, and shall not be delay'd for want of Form; but the Merits of the Complaint must be immediately inquir'd into by the Justices; and if the Master cause any delay therein, the Court may remove such Servants, if they see Cause, until the Master will come to Trial.

6. If a Master shall at any time disobey an Order of Court made upon any Complaint of a Servant; the Court is impower'd to remove such Servant forthwith to another Master, who will be kinder; giving to the former Master the Produce only, (after Fees deducted) of what such Servants shall be fold for by publick Outcry.

7. If a Master should be so cruel, as to use his Servant ill, that is faln sick, or lame in his Service.

LEGAL EVENTS IN AFRICAN AMERICAN HISTORY*

1640	John Punch, African and indentured, ran away and received a life sentence in Virginia; his white counterparts only received three-year sentences.
1641	Massachusetts authorized slavery with legislation.
1660	Virginia specifically punished indentured servants who ran away with enslaved people.
1662	Virginia determined birthright of Africans based on the status of the mother rather than the father, as had been the British custom for centuries.
1680	Virginia enacted the first major slave codes.
1705	Virginia relegated the enslaved, Indians, and mulattos to the status of property.
1776	Declaration of Independence signed.
1820	Missouri Compromise created rules for the expansion of slavery into western territories and prohibited slavery north of the 36° 30′ latitude except in Missouri.
1850	Fugitive Slave Act of 1850 required citizens to assist in the return of escaped "slaves" to their owners.
1857	Dred Scott v. Sanford (Missouri) declared that all blacks—the enslaved as well as free—were not and could never become citizens of the United States.
1863	The Emancipation Proclamation took effect.
1864	The Fugitive Slave Act is repealed.
1865	Thirteenth Amendment to the U.S. Constitution abolishes slavery.

The Library of Congress timeline outlines key events in the legal status of Africans in America. At every level of government, officials sought to secure and profit from those held in bondage. This included designating enslaved people as taxable property, prohibiting their every movement, expanding the boundaries of slavery, and making slavery an inheritable status. The transition from indentured servitude to slavery as the largest system of labor in the late seventeenth century are captured in the increasingly racialized and discriminatory legal codes throughout colonial America.

The colonists treated white and black laborers differently in custom and law. Robert Beverley's account makes this clear. Half a century earlier, in one of the first documented instances of a lifetime sentence of servitude, on July 9, 1640, we see Beverley's same jurisdiction (council and general court) codify and reinforce racial hierarchies.

Records of the deliberation in the punishment of three captured runaways reveal how the colonists created systems of control and power. First, running away was a crime that would involve punishment by the courts. Second, justice would be unequal racially between the three—the Scotchman, Dutchman, and the "negro," presumably African. In their ruling, the colonists legally established that Africans could be forced to labor for a lifetime. Colonial authorities ordered that John Punch, an African servant, "fhall ferve his faid mafter or his affigns for the time of his natural Life here or elfewhere." (This raises an important question of how long Punch's term of employment was initially.) Third, local government could and would obligate labor. The Dutchman and Scotchman caught with Punch had one year added to their labor contract with their "master" and three additional years to "ferve the colony" (i.e., community service). In the eyes of the law, whether someone was white or black, free, indentured, or enslaved mattered. Social, political, and economic opportunities and limitations were contingent upon these distinctions.

July 9, 1640

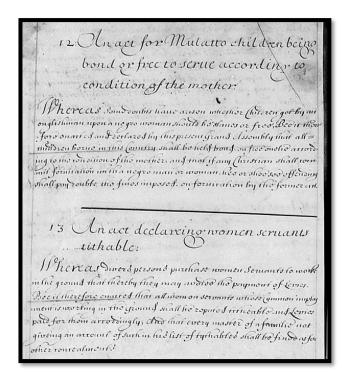
Whereas Hugh Gwyn hath by order form this Board Brought back from Maryland three fervants formerly run away from the faid Gwyn, the courth doth therefore order that the faid three fervants fhall receive the punishment of whipping and to have thirty ftripes apiece one called Victor, a dutchman, the other a Scotchman called James Gregory, fhall first ferve out their time with the their master according to their Indenturess, and one whole year apiece after the time of their fervice is Expired. By their faid Indentures in recompense of his Loss sustained by their absence and after that fervice to their faid master is Expired to ferve the colony for three whole years apiece, and that the third being a negro names John Punch shall ferve his faid master or his afsigns for the time of his natural Life here or elsewhere.

<u>Minutes of the Council and General Court of Colonial Virginia</u>, ed. H.R. McIlWaine (Virginia State Library, 1924), page 466.

To reinforce the subservient status of enslaved people, in 1662, the Virginia's lawmakers defined their status legally. Black children inherited the legal status of their mother. Therefore, children born to enslaved women were also held in bondage. This act benefitted owners in ensuring they would own generations of free Black labor.

> 1662 MANUSCRIPT CHARLES CITY CLERK'S OFFICE. VIRGINIA

1823 TRANSCRIPTION



ACT XII.

Edit. 1733 and Negro womens children to serve according to the condition of the mother. (a)

Purvis 111. Children to be bond or free,

with a negro.

WHEREAS some doubts have arrisen whether children got by any Englishman upon a negro woman should be slave or firee, Be a therefore charter who he condition of their mother.

Double fines

should be slave or firee, Be a therefore charter who had clared by this present grand assembly, that all children borne in this country shalle held bond or free only according to the condition of the mother, And that if for fornication any christian shall committ ffornication with a negro man or woman, hee or shee soe offending shall pay double the flines imposed by the former act.

ACT XIII.

Edit. 1733 and Women servants whose common imployment is working in the ground to be accompted tythable.

Purvis 111.

employed in the crop, tith-able.

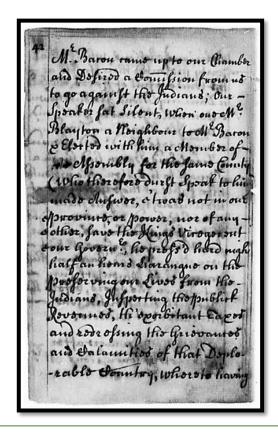
WHEREAS diverse persons purchase women servants to work in the ground that thereby they may avoyd the payment of levies, Be it henceforth enacted by the authority aforesaid that all women servants whose common imployment is working in the crop shalbe reputed tythable, and levies paid for them accordingly; and that every master of a family if he give not an accompt of such in his list of tythables shalbe fined as for other concealments.

Be it therefore enacted and declared by this present grand assembly, that all children borne in this country shallbe held bond or free only according to the condition of the mother.

The instability in access and control of British indentured servants contributed to a reliance on forced African slave labor. Planters eventually turned to slave labor to cut costs by the end of the 1600s. Tobacco crops in the Chesapeake Bay and rice cultivation in Carolina required intensive labor. The supply of indentured servants from England did not fill In addition, newly freed the labor demand. indentured servants required contract payments of land and/or goods that became costly and was the source of grievances. Bacon's Rebellion in 1676 highlighted the political, cultural, and economic tension brewing between the elite (planters and social elite) and poor whites (free and indentured), as well as local Native Americans.

The rebellion aimed to overthrow Sir William Berkeley, the royal governor, and seize the land of neighboring Native Americans (allies and foes of the colony). Prior to the rebellion, Governor Berkeley had border and trade agreements with Powhatan tribes. This limited whites from settling into ally Indian territory. This greatly upset small planters and poor whites who saw their upward mobility constrained by a local Indian war, a drop in tobacco prices, limited frontier land, and heavy taxes imposed by the royal colony. Nathaniel Bacon, a young planter and recent arrival to Virginia, led frontier settlers, young planters, freed and runaway indentures, and some slaves in unsanctioned raids and attacks on local Indians. Towards the end of the months-long standoff, Bacon burned down Jamestown which forced the governor to retreat. The rebellion died down when Bacon died suddenly in October 1676 of illness; opposition militia returned home after exterminating area Indians; royal troops arrived; and the governor hanged a majority of rebellion leaders.

Bacon's Rebellion is important for creating racial solidarity among whites, regardless of status, in their hatred of Indians and common ground for social mobility through land acquisition and slave-based labor. In the following excerpts are eye witness accounts of the rebellion and more racially restrictive statutes in 1680-1682 passed by Virginia's assembly once Governor Berkeley was relieved of his position by the crown. The latter made Indian women taxable property, legalized Indian slavery, and prohibited slave movement and punishment for possession of weapons.



In an hour or more after these violent concussions [Governor Sir William Berkeley had moments earlier challenged Nathaniel Bacon to shoot him when he refused to grant Bacon a commission to raid Indians], from us to go against the Indians; our speaker sat silent....

Transcription courtesy of the <u>Library of Congress</u>

An act for preventing Negroes Insurrections (June 1680)

Oln act for preuenting Megroes in surrections When as the frequent meetings of condecrable numbers of Sepe-stance under preteur of fends and burially rejudged and deemed of our verous rons equences for the prevention whereof for the future Beet enertes butherlings most forether Majerie by and with the Consent of the general Stormbly And the courtes by the authorities of suid That from and after the publication of this Jano it dial not bolom full for any negroe or other slave to ravey or arme himself o with any low hafi yunu sinozd oo any siliez meapan of ofonto a sifanto, noz la go ar opani from op his modere ground, without a Conford of rou his w milfrefs or overfeer, oud and for miferen nob to be grand of but upon pertinder, indiverselvery ortalisms, dud energy legrod op sting loo of his ing not haveing Certificate as afforesaid shall be some is terrely enopy ing not travering tearmine and required to give the said Regro twenty lastice on the baro band well good land on and see sent home to his Amarier militage or ough Ansitis further enantes by the authoritie aforests. that if any Hog re other Stane deall prefund to left up his hand in opposition Chaffian shall for every such offeno upon our proofs under the roof by the of the partie before a majestrato hand and Loroine thirty la.

Transcription of The Peyton Randolph Manuscript collection and early colonial law is available at https://archive.org/details/s tatutesatlargebo2virg.

William Waller Hening, The Statutes At Large, Pages 481-

*Annotations in the margin are the editor's and not a part of the original text.

(Original manuscript, 322/483)

(Transcription of original manuscript)



ACT X.

An act for preventing Negroes Insurrections.

WHEREAS the frequent meeting of considerable numbers of negroe slaves under pretence of feasts and burialls is judged of dangerous consequence; for prevention whereof for the future, Bee it enacted No negro, or by the kings most excellent majestie by and with the other slave to consent of the generall assembly, and it is hereby enacted by the authority aforesaid, that from and after the fensive; publication of this law, it shall not be lawfull for any negroe or other slave to carry or arme himselfe with any club, staffe, gunn, sword or any other weapon of defence or offence, nor to goe or depart from of his or go from his masters ground without a certificate from his master, owner's plant mistris or overseer, and such permission not to be granted but upon perticuler and necessary occasions; &c. and every negroe or slave soe offending not haveing a certificate as aforesaid shalbe sent to the next constable, who is hereby enjoyned and required to give the Panishment said negroe twenty lashes on his bare back well layd on, and soe sent home to his said master, mistris or overseer. And it is further enacted by the authority For lift'g hand aforesaid that if any negroe or other slave shall presume ag'st a Christian to lift up his hand in opposition against any christian, shall for every such offence, upon due proofe made thereof by the oath of the party before a magistrate, have and receive thirty lashes on his bare back well laid on. And it is hereby further' enacted by the authority aforesaid that if any negroe or other slave shall absent himself from his masters service and lye hid mischief, and

Edit. 1733 and 1752.

Purvis 272.

ation without a certificate,

refusing to be apprehended, may be killed.

This law to be published at L county c'rts & months.

and lurking in obscure places, comitting injuries to the inhabitants, and shall resist any person or persons that shalby any lawfull authority be imployed to apprehend and take the said negroe, that then in case of such resistance, it shalbe lawfull for such person or persons to kill the said negroe or slave soe lying out and resisting, and that this law be once every six parish church months published at the respective county courts and parish churches within this colony.

An Act repealing former laws noting Indians free, November 10, 1682 (Original manuscript, 330/483)

Act: ist An Act to Repeale a former Law making Indians and others free. whereas by the twelth Act of Assembly held at games Gity. the third day of October Ano. Domi: one thousand six hundred and Senonty. Entituled an Act Declareing who shall be slauss. It is Enacted that all servants not being christians being imported into this country by shipping shall be slaves, but what shall come by land shall sorus if Boyes and girles until thirty yours of ago, if mon or woomen twelve yours and noo longer And for as much as many nogroos, moores, and malattoos, and others forms of. And in heathonish Idolatrous pagan, and makumotan parontage and country have horetofore & hore after may be purchased procurd or otherwise obtained as slauds. of from or oute of such their heathouish country by some well disposed christian who after such their obtaining and purchasoing such nogro. moore or molate as their slaud oute of a pious zoolo have wrought the conversion of such slaud to the Christian faith, which by the laws of this Country Joth not manumilt thom or moto thom free, & aftorwards Such thoir convorcion, it hath and may ofton happon, that such Towner or moster of such slaw being for some roasen inforced to bring or send such slaw into this country to soll or dispose of for his nocosity or advantages ho the said matter or owner of such soruent we notwithstanding his conversion is weally his slaw or his factor or Agont must be postrained either to carry back or export agains the Fo slaws to some other plate where they may soll him for a slow, or old dopart from their just dight and title to such slaw, and soll him how for noe longor time, thon the English or other Christians are to serve. to the greatless and Jamago of such master or owner. & to this ground discouragem of bringing in such slaves for the future & to no advantage at all to the planter or Buyor. And whereas also those indians which are taken in warr or otherwite by our neighbouring Indians Confedoratob.

An Act repealing former laws noting Indians free, November 10, 1682 (Transcription of original manuscript)

"ATT A

GENERALL ASSEMBLY.

L'd Culpeper governor.

BEGUNN ATT JAMES CITTY NOVEM. THE TENTH ANNO Dom. 1682, AND IN THE 34TH YEARS OF THE REIGN OF OUR SOVERAINE LORD KING CHARLES THE SECOND, BY THE GRACE OF GOD OF EN-GLAND, SCOTLAND, FRANCE AND IRELAND, KING, &c.

ACT 1.

Edit. 1733 and An act to repeale a former law making Indians and 1752. others ffree.

Purvis 282. (See an.p.283.)

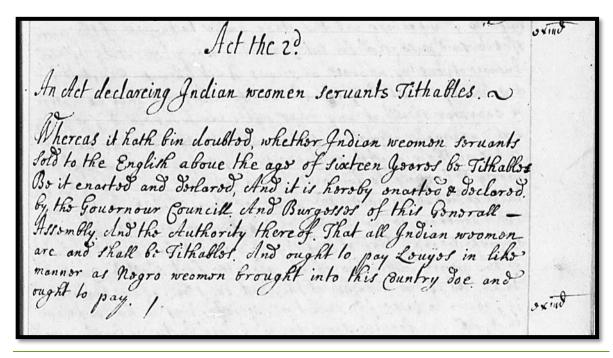
Preamble, reciting the act of 1670, whereby serv'ts, not being Christians, imported by shipp'g are declared to be brought in by land, to serve, if boys or girls, till 30 years of age, & if men or women, 12 years.

WHEREAS by the 12 act of assembly held att James Citty the 3d day of October, Anno Domini 1670, entituled an act declareing who shall be slaves, it is enacted that all servants not being christians, being imported into this country by shipping shall be slaves, but what shall come by land shall serve if boyes and girls untill thirty yeares of age, if men or women, twelve yeares and noe longer; and for as slaves, & those much as many negroes, moores, mollatoes and others borne of and in heathenish, idollatrous, pagan and mahometan parentage and country have heretofore, and hereafter may be purchased, procured, or otherwise obteigned as slaves of, from or out of such their heathenish country by some well disposed christian, who after such their obtaining and purchaseing such negroe, moor, or molatto as their slave out of a pious zeale, have wrought the conversion of such slave to the christian faith, which by the laws of this country doth not manumitt them or make them free, and afterwards

^{*} The commencement, as well as the acts of this session, taken from the Northb. MS. which substantially agrees with the other MSS, with Purvis, and the edi. 1733 & 1752. This is the first time that the term General Assembly is used in the Northb. MS, which apnears from this place forward to be in a different hand writing

An Act declaring Indian women servants Tithables, November 10, 1682

(Original manuscript, 331/483)



(Transcription of original manuscript)

ACT II.

Edit. 1733 and 1752.

An act declaring Indian women servants tithables.

Purvis 284.

to be charged with levies or as negroes.

WHEREAS it hath bin doubted whether Indian women servants sold to the English above the age of Indian women sixteene yeares be tythable, Bee it enacted and declared, and it is hereby enacted and declared by the gotaxes the same vernour, councill and burgesses of this generall assembly and the authority thereof, that all Indian women are and shall be tythables, and ought to pay levies in like manner as negroe women brought into this country doe, and ought to pay.

An Additional Act for the better preventing insurrections by negroes, November 1682

(Original manuscript, 332/483)

Act the 3? Whereas An Additional Act for the beller preventing Insurrections by negros.
Whereas a cortain Act of assembly held at James ally the eight day of June In the yeare of our Lord one thousand six hun brod and eighty intituled an Act prouonting negroes insurrou-tions, hath not had its intended effect for want of due notice Thoroof boing tokon It is Enartos by the Governour Councill And Burgossos of this pront Gonorall Assombly And by the Aust - ority thoroof. That for the botter putting the said Act in Dus Exocution the church wardons of oarh pish in this country at the charge of the parish by the first day of Jan y next prouds true oppos of this pront and the aforesaid Act & make or -Cause ontry thorsof to be made in the Register books of the said gith. And it you ministor or roader of oark frish that twist overy yours wit. Some one sunday or Lords day, in each of the monsthe of Soptombor, & march in earl pith Church or Chappell of vals in early ish, in the time of Juin's soruite after the Roading of the second Lopon read and publish both this priont & the aforecited Act under pains such Ruschwarden minister or Rodor making Default to forfoits oarh of thom tix hundred pounds of lobars. One halfs to y informer and the other halfs to the use of the poore of the said pith, And for the further Bottor prouonting of such Insurvetions by nogross or slauss, Bo it likewise Enasted, And it is how by onarted by the Sutherity afordaid, That no Moster or ourser shall at any time, After the wontisth day of Jan y next knowingly permit or suffer without or the loans or hioner. of his or thour master or oursever any nogro or slaw, not pro porty bolonging to him or thom to romains or bos, upon his or thoir plantation about the spate of fower hours at any one time contrary to the intent of the afore vocited etch upon pains to forfoite bring there of Lawfully Convirted before some one Justice of the last thanks comitted of the poars within the county whow the fact shall be amitted, By the oth of two will respect at the loost the lome of two hundred pour of Tobasto in coshs, for each time soc offording to him or thom that will sue for the same, for is & Said Justies is horoby imported To a ward Judgom! and Execution. /

An Additional Act for the better preventing insurrections by Negroes, November 1682

(Transcription of original manuscript)

ACT III.

Edit. 1733 and An additionall act for the better preventing insurrections by Negroes.

Parvis 284.

Copies of this act, & the act of June, 1680, (ante pa. 481) by churchwardens, & to be publicly read in churches twice a year.

WHEREAS a certaine act of assembly held at James Citty the 8th day of June, in the yeare of our Lord 1680, intituled, an act preventing negroes insurrections bath not had its intended effect for want of due notice thereof being taken; It is enacted by the governour, councell and burgesses of this generall assembly, and by the authority thereof, that for the betto be obtained ter putting the said act in due execution, the church wardens of each parish in this country at the charge of the parish by the first day of January next provide true coppies of this present and the aforesaid act, and make or cause entry thereof to be made in the register book of the said parish, and that the minister or reader of each parish shall twice every yeare vizt. some one Sunday or Lords day in each of the months of September and March in each parish church or chappell of ease in each parish in the time of divine service, after the reading of the second lesson, read and publish both this present and the aforerecited act under paine such churchwarden minister or reader makeing de-

Penatry

NOVEMBER, 1682—34th CHARLES II.

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fault, to forfeite each of them six hundred pounds of tobacco, one halfe to the informer and the other halfe to the use of the poore of the said parish. And for the further better preventing such insurrections by negroes or slaves, Bee it likewise enacted by the autho- No master or rity aforesaid, that noe master or overseer knowingly overs't to perpermitt or suffer, without the leave or licence of his or their master or overseer, any negroe or slave not pro- main on his perly belonging to him or them, to remaine or be upon plantation his or their plantation above the space of four houres at without leave any one time, contrary to the intent of the aforerecited of the owner. act upon paine to forfeite, being thereof lawfully convicted, before some one justice of peace within the county where the fact shall be comitted, by the oath of two witnesses at the least, the summe of two hundred Penalty. pounds of tobacco in cask for each time soe offending to him or them that will sue for the same, for which the said justice is hereby impowered to award judgment and execution.

mit a negro or slaves to re-

Citations

Sources are listed as they appear in the text.)

Beverley, Robert, [1673-1722], and Pre-1801 Imprint Collection. <u>The history of Virginia</u>, in four parts. I. The history of the first settlement of Virginia, and the government thereof, to the year. II. The natural productions and conveniences of the country, suited to trade and improvement. III. The native Indians, their religion, laws, and customs, in war and peace. IV. The present state of the country, as to the polity of the government, and the improvements of the land, the 10th of June 1720. London, Printed for B. and S. Tooke et, 1722. Images 273-277 (of 350).

Minutes of the Council and General Court of Colonial Virginia, ed. H.R. McIlWaine (Virginia State Library, 1924), page 466.

<u>Virginia, 1662-97, Laws</u> (The Peyton Randolph Manuscript*). Library of Congress, Manuscript Division (The Thomas Jefferson Papers). Image 10 (of 483).

*A note about the <u>Library of Congress's Thomas Jefferson Collection</u>:

Manuscript Volume 1: Thomas Mathew, a contemporary observer of Nathaniel Bacon's rebellion in Virginia, wrote this account in 1705. Rufus King of New York, while ambassador to the court of St. James in London, purchased this volume and sent it to Jefferson with a December 20, 1803, letter. The volume King purchased may have been the original manuscript or a seventeenth- or eighteenth-century transcript of the original. Upon receiving the volume, Jefferson made his own exact transcription of Mathew's account of Bacon's Rebellion and arranged for its publication in The Enquirer (Richmond, Virginia). Jefferson's transcription was published in installments in The Enquirer, September 1, 5, and 8, 1804.

Manuscript Volume 9: Virginia, Laws, 1662-1702, Charles City Manuscript. (Sowerby 1827). This manuscript volume originated in the clerk's office of Charles City, which by 1614 was one of several outlying settlements in Virginia. Thomas Jefferson wrote George Wythe on January 12, 1796, that he had found it in "Lorton's tavern" in Virginia, where it was being used as "waste paper." Scribbled around and on top of the laws are doodles, drawings, calculations, curses, boasts, practice signatures, and drafts of letters—a record of the time it spent in Lorton's tavern before Jefferson rescued it.

Manuscript Volume 10: Virginia, Laws, 1662-1697, the Peyton Randolph Manuscript. (Sowerby 1828). Originally owned by Sir John Randolph (1693-1736) and then by his son Peyton Randolph (1721-1775), whose library Jefferson purchased in 1776.

- An Act for Mulatto children being bond of free to serve according to condition of the mother (December 1662, Image 10)
- An act for preventing Negroes Insurrections (June 1680, Image 322)
- An Act repealing former laws noting Indians free (Nov. 1682, Image 330)
- An Act declaring Indian women servants as tithables (Nov. 1682, Image 331)
- An Additional Act for the better preventing insurrections by negroes (Nov.1682, Image 332)
- Transcription of The Peyton Randolph Manuscript collection and early colonial law: William Waller Hening, <u>The Statutes At Large</u>: Being a Collection of All the Laws of Virginia, From the First Session of the Legislature, in the Year 1619. : Published Pursuant to an Act of the General Assembly of Virginia, Passed On the Fifth Day of February One Thousand Eight Hundred and Eight. : Volume I[-XIII], (New-York:: Printed for the editor, by R. & W. & G. Bartow.), 1823. (Page 170) [Annotations in the margin are the editor's and not a part of the original text.]

Thomas Mathew, Thomas. <u>The Beginning, Progress and Conclusion of Bacon's Rebellion in Virginia in the Years 1675 & 1676.</u> July 13, 1705.

Additional Resources

Indenture and emancipation deeds are available online at loc.gov. Search "indenture." Here are a few examples:

- Emancipation deed from Robert Kearney Moore to Nanny, 1802.
- Sales contract between Thomas Jefferson and James Madison for an indentured servant's remaining term, 19 April 1809
- Hiring out agreement for an African American family

Drawings, photographs, and broadsides related to the sale of slaves are available at loc.gov as well:

- Edward Cox to Andrew Jackson, February 11, 1794
- A slave auction at the south, 1861
- Negroes for sale, 1842
- Slave pen, Alexandria, Va. 1865