130

No. , Original

In The Supreme Court of the United States

STATE OF NEW HAMPSHIRE,

Plaintiff,

v.

STATE OF MAINE,

Defendant.

LODGING IN SUPPORT OF MOTION FOR LEAVE TO FILE COMPLAINT

STATE OF NEW HAMPSHIRE

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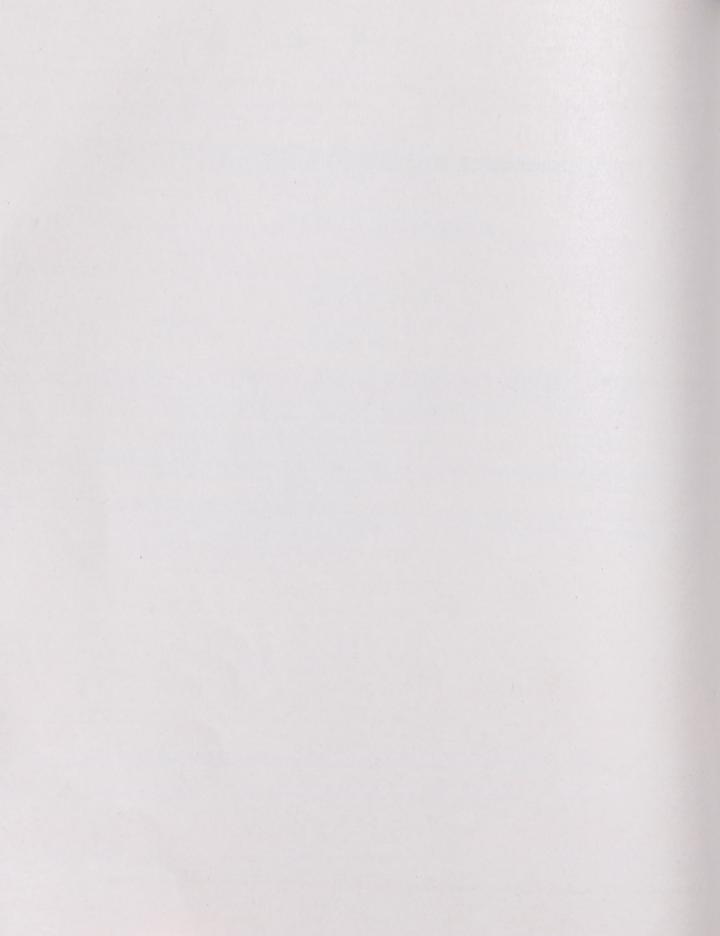


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America

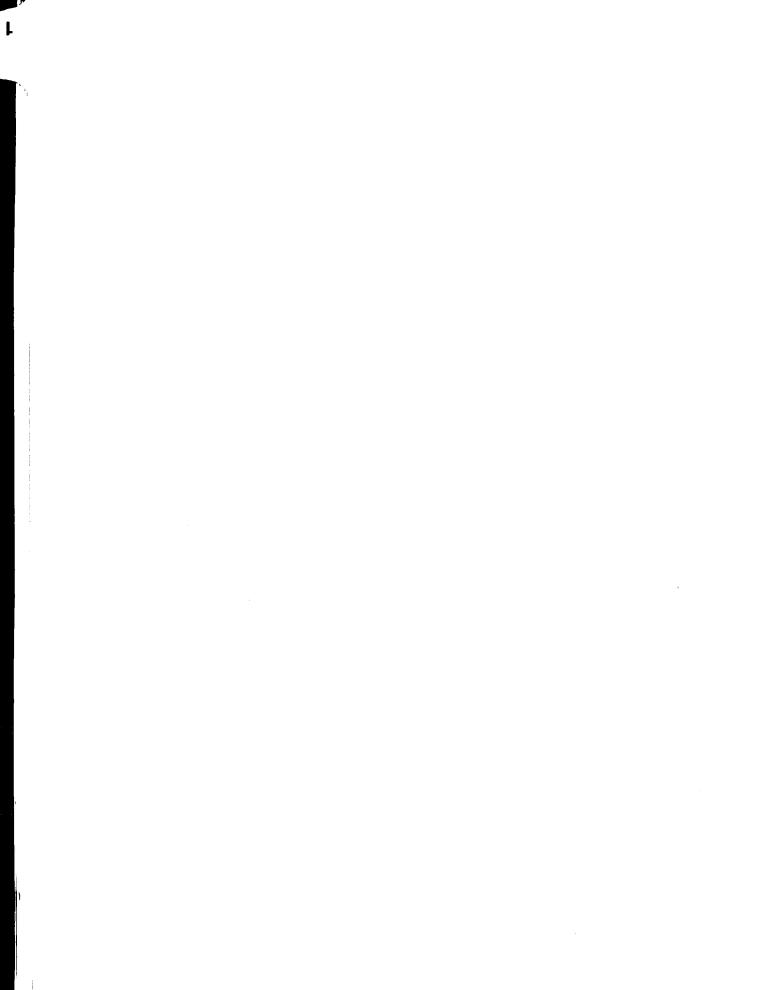


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Map No. 1.

The Great Island

Manuscript, ca. 1699, attributed to Col. W. Romer, advisor on fortifications to Governor Bellomont.

Public Records Office, Great Britain, [C.O. 700 New Hampshire no. 4].







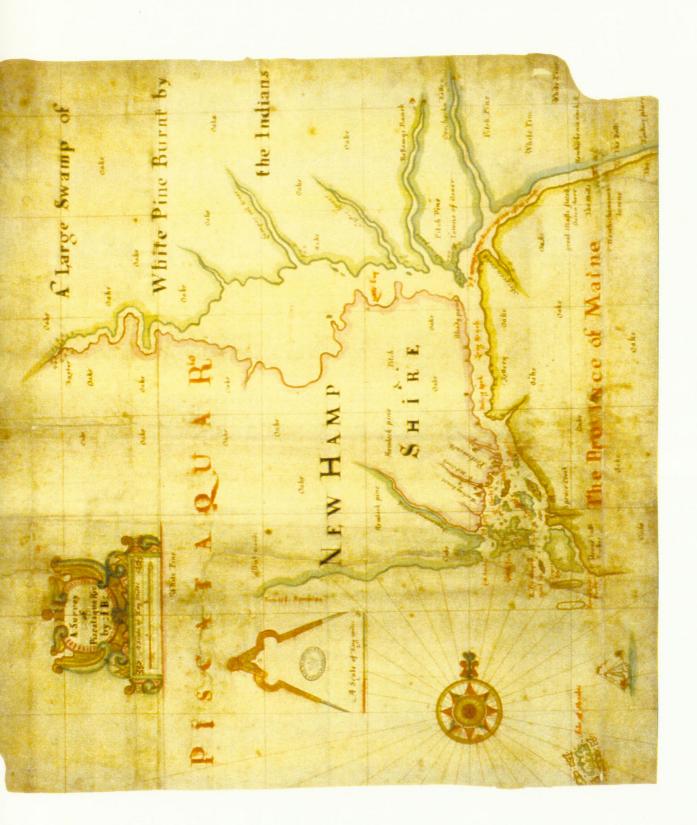


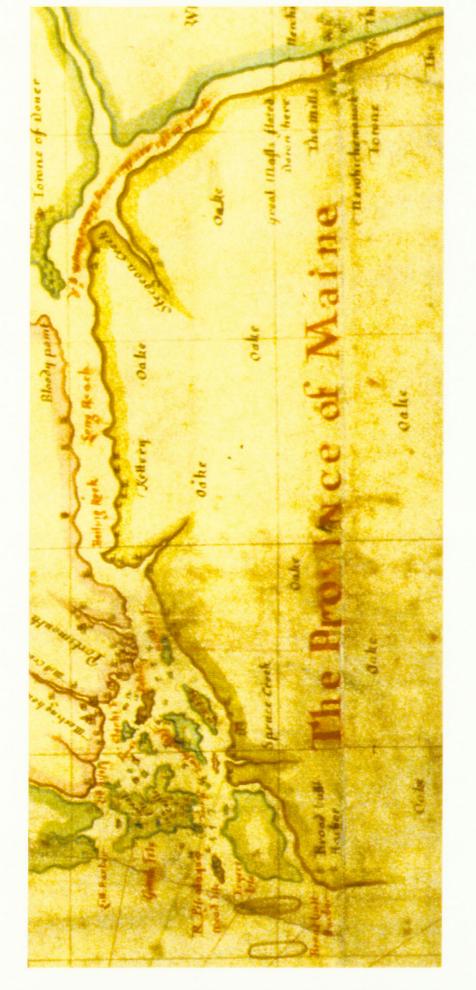
Map No. 2.

A survey of Piscataqua River by I. B.

Manuscript, ca. 1700, attributed to Jonathan Bridger, Surveyor General of the King's Woods.

Public Records Office, Great Britain [C.O. 700 New Hampshire no. 7].





<u>Map No. 3.</u>

Piscataqua River

Manuscript, ca. 1708. Public Records Office, Great Britain, [C.O.700 New Hampshire no. 9].



Map No. 4.

Plan of Piscataqua Harbor with its Branches, the town of Portsmouth with its Environs also the Sea Coast, the Isles of Shoals &c., Surveyed by Mr. James Grant a Deputy Surveyor of Lands for the Northern District of North America under the Direction of Samuel Holland, Esq^r. Surveyor General of the Same.

Manuscript plan by James Grant, 1774. U.K. Hydrographic Office: [A9451].



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Map No. 5.

Plan of Piscataqua Harbor the Town of Portsmouth surveyed and drawn by J. Grant 1774.

[S.l.: s.n., 1774+].

New Hampshire Historical Society: [921.778b P853gr].



Map No. 6.

[New Hampshire - Coast; Portsmouth Harbor Kittery, etc.]

Library of Congress: [New Hampshire - Coast; Portsmouth Harbor Kittery, etc.; 17-- {Holland?}] [Force Map Coll. no. 202]. Negative Photostat.

<u>Map No. 7.</u>

[Portsmouth Harbor]

In G. W. Blunt, *American Coast Pilot*, New York: Edmund and George W. Blunt, 1842. 14th edition.



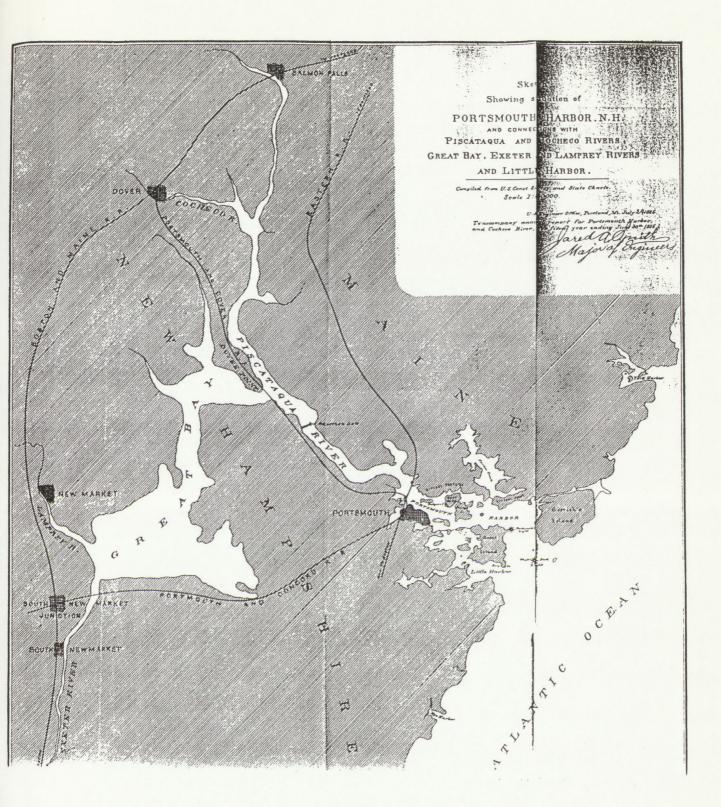


Map No. 8.

Sketch Showing Situation of Portsmouth Harbor, N.H. and connections with Piscataqua and Cocheco Rivers, Great Bay, Exeter and Lamprey Rivers and Little Harbor Compiled from U.S. Coast Survey and State Charts ... June 30th 1886.

H.R. Exec. Doc. No. 49-1, facing 546.



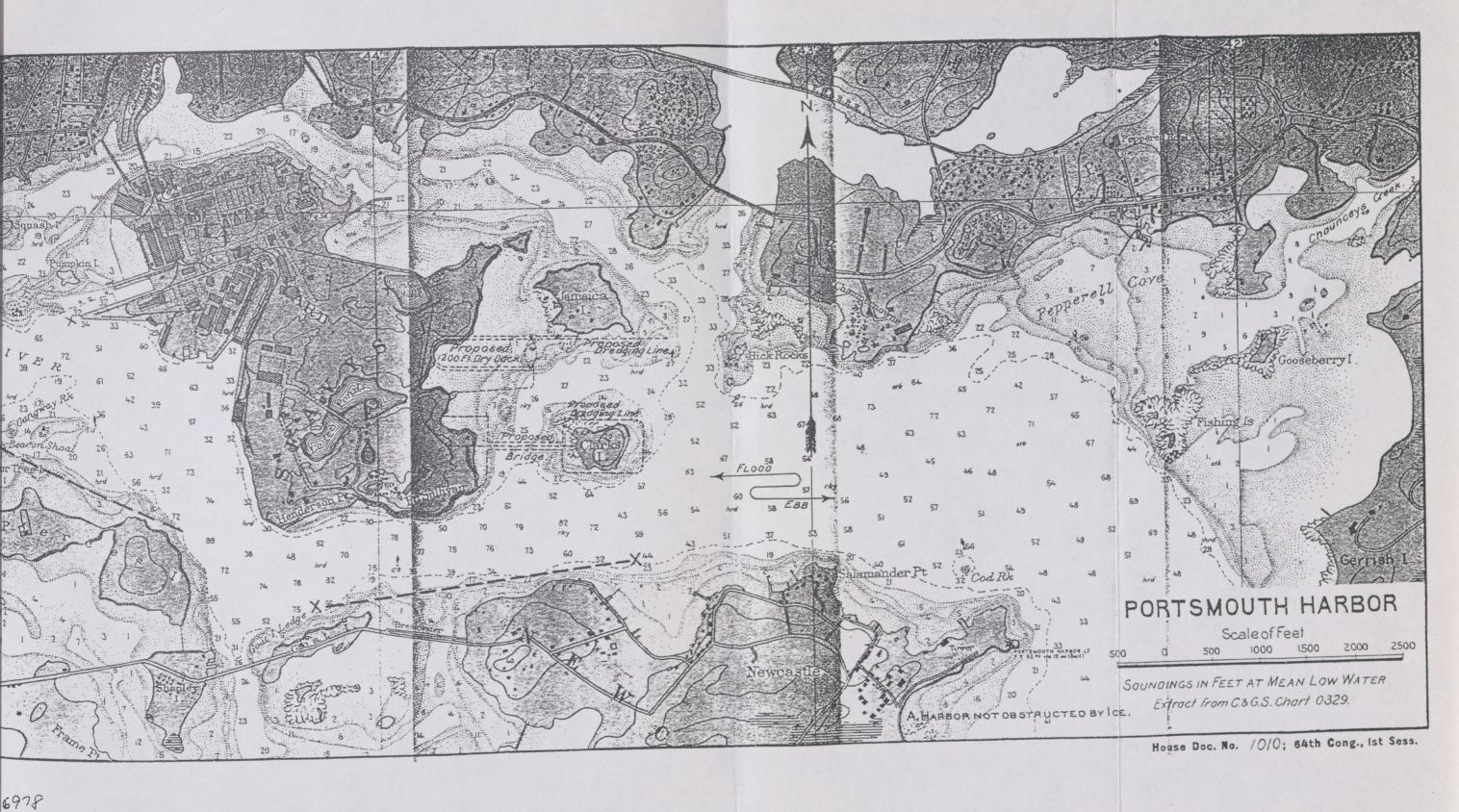




<u>Map No. 9.</u>

Portsmouth Harbor.

H.R. Exec. Doc. No. 64-1010, following 15.



Map No. 10.

United States - East Coast, Maine-New Hampshire, Portsmouth Harbor. U.S.C.&G. #329.

Washington, DC: U.S. Coast and Geodetic Survey, 1945.







UNITED STATES - EAST COAST MAINE AND NEW HAMPSHIRE

PORTSMOUTH HARBOR

Scale $\frac{1}{10000}$

SOUNDINGS IN FEET

| Portsmouth Harbor Lt. | Portsmouth Harbor Lt. | Rean high water | 8.7 ft. | 7.8 ft. | Lowest tide to be expected | -4.0 ft. | -4.0 ft. |

ABBREVIATIONS

Lights: F. fixed; FL flashing; Qk. quick; I. Qk. Interrupted quick; S-L short-long; Occ. occulting: Alt. alternating: Gp. group; W. white; R. red; G. green; m. miles; min. minutes; sec. seconds; ev. every; D. destroyed, to be reestablished; vis. visible; SEC. sector; OBSC. obscured; AERO. aeronautical light. Lights are white unless otherwise indicated.

Buoys: C. can; N. nun; S. spar; REF. reflector; T. B. temporary buoy.

Day beacons: A, white unless otherwise indicated.

C.G. Coast Guard Station; R.Tr. radio tower.

Cl. clay; Co. coral; G. gravel; Grs. grass; M. mud; Rk. rock; S. sand; Sh. shells. bk. black; br. brown; bv. blue; gn. green; gy. gray; rd. red; wh. while; yl. yellow. hrd. hard; rky. rocky; *ft. soft; *tk. sticky.

P.D. position doubtful; E.D. existence doubtful; Obstr. obstruction.

HEIGHTS in feet above mean high water.

AUTHORITIES

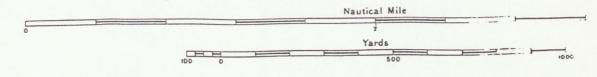
Original surveys 1898 and 1917.

Additions from U. S. Engineers 1944.

Additions from U. S. Navy to 1944 and other sources.

STORM WARNINGS

The U. S. Weather Bureau displays storm warnings at Portsmouth Harbor Light.

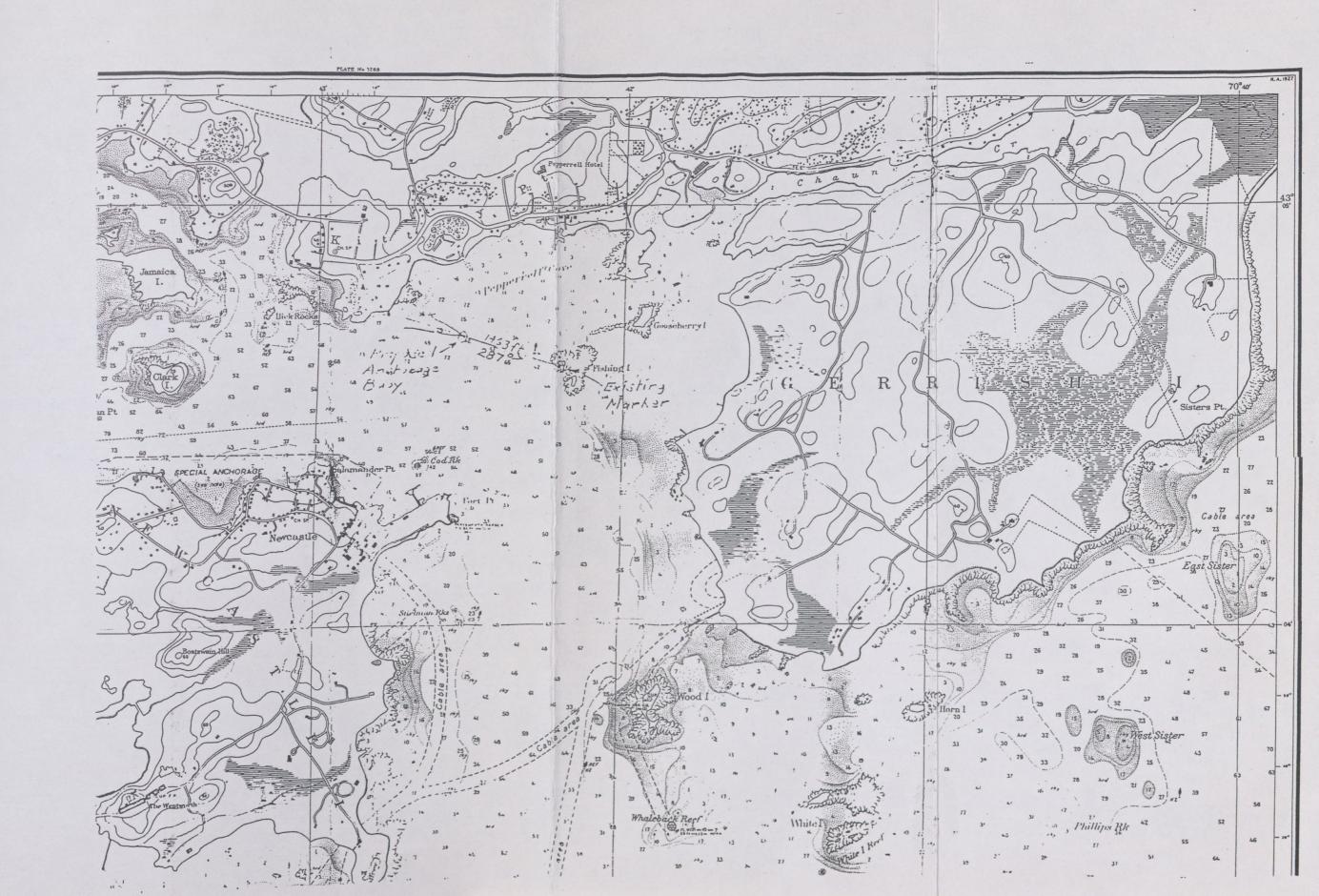


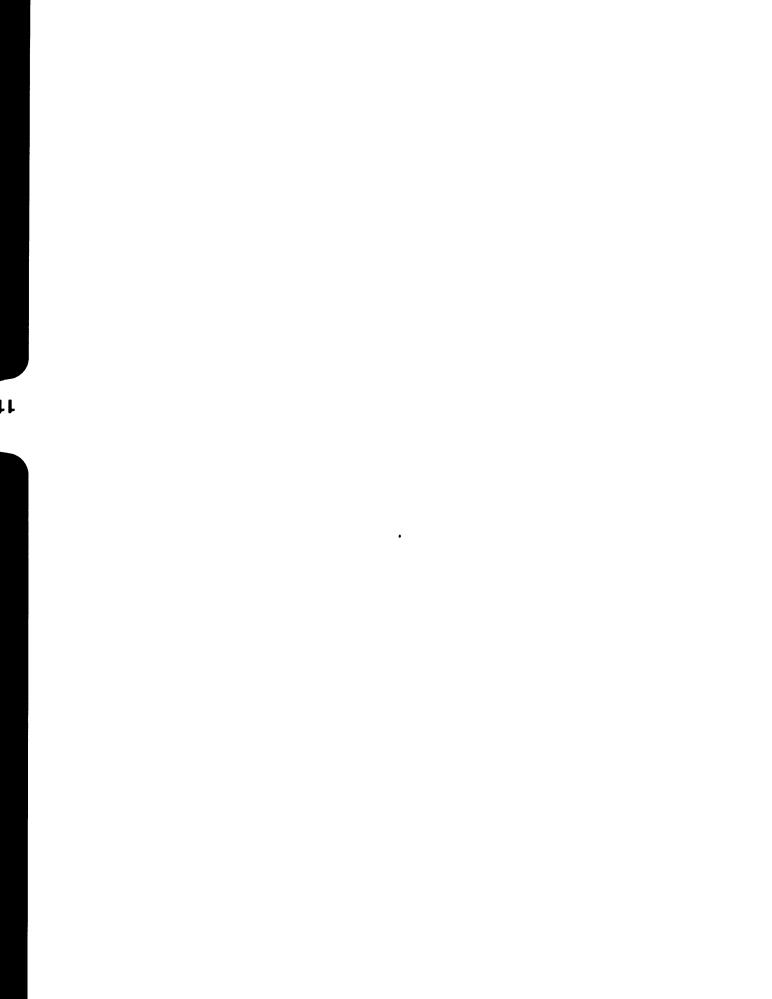
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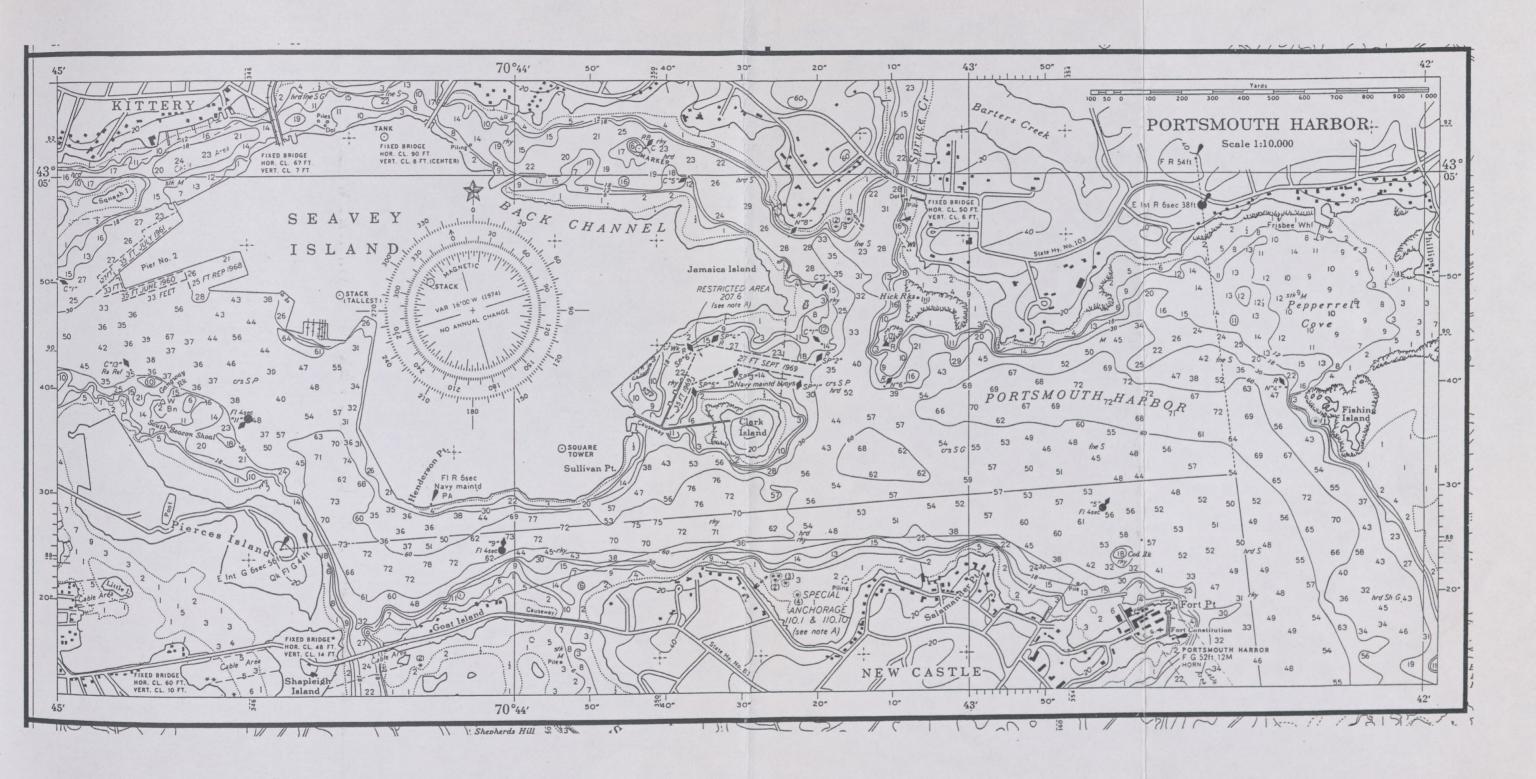
Map No. 11.

United States East Coast: Maine-New Hampshire, Portsmouth Harbor, Cape Neddick Harbor to the Isles of Shoals. Navigational Chart C&GS 211

Washington, DC: Department of Commerce, National Oceanic & Atmospheric Administration National Ocean Survey, 1973.

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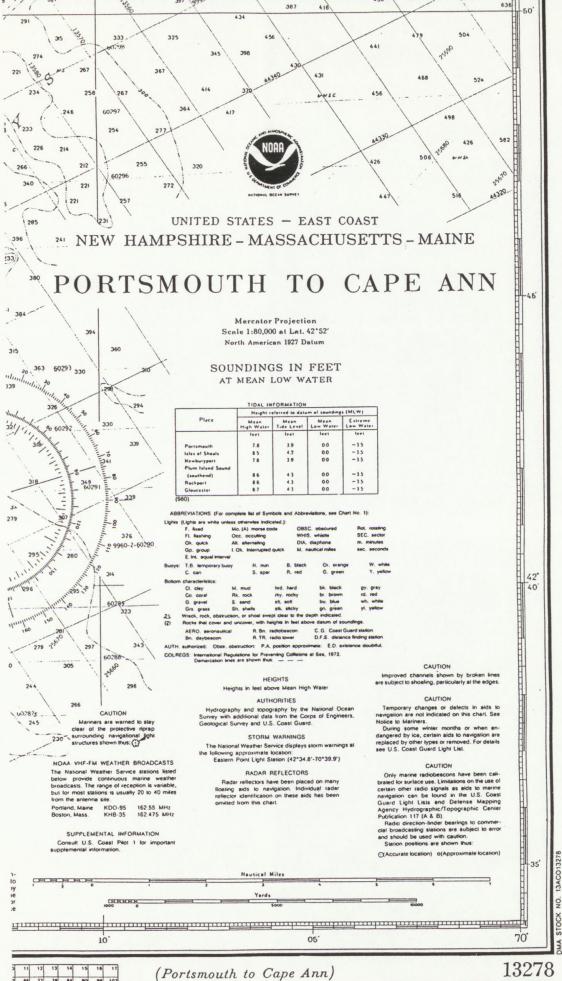


Map No. 12.

United States East Coast: New Hampshire-Massachusetts-Maine - Portsmouth to Cape Ann, Loran C Overprinted. 13278

Washington, DC: Department of Commerce, National Oceanic & Atmospheric Administration National Ocean Survey, 1981.

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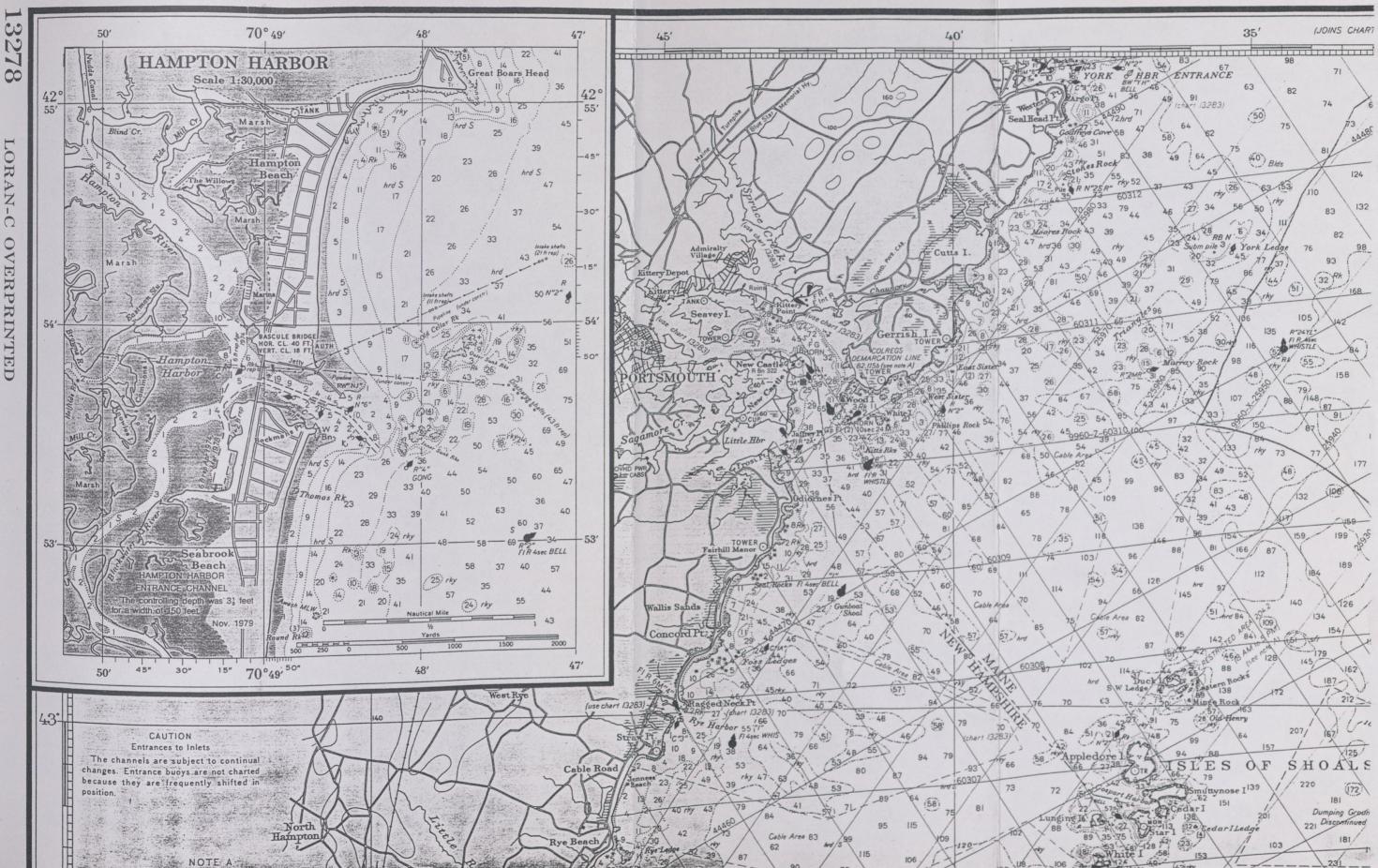
SOUNDINGS IN FEET - SCALE 1:80,000

19 20 21 22 23 24 25 26 27 28 29 30 31

LORAN-C OVERPRINTED



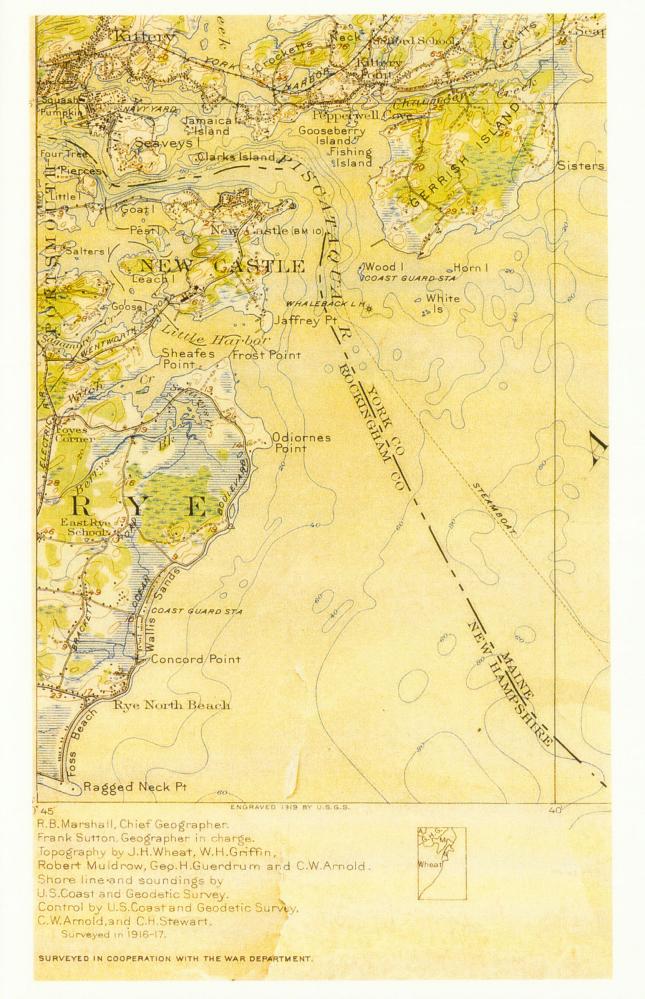
SOUNDINGS IN FEET



Map No. 13.

USGS Topographical Map, Kittery, ME - NH, SW/4 York 15' Quadrangle

Washington, DC: Department of the Interior, U.S. Geological Survey, 1920.

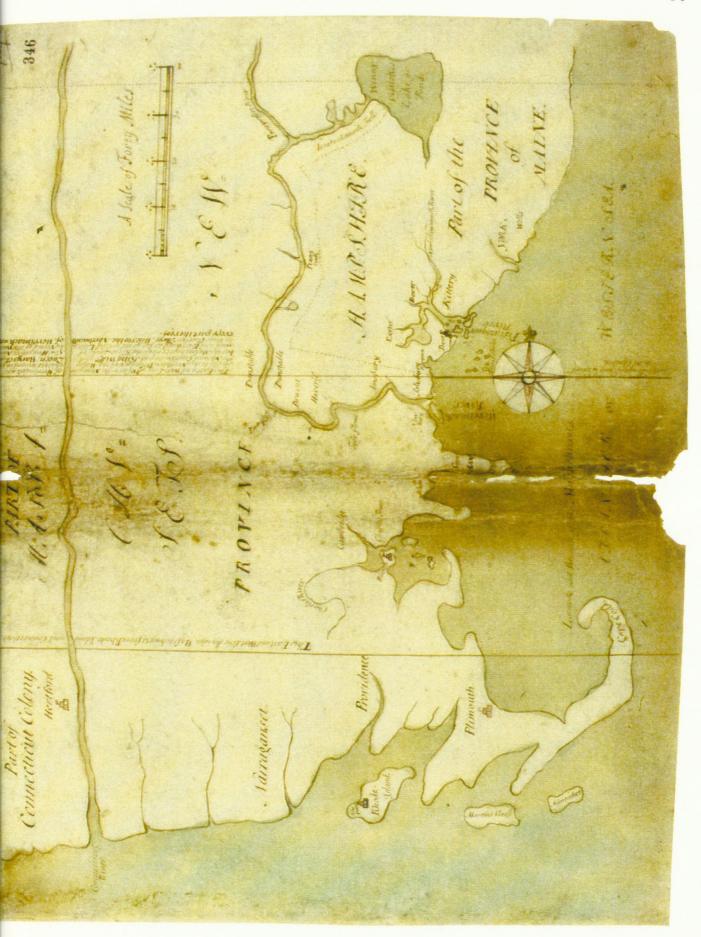


Map No. 14.

Part of New England

This East West Line is 3 Miles to the North ward of Merrimack and should be the Northern Boundary of the Massachusets according to the Natural Construction of King Will^m and Queen Mary's Charter but the Massachusets claim the King's Lands of New Hampshire North ward and East Ward as far as is the prictd Lines by virtue of the Words in their Charter Three Miles to the Northward of the Merrimack and every part thereof. New Hampshire, Massachusetts Bay. Order in Council dated the 9th Inst. reffering to the Board the Petⁿ of Mr. Newman, Agent for New Hampshire, desiring that the boundaries between that Province and the Province of Maine may be settled ... Read Aug^{t.} 30, 1726

Manuscript, ca. 1726. Public Records Office, Great Britain, [C.O.5/869 f. 346] [MPG 19].





Map No. 15.

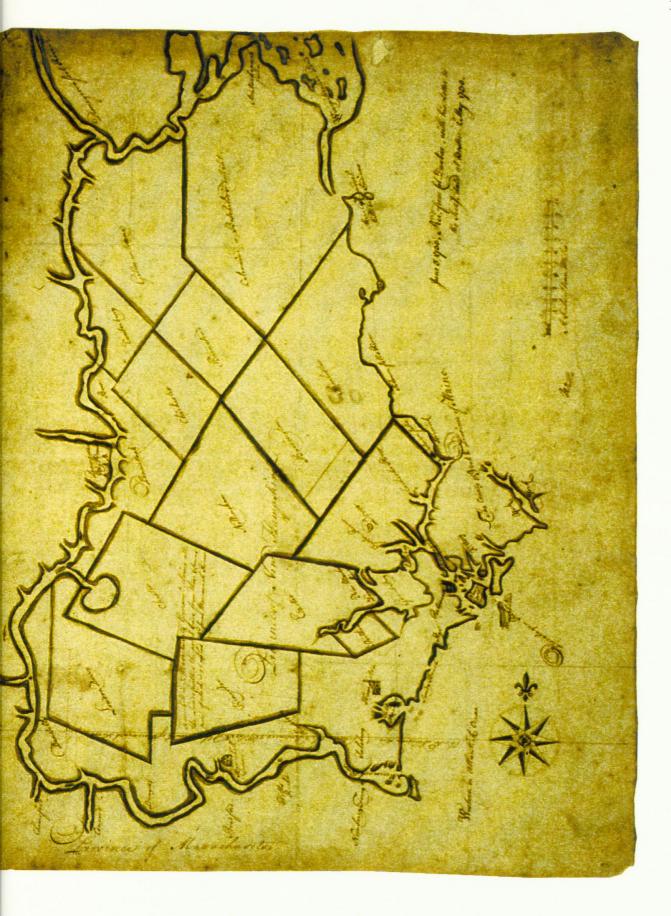
June 5, 1730. Rec^{*d} from Col. Dunbar, with his Letter to the Secr^{*y} dated at Boston 2 May 1730.

Haverhill in the Masachusets Government claims all the Lands within the pricht lines from those towns part of which is 16 miles N from Merrimack River.

Manuscript, ca. 1730.

Dunbar was Surveyor General of the King's Woods in North America. Public Records Office, Great Britain, [C.O. 700 New Hampshire 11].











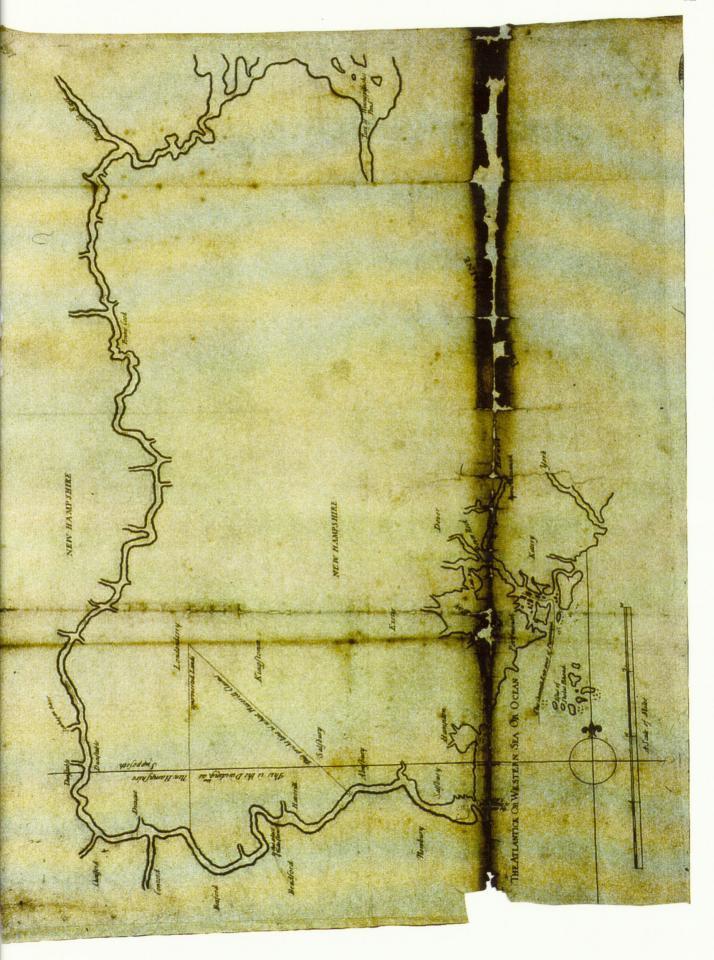


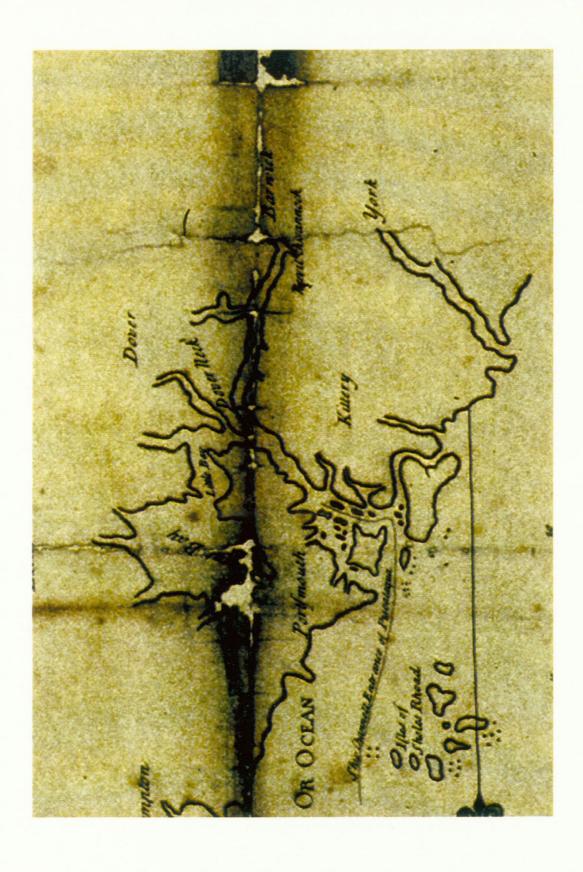
Map No. 16.

[New Hampshire-Massachusetts, Merrimack River]

By the Right Hono^{ble} the Lords of the Committee of Council for Plantation Affairs. His Majesty having been pleased by his Order in Council of the 19th of last Month to refer unto this Committee the humble Petition of John Rindge of His Majestys Province of New Hampshire in America Esq.

Public Records Office, Great Britain, [CO 5/875/84, MPG 363]. (1733)





Map No. 17.

Plan of Rivers and Boundary Lines referred to in the proceeding and judgment to which this is annexed. George Mitchell, surv.

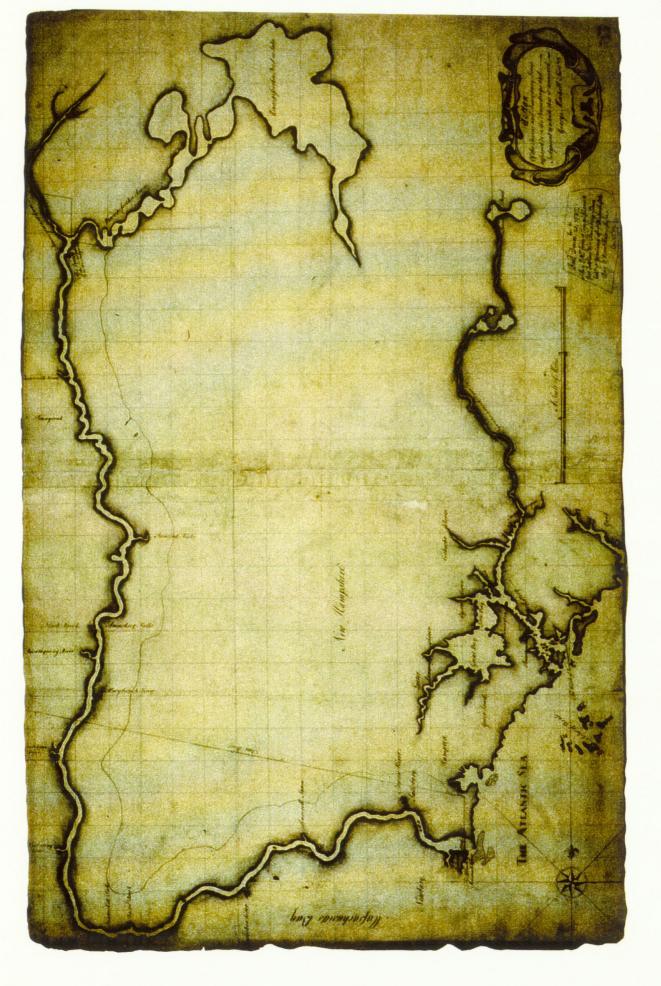
Rec^d December 20th 1737 with a Lett^r from the Commissioners

Manuscript, ca. 1737.

Mitchell was Surveyor of the King's Lands in Nova Scotia.

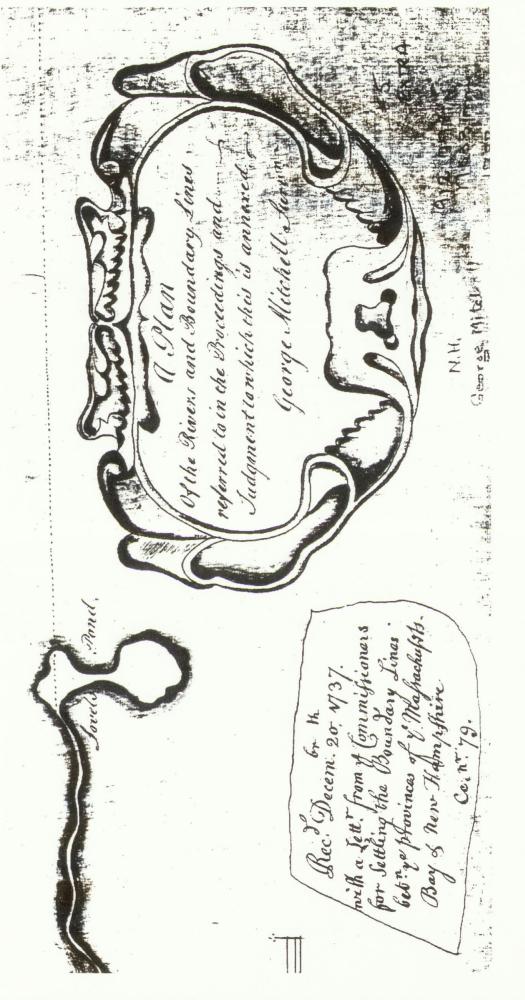
Public Records Office, Great Britain, [C.O. 700 New Hampshire no. 14].

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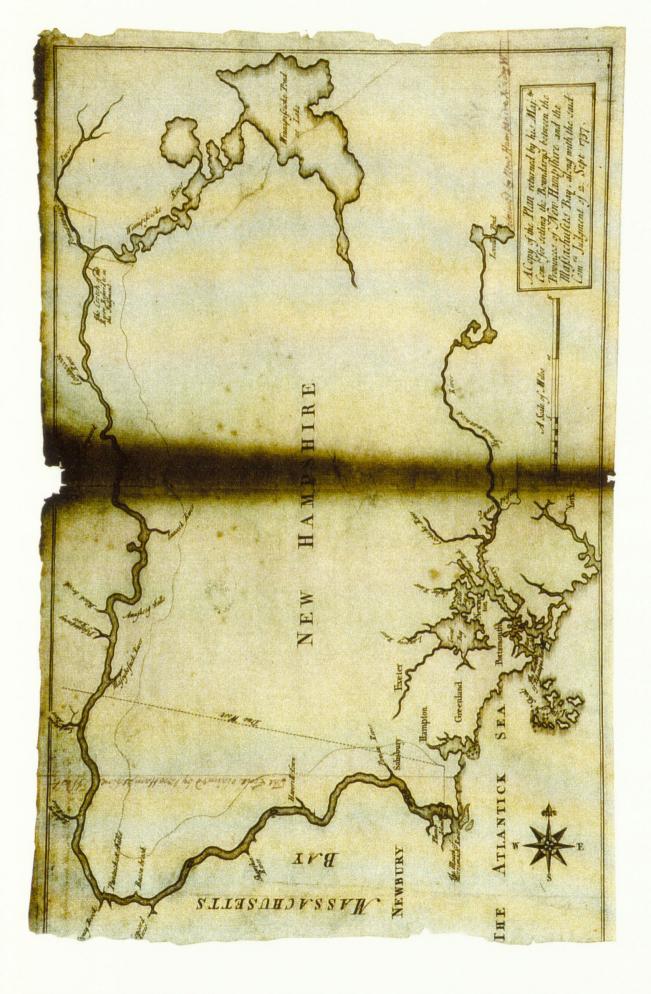


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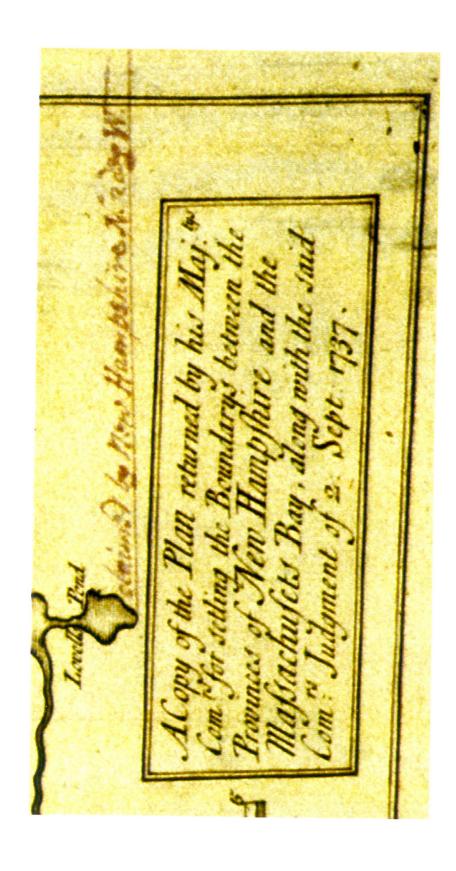
Map No. 18.

Copy of a Plan returned by His Maj "s Com" for settling the Boundarys between the Provinces of New Hampshire and the Massachusetts Bay, along with the said Com" Judgment of 2 Sept. 1737
The Line claimed by New Hampshire West claimed by New Hampshire N. 2 deg. W.

Engraved with manuscript, ca. 1737. Additions. Public Records Office, Great Britain, [C.O. 5/882/E.22] [MPG 140].





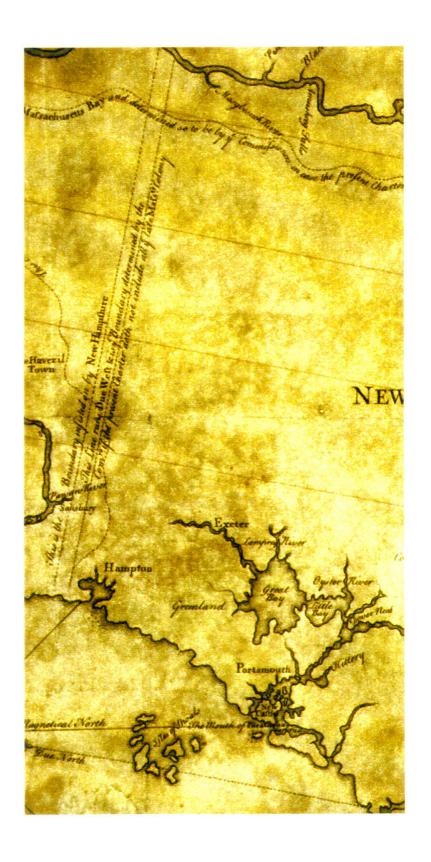


Map No. 19.

Plan of the Rivers & Boundary Lines referred to in the Proceedings & Judgment of the Commissioners for adjusting the Bounds between the Massachusetts Bay and New Hampshire ... By G. Mitchell, Surveyor.

Engraved with manuscript. Additions. London: engraved by W. H. Toms, 1739. Public Records Office, Great Britain, [C.O. 700 New Hampshire no. 15].







Map No. 20.

New England No. 5 [Plan of the boundary between New Hampshire and the northern part of Massachusetts]

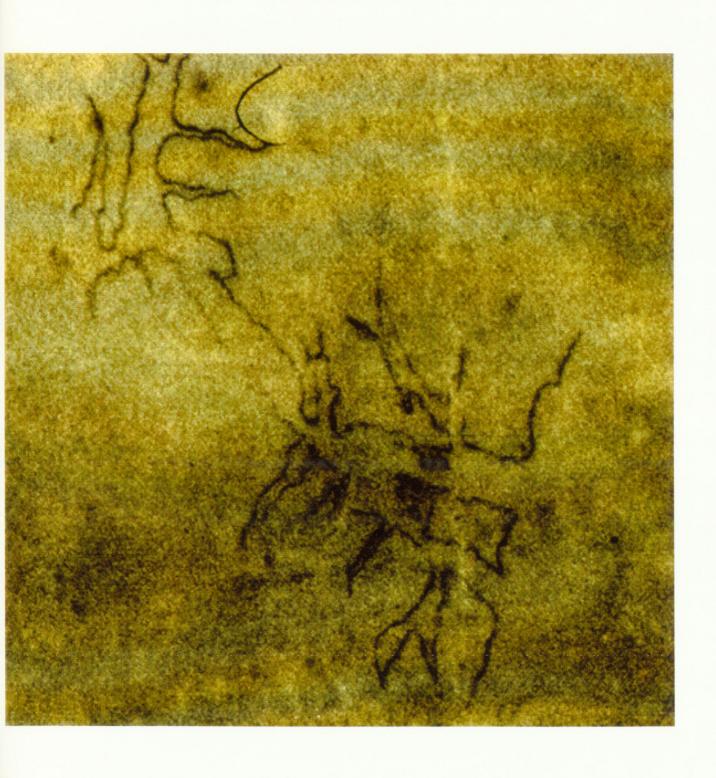
This Plan was made att Newmarket, April 16, 1741. Walter Bryant. Memorandum.

Salmon falls river is planed without allowing for the variation of the Compass But the variation is allowed in the Long Black Line

Province of New Hampshire May 22 1741. Mr. Walter Bryant personally appeared before ... and made ... that this is a true and exact ... of part of one of the divisional boundaries between ... for the Province of New Hampshire ... Massachusetts Bay ... Made by him according to the best of his ... with remarks. Sworn before Richard Waldron ...

Manuscript plan by Walter Bryant, surveyor, per order of Gov. Jonathan Belcher. Public Records Office, Great Britain, [C.O. 700 New Hampshire no. 17].





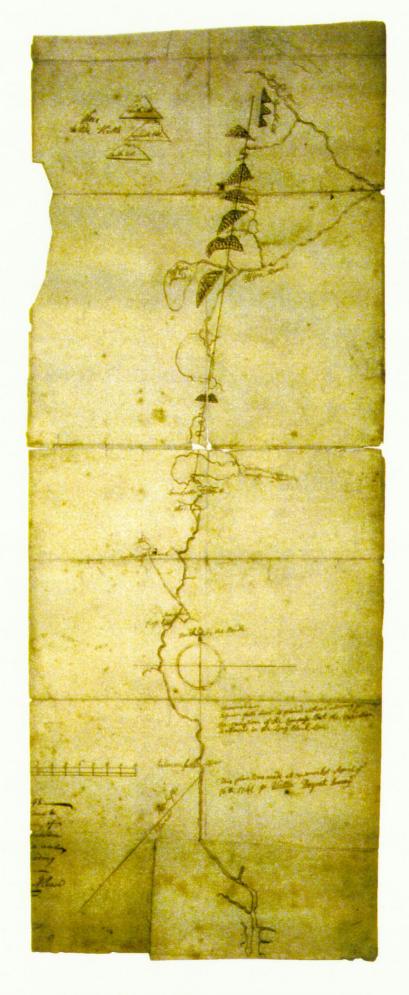


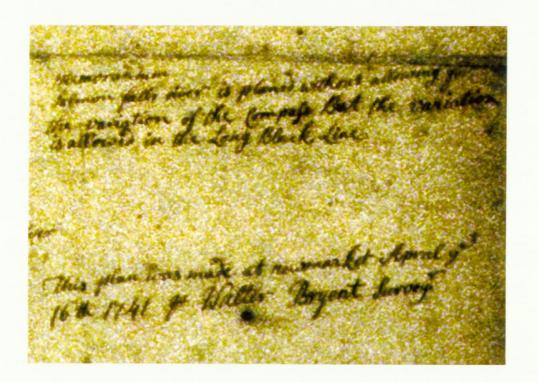
Map No. 21.

[Plan of the boundary between New Hampshire and the northern part of Massachusetts] This Plan was made att Newmarket, April 16, 1741. Walter Bryant. Memorandum.

Salmon falls river is planed without allowing for the variation of the Compass But the variation is allowed in the Long Black Line

Manuscript plan by Walter Bryant with slight variations in non-essential elements from the above plan. Part of the paper containing Waldron's endorsement is missing. N.H. State Archives: [Maps of the Masonian Property, Vol. 5, p. 71].



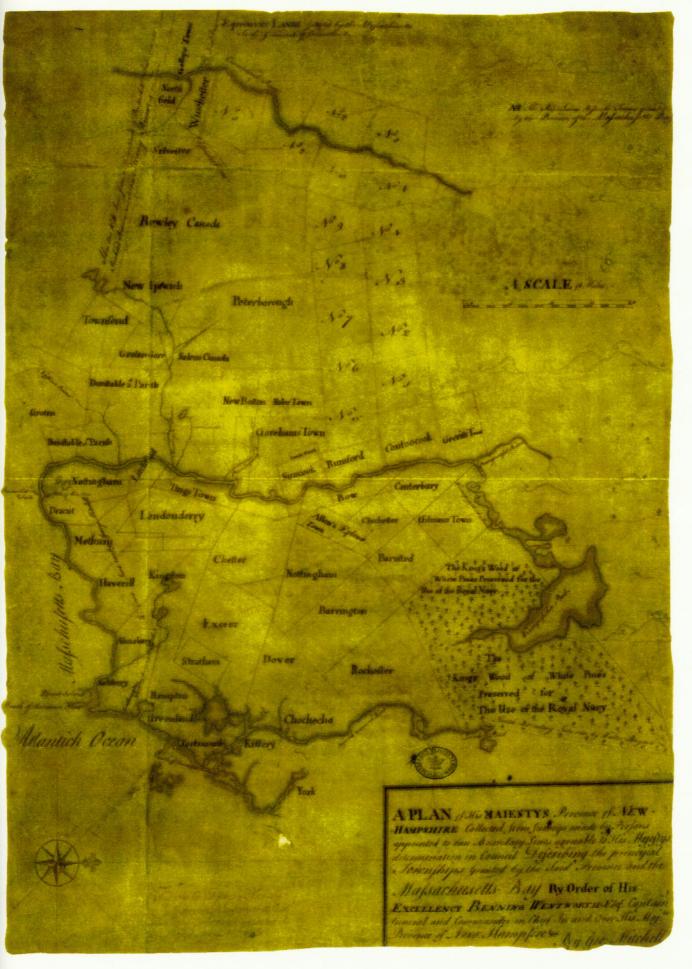


Map No. 22.

Plan of His Majesty's Province of New Hampshire collected from surveys made by persons appointed to run boundary lines agreeable to His Majesty's determination on Council Describing the Principal Townships Granted by the Said Province and the Massachusetts Bay By Order of His Excellency Benning Wentworth Esq. Captain General and Commander in Chief and Over His Maj^{vs} Province of New Hampshire. By George Mitchell

Manuscript, ca. 1745. Public Records Office, Great Britain, [C.O. 700 New Hampshire no. 18].





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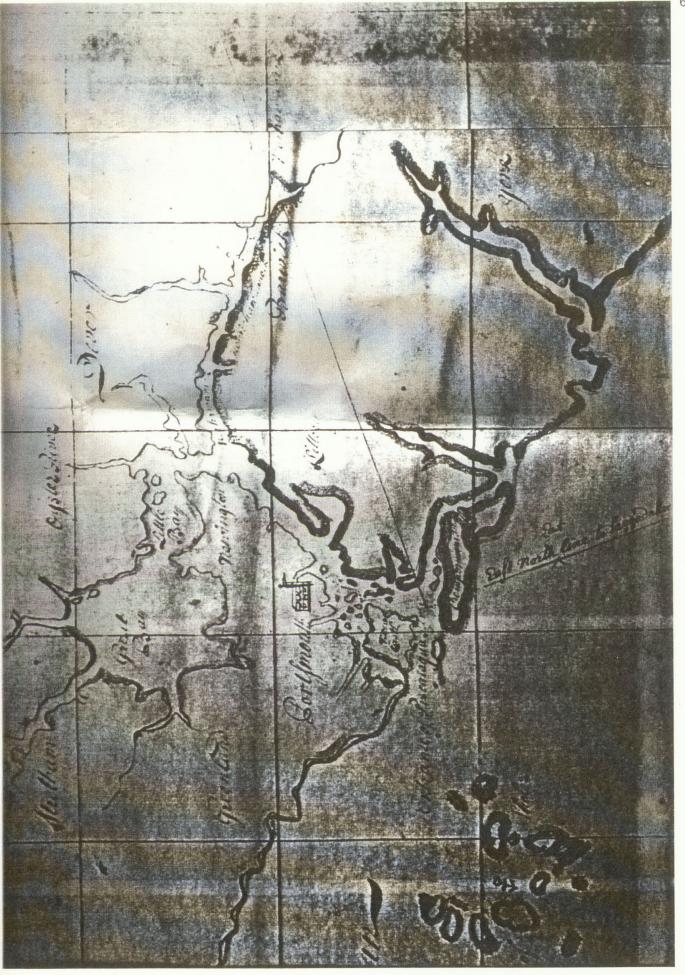
Map No. 23.

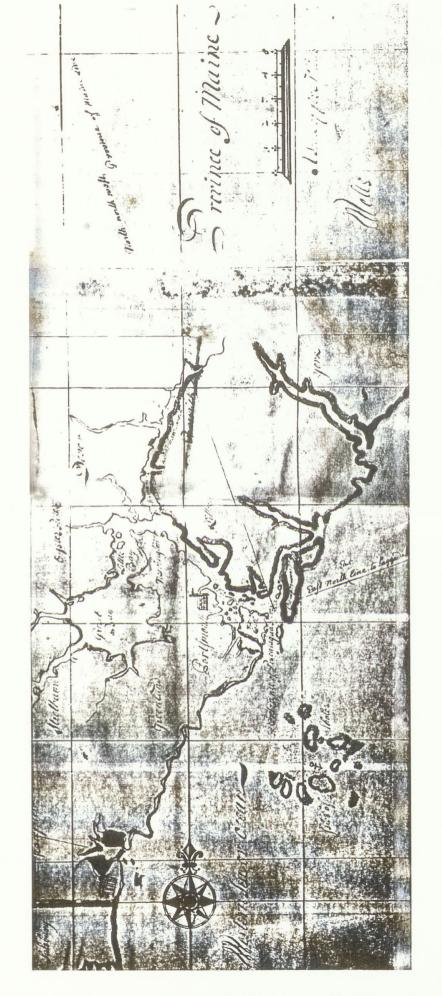
Draught of that parte of the Province of New Hampshire that lies to the Eastward of the River [Accatuckenuck] from out of Winnipissiokee Pond. And the River Pimegowassel and other rivers that empty themselves down Merrymack River. Drawn by James Jeffry, May the 2nd 1720.

North north west Province of Main Line East North East Line to Saggadaho[c]

Manuscript, ca. 1720.

Library of Congress: [New Hampshire (eastern); 1720; Jeffry; Photostat copy from the Public Record Office, Great Britain, N.H. #10, copy 2].





Map No. 24.

Eastern Limits of the Province of Main by Charter 120 Miles. N. 5 W. This Line Settled by Commissioners in 1741.

Manuscript, ca. 1779. Public Records Office, Great Britain: [CO 217/54/211 (MPG 216)]. Photocopy.

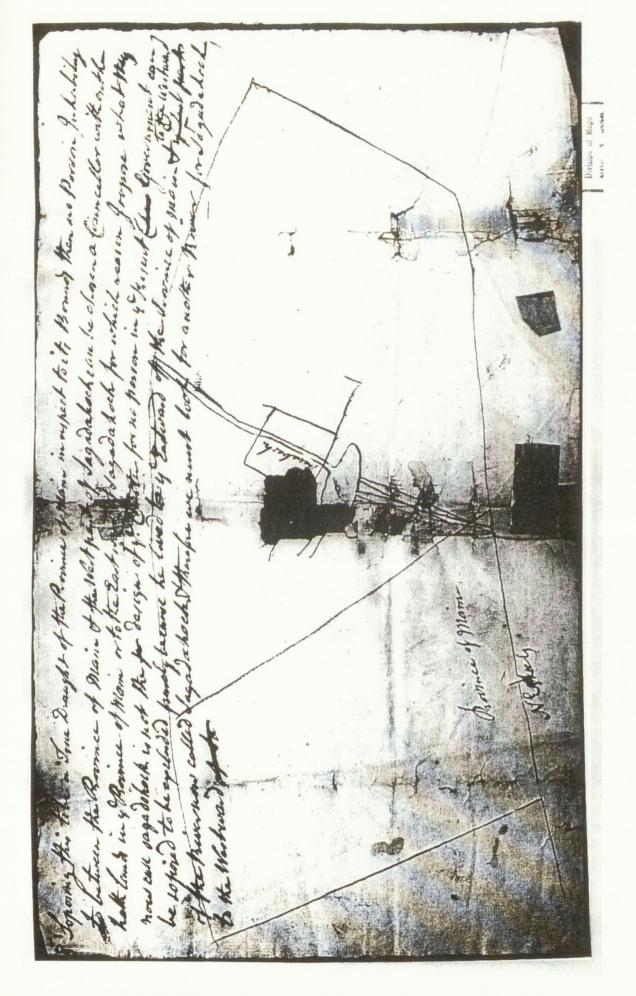
Map No. 25.

Supposing this to be a True Draft of the Province of Maine in respect to its Bounds then no Person Inhabiting to between the Province of Maine & the West point of Sagadahock can be chosen a Councellor without he hath land in the Province of Maine or to the East ward of Sagadahock for which reason I supose what they now call sagadahock is not the design of the Charter for no person in the present Government can be soposed to be excluded purely because he lived to the Eastward of the Province of Maine & to the Westward of the River now called Sagadahock & therefore we must look for another River for Sagadahock to the Westward

Manuscript, ca. 1770.

Library of Congress: [Maps: Maine; (Sagadahock area and "Prov. of Maine"

boundaries) [17--] Photostat Pos. = Neg. of MS in Maine Hist., Soc.].



Map No. 26.

Barwick October 25 1763 we the subscribers being Imployed by the Commis "s of the Province of Mass" Bay to take a Survey of the Ponds & Branches of Salmon Fall River above or North of a new Town called Lebanon have surveyed the same as Described & marked on this Plan. James Gowan James Warren Jun" Surveyors.

Province of ye Mass 's Bay York Oct' 19 1763 The above named James Gowen & James Warren Jun' were sworn to the above Service Benj' Lincoln & Peace

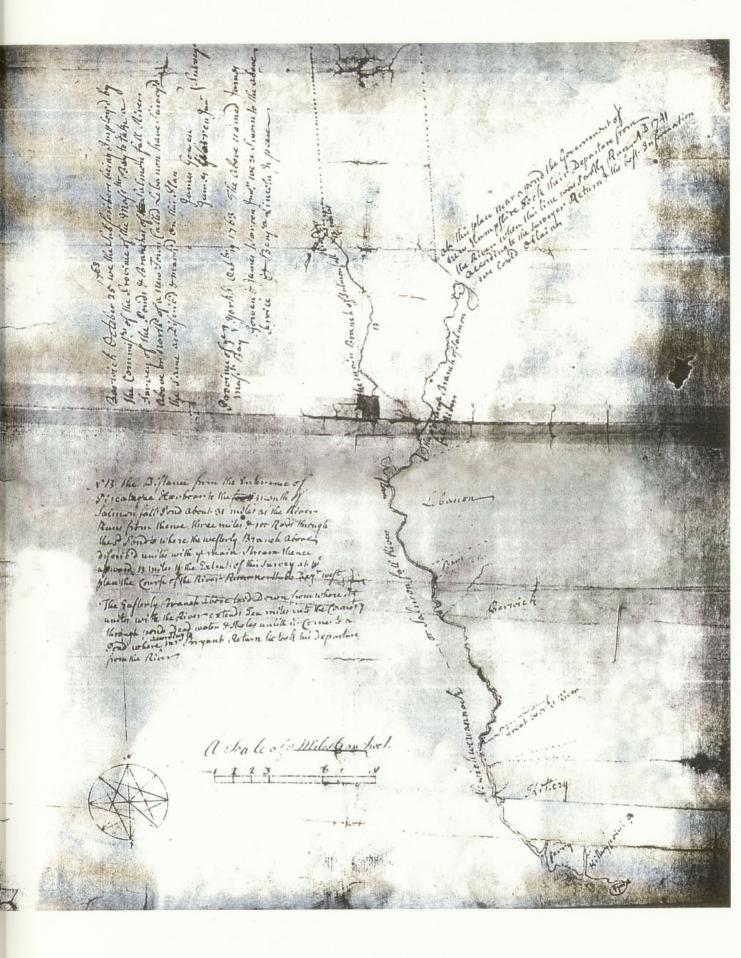
NB the distance from the entrance of Piscataqua Harbour to the mouth of Salmon Falls Pond about 31 miles as the River runs from thence three miles & 100 Rods through the s^{rd} pond to where the westerly Branch above descib dunites with the main (stream?) thence upward 13 miles to the Extent of this Survey ... place the course of this River Run north 60 deg west.

The Easterly Branch above laid down from where it unites with the River extends Ten miles into the Country through ponds Dead water & sholes until it comes to a Pond where according to Mr. Bryant return he took his departure from the River. At this place near a Pond the Government of New Hampshire took their Departure from the River when this line was Partly run AD 1741 according to the Surveyor Return & the best information we could obtain.

Manuscript, ca. 1763.

Library of Congress: [Maps: Maine; York (county) (West boundary of Lebanon, Shapleigh etc. twps. with New Hampshire). Maine Historical Society]. Photocopy.

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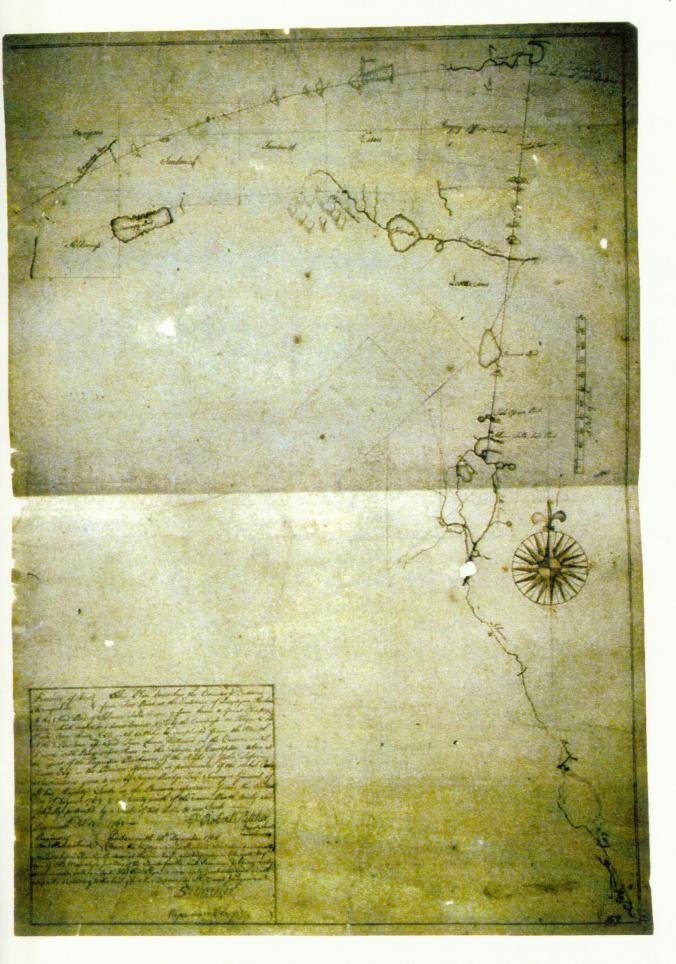


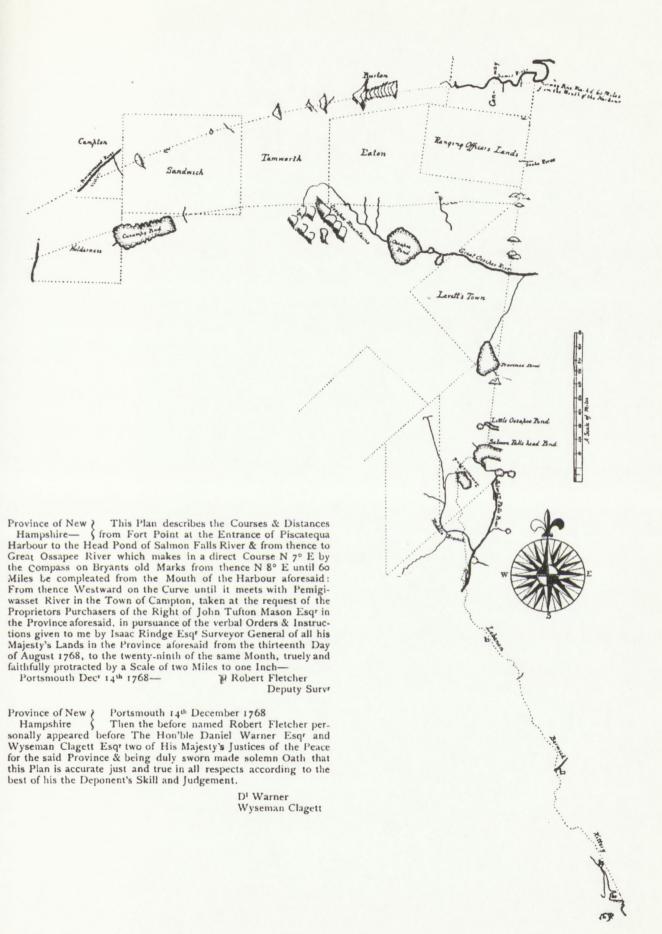
Map No. 27.

This plan describes the courses + distances from Fort Point at the entrance of Piscataqua Harbour to the head pond of Salmon Falls River + from thence to Great Ossapee River which makes in a direct course N 7 east by the compass on Bryants old marks. Thence N 8 East until sixty miles be completed from the mouth of the harbour aforesaid. From thence westward on the curve until it meets with Pemigiwasset River in the Town of Campton. Taken at the request of the proprietors purchasers of the right of John Tufton Mason, Esq. in the Province aforesaid. In pursuance of the verbal orders + instructions given to me by Isaac Rindge, Esq. Surveyor General of all his majesty's lands in the Province aforesaid from the 13th day of August 1768 to the 29th day of the same month. Truly + faithfully protracted by a scale of two miles to one inch. Robert Fletcher, Deputy Surveyor. December 14, 1768.

Manuscript, ca. 1768.

N.H. State Archives: [Maps of the Masonian Property, Vol. 5, pp. 62-3]. Copied and transcribed.

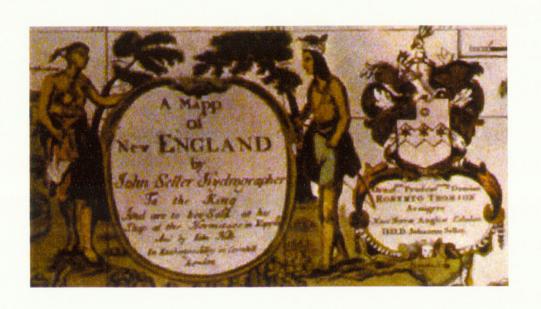


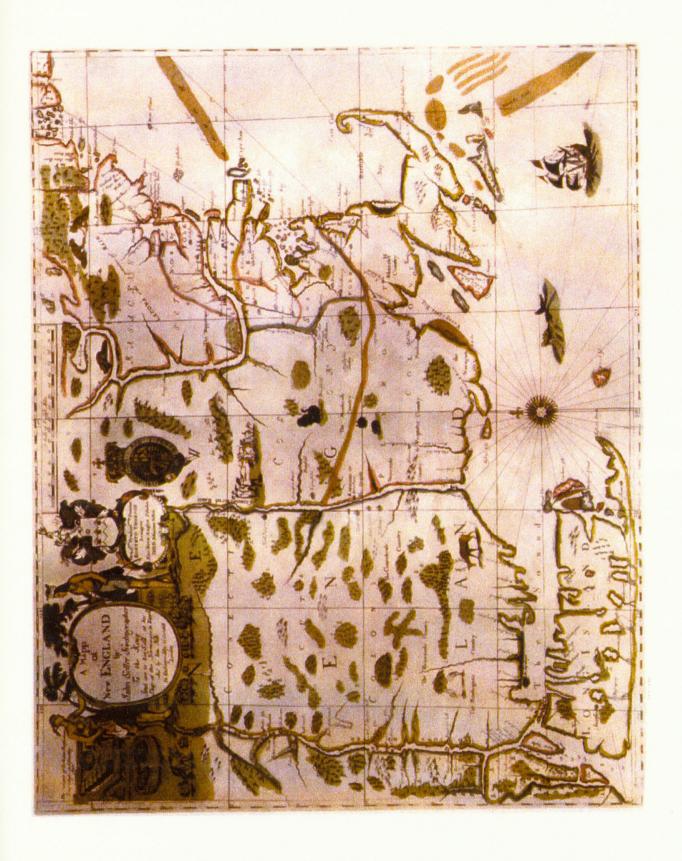


Map No. 28.

Mapp of New England by John Seller Hydrographer to the King And are to bee Sold at his Shop at the Hermitage in Wapping And by Iohn Hills in Exchange Alley in Cornhill London.

[London: John Seller, ca. 1675]; facsimile, New Haven: Yale University Press, 1973.



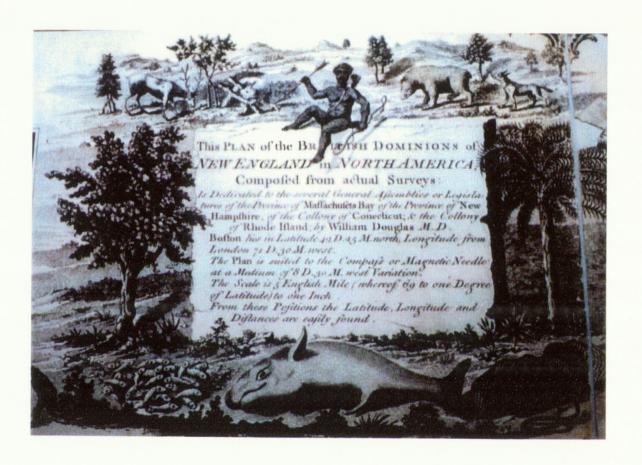




Map No. 29.

Plan of British Dominions of New England in North America composed form Actual Surveys: is Dedicated to the several General Assemblies or Legislatures of the Province of Massachusetts Bay of the Province of New Hamphire, of the Collony of Connecticut; & the Collony of Rhode Island; by William Douglas M.D.

[London: s.n., 1753]. Dr. Douglas's book, Summary, Historical and Political Of the first Planting, progressive Improvements, and present State of the British Settlements in North America (Boston: Daniel Fowle, 1751) was designed to be the companion text to his manuscript map, published posthumously by his family.







Note. The different Governments are distinguished by Colouring . Viz!

The Province of Massachusets Bay and Province of Main, Green. Colony of Conecticut Tellow. Colony of Rhode Island, Blue. Province of New Hampshire, Red.

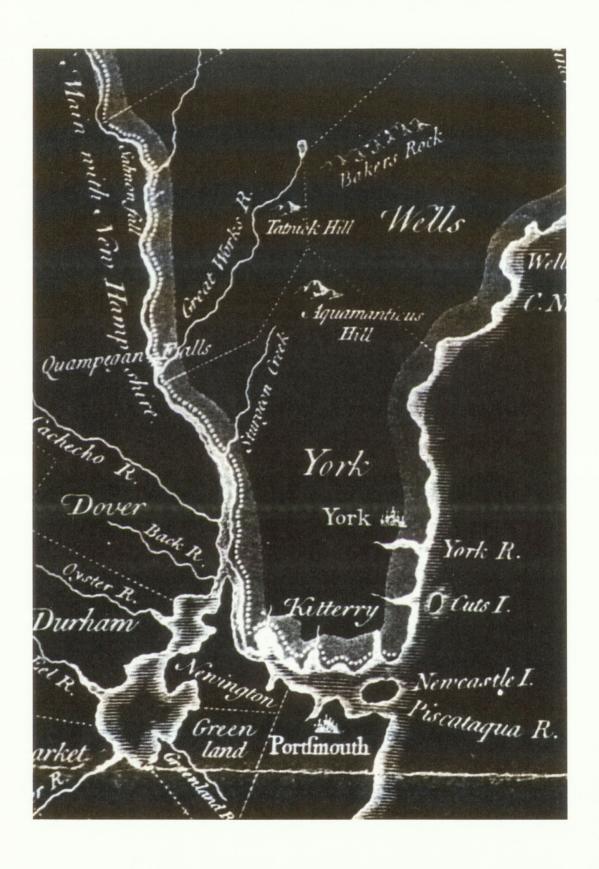
Published by the

Executors of D. William Douglas of Boston in

New England, from his Original Draught.

Engraved by R.W.Seale.



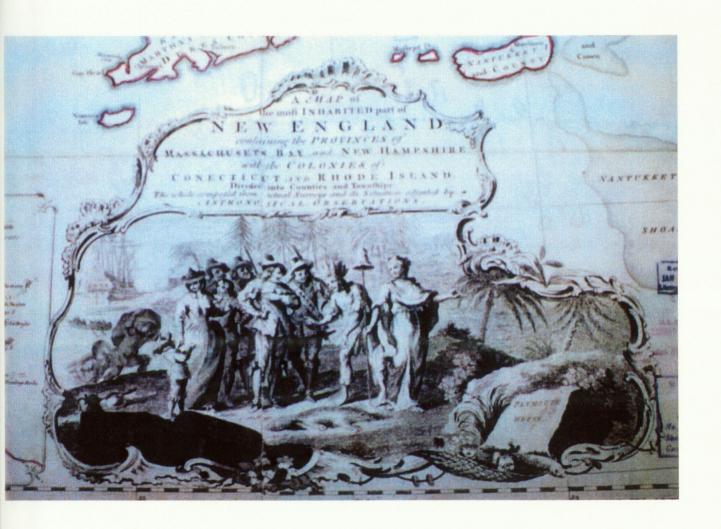


Map No. 30.

Map of the Most Inhabited Part of New England containing the Provinces of Massachusetts Bay and New Hampshire with the Colonies of Konektikut and Rhode Island, Divided into Counties and Townships: the whole composed from Actual Surveys and its Situation adjusted by Astronomical Observations.

London: Published according to an Act by Thomas Jefferys Geographer to Prince of Wales, Nov. 29th, 1755.









Konektikut is taken chiefly from the Survey of Gardner and Kellock made in 1737

The Malsachulets and Rhode Hland divisions, from particular Surveys, Plans and Charts.

New Hampshire from the Surveys of Mitchell and Haz .

zen in 1750 . especially this last .

The Coast from Cape Elizabeth Eastward and the River Kennebek from the Survey made by order of Governor

Shirley in 1754.

Long Island New York Harbor, and Course of Hudson's River, to Lydius or Nichelions Fort, are laid down from very large and particular Surveys with that of Hazzen and others.

Wood Creek with St Sacrament and part of Champlain

Lake, from a French Survey .

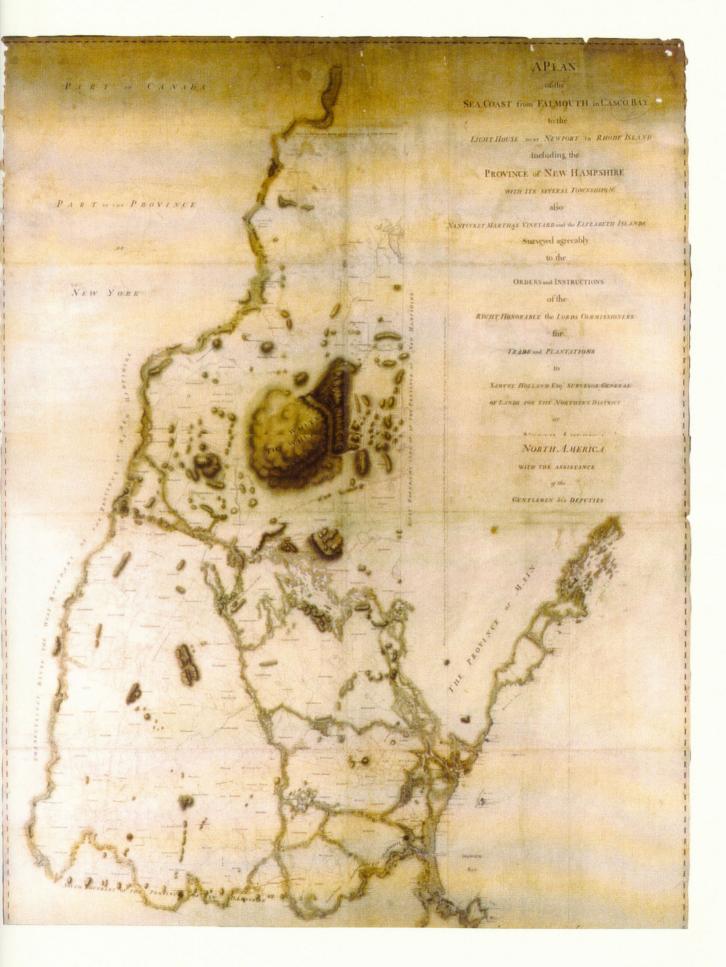
The Lands granted by Massachusets Bay Province to the Province of New Hampshire are distinguished by Pupile



Map No. 31.

Plan of the Sea Coast from Falmouth in Casco Bay to the Light House near Newport in Rhode Island Including the Province of New Hampshire with its several townships & also Nantucket Martha's Vineyard and the Elizabeth Islands Surveyed agreeably to the Orders and Instructions of the Right Honourable the Lords Commissioners for Trade and Plantations to Samuel Holland, Esq. Surveyor General of Lands for the Northern District of North America with the assistance of the Gentlemen his Deputies.

Manuscript, ca. 1774. U.K. Hydrographic Office: [A9353].



Map No. 32.

Topographical map of the State of New Hampshire surveyed under the Direction of Samuel Holland, Esq.

[S.l: s.n., 1794].

New Hampshire Historical Society: [912.778 H737 1794].

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Map No. 33.

New Map of New Hampshire by Jeremy Belknap, 1791.

[S.l.]: S. Hill, 1791.





Map No. 34.

State of New Hampshire Compiled chiefly from actual Surveys.

Drawn by B. Tanner. [New York]: John Reid, [1796].

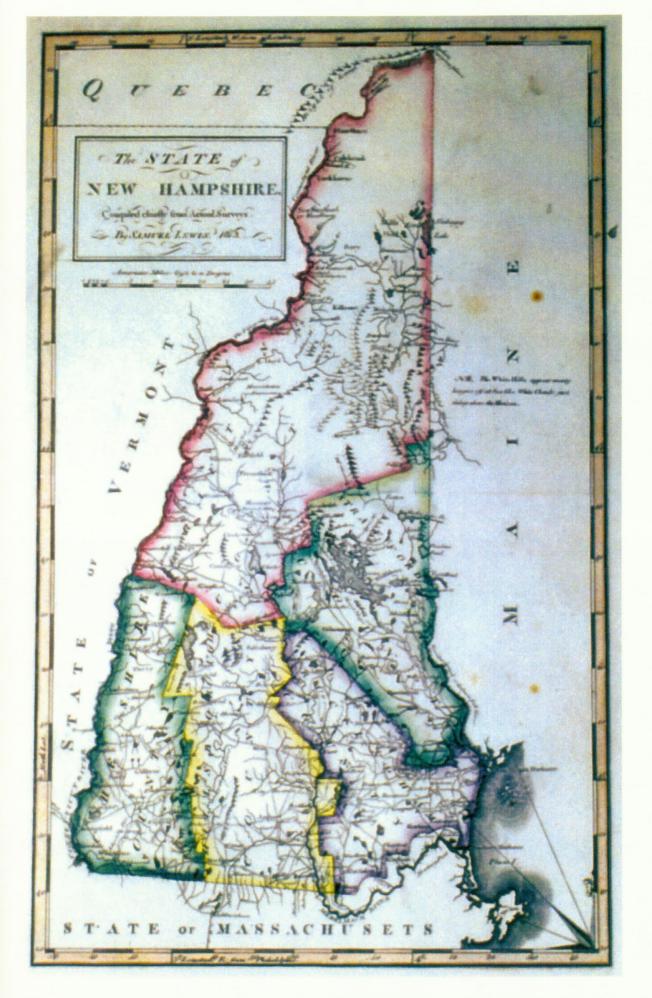


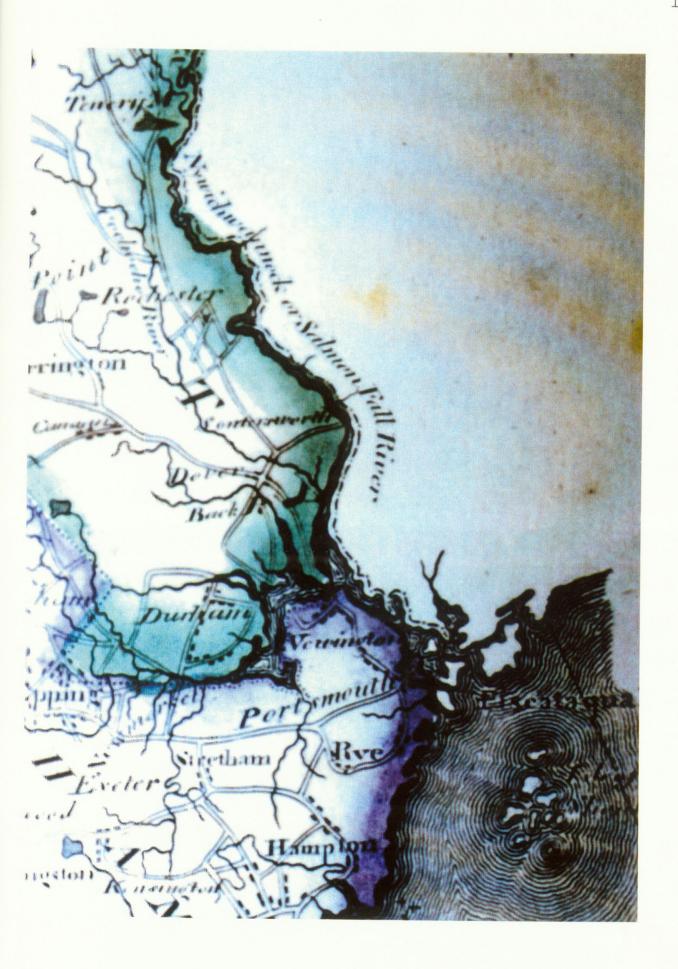


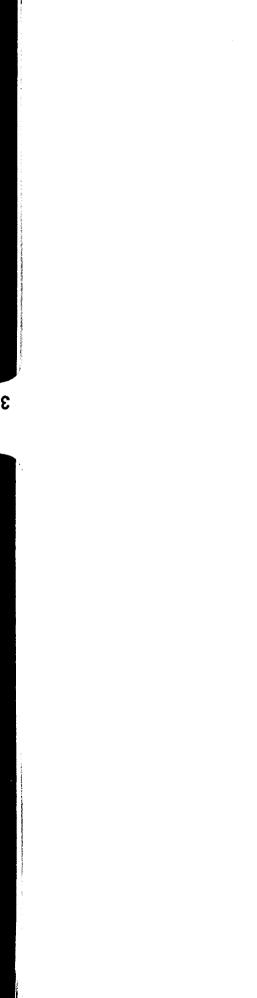


Map No. 35.

State of New Hampshire compiled from actual surveys By Samuel Lewis, 1813 [Philadelphia?]: [s.n.], 1817. In Samuel Lewis Atlas.



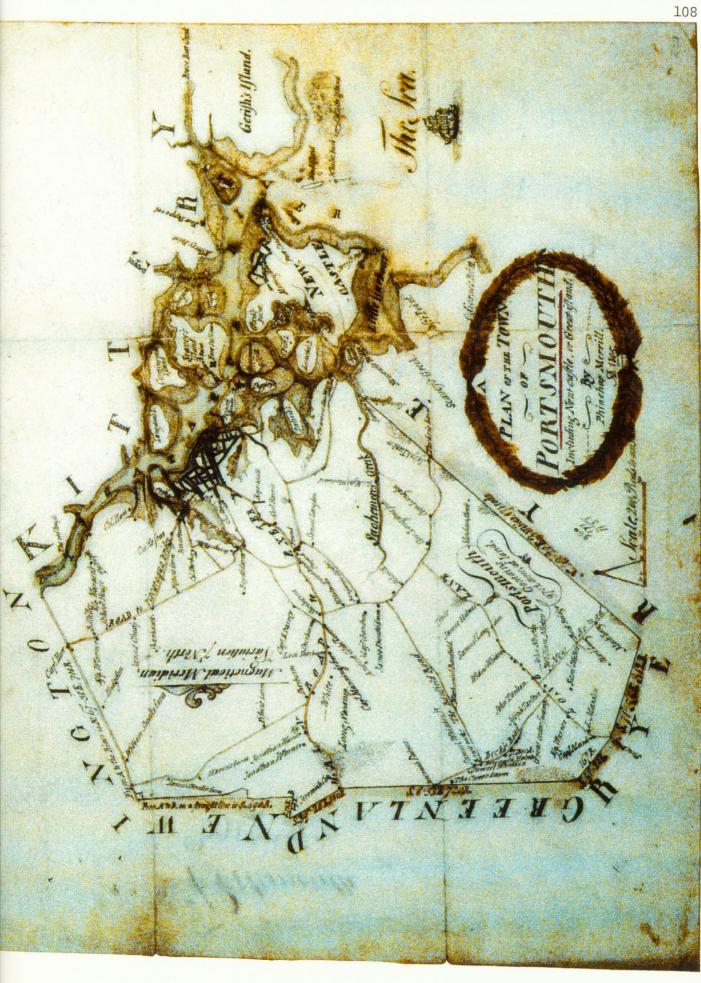




Map No. 36.

Plan of Town of Portsmouth Including New-Castle, or Great Island

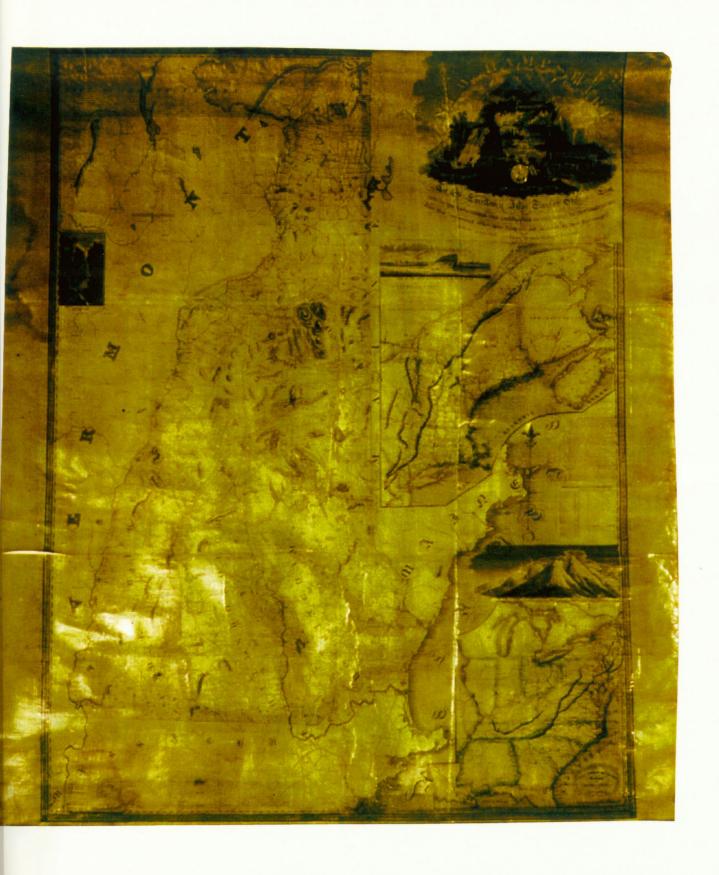
Manuscript plan by Phinehas Merrill. N.H. State Archives: [Carrigain Map Papers: New Hampshire Town Plans, Vol. 3, p. 33, #232]. See 7 N.H. Laws 249 (1803).

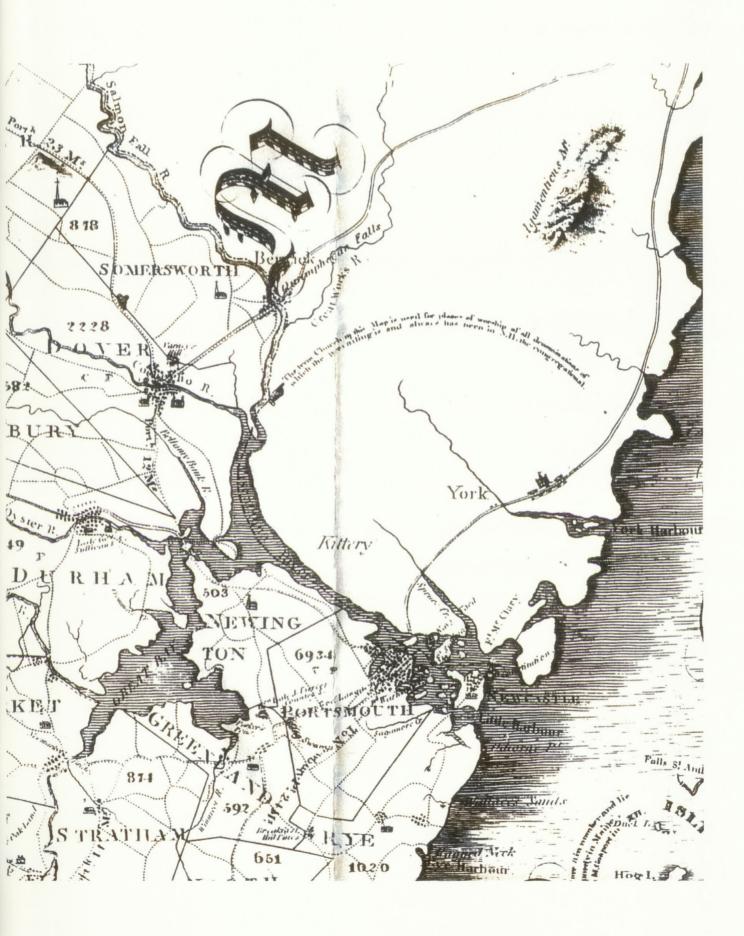


Map No. 37.

Map of the State of New Hampshire from actual surveys made by order of the General Court

Philip Carrigain, del. [S.l.: [s.n.], 1818. See 7 N.H. Laws 540 (1806). New Hampshire Historical Society: [912.788 C316v].







Map No. 38.

New Hampshire Drawn Expressly for the Town Atlas of the State of New Hampshire.

Boston: D. H. Hurd Co., 1892.

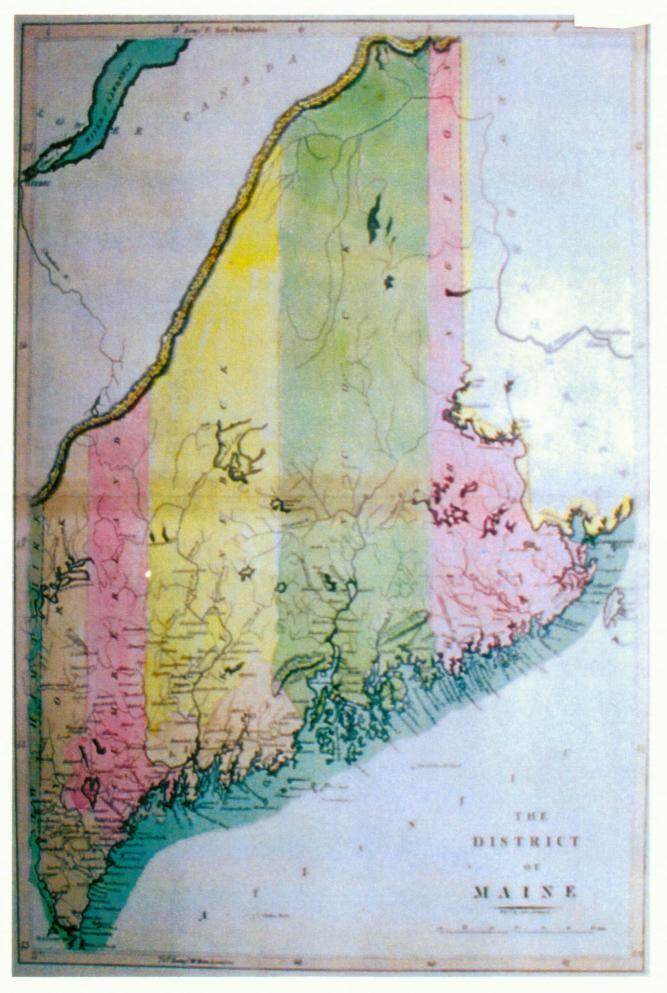




Map No. 39.

District of Maine

John G. Warnicke. [S.l.]: [s.n.], [n.p.]. Library of Congress Maps: [Maine; [181-]; 1:1,350,000; Warnicke, John G.].





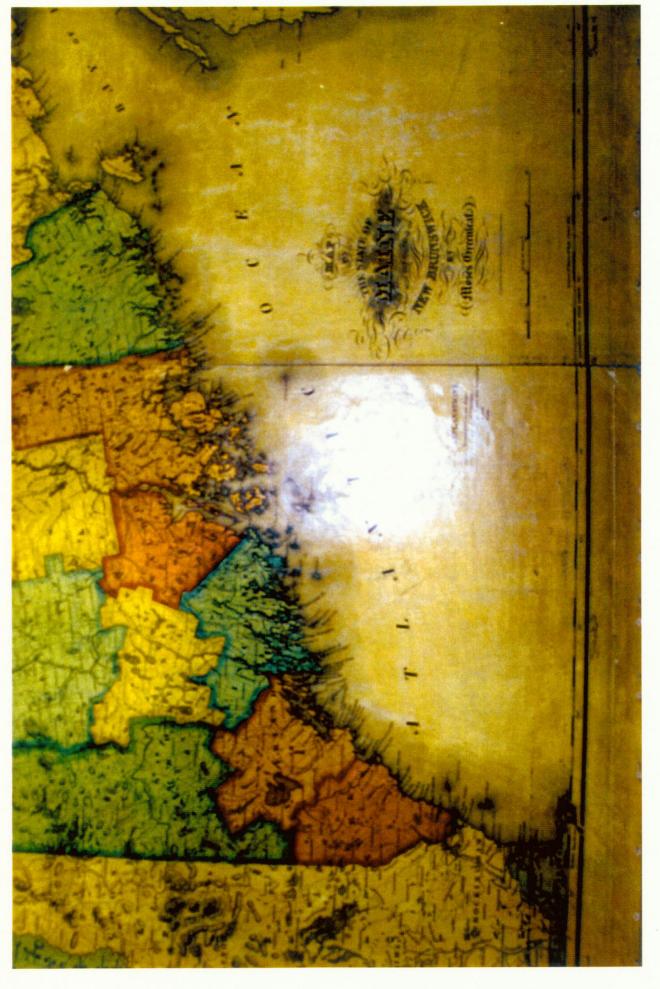


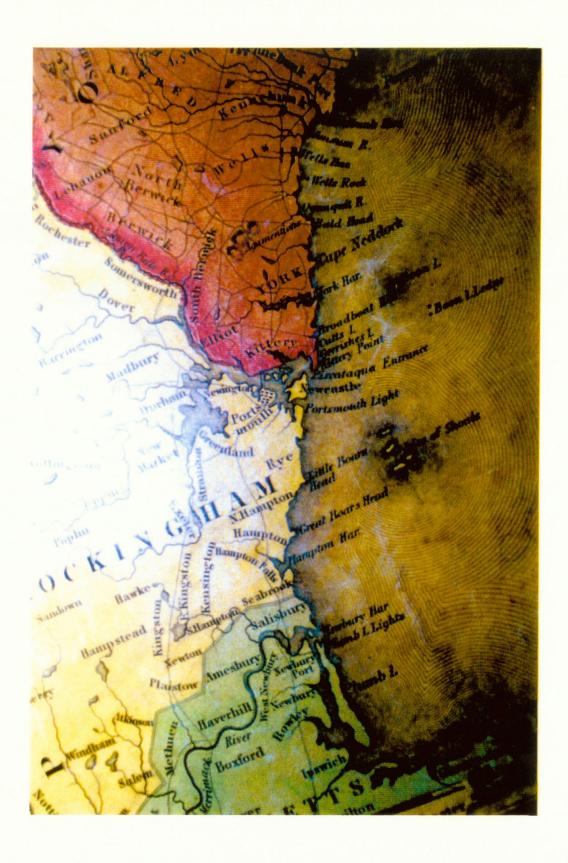
Map No. 40.

Map of Principle Original Grants & Sales of Land; and Map of the State of Maine with the Province of New Brunswick by Moses Greenleaf.

Portland: Shirley and Hyde, 1829.



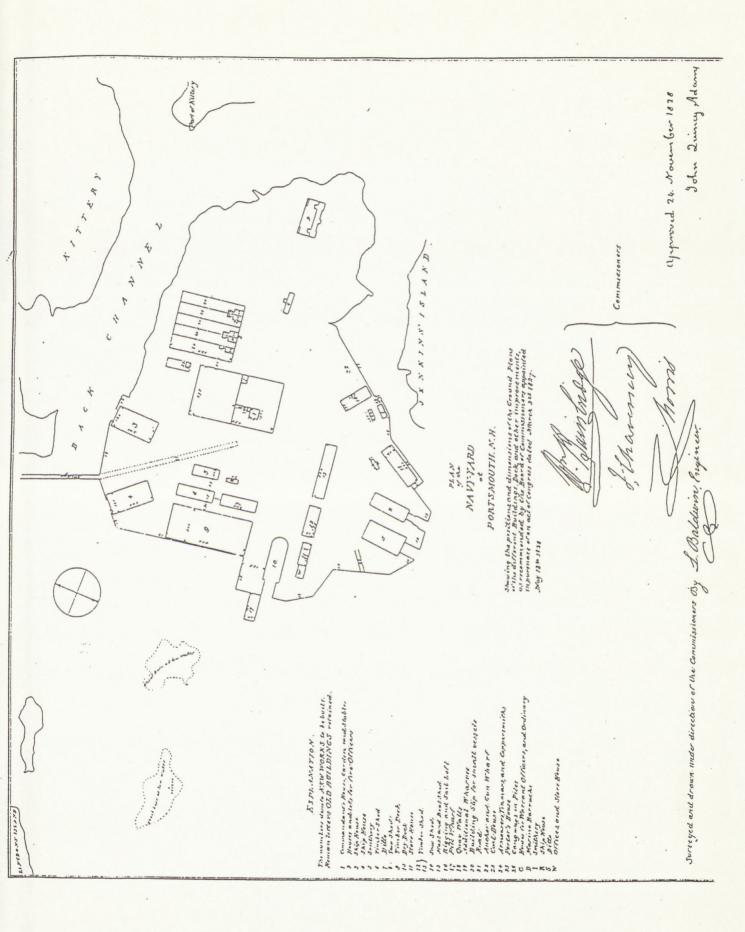




Map No. 41.

Plan of the Navy Yard at Portsmouth, N. H., showing the positions and dimensions of the Ground Plans of the different Buildings, Dock, and other improvements as recommended by the Board of Commissioners appointed in pursuance of an At of Congress dated March 3rd, 1827. May 13th, 1828.

Drawn under direction of the Commissioners by L. Baldwin, engineer. Signed by Bainbridge, Chauncey, Morris, Commisioners, and approved by President John Quincy Adams, November 24, 1828.

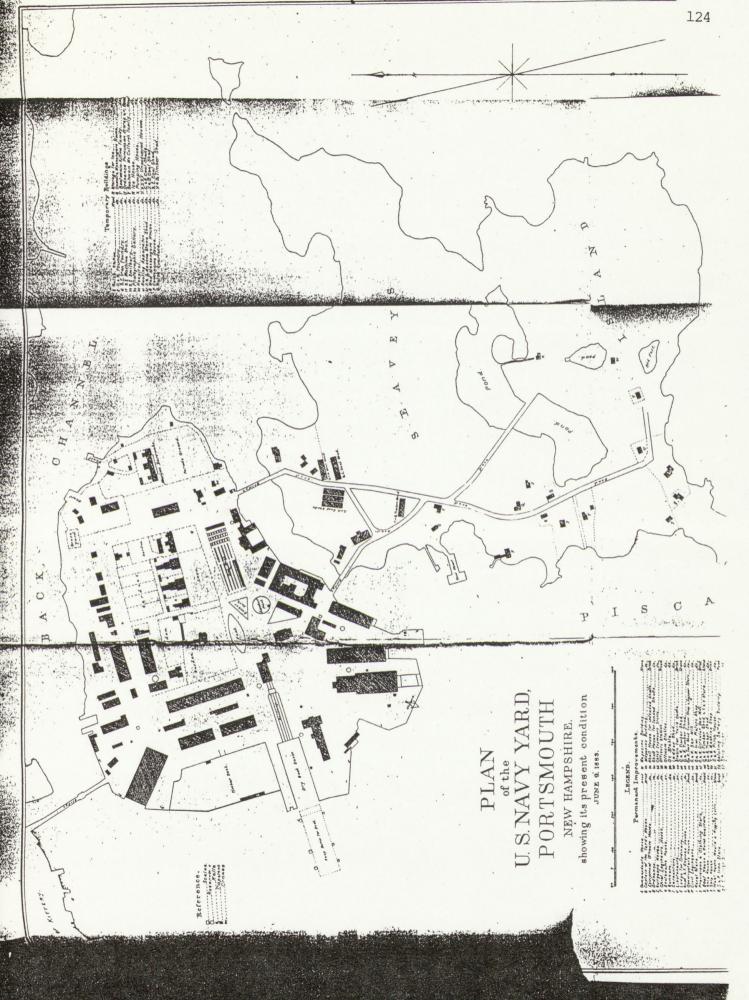


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Map No. 42.

Plan of the U.S. Naval Shipyard, Portsmouth, New Hampshire showing its present condition June 9, 1883.



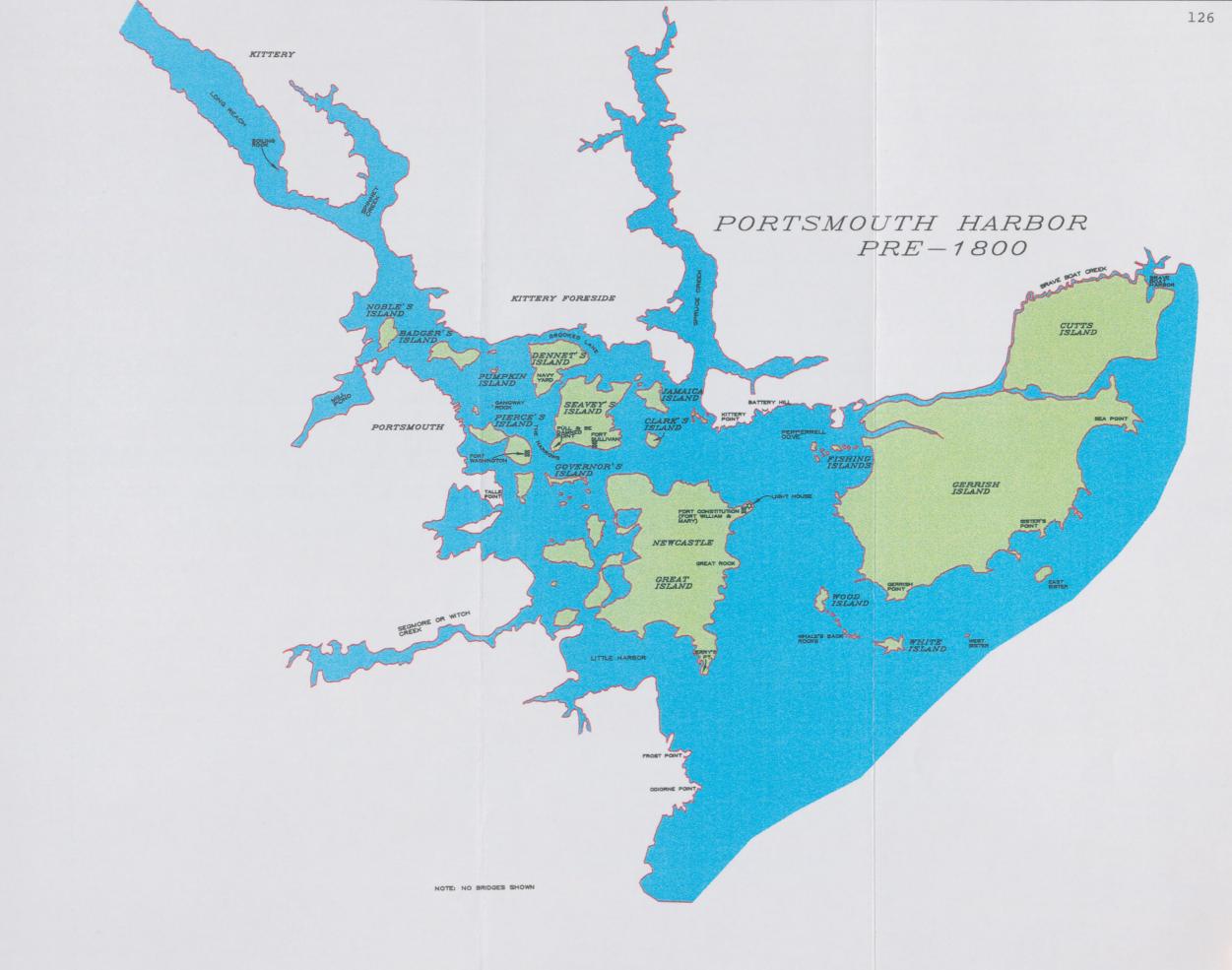


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Map No. 43.

Portsmouth Harbor Pre-1800

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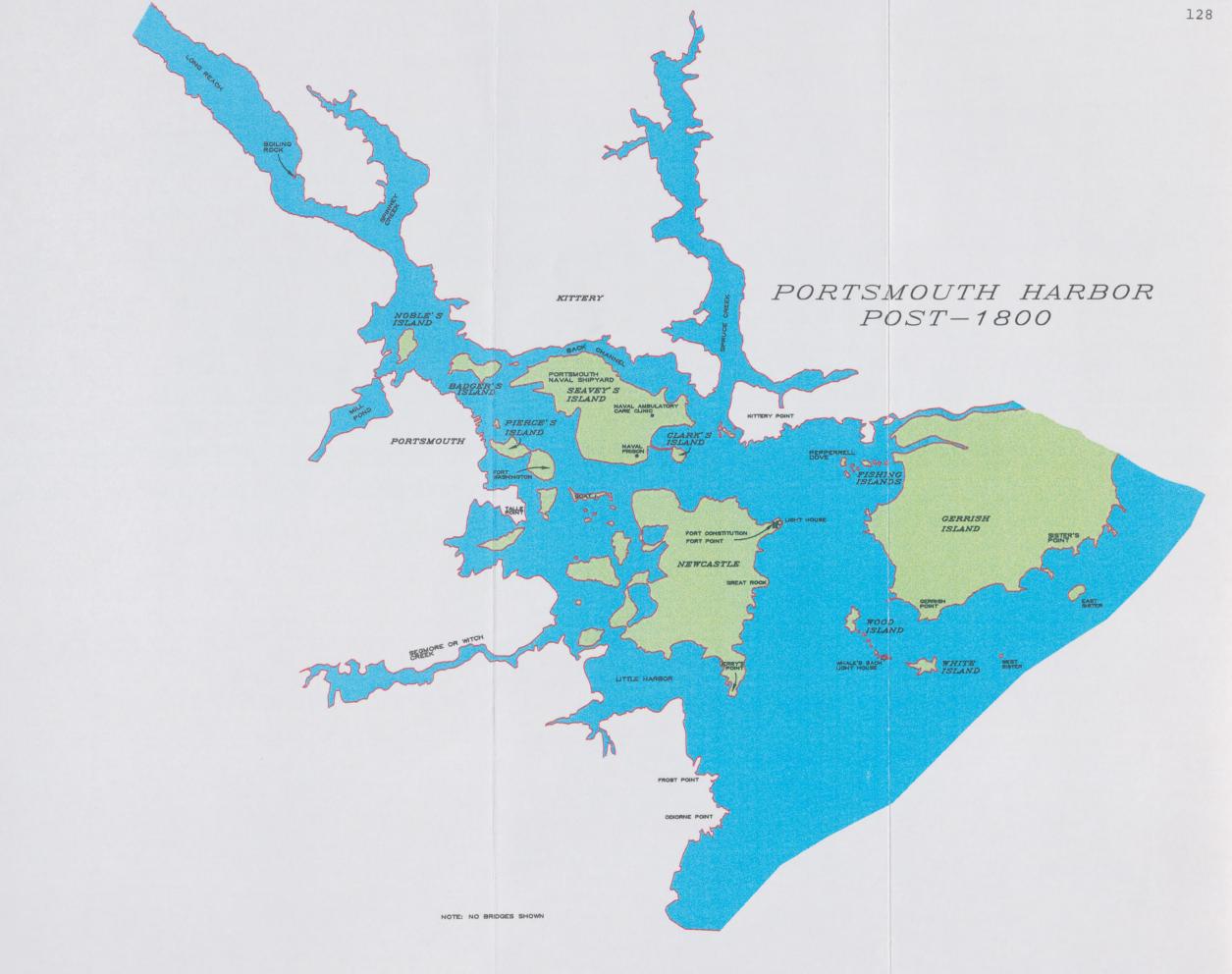


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Map No. 44.

Portsmouth Harbor Post-1800

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Map No. 45.

Seavey's Island. Portsmouth Naval Shipyard.

