

## SESSIONAL PAPER No. 29a

fire arms shall be put in a Box, & delivered to them when those unhappy disputes are ended, if they do not chuse to dispose of them before.

The Garrison must go to Connecticut Government or such other Province, as the Hon<sup>ble</sup> the Continental Congress shall direct, there to remain 'till our unhappy differences shall be compromised, or 'till they are exchanged.— Our prisoners have been constantly treated with a Brotherly affection— The Effects of the Garrison shall not be withheld from them.—

Art: 3<sup>d</sup> An Officer or Quarter Master from each Corps shall be allowed to pass to Montreal upon parole of Honour, there to transact & settle the Business of his respective Corps, and to bring up their Baggage, Cloathing and Pay, for which purpose they shall be furnished with Carts and Batteaux.

Answer. Agreed to in the fullest latitude.

Art. 4<sup>th</sup> The Canadian Gentlemen, Inhabitants & other persons residing in this Province and now at St John's shall be permitted to return unmolested to their respective homes, with their Arms & Baggage, & remain secure in their property & Effects.

Answer Answered in the second Article, the Canadian Gentlemen & Others being part of the Garrison.—

Art: 5<sup>th</sup> The Sick & Wounded shall be taken proper care of & permitted to join their respective Corps, or return to their respective homes upon their recovery.—

Answer. The Sick & Wounded shall be taken care of by their own Surgeons, & when recovered follow their respective Corps.—

Art: 6. As soon as the above Articles shall be signed, Major Preston will deliver up the Forts with the Ammunition, Provisions, &c—

Answer. To Morrow Morning at 8 o'Clock the Garrison will march out, having first collected their Baggage and Effects together in a convenient place for embarkation, & leaving a Guard for its protection. The Officers must be upon Honor with respect to their Baggage for should any Canadian or other Effect his escape, his Baggage shall be given as plunder to the Troops.

The Quarter Master General, with proper Commissaries, will attend at 8 o'Clock to receive the Artillerys Ammunition, Naval Stores &c—

The deserters from the Continental Army shall not be included in the Stipulation for the Garrison.

The Commanding officer to sign & deliver the Articles of Capitulation by Sun sett this evening.—

Rich<sup>d</sup> Montgomery

Brig<sup>r</sup> Gen<sup>l</sup>

Continental Army.

Articles of Capitulation

Agreed to

Philadelphia Janu<sup>y</sup> 4<sup>th</sup> 1776.

Sir

I am Directed by the Congress to Signify to you their Approbation of your Determining upon the place of your Residence with these Exceptions, Viz<sup>t</sup>: That it be not in a Sea Port Town, nor in the place where the private Soldiers, who are Prisoners, are Station'd—

I am also Directed, previous to your Departure from this City to the place you may prefer for your Residence, to Take your Parole of Honour, that you will not Go into or near any Sea Port Town, nor further than Six Miles distant from the place of your Residence, without Leave of the Continental Congress, and that you will Carry on no political Correspondence whatever on the Subject of the Dispute between Great Britain and these Colonies, so long as you remain a Prisoner.