

184 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1690.

Joseph Strutt and others on board the ship *Carolina* Joseph Hall master, bound for Carolina, It is this day ordered [that the ship be stopped and searched] and such children as shall be there found to have been spirited away to be taken on shoar. [p. 65.]

2 Dec. [The *Carolina* is allowed to proceed in spite of this order.] [p. 71.]

27 Nov. Barbados. [391.] [One year's leave is to be granted, if Colonel Kendall shall see cause, to Archibald Carmichael, Clerk of the naval office in Barbados] to come into England for the Recovery of his Health, leaving a sufficient Deputy to execute his said Office in Barbados, till his Return thither. [p. 66.]

11 Dec. Newfound-land. [392.] [The Council refer to the Admiralty for consideration and report the petition of Thomas Edwards and other Bristol merchants] at the request and on the behalfe of the Inhabitants of Newfoundland Concerning their sad and Deplorable condition for want of Cloathing and Provisions [praying] leave to fit out by February next two Vessells of Thirty Gunns each at their own Charge with only twenty seamen in each ship, and that the Commanders may have Commissions. [p. 81.]

19 Dec. Virginia. [393.] [The Council refer to the Committee for examination and report] the Petition of Philip Ludwell setting forth, That the Petitioner being sued as Marrying the Executrix of Sir William Berkeley late Governor of Virginia, by One John Toton, upon an Action relating to what the said Sir William did as Governor of that Place. Vpon hearing whereof in the Generall Court, the Petitioner offered, a Plea to the Jurisdiction of the Court; Whether that Court would or Could proceed in that action, against Executors for what the Testator was not sueable in his life time, without a speciaall Commission; He being accountable for what he did as Governor to None but the King. Which Plea the Court over-ruleing, the Petitioner Appealed from thence to his Majesty in Councill; All which will more at Large appeare by the Order of the Generall Court of Virginia, which the Petitioner hath ready

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to produce ; And praying, the Premisses may be Considered, and have such Determination, as to his Majesty shall seem most meet.

[p. 88. C.S.P. VIII. 1259.]

1691.

[394.] [Order as to exchange of French prisoners.—C.S.P. VIII. 1279.]

1 Jan.

[p. 95.] St. Christopher.

[395.] [On the recommendation of the Committee, Colonel Henry Darnell is released from the bail given] for his good Behaviour for Words alleged to be spoken in Mariland against His Majesty before His Accession to the Crown, and the late Act of Indemnity . . . and discharged from any further attendance on that occasion.

1 Jan.  
Maryland.

[p. 95.]

[396.] [The petition of the New England agents referred to the Committee.]

1 Jan.  
Massachusetts Bay.

[p. 95. C.S.P. VIII. 1277.]

[Draft Charter read and approved (P.R.).—C.S.P. VIII. 1769.]

17 Sept.

[p. 241.]

[397.] Whereas upon the Memoriall of Colonel Bastian Bayer and other the Deputys of the Leeward Caribee Islands in America, Setting forth the Necessity (in case the Squadron of the Men of Warr under the command of Captain Wright on those Islands should be recalled) of sending another Navall fforce, that may be sufficient for the Preservation of those Islands, and the Trade of those parts, assoon as the Exigency of their Majestys Affairs can admit thereof, Her Majesty hath been graciously pleased to Declare, That the aforesaid Squadron should be continued on the Coasts of the said Islands till further Order, It is thereupon this day Ordered [that the Admiralty give directions for the immediate despatch of six months' provisions for the squadron].

26 Feb.  
Leeward Islands.

[p. 127. C.S.P. VIII. 1338.]

[398.] The humble Petition of Lieutenant James Weemes being this day read at the Boord Praying, That the Agents of New England who are now in Towne, and were Two of the Principall Members of that Government that promised to pay the Petitioner and his Company, who had the Command

26 Feb.  
New England.