

to be Agent or Agents for that Province, who being fully empowered and instructed may from time to time, as occasion shall require take care of and negotiate all such Matters as may concern the said Province. [pp. 252-3.]

1711.

[The objection made by the President, Council, and General Assembly of Maryland to the Governor's having the Seal is that in an appeal from the Chancery Court to the Governor and Council, the Governor acts as judge of his own decree. Order is given in accordance with the report of the Lords of Trade] that the Inconvenience complained of is occasioned by an Act passed in October 1704 Entituled an Act for Appeals and Regulating Writs of Error, whereby all the Matters and Clauses that were conteyned in an Act with the same Title which passed in July 1699 are Revived and Reenacted And therefore humbly Offering their Opinion, That Her Majesty would be pleased to signify her Disallowance of both the said Acts, Which being repealed, a Power of bringing Appeals and Writs of Error from the inferior Courts to the Governor and Council, and from thence to Her Majesty in Council here will subsist by Her Majestys Instructions to the Governor, in like manner as is practised in other Plantations in America, and will best answer the abovementioned Address. [p. 253.]

14 June.

[1131.] Petition of the Earl of Limerick to be recommended to the Parliament for his Services against the French and Indians of Canada, etc. Nothing. [p. 187.]

9 Feb.
New York.

[1132.] [Reference to the Committee for Appeals of the] Petition and Appeal of Jane Lyte Widdow John Mills Esqr. and John Mills junr. of the Island of Barbados, Praying That a short time may be appointed for hearing their appeal as Executors of Paul Lyte late of the said Island Esqr. deceased, from a Decree of the Court of Chancery in the said Island Obliging them to pay unto Constance Lyte, now Shatterden, Daughter of the said Paul the Father a Legacy of Two Thousand pounds by him devised to his son Wm. Lyte deceased Brother of the said Paul the Younger. [p. 189.]

9 Feb.
Barbados.

634 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1711.
(1712.) [Committee minute affirming the decree and dismissing the
23 Jan. appeal with 5*l.* costs. The decree of 9 Aug. 1710 awarded to
Constance Shatterden 2000*l.* to be paid by the appellants,
executors of Paul Lyte junr., with interest at 6% from the filing
of the bill and the current exchange to make the 2000*l.* sterling
English money.] [p. 367.]

(1712.)
31 Jan. [Order accordingly.] [p. 376.]

9 Feb.
Bermuda. [1133.] The Petition of David Creagh and John Clark of
Barbados was read and Ordered to be sent to the Right
Honourable Sir Charles Hedges to consider thereof, and to give
his Opinion thereupon at the next Meeting of the Council.
[p. 189.]

15 March. [It is ordered that the Board of Trade] do Transmitt unto
this Board the Papers now in their Office relating to the
Petition and Business of David Creagh and John Clark
touching the Sloop *St. James* of Barbadoes and her Cargo,
which will be proceeded upon by the Lords of the Council
as a Court of Appeal. [p. 213.]

10 April. [The Board of Trade having this day laid before the
Board the papers they had received from Colonel Bennett of
Bermuda relating to the *St. James*, condemned in the Court
of Admiralty of Bermuda for having contraband goods on
board, they are sent to the Lords Commissioners for hearing
Appeals for Prizes, who are to hear and determine the cause
with all convenient speed.] [p. 233.]

1 March.
Newfound-
land. [1134.] [On the following report to the Board of Trade
from William Keen, merchant, inhabitant of Newfoundland]:—
I am in Duty bound to discover several Abuses and Imposi-
tions upon the Government by the commanding Officer in
Newfoundland.

1. Notwithstanding the Commanding Officer is forbidden
to trade, yet it has been daily practis'd since November 1706,
and several Commodities as Rum, Molosses and Tobacco have
been purchas'd by the Officers, and Payment made by Bills