

664 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1712.
(1713.) [At the Committee for Plantation Appeals, it is ordered
11 Oct. that Governor Lowther, Barwick and Upton answer Skene's
petition within five months, proofs on both sides being
freely taken and transmitted to this Board.] [VI. p. 253.]
- 24 June. [1164.] [Reference to the Lord Treasurer of the petition of
New York. Roger Mompesson, Judge, John Reynor, Advocate General,
and Robert Robinson, Register of the Vice Admiralty Court
of New York, for payment of arrears of salary since Lady
Day 1709, the Collector having refused to pay them without
an order from hence, and there being no general revenue raised
there for the purpose.] [p. 440.]
- 17 July. [1165.] [Reference to the Committee for Appeals of John
Macarell's petition that his ship the *St. John Baptist*,
Andrew Fitzgerald master, seized at Philadelphia, be restored
to him on giving security to abide the determination of her
(1713.) Majesty in Council.] [p. 447.]
- 9 Nov. [Order in accordance with the Committee recommendation that
permission be granted him to appeal from] the Illegal Seizure
and Condemnation of the Ships *St. John Baptist* and *St. Joseph*
with their Cargoes in the Court of Common Pleas or
County Court in Pensilvania where they refused an Appeal,
and the Master Thomas Parks neglected making any Legal
Defence or to produce the Queen's and King of Spain's Pass
for the said Ships but combined with Divers Persons to
Defraud the Petitioner, [and that the ship be restored to him
on giving security to abide by the decision of the Council.]
(1713.) [VI. pp. 268-9.]
- 9 Nov. [Security given by John Macarell, Robert Finlay and
(1713.) Robert Shaw of London merchants.] [VI. p. 269.]
- 17 Dec. [Committee minute : Mr. Penn or any others opposing the
petition to attend the first meeting after the Christmas
(1714.) holidays.] [VI. p. 293.]
- 14 Jan. [Committee of the whole Council. An answer from Mr. Penn
having been read, it is recommended] that Restitution
of the said 2 Vessells be made, upon giving good security

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according to the Value upon a legal Appraisement in the province [New York] where they lie. [VI. pp. 303-4.]

1712.

[Order accordingly.]

[VI. p. 319.]

(1714.)

17 Jan.

[1166.] [Reference to the Board of Trade of the petition of Valentine Mumby and Edmond Edlyne, members of the Council of Jamaica, for leave to stay some time longer in England on private business.] [p. 447.]

17 July.
Jamaica.

[1167.] [Reference to the Board of Trade of the petition of the Mayor and magistrates of Dartmouth that a company of soldiers may be sent to Newfoundland, as they are obliged to man the fort out of their own ships' crews to the great hindrance of their fishing voyages.] [p. 448.]

17 July.
Newfound-
land.

[1168.] [Reference to the Board of Trade of a representation from the Society for the Propagation of the Gospel in Foreign Parts setting forth the hardships suffered by Thomas Poyer, clerk, in New York, and submitting that in such a case the rule as to appeals—to the Governor if not under 100*l.* : to the Crown if not under 300*l.*—may be dispensed with.] [p. 451.]

28 July.
New York.

[Orders are given for admitting appeals to the Governor and Council and thence to her Majesty in all cases where the clergy are immediately concerned, the Board of Trade reporting on Poyer's case] :—Upon the Death of Mr. Urquhart late Rector of the parish of Jamaica in long Island, Colonel Hunter Your Majestys Governor of New York, inducted Mr. Thomas Poyer a person duly Qualify'd according to your Majestys Instructions in that behalf to the Rectory of the said parish, notwithstanding which by the Violence of some Sectary's disaffected to the Church, the said Poyer hath been wrongfully kept out of the Parsonage House and Glebe, That the said Poyer is unwilling to seek his remedy at Law, being apprehensive that if a Cause of the church should be Tryed and Judged by Dissenters, he Would not find Justice, and the Value of the said House and Glebe being small an Appeale would not Lye from the Inferiour Courts to your Majestys Governor and Council there.

[VI. pp. 64-5.]

(1713.)
8 Jan.