

1725.

Governor Hart should be acquainted with the Matters laid to his Charge and have an opportunity of making his Defence : —And Whereas there was this day presented to the Board another Petition of the said Complaints, which Setts forth that they were ignorant of what was contained in the said Report, And were apprehensive that the Matters of Fact might not be so fully Stated therein as Sufficiently to Shew what Matters were proved against the said Governor and what the proofs were And that since the said hearing before the Lords of Trade, They were enabled to Give further proofs of the Complaints than were offered at the said hearing, and humbly hoped (when ever a day should be appointed to hear the said Complaints before their Excellencys in Councill) to make it out by unquestionable proofs ; that the said Governor had Carried his Maleadministration to a height so very Destructive of the Civil Rights of the Inhabitants of those Islands as to give their Excellencys entire Satisfaction that the speedy removall of the said Governor from the said Government would be highly just and reasonable, and that the continuing him in the Government untill Copys of the Complaints be Sent to him his Answer returned and a Determination had upon the same here will be very much to the prejudice of His Majestys Service and be attended with most pernicious Consequences to the said Islands—And therefore prayed that a Copy of the said Report might be Granted them—And that a Short Day might be appointed for hearing the said Complaints before their Excellencys in Councill :—Their Excellencys the Lords Justices in Councill this day took the said Report into Consideration, together with the said above recited Petition, and their Excellencys thinking it proper before any further hearing he had on the said Complaints that the said Governor should have an opportunity to answer the same [order is accordingly given for him to be sent a copy of the petitions and representation, to which he is to transmit his answer in writing.] [p. 114.]

[87.] [Reference to the Committee for Appeals of the petition of Magdalen, widow and executrix of John Bondinot of Antigua

6 July.
Antigua.

120 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1725.

that the appeal of Samuel Proctor and James Barton, planters, administrators of Henry Guichinot, from a Chancery decree of 22 May, 1723, be dismissed for non-prosecution.] [*p.* 89.]

20 July. [The appeal dismissed with 5*l.* costs, on Committee report of 8 July.] [*pp.* 91, 102.]

(1726.)

9 Aug. [Reference to the Committee for Appeals of the petition of William Barton of Antigua, merchant, administrator of Henry Guichinot, that, in regard all the papers transmitted in this affair happened to be lost in a ship that foundered at sea, his appeal may, notwithstanding the order of dismissal, be heard against the Chancery decree of 22 May, 1723, awarding to John Bondinot 1,000*l.*, for the marriage portion of his wife, the daughter of Henry Guichinot.] [*pp.* 277, 329, 339, 357.]

(1728.)

15 Aug. [On 28 March, 1727, the appeal is admitted, but the previous award of costs confirmed. Order is now given, in accordance with Committee report of 26 July, reversing the part of the decree relating to the marriage portion.]

[*Geo. II. Vol. I. pp.* 350, 360.]

5 Aug.
Pennsyl-
vania.

[88.] [Reference to the Committee for Appeals of the petition of John Moore, Collector of his Majesty's Customs in Pennsylvania, to be relieved against some extraordinary proceedings taken by Sir William Keith, the Deputy Governor, concerning the seizure and condemnation of the ship *Fame*, and also of a letter from John Scrope, Secretary of the Treasury, transmitting the several proceedings with a report from the Commissioners of the Customs and other papers relating thereto.]

[*p.* 108.]

20 Nov. [Committee for the Irish Bills and for hearing appeals from Jersey, Guernsey and the Plantations. A complaint by Sir W. Keith against Moore regarding the proceedings in the case of the *Fame* is said to have been referred on 5 Aug., as well as Moore's complaint against Keith. Col. Spotswood for Keith prays that the hearing of all these matters be deferred till the Governor have an opportunity to send over instructions