

230 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1729.

Disorders of that Colony are encreased, and that the Assembly have determined to Grant no Supplys for the payment of their Garrisons or any other their Publick Debts, but upon Conditions not to be Complied with—And therefore praying that some Directions may be given to putt an End to those Disorders. [II. p. 57.]

31 Oct. [Committee for Appeals.] Complaint of the Council of South Carolina against the Assembly for refusing to Grant any Supplys. Read and nothing to be done till a Governor is appointed. [II. p. 71.]

22 May. [177.] [Reference to the Committee for Appeals of the petition
Antigua. of Jacob Thibon executor of John Barbouttain late of Antigua gent. for a short day for hearing his appeal from a decree of the Antigua Chancery, 10 July 1728, on a bill filed by the children and representatives of the late John Pierce gent. concerning a debt due by Jervase Turton [or Fenton] deceased to Pierce, by which decree the petitioner alleges he is condemned to pay interest at 10 per cent. on 1,076*l.* 6*s.* 11½*d.* from the time that Pierce had an attorney or representative in Antigua qualified to receive and discharge the said sum.] [p. 512; II. p. 5.]

(1730.)

23 Feb. [Committee for Appeals. Barbouttain married Turton's widow, hence Thibon's interest in the matter. He alleges that Several articles in the principal sum of 1,073*l.* 6*s.* 11½*d.* are] Household Goods, Sheep, Cattle, and other things which in their Nature do not Carry any Interest. [The respondents ask that the appeal be suspended till they also can bring an appeal from the said decree against Ann, Catharine, and Arabella, the three daughters and coheirs of Jervas Turton, of whom the two former have married respectively Abraham Picard de la Ferte and Benjamin Terry, and also against John Gambell and John and Samuel Frye, the surviving executors of Jervas Turton, who were defendants to the suit below. The appellants agreeing to the postponement on condition that they may amend their appeal without paying costs, it is recommended

1729.

that the respondents' appeal be admitted on giving the usual security and that both appeals be heard at the same time.]

[II. p. 179.]

(1730.)

[Order accordingly.]

[II. p. 214.]

16 March.

(1730.)

[Reference to the Committee for Appeals of the petition of Jacob Thibon that, as the proceedings are duly transmitted, a short day may be appointed for hearing his appeal from a decree of the Antigua Chancery, 1 July, 1728,] in a Cause depending there between him and Richard Rigby and Ann his wife and George Barker and Dorothy his wife, which Ann and Dorothy are the Daughters and Surviving Executors of John Perry of Antegoa deceased relating to a debt due from Jervas Turton to the said Perry. [II. pp. 251, 381, 431: III. p. 425.]

19 June.

(1734.)

[Order in accordance with Committee report of 13 June, reversing part of the decree of 1 July, 1728, and ordering further proceedings on the decree of 15 July, 1726, from which the respondents appealed.] [III. pp. 490-2, 518-9.]

11 July.

GEORGE II. VOL. II. (1 June, 1729—16 June, 1732.)

[178.] [Committee for Appeals, &c. As it has been thought proper to separate the Government of Newfoundland from that of Nova Scotia, changes are necessary in Governor Philips's instructions, and it is proposed that] Directions should be given to His Grace the Duke of Newcastle (who is to prepare the said Instructions for Your Majestys Signing) to leave out all such Parts as relate to Placentia or Newfoundland:—And particularly the three last Articles in the Draught of General Instructions No. 33, 34 and 35, which relate Solely to Newfoundland. [p. 8.]

23 June.
Nova Scotia
and
Newfound-
land.

[Order accordingly: "chiefly" appears in place of "solely." P.R.] [p. 11.]

26 June.