

praying that [the order of 12 Nov., 1730, may be superseded,]
That so His Majestys Governor of the said Province of
Massachusetts Bay may give the necessary orders relating
thereto for the Protection and preservation of His Majestys
Subjects in their lawfull Business according to the said Charter
and the Laws of the Province. [p. 647.]

1730.

[225.] [Reference to the Committee for Appeals of the petition
of William Andrews of Worcester, gent., and of Samuel Osborn
and Thomas Stokes, his attorneys in Barbados, and of Richard
Morris of Barbados, gent., that, as the proceedings are duly
transmitted, a short day may be appointed for hearing their
appeal from a judgment of the Governor and Council of
Barbados as a Court of Errors, 14 April, 1730, reversing a
judgment of the Court of Common Pleas there of 15 Sept., 1729,
on a declaration in ejectment filed in the name of Morris on
the demise of Andrews by his attorneys against Isaac Le Gay,
gent., casual ejector and John Wood tertenant, for 107 acres
of land with buildings in the parish of St. Thomas and precinct
of St. James.] [p. 285.]

12 Nov.
Barbados.

[Reference to the Committee for Appeals of the petition of
William Andrews and his attorneys for a day for hearing their
appeal from a judgment of the Governor and Council as a
Court of Errors, 14 April, 1730, confirming a judgment of the
Court of Common Pleas of 12 Sept., 1729, in an action for
several negro and mulatto slaves brought by the petitioners
against Joseph Young, Esq., and James Caswell, merchant, and
afterwards continued against Young and John Ashley, Esqr.,
attorneys to Robert Hales, Esqr., and Sarah his wife.]

12 Nov.

[pp. 285, 335, 344.]

[A similar petition of the same persons against a judgment
of the Court of Errors of 1 Sept., 1730, on arguing a special
verdict of the Court of Common Pleas of 7 Feb., 1730, upon
a declaration of ejectment similarly filed by them against
Richard Moseley, gent., casual ejector and John Wood, gent.,

(1731.)
28 Jan.

308 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1730-1.

tertenant for 127 acres of land with buildings in the parish of St. Joseph and precinct of St. Andrews.] [pp. 325, 335.]

(1731.)

8 April.

[The appeals concern the will of Thomas Wardall, whose daughter Lucretia was wife of George Andrews of Barbados. They had offspring, Wardall Andrews and a daughter Sarah, now Sarah Hales. Wardall Andrews had a son William, who died under age and without issue, whereby the petitioner, his cousin, apprehends that he became well entitled to the estate. On the Committee reports of 24 March, the three appeals are dismissed.] [pp. 345-50, 364.]

23 Dec.
Nova Scotia.

[226.] [Reference to a Committee of the petition of Laurence Armstrong, Lieutenant Governor of Nova Scotia, to be allowed one full moiety of the salary payable to Col. Philips as Governor during the time the petitioner carried on the government in Col. Philips' absence.] [p. 306.]

(1731.)

6 Feb.

[Committee. Armstrong's claim is for the period from 29 May, 1725, when he arrived and assumed the government in Col. Philips' absence till 20 June, 1729, when Col. Philips arrived. On hearing counsel for the petitioner and for Governor Philips, the Committee report] That the Pay of Colonel Philips as Governor of Nova Scotia not arising from any Salary, Fees or Perquisites in the said Province, but being founded on the Establishment of Your Majestys Land Forces, and the same having been paid to him pursuant to the said Establishment—Their Lordships do not conceive this case to be within the Jurisdiction of Your Majestys Privy Council and are therefore humbly of opinion that Your Majesty may be pleased to order the said Petition of Lawrence Armstrong to be Dismist this Board. [p. 330.]

(1731.)

10 Mar.

[Order accordingly.]

[p. 337.]

1731.

28 Jan.
New York.

[227.] [Reference to the Board of Trade of the petition of Anthony Rutgers of New York, merchant, praying that the Governor of New York may be empowered] to grant the Fee