

514 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1736.

the Trustees of Georgia Entituled " An Ordinance for Asserting and Maintaining the Rights and Privileges of His Majesty's Subjects of this Province of South Carolina to a free open and uninterrupted Trade with the Creek Cherokee and other Indians in Amity and Friendship with His Majestys Subjects and for the better preserving those Indians in the Interest of Great Britain " It appeared to their Lordships that the same was past in a very irregular and precipitate manner the Governor having issued his Proclamation on the 16th of June 1736 for Convening the Assembly on the 24th of the said Month notwithstanding the said Assembly was under an Adjournment from the 29th of May preceeding to the First Tuesday in September following And it appeared likewise that the said Ordinance was past by the said Assembly And also by the Council and Assented to by the Lieutenant Governor in so short a Space of time as between the 24th and 26 days of the said Month of June And their Lordships do further humbly Represent to Your Majesty that the Lieutenant Governor in giving his Assent to the said Ordinance hath Acted contrary to Your Majesty's Instructions And the Lords of the Committee being of Opinion that it is of the utmost Consequence to Your Majesty's Service and Absolutely necessary for the well Governing the several Plantations and Colonys in America that such Extraordinary and unjustifiable Proceedings should be Discountenanced Do therefore humbly Advice that the aforementioned Ordinance should be disallowed by Your Majesty. [pp. 499-502.]

(1738.)

25 May. [Orders accordingly.] [pp. 539-40.]

(1738.)

20 July. [The instructions for the Trustees of Georgia and for the Governor of South Carolina approved.] [pp. 593-4.]

24 Nov.

Antigua.

[387.] [Reference to the Committee of the petition of Thomas Morris of Antigua that as the proceedings have been transmitted a short day may be appointed for hearing his appeal from a Chancery order of 11 April, 1736, in favour of Giles

1736

Watkins and Elizabeth his wife upon a bill filed by them for payment of a legacy left to Elizabeth Watkins by her father John Morris, grandfather of the appellant.] [p. 21.]

(1739.)

[The case concerns the will of John Morris, senior, who divided his estate among his children William, Thomas, Richard, Valentine and Elizabeth. Order is given in accordance with the Committee report of 16 May that the Chancery order of 11 April, 1735, be upheld, but that the appellant be at liberty to file exceptions within six months from the date of this order.] [VI. pp. 179, 186, 187-94, 210.]

12 June.

[388.] [Reference to the Committee of the petition of Charles Dunbar, Surveyor General of Customs in Barbados, the Leeward Islands and Bermudas, for a short day for hearing his appeal from the judgment of the Admiralty Court at Antigua, 29 June, 1736, in favour of Henry Lory and Richard Todman, on appellant's information to have condemnation of the sloop *Nancy* for having come to Antigua and there laden without giving notice thereof to the Governor or the Naval Officer and without performing such other matters as are required by law.] [p. 22.]

24 Nov.
Antigua.

(1740.)

[Committee order for hearing on 27 June, and, as no appearance has been entered, for affixing the usual summons on the Royal Exchange and elsewhere.] [VII. p. 92.]

6 June.

(1740.)

[Committee report. The appeal sets forth] that on the 25th of May 1736 A Sloop (the name whereof and of the Master and Owners were then unknown to the Appellant) Arrived at the Island of Antigua and there unladed diverse Goods and Commodities (the particulars whereof were then likewise unknow to the Appellant) before the Master of the said Sloop had made known to the then Governor of the said Island or to the Naval Officer there the said Arrival of the said Sloop with her name and the Surname of her Master And before he had delivered to the said Governor a true and perfect Inventory or Invoice of her Lading together with the Place or

11 Nov.