

ACTS OF THE PRIVY COUNCIL (COLONIAL). 617

- 1738.
- Whereupon it has happened that Summons have been Disobeyed under a pretence that there was no Law in the Province to Compell Jurors to serve on such Inquests.
- [VI. p. 6.]
- [The Act repealed.] [VI. p. 33.] 30 Nov.
- [449.] [Act of Dec., 1737, for the frequent election of representatives to serve in General Assembly and for the frequent settling and meeting of the General Assembly so elected : referred to Committee with Board of Trade representation.] 4 Sept.
New York. [p. 631.]
- [Committee agree with the Board of Trade that the Act should be disallowed,] in regard that it takes away the undoubted Right which the Crown has always exercised of calling and continuing the Assembly of that Province, at such times, and as long as it has been thought necessary for the Publick Service. [The Lieutenant-Governor, who gave his assent in the absence of the Governor, acted contrary to the 29th article of his Majesty's instructions.] 26 Oct. [VI. p. 7.]
- [The Act disallowed.] [VI. p. 34.] 30 Nov.

GEORGE II. VOL. VI. (1 Oct., 1738–27 March, 1740.)

- [450.] [Reference to the Committee of the petition of John Jones, merchant of Barbados, for a short day for hearing his appeal from an order of the Chancery there, 12 Oct., 1736, dismissing with costs a bill filed by him against William Harrison.] 12 Oct.
Barbados. [p. 4.]
- [Committee order for hearing on 9 Jan., and, as the respondent has entered no appearance though two years have elapsed, for the affixing of the usual summons on the Royal Exchange and at Lloyd's Coffeehouse.] 11 Dec.
(1739.) [p. 56.]
- [In accordance with the Committee report of 28 March, the order of the Barbados Chancery is reversed, costs awarded to] 12 June.

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the appellant, and the writ against Harrison *ne exeat insulam* continued. The case concerned the estate of Thomas Sexton of Barbados, who died intestate and without issue, and whose widow Temperance intermarried with William Harrison.]

[*pp.* 130, 154-8, 211.]

30 Nov. [451.] [Reference to the Committee of the petition of Elizabeth
Rhode Gibbs of Newport, that the appeal of James Martin from a
Island. judgment of the General Court, 26 Oct., 1737, in favour of
the petitioner touching the personal estate of William Gibbs,
a painter, deceased, may be dismissed for non-prosecution.]

[*pp.* 5, 48.]

21 Dec. [In accordance with the report of the Committee of 13 Dec.
Martin's appeal is dismissed with 20*l.* costs.] [*pp.* 62, 64.]

17 Nov. [452.] [Mr. John Sharpe enters an appearance for Lewis
Jamaica. Williams, an infant, by his mother and guardian Elizabeth, to
the appeal of John Doe on the demise of Lewis, John, and
William Williams from a judgment of the President and Council
of Jamaica, 26 Nov., 1736.] [*p.* 28.]

(1739.)

22 Mar. [Reference to the Committee of the petition of Lewis Williams
by Elizabeth Williams for the dismissal of the appeal for non-
prosecution.] [*p.* 149.]

(1739.)

12 June. [The case concerns the estate of Rowland Williams, father of
Lewis, John, and William Williams. On the report of the
Committee of 28 March, the appeal is dismissed for non-
prosecution with 20*l. stg.* costs.] [*pp.* 161-2, 212.]

30 Nov. [453.] [Reference to the Committee of the petition of William
St. Ottley, Esq., and Elizabeth his wife and Margaret Willett the
Christopher. younger, spinster, for a short day for hearing their appeal from
a judgment of the Governor and Council as a Court of Errors,
31 Aug, 1737, affirming a judgment of the Court of King's
Bench and Common Pleas at Basseterre, 15 June, 1736, on
an action of trespass and ejectment brought against them by
John Denn on the demise of Robert Pearne, for the recovery
of one messuage or tenement, 200 acres of land, 200 acres of