

780 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1744.

withdrew. Called in again and acquainted that the Lords did not Apprehend That any thing which had been Offered by the Carolina Merchants at a former Committee did any ways Affect his Conduct and that it would be time enough to hear him when he was Accused. [p. 352.]

19 June. [After reading all papers, and hearing all parties, the Committee agree to report] that they Agree in Opinion with what is proposed by the aforementioned Report of the Duke of Montagu Earl of Winchilsea and Marshal Wade Vizt. That it may be for Your Majestys Service that three Independant Companys should be forthwith raised for the Defence of South Carolina to be Garrisoned Quartered and Employed in such manner as Your Majestys Governors of the said Province for the time being shall think necessary for that end ; That each of the said three Companys may consist of One Captain two Lieutenants One Ensign four Serjeants four Corporals two Drummers and one hundred private Men. That to avoid the Charge of Transportation the said Companys may be levied in Your Majestys Colonys on the Continent of North America. And the Committee beg leave further to Report to Your Majesty That as the Merchants and planters humbly prayed That the said Forces might be put under the Direction not only of the Governor but also of the Council of that Province for the time being. Their Lordships conceive that it may be adviseable for Your Majesty to comply with their request. [p. 372-3.]

19 July. [Orders accordingly to the Secretary at War.] [p. 415.]

9 May. [593.] [Reference to the Committee of the appeal of James
Antigua. Langford of Antigua from a judgment of the Court of Errors of 10 Oct., 1743, affirming a judgment of the Court of Common Pleas of 23 Aug., 1743] upon an Ejectment brought against the Petitioner by William Simpson as Lessee of Jonas Langford for recovery of One Moiety of a Plantation in that Island with the Slaves and Premises thereunto belonging. [p. 315.]

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[The appeal is dismissed in accordance with the Committee report of 12 March.] [X. pp. 381, 397, 417.]

1744.
(1745.)
20 Mar.

[594.] [Reference to the Committee of the appeal] of Robert Hamilton of . . Jamaica Esqr., but now resident in Great Britain and of Jane, Frances, Margaret and Eleanor Hamilton, all Infants under the Age of 21 Years being the Daughters and only Children of the said Robert Hamilton by Jane his late Wife deceased by the said Robert Hamilton their Father and Guardian from a Decree made in the Court of Chancery of the Island of Jamaica on the 28th of June 1742 in favour of Abraham Richardson Esqr. relating to the Estates late of Nicholas and Abraham Richardson both Deceased : [and also of the counter appeal of Abraham Richardson, late of the island of Jersey, but now of St. Catherine parish, Jamaica, from part of the decree of 28 June, 1742, and also from a subsequent order of the same court of 23 Dec., 1742.]

9 May.
Jamaica.

[p. 316.]

[Orders in accordance with the Committee reports of 9 Feb. dismissing Richardson's appeal with 10*l.* *stg.* costs for non-prosecution, reversing the decree of 28 June, 1742, and dismissing Richardson's bills. The case concerns Rozell Plantation, bequeathed by Clement Richardson in 1685 to his nephew Nicholas Richardson, who broke the entail in 1702 by means of an arrangement with his father-in-law Edward Stanton, and Priscilla his wife. Nicholas Richardson left half of the estate to his wife, Frances, who was also appointed guardian, along with Edward Stanton, of her son Nicholas Richardson, heir to the other half. In 1705 Frances Richardson married Thomas Mitchell, and in the same year her son died an infant, whereupon his uncle Abraham became heir of his moiety of the estate. Abraham came to Jamaica and took possession, also leasing the other moiety from Frances Mitchell. In 1710 he sold to Thomas Mitchell his own moiety and the reversion of the other. Part of the payment for this was deferred till Richardson's wife, then

(1749).
16 Mar.