

ACTS OF THE PRIVY COUNCIL (COLONIAL). 781

[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.

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1744.

in Jersey, should agree to the barring of her right of dower. Before this was settled, Richardson was killed in an engagement with pirates in his voyage from Jamaica to Great Britain in 1712, and Mitchell took and held possession till his death in 1720, when half of the estate was left for her life to his widow, Frances, and the residue to his son Thomas. His daughter Jane married successively Pauncefort Miller and James Garth. Thomas Mitchell having died in 1733, James and Jane Garth enjoyed possession till 1734, when Abraham Richardson, son of Abraham Richardson, son., brought his action against them and Dorothy, widow of Thomas Mitchell, jun. On Garth's death, his wife married Robert Hamilton and is the mother of the other petitioners.]

[XII. pp. 168-80, 217.]

14 June.
Bahamas.

[595.] [Reference to the Committee of the petition of Joshua Sharpe, agent to Governor Tinker of the Bahamas, praying for 50 barrels of gunpowder to replace a like quantity sent by the island to the siege of St. Augustine, and also for two Union flags, and small arms and musket shot for 300 men.]

[p. 364.]

19 June.

[Referred by Committee to Board of Ordnance.] [p. 383.]

19 July.
New Jersey.

[596.] [Reference to the Committee of the petition of the proprietors, freeholders and inhabitants, of a tract of land called Elizabeth Town in New Jersey, praying] that His Majesty will be graciously pleased to hear and Determine a Controversy arisen between them and several others calling themselves Proprietors of that Province relating to the right to the said Tract of Land or that His Majesty will be pleased to appoint disinterested Commissioners out of some of the Neighbouring Colonys and by a Jury from thence to hear and finally Decide the said Controversy.

[p. 427.]

21 Aug.

[Referred by Committee to Board of Trade.] [p. 482.]

19 July.
Newfound-
land.

[597.] [Reference to a Committee of the petition] of the Mayor Bailiffs Burgesses Merchants and others Trading to