

284 ACTS OF THE PRIVY COUNCIL (COLONIAL).

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to redress the Complaints of the Indians with respect to the Lands which they say have been taken from them by fraudulent purchasers, not to suffer any Persons to purchase Lands of the Indians without a Licence from him and prescribe the Regulations under which such licenses are to be Granted in Order to prevent the Indians being defrauded in the manner they set forth in the many Representations they have made to His Majestys Governors and others upon this Subject.

The said Lords Commissioners have added to this Draught several Instructions which have been given from time to time to the Governors of His Majestys other Colonies, but which have been omitted in those given to the Governor of New York, tho' equally well adapted to the Circumstances of this Province.

[No alteration is made in the trade instructions.]

[*pp.* 384-7, 400, 413.]

29 Jan. Barbados. [259.] [Reference to the Committee of the petition of William, the eldest son and heir, and Susannah, the widow, of Samuel Broome, Esq., of Barbados, that the appeal of John Pratt and Sarah his wife and Elizabeth Eyles from a Chancery order of 11 April, 1753, be dismissed with exemplary costs for non-prosecution.] [*p.* 308.]

24 June. [On the Committee report of 12 June, the appeal is dismissed with 8*l.* *stg.* costs for non-prosecution. Sarah, wife of John Pratt of Highwood Hill, Middlesex, and Elizabeth Eyles of the parish of St. George, Bloomsbury, are the only daughters of Sir Joseph Eyles, and sisters and heirs of Joseph Eyles, deceased. The Chancery order upheld the Broomes' plea in bar of a bill by the appellants to revive a former suit by Sir Joseph Eyles relating to a mortgage on a sugar plantation in Barbados.] [*pp.* 438, 456.]

29 Jan. Jamaica. [260.] [Reference to the Committee of the petition of Samuel Gordon, executor, and William Thomas and Elizabeth his wife, residuary legatee of Thomas Hill of Jamaica, deceased, that their appeal from a Chancery order of 19 Oct., 1753, be dismissed without costs, as no inconvenience has

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been caused to the respondent, Anna Margarettā, widow of Thomas Hill. The petitioners are informed that their plea over-ruled by this order was not right in strictness of form and the case has proceeded below just as if no appeal had interposed. The petitioners have appealed from a subsequent order, on which the plaintiff must have taken out copies of the proceedings, so that no expense has been caused to her by the former appeal.] [pp. 210, 309.]

[The later appeal from Chancery orders of 18 and 24 May, 1754, is referred to the Committee.] [p. 349.] 25 Feb.

[On the Committee report of 9 July, the earlier appeal is dismissed with 20*l.* *stg.* costs, and the later appeal affirmed and the Chancery orders of 18 and 24 May, 1754 reversed. The only additional names in the report are those of two Masters in Chancery, John Duncommun and Daniel Stott.] (1756.) 13 Aug.

[p. 373 ; XVI. pp. 55, 254-6, 266.]

[261.] [Reference to the Committee of the petition of John Bannister, merchant, of Newport, R.I., in his own right and as administrator of his late brother Samuel Bannister, merchant of Stonington, New London, Conn., and his sister Frances Bowen, widow of William Bowen, gent., of Boston, for leave to appeal from a judgment of the Superior Court at Boston, 19 Feb., 1754, in an action of ejection against Nathaniel Cunningham for lands in Boston.] [p. 323.] 6 Feb. Massachusetts Bay.

[On the Committee report of 12 June, the appeal is admitted on the usual security.] [pp. 439, 455.] 24 June.

[262.] [Reference to the Committee of a Board of Trade representation of 5 Feb. on a memorial by William Beverley, proposing that, according to the general custom, he may take rank and precedence in the Council of Virginia from the date of the mandamus to him in 1749. Before it arrived, he had embarked for England, where he resided on account of his private affairs and by virtue of his Majesty's leave of absence till Feb., 1751. Thus he was not sworn of the Council till May, 1751, and Philip Ludwell who was sworn and admitted in 1750 claims precedence of him.] [p. 348.] 25 Feb. Virginia.