

432 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1759.

Rio Flora or the Waterwork Plantation in the parish of St. Thomas in the Vale.] [pp. 48, 145.]

(1760.) [On the Committee report of 7 July, the decree is reversed
11 July. and directions given for taking further accounts.]
[pp. 418, 426-30, 442.]

9 Nov.
Nevis.

[406.] [Reference to the Committee of the petition of Andrew, Richard and John Denn, late owners of the schooner *Nelly* for a day for hearing their appeal from the condemnation of the ship and cargo in the Vice Admiralty Court of Nevis, 15 Oct., 1757, on a libel exhibited by Horatio Herbert, deputy collector of customs there.] [p. 189.]

(1760.) [On the Committee report of 10 July, the sentence is
11 July. reversed, the information dismissed with costs to the time of the sentence, and the schooner and cargo, or the value thereof, ordered to be restored. The libel set forth that] John Cort, the Master of the said Schooner *Nelly* did import into Nevis in the said Schooner Sundry Boxes of Soap, Cases of Oil and Boxes of Candles and other things of the Growth Production and Manufacture of France and other parts of Europe, without having Loaded or Shipped the said Merchandize on Board the said Schooner in Great Britain, and without having Imported the same in the said Schooner directly from Great Britain into Nevis but having Imported the same directly from his Majesty's Garrison and Town of Gibraltar in Europe into Nevis, And the said Schooner, at the time of the said Importation, not being a Vessel of the Built of Great Britain or Ireland or of any of his Majesty's Plantations, and not wholly owned by the People of any of them, nor Navigated with the Master and three fourths of the Mariners of any of the said Places, contrary to the several Statutes in such Cases provided. [The Denny denied that any of the laws of trade had been transgressed, and claimed the vessel as their own property, and the cargo on behalf of themselves and Messrs. Lazaro, Damniani and Lacelloti, of Leghorn.]

[pp. 197, 430, 434-5, 444.]