

8 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1745.

representing his case to the Lords Commissioners of the Admiralty Their Lordships were pleased to appoint him third Lieutenant of His Majesty's Ship Prince George but as the said Sentence still remains in Force with respect to the said Mulet The Petitioner humbly prays That His Majesty will be graciously pleased to take his Case into Consideration and Order the said Mulet to be taken off. [pp. 105-6.]

18 June. [7.] [Reference to the Committee of the memorial of  
New York. Governor Clinton of New York, setting forth that by a representation of the Board of Trade of 25 Jan., 1744, Peter Warren and Joseph Murray were recommended as Councillors, and by another of 26 Jan., 1744, John Moore was also recommended, which recommendations were confirmed on 21 March, 1744, but that Moore's commission is dated 22 March, and the others 23rd and 24th,] which it is apprehended was not intended in regard it has always been the Custom for the Crown to give Rank to New Councillors as they stand Recommended by the Lords of Trade. [Warren and Murray are in great uneasiness and discontent, and as they are both gentlemen of considerable fortune zealously attached to his Majesty and of great influence in the colony, the memorialist prays for the grant of a warrant giving them their due rank.] [p. 119.]

28 June. [Referred by the Committee to the Board of Trade.] [p. 127.]

17 July. [The Committee recommend that the change in rank be made, as there seems to have been a mistake, due to his Majesty having approved all three gentlemen on the same day.] [p. 156.]

18 July. [Order that a warrant be issued to rectify the mistake.] [p. 164.]

18 June. [8.] [Reference to the Committee of the appeal of Ballard  
Jamaica. Beckford of St. Mary's parish, Jamaica, from a judgment of the Jamaica Court of Errors of 12 June, 1744,] upon an Action brought by Edward Manning Esqr. against the Petitioner for

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Criminal Conversation with Elizabeth the wife of the said Edward Manning.] [p. 121.]

[9.] [Reference to the Committee of a New Jersey Act of Dec., 1743, for ascertaining the fees to be taken by the several officers in the colony of New Jersey, with a Board of Trade representation for its repeal.] 15 Aug. New Jersey. [p. 177.]

[Similar reference of the petition of Richard Partridge, agent for the colony, that the Act be approved, or that he be heard by his counsel in support thereof.] 18 Sept. [p. 214.]

[Orders in accordance with the Committee report of 5 June, agreeing with the Board of Trade that the Act should be repealed,] in regard Your Majestys Governor of the said Colony had informed the said Lords Commissioners That the Fees directed to be paid by this Act to the Officers of the several Courts of Judicature are so inconsiderable, that no persons of Character or Reputation will care to accept of employments therein; and that it appears from the Votes of the Assembly that they had Ordered a Copy of this Act to be printed as a Rule for the people there to govern themselves by notwithstanding it was passed with a Clause declaring that the same should not be in Force till Your Majestys Royal Assent was had thereunto. [The agent desired to withdraw his petition, and this was allowed on the recommendation of the Committee.] (1749.) 28 June. [XII. pp. 259-60, 284-5.]

[10.] [Reference to the Committee of the petition of Anthony Hodges for a day for hearing his appeal from a judgment of the Court of Errors in Montserrat, 13 Sept., 1744 affirming a judgment of the Court of King's Bench and Common Pleas, 21 July, 1744, in favour of Anthony Fox, on an ejectment brought by Fox, in the name of John Dean, against Hodges for recovery of two-thirds of a plantation formerly in possession of Anthony Fox, deceased.] 18 Sept. Montserrat. [p. 215.]

[11.] [Reference to the Admiralty of the petition of Peter Rawlings, late lieutenant of H.M. sloop *Swift*, for restoration to his rank in the navy. Rawlings was dismissed by court 18 Sept. North Carolina.]