

1749.

21 March, 1749, in their action against James Clark and Mary his wife for dower out of the estate of Job Harris, deceased, former husband of the petitioner Mary.] [p. 364.]

[On the Committee report of 8 Dec., order is given for (1750.) admitting the appeal on the usual security.] [pp. 396, 429.] 17 Jan.

[118.] [Reference to the Committee of the petition of John Channing, merchant, of Newport, R.I., from a judgment of the Superior Court there, 7 March, 1749, in favour of Arthur Fenner], whereby the said Court instead of giving Judgment for the Petitioners recovering of the said Fenner the Sum of 3000*l*. Damages as Assessed by a Jury and Costs the said Court gave Judgment that the Petitioner should be barred of all further proceedings by way of a Writ of inquiry of Damages in a Cause depending between the Petitioner and the said Fenner and awarded the said Fenner his Costs. [p. 364.] 23 Nov. Rhode Island.

[Order, in accordance with Committee report of 21 Jan., 1752, reversing the judgment of the Inferior Court and affirming that of the Superior Court so far as it sets aside the writ of inquiry and the judgment debarring appellant from further proceedings. Directions are given for proceedings in the Superior Court. The dealings out of which the case arose concerned an agreement for insuring the *Providence* brigantine, Jonathan Sheldon master, which on a voyage from Surinam to Providence in 1747 was reported missing, but afterwards arrived safely. Channing entered into the agreement with Charles Bowler and Robert Cooke of Newport, jointly with James, son of Arthur Fenner, and as surety for him, relying on Arthur Fenner's promise to indemnify him from all loss. Fenner later refused to fulfil his obligation.] (1752.) 23 Jan.

[XIII. pp. 456-9, 464.]

[119.] [Reference to the Committee of the petition of Philip Ludwell, of Virginia, for a day for hearing his appeal from an order of the General Court, 10 Oct., 1746, affirming an order of the County Court for the County of Surrey, 16 Jan., 1746,] whereby it was directed that the Surveyor of the Road 23 Nov. Virginia.

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near a Plantation belonging to the Petitioner with the Company under his Care should clear and keep in repair a Road sufficient for Carts to pass to and from thro' the Petitioners Pasture Lands and down to a Landing place belonging to the Petitioner called Lucas's Landing. [p. 365.]

23 Nov.
Virginia.

[120.] [Reference to the Committee of the petition of Thomas Man Randolph, Esq., of Virginia, an infant, by his guardian Peter Randolph, for a day for hearing his appeal from a judgment of the General Court, 10 April, 1749, on an action of trespass and ejectment brought against him by Ralph Wormley for recovery of 2,200 acres of land in the parish of Hanover, in the county of King George.] [p. 365.]

(1758.) [On the Committee report of 13 March, the judgment of
1 April. 10 April, 1749 is reversed.] [XVII. pp. 53, 55-6, 93.]

14 Dec.
New
Hampshire.

[121.] [Reference to the Committee of Board of Trade representation of 30 Nov. for confirmation of two New Hampshire Acts of Sept., 1743 and July, 1745, viz. :]

An Act for the better executing An Act for emitting the Sum of Twenty five Thousand pounds in Bills of Credit on this Province equal to so much Proclamation Money upon Loan and for granting to His Majesty the Interest that shall arise thereby for the purposes in the said Act mentioned.

An Act in addition to an Act entitled An Act for emitting the Sum of 25000*l.* in Bills of Credit on this Province equal to so much Proclamation Money upon Loan and for granting to His Majesty the Interest that shall arise thereby for the purposes in the said Act mentioned And an Act entitled An Act for the better executing An Act for the emitting 25000*l.* in Bills of Credit on this Province equal to so much Proclamation Money upon Loan and for granting to His Majesty the Interest that shall arise thereby for the purposes in the said Act mentioned. [p. 410.]

(1750.) [The Acts are confirmed, on the Committee report of 3 May
31 May. agreeing with the Board of Trade representation :—As to the first Act,] This Act appearing to Us to be an Alteration of