

1769. § 130 *cont.*]

with the bill of May, 1769. A letter of 9 Feb. desiring the attendance of Attorney General de Grey on 12 Feb. is also given in the Register. On 14 Feb. the act was disallowed, in accordance with the Committee report of 13 Feb., agreeing with the Board of Trade, who had represented that when they reported on the former act on 20 Dec.] the Lieutenant Governor was acquainted with the several Steps which had been taken on this Occasion, and with the difficulties which had arisen in point of Law, upon those Clauses of the Bill, by which the paper Notes to be emitted were made a legal Tender in the Treasury and Loan Office of that Colony.

[Yet, on 5 Jan., the Lieut.-Governor assented to a new act differing in no material point from the old one still under his Majesty's consideration,] and thereupon it becomes necessary for us to lose no time in humbly laying this Act, which was received at our office yesterday, before your Majesty to the end that, if your Majesty shall be pleased to signify your disallowance of it, either upon the ground of the Doubts in point of Law which occurred to the former Bill, or upon a Consideration of so irregular a proceeding as that of entering upon a proposition of this Nature, and passing it into an Act, pending the Consideration of it before your Majesty in Council, there may be no delay in having your Majesty's pleasure thereupon signified to the Colony, so as to reach it before that part of the Act, which authorizes the emission of the Bills, can take effect that is to say, on the last Tuesday in June.

How far the Lieutenant Governor is justified in the Conduct he has thought to pursue on this occasion must be submitted to Your Majesty, upon the reasons Assigned by him in his Letter to one of your Majesty's principal Secretaries of State, and to this Board. [The instruction of July, 1766, on the ground of which he says the Council advised him to this step, forbids the passing of any such law without a suspending clause]. [pp. 212, 225, 229, 234-5, 244-6, 248.]

29 Nov. [131.] [Reference to the Committee of the petition of
Montserrat. George Scandret and William Anderton, executors of Samuel

§ 131 *cont.*]

1769.

Martin, who was the surviving acting executor of Nathaniel French, for a day for hearing their appeal from a decree of the Montserrat Chancery, 2 March, 1769, allowing a demurrer put in by Michael White to a bill filed against him and Harry Webb for 3,464*l.* 12*s.* 8½*d.*, with 8 *per cent.* interest from 13 Oct., 1752, to the time of payment, the sum being the difference between two appraisements.] [pp. 155, 411.]

[On the Committee report of 9 July, the decree is affirmed. (1771.) William Mackinnen, French's other executor, and Michael Lynch and John Daly, who made one of the valuations, are also named in the report.] [VIII. pp. 29, 314-5, 342.] 19 July.

[132.] [Reference to the Committee of the petition of Esther Swete (widow), residuary devisee and legatee, Francis Baxter and Charles Gardiner, executors, and Robert Richards, of Kingston, administrator in Jamaica, of Mary Hynes, for a day for hearing their appeal from an order of the Chancellor, 18 Feb., 1769, dismissing their bill against Thomas Beach and Helen his wife and Janet Sadler, relating to the division of Mary Hynes' estates.] [pp. 155, 259.] 29 Nov. Jamaica.

[On the Committee report of 9 July the order is reversed : (1771.) Mrs. Swete is to have possession of one third of Beeston Spring estate, and its produce from the death of the testatrix ; she is also to have the equity of redemption of a third part of four plantations (the Retrieve, Aikindoun, Strathbogie and the Bogue), which had been mortgaged to Peter Beckford ; costs of the suit below are awarded against Beach. Names occurring in the report are John Hynes, father of Mary Hynes named above ; his first wife, Mary, and her father, Charles Brayne ; William Hall and Mary his wife, Edward Pratter, George Bennett, Henry Dawkins, John West, Janet, daughter of James Guthrie and Hynes' second wife, of whose daughters Elizabeth Hynes, or Elletson, died without issue, and Helen is now wife of the respondent Beach ; Elizabeth, Helen, Mary and John Guthrie ; William Beckford, Alderman Turner, of London ; Bridget Bennett, William Hayman, and Sir William Trelawny, the Governor.] [VIII. pp. 304-14, 340.] 19 July.