

§ 22 *cont.*]

1766.

Governor Murray should be dismissed, as groundless, Scandalous, and Derogatory to the Honour of the said Governor, who stood before the Committee unimpeached.

[*pp.* 202, 218.]

[23.] [Reference to the Committee of the petition of John Holmes, yeoman of Middletown, Newport co., Rhode Island, that the Council dismiss for non-prosecution the appeal of Thomas Freebody, merchant of Newport, from a judgment of the Superior Court in March, 1765, affirming one of the Inferior Court, 21 Nov., 1763, in Holmes's action of trespass and ejectment for 125 acres of land and a house and barn in Middletown.]

10 Dec.
Rhode
Island.

[*p.* 129.]

[On the Committee report of 7 July, the appeal is dismissed (1768.) with 20*l.* *stg.* costs for non-prosecution.] [VI. *pp.* 239, 249.]

15 July.

[Reference to the Committee of Holmes's appeals from two (1769.) judgments of the Superior Court in March, 1766, and March, 1768, in cases against Freebody concerning the same property.]

14 April.

[VI. *p.* 549.]

[On the Committee report of 7 April, the judgments of (1770.) March, 1766, and March, 1768, are reversed and that of March, 1765, reaffirmed. In spite of Freebody's appeal from the earlier judgment, the General Assembly had ordered a new trial in the Superior Court, at which Holmes, relying on the jurisdiction of the Privy Council, made no appearance. On judgment passing against him, he was only enabled to bring the matter before the Council by applying for a new trial, and then appealing. The General Assembly declined to carry into effect the Order of 15 July, 1768, till the case should be determined on this new appeal. Names occurring in the report are Margaret Holmes, James Green, and Freebody's father, John, and brothers, John and Samuel.]

27 April.

[VII. *pp.* 190, 332-40, 359.]

[24.] [Reference to the Committee of the petition of Jane Brown, of Newport, Rhode Island, widow, and Matthew Robinson, gent., and Robert Brown, yeoman, of South Kingstown,

10 Dec.
Rhode
Island.