

On behalf of Colonel Codrington, though without instructions from him, Archibald Hutcheson replied that Freeman's letters patent were secured by connivance from Captain Norton, the Lieutenant-Governor, who was in possession of half the estate at the time of the view made by the justices. Monsr. de Chambré or his agents remained in possession till the English part of the island was again taken by the French in the late war. At some date subsequent to the letters patent, the estate must have been wrongfully taken from the representatives of De Chambré by the petitioner's agents. Cunningham's proceedings upon the view of the justices were as valid against a possession of less than two years' continuance as would have been an inquiry by way of a jury. Hutcheson was not instructed about the alleged occupation by Colonel Codrington, but prayed that nothing be done against Cunningham's rights save by legal procedure, or in prejudice of Colonel Codrington till he had had an opportunity of answering the complaint.—*Cf.* C.S.P. XIV. 1091. 1.

[50.] NEVIS. *Complaints of Wm. Mead, Wm. and Mary Shipman and Thos. Harvey.* 13 Feb. The petitioners allege that II. p. 380. Mead was ejected from certain plantations on a motion by Thomas Herbert, encouraged by Colonel Codrington, who was commonly reported to be treating with Herbert for the purchase of his pretended title. Mead had been unable to obtain a hearing of his appeal to the Governor and Council, and attributed the delay to a desire to let Herbert reap the benefit of a crop of sugar canes worth 3,000*l.*

For Colonel Codrington, Mr. Hutcheson and Mr. Cary reply that the report of the Governor's design to purchase Herbert's title is false; that the suit in Herbert's name is of old standing—having begun in 1686 and been interrupted by the war; and that the present ejectment was brought before Codrington's arrival as Governor. Mead's appeal has been heard on 6 Sept. by the Governor and Council in Antigua, and, on their confirmation of the previous judgment, an appeal has been entered to the Privy Council.

12 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1702. § 50 *cont.*]

Mead has denied all knowledge of this; but the proceedings cannot be reversed till the appeal is laid before his Majesty. —*Cf.* C.S.P. XIV. 1090. I.

18 March. [51.] NEWFOUNDLAND. *Embargo*. Petition of James II. p. 392. Doliffe for the *Speedwell*; with a certificate from the Lieutenant of H.M.S. *St. George*.

18 March. [52.] NEW ENGLAND. Contracts with Wm. Wallis II. p. 404. and with John Tayler to bring masts from New England. 6 *pp.*

24 March. [53.] NEWFOUNDLAND. *Embargo*. Ordnance representation II. p. 402. *re* four storeships.

26 March. [54.] NEW ENGLAND AND NEW YORK. *Powder*. Ordnance II. *pp.* report on Dudley's petition. 396–7.

26 March. [55.] NEW YORK. *Chief Justice Atwood*. His wife's petition that he be continued in that office. Docketed "Respited till the Council of Trade shall report relating to the present troubles in New York."

26 March. [56.] VIRGINIA. *Embargo*. Petition of Micaiah Perry for II. p. 392. the *Richard and Sarah*.

6 April. [57.] NEW ENGLAND. *Masts for the Navy*. Letter from the Admiralty to Mr. Secretary Vernon to have her Majesty's license sent to the contractors, so that they may not be obstructed by the Surveyor.

17 April. [58.] BARBADOS AND LEEWARD ISLANDS. $4\frac{1}{2}$ *per cent. duty*. II. *pp.* 405 B. of T. representation: 11 *pages*. "Read the same day. -8, 427-32. Suggested in order to be further considered by the Council of Trade." Later elaborated into the reports given in II. *pp.* 405–6, 427–32.

29 April. ———. The B. of T. report quoted at II. *pp.* 405–8.

21 May. ———. B. of T. representation with drafts of letters to the Governors. II. p. 408.