

Appeals to the Privy Council

Calendar of State Papers Colonial Series

JAM_1680_00

Mingham v Martin

Jamaica

Calendar of State Papers Colonial, America and West Indies, Volume 10: 1677–1680, W. Noel Sainsbury and J.W. Fortescue, ed. (London, 1896), no. 1459, p. 579–585:

July 21. Whitehall.	1459. Order of the King in Council on petition of Dorothy Mingham for the release of her husband Francis Mingham. That the said Francis Mingham or some other person on his behalf give security to the Board in the sum of 2,500 <i>l.</i> , that he will answer the judgment given against him in Jamaica for that amount in case the Board see fit to affirm the same, and that Francis Mingham be set free and allowed to transport himself to England, there to answer his complaint. <i>Mem.</i> —The security was given to the Board before the delivery of the order. 2 <i>pp.</i> [<i>Col. Entry Bk., Vol. XXIX., pp. 403–5.</i>]
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Calendar of State Papers Colonial, America and West Indies, Volume 11: 1681–1685, J.W. Fortescue, ed. (London, 1896), no. 65, p. 25–37:

April 6. Whitehall.	65. Order of the King in Council. The petition of Francis Mingham (<i>ante</i> , No. 40) to be referred to the Lords of Trade and Plantations for their report. $\frac{1}{2}$ <i>p.</i> <i>Inscribed</i> , Read 12 April 1681. [<i>Col. Papers, Vol. XLVI., No. 114, and Col. Entry Bk., Vol. XXIX., p. 460.</i>]
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Calendar of State Papers Colonial, America and West Indies, Volume 11: 1681–1685, J.W. Fortescue, ed. (London, 1896), no. 77, p. 25–37:

April 15. Whitehall.	77. Order of the King in Council. The report, dated 12th April, of the Lords of Trade and Plantations on the case of Francis Mingham (<i>see ante</i> , No. 40) was read, to following effect. We have heard both parties by their Counsel, and we think that the condemnation of Mingham's ship and goods was unwarranted, and his imprisonment and the proceedings on the action for scandal, contemptuous towards your Majesty's Council Board and throughout oppressive and unjust. We recommend that the 300 <i>l.</i> for which the ship was sold should be forthwith restored to Mingham, but, as the seizure was colourable and the case had divers circumstances of suspicion, without costs. As regards the action for scandal, we recommend that Sir Henry Morgan and Mr. Thomas Martin be called upon to express their satisfaction with our judgment, that Mingham may be no more troubled thereby, and that your Majesty should express, in such manner as you think best, your resentment towards Sir Henry Morgan and Mr. Martin, to discourage the like proceedings in other persons in power. We recommend further that Mingham be left to take such further legal remedy as he chooses to
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	obtain satisfaction for his sufferings during imprisonment.
	As regards the petition of the Provost Marshal of Jamaica (<i>ante</i> , No. 67), we think it reasonable that his fees should be paid by Sir Henry Morgan and Mr. Thomas Martin, according to the proportion of 2,000 <i>l.</i> and 500 <i>l.</i> for which Mingham was taken in execution. <i>Signed</i> , Bath, Clarendon, Conway, L. Jenkins, Francis North. Order in Council accordingly. [<i>Col. Entry Bk., Vol. XXIX., pp.</i> 462–466.]

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