

Appeals to the Privy Council

Calendar of State Papers Colonial Series

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Appeal of Sadler

Jamaica

Calendar of State Papers Colonial, America and West Indies, Volume 12: 1685–1688 and Addenda 1653–1687, J.W. Fortescue, ed. (London, 1899), no. 1906, p. 596–616:

Oct. 12.	1,906. Order of the King in Council. Referring the petition of Charles Sadler to Lords of Trade and Plantations for report. <i>Signed</i> , John Nicholas. <i>Annexed</i> ,
	1,906. I. Petition of Charles Sadler to the King and Lords of Trade. The Provost Marshal General appointed Mr. Smith Kelly his deputy, and in case of Kelly's death or absence, myself. The Duke of Albemarle removed Mr. Bernard from being Chief Justice of the island and put in Mr. Elletson in his place, at which time or just before, Kelly had levied or had in his hands to levy several executions, amounting to over £4,800, against Elletson, Colonel Needham one of his assistants, Captain Parnaby his father-in-law, John Elletson his cousin, and Mr. Waite; of whom Waite and Parnaby were actually in prison. Kelly was suspended, and Waite made Provost Marshal, who let Parnaby out of prison. I asked to succeed Kelly, according to my deputation, but the Duke, instead of allowing it, required security of myself in £500 and two sureties in £250 each to appear next Council-day, when he required of me further security in £1,000 and two sureties in £500 not to quit the island within twelve months without his leave. The Chief Justice, Waite, Parnaby, and others, well knowing that if I had been admitted Provost Marshal I should have done my duty and executed all the processes against them, prevented my admission to the office, and one Edward Moulder, a disorderly, encumbered man, swore that I had said that the Chief Justice and Sir Henry Morgan had razed or interlined a record of the Court. For using these words, which I never spoke, I was indicted; a bill was found by a grand jury returned by Waite; I was found guilty, and fined £300, for which same I am now a prisoner, and am likely to remain so. I am told that the indictment does not lie. I beg that the fine may be remitted, and the proceedings cancelled, and that I may be admitted to my office. <i>The whole</i> , 3 pp. [<i>Col. Papers, Vol. LXIII., Nos. 71, 71I.</i>]

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