

APPEALS TO THE PRIVY COUNCIL.

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became seized and having issue a son William d. 8 April 1714 and made his will and gave the estate to his son William at 21 with remainder to his cousin Will. Andrews of Barnshall. Wardell Andrews died soon after. His wife Thomasine and his son William survived him. Thomasine died and William survived her and died under age and s.p. 15 Sept. 1729.

Judgment was given in Barbadoes for Plaintiff but by writ of error that judgment was on 14 April 1730 reversed. The Appellants have appealed to H.M. in Council. Question as to entail.

The Respondents' case.

The dau. Sarah, now wife of Robert Hales, Esq.

17 Feb. 1727, the Appellants also recovered 63 slaves. The point is whether Lucretia took an estate tail or for life only. Endorsed "Affirmed." Printed case. (Add. MS. 36, 216, fo. 24-26.)

See *ante*, II., 203, for deed of sale in 1653 by Jonathan Andrewes, Tho. Andrewes and Tho. Wardell.

At *Andrews* plantation in St. Joseph's parish is a marble slab to Capt. Robert Wardall, d. 14 June 1667, aged 22, with arms: *A chevron between three boars' heads coupéd, on a chief as many roundles.*

In St. Michael's churchyard is a stone recording the death, 27 March 1718, of Thomazin, dau. of Col. Tho. Thornhill, first married to Wardall Andrews, Esq., but afterward to Wm. Savage, Esq., of Bloxworth, co. Dorset.

William Andrews, s. of Wardale (*sic*) of B'os, esq. Matriculated from Magdalen Coll., Oxf., 11 Dec. 1723, aged 18. If this be correct he was not under age at his death.

Wardell Andrews, s. of George of B'os, Esq., matriculated from Univ. Coll., 9 June 1697, aged 15; of the Mid. Temple 1696. (Foster.)

ANTIGUA.

Nathaniel Carpenter, Appellant.

Amy Parry an infant by Henry Lyons, Esq., her Guardian, Respondent.

The Appellant's case.

On 23 Dec. 1729 an ejectment was brought in the Court of K. B. & C. P. in Antigua on the demise of Henry Lyons, Esq., as Guardian of Amy Parry, for 190 acres, one windmill, boiling house, &c.

The title is under the will of John Parry the Elder,* her great-grandfather, as being the dau. and only issue of John Parry the Yr, the eldest son of Samuel Parry, eldest son and devisee of John Parry the Elder.

The title of Carpenter is under a mortgage to him by Samuel Parry the grandfather, whereon £5,800 st. is now due, and under a foreclosure obtained in 1725 against John Parry the eldest son and heir of Samuel Parry.

The Will of John Parry the elder recited:—I devise my estate, real and personal, half to my wife Henrietta and the other half to my son Samuel at 18, and at death of Henrietta all to him, and if Samuel die then my son John to enjoy the estate. To my son John six negroes or 24,000 lbs. of sugar, remainder to the heirs of my sister. Wife Ex'trix, and Capt. John Yeamans, W. Byam and Major Francis Carlisle Ex'ors.

Deposition of Robert Martin, 23 Oct. 1692, that the will was in testators own handwriting, but was neither signed nor sealed. The Governor and Council declared for it.

* A pedigree of Parry appeared in the "History of Antigua," III., but the will above recited no longer exists in the Registrar's office.