

1725.

for his defence. Keith's complaint is ordered to be heard on the first Thursday in June, and a copy of Moore's complaint is to be sent to Keith for his answer that it may be heard at the same time. Moore is to be] at liberty to proceed in the interim in the proper Court of Pennsylvania upon the seizure alledged to be made by him, in such manner as he shall be advised. [p. 127.]

[Committee: Peter Evans, gent., makes affidavit as to the seizure of the *Fame*: Nicholas Fleatham, Charles Starkey and William Cartwright, mariners, swear to the truth of their joint affidavit made before Thomas Bennett, a master in Chancery, 10 Aug., 1725.] 10 Dec. [p. 135.]

[Reference to the Committee for Appeals of the petition of William Moore, Collector of his Majesty's Customs in Pennsylvania] relating to the Proceedings of the Assembly in Declaring that no original process should be issued out of the Supreme Court of that Province in Civil Causes whereby the Petitioner alledges he is debarred of the means of prosecuting His Majestys Suits according to Law, and particularly one Ship and Cargo of East India and other Contraband Goods to the value of 20,000*l.* which he had seized in the year 1724. (1727.) 13 May. [p. 358.]

[89.] [Reference to a Committee of the petition of Richard Partridge on behalf of Peleg Slocum, John Tucker and other Quakers, inhabitants of Massachusetts Bay,] who are under Severe Sufferings for Conscience Sake, praying the Repeal of such Laws past in that Province as Directly or Consequently affect the Liberties, Properties, Religion or Consciences of His Majestys Protestant Subjects in the said Province, etc. 2 Sept. Massachusetts Bay. [p. 116.]

[90.] [Reference to the Committee for Appeals of the petition of Edward Chester, sen., of Antigua and Ann his wife, widow of John Paynter, sen., John Gunthorp and Richard Sherwood of Antigua, merchants, and Catharine, Elizabeth and 14 Oct. Antigua.

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1725.

Mary Paynter, infant daughters of John Paynter, sen., by their guardians Edward and Ann Chester, that, as the proceedings are duly transmitted, a short day be appointed for hearing their appeal from a Chancery decree of 22 Dec., 1724, in a case between the petitioners and William Paynter, collector, Edward Byam, Major John Tomlinson, and Francis Carlisle.]
[p. 118.]

(1726.)

31 May. [Order, in accordance with Committee report of 29 March, for further proceedings in Chancery.] [pp. 120, 205, 228.]

(1731.)

28 Oct. [Reference to the Committee for Appeals of the petition of the widow, executors and eldest son of John Paynter, sen., for a short day for hearing their appeal from a Chancery decree of 2 July, 1730] upon two Bills filed against the appellants in the said Court the one by John Gunthrop and Catherine Paynter as executors of William Paynter the Elder deceased . . . and the other by William Paynter Younger son and Devisee of the said William Paynter the Elder by his Guardians and next Friends William Horne and Francis Burton.
[Geo. II. Vol. II. p. 463.]

(1733.)

25 Jan. [Order, in accordance with Committee report of 18 Jan., affirming part of the decree, and directing further proceedings in the Antigua Court of King's Bench and Common Pleas.]
[II. p. 486 ; III. pp. 95, 101-3, 105.]

(1740.)

27 Nov. [Reference to the Committee of the appeal of Governor Edward Byam, Francis Carlisle and John Tomlinson, senr., three of the executors of John Paynter, senr., Anne Chester, widow of Edward Chester and late widow and one of the executors of John Paynter, and William Paynter, son and heir and devisee of John Paynter, from an order of the Antigua Chancery, 26 July, 1734, refusing to set aside a verdict of the Court of King's Bench and Common Pleas, 5 June, 1733, in favour of John Gunthorp, Catherine Paynter, widow of William Paynter, senr.. and William Paynter, son and devisee of William Paynter, senr.]
[VII. p. 266.]

ACTS OF THE PRIVY COUNCIL (COLONIAL). 123

[Order, in accordance with Committee report of 28 April, affirming the verdict given on the issue directed by the Order of 26 Jan., 1733, and also the order of the Antigua Chancery of 26 July, 1734; and ordering the parties to proceed again to trial in the Court of King's Bench and Common Pleas] in regard it does not appear that all the Facts intended to be Tried by the Issue so Directed have been yet enquired into and that there is not Sufficient light for the Court of Chancery in Antigua to do Justice to the Partys without a further Enquiry. [VII. pp. 312, 457, 464.]

1725-6.
(1741.)
6 May.

[91.] Petition of Major Mason for Mr. Lylingston to Supply a vacancy in the Council of Barbados read. Nothing. [p. 132.]

25 Nov.
Barbados.

[92.] [A representation of the Board of Trade of 4 Nov. recommending confirmation of an Antigua Act of 1 May, 1724, for cutting off the entail of certain lands, tenements and hereditaments in Antigua belonging to John Vernon of the Parish of St. James's, Westminster, Esq., is referred to the Attorney and Solicitor General, who are to report to the Committee.] [p. 132.]

25 Nov.
Antigua.

[The Attorney and Solicitor General having found no objection if the parties desired the confirmation of the Act, and the solicitor for the parties having moved for its confirmation, the Committee recommend that it be confirmed.] [p. 233.]

(1726.)
10 June.

[The Act is confirmed.]

[p. 250.]

(1726.)
5 July.
1726.

[93.] [The Council refer to the Board of Trade the petition of Samuel Jacob and other merchants of Bristol, together with the affidavit of Augustine Moore thereto annexed, setting forth that about 30 April, 1724, in accordance with a Virginia Act repealed on that date, their agent was obliged to pay 40 shillings for each of several negroes imported by them into Virginia, and humbly praying for relief, as the Treasurer refuses repayment.] [p. 167.]

29 Jan.
Virginia.

[94.] [Reference to the Committee of the Council of the Representation of Springett Pen Esquire Grandson and Heir

12 Feb.
Pennsylvania.