

1734.

Erye Doctor Daniel Machiner, Lieutenant Colonel Francis Rogers, the Petitioner, Mr. Thomas Kerby and his said Uncle John Gamble Executors.

[In accordance with the Committee report of 18 April, it is ordered] that the said Order made in the Court of Chancery of Antigua on the 1st of November 1732 be Reverst and that both the said Pleas of Richard Sherwood and Joanna his Wife and of Wm. Denlow and Thomas Kerby, do Stand for Answers with Liberty for the Appellant to Except thereto, and that the Benefit of the said Pleas be saved to the hearing of the Cause. [V. pp. 188-94, 211.]

[306.] [Reference to the Committee for Appeals of the petition of John Burke of Antigua, merchant, and James Duncan of Kirkcaldy in Scotland, mariner, for a short day for hearing their appeal from two decrees of the Antigua Chancery, 25 April and 5 May 1733,] in favour of Robert Weir, Walter Weir, Francis Weir, William Paynter Edward Byam an Infant George Thomas George Byam and Thomas Freeman Surviving Executors of William Byam Deceased. Edward Byam John Thomlinson Francis Carlisle Anne Chester Thomas Stevens and Charles Dunbar. [p. 526.]

11 July.  
Antigua.

[Committee. On the motion of the solicitor for the appellants, the appeal, which had been abated by the death of John Burke, intestate, is revived, by making Elizabeth Burke, his widow and administratrix, and John Burke, his son and heir, parties thereto.] [VII. p. 290.]

(1740.)  
2 Dec.

[Committee. The appeal is revived, on the motion of the] Sollicitor for the Appellant setting forth that since the making the said Order the said Appeal is become further abated by the Deaths of the said Edward Byam John Tomlinson Francis Carlisle and Ann Chester who were the Surviving Executors of John Paynter the Elder deceased and also by the Deaths of the said William Paynter and Robert Weir And that the said Elizabeth Burke was since Intermarried with George Crump

(1750.)  
17 Dec.

418 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1734.

And therefore praying the said Appeal might be revived by making the said Walter Weir Party thereto as Heir at Law and personal Representative of the said Robert Weir as well as in his own Right and also by making William Gunthorpe of Antigua Esqr. Party thereto as nephew and Heir of the said William Paynter who was Son and Heir of the said John Paynter the Elder and also as personal representative of the said John Paynter the Elder and William Paynter deceased and also by making the said George Crump and Elizabeth his Wife partys to the said Appeal. [XIII. p. 128.]

11 July. [307.] [Reference to the Committee for Appeals of the petition of Sir William Codrington late of Antigua, but now of Doddington in the County of Gloucester, that a short day be appointed for hearing his appeal from a decree of the Antigua Chancery, 28 Feb., 1732,] in favour of William Byam Nathaniel Crump Archibald Cockran and Francis Carlisle as Executors of Samuel Philips deceased and against Robert Tint Gent. and Rebecca his wife, Dorothy and Elizabeth Philips Spinsters which Rebecca Dorothy and Elizabeth are the Daughters and coheirs of the said Samuel Philips. [p. 526.]

(1736.)  
3 April. [In accordance with the Committee's report of 2 April, the appeal is dismissed.] [IV. pp. 90, 133-6, 146.]

18 July. [308.] [Reference to the Committee of a memorial from the General Assembly of South Carolina representing the state and condition of the province.] [p. 538.]

23 July. [Committee, in regard the matters contained therein relate to the preservation of the said province, refer the memorial to the Board of Trade to examine maturely into every particular part thereof and report.] [p. 547.]

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8 Aug. [309.] [Reference to the Committee of the petition of the agents of Barbados to be heard against the Board of Trade