

ACTS OF THE PRIVY COUNCIL (COLONIAL). 721

- Sloop called the Mary and Margaret with a Boat and some Merchandize. [p. 107.] 1742.
(1743.)
- [The appeal is dismissed on the report of the Committee of 10 Feb. The question at issue was whether the sloop, which had been seized in August, 1739, for having on board commodities of the product and manufacture of Europe not shipped in Great Britain, was at the time on the high seas or within the body of the city of New York.] 23 Mar.
[pp. 134, 210, 314-5, 345.]
- [539.] [Reference to the Committee of the petition] of Thomas Stephens Agent for the People of Georgia in America Setting forth the Deplorable Condition of the said Colony occasioned by the Extraordinary Laws and Government thereof and by the many Arbitrary and illegal Proceedings which have hindred the Progress of the Colony and defeated His Majestys Intentions of making Provision for His Poor Subjects and others sent thither Complaints whereof have from time to time been laid before the Trustees but none of the said Grievances and Discouragements redress'd, And therefore humbly imploring His Majestys Protection and Encouragement whereby they may be enabled to proceed effectually in the Improvement and preservation of the said Colony and their own Support. [p. 119.] 1 April.
Georgia.
- [Committee : A copy of the petition to be sent to the trustees for establishing the colony of Georgia.] [p. 126.] 12 April.
- [A copy of the answer of the trustees to be delivered to the complainant.] [p. 134.] 7 May.
- [540.] [Appearance entered by John Sharpe, Esq., for Benjamin Charnock to the appeal of Patrick McCabe and Elizabeth his wife.] [p. 129.] 14 April.
Barbados.
- [To the Committee is referred the appeal of Patrick and Elizabeth McCabe of Barbados] from an Order made in the Court of Chancery of that Island on the 19th of March, 1739 17 May.

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1742.

and several Proceedings had thereupon And also from a final Decree or Order of the said Court of Chancery on the 15th of April 1741 upon a Bill filed there by the Petitioners against Benjamin Charnock for a Discovery how several Debts Due from Philip Kirton Esqr. deceased to the said Benjamin Charnock were Originally contracted and other matters therein contained. [p. 144.]

(1743.)

2 June. [The said Elizabeth was successively wife of Philip Kirton, John Arnett and Patrick McCabe. . The case concerns a debt of Kirton to Charnock. A mixed verdict is rendered, and certain matters referred to the Master in Chancery in Barbados. As the appeal has been only partially successful, no costs are given on either side. [pp. 211, 339, 356-371, 429.]

6 May.
Jamaica.

[541.] This day Mr. Tomkins of Fishmongers Hall Entered an Appearance for Mary Clark and Fernley Clark to the Appeale of Calvin Galpine from Jamaica. [p. 130.]

17 May.

[To the Committee is referred the appeal] of the Reverend Calvin Galpine Rector of the Parish of St. Catherine in His Majestys Island of Jamaica from an Order made in the Court of Chancery of that Island on the 22d of May 1741 Dismissing a Bill of Redemption or Foreclosure filed in the said Court by the Petitioner against Mary Clarke and Ferneley Clarke for discharge of a Mortgage for 1,500*l.* and Interest. [p. 145.]

(1743.)

2 June.

[Order in accordance with the Committee report of 27 April] that the said Order of the 22nd of May 1741 Be reversed and that the Court of Chancery in Jamaica do proceed forthwith to make a final Decree for the Appellant on the Masters Report of the 17th of May, 1740 according to the Equity and Justice of the Case. [pp. 394-398, 425.]

(1745.)

7 Feb.

[Reference to the Committee of the appeal of Mary Clarke, widow and executrix of Edward Clarke, and of Ferneley Clarke, an infant, her eldest son, from a decree of the Jamaica Chancery of 9 Nov., 1743, in favour of Calvin Galpine.] [IX. p. 660.]