

the whole of the said four Thousand Acres to be in the actual Possession of several Persons who by Virtue of Allotments made by the late Trustees of Georgia, settled there in 1752, and have continued to cultivate and improve the said Lands ever since ; That conceiving that it could not be the Royal Intention that Lands so occupied (though not excepted in the said Instruction) should be sold, he therefore forbore giving any Disturbance to the present Possessors ; On the contrary he thought it his Duty to recommend them as fit objects of the Royal Favour and Protection humbly hoping that His Majesty upon Consideration of their particular Circumstances will be graciously inclined to confirm to them severally their respective Possessions. And as the said Lords Commissioners entirely agree in opinion with Mr. Ellis as to the Reason and Equity of the Indulgence which he recommends, They therefore propose that His Majesty would be graciously pleased by His Royal Instruction to authorize the said Governor to give and grant, by Patent, in the usual form, under the Publick Seal of the Colony to each and every Person possessing any Lands between the town of Savannah, and Pipemakers Creek, by virtue of any Allotment or Grant from the late Trustees, the Quantity of Land whereof he is so possessed, subject to the Payment of such Annual Quit Rent as is prescribed by His late Majesty's Instructions to the said Governor.

[p. 146.]

[The instruction is approved.]

[p. 307.]

30 April.

[435.] [Reference to the Committee of the petition of Edmund Hyde, Esq., of Jamaica, for a day for hearing his appeal from a Chancery order of 14 Dec., 1759, on a bill filed against him and Francis Gale by Foster March for an account of the estate of Hanbury Sanders Pestell, deceased.]

16 Jan.

Jamaica.

[pp. 70, 149.]

[On the Committee report of 29 June, the order is affirmed save what relates to the report of a Master in Chancery, which is directed to be reviewed by the Master. Pestell left his estates to his mother for her life, and thereafter several specific

2 July.

466 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1761.

legacies to Hyde, and the residue to his cousin, William Sanders. Hyde and Gale were his executors. March claimed under the will of William Sanders, who is dead.] [pp. 411, 412-3, 424.]

16 Jan. [436.] [Reference to the Committee of the petition of
St. Benjamin Herriott, of St. Christopher, late master and owner
Christopher. of the ship *Pitt*, on behalf of himself and John Willett, merchant of St. Christopher, late owner of the cargo of the said ship, for a day for hearing his appeal from the condemnation of the ship and cargo by the Vice Admiralty Court, 4 Aug., 1759, on a libel filed by Alexander Home, searcher of customs at Basseterre, for shipping goods there to be carried out to sea from thence contrary to divers Acts of Parliament.] [p. 149.]

2 July. [On the Committee report of 27 June, the appeal is dismissed.] [pp. 362, 409, 426.]

28 Jan. [437.] [Reference to the Committee of the petition of
Nevis. David Chollet, owner of 600*l.* 6*s.* condemned as part of the cargo of the sloop *Hunter*, for a day for hearing his appeal from this sentence pronounced in the Vice Admiralty Court of Nevis on a libel filed by Alexander Mackay, waiter of the customs in the port of Nevis.] [p. 185.]

(1762.) [Order in accordance with the Committee report of 16 March,
5 April. which shows that the appeal set forth] that the said Alexander Mackay on the 23d of February 1760 Exhibited a Libel in the Court of Vice Admiralty of Nevis . . . thereby Stating that between the 1st of February 1760 and the Day of Exhibiting the Libel, certain Persons to the Informant unknown, did at Montserrat (One of the Leeward Charribbee Islands) Load or Cause to be laden on Board the Sloop called the *Hunter*, whereof John Furlong was Master (being of less than One hundred Tons Vizt. of Eighty Tons burthen) two Casks of Indigo of the growth and produce of his Majestys Plantations in America without having first given Security of One thousand Pounds or having produced a Certificate from the Officers of any Customhouse of Great Britain, England, Ireland, Wales or the Town of Berwick upon Tweed that such