

472 ACTS OF THE PRIVY COUNCIL (COLONIAL).

1761.

20 Mar. [On the Committee report of 14 March, the appeal is dismissed.] [pp. 244, 257.]

28 Jan. [440.] [Reference to the Committee of the petition of  
Jamaica. Vicente Abendana, master and part owner of the Spanish ship *Armitad* or *Friendship*, and Don Francisco Xavier da Costa on behalf of himself and Juan Antonio de la Sierra and Andres Sesey, the other part owners, for a day for hearing their appeal from the condemnation of the ship in the Vice Admiralty Court of Jamaica, 27 Jan., 1757, on its seizure by the *Hawke* privateer, John Alexander, commander.] [p. 186.]

(1762.) [On the Committee report of 6 April, when the case was  
12 April. heard *ex parte*, no appearance having been entered for the respondent, the judgment is reversed, and the ship and goods, or value thereof, ordered to be restored to the appellant.]

[II. pp. 135, 174, 200.]

28 Jan. [441.] [Reference to the Committee of the petition of  
Jamaica. Zachary Bayly, administrator of Mark Warkman, merchant of Jamaica, deceased, for a day for hearing his appeal from a decree of the Jamaica Chancery, 22 Feb., 1758, on a bill filed against him and others by Thomas Jackson, planter, for 488*l.* 2*s.* 6*d.* currency for three pieces of Genoa damask.]

[p. 187.]

(1762.) [On the Committee report of 6 April, when the case was  
12 April. heard *ex parte*, no appearance having been entered for the respondent, the decree is reversed and Jackson's bill dismissed. Maria Paxton, administratrix of Thomas Paxton, is named in the report as another defendant.]

[II. pp. 136, 173, 200.]

(1764.) [Reference to the Committee of Bayly's petition for leave  
6 June. to appeal from an order of the Chancellor, 20 May, 1763, refusing to order Thomas Jackson to repay to him 977*l.* 0*s.* 9*d.*]

[III. p. 472.]

(1764.) [On the Committee report of 27 July, the appeal is admitted.  
3 Aug. Security is given on 6 Aug. by Nathaniel Bayly and John Edwards of Lincoln's Inn Fields.] [III. pp. 586, 600.]

1761.

[On the Committee report of 16 July, order is given enforcing the order of 12 April, 1762. The money paid out of court by the Register, Charles Stanhope, is to be returned to Bayly by the respondent, with interest from the day when it was so paid out, 19 Nov., 1759. The Governor is to do everything necessary for this purpose,] but this to be without prejudice to any relief the Respondent may be advised to seek against the Sentence for Reversing the said Decree by Your Majestys said Order in Council of the 12th of April 1762.

(1765.)  
26 July.

[IV. pp. 10, 132, 272, 302.]

[442.] [Reference to the Committee of the petition of John Doe, planter, and his lessors, Robert Stirling, Esq., and Joseph Hatton, gent., of Jamaica, complaining that the Lieut.-Governor refuses to hear a writ of error brought by Richard Corr from a judgment of the Supreme Court in May 1758, in favour of the petitioners in their action of trespass and ejection to recover lands in the parish of St. Mary, in regard the Lieut.-Governor was examined as a witness for the defence in the Court below, and praying that the judgment of the Supreme Court may be affirmed with costs or the Lieut.-Governor be ordered to determine the case immediately.]

28 Jan.  
Jamaica.

[p. 188.]

[443.] [Reference to the Board of Trade of the memorial of Edward Ephraim Cooke, late commander and principal owner of the *Cicero* privateer, setting forth his services in the capture of St. Bartholomew and St. Martin from the French, and praying the government of these islands with liberty to improve the lands near the forts which he will erect at his own expence, or other compensation for his services and outlays, which are as yet unrewarded.]

15 Feb.  
West  
Indies.

[p. 205.]

[444.] [On a Board of Trade representation of 17 Feb., Governor W. H. Lyttelton was continued Governor of Jamaica, and a commission ordered to be prepared for him. On 10 March, the commission and warrant for passing it were approved. On 30 April the Board of Trade

27 Feb.  
Governors  
continued.