Lecture 15.

1064 A

George the third by the grace of God of the United kingdom of Great Britain and Ireland King Defender of the Faith &c to Wm Mulligan Esquire Marshal of our Vice Admiralty Court of Madras &c and to his Deputy Greeting Whereas our beloved the Worthy Sir I. A. Strange Knight our Commissary and Judge in our said Court doth like to hear and determine all and all manner of causes and Complaints as to Ships and Goods taken as Prize Specially Constituted and appointed in a certain business moved and prosecuted before him on our behalf against the Schooner called the Friendship whereof I. Adriaansen was Master her tackle Apparel and furniture taken by our Ship the Harpar and brought to Madras rightly and duly proceeding decreed a Commission to issue for the Appraisement of the said Schooner (Justice so requiring) We do therefore by these presents authorize & empower you, and do strictly Charge and Command you that you fail not to reduce into Writing a full, true and perfect inventary of the said Schooner her Tackle, Apparel and furniture, and that you choose two good & Lawful Men well experienced in such Affair, and swear them faithfully and justly to Appraise the same, according to their true Values and that you so Appraise and value, in case the same to be so Appraised and valued, and that you duly transmit the said Appraisement subscribed by you and the said Appraisers to our aforesaid Judge of our said Court, or his Surrogate together with these presents.—

Given at Madras in our

Friendship — Cartmar

L. S.

aforesaid Court under the Seal
thereof the 24th Day of September
in the year of our Lord 1812
& 52nd of our Reign the 52d —

(Signed) Henry Gahagan
Registrar

The execution of this Commission of Appraisement appears by the Inventory and Appraisement hereunto Annexed.

(Signed) Will. McTaggart
Marshal

In Obedience to the Annexed Commission of Appraisement to me directed I have Caused the Schooner Friendship mentioned in the said Commission together with her tackle Apparel and furniture to be Appraised, and I have also Caused to me made a true & perfect Inventory of the said Schooner her Tackle Apparel and furniture which is hereunto Annexed. —

(Signed) Will McTaggart.
Marshal

Inventory of the Schooner Friendship together with her tackle Apparel.

055 Furniture Stores &c. Surveyed by Mr. Martin and Mr. Neil.

The Hull measuring 50 Tons or thereabouts valued at	150	"	"
1 Cable	5	"	"
1 Spare Do	2	"	"
1 Anchor	12	"	"
Bow Sprit with Rigging	12	"	"
Fore Mast with Rigging			
Do Top Mast Do			
Do Top Gallant Mast Do	82	"	"
Do Yard			
Do Top Mast Studding sail Boom			
Main Mast with Rigging			
Do Top Mast Do	84	"	"
Do Top Gallant Do			
Main Boom Gaff			

Sails

1 Jibb			
1 Fore Top Mast Stay Sail			
1 Fore Sail			
1 Do Top Sail			
1 Do Top Gallant Sail	17	3	40
1 Lower Studding Sail			
1 Top Mast Do			
1 Fore and Aft Main Sail			
1 Boat	5	"	"
3 Water Casks	1	22	40
1 Sail Cask	"	11	20
Pagodas	351	26	20

Errors Excepted.

Friendship ——— Continued

We James Martin & Robt. McNicol of Montrose Mariners having carefully inspected the aforesaid Schooner Ffriendship and being sworn faithfully & justly to appraise the same, do upon our Oaths say, that according to the best of our Judgement the said Schooner together with her Tackle Apparel Furniture Stores &c is worth and ought to fetch at Public Sale Nine hundred and fifty one Pagodas Twenty Six Fanams and Twenty Cash or thereabouts.

(Signd) James Martin
Robt. McNicol

Sworn this 17th Octr. 1812 Before
(Signd) Wm. Taggart
Marshal.

Notice of Abandonment.

To Henry Gahagan Esqre
Registrar of the Vice Admiralty Court

Sir

I beg leave to inform you that my Client the person in Charge on account of the Owners of the Maria late the Friendship has this Day been obliged to give her up as the Valuation is more that what he conceives is her Value She is therefore from this Day at the Risk of the Marshal.

I have
the
Honr
Sir
Your Obedient Servant
(Signed) Wm. Light
Praetor

17th October
1812

Petition for a Monition

In the Vice Admiralty Court at Madras.
Prize Jurisdiction

Our Sovereign Lord the King
against
Certain quantities of Sugar taken as Prize
on the Island of Java.

The Humble Petition of Robert Orme Proctor for
our Sovereign Lord the King.

Sheweth,

That it appears that the Island of Java was lately taken and Captured by the Conjunct forces of his Majesty by Sea and Land and the forces of the United the East India Company.

That it also appears from the Affidavit of William Hart now filed in this Court that certain Sugar (part of the Prize property captured on the said Island of Java) has been brought from the said Island on board the Ship Isabella and is now within the Jurisdiction of this Court.

Your Petitioner therefore humbly prays That the usual Monition may issue against all persons in general having or pretending to have any right title or Interest into the said Captured Property to appear at such time as shall be appointed to shew and allege in due form of law any reasonable or lawful cause if they have any why the said Captured Property should not be Condemned as good & lawful Prize.

And your Petitioner shall ever pray &c.

(Sgd) R. Orme

Kings Proctor.

Vice Admiralty Prize Court Madras.-

Tuesday the 12th Day of May 1812
Before the Worshipful Lewis Teale Strange Esqr.
Commissary & Judge &c. &c. &c. presents
Henry Gahagan Esqr. Registrar.-

In the Business of certain quantities of Sugar taken at Sama.- } brought to Madras on board the Ship Arabella.-

On Motion of the Kings Advocate and on reading the Petition of the Kings Proctor It is Ordered that the Usual Mandatory to proceed to Adjudication do issue in this Business.-

(Signed) L. A. Strange

Sana Sugar — Continued

698 Monitum to proceed to Adjudication --

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith &c. to Willm. McTaggart Esqr. Marshal of the Vice Admiralty Court of Madras &c. or to his Deputy whomsoever Greeting. Whereas our beloved the Worll. Sir T. A. Strange Kt. Commissary and Judge in our said Court and also to hear and determine all and all manner of Causes and Complaints as to Ships and Goods Siezed and taken as prize Specially Constituted and appointed rightly and duly proceeding on Motion of our Advocate and at the Petition of our Proctor in the said Court hath decreed all persons who have or pretend to have any right title or Interest in certain quantities of Sugar taken at the Capture of the Island of Java by our Sea and Land forces and the forces of the East Indies Company sent to Madras on board the Ship Arabella, and now within the Jurisdiction of the said Court, to be monished, Cited and Called to Judgement at the time and place, and to the effect hereinafter expressed Justice so requiring We do therefore Strictly enjoin and Command you jointly and severally that you Omit not, but that by affixing these presents upon the Sea Custom House on the Beach at Madras at the time of Publick Court thither and by leaving the same a true Copy thereof you do Monish and Cite all persons generally who have or pretend to have any right title or Interest in the said quantities of Sugar laden on board the said Ship to appear before our said Judge or his Surrogate in the Court House in Fort St. George Madras aforesaid the twentieth Day after Service of these presents at the usual Hours of hearing Causes, there and then to shew and allege in due form of law a reasonable and lawful Cause why the said Quantities of Sugar so laden on board the said Ship should not be pronounced to have belonged at the time of Capture to our Enemies and as such to be liable and subject to Confiscation to be adjudged and condemned as

good

Friendship — Continued

Report of Marshal Lee

Henry Gahagan Esquire,

Registrar of H.M. Vice Madras.

Madras.

Sir,

I beg to report to you for the information of the Honble the Commissary of H.M. Vice Admiralty Court that last evening received intimation from Mr Wilson Light Master that the Brig or Schooner Friendship (name Maria) is without a Crew, his Client having in consequence of the alleged high Valuation set upon the Vessel abandoned her, of which intimation I enclose a true Copy.—

As the period of the Monsoon will commence shortly and bad weather may naturally be soon expected, so as to endanger the loss of the Vessel if she should remain in those Roads I beg to suggest the necessity of an early Order from the Court as to the Disposal of the Vessel either by Sale or by removing her to a place of Safety.—

I am &c

(Sd) Wm McLaggart

Marshal.—

(Copy)

Wm McLaggart Esquire—

Marshal

Sir,

I beg leave to inform you that the Maria late Friendship is without a Crew my Client in consequence of the high Valuation set upon her having Abandoned her.—

Yours &c

15th October 1812

(Sd) Wm Light

Master

a true Copy

Commission of Sale

Friendship — continued

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith &c to William M.c Leggett Esquire Marshal of our Vice Admiralty Court of Madras &c & to his Deputy whomsoever Greeting — Whereas we have latterly the Worthy Sir Thos. A. Strange to be Commissary and Judge in our said Court. And also to hear and determine all & all manner of causes and Complaints as to Ships and Goods Seized and taken as Prize Specially Constituted and appointed in a certain Warrant issued and prosecuted before him against a Ship or Vessel called the Friendship with her Tackle Apparel & Furniture whereof L. Adriaanse was Master taken by our Frigate the Nereide Thos. Coutts Crawford Esquire Commander now lying in Madras Roads by an Interlocutory Decree bearing date the 24.th Day of September last past Ordered that a Commission of Sale of the said Vessel should issue in default of certain Satisfaction or Payment in the said Order mentioned being made, and whereas on the Day of the Date hereof such Payment or Satisfaction hath not been made but on the Contrary thereof refused. We do therefore by these presents Authorize and empower and strictly Charge and Command you jointly & severally that you expose the said Vessel the Friendship her Tackle Apparel and furniture to Public Sale and that you sell or cause the same to be sold to the best bidder and that you bring or cause to be brought the produce Monies arising from such Sale into the Registry of our aforesaid Court as soon as conveniently can be after the Date of these presents, hereto alone the further

Orders

Orders of our said Court and at the same time that you transmit the Account of such Sale subscribed by you to our aforesaid Judge or his Surrogate together with these presents.—

Given at Madras in our aforesaid Court under the Seal thereof this 14th Day of October 1812 in the year of our Reign the 52d.—

(Sgd) Henry Salvador
Registrar.

In Obedience to this Commission to me directed I have caused Sale to be made of the Schooner Friendship and have paid the proceeds into the Registry of the Court as will appear by the Account Sale Statement of the Proceeds thereof to the Registrar hereunto annexed.—

Wm. McTaggart
Marshal.

Account Sale of a Brig or Vessel called the Friendship whereof J. Adriaansen was Master taken by H.M. Frigate Wasp Jas. Coutts Crawford Esqr. Captain Sold under authority of a Commission to me directed issuing out of H.M. Vice Admiralty Court at Madras the 14th Day of October 1812.—

Amount proceeds of the said Vessel Sold on the 15th Day of October instant to Mr. William Bruce Sack ---------- Arcot Rupees	910	..	..

Marshals Office
Madras
21st October 1812

Will. McTaggart
Marshal

Freight ship — Costumes

8 [illegible]

In the Business of the Prize the Brig Favourite } Marshals Costs —

1812 Sept.	14.	Fee on receiving Commissions of Appraisement	3	0	"
		For executing Do.	14	"	"
		Fee for Attending appointing Appraisers & directing him to appraise the Brig	6	"	"
		Fee for making an Inventory of Stores	7	"	"
		Fee for drawing affidavit of Appraisers	3	0	"
October	17.	Fee for returning Do. into Court	3	0	"
	14.	Fee on receiving Commission of Sale	3	0	"
		For Sentence of Condemnation	4	"	"
		For exemplification thereof	1	"	"
		Fee for drawing Advertisements	3	0	"
	10.	For Attending in front of the Sea Custom House to dispose of the Brig by public Sale	48	"	"
		Fee for drawing Conveyance and annexing the Copy of an Order thereto	14	"	"
	17.	Fee for drawing Account of Sale annexed to the Commissions	7	"	"
		Fee for returning Do. into Court	3	0	"
		For Marshals Poundage on Pr. 200 or Rupees 910 being the Amount Sale of the Brig @ 1/2 Pr. Ct.	4	7	
			120.	7	"

Disbursements —

For a Man keeping possession on board the Brig from the 22d. Sept. to 17. October 1812 being 25 Days at 2 Rd Pr. Day — 50 " "

Paid Boat Hire incurred @ several times for going on board on Duty — 8 " "

Paid Appraisers for Appraising the Brig — 32 " "

Paid for Advertising the Brig — 6. 0. —

Paid Peon for Carrying Advertisements Around — 2 " —

Paid 1 Tindal 16 Batta Lascars Lent on hire from the 14th to 16th October being 3 Days @ 64 Annas pr. Day is Pr. 132 " per Pr. 1/2 C. 2. 62 "

1 Master Attendant hire — 5. 15. 40

Paid Water Provisions supplies them — 8. 13. 40 or 24. 1 " —

Paid Brokerage on Rs. 910 being the Amount Sale of the Brig @ 1 Pr. Cent — 9 " 1 "

Paid Anchorage & Light House hire — 17. 0. —

105 2 "

Marshals office Madras 3rd Oct. 1813

Rupees — 241 9 "

William Mc Taggart

Friendship — continued

Dr. Statement of the Proceeds of Prize Schooner Friendship sold under the Authority of a Commission of Sale issued from H.M. Vice Admiralty Court at Madras bearing date the 14th Octr 1812 } — 6r

17th	To Amount of Marshals fee and Disbursements as per Bill herewith Annexed	291	9	1812 Octr 16.	By Amount Sale of the Schooner Friendship Sold to Wm William Bruce Jack for Pagodas 200 or Rupees	910
	To Balance	618	2			
	Rupees	910				

Madras 31st October 1812.

(Sgd) Willm Mactaggart
Marshal.

To the Honble Sir Thomas Andrew Strange
Knight Surrogate & Commissioner of his Majesty's Vice
Admiralty Court &c &c &c

The humble Petition of John
Wilkins the Owner of the Schooner
Friendship Captured by H. B. M. Ship
the Wasp —

Sheweth

That the said Schooner Friendship was captured by
H. B. M. Ship the Wasp on the 14th Day of November in the year One
thousand eight hundred and eleven, in the South entrance of the Straights of
Bally and that the Necessary Ships Papers were forwarded to the Registry of
your Honorable Court, that the said Schooner from being in so proper State
of reparation did not proceed to the said Port of Madras for the purpose
but remained in Tooticoreya Bay.

That on the 30th Day of December in the year 1811 the Captors
of the said Schooner, sold the same to James Franck and Henry Lautaneus
as by such Bill of Sale, a Copy whereof is hereunto annexed the Original
thereof remaining in your Petitioners Possession will more fully appear.

That the said Schooner after such Sale to Messrs Franck & Lautaneus
proceeded to Madras where she arrived in a condition not fit to proceed to
Madras. —

That your Petitioner purchased the said Schooner from the said
Messrs Franck & Lautaneus while she remained in the Port of Madras,
and being apprehensive from the bad appearance of the Weather, that she
might founder, or come on Shore, your Petitioner applied to the Admiral
for Land Mead, for, and did obtain Leave, to proceed to Tuticorin,
and that upon your Petitioners Arrival at Tuticorin, your Petitioner

Sent

put her into proper repair, and sent her back to Madras for the purpose of getting her Condemned, and that on her Arrival at Madras the said Schooner for the first time was seized by the Marshal of your Honorable Court.-

That the said Schooner has since been Condemned to H. M. Use in right of his perogative as Admiral, and the said Captors were directed to pay into the Registry of your Honorable Court the Money which was paid to them by Messrs Leask Wardenaer, and your Honor further directed that the Schooner should exceed the Amount proceeds paid into the Registry of your Hon'ble Court by the Captors, the person or persons who were in Charge thereof previous to the Seizure by the Marshal on paying into the Registry of your Hon'ble Court the difference between such appraised Value and the Amount proceeds above mentioned, might have the Schooner delivered to them, or him, but in default of such difference being paid, and made good, as aforesaid within three Days after the Return of the Appraisement by the Marshal Notice thereof by the Registrar to the parties, it was Ordered that a Commission of Sale of the said Schooner should issue directed to the said Marshal.-

That the said Schooner with her Tackle, Apparel was appraised at the Sum of Nine Hundred Fifty one Rupees, but as such value was in the opinion of your Petitioners Agent more than she really was Worth and as it afterwards turned out to be the Case your Petitioners Agent abandoned the said Schooner, and she was afterwards sold at the price of two Hundred Sixty Rupees.-

That the Money now Deposited in the Registry of your Hon'ble Court by the Captors aforesaid amounts to about the Sum of Six Hundred Dollars.-

That your Petitioner incurred great expence by keeping a Crew for the said Schooner, with a Commander of One Hundred and fifty Rupees a Month during the time the said Schooner remained in Charge of your Petitioner which was during a period of nearly six Months besides the expences incurred

in

in refitting her, and supplying the frequent loses of Anchors, and Cables whereby the said Schooner was preserved for His Majesty benefit.-

That your Petr. is advised that pursuant to the meaning of the said Order of your Honor, made on date the 3d. Day of September in the year 1812, that the Money so deposited by the Captors aforesaid, would be paid to your Petitioner inasmuch as such deposit was intended to be restored to the persons who first purchased the said Schooner, and whom your Petitioner by such subsequent purchase, represents, and also that he will be entitled to some remuneration for the expences incurred by your Petitioner in preserving the said Schooner inasmuch as if your Petitioner had not done so during the time she remained under Lazare such expence must have been incurred by the Marshal.-

Your Petitioner therefore humbly prays your Honor that you would take the foregoing statement into your Gracious Consideration and direct the payment of such Deposit to your Petitioner and affix him some remuneration for the expences incurred in the preservation of the said Schooner as aforesaid, as to your Honor shall seem meet.-

Wm Sydd
Proctor.

And Your Petitioner shall ever Pray &c.

(Sig.) J. Wilkins

John Wilkins the Petitioner named in the foregoing Petition Maketh Oath & saith that the said Petition is true and substance and Matter of fact.-

(Sig.) J. Wilkins

Sworn this 10th. Day of Novr. 1813 in open Court

Henry Sahagan
Registrar.-

Friendship — Continued

We the Captains, Senior Lieutenant, Master of His Majesty's Ship Nisus, do hereby Certify, that the Schooner named the Friendship, burthen about Thirty Tons and Lama built was Captured by His Majesty's Ship Nisus on the 14th November 1811 in the South entrance of the Straits of Bally, that the said Schooner was under the French Flag and French Passport, and that the necessary papers for adjudication have been forwarded to the Vice Admiralty Court at Madras for Condemnation and we do further Certify that We have this day Sold the said Schooner Friendship, with all her Tackling and Apparel as she now lies in the Harbour of Soorabaya to Captain Henry Sotheriaus & Mr. James Franck and that we have received payment in full of all demands.-

Given under our Hands on board His M. Ship Nisus in Soorabaya Harbour the 25th December 1811.-

J. Coutts Crawford — Captain
P. H. Bridges - Senior Lieut.
Jno. M. Willis — Master
James Sanders — Purser.-

(A. true Copy)

Wm Light
Master.-

Order Vice

Vice Admiralty Prize Court Madras—

Tuesday November 10th 1812—
Before the Worthle Sir Thomas
A. Strange Kt. Commissary & Judge
Wm present Henry Sahagan Esqre Registar

In the Business of
the Lehanon Friendship } taken by H. M. Ship Clyde
Capto. J. Curtis Comdr.—

On Motion of Dr. Richard Gill Advocate for
John Wilkins Petitioner, and on reading the Petition of the said
John Wilkins and with the Consent of the Prize Agent in
the business (which Consent is hereunto annexed) It is Ordered that
the Amount Proceeds of Spanish Dollars five hundred and
fifty four pass into the Registry of this Court by the
Marshal he delivering over & paid to the said John Wilkins
all Cost & Charges to be first thereout Satisfied & paid—
And it is further Ordered that it be referred to the Registrar and
Mesrs. George Arbuthnot & Ino Binny & Mason Merchants
to ascertain the Amount of the Disbursements made by the
said Petitioner for and on Account of the said Lehanon from
the Day of her Seizure by the Marshal until the Days of her
being Sold under the Orders of this Court. And it is further Ordered
that a Commission do issue empowering the said Registrar and
Merchants or any two of them to take Examinations of any persons
or persons for the purpose upon Oath and that he or they
Administer an Oath or Oaths to such person or persons
accordingly.—

(Sd.) T. A. Strange

Vice Admiralty Prize Court Madras

Wednesday Nov.r the 4.th 1812

In the Business of the Schooner Friendship } taken by H.M. Ship Nisham
L.t Curtis Crawford 2.nd Commander.

I Robert Macnaghie Prize Agent to the Captors Officers Seamen and others of H.M. Ship Nisham lately Commanded by L.t Curtis Crawford Esq.r do Hereby Consent on the part of the Captors that the Sum of Spanish Dollars five hundred & fifty four paid into the Registry by the Marshal as the Nett Proceeds of the said Schooner lately Laden by the said Captors to Wm. Henry Finnock & Captain Lomas Fairbrass be paid over to Jno. Wilkins who purchased the said Schooner in the Roads of Madras from the said Finnock & Fairbrass

(Signed) R. Macnaghie
Prize Agent

Commission to Registrar & Merchants to Examine Absent Witnesses.

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith &c to Henry Gahagan Esqr. Registrar of our Vice Admiralty Court of Madras and to Mr. George Arbuthnot and Jno. Binny of the same place Merchants Greeting. Whereas the Honble Sir T. A. Strange Kt. Commissary & Judge in our said Court in a certain Cause moved and prosecuted before him concerning the Schooner Friendship whereof J. Adriaansen was Master taken by our Ship Neptune whereof J. Coutts Crawford Esquire was Commander hath decreed a Commission to issue unto you for examining and Answering any persons on certain Matters touching the said Schooner and hath committed his power and Authority to you in that behalf. We do therefore Authorize and empower you jointly & severally and do strictly injoin and require you that at such time and place as you shall appoint you do Admit receive Examine and Administer an Oath or Oaths to such person or persons as may be brought before you as Witness or Witnesses in the Matters aforesaid touching the said Schooner further requiring you that having finished such examinations you do as soon as you conveniently can transmit all and the whole proceedings had and done before you together with these presents to us or the aforesaid Judge of our said Court or his Surrogate. that thereupon Justice may be immediately administered.

L.S.

Given at Madras in our aforesaid Court under the Seal thereof this 10th Day of November in the year of our Lord 1812 & of our Reign the 52d.

(Signed) Henry Gahagan
Registrar

Report of Registrar and Merchants.

To The Honble Sir Thos Andrew Strange Knight Commissary and Judge of His Majestys Vice Admiralty Court of Madras. &c &c &c.

In pursuance of an Order of the Vice Admiralty Court of Madras bearing date the 10th Day of November 1812 We Henry Jahogan Registrar & George Arbuthnot and Jno. Bunny of Madras Merchants have proceeded to ascertain the Amount of the Disbursements made by Jno Wilkins for and on account of the Schooner Friendship from the Day of the Seizure of the said Schooner by the Marshal of the said Vice Admiralty Court unto the Day of her being Sold by the said Marshal and we find that the said Jno Wilkins hath so expended and disbursed the Sum of Arcot Rupees Seven Hundred & fifty five fanams four and Cash thirty as will more fully appear by the Account hereunto Annexed verified by the Oath of the said Jno. Wilkins and we also find that during the time the said Schooner was under the Custody of the Marshal of the said Vice Admiralty Court the Marshal did not incur any expence or make any Disbursements for the pay of the Officers or Crew of the said Schooner or for their Provisions during the said Period of Time, all which we humbly Certify to your Honorable Court.

10th Novr 1812
Fort St George
Madras

(Signed) Henry Jahagan
Registrar of the Vice Admlty Court Madras.
George Arbuthnot
J. Bunny.

40

The Marshal of H. B.M. Vice Admiralty Court for the Schooner Friendship } Dr

1812.			Rupees	A. P.
	To pay for the Commandeer of the Schooner Friendship during the time she was under Seizure by H.M. Vice Admiralty Court from 22d. July to 14th. October 1812 at 150 Rupees per Month ——		415	4 0
	To —— Ditto —— Ditto for 1 Lindah for the above period at 15 Rupees per Month ——		41	6 20
	To —— Ditto —— Ditto for 6 Lascars for the same period at 8 Rupees per Month ——		132	10 0
	To Provisions for the Crew for 83 Days at 2 Rupees pr. Diem ——		166	0 0
		Great Rupees —	755	4 20

✓ 26.
✓ 23.
✓ 24.

E. E.

(Sd.) J. Wilkins
Late Lieutenant Commander of the Schooner Friendship.

Sworn before us this 10th of November.—

Henry Richazon
Registrar of
H.B.M. Court
Madras.

Vice Admiralty Prize Court Madras

Monday the 9th November 1812.

In the Business of the Lebanon Friendship } taken by H. M. S. Wasp Captor Peace Jun.-
J. Adriaanzen Master

These are to Certify that the Nett proceeds of the Sale of the Lebanon Friendship paid into the Registry by the Marshal of this Court on the 5th instant amounted to one hundred and twenty Six Star Pagodas, twenty eight fanams and Cash forty and that the Nett Amount of the Monies paid also into the Registry by the Marshal on Account of the said Lebanon Sold by the Captors thereof at the Island of Java was Spanish Dollars five hundred & fifty four, fanams five or Star Pagodas three hundred and forty, fanams thirty Nine and Cash four.-

(Sgd.) Henry Gahagan

Registrar

Vice Admiralty Prize Court Madras

Wednesday the 11th March 1812.
Before the Worble Sir T. A. Strange
Kt. Commissary & Judge &c. present
Henry Gahagan Esquire Registrar.

In the Causes of the Schooner Friendship } taken by H. M. Ship Nisus Master Captain Crawford.

On Motions of Dr. Nicholas Lobb Advocate for Jno. Wilkins Petitioner in this behalf and on reading the Report of the Registrar and the Merchants returned under the Order of Reference made by this Court on the 10th Instant It is Ordered that the said Report be Confirmed and that the Nett proceeds of One Hundred & Sixty Six Pagodas twenty eight fanams and Cash forty paid into the Registry by the Marshal on Account of the said Schooner Sold by him under an Order of this Court be delivered and paid over to the said John Wilkins in liquidation of the sum Liquidated by him according to the Report aforesaid. All Court Charges & Costs to be first thereout paid & Satisfied.—

(Signed) T. A. Strange

Friendship — Restoring

873. Receipts of Mr. Ino Wilkins &c.

Vice Admiralty Prize Court Madras

Thursday the 12th of Novr 1812

In the Business of the } taken by H. M. S. Mesprar
Schooner Friendship } Captain Crawford —

Received of Henry Gahagan Esquire
Registrar the Sum of Three hundred Seventy three Rupees
twenty eight fanams & twenty one Cash paid under an Order of Court
of Court bearing date the 10th Day of November instant —

S. P. 330. 28. 71.

(Sig.) J Wilkins

Vice Admiralty Prize Court Madras.

Thursday the 12th of Novr 1812.

In the Business of the } taken by H. M. S. Mesprar
Le Looner Friendship } Captain Crawford —

Received of Henry Gahagan Esquire
Registrar the Sum of One hundred Ten Rupees
fifteen fanams & four Cash paid under an Order of Court
bearing date the eleventh Day of Novr instant —

(Sig.) J Wilkins

S. P. 110. 15. 4. —

Henry Gahagan
Registrar
1812

Moideen Bux – Continued

Order of Reference &c.

Vice Admiralty Prize Court Madras.–

Monday the 27th Day of July 1812
Before the Honble Sir T. A.
Strange Kt. Commissary & Judge
&c. present Henry Gahagan Esqr.
Registrar.–

In the Business of the
Brig Moideen Bux
whereof
Mahomed Mejah was
Master.

Taken by His Majesty's Sloop
Victor Thos. Graube Esquire
Commander.–

On Motion of Mr. Anstruther
Advocate for the Claimant of the said Brig & Cargo and on
reading the Copy of the Decree made by His Majesty's
High Court of Appeals for Prizes on Thursday the 18th Day of
July in the year 1811 last past. It is Ordered that it be referred
to the Registrar of this Court to Certify the Amount to be repaid
by the Captors to the Claimant in consequence of the Reversal
by the said High Court of Appeals of so much of the Sentence
of this Court as Subjected the Claimant to the payment of
the Captors Expenses.–

(Signed) T. A. Strange

Office Copy Decree.

Extract from the Registry of His Majesty's High Court of Appeals for Prizes.

Thursday the 18th. Day of July in the year of our Lord 1811 at the Council Chamber Whitehall - Present

Sir Wm. Grant Kt. Master of the Rolls
Sir Wm. Wynne - Kt.
Sir Wm. Scott - Kt.
Sir John Nicholl - Kt.

In the presence of James Farquhar one of the Deputy Registrars.

Maideen Bux. Mahomed Mujah Master
Bahadur For Hall

For Sentence of Acquittance and Restitution

The Lords having heard the Counsel, and Advocates Theretofore on both sides by Interlocutory Decree pronounced for the Appeal and retained the principal Cause therein reversed so much of the Sentence of the Court below as restored the Ship, and as subjected the Claimant to the payment of the Captors Expences - and the Lords now pronounced the said Ship to have belonged at the time of the Capture and Seizure thereof to Enemies of the Crown of Great Britain, and as such to otherwise subject and liable to Confiscation, and Condemned the same as good and lawful Prize taken by His Majesty's Ship Victor Thomas Searle Esqr. Commander And the Lords affirmed the Sentence of the Court below so far as the same restored the Cargo - Monition against the Claimant and his Bail in the Court below to pay the Value of the Ship to the Captors or their Agents.

(Signed) Arden
Registrar of H. M. High
Court of Appeals for Prizes.

R. C.

Maidan Brt — Continued

Report of Registrar.

Vice Admiralty Prize Court Madras.

In the Business of the Danish Brig Mercieca Brt. } taken by H. M. Hoop Victor. Thos. Scambler Esqre Commander.

In pursuance of the Reference to me made under the Order of this Court bearing date the 27th. of July last. I proceed on this 2d. Day of August instant to ascertain the Amount to be repaid by the Captors to the Claimant, in Consequence of the Decree of the High Court of Appeals for Prizes, of so much of the Sentence of this Court, as Subjected the Claimant to the payment of the Captors Expences, and in this proceeding I was attended by the Kings Proctor Mr. Orme & Mr. Henry Neale (one of the Captors Agents) on behalf of the Captors and by Mr. Neale Proctor for the Claimant.

P 327. 24. 10 I find that the Bill of Costs on behalf of the Captors amounting to Star Pagodas three hundred & twenty seven, fanams twenty four and Cash ten was paid to the Kings Proctor out of the Sale Proceeds of the Brig and Cargo and I also find that another Bill of Costs amounting to

8. 25. 40 Pagodas eight, twenty five fanams, and Cash forty was paid out of the same proceeds to the Registrar and Marshal and I humbly Certify that these two Sums making together Star Pagodas three hundred & forty six fanams four & Cash fifty is the Amount to be repaid by the Captors to the Claimant as will Appear by the Amount Annexed.

Sl. 346. 4. 50.

(Sign?) Henry Gahagan
Registrar
2d. August 1812.

Dr. Captors & Claimants of Maideen Bux & Cargo in Account Current with Sale proceeds — Cr.

	P.	L.	C.			P.	L.	C.
To Mr. Armes Costs to be repaid out of Ships Proceeds	337	24	10	1849	By proceeds of Ship paid in by Mr. Hall Rupees 3000	857	6	34
To Agent 5 Pr. Cent Chargeable on Ships proceeds	25	44	9		By Proceeds of Cargo — Do. Do. Rupees 9412-32-35	2984	6	38
To 2 pr. £ (or £ 1.12.10 on £ 197.4) on balance of Ship Proceeds 9839.28.15	4	7	-					
To Registrar & Marshals Costs to be repaid out of Ship Proceeds	8	25	40					
To 3 Pr. Cent on investing Balance in Loan	14	19	17					
	390	29	76					
To Amount Balance to be paid to Captors for Ship	466	31	38					
Ships Proceeds & Pr. Contra	857	6	34					
To Sundry Expenses as Pr. Account filed to be paid out of Cargo proceeds	491	40	48					
To Agents 5 Pr. Cent chargeable on Balance of Cargo proceeds	124	27	43		By Amount of Mr. Armes Costs credited as repaid by Captors	337	24	10
To 2 Pr. £ on deposit or £ 7.17.8 on £ 946.10) or Pagodas 2367.28.27	19	30	77		By Amount of Registrar & Marshals Pr. Pr.	8	25	40
To Registrars Costs as Pr. bill filed	9	"	-					
To 3 Pr. Cent on investing Balance of Cargo proceeds in Loan	70	7	45					
	1572	22	87					
To balance of Cargo proceeds to be paid to Claimants	2268	34	65					
To Amount repaid by Captors to Claimants	346	4	50					
Star Pagodas	4187	17	42		S. P.	4187	17	42

Maideen Bux — Continued ..

680 Order to pay out balance proceeds
Ofc. to Claimant

Vice Admiralty Prize Court Madras.

Friday the 19th Day of Sept. 1812.
Before the Worble Sir T. A. Strange
Kt. Commissary and Judge &c. &c. present
Henry Gahagan Esqre Registrar ..

In the Business of the
Brig Maideen Bux
Mahomed Mejah Master
} taken by H. M. Sloop Victor
Hd. Franks Esqre Commander.

On Motion of Mr. Austruther Advocate
for Mahomed Ali Mejah Claimant in this business and
on reading the report with the Account thereunto annexed made by
the Registrar on the 14th Day of August last. It is Ordered that the
I. P. - S. C. Sum of Star Pagodas two thousand two hundred and forty eight. fanams thirty
2248.34.08 four & Cash forty five (being the balance proceeds of the Cargo of the
said Brig) & the Sum of Star Pagodas three hundred & forty six. fanams
346.4.32 four & Cash fifty (being the Amount repayable to the Claimants
by the Captors) making together a total of Star Pagodas two
2014.39.35 thousand six hundred & fourteen. fanams thirty Nine. & Cash
thirty five together with such Interest as may be due
in Company's Paper. be forthwith paid out of the Registry to the
said Claimant. all Costs due by the said Claimant to be first
Thereout Deducted. —

(Signed) T. A. Strange

Receipt of Claimant

Vice Admiralty Prize Court Madras..

Saturday the 19th. September 1812.

In the business of the
Maiden Bux
Mahomed Myah
} taken by H.M. Ship Victor
Captain Searle..

Received of Henry Gahagan Esquire
Registrar the Sum of Star Pagodas two four Hundred &
2.489.13.15 eighty nine; fanams thirteen & Cash fifteen Paid in
pursuance of Order of Court bearing Date the 18th. Instant
in full of all Demands by Claimant in this Business..

(Signed) D. Neale
Proctor for the
Claimant

Continued

Order to pay to Captors.

Vice Admiralty Prize Court Madras.

Tuesday the 3rd Day of December 1812
Before the Worble Sir S. R. Strange Kt.
Commissary & Judge &c. present Henry
Gahagan Esqre Registar.

In the Business of the
Maiden Box
} taken by W. M. L. Vater Lt. Royal
Navy Commander.

On Motion of Mr. Austruther for the
Kings Advocate It is Ordered that the Sum of Star Pagodas
four Hundred Sixty six Fanams twenty one & Cash thirty eight
(being the Amount principal of the Balance proceeds of the said Box)
together with the Interest due thereupon be paid over by the Registar
to the Captors or their Agent. all Costs being first Satisfied.

(Signed) S. R. Strange

Dos. ₹. P.
466 21. 38

Vice Admiralty Prize Court Madras..

Wednesday the 9th of December 1812.

Received of Mr. Henry Salvagin Registrar the Sum of Star Pagodas four Hundred and eighty, fanams twenty Six and Cash thirty one being the Amount Principal & Interest of Balance proceeds of the Brig Maidenen Bux paid by Order of Court of yesterday's Date..

480. 26. 31..

D. W. Anderson
Prize Agent for the Captors.

Henry Salvagin

Registrar

1812

Cauvery Boat No. 3 — Continued

Order of Reference to Registrar.

Vice Admiralty Prize Court Madras.

Monday the 2nd Day of Septr 1812.

Before the Worshipful Sir T. A. Strange
Kt Commissary & Judge &c. present
Henry Salmon Esqr Registrar.

In the Business of the
Prize Cauvery Boat
No. 3.
} taken by H.M.S. Victor Capt. Hawker

On Motion of Mr. Anstruther Advocate
for the Claimant in this business and on reading the Copy
Prize on Thursday the 17th Day of July in the year 1811
last past It is Ordered that it be referred to the Registrar
of this Court to certify the Amount to be replaced by the
Captors to the Claimant in consequence of the Reversal by the
said High Court of Appeals of so much of the Sentence of this
Court as Subjected the Claimant to the payment of the
Captors Expences.—

(Signed) T. A. Strange

685

Cauder Bux No 3— Continued

Report of Registrar. &c

Vice Admiralty Prize Court Madras.-

In the Business of the
Danish Brig
Cauder Bux No 3

taken by H. M. Sloop Victor
Captain Franke.-

In pursuance of the Reference to me made under the Order of this Court bearing date the 27th Day of September last I have proceeded to ascertain the Amount to be repaid by the Captors in consequence of the Reversal by the high Court of Appeals for Prizes, of so much of the Sentence of this Court, as subjected the Claimant to the payment of the Captors expences.-

I find by the Account duly filed in the Registry by Mr Henry Hall Prize Agent to the Captors that

1,000 - - the Sum of One thousand Star Pagodas was by him reserved for defraying the Costs of said Def: out of the Common Sale proceeds both of Brig & Cargo and I find by the Bills of Costs also filed in the Registry that also the

2. 38. 20 Sum of Star Pagodas two, pensans thirty eight & Cash twenty was paid to the Marshal out of the same Common proceeds I therefore humbly Certify that these two Sums together making

1,002. 38. 20 Star Pagodas One thousand & two pensans thirty eight & Cash twenty is the Amount to be repaid by the Captors or debited to the Proceeds of the Ship which has been Condemned to them.-

(Signed) Henry Gahagan
Registrar

Thursday 15th Oct. 1812

Dr. Captors & Claimants of Camden Bux (No. 3) & Cargo in Account Current with Sale proceeds — Cr.

	To Cash reserved by Captors Agent as by his Account to be repaid out of the Brig Proceeds 2,600	1,000	"	"	1808 May 9th	By proceeds of Brig Sold as by Agents Accounts filed	2,000	"	"
	To Agents 5 Pr. Cent Chargeable on the Brig proceeds	80	"	"		By proceeds of Cargo as by Do. Do.	34,805	25	44
1812 June 8th	To Registrars 2 pr. £ on £ 608 or on Ps. 1520	12	28	"					
	To 3 Pr. Cent of investing balance in Loan	45	9	76					
	To Marshals Costs as Pr. bill filed to be repaid out of Brig proceeds	2	38	20					
		1,140	31	16					
	To Amount of balance of Ships Proceeds	1,459	13	64					
	Ships Proceeds as Pr. Custom	2,600	"	"					
	To Sundry Expences Chargeable on Cargo proceeds as Pr. Agents Account filed	735	24	60					
	To Agents 5 Pr. Cent Chargeable on Cargo proceeds	1,706	22	45					
1812 June 8th	To Registrars 2 pr. £ on 12,909 or Ps. 32,423-23-73	270	10	35					
	To Registrars 3 Pr. Cent on investing balance	904	26	76					
		6276	39	2					
	To balance of Cargo proceeds payable to Claimant	31188	31	42					
		37,465	25	44			37,465	25	44

Camden Brt No. 3 — Continued
Certificate &c.

Vice Admiralty Prize Court Madras.—

Tuesday the 27th of Octr. 1812.

In the Business of the
Camden Brt No. 3 } taken by H. M. S. Victor Captr Maclee

These are to Certify that the Proceeds of the Cargo of the above Brig, invested in Company's Paper Amount to the Sum of Star Pagodas Thirty one thousand One hundred Eighty eight, Fanams Thirty one and Cash forty two. (or (there abouts) bearing Int @ Six Pr Cent interest from the Day of June last past.—

S. P. 31.188.31.42.— (Signed) Henry Gahagan
Registrar

Dr. Gilbert Ricketts
Claimants Proctor.—

Vice Admiralty Prize Court Madras.-

Saturday the 31st Day of Octr 1812
Before the Honble Sir L. A. Strange
Kt Commissary & Judge &c present
Henry Salmagne Esqre Registrar.-

In the Business of the
Camden Brt No 3
taken by H. M. S. Victor Capt. Searle.-

On Motion of Mr Austruther Advocate for the Claimants and on reading the Report of the Registrar bearing date the 12th Day of October 1812 together with his Certificate of the Amount of the Sale proceeds of the Cargo of the said Brig now in deposit, It is Ordered that the Sum of Star Pagodas thirty one Thousand, one hundred & eighty eight, Fanams thirty one & Cash forty two, together with such Interest as hath accrued thereupon be paid over to the Claimants or their Proctor, (all their Costs & Charges being first paid and Satisfied) unless cause be shewn to the Contrary in four Days.-

(Signed) L. A. Strange

Vice Admiralty Prize Court Madras.

Saturday the 31st Day of Octr 1812.
Before the Worble Sir S. A. Strange
Kt Commissary & Judge present
Henry Gahagan Esqre Registrar

In the Business of the Capture of Brig Fox No 3 } taken by H.M. Sloop Victor Captn Searle.

On motion of Mr Austruther Advocate for the Claimants and on reading the Report of the Registrar bearing date the 12th Day of October 1812 together with his Certificate of the Amount of the Sale proceeds of the Cargo of the said Brig, now in deposit. It is Ordered that the Sum of Star Pagodas thirty one thousand one Hundred & eighty eight Fanams thirty one & Cash forty two, together with such Interest as hath accrued thereupon be paid over to the Claimants or their Proctor (all their Costs & Charges being first paid & Satisfied) unless cause be shewn to the Contrary in four Days.—

Oct 31. 1812. 31. 42

(Signed) S. A. Strange

Certificate Ufer

Vice Admiralty Prize Court Madras.

Tuesday the 10th Novr 1812

In the Business of the
Camden Brt No 3

These are to Certify that an Exemplification of the Order Nisi bearing date the 31st of October last in this business was Issued and Issued upon the Kings Proctor for the Captors on the 3rd Instant and that no cause has been shewn against the said Order Nisi.—

(Sigd) Henry Lahagard
Registrar

To Mr Ricketts
Claimants Proctor.

Camden Bat No 3 — Continued

Order..

Vice Admiralty Prize Court Madras.-

Tuesday Nov. 12th 1812.-

Before the Hble Sir T. A. Strange
Kt. Commissary and Judge &c.
present Henry Gilchrist Esquire
Registrar..-

In the Business of the
Camden Bat No. 3
} taken by H. M. S. Victor Capt. Brooke.

On Motion of Mr. Austruther Advocate for the Claimant in this business and on reading the Order Nisi obtained in the 21st Ultimo & the Registrars Certificate of no cause shewn against the said Order Nisi and of Service of the same upon the Kings Proctor It is Ordered that the said Order Nisi be made absolute and that the Monies therein mentioned be paid out Accordingly.-

(Signed) T. A. Strange

Brig Camden Bux No. 3 — Continued

Receipt &c.

Vice Admiralty Prize Court Madras.

Tuesday Nov.r 17th 1812.

Received from Henry Lahagan Esquire Registrar the sum of three Pagodas thirty one Thousand Nine hundred forty, Fanams forty three, and Cash fifty five, being the Amount Principal and Interest of the Cargo proceeds of Brig Camden Bux No. 3 paid under the Order of Court of the 10th Inst.

S.P. 31,940 " 43 " 55 c.

(Sig.) Gilbert Nicketts
Proctor for Claimants.

Dr. Registrar in Account Current with Camden Bux No. 3
(Cargo proceeds)

		P.	F.	C.				P.	F.	C.
12 Nov.r	10th To Registrars Costs as per Bill	42	18	"	1812 Nov.r	10th	By Amount of Cargo proceeds	31,188	31	42
	To Mr. G. Nicketts Claimants Proctor paid under the Order of Court of this Date as per his receipt filed	31,940	43	55			By Interest at Six P.r C.t from 8th June to 10th Nov.r 155 Days	794	20	13
	Pagodas	31,983	16	55			Pagodas	31,983	16	55

Order Vice

Vice Admiralty Prize Court Madras.-

Tuesday the 8th Day of Decr 1812
Before the Worthle Lie L.A. Strange
Dr. Commissary & Judge Vice
present Henry Lahagan Esquire
Registrar.-

In the Business of the
Brig Camden Dist 13/ } taken by H.M.S. Victor Capta Scandler.-

On Motion of (Mr. Austen for) the
Kings Advocate It is Ordered that the Sum of Star Pagodas One
P. ✝ ☪ 1459.13.07 thousand four Hundred & fifty Nine, fanams thirteen & Cash sixty four
(being the Amount Principal of the balance proceeds of the said Brig)
together with the Interest due thereupon be paid over by the
Registrar to the Captors or their Agent, all Costs being first satisfied.-

(Sd.) L.A. Strange

(Camder Brt No 3) — Continued

Receipt of Prize Agent &c.

Vice Admiralty Prize Court Madras.—

Wednesday the 9th Dec. 1812.

Received from Mr Henry Gahagan Registrar of the Madras Vice Admiralty Court the Sum of Star Pagodas Fifteen Hundred & three, fanams twenty and Cash four, being the Amount Principal and Interest of the Balance proceeds of Brig Camder Brt No 3 paid by Order of Court of yesterday's Date.—

(Signed) Z. W. Stevenson
Prize Agent for the Captors.—

1503.. 20. 4.

Henry Gahagan
Registrar

1812

A. Section 16"

good and lawful Prize, and further to do and receive in this behalf as to
Justice shall appertain and that you duly intimate unto all persons
aforesaid in General (to whome by these presents we also Intimate) that if
they shall not appear at the time and place abovementioned or appearing
shall not shew a reasonable and lawful cause to the Contrary we aforesaid
Judge or his Surrogate doth intend and will proceed to adjudicature
on the said Capture and may pronounce that the said Sugar did belong
at the time of the Capture of the same to our Enemies and as such
are liable and subject to Confiscation to be adjudged and Condemned
as good and lawful Prize taken as abovementioned the absence or
rather Contumacy of the Persons so cited and Intimated notwithstanding
and that you duly certify to us or our said judge or his Surrogate
what you shall do in the premises together with these presents.

Given at Madras in our aforesaid
Court under the Seal thereof this
17th. Day of May in the year of
Our Lord 1812 and of our Reign
the 52d.

(L.S.)

(Signed) Henry Gahagan
Registrar

Returned the 17th May 1812.

This Monition was duly executed on Wednesday the
17th. Day of May 1812 by affixing the same on one of the
Pillars of the New Custom House in Madras and leaving
affixed thereon a Copy thereof.

(Signed) Wm. McTaggart
Marshall.

Affidavit as to the Seized Cargo..

In the Vice Admiralty Court at Madras..
Prize Jurisdiction

Our Sovereign Lord the King
against
Certain quantities of Sugar taken
as Prize on the Island of Java.

Appeared personally William Willis Weston of Madras Merchant and being duly sworn to depose the truth made Oath of William Willis Weston of Madras Merchant and being duly sworn to depose the truth maketh Oath and saith that he and his Copartner William Hart trading under the firm of Messrs Colt Hart and Weston have lately received a certain Power of Attorney bearing date at Batavia the 28th Day of January last executed and given by Williams Robinson and Thomas Wallis as two of the Agents for the Captors of Java residing at Batavia in favor of the said Messrs Colt Hart Weston and at the same time received a Bill of Lading of Fifty six thousand Four hundred and Seventeen Pounds Dutch of the first Sort of Sugar, and One Hundred & two thousand six hundred & forty Pounds Dutch of the second Sort of Sugar and Seventy five thousand six hundred and sixty four Pounds Dutch of the third Sort of Sugar net weight all having been shipped on the Arabella which lately arrived in the Roads of Madras..

That since the Arrival of the said Sugar in the Roads of Madras the same has been taken Charge of by the Marshal of this Court as this Deponent has been informed.-

Sworn at Fort St George
Madras this 12th Day of
May in the year 1812.
Before Me

(Signed) Wm W. Weston.

(P.) J. A. Strange

Order for Commission &c. -

Vice Admiralty Prize Court Madras. -

Wednesday the 3d. Day of June 1812.
Before the Worble. Sir J. A. Strange
Kt. Commissary & Judge &c. at his
Chambers present Henry Gahagan Esqre
Registrar. -

In the Business of twenty
quantities of Sugar taken
on the Island of Sana } brought to Madras on board the
Arabella. -

On Motion of the King's Advocate It is Ordered that a Commission do issue directed to the Worble Thomas Raffles Esqre Lieutenant Governor of the Island of Sana Duncan Warner Mountaingle and Sarah Crafsins Esqrs. and the Chief Secretary of the Government of the said Island for the time being authorizing them or any two of them to examine Witnesses in this business upon Special Interrogatories to be to them transmitted with the said Commission. -

(Signed) J. A. Strange -

Commission to examine Witnesses —

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith to the Honorable Thomas Raffles Esquire Lieutenant Governor of the Island of Sumatra Herman Warner Muntinghe Esqr. Jacob Williams Esquire Esqr. and to the Chief Secr.y to the Government of the said Island Greeting Whereas our beloved the Worthy Sir J. A. Strange Kt. Commissary and Judge in our Vice Admiralty Court of Madras aforesaid and also to hear and determine all and all manner of Causes and Complaints as to Ships and Goods Cargoes and Prize Specially Constituted and appointed both in certain Causes moved and prosecuted before him on our behalf rightly and duly proceeding on the Day of the Date hereof hereof Issued a Commission to whom the truth may be properly discovered relating to the Property of Sundry Quantities of Sugar taken at Batavia on the said Island and there shipped on board a Vessel called the Arabella and on the said Vessel brought to the Port of Madras and now there being within the Jurisdiction of our said Court Justice so requiring We do therefore Authorize and empower you or any two of you and do hereby will and require you or any two of you that you do at such times and at such places as shall be by you Appointed cause to come and appear before you or any two of you such persons by whom the truth may be properly discovered relating to the Property of the said Sugar and that you do them as Witnesses receive and admit and that you do Administer an Oath in due form of Law unto the said Witnesses to speak the truth in this behalf and that you faithfully Carefully and secretly examine and Interrogate the said Witnesses upon the Interrogatories transmitted with these presents and cause their Sayings and Depositions to be faithfully reduced into Writing assuming for your Actuary thereto any other

fit

fit and sufficient persons to be by you Chosen and Nominated further requiring you that you do immediately after the examination of the said Witnesses transmit to us or the aforesaid Judge of our said Court the Layings and Depositions of the aforesaid Witnesses together with the Interrogatories upon which they were examined and the Whole proceedings had and done before you reduced in a proper forme Authentically & Closely sealed up so that they should be opened and perused and hereof fail not. —

Given at Madras aforesaid in our aforesaid Court under the Seal thereof the 3. Day of June in the year of our Lord 1812 and of our Reign the 52. —

L. S.

(Signed) Henry Salkeld
Registrar

Special Interrogatories --

Vice Admiralty Court
Prize Jurisdiction

The King
against
Certain Sugar Captured at Batavia on the
Island of Java --

Special Interrogatories to be administered to the following Witnesses who may be produced Sworn & examined on the behalf of His Majesty touching certain Sugar Captured on the Island of Java as follows --

1st Let such Witness be interrogated -- Were you or were you not present at any and what Part or Place on the Island of Java about the month of August in the year 1811. and if you Do you know that the Port or Settlement of Batavia on the said Island was then or at any other and what time captured by the forces of His Britannic Majesty --

2nd Interrogatory -- Let the Witness be interrogated Do you know whether about the time in the preceding Interrogatory last mentioned or at any other and what time the person or persons exercising the Government of the Island of Java or any and what public body carrying on Trade and Commerce under the Control or Authority of such Government were or were possessed of any and what quantity of Sugar, and if so were such Sugar stored or deposited at the time of the Capture of Batavia in the preceding Interrogatory also mentioned and did the same continue in the Charge of such Government or Public Body, and of which of them until the period of such Capture and if you, was such Sugar or any part thereof taken possession of by the British forces or by any and what person or persons on their behalf, and if you Do you know whether such Sugar was at any time afterwards and when or in any and what manner claimed to be the property of any and what Individual or Individuals on the said Island, and if not was such Sugar to your knowledge or belief deemed and reputed to have been the property of such Government or public body, and at such lawful Prize to His Britannic Majesty Set forth the particular Circumstances from which you have derived your Knowledge or on which you found your belief of the

Matters

Matters herein enquired after, and the whole truth declare.-

Third Interrogatory to — Let these Witnesses be asked. Do you know whether any and what quantity of the Sugar in the preceding Interrogatory mentioned was laden or shipped at any and what time on the Ship Arabella, and if yea, do you know for what port the same was destined. If yea set forth the reasons of your knowledge in this behalf and the whole truth declare.-

Last Interrogatory to all the Witnesses — Do you know of any other Matter or thing that relates to the Sugar in the preceding Interrogatories mentioned, and which can tend to establish that the same at the time of the Capture of Batavia belonged to the French Government or to any public body under its Controul or Authority, other than the Matters or things to which you have already deposed. If you do, set forth the same, and the whole truth declare.-

(Sig.) Herbert Compton

(Sig.) R. Arnaud
Kings Proctor

No 1

Henry Gahagan Esquire

Registrar of H. M. Vice Admiralty

Court Madras.-

Pub Dept

Sir,

I am directed by the Honble the Lieutenant Governor in Council to acknowledge the receipt of your Letter of the 5th June transmitting a Second Commission for the examination of Witnesses as to some property Captured on this Island.-

As the Depositions of the Witnesses who were examined on a former Occasion were considered to extend to the whole of the Sugar Captured at Batavia, and as the Interrogatories lately received are similar I am directed to express the Opinion of this Government that no further examinations will be considered necessary, after the receipt of the Original Depositions of the Witnesses, and proceedings of the Commission which I have the honor to transmit to you early in the Month of June.-

I have the honor to be

Sir

Your Obedient Servant

C. J. Blagrave

Actg Chief Sec. to Govt.

Batavia
5th Septr 1812

Luna Sugar – Costumes

Petition &c.

In the Vice Admiralty Court

Prize Jurisdiction.

In the Matter of Prize Sugar taken as Prize on the Island of Luna and brought to Madras on board the Arabella.

The Humble Petition of Robert Orme Hunter for our Sovereign Lord the King.

Sheweth,

That from the Affidavit of Wm. Hart one of the Agents or Substitutes for the Prize Agents to the Captors of the Island of Luna it appears, that the Prize Agents on the said Island had shipped on the Ship the Arabella Eight hundred five hundred Seventeen Dutch Pounds weight of the first sort of Sugar, one hundred one thousand, six hundred and forty Dutch Pounds weight of the second sort of Sugar, and seventy five thousand, six hundred and sixty four Dutch Pounds Weight of the third sort of Sugar, and that such Ship the Arabella has arrived in the Roads of Madras and that since its arrival it has been taken into the Charge of the Marshal of this Court.

That your Petitioner has received a Communication from the Marshal of this Court stating that the Sugar is liable to Considerable Wastage and attended with Considerable expence in Safe Custody and otherwise, and that it is the wish of the Agents for the Captors that such Sugar should be immediately sold.

Your Petitioner therefore humbly prays that the usual Commission of Appraisement and Sale may issue.

And your Petitioner shall pray &c.

(Signed) R. Orme

King's Proctor

Vice Admiralty Prize Court Madras..

Saturday October 3rd 1812.
Before the Worble Sr T. A. Strange
Kt. Commissary & Judge &c. present
Henry Gahagan Esqr. Registrar..

In the business of certain Sugar brought to Madras on board the Arabella } taken on the Island of Sana..

On Motion of the Kings Advocate and on reading the Petition of the Kings Proctor &c. praying that a Commission of Appraisement and Sale of the said Sugar be issued directed to the Marshal of this Court.—

(Signed) T. A. Strange —

Sowa Sugar — Continued

Commissions of Appraisement Sale.

George the Third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith &c. &c. to Wm. Metzgert Esqre. Marshal of our Vice Admiralty Court of Madras and the Territories thereunto belonging and to his Deputy whomsoever Greeting Whereas our beloved the Worthy Sir T. A. Strange Kt. Commissary and Judge in our said Court and also to hear and determine all and all manner of causes and Complaints as to Ships and Goods Liege and taken as Prize Specially Constituted and appointed in a certain Business moved and prosecuted before him in our said Court as we have fully certain quantities of Sugar taken by our and the East India Company's Sea and Land forces upon the Island of Sowa and brought to Madras on board a Vessel called the Arabella, and now in the Custody of our said Court, rightly and duly proceeding at the Petition of our Proctor, hath decreed a Commission to issue for the Appraisement and Sale of the said Sugar. We therefore by these presents Authorize and empower you jointly and severally and do strictly Charge and Command you that you Choose two good and Lawful Men well experienced in such Affairs and Sworn truly faithfully and justly to appraise the said Sugar according to the true Value thereof and the Appraisement being taken that you expose the said Sugar to public Sale and that you Sell or cause the same to be Sold to the highest Bidder, and that you bring the Monies arising from Sale into the Registry of our aforesaid Court in twenty one Days from the Day of the Date of these presents and that at the same time you duly transmit the Appraisement subscribed by you and the said Appraisers together with the Account of such Sale

also

also Subscribed by you to our aforesaid Judge of our said Court or his Surrogate, together with these presents.—

Given under the Seal of our said Court at Madras on the 31st. Day of October in the year of our Lord 1812 and of our Reign the 52d.—

(L.S.)

(Signed) Henry Dahagan.—

Certificate of Commission sent to Java in June 1812 and return thereto. —

Vice Admiralty Prize Court Madras

Friday the 21st. Day of May 1813.

In the Business of certain Sugar taken at Java } brought to Madras on this Available. —

These are to Certify that on the 3d. Day of June 1812 a Commission for the examination of Witnesses upon Special Interrogatories in this business was issued, directed to the Honble Thomas Raffles Esqre. Lieutenant Governor of the Island of Java Warner Mountenghe, Jacob Cranfeans Esquires and the Chief Secretary of the Government of the said Island and that the said Commission with the said Interrogatories was dispatched to Java on the 3d. Day of the said Month June, by H. M. S. Africaine and that the only return or answer to the said Commission from the time last mentioned hitherto made or given is a letter signed "C. J. Blagrave acting Secretary to Government bearing date the 7th. September 1812 and received at Madras on the 9th. Day of October then following a true Copy of which Letter is hereunto subscribed. —

(Signed) Henry Gahagan
Registrar

F.

Henry Dahagan Esquire
Registrar of His Majesty's Vice
Admiralty Court Madras.

Public Dept.

Sir

I am directed by the Honorable the Lieutenant Governor in Council to acknowledge the receipt of your letter of the 5th June transmitting a second Commission for the examination of Witnesses as to some Property captured on this Island.—

As the Depositions of the Witnesses who were examined on a former occasion were considered to extend to the whole of the Sugar captured at Batavia, and as the Interrogatories lately received are similar, I am directed to express the opinion of this Government that no further examination will be considered necessary after the receipt of the original Depositions of the Witnesses and proceedings of the Commission which I had the honor to transmit to you early in the Month of June.—

I have the honor to be
Sir
your Obedient Servant
(Sd) C. F. Blagrave.
Actg. Secy. to Govt.

Batavia
7th Septr. 1813

(a true Copy)
(Signed) Henry Dahagan
Registrar

Order for Commissioners at Java to proceed on the Examination of Witnesses.—
Java Sugar — Continued

Vice Admiralty Prize Court Madras.—

Friday the 28th. Day of May 1813.—
Before the Worble Sir Thos. A. Strange
Kt. Commissary & Judge &c. present
Henry Dahagan Esqr. Registrar.—

In the Business of certain Sugar captured at Java } brought to Madras on the Ship Arabella.—

On Motion of the Kings Advocate and on reading the Certificate of the Registrar that a Commission for the examination of Witnesses on Special Interrogatories was issued on the 3d. Day of June 1812 and was dispatched to the said Island of Java on the 5th. Day of the same month and that no return from that time hitherto hath been made or received by or from the Commissioners in the said Commission named, save and except a letter from Batavia bearing date the 7th. Day of September 1812 signed "C. R. Blagrave Acting Secy. to Government" It is ordered that the said Commissioners in the said Commission named be directed and they are hereby directed to proceed in the examination of Witnesses upon the Interrogatories transmitted to them with the Commission abovementioned in the said Month of June 1812.

(Sgd.) T. A. Strange

To

Service

Henry Gahagan Esquire

Registrar of His Majesty's Vice
Admiralty Court Fort St George.

Pub. Dept
Judicial

Sir

I have the honor to acknowledge the receipt (on the 7th Ultimo) of your letter dated the 28th May last addressed to the late acting Secretary to this Government and transmitting an Order of the same date, for the examination of Witnesses with regard to the Sugar captured at Batavia in the same manner as on a former occasion. —

I have now the honor to inform you that in pursuance of the Commission issued for that purpose — William Jacob Cranfield Esquire Member of Council and Charles Assey Esquire Secretary to Government were appointed to take the examination of Witnesses whose depositions, as well as the Secretary's Returns are transmitted accompanying for the Courts information. —

I have the honor to be
Sir
Your most Obedient Servant
L DuPuy
Dept. Secy. to Government.

Batavia
the 15th Nov. 1813

Java Sugar — Continued

To the Honorable Sir Thomas Andrew Strange
Kt. Judge of His Majesty's Vice Admiralty
Court of Madras or to His Surrogate —

I James DuPuy Actuary
appointed by virtue of a Commission from the said Court bearing date the
3d June 1812 for taking examinations relative to certain quantities
of Sugar taken at Batavia and brought to Madras, do hereby
Certify that Peter Theodore Chasse, Charles William Thalman
John Christian Baldinan, John Gottlieb Bauer, Daniel
Van Son, Michael Lebrecht and Charles Senegen were by
virtue of the said Commission in my presence produced and brought
before, and severally and Seperately examined and Interrogated
by William Jacob Cramsen and Charles Asley, two of the
Commissioners in the said Commission named upon the Interroga-
tories transmitted with such Commission, and the whole of their
Sayings and Depositions were by me faithfully reduced into
Writing - and in regard the said Peter Theodore Chasse,
Charles William Thalman, John Christian Baldinan
John Gottlieb Bauer, Daniel Van Son, Michael
Lebrecht and Charles Senegen are Dutchmen, and not
understanding the English Language, Martinus Van Doornenck
aforesaid being a person of good Credit and well Skilled in the
English and Dutch Languages, was sworn as to his being well
Skilled in such Languages and well and faithfully to Interpret
the Sayings and Depositions of the said Peter Theodore Chasse,
Charles

Charles William Thalman, John Christian Feldman, John Gottlieb Bauer, Daniel Van Son, Michael Lebrecht and Charles Lenegen, between the Witnesses and the Court, and such Sayings and Depositions of the aforenamed persons as reduced into writing as aforesaid are transmitted annexed to these presents, as the aforesaid Commission requires.—

Witness my hand & Seal at Batavia aforesaid the Day of November in the year of our Lord One thousand Eight hundred and Thirteen

L.S.

Signed / I. DuPuy.

Actuary.—

Oath to the Actuary and Interpreter
Laura Sugar — Continued

Oath to the Actuary

You Swear that you wile faithfully reduce into writing the Sayings and Depositions of the Witnesses to be brought before the Court.—

So Help you God.—

Batavia 9th Nov. 1813.

Sworn before
W. J. Cranssen
C. Assey
} Commissioners.—

Oath to the Interpreter

You Swear that you are well Skilled in the Dutch and English Languages and that you wile faithfully Interpret between the Witness and the Court.—

So Help you God

Batavia 9th Oct. 1813

Sworn before us
W. J. Cranssen
C. Assey
} Commissioners.—

In the presence of
J. Dudley
} Actuary

Deposition of Witnesses had and taken at Batavia on the Ninth Day of November in the year of our Lord One thousand eight hundred and thirteen before William Jacob Cranfeen Esquire and Charles Abbey Esquire being two of the Commissioners named and appointed in and by a certain Commission to them or any two of them directed, bearing date the 3d Day of June 1812 issued out of and under the Seal of His Majesty's Vice Admiralty Court of Madras, and the Territories thereunto belonging one certain Interrogatories transmitted with the said Commission, upon the Oath of Witnesses hereinafter named by the Interpretation of Mr. Martinus Van Doorninck who was first sworn duly to Interpret in that behalf in the presence of the Actuary - :

Mr. Peter Theodorus Chasse - aged fifty four years, late Director General of the Dutch Possessions in India. - Deposeth and saith as follows, that is to say: -

No. 1. To the first Interrogatory this Deponent saith, that he was present at Batavia about the Month of August in the year of our Lord One thousand eight hundred and Eleven, and does know that the Port of Batavia was about that time taken possession of by the Forces of His Britannick Majesty. -

No. 2. To the second Interrogatory this Deponent saith that he knows there was at the time before mentioned, a large quantity of Sugar in the Government Warehouses - that the same was at that time in the charge of the late Dutch Government - that the same was about that time taken possession of by the British Forces - that there was no Sugar at the time belonging

to

to Individuals in the Government Storehouses - but there was a claim upon the Sugar in Store, in Common with all other Colonial Produce, of Several Individuals, in pursuance of the publications of Marshal Daendals under date the 25th June 1808 & October 1808 and the 24th July 1810 by which the Colonial Produce in Store was mortgaged for debt of the Government to Individuals Vide the Annexed Document (A).—

No.3. To the third Interrogatory this Deponent saith that he does not know whether any of the Sugar mentioned in the preceding Interrogatory was or was not shipped in the Brig Arabella.—

No.4. To the fourth Interrogatory this Deponent saith that he does not know any thing further relating to the Sugar mentioned in the preceding Interrogatories beyond what he has already deposed in reply to the former questions.——

(Signed) P. L. Chasse.—

Sworn before us
(Signed) W. J. Cranssen
C. Asley
Commissioners

(Sig.) M. V. Doorninck
Interpreter

In the presence of
P. L DuPuy
Actuary.—

Sava Sugar — continued

A

Translation

Points of Elucidation — to prove the nullity of the Mortgage on the produce in general which was stored in the Government Stores in favor of the Money of Foreigners raised partly by means of a forced, gratuitous Tax, demanded from the Inhabitants and partly voluntarily furnished by others and deposited in the Government Treasury.

Publication, dated the 25th. June 1808 in which it is said that the owners of money which their Agents are forced to pay on account of their principals (almost all Hollanders) into the Treasury of Government are perfectly secured from all responsibility by the abundance of valuable produce in the Government Stores, besides the quantity still to be received (and which are accordingly ceded and mortgaged for the payment thereof.)

Extract from the Register of the Decrees of His Excellency the Marshal and Governor General dated the 2nd. October 1808. Containing a voluntary and forced gratuitous Tax on the Inhabitants for the payment of cash into the Government Treasury, upon condition that all the produce which was at that time in Store, and all the further Collection of produce &c. should remain mortgaged therefore, with the payment of 5 p. Cent per Annum Interest.—

Publication of the 14th. September 1809 by which part of the property of foreigners is demanded, nothing among the last that the owners of the Capitals will obtain a competent security.—

Notice

Notice of the 9th January 1810 giving a second order for the delivery of the above Stated property. —

Publication of the 24th July 1810 ordering the whole of the Property of Foreigners under charge of their Respective Agents to be paid into the Government Treasury - the persons interested therein being moreover assured that they can receive the produce mortgaged therefore, in conformity to the Tenor of former Publications, whenever they think proper, or the payment in money by Bills on Holland, Payable within a year after the Peace &c. with an Interest of 6 pr. Cent pr. Annum. -

By the last mentioned publication of the 24th July 1810 the Inhabitants are encouraged to a voluntary Supply at the rate of 6 pr. Cent Interest per annum - Upon the same conditions and terms of restitution and Mortgage as stated therein and in all former decrees. -

Further reference may be made with regard to all other publications, Notices and Seperate decrees to the Collected papers and Documents which have been handed to the Honble the Lieutenant Governor Raffles relative to the Debts of the former. -

pr. Government - which will clearly evince the possible measures which have been adopted to restore the Money of foreigners. -

2. The fruitless protestations against the same. -

3. That they as well as the Inhabitants have been obliged to advance their money for a voluntary quotation and

4. That if the remaining produce was not sufficient for the discharge

discharge of all this money - the other public property on the Island of Java was in the most perfect hence mortgaged and responsible therefore. -

Batavia 5th May 1813

(Signed) P. J. Chaffe

(a true Translation)

/Signed/ M. V. Dziemianek

Translator.

Depositions of Witnesses had and taken at Batavia on the 9th. Day of November in the year of our Lord 1813 before William Jacob Cranssen Esquire and Charles Assey being two of the Commissioners named and appointed in and by a certain Commission to them or any two of them directed bearing date the third Day of June One thousand eight hundred and twelve; issued out of and under the Seal of His Majesty's Vice Admiralty Court of Madras and the Territories thereunto belonging on certain Interrogatories transmitted with the said Commission upon the Oath of Witnesses hereinafter named by the Interpretation of Mr. Martinus Van Doorninck who was first sworn duly to Interpret in that behalf in the presence of the Actuary - Mr. Charles William Thalman late Administrator General at Batavia - aged Fifty Years - Deposeth and saith as follows that is to say? -

No. 1. To the first Interrogatory this Deponent saith that he was present at Buitenzorg on the Island of Java in the Month of August in the year of our Lord One thousand eight hundred and eleven and does know that the part or Settlement of Batavia was about that time Captured by the Forces of His Britannick Majesty -

No. 2. To the Second Interrogatory this Deponent saith that he does know that the late Government was at that time in possession of a quantity of Sugar - that the said Sugar was stored in the Government Warehouses under the charge of the Officers of Government until the Capture of Batavia - that he does not know who then took possession of the Sugar, not having been present at Batavia at the time - that he knows that the Sugar

as

as well as other Colonial Produce was mortgaged by Government to Individuals for money which had been advanced by them to Government.—

No.3. To the third Interrogatory this Deponent saith that he does not know whether any part of the Sugar before mentioned was shipped in the Big Arabella.—

No.4. To the fourth Interrogatory this Deponent saith that he does not know any thing further relating to the Sugar mentioned in the preceding interrogatories, beyond what he has already deposed in answer thereto.—

(Signed) C. W. Thalwan

Sworn before me
(Sig.) W. I. Cramsie, C. Ashley } Commissioners.

(Signed) M. V. Doonwick
Interpreter

In the presence of
(Sig.) J. Dudley } Secretary

Java Sugar Continued

Depositions of Witnesses had and taken at Batavia on the ninth day of November in the year of our Lord one Thousand eight hundred and thirteen before William Jacob Cranssen Esquire, and Charles Asley Esquire being two of the Commissioners named and appointed in and by a certain Commission to them or any two of them directed, bearing date the third Day of June 1812, issued out of and under the Seal of His Majesty's Vice Admiralty Court of Madras, and the Territories thereunto belonging, on certain Interrogatories transmitted with the said Commission, upon the oath of Witness hereinafter named by the Interpretation of Mr. Martinus van Doorneveck, who was first sworn duly to Interpret in that behalf in the presence of the Actuary -

Mr. Johan Christian Goldman aged Forty eight years, late Head Administrator of the Government Warehouses at Batavia, Deposeth and saith as follows. (that is to say)

No. 1. To the first Interrogatory this Deponent saith that he was present at Tanjong in the neighbourhood of Batavia in the Month of August, in the year of our Lord One thousand eight hundred and eleven and he does know that about that time the Port of Batavia was captured by the Troops of His Britannic Majesty -

No. 2. To the Second Interrogatory this Deponent saith that he knows that there was a quantity of Sugar belonging to Individuals, at that time in the Ware Houses of Government, and under the charge of the public officers of Government - that he knows this Sugar was taken possession of by the British Troops and he considers the said sugar to have been the property of Individuals

because

because it had been mortgaged to them in Common with other colonial produce by the Orders and Decrees of the Government.

No 3. To the third Interrogatory this Deponent saith that he does not know whether any of the before mentioned Sugar was or was not shipped in the Brig Arabella.—

No 4. To the fourth Interrogatory this Deponent saith that he knows nothing further relating to the Sugar in question than what he has already deposed.—

(Signed) L. C. Goldman.

Sworn before us
(L.S.) W. L. Cranstier
C. Asley
Commissioners

(Signed) M. V. Doornenik
Interpreter

In the presence of
J. D. Asley
Notary.—

Deposition

of Witnesses had and taken at Batavia on the ninth Day of November in the year of our Lord one thousand eight hundred and thirteen before William Jacob Cranssen Esqr and Charles Assey Esquire being two of the Commissioners named and appointed in and by a certain Commission to them or any two of them directed bearing date the third Day of June 1813 issued out of and under the Seal of His Majesty's Vice Admiralty Court of Madras and the Territories thereunto belonging on certain Interrogatories transmitted with the said Commission upon the oath of Witnesses hereinafter named by the Interpretation of Mr. Martinus Dominick who was first sworn duly to Interpret in that behalf in the presence of the Notary. - Mr. Johan Rodlieb Bauer aged forty one years late President of the Committee of Revenue -

Deposeth and saith as follows. —

No1. To the first Interrogatory this Deponent saith that he was present at Batavia at the time therein mentioned, and does know that Batavia was about that time Captured by the British Troops. —

No2. To the Second Interrogatory this Deponent saith, that he knows not what quantity of Sugar there was at that time in Store, but he knows that it was considerable - it was in the Government Storehouses, and under the direction of Government he knows that it was about the time before mentioned taken possession of by the British forces. He knows that the Creditors of the former Government have claimed this Sugar, after the Surrender of the Colony on account of the Mortgages which

the

the late Government had given on all their Colonial Produce.-

No 3. To the third Interrogatory this Deponent saith that he does not know whether the said Sugar or any part of it was or was not Shipped on board the Brig Arabella.-

No 4. to the fourth Interrogatory this Deponent saith that he knows nothing relative to the Matter in question, further than what he has already depos'd.—

Signed) L. J. Bauer

Sworn before us
W. L. Cranssen
Sig.d) C. Asselyn — Commissioners

Sig.d) M. V. Doorneniek
Interpreter

In the presence of
L. D. Wilkes — Actuary

Deposition of Witnesses, had and taken at Batavia on the 9th Day of November in the year of Lord 1813 before William Jacob Cranssen Esquire, and Charles Grey Esquire being two of the Commissioners named and appointed in and by a certain Commission to them or any two of them directed bearing date the 3d Day of June 1812 issued out of and under the Seal of His Majesty's Vice Admiralty Court of Madras and the Territories thereunto belonging, on certain Interrogatories transmitted with the said Commission, upon the Oath of Witnesses, hereinafter named, by the Interpretation of Mr Martinus van Doornick who was first sworn duly to Interpret on that behalf in the presence of the Actuary.—

Mr Daniel Van Son aged fifty years, late Administrator of the Sugar Godowns at Batavia Deposeth and saith as follows — that is to say.—

No 1. To the first Interrogatory this Deponent saith that he was present at Batavia at the time therein mentioned — that he knows that place was about that time captured and taken possession of by the Forces of His Britannic Majesty.—

No 2 To the Second Interrogatory this Deponent saith that he knows there was at that time a large quantity of Sugar in the Government Warehouses — that the said Sugar was under his own personal charge as administrator, or Storekeeper of the Sugar Warehouses, until the Capture of Batavia — that he knows the said Sugar to have been then Captured and taken possession of by the British Troops — that he knows that the Sugar, as well as all other Colonial produce then in Store was

Mortgaged

mortgaged by the late Government to Individuals partly on forced and partly on voluntary Loans. —

No 3 To the third Interrogatory this Deponent saith he does not know whether any part of the Sugar in question was shipped on the Brig Arabella. —

No 4. To the fourth Interrogatory this Deponent saith he does not know any thing further on the Subject of this Sugar beyond what he has already deposed in answer to the foregoing Interrogatories. —

[Signed] D.L. Vn Lon..

Sworn before us
[Sgd] W. I. Crainson
C. Ofsey
Commissioners.

[Sgd] M. V. Doornick
Interpreter

In the presence of
J. Dulley
Actuary. —

Deposition of Witnesses had and taken at Batavia on the 9th. Day of November in the year of our Lord one thousand eight hundred and thirteen, before William Jacob Cranssen Esquire, and Charles Asley Esquire, being two of the Commissioners named and appointed in and by a certain Commission to them or any two of them directed - bearing date the 3d. Day of June 1813 issued out of and under the Seal of His Majesty's Vice Admiralty Court of Madras, and the Territories thereunto belonging on certain Interrogatories transmitted with the said Commission, upon the Oath of witnesses hereinafter named, by the Interpretation of Mr. Martinus Van Doorninck, who was first sworn duly to interpret in that behalf in the presence of the Notary.—

Mr. Michael Lebrecht aged forty one years late Bookkeeper in the Sugar Godowns of Batavia.—

Deposeth and saith as follows That is to say.—

No. 1. To the first Interrogatory this Deponent saith, that he was present at Batavia in the Month of August One thousand eight hundred and eleven, and he knows that the Dutch on Settlement of Batavia was about that time Captured by the British forces.—

No. 2. To the second Interrogatory this Deponent saith that he knows that the Dutch Government had a large quantity of Sugar in the Warehouses at the time of the Capture, under the charge of the Administrator, Mr. Van Son he knows that the said Sugar was afterwards taken possession of by the Prize Agents - he does not know whether any claim was subsequently made by any Individuals upon the Sugar in question.—

No. 3.

No 3. To the Third Interrogatory this Deponent saith, that he knows that of the Sugar before mentioned, the following quantity was shipped on board the Brig Arabella -

of the first sort 56,417 Pounds Dutch weight

— Second - Do 102,640 - Do — Do

— Third Do 75,664. - Do — Do

He is unacquainted for what purpose this Sugar was shipped, but he knows that the Brig Arabella was bound to Madras - He denies his knowledge of these circumstances from being Bookkeeper in the Service of the Prize Agents since the Capture. —

No 4 To the fourth Interrogatory this Deponent saith that he knows nothing further relative to the matter in question beyond what he has already deposed in answer to the preceding Interrogatories. —

/Signed/ Mc Lelcraft

Sworn before us

/Do/ W. L. Cranfsen, C. Asey } Commissioners

/Signed/ M. V. Doornwick

Interpreter.

In the presence of

J. Dutfey } Secretary. —

Depositions of Witnesses had and taken at Batavia on the Ninth Day of November in the year of our Lord One thousand eight hundred and thirteen - before William Isaak Cranssen Esquire and Charles Alexy Esquire, being two of the Commissioners named and appointed in and by a certain Commission to them or any two of them directed, bearing date the third Day of June One thousand eight hundred and twelve - issued out of and under the Seal of His Majesty's Vice Admiralty Court of Madras, and the Territories thereunto belonging on certain Interrogatories transmitted with the said Commission, upon the Oath of Witnesses hereinafter named by the Interpretation of Mr. Martinus Van Doorninck, who was first sworn duly to interpret in that behalf in the presence of the Actuary -

Carel Frederick Jenegen aged forty one years late Clerk in the Sugar Stores of Batavia Deposeth and says as follows that is to say -

No. 1. To the first Interrogatory this Deponent saith that he was present at Batavia about the time mentioned in the same - and he knows that Batavia was then Captured and taken possession of by the British forces -

No. 2. To the Second Interrogatory this Deponent saith, that he knows that the late Government had a large quantity of Sugar - that it was stored in the Government Warehouses, under the orders of Mr. Van Sow, Warehousekeeper or administrator, until the period of Capture - That the Prize Agents afterwards took charge of the said Sugar that he does not know of any claims having been made by Individuals regarding it -

No. 3.

No. 3. To the third Interrogatory this Deponent saith that he himself shipped a quantity of Sugar on board the Brig Arabella, but he does not know the amount of it - he does not know for what purpose the Sugar was shipped, or to what Port the Brig Arabella was bound. -

No. 4a. To the fourth Interrogatory this Deponent saith that he knows nothing further on the Subject beyond what he has already Stated. -

(Signed) C. F. Jeneger

No. 1 W. L. Cranfield
C. Ogsey
} Commissioners

(Signed) M. V. Doornenck
Interpreter

In the presence of
No. 1 J. Dubuy
} Actuary. —

In the Vice Admiralty Court at Madras -

Prize Jurisdiction.

Our Sovereign Lord the King

against

Fifty six Thousand Five Hundred and Seventeen Pounds / Dutch Weight / of the first Sort of Sugar and one Hundred and two Thousand six hundred & forty Pounds / Dutch Weight / of the second Sort of Sugar, and Seventy five Thousand, six hundred and Sixty four Pounds / Dutch Weight / of the third Sort of Sugar captured as Prize on the Island of Java and brought to Madras on the Brig Arabella - -

12th. April 1814 -

On which Day Robert Orme Procurator General for our Sovereign Lord the King by all lawful ways & means and to all Effects in law whatsoever alledged pleaded & articulately propounded as follows to Wit -

First - That his Majesty by and with the advice and consent of his Privy Council did by an Order bearing date at Saint James's the Sixteenth Day of May One Thousand eight hundred and three declare an Order that General Reprisals be granted against the Ships Goods and Subjects of the French Republick so that as well His Majesty's Fleets and Ships and all other Ships and Vessels that should be commissioned by Letters of Marque or General Reprisals or otherwise by His Majesty's Commissioners ~~for executing~~ the office of Lord High Admiral for the time being or by any Person or

Persons

Persons duly authorized should and might lawfully seize all Ships Vessels and Goods belonging to the French Republick or to any persons being Subjects of the French Republick or inhabiting within any of the Territories of the French Republick and bring the same to Judgment in any of the Courts of Admiralty within His Majestys Dominions which should be duly commissioned And further the said Order in Council did direct that a Commission should issue and a Commission did accordingly issue under the Great Seal of Great Britain authorizing the Right Honorable the Lords Commissioners for executing the Office of Lord High Admiral of the United Kingdom of Great Britain and Ireland and the Lieutenant and Judge of the same Court and his Surrogate and also the Several Courts of Admiralty within His Majestys Dominions which should be duly commissioned to take Cognizance of and judicially to proceed upon all and all manner of Captures Seizures Preys Reprisals of all Ships Vessels and Goods that were or should be taken and to hear and determine the same and according to the Course of Admiralty and the Laws of nations to adjudge and condemn all such Ships Vessels and Goods as should belong to the French Republick or to any persons being Subjects of the French Republick or inhabiting within any of the Territories of the French Republick: And this was and is true public and notorious and the Party Proponent doth allledge and propound every thing in this and the subsequent Articles contained jointly and severally —

Secondly That the said Sugar was on or about the Twenty sixth Day of August in the year One thousand Eight hundred and Seven seized and taken

as

Java Sugar — Continued

as Prize on the Island of Java by the Conjunct Forces of His Majesty's Navy and Army and of the Army of the Honorable the United Company of Merchants of England trading to the East Indies such Navy being under the Command of Rear Admiral Robert Stopford and such Army being under the command of His Excellency Lieutenant General Sir Samuel Auchmuty as Commander in Chief, and which Sugar was at the time of the aforesaid seizure belonging to the French Republick or to the Government of France or to persons being subjects of the French Republick or to persons being subjects to the Person then exercising the Government of France or to persons inhabiting within the Territories of the French Republick or of the Government of France and as such or otherwise liable to confiscation and ought to be confiscated and condemned to our Sovereign Lord the King And that it ought further to be adjudged and decreed that His Majesty's Navy under the Command of the said Robert Stopford and His Majesty's and the said United Company's Armies under the Command of the said Samuel Auchmuty were and are the Captors thereof And the Party Proponent doth alledge and propound as before. —

Thirdly That all and singular the Premises were and are true publick and notorious and thereof there was and is a publick voice fame and report of which legal Proof being made the Party Proponent prays right and justice to be effectually done and administered in the Premises by you the Honorable Sir Thomas Andrew Strange Knight Judge of His Majesty's Vice Court of Admiralty

at

at Madras or by your Surrogate, and that the said Sugar so taken and seized as aforesaid be pronounced to have belonged at the time of the aforesaid seizure to the French Republick or to the Government of France or to persons being Subjects of the French Republick or to persons being subjects of the Government of France or to persons inhabiting within the Territories of the French Republick or within the Territories subject to the said Government of France and as such or otherwise liable to Confiscation and condemnation And that it may be pronounced and decreed that the said Sugar did belong to Enemies of the Crown of the United Kingdom of Great Britain and Ireland And that the same be adjudged and condemned as good and lawful Prize seized and taken by His Majesty's Navy and Army and by the Army of the said United Company. -

/Signed/ Wm. Grant
Kings Proctor

/Signed/ Herbert Compton

Order for Sentence of Condemnation —

739.

Java Sugar — Continued

Vice Admiralty Prize Court Madras —

Friday the 15th Day of August 1814 —

Before the Right Hble Sir Thomas A. Strange

Kt. Commissary and Judge &c. &c. present

Henry Dahagan Esqre Registrar —

In the Business of Sugar taken at the Island of Java } brought to Madras on Ship Arabella —

On the Motion of Mr Compton Kings Advocate praying on behalf of the Captors for the Condemnation of the said Sugar as good and lawful Prize, And on reading the Affidavit of William Willis Watson of Madras Merchant, with the Allegations filed on the said behalf, and the Depositions of the several Witnesses examined under Commission at Batavia in this business, The Court pronounced declared and decreed that the said Sugar taken on the Island of Java by the Conjunct forces of His Majesty's Navy and Army, and Land and Marine Forces of the East India Company, and brought within the Jurisdiction of this Court on board the said Ship Arabella was good and lawful Prize as taken as aforesaid being French Property, And it is ordered that Sentence of Condemnation do pass the Seal in default of Appeal or Notice of Appeal being in due time filed. —

(Signed) T. A. Strange —

Certificate of no Appeal.

Lava Sugar — Continued

Vice Admiralty Prize Court Madras.

Friday April 21st 1916.

In the Matter of the Lava Sugar } brought to Madras on board the Arabiea.

These are to Certify that no Appeal, nor any notice of Appeal has been filed or given against the Sentence of Condemnation against the said Sugar as good and lawful Prize, pronounced on the 15th Day of April instant. —

(Signed) Henry Duhagan.

Registrar

Sentence of Condemnation

Java Sugar — Retained

In the Name of God Amen — We Sir Thomas Andrew Strange &c. Commissary and Judge in the Vice Admiralty Court of Madras and the Territories thereunto belonging, and also to hear and determine all and all manner of causes and Complaints as to Ships and Goods seized and taken as Prize especially constituted & appointed having heard, seen, and understood and fully and maturely discussed the Merits and Circumstances of a certain business of seizing and taking of a certain quantity of Sugar taken at Batavia on the Island of Java by the Conjunct forces of His Majesty's Army and Navy and the Land and marine forces of the United Company of Merchants trading to the East Indies and brought to the Port of Madras on board a brig called the Arabella which was lately and still is depending before us, on the part and behalf of our Sovereign Lord the King against the said Sugar and against all persons in General who have or pretend to have any right title or Interest therein and we rightly and duly proceeding therein, and the Procurator for our Sovereign Lord the King appearing before us and praying Sentence to be given and justice to be done, and all others in general who have or pretend to have any right, title or Interest in the said Sugar, being duly and legally cited and Intimated, called and not appearing having first enquired into and duly considered the whole proceeding had and done before us in the said business, and having observed what by Law ought to be observed in this behalf have thought fit and do think fit thus to proceed to the giving and pronouncing of our definitive Sentence or final decree in the said business, in manner and form following, that is to say, Forasmuch as we have by the Acts enacted, deduced and alledged pleaded, proponed and proved in the said business, found and clearly discovered that the Procurator for our Sovereign Lord the King hath sufficiently

founded

founded his intention decreeing a certain Allegation given and admitted on his behalf in the said business, and now remaining in the Registry of this Court, which said Allegation and others Matters propounded & alleged and admitted, we take and will have taken, as if here read and inserted for us to pronounce for the Condemnation of the said Sugar as belonging to France or some person or persons being Subjects of France or inhabiting within the Territories of France, or otherwise liable to Confiscation and Condemnation as hereinafter mentioned and that nothing at least effectual hath been excepted, decreed, alledged, pleaded, propounded or proved by any person whatsoever, which may or can any ways defeat, prejudice or weaken the Intention of the Promotor, Therefore We Sir Thomas Andrew Strange Knight the Judge aforesaid, having heard Counsel learned in the Law thereupon, do hereby pronounce, decree and declare that the said Sugar, were rightly and duly taken and seized by His Majesty's and the United Company's said forces, and that the said Sugar did at the time of the Capture and seizure thereof (as far as appears to us) belong to France or to some person or persons being Subjects of France or inhabiting within the Territories of France, and as such ought to be accounted and reputed liable and Subject to Confiscation and to be adjudged and Condemned as and for good and lawful Prize to our Sovereign Lord the King and we do also pronounce decree and declare that the said Sugar be adjudged and condemned as good and lawful Prize to our Sovereign Lord the King, taken and seized by His Majesty's and the United Company's forces by this our definitive Sentence, or final decree which we read and promulge by these presents.—

(Signed) T. A. Strange.

This Sentence was read signed & promulged by the Judge aforesaid upon the 15th Day of April in the year of our Lord 1814 in the Vice Admiralty Court in Fort St George.—

Which Extract

(Signed) Henry Ralegan

Registrar.—

Order for Sentence of Condemnation &c.
and for Balance proceeds
Java Sugar — Continued

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Vice Admiralty Prize Court Madras.

Friday the 29th Day of April 1814
Before the Worble Sir Rbt Andrew Strange
Kt Commissary and Judge &c. present
Henry Gahagan Esquire Registrar.-

In the Business of
Java Prize Sugar taken
by Kings and Company's Forces
} brought to Madras on board the Arabella

On Motion of the Kings Advocate and on
reading the Registrars Certificate of no appeal filed nor any notice of
Appeal given against Sentence of Condemnation, pronounced in this
Business on Friday the 8th Instant. It is ordered that the said
Sentence do now pass the Seal and that the Balance Proceeds
of the said Sugar be paid over to the Receptors or their Agents,
all Costs having been first paid.-

(Signed) T. A. Strange.-

Dr. Account of Proceeds of Java Sugar landed from Arabella — Cr.

			Ps.	F.	C.				Ps.	F.	C.
13											
	16th	To 3 per Cent fee on 1934 " 10 " 10	58	1	16	1813 Jany.	16th	By Sale proceeds received from the Marshall	1,934	10	10
	1st	To 3 per Cent fee on 48 " 1 " 72	1	19	68						
	1st	To 3 per Cent fee on 55 " 22 " 16	1	29	73	July	1st	By Interest on Sicca Rupees 6,200 (Company's Paper) from 23d January to 30th June 158 Days at Six per Cent S. R. 161 " "	48	1	72
		To Costs for Powers of Attorney sent to Chelsea Hospital	45	12	"						
	29th	To 3 per Cent on 35 " 39 " 48	1	7	75	1814 Jany.	1st	By Interest on 6,200 for Six Months from 1st July 1813 at Six per Cent S. R. 186	55	22	16
		To Registrars Costs	168	25	"						
		To Balance proceeds paid over to Receptors	1,797	22	74	April	29th	By Interest on 6,200 from 1st Jany. to 29th April at Six per Cent S. R. 120 — 4 — 2	35	39	48
		Pagodas	2,073	28	66			Pagodas	2,073	28	66

29th April 1814

(Signed) Henry Sahagan
Registrar

Java Sugar — Continued

Receipt of Captors Agents for Net Proceeds.-

765.-

Java Sugar — Continued

Madras 1st May 1814.-

Received from Henry Dahagan Esquire Registrar to the Vice Admiralty Court the Sum of Star Pagodas One thousand Seven hundred and Ninety Seven, Fanams twenty two and Cash Seventy four - being the Net proceeds of Java Prize Sugar Landed from the Wrabella - as per his Account Current dated 29th April last.-

/Signed/ Colt Hart and Westlan
Attorneys to the Agents to the Captors
of Java.-

Sto Rupees 1797-24-74

Henry Dahagan

Registrar

1814

B Section 54

49 Order to examine Witnesses
Granting — Continued

Vice Admiralty Prize Court Madras.

In the Matter of the Ship Swanting and Peter Master

Friday the 28th. Day of August 1812
Before the Worthe Sir T. A. Strange
Knight Commissary and Judge
&c. present Henry Jackson
Esquire Registrar.

taken by His Majesty's Ship Conelia
W. F. Owen Esquire Commander

On Motion of the Kings Advocate
It is ordered that the Captors be allowed to examine
Witnesses in this business upon the Standing
Interrogatories.

T. A. Strange

To the Honorable Sir Thomas Andrew Strange Kt.
Commissary and Judge in His Majestys Vice Admiralty
Court of Madras. &c. &c. &c. —

I Henry Gahagan Registrar and Actuary under the Commission for taking the examinations of Witnesses upon the Standing Interrogatories do hereby Certify that Ani Pucho late Master of the Sloop Guaranting and Yupauk late Clerk or Secretary of the Same Sloop were in my presence produced and brought before and examined and interrogated by Thos. Greenway Esqre. Commissioner relative to the said Sloop and Cargo and their Sayings and Depositions were by me faithfully reduced into writing and the said Ani Pechoo and Yupauk being China Men and not understanding the English language William Fitzwilliams Queen Royal Navy, persons Skilled in the English and Malay languages were Sworn well and faithfully to interpret the Sayings and Depositions of the said Witnesses and those Sayings and Depositions so reduced into Writing, are returned annexed to these presents. —

Witness my hand and Seal this 8th day of September in the year of our Lord 1812. —

(L.S.)

(Signed) Henry Gahagan
Registrar and Actuary

Gwanting ——— Costumee

Vice Admiralty Prize Court Madras.

Depositions of Witnesses had and taken at the Office of the Registrar in Fort St George Madras on the 3d of September 1812 before Thos. Greenway Esqr one of the Commissioners appointed for taking Examinations on the Standing Interrogatories upon the Oaths of the Witnesses hereinafter Named by the Interpretation of Willm Fitzwilliam Swan Esqr Captain in the Royal Navy and Willm Joseph Cooper who were Sworn duly to interpret between the Witnesses and the Court in the presence of the Actuary.—

Ong Piko, aged about forty Six Years of age late Master of the Vessel called Gwanting.

1st To the first Interrogatory this Deponent answering saith that he was born at Batavia and has lived there for fifteen Years - his residence is at Batavia - he is a Subject of the Chinese State, he considers that he is a Son of China - he lived there 30 years - as a Married Man and his wife and Child at Batavia.—

2d To the second Interrogatory this Deponent maketh Answer & saith that he was on board the Sloop when she was taken - she has no Commission but permission to proceed from the Captain China Man at Batavia on a Voyage.—

3d To the third Interrogatory this Deponent maketh Answer & saith that the Sloop was taken off Lanjon Point Close to Batavia about two Months Ago - they told him because he had Slaves on board was brought to Madras under a Red Flag - no other Colours on board - No resistance was made, No guns fired - was taken by "Your Vessel" the Cornelia - One Vessel was in Sight at the time.—

2/

Guauntees —— Continued

4th to the fourth interrogatory this Deponent maketh Answer & saith that he is the Master and is Name is Eric Pike. before Capture he had been in Command Six Months - Cornelius the China Captain at Batavia gave him Command & delivered possession at Batavia & he there received -

5th to the Fifth Interrogatory this Deponent answering saith that the Sloops Tonnage he cannot speak to - there were thirty four China men on board and Sixteen Malay Lascars - Nine Java Men and seven Bally people - the Java men came on board at Grefsy, four from Bally - the rest from Batavia he hired the Men at Grefsy on his return from Bally and home at Bally -

6th to the Sixth Interrogatory this Deponent answering saith that he had some Goods on board - all that was in the Sloop belonged to him Self and all Nobody else has any Interest in her - the Property is in fact the Chinese Captains but the Charge of it was entrusted to him and he therefore answered it his - he was Master of the Vessel - he has known her two years, she was built at Batavia. -

7th to the Seventh Interrogatory this Deponent saith that the Sloops Name is the Guauteen - she has had that Name he believes Seven Years - knows of no other - there was a pass on board when she was taken - when the Vessel went from Batavia he got a pass and on his return got another from the Master Attendant at Grefsy - from Batavia he went to Grefsy, from Grefsy to Bally Badoon[g] - from Bally Badoung back to Grefsy and from Grefsy to Batavia her last Voyage was to begin at Batavia and end there He does not remember the detail of his Cargo but it is in the Writing - the Cargo was delivered to Cornelius the China Captain at Batavia - five Days from Grefsy to Java Head the

Quarantine ——— Continued

Sloop was taken - the Vessel was under his own Directions and Management in trade - he only Correspondes with Cambian about the Vessel or Cargo - she was built at Batavia -

9th To the eighth Interrogatory this Deponent maketh Answer and saith that he does not remember the lading of the Vessel when she Sailed - She had her Cargo in about a Month before she Sailed, but he does not remember the different Species of it - or quantities - at the time he was taken he had Slaves on board - (110) one hundred and Sixteen - about 33 Women - 58 Girls - 20 Boys -

9th To the Ninth Interrogatory this Deponent maketh Answer and saith that the Vessel belonges to Cambian - Cambian is his friend and he knew it - Cambian was born at Batavia - lives at Pangerang near Batavia - he has lived there 25 years - & before that to the best of his knowledge - he is Subject to the Great Mogul at Batavia -

10th To the tenth Interrogatory this Deponent maketh Answer and saith that the Sloop was built for Cambian - there was no Bill of Sale of her or any paper of that description

11th To the eleventh interrogatory this Deponent answering saith, that the Slaves were taken on board at Billy Roadway - One hundred and Sixteen - there was some (Rebbee) which he bought at Grefsy - a sort of Provision - the Pass tells the quantity -

12th To the twelfth Interrogatory this Deponent answering saith that the goods were all his, he was to Carry them to Batavia to give to Cambian - Cambian is a Chinese Man, but born at Batavia - he is a "Poya kang" at Batavia - under the Dutch East India Company - If the lading was restored to him, he was to carry it and deliver it to Cambian at Batavia. ——

13th To the thirteenth Interrogatory this Deponent maketh Answer and saith that he does not know about the Bills of Lading but all the Papers that were on board were delivered to the Officer who boarded the Sloop -

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Swanting — Continues.

14th To the fourteenth Interrogatory this Deponent says that the Papers he before Mentioned are the only ones he knows any thing about.—

15th To the fifteenth Interrogatory this Deponent maketh similar Answer.—

16th To the Sixteenth Interrogatory this Deponent maketh Answer that none of the papers were either burnt or torn or destroyed — how could they be when the Officer made him give them up — he did not hide any—

17th To the Seventeenth Interrogatory this Deponent answering saith that the Sloop was never taken before — she was always Cambrics—

18th To the eighteenth Interrogatory this Deponent maketh Answer and saith that he does not know what he has lost. People are put on board to watch her and he does not know if any thing is lost. he has received no indemnification or promise of any.—

19th To the Nineteenth Interrogatory this Deponent saith that the Vessel or Cargo was not insured.—

20th To the twentieth Interrogatory this Deponent answereth that if he had arrived at Batavia & landed the Slaves & other things they would have belonged to Cambrics but until landing he considered them his own.—

21st To the twenty first Interrogatory this Deponent maketh Answer & saith that he got all the Slaves at Bally Baadong but he can not say whether they were born there the other things were the property of Bally.

22d To the twenty second Interrogatory the Deponent says all the Captured Lading was shipped at Bally — there was no transhipment.—

23d To the twenty third Interrogatory this Deponent says that the only papers he knows of were them delivered up to the Captors.—

24th To the twenty fourth Interrogatory this Deponent answering saith that he gave up all the papers when the Vessel was boarded and he supposes the Captains has them.—

25th To the twenty fifth Interrogatory this Deponent answering saith that after Capture a Basket of Birds Meat was taken out of the Vessel— and on the Passage since that some Oil and jugs Rum — and all the Slaves were taken out by the Captains Men, and he believes by the Captains Order — they were taken to and put on board the Cambrics—

Z.

Examinations — Continued —

26th To the twenty Sixth Interrogatory this Deponent answering saith there were four Passengers, but does not remember their Names - they were China men they were not hidden - they have all been sent on Shore since - they were Merchants - they had no concern in his Vessel - they went from Bally to Batavia to see their Friends - there were no Europeans of any description on board. -

27th To the Twenty Seventh Interrogatory this Deponent saith that the papers do not lie - they all speak truth - they were all given to him by the Master Attendant at Batavia and at Grefsy & came from the Rajah at Bally they were only for his Sloop - he should at Batavia have delivered his papers with his Cargo to Cambion - the Pass from Grefsy cost 85 Rupees at Batavia he paid nothing - each paper he got at Bally and there were two, cost 2 Rupees - His Vessel was in the places where the papers were obtained - Nobody had any Letter of Safe Conduct. -

28th To the twenty eighth Interrogatory this Deponent answering saith that he did not sign any but one long paper which is a medicine or Charm for the Safety of the Ship Containing some Prayers and Moral Maxims. -

29th To the twenty Ninth Interrogatory this Deponent answering saith that when he was taken the Vessel was steering for Batavia - his Course was not altered the Ship came Strait from Grefsy. -

30th To the thirtieth Interrogatory this Deponent saith that the Ship was never sold, it was built for Cambion and if it was restored it would belong to Cambion. -

31st To the thirty first Interrogatory this Deponent answereth & saith that there were four barrels in the Hold - the had some Muskets Spears and Rifles for the purposes of defence against Pirates - She had no other Warlike Stores or Ammunition on board of any description so ever. -

32d To the thirty second Interrogatory this Deponent answering saith that he has nothing more to say about his Ship and Cargo but if they were restored he should be grateful. -

Additional

Additional Interrogatories.

1st To the first Additional Interrogatory this Deponent saith that the Vessel was under no Convoy - he did not destroy or deliver up any papers except to the Officers who boarded - he had no Instructions to avoid Vessels of War or to manœuvre to escape or to destroy his papers.-

2d To the seven Additional Interrogatory this Deponent saith that he could not have gone into any port blockaded.-

Sworn before Me

the Greenaway

Comr

in the presence of

Henry Gahagan

Actuary

8th Sept 1812

(Signed) W. F. Mc Queen.
W. L. Cooper. } Interpreters

Swearing — Continued

Yupauk - about thirty Years of Age late Secretary or Clerk to the Vessel Swearing - by Profession or Chinese Writer. -

1st To the first Interrogatory this Deponent answering saith that he was born at Chin Chew in China - he came from China to Batavia three years ago - he is married and his Wife resides in China - he resides at Batavia near the quit gate - he does not know to whom he is Subject - he is a freeman of China where he has a Wife & Children. -

2d To the Second Interrogatory this Deponent answering Saith that he was on board the Sloop when taken - he knows nothing about a Commission -

3d To the third Interrogatory this Deponent answering Saith that she was taken near Batavia - about two Months, within two Days - she is brought to Madras he does not know why - she had a red Flag - made no resistance - What Ship Captured him he does not know, it was "your Ship" there were other Ships in sight - What they were he does not know -

4th To the fourth Interrogatory this Deponent answering Saith that the Masters Name is Ani Piko - He has known him seven Months since he Sailed with him the person to whom the Vessel belongs is Cambuan at Batavia - they went on board together (the Master and he) at Batavia - Cambuan gave possession of her - Ani Piko lives at Batavia - does not know how long he has lived there or where he was born or to whom he is Subject - he has a Wife at Batavia with a female Child. -

5th To the fifth Interrogatory this Deponent answering Saith that he does not know the burthen or Tonnage of the Ship - there were thirty four China Men on board - Nine Java Men, Seven Bally Men - Some taken on board at Cheffoy some at Batavia & some at Bally Badoung. -

6th To the Sixth Interrogatory this Deponent saith that the Vessel and Cargo belonged to the Captain - the Vessel was Cambuans the Slaves on board belonged to Cambuan but they were given to the Captains to Sell. -

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Swearing — Continued

7th To the Seventh Interrogatory this Deponent maketh Answer and Saith that the Vessel is named Swanteen - does not know her by any other Name - does not know what passport she has - if any - From Batavia he went to Grefsy - from Grefsy to Banjoe Wang - staid two Days there & thence to Bally Rodoang from Bally back to Grefsy, from Grefsy back to Batavia - he does not know the Cargo - but believes Ami Pilo has the papers relative to it, which he supposes "Jaw took" From Batavia to Bally she Carried some Iron - she had One hundred and sixteen Slaves from Bally - Ninety female Slaves - twenty six Males - she was five Days from Grefsy when taken - Cambion superintended the Trade of the Ship at Batavia - the Captain knew at Sea. -

8th To the eighth Interrogatory this Deponent saith that she Carried Iron from from Batavia to Bally - at Bally she got Cloth, jagg'd Beef Oil - Birds Nests - some Cowhides and some Ghee and Slaves - One hundred and sixteen - he does not know how many great or how many small - had tortoise Shell (Skins of the Fish that walk a foot) - he does not know of any thing else. -

9th To the Ninth Interrogatory this Deponent maketh Answer & Saith that Cambion is the Owner of the Prau - Cambion hired him and Shipp'd him - Cambion lives at Batavia - his birth place he does not know and to whom he is Subject. -

10th To the tenth Interrogatory this Deponent maketh Answer & Saith that she does not know of any Sale of Sale -

11th To the eleventh Interrogatory this Deponent maketh Answer & Saith that all the Lading was taken on board at Bally, except some dried Prawns or (Batchang) - twenty two pearls of the dried Prawns at Grefsy. -

12th To the twelfth Interrogatory this Deponent maketh Answer and Saith that all on board belonged to the Captain who lives at Batavia - how long he does not know - the goods were to have been delivered at Batavia - If the Ship and Cargo be given up, they ought to be given up to Cambion. -

Examinations — Continued

13th To the thirteenth Interrogatory this Deponent answereth & saith that he does not know of any bills of Lading or any papers but those given up to the Captors. —

14th To the fourteenth Interrogatory this Deponent maketh Answer and saith that there were no papers but those he has alluded to. —

15th To the fifteenth Interrogatory this Deponent answereth and saith that he repeats that he knows nothing of any papers except that same were given up to the Captors —

16th To the Sixteenth Interrogatory this Deponent maketh Answer & saith that no papers were destroyed or concealed in any manner whatever or attempted to be so, or was it wished —

17th To the Seventeenth Interrogatory this Deponent maketh Answer & saith that he does not know whether she was taken or not. —

18th To the eighteenth Interrogatory this Deponent maketh Answer and saith that he has sustained a loss. —

19th To the Nineteenth Interrogatory this Deponent maketh Answer and saith that there was no insurance who could pay if the Ships or goods were lost. —

20th To the twentieth Interrogatory this Deponent maketh Answer & saith that if they had entered Batavia the Vessel and Slaves & every thing else would have belonged to Cambion. —

21st To the twenty first Interrogatory this Deponent answereth & saith that the Slaves were all Bally people and all the other things also he believes were the growth or produce of Bally —

22d To the Twenty Second Interrogatory this Deponent answering saith that the things were brought off in small boats at Bally from the shore to the Vessel. —

23d To the twenty third interrogatory this Deponent maketh Answer and saith that there were no other papers but those given up to the Captors. —

24th To the twenty fourth Interrogatory this Deponent maketh Answer and saith that he makes the same Answer as to the former. —

25th To the twenty fifth Interrogatory this Deponent maketh Answer and saith that all the Slaves were taken out at Batavia where

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Gwardring — Continued

7th To the Seventh Interrogatory this Deponent maketh Answer and Saith that the Vessel is named Gwardeen - does not know her by any other Name - does not know what Complement she had - if any - From Batavia he went to Grefsy - from Grefsy to Banjoe Wang - staid two Days there & thence to Bally Badoung from Bally back to Grefsy from Grefsy back to Batavia - he does not know the Cargo - but believes Ani Pike had the papers relative to it which he supposes "Jan took" From Batavia to Bally she Carried some Iron - she had One hundred and Sixteen Slaves from Bally - Ninety female Slaves - twenty six Males - she was five Days from Grefsy when taken - Cambier superintended the Trade of the Ship at Batavia - the Captain when at Sea.—

8th To the eighth Interrogatory this Deponent saith that She Carried Iron from Batavia to Bally - at Bally she got Cloth, jugs & Oil - Birds Nests - some Cowhides and some Wee and Slaves - One hundred and Sixteen - he does not know how many great or how many small - had tortoise Shell (Skins of the Fish that walk a foot) - he does not know of any thing else.—

9th To the Ninth Interrogatory this Deponent maketh Answer & Saith that Cambier is the Owner of the Prau - Cambier hired him and Ship'd him - Cambier lives at Batavia - his birth place he does not know and to whom he is Subject.—

10th To the tenth Interrogatory this Deponent maketh Answer & Saith that She does not know of any Sale of Sale—

11th To the eleventh Interrogatory this Deponent maketh Answer & Saith that all the Lading was taken on board at Bally, except some dried Prawns or (Batchaung) - twenty two pearls of the dried Prawns at Grefsy.—

12th To the twelfth Interrogatory this Deponent maketh Answer and Saith that all on board belonged to the Captain who lives at Batavia - how long he does not know - the goods were to have been delivered at Batavia - If the Ship and Cargo be given up, they ought to be given up to Cambier.—

Inventory — Continued

13th To the thirteenth Interrogatory this Deponent answereth & saith that he does not know of any bills of Lading or any papers but those given up to the Captors. —

14th To the fourteenth Interrogatory this Deponent maketh Answer and saith that there were no papers but those he has alluded to. —

15th To the fifteenth Interrogatory this Deponent answereth and saith that he repeats that he knows nothing of any papers except that same were given up to the Captors —

16th To the Sixteenth Interrogatory this Deponent maketh Answer & saith that no papers were destroyed or concealed in any manner whatever or attempted to be so, or was it intended —

17th To the Seventeenth Interrogatory this Deponent maketh Answer & saith that he does not know whether she was ~~before taken~~ or not. —

18th To the eighteenth Interrogatory this Deponent maketh Answer and saith that he has sustained a loss. —

19th To the Nineteenth Interrogatory this Deponent maketh Answer and saith that there was no insurance who could pay if the Ships or goods were lost. —

20th To the twentieth Interrogatory this Deponent maketh answer & saith that if they had entered Batavia the Vessel and Slaves & every thing else would have belonged to Cambion. —

21st To the twenty first Interrogatory this Deponent answereth & saith that the Slaves were all Bally people and all the other things also he believes were the growth or produce of Bally —

22d To the Twenty Second Interrogatory this Deponent answering saith that the things were brought off in small boats at Bally from the shore to the Vessel —

23d To the twenty third interrogatory this Deponent maketh Answer and saith that there were no other papers but those given up to the Captors. —

24th To the twenty fourth Interrogatory this Deponent maketh Answer and saith that he makes the same Answer as to the former. —

25th To the twenty fifth Interrogatory this Deponent maketh Answer and saith that all the Slaves were taken out at Batavia when

they arrived there by the Ships people that Captured them - She does not know by whose Orders.-

26th To the twenty Sixth Interrogatory this Deponent answering Saith that there were four Passengers - Chinese - they went from Bally to Batavia - he does not think they had any Concern in the Vessel - Nobody hid or Concealed - No White Man in the Vessel.-

27th To the Twenty Seventh Interrogatory this Deponent maketh Answer and Saith that he can swear that all the papers found on board spoke true and do not lie - he knows no Circumstances relative to the procurement of them - Nobody had any letters of Safe Conduct.-

28th To the twenty eight Interrogatory this Deponent Answereth that there are no papers but those he has spoken of.-

29th To the twenty Ninth Interrogatory this Deponent answereth that he was Steering right in for Batavia when Captured - did not alter his Course when pursued - Strait from Gresey to Batavia she Came -

30th To the thirtieth this Deponent Saith that he does not know by whom or to whom she was ever transfered or sold - if the Ship was reckoned she would belong to Cambon.-

31st To the thirty first Interrogatory this Deponent answereth & Saith that she had Guns, Rifles & Spears but how many he does not Know - No Warlike Stores of any description ever except those he has mentioned for defence against Pirates -

32d To the thirty Second Interrogatory this Deponent Answering Saith that the Vessel and every thing in her belong to Cambon -

Additional Interrogatories. -

1. To the first Additional Interrogatory this Deponent Saith that he never Sailed under Convoy of a Strong Vessel - he knows nothing about Instructions to avoid Capture or escape -

2d To the Second Interrogatory this Deponent Saith that he does not understand any thing about blockade. -

Sworn before me

Thos Greenaway
Comr

8th September

W. H. H. Owen
W. Cooper
} Interpreters

In the Instance

Vice Admiralty Prize Court Madras

Friday the 11th of September 1812.

In the Business of the Examining Ann Pilot Master. } taken by H. M. Ship Cornelia Captn W. F. Owen —

The Depositions of the Witnesses examined upon the Standing Interrogatories in this business were returned and filed on the 9th Instant whereof he pleased to take Notice. —

(signed) Henry Rathagen
Registrar

To
Wm Robt Orme
Kings Proctor. —

Order to pass Publication of Depositions
of Witnesses
Swarting — Continued

Vice Admiralty Prize Court Madras —

Friday the 11th of September 1812.

Before the Honorable Sir Thomas
Andrew Strange Knight Commissary and
Judge &c — present Henry Gahagan Esqr.
Registrar —

In the Business of
the Sloop Swarting
and Ship Mahomet
taken by H. M. Ships Cornelia
Captain Queen —

On Motion of the Kings Advocate
and on reading the Registrar's Certificate of the return of the
Depositions of the Witnesses Examined upon the Standing
Interrogatories It is Ordered that Publication of the said
Depositions do now pass —

T. A. Strange —

In the Vice Admiralty Court at Madras —

Prize Jurisdiction

Our Sovereign Lord the King
against
The Schooner Gwanting
whereof Avii Piho was Master her Tackle
Apparel and furniture and the Goods Wares
and Merchandizes therein taken and seized by
His Majesty's Ship of War the Cornelia
William Fitzwilliam Owen Esquire
Commander now riding at Anchor in the
Road of Madras and within the Jurisdiction
of this Court —

September 1812

On which Day Robert Orme Procurator General for our Sovereign Lord the King by all lawful Ways and means and to all effects in law whatsoever alledged pleaded and articulately propounded as follows to Wit. —

First — That by a certain Act of Parliament made and passed in the forty Seventh Year of the Reign of our Sovereign Lord the now King entitled "An Act for the Abolition of the Slave Trade" it is amongst other things enacted that after the first Day of May one thousand eight hundred and seven the African Slave trade and all and all manner of dealing and trading in the purchase Sale barter or transfer of Slaves or of Persons intended to be sold transferred used or dealt with as Slaves practised or carried on in or to or from any part of the Coast or Countries of Africa should be and is thereby utterly abolished prohibited and declared to be unlawful. — And it is by the same Act further Enacted that from and after the first Day of May one thousand eight hundred

and Seven, it should be unlawful for any of His Majesty's Subjects or any person resident within the United Kingdom of Great Britain and Ireland or any of the Islands Colonies Dominions or Territories thereto belonging or in His Majesty's Occupation or possession to fit out man or Navigate or to procure to be fitted out and manned or Navigated or to be Concerned in the fitting out manning or Navigating or in the procuring to be fitted out manned or Navigated any Ship or Vessel for the purpose of trading in or being employed in the Carrying on of the African Slave trade or in any other the Leading trading or Concerns by the said Act prohibited and declared to be unlawful And that every Ship or Vessel which should from and after the Day aforesaid be fitted out Manned Navigated used or employed by any such Subject or Subjects Persons or Person or on his or their Account or by his or their Assistance or procurement of any of the purposes aforesaid and by that Act prohibited together with her Boats Guns Tackle Apparel and furniture should become forfeited and should be seized and prosecuted as in the said Act directed.

And it is by the said Act further enacted That all Slaves and all Natives of Africa treated dealt with carried kept or detained as Slaves which should from and after the said first Day of May be seized as taken as Prize or liable to forfeiture under that or any other Act of Parliament made for restraining or prohibiting the African Slave trade should and might for the purposes only of seizure prosecution and Condemnation as Prize or as forfeiture be Considered treated taken and adjudged where seized as Prize of War or as forfeited for any offence against the laws of trade and Navigation respectively but the same are to be proved

Libellant — Continued

as Prize of War or as forfeited to the Sole use of His Majesty his Heirs or Successors for the purpose only of divesting or barring all other Property right title or Interest whatsoever which before existed or may afterwards be set up or Claimed in or to such Slaves or Negroes as aforesaid to be seized prosecuted and Condemned.—

And this Libellant is true public and Notorious and the Party Proponent doth alledge and propound every thing in this and the Subsequent Article Contained jointly and Severally.—

Secondly— That after the said first Day of May one thousand eight hundred and Seven to Wit on the Tenth day of February One thousand eight hundred and twelve the said Oui Piho being Resident on and an Inhabitant of the Island of Java, the said Island then and Still belonging to and being in His Majesty's Occupation or possession together with one Carulica also Resident on and an Inhabitant of the said Island did jointly or Seperately fit out Man and Navigate or Caused to be fitted out Manned and Navigated the said Schooner Swanting for the purpose of being employed and being Concerned in and about dealing and trading in the purchase and Sale of Slaves and of persons intended to be Sold and dealt with as Slaves whereby the said Schooner Swanting with her boats Guns Tackle Apparel and furniture are become forfeited and ought to be Confiscated and Condemned as directed in and by the said in part recited Act of Parliament. And the Party Proponent doth alledge and propound as before.—

Thirdly— That Certain Persons taken and Deze on board the said Schooner Swanting on the thirteenth Day of July last past to Wit Seventy Seven Males and Females and two Women landed at Batavia, and thirty eight Women and four Girls brought to Manas

were

were at the time of the seizure of the said Schooner respectively Persons intended to be sold transferred used and dealt with as Slaves and as such were and are forfeited and ought to be Condemned to His said Majesty, And the Party Proponent doth allledge and propounds as before.—

Lastly That all and singular the premises were and are true public and Notorious and thereof there was and is public voice fame and report of which legal proof being made the party Proponent prays right and justice to be effectually done and administered in the premises by you the Worlle Sir Thomas Andrew Strange Knight Judge of His Majesty's Vice Admiralty Court at Madras or your lawful Surrogate; And that the said Schooner Guarantee, whereof the said Ann Nike was master her boats Guns, Tackle, Apparel and furniture to pronounced to be forfeited as in the said recited Act of Parliament directed. And moreover that the said Several Persons hereinbefore enumerated being persons intended to be sold transferred used and dealt with as Slaves be also pronounced to be forfeited to his Majesty.—

3

(Signed) Bte Arme
Navy Proctor.

(Signed) Herbert Compston

Vice Admiralty Prize Court Madras -

Thursday the 24th Day of September 1812

Before the Honble Sir Alex. Arbuthnot Knt Commissary & Judge &c. &c. present

Henry Gahagan Esquire Registrar -

In the Business of the Sloop Zuwaniny &c. &c. Prize Master. } taken by H. M. Ship Cornelia Captain W. F. Owen -

The King's Advocate having been heard on behalf of the Captors in this business and the Affidavit & papers, Depositions of Witnesses examined on the standing Interrogatories and the Allegations filed also on the same behalf having been read, whereby it appeared that the said Sloop, having on board a Cargo of one hundred and fourteen Slaves consisting of twenty six Males and Ninety Males was captured by H. M. said Ship off the Coast of the Island of Java on her way from the Island of Bally to the Port of Batavia for the purpose of Traffic in the said Slaves The Court pronounced declared and decreed that the Act of the forty Seventh Year of the Reign of his present Majesty which directs the forfeiture of Ships & Vessels engaged in the Slave trade is confined to the Slave trade theretofore carried on to and from the East of Africa, and that therefore the said Schooner not being so employed or engaged in such African Slave trade was not forfeit under the said Act, but a subsequent Act of Parliament in the fifty first of his present Majesty having (with exceptions not Applicable to the present Case) declared and created all Manner of dealing in Slaves of any description in any part of the World by H. M. Subjects a high penal offence, and it appearing that the said Sloop navigated by H. M. Subjects was Concerned in such dealing since the Commencement of the Operation of the last mentioned Act of Parliament in the East Indies the Court

ordered

Swearing — Continued-

Ordered the Costs of this Suit to be levied from and upon the said Sloop and that after payment of such Costs the said Sloop to be release from the Custody of the Marshal of this Court, and decree of restoration to issue the Seal.—

J. A. Strange

George the third by the Grace of God of the United kingdom
of Great Britain and Ireland king Defender of the Faith &c.
to Wm. McTaggart Esqr. Marshal of our Vice Admiralty
Court of Madras &c. and to his deputy Greeting Whereas our
beloved the Worthle Sir T. A. Strange knight our Commissary
and Judge in our said Court and also to hear and determine
all and all Manner of Causes and Complaints touching Ships
and Goods taken as Prize Specially Constituted and Appointed
in a certain Business moved and prosecuted before him in our
said Court, on the 24th Day of September last against the
Ship called the Guanting one Pechoo was Master her
Tackle Apparel, Apparel, and furniture, and the Slaves on
board the same taken by our Ship the Comelee
W. F. Owen Esqr. Commander & brought to Madras, rightly
and duly proceeding by interlocutory decree decreed the said
Ship to be restored to the said Master for the use of the
Owners and Proprietors upon payment of all Costs in this Business
and whereas on the day of the date hereof, such Costs have been
paid accordingly (Justice so requiring) We do therefore by these
presents authorize and empower you, jointly and severally, and
do strictly Charge and Command you to release the said Ship
Guanting from the Capture and Seizure made in this behalf,
and to deliver and restore the same unto the said One Pechoo
the Master for the use of the Owners and Proprietors thereof
& Hereof fail not.—

Given at Madras in our aforesaid
Court under the Seal thereof this 8th
Day of October in the year 1812 and
of our Reign the 52d

(L.S.) (Sd) Thomas Andrew Strange

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La Confiance ——— Continued from Page 13.

Affidavit of Cauvery Saibe.

In the Vice Admiralty Court Madras Prize Jurisdiction

In the Business of the French Privateer La Confiance Charles Thomassin - Master.
Taken by H. M. Ship Blanche Richard Bertois Esquire (Acting) Commander.

Cauvery Saib of Madras Merchant one of the Claimants in this business on behalf of Dyarum Loll Dass a Merchant of Surat of Six Thousand two hundred and forty five Spanish Dollars and of certain Gold Dust of the Value of twenty five other Spanish Dollars recaptured in the French Privateer La Confiance taken as Prize by His Britannick Majesty's Ship Blanche Maketh Oath and Saith that when he this Deponent and this Deponents father Jafferjee Imadjee the other Claimant gave Instructions to their Proctor Mr. Daniel Neale to prefer a Claim for the Dollars and Gold Dust in question they did omit to Explain to the said Daniel Neale (not believing it necessary for them so to do) that although they represented themselves as Acting on behalf of Dyarum Loll Dass of Surat in Claiming the Dollars and Gold Dust aforesaid, that in reality there was no such Person now living And that the Promisses and Concerns to the Estate of the said Dyarum Loll Dass who is deceased respectively Named Bagge Dass and Mastee Ram had for a Series of years carried on Trade and Merchandize in the Name of their deceased Grand father the said Dyarum Loll Dass, using and Signing his Name upon all occasions in the Course of their several transactions in Business in like Manner as if the said Dyarum Loll Dass were living a Custom which this Deponent hath always understood believes to prevail among Merchants of that description upon Successions to estates

La Caufiaice ——— Continued

of their Ancestors And this Deponent further saith that neither he this Deponent nor as this Deponent verily believes his said father Laffergie Smallgie the other Claimant of the said Dollars and Gold Dust has any undue or improper Motive in withholding the Circumstances aforesaid from the said Daniel Neale their said Proctor when they so instructed him to prefer the Claim aforesaid Either with a view to mislead or deceive the Honorable Court or any Person or Persons whomsoever and that no disclosure thereof was made to their said Proctor because it did not appear to be necessary Either to this Deponent or his said Father Laffergie Smallgie that he should be more Acquainted therewith in as much as all the Mercantile Dealings and transactions of the said Boye Dofo and Mootee Ram were alike Carried on in the Name of the said Djaraw Lolo Dofo alias deceased And this Deponent further saith that upon this Deponents Casually mentioning the Circumstances aforesaid to the said Daniel Neale about one Month since the said Daniel Neale immediately Advised the forwarding to Surat a Power of Attorney to be executed by the said Boye Dofo and Mootee Ram the real Claimants in their proper Names in favor of this Deponent and the said Laffergie Smallgie Empowering them to Claim and recover the aforesaid Dollars and Gold Dust, that the said Daniel Neale did accordingly by the direction of him this Deponent prepare such Power of Attorney and which this Deponent did forward to Surat and expects to receive back within Six Weeks.—

Fort St. George this 29th Day of August 1812 Sworn before in Open Court the Contents Thereof having been first Explained to the Deponent by the Court Interpreter.—

Henry Gahagan
Registrar

Daniel Neale
Proctor.

La Conficiencia ——— Continued

14 Order for Six Weeks time to Claimant.

Vice Admiralty Prize Court Madras.-

Friday the 27th. Day of August 1812.

Before the Honble Sir T. A. Strange Kt.

Commissary and Judge &c. present Henry

Lakeyden Esquire Registrar.-

In the business of certain Dollars taken in La Confiance — } Prize to H.M. Ship Bhanche R. Barton Esqr. Acting Commander.-

On Motion of Mr. Austruther Advocate for Saffurjee Emadjee and Camder Laick Claimants of the said Dollars and on reading the affidavit of the said Camder Laick, and on reference to the former proceedings had with respect to the Claim filed by the said Saffurjee Emadjee & Camder Laick It is Ordered that further time be allowed to the said Claimants to prove the property of the said Dollars and to verify a Power of Attorney Authorizing and empowering them to Claim the said Dollars on behalf of the (alledged) Owners Merchants of Surat, and that the said Proof and Power of Attorney so verified be peremptorily returned into this Court in Six Weeks from the Day of the Date hereof And it is further Ordered that the Claimants do pay all the Costs of the Day incurred in this business.-

T Strange

Lafonfiance ——— continued

Claim on behalf of Baye Dofs and Maatee Rana ——

3/51

In the Vice Admiralty Court at Madras.

In the Business of the French Privateer Lafonfiance brought in as Prize to His Britannick Majesty's Ship Blanche.

The Claim of Jaffergee Imaljee and Cundasside Merchants of Madras on behalf of Baye Dofs and Maatee Rana Merchants of Surat to Six thousand two hundred and forty five Spanish Dollars and to Gold Dust of the Value of Twenty five other Spanish Dollars recaptured in the said Privateer Lafonfiance and brought to Madras by the said Ship Blanche.—

The Claimants allege that the said Dollars and Gold Dust to the Value and Amount aforesaid were shipped at Surat on board of the Ketch or Vessel called the Futhy Hyre by Ahemed Baye Mayah Supracargo and Mafeia Ally and Zoofe Mafeia Chief Mate and Serang of the said Ketch on account of the said Baye Dofs and Maatee Rana and that the said Vessel with such Dollars and Gold Dust on board her arrived at Acheen and sailed from thence in further prosecution of her Voyage towards the Island of Penang—

That after her last departure and before her Arrival at Penang (that is to say) on or about the fifteenth Day of July in the year One thousand eight hundred and ten she was captured as Prize by the French Privateer La Confiance. And that the said Dollars and Gold Dust having been also Captured in and with the said Ketch were together with other portions of the Cargo removed by the Captors on board of the said Privateer La Confiance.—

Vide

That afterwards and before her Arrival at any Port the said Plunder with the said Captured Dollars and Gold Dust on board her, was taken as Prize by His Britannick Majesty's Ship Blanche under the Command of Richard Barton Esquire and carried to the said Island of Penang.-

That the said Dollars and Gold Dust and also the other parts aforesaid of the Cargo of the said Dutch Sloop Ship which were the property of the said Baye Dof and Mootee Ramo were Claimed at Penang by Mahomed Ariff as Agent to the said Baye Dof & Mootee Ramo and that although such other parts as aforesaid to the value of two Thousand five hundred & sixty two Dollars and sixty nine Cts were at Penang aforesaid due According to the said Claim delivered on or about the 20th Day of August in the year 1810 to the said Mahomed Ariff as such Agent as aforesaid by Collington as Baye Agent - in Consideration of the usual Salvage of one Eighth of the same value yet that the said Richard Barton did not restore and hath not restored to the said Baye Dof and Mootee Ramo or any Agent on their behalf the said Dollars & Gold Dust or any part thereof although often required so to do and although Salvage thereupon at the rate aforesaid hath been duly tendered.-

That the said Dollars and Gold Dust have been brought by the said Richard Barton on board of the said Ship Blanche to Madras and that the same now are (as the Claimants have been informed and believe) in the Registry of this Worble Court.-

That the said Dollars and Gold Dust are the just property of the said Baye Dof and Mootee Ramo and are lawfully Claimed by or on their behalf by reason of such Capture as aforesaid as the

La Confiance — Continued

Claimants are named and believe —

The Claimants therefore pray that the
Several Papers Writing which are herewith
Annexed may be received in evidence of
the premises - and that the said Six
Thousand two Hundred and forty five Spanish
Dollars and the Gold Dust aforesaid
to the Value of twenty five Dollars
may be restored to them as Agents for
and on behalf of the said Baye Dasse and
Procter Nam the Claimants Submitting
to pay and allow thereout one equal
Eighth part of the Sum of the same
Dollars and Gold Dust as the Salvage
due for the recapture thereof by the
said Ship Blanche —

La Conficiance — Continued

In the Vice Admiralty Court at Madras.

In the business of the French Privateer La Conficiance Brought in as Prize to His Britannic Majesty's Ship Blanche.

Cauder Sahib a Mahomedan Merchant and Inhabitant of Madras Maketh oath & saith that (to the best of the knowledge and belief of this Deponent) the Matters of fact which are alleged by the foregoing Claims of Jefferjee Lindjee and this Deponent on behalf of Baya Bof and Mootee Ram Merchants of Surat are true & the several Papers Writings annexed to the same Claim are Authentic and worthy of Credit.-

Sworn by the Deponent at Madras this 27th Day of Octr 1812 Before Me.-

J. A. Strange

Lo Conference ——— Continued.

I William Ward Notary Public dwelling and practising at Bombay duly admitted and Sworn do hereby Certify, and Attest unto all whom it may concern, that the Letter of Attorney hereunto annexed was exhibited to me by Mathuradas Bhagwandas who declared that the same was duly Signed and Sealed by Bhagdas and Mastee Ram Banyan Merchants therein named in the presence of Sunderdas Murrychund whose Names appears as a Witness thereto I do further Certify that the Name or letters &c Gustave L. Bourchier Judge and Magistrate appearing at the foot and also at the Certificate upon the said letter of Attorney is the hand Writing of said Samuel Bourchier I the Notary alle knowing his Character and Manner of hand writing and an Oath being required of me I have granted the same to the effect & meaning aforesaid under my Notarial Seal of Office, to have and avail as required.

In Testimony whereof I have hereunto Set my hand & affixed my Notarial Seal of Office in Bombay the 10th Day of September in the year of Christ One thousand eight hundred & twelve.

L. S.

(Signed) W. Ward.
Notary Pub

Letter of Attorney

to recover Dollars and Gold Dust &c.

Know all Men by these presents that we Baye Dof Master Ram Banian Merchants residing at Surat Grandsons & Successors to the estate of Dyaram Lala Dof formerly a Banian Merchant residing at Surat aforesaid for divers good causes and Considerations us hereunto moving Have made Nominated Authorized Constituted and appointed and by these presents Do make Nominate Authorize Constitute and appoint and in our place and stead put and depute Mulla Lufferjee Samajee and Meyn Abdal Cauder of Madras Merchants jointly or severally Our true and lawful Attornies or Attorney for us and in our Names and as our Act & Deed & for our proper use to exhibit in the Vice Admiralty Prize Court at Fort St George or our Libel a Claim to the restitution of Six thousand two hundred & forty five Spanish Dollars and of certain Gold Dust of the Value of twenty five other Spanish Dollars recaptured in the French Privateer La Confiance taken as Prize by H. B. M. Ship Blanche and which said Dollars and Gold Dust to the value & Amount aforesaid were shipped at Surat on board of the Ketch or Vessel called the Futty Hyre by Ahamed Bye Meyn Supra Cargo Shaheen Ally and Joseph Mahain Chief Mate and Tyndal of the said Ketch on the Account of us the said Baye Dof and Master Ram the said Ketch with the said Dollars and Gold Dust on board having been on or about the fifteenth of July by the said Privateer La Confiance on board which said last mentioned Vessel the said Dollars and Gold Dust were shipped and found at the time of the said Capture by H. M. said Ship Blanche as aforesaid - And upon receipt or recovery thereof for and in the Name of us the said Baye Dof and Master Ram to give such receipt and discharge or receipts and discharges as may be reasonably required in that behalf and to do all further or other Acts for and in the Names and on behalf of us the said Baye Dof and Master Ram as may be requisite and proper towards attaining

Safanfaince ——— Continued...—

restitution of the said Dollars and Gold Cast and that as fully & effectually to all Intents and purposes as we ourselves could or might have done had we been personally present and we the said Raya Dofs and Mootee Rama do further authorize and empower the said Mulna Sefferjee Limadjee and Maya Abdid Limdee (if need be) to substitute & appoint one or more Attorney or Attornies under them for the purposes aforesaid and again at pleasure to revoke such substitution we the said Raya Dofs & Mootee Rama hereby ratifying and Allowing all and whatsoever our said Attornies or their substitute or substitutes shall lawfully do or cause to be done in or about the premises aforesaid by virtue of these presents. In Witness whereof We the said Raya Dofs & Mootee Rama have hereunto Set our Hands & Seals at Surat this 2d Day of September in the year of our Lord 1812.—

Signed Sealed & delivered (where no Stamps are used) In the presence of —

Jemadar Merwjekhanay

Surat to wit

Jemadar Merwjekhanay aforesaid maketh Oath & saith that he was present & did see Bhyrop and Mootee Rama Jeamal sons of Dyaram Sett Dofs the parties in the subjoined power of Attorney named, Sign, Seal and as their Act & Deed in due form of Law deliver the same and that the Signatures "Bhyrop and Mootee Rama Jeamal sons of Dyaram Sett Dofs Set & Subscribed against the Seals thereof are of the true and proper hand writing of the said Bhyrop and Mootee Rama Jeamal sons of Dyaram Sett Dofs and also that the Name Jemadar Merwjekhanay Set & subscribed thereto is attesting to executing is of the true and proper hand Writing of this Deponent.—

Jemadar Merwjekhanay —

Sworn the 2d Day of Septr 1812 Before me

(Sign) S. Bauvchier Judge Magte

I Samuel Bauvchier Judge Magistrate of Surat in the East Indies do hereby Certify and attest that the name Jemadar Merwjekhanay signed and subscribed at the foot of the foregoing Affidavit is of the real & proper hand Writing of Jemadar Merwjekhanay the Deponent therein named. Sworn before me at Surat aforesaid on Oath being required Whereof granted these presents under my hand and Seal this 2d September 1812.— (Signed) S. Bauvchier

Judge & Magte

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Order of Reference.—

Vice Admiralty Prize Court Madras.

Monday the 27th Day of July 1812

Before the Worthle Sir Thos A. Strange

Kt. Commissary and Judge &c. present

Henry Gahagan Esqre Registrar.—

In the Business of the
Brig Camden But (2) whereof
Chinnoo Pompar was Master
} taken by H.M. Sloop Victor
Thos Searle Esqre Commander.

On Motion of Mr. Arbuthnot Advocate for the Claimant of the said Brig & Cargo and on reading the Copy of the Decree made by His Majesty's High Court of Appeal for Prizes, on Thursday the 18th Day of July in the year of our Lord 1811 last past. It is Ordered that it be referred to the Registrar of this Court to certify the Amount to be repaid by the Captors to the Claimant in Consequence of the Reversal by the said High Court of Appeals of so much of the Sentence of this Court as Subjected the said Claimant to the payment of the Captors expences.—

(Signed) T. A. Strange

Office Copy Decree..

Extract from the Registry of His Majesty's High Court of Appeals for Prizes.-

Thursday the eighteenth Day of July in the year of our Lord 1811 at the Council Chamber Whitehall present.-

Sir William Grant Kt. Master of the Rolls
Sir William Wynne Kt.
Sir William Scott Kt.
Sir Jno. Nicholl Kt.

In the presence of James Farquhar One of the Deputy Registrars.-

Camden Bart
Ship Barbara Master
Beaton — Sent — Capt
} For Sentence on the Second Assignation and information

The Lords having heard the Proofs read & Advocates and Proctors on both sides by Interlocutory Decree pronounced for the Appeal, and retained the principal Cause therein reversed so much of the Sentence of the Court below as restored the Ship, and as subjected the Claimant to the payment of the Captors expences and the Lords now pronounced the said Ship to have belonged at the time of the Capture and before thereof to Enemies of the Crown of Great Britain, and as such or otherwise subject & liable to Confiscation and Condemned the same as good and lawful Prize, taken by His Majesty's Ship Victor Hal Granlie Esquire Commander - And the Lords affirmed the Sentence of the Court below so far as the same restored the Cargo Munitions against the Claimant and his Bail in the Court below to pay the Value of the Ship to the Captors or their Agents.-

(Sign'd) Arden
Registrar of H. M. High Court of Appeals for Prizes.-

Report of Registrar &c.

Vice Admiralty Prize Court Madras.

In the Ausiness of the Danish Brig Camden Dist 2d } taken by H.M. Sloop Victor Thos Franks Esqre Commander.—

In pursuance of the Reference to me made under the Order of this Court bearing date the 27th of July last I proceeded on this 24th Day of August instant to ascertain the Amount to be repaid by the Captors to the Claimant, in Consequence of the Reversal by the High Court of Appeals for Prize of so much of the Sentence of this Court as Subjected the Claimant to the payment of the Captors expences, and in the proceedings I was attended by the Kings Proctor Mr Cruse and Mr Henry Wade (one of the Captors Agents) on behalf of the Captors and by Mr Neale Proctor for the Claimant.—

I find that the Bill of Cost on behalf of the Captors amounting to Star Pagodas four Hundred and four, fanams two, was paid to the Kings Proctor out of the Sale proceeds of the Brig and Cargo and I also find that another Bill of Cost amounting to Pagodas eight fanams twenty five and Cash forty was paid out of the same proceeds to the Registrar I Marshal and I humbly certify that these two Sums, together making Star Pagodas four Hundred & twelve, fanams twenty seven and Cash forty is the Amount to be repaid by the Captors to the Claimant, as will appear by the Account Annexed.—

P. F.
404 - 2 - 0
8 - 25 - 40
412 - 27 - 40

(Signed) Henry Gahagan
Registrar
24th August 1812.

Dr. Captors & Claimants of Camden Bux (No. 2) & Cargo in Account Current with Sale proceeds ——— Cr.

	P.	F.	C.	1809		P.	F.	C.
Mr. Arme's Costs repayable out of Sale proceeds of Brig	404	2	–		By Proceeds of the Brig Sold – Rupees 3,000	857	6	34
Agents Commission Chargeable on Sale proceeds of Brig 5 Pr. Ct.	22	29	37		By proceeds of the Cargo (Elephants) – 10,500	3,000	–	–
5 Pr. £ (£ 1.8 on £ 172) or on 430 – 19.17 balance proceeds of Brig	3	26	52					
Registrars & Marshals Costs as Pr. bill filed repayable out of Brig proceeds	8	25	40					
fee of 3 Pr. Ct. on subscribing Balance of Brig proceeds to Loan	12	24	54					
	451	18	23					
Amount of balance on account of Brig to be paid over to the Captors	405	33	11					
Total of proceeds (as Pr. Contra) of Brig Sold	857	6	34					
Sundry Expences as Pr. Account filed chargeable on Cargo proceeds	18	33	–					
Agents Commission of 5 Pr. Ct. Chargeable on Do. Do.	144	2	68					
2 Pr. £ (on £ 9.9.8 on 1132.16) or Pags. 2832	23	26	52		By Amount of Mr. Arme Costs credited as repaid by Captors	404	2	–
Registrars Costs as Pr. bill filed	9	–	–		By Amount of Registrars & Marshals Do. Do.	8	25	40
fee of 3 Pr. Ct. on balance subscribed to Loan	83	44	38					
	1141	23	32					
Balance proceeds of Cargo payable to Claimant	2715	28	2					
	3857	6	34					
Amount repaid by Captors to Claimants 404.2. 8.23.40	412	27	40					
	4269	33	74			4269	33	74

Vice Admiralty Prize Court Madras.

Tuesday the 8th Day of Decr 1812
Before the Worble Sir T A Strange
Kt Commissary & Judge &c. present
Henry Salvage Esqre Registrar.

In the Business of the Camden Boat No 2 } taken by H.M. Sloop Victor Captn Searle.

(On Motion of Mr Austruther for the Kings Advocate It is Ordered that the Sum of Star Pagodas four Hundred & Five, fanams thirty three & Cash Seven (being the Amount principal of the balance proceeds of the said Brig) together with the Interest due thereupon, be paid over by the Registrar to the Captors or their Agent, all Costs being first Satisfied.

405. 33. 11.

T. A. Strange.

Camden Box No. 2 — Continued

Receipt of Prize Agent.

Vice Admiralty Prize Court Madras.

Wednesday the 9th Dec. 1812.

Received from Mr. Henry Gahagan Registrar the Sum of Star Pagodas four Hundred & eighteen and Cash two being the Amount Municipal & Interest of the Balance proceeds of Brig Camden Box No. 2 paid by Order of Court of yesterday's Date.-

E. W. Stevenson
Prize Agent for the Captors.

418 " " 2.

Henry Gahagan
Registrar
1812

Brig Tathalayee - Continued
Registrar's Account &c.

Dr. Captors & Claimants of Brig Tathalayee in Account Current with Sale proceeds - Cr.

	P.	L.	C.
Ormes Costs repayable to Claimants from Brig proceeds	313	36	70
gents Commission of 5 Pr. Cent Chargeable on do do	34	13	72
Pr. £ on Deposit or £ 2..3..4 on £ 260 or 651-29-18 balance do	5	19	45
gistrars & Marshals Costs repayable to Claimant on do do	8	25	40
Pr. Cent on investing Balance in Loan	19	0	9
	381	11	
lance of Brig proceeds to be paid to Captors	618	33	4
	1,000	-	-
ary expences (as per Account filed) Chargeable on Cargo proceeds	696	42	
nts Commission 5 Pr. Cent do do do	240	22	73
Pr. £ on Deposit or £ 15-4.0. on £ 827-12 or Pr. 4569-20-39	38	3	32
Cent on investing Balance proceeds in Loan	135	42	47
	2111	20	72
nce of Cargo proceeds payable to Claimant	4395	29	40
ount repaid to Claimant (as per Contra) by Captors	322	17	30
S.P.	6829	22	62

	P.	L.	C.
1809 By Sale proceeds of Brig paid by Mr. Hill 3500 Rupees	1000	-	-
By Sale proceeds of Cargo do do do	5,507	5	32
By Amount of Mr. Ormes Costs as repaid by Captors	313	36	70
By Amount of Registrars & Marshals do do	8	25	40
S.P.	6829	22	62

(Sig.) Henry Sahagan
Registrar
24th Augt. 1812

10

Sathalayee – Continued

Order to pay &c.

Vice Admiralty Prize Court Madras..

Friday the 8th Day of September 1812
Before the Worshl Sir T. A. Strange
Kt Judge of the said Court &c present
Henry Salvayre Esqre Registrar.–

In the Business of the
Brig Sathalayee Vanpoork
Marcayer Master
} taken by H.M.S. Victor Captain Searle..

On Motion of Mr Austruther Advocate for Mahomed Ali Megah Claimant and on reading the Registrars Accounts bearing date the 24th of August last It is Ordered that the Sum of Star Pagodas four thousand three Hundred & Ninety five Fanams twenty Nine & Cash forty (being the Amount of the Balance proceeds of the Cargo of the said Brig and the Sum of Star Pagodas three Hundred & twenty two, Fanams Seventeen & Cash thirty (being the Amount repayable by the Captors to the Claimant) making together the Sum of Star Pagodas four thousand seven Hundred and eighteen, Fanams one & Cash twenty, together with such Interest as may be due thereupon since the proceeds of Brig & Cargo have been invested in Company Paper, be forthwith paid out of the Registry to the said Claimant, all Costs due by the said Claimant to be first thereout deducted.–

Ps	f.	
4,395.	29.	40
322.	17.	20
4718.	1.	70

(Signed) T. A. Strange

Vice Admiralty Prize Court Madras.

Saturday the 19th of September 1812

In the Business of the Sathalaye } taken by W. M. L. Victor Capt.n Granlee

Receives of Henry Gahagan Esquire
Registrar the Sum of Star Pagodas four thousand seven
hundred & twenty four fanams Sixty eight & Cash twenty
eight paid in pursuance of an Order of Court dated the 18th Inst.
in full of all Demands for the Claimant in this
business —

4,474. 35. 18

(Signed) D. Medle
Proctor for
Claimant

95 Order to pay to Captors &c.

Vice Admiralty Prize Court Madras.-

Tuesday the 8th Day of Dec.r 1812.
Before the Worshipful Sir T. A. Strange
Kt. Commissary & Judge &c.
present Henry Gahagan Esq.re
Registrar.-

In the Business of the Brig Lathalayee } taken by M. M. A. Vicker Capt.n Smeathe

On Motion of (Mr. Austruther for) the Kings Advocate It is ordered that the Sum of Star Pagodas Six Hundred and eighteen, fanams thirty three, and Cash four (being the Amount principal of the balance 618. 33. 4 proceeds of the said Brig) together with the Interest due thereupon be paid over by the Registrar to the Captors or their Agent - all Costs being first satisfied.-

(Signed) T. A. Strange

95

La Thalayee — Continued

Receipt of Prize Agent &c.

Vice Admiralty Prize Court Madras.

Wednesday the 9th Decr 1812

Received from Mr Henry Salkeyard Registrar the Sum of Star Pagodas Six hundred and thirty seven fanams twenty three & Cash fifty three being the Amount principal and Interest of the Balance proceeds of the Brig Lathalayee paid by Order of Court of yesterdays Date.-

637.23.53.

(Sigd) J. W. Stevenson
Prize Agent for the
Captors.-

Henry Salkeyard

Registrar

B12

Section

Cauvery Boat No 1 – Continued

Report of Registrar &c.

Vice Admiralty Prize Court Madras.

In the Business of the Cauvery Boat No 1 } taken by H. M. Sloop Victor Thos Brooke Esq.re Commander.

In pursuance of the Reference to me made under the Order of this Court bearing date the 21st Day of September last I have proceeded to ascertain the Amount to be repaid by the Captors in consequence of the Reversal by the High Court of Appeals for Prizes, of so much of the Sentence of this Court as subjected the Claimant to the payment of the Captors expences.

I find by the Account Sales filed in the Registry by Mr. Henry Hall Prize Agent to the Captors that the Sum of

1,000 – – One thousand Star Pagodas was by him "reserved for defraying the Costs of Suit" &c. out of the Sale proceeds of Cargo and I find by a Bills of Costs also filed in the Registry, that another Sum of

2 – 38 – 20 Star Pagodas two, fanams thirty eight, and Cash twenty, was paid to the Marshal out of the same proceeds and I humbly Certify that these two Sums, together making Star Pagodas One thousand and two fanams thirty eight & Cash twenty, is the Amount to be repaid by the Captors to the Claimant.–

(Sd.) Henry Sahagun
Registrar

Monday 30 October 1809.

98

Cargo Brig No 1 Continued

Certificate Vice Admiralty Prize Court Madras.

Tuesday the 17th Day of Oct. 1812

In the Business of the Brig Leander Brig No 1 } taken by H. M. Sloop Victor J. Gambier Esqre Commander.

These are to Certify that the Proceeds of the Cargo of the above Brig invested in Company's Paper Amount to the Sum of Star Pagodas Two thousand Five Hundred & twenty one and Cash already paid (as thereabout) bearing Six p.r Cent interest from the 8th Day of June last past.-

(Signed) Henry Gahagan
Registrar.

To

Mr. Gilbert Ricketts
Claimants Proctor.-

Camden Dist No 1 Continued

Order to pay over Cargo proceeds to Claimant.

Vice Admiralty Prize Court Madras.-

Saturday the 31st of October 1812
Before the Worble Sir T. A. Strange Kt.
Commissary & Judge &c. present Henry
Sahagan Esqr. Registrar.-

In the Business of the Camden Brig No 1 } taken by H. M. Sloop Victor Capt. Searle.-

On Motion of Mr. Austruther Advocate for the Claimants and on reading the Report of the Registrar bearing date the 12th Day of October 1812 together with his Certificate of the Amount of the Sale proceeds of the Cargo of the said Brig, now in Deposit It is Ordered that the Sum of Star Pagodas Ten thousand
10,521.-/4 five Hundred & twenty one and Cash twenty four, together with such Interest as hath accrued thereupon be paid over to the Claimant or his Proctor (all his Costs and Charges being first paid and satisfied) unless cause be shewn to the Contrary in four Days.-

T. A. Strange.-

98

Camden Brit No. 1 - Continued

Certificate

Vice Admiralty Prize Court Madras.-

Tuesday November 10th 1812

In the Business of the
Camden Brit No. 1.

These are to Certify that an explication of the Order Nisi bearing date the 31st of October last, in this business was issued, and served upon the Captors on the 5th of November following and that no cause has been shown against the said Order Nisi.-

(Signed) Henry Salvagen
Registrar

To
Mr. Ricketts
Admiralty Proctor -

101 — Order Brig

Vice Admiralty Prize Court Madras —

Tuesday the 10th Day of Novr 1812
Before the Worble Sir T. A. Strange
Kt Commissary and Judge &ca presnt
Henry Gahagan Esqre Registrar —

In the Brig of the
Cauvery Brig No. 1 } taken by H. M. S. Victor Captn Franke —

On Motion of Mr Anstruther
Advocate for the Claimants and on reading the Order Nisi
issued in this Cause on the 31st of Octr last, and the
Registrars Certificate of no Cause having been shown against
the said Order Nisi and of Service of the Same on the Kings Proctor
It is Ordered that the said Order Nisi be made absolute and
the Monies therein mentioned accordingly paid out. —

(Signed) T. A. Strange

Camder Bux No. 1 - Continued

Receipt &c.

102

Vice Admiralty Prize Court.-

Tuesday the 17th Novr. 1812

Received of Henry Zahagan Esquire Registrar the Sum of Star Pagodas ten thousand, seven hundred & forty eight, fanams forty three & Cash one being the Amount principal & Interest of the Cargo proceeds of Brig Camder Bux No. 1 paid under the Order of Court of the 10th Instt.-

S. P. 10,748 - 43 - 1.

Sgd. Gilbt. Ricketts

Proctor for Claimants.

Dr. Registrar in Account Current with Camder Bux No. 1 - Cr.

(Cargo proceeds)

						S. P. C.
1812						
Nov. 10th	By Amount of Cargo proceeds	10,521	74			
	By Interest upon above at Six P. Cent from 8th June to 10th Novr. 155 Days		268			
	Pagodas	10,789	41			

						S. P. C.
To Registrars Cost as per Bill			40	0		
To Mr. R. Ricketts Proctor for Claimant paid under the Order of Court dated 10th Novr. as per his receipt			10,748	43	1	
	Pagodas	10,789	41			

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Prize Money – Continued.

Registrars Certificate

The Admiralty Prize Court Madras.

In the Business of certain Bills taken on board the Danish Prize Vessel Mary } Captured by H.M. Ship Monmouth Z. D. King Esqr. Commander.

These are to Certify that a Commission bearing date the 20th Day of June 1810 directed to Robert Lennox Archibald Swinton, Peter Renner, Anthony Stafford, Saml. Hayt & Henry Stirling of New York in the United States of America requiring them jointly & severally to take Attestations of Witnesses in Support of the Claims of Joseph Sweeny (a Citizen as is alledged of the said United States) for the said Dollars, returnable in eighteen Months from the Issuing thereof, was duly issued and forwarded to the United States on board the American Brig Clarissa Captain Page which sailed for Boston in the said United States from this Port of Madras on the Day of July 1810, and from the Issuing of the said Commission hitherto no return has been had or received.—

Wednesday 22d. January 1812

(Sd.) Henry Parkyns
Registrar

Vice Admiralty Court Madras -

Friday the 24th Day of
Before the Worlble Sir Thos
Judge & Commissary &c. present
Johnson Esqre Registrar -

In the Business of certain Dollars found on board the Ship Nancy taken by H.M. Ship Menmouth -- } Claimed by Joseph Nunneys -

On Motion of Mr Anstruther and on reading the Certificate of the Registrar that a Commission directed to certain persons of New York in the United States of America, bearing date the 30th of June 1810 returnable in eighteen Months was duly issued and no returns to the same hitherto made. It is ordered that six Months further time for the said returns to be made be allowed from the Day of the Date hereof -

(Signed) T. A. Strange

Danish Ship Nancy — Continued.

Registrars Certificate

Vice Admiralty Prize Court Madras.

In the Business of certain Dollars taken on board the Danish Prize Ship Nancy } Captured by H.M. Ship Monmouth } J. D. King Esqr. Commander.

These are to Certify that a Commission bearing date the 20th Day of June 1810 directed to Robert Lennox Archibald Swinton Peter Auchmuty Stuart Esqrs & Henry Meriton of New York in the United States of America requiring them jointly & severally to take the Depositions of Witnesses in Support of the Claim of Joseph Sweeny (a Citizen as is alledged of the said United States) for the said Dollars, returnable in eighteen Months from the Issuing thereof, was duly issued and forwarded to the United States on board the American Brig Clarissa Captain Page which sailed for Boston in the said United States from the Port of Madras on the Day of July 1810, and from the Issuing of the said Commission hitherto no return has been has or received.—

(Sgd.) Henry Jackson
Registrar

Wednesday 22d. January 1812

Vice Admiralty Court Madras.

Friday the 24th Day of January 1812
Before the Worble Sir Thos A. Strange Kt
Judge Commissary &c. present Henry
Gahagan Esqre Registrar —

In the Business of certain Dollars found on board the Ship Nancy taken by H.M. Ship Minerva &c. } Claimed by Joseph Janeway.

On Motion of Mr Austruther and on reading the Certificate of the Registrar that a Commission directed to certain persons of New York in the United States of America, bearing date the 30th of June 1810 returnable in eighteen Months was duly issued and no return to the same hitherto made. It is ordered that six Months further time for the said return to be made be allowed from the Day of the Date hereof. —

(Signed) T. A. Strange.

Nancy - Continued

Certificate of Funds &c.

Vice Admiralty Prize Court Madras.

Thursday the 15th day of Feby 1812.

In the Buccinah of the Ship Nancy taken by H. M. Ship Manmouth
Peter Hakeley Master. } E. D. King Esqre Commander.

These are to Certify that the Amount of the Funds in the Registry, on account of this Cause, is Star Pagodas two thousand four hundred & ninety eight fanams twenty nine and Cash thirteen.-

(Signed) Henry Dickason
Registrar

S. P. 2498-29-13

To Mr. D. Neale
Proctor for Claimant
Joseph Nancy

109 Order to invest Proceeds of Dollars.-

Vice Admiralty Prize Court Madras.-

Tuesday the 14th day of April 1

Before the Honble Lt. S. H. Strange
Vice Commissary & Judge &c. presiding
Henry Gahagan Esqre Registrar &c.

In the Business of Certain Dollars
taken on board the Prize Ship
Nancy Peter Mahuberg - Master

} Claimed by Joseph Devereux as owner

On Motion of Mr. Austruther Advocate
for the Claimant of the said Dollars and on reading the Certificate
of the Registrar that the Sum of Star Pagodas 2.498 fanams 20 and
Cash 13 is now in the Registry on account of this cause. It is ordered
that the said Sum be by the Registrar invested in the East India
Company's Promissory Notes or Securities, all Charges Costs to be
deducted out of the said Sum. And that the Notes or Securities when
purchased, be by the Registrar Deposited in the Government
Bank there to abide the further Orders of this Court.-

(Signed) S. H. Strange

Money — Continued

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Order for (5) Commissions.

Vice Admiralty Prize Court Madras.

Friday the 1st Day of May 1812
Before the Worlde Sir T. A. Strange Kt.
Commissary & Judge &c. present Henry
Gahagan Esqr. Registrar

In the Business of certain Dollars taken in the Danish Prize Money } Claimed by Mr. L. Emmesey.

On Motion of Mr. Austruther Advocate for the Claimant of the said Dollars It is Ordered that a Commission do issue directed to Allan Gilmore, Wm. Blackstone James Taylor & Josias Dupre Alexander of Calcutta Esquires empowering them or any two of them to swear Joseph Emmesey to the truth of such Affidavit as he may be willing to make in Support of the Claim exhibited by him in this business.—

(Signed) T. A. Strange

Nancy — Continued

Return to Commission to verify Claim —

George the third by the grace of God of the United kingdom of Great Britain & Ireland king Defender of the Faith &c to Allen Pelet William Blackstone James Taylor and Lucius Duke Alexander of Calcutta Esquires Greeting Whereas the Worshipful Sir J. A Strange Kt Commissary and Judge in our Vice Admiralty Court of Madras and the territories thereunto belonging and also to hear & determine all and all manner of Causes and Complaints as to Ships & Goods Seized and taken as Prize Specially Continued and appointed in a certain business moved and prosecuted before him on our behalf against Joseph Sweeney a Citizen, as is alleged, of the United States of America Claimant of certain Spanish Dollars seized and taken on board a Danish Ship the Nancy whereof Peter Mahnsberg was master captured by our Ship the Monmouth whereof Edward Dunford Esq was Commander, on the Day of the Date hereof rightly and duly proceeding both decreed a Commission to be sent to Calcutta, where the said Joseph Sweeney is now supposed to be, for taking his affidavit in support of his Claim to the said Dollars (justice so requiring) We do therefore by these presents authorize and empower you or any two of you and do hereby will & require you or any two of you to cause the said Joseph Sweeney to appear before you and to take such Affidavit as he shall be willing to make in support of his said Claim, a true Copy whereof is hereunto annexed for that purpose, and that you administer an Oath in due form of Law unto the said Joseph Sweeney as to the truth of such Affidavit being by him subscribed you do immediately transmit the same together with these presents, to our aforesaid Judge or his Surrogate in our aforesaid Court under the Seals of you or any two of you, and Hereof fail not that justice may be administered in the said business — —

Given at Madras in our aforesaid Court under the Seal thereof the 7th Day of May in the year of Christ 1812 and of our Reign the 52d —

L. S.

(Signed) Henry Lahagan
Registrar

The returns to this Commission appears by Schedule Annexed —

(Signed) Allen Pelet
William Blackstone
James Taylor
Lucius Duke Alexander
Commissioners

Nancy - Continued

12.

In the Vice Admeralty
Court at Fort St George Madras
Prize Jurisdiction

} The Nancy
Peter Hohnberg - Master..

The Claim of Joseph Senesey

a Citizen of the United States of America late a passenger on
board the Danish Ship Nancy at the time of her Capture by his
Majestys Ship of War the Monmouth for five Bags containing
Four Thousand two thousand two hundred and twenty four
Spanish Dollars being the private property of him the said
Joseph Senesey which said Dollars were siezed by the Captors
upon a Supposition of the same being Danish Property as set
forth in the Retorial Act verified by the Affidavit of the said
Joseph Senesey and of Alyn Mather the Supercargo of the
said Ship Nancy and for all such losses, Costs, Charges Damages
and expences as have arisen or shall or may arise of reason
of the Seizure aforesaid --

(Sig.) D. Neale --
Proctor for Mr. Joseph
Senesey -

(Sig.) Henry Hobhouse
Registrar

1st May 1812 --

(N. No 1)

City of New York } ss.

Be it Remembered, that Joseph Sennessey who hath resided within the Limits and Jurisdiction of the United States for the term of five Years, and within this State of New York for the term of one year at least, appeared in one of the Courts of the Justices of the Peace (the which is a Court of record) held in and for the City of New York in the State of New York on the 19th Day of April in the Year of Our Lord and having made Proof to the Satisfaction of the said Court, that he is a person of good moral Character attached to the Principles of the Constitution of the United States, and well disposed of the good order and happiness of the same, and having in the said Court taken the Oath prescribed by Law, to support the Constitution of the United States, and did in open Court absolutely and entirely renounce & abjure all Allegiance and Fidelity to every Foreign Prince Potentate, State or Sovereignty, and particularly to the Emperor of the French of whom he was then a Subject the said Joseph Sennessey was thereupon, pursuant to the laws of the United States in such case made and provided, admitted by the said Court to be, and he is accordingly to be considered, a Citizen of the United States.—

Given under the Seal of the said Court in the day and year above Written.—

Per Curiam

Jno. Sedell
Clk.—

(indorsed)
Joseph Sennessey Certificate of Naturalization
the 19th Day of April 1805
Depd. Oath of Allegiance in Vol 1 Page 127.—
J. Sedell Clk.—

(N. No 2)

To all to whom these presents shall come Greeting—
The Bearer hereof Joseph Sennessey a Citizen of the United States of America having occasion to pass into foreign Countries about his lawful Affairs, these are to pray all whom it may Concern to permit the said Joseph Sennessey (he demeaning himself well

Nancy — Continued

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well as personally) to freely & peaceably pursue his lawful Business or Occupation in any Port or Place within the Dominions of the United States of America, he observing the Laws thereof; and to give to him all friendly Aid and Protection in their Ports during the Continuance of the Term of this Passport. Given under my Hand at Boston this 21st. Day of June 1809.

Jas. Sullivan

Seen by
H. Buckminster
Port Mahon 24th. Nov. 1809.-

(L.)

Seen by
H. Buckminster
Port Mahon 24th. Nov. 1809.-

Presented in this Office.-
Nov. 5th. 1810
Chs. Meyer
Vice Consul.-

(Indorsed in No. 2)

These are to Certify whom it may concern that for want of Documents I have been induced to order the Master Mr. Joseph Kennedy a Passage on board the Ship in which my Flag is flying from Madras to the Port of Leith in his Way to Calcutta.-

Given on board the Nayad in Madras Roads the 5th. of March 1810

Wm. Ch. Drury
Rear Admiral

(B.)

Seen by
W. Buckminster
American Consul at the Isle of France.-
Port Mahon 10th. October 1809

Joseph Kennedy (indorsed) Passport dated June 21st. 1809

B. No. 3. L

(on the envelope)

To

The Commanders of His Majesty's Ships of War

&c. &c. &c.

Gentlemen

British Consul General's Office
New York 28th. July 1807

The Bearer Mr. Sweeney is one of those unfortunate Frenchmen termed Royalists. He has resided many years in these States, whereof he is a naturalized Citizen and a Merchant of Respectability I have known him upwards of five years and consider him a very worthy Amiable, honorable Character. He his now bound on a Circuitous Voyage, from hence in the Catherine to the Isle of France, from thence to Madras and Calcutta and either back to these States or elsewhere as he may conceive most for his Interest - You will lay me under an Obligation by shewing him any little Acts of Civility in your power or rendering him any Aid which from Accident or Misfortune he may stand in need of - He is merely a Passenger in the Catherine to the Isle of France -

I have the honor to be
with great Regard
Gentlemen
Your very Obt. humble Svt.
Tho. Barclay

Joseph Sweeney
Late Secretary of Mr. Genet

The Commanders of His Majesty's Ships of War -

I Richard Cracroft Public Notary by lawfully Constituted and appointed & duly admitted and sworn residing & practising in the Town of Calcutta & Fortification in Bengal do hereby certify & attest unto whomsoever it may concern that the foregoing Writings marked by me No. 1. 2. & 3 are true & faithful Copies of three several Documents in the possession of & produced to me by Joseph Sweeney at present of Calcutta Merchant and by me carefully collated with the several Originals so produced to me as aforesaid. —

In Faith & Testimony whereof I have hereunto set my hand & Notarial Seal at Calcutta aforesaid this 8th Day of August in the year of our Lord 1812 and in the presence of Guilherme Gill and Marianico Marcus Witnesses hereto. -

L.S.

Witnesses
Jno. Gill
M. Marcus. -

Cracroft
Pub. Nato

In the Vice Admiralty Court at Fort Saint George Madras
Prize Jurisdiction

The Nancy Peter Mahoney Master

Appeared personally Joseph Tennessey of New York in the United States of America at present residing at Calcutta in Bengal & made Oath that he is a native of Ireland and that he the said Appearer at an early age quitted his native Country and went to reside at St Domingo in the West Indies where he continued until the Insurrections which took place in the said Island in the year 1794 at which period he the said Appearer quitted the said Island and went to reside and became settled as a Merchant at New York aforesaid and that he the said Appearer from the said year 1794 to the present time hath resided and been domiciled chiefly at New York aforesaid and he said Appearer further deposed that in the Month of July in the year 1807 being desirous of proceeding to Bengal for the purpose of Trade and buying in an Investment of Goods of that Country for America and no opportunity offering of a Ship direct for Bengal he the said Appearer set sail and departed from New York aforesaid as Passenger on board the American Ship Catherine Ray then bound from New York aforesaid to the Isle of France in the Intention of there proceeding by the first favorable Opportunity to Bengal for the purpose of making such purchases of Bengal Goods and thereby to return to New York aforesaid that the said Ship Catharine Ray on November of the said Year One thousand eight hundred and seven Arrived at the said Isle of France and having there obtained her return Cargo and thence proceeded back to America he the said Appearer remained at the said Isle of France for want of an Opportunity of proceeding on to Bengal until the Middle of the Month of December in the said year 1807 when and where he embarked and proceeded passenger on board the Danish Ship Nancy bound to Serampore in Bengal he the said Appearer being wholly ignorant at the time of the

said

Nancy — continued

117.

and Departure from the Isle of France of the Commencement of Hostilities between the British and Danish Governments and the said Ship Nancy was in the Course of her said intended Voyage from the Isle of France towards Serampore Captured and made Prize of by His Majesty's Ship Monmouth Captain King and carried into the Port of Madras and the said Appearer further declared that previous to his leaving the said Isle of France he the said Appearer had received in payment of a bill of exchange he had brought with him from New York aforesaid on the House or Firm of Messieurs Barrettier & Company at the Isle of France a Sum of Money in Dollars of which at the time of his said Departure from the said Isle of France there remained in his hands Spanish Dollars Four Thousand two Hundred and Seventy four And the said Appearer further declared that previous to his leaving the said Isle of France and preparatory to his embarking on board the said Ship Nancy he the said Appearer exchanged the said Sum of Spanish Dollars Four Thousand two Hundred & Seventy four to be placed in five Bags and packed up in his private Trunks and that the same were in that State taken by him on board the said Ship Nancy and which said quantity or Sum of Spanish Dollars four Thousand two Hundred and Seventy four was on board the said Ship Nancy at the time of the said Capture thereof by His said Britannick Majesty's Ship of War the Monmouth as aforesaid and were Seized and taken as Prize by the said Captors and are now in the said Appearer believes in the Custody and possession of the said Captors or their Agents that for Lawfully proof of the premises he referreth to the Journal Documents and Writings hereto annexed Marked from No. 1 to No. 3 - inclusive and which he the said Appearer saith are true and faithful Copies of true and genuine Original Documents now in his Documents possession and retained by him lawfully as being requisite to enable him to pass as a Citizen of the United States of America which he the said Appearer further saith that no person or persons being a Subject or Subjects of France or inhabitating within any of the Territories of France nor their Factors or Agents nor

any

In the Vice Admiralty Court at Fort Saint George Madras
Prize Jurisdiction

The Nancy Peter Mahoney Master

Appeared personally Joseph Dennessy of New York in the United States of America at present residing at Calcutta in Bengal & made Oath that he is a native of Ireland and that he the said Appearer at an early age quitted his native Country, and went to reside at St Domingo in the West Indies where he continued until the Insurrections which took place in the said Island in the year 1794 at which period he the said Appearer quitted the said Island and went to reside and became settled as a Merchant at New York aforesaid and that he the said Appearer from the said year 1794 to the present time hath resided and been domiciled lately at New York aforesaid and the said Appearer further deposed that in the Month of July in the year 1807 being desirous of proceeding to Bengal for the purpose of Trade and buying in an Investment of Goods of that Country for America and no opportunity offering of a Ship direct for Bengal he the said Appearer set sail and departed from New York aforesaid as Passenger on board the American Ship Catherine Ray then bound from New York aforesaid to the Isle of France in the Intention of there proceeding by the first favorable Opportunity to Bengal for the purpose of making such purchases of Bengal Goods and thereby to return to New York aforesaid - that the said Ship Catherine Ray in November of the said Year One thousand eight hundred and seven Arrived at the said Isle of France and having there obtained her return Cargo and there proceeded back to America he the said Appearer remained at the said Isle of France for want of an Opportunity of proceeding on to Bengal until the Middle of the Month of December in the said Year 1807 when and where he embarked and proceeded passenger on board the Danish Ship Nancy bound to Serampore in Bengal he the said Appearer being wholly ignorant at the time of his

said

said Departure from the Isle of France of the Commencement of Hostilities between the British and Danish Governments and that the said Ship Nancy was in the Course of her said intended Voyage from the Isle of France towards Serampore Captured and made Prize of by His Majesty's Ship Monmouth Captain King and carried into the Port of Madras and the said Appearer further declared that previous to his leaving the said Isle of France he the said Appearer had received in payment of a bill of exchange he had brought with him from New York aforesaid on the House or Firm of Messieurs Barrettau & Company at the Isle of France a Sum of Money in Dollars of which at the time of his said Departure from the said Isle of France there remained in his hands Spanish Dollars Four Thousand two hundred and twenty four and he said Appearer further declared that previous to his leaving the said Isle of France and preparatory to his embarking on board the said Ship Nancy he the said Appearer counted the said Sum of Spanish Dollars Four Thousand two hundred & seventy four to be placed in five Bags and packed up in his private Trunks and that the same were in that state taken by him on board the said Ship Nancy and which said quantity or Sum of Spanish Dollars four thousand two hundred and twenty four was on board the said Ship Nancy at the time of the said Capture thereof by His said Britannick Majesty's Ship of War the Monmouth as aforesaid and were Logged and taken as Prize by the said Captors and are now in the said Appearer believes in the Custody and possession of the said Captors or their Agents that for Lawfully & proof of the premises he refereth to the several Documents and Writings hereto annexed Marked from No 1 to No 3 - inclusive and which he the said Appearer saith are true and faithful Copies of true and genuine Original Documents now in this Deponents possession and retained by him Solely as being requisite to enable him to pass as a Citizen of the United States of America which he the said Appearer further saith that no person or persons being a Subject or Subjects of France or inhabitant within any of the Territories of France nor their Factors or Agents nor

any

any other Enemies of the Crown of Great Britain but at the time of the Shipment and hitherto no Person or persons have any right Title or Interest in the said quantity of Spanish Dollars four thousand two hundred and twenty four or any part thereof and that the Claim hereto annexed is a true and just Claim and that the said Dollars do belong at this present time and ought now to belong to me and have not been hired and taken as aforesaid and will belong to the said Appellants in case the same shall be restored.-

The Deponent Joseph Sweeney makes Oath to the truth of the foregoing Affidavit and the several Letters & Marks from No. 1 to 3 therein referred and thereunto annexed at Calcutta in Bengal this 18th Day of August in the year 1812 by virtue of the Commission hereto annexed - in the presence of.—

J. Sweeney

(Sd) Wm Blackstone
Com.
Sat Sayler
Com

119

Order for Condemnation

Vice Admiralty Prize Court Madras.—

Friday the 11th of September 1812.
Before the Honble Sir S. A. Strange
Kt. Commissary & Judge &c. &c. present
Henry Gahagan Esqre. Registrar.—

In the Business of certain Dollars taken in the Cartel Prize Nancy by H. M. S. Monmouth Capte. King.—

The Kings Advocate having been heard on behalf of the Captors praying Condemnation of the said Dollars as good and lawful Prize and Mr. Anstruther Advocate for Joseph Gennaway Claimant of the said Dollars praying restitution of the same having been also heard and the Affidavit of the said Claimant taken under the Commission to Calcutta, together with the several Documents annexed thereto having been read and reference being had to all the former proceedings in this business, the Judge pronounced declared and decreed that the said Claimant calling himself and purporting to be a Naturalized Citizen of the United States of America had not made out and proved the said Dollars to be his own or neutral Property, neither had he shewn why such Proof could not have been had and produced in the Space of time since his Claim was originally filed in this Court, but that the said Dollars appeared to be French Property and as such were good and lawful Prize And it is therefore Ordered that they be Condemned as such and that Sentence of Condemnation do pass the same in default of Appeal or Notice of Appeal being in due time filed.—

(Signed) S. A. Strange

A subsequent Order of date Nov. 18. 1812 directed the Claimants Costs to be paid out of the Proceeds (in Deposit) of the above Dollars.—

(Sigd.) Henry Gahagan
Registrar

Nancy — continued

Order to Amend former
Order Condemning the Dollars &c.

120

Vice Admiralty Prize Court Madras.-

Tuesday November 10th. 1812.
Before the Worble Lr. L. A. Strange Kt.
Commissary and Judge &c. present
Henry Gahagan Esqr. Registar.-

In the business of certain Dollars taken in the Prize Ship Nancy. } Brig H.M. Ship Monmouth Capt. King

On Motion of Mr. Arbuthnot and on reading the Copy of a Notice served by Mr. D. Poole Proctor for the Claimant, upon Mr. Robert Orme Kings Proctor, It is Ordered that the Order of this Court bearing date the 11th. Day of September last past condemning the said Dollars as Prize be amended, by directing that the Costs of the Claimant be paid out of the Amount Proceeds of the said Dollars which are now in Deposit, and the said Order of the 11th. of September as aforesaid being produced and read it hereby amended accordingly.-

(Signed) L. A. Strange

121.

Sentence of Condemnation

In the Name of God Amen We Sir Thomas Andrew Stronge Kt Commissary & Judge of H. M. Vice Admiralty Court of Madras and the territories thereunto belonging and also to hear and determine all & all manner of Causes & Complaints as to Ships & goods seized and taken as Prize Specially Constituted and appointed, having heard Seen, and maturely discussed the Merits and Circumstances of seizing and taking a certain Number of Dollars (4.274) four thousand two hundred and seventy four Spanish Dollars on board the Danish Prize Ship Nancy whereof Peter Mahnberg was Master Captured by His Majestys Ship the Manmouth Whereof Edward Durnford Esqr. was Commander and all & singular proceedings thereon and the Procurator for our said Lord the King appearing before us and praying Sentence to be given and justice to be done, and all others in general (especially Joseph Gennaoy who have or has or pretend or pretends to have right, title or Interest therein being duly and legally Cited & intimated called and none appearing (except the said Joseph Gennaoy who by his Proctor appearing was heard) having fully enquired into and duly considered all the Proceedings had before us in this business and having observed what by Law ought to be observed in this behalf have thought fit and do think fit thus to proceed to the giving and pronouncing of our definitive Sentence and Decree in the said business in manner and form following That is to say Forasmuch as we, by the Acts enacted deduced alledged, pleaded, produced & proved have found and discovered that the Procurator for our Sovereign Lord the King hath sufficiently founded his intention deduced in certain Allegations, now remaining in the Registry of this Court which Allegations and other Matters produced and exhibited, We take and will have taken as if here read and inserted for us, to pronounce for the Condemnation of the said Dollars as taken as the Money aforesaid as French Property or as belonging to a person Subject to the Government of France or otherwise liable to Confiscation and Condemnation, & Whereas nothing effectual hath

hath been inserted, declared alledged, pleaded, propounded or proved by the said Joseph Mooney or any other person whatsoever which does or may wise defeat prejudice or weaken the Intention of the Premisses aforesaid Therefore We Sir Hal Nedr Strange Kt. Commissary and Judge aforesaid having heard Counsel learned in the Law thereupon do pronounce, decree and declare that the said Dollars so taken in the Danish Ships Ship Nancy whereof Peter Mehrberg was Master were rightly and duly seized and Captured by H. M. Ship Monmouth whereof Edward Durnford Esq.r was Commander And that the said four thousand two Hundred and twenty four Spanish Dollars at the time of the taking thereof were French Property and did (as far as appears to us) belong to a person Subject to the Government of France and as such not to be Condemned and refused Liable and Subject to Confiscation and to be adjudged good and lawful Prize to our Sovereign Lord the King and we do also pronounce declare and decree that the Dollars aforesaid be adjudged and Condemned as good and lawful Prize to our Sovereign Lord the King taken and seized by H. M. Ship of War the Monmouth Edward Durnford Esq.r Commander by his own Assistance or Friends Decree which we read & pronounce by

(Signed) L. A. Strange

This Sentence was read signed and pronounced by the Judge aforesaid on the 11.th Day of September 1812.-

Which Extract

(Signed) Henry Bathurst

Registrar

Certificate of no Appeal &c.

Vice Admiralty Prize Court Madras.

Friday the 20th of November 1812

In the Business of certain Dollars taken on board the Danish Prize Ship Nancy } Captured by H. M. Ship Monmouth R. D. King Esqre Commander.

These are to Certify that no Appeal, nor any Notice of Appeal has been filed or given against the Order of this Court dated the 11th of September last past Condemning the Dollars in this Business claimed by Mrs L Sweeny as good and lawful Prize, from the Date aforesaid up to this Day. —

(Signed) Henry Dadagan
Registrar.

Nancy — Costs

Order for Sentence of Condemnation &c

Vice Admiralty Prize Court Madeira.—

Monday the 25th of November 1812.—

Before the Worthe Sir T. A. Strange
Kt. Vice Commissary & Judge
present Henry Sahagan Esqr.
Registrar.—

In the Business of certain Dollars taken on the Danish Prize Ship Nancy.— } Captured by H. M. S. Monmouth
& D. King Esqr. Commander.—

On Motion of (Dr. Richard Lebb
for) the Kings Advocate and on reading the Certificate of the Registrar of no Appeal nor any Notice of Appeal having been filed in pursuance against the Order of Condemnation of the said Dollars as Prize pronounced the 11th of September last past. It is Ordered that Sentence of Condemnation do now pass the Seal and that the Registrar do pay over the Balance Proceeds of the said Dollars to the Prize Agent for the Captors or his constituted Attornies.—

(Signed) T. A. Strange.—

Nancy — continued

Receipt of Mr. Arbuthnot &c.

Vice Admiralty Prize Court Madras.

Wednesday the 25th Day of Novr. 1812

Received from Henry Gahagan Esquire Registrar the Sum of Star Pagodas two thousand one hundred and thirty three, Fanams Nine & Cash sixty eight being the Balance proceeds, principal & Interest of certain Dollars (captured in the Danish Prize Ship Nancy) condemned on the 11th of September last — paid over by Order of Court of the 23d Inst. —

Star Ps. 2133 - 9 - 68 —

Arbuthnot DeMonte & Co.
Attys. for Richd. Bromley Esqre.
Prize Agent

Dr. Dollars taken in the Nancy in Account Current Cr. —

To Claimants Bill of Costs paid under amended order of Court dated the 11th instt. (to Mr. Arbuthnot	428	1	43	1M April 24th	By Nett proceeds of 2498 - 29 - 13 (the difference of 21 - 20 being deducted in payment of Costs of Registrars bill in pursuance of order of Court dated 11th April) Subscribed to Loan	2476	44	13
To Accountant General for fees in dividing one hand into three	2	20	40	Nov. 27	By Interest upon Nett proceeds at long Rs. Cent from 1st April to this Day	86	32	60
To balance proceeds paid over to Mr. George Arbuthnot constituted Attorney of the Prize Agent Mr. Bromley under Order of this Day, being Amount principal and Interest	2133	9	08					
Star Pagodas	2563	31	73		Star Pagodas	2563	31	73

Affidavit of Calender Saib. -

La Confiance ——— Continued

from Page 81. -

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121

In the Vice Admiralty Court Madras Prize Jurisdiction

In the Business of the French Privateer La Confiance. Charles Thomasin Master. - Taken by H. M. Ships Blanche Richard Burton Esqre. (acting) Commander.

Calender Saib of Madras Merchant one of the Claimants in this Business on behalf of Boyja Dos and Mooter Ram Merchants of Surat, Maketh Oath and Saith that the Letter hereunto annexed in the Guzzerat Character or Language marked A is the original Letter of Instructions addressed and sent to this Deponent by Jafferjee Sunallee the other Claimant in this Business, upon which this Deponent and his said father Acted in giving Instructions to their Doctor to prepare the Claim originally filed in this Matter and that the Paper writing hereunto also annexed marked B is as this Deponent verily believes a true and correct translation of the said letter And this Deponent saith that from a misconception of the particular fact as to the place where the Ketch or Vessel called the Fatty Ayer in the said letter and in the said Claim mentioned took on board the Dollars and Gold Dust which are the Subject of the said Claim it is erroneously Alledged in and by the said Claim that the said Dollars and Gold Dust were Shipped at Surat and that the said Vessel with the said Dollars and Gold Dust on board her arrived at Achem, and Sailed from thence in further prosecution of her Voyage towards the Island of Penang. And this Deponent saith that he is now informed and believes that the said Dollars and Gold Dust were not Shipped on board the said Vessel at Surat for that when the said Vessel took her departure from Surat, she had no Specie whatever on board, nor any thing but merchandize that the said Vessel was destined to proceed from Surat on a voyage to Penang and having in the Course of her voyage thither touches at Achem a part of her Cargo was there Sold and disposed of, and

La Confiance — Continued

Sign'd D. Meade
Proctor

the Dollars and Gold Dust in question received in payment And this Deponent saith that very soon after the said Vessel departed from Acheen in prosecution of her voyage towards Penang she was Captured with the said Dollars and Gold Dust on board by the French Privateer La Confiance and that the said Dollars and Gold Dust were removed by the Captors on board of the said Privateer La Confiance which said last-mentioned Vessel was afterwards and before her Arrival at any Port taken with the said Dollars and Gold Dust on board her as Prize by His Majesty's Ship Blanche and carried to the said Island of Penang.

Fort St George this
27th Day of May 1813
Sworn before Me
The Contents hereof having been
first explained by the Court
Interpreter

(Signed) L. A. Strange

B

This is Printed by Tappy on Pulgaone Bahoola Sunday Thursday of the Epacha 1807 or 14th March 1811.—

Translation of a Letter addressed by Sah Dayaurauum Laul Dofs & younger Brother Bayee Dofs Bayee with due respect and Compliments from Sooraj Bander to the perusal of Meeyah Saupheyy Zeenamuljy who is fit to manage every Affair at Madras Chennapatnam Bander.—

We are in good State of health here we have not got the pleasure of hearing your welfare long time since.— you will be so good as to inform the same at your leisure.— Your Brother have forwarded by Tappy to Bombay the Letter arrived from Penang which our Shopkeeper Sah Mayauraum and Dayauraum transmitted to us by the Tappy

J

of Surrat you might have paid the Bombay Postage for the same
which is likewise paid by Mayaraum and Dayaraum which you are
to understand that (Brother) our Vessel called Pattasaway did not sail
from hence to proceed to Penang and touched the Port of Okey.
and in her way from the Port of Okey to Penang she was plundered
by the French and (Brother) after the Vessel Pattasaway had cast
her Anchor at the Port of Penang we heard that the English had
captured the Ship of French who did plunder our Vessel Consequently
a written Complaint was made to the Circaur and proues were
given concerning Cloth and for paying 1/8 one eighth part as charges
recovered only the Cloth and with respect to 12 Thousand Dollars
Spe. ready money our Nacoda Meeyah Mahommed Areef and
Naunala Causaw used their utmost exertions but it is frustrated by
the Admirals leaving Poolpenang and proceeding on his voyage
Nacoda Meeyah, Mahommed Areff was ready to proceed to Soorat
and therefore we are obliged to give you the trouble respecting this
Affair and all the Papers and numbers enclosed being already
forwarded to you at Madras and you might have understood the
whole affair by what was written to you - Meeyah Mahommed
Areef did send to you a Power Attorney respecting the said Dollars
and therefore you will prefer complaint and recover it agreable
to what is written by Meeyah Mahommed Areef and Naunalah
Causaw - That our own Dollars is reasonably due to us and
therefore you will however recover the same - It is necessary
that the Matter respecting our Dollars be settled Consequently you
will use your endeavours to recover the same - you will forward an
Answer to this particularly - Mine Papers respecting this Matter
have been sent to you, you will by holding the same take such
measure as to settle the matter sooner - Brother Being sensible
of your having engaged - in different branches of Business yet to the
absolute necessary we are under indused us to give you the present
trouble you will undergo the Trouble necessary in forwarding
this affair - Moreover you might have understood this by

Your

yaw Concerning with the man who did Speak with Nacoda Mahommed Areef and therefore yaw mile take the trauble of carrying on this Affair. yaw mile write an Answer to this particularly and direct it to Sah Mayaveraum & Dayaveraum who are in our Shop and dispatch it to Bombay by Sappy and it shall be delivered to me which yaw are to understand.- That at the time when our Vessel was plundered the Vessel came on account of yaw being also plundered by the same French men so that yaw might have come to the knowledge with the Circumstances fully which yaw are to understand.- Brother I have written something more to be done by yaw which I hope yaw mile get it done and send the same agreably to what was written by me.- The Particulars of which as follows.- yaw mile send 10/ Few Piece of fine Nineveh Turband of Buttaer of Twenty Cubit in length Flowered like Paddy Ear small Flower and Vanky Tara of good sort of Colour and high value. 3 in Cassney Colour 2 in green Colour 2 in chinca Colour 3 in red Colour and 2 in grey Colour.-

Few pieces of fine Nineveh Cloth of high value of different fashion with small flowers of 10 or 11 Cubit in length of good grey Colour with such Breadth as that the great Mens wear.-

2 whole flowered 2 in small Flowers 1 of green Colour of whole flowers and 4 flowered like Flee and 5 Piece of Turband and Cloth of Short Value.-

2 Turbands in 20 Cubits length and 3 Cloths in ten Cubits length

In all Piece 25.-

Thus yaw procure Rice Goods for me and send it to me. yaw mile not forget it. Brother yaw mile freely write to me the Business yaw shall have Occasion for. Donot make any Limitation in writing on any Subject. yaw mile continue to write Letters to me. Besides this Mayaveraum Sher Brother of Cuneyy Baye Vattah Baye and younger Brother Patta Alley who are at this place wrote letters to yaw which

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of Surat you might have paid the Bombay Postage for the same
which is likewise paid by Mayaraum and Dayaraum which you are
to understand That (Brother) our Vessel called Pattasamy did not sail
from hence to proceed to Penang and touched the Port of Achy.
and in her way from the Port of Achy to Penang she was plundered
by the French and (Brother) after the Vessel Pattasamy had cast
her Anchor at the Port of Penang we heard that the English had
captured the Ship of French who did plunder our Vessel Consequently
a written Complaint was made to the Creaour and proues were
given concerning Cloth and for paying 1/2 One eighth part as charges
recovered only the Cloth and with respect to 12 Pieces of Dollars
Spl. ready money our Nacoda Meeyah Mahommed Areef and
Naunala Caseam used their utmost exertions but it is frustrated by
the Admirals leaving Poolpenang and proceeding on his voyage
Nacoda Meeyah, Mahommed Ariff was ready to proceed to Soorat
and therefore we are obliged to give you the trouble respecting this
Affair and all the Papers and numbers relative being already
forwarded to you at Madras and you might have understood the
whole affair by what was written to you - Meeyah Mahommed
Areef did send to you a Power Attorney respecting the said Dollars
and therefore you will prefer complaint and recover it agreable
to what is written by Meeyah Mahommed Areef and Naunalah
Caseam - That our own Dollars is reasonably due to us and
therefore you will however recover the same - It is necessary
that the Matter respecting our Dollars be settled Consequently you
will use your endeavours to recover the same - you will forward an
Answer to this particularly - Mine Papers respecting this Matter
have been sent to you, you will by holding the same take such
measure as to settle the matter sooner - Brother Being sensible
of your having engaged - in different branches of Business yet to the
absolute necessary we are under induced as to give you the present
trouble you will undergo the Trouble necessary in forwarding
this affair - Moreover you might have understood this by

your

La Conssiance — Continued

yaur Concerning with the man who did Speak with Nacoda Mahommed Areef and therefore yau mile take the trauble of carrying on this Affair yau mile write an Answer to this particularly and direct it to Sah Mayaurauun & Dayaurauun who are in our Shap and dispatch it to Bombay by Lappy and it shall be delivered to me which yau are to understand.- That at the time when our Vessel was plundered the Vessel came on account of yaur being also plundered by the same French men so that yau might have come to the knowledge with the Circumstances fully which yau are to understand - Brather I have written Something more to be done by yau which Hope yau mile get it done and send the same agreably to what was written by me - The Particulars of which as follows -

yau mile send 10/ Few Piece of fine Nineveak Turband of Buraer of Twenty Cubit in length Flowered like Paddy Ear small Flower and Vanky Sarar of good Sort of Colour and high value. 2 in Looney Colour 2 in green Colour 1 in Chenia Colour 2 in red Colour and 2 in grey Colour.-

Few pieces of fine Nineveak Cloth of high value of different fashion with small flowers of 10 or 11 Cubit in length of good grey Colour with such Breadth as that the great Mens wear.-

2 whole flowered 2 in small Flowers 1 of green Colour of whole flowers and 4 flowered like Flee and 5 Piece of Turband and Cloth of Short Value.-

2 Sarbands in 20 Cubits length and 3 Cloths in ten Cubits length In all Piece 25.-

Thus yau praaure Piece Goods for me and send it to me. yau mile not forget it. Brother yau mile freely write to me the Business yau shall have occasion for. Donot make any distinction in writing on any Subject - yau mile continue to write Letters to me. Besides this Mayaurauun Sher Brother of Cuangy Baye Pattah Baye and younger Brother Patta Ally who are at this place wrote letters to yau which

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is enclosed to this Letter and sent; by which you mile also come to the knowledge - me need not write to you at large which you are to understand, what can me write more which you are to understand you mile write for any business to be done. Dated Paulgoona Cadda Veera Sunday of the Ishacha 1807 or Arabi Navarajos 171 or 24th February 1811 — Bayee Dofs wrote this with due respects and Compliments which you mile perusa. It is hoped that your Friendship should be encreased. Being sensible of your favor. We have given you the trouble in writing. you mile deem this affair as yours and carry on the business. If there be necessary to defray any thing respecting this you mile do the same. you mile however strive to get this business expeditively finished. If this Business be done all the People of my House mile Commend you - Brother you mile answer this Letter as soon as possible - you mile likewise write for the Circumstances of outer places. Hope you mile write for such Business as you shall have occasion for at Surat & Bombay - The Rest is yours --

A True Translation as near as can be from the Malabar Language. —

Order to file an Amended Claim.-

La Confiance ——— Continued.-

Vice Admiralty Prize Court

Madras.-

Tuesday the 30th. of November 1813.

Before the Worlble Sir Thomas Andrew Strange Kt. Commissary & Judge &c. at his Chambers present Henry Gahagan Esquire Registrar.-

In the Business of certain Dollars &c. taken on board La Confiance. } By H. M. S. Blanche. R. Barton Esqr. acting Commander.-

On Motion of Dr. Lebb, Advocate and on reading the Affadavit of Camder Sail, one of the Claimants in this Business, filed in this Court on the 28th. Day of May last past It is Ordered that the said Claimants be at Liberty to file an Amended Claim.—

(Signed) T. A. Strange.-

Amended Claim on Behalf of Baye
Dass and Mootee Ram --
La Confiance — Britannia

In the Vice Admiralty
Court at Madras.
Prize Jurisdiction

In the Business of the French
Privateer La Confiance brought
in as Prize to His Britannick
Majesty's Ship Blanche

The Amended Claim of Jafferjee
Jumaljee and Cawder Saib Merchants of
Madras on Behalf of Baye Dass and Mootee
Ram Merchants of Surat to Six thousand
Two hundred and forty five Spanish
Dollars, and to Gold Dust of the value of
Twenty five other Spanish Dollars
recaptured in the said Privateer La Confiance
and brought to Madras by the said Ship
Blanche —

The Claimants allege that the said Dollars and Gold Dust
to the value and amount aforesaid were shipped at Achem on board
of the Ketch or Vessel called the Futthy Shye by Mahomed Bye Megah
Supracargo and Mosein Ally and Zoofh Hoseim Chief Mate and Syrang
of the said Ketch on account of the said Baye Dass and Mootee
Ram the said Dollars and Gold Dust having been received by them
at that place in payment of a part of the Cargo of the said Ketch
which had been there sold, and which Cargo had been previously
shipped at the Port of Surat on the said Ketch called the Futthy
Shye —

The said Claimants do further allege that soon after the
said Ketch departed from Achem in prosecution of her voyage
towards Penang she was Captured with the said Dollars and
Gold Dust on board by the French Privateer La Confiance,
and that the said Dollars and Gold Dust together with other
parts of the Cargo of the said Ketch were removed by the
Captors on board of the said Privateer La Confiance, which
said last mentioned Vessel was afterwards sent before her

Arrival

La Confiance ——— Continued

Arrival at any Port taken with the said Dollars and Gold Dust and other Cargo on board her as Prize by His Majesty's Ship Blanche Richard Barton Esquire (acting) Commander and carried to the said Island of Penang.-

The said Claimants do further allege that the said Dollars and Gold Dust and also the other parts aforesaid of the Cargo of the said Ketch Sultry Saye which were the property of the said Baye Dosh and Mootee Hane were claimed at Penang by Mahemmed Ariff as agent to the said Baye Dosh and Mootee Hane and that although such other parts aforesaid to the value of two thousand Five hundred and Sixty two Dollars and Sixty nine Pice were at Penang aforesaid and according to the said Claim delivered on or about the Twentieth Day of August in the year One thousand eight hundred and ten to the said Mahomed Ariff as such Agent as aforesaid by Collington as Prize Agent in consideration of the usual Salvage of one eight of the same value yet that the said Richard Barton did not restore and hath not restored to the said Baye Dosh and Mootee Hane or any Agent on their behalf the said Dollars and Gold Dust or any part thereof although often required so to do and although Salvage thereupon at the rate aforesaid hath been duly tendered.-

That the said Dollars and Gold Dust have been brought by the said Richard Barton on board of the said Ship Blanche to Madras and that the same now are (as the Claimants have been informed and believe) in the Registry of this Honble Court.-

That the said Dollars and Gold Dust are the just Property of the said Baye Dosh and Mootee Hane and are lawfully on their behalf by reason of such Capture as aforesaid as the Claimants are advised and believe.-

The Claimants therefore pray that the several Papers writing annexed to the Claim originally preferred by them in this Matter may be received

received in Guarantee of the Premises and that the said Six thousand two hundred and forty five Spanish Dollars and the Gold Dust aforesaid to the value of twenty five Dollars may be restored to them as Agents for and on behalf of the said Baye Dosi and Mootee Ram, the Claimants submitting to pay and allow thereout one equal Eighth part of the Sum of the same Dollars and Gold Dust as the Salvage due for the Recapture thereof by the said Ship Blanche.—

In the Vice Admiralty Court at Madras.— } In the Business of the French Privateer La Confiance brought in as prize to His Britannick Majesty's Ship Blanche.—

Lawder Sail a Mahomedan Merchant and Inhabitant of Madras maketh Oath and saith that to the best of the knowledge and belief of this Deponent the Matters of fact which are alleged by the foregoing Claim of Lafferjee Smallgee and this Deponent on behalf of Baye Dosi and Mootee Ram of Merchants of Surat are true and the several Papers writing annexed to the original Claim preferred in this Matter are authentic and worthy of Credit.—

(Signed) D. Meade
Master for the Claimants

Sworn by the Deponent at Madras this third Day of December 1813.
Before Me

(Signed) T. A. Strange

Affidavit of Ibja Baye and Cundar Baye in
Support of Amended Claim --
Lafortunee ——— continued

In the Vice Admiralty Court
at Madras
Prize Jurisdiction

In the Business of the French
Privateer Lafortunee brought in
as Prize by His Britannick Majestys
Ship Blanche --

Ibja Baye formerly of Surat but now of Madras
Inhabitant and Cundar Baye also of Madras Inhabitant severally make
Oath and say and first this Deponent Ibja Baye for himself saith that
he this Deponent was formerly in the Service and employ of Baye Dosi
and Mastee Ram of Surat Merchants the Claimants in this business
and that in the Month of May in the year one Thousand Eight
hundred and ten he this Deponent was Ordered and appointed by his
said Employers Baye Dosi and Mastee Ram to proceed as Purser
or Accountant on board a certain Ketch or Vessel their Property called
the Futty Shye then about to Sail from Surat aforesaid on a
voyage to Acheen and Penang with a Cargo of Merchandize on the
Sole Account of them the said Baye Dosi and Mastee Ram Consisting of
Piece Goods calculated for the Malays, Cotton, Salt, Date Sweet
Malay Caps, and other Articles, which said Cargo was Shipped with
the Privity and in the presence of this Deponent and was the entire and
absolute Property of the said Baye Dosi and Mastee Ram there being no
Goods or Freight or any other property on board belonging to any other
Person whomsoever And this Deponent saith that Ahomed
Baye Meyah the Supracargo of the said Ketch or Vessel did previous to
the departure of the said Vessel from Surat with the said Merchandize
on board receive Instructions from the said Baye Dosi and Mastee Ram
to Sell and dispose of the said Cargo at Acheen if he should find the
Market there favourable otherwise to dispose of such Articles as there
might be a Demand for, and to proceed with the remainder of the
said Cargo to Penang And this Deponent saith that the said Ketch
or Vessel called the Futty Shye having taken her departure from
Surat on the Voyage hereinbefore described with the said Ahomed Baye
Meyah on board as Supracargo Hajeen Ally Chief Mate, Ibrahim
Hajeen

Hospice Signang and this Deponent as Purser or Accountant as aforesaid arrived at the Port of Acheen at which place two thirds of the aforesaid Cargo was sold and disposed of and the Proceeds of such Sale received by the said Ahamed Bye Meyah the Supracargo in Dollars and Gold Dust but chiefly in Dollars And this Deponent saith that he this Deponent was present when the said Dollars were Counted by the said Ahamed Bye Meyah the Supracargo and that he this Deponent well recollects that the said Dollars were deposited in twelve Bags, and that eleven out of the said Twelve Bags contained each Five hundred Dollars, and the remaining Bag Seven hundred and odd, but the precise Number this Deponent cannot recollect, and this Deponent saith that he this Deponent after the Counting and depositing of the said Dollars in the said twelve Bags as aforesaid assisted the said Ahamed Bye Meyah in tying and Sealing the said Twelve Bags, and that the said Twelve Bags were Sealed with the Seal of the said Ahamed Bye Meyah whose name was engraven thereon in the Persian Character And this Deponent saith that a custom prevails amongst the Merchants at Surat to use a particular Number as their private Mark in marking packages of Goods and Merchandize and that the whole of the said Twelve Bags were at or about the same time marked in the Guzzerat Character with the Private Mark of the said Baye Dos and Mootee Naon the said Claimants, which private Mark denotes the number One hundred and twenty five and a quarter - And this Deponent further saith that he also well remembers that a small quantity of Gold Dust was received in or towards payment of such part of the said Cargo as was sold at Acheen as aforesaid and that such Gold Dust as this Deponent believes was equal in value to about Twenty five Dollars And this Deponent saith that he this Deponent proceeded on board the said Ketch or Vessel from the Port of Acheen aforesaid in Prosecution of her Voyage to Penang, and that shortly after quitting the said Port of Acheen, the said Ketch or Vessel fell in with and was captured by the French Privateer La Confiance with the said Twelve Bags of Dollars in Number as aforesaid together also with the said quantity of Gold Dust the whole whereof as also all

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the remaining Cargo intended for the Penang market and every thing of value was plundered seized and taken Possession of by the Persons on board the said french Privateer La Confiance - And this Deponent saith that after the said Ketch or Vessel had been so plundered as aforesaid orders were given by some person or persons on board the said Privateer La Confiance that the said Ketch or Vessel should keep in Company with the said Privateer; that the said Ketch or Vessel did accordingly keep Company with the said Privateer for about Two Days, when other Persons who were on board previous to and at the time of her being plundered as aforesaid the persons on board the said privateer having first cut and injured her Masts and Rigging as this Deponent believes for the purpose of impending her sailing as much as Possible and having also given orders that the said Ketch or Vessel should on no account proceed to the Island of Penang And this Deponent saith that notwithstanding such injunction the said Ketch or Vessel in such her disabled state and Condition forthwith proceeded to a small Port near Acheen named Broon where the said Ketch or Vessel remained Two Days and that the said Ketch or Vessel did then proceed to the Port of Penang where they arrived in about fifteen Days and this Deponent saith that on the arrival of the said Ketch or Vessel at Penang the said French Privateer La Confiance was lying at Anchor there in charge of his Britannick Majesty's Frigate La Blanche by which said Frigate the said french Privateer had been Captured a few days previous And this Deponent saith that the said Ahamed Bye Mygat the said Supercargo of the said Ketch or Vessel immediately applied to and claimed from Captain Richard Barton the Commander of the said frigate La Blanche the restitution of the said Dollars and Gold Dust and all the Merchandize which had been so plundered as aforesaid from and out of the said Ketch or Vessel, offering to pay the usual Salvage

for

for the same, but this Deponent saith that the said Captain Barton refused to restore the said Dollars and Gold Dust or any part thereof, alledging that the number of Dollars which had been found on board the said Privateer La Confiance greatly Exceeded the number claimed by the said Ahamed Bye Meyah, that the whole of the Dollars were mixed together and not in Parcels, and that therefore the said Ahamed Bye Meyah must establish and make out his right to the Number claimed by him in some Court having a prize Jurisdiction. And this Deponent saith that the Merchandize claimed by the said Ahamed Bye Meyah was restored to him by the said Captain Barton on Payment of the usual Salvage and the said Dollars and Gold Dust as this Deponent has been informed and believes has been brought to the Port of Madras for Adjudication And this Deponent Camadee Bye for himself saith that he this Deponent and his Father were formerly in the Service and employ of Baye Dost and Mootee Ram the Claimants in this Business and who are Merchants at Surat and that he this Deponent was in the Service and employ of the said Baye Dost and Mootee Ram at Surat aforesaid in the Month of May in the year One thousand eight hundred and Ten And this Deponent saith that in the Month and year last mentioned the said Baye Dost and Mootee Ram Shipped on board their Ketch or Vessel called the Fatty Shye at Surat aforesaid a Cargo of Merchandize consisting of Piece Goods called Cutaches for the Malay People, Cotton, Salt, Dates, Fruit, Malay Carpets and other Articles with the Intention of sending the same to Achem and Penang on board of the said Ketch or Vessel - And this Deponent saith that he this Deponent assisted in the Shipping of the said Cargo of Merchandize on board the said Ketch or Vessel of which said Ketch or Vessel for the said Voyage Ahamed Bye Meyah was the Supra-Cargo, Hossein Alley Chief Mate, Joseph Hossein Serang, and he other Deponent Ishac Baye Purser or Accountant - And this Deponent further saith that the said Ketch or Vessel called the Fatty Shye departed from the Port of Surat aforesaid on her aforesaid Voyage

to

to Achem and Penang with the said Cargo of Merchandize on board, and as this Deponent has been informed and verily believes arrived in Safety at the Port of Achem, where a considerable part of the said Cargo was Sold and disposed of, and paid for as this Deponent has been also informed and believes in Dollars and Gold Dust And this Deponent saith that he this Deponent has also been informed and believes that the said Ketch or Vessel was after her departure from Achem and whilst in prosecution of her voyage thence to the Port of Penang with the said Dollars and Gold Dust, and the remainder of the said Cargo of Merchandize on board Seized and plundered thereof by the French Privateer Lafonfrance, and that the said French Privateer Lafonfrance was Shortly afterwards Captured by His Britannick Majesty's Frigate La Blanche Captain Barton with the said Dollars Gold Dust and merchandize on board and carried to the Island of Penang And lastly this Deponent saith he doth verily believe that the said Rajah Dolf and Master Have have a just Claim to the Dollars and Gold Dust sought to be recovered by them in this Business.—

(Signed) D. Meade
Court Interpreter

Fort St George this 21st
Day of December 1813
Sworn Before me. the
Contents having been first
explained to the Deponents
by the Court Interpreter

(Signed) F. A. Strange

Order for Condemnation &c.

La Confiance — Retrieved

Vice Admiralty Prize Court Madras.

Monday the 17th Day of January 1814

Before the Honble Sir T. A Strange Kt. Judge &

Commissary &c. present Henry Dalagan Esqr.

Registrar. —

In the Business of the Dollars taken on La Confiance } by His Majesty's Ship Blanche R. Barton Esquire (acting) Commander. —

The Amended Claim filed on the 3rd Day of December last with the Affidavits in Support thereof and the Papers therein referred to having been read, and the Claimants having been respectively heard, and due Consideration on all the Circumstances of this Business having been had It is Ordered that the said Dollars be condemned as good and lawful Prize taken by His Majesty's said Ship Blanche, subject to the Claimants adducing within three Months, that is to say on or before the Seventeenth Day of April next ensuing, further Proof (the Sufficiency whereof shall thereafter be determined) of the existence of Baye Dos and Madee Nam, and of the Character in which the Claim is made on their behalf, as Representatives of the Alledged Heirs of Dyaram Lole Dos, together with the Trade or Employment of the same and also of the Shipment at the Port of Surat of Cargo, and of the Quality and Quantity thereof on board the Ketch Fatty Shye, and also of the Sale of part of the said Cargo at the Port of Acheen and of Freight of the said Dollars in part payment of the same with Liberty to them to take out one or more Commissions for that purpose; And it is further Ordered that all the Costs incurred by the Captors in this Business up to this Day inclusive be in the mean time paid by the said Claimants or otherwise the said Condemnation to be absolute. —

(Signed) T. A Strange

Commissions to Surat for
Further Proof --

143. La Confiance ——— Continued

George the Third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith to Nathan Crow, David Charles Ramsay, Jorge Corsellis, John Morrison, Samuel Bourchier, James Graham Strachan, and William Mainwaring of Surat Esquires Whereas our Beloved the Honorable Sir Thomas Andrew Stronge the Commissary and Judge in our Vice Admiralty Court of Madras and the Territories thereunto belonging and also to hear and determine all and all manner of causes and Complaints as to Ships and Goods seized and taken as Prize specially constituted and appointed in a matter moved and presented before him against certain Dollars seized and taken on board the late French Privateer La Confiance by our Ship of War the Blanche whereof Richard Burton Esquire was acting Commander, hath decreed one or more Commission to issue for receiving, admitting, swearing, examining or taking the Depositions or Affidavits of Witnesses to prove the existence of Baye Dost and Miaata Nana and the Character in which a Claim for the said Dollars is made in our said Court on their behalf as Representatives of the Alledged Owner of Dyaram Lala Dost together with the Trade or employment of the said Baye Dost and Master Nana and also the Shipment at the Port of Surat of Cargo and the Quality and Quantity thereof on board the Ketch Fatty Shye taken by the said French Privateer and retaken by our said Ship of War, and also the Sale of Part of the said Cargo at the Port of Acheen and Receipt of the said Dollars in part payment of the same, Justice so requiring, We do therefore authorize and empower you, or any two of you and do hereby will and require you or any two of you that you cause to come and appear before you, or any two of you at such time and place as you shall think fit so soon as you conveniently can after the Receipt of these presents such Witnesses as can speak to the truth of the Points aforementioned and that you duly receive, admit, administer an Oath unto & examine or take the

Depositions

La Compagnie — Burthuan —

Depositions or Affidavits of such Witnesses and cause such Sayings Depositions or Affidavits to be faithfully reduced into writing and that having finished the same, you do forthwith transmit to our aforesaid Judge or his Surrogate the Sayings Depositions or affidavits of the said Witnesses and the whole proceedings had and done before you together with these presents, so that the same may be produced and filed in our said Court on or before the 17th Day of April next ensuing, that thereupon Justice may be immediately administered to the Parties.—

Given at Fort St George Madras in our aforesaid Court under the Seal thereof the 17th Day of January in the year of our Lord 1814.—

L. S.

/Signed/ Henry Vansittart
Registrar.—

Friendship —— Continued

also says he verily believes that all the facts hereinbefore detailed as having come to the understanding of the Deponent are true.- And the Deponent likewise says he also verily believes that the treasure which has been brought within the Jurisdiction of this Court on board of His Britannick Majesty's Ship Sussex as aforesaid is the Identical treasure which was as aforesaid wrecked in and with the said Ship Rapid on the Coast of New Holland aforesaid - and that the same was afterwards recovered by the means and directions of certain of the Crew of the same Ship who had been left at Batavia after the Wreck thereof and that the same treasure is now the lawful property of the Merchants hereinbefore Named, and those hereinbefore referred unto, at Boston aforesaid - or of the Underwriters to whom the same or parts thereof have been abandoned - And the Deponent lastly says he has understood and believes that the treasure aforesaid was insured in (amongst other Offices) the Suffolk Insurance Office - the Marine Insurance Office.- And the New England Marine Insurance Office - all at Boston aforesaid.-

E. A. Newton

Sworn at Saint George this 18th. Day of July 1812. The Deponent Edward Augustus Newton was Sworn to the truth of the Contents of the foregoing Deposition Before Me

S. A. Strange.-

Jas. Morris
Proctor

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Friendship ——— Continued

Motion to bring into Sale Proceeds of Schooner.-

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith &c. to Richard Bromley of Madras Esqr. Agent to the Captain Officers and others of our Ship Nassar whereof James Coutts Crawford Esqr. Commander Whereas our beloved the Honble Sir Thomas Andrew Strange Knt. our Commissary and Judge in our Vice Admiralty Court of Madras and the territories thereunto belonging and also to hear and determine all and all manner of causes and complaints as to Ships and Goods seized and taken as prize Especially Constituted and appointed rightly and duly proceeding as the Day of the Date hereof hath Ordered and decreed the Sale proceeds of the Schooner Friendship with her tackle Apparel and furniture taken by our said Ship and sold by the Captors thereof to be brought into the Registry of our said Vice Admiralty Court (justice so requiring) We do therefore Strictly and peremptorily by these presents Monish and Command you that you bring into or cause to be brought into the Registry of our said Vice Admiralty Court forthwith the proceeds of the Sale of the said Schooner with her tackle Apparel and furniture so Sold as aforesaid with a true and faithful Account of the Sale thereof - And herein fail not.-

L. S.

Given at Madras in our aforesaid Court at Fort St George under the Seal thereof this 21st Day of July 1812. in the 52d Year of our Reign —

Henry Gahagan
Registrar.-

Friendship — Continued

Notice from Deputy Marshal.

To

Robert Orme Esqr.
Kings Proctor.

Sir,

By virtue of my Office of Deputy Marshal of the Vice Admiralty Court of Madras I this Day duly took Charge of a Brig (named Friendship) Seized and taken as prize by His Majesty's Ship Wasp as I am informed and sent into the Roads of Madras within the Jurisdiction of the said Court and hereof be pleased to take Notice.

I am
Sir
Your Most Obedt. Servant
(Signed) Wm. Blyth
Dy. Marshal.
V. A. Court

Marshals Office
Madras
16th July 1812

Friendship — Continued
Order for Second Monition

Vice Admiralty Prize Court Madras

Wednesday the 29th Day of July 1812.

Before the Worshipful Sir Thos Andrew Strange Knt Commissary & Judge &c.

present Henry Gahagan Esqr Registrar.

In the Business of the Schooner Friendship J. Adriaansen Master } taken by HM: Ship Nisus Capt Crawford.

On Motion of the Kings Advocate and on reading the Notice given to the Kings Proctor by the Marshal of his having taken Charge of the said Schooner, as Prize, now being in the Roads of Madras, It is Ordered that another Monition do issue calling upon all persons interested to shew cause against the Condemnation of the said Schooner, with her Tackle, Apparel and Furniture

T. A. Strange

Friendship — Continued

Second Monition. —

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith to William McTaggart Gentleman Marshal of our Vice Admiralty Court of Madras and the territories thereunto belonging or to his deputy whomsoever Greeting — Whereas the Honorable Sir Thomas Andrew Strange Knight Judge of our said Court and also to hear and determine all and all manner of causes and Complaints as to Ships and Goods seized and taken as prize Specially Constituted and appointed rightly and duly proceeding at the Petition of our Procurator in our said Court hath decreed all persons in General who have or pretend to have any right, title or Interest in a Vessel or Schooner called the Friendship whereof Johannes Adriaansen was master, her Tackle Apparel and Furniture taken by our Ship of War the Bussorah James Cuttle Crawford Esquire Commander again to be monished. Cited and called to Judgment at the time and place underwritten and to the effect hereinafter expressed (justice so requiring) We therefore Charge and Strictly enjoin and Command you Jointly and Severally, that you omit not but that by affixing these presents upon one of the Pillars of Sea Custom House of our Port of Madras at the Usual time of the public Resort, thither and by leaving thereof affixed a true Copy thereof you do again Monish and Cite or cause to be monished and Cited peremptorily all persons in General who have or pretend to have any right, title, or Interest in the said Schooner, her Tackle, Apparel and Furniture to appear before our said Judge or his Surrogate in the Court House in Fort St George Madras, on the twentieth Day after Service of these presents, if it be a Court Day or else on the Next Court Day following between the Usual hours of hearing Causes, then and there to shew and allege in due form of Law a reasonable and lawful Cause, if they have any why the said Schooner, her tackle. Apparel and Furniture, should not be pronounced to have belonged at the time of the Capture of the same to our Enemies and as goods of our Enemies or otherwise liable and Subject

to

Condemnation to be adjudged and Condemned as good and lawful Prize taken by our said Ship Messrs James Cuthb Crawford Esqr. Commander and further to do and receive in this behalf as to justice shall Appertain and that You duly Intimate or cause to be Intimated peremptorily unto all persons aforesaid in General (to whom by the tenor of these presents we do also Intimate) that if they shall not appear at the time and place abovementioned or appearing shall not shew a reasonable and lawful Cause to the Contrary our aforesaid Judge or his Surrogate doth intend and will proceed to adjudication on the said Capture, and may pronounce that the said Schooner her Tackle, Apparel, and Furniture, do belong at the time of the Capture of the same, to our Enemies and as goods of our Enemies or otherwise liable and Subject to Condemnation and Confiscation to be adjudged and Condemned as good and lawful Prize taken by our said Ship, the absence or rather Contumacy of the persons so cited and Intimated in any wise notwithstanding and that you duly Certify to our said Judge or his Surrogate what you shall do in the premises together with these presents.-

L. S.

Given at Madras in our aforesaid Court under the Seal of the same this 19th Day of July in the year of our Lord 1812 and of our Reign the 52d.

Henry Gahagan
Registrar.

This Monition was duly executed on Thursday the 30th. Day of July 1812 by affixing the same on one of the Pillars of the New Custom House in Madras and leaving affixed thereon Copy thereof.-

Will. McTaggart
Marshal.-

Swandskip — Continued

Supplementary Affidavit

In the Vice Admiralty Court Madras. — In the Matter of certain treasure consisting of Dollars brought within the Jurisdiction of this Court on board of His Britannic Majesty's Ship Hussar under the Command of Captain Crawford - And taken as Prize from a Dutch Schooner called the Swandskip in the Roads of Batavia

On this Day being the 31st Day of July in the year 1812 again Appeared personally Edward Augustus Maloton Sapracargo and part owner of the American Ship Calcutta now in the Roads of Madras who Deposes and Says that Since the Making by him of his former Deposition in this Matter (that is to Say) on or about the twenty Sixth Day of the present Month of July His Majestys Ship Leda under the Command of Captain Sayer arrived in the Roads of Madras. from Batavia And the Deponent Saith that Since the Arrival of the said last Mentioned Ship at Madras the Deponent Seen and Conversed with the Said Captain Sayer her Commander who informed the Deponent that in the Straits of Bally on the passage of His Majestys Said Ship Leda from Batavia to Madras the Said Captain Sayer had Spoken an American Ship Named the Meridian under the Command of Captain Woodward And that the Said Captain Woodward had disclosed to the Said Captain Sayer that the said Ship Meridian had sailed from Boston in the United States of America. And that She had been to the East of Java and that She was then bound to Madras And that the Object of her Voyage was to recover (by virtue of full powers from the rightful Owners or Claimants in the United States of America) a Certain large quantity of Dollars which had been exported from the United States aforesaid in an American Ship named the Rapid - And which had been left with the Wreck of that Ship on the Coast of New Holland aforesaid And that the said Ship Meridian was then bound to Madras in Order to Recover of the said

Dollars

Dollars he the said Captain Woodford having learnd that the same Dollars had been taken from the Wreck of the said Ship Rapid and had been Conveyed to Madras. And the Deponent Saith he verily believes that the information so as aforesaid Communicated to him by the said Captain Sayer is true - And that the Ship Meridian so as aforesaid Spoken by the said Captain Sayer is the same Ship with that which the Deponent in his former Affidavit in this Matter designed by the Name of the Agnes - the Deponent not having been confident in his recollection as to the Name of the Ship but perfectly Confident as to the Name of her Commander - And the Deponent Saith he verily believes from all the information which received, And from the Understanding which he had, in relation to the same Matter, previous to his departure from the United States aforesaid - that the Object and Intent of the Owners and Claimants aforesaid in the United States, in dispatching the said Ship Meridian from thence for recovery of the said Dollars might be taken up from the Coast of New Holland aforesaid and laden on board the said last mentioned Ship for the purpose of Trade to China According to the Original destination of the same Dollars, in the said Ship Rapid - and the Intent of the Consignment thereof - and the Deponent further Saith he verily believes that the said Ship Meridian may be daily expected at Madras and that if the said Dollars be not found in Specie upon the said Ships Arrival at Madras the Voyage of the said Ship will in a great degree be frustrated, for want of such Dollars to Convey in Specie to China aforesaid, and the Deponent lastly Saith he hath learned by public Advertisement at Madras that

Friendship — Continued

Sealed tenders will be received by the Marshal of this Honorable Court until twelve A Clock at Noon on Friday the Thirtieth Day of the present Month of July for the purchase of Hundred and Eighty three Thousand Spanish Dollars More or less, in Pursuance of a Commission from this Honorable Court dated the fifteenth Instant. And that the Deponent believes the Dollars last Mentioned to be the Identical Dollars and Treasure referred unto by the Claim [illegible]

Edwd Collins
Proctor

E. A. Newton

Fort St George the
Thirtieth Day of July 1812.
The Deponent Edward Augustus
Newton was Sworn to the truth
of the foregoing Deposition
Before me

J. A. Strange
which I Attest
Henry Gahagan
Registrar

Friendship Continued -

Order to postpone Sale of Dollars.

Vice Admiralty Prize Court. Madras

Thursday July the 30th 1812.

Before the Honorable Sir T. A.

Strange Kt. Commissary & Judge

present Henry Gahagan Esqre Registrar

In the business of certain Dollars taken on board the Schooner Friendship L. Sivanandan Master } brought to Madras on board H. M. Ship Hussar Captain Crawford -

On Motion of Mr. Arbuthnot Advocate for the Claimant and on reading the Supplementary Affidavit of Edward L. Newton the said Claimant of the Dollars aforesaid It is Ordered that the Sale of the said Dollars be postponed until further Directions of this Court. -

T. A. Strange -

Friendship — Continued

Proxy by Captn. D. Woodward.

In the Vice Admiralty Prize Court Madras } In the Matter of certain Dollars taken in the Schooner Friendship Adriaansen Master - and brought to Madras on board of His Majesty's Ship Nisus under the Command of Captn. Crawford --

Whereas a quantity of Dollars to the Number of a Lak and eighty three Thousand or thereabouts has been brought within the Jurisdiction of this Court on board of His Britannick Majestys Ship Nisus under the Command of Captain Crawford having been taken as Prize on board a Dutch Schooner called the Friendship And Whereas the same Dollars are claimed by certain Persons Citizens of Boston in the United States of America (being Owners or Shippers and Insurers thereof) to be their Property - and to have been Shipped at Boston aforesaid on the Ship Rapid Consigned to Canton - and to have been Stranded in and with the said Ship on the Coast of New Holland - Now be it known that I David Woodward of Boston aforesaid who am owner and Master of the Ship Meridian now lying in the Roads of Madras and who have been hereto duly authorized by such Owners or Shippers and Insurers as aforesaid of and upon the said treasure have Constituted and appointed and do hereby Constitute and appoint James Morries, one of the Proctors of this Court - to be the Proctor of and for me and those whom I represent by virtue of such Authority as aforesaid - and on behalf, as well of myself, as of such Owners or Shippers and Insurers as aforesaid, to appear in this Court and to exhibit my Allegations and Claims for and in respect to the same Dollars - and to receive the Same or such Portion - thereof as may be obtained and to Act and proceed in this matter as fully and with

all

Friendship — Continued

all such diligence and effect, as the Several Owners or Shippers and Insurers aforesaid in their proper persons - or as I as their Constituted Attorney in my person could do and on behalf of myself and of my said Constituents I hereby engage to ratify all which by my said Factor shall be done by virtue hereof Witness my hand the 19th Day of August in the year of our Lord (1812) One thousand Eight Hundred and twelve ..

(Signed) David Woodward -

In the Vice Admiralty Prize Court Madras } In the Business of certain Dollars taken in the Schooner Friendship J. Adriaansen Master and brought to Madras on board of H. M. Ship Mutine Captain Crawford.—

The Allegations and Claim of David Woodward of Charlestown in the Commonwealth of Massachusetts in the United States of America who is owner and Commander of the American Ship Meridian now lying in the Roads of Madras.—

First Article.— The said David Woodward by his Proctor James Norris duly constituted in this behalf alleges and proposes in this Matter that in the Month of September which was in the year One thousand eight hundred and ten the Ship Named the Rapid of Boston Henry Dorr Master sailed from Boston in the Commonwealth of Massachusetts aforesaid bound for Canton in China with a large quantity of Money in Specie on board belonging to sundry Persons being Citizens of the United States of America dwelling at Boston aforesaid and that in the Month of January following the said Ship Rapid with her said Cargo on board her was stranded on the Western Coast of New Holland.—

Second That the Specie which Composed the Cargo aforesaid of the said Ship Rapid as well at the time of her sailing from Boston as at the time of her being as aforesaid Stranded Consisted of two Lacks and eighty Thousand Dollars or thereabouts which were the property of divers persons some individually and others in Copartnership And for which the said Henry Dorr as Master had subscribed bills of Lading to the Number of twenty Seven — And receipts to the Number of five — of which Several Bills of Lading and receipts the Party Claiming hath annexed to and as part of these his Allegations and this his Claim certain true and authentic Copies which were delivered to him at Boston

aforesaid

Schooner ——— Continued

aforesaid by the parties there interested and for the purpose of his Claiming in this behalf - And that by tenor of such bills of Lading and receipts or by virtue of indorsements thereon and according to the intent of the Shippers, all of the same Dollars were deliverable to the said Henry Dorr at Canton as agent for the proprietors Citizens of Boston aforesaid.-

Third .... That all or the most part of the same Cargo was insured at Boston or elsewhere in the United States aforesaid by the Insurance Companies severally designated (that is to say) The Suffolk Insurance Company - The Massachusetts fire and Marine Insurance Company - The Union Insurance Company - The Boston Marine Insurance Company - The New England Marine Insurance Company - The New Hampshire fire and Marine Insurance Company - and the Washington Insurance Company in Providence.-

Fourth That within two Days after the Stranding of the said Ship Rapid on the Coast of New Holland as aforesaid the said Master Henry Dorr and the Crew to the Number in the whole of twenty two or thereabouts quitted the Vessel - the said Henry Dorr having before his departure from the Wreck Caused the said Vessel to be burned to the Waters Edge with the design then declared by him of concealing the Wreck and the Treasure which it contained until that he should be enabled by returning with proper assistance to the Spot to regain such treasure on behalf of the proprietors and Shippers thereof that such intention was then known to the whole of the said Ships Company - And that the said Master and Crew left the whole of the treasure so concealed in the hull of the said Vessel aground on the Coast of New Holland aforesaid which from the distance of the Reef on which the Wreck lay from the Shore (being about three Miles) and from the Smoothness of the Water around it appeared to be in perfect Safety.—

Fifth

Fifth .... That the said Master and Crew proceeded in three boats from the Wreck to the East of Java of which boats one with the said Master the Ships Clerk and three Seamen arrived at Batavia - And the other two Boats having on board the two Mates and the rest of the Crew of the said Ship Rapid - arrived at Palambang from whence the two Mates and the most or some part of the Crew last referred to removed to Loorabay.

Sixth .... That after the said Henry Dorr had arrived at Batavia by the means and on the occasion aforesaid the Ship General Green of and from - Philadelphia, and homeward bound to the same place - was lying at Batavia having lost her Commander by death - and the said Henry Dorr was at Batavia appointed to succeed to the Command of the Vessel last mentioned - And having taken on board the Ships Clerk (who afterwards died during the Passage) and having proceeded to Loorabaya and there also taken on board Amasy Jourdan - Henry Thackstone Mates - Nathan Davis Carpenter - Thomas Bower Steward, and John Wheat and Willm. Nanis Seamen - who belonged to the said Ship Rapid - the said Henry Dorr Navigated the said Ship General Green to Philadelphia and thence went overland to Boston and arrived at the last mentioned place - on or about the first Day of September in the year 1811 with the first intelligence of the loss of the Rapid -

Seventh That after such Intelligence a meeting was convened at Boston aforesaid of the Shippers and Insurers of and upon the treasure aforesaid - and by the Persons interested who were present at such meeting, George Cabot - Peter C. Brooks and James Perkins Esqrs. and John Holland and Benjamin P. Homer Merchants were appointed as a Committee in order to such measures - being adapted for recovery of the treasure aforesaid remaining on board the said Ship Rapid - as the said Committee might think expedient by contract or otherwise -

Eighth That Consequently to the election and appointment of the Persons last Named an Indenture or deed of Covenant bearing date the 29th. day

of

of August in the year One thousand eight hundred and eleven was made by and between them the Persons aforesaid of the said Committee and the Owners or Shippers and underwriters of and upon the said treasure; by virtue of which Indenture all the Property and Interest of the Owners or Shippers and underwriters of and upon the said treasure - by virtue of which Indenture all the Property and Interest became vested in the persons aforesaid of the said Committee and to the Persons aforesaid of the same Committee were given Authorities for recovering so much of the treasure aforesaid as might be recovered and for Contracting for such recovery with any person or in any way. And the Party Claimant alleges that to the same Indenture the said Henry Dorr was a Party- ans refers for a more full Disclosure of the terms and intent of the said Indenture or Deed of Covenant to a Copy thereof which he receives at Boston aforesaid from the Persons aforesaid of the said Committee and which he has annexed to these his Allegations and this is Claims-

Ninth .. That by virtue of the Authorities so as aforesaid granted, and in exercise of the trusts so as aforesaid Committed, the persons aforesaid of the said Committee Contracted with the party Claimant for the recovery of the said treasure And that in pursuance of such Contract an Indenture bearing date the 6th Day of October in the said year 1811. was made and executed by and between the Persons aforesaid of the said Committee of the one part and the Party Claimant of the other part (one part of which last mentioned Indenture the party Claimant hath also annexed to and as part of these his Allegations and his Claim) By the terms of which last mentioned Indenture the party Claimant Covenanted with the persons aforesaid of the said Committee that he would with all due diligence at his own expence prepare

and properly equip a Ship with Suitable Accompaniments and forthwith proceed thereiw to New Holland towards recovery of the treasure aforesaid that had been shipped on the said Ships Rapid: And that holding three quarter parts of the treasure which should be so recovered for the use of the Persons aforesaid of the said Committee he would proceed to Canton in China for the purposes in the said Indenture more particularly expressed - In Consideration whereof the Persons aforesaid of the said Committee Parties to the said last mentioned Indenture Covenanted that the Party Claimant should return to his Own use one fourth part of the treasure which should be by him recovered as aforesaid in full Compensation for all Claim on his part against the Persons aforesaid of the said Committee or against any of the Owners - Shippers or Insurers aforesaid -

Sixth ... That in furtherance of and in Conformity with the Agreement and intent designed by the said last mentioned Indenture and in order to more fully vesting the Party Claimant with Authorities for recovery of the said Money the party Claimant received at Boston aforesaid two other Instruments in writing bearing date respectively the 5th. day of the said Month of October in the year 1814 By the one whereof under the Hands and Seals of the said Georges Cabot - Peter C. Brooks - James Perkins - John Mallard - and Benjamin P. Homer the persons aforesaid of the said Committee they the said Persons did nominate and Appoint the Claimant their Agent and Attorney - in case the said Money should have been taken from the place where it was left as aforesaid on the Coast of New Holland or by any means should have come to the hands of any Person not by the said Committee authorized thereto to demand and receive the same Money and in default of payment to sue for and demand the same in any Court or Place and to other Acts therein Specified - and by the other of which instruments under

the

the hands and Seals of the Owners and Shippers on the said Ship Rapid of the said treasure and the Insurers thereon (and to which also the said Henry Dorr was a Party) they the said Owners Shippers and Insurers did grant to the Party Claimant the like Authorities towards demanding and receiving the same Money as those which were Committed to him by the Instrument in Writing of even date under the hands and Seals of the Persons aforesaid of the said Committee - And the party Claimant hath Annexed to these his Allegations and this his Claim the Originals of the two Recited Documents in writing by this Article referred unto.—

Eleventh.... That Consequently to and in performance on the Claimants part of his Covenants Contained in the said Indenture of the 6th Day of October in the year 1811. And in Consideration of the Covenant therein Contained on the part of the said Committee (being thereto duly Authorized as aforesaid) the Party Claimant did at Boston aforesaid prepare and properly equip at his own expence a Ship Named the Meridian of the burthen of three hundred and seventy seven Tons or thereabouts with three boats Machinery instruments Mechanics and Seamen sufficient and suitable for a Voyage from Boston to New Holland and fitted to receive the Money which had been Shipped as aforesaid on board of the said Ship Rapid and left as aforesaid.—

Twelfth... That the Party Claimant in further performance of his aforesaid Covenant did take Command of the Ship Meridian so as aforesaid equipped and having taken on

on board as Chief Mate Amasy Loudoun and as Seamen John Wheat and William Norris (who had Acted in the same Capacities on board the said Ship Rapid) and also Nathaniel Davis Carpenter on board the said Ship Rapid (who is since dead) departed from Boston on the expedition aforesaid on or about the 27th. day of the said Month of October in the year 1811 and proceeded direct to the Coast of New Holland and having arrived at that Island on or about the 6th. Day of April in the year 1812 boarded the Wreck of the Ship Rapid on or about the 10th. day of the said Month —

Thirteenth — That the Party Claimant remained by the Wreck and off - And on the Coast (according to the State of the weather) for a Space of Days or thereabouts - And that having been enabled to recover only Four hundred and forty two Dollars of the Specie which remained in the Vessel, he sailed from thence and arrived in the Straits of Bally on or about the 6th. Day of May - And the Party Claimant there learned from Captn. Sayer of His Majesty's Ship Leda of the Capture of a Dutch Schooner with the Specie aforesaid on board her by His Majesty's Frigate Alceste under the Command of Captain Crawford -

Fourteenth That the Dollars to the Number of a Lack and eighty three Thousand or thereabouts which have been brought within the Jurisdiction of this Court on board of His Majesty's said Ship Alceste and which were Captured by that Ship from the Dutch Schooner Friendship are a part of the Identical Dollars which were wrecked as aforesaid in and with the said Ship Rapid on the Coast of New Holland -

Fifteenth - That the said Schooner Friendship was fitted out at Batavia (after the loss of the said Ship Rapid and after intelligence of

and

Document hereunto annexed Numbered 5 and whom the Claimant represents - And the Claimant furthermore Claims by virtue of the Authorities delegated to him by the Instruments in writing hereunto annexed the delivery to him of all the said Dollars for the purposes by the same Instruments or some of them specified -

Jas. Morris - A. Austruther -

Proctor for the Claimant -

(No. 1) -

Commonwealth of Massachusetts -

By his Excellency Elbridge Gerry
Governor and Commander in Chief in
and over said Commonwealth -

To all whom it may Concern —

E. Gerry -

Know ye, that William Stephenson Esqr. is a Justice of the Peace within and for the County of Suffolk in the said Commonwealth, duly constituted & Commissioned and that to his Acts and Attestations, as such, full faith and Credit are and ought to be given in and out of Court.

In Testimony whereof, I have caused the Public Seal of the Commonwealth to be hereunto affixed this 12th. Day of October A. D. 1811 and in the 36th. Year of the Independence of the United States of America -

By His Excellancy the Governor - } (Signed) Benjamin Homans -
Sec^y. of the Commonwealth -

Friendship — Continued

United States of America —

Commonwealth of Massachusetts —

Boston } ss.
Suffolk }

On this tenth Day of October in the year of our Lord 1811 before me Willm Stephenson Esquire, a Justice of the Peace for the County of Suffolk, by legal authority appointed and sworn, and dwelling in Boston aforesaid, personally appeared Henry Dorr late Master of the Ship Rapid of Boston, and on Oath declared that the Bills of Lading and Receipts hereunto annexed, Numbered from 1 to 20 inclusive are faithfully Copied from the Original Bills of Lading & Receipts, signed by him, for Specie shipped by the several persons therein named, on board the said Ship Rapid, on her late voyage commenced from Boston for Canton —

(Signed) Henry Dorr —

I further Certify to all whom it may concern, that I have carefully compared and examined the above mentioned Bills of Lading & Receipts & also the four Receipts signed Samuel M. Flagg herewith annexed with the Originals and that they are true and Correct Copies —

In Testimony whereof I have hereunto set my hand and affixed my Seal of Office the day and year above written —

(L. S.)

(Signed) William Stephenson
Justice of the Peace

Shipped in good Order and well Conditioned by
Bordman and Pope for Account of themselves Comp.a Among
Joseph Bray & Com.a Dorr all Citizens of the United
States of America in and upon the ship called the Rapid whereof
is Master for this present Voyage Henry Dorr now in the
Harbour of Boston and bound for Canton 2 days Seventeen
Kegs and four Boxes containing forty eight Thousand Seven Hundred
B.P. 16 Kegs -- 12,000 and fifty Six Dollars or the Like and absolute Account of the
" 7 @ 4 " Do- 23,000 persons above named being marked and Numbered as in the
" 18 @ 203 Boxes- 3,000
" 21 @ -1 Do- .756
f. 48,756- Margin and are to be delivered in like good order and well
Conditioned, at the aforesaid Port of Canton (the danger of the
Seas only excepted) unto the said Henry Dorr or to his Assigns,
he or they paying Freight for the said Goods Nothing &t
being Owners property without Primage and Average --
In Witness whereof the Master of the said Ship hath
affirmed to three Bills of Lading of this tenor and date; one
of which being accomplished, the other two to stand Void -

Dated in Boston
September 14.th 1810 } (signed) Henry Dorr.

(No 2)

Whereas the Ship Rapid of Boston Henry Dorr Master sailed from Boston in September last bound to Canton with a large sum of Money in Specie on board belonging to sundry persons and in January following was stranded on the Coast of New Holland, and the property left there and abandoned by the Captain and Crew, and as a hope remains of being able by proper exertions to recover the whole or part of said Money, Now this Indenture made by and between certain Owners & Shippers of money on board said Ship and underwriters to whom certain Insured have or may abandon of the first part and George Cabot, Peter C. Brooks, James Perkins Esq.rs John Holland and Benjamin D. Homer Merchants of the Second part Witnesseth that we the said Owners Shippers and Insurers as aforesaid whose Names and Seals are affixed in Consideration of ten Dollars paid to us by the Party of the Second part and of the engagements & Agreements of said party of the Second part hereafter expressed and for the purpose hereinafter set forth do hereby grant Sell & Assign and set over to said Cabot, Brooks, Perkins Holland and Homer and to the Survivors and Survivor of them, all the Specie and other property which was shipped on board said Ship and which belongs to us or either of us, either as Shippers and Underwriters as aforesaid or owners in any other Way and all our right title and Interest therein, wheresoever or whensoever the same may be found, for the purposes hereinafter, with the powers and upon the trusts hereafter expressed that is to say with full power to Adopt such measures for the recovery of said property or Specie as they may think expedient by contract or otherwise, the expence however of any such measures to be supported by such proportion of Salvage on said Money or Specie as said Assignees may contract for with any person or in any other Way so however that it shall not be aforesaid upon said Assignors; also upon the trust and with the power to receive all Money or other thing which may be recovered and without

without any reference to the distinctive Marks of the packages original Ownership of any part recovered to hold the Same for the Common benefit of all the Parties to this Instrument in proportion to the relative amount and Interest of each, and said Money or other thing recovered fully to Control and vest in any way said Assignees may think proper, and as soon as may be conveniently done to distribute the Proceeds among the parties to this Instrument in proportion to the relative Amount and Interest of each, and said Money first deducting all reasonable Charges, and said Assignees do hereby acknowledge and agree to the terms and trusts of the foregoing Assignment, and such of said Assignees as are interested in said Money Shipped as aforesaid do agree that any of said Money belonging to either of them as aforesaid shall be holden by said Assignees in the Same manner, with the same powers and upon the Same trusts as the aforesaid Assignment is made and do hereby assign and set over the Same to said Assignees accordingly — In Witness whereof the parties aforesaid have hereto set their hands and Seals this 29th August AD 1811.

Signed Sealed and Delivered in presence of The Words "Able" "me the" "Hallard" and "think" first Interlined —

George Hunt Witness to all except Willm Bell & Richd Jackson Junr Pres of Washington Ins. Co Proved

Epes Sargent Witness to Hallard Bela Archer 4th 1811

Bn Gorham Witness to Richd Jackson Pres Wash Ins Co in Prov by George Hunt.

Epes Sargent. Pres. of the Suffolk Ins Co. (L.S.)

Arnold Wells for the Mass Fire & Mar Ins Co. (L.S.)

Daniel Green Pres. of the Union Ins Co (L.S.)

Pickering Dodge by Chas Bradbury Atty. (D)
Jno. D. S. Welles by Chas Bradbury Atty. (D)
Jno. C. Jones by Chas Bradbury - Atty. (D)
Mich. Parsons by Chs Bradbury - Atty. (D)
Benj. P. Homer ———— (D)
Ephraim Luck by B. P. Homer Atty. (D)
Gamd. Bradford by B. P. Homer Atty. (D)
Thos Williams by B. P. Homer - Atty. (D)
Oliver Keating by B. P. Homer - Atty. (D)
Willm Doll - by B P Homer - Atty. (D)
Wm Mackett - by B. P. Homer - Atty. (D)
Moses Wheeler - by B. P. Homer - Atty. (D)
Cornelius Coolidge - by B. P. Homer - Atty. (D)
Thatcher Goddard - by B. P. Homer - Atty. (D)
Lynde Walter - by B. P. Homer - Atty. (D)
Benj. P. Homer - by N. P. Russell - Atty (D)
Wm Stackpole - by N. P. Russell - Atty (D)
John C. Jones - by N. P. Russell - Atty (D)
Moses Wheeler - by N. P. Russell - Atty (D)
B. Homer & al. Bapt Trust. } by N. P. Russell - Atty (D)
Loring and Curtis - by N. P. Russell - Atty (D)
Henry Callicot by N. P. Russell - Atty (D)
Jarvis Lincoln by N. P. Russell - Atty (D)
Stephn Codman - by N. P. Russell - Atty (D)
James Prince - by N. P. Russell - Atty (D)
Benj. Bussey - by N. P. Russell - Atty (D)
Sylv. Gray - by N. P. Russell - Atty (D)
Wm H. Boardman by N. P. Russell - Atty (D)
James & Thos H. Perkins — } by N. P. Russell - Atty (D)
Green Dana by C. Bradbury - Atty (D)
C. Coolidge - by C. Bradbury - Atty (D)
Wm Amme - by C. Bradbury - Atty (D)
Moses Wheeler - by C. Bradbury - Atty (D)
Thos Carter by C. Bradbury - Atty (D)
Nathl Goddard by C. Bradbury Atty (D)
Saml Hammond - by C. Bradbury - Atty (D)
Wm Gray ———— (D)

George Cabot Prest of the Boston Mat Ins. Co. Vane of the within named Assignees } (D)
James Perkins one of the within named Assignees - (D)
Peter C. Brooks Prest of the N. E. M. Ins. Co. Vane of the assignees within named - (D)
Jno Holland one of the within named assignees - (D)
Benj. P. Homer one of the within named Assignees (D)
Wally V. Forster - ———— (D)
Glent Francis ———— (D)
Jast Coolidge Junr ———— (D)
Henry Parkman ———— (D)
John Parkman by Henr Parkman - (D)
Israel Thorndike ———— (D)
Joseph Tilden by his Atty B. P. Tilden - (D)
P. C. Brooks ———— (D)
Wm Pratt ———— (D)
Saml A. Dorr ———— (D)
Henry Dorr ———— (D)
Do Lears ———— (D)
Pascoal P. Pope ———— (D)
Wm H. Boardman ———— (D)
Jas Bray ———— (D)
John Dorr Executor of his late Father Glent Dorr deceased ——— (D)
Jan Amory ———— (D)
Jan Dorr ———— (D)
John Belknap ———— (D)
Charles R. Codman by John Belknap. (D)
Willard Peele - ———— (D)
Richd Jackson Junr President of Washington Insurance Compt in Providence by George Hunt — } (D)

Copy Sustained
in the Copy the Words
"recovered" "Way" "Hunt"

(No 3)

This Indenture made this 6th day of October AD 1811 by and between George Cabot, Peter C Brooks, James Perkins Esqrs & John Holland and Benjamin P Homer Merchants all of Boston in the County of Suffolk and Commonwealth of Massachusetts of the first Part, and David Woodward of Charles Town in the County of Middlesex and said Commonwealth Mariner of the second part Witnesseth. Whereas the Ship Rapid of said Boston, Henry Dorr Master Sailed from said Boston in September AD 1810, bound for Canton in China, with a large quantity of Money in Specie on board, and in January following was thrown on the Coast of New Holland and the property left there by the Captain and Crew, and to facilitate the recovery of said Money, certain of the Owners and Shippers of said Money, and underwriters or Insurers thereon to whom certain Insured had or might Abandon did execute to said Cabot, Brooks, Perkins, Holland, and Homer, an Instrument a Copy of which is hereto prefixed, and in the manner in said Copy exhibited, and as in pursuance of the Authority vested in them by said deed or Instrument of assignment and in furtherance of the object thereof, and as general Agents in this Concern for said Owners, Shippers and Insurers, the Party of the first have agreed with said Woodward, that he should undertake the recovery of said Money, he receiving as a Compensation one quarter part of what he shall so recover Now the said Woodward in Consideration of ten Dollars paid him by the party of the first part, and of their Agreement hereafter expressed does hereby Covenant and Agree, to and with said Cabot, Brooks, Perkins, Holland and Homer, the Survivors and Survivor of them, that he will with all diligence at his own expence, without any Charge or Claims against them for expenses time Services or any thing whatever, prepare and properly equip a Ship, with Arms, boats, Machinery Instruments mechanics and Seamen sufficient and suitable for a voyage from said Boston to New Holland, and fitted to recover any Money Shipped as aforesaid on board said Ship Rapid and left as aforesaid, and that he will forthwith proceed in said Ship so furnished, without detention or delay from any other engagement or concern whatever to the East of New Holland and that he will with the utmost diligence use all the Means in his power, and will exert his best Skill and

Insurance

Judgment to fine said Money and recover the Same, that with whatever he may recover, he will proceed directly to Canton in China, and that he will hold three quarter parts of the Money so recovered to and for the Sole use and benefit of the party of the first part, the Survivors and Survivor of them, Subject to their Sole Orders and disposal, and upon his arrival with the Money with the Money in Canton or elsewhere if prevented by accident from getting to Canton he will for them and on their Account invest the three quarter parts of said Money so recovered, in goods and Merchandize according to any orders he may receive from them, and for Want of Orders will invest the Same in such Goods and Merchandize as may in his Judgement promise the most profit and advantage, and in either case he will Ship said goods and Merchandize to the United States for them and on their Account either in his own or some other good Ship, they paying therefor the Customary freight.-

And in Consideration of said Woodward's Agreement aforesaid and as a full compensation to him for all he has above covenanted and shall perform agreably thereto (excepting the aforesaid Investment of the said 3 Quarter parts of the Money recovered) the parties aforesaid agree that said Woodward shall have and be allowed to retain to his own use one fourth part of all the Money he shall recover and save as aforesaid, to be divided and apportioned to him in Canton or elsewhere if prevented by accident from getting to Canton, and the said Woodward agrees to take the said fourth part in full Compensation as aforesaid, whether a greater or less portion or none at all of said Money shall be recovered and that he will never Claim against the Party of the first part or either of them, or against any of the Owners Shippers and Insurers aforesaid any further or greater Compensation as Salvage or otherwise.-

But it is further Agreed by the parties aforesaid, that said Woodward shall have and be allowed at the rate of 2½ Per Centum Commission for any Investment which he may make as aforesaid for and on Account of the party of the first part, and that he shall

retain

retain the Commissions at the time of the Investment, so that the Party of the first part or either of them shall not be liable therefor in case of the loss or destruction of the goods so purchased.—

And as said Money may be taken from the place where the same was left as aforesaid, by persons not authorized by the party of the first part or by said Owners Shippers and Insurers, then said Woodward at his discretion, but at his own expence and risque without any Costs or Charges to the Party of the first part to said Shippers owners or Insurers or either of them is to attempt the recovery of the same by demand suit or Compromise or otherwise as Circumstances may render expedient, for which purpose a general Power of Attorney has been executed to said Woodward by the party of the first part and a like Power by certain Owners Shippers and Insurers as aforesaid, and if by such demand, suit Compromise or other means any part of said Money shall be recovered, then said Woodward shall be allowed, first to detract therefrom the amount of his expences, in and about such demand, suit or Compromise, and in lieu of all other expences and services, he shall be allowed to retain one quarter part of the remainder to his own use and shall hold the other three quarter parts to the sole use and benefit of the party of the first part the Assurers and Assurer of them, and will insure the Same in any goods and Merchandize according to their Orders and for want of Orders will insure the same for them according to his best Judgment, retaining at the time of such investment two and a half per Cent Commission therefor, and in any case will ship any goods purchased for them to the United States on their Account and Risque, they paying the Customary freight—

In Witness whereof the parties aforesaid have hereto and to a Counter part hereof interchangedly set their hands & Seals the day and year first above Written—

Signed Sealed & Delivered in presence of In the first page the Word "this" over the 13th Line from the top & "he" over the 9th Line from the bottom & aforesaid over the 8th Line from the top first Interlined

William Stephenson
Wm. M. Rand.

/Signed/

George Cabot — (S.)
P. C. Brooks — (S.)
James Perkins — (S.)
Jno. Holland — (S.)
Benj. P. Homer — (S.)
David Woodward (S.)

Whereas the Ship Rapid of Boston Henry Dorr, Master sailed from Boston in the Commonwealth of Massachusetts in North America in the Month of September A.D. eighteen hundred and ten bound for Canton in China, with a large quantity of Money in Specie on board belonging to sundry persons, and in January following was stranded on the Coast of New Holland and the property left there by the Captain and Crew and to facilitate the recovery of said Money certain of the Owners and Shippers of said Money and Insurers thereon, to whom certain Insurers has or might abandon, did execute to us George Cabot, Peter C. Brooks James Perkins Esqrs John Holland and Benjamin P. Homer all of said Boston, a certain Instrument or Deed of Assignment of all their property and Estate in said Money, wheresoever and wherever found, and upon the Trusts and for the purposes in said Deed mentioned And whereas it may be proper and necessary for the benefit of all Concerned, that some person should be empowered, in case said Money should have been taken from the place where it was left as aforesaid or from other Causes, to Claim the same in our Names, Now therefore be it known that We the said Cabot, Brooks, Perkins, Holland, and Homer, do hereby Nominate and appoint David Woodward of Charlestown in the said Commonwealth Attorney, our Agent and Attorney in case said Money has been or shall be taken from the place where the same was left as aforesaid, or by any means shall or has come to the hands of any persons not by us authorized thereto, in the Names of us or either of us or otherwise, but at his own expence without any Cost or charges to us or either of us to demand and receive said money and in default of the payment thereof to sue for and demand the same in any Court or place, or in any manner or by any means, and of any person, he may think necessary and proper, and to make any Settlement or Compromise of any Claims of such money upon such terms and allowing such Salvage, as may in his Opinion be just and expedient and with power to execute any deeds or Deed of release or acquittance in our Names

or

or otherwise relative to the premises, and we do authorize him to appoint any one or more under him for the purposes aforesaid, and their Authority to revoke at pleasure, and in general we do invest him, towards all persons, in all Courts, and in all places, with all the Authority or power over said Money or any Claim or demand or account of the same, which we ourselves possess or might have if present and Acting therein, hereby Confirming whatever our said Attorney may do in and about the premises - and upon the receipt of any of said Money or premises from any Claim thereof he is to hold the same to and for the use of us and the Survivors and Survivor of us, subject to our sole direction and Control -

In Witness whereof We have hereto set our hands and Seals this 5th. Day of October A. D. 1811 -

Signed Sealed and Delivered in the presence of us the Word "out" being first Interlines - - - - - - - - -

William Stephenson

William H. Rand -

/Signed/ George Cabot (L.S.)

P. C. Brooks - (L.S.)

James Perkins - (L.S.)

Jno. Holland - (L.S.)

Benj. P. Homer - (L.S.)

Whereas the Ship Rapid of Boston Henry Dorr Master Lieb from Boston in the Commonwealth of Massachusetts in North America in the Month of September A.D. 1810. bound for Canton with a large quantity of Money in Specie on board belonging to Sundry persons, and in January following was stranded on the East of New Holland and the property left there by the Captain and Crew, and to facilitate the recovery of said Money certain of the Owners and Shippers of said Money and Insurers thereon to whom certain Insured had or might abandon, did execute to George Cabot Peter C. Brooks James Perkins Esqrs. John Ball and Benjamin P. Homer all of said Boston a certain Indenture or Deed of Assignment of all their property and Interest in said Money wheresoever and wheresoever found and upon the trusts and for the purposes in said deed mentioned, and whereas notwithstanding the execution of said deed it may be proper and necessary for the benefit of all Concerned, that some person should be empowered in case said money should have been taken from the place where it was left as aforesaid or from other Causes, to claim the same in our names, Now therefore be it known that without any prejudice to any Act heretofore done by, or any right belonging to either of us in relation to said Property, either as to the Insurance or loss of the same or assignment aforesaid or in any other Way, but for the purpose of aiding in recovering it from those who have no right to detain the same, We Certain of the Owners & Shippers of said Money & Insurers thereon, whose Names and Seals are affixed do hereby nominate and appoint David Woodward of Charlestown in said Commonwealth Mariner, our Agent and Attorney in case said Money has been or shall be taken from the place

where

Friendship — Continued -

or otherwise relative to the premises, and we do authorize him to appoint any one or more under him for the purposes aforesaid, and their Authority to revoke at pleasure, and in general we do invest him, towards all persons, in all Courts, and in all places, with all the Authority or power over said Money or any Claim or Demand or account of the same, which we ourselves possess or might have if present and Acting therein, hereby Confirming whatever our said Attorney may do in and about the premises - and release the receipt of any of said Money or proceeds from any Claim thereof, he is to hold the same to and for the use of us and the Survivors and Survivor of us, subject to our sole direction and Control -

In Witness whereof We have hereto set our hands and Seals this 5th Day of October A. D. 1811 -

Signed Sealed and Delivered in the presence of us the Word "and" being first Interlined - - - - - - - - -

William Stephenson

William H. Rand -

/Signed/ George Cabot (L.S.)

P. C. Brooks (L.S.)

James Perkins (L.S.)

Jno. Holland (L.S.)

Benj. C. Homer (L.S.)

Whereas the Ship Rafis of Boston Henry Dorr Master Lieb from Boston in the Commonwealth of Massachusetts in North America in the Month of September A.D. 1810. bound for Canton with a large quantity of Money in Specie on board belonging to diverse persons, and in January following was stranded on the Coast of New Holland and the property left there by the Captain and Crew, and to facilitate the recovery of said Money certain of the Owners and Shippers of said Money and Insurers thereon to whom certain Insurers had or might abandon, did execute to George Cabot Peter C. Brooks James Perkins Esqrs. John Ball and and Benjamin P. Homer all of said Boston a certain Indenture or Deed of Assignment of all their property and Interest in said Money wheresoever and wheresoever found and upon the trusts and for the purposes in said deed mentioned, and whereas notwithstanding the execution of said deed it may be proper and necessary for the benefit of all Concerned, that some person should be empowered in case said money should have been taken from the place where it was left as aforesaid or from other Causes, to claim the same in our names, Now therefore be it known that without any prejudice to any act heretofore done by, or any right belonging to either of us in relation to said Property, either as to the Insurance or loss of the same or assignment aforesaid or in any other Way, but for the purpose of aiding in recovering it from those who have no right to detain the same, We Certain of the Owners & Shippers of said Money & Insurers thereon, whose Names and Seals are affixed do hereby nominate and appoint David Woodward of Charlestown in said Commonwealth Mariner, our Agent and Attorney in case said Money has been or shall be taken from the place

where

where the same was left as aforesaid or by any means has or shall come to the hands of any person not by us authorized to receive the same in the Names of us or either of us or otherwise, but at his own expence without any Costs or Charges to us or either of us to demand and receive said Money and in default of the payment thereof to sue for and demand the same in any Court or place or in any manner by any means and of any persons, which he may think necessary and proper, and to make any Settlement or Compromise of any Sum of said Money upon such terms and allowing such Delays as may in his Opinion be just or expedient, with power to execute any Deed or Deeds of Release or acquittance in our Names or otherwise relative to the Premises, and we do authorize him to appoint any one or more under him for the purposes aforesaid and their Authority to revoke at pleasure and in general we do invest him towards all persons in all Courts and in all places with all the Authority and power over said Money or any Claim or demand on account of the same, which we ourselves possess or might have if present and acting therein hereby Confirming whatever our said Attorney may do in and about the premises, and upon the receipt of any said Money or proceeds from any Claim thereof the said Woodward is to pay the same to and for the sole use and Account of said Caleb Brooks Perkins Hallowell and Hamer and the Survivors and Survivor of them subject to their sole direction and Control with whom said Woodward is to Agree upon and from whom he is to receive any Compensation for his expenses and Services - In Witness whereof we have hereto set our hands and Seals this 5th Day of October A.D. eighteen hundred & Eleven -

Signed Sealed and Delivered in the presence of -
William Stephenson
Wm M. Rand.

Owners -
Wm Bowman (L.S.)
Paschal P. Pope - (L.S.)
Jas Dorn - (L.S.)

Owners		Underwriters	
Dr. Sears	D.	for the Boston Marine Ins. Co.	
Joseph Hess	D.	George Cabot — Assignee	D.
Joseph Coolidge	D.	O. C. Brooks — Pres. of the New Eng. Marine Ins. Co.	D.
S. H. Walley	D.	Amasa Walker — Pres. Mass. Fire & Mar. Ins. Co.	D.
B. F. Foster	D.	Epes Sargent Pres. Aet. Ins. Co.	D.
Dudley Pickman	D.	David Greene Pres. of the Union Ins. Co.	D.
John Belknap	D.	Wm. Gray V. P. of the Mass. Ins. Co. by Isaac Thorndike Agent	D.
C. R. Codman by Jno. Belknap attorney	D.	Willard Peele	
Wm. Pratt	D.	O. C. Brooks	D.
Jno. Williams	D.	Benj. P. Hunnewell	D.
Thomas Wigglesworth	D.	Entering	D.
Wm. Sawyer	D.	Thos. Coles	D.
Samuel Thorndike	D.	Alvin Keating	D.
Henry Parkman	D.	Saml. Hammond	D.
Jno. Parkman by H. Parkman Atty.	D.	Wm. Mackett	D.
Saml. Dunn — Saml. Dunn Benj. D. Jones by S. Dunn Atty.	D.	Wm. Dall	D.
Ebr. Francis	D.	Nathl. Goddard	D.
Saml. Stanford	D.	Samuel Lucett	D.
Wm. Pickman	D.	Cornelius Coolidge	D.
Enoch Bartlett by his Atty. Saml. Dunn	D.	Moses Wheeler	D.
David White	D.	Benj. Rich	D.
James Perkins	D.	Jno. Ballard	D.
Joseph Lilley	D.	Benjn. Thomas	D.
Broadbury	D.	Henry Bass by his Atty. R. Haines Atty.	D.
Andrew C. Dorr	D.	John Richards by his Atty. Stephen Jones	D.
Henry Dorr	D.	Stephen Jones	D.
Wm. Ryan		Nichs. Parsons	D.
		Thatcher Goddard	D.
		Stephen Codman	D.
		O. Howe	D.
		Wm. Blackstone	D.

Depositions of Captn. D. Woodward.-
Friendship - Continued

In the Vice Admiralty Prize Court Madras.

In the Matter of certain Letters taken in the Schooner Friendship Adriaanse Master & brought to Madras on board of H. M. Ship Nisus under the Command of Captain Crawford.-

Ano this Day being the 25th Day of August in the Year of our Lord 1812 - has appeared personally David Woodward of Charles town in the United States of America Master & Owner of the Ship Meridian of and from Boston in the said United States, and now lying in the Roads of Madras - And the said Appearer having been duly sworn, deposes and says, that for a Considerable time previously to the Month of September in the year of our Lord 1811 - the Deponent was at Boston in the United States aforesaid and that it was at Boston a Matter of Notoriety that the Ship Rapid had sailed from that port on a voyage to Canton in China under the Command of Henry Dorr as master with a Cargo of nearly two hundred thousand Dollars which were the property of many Shippers at Boston one of which Messrs. Boardman and Pope were the principal Owners - And the Deponent further says that on or about the first Day of the said Month of September it was a Subject of public Conversation on the exchange at Boston that a Letter had been received from the said Henry Dorr Communicating his Arrival at Philadelphia and that the said Ship Rapid had been wrecked on the Coast of New Holland on her voyage outwards to Canton - and that her Cargo of Specie had been left in and with the Wreck - And the Deponent says that in about a Week after the receipt of such Intelligence at Boston the said Henry Dorr -

late Commander of the said Ship Rachel arrived at Boston aforesaid from Philadelphia - and that immediately after his Arrival a meeting was Convened at Boston of the Owners or Shippers and Insurers of and upon the treasure laden on the said Ship Rachel at which meeting a Committee Consisting of five Persons was appointed for taking such measures towards the recovery of the treasure aforesaid as should be most Conducive to the Interest of all parties Concerned in the property - And the Deponent also says that the Persons who were Chosen for such Committee were - as President Mr George Cabot President of the Marine Insurance Company and as the other four Members Mr Peter C. Brooks President of the New England Insurance Company - Mr James Perkins of the Louse and firm at Boston of James & Thomas H. Perkins Captain John Mallard - and Mr Benjamin P. Homer Merchant - And the Deponent further says that after such their appointment an Advertisement was published at Boston by the said Committee requiring proposals to be made to them for recovery of the said Dollars - And that in Consequence of such Advertisement the Deponent did make a tender that he would at his own expence provide and equip a Vessel suitable for the recovery of Specie aforesaid and would proceed therewith to the Coast of New Holland in Order to such recovery - in Consideration of an Allowance to himself of one fourth part of such of the said Specie as should be by him recovered by way of remuneration for his trouble, expenditure and risk - And the Deponent says that his tender to the effect aforesaid was accepted by the said George Cabot in the Names and on the behalf of himself and the other Members aforesaid of the said Committee - and with the Sanction of such

other

Jaundship — Continued

other Members (as the Deponent believes) And that the same proposals and the acceptance thereof were afterwards Consented to (as the Deponent also believes) by all of the Owners or Shippers and Insurers of the Specie aforesaid on board of the said Ship Rapid - And the Deponent further says that the two several Documents in writing bearing date the 5th and 6th Day of October in the year 1811 which are marked with the Numbers 3 and 4 and which (together with other papers writing are annexed to the Claim of the Deponent filed in this Matter and which purport to have subscribed and set thereto the hands and seals of George Cabot, Peter C. Brooks, James Perkins Esquire - John Holland - and Benjamin P. Homer the President and members aforesaid of the said Committee hereinbefore Named - and that the Document in writing bearing date the said fifth Day of October in the year One Thousand Eight hundred and Eleven and also annexed to the Allegations and Claim aforesaid of the Deponent in this Matter and which is Marked with the Number 5 and likewise an Original Paper Conforming with the Copy Marked with the Number 2 annexed to the Allegations and Claim aforesaid more (as the Deponent verily believes) duly executed by the several persons whose Signatures purport to be subscribed thereto And that (as the Deponent also believes) the several Persons whose signatures purport to be subscribed to the papers last mentioned are the whole of the Owners, Shippers, and Insurers of the Specie aforesaid Shipped on and wrecked in the said Ship Rapid - And the Deponent further says he verily believes that all the Parties (other than the Deponent) and of the Subscribing Witness to the several papers Writing last aforesaid unto are now dwelling at Boston or elsewhere in the United States of America - And also that the several papers Writing which purport to be

Copies of bills of lading and receipts for Specie laden on the said Ship Rapid and which (as comprehended by the Number 1) are likewise annexed to the Allegations and Claim aforesaid of the Deponent are true and faithfull transcripts from Original and Actual Bills of lading and receipts signed by the said Henry Dove as Master of the said Ship Rapid for Specie which was shipped on the said Ship and which was remaining on board her at the time of her being wrecked as aforesaid — And the Deponent further says that the said Documents which are annexed to his Allegations and Claim aforesaid from the hands of the said George Cabot the Chairman in the presence of the other Members of the said Committee at Boston at some time after the date — and execution thereof and previously to the twenty seventh Day of October in the said year 1811 And the Deponent furthermore says that in performance of his engagement aforesaid made with the said Committee he did accordingly with all diligence and at his own expence at Boston aforesaid prepare and properly equip with Arms, boats, Machinery, instruments Mechanics and Seamen, sufficient and suitable for the Voyage from Boston to New Holland — and fitted to recover the Money shipped as aforesaid on board of the said Ship Rapid and left at aforesaid the Ship Meridian of the burthen of 377 tons or thereabouts which is now lying in the Road of Anjoan under and on the Deponents Command — And that he departed from Boston aforesaid in and with the said last mentioned Ship under his Command on the 27th Day of October in the year 1811 and Arrived on the Coast of New Holland on the 5th Day of April in the present year 1812. And the Deponent also says that he engaged as part of his Crew to accompany him on the said Expedition — and that he brought with him from Boston in the said Ship Meridian, Awdry Saurdan as Chief Officer —

Nathan

Nathan Davis as Carpenter (who has since dead) and John West and William Davis as Seamen (who has severally acted on the same Capacities on board of the said Ship Rapid at the time of her being Wrecked as aforesaid) and the Deponent further says that he learned on the 15th Day of the said Month of April, the Wreck of the said Ship Rapid on which was lying about five Miles distant from the Shore and that he remained by the Wreck until the 22d Day of the same Month; when a violent Gale of Wind blew which drove him from the Wreck and in which he lost his best bower, Anchor and Cable, - the Ships long boat Two Diving bells with 6 Suits to suit them, and the Cordage and blocks &c. And that the Deponent thereafter lay off and on near the Wreck for the Space of twenty Days or thereabouts - And the Deponent says that he found the upper deck of the said Ship Rapid torn away and discovered that the Specie which had been on board her had been almost wholly removed from thence and the Deponent says that he was enabled to recover of such part of the Specie as remained only 442 Dollars - And the Deponent furthermore says that he left the Coast of New Holland on or about the 15th Day of May or about the 22d Day of the same Month And that on or the day last mentioned the Deponent fell in with His Britannick Majestys Ship Leda under the Command of Captain Sayer by whom the Deponent was informed that the Specie aforesaid had been Conveyed from the Coast of New Holland by a Dutch Vessel, and that such Vessel with the same Specie on board her had been Captured by His Majestys Ship Bayonne - And that Mr Haynes at Soerabaya had acted as Agent for the Owners - and the Deponent says that he thereupon proceeded to - and on or about the 31st Day of May arrived at

Friendship — Continued.

and having learned from Mr. Klaas Meynes at that place that Mr. Zimmerman Lyfsen at Batavia had been the principal Owner of the Dutch Vessel by means of which the property had been taken from New Holland, and which had been so as aforesaid Captured - the Deponent went to Batavia (at which place he arrived on or about the 4th Day of June) and there saw and Conversed on the subject with the person last named - And the Deponent says and Deponent says that upon the same Occasion he was informed by the said Mr. Zimmerman Lyfsen that he (the Person last named) had fitted out the Schooner Friendship - And that if he had gotten the Money which had been recovered from the Wreck of the ship Rapid, by means of the said Schooner he the said Zimmerman Lyfsen would have kept it - And the Deponent also says he further on the same Occasion learned from the said Zimmerman Lyfsen that Captain Crawford of his Majesty's Ship Dasher had been at Batavia Subsequently to the Capture aforesaid - and had declared his opinion that the said Zimmerman Lyfsen was entitled to Salvage only upon the said property - And the Deponent furthermore says that at Batavia and Soonebaya aforesaid the Deponent learned further particulars respecting the proceedings of the said Zimmerman Lyfsen, and others Concerned with him, towards recovery of the Specie wrecked in and with the said Ship Rapid as aforesaid - and especially that the Schooner Friendship had been first fitted out at and for such recovery as aforesaid had departed from Batavia with two persons on board her who had formed part of the Crew of the said Ship Rapid - and that after having proceeded to the Coast of New Holland

had

had returned thence (without having discovered the Wreck) to Looxabayah
Schooner and five or six others of the Seamen who had formed part
of the Crew of the Rapid were taken on board of the Schooner - that
the Schooner proceeded a second time to New Holland having on board
the Seamen last mentioned - and also certain Persons Named Trowbridge
and Adriaensen as Master and Supercargo - and likewise a
Frenchman named Delaneaurt - that previously to her last
Mentioned Departure a Contract was made between the Parties,
by virtue whereof the said Frenchman Named Delaneaurt was to
receive three Per Cent and each of the American Seamen last
mentioned one (or one and a fraction) per Cent upon the Specie
which should be recovered and the residue was to be divided
between the said Zimmerman Sypers, Trowbridge & Adriaensen -
that there was recovered from the Wreck of the said Ship
Raped on the Coast of New Holland a Sum of 2 Lacks
and 50,000 Dollars or thereabouts - and that the Schooner on her
return from New Holland towards Coxxabayah with the Specie
(to the Amount last mentioned) on board her, was Chased in the
Straits of Bally by His Majesty's Ship Medea — that the
Schooner by running behind a point of land evaded H. M. said
Ship for a time - during which time the Person in Charge of the
said Schooner and her Cargo were designing to land the whole of
the Specie on board her - and to cut away her Masts in order
to avoid discovery - that after having landed seventy thousand Dollars
or thereabouts She was discovered by means of her Masts which
till that time were left standing - that at the time of her
being Captured all of her Crew (except the said Frenchman
named Delaneaurt) were on Shore - And that the Captain
of His Majesty's said Ship Medea permitted the Persons last
Named to go on Shore from the Schooner and to carry with

him a Sum of about one thousand and five hundred Dollars
that the Dollars which were landed from the Schooner
before her Capture were by the Crew of the Schooner
Concealed in the Sand with the design of securing them
until that they should be enabled to Carry them away - and
that afterwards upon a return to the Spot of a Person or
Persons sent from Soerabaya for the purpose of bringing them
Away, it was found that ten thousand Dollars or thereabouts
remained - And that those ten thousand Dollars were Consigned
to the said Klaas Meynes at Soerabaya as Agent for
the said Zimmerman Tyssen, and others Concerned, as
aforesaid with him - And the Deponent Says he verily believes
that all the information as aforesaid received by him is true -
And the Deponent also Says he further learned from the said
Klaas Meynes and he believes the fact to be, that the
Sum aforesaid of ten thousand Dollars or thereabouts
which had come to the hands of the said Klaas Meynes at Soerabaya
had been decided as was Sensible (after defraying Charges) Amongst the
said Zimmerman Tyssen Snowbridge and Adriaansen and also
the said Seamen on board the Schooner - in the proportions aforesaid
And that an Account (Conforming with such mode of division)
has been drawn out by him the said Klaas Meynes - And
the Deponent moreover Says that he has not received and does not
know by what means to receive (other than the said 4.42 Dollars
received by him from the Coast of New Holland and other than
by means of the said Sum of three thousand Dollars or thereabout
which came to the hands of the said Klaas Meynes aforesaid - And
other than from the Specie aforesaid brought within the Jurisdiction
of this Court on board of His Majesty's said Ship Elephant) any part
of the Specie wrecked in & with the said Ship Rapid or Cargo
from thence - And the Deponent likewise Says he Verily

believes that the Specie to the Amount of a Lak and eighty three thousand Dollars or thereabants which has been brought within the Jurisdiction of this Court on board of His Majestys said Ship Mysore is part of the Specie to an Amount exceeding two Laks and fifty thousand Dollars which was so as aforesaid wrecked in and with the said Ship Rapid on the Coast of New Holland - And the Deponent further says that in the one of the Documents hereinbefore referred unto and annexed to the Allegations and Claims of the Deponent which is Numbered 3 purporting to be an Indenture dated the 22nd Day of October in the year 1811 and to be made between the President and Members aforesaid of the said Committee of the one part and the Deponent of the other part it is provided that the Deponent should hold three quarter parts of the Money aforesaid which should be recovered by him to and for the use of the Committee aforesaid and subject to their Orders and disposal and upon the Arrival of the Deponent with the Money in Canton or elsewhere (if prevented by Accident from getting to Canton) should on Account of the said Committee invest the three Quarter parts of the said Money so recovered in Goods and Merchandize according to the Orders which the Deponent might receive from the said Committee - and for want of Orders should invest the same Money in goods and Merchandize according to the discretion of the Deponent. And the Deponent says that after the date and delivery of the same Indenture and before his departure from Boston aforesaid he did receive Instructions in writing from the said Committee which directed that if the Deponent should succeed in the recovery of the whole or a part of the Specie and arrive with the same in safety at Canton the Deponent should invest the Amount (after deducting the

Friendship — Continued

Salvage and his Companions) in certain Specified Articles and Stores Ship then on board the Ship Meridian under the Deponents Command to the Address of the said Committee for the Account and Risk of the Owners of, and underwriters on the Specie Shipped from Boston for Canton on board the American Ship Rapid Henry Doxe Master Lately Wrecked on the Coast of New Holland and recovered for their Account by the Shipper—

Port St George this 25th day of August 1812 The Deponent was Sworn to the Truth of the Contents of the foregoing Deposition before me

(Signed) David Woodward

J. A. Strange

Port Glorious
Recorded.

In the Vice Admiralty Prize Court Madras — } In the business of Antain Dallard taken in the Schooner Friendship (Adriaansen Master) and brought to Madras on board of H.M. Ship Mysore under the Command of Captain Crawford —

On this Day being the 25th Day of August in the year of our Lord 1812. has appeared personally John Wheat and William Norris being Mariners Serving on board the Ship Meridian of and from Boston in the United States of America and now lying in the Roads under the Command of David Woodward as Master - which said Appearers being duly Sworn and each Speaking for himself deposes as follows (that is to say) that in or about the Month of September which was in the year 1810 they Sailed in and with the Ship Raised of Boston from that place on a Voyage towards Canton in China - And that the said Ship at such at the time of her departure from Boston aforesaid as at the time of her being wrecked, as next hereinafter mentioned was laden with a large quantity of Dollars to the Number of nearly Three hundred Thousand as the Deponents believe which (as the Deponents understood) were the Property of Messrs Boardman & Pope and others not particularly known at Boston - that the Deponents were on board

of the said Ship Rapid when she was wrecked in or about
the Month of January in the year 1811. on the West
Coast of New Holland that the place of her being
Wrecked was on a Reef of Rocks about three Miles
from the Shore - that the Captain Officers and Crew of
the Said Ship Staid by the Wreck for one Day only - and
then left the Wreck in three boats - leaving on board all the
Chests and Kegs which Contained the Dollars of the Ships
Cargo - that before leaving the Wreck the Captain Caused
the Masts to be Cut away and the Vessel to be burned
to the Waters edge - that at the same time it was a
Subject of enquiry amongst the Crew of the Ship for what
purpose those Measures were taken - and that (as the
Deponents understood) answer to such enquires was given
by Captain Dorr that his Motive for burning the Ship
was to Conceal the Wreck and the property on board - and the
Deponents further say - that they went from the Coast
of New Holland to Java and that at Soorabayah
they were taken on board the American Schooner
General Green brought to that place from Batavia
by Captain Dorr and bound to Philadelphia and that
having returned to Boston they were engaged by Captn
Woodward to proceed in the Ship Meridian to New
Holland for the purpose of recovering the Dollars
was aforesaid wrecked in the said Ship Rapid and

the

Ship Mary Ann Master

Swenskiöld — Continued

the Deponents say that they found the hull of the said last mentioned Ship lying in and about the same place (as these Deponents believe) as that in which she was left last that the Chests and Kegs Which had been therein Containing the Dollars were almost wholly removed - and these Deponents lastly say that they afterwards proceeded in the said Ship Meridan to Coorahgah and Batavia And that the same Ship has been Navigated (as these Deponents understand) to Madras for the purpose of recovering the Dollars removed as aforesaid from the said Ship Rapid and brought to Madras on board of H. M. Ship Rafsar —

Fort St George this 25th Day of August 1812 Deponents John Wheat & Williams Nanis were severally sworn to the truth of the Contents of the foregoing Deposition Before me

(Signed) Willm. Nanis
John Wheat

J. A. Strange

Deposition of Amasy Lourdan —

Friendship — Continued

In the Vice Admiralty Prize Court Madras } In the Business of certain Dollars taken in the Schooner Friendship Adriaansen Master and brought to Madras on board of H.M. Ship Russar under the Command of Captain Crawford —

On this Day being the 25th day of August in the year of our Lord 1812 - has appeared personally Amasy Lourdan Chief Mate on board of the Ship Meridian of and from Boston in the United States of America and which is now lying in the Roads of Madras under the Command of Captain David Woodward and the said Appearer having been duly Sworn deposes and Says that he was Chief Mate on board the Ship Rapid of Boston in the United States aforesaid which Sailed from that place in the latter end of the Month of September in the year 1810. bound on a Voyage to Canton in China under the Command of Captain Henry Dorr And the Deponent Says that in his Station as Chief Mate aforesaid he took on board the said Ship Rapid at Boston aforesaid previously to her departure from thence a great Quantity of Chests and Keys of Dollars which were principally the Property (as the Deponent understood Mr. Perkins of Boston but in which (as the Deponent believed) Messrs. Bondman and Pasi of the same place had a Share and which Dollars in the whole amounted

to

Friendship — Continued

to (or nearly to) the Number of three hundred thousand as the Deponent understood - And that the same dollars were all on board of the same Ship being Stranded as hereinafter Mentioned - And the Deponent says that the said Ship Rapid was Navigated by the said Henry Dorr as Master the Deponent and Henry Shackstone as Mates and about Eighteen others of her Crew - And that during the Night of the Seventh Day of January in the year 1811 the Said Ship or Vessel Rapid and Canton aforesaid struck on a Reef of Rocks which lay about three Miles from the Shore on the West Coast of New Holland - And the Deponent says that it was the Opinion of the Captain and Officers and (as he believes) of the Most part of the Ships Company that the Casks not be gotten off - and therefore upon a Consultation holden it was Judged to be expedient for the Safety of the Crew - from the Natives of the Island that the Persons on board should with all speed quit the Wreck - And the Deponent says that the following Day was occupied in Cutting away the Masts of the said Ship and in Proceeding to set fire to the upper parts of her according to the Orders of the said Captn Henry Dorr - And the Deponent further says that the design of so firing the Ship, was as he understood from Captain and (as he believes) as was generally understood by the Crew of the said Ship to be for the purpose of concealing the Wreck so as that a Chance might be afforded of recovering the Cargo upon a return to the Island for that purpose - & the Deponent also says that in the Night of the Eighth day of the said Month of January the said Henry Dorr the Deponent and the said Henry Shackstone and the rest

of

of the Crew quitted the Ship while she was burning to the Water leaving her on the Shore on which she had Struck, and at about the same distance from the Shore - and leaving in her the whole of the Dollars of which her Cargo was Composed - the Number of Dollars which were taken from the Wreck being only 300 or thereabouts in Number (as the Deponent understood and believes) and those being private Property - and the Deponent further says that the Captain, Officers, and Crew, of the said Ship Rapid left the Wreck in three boats - One whereof having on board the said Captain Dorr the Ships Clerk (who is since dead) and Three Seamen, proceeded to Batavia - and the other two whereof having on board the Deponent and about Ten More in one boat and the said Henry Shackatune and the Carpenter and Four Seamen in the other boat proceeded to and arrived at Balamboanghang in the Island of Luca - And the Deponent says that the Log Book of the Rapid was by the Deponent brought away from the Wreck - And that it was by him afterwards delivered to Captain Dorr at Soorabaya since which time the Deponent has not seen it - and the Deponent further says that the most part of the Crew which landed on the Island of Luca from the last mentioned two Boats went from Balamboanghang to Soorabaya - And that the said Captain Dorr having afterwards arrived at the latter in Command of the American Schooner General Green homeward bound to Philadelphia (the Captain whereof had died at Batavia) the Deponent and said Henry Shackatune - and the Ships Clerk - and at Davis Carpenter - Thomas Bowen Steward and Jno. [illegible] and Willm. Harris Seamen - obtained from the said Henry Dorr a passage in the last-mentioned Ship - and that in and with the last mentioned Ship the Deponent and other

other the Persons last named (excepting the Ships Clerk who
died in the Way) arrived at Philadelphia - And the
Deponent also Says that the three Seamen of the Rapid
who went in one of the Boats aforesaid with the said
Captain Dorr to Batavia were (as the Deponent
understood and believes) left by the said Captain Dorr at
that place - And that Several other of the Seamen of the
same Ship Rapid were left at Loandajaya at the time
of the departure of the said Schooner General Green
from that place - And the Deponent furthermore Says
that after his Arrival on the Island of Java it
was disclosed as well by the Deponent as also (as he
believes) by others of the Crew of the said Ship Rapid that
the same Ship had been Stranded on the Coast of New
Holland with a large quantity of Dollars on board her but
that fact was not disclosed by the Deponent nor (as he believes)
by any others of the Crew of the said Ship Rapid Compleat
to make such disclosure, whatever the bearings of the
Reef, or Shoal, whereon the Wreck lay — so as that a
Stranger might be enabled to discover the Wreck - And
the Deponent Says that he avoided such a disclosure in
order that the discovery might not be made - And the
Deponent also Says he understood at Loandajaya from the
said Captain Dorr (as he best remembers and believes)
that some Note towards a protest had been made by
the said Captain Dorr in respect to the loss of the
said Ship Rapid and that for the Want of the Log
Book of the same Ship (which was then in the
Deponents possession at Loandajaya) he the said
Captn Dorr could not extend such protest but that
the Deponent was not further informed on the Subject And
the

Friendship — Continued

the Deponent further Says that the said Ship General Green arrived at Philadelphia in the Month of August in the year 1811 and was put under quarantine at the distance of 1 3/4 fifteen Miles or thereabouts from that Town but at the end of 3 or 4 Days from the time of her Arrival Captain Dorr obtained permission from the board of health to proceed overland to Boston And that the said Henry Thackstone afterwards left the place - but that the Deponent remained with the Ship for the Space of twenty Days or thereabouts from the time of her Arrival - And the Deponent Says that he followed the said Captain Dorr to Boston and there learned that protest had been made on Account of the loss of the Rapid and that abandonement had been made to the Underwriters and also that a Committee had been formed towards taking Measures for the Recovery of the property - And the Deponent moreover Says that he was subsequently engaged by Captain David Woodward of the Ship Meridian to proceed as first Mate in the last mentioned Ship from Boston to New Holland in order to the Recovery of the Dollars aforesaid wrecked in the said Ship Rapid and that together with John Wheat and Willm Wanis Seamen aforesaid of the Rapid he left Boston Accordingly - and Arrived in the said Ship in the Roads of Madras - the same Ship having been to the Wreck of the Rapid on the Coast of New Holland and also to Soondaya and Batavia And the Deponent Says that the Sum of 442 Dollars or thereabouts and no more were (as the Deponent believes) recovered by the said David Woodward from the said Wreck - the most part of the Specie as aforesaid left on board of the Rapid having been in the Mean time taken away by Means at that time unknown to the Deponent.

And

Vice Admiralty
Court

And the Deponent lastly says, he verily believes that the Dollars to the Number of a Lak and Eighty three thousand or thereabouts which have been brought within the Jurisdiction of this Court on board of His Majestys Ship Rapid are a part of the Identical Dollars wrecked as aforesaid in and with the said Ship Rapid on the Coast of New Holland.-

Fort St George the 25th day of August 1812 The Deponent Amasa Lourdan was Sworn to the truth of the foregoing Deposition. Before me.

/Signed/ Amasa Lourdan-

J. A. Strange

6.11.

Affidavit of Jas. Lowes -
Friendship — continued

In the Vice Admiralty Court at Madras -
Prize Jurisdiction -

Schooner Friendship
Johannes Adriaanaeu - Master.

Appeared personally Joseph Kenney Lowes a Lieutenant in His Majestys Navy lately serving on board of H. M. Ship [illegible] and being duly sworne on the Holy Evangelists to depose the truth made Oath that the Schooner Friendship Taken and seized as prize on the 14th Day of November last by His Majestys said Ship the Nisus lately came to Anchor in the Roads of Madras where she now is, and where as the Deponent has been informed She was seized by the Marshal of this Court as not having been Condemned to the Captors And the Deponent did further maketh Oath that the said Schooner at the time of her Capture was unfit to proceed to Judea, but he has been informed that since she was sold, her Owners has Caused her to be repaired and manned so as to undertake a Voyage to Madras -

Sworn at Fort St George Madras this 28th Day of August 1812. before me

J. A. Strange

(Signed) Jas. Kenney Lowes -

Be Same
Copy Proctor. -

512

Order for Salvage &c.ª

Friendship — Continued

Vice Admiralty Prize Court Madras.

Friday the 1st. of September 1812

Before the Hon.ble Sir Thos. Andrew Strange Kt. Commissary and Judge &c.ª present Henry Gahagan Esq.r Registrar.

In the Business of the Dollars taken on board the Schooner Friendship L. Adreadanen Master } by H. M. Ship Bulpar Capt.n Crawford.

By the Mutual Agreement and Consent of the Kings Advocate and the Kings Proctor on behalf of the Captors and of Mr. Anstruther Advocate and Mr. Morris Proctor for David Woodward an American Citizen Claimants of the said Dollars. It is ansered that all the Dollars landed from His Majestys said Ship Bulpar and now in the Custody of the Marshal of this Court be Limited (with the exception of Six Hundred and Seventy, being the Nett Proceeds of the Sale of the said Schooner, first to be deducted and paid into the Registry of this Court) into four Shares, and that one of such four Shares be allowed and paid over to the Captors in full + Compensation for Salvage of the said Dollars and for all

their

their Costs and Charges concerning the same and that the remaining three-fourth Shares be restored and paid over to the said David Woodward Claimant for and on behalf of the American Owners, Underwriters and Insurers in his Claim and Allegations referred unto and mentioned - the said David paying thereout all Costs and Charges in and about his said Claim, And It is further Ordered that upon payment of such Salvage, and Costs on each like the decree of Restitution of the said Dollars do pass the Seal -

(S) Signed J. A. Strange
Henry Gahagan
Registrar

Executed the 19th September 1812 by payment into the hands of the Registrar of the Sum of Six Hundred and Seventy Spanish Dollars less my Bill of Fees One Hundred and fifteen Dollars and eight hundred and thirteen thousandth parts and by the delivery to Robert Macondachie Esqr Agent for the Captors the Sum of Spanish Dollars forty five thousand seven hundred and fifty four and one half and to David Woodward the Claimant the remaining Amount of one hundred and thirty seven thousand two hundred and sixty three and one half as will more fully appear by their Receipts hereto respectively Annexed -

(Signed) Will: Mc Taggart
Marshal -

Receipts —

Friendship — Returned

Vice Admiralty Court Madras —

Received from William McTaggart Esqre Spanish Dollars five hundred and fifty four fanams five and Cash five on Account of the Schooner Friendship taken by His Majesty's Ship Nisus

S. Drs 554 " 5 - 5

(Signed) Henry Gahagan
Registrar

Friday the 25th of
September 1812

Vice Admiralty Court
Prize Jurisdiction.

In the Business of the Dollars taken on board the Schooner Friendship L. Adriaanszen Master by H.M. Ship Nisus Captain James Coutts Crawford. —

Received of Willm McTaggart Marshal of the Vice Admiralty Court Forty five thousand seven hundred and fifty four Spanish Dollars & one half (45,754½) being one fourth Share of the Hundred & eighty three thousand six hundred & seventy eight Spanish Dollars (with the exception of six hundred & seventy five Dollars & one half (675½) being the Nett proceeds of the Sale of the said Schooner which were first deducted therefrom and paid into the Registry of said Court) decreed by the Court to be paid to the said Captors in full Compensation for Salvage of the said Dollars in Conformity with an Order by the Honble Sir Thos A. Strange Kt. Commissary & Judge &c. under date the 15th of September 1812 as Witness my hand at Madras this Nineteenth Day of September 1812. —

(Signed) R. Maconochie
Agent for the Captors

615

Receipt -

Friendship — Continued

Vice Admiralty Court of Madras -

Prize Jurisdiction

In the Business of the Dollars
taken on board the Schooner
Friendship L. Adventurer
Master by H. M. Ship Harpar
James Coutts Crawford Esqr.
Captain -

Received by me David Woodward Commander of the American Ship the Meridian Claimant for and on behalf of the American Owners Underwriters and Insurers mentioned in the Claim and Allegations made and given in by me in the above cause from William M.Taggart Marshal of the said Vice Admiralty Court One hundred and thirty seven thousand two hundred & sixty three and one half Spanish Dollars being three fourth Shares of One hundred and eighty three thousand six hundred and eighty eight Spanish Dollars (with the exception of six hundred and seventy the Nett proceeds of the Sale of the said Schooner, which were first deducted therefrom and paid into the Registry of said Court) Directed to be paid over and restored to me on behalf of said Owners Underwriters and Insurers by an Order of the Honble Sir T. A. Strange Knight Commissary and Judge &c.a under date the eleventh Day of September instant As Witness my hand at Madras this 19th Day of September 1812. -

Witness to the Signature - (Signed) David Woodward. -

Test/ Jos. S. Farley

Ps. Dy 13.263½ -

Consent of Captors Agent -

Friendship - Continued

Vice Admiralty Prize Court Madras.

Thursday Sept. 24th 1812.

In the business of the Schooner Friendship J. Adriaansen Master } taken by H. M. Ship Bluefoam Captain Crawford -

Whereas an Order of Court hath directed the said Schooner to be Appraised and valued and whereas the Sum of

Spanish Dollars hath been already paid in by the Captors as the Nett proceeds of the Amount Sales of the said Schooner sold by the Captors thereof at Coromandel previous to Adjudication, it is hereby consented and Agreed to by me on behalf of the Captors that the said Sum of

Spanish Dollars be Considered and retained as part of such Value to be Appraised as above mentioned. -

(Signed) R. Maconochie

Prize Agent. -

Order of Condemnation &c.

Friendship — Continued

Vice Admiralty Prize Court Madras.-

Thursday the 24th of September 1812.

Before the Honble Sir T. A. Strange

Kt. Commissary & Judge &c. present

Henry Gahagan Esqre Registrar.-

In the Business of the Schooner Friendship } taken by H. M. Ship Nisus
J. Adriaansen Master } Captain Crawford.-

The King's Advocate having on a former Day been heard on behalf of the Captors praying Condemnation of the said Schooner as good and lawful Prize and the Affidavit of Lieut. Bridges with the Certificate therein referred to (whereby it appeared that the Schooner was sold after Capture at Soorabaya on the Island of Java) having been read and it not been satisfactorily made out and prayed that the said Schooner could not have been brought to Adjudication in one of His Majesty's Vice Admiralty Courts in India before such Sale as aforesaid. It is Ordered that the said Schooner with her Tackle, Apparel and Furniture be Condemned to His Majesty's use and Disposal and is Condemned accordingly and that a Commission of Appraisement of the same do issue directed to the Marshal of this Court. And it is further ordered that after such appraisement of the Value of the said Schooner her Tackle, Apparel and Furniture and Furniture shall exceed the Amount Proceeds paid

into

into the Registry of the Court by the Captors - the Person or Persons who were in charge thereof previous to the Seizure by the Marshal on paying into the Registry of this Court the difference between such Appraised Value and the Amount Proceeds aforementioned, may have the Schooner with her Jackle Apparel and furniture delivered and restored to them or their Agent for the Captors having consented to such Amount Proceeds formerly paid in by them being retained as part of such Appraised Value / but in default of such difference being satisfied and made good as aforesaid within three days after return of the Appraisement by the Marshal and notice thereof by the Registrar to the Parties - It is further Ordered that a Commission of Sale of the said Schooner do issue directed to the Marshal of this Court. -

(Signed) J. A. Strange -

Order to deliver to Claimant the Papers annexed to the Claim. —
Friendship — Continued

In the Vice Admiralty Prize Court Madras } In the Matter of Certain Dollars taken on the Schooner Friendship and brought to Madras on board of H.M. Ship Glasgow Captn. Crawford. —

Upon the Motion of Mr. Austruther I Order that the Several Original Documents which are Annexed to the Allegations and Claim of Captain David Woodward the Claimant in this Matter be redelivered by the Registrar to the said Claimant or his Proctor Dated this 30th Day of September 1812. —

(Signed) J. A. Strange

Decree of Restitution

Friendship — Continued -

George the third by the Grace of God of the United Kingdom of Great Britain & Ireland King Defender of the Faith &c. to Wm. McTaggart Esqr. Marshal of our Vice Admiralty Court of Madras &c. & to his deputy whomsoever Greeting - Whereas the Honble Sir Thos. A. Strange Kt. our Commissary and Judge in our said Court and also to hear and determine all and Manner of Causes and Complaints as to Ships and Goods seize and taken as prize Specially Constituted and appointed in a certain business moved and prosecuted before him in our said Court on our behalf against certain Dollars taken on board a Schooner called the Friendship whereof J. Adriaansen was Master, and brought to Madras on our Ship. Bulfear whereof James Coutts Crawford Esqr. was Commander, rightly and duly proceeding on the eleventh Day of September Instant with the Consent of our Advocate and our Proctor on behalf of the Captors, admitted the Claim of David Woodward an American Subject of the said Dollars for and on behalf of Several Merchants and Citizens of Boston in the United States of America, And by interlocutory Decree pronounced the said Dollars to belong to American Subjects as claimed, and directed and decreed the said Dollars to be divided into four equal shares after deducting six hundred and twenty Dollars thereof being the Nett proceeds of the Sale of the said Schooner One share thereof to be given and paid over to the Captors for Salvage, the said Captors paying all their Costs and expences and

the

the remaining three fourth Shares to be restored to the Claimant for the use of the Owners, the said Claimants paying all the Costs and expences in and about his Claim And whereas on the Day of the Day of the date hereof such Salvage and such Costs and expences have been duly paid We do therefore by these presents Authorize and empower you jointly and severally and do strictly Charge and Command you forthwith to deliver and restore three fourth Shares of the Dollars divided as aforesaid unto the said David Woodward for the use of the Owners and Proprietors thereof and hereof fail not -

Given at Madras this eighth Day of October 1812 in the fifty second Year of our Reign -

L. S.

(Signed) Henry Gahagan
Registrar

Vice Admiralty Prize Court Madras } In the Matter of Dollars taken on the Schooner Friendship -

Received 10th October 1812 from Henry Gahagan Esquire Registrar the Original Documents annexed to the Allegations and Claim of Captain David Woodward in this Matter -

(Signed) Jas. Morris
Proctor for the Claimant

Continued from Page 533 -

Formed

To

Henry Gahagan Esquire

Registrar of H. M. Vice

Admiralty Court

Madras.-

Sir,

Coming to a Conclusion of unfavorable and unforeseen Circumstances this Government has not been able to carry into effect the desires of His Majesty's Vice Admiralty Court like a few Days ago.-

I have now the Honor to transmit the Original Proceedings of the Commission with the respective Depositions of the Witnesses produced on the part of His Majesty, as well as a fair and authentic Copy of the Same, examined and Signed by the Actuary. Also an Extract from a Proclamation of the former Government, which may tend to establish the fact required by the Commission that the Sugars alluded to was considered at the time of Capture as belonging to the late Government of the Island.

I have the Honor to be

Sir

Your Obedient Servant

(Signed) C. J. Blagrave

Actg. Secy. to Govt.

Batavia
Secretary's Office
15th June 1812

Proceedings under a Commission to examine Witnesses -

Java Sugar — Continued -

Government House Molenvliet
Tuesday 9th June 1812 -

Proceedings of a Committee assembled by Order of the Honorable the Lieutenant Governor in Council, pursuant to a Commission recieved from His Majesty's Vice Admiralty Court at Madras empowering and requiring Several persons therein named, or any two of them, to take Examinations of Witnesses relative to the Property of certain Sugar taken at Batavia, as also to interrogate the parties to be examined, upon certain Interrogatories transmitted with the said Commission -

/ Present /

W. L. Cranfurd Esqre Member of Council -
and
C. G. Blagrave Esqre Secretary to Government
/ being two of the Commissioners Named /

The Commission being read as follows -

George the third by the Grace of God, of the United kingdom of Great Britain and Ireland, King Defender of the Faith, To the Honorable Thomas Stamford Raffles Esquire Lieutenant Governor of the Island of Java and its dependencies, Herman Warner Muntinghe Esquire - Jacob William Cranfurd Esquire, and to the Chief Secretary of the Government of the said Island Greeting Whereas our Beloved the Honorable Sir J. A. Strange Kt Commissary and Judge in our Vice Admiralty Court of Madras, and the territories thereunto belonging, and also to hear and determine all and all manner of Causes and

Complaints

Sara Sugar — Continued

persons in General who have or pretend to have any right title or Interest to or in the said Sugar to be monished cited and called to Judgement at the place hereinafter mentioned and to the effect hereinafter expressed, justice so requiring. We do therefore charge and strictly enjoin and Command you jointly and severally that you omit not but that by affixing these presents upon some Conspicuous Part of some Public building at Batavia at the Common hour of Public resort thither, and by leaving affixed thereupon a true Copy hereof you do monish and Cite or cause to be monished and cited all persons in General who have or Pretend to have any right, title or Interest to or in the said Sugar, forthwith after such publication of these presents to be and appear before our said Judge or his Surrogate, in our Vice Admiralty Court at Madras in Fort St George, there to Shew & allege in due forme of law a reasonable and lawful Cause, if they have any, why the said Sugar should not be pronounced to have belonged at the time of Capture to our Enemies and as such or otherwise to be liable and subject to Condemnation, and be adjudged and Condemned as good Prize, taken by our and the East India Company's Land and Sea Forces, and further to do and receive in this behalf as to Justice appertain, and that you duly intimate or cause to be intimated peremptorily unto all persons as aforesaid (to whom by the tenor of these presents we also intimate) that if they shall not appear or appearing as aforesaid shall not shew a reasonable and lawful Cause to the Contrary our aforesaid Judge or his Surrogate doth intend and will proceed to Adjudication in this business and may pronounce that the Sugar did belong at the time of the Capture thereof to our Enemies, and as belonging to our Enemies is liable and subject to Condemnation to be adjudged and Condemned as good

and

and lawful Prize, the absence or rather Contumacy so cited and Intimated in any wise Notwithstanding and that you Certify to our said Judge or his Surrogate what you shall do in the Premises together with these presents. —

Given at Madras in our aforesaid Court under the Seal thereof the 11th Day of March in the year of our Lord 1812 and of Our Reign the 52nd. —

Mr Blagrave informs the Committee that a true Copy of the above Monition was by him affixed as is therein directed on the 23d. of April at the entrance of the Stadhouse at Batavia, and that the said Monition was afterwards published in the Government Gazette of the 25th. April for General Information. —

Mr Martinus Van Doorninck was then duly sworn in as Interpreter, according to the Oath transmitted, as follows. —

I Martinus Van Doorninck. do Swear that I am well Skilled in the Dutch and English Languages and that I will faithfully interpret between the Witnesses and the Court. —

So help me God. —

(Signed) M. V. Doorninck.

Mr Petrus Theodonies Chasse late Director General under the former Government, was now called in and Sworn as follows. —

I Petrus Theodonies Chasse Do Swear that I will answer the truth, the whole truth, and nothing but the truth, to the Interrogatories that may be here put to me. —

So help me God. —

(Signed) P. T. Chasse

Mr

Java Sugar —— Continued

The Witness was then examined as follows pursuant to the Interrogatories transmitted —

1. Were you or were you not Present at any and what Port or place on the Island of Java, about the Month of August in the year of our Lord 1811 and if yea? Do you know that the Port & Settlement of Batavia on the said Island was then or at any other and what time, Captured by the forces of His Britannic Majesty?

Answer — To the first Interrogatory this Deponent saith that he was present at the Settlement of Batavia, at the time of the Capture thereof, and that he knows that the said Settlement was Captured by the forces of His Britannic Majesty on the 26th Day of August 1811 —

2. — Do you know, whether about the time in the Preceding Interrogatory last mentioned or at any other and what time the Person or Persons exercising the Government of the Island of Java, or any and what public body carrying on trade and Commerce under the Control or Authority of such Government, was or were possessed of any, and what quantity of Sugar, and if so, where was such Sugar Stored or deposited at the time of the Capture of Batavia in the Preceding Interrogatory also mentioned, and did the same continue in the Charge of such Government or public Body and of which of them, until the period of such Capture, and if yea, was such Sugar or any part thereof taken possession of by the British Forces, or by any and what person or persons on their behalf and if yea, Do you know whether such Sugar was at any time afterwards and when or in any and what Manner Claimed to be the property of any and what individual or Individuals in the said Island and if not was such Sugar to your knowledge or belief deemed and reputed to have been the Property of such Government or public Body, and as such Lawful Prize to His Britannic Majesty — &c.

forth

forth the Particular Circumstances from which you have derived your knowledge or on which you found your belief of the Matters herein enquired after and the whole truth declare.-

To the Second Interrogatory this Deponent saith that he knows that the former Government was possessed at the time of the Capture of the Island of Java of a Considerable quantity of Sugar, and that the said Sugar was stored in the Government Storehouses at Batavia at the time, under the immediate Charge of the Storekeeper Mr. Daniel Van Son, who was under the Orders of the late Administrators General Messrs. Shalman & Goldman, who were held responsible to the Government for the said Sugar; and that it was at that time taken possession of by the British Forces, that Several persons, inhabitants of the Island of Java, have since that time made Claims on the said Sugar as having been loaned to them by the former Government for Loans of Money, made by them to Government, and that he derives his knowledge of the Circumstances from his late Situation as Director General, and from having in his possession Certain papers, being Bonds, granted by the former Government to Individuals on that account.-

3d.- Do you know whether any, and what quantity of the Sugar in the preceding Interrogatory mentioned, was taken or Shipped at any, and what time on the Brig Virginia, and if yea, Do you know for what purpose the same was so Shipped and for what Port the said Brig was destined; if yea, Set forth the reasons of your knowledge in this behalf and the whole truth declare.-

To the third Interrogatory this Deponent saith that

he

The Witness was then examined as follows pursuant to the Interrogatories transmitted —

Q. 1. Were you or were you not Present at any and what Port or Place on the Island of Java, about the Month of August in the year of our Lord 1811 and if yea? Do you know that the Port or Settlement of Batavia on the said Island was then or at any other and what time Captured by the forces of His Britannic Majesty?

Answer — To the first Interrogatory this Deponent saith that he was present at the Settlement of Batavia, at the time of the Capture thereof, and that he knows that the said Settlement was Captured by the forces of His Britannic Majesty on the 26th Day of August 1811 —

2. — Do you know, whether about the time in the Preceding Interrogatory last mentioned or at any other and what time the Person or Persons exercising the Government of the Island of Java, or any and what public body carrying on Trade and Commerce under the Contract or Authority of such Government, was or were possessed of any, and what quantity of Sugar, and if so, where was such Sugar stored or deposited at the time of the Capture of Batavia in the Preceding Interrogatory also mentioned, and did the Same continue in the Charge of such Government or public Body and of which of them, until the period of such Capture, and if yea, was such Sugar or any part thereof taken Possession of by the British Forces, or by any and what person or persons on their behalf and if yea, Do you know whether such Sugar was at any time afterwards and when or in any and what Manner Claimed to be the property of any and what individual or Individuals in the said Island and if not was such Sugar to your knowledge or belief deemed and reputed to have been the Property of such Government or public Body, and as such Lawful Prize to His Britannic Majesty — Ans.

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forth the Particular Circumstances from which you have derived your knowledge or on which you found your belief of the Matters herein enquired after and the whole truth declare.-

To the Second Interrogatory this Deponent saith that he knows that the former Government was possessed at the time of the Capture of the Island of Java of a Considerable quantity of Sugar, and that the said Sugar was stored in the Government Storehouses at Batavia at the time, under the immediate Charge of the Storekeeper Mr. Daniel Van Low, who was under the Orders of the late Administrators General Messrs. Hallman & Goldman, who were held responsible to the Government for the said Sugar, and that it was at that time taken possession of by the British Force, that Several persons, inhabitants of the Island of Java, have since that time made Claims on the said Sugar as having been loaned to them by the former Government for Loans of Money, made by them to Government, and that he derives his knowledge of the Circumstances from his late Situation as Director General, and from having in his possession Certain papers, being Bonds, granted by the former Government to Individuals on that account.-

3d.- Do you know whether any, and what quantity of the Sugar in the preceding Interrogatory mentioned, was laden or Shipped at any, and what time on the Brig Virginia, and if yea, Do you know for what purpose the same was so Shipped and for what Port the said Brig was destined, if yea, set forth the reasons of your knowledge in this behalf and the whole truth declare.-

To the third Interrogatory this Deponent saith that

he

Sama Sugar — Continued

he does not know that any part of the said Sugar was at any time shipped on board any Vessel Subsequent to the Capture —

To the Last Interrogatory — Do you know of any other Matter or thing that relates to the Sugar in the preceding Interrogatories mentioned, and which can tend to establish that the Same at the time of the Capture of Batavia belonged to the French Government or to any Public Body under its Control or Authority other than the Matters or things to which you have already deposed, If you do, set forth the Same & the whole truth declare —

To the Last Interrogatory this Deponent saith that he knows nothing more relative to the property of the said Sugar, than what he has already deposed —

(Signed) P. J. Chasse —

The Witness was then Ordered to Withdraw —

Mr. C. W. Thalman, late Administrator General under the former Government was then Called in, Sworn and examined as follows. —

To the first Interrogatory this Deponent saith, that he was present at Batavia in the Month of August 1811, and that he knows that the said Settlement was on the 26th Day of that Month Captured by the British forces —

To the Second Interrogatory this Deponent saith that he knows that the former Government, was at that time possessed of a great Quantity of Sugar, and that the Same was then Stored in the different Government Storehouses, that he does not know when or by whom the said Sugar was taken possession of, that he does not know that any Claims have been Subsequently made by any Individual or Individuals on the said Sugar in Portion or,

Just

last on such presumes of the Island of Java in general, as were found stored in the Government Storehouses at the time of the Capture and that he derives his knowledge of these Circumstances from his having been required by the British Government to report on those Claims Jointly with Mr. Bauer Accountant General, and that their report was dated the 30th. January last.—

To the third Interrogatory this Deponent saith that he doth not know whether or not any of the Sugar alluded to was at any period Subsequent to the Capture shipped on board any Vessel.—

To the last Interrogatory this Deponent saith, that he does not know any thing further relative to the before Mentioned Sugar, than what he has already deposed.—

(Signed) C. W. Thalman.—

The Witness was then ordered to withdraw.—

Mr. Johan Christian Roldsman late Chief Administrator of the District of Batavia under the former Government was called in, Sworn & Examined as follows.—

To the first Interrogatory this Deponent saith that he was present at the Port or Settlement of Batavia on the 26th. day of August 1811. and that he knows that the said Settlement was on that day Captured by the British forces.—

To the Second Interrogatory this Deponent saith, that he knows that there was at the time of Capture a large quantity of Sugar in the public Storehouses then belonging to the former Government, but that he cannot state the exact quantity thereof. That the said Sugar was at that time in Charge of

Officers

Officers appointed by the former Government for that purpose and that the same was then taken possession of by the British Forces that subsequently to that period a Claim has been made by the Late Governor General Siberg, on the said Sugar, and on all other products that were found in the Public Storehouses at the time of Capture on his own behalf, and that of other individuals — who had advanced Money to the former Gouernment, which has bonded those products as Security for such Loans received; and that he derives his Knowledge of these Circumstances from his being one of the Individuals included in the Claim of the late Governor General Siberg.—

To the third Interrogatory this Deponent saith, that he does not know whether or not any of the Sugar aforementioned was at any time subsequent to the Capture, Shipped on board any Vessel.—

To the Last Interrogatory this Deponent saith, that he does not know any matter or thing relative to the Property of the Sugar alluded to further than that it was deemed at the time of Capture to be the property, and under the Authority of the French Government then existing—

[Signed] L. C. Goldman

The Witness was then ordered to Withdraw.—

Mr. Johan Jottiel Bauer, late President of the Accountants Chamber, was called in, sworn & examined as follows—

To the first Interrogatory this Deponent saith, that he was present in the District of Batavia in the Month of August 1811, and that he knows that Settlement was so

the

the 26th Day of that Month Captured by the British forces.—

To the Second Interrogatory this Deponent saith that he knows that the former Government of Java was at the Capture of that Island, possessed of Considerable quantities of Sugar, that the said Sugar was at that time lodged in the Several Government Storehouses in the Island, under the Charge of different Officers appointed by that Government, that to the best of his knowledge and belief the said Sugar, as well as all the other produce found in the Stores was then taken possession of by the British forces; that Subsequent to that period Claims have been made by individuals, not only on the Particular Sugar alluded to, but on all the abovementioned produce, which has been landed to them by the former Government, for Loans, either Voluntary or forced, made by them to that Government; that he derives his knowledge of these Circumstances from his having been one of a Commission appointed by the Honorable the Lieutenant Governor to report on the abovementioned Claims.—

To the third Interrogatory this Deponent saith, that he does not know whether or not any of the Sugar alluded to was at any period Subsequent to the Capture shipped on board of any Vessel or Vessels.—

To the Last Interrogatory this Deponent saith, that he believes the property found in the Public Stores at the time of Capture, to have been the property, and under the Controul of the French Government.—

(Signed) J. G. Bauer.

The Witness was then Ordered to Withdraw.

Mr Daniel Van Son, late Sugar Storekeeper under the

Java Sugar — Continued

the former Government, was then Called in Sworn and examined as follows.—

To the first Interrogatory this Deponent Saith, that he was present in the Neighbourhood of Batavia in the Month of August 1811. and he knows that the Port or Settlement of Batavia, was on the 26th Day of that Month Captured by the Forces of His Britannic Majesty.—

To the Second Interrogatory this Deponent Saith that he was Sugar Storekeeper under the former Government, and in charge of the Sugar Storehouses on the Arrival of the British Expedition, that there was in those Storehouses at the time of his leaving them, a quantity of Sugar, estimated at about Twenty two or Twenty three Millions of Dutch Pounds Weight, at that time belonging to the French Government, that the same remained under the Authority and Control of that Government until the Capture of Batavia by the British forces that it was then taken Charge of in their behalf by persons appointed for that purpose, to the best of his knowledge and belief that at the time of the Capture of Batavia, the said Sugar was deemed to be the property of the French Government, that after the Capture he Considered the said Sugar to be a lawful Prize to His Britannic Majesty, and Consequently took no further measures relative thereto.—

To the third Interrogatory this Deponent Saith, that he does not know whether or not any quantity of the Sugar alluded to was at any period subsequent to the Capture, shipped on board of any Vessel or Vessels.—

To

To the last Interrogatory this Deponent saith, that on the appearance of the British Fleet on the Coast of Java, he received Orders from his immediate Superior in Office, Mr. Goldman, to destroy as far as possible, the Storehouses under his Charge, and that he was subsequently reprimanded by Major Schultz, at that time Superintendant over the public buildings, for not having acted up to the Orders he had received from Mr. Goldman. —

/Signed/ D. Van Sose. —

The Witness was then Ordered to Withdraw. —

Captain William Robison, one of the Agents for the Captors, was then Called in, Sworn & examined as follows. —

To the first Interrogatory this Deponent saith, that he was present at Batavia in the Month of August 1811. and that the Settlement of Batavia was on the 26th. Day of that Month, Captured by the Forces of His Britannic Majesty. —

To the Second Interrogatory this Deponent Saith that he knows that at the time of the Capture of Batavia, a Considerable quantity of Sugar was found deposited in the public Storehouses, that there was at that time no ostensible Storekeeper or any other person in Charge of them, and that the same were Consequently taken possession of by the Agents appointed on behalf of the British forces. —

To the Third Interrogatory this Deponent Saith, that he knows that there was taken on board the Brig Virginia a quantity of the Sugar alluded to, amounting to Ninety Thousand, Eight hundred and fifty eight Dutch pounds, nett weight, of which Shipping he produces the Bill of Lading, Signed by the Master of the Vessel

and

Saad Sugar — Continued

and dated the 15th. December 1811 that the said Sugar, to the best of his recollection, was Shipped on board that Vessel, and Consigned to the Port of Madras, to be Sold there on Account of the Captors.-

To the Last Interrogatory this Deponent saith that on the Capture of Batavia the Government Stonehouses were found thrown open, and upon enquiry he as well as the other Agents for the Captors was informed, that all the Public Storehouses in Batavia, had been ordered by the French Commander in Chief to be thrown open burnt and destroyed, that Mr. Goldmann, late Chief Administrator, Mr. Van Son, late Sugar Storekeeper, and the other persons then in Charge of the Public Stores, can corroborate this Statement if Called upon.-

/Signed/ W. Robison

The Witness having made his Deposition the Committee Considered it advisable to call in two of the Witnesses previously examined Viz.t. Mr. Van Lon, and Mr. Goldmann, to Corroborate the Statement of Captain Robison, which was accordingly done.-

Mr. Michael Lebrecht, formerly a Clerk in the warehouse Department, was then Called in, Sworn, and examined as follows.-

To the first Interrogatory this Deponent Saith, that he was present at Batavia in the Month of August 1811 and that the Settlement of Batavia was on the 26th. day of that Month Captured by the British Forces.-

2/

Jane Sugar — Continued

To the Second Interrogatory this Deponent saith that the French Government, Previously to the Capture, Possessed a Considerable quantity of Sugar, which was deposited in the different Storehouses of Government at the time of Capture, that the same was then taken possession of by the British forces, it being known to be the property of the French Government, and as such be Considered the same to be a lawful Prize to his Britannic Majesty. That he knows of no other Claims on the said Sugar either from a public body or from individuals.—

To the Third Interrogatory this Deponent saith that he was in the Month of December 1811, engaged by the Agents of the Captors as a Clerk in their Office, and that he knows that there was at that time a quantity of Sugar Shipped from the Prize Stores on the Brig Virginia, that he does not know for what purpose the said Sugar was so Shipped or for what port it was destined.—

To the Last Interrogatory this Deponent saith that he knows nothing further relative to the Sugar alluded to.—

(Signed) M. Schrecht

The Witness was then Ordered to Withdraw

Mr. Carel Fredrik Smeger, who formerly held a similar Situation to the preceding Witness, was now Called in, Sworn, and examined as follows.—

To the first Interrogatory, this Deponent Saith, that he was present

present at Batavia in the Month of August 1811 & knows that the Settlement was on the 26th day of that Month Captured by the British forces.-

To the Seven Interrogatory this Deponent saith that the former Government was possessed of a quantity of Sugar, which was at the Capture of Batavia Stored in the Stonehouses of Government, that the same was then taken possession of by the British forces - that previously to the fall of Cornelis, he was employed as Book Keeper by Mr Wolles - one of the Agents for the Captors.-

To the third Interrogatory this Deponent saith that he was employed by the Prize Agents to Ship a quantity of the aforementioned Sugar, the Amount of which he cannot exactly state on the Brig Virginia, he does not know for what purpose the said Sugar was shipped or for what Port it was Destined.-

To the last Interrogatory this Deponent saith that he knows nothing further on the Subject of the said Sugar, than what he has already deposed.-

(Signed) C. F. Senegen.

The Witness was then Ordered to Withdraw.

Mr Goldman was then Called in again, in order to Corroborate the latter part of Captain Robsons Statement, and Stated that a Proclamation was on the 2d of August, Signed by the French Governor General, ordering Major Schultz, as Superintendant of all the public Buildings to destroy as much

Java Sugar — Continued

much as possible the produce in the Government Storehouses that he (Mr Goldman) as Chief Administrator, required the different Storekeepers to obey the Orders of Major Schultz, and that the Stores were consequently set fire to, and partly destroyed —

(Signed) T. C. Goldman

The Committee Adjourned —

(Signed) W. F. Cranssens —
C. G. Blagrave

Batavia
16th June 1812.

A true Copy —

(Signed) J. Dubey
Actuary

040

Translation

Java Sugar — Continued

Translation of an Extract from a Proclamation of His Excellency General Janssens Governor General of the French Possessions in the East dated Batavia 26. August 1811.

"That whenever the Enemy shall March towards "the City, and there not being Sufficient Military Force left "to defend it, every Magazine and Depositorie whatsoever belonging to "Government but especially the Stores containing Produce shall be "Set on fire - And for this purpose the Engineer in Charge "of the Department of Batavia shall prepare the Necessary "Materials and Combustible matter ready in the Stores which are "destined to be burnt - None excepted save only those by Setting "fire to which the houses or the property of individuals — "Inhabitants would evidently be exposed to destruction -

"That the Administrations of such public Storehouses "shall not in the Case before Mentioned be allowed to quit "the Magazines until they shall be actually in flames. —

"Given at Batavia under the Seals "of Great Java under our great "Seal this 26. August 1811 -

"The Governor General

(Signed) J. W. Janssens. -

(The great Seal of Government)

By Order of His Excellency -
(Signed) H. Veekens.
Secy. General

A true translation
(Signed) W. Robison. —

Notice of the return of the Commission—

Luna Sugar — continued

Vice Admiralty Prize Court
Madras—

In the Business of the
Sugar brought to Madras } taken on the Island of Luna—
on board the Brig Virginia

This Day Received from Mr. J. Blagrave
Acting Chief Secretary to the Government of Ceylon the Proceedings
had under a Commission issued out of and under the Seal
of this Court on the 11th of March last past, together with
the Depositions of the Witnesses examined upon the Interrogatories
transmitted with the said Commission whereof he desires to
take Notice—

(Signed) Henry Gahagan
Registrar

Monday August 10th 1812—

To Mr. Robt. Orme
Kings Proctor
Hdq Hdq Hdq—

642.

Order 8th.

Jaua Sugar — Continued

Vice Admiralty Prize Court Madras.

Tuesday the 11th of August 1812

Before the Hnble Sir J. A. Strange

Kt. Commissary & Judge &c. present Henry

Salvajan Esquire Registrar.—

In the Business of the Sugar taken at Java.

} brought to Madras on board the Brig Virginia.

On Motion of the Kings Advocate and on reading the Certificate of the Registrar of the Return of the Depositions of the Witnesses examined under the Commission issued to certain Persons at Java. It is Ordered that the Publication of the said Depositions do stand.—

(Signed) J. A. Strange

643.

Allegations

Java Sugar — Continued

In the Vice Admiralty Court at Madras. —

Prize Jurisdiction

Our Sovereign Lord the King

against

Ninety thousand eight hundred and fifty eight Pounds (Dutch Weight) of Sugar Captured as Prize on the Island of Java and brought to Madras on the Brig Virginia —

18th August 1812 —

On which Day Robert Orme Procurator General for our Sovereign Lord the King by all lawful Ways and Means and to all effects in law whatsoever alledged pleaded and Articulately propounded as follows to Wit: —

First — That His Majesty by and with the Advice and Consent of his privy Council did by an Order bearing date at St. James's the 16th Day of May 1803 declare and Order that General Reprizals be granted against the Ships Goods and Subjects of the French Republick as that as well H. M. Fleets and Ships & all other Ships and Vessels that should be Commissioned by Letters of Marque or General Reprizals or otherwise by H. M. Commissioners for exercising the Office of Lord High Admiral for the time being or by any Person or Persons duly authorized should and might lawfully seize all Ships Vessels and Goods belonging to the French Republick or to any Persons being Subjects of the French Republick or inhabiting within any of the Territories of the French Republick and bring the same to Judgment in any of the Courts of Admiralty within His Majesty Dominions which should be duly Commissioned And further the said Order in Council did direct that a Commission should issue and a Commission did accordingly issue under the Great Seal of Great Britain authorizing the Right

Honble

Honble the Lords Commissioners for executing the Office of Lord High Admiral of the United Kingdom of Great Britain and Ireland and the Lieutenant and Judge of the same Court and his Surrogate and also the Several Courts of Admiralty within His Majesty's Dominions which Should be duly Commissioned to take Cognizance of and Judicially to proceed upon all and all Manner of Captures Seizures Prizes Reprisals of all Ships Vessels and Goods that were or should be taken and to hear and determine the same and according to the Course of Admiralty and the Laws of Nations to Adjudge and Condemn all such Ships Vessels and goods as should belong to the French republick or to any persons being Subjects of the French republick or inhabiting within any of the Territories of the French Republick. And this was and is true public and Notorious And the Party Proponent doth allege and propound every thing in this and the Subsequent Articles Contained jointly and Severally.—

Secondly. That the said Sugar weighing Ninety thousand eight hundred and fifty eight Pounds Dutch Weights was on or about the twenty Sixth Day of August in the year 1811 Seized and taken as Prize on the Island of Java by the Conjunct Forces of His Majesty's Navy and Army and of the Army of the Honble the United Company of Merchants of England trading to the East Indies, which Navy being under the Command of the Honble Rear Admiral Robert Stopford, and such Army being under the Command of His Excellency Lieut. General Sir Samuel Auchmuty Baronet as Commander in Chief, which Sugar was at the time of the aforesaid Seizure belonging to the French Republick or to the Government of France, or to persons being Subjects of the French Republick, or to persons being Subjects to the Person then exercising the

the Government of France, Or to persons inhabiting within the Territories of the French Republick or of the Government of France, and as such or otherwise liable to Confiscation and ought to be Confiscated & condemned to our Sovereign Lord the King And that it might further to be adjudged and decreed that His Majesty's Navy under the Command of the said Robert Stopford and His Majesty and the said United Company's Armies under the Command of the said Samuel Auchmuty were and are the Captors thereof And the Party Proponent doth alledge and propounds as before.-

Thirdly — That all and singular the Premises were and are true public and notorious and thereof there was and is a public Voice fame and report of which legal proof being made the Party Proponent prays right & Justice to be effected.

3

may be duly done and administered in the Premises by you the Honorable Sir Thomas Andrew Stange Knight Judge of His Majesty's Vice Court of Admiralty at Madras or by your Surrogate and that the said Sugar so taken and seized as aforesaid be pronounced to have belonged at the time of the aforesaid seizure to the French Republick or to the Govt. of France or to Persons being Subjects of the French Republick or to persons being subjects of the Govt. of France, or to persons inhabiting within the Territories of the French Republick or within the Territories subject to the said Government of France and as such or otherwise liable to Confiscation and Condemnation And that it may be pronounced and decreed that the said Sugar did belong to Enemies of the Crown of the United Kingdom of Great Britain and Ireland And that the same be adjudged & Condemned as good and lawful Prize seized and taken by H.M. Navy and Army and by the Army of the said United Company.-

(Sd.) Herbert Compton

(Sd.) R. Arnold
Kings Proctor.

Order for Sentence of Condemnation -

640 Juno Sugar — Continued

Vice Admiralty Prize Court Madras -

Friday the 20th Day of August 1812

Before the Worble Sir T. A. Strange Kt
Commissary and Judge &c. present
Henry Gahagan Esqre Registrar -

In the Business of Certain quantities of Sugar taken at Juno } brought to Madras on board the Brig Virginia -

On Motion of Mr Compton the Kings Advocate, and on reading the Affidavit of Thomas Dupredbeneher and the papers therein referred to and the Proceedings had under the Commission issued to Juno for the examination of Witnesses in this Business with the Allegations filed on behalf of the Captors, and the Kings Advocate also having been heard on behalf of the Captors, The Judge pronounced declared and decreed that the said Sugars taken by the Conjunct Forces of H. M. Navy and Army and the Forces of the United Company of Merchants trading to the East Indies were good and lawful Prize as having been French Property and Condemned the same as such and It is Ordered that Sentence of Condemnation do pass the Seal in default of Appeal or Notice of Appeal being filed within due time -

Sign'd T. A. Strange

Certificate of no Appeal

Lowa Sugar — Continued

Vice Admiralty Prize Court Madras -

Tuesday the 15th of September 1812

In the Business of the Sugar taken as Lowa - } brought to Madras on the Brig Virginia -

These are to Certify that no Appeal, nor any notice of Appeal against the Condemnation of the said Sugar as Prize, pronounced on the 28th Day of August last has hitherto been filed or given in this Business. -

(Signed) J. A. Strange. -

Sentence of Condemnation

Sugar — Continued

In the Name of God Amen. We Sir Thomas H Strange Knight Commissary and Judge in the Vice Admiralty Court of Madras & the territories thereunto belonging, are also to hear and determine all & all manner of causes and Complaints as to Ships and Goods seized and taken as Prize Specially constituted and appointed, having heard seen, and understood, and fully & maturely discussed the Merits and circumstances of a certain business of seizing & taking of a certain quantity of Sugar taken at Batavia on the Island of Java by the Conjunct Forces of H. M. Army and Navy and the land and marine forces of the United Company of Merchants trading to the East Indies and brought to the Port of Madras on board a Brig called the Virginia which was lately and still is depending before us on the part and behalf of our Sovereign Lord the King against the said Sugars, and against all persons in general, who have or pretend to have any right title or Interest thereto and we rightly and duly proceeding thereon, and the Procurator for our Sovereign Lord the King appearing before us and praying sentence to be given, and justice to be done, and all others in general, who have or pretend to have any right, title or Interest in the said Sugar, being duly and legally cited and Intimated, called and not appearing, having first enquired into & duly Considered the proceedings had and done before us in the said business and having observed what by law ought to be observed in this behalf have thought fit and do think fit, thus to proceed to the giving & promulging of our definitive sentence as we have, by the Acts exhibited deduced and alledged pleaded, proponed, and proved in the said business plains and clearly discovered that the Procurator for our Sovereign Lord the King hath sufficiently founded his intention, and

Four Sugars — Entrusted

a certain Allegation given and admitted on his behalf in the said
business, and now remaining in the Registry of this Court, which
said Allegation and other Matters propounded, exhibited, and admitted
we take and ought have taken as if here & inserted for us to pronounce
for the Condemnation of the said Sugar as belonging to France
or some person or persons being subjects, or inhabiting within the
Territories of France, or otherwise liable to Condemnation and
Confiscation, as hereinafter mentioned, and that nothing at least
effectual hath been excepted, deduced, alledged, pleaded, propounded
or proved by any person whatsoever, which may or can any
ways defeat, prejudice, or weaken the intention of the Procurator
Therefore We Sir Thomas Andrew Stranger Knight the Judge
aforesaid, having heard Counsel learned in the Law thereupon, do
hereby pronounce, decree and declare that the said Sugar, were rightly
and duly taken and seized by his Majesty's and the United Company's and
Fences and that the said Sugar did at the time of the
Capture and Seizure thereof (as far as appears to us) belong
to France, or to some person or persons being subjects of
France, or inhabiting within the Territories of France,
and as such ought to be accounted and reputed liable and
subject to Confiscation, and to be adjudged and
Condemned as and for good and lawful Prize to our
Sovereign Lord the King; and we do also pronounce
decree and declare that the said Sugar be adjudged
and Condemned as good and lawful Prize to our
Sovereign.

Sovereign Lord the King, taken and seized by His Majesty's and the United Company's said forces by this our definitive Sentence, or final Decree which we read and promulge by these presents —

(Signed) T. A. Strange

This Sentence was read, Signed, and promulged by the Judge aforesaid, upon the 28th Day of August in the year of our Lord 1812 in the Vice Admiralty Court in Fort St George Madras. —

Which Letter

Henry Gahagan

Registrar

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B. Section 10.—

25. April 1814.—

Vide A. Cour

X

1610

To

Messrs. Nathan Crow, David Charles Ramsay, George Carnelle
John Morrison, Samuel Bourchier, James Graham Strachan
and William Mainwaring - Esquires of Surat -

Gentlemen,

I beg leave to send you herewith a Commission from the Vice Admiralty Prize Court here, directed to you, and empowering you, or any two of you, to take Affidavits in Support of the Claim of two persons stated to be Native Merchants at Surat, named Baye Dass and Moothe Ram, to a quantity of Dollars and some Gold Dust, captured on their Vessel called the Fatty Nye in the year 1810 by the French Privateer La Confiance which Privateer was very soon afterwards captured by the British Frigate Bluncke and carried into Penang -

The Claimants of this Property at Surat originally appointed two Native Merchants at this Place named Lassojee Sunallje and Cowsee Saib, to act in their behalf here in the recovery of it or payment of Salvage, but it unfortunately happened that these Persons in instructing me to prefer the necessary claim to the Prize Court, represented that the name of the Claimant was Dyaram Lall Dass, and the claim was in consequence prepared and filed in his name, whereas it has since been discovered that there is no such person in existence (altho there was formerly a person of that name a merchant at Surat) that the before mentioned Baye Dass and Moothe Ram are the Executors of this Dyaram Lall Dass, who now and for a long time past have carried on business at Surat in the name of

their

their deceased Grandfather - This has appeared extraordinary to Sir Thomas Strange the Judge of the Prize Court, who requires very particular proof of this fact, as well as of the Shipment of Goods at Surat by Boyes Dofs and Moothe Ram in the Month of May 1810 as alledged by them, describing the Quality and Quantity thereof, but as I send you a Copy of the order of Court which was made on the 17th instant you will be able to understand what Proof is required to be given in support of the Claim to the Property in question - -

I also send you a Copy of the Amended claim as filed in the Court, by which you will perceive that the Fatty Shye after taking the Cargo of Merchandize on board at Surat in May 1810 proceeded thereuith in the first instance to Acheen, where the greater part thereof was sold, and the Dollars and Gold Dust in question taken in payment, within a few days after quitting Acheen the Fatty Shye was captured by La Fortune - -

I should recommend a search being made for any official Documents which may be met with at the Surat Custom House relating to the Shipment of the Cargo of merchandize in question and that some person belonging to the Custom House should authenticate them by affidavit before you, in as formal a manner as possible - -

You will perceive Gentlemen from what I have before said that the two important facts respecting which you are requested to take the Affidavits of such persons as may be able to give evidence thereof, are 1st the facts

Defanfeira — Continued

of the existence of such Persons as Baye Dass and Mootta Ram, at Surat, and of the Character in which the claim has been made on their behalf as Representatives of the alledged Estate of Dyaram Lala Dass, together with the trade or employment of the same, and 2dly the Shipment by Baye Dass and Mootta Ram of the Cargo of merchandize on board the Fatty Skye at Surat in the Month of May 1810 describing the Quantity and Quality thereof --

If any Proof be procurable at Surat of the greater part of the Cargo having been (as alledged) Sold at Aleen, and of the Dollars and Gold Dust in question having been received in payment you are also requested to take the Affidavit of such Person or Persons as may be able to speak to that fact, Proof thereof being required by the Court --

As by the order of Court of the 17th instant the Dollars and Gold Dust are condemned to the Captors unless the Claimants shall within 3 Months from that day, satisfactorily make out their Claim, I need scarcely observe Gentlemen that the sooner the Commission be executed and returned the better, any charges attending the execution of it, must of course be defrayed by the Claimants at Surat --

If it turns out (as I have no doubt it will) that Baye Dass and Mootta Ram are carrying on trade at Surat in the Name of Dyaram Lala Dass, their own affidavit of that fact, as also of the fact of the Shipment of the Cargo and of the truth of the other Circumstances detailed in the Claim,

Confirmed Continued

claim, should be taken, as the Court expressed a wish that the claim should be verified by themselves as well as by their Agents here.

I remain
Gentlemen
your most Obedient Servant
/Signed/ D. Neale
Attorney at Law

Fort St George
27th January 1814

Copy of Amended Claim --

149. La Confiance — Continued --

In the Vice Admiralty Court at Madras -- Prize Jurisdiction

In the Business of the French Privateer La Confiance brought in as Prize to His Britannick Majesty's Ship Blanche --

The Amended Claim of Lafferjee Smallee and Cawder Saib Merchants of Madras on behalf of Baye Dass and Mootee Ram Merchants of Surat to 6245 Spanish Dollars and to Gold Dust of the Value of 25 Ster Spanish Dollars recaptured in the said Privateer La Confiance and brought to Madras by the said Ship Blanche --

The Claimants allege that the said Dollars and Gold Dust to the value and amount aforesaid were shipped at Acheen on board of the Ketch or Vessel called the Fatty Shye by Ahamed Baya Meyah Supracargo and Hoseein Ally and Ecoph Hoseein Chief Mate and Syrang of the said Ketch on account of the said Baye Dass and Mootee Ram the said Dollars and Gold Dust having been received by them at that place in payment of a part of the Cargo of the said Ketch which had been there sold and which Cargo had been previously shipped at the Port of Surat on the said Ketch called the Fatty Shye --

The said Claimants do further allege that soon after the said Ketch departed from Acheen in Prosecution of her voyage towards Penang she was captured with the said Dollars and Gold Dust on

board

La Confiance — Continued

board by the French Privateer Lafonfiance and that the said Dollars and Gold Dust together with other parts of the Cargo of the said Ketch were removed by the Captors on board of the said Privateer Lafonfiance which said last mentioned Vessel was afterwards and before her Arrival at any Port taken with the said Dollars and Gold Dust and other Cargo on board her as Prize by His Majesty's Ship Blanche Richard Burton Esquire (acting) Commander and carried to the said Island of Penang.

The said Claimants do further allege that the said Dollars and Gold Dust and also the other parts aforesaid of the Cargo of the said Ketch Fathy Reye which were the Property of the said Baye Dofs and Master Nane were claimed at Penang by Mahomed Ariff as Agent to the said Baye Dofs and Master Nane and that although such other parts aforesaid to the value of 2502 Dollars and 69 Rice were at Penang aforesaid and according to the said claim delivered on or about the 20th Day of August in the year 1810 to the said Mahomed Ariff as such Agent as aforesaid to the said Prize Agent in consideration of the usual Salvage of one eighth of the same value, yet that the said Richard Burton did not restore and hath not restored to the said Baye Dofs and Master Nane or any Agent on their behalf the said Dollars and Gold Dust or any part thereof although often required so to do and altho' Salvage thereupon at the rate aforesaid hath been duly tendered.—

That the said Dollars and Gold Dust have been brought by the said Richard Burton on board of the said Ship Blanche to Madras & that the same now are / as the Claimants have been informed

and believe) in the Registry of this Honble Court..

That the said Dollars and Gold Dust are the just Property of the said Bage Dost and Mostee Name & are lawfully claimable on their behalf by reason of such Capture as aforesaid as the claimants are advised and believe..

The Claimants therefore pray that the proceeds which may be received in evidence of the Premises and that the said 6245 Spanish Dollars and the Gold Dust aforesaid to the value of 25 Dollars may be restored to them as agents for and on behalf of the said Bage Dost and Mostee Name, the Claimants submitting to pay and allow thereout one equal eighth part of the sums of the same Dollars and Gold Dust as the Salvage due for the Recapture thereof by the said Ship Blanche —

Order for Condemnation subject to further Proof within 3 Months.—

152.

La Confiance — Continued.—

Vice Admiralty Prize Court Madras.—

Monday the 17th Day of January 1814.

Before the Honble Sir Thos A. Strange Kt. Judge and Commissary &c. present

Henry Erskine Esqre Registrar —

The Ship Dollard taken as Ld. Confiance —

By His Majesty's Ship Blanche

R. Burton Esquire (acting) Commander.

The Amended Claim filed on the 3d. Day of December last, with the Affidavits in Support thereof and the papers therein referred having been read, and the Advocates on behalf of the Captors and of the Claimants having been respectively heard, and due consideration on all the Circumstances of this business having been had, It is Ordered that the said Dollard be condemned as good and lawful Prize taken by His Majesty's said Ship Blanche, subject to the Claimants adducing within three Months, that is to say on or before the Seventeenth Day of April next ensuing further Proof of the Sufficiency whereof shall thereafter be determined of the Existence of Baye Dass and Moota Mum and of the Character in which the Claim is made on their behalf as Representatives of the alledged House of Dyaram Lall Dass together with the Trade or employment of the same and also of the Shipment at the Port of Surat of Cargo and of the Quality and Quantity thereof

on

Conference — Continued

on board the Ketch Fatthy Skye and also of the Sale of part of the said Cargo at the Port of Aden and of receipt of the said Dollars in part payment of the same with Liberty to them to take out one or more Commissions for that purpose, And it is further Ordered that all the Costs incurred by the Captors in this business up to this Day inclusive be in the meane time paid by the said Claimants or otherwise the said condemnation to be absolute.—

/Signed/ L. A. Strange

/Signed/ Henry Lushington
Registrar

17th January 1814—

Declaration of Bhydass 18th

154

Salvage Continued

Declaration of Bhydass Meeram, Dubsa Lar Bunyan aged about 40 years a Merchant Inhabitant of Surat.—

I am a grand Son of Dearam Lal Dass and have a Brother name Maatteeram, we both carry on trade in the Name of our grand father Dearam Lal Dass We sent our Vessel Tuttek Sawey in the year 1810 on a voyage to the Malay Coast with orders to touch at Atchin and then whatever other ports the Supracargo might think proper, after disposing of part of the Cargoe at the aforesaid Port, the Vessel was proceeding to Pulo Penang and captured on her voyage by a French Privateer, after taking out Dollars Gold Dust and piece Goods the Privateer gave over the Vessel to the Supracargo, who immediately carried her to Penang where my Agent resides Upon Arrival the Supracargoe saw the Privateer which has captured them at Anchor there, and found on going on Shore that she been taken by an English Ship of War—

Sworn to before us this
27th Day of February
1816

(Sd.) Nathan Crow
(Sd.) Wm Manwaring
Commissioners.—

Declaration of Mooteeram Hea

153.

Lalsanjeevee — Entrance -5

Declaration of Mooteeram Meeraee, Duffer Sah Banyaee aged about 30 years a Merchant Inhabitant of Surat.—

Saee a younger Grand Son of Deeraee Lalle Dass and have an Elder Brother Bhyda of Meeraee We both carry on Trade in the name of our Grand Father Deeraee Lalle Dass. We sent our Vessel Called Sunny to the Gulph with a Cargo to the Malay Coast with orders to touch at Atchee; and there whatever other Port the Supercargoe might think proper.—after disposing of part of the Cargoe at the aforesaid Port, the Vessel was proceeding to Pulo Penang and captured on her voyage by a French Privateer, after taking out Dollars Gold Dust and Piece Goods the Privateer gave over the Vessel to the Supercargoe, who immediately carried her to Penang where my Agent resides, upon Arrival the Supercargoe saw the Privateer which had captured them at Anchor there, and found on going on Shore that she been taken by an English Ship of War.—

Sworn to before us
this 28th. Day of February
1814

Nathan Crowe
Wm Mannering
Commissioners

Salonfaineé — Continued..

I Dundrey Vittaldoss, Rupole Bunyaun aged about 43 Years merchants Inhabitant of Surat, do declare that I know Bhydoss Miaraun, and Mooteraun Miaraun to be the grand Sons of Diaraun Lalle Doss and respectable Merchants in this city who carry on Trade on the Firm of their deceased Grand father. -

Sworn to before me this 28th Day of February 1814 — Nathan Crawe, Wm. Manwaring, Commissioners. -

I Govindbhy Murrymullub Dindoo Bunyaun aged about 33 years Merchant Inhabitant of Surat do declare that I know Bhydoss Miaraun and Mooteraun Miaraun to be the grand Sons of Diaraun Lalle Doss and respectable Merchants in this City who carry on Trade on the Firm of their deceased Grand father -

Sworn to before me this 28th Day of February 1814 — Nathan Crawe, Wm. Manwaring, Commissioners

La Conference — Continued --

In the year 1810.

List of the undermentioned Goods Shipped on board the Snow Sally Sailing hence to Prince of Wales Island belonging to Dirisanne Lilly Dass as follows --

	Qnty.	Mds.	Grs.	Rials
2 5 Bags of Matthelee	22	"	"	"
" 2 Ditto of Black Cammineed	7	"	"	"
" 2 Ditto of Rasichdees	9	10	"	"
" 2 Ditto of Agnaumbee	20	"	"	"
" 1 Bales of Cotton	3	10	"	"
" 3 Parcels of Putchuck	25	"	"	"
" 1 Bag of Cocoomb	9	"	"	"
" 27 Bales, Baskets, Chests &c. Cont'd				
" Lullungee	"	"	1990	
" Charsaw	"	"	41	04
" Arnee Ruzee	"	"	80	"
" Sallungee	"	"	108	"
" Arnee Ruzee	"	"	23	"
" Sarrafs Kaunkuia	"	"	32	09
" Red Kadwee	"	"	3	18
" Sarget	"	"	1	04
" Ditto	"	"	"	15
" Leathers, Mockas, Targets &c.				
" Country Caps	"	"	01	18
" Allacha	"	"	"	07
" Bafta flowered	"	"	1	14
" Arnee of Lage	"	"	1	29
" Lounges of Kimaub	"	"	"	02
" Rabeenates				
" 3 Parcels Sallungee Cheeks	"	"	77	11
" 4 Bags of Agnaumeed	15	"	"	"
" 1 Ditto of Almonds	2	"	"	"
" 2 Ditto Mirabolans Small	9	"	"	"
" 5 Seeds of Wet Dates	17	20	"	"
" 5 Bags of Matthees	10	"	"	"

Lalonpeairee — Continued

4	4 Ditto of Commencement	18	"	"
"	1 Ditto of Living Salt	1	"	"
"	1 Ditto of Soap			
"	2 Johaigeal			
"	1 Chest of Dishes			
"	1 Box of Lanthorns			
"	Laungee Pachrungee	"	"	8 — 14 —
	1 Box of Glass Ware			
	2 Chests and Baskets of Largets & Saucers			
	1 Bag of Lamplaces			
	10 Pieces of Patteloes			

Sworn at Custom House
28th February 1814

(Sigd) D. C. Ramsay
Custom Master

This is a true Manifest
Murgytrumbuck Morajee
Head Purveyor in the Custom House

Sworn to before us this 1st
Day of March 1814

(Signed) Nathan Crow
Wm Mawdesley
Commissioners

Correspondence — Continued

Henry Dashagaar Esquire

Registrar to the Vice Admiralty Court at

Madras

Sir,

We have the Honor to acknowledge your
letter of the 18th. January last, forwarding to us a Commission
from the Vice Admiralty Court at Madras, to which we have paid
due obedience, and now transmit the Declarations of Bhydoss Meiaun
Poostaham Meiaun. Vunarsy Vittaldoss, Soonderdoss. &
Hurryaundoss. and a Manifest from the Custom House here.—
We have the Honor to be

Sir.

Surat
1st March 1684

your Obedient Humble Servant
/Signed/ Nathan Crane
/Signed/ Wm. Manwaring.
Commissioners.

158

Salonpeace — Continued

2	4 Ditto of Cummerbunds	12	"	"
"	1 Ditto of Lining Salt	1	"	"
"	1 Ditto of Soap			
"	2 Jehajeal			
"	1 Chest of Dittos			
"	1 Box of Lanthorns			
"	Laungee Puckarungee	"	"	8 — 14 —
	1 Box of Glass Ware			
	2 Chests and Baskets of Largets & Tokas			
	1 Bag of Lemolaes			
	10 Pieces of Pattolas			

Surat Custom House
28th February 1814

(Sign'd) D. L. Ramsay
Cust'm Master

This is a true Manifest
Muneyteenbuck Morajee
Head Purseo in the Custom House

Sworn to before us this 1st
Day of March 1814

(Signed) Nathan Crow
Wm Hamersley
Commissioners

La Conjeanie — Continued

Henry Dashagare Esquire

Registrar to the Vice Admiralty Court at

Madras

Sir

We have the Honor to acknowledge your
letter of the 18th. January last. forwarding to us a Commission
from the Vice Admiralty Court at Madras, to which we have paid
due obedience, and now transmit the Declarations of Bhydas Mariam
Mastakam Miriam. Vunarsy Vithaldas. Surnidhy. &
Murzynne Hub. and a Manifest from the Custom House here.--

We have the Honor to be

Sir.

your Obedient Humble Servant

/Signed/ Nathan Crow

/Signed/ Wm. Manwaring.

Commissioners.

Surat
1st March 1814

Order for Restitution on Salvage --

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Lafonfonce — Continued

Vice Admiralty Prize Court Madras —

Friday 15th. April 1814.

Before the Honble Sir J. N. Strange

Kt. Commissary and Judge &c.

In the Business of certain Dollars taken on board the French Privateer Lafonfonce

} By His Majesty's Ship Blanche R. Barton Esqre acting / Commander ..

Dr. Lebl Advocate for the Claimants having moved that the order Nisi for Condemnation, obtained by the Captors in this business on the 17th Day of January last past be discharged and that the said Dollars be restored to the said Claimants. And the Depositions of the Witnesses examined on their behalf, under Commissions, at Surat, with the papers annexed thereto having been read and the Kings Advocate having been heard on behalf of the Captors This Court admitted the annexed Claim of Jafferjee Sunallee and Company Said Merchants of Madras on behalf of Boyee Dosa and Master Ram of Surat Merchants and pronounced the said Dollars to belong to the said last mentioned Merchants as Subjects of the British Government, to have been taken by the French Privateer Lafonfonce and to have been retaken on board the said Privateer Captures by His Majesty's said Ships Blanche and Declared and Decreed accordingly

La Confiance — Continued.-

eighth part of the Sum of the said Dollars / the Cost of the Recapters in this Business / being first deducted / to be due to the Captors for Salvage are Condemned the said Dollars in such Salvage accordingly. And it is Ordered that the said Dollars after such Deduction as aforesaid be restored to the Claimants and that upon the payment of such Salvage, Restitution of the same do pass the Seal —

/ Signed / J. A. Stranger —

Vice Admiralty Prize Court

Madras —

In the Business of the Dollars taken in La Confiance — } Captured by His Majesty's Ship Blanche. } R. Barton Esquire / acting / Commander —

These are to Certify that the Recaptors Cost amounting to Star Pagodas Ninety one & Fanams ten have been deducted and to them paid out of the Amount proceeds of the said Dollars and also that Salvage, amounting to Star Pagodas four hundred and thirty three, Fanams twelve and Cash twelve has also been paid to them out of the said Amount proceeds. -

/ Signed / Henry Salvage

Registrar —

Receipt of Receivers Agent for
Recaptors Salvage —
Louisiana — Continued.

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Vice Admiralty Prize Court Madras.

Friday 29th Day of April 1814

In the Business of the
Dollars taken in La.
Louisiana —

} Recaptures by His Majesty's Ships Bacchante
H. Burton Esquire (acting) Commander —

Received of Henry Gahagan Esquire
Registrar the Sum of Star Pagodas four hundred and thirty three, Fanams
twelve and Cash twelve, being the Amount of Salvage 1/8th on Pagodas
three thousand four hundred and sixty Six, Fanams seven and Cash
eighteen, on behalf of the Recaptors —

(Sd) Valentine D. Monte &c.
Atty of R. Bromley Esquire
the Prize Agent —

S. P. 433 — 12 — 12 —

Decree of Restitution

La Confiance —— Continued -

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George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender &c. to William Macteggart Esquire Marshall of our Vice Admiralty Court of Madras &c. and to his Deputy whomsoever Greeting- Whereas the Honble Sir Thomas Andrew Strange Knight our Commissary and Judge in our said Court and also to hear and determine all and all manner of causes and Complaints as to Ships & Goods seized and taken as Prize specially constituted and appointed in a certain business moved and presented before him in our said Court on our behalf against certain Dollars taken on board a French Privateer called La Confiance whereof P. Romain was Master, by our Ship the Blanche whereof R. Barton Esquire was acting Commander rightly and duly proceeding on the 15th day of April instant admitted the amended Claim of Jafferjee Sonedjee and Company Sub of Madras Merchants Claimants of the said Dollars for and on behalf of Baye Dosa and Master Nana of Surat Merchants and by interlocutary Decree pronounced the said Dollars to belong to the said last mentioned Merchants as Subjects of the British Government. And Declared and Decreed one eighth part of the Sum of the said Dollars the Costs of the Recaptors in this business being first deducted, to be due to the Recaptors for Salvage and condemned the said Dollars in such Salvage accordingly and after such Deduction and Salvage as aforesaid the said Dollars to be restored to the Claimants for the use of the owners. and Whereas on the Day of the Date hereof such Salvage and such Costs and Expences have been duly paid, We do therefore by these presents Authorize and empower you jointly and severally and do strictly charge and Command you forthwith to deliver and restore the value of Dollars as aforesaid unto the said Claimants

for

For the use of the owners and proprietors thereof and hereof fail not.—

Given at Madras the 29th Days of April 1914 and in the fifty third Year of our Regn

(Signed) Henry Sahagian
Registrar

La Confiance — Continued

Dollars taken in La Confiance in Account Current with Registrar — Cr

	Ps	F	C				Ps	F	C
3 per Cent on 3380 (Ps) - 41 (Fs) - 43 (C)	101	19	19	1812 Nov.	23	By Spanish Dollars 5494 sold at 16/4 for 10 Pagodas	3380	41	43
3 per Cent on 117 - 3 - 20	3	23	19						
3 per Cent on 101 - 6 - 29	3	1	44	1813 July	1st	By Interest on 10,900 (S. Rs) (Promissory Paper) from 23d November 1812 to 30th June 1813 219 Days at 6 per Cent S. R. 392 - 6 - 4	117	3	20
Cent on 67 - 10 - 68	2	"	60						
aptors Costs as per McDermes Bill A. R. 319 - f 4	91	10	"	1814 Jany.	1st	By Interest on S. R. 11,300 (Company's Paper) from 1st July to 1st January at 6 pr. Cent S. R. 339	101	6	29
uage on 3466 - 7 - 18 paid to McDerme Kings Proctor for Recaptors as per Receipt	433	12	12						
Amount of Dollars paid over to Mr. Neale Claimants Proctor as per Receipt	3032	40	6	April	29th	By Interest on S. R. 11,300 from 1st January to 29th April 110 Days at 6 per Cent S. R. 225 - 6	67	10	68
Pagodas	3666	17	"			Pagodas	3666	17	"

(Signed) Henry Lahagan
Registrar

Receipt of Mr Neale Claimants Proctor &c.

La Confiance — Continued

Vice Admiralty Prize Court Madras.

Friday 29th April 1814.

In the Business of
certain Dollars taken in
La Confiance -

} Captured by H. M. Ship Bramble
R. Burton Esqre Acting Commander.

Received of Henry Lushington Esqre
Registrar the Sum of Star Pagodas three Thousand and thirty
two, Fanams Forty and Cash six /3032 - 40 - 6/ being the
Amount Balance of the said Dollars —

/Signed/ D. Neale
Proctor for the Claimants.

S. P. 3032 - 40 - 6.

Henry Lushington
Registrar

1814

/Banda Spices brought to Madras on board His Majesty's
Ship Piedmontaise Continued from Page 38.-

Proxy for Lieut.t C. W. Yates to Mr. Carruthers.-

In the Vice Admiralty Court at Madras - } In the Business of Spices taken at Banda Neira &c.a brought to Madras on His Majesty's Ship Piedmontaise Captain Foote.-

I Charles Watson Yates do retain and constitute John Carruthers Gentlemen one of the Praeters of the Court of Vice Admiralty at Madras to be my Praetor to apply to this Court for an order for the Registrar and Merchants to review their Report dated 9.th September 1811 And further to do in the said Court on my behalf whatsoever shall be needful in and about this Matter.-

Dated this 15.th Day of April 1814.-

/Signed/ C. W. Yates.-

Petition of Lieutenant Charles Watson Yates.-

of Banda Spices — Continued -

In the Vice Admiralty Court at Madras. -

Prize Jurisdiction.

In the Business of Spices taken at Banda Neira Great Banda and Pulay Ay and brought to Madras on board His Majesty's Ship Piemontaise Commander Captain Charles Pate..

The Humble Petition of Lieutenant Charles Watson Yates - agent to the Captors on the aforesaid Islands. —

Sheweth,

That by an order at the hearing of this matter on the Ninth Day of September one thousand eight hundred and seven it was directed that a Commission do issue to Henry Dalrymple Esquire Registrar of this Honorable Court and to George Arbuthnot John Binney and Sebastian Walters Esqrs all of Madras Esquires amongst other things to ascertain what your Petitioner was entitled to receive for having had the Managment of the aforesaid Spices -

That in pursuance of such order and Commission your Petitioner submitted to the said Commissioners amongst other demands on the aforesaid Prize Property a claim of a Monthly Salary as Commissary of Spices at the aforesaid Islands but no Warrant or appointment as such Commissary having been produced by your Petitioner the same was rejected by the said Commissioners but in consideration of the Work and Labour performed by your Petitioner as agent upon the said Islands to the Captors the said Commissioners credited your Petitioner with a Commission at the rate of Two and a half per Cent according to the established

usage

usage upon the Value of the said Spices estimated by the prices offered at the Moluccas to the Captors by the Supercargoes there of Messieurs Arbuthnot DeMonte & Company of Madras Merchants and which the said Commissioners stated amounted to the Sum of Four thousand Six hundred and Seventy Pagodas Twelve Fanams & Fifteen Cash. —

That the whole quantity of Spices taken as Prize at the aforesaid Islands and brought to Madras on board His Majesty's Ship Resmontaise are as follows Viz. Mace fifty Seven Thousand Three hundred and ninety eight Dutch Pounds and Nutmegs One hundred and Seventy two Thousand Seven hundred and two Dutch Pounds. —

That the said Commissioners in awarding the Sum of Four Thousand Six hundred and Seventy Pagodas Twelve Fanams and fifteen Cash as the Amount of the Commission to be paid to your Petitioner estimated the Mace at eleven Shillings a Dutch Pound and the Nutmegs at four Shillings a Dutch Pound which estimate your Petitioner states is incorrect as your Petitioner conceives such estimate ought to have been made upon the highest prices offered by the Agents of Messieurs Arbuthnot DeMonte & Company at the Moluccas (and which prices were refused Viz. Fourteen Shillings a Dutch Pound for the Mace and eleven Shillings a Dutch Pound for the Nutmegs - as the highest price offered and refused could in equity but be considered as the lowest value of the Spice as sold at the time remarked by the Commissioners. —

That if the Estimate was made upon the value of the Mace and Nutmegs as last mentioned the Commission due to your Petitioner would amount to the Sum of Eight thousand four hundred and fifty Seven Star Pagodas instead of the Sum of four thousand Six hundred and Seventy Pagodas Twelve Fanams

Banda Spices — Continued

That your Petitioner hath annexed to this his Petition the Affidavit of Charles Sandine one of the Agents of the said Messieurs Arbuthnot DeMonte and Company at the Moluccas by which will appear the Prices offered and refused for the said Mace and Nutmegs —

That by the Report of the said Commissioners it appears that they intended to award your Petitioner a Commission of Two and half per Cent which they state to be the established usage upon the value of the said Spices estimated by the prices offered at the Moluccas to the Captors by the Supercargoes there of the said Messieurs Arbuthnot DeMonte and Company —

That your Petitioner left his claims on the aforesaid Spices to be received by his Agents Messrs. Balfour & Bromley by whom all accounts in that respect were to be tendered and during your Petitioners necessary absence at the Isle of France the said Messieurs Balfour and Bromley received from the Registrar of this Honorable Court the said Sum of Four Thousand Six hundred and Seventy Pagodas Twelve Fanams and fifteen Cash so incorrectly estimated by the aforesaid Commissioners and awarded to be paid to your Petitioner as his Commission —

Your Petitioner therefore humbly prays that another Commission issue to the said Henry Pakenham, George Arbuthnot John Binny and Sebastian Holford Esqrs directing them to receive their aforesaid Report and rectify the error herein before stated by calculating the Commission of Two and a half per Cent upon the whole of

usage upon the Value of the said Spices estimated by the prices
offered at the Moluccas to the Captors by the Supercargoes there of
Messieurs Arbuthnot DeMonte & Company of Madras Merchants and
which the said Commissioners stated amounted to the Sum of Four
thousand Six hundred and Seventy Pagodas Twelve Fanams & Fifteen
Cash. —

That the whole quantity of Spices taken as Prize at
the aforesaid Islands and brought to Madras on board His Majesty's
Ship Piedmontaise are as follows Viz. Mace fifty Seven thousand
three hundred and ninety eight Dutch Pounds and Nutmegs One hundred
and Seventy two thousand Seven hundred and two Dutch Pounds. —

That the said Commissioners in awarding the Sum
of Four thousand Six hundred and Seventy Pagodas Twelve Fanams and
fifteen Cash as the Amount of the Commission to be paid to your
Petitioner estimated the Mace at eleven Shillings a Dutch Pound
and the Nutmegs at four Shillings a Dutch Pound which estimate
your Petitioner states is incorrect as your Petitioner conceives such
estimate ought to have been made upon the highest prices offered by
the Agents of Messieurs Arbuthnot DeMonte & Company at the
Moluccas and which prices were refused Viz. Fourteen Shillings a
Dutch Pound for the Mace and eleven Shillings a Dutch Pound
for the Nutmegs - as the highest price offered and refused ought in
equity but be considered as the lowest value of the Spice as was at
the time remarked by the Commissioners. —

That if the Estimate was made upon the value of
the Mace and Nutmegs as last mentioned the Commission due to your
Petitioner would amount to the Sum of Eight thousand four hundred
and fifty Seven Star Pagodas instead of the Sum of four thousand

Banda Spices — Entrance

That your Petitioner hath annexed to this his Petition the Affidavit of Charles Baudin one of the Agents of the said Messieurs Arbuthnot DeMonte and Company at the Moluccas by which will appear the Prices offered and refused for the said Mace and Nutmegs —

That by the Report of the said Commissioners it appears that they intended to award your Petitioner a Commission of Two and half per Cent which they state to be the established usage upon the value of the said Spices estimated by the prices offered at the Moluccas to the Captors by the Supercargoes there of the said Messieurs Arbuthnot DeMonte and Company —

That your Petitioner left his claim on the aforesaid Spices to be received by his Agents Messrs. Balfour & Bromley by whom all accounts in that respect were to be tendered and during your Petitioners necessary absence at the Isle of France the said Messieurs Balfour and Bromley received from the Registrar of this Honorable Court the said Sum of Four Thousand Six hundred and Seventy Pagodas Twelve Fanams and fifteen Cash as incorrectly estimated by the aforesaid Commissioners and awarded to be paid to your Petitioner as his Commission —

Your Petitioner therefore humbly prays that another Commission issue to the said Henry Pahegave, George Arbuthnot John Bunny and Sebastian Wolford Esqrs directing them to review their aforesaid Report and rectify the error herein before stated by calculating the Commission of Two and a half per Cent upon the whole of the

wage upon the Value of the said Spices estimated by the prices offered at the Moluccas to the Captors by the Supercargoes there of Messieurs Arbuthnot DeMonte & Company of Madras Merchants and which the said Commissioners stated amounted to the Sum of Four thousand Six hundred and Seventy Pagodas Twelve Fanams & Fifteen Cash. —

That the whole quantity of Spices taken as Prize at the aforesaid Islands and brought to Madras on board His Majesty's Ship Piedmontaise are as follows Viz.t Mace fifty Seven thousand Three hundred and ninety eight Dutch Pounds and Nutmegs One hundred and Seventy two Thousand Seven hundred and two Dutch Pounds. —

That the said Commissioners in awarding the Sum of Four Thousand Six hundred and Seventy Pagodas Twelve Fanams and fifteen Cash as the Amount of the Commission to be paid to your Petitioner estimated the Mace at eleven Shillings a Dutch Pound and the Nutmegs at four Shillings a Dutch Pound which estimate your Petitioner states is incorrect as your Petitioner conceives such estimate ought to have been made upon the highest prices offered by the Agents of Messieurs Arbuthnot DeMonte & Company at the Moluccas and which prices were refused Viz.t Fourteen Shillings a Dutch Pound for the Mace and eleven Shillings a Dutch Pound for the Nutmegs - as the highest price offered and refused can in equity but be considered as the lowest value of the Spice as valued at the time remarked by the Commissioners. —

That if the Estimate was made upon the values of the Mace and Nutmegs as last mentioned the Commission due to your Petitioner would amount to the Sum of Eight thousand four hundred and fifty Seven Star Pagodas instead of the Sum of four thousand Six hundred and Seventy Pagodas Twelve

Banda Spices — Continued

That your Petitioner hath annexed to this his Petition the Affidavit of Charles Saudius one of the Agents of the said Messieurs Arbuthnot DeMonte and Company at the Moluccas by which will appear the Prices offered and refused for the said Mace and Nutmegs —

That by the Report of the said Commissioners it appears that they intended to award your Petitioner a Commission of Two and half per Cent which they state to be the established usage upon the value of the said Spices estimated by the prices offered at the Moluccas to the Captors by the Supercargoes there of the said Messieurs Arbuthnot DeMonte and Company —

That your Petitioner left his claims on the aforesaid Spices to be received by his Agents Messrs. Balfour & Bromley by whom all accounts in that respect were to be tendered and during your Petitioners necessary absence at the Isle of France the said Messieurs Balfour and Bromley received from the Registrar of this Honorable Court the said Sum of Four Thousand Six hundred and Seventy Pagodas Twelve Fanams and fifteen Cash as incorrectly estimated by the aforesaid Commissioners and awarded to be paid to your Petitioner as his Commission —

Your Petitioner therefore humbly prays that another Commission issue to the said Henry Pakenham, George Arbuthnot John Binny and Sebastian Wolfort Ibeig directing them to review their aforesaid Report and rectify the error herein before stated by calculating the Commission of Two and a half per Cent upon the whole of

the

the Mace at the rate of fourteen Shillings a Pound and upon the whole of the Nutmegs at eleven Shillings a Pound. —

And your Petitioner shall ever Pray &c.

(Sd) John Carruthers

Proctor for the Petitioner —

Charles Ramsden of Madras Lieutenant maketh Oath and saith that he this Deponent was some time about the year One thousand eight hundred and ten employed by Messieurs Arbuthnot Dumonte and Company of Madras Merchants to purchase on their Account certain Spices taken as Prize at the Moluccas, and this Deponent did in consequence offer to the Captors fourteen Shillings a Dutch Pound for the Mace and eleven Shillings a Dutch Pound for the Nutmegs but which offer was refused. —

(Signed) C. Ramsden —

Sworn in Court this 15th
Day of April 1814

(Sd) Henry Dalrymple
Registrar V. A. C.

Order for Registrar & Merchants to review Report..

Banda Spices — Continued

Vice Admiralty Prize Court Madras..

Friday the 15th Day of April 1914..

Before the Honble Sir L.A. Strange Kt. Commissary and Judge &c.a. present Henry Dahagan Esquire Registrar..

In the Business of the Spices taken at Banda Neira &c.a. } brought to Madras on H.M. Ship Piedmontaise Captain Foote..

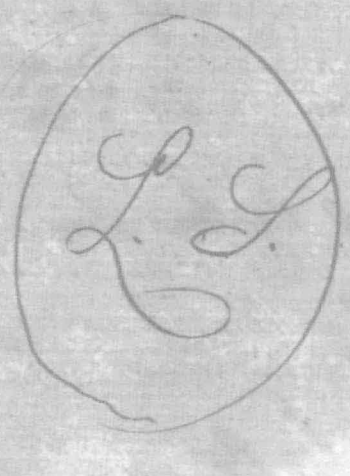
On Motion of Sir Samuel Salter and on reading the Petition of Lieutenant Charles Watson Yates with the Affidavit of Charles Faudoire, Subjoined thereto. It is ordered that the said Petition be referred to the Registrar of this Court and to George Arbuthnot, John Binny, and Sebastian Walford Esqrs of Madras Merchants, and that the said Registrar and Merchants do review the Report by them made in pursuance of an order of Court dated on the Ninth Day of September 1911, and that they or any two of them be at Liberty to examine the said Charles Faudoire or any other person or persons to be brought before them touching the Matters in the said Petition and affidavit mentioned and that notice of this order be served upon the Kings Proctor before the said Registrar and Merchants do proceed to such review that he may attend the same on behalf of the Crown or on behalf of the Captors of the said Spices and that the said Registrar and Merchants after such review and examination had do further report to the Court touching all the Matters in the said Petition, And that a Commission do issue authorizing and empowering the said Registrar and the said Merchants jointly or severally to administer an Oath or Oaths to the Person or Persons to be by them examined as aforesaid.—

(Signed) L.A. Strange

Commissione to Administer Oath
to Witnesses —

Banda & Spices — Continued —

George the Third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith and so forth to Henry Dahagan Esquire Registrar of our Vice Admiralty Court at Madras and the Territories thereunto belonging. George Arbuthnot John Binny and Sebastian Walford Esqrs of Madras aforesaid Merchants Greeting. Whereas our Beloved the Worthe Sir Thomas Andrew Strange Kt. our Commissary and Judge in our said Court in a certain business on our behalf moved and prosecuted before him against certain Property consisting of Mace and Nutmegs, brought to Madras aforesaid on board our Ship the Vindictive whereof Charles Paste Esquire was Commander, taken at the Island of Banda Neira and its dependencies hath ordered and decreed a further Commission to issue unto you for you for the administering of an Oath or Oaths to Charles Pandevin or any other person or persons as may be before you examined touching the Matter in a Petition filed in our said Court on the 10th of April instant by Lieutenant Charles Watson Yates of the Madras Military Establishment and he hath committed his power and authority unto you in that behalf. We do therefore Authorize and empower you jointly or severally that you do receive admit and administer an Oath to the said Charles Pandevin and to every person who may be by and before you examined touching the Matters in the Petition alledged and in the Affidavit subjoined thereto. —



Given at Madras in our aforesaid Court under the Seal thereof this 15th Day of April in the year of our Lord 1814 and of our Reign the 53d. —

(Signed) Henry Dahagan
Registrar

Further Report of Registrar and Merchants.

To the Honorable
Sir Thomas Andrew Strange Kt. Commissary
and Judge &c. &c. &c.

Friday the 13th Day of May 1814.

In the Business of the
Spices taken at Banda
Brought to Madras on board His Majesty's
Ship Piedmontaise Captn C. Foote.
Read.

In pursuance of the order of Court made in this business on Friday the 15th April last past, and by virtue of a Commission to us jointly and severally directed of the same date We Henry Rahagan Registrar, George Arbuthnot, John Binney and Sebastian Welford Greig of Madras Merchants have proceeded to consider the Petition of Lieutenant Charles Watson Yates with the affidavit of Charles Gaudoin subjoined thereto, to us referred and to review the Report by us made, in pursuance of an order of your Honorable Court of September 9th 1811, in presence of the said Lieut C. W. Yates and Sir Proctor McCarruthers and of the said C. Gaudoin, and having examined the said C. Gaudoin upon oath touching the Matters in the said Petition and Affidavit and having heard the said Lieut C. W. Yates and Sir Proctor thereupon, We are of opinion that no good cause has been shewn why our Report made as aforesaid should be altered or amended as to the Sum of four Thousand Six hundred and Seventy Pagodas twelve fanams and sixteen Cash being Commission at 2½ per Cent. therein and thereby awarded to the said Lieut C. W. Yates as the Agent at Banda for the Captors of the said Spices.

As 4670-12-16 Pd

We do further report that the said Yates Authorized by Messrs Arbuthnot Bell Monte and Co. to be offered for the said Spices at the Molluccas by their Supercargoes

was brought into the said Rooms of Mauris as Prize to the Battiment
Majestijs Ship Doris I. O'Brian Esquire Commander, that further
he was ful to and about the same Matters - Witness our Lands the
fifteenth Day of September in the year of our Lord One thousand
eight hundred and fourteen -

Signed in the presence
of ——— ———

(Signed) L Bixney

(Signed) L Bixney Lieut

/Sd/ Gaspar D. Lazaro

/Sd/ Lobo DeSouza -

Hunter — Continued

Recognizance of Bail.

In the Vice Admiralty Prize Court at Madras } In the Business of the American Ship Hunter brought in as Prize to His Majesty's Ship Doris.

Daniel Neale Proctor for Messrs Binny and Company of Madras Merchants prefers their Claim on behalf of Hougua of Canton Hong Merchant to one Hundred /100/ whole chests of Bohea Tea numbered from No 1 to No 100 - Two Hundred /200/ half Chests of Bohea Tea numbered from No 1 to No 200 and Two Hundred /200/ quarter Chests of Bohea Tea Numbered from No 1 to No 200 and respectively marked [B] Six hundred and eighty two /682/ chests of young Hyson Tea Numbered from No 1 to No 682 and forty five /45/ half chests of young Hyson Tea, numbered from No 1 to No 45 and respectively marked [Y] Twenty four /24/ Chests of young Hyson Tea, marked No A - Two Hundred and fifty nine /259/ Boxes of Souchong Tea, numbered from No 1 to No 259 and respectively marked [S O] - Fifty two /52/ Chests of Souchong Tea, numbered from No 1 to No 52 - Four Hundred and nine /409/ Chests of Hyson Skin Tea, Numbered from No 1 to No 409 and respectively marked [H S] - Thirty one /31/ Chests of Hyson Tea, Numbered from No 1 to No 31 and respectively marked [H] - Three /3/ Chests of Hyson Tea, marked No A - Ten /10/ Boxes of Gunpowder Tea, Numbered from No 1 to No 10 and respectively marked [E] and one Thousand and Six Hundred /1600/ Packages of Alloum marked [H] - Shipped by the said Hougua on board the said Ship Hunter at Canton for the sole and exclusive account and risk of the said Hougua and consigned to Messieurs J. and J. H. Perkins of Boston in the United States of America and now being on board the said Ship Hunter now laying at Anchor in Madras Roads and which said Ship Hunter

was brought into the said Roads of Madras as Prize to His Britannick Majesty's Ship Doris J. O'Brien Esquire Commander, And further to do in the said Court on behalf of the said Hougoa whatsoever shall be needful in and about the same Matters - Witness our Hands the fifteenth Day of September in the year of our Lord One thousand eight hundred and fourteen.-

Signed in the presence of ——— ———

[Sd] Gaspar D'Lazaro

[Sd] John DeSouza.-

(Signed) J Binny

(Signed) J Binny Junr.

Hunter — Continued

Recognizance of Bail.

In the Vice Admiralty Prize Court at Madras } In the Busines of the American Ship Hunter brought in as Prize to His Majesty's Ship Doris.

Daniel Neale Proctor for Messrs Binny and Company of Madras Merchants prefers their Claim on behalf of Hougua of Canton Hong Merchant to one hundred (100) whole chests of Bohea Tea numbered from No 1 to No 100. Two hundred (200) half chests of Bohea Tea numbered from No 1 to No 200 and Two hundred (200) quarter Chests of Bohea Tea Numbered from No 1 to No. 200 and respectively marked [illegible] Six hundred and eighty two (682) chests of young Hyson Tea Numbered from No 1 to No 682 and forty five (45) half chests of young Hyson Tea, numbered from No 1 to No 45 and respectively marked [illegible] Twenty four (24) Chests of young Hyson Tea, marked No A. Two hundred and fifty nine (259) Boxes of Souchong Tea, numbered from No 1 to No 259 and respectively marked [illegible] Fifty two (52) Chests of Souchong Tea, numbered from No 1 to No 52. Four hundred and nine (409) Chests of Hyson Skin Tea, Numbered from No 1 to No 409 and respectively marked [illegible] Thirty one (31) Chest of Hyson Tea, Numbered from No 1 to No 31 and respectively marked [illegible] Three (3) Chests of Hyson Tea, marked No A. Ten (10) Boxes of Gunpowder Tea, Numbered from No 1 to No 10 and respectively marked [illegible] and one Thousand and Six hundred (1600) Packages of Allum marked [illegible] Shipped by the said Hougua on board the said Ship Hunter at Canton for the sole and exclusive account and risk of the said Hougua and consigned to Messieurs J. and J. H. Perkins of Boston in the United States of America and now being on board the said Ship Hunter now laying at Anchor in Madras Roads and which said Ship Hunter

was brought into the said Roads of Madras as Prize to His Britannick Majesty's Ship Doris J. O'Brien Esquire Commander, And further to do in the said Court on behalf of the said Dougea whatsoever shall be needful in and about the same Matters — Witness our Hands the fifteenth Day of September in the year of our Lord One thousand eight hundred and fourteen.—

Signed in the presence of ——— ———

(Sgd) Gaspar D'Lazaro

(Sgd) John DeSouza.—

(Signed) J Binny

(Signed) J Binny Junr

Hunter — Continued

Recognizance of Bail.

In the Vice Admiralty Prize Court at Madras } In the Business of the American Ship Hunter brought in as Prize to His Majesty's Ship Doris.

Daniel Neale Proctor for Messieurs Binny and Company of Madras Merchants prefers their Claim on behalf of Hougua of Canton Hong Merchant to one Hundred /100/ whole Chests of Bohea Tea quarter Chests of Bohea Tea Numbered from No 1 to No 200 and respectively marked [illegible] Six hundred and eighty two /682/ Chests of young Hyson Tea Numbered from No 1 to No 682 and forty five /45/ half Chests of young Hyson Tea, numbered from No 1 to No 45 and respectively marked [illegible] Twenty four /24/ Chests of young Hyson Tea, marked No A- Two Hundred and fifty nine /259/ Boxes of Souchong Tea, numbered from No 1 to No 259 and respectively marked [illegible] 80- Fifty two /52/ Chests of Souchong Tea, numbered from No 1 to No 52- Four Hundred and nine /409/ Chests of Hyson Skin Tea, Numbered from No 1 to No 409 and respectively marked [illegible] HS- Thirty one /31/ Chests of Hyson Tea, Numbered from No 1 to No 31 and respectively marked [illegible] Three /3/ Chests of Hyson Tea, marked No A- Ten /10/ Boxes of Gunpowder Tea- Numbered from No 1 to No 10 and respectively marked [illegible] and one Thousand and Six Hundred /1600/ Packages of Allum marked [illegible]- Shipped by the said Hougua on board the said Ship Hunter at Canton for the sole and exclusive account and risk of the said Hougua and consigned to Messieurs J. and J. [illegible] Perkins of Boston in the United States of America and now being on board the said Ship Hunter now laying at Anchor in Madras Roads and which said Ship Hunter

was

was brought into the said Roads of Madras as Prize to His Britannick Majesty's Ship Doris L. O'Brien Esquire Commander.-

And now on this Day being the Seventeenth Day of September in the year of our Lord One thousand eight hundred and fourteen Veeraraghavaram Appanah Brahmin residing at Number Thirteen Jonda Mastiakpah Maadely Street in Pedda Naick Pettah and Coonatore Chellapah Venkatachella Moodely residing at No. 45 Addeappah Naick Street in Pedda Naick Pettah who are Inhabitants and Householders of Madras came before Sir Thomas Andrew Strange Knight Commissary of this Court and acknowledge to owe to our Sovereign Lord the King One hundred and fifty Star Pagodas of the lawful Current Money of Madras to be made of their and each of their Lands and Chattles and hired to the use of the Captors of the said Goods and Merchandize towards and for such Costs and Charges in this behalf as shall be adjudged to the same Captors against the said Bengula by reason of the Claim aforesaid.-

Fort Saint George
this 17th Day of September
1814 Taken and acknowledged
Before Me

(signed) V. Appanah Boy
(signed) [illegible]

/s/ T. d Strange

which I attest

/s/ Henry Gahagan
Registrar

/s/ O'Meara
Minister for the Claimant

Hunter — Continued

Claim of Messrs Binny in Claim

&c. &c. &c. and papers referred to

In the Vice Admiralty Prize Court Madras.

In the Business of the American Ship Hunter / William M Rogers Master / brought in as Prize to His Britannick Majesty's Ship Doris / L. O'Brian Esquire Commander. —

The Claim of John Binny Junior of Madras Merchants and Copartners and there trading under the Firm of Binny and Company for and on behalf of Hoaqua a Hong Merchant residing at Canton in China for the following Goods and Merchandize Shipped by the said Hoaqua on board the said Ship Hunter at Canton for the Sole and exclusive account and risk of the said Hoaqua Consigned to Messieurs J. and J. W. Perkins of Boston in the United States of America and now being on board the said Ship Hunter, now laying at Anchor in Madras Roads Viz.

One Hundred /100/ whole Chests of Bohea Tea numbered from No 1 to No 100
Two Hundred /200/ half Chests of Bohea Tea numbered from No 1 to No 200
and Two Hundred /200/ quarter Chests of Bohea Tea numbered from No 1 to No 200
and respectively marked H Six Hundred and eighty two /682/ Chests of
Young Hyson Tea, numbered from No 1 to No 682 and forty five /45/
half Chests of young Hyson Tea, numbered from No 1 to No 45 and
respectively marked H Twenty four /24/ Chests of Young Hyson Tea marked
No A Two hundred and fifty nine /259/ Boxes of Souchong Tea, numbered
from No 1 to No 259 and respectively marked 30 H — Fifty two chests of
Souchong Tea, Numbered from No 1 to No 52 — Four hundred and nine /409/
Chests of Hyson Skin Tea, numbered from No 1 to No 409 and respectively
marked H S — Thirty one Chests of Hyson Tea, Numbered from No 1 to No 31
and respectively marked H — Three Chests of Hyson Tea marked No A —

Tea

Ten /10/ Bales of Gunpowder Tea Numbered from No. 1 to No. 10 and respectively marked [illegible] and one thousand Six hundred /1600/ Packages of allum, marked [illegible].—

The Claimants alledge that the Goods and Merchandize aforesaid Invoiced at the price of Forty one thousand one hundred and one /41101/ Dollars and 18 Cents were shipped by the said Mowqua on board the said Ship Hunter at Canton on or about the thirteenth Day of March last on his sole and exclusive account and risk, consigned to Messieurs L and H Perkins of Boston in the United States of America.

That the said Goods and Merchandize as the Claimants verily believe, are the sole and exclusive Property of the said Mowqua, who is a native subject of the Emperor of China and Merchant at Canton.

That the said Ship Hunter with the whole of the said Goods and Merchandize on board was captured by His Britannick Majesty's Ship Doris J. P. Bruen Esquire Commander on or about the Second Days of April last shortly after her departure from Canton on her Voyage to Batavia aforesaid and that the said Ship Hunter with the said goods and Merchandize on board is now lying at Anchor in Madras Roads under the charge of Edward Fayerman Lieutenant belonging to His Majesty's said Ship Doris.

That the said Mowqua by a letter addressed by him to Messrs. Palmer and Company of Calcutta Merchants dated Canton the second of April last which is hereunto annexed has directed them the said Messrs. Palmer and Company in the event of the said Ship Hunter being sent to Calcutta, to claim on his behalf the goods and Merchandize aforesaid and in another Letter from the said Mowqua to the said Messieurs Palmer and Company subjoined to the said Letter

of

of the Second Day of April dated Canton the fifth Day
of the said Month of April, which is also hereunto annexed,
the said Marquis expresses himself as follows "Since writing
"the foregoing I have thought it possible that the ship
"Hunter may be sent to Madras or Colombo for Adjudication
"and as I have no Correspondent at those places I shall be
"extremely obliged to you to forward two of the enclosed
"Bills of Lading and Certificates to your
"Correspondents at those places, and desire them to claim
"the Property in my behalf" —

That the Claimants have in consequence
received from the said Messieurs Palmer and Company at
Calcutta a letter dated the Seventh Day of June last,
directing them in the event of the said Ship Hunter Coming
to Madras to prefer a claim on behalf of the said Marquis
to the said Goods and Merchandize herein before particularized
as the true and undoubted Owner thereof, and the said Messieurs
Palmer and Company did at the same time transmit to
the Claimants the aforesaid two Original Letters from the
said Marquis to the said Messieurs Palmer and Company which are
hereunto annexed the original Invoices of the said Goods and
Merchandize, and a Copy of the Bill of Lading thereof with a
Certificate thereon Endorsed under the Hand and Seal of Office of
B. C. Wilcocks Esquire Consul for the united States
of America at Canton of the same being a true Copy
of the original Bill of Lading he the said B. C.
Wilcocks having compared the same — and the said Messieurs
Palmer and Company did at the same time forward to the
Claimants a Copy of a Certificate of I. I. Elphinstone
Esquire

Hunter Continued

Esquire Chief for the affairs of the English East India Company in China dated the Thirty first Day of March last whereby the said I. F. Elphinstone has certified that the said Hongqua had produced before him the said I. F. Elphinstone on that Day a Bill of Lading of goods Shipped on board the said Ship Hunter dated the thirteenth Day of the said Month of March and that he the said Hongqua declared on Oath that the Goods therein Specified was the property of him the said Hongqua and shipped on his account to which Copy of the said Certificate is subjoined an original Certificate under the hand and Seal of office of the said B. C. Wilcocks Esquire dated the third Day of April last whereby the said B. C. Wilcocks has certified, that the same was a true Copy of the Original Certificate in the hand writing of the said I. F. Elphinstone having been duly compared by him on that Day.

That the whole of the aforesaid several Documents transmitted by the said Messieurs Palmer and Company to the Claimants together with the letter from the said Messieurs Palmer and Company to the Claimants accompanying the same are hereunto annexed.-

The Claimants therefore pray that the Several Papers writing which are hereunto annexed may be received in Evidence of the Premises and that the said Goods and merchandize hereinbefore and in the said Invoice and Bill of Lading Specified may be restored to them on behalf and for the use of the said Hongqua as the owner thereof.-

(Signed) R. Lebb.

Hunter — Continued

In the Vice Admiralty Prize Court Madras

In the Business of the American Ship Hunter Willcox M. Rogers Master) brought in as prize to His Britannick Majesty's Ship Doris Lt. Brau Esqre Commander —

I John Binny the Elder of Madras Merchant one of the Claimants above named maketh Oath and saith that to the best of the Knowledge and belief of this Deponent the matters of fact which are alledged by the foregoing Claim on behalf of Mangna a Moorg Merchant residing at Canton in China are true, and the several papers writing annexed to the same Claim are authentic and worthy of Credit. —

(Signed) J. Binny

Sworn by the Deponent at Fort St. George Madras this 10th Day of Sept. 1814

Before me

(Signed) L. L. Strange

which I attest

(Sd) Henry Salkeld

Registrar

Capt. O'Neil Master for the Claimant

Hunter — Continued — Papers referred to in Claim.-

No. 1.

Messrs Binny and Co

Madras

Dear Sirs

We wait upon you with a Notorial Copy of a letter from our Correspondent Mowqua at Canton with the Several Documents therein referred to, in order that you may, in the event of the American Ship Hunter being sent for adjudication at Madras take the necessary Steps for reclaiming the Property on board that Ship belonging to Mowqua.

Should you recover the property, be pleased to land and store it until you hear further from us; unless the Hunter should be ordered here; when settling with her Captain for its freight, you will be pleased to send it forward to us.-

We shall be thankful for your avoiding of an early opportunity to communicate with Mowqua.-

We are

Dear Sirs

Your's faithfully

(E.) Palmer & Co

Calt.a 7th June 1814

Enclosures.-

Invoice & Bill of lading for Sundries shipped in the Hunter.-

Notorial Copy of the Certificates of Shipment from Whampoa and Mr Wilcocks - Notorial Copy of Mowqua's Letter.-

P. & Co.

No. 2.-

Canton April 2d 1814.-

Messrs Palmer and Co

Calcutta

Gentlemen

I had the pleasure to receive your favours a few days since under date of 30th & 29th of December and have now to return you my acknowledgment for your attention to my request respecting the purchase of Cotton, you will please to invest whatever property of

mine that may come into your hand, in Cotton as before requested.-

I now take the liberty of handing you Invoice and Bill of lading of a Shipment of Teas, made on my account on board of the American Ship Hunter, which Vessel was captured in going out of the Port by a British Frigate (the Doris); thinking it possible that said Vessel may be sent to your Port for adjudication I have now to request you will claim in my behalf of the Captors all the Property specified in said Invoice and Bill of Lading and to pay whatever expenses may attend said Claim should my said Property be liberated you will please to have it stored and held subject to my future orders; your attention and exertions to the above requests will confer a lasting obligation on your humble Servant

(Signd) Hanegraaf

Cantaw April 5th 1814-

Gentlemen/

Since writing the foregoing I have thought it possible that the Ship may be sent to Madras or Colombo for adjudication, and as I have no Correspondents at those places I shall be under the necessity obliged to you to forward two of the enclosed Sets of Invoice, bills of lading, and Certificates to your Correspondents at those places and desire them to claim the Property in my behalf.-

Your humble Servant

(Signed) Hanegraaf

Hunter — Continued

No. 3.-

Shipped, in good order and well conditioned by Hongqua on board the Ship Called the Hunter whereof is Master for this present Voyage Wm M. Rogers now lying in the Port of Canton, and bound for Boston to say -

B
No 1 — 100 - One Hundred Chests of Bohea Tea
No. 1 — 200 Two Hundred Half Do Do
No 1 — 200 Two Hundred quarter Do Do

No. 1 — 682 Six Hundred and eighty two Chests of Hyson Tea
No. 1 — 46 Forty five half Do — Do
No. A — Twenty four Chests — Do —

HO
No. 1 — 259 Two hundred and fifty nine Boxes of Souchong Tea
No. 1 — 52 Fifty two Chests — Do —

HS
No. 1 — 409 Four hundred and nine Chests of Hyson Skin Tea

H
No. 1 — 31 Thirty one Chests of Hyson Tea
No. A — Three Chests — Do —

E
No. 1 — 10 - Ten Boxes of Gunpowder Tea
H — One thousand Six Hundred Packages of Allum

being marked and numbered as in the Margin, and to be delivered in like good order and well conditioned, at the aforesaid Port of Boston (the dangers of the Seas only excepted) unto Messrs Lee & Hall & Perkins or to their assigns, he or they paying freight for the said - Meas. of Teas 334 tons 98 fms. - " " Allum 23 " 15. 21

accustomed - In Witness whereof the master of the said Vessel hath See Back of the Bill of Lading — with Primage & Average affirmed to five Bills of Lading, all of this tenor and date, the one of which bills being accomplished, the other to stand void. - Dated in Canton the thirteenth Day of March 1814. -

(Signed) Wm M. Rogers. -

The freight of the within Merchandize to be thirty five Thousand Eight Hundred and thirty seven Dollars 73 pice provided there is a war between Great Britain and the United States on the arrival of Ship Hunter in any port in the United States of America payable in thirty Days after delivery; but should there be a peace between the said Countries on the Arrival of the said Ship in any port in the united States, then the freight to be twenty Six Thousand four hundred and thirty nine Dollars 73 pice payable in thirty Days after the Arrival of the same.

(Signed) Wm M. Rogers.

(Signed) Hosmer.

American Consulate Canton.

I B. L. Wilcocks, Consul for the United States of America at Canton, do certify that the within is a true Copy of the Original Bill of Lading duly compared by me this Day.

In Testimony whereof I have hereunto Set my hand and Seal of office this third Day of April in the year of our Lord Eighteen Hundred and fourteen.

L. S.

(Signed) B. L. Wilcocks

Consul for the U. S. of America

Hunter — Continues
No 4

Invoice of Merchandize Shipped by Hougua on board the American Ship Hunter Wm M. Rogers master bound for Boston in the United States of America being for the sole and exclusive a/c & risk of the Shipper who is a native subject of the Emperor of China and Merchant of Canton, consigned to Messrs J. & J. H. Perkins of Boston aforesaid. —

No 1 a — 100 — 1 whole chests
1 a — 200 200 half Do
1 a — 200 — 200 quarter Do } Bohea Tea wg 570 peuls 35 Cy at 11 tale — 6273.8.5

1 a — 582 582 chests
1 a — 45 45 half Do } young Hyson Tea wg 490.44 at 30 tale — 14713.2.0

No A — 24 Chests — Do wg 16.95 at 35 tale — 589.7.5

80
1 a 259 — 259 Boxes Souchong Tea wg 62 peuls 74 Cy at 23 tale — 1443.0.2
1 a 52 52 Chests — Do 20 — 29 Cy at 17 tale — 446.9.3

HS
1 a 409 — 409 Chests Hyson Skin Tea wg 204.25 Cy at 20 tale — 4085.0.0

H
1 a 31 — 31 Chests of Hyson Tea wg 15.60 Cy at 45 tale — 702.0.0
No A — 3 Chests — Do wg 1 — 72 Cy at 35 tale — 60.2.0

E
1 a 10 — 10 Boxes of Gunpowder Tea wg 2 — 82 Cy at 45 tale 126.9.0

28440.8.5

at 12 Candareens per Dollar is — 3
1,000 packages of allum weighing 400 peuls at 4 per cent — 164.
44101.15

Errors Excepted
Canton March 13th 1814
(Signed) Hougua

Hunter — Continued —

No. 5.

(Copy)

This is to Certify that Mauqua Hong Merchant at Canton
produced before me this thirty first Day of March 1814 a Bill
of Lading of Goods Shipped on board the American Ship Hunter
Wm. M. Rogers Commander dated 13th March 1814 and he
declared on Oath that the goods therein Specified were his property
and Shipped on his Account. —

(Signed) J. F. Elphinstone
Chief for the Affairs of the
English East India Company
in China. —

American Consulate Canton

I B C Wilcocks Consul for the united States of America
at Canton, do certify, that the above is a true Copy of the
Original Certificate in the hand writing of John F. Elphinstone
Esquire duly compared by me this Day. —

In Testimony whereof I have
hereunto Set my Hand and Seal of
Office, this third day of April
in the year of our Lord Eighteen
hundred and fourteen. —

L. S.

(Signed) B. C. Wilcocks
Consul for the U. S. of America.

Petition of Daniel Neale Majr. Binny & Co. Proctor.

Hunter — Continued

In the Vice Admiralty
Prize Court
Fort St. George

In the Business of the American
Ship Hunter / Willm. N. Rogers
Master / brought in as Prize to
His Majesty's Ship Doris by
Jno. Commander —

To the Honorable Sir Thomas Andrew Strange Knight
Judge of the said Court.

The humble Petition of Daniel Neale
one of the Proctors of the said Court.

Sheweth,

That Howqua a Hong Merchant of Canton and a Native Subject of the Emperor of China did on or about the thirteenth Day of March now last past ship on his sole and exclusive account and risk on the said Ship Hunter certain goods and Merchandize consisting of Teas and Allum consigned to Messrs. J. and T. H. Perkins of Boston in the United States of America, which said ship Hunter was shortly after her departure from Canton aforesaid with the said Goods and Merchandize on board Captured by His Majesty's Ship Doris Jno. O'Brien Esquire Commander and brought into the Road of Madras where she is now lying at Anchor under the charge of Edward Fayaman Lieutenant of His Majesty's said Ship Doris —

That Messieurs Binny and Company of Madras Merchants on behalf of the said Howqua the owner and Shipper of the said Goods and Merchandize have lately preferred their claim to this Honorable Court for the Restitution of the said Goods and Merchandize, but inasmuch as the papers of and belonging to the said Ship Hunter have not as yet been brought into the Registry of this

B Section 1st

2 1st October 1845

1610.

Honorable Court for the purpose of proceeding to adjudication thereon.-

Your Petitioner therefore as the Proctor for the said Messieurs Bunny and Company acting for and on the behalf of the said Hougua Humbly prays this Honorable Court to admit the said Claim, and to order and direct that a Monition do issue Directed to Robert Orme Esqre Kings Proctor and the said J. Jayerman to bring into the Registry of this Honorable Court all Papers of and belonging to the said Ship Hunter and requiring them forthwith to proceed in this Honorable Court to a legal adjudication of the said Ship Hunter.-

And your Petitioner will ever Prays &c.

(Signed) D. Keale
Proctor

Hunter — Continued.

Order for Monition &c.

Vice Admiralty Prize Court Madras.

Saturday the 17th Day of Septr 1814.

Before the Honble Sir Thos A. Strange

Kt Commissary and Judge &c. presents

Henry Sahagan Esqre Registrar

In the Business of the Ship Hunter William M. Rogers Master } taken by H.M. Ship Doris J. O'Brien Esquire Commander

On Motion of Dr Lobb Advocate for John Binny Senior & John Binny Junior of Madras Merchants claimants of Sundry goods and Merchandize on board the said Ship Hunter, on behalf of Hoequa a Hong Merchant resident at Canton in China, and on reading the Petition of Daniel Neale Proctor for the said Claimants as well as their Claim with the papers thereunto annexed, filed in this business. It is Ordered that a Monition do issue directed to Robert Arme Esqre the Kings Proctor and Lieutenant Edward Fazerman of the said Ship Doris requiring the said Lieutenant to bring and deliver in six days after the Service of the said Monition, all the papers and writings found on board the said Ship Hunter, into this Court and calling upon him and the said Kings Proctor there and there to proceed to the legal adjudication of the said Ship Hunter and the goods Wares & Merchandizes taken thereon.

(Signed) T. A. Strange

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith &c. To William Metaggart Esquire Marshal of our Vice Admiralty Court of Madras and to his deputy whomsoever greeting. Whereas the Honble Sir Thomas Andrew Strange Knight our Commissary and Judge in our said Court and also to hear and determine all and all manner of causes and Complaints as to Ships and Goods seized and taken as Prize specially constituted and appointed in a certain business moved and prosecuted before him in our said Court on behalf of John Binny Senior and John Binny Junior of Madras Merchants and Copartners under the firm of John Binny and Company Claimants of the following goods and Merchandize Viz. One Hundred (100) whole Chests of Bohea Tea numbered from No. 1 to No. 100. Two Hundred (200) half Chests of Bohea Tea, Numbered from No. 1 to No. 200, and Two Hundred (200) quarter Chests of Bohea Tea, Numbered from No. 1 to No. 200 and respectively marked B — Six Hundred and eighty two (682) Chests of young Hyson Tea, numbered from No. 1. to No. 682 and forty five (45) Half Chests of young Hyson Tea, numbered from No. 1 to No. 45 and respectively marked Y — Twenty four (24) Chests of young Hyson Tea, marked No. A — Two Hundred and fifty nine (259) Boxes of Souchong Tea, numbered from No. 1 to No. 259 and respectively marked 86 — Fifty two (52) Chests of Souchong Tea numbered from No. 1 to Number 52 — Four Hundred and nine (409) Chests of Hyson Skin Tea, numbered from No. 1 to No. 409 and respectively marked HS — Thirty one (31) Chests of Hyson Tea, numbered from No. 1 to No. 31 and respectively marked H Three (3) Chests of Hyson Tea, marked No. A — Ten Boxes of Gunpowder Tea numbered from No. 1 to No. 10 and respectively marked B and one thousand six Hundred (1600) Packages of Allum marked H Shipped on board of the Ship Hunter William M. Rogers Master) for and on behalf of Monqua a Hong Merchant residing at Canton in China a native Subject of the Emperor of China, the true lawful and sole owner and Proprietor thereof at the time

the

the said Ship was taken and seized by our Ship of War the Doris by
O'Brien Esquire Commander, rightly and duly proceeding at the Petition
of the Proctor of the said Claimants alledging that the said Ship Hunter
with the said Goods and Merchandize on board was taken and seized
as aforesaid on or about the Second Day of April last past shortly
after Her departure from Cantea aforesaid on her voyage to the Port of
Boston in the United States of America and brought to the Port of
Madras in charge of Lieutenant Edward Fayerman one of the Lieutenants
of our said Ship Doris and is now in the said Port of Madras lying:
And notwithstanding the Capture and seizure aforesaid No proceedings whatever
have been had to bring the said Ship or Cargo to adjudication, hath
decreed the said Edward Fayerman Lieutenant of our said Ship to be
monished cited and called to Judgment at the time and place under-
written and to the effect hereafter expressed (Justice so requiring) We
do strictly charge and Command you, jointly and Severally that you omit
not by reason of any Liberty or Franchise but that you monish and
cite or cause to be monished and cited peremptorily the said Edward
Fayerman Lieutenant of our said Ship as also Robert Arnee Esqre
our Procurator in our said Court that they appear before our aforesaid
Judge or his Surrogate in our said Court situate in Fort St George
Madras aforesaid the Sixth Day after they shall be served hereof
and that the said Lieutenant Edward Fayerman do there and then
bring and deliver into the Registry of our said Court all Papers
Passes Sea Briefs Charter-Parties, Bills of Lading and other Documents
and writings as shall have been delivered or found received or taken on
board the said Ship Hunter and also that the said Lieutenant
Fayerman and our said Procurator do then and there proceed in our said
Court to the legal adjudication of the said Ship Hunter her Tackle,
Apparel and furniture and the Goods Wares and Merchandizes laden
thereon taken and seized as aforesaid and shew and alledge in
due form of Law all reasonable and good cause (if any they have)

why

Hunter Continued

why the said Ship her Tackle Apparel and furniture and the goods Wares and Merchandizes laden therein should not be decreed to be released from the aforesaid Capture and the said Goods and Merchandize claimed by the said John Binney Senior and John Binney Junior for and on behalf of the said Bourges be restored and delivered to the said Claimants for the use of the said Owners and proprietors thereof and further to do and receive as to Justice shall appertain and that you intimate moreover or cause to be intimated peremptorily to the said Robert Orme Esquire and the said Edward Fagerneau Lieutenant (to whom by the tenor of these presents we do also intimate) that if they shall not shew a reasonable and good cause to the Contrary our said Judge or his Surrogate doth intend and will proceed to the decreeing the said Ship Hunter her Tackle, Apparel and Furniture with the Goods Wares and Merchandize laden therein to be released from the Capture and seizure aforesaid and the goods and Merchandizes claimed as aforesaid to be restored and delivered to the said Claimants for the Use of the owner and proprietor thereof together with all Costs Damages and expences arising or to arise from or by means of the said Capture and Seizure, their absence or Contumacy in any wise notwithstanding and that you duly certify our said Judge or his Surrogate what you shall do in the premises together with these presents.-

Given at Fort St George Madras in our aforesaid Court under the Seal thereof the 17th Day of September in the year of our Lord 1814 and of our Reign the 54th.-

(Signed) Henry Jackaman
Registrar

This Monition was duly executed by serving Copies on Lieut. Fagerneau and Robert Orme Esquire Personally on Monday the 19th and Tuesday the 20th September 1814.-

(Signed) Wm Macteggart
Marshal.-

Received the 17th Septr 1814
Returned the 20th.-

Hunter — Continued
Registrar's Certificate &c.

Vice Admiralty Prize Court Madras.

Wednesday the 28th September 1814

In the Business of
The Ship Hunter
Wm M. Rogers Master
} taken by H. M. Ship Doris
J. O'Brien Esqre Commander.

These are to Certify that on Saturday the 17th Day of September instant a Monition issued in this business, directed to Robert Orme Esquire Kings Proctor, and Lieutenant Edward Fayerman of the said Ship Doris, requiring the said Lieutenant to bring and deliver, in Six days after the Service of the said Monition all the Papers and Writings found on board the said Ship Hunter, into this Court, and calling upon him and the said Kings Proctor, then and there to proceed to the legal adjudication of the said Ship Hunter and the Goods Wares and Merchandises laden therein, And these are further to Certify that the said Monition was returned on the 20th Day of September instant subscribed in the manner following "This Monition was duly executed "by serving Copies on Lieut. Fayerman and Robert Orme Esquire "personally on Monday the 19th and Tuesday the 20th September 1814."

"(Signed) "Will. Mactaggart"
"Marshal"

And these are further to Certify that in pursuance of the said Monition or otherwise no Ships papers have been brought into the Registry in this business hitherto.

(Signed) Henry Gahagan
Registrar

Order for an attachment

Hunter — Continued

Vice Admiralty Prize Court Madras.

Friday the 30th day of September 1814.

Before the Honble Sir Thos. Andrew Strange Knight

Commissary and Judge &c. present Henry Trahagren

Esquire Registrar.

In the Business of the
Ship Hunter W.
M. Rogers Master
} taken by H. M. Ship Doris
J. O'Brien Esqr. Commander —

On Motion of Dr. Lobb Advocate for the

Claimants and on reading the Certificate of the Registrar that on Saturday

the 17th Instant a Monition was issued, directed to Robert Anne Esqre

and Lieut. Edward Fayerman requiring the said Lieutenant to bring

and deliver into the Registry of this Court, in six days after the Service

thereof, all the papers and writings found on board the said Ship

Hunter &c. and that the said Monition was returned on the 26th Instant

duly executed by the Marshal and that no Ships papers had been in

pursuance thereof or otherwise yet brought into the Registry — It is

Ordered that an attachment against the said Lieut. Edward Fayerman

do issue for disobedience to the said Monition —

(Signed) T. A. Strange

Attachment against D. Fayerman —
Hunter — Continued.

Vice Admiralty Prize Court Madras.

In the Business of the Ship Hunter W. M. Rogers Master — } taken by H. M. Ship Doris Captain O'Brien.

George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith To William Mactaggart Esquire Marshal of the Vice Admiralty Court of Madras — to his Deputy — wheresoever — Greeting — We do empower and strictly charge and Commaund you jointly and Severally that you Arrest or cause to be arrested Lieut. Edward Fayerman wheresoever you shall find him and Same to arrested your Keep under safe and secure Arrest so as to Same him forthcoming before us or our Judge of the said Vice Admiralty Court in Fort St George Madras aforesaid thereto answer to us as well touching a Contempt which he as it is alledged hath committed against us as also such other Matters as shall be laid to his charge and further to do and receive in this business as to Justice shall Appertain — and Hereof fail not and bring these presents with you — Witness Sir T. A. Strange Kt. Commissary &c —

Given at Madras under the Seal of our said Vice Admiralty Court this 30th Day of September in the year of our Lord 1814 and of our Reign the 54th

(Signed) Henry Gahagan
Registrar

Wurster — Continued

By Virtue of the within writ to me directed I hereby authorize and direct you to Arrest the within named Lieutt. Edward Fagerman, so that I may have to produce before the Honorable the Commissary &c.a of the Vice Admiralty Court of Madras.—

Given under my Hand and Seal in Madras this thirtieth Day of Septr. in the year of our Lord One thousand Eight Hundred and fourteen.—

(Signed) Thomas Blyth — (L.S.)
Dy. Marshal.

To
Robert Jones
Marshals Constable.—

By virtue of this Writ to me directed I have taken the Body of Lieutenant Fagerman and have him now to produce before the Honble the Commissary of the Vice Admiralty Court of Madras as by the said Writ I am Commanded.—

(Signed) Will.m McTaggart
Marshal.

Vice Admiralty Court Madras

I William McTaggart Marshal of the Court of Vice Admiralty of Madras do attest That on or about the 23d Day of July last an American Prize Ship arrived in the Roads of Madras with her colours displayed as those of Prize Ships usually are, that is with the British National Flag flying over the American National Flag. That after the lapse of about two days from the time of her arrival, no person having cited her for adjudication in the Vice Admiralty Court I directed Mr Thomas Blyth my Deputy to repair on board the Prize and take legal possession of her leaving an officer on board and reporting his having done so to the Kings proctor for the information of the Court, That the Deputy Marshal afterwards informed me of his having acted according to my directions That in consequence thereof I received on the 27th Day of July last a letter addressed to me as Marshal of the Court of Vice Admiralty purporting to be dated on that day from the American Prize Ship Hunter in Madras Road and signed by J. Fayerman Lieut. of His Majesty's Ship Doris which letter is hereunto annexed and is No. 1- That I on the same day wrote and addressed to the said Lieutenant J. Fayerman an answer to his said letter of which answer a true Copy is also hereunto annexed No. 2- That I on the same day received another letter of that date addressed to me as Marshal of the Court of Vice Admiralty purporting to be dated on that day from the said American Prize Ship Hunter in Madras Roads and signed by the said Lieutenant J. Fayerman which is also hereunto annexed and is No. 3- That to said last mentioned Letter I returned no answer That on the first Day of August I received a letter under that date from the Worthle Sir Thomas Strange enclosing for my information an extract of a letter which he had received

from

from Commissioner Puget which letter and extract are hereunto annexed and are No 4 That I on the same Day addressed a Letter to Commissioner Puget of which a true Copy is hereunto annexed No 5 to which I received no answer That I also on the same Day addressed a letter to Lieut J. Fayerman transmitting a Copy of my letter to Commissioner Puget of which letter to Lieut Fayerman a true Copy is hereunto annexed and is No 6 That on the third Day of August I received a letter from Lieut J. Fayerman of that date acknowledging the Receipt of my letter of the first August which is hereunto annexed and is No 7 That nothing further Known to me passed respecting said prize until on or about the 17th Day of September when my said deputy informed me that a Monition had been issued from the Court of Vice Admiralty and delivered to him to be served on the said Lieut J. Fayerman That I believe the said Monition was returned into Court as having been served personally on the said Lieut J. Fayerman on the 20th Day of September That the said Lieut J. Fayerman having failed in complying with the order of said Monition an attachment was issued from said Court against him which attachment was returned into Court on Saturday the first day of October instant and the Body of the said Lieutenant J. Fayerman was there produced That his person was then and there committed to me as Marshal to be kept in safe Custody until called for by the Court and that he was accordingly lodged in H. M. Jail of Madras where he now remains That on Sunday the 3d Day of October instant a report was sent to me by my said Deputy that the persons in charge of the said Prize Ship Hunter was forced out of her by the Officers and people on board and that her anchor was immediately weighed and she proceeded to Sea and that she has not since returned to these Roads.—

[Signed] Will. M. Taggart
Marshal

Sworn to in open Court
this fourth of October 1814

Henry Dahagan
Registrar—

Hunter —— Continued.-

No 1.-

American Prize Ship Hunter Madras Road
27th July 1814.-

Sir,

Having learnt with considerable surprize that the American Ship Hunter captured in the China Seas by His Majesty's Ship Doris has been seized by you as Marshal of the Court of Vice Admiralty at this presidency, which measure though not officially communicated to me, has nevertheless virtually superseded me in the charge I held of the Hunter.-

I have therefore to request you will inform me under what authority that Seizure has taken place and upon what ground at the same time I beg to acquaint you that I am under orders from Captain O'Brien of His Majesty's Ship Doris to proceed to England for the purpose of attending the Condemnation of the Prize Ship herein referred to in the high Court of Admiralty as well as for the disposal of her Cargo in the British Markets.-

With the consideration of an Enemy's Force being in these Seas and the Probability of a part of it being detached to the Coast of Coromandel, I therefore think it my duty to protest on the part of Captain O'Brien, the Officers and Ships Company who captured the American Prize Ship Hunter against the measures you have adopted by her Seizure, as well as against that of entering upon the condemnation of her Hull and Cargo at Madras should it so happen that the Hunter is cut out, burnt, destroyed, or damaged either in her Hull or Cargo whilst in your possession I shall reserve to myself the right on the part of the Captors of bringing the whole transaction before the Courts at home.-

I have the honor to be
Sir
Your most obedient Servant
(Signed) E. Fayerman Lieut.
of H. M. Ship Doris.-

The Marshal of the
Court of Vice Admiralty
Madras.-

Hunter ——— Continued..

No 2.-

Madras 27th July 1814.-

To Lieut. E. Fageroman of H. M. Ship Doris
Commanding the American Prize Ship Hunter
Madras Road.

Sir,

I have to acknowledge the Receipt of your letter of this date and in reply thereto to state to you that my Deputy, in virtue of his office of Deputy Marshal of H. M. Vice Admiralty Court at Madras, and in pursuance of his duty, has taken charge of the Prize Ship & Cargo brought within the Jurisdiction of the Court, under your Command for the purpose of being proceeded against as Prize in such manner as to the Court may seem meet.-

I have the honor to be
Sir
your most Obedient Servant
(Signed) Wm. McTaggart
Marshal

(a true Copy)
(Signed) Will. M. Taggart.-

Hunter — Continued

№ 3.

American Prize Ship Hunter Madras Road
27th July 1814.

Sir,

Upon reference to the Act of the 45th of George the third Chapter the 72d and Article the 3d Title one of opinion that the Court of Vice Admiralty at this presidency is not authorized to enter upon the Adjudication of the American Ship Hunter only she has been libelled in that Court as a Captured Vessel from the Enemy with a view to her final condemnation, consequently the charge of her as been illegibly taken from me; Had the Hunter come into Madras Road for adjudication I should pursuant to the Clause in the Act herein referred to have given her up jointly to the care of the Controller and Collector of the Customs or where there was no Comptroller there to the Naval Officer, With this Consideration of the Act of Parliament provided in this case I must again protest on the part of the Captain, Officers and Company of His Majesty's Ship Doris against your seizure of the American Ship Hunter and for which measure you will in course be viewed as responsible as also for all accidents or Damage which may happen to her during the time she is in your possession.

I have the Honor to be
Sir
Your Most Obedient Servant
(Signed) E Fayerman Lieutenant
of His Majesty's Ship Doris.

The Marshal of the
Court of Vice Admiralty
Madras.

Hunter — Continued

No 4.-

Brodie Castle 1st August 1814.-

Sir,

I received the day before yesterday a letter from Commissioner Puget, relative to your late seizure in these Roads of the Hunter as an American Prize of which I enclose an extract for your information.-

I am
Sir
your obedient Servant
(signed) J. A. Strange

William Maggart Esqr.
Marshal of the Admty Court.-

Extract of a letter from Commissioner Puget to Sir J. Strange
Dated Madras July 2d 1814.-

A Petition will be preferred for presentation to the Court respecting the conduct of the Marshal in the case of the Hunter, and which I hold to be a legal Step, as the preliminary to the measures, it may eventually be thought desirable to adopt on this occasion; indeed the question regarding that seizure is of such real importance to the Navy that I apprehend Captains of Ships would be supported by the profession at large in the expence of bringing it before the Courts in England.-

It escaped my memory to bring to your notice, that since the seizure of the Hunter by the Marshall, the people who navigated her from China to these Roads, have been without fresh provisions, Spirits, or Wood; there must be a very heavy expence incurred by their Complete removal from that ship, because the Captors would not only have to subsist them on Shore but they would also have to maintain the Marshals Men who were sent off to take charge of her; this certainly should obtain a consideration, as should also the more important question (Viz.) at whose risk she now continues at this Anchorage? and if in the event of her coming on the beach, for the want of common attention, such as striking her Masts, or veering more cable, than she at present rides by, whether, under these circumstances

circumstances of the officer who had charge being dispossessed of his Command, the person displacing him, under the supposed authority of his office, would not be responsible for all accidents, the Hunter at the present moment is very unfavourably and indeed particularly situated in this respect, and I therefore venture to suggest that measures should be adopted for her common safety.—

No 5.

Admty 1st August 1814.

Peter Puget Esquire
Commissioner of the Navy
Madras.—

Sir,

I have received from Sir Thomas Strange a letter under this date inclosing an extract of one from you to him under date the 27th ultimo in which you state to him "That since the seizure of the Hunter by the Marshall the people who navigated her from China to this Road have been without fresh provisions Spirits and Wine; there would be a very heavy expence incurred by this compleat removal from that Ship, because the Captain would not only have to subsist them on Shore, but they would also have to maintain the Marshals men who were sent off to take charge of her. This certainly should attain a consideration as should also the more important question Viz.t at whose risk she now continues at this anchorage and if in the event of her coming on the Beach for the want of common attention, such as stocking her masts, or securing more cable, than she at present rides by; whether under these circumstances if the Officer who had charge being dispossessed of his Command, the person displacing him, under the Supposed authority of his office, would not be responsible for all accidents? the Hunter at the present moment is very unfavourably and indeed particularly situated in this respect, and I therefore venture to suggest that measures should be adopted for her common safety."—

In compliance with Sir Thomas Strange's request, that I should officially, as Marshal of the Court of Vice Admiralty,

reply

reply to your Statement, I beg to inform you that in placing a person in charge of the Prize Ship Hunter and her Cargo, and in reporting to the Court her arrival within the limits of its Jurisdiction I have done those acts merely as matter of legal form for the purpose of fixing the responsibility on whomsoever should withdraw her out of the Jurisdiction of the Court without its permission, and any consequences resulting from that measure. I am willing to abide by. I beg you clearly to understand that I have not by those Acts in any way superseded the authority of the Officer put in charge of the Prize by the Captors nor will any interference be made on my part or by those under me with any measures deemed necessary by you or him for the Safety of the Ship and Cargo.—

I speak decisively when I say that I hold the measure I have adopted to be perfectly legal, but as it has been questioned I wish in hopes that the legality of the Step would on your or Lieut. Taynnant's application have ere now been decided by the Court and I shall only add that every facility in my power will be given to bring it forward without a moments delay.—

I have the Honor to be

Sir

Your most Obed.t Servant

(Signed) Wm. M.c Taggart

Marshal

(a true Copy)

Signed Will.m M.c Taggart

Hunter — Continued

No. 6.

Lieut. J. Fayerman

Commanding the Prize Ship Hunter

Madras Roads..

Sir,

Commissioner Puget having addressed Sir Thomas Strange Judge of the Vice Admiralty Court respecting the Prize under your charge, and Sir Thomas Strange having transmitted to me an extract from the Commissioners Letter with a request that I would reply to it I have thought it proper to send you a Copy of my letter to Commissioner Puget which I beg you to consider as addressed equally to yourself as to Him..

I have the Honor to be

Sir

your most Obt. Servant

(Sd) Wm. Mc Taggart

Marshal

(a true Copy)

(Signed) Will. Maetaggart..

No. 7.-

To the Marshal of the Vice Admiralty

Court at Madras..

Sir,

I have to acknowledge the receipt of your letter dated on the 7th. Instant..

I have the Honor to be

Sir

Your most Obedt. Servant

(Signed) J. Fayerman

Lieut. of H. M. Ship Dorid.

Hunter — Continued

Vice Admiralty Court Madras.-

On the 25th July last seing an American Prize Ship at anchor in the Roads of Madras I reported the same to William Mr. Taggart Esquire Marshal of the Vice Admiralty Court of Madras who directed me to proceed on board and take charge of her in the name of the said Court - I immediately proceded to the beach and made enquiry of the Master Attendant for the Prize Master who pointed out a Naval Officer who I afterwards was informed was Lieut. J. Fayerman - I informed him Lieut. Fayerman of my orders to proceed on board the Prize to seize her in the name of the Vice Admiralty Court and requested him to accompany me which he did and I then (when on board) in his presence and in the presence of the Ships Crew - Europeans duly seized the Ship and sealed up the Hatches and left Robert Jones a Constable in charge - Lieut. Fayerman accompanyed me on shore and I immediately reported to Robert Arnee Esquire the King Proctor that I had duly taken charge of the Prize Ship, as will appear by the annexed Copy of a letter addressed to him on the occasion that on the 17th September a Monition was issued from the said Court a true Copy of which was personally served on Lieutenant Fayerman on the 20th same Month of September Lieutenant Fayerman not complying with the order of the same Monition one attachment I issued against him on Friday the 29th September and was served on him on Saturday the 1st day of October Instant and he was brought before the said Court in the Custody of the Marshal of the said Court and subsequently lodged in His Majesty's Gaol of Madras on the said 1st Day of October where he now is confined. —

The Ship has continued in charge of the Marshals

Constables

Constables or Peons from the 25th July last until Sunday the 2d Day of October Instant when the Peon then in charge was forced from on board the said Ship into a Boat and landed the Peon about 2 O'Clock the same last mentioned Day reported to me the circumstances of his being forced from the Ship and that the Ship was then under Sail and leaving the Roads immediately proceeded to the Beach and saw the Ship under full Sail Standing out to Sea.-

Sworn in Open Court
this fourth of October 1814

(Signed) Thos Blyth
Dy. Marshal.

(Signed) Henry Gahagan
Registrar

Resworn in open Court
as to the alterations-
(Sd) Henry Gahagan
Registrar
4th Octr 1814.

To
Robert Arnee Esqre
Kings Proctor

Sir

By virtue of my Office as Deputy Marshal of the Vice Admiralty Court of Madras &c. I this day proceeded on board and duly took charge of the American Ships Hunter, as I am informed, by M. Mys Ship Dart Capn Armstrong of Iron, Allum, Steel, and Sundries - and hereof be pleased to take notice.-

Madras
25. July 1814

I am
Sir
your Most obedient Servant
(Signed) Thos Blyth
Dy. Marshal.

(a true Copy)

Vice Admiralty Court Madras.-

Robert Jones states that on Monday the 25th Day of July last he was ordered by Mr Blyth the Deputy Marshal of the Vice Admiralty Court of Madras to proceed on board an American Ship a Prize as he was informed to one of His Majesty's Ships and to remain in charge of said Ship untill he should be relieved that he remained so in charge untill the 29th same Month when he was relieved by a Boat name Bada Sail and that he did not again return on board.-

Sworn in open Court
this fourth Day of October
1814 -
/Signed/ Henry Gahagan
Registrar.

(Signed) Robt Jones
Dy. Marshals Constable

Vice Admiralty Prize Court Madras --

Bada Sail Peon of the Marshall states that on the 29th Day of July Last he was directed by Mr Blyth the Deputy Marshall of the Vice Admiralty Court of Madras to proceed on board an American Ship to relieve an Europeans named Robert Jones and to remain in charge of the said Ship untill he himself should be relieved - that he continued on board in charge untill the 5th Day of August when he was relieved by an European named John Carpenter that on the 12th same Month he was agreeable ordered by Mr Blyth to proceed on board to relieve the said John Carpenter and that he continued on board in charge of the said Ship 'till Sunday the 2d Day of October Instant when at about the hour of one o'clock same day a Boat manned by Europeans came along side said Ship with a European (apparently a Naval Officer) with a Bundle of Papers in his hand sealed with a large Seal, and after remaining on board some short time - he the Peon

Sworn

2.12

Hunter – Continued

saw preparations making to weigh the Anchor and was ordered to quit the Ship; on his refusing to do so he was threatened to be beat – he was then forced over the side of the Ship into the Boat and when landed immediately reported the above Circumstances to Mr Blyth –

Sworn in open Court 4th October 1814 –

/ Signed / Henry Gahagan –

/ X / The ☾ Mark of Badar Saib – Marshals Peon –

Vice Admiralty Court Madras –

John Carpenter states that on Friday the 5th Day of August last he was Directed by Mr Blyth Deputy Marshall of the Vice Admiralty Court to proceed on board an American Prize Ship and Keep charge of her until he should be relieved – That he remained on board in charge until Saturday the 13th Day same month when he was relieved by a Peon named Badar Saheb –

Sworne in open Court this fourth Day of October 1814 –

John his × Mark – Carpenter

Deputy Marshals Custodes

(Signed) Henry Gahagan

Registrar –

Affidavit of Lieutenant Edward Fayerman.

Hunter — Continued

Vice Admiralty Prize Court Madras.

Edward Fayerman Acting Lieutenant of His Majesty's Ship Dart maketh Oath and saith that in not appearing before this Honble Court in obedience to the Monition issued on the 17th of September last, he intended no disrespect whatsoever to the authority thereof — that from the State of the Weather upon the 20th Day of last Month, the day upon which this Deponent should have appeared, he was unable to land from the Ship Hunter — the Surf being very violent and high that the Cables of the said Ship were in a bad state and from the Squallines of the weather which has prevailed of late in the Roads of Madras, the Ship drave for the morning of the 25th — Also this Deponent further saith that there was no Officer or person to whom he could intrust the management of the said Ship during his absence — during such Squally weather.

(Signed) E. Fayerman.

John Lawrence
Proctor for Mr Fayerman —

Sworne to in open Court
this Eighth Day of October
1814 —

(Signed) Henry Gahagan
Registrar.

Order to deliver out original Exhibits
annexed to claims.

Hunter — Continued

Vice Admiralty Prize Court Madras.

Wednesday the 12th October 1814
Before the Worshipful Sir Thos A.
Strange Kt Commissary &c. present
Henry Gahagan Esqre Registrar

In the Business of
The Ship Hunter
W. M. Rogers Master
} taken by H. M. Ship Doris Captain
A Bain.

On Motion of Proctor Jebb on behalf of the Claimants in this Business It is ordered that the Registrar do deliver out of the Registry to Mr D Neale the Claimants Proctor, the several Original Documents annexed to the Claims filed in the said business Copies thereof being taken and retained in the Registry.—

T. A. Strange

Receipt of Mr. Neale Proctor

Hunter — Continued

Vice Admiralty Prize Court

Madras

Saturday the 15th October 1814.

In the Business of the Ship Hunter W. M. Rogers Master. — taken by H.M. Ship Doris Captain Adams

Received of Henry Gahagan Esqre Registrar five Several Documents marked from No 1 to No 5 inclusive, being the Original papers which were annexed to the Claim filed in this business by Johns Binney Senior and John Binney Junior of Madras Merchants on behalf of Howqua a Hong Merchant of Canton in China, Claimants.-

(Signed) D. Neale

Proctor for Claimants

Vice Admiralty Prize Court Madras.

Thursday January the Twelfth 1815.

In the Business of the Property
Captured on and off the Island
of Amboyna &c.

In obedience to the Monition issued out of and under the Seal of the High Court of Admiralty of England bearing date the 19th Day of August in the year of our Lord 1813 and of His Majesty's Reign the Fifty Third (a Copy whereof was served upon me on the eighth Day of February in the year 1814 by Robert Orme Esqr. Kings Proctor in this His Majesty's Vice Admiralty Court of Madras) requiring me to transmit within fifteen Months after the Service thereof the Proceeds of the Property captured at Amboyna, remaining in my Custody to the Registry of His Majesty's said High Court of Admiralty of England. I hereby transmit in various Sets of Bills (a memorandum whereof is hereunto annexed) the Sum of fifty nine thousand three hundred eighty and eight Pounds, one Shilling and nine pence (£59,388.1.9) being the total amount of the Balance of the Proceeds aforesaid together with the Account Current of the same.

To the Registrar
of the High Court of
Admiralty of England
&c. &c. &c.

L.S.

(Signed) Henry Lushington

Memorandum of Bills.-

		£	S.	D.
1	To one Sett of Bills by the Contractor for victualling the Navy in India on the Commissioners for victualling in London	20,000		
2	Twenty one Setts of Bills on the Lords Commissioners of the Treasury, the Commissioners for victualling and His Majesty's Paymaster General	11,082	4	5
3	Two Setts of Commissioner Pugets Bills on Navy Board	1350	"	"
4	Twelve Setts of Bills on the Commissioner of the Treasury and Commissioner of the Navy	4,350	"	"
5	To a Sett of Commissioner Pugets Bills on the Navy Board	675	"	"
6	To three Setts of Bills on the Court of Directors of the E. I. Company by the Madras Government	2269		
7	To forty four Setts of Bills by the Ceylon Government on the Paymaster General	17,108	"	6
8	To Seven Setts of Bills by the Ceylon Government on the Board of Ordnance, and on Messrs Greenwood and Cox	2,200	"	"
9	To two Setts of Ceylon Government Ordnance and Navy Bills	263	"	6
10	To a Sett of Bills from Messrs Arbuthnot DeMonte & Co on Messrs Coutts and Co	90	16	4
	£	59,388	1	9

(Signed) Henry Gahagan
Registrar.