

the same be Adjourned Accordingly And that at the same Lib. H. D.
time the Cryer give Notice for the satisfaction of the Countrey, p. 81
that if the said M^r Smith Chief Justice &c^a does not come by
that time his Ex^{ncy} (God willing) to Morrow Morning will in
person come into Court and swear the new Justices appointed,
now present in Town.

Petition of
Capt Hurles
Seamen
about the
ffrench prize

Petition of severall of the Seamen & Saylours
belonging Unto the ship Providence of London,
Cap^t John Hurle Comānder therein setting forth
that they had hazarded their Lives in taking a ffrench
Prize which before a Court of Admiralty within this Province
had been legally brought to Tryall and condemned, therein
praying to know what share of the said Prize they might
legally Claime And further that there were not left above
ffifteen fighting Men and Seaven ffrench Men on Board the
said ship whereby they thought themselves not capable to
withstand the least Privateer, therefore likewise prayed to
know vnder what Convoy they were likely to go and how
their Wages might be secured.

This Board having seriously taken into consideration the
Case of the Petitioners Do say that as to the first they know
not what part of the said prize ship does properly belong
Unto them, being forced to have Recourse to the Admiralty
Court of England for the Officers ffees about the Tryall of the
same and therefore Referr them to be Relieved in England;
As to their Sayling, if they had been ready sooner they might
have gone vnder their Maj^{ties} Convoy But that now there was
Orders for all the ships in the Countrey to Sayle And that
Cap^t Hurle their Commander had here in Councill promise to
Exchange two of his ffrench men for two English hands, and
should take care to see their Wages & all other Matters
honourably discharged Ordered therefore that the Petition^{rs}
proceed on their voyage with Cap^t Hurle their s^d Commander
vnder the pains & penalty which by their Refusall may fall
thereon.