

Majesty's honorable Council have failed to be here & there
 being but three now present & the rest not coming in Or
 der to the sitting as a Court for hearing Appeals & writs
 of Error pursuant to Summons & for that in Particular
 there now depends a Cause in Appeal before this Court upon
 an Information brought in the Provincial Court against
 the Sloop sloop Pickett of New York Arnold Rodin
 Master which will require Determination speedily the
 Honble Coll^o Henry Townes Chancellor may not upon
 this Absolute Case of Necessity sit therein as one of the
 Judges the said matter being never likely to come before him
 in Chancery & that they make Report thereon according
 to this Board with all convenient speed

In Obedience thereto the said Gentlemen make the
 following Report viz^t

May it please your Excellency

It is our Opinion that Coll^o Townes may sit &
 Judge this Cause together with the rest of the Council

Geo. Plater

Rob^t Gouldsbrough

William Dent

The honorable Robert Smith Esq^r Chief Justice of the
 Provincial Court Major John Hammond & Captⁿ Rich^d
 Hill two more of the Justices of the said Court are by
 Order sent for who came accordingly

His Excellency is pleased to acquaint them that
 the reason of his sending for them at this time was
 that he had considered with his Majesty's honorable Council