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Prize appeal case for the ship 'Hiram', Ebenezer McIntosh (master), at the Vice-Admiralty Court of Antigua, 1818

HCA 45/71/14

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HZA 45/71/14

Before the Most Noble and Right Honourable the Lords Commissioners for Appeals in Prize Causes.

THE
HIRAM,

EBENEZER MINTOSH, MASTER.

WILLIAM RODIE, of the Island of Antigua, Merchant, the Agent for and on behalf of the Claimants or Parties interested in the Proceeds of the Cargo of the said Schooner Hiram, } APPELLANT,

AGAINST

The Honourable PAUL HORSFORD and ANN REID, the Executor and Executrix of the last Will and Testament of THOMAS THOMAS, the late Deputy Registrar of the Vice-Admiralty Court at Antigua, and Captain THOMAS REID, the Husband of the said Ann Reid, } RESPONDENT,

AND ALSO AGAINST

JOHN WILLIAM MOLLOY, Esquire, the acting Executor of the last Will and Testament of ANTHONY JAMES PYE MOLLOY, Esquire, the late Registrar of the said Vice-Admiralty Court, Party cited by Motion from this Right Honourable Court. }

On an Appeal from the Vice-Admiralty Court at Antigua.

CASE ON BEHALF OF THE APPELLANT.

THIS ship in the month of April in the year 1813, was seized and taken as prize by his Majesty's ship *Morne Fortunée*, Joseph Steele, Esq. commander, and carried into the Port of Basseterre, in the Island of Saint Christopher; the ship and cargo were afterwards proceeded against in the Vice-Admiralty Court at Antigua, and the same having been claimed, the Judge of that Court on the 24th day of April, 1813, was pleased to admit the claim, and to decree the ship and cargo to be restored to the claimant for the use of the owners and proprietors thereof, on payment of the captor's expenses. From this sentence an appeal was asserted on the part of the captor, and the Judge thereupon directed the sentence not to be suspended, on bail being given to answer such appeal. The ship and cargo were afterwards, by an order of the Court, decreed to be sold. The captor not having prosecuted his appeal, on the 30th day of April, 1814, the Right Honourable the Lords of Appeal, on motion of counsel, pronounced such appeal to be deserted, and an exemplification of such decree was regularly extracted.

A

PROCEED.

Prize of the Most Noble and Right Honourable the Lords Commissioners for Appeals in Prize Causes.
AND
NORGE,
Prize of the Most Noble and Right Honourable the Lords Commissioners for Appeals in Prize Causes.
AND
Prize of the Most Noble and Right Honourable the Lords Commissioners for Appeals in Prize Causes.