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Prize appeal case for the ship 'Joseph', Jean Pousson (master), at the Vice-Admiralty Court of Jamaica, 1799

HCA 45/26/4

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Before the Most Noble and Right Honorable the Lords Commissioners of Appeals in Prize Causes.

Sloop JOSEPH,

JEAN POUSSON, Master.

JEAN POUSSON, of New Orleans, in Louisiana, a Subject of His Majesty the King of Spain, the Master and Claimant of the said Sloop, her Tackle, Apparel, Furniture and Ammunition, on Behalf of himself, and of 35 Slaves, together with the Goods, Wares, Merchandize, and Effects, on board the said Sloop, on Behalf of himself and JEAN DUPUY, of New Orleans aforesaid, Merchant, likewise a Subject of His Majesty the King of Spain, } APPELLANTS.

AND

JEAN FRANCOIS ODOU, described a Subject of Her Majesty the Queen of Portugal, the sole Owner and Claimant of 4 Slaves on board the said Sloop,.....

JOHN BRISTOW, Commander of the Private Ship of War THOMAS, } the Captor, } RESPONDENT.

ACT on PETITION of both Proctors in respect to the Captor's Protest.

Saturday, 18th Nov. 1797.

Captor's Proctor's Protest.

ON which Day Bishop, to save the Contumacy of John Bristow, Commander of the Private Schooner of War Thomas, the Party cited and monished in this pretended Cause of Appeal, appeared, exhibited as Proctor, and made himself a Party for him, but under Protest; and, under his said Protest, he alleged, that the said Sloop Joseph, whereof the said Jean Pousson was Master, sailing under Spanish Colours, and bound on a Voyage from the Coast of Guinea to New Orleans, with a Cargo consisting of Thirty-nine Slaves and sundry Goods, Wares, Merchandizes, and Effects, was, on or about the 16th Day of February, 1794, met with, seized, and taken as Prize by the said Private Schooner of War, and carried to Port Royal, in the Island of Jamaica, where the usual Proceedings were instituted, on Behalf of the Captors, in the Vice-Admiralty Court, against the said Vessel and Cargo as lawful Prize:—That on the 13th March, 1794, the said Jean Pousson, the Master, gave a Claim for the said Sloop, as the sole Owner thereof, and also on Behalf of himself and of Jean Dupuy, both of New Orleans, and Subjects of His Catholic Majesty the King of Spain, Owners of Thirty-five of the said Slaves, and the Goods, Wares, Merchandize, and Effects on board the said Sloop at the Time of her aforesaid Capture; and the remaining Four of the said Slaves were claimed by Jean François Odou, describing himself a Subject of Her Majesty the Queen of Portugal, and a Passenger on board the said Sloop, but without mentioning his Place of Residence:—That on the 5th Day of June, 1794, the Cause came on to be heard before the Honorable Samuel Whiteborne, Esq; Judge, Surrogate, and Commissary of the said Vice-Admiralty Court of the said Island of Jamaica, who adjudged and condemned the said Sloop, and the said Goods, Slaves, and Effects on board her, as lawful Prize.—And the said Bishop, under his aforesaid Protest, further alleged, that since the giving of the said Claim of the said Jean Pousson in the said

Before the Most Noble and Right Honourable the Lords Commissioners of APPEALS in PRIZE CAUSES.