

deserue not the best from me, yet I could eazely disgest that, had he discharged his dutie otherwise. Thincke not therefore I beseech you that I mallice his person. I haue more to saie then I haue tyme to vtter. Now therefore hopeinge that you and my good Ladie haue had no worse health ~~then~~ then I and my wife (I prayse God for it) haue hitherto enjoyed, with the remembraunce of both of our due respect~~l~~ to yow both, gyvinge

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yow many thankē for yo^r great favours, I humbly betake you to the dyvine pteccōn, and remayne

Yo^r faithfull and humble servaunt to Commaund

THO: NUCE

Eliza: in Virginia 19^o Maii 1621

[2^a] S^r, I had allmost forgotten to tell yow houe farre wee thinke those Coñodities mençoned in yo^r booke, vndervallued. Especially Silke Coddē: wherin to deale, the people are now very much discouraged. Howbeit I would to God the seed had come safe that I might haue made tryall though to my losse, so §I§ might haue gyuen the Companie satisfacōn. Out of all question no Countrie vnder heauen is more pp for them. But I would be glad to vnderstand by those m^ochauntē who vallue the Codds at * * * * ij^a vj^d a pound, when this will procue a Coñodity for men to lyue by in this Country, wher wee pay iij^a a day for the labo^r of a man who hath no other waie but to digg and dealue.

Sure they thought themselues in Italie, Spayne, or ffrance: Countries plentifull and populous: wher are thousands of women and children and such ydle people to be hyred for j^d or ij^d a day. I am enformed that 20. ounce of seed, wh[en] it is in woormes will busie forty people daylie duringe the season. will those m^ochauntē be contented to take the silke from vs then, as wee may afford it, payinge for the hire of men as abouesaid? Nay, men here in that season are not to be gotten at any rate: for the tyme of their attendaunce falls out to be iust at such a season as wee are busiest about our Corne: so as no man but he that means to starue will once looke after them. somethinge I might saie against other things to: but not wth like reasons. S^r, I am bolde to speake my minde to yow presuminge yow will not publish my follies: but rather endeavo^r pryvatelie to amend.

Yo^r humble servaunt

LHO: NUCE.

Eliza: in Virginia 27 Maii 1621.

Since I cannot write pleaseinge thinges, I haue forborne to direct my lres to y^e Companie, wherin if yow finde I haue erred, I beseech yow to ioyne wth my L. of South^{to} in my excuse, whose favo^r therin I haue humbly besought.

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Hudleston or to the said Ship the Bona Noua or any other vessell boate Agent^e ffactors Marriners Saylo^m or labourers therevnto belonging as they will answere the Contrary at their perrill^e And wee doe further charge the said John Hudleston not to interrupt any Shippinge of the Subject^e of any his Ma^{ty} freind^e or Allies [76^a] or any other whatsoever during his said voyage but if he shalbe chased or encountred by any mann of Warre or other saile whatsoever that shall goe about to hinder his proceeding^e or doe him any violence in such cases accordinge to the power graunted vnto vs by his Ma^{ty} wee will and comānd him with all his power and vttermost endeauo^r to repell resist and defend himselfe and our honors against the vniust force of what Nation soeuer aswell in his passage outward^e as homward^e as in all harbo^m Riuers members of the Territories of our Plantacon And this our Comission shalbe his sufficient warrant herein In witnesse of the premisses wee haue herevnto caused the Coñon Seale of o^r Company to be affixed Giuen in a great and generall Quarter Courte the 21 of Nouemb: and in the yeares of the raigne of o^r soveraigne Lorde James by the grace of God Kinge of England Scotland france and Ireland Defendo^r of the faith etc that is to say of England france and Ireland the nineteenth and of Scotland the fve and fiftith.

CXCIX. JOHN BARGRAVE. A PETITION TO THE COMMITTEE FOR GRIEVANCES, HOUSE OF COMMONS

NOVEMBER (AFTER 22), 1621

C. O. 1, Vol. III, No. 11; also State Papers, Domestic, James I, Vol. 163, No. 28; also, Manchester Papers, No. 401 ¹

Documents in Public Record Office, London

List of Records No. 662

To the honor^{ble} assemblie the kn^{ts} and Burgesses Comittees for greiuances of the lower house of Parliam^t

The humble Petiçon of Jn^o Bargraue esq, in the behalfe of himself the absent Planters in Virginia, & all other adventuro^rs that shall adventure there estates vnder a Gou^{rn}ment ruled by voyces where the Gou^{rn}or^r being

¹ Manchester Papers, No. 401, is a more slovenly copy of the same document. The spelling differs, but not the wording, except as shown in the footnotes. In the List of Records, Vol. I, this document was given a date in April, 1624.

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corrupt the greatest ioynt Stocks may by practize & facçon [&]¹ so dispose of the Gou⁹ment as they may by the means of the instruments thereof monopolize the whole proffit that shall arise, out of the said Aduentures into a few priuate handes.

Shewing

That whereas his Ma^{ty} hath been pleased to graunt vnto the Tre^r & Company of Virginia diuers Ires Pattents, togeather wth many gracious p^{ri}uiledges & loueing instruccōns as well for the good gou⁹m^t of the said Company as for the advancem^t of the plantaçon, all wth graunts being made to a Treasurer his deputy fiue Counsellors and 15 comittees Com⁹ons they are tyed to make their lawes aswell by the said graunts as by the Kings instruccōns according to the lawes of England, wth incoragements stirring vpp many to adventure their moneys yo^r peticon^r was induced by the noblenes of the Acçon to vndertake to be the first planter of a priuate Colonye there, To wth end he caused a Pattent of free trade to be obteyned from the Company vnder w^{ch} he intended to plant: Now so it is that S^r Thomas Smyth late Tr^r of the said Company, and others practizeing wth him to worke their owne ends, haue contrary to his Ma^{ty}s said Pattent & royall instruccōns framed a Tiranicall gouerment to be imposed on his Ma^{ty}s subjects in Virginia as by this booke printed by his direcçons may appeare, By means whereof many pore people in Virginia were deprived of their liues and goods & many were brought into Condemnaçon & slavery: And whereas the sayd S^r Thomas Smyth did formerly mallice yo^r said petiçoner wthout any just cause, yo^r Orato^r now found himself his estate and those he employed (by means of priuate instruccōns giuen to the Gou⁹-nor in Virginia) intralld by this Tyrrany and thereby was made the Anvill of the mallice & greedy desyres of the Gou⁹no^s both here and there for whereas by the said Pattent, all things that pass from the said pattentees are passed by most voyces in the name of the said Comp^y at the least 15 Comon^s & 5 Counsellors whereof the Tr^r or Deputy being one, are able to make any lawfull act, The said S^r Tho. Smyth Alderm⁹ Johnson and others in an answeare on their oathes equivocating vppon the word Company they make it threefould the first being the Company ordeyned by the King, the second a company of practize, between three, .4. and .5.

¹ Sic; omitted in Manchester Papers No. 401.

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meeting in the Trērs Chamber, This Company being the ground of all the mischeefs that befell the plantaçon, may aptly be tearmed his Conclaue, This second Company begat a third to witt a Company of ffacçon by framing a joynt stock tearmed the Magazine founded on a Contract made wth S^r Thomas Dale, which ioynt stock being tyed to set prizes, was at the first ordeyned but as a seruant to the Comp^y, and had not any power giuen her to doe any lawfull Act, but she afterward being able to carry the most voyces, now of a seruant becam^e (haueing the Trērer to frind) became the mistress of the Company ordeined by the King, and so publique good was forced to serue priuate gane. By this means all the rights p^ruiledges and lib^{ty}es togeather wth the gou^rment of the law is layd asside & had noe power to worke all free trade is barred to any but the Magazine, The Planters goods after 9 or ten yeares seruice in this former slauery being taken from them, are sould and bought before their faces, and the prices contracted for wth S^r Tho Dale are sunck and raised at the will of this Conclaue, And whereas heretofore there was eight or ten staple comodityes brought from Virginia nothing comes home now but tobacco & sassafrass to fill Alderman Johnsons shopp, and there goeing .8. or .10. shippes to Virginia in one yeare, all of them comes home emptye except the Magazine shipp, by wth meanes the very name of the Plantaçon [2] in Virginia was brought into detestaçon here And the Planters here groaning vnder the oppression of their gou^rno^rs here, write ouer lres to nue Patrons complayning of their wronges, and yo^r Peticon^rs free trade being bard And afterward by deteyning of his goods & the passengers that came home in his shipps as well at the first coming as afterwards when yo^r petiçon^r had two shipps & 100 men in pay vpon a second voyage which shipps they desyring to stay that the Magazine might take away their Trade before yo^r Orato^rs shipp came to Virginia, the deteyning his goods being the means to doe it, Yo^r Petiçoner findeing himself so besett by them that he had noe way to escape them but by putting himself to the Company thinking that fve Counsellors & 15 Com^{on}s could hardly be founde that would doe him so much wrong To his ou⁹throw he felt that this conclaue consisting of two buyers and three sellers Alderman Johnson being the buyer and seller of a great part of yo^r Petiçon^rs goods to himselfe was the Companye they intended whereby they deceiued yo^r Petiçon^r to the vallue of 3000ⁿ, stayed his shipps putting them into a winters voyage were the death of the most of his men The Mariners sould his shipps

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in Virginia to pay themselues wages, and this yo^r Orato^r and another gentleman his ptner had the voyage ouerthrowne w^h cost as it appears by their Acc^o neer vpon 3600ⁿ and this was donn in the name of the Company, This there vniust dealings much greiuing some of the noblest of thadventu^s who seeking aswell to redress these wrongs as to call S^r Thomas Smyth and §or§ his Casheires to acc^o for the moneys he [he] hath reēd vppon adventures, lotteryes and other means graunted by the King for the good of the said Plantaçon, But by the sequence it appeares, they traduced him to his Ma^{ty}, and ioyning w^h certaine sole importers of tobacco, vnder a Couller of their being the onely husbands to the King they sought to make themselues or some of their frinds Gou^ono^s thereby to keep the said Plantaçon in slauery, and to smother there iniurious dealings which Gou^onorship although they failed in it the Company not induring them yet the sole importaçon of tobacco being gained by the Projecto^s they haue banished the bringing home of Virginia tobacco, whereby the Plantaçon is vndonne by them, that setting a price onely of tobacco and sassefrass made it alone to be planted there: All w^h wrongs & iniuryes afforesaid yo^r Petiçoner hath thought fitt to make knowne to this honorable assembye humbly desyring that the said S^r Thomas Smyth may declare wherefore he hath not ruled the Compā & Colony in Virg. according to his Ma^{ties} Lres Patents & instruccions, but by the lawes directly contrary to the same, And further that he and his Cash Keps may be forthwith Compelled to pay into the now Trēr so much money as they haue any way reēd for the said Company, & can shew noe true or iustificable acc^o or discharge for the same, And likewise to consider how much the Plantaçon hath been dishonored thereby, And lastly that he and his associates may make satisfacçon to yo^r Petiçoner of all such hindrances as he hath by their vniust practizes susteyned

And yo^r petiçon^r will euer pray for yo^r hono^s as the Preseruers of his estate

JOHN BARGRAUE

Ordered to be mooued in the house

Send for to Answer, S^r Tho. Smyth, Alderm^o Johnson, W^m Canning ¹[Booke Walter Burre printer 1612]²¹ Manchester Paper 401 has M^r [blank] Canninge.² Occurs only in Manchester Paper, 401.[The Thomas Jefferson Papers](#) | [Access bitonal \(TIFF - 60K\)](#)

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CC. SIR THOMAS SMYTH AND ALDERMAN JOHNSON. REPLY TO THE
PETITION OF JOHN BARGRAVE

NOVEMBER (AFTER 22), 1621

State Papers, C. O. 1, Volume III, No. 12
Document in Public Record Office, London
List of Records No. 274

The humble Aunswear of S^r Thomas Smyth kn^t and Robt Johnson
Alderman vnto the Petitiōn of John Bargraue exhibited in way of
Complaint to the Honor^{ble} Assemblye the knights and Burgesses,
Committees for greiuances of the lower house of Parliam^t

In all humble manner Letting pass all vaine & imptinent matter to the
first point materiall that S^r Tho Smyth hath framed a Tiranicall goūment
ymposed vpon the people in Virginia etc

Thomas Smyth sayth that the Comissions giuen by him as Trefer &
the rest^t rest of his Ma^{tie} Counsell for Virginia vnto S^r Thomas Gates &
other the Goūno^r sent to Virginia were neuer otherwise, but expresslye
to rule and gouerne so neer as might be according to the lawes of England
as by the said Commissions ready to be shewed may appeare: But if any
of these printed lawes and articles to w^{ch} the said Bargraue referreth, may
seem too seueare as vpon paine of death to be obserued (howsoeu^r being
rightly weighed they are iustifiable by the lawes of England) yet they
were not framed by S^r Thomas Smyth as most vnrulye aleaged, but by
those worthy Goūno^r in Virginia as the very title & printed preface to
the book itselſe setts downe; w^{ch} lawes and articles S^r Thomas Smyth
was so farr from frameing or making them as in his letters written to
Captaine Martine, one of the first Plainters, and a speciall man at that
tyme in Virginia, he signified his dislike of the strictnes thereof fearing
it would discourage men from goeing to the Plantaçon, yea, all the said
Goūno^r, viç the Lord Lawarr and S^r Thomas Dale disceased, as also S^r
Thō Gates & Captaine Argall successiuey, now liueing, and readye to
witnes did see such a necessitie that the said lawes should be made and
published in some cases, ad terrorem, and in some to be truely executed,
as wthout w^{ch} the Colony consisting then of such debayst & irregular psons
could not possibly continue: And it is a bould slaunder that S^r Thomas
Smyth and others practizeing wth him did print the said book and practize

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those things for their owne ends, first nothing being donne by him in the practize & execucon thereof and secondly the printer yet liueing can witnes that he was directed to print it not by Sr Thomas Smyth alone but by sundry of his Ma^{ties} Counsell for Virg: whereof many are very hon^{ble} LL & kn^{ts}, now liueing & of this honor^{ble} house

And the said Sr Thomas Smyth and Alderman Johnson doe joynctly say that to their knowledge the said Bargaue had noe nominacon in any Pattent to make a priuate Plantacon nor neuer made any, much les the first as he vntruelye alleageth but they beleieue that w^{thout} Comission from the Companye he sent thither his Deputies, a very disordered Crew, that intruded there vppon the Lands of other Planters & Comitted outrage and rapine vppon the pore Indiyans, as Captaine Martine, then in Virginia now in London vnder the testimony of his hand complayneth & is ready being called to iustifye. Neither doe the said Sr Thomas Smyth nor Alderman Johnson beleieue, nor know, nor is it by their meanes that he hath suffred those supposed dañiages, of one thousand pounds in one voyage to Virginia, by reason of the 15th and other Articles executed there, but they say confidently, that if by Captaine Argall then Goūnor in Virginia the said Bargaue was hindred in his designes, it was to eisy a punishment for such to be onely Curbed & restrained of their euill courses whereof Captaine Argall now resident in London complayneth & is ready to iustifie against Bargaues Deputyes & others that vnder Couller of goeing to trade wth the Indiyans did for their priuate lucre vnfurnish the Colonye of necessary prouisions and furnish the Indiyans w^h Armes, or rob them of their [2] corne, and also to approue that the afforesaid artiele, restrayning all men on paine of death without leaue to take & Carry shippes and vessells out of the Riuer vnder pretence of Tradeing, whereby many played the Pyrats and took their courses to rob and spoyle, was very iust and necessarye.

And they vtterly denye, as falcely suggested by the said Bargaue and most imptinent that euer they ioyned with the sole importees of tobacco or that they sought to deteyne the goūment, w^{ch} by Sr Thomas Smyth was absolutely refused, and in open Court denied to be putt in eleccon, neither did they bannish the bringing home of Virginia tobacco, that being donne by those that succeeded after he had left the Goūment, w^{ch} if it be a iust ymputacon, it resteth vppon them.

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And they doe further say and thereof doe humbly desyre this honorable Committee to be informed that this Bargaue being at p̄nte 500^l ~~is~~ indebted by his bond long forfeited to the Virginia Aduenture^r for tobacco bought of them; This bond was put in sute by Sr Thomas Smyth Sr John Wolstenholm and Alderman Johnson to whome it was made by order from the said Aduent^r Bargaue remooued the Cause into Chancerye wth a rayling bill against those three and others. Now forasmuch as in the said bill he lyeth downe the staying of his shipp, deteyning of his goods, Combinaçon of Alderman Johnson and others to defeat him of an other bargane wth all the rest materiall conteyned in his petiçon to this hono^r Committee, vnder couller of w^{ch} vniust complaint he detaines the Cause in Chancery, and keeps the 500^l in his hands, many witnesses are examined vpon oath of both sydes the cause being ready for tryall, diuerse dayes in sundry tearmes haue been appointed but by his moçon and suggestions putt off, and now a finall day being sett the 10th of this p̄nte Nouember 1621 o^r Counsell feed and all thyngs ready for hearing the said Bargaue minding nothing less, eirnestly mooued and obteyned a day in the next Tearme, vnder couller of further examining a witness already sworne & examined. Which Course in Chauncery being of his owne choosing if himself will now declyne by this his appeale, then they humblye pray that he may be inioyned first to dismis his bill in chauncerye and to pay them such Charges & moneyes as he hath so vniustly detyned and caused them to spend in following his dilatory course, and they shalbe willing to submitt themselues in any any thing that this honorable Committee shall think fitting. But if he shall so refuse, then the sayd Sr Thomas Smyth and Alderman Johnson doe further certifie this honor^{le} Committee, that notwthstanding there many yeares paynes for the good of Virginia their owne disbursm^{ts} & great ingagements euen to this day in the greatest disasters of that Plantaçon many yeares before Bargaues name was knowne in that worke, as is ready to be witnessed by many against him, and those, by whome he is animated to this Complaint, & notwithstanding they neuer wronged the said Bargaue by the least word or deed, yet he ceaseth not in all places & by all deuises of tongue & pen to pursue them in such reproachfull tearmes & manner as is intollerable for instance, charging Sr Thomas Smyth wth vntrue and uniuertifiable accoumpts & his goverment to be odious, the account aping by Audito^r to be 500^l indebted

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to him, and not he to it, and his painfull gouernment comended & rewarded wth shares of land in a great Court and geñally approoued of all

And Chargeing the sayd Alderman Johnson wth indirect dealing & in plane tearmes as may be shewed vnder his owne hand wth coosenage, wth abuse of his malicious tongue sounded so lowde and wide as by some means it came to his Ma^{ties} sacred Eares, for w^{ch} his Ma^{ty} not long since was pleased to call the said Alderman Johnson to his presence, relating to him verbatim the p^ticulars, & required his answeare in writing, w^{ch} within [3] few dayes he brought and deliued to his Ma^{ty} vnder the testimonye of a generall assemblie of Thadventurers which so fully cleared him in euery p^ticular that his Ma^{ty} p^rysing the same & seing him so abused, vpon his humble petiçon caused a reference to the now Attorney Geñall for the examining the sayd Bargaue and one Melling his associate and to determine of some Course in Starr Chamber to punish their scandalous tongues, w^{ch} Course hath been yet forborne with pacience, expecting their amendment whereof in this Bargaue they see noe hope at all, but still in open Court, in Paules, in ye streets and in all places without cause, vsing vile and scandalous speches and behauior against them

And therefore they pray this honor^{ble} Committee to determine some way for Correcting this course and eising this their greiuançe w^{ch} may be any mans case to be so abused if he be suffred wthout punishment.

[Indorsed:] S^r Thomas Smyths & alderman Johnsons answeare to the petition of John Bargaue

[In pencil:] 1624 Apr. 22. Virginia

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	A person vnkowne sent a Letter, the Copy whereof is registred; directed thus, <i>To Sir Edwin Sandys, the faithfull Treasurer of VIRGINIA:</i> and subscribed, <i>Dust and Ashes:</i> And afterwards by an vnkowne person sent a box to the house of <i>Sir Edwin Sandys</i> with the same direction: which being opened in Court, therein was found in gold 550. pounds, to be disposed of for the education of children of the Infidels, in Christian religion and ciuility.	550.	0.	0.
Anno 1620	Master <i>Nicholas Farrar</i> of London, deceased, hath by his Will giuen, 300 li. to the Colledge in VIRGINIA, to bee paid when there shall be ten of the Infidels children placed in it: and in the meane time 24. pounds by the yeare to bee disbursed vnto three discreete and godly men in the Colonie, which shall honestly bring three of the Infidels children in Christian Religion, and some good course to liue by.	300.	0.	0.
Anno 1621	A person refusing to be named, hath giuen to the benefit of the Plantation	10.	0.	0.
	The Gentlemen and Mariners that came in the <i>Royall-James</i> from the <i>East Indies</i> , beeing at <i>Cape Bona-Speranza</i> , homeward bound, gaue towards the building of a Free Schoole in VIRGINIA, to be called the <i>East Indie Schoole</i> ,	70.	8.	6.
	[53]			
	Towards the furtherance of the <i>East Indie Schoole</i> , an vnkowne person hath added the summe of	30.	0.	0.
	A person refusing to be named, hath giuen the summe of 40. shillings <i>per annum</i> for euer, for a Sermon, to be preached before the VIRGINIA Company.	40s.		<i>per an.</i>
	At the Quarter Court held the 30. of <i>January</i> 1621. by a person not willing as yet to be knowne, was sent in gold 25 li. to helpe forward the <i>East Indie Schoole</i> .	25.	0.	0.
	At the same Quarter Court a small Bible with a Couer richly wrought, a great Church-Bible, the Books of Common Prayer, and other bookes were presented to be sent to <i>Virginia</i> , in the name of a person who had the yeare before sent for the vse of the Colledge at <i>Henrico</i> ; <i>S. Augustine De ciuitate Dei</i> , Master <i>Perkins</i> his workes, and an exact Map of <i>America</i> : the giuer is not known, but the books are valued at Giuen by Master <i>Thomas Bargraue</i> , a Minister in VIRGINIA deceased, for the vse of the Colledge, a Library valued at	10.	0.	0.
	[54]	100.		<i>marks</i>

There is a Contribution made by the Inhabitants in VIRGINIA for
the building of a house of entertainment for new commers, at James-
City: amounting to the value of } 1500. 0. 0.

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make a true and lawfull Certificate of euery pson so transported or landed in Virginia or shipped as aforesaid to be entred by the Seere of the said Trer and Companie into a Register Booke for that purpose to be kept.

And Moreouer that the said Aduenturors their Tenant℄ and seruante℄ respectiuely shall applie them selues in their Direcōns and labo^r to the psuinge of the Staple and solide Coimodities of Corne Wyne Iron Silke Silkgrasse Hemp & flax bord℄ Timber and other the like and not onely or Chiefely to Tobacco.

And lastly the said Aduenturors their heires and Assignes shall place and mayntaine or cause to be placed and maintayned from time to time a sufficient Minister and Preacher of the word of God amongst the Inhabitant℄ of their said ptiular Plantacon wth allottm^t and allowance of such gleabe and land℄ and other proffitt℄ for his liberall mayntenance as the said Treasuro^r and Companie by their charters haue appointed or shall appointe In Wittnesse whereof the said Treasuro^r and Companie to the one pte of this Indenture haue sett their legall and coimon Scale and to the other pte thereof the said S^r John Wolstenholme in his owne name and in the name of the rest of the Aduenturo^r aforesaid hath sett his Scale Giuen in a great and generall Courte of the said Treasuro^r and Companie the day and yeare first aboue written.

CCXVII. LORD KEEPER WILLIAMS. DECREE IN CHANCERY, BARGRAVE
VERSUS SIR THOMAS SMYTHE ET AL.

FEBRUARY 19, 1622

State Papers C. O. 1, Volume II, No. 4, II
Document in Public Record Office, London
List of Records No. 302

My lord keeper Mercurii Decimo nono die ffebruarii Anno Regni Jacobi Reg℄ decim[o]
M^r Justice Jones nono Inter Joheff^m Bargraue q^{tem} Thomã Smithe Mil. Joheff^m Wolsten-
S^r Robert Riche holme mit Robtum Johnson Alderman London Willim Canning et
S^r Edward Leeche Willmū Essington Defend^{te}

fforasmuch as vpon the heareing and longe debateing of the matter this p̄sent daie in the p̄sence of the p̄ties and of the Councell learned on both

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ptes, ffor and touching the Bond of 800^{li} in question against w^{ch} the p^t prayeth releefe, and alsoe touching the pl^{ts} wronges and losses by him receaued by the defend^t meanes as he conceaueth, ffor w^{ch} hee demaundeth satisfacōn and da^mages by his said Bill: Itt appeareth y^t the Virginia Companie here in London about Januarie 1618 graunted a pattent vnto Captaine Martine ffor him and his assignes free Traffique on the Baye and Riuers in those ptes of Virginia, w^{ch} belonge vnto the said Companie; wherevpon the said pl. as assignee of the said Captaine Martine, and relyeing vpon the said Pattent, dyd to his greate chardges furnishe a Pynnace Called the Edwyne of London, with men and wares of good valew fytt for the said planta^con, and sent the same w^{ch} the said Captaine Martin into Virginia, Where beinge arriued in May 15^o Jaⁿ Regt, The said Pynnace as is affirmed, was by y^e then Gouverno^r of Virginia denyed, debarred, and hindered of the ffree Trade neither was shee suffered to trade in anie thing but by the allowance and warrant of the said gouerno^r vpon paine of death, *by means of a booke of lawes imprinted and there remayneinge, and of private Ieres wrytt by tenne of the Megazine Companie vnto the said gouernor, which Megazine Companie was then newlie erected by the Virginia Companie and whereof the said Sr Tho: Smith, Sr John Wolstenholme and Alderman Johnson are the principall in aduenturing in the said Megazine or ioynt stock, w^{ch} Ieres were to this effect, that the go^vno^r should not suffer the Tobacco and Sassafrasse to come over in private hand^e but by the Megazine for the good of the Companie; By meanes whereof the said pl. as hee affirmeth, not onely lost the benefitt of his free trade, but alsoe his said shipp was inforced to staye there about 13^{monethes} to his extraordinarie greate Chardge and damadge; and in thend because the Megazine came not ouer as was expected, the p^t had leaue to retorne his said shipp to carrie newse to the Companie of the estate of the Collonie and was suffered to haue some trade. In w^{ch} said Pynnace the pl. brought over a matter of 3100^{li} waight of Tobacco for himselfe and about 5000^{li} waight belonging to the said Companie and the passengers; And y^e said Pynnace rydeing in the Riuer here, yt appeareth that there was offered 8^s the pound for the Tobaccoes therein, and soone after the said pl^{ts} Tobacco seized in the Custome house for Custome as the pl affirmeth where non [none] was due, hee being one of the Companie; But the deftes affirme that it was seized by the ffarmo^r without theire*

The booke of
lawes p^rjudicall to
the p^t.

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privytie onely to take notice of the Certaine quantytie, To thend they might haue a defaulcaçon in theirre ffarme from the Kinge Ma^{tie} of vj^d for everie pound (his Ma^{tie} haueing graunted to y^e said Companie power to trade for a time wthout paieing anie Custome for the good of the sayd Plantaçon. And albeit the said p^l. was free of the said Companie, and that Sr John Wolstenholme is both a ffarmer and one of the Companie, Whereby hee might haue taken notice of the said p^l; yet the said p^l. Could not haue his Tobacco againe vntill hee brought a Certifycate from the said Sr Tho: Smithe wth hee Could not pcure vntill hee vnderwrytt to giue 100^{li} to the vse of the said Companie, By meanes whereof the p^l said Tobacco was detained in the Custom House aboute three weekes, dureinge wth time the p^l feareing that the price of Tobacco might fall, and Conceaueing that the best Course for the houlding vpp of the said price was to buy the said Companie and passengers Tobacco; Hee the said p^l. bought 1700^{li} waight of the said Companies Tobacco at the rate of 8^s the pound, and paid about 100^{li} in hand and vnderwrytt for the rest, and alsoe bought about 4000^{li} waight of the said passengers, and there being alsoe then shortlie after a Megazine shipp come ouer wth 20000^{li} waight of Tobacco or thereabout, the said p^l likewise bought a 1100^{li} ¹ waight thereof of the Companie at the rate of 5^s 3^d the pound and had 14^{weekes} daies giuen him to put in securitye for the same, wherevpon 4300^{li} waight of Tobacco of the p^l. was deposed as securitie for the same, and some of the Companie were appointed to sell the said 1100^{li} ¹ waight for the p^l. But the p^l. not being able to gett sale of his said Tobaccos, and haueing then two shippes rideing in the Riuer, readie to goe over againe, and lying heere at his greate Chardge for want of monies to furnishe the same, hee the said p^l wth the Consent of the said defts and some others of the Companie p^{sent} returned the said 11000^{li} ¹ waight vnto y^e said Company, wth this speciall agreem^t that the said p^l. shoulde giue 150^{li} vnto the said Companie in Consideraçon thereof, And if the said Tobacco should bee sould for more then 5^s the pounce, then the said p^l. was to haue the increase of benefitt, but if vnder 5^s the pound, then hee the said p^l was to loose his said 150^{li} and reste satisfied; ffor wth purpose the same was to bee sould, and a noate was made and subscribed vnder the p^l. hand, and the said p^l. about y^e same time entered into the said bond of 800^{li} vnto the said

¹ Sic.

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deftē S^r Tho: Smith and S^r John Wolstenholme to the vse of the said
 Companie before hee Could haue his 4300^l waight deliū[d] for the paiem^t
 of the said 150^l and of the 100^l soe vnderwrytt for vpon ye deliue[r]ie of
 y^e pl. Tobacco out of y^e Customhouse aforesaid, and alsoe for y^e paiem^t of
 y^e monies vnpaide for the first bargaine of 1700^l waight of Tobacco;
 Shortlie after y^e returning¹ of y^e bargaine of y^e said 11000^l 2 waight as ^{by this sale y^e}
 aforesaid (vizt) wthin two daies y^e said deftē sould y^e said Tobacco amongst ^{pl. lost 19000^l}
 theselues at 4^s 9^d the pound and 4.3. monethes daies of paiem^t wherein y^e ^{fowre shillings}
 said deftē Johnson was for pte thereof both a seller and buyer, w^{ch} sale
 the pl^l Conceaueth to bee vniust, and affirmeth y^e by meanes of y^e defts
 sinking of the price of Tobacco §and§ the detaineing of his Tobacco, the
 pl^l soe lost his markt as yt hee was inforced to sell his 4300^l waight of
 Tob^o soe deposed as aforesaid vnto him yt kept y^e same but at the rate
 of 5^s 3^d y^e pound, and alsoe sould y^e rest of his Tobacco at y^e same rate;
 Howbeit y^e the said pl. was to pay after y^e rate of 8^s ye pound, both to
 y^e deftē & Company for the sayd bargaine of 1700^l waight, and alsoe for
 y^e said passengers Tob^o as aforesaid; ffor all w^{ch} wrongs and losses y^e pl^l
 demaundeth satisfacōn & damāg^e from y^e said deftē wth whome hee
 therefore dealt as y^e principall of y^e said Megazine Company; Wherevpon
 y^e right Ho^bis y^e Lo: Keep (being now assisted by M^r Justice Jones doth
 declare y^e the said pl. hath greate cause of Complaint, but doth not see
 y^e those losses can be repaired by those deftē for y^e wrought in Virginia
 in regard y^e S^r Tho: Smith and y^e rest of the deftes are not here to bee
 charged as private men (they being ioyned wth y^e Companie, and their
 act^e & doing^e in y^e name & for y^e benefitt of y^e Company, and therefore
 his Lo^p cannot releue y^e pl. touching those geñall wrong^e in y^e Co^rte of
 equity, y^e same being matter appertaining to y^e estate and more fill to bee
 Complained of at the Councell Table, vnto w^{ch} Course his lo^p leaueth y^e
 pl^l. But as touching y^e said bond of 800^l, fforasmuch as his lo^p suspecteth
 y^e ye seisure of ye pl^l Tobacco aforesaid was by Connyvancie or peurem^t
 of y^e Companie, Howbeit it doth not plainely appeare they were y^e cause,
 & his lo^p seeth no reason y^e said Companie should reape benefitt by y^e said
 staye made whereby y^e price of Tob^o was sunck, neither can his lo^p here in ^{this bargaine was}
 equity make y^e pl. a gainer of his 11000^l 2 waight aforesaid vpon a Concept ^{in wryting}
 of gaine, there being no monye paid for y^e same but onely a bargaine in

¹ Altered by the copyist from "reviewing."² Sic.[The Thomas Jefferson Papers](#) | [Access bitonal \(TIFF - 68K\)](#)

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word, and on y^e other pte his lo^p thincks not fytt y^e pl. should bee a looser and pay money out of his purse for y^t hee could not make nor receaue by meanes of the pceeding^e aforesaid, Therefore it is thought meete and soe ordered and decreed by his lo^p (being assisted as aforesaid) y^t the said pl. shalbee allowed and dischardged of the said 150^{li} and 100^{li} soe vnder-wrytten as aforesaid, and y^t the pl. shall onely paie after y^e rate of 5s 3d y^e pound for his bargaine of 1700^{li} waight of Tobacco soe bought as aforesaid at 8^s y^e pounce for soe much as is yet vnpaide for: and y^t S^r Robert Rich k^t one of y^e Ma^{rs} of this Co^{ty}e shall take y^e accoumpt touching y^e said bargaine of 1700^{li} waight, what is already paid for y^e same by y^e said pl. and what y^e resydue vn timer paid for amounteth vnto after y^e rate of 5^s 3^d y^e pound as aforesaid and allowed by waye of defaulca^on, y^e said 150^{li} and 100^{li} aforesaid, and what hath beene alreadye receaued, and then the resydue remayninge vn timer paid and appeareing by his report soe to be made shalbee forthwith paid by the said pl. unto the deftes to the vse of the said Companie, and thereupon the said bonde of 800^{li} shalbee forthwith deliued vpp and Cancelled, and the said noate giuen by the said pl. vpon the retorneing back of the said 11000^{li} waight aforesaid shalbee then alsoe deliuered vnto the said pl.

the ought to pay
for y^e whole 1700^{li}
waight after 5s.
3d y^e pound. †

[Indorsed:] Captaine Bargraves Decree. Virginia April & May 1622.²

CCXVIII. SOMER ISLANDS COMPANY. COURT FOR SOMER ISLANDS

FEBRUARY 25, 1621/2

Ferrar Papers

Document in Magdalene College, Cambridge

List of Records No. 303

At a Court held y^e Sum^{er} Ilands 25 Feb 1621 The Comittie appointed by the last Quarter Courte to meete upon Mondayes in the afternoone to advise and consider of the most convenient place and manner of plantinge that proporcion of land, the *Virginia* Companie hath granted to the Sumer Ilands Company havinge not as yet mett about it: It was upon mo^on at the said Courte agreed and ordered that the meetinge hereafter should constantly be kepte upon Mondayes withe afternoone at M^r Deputyes

¹ Sic.² As cover to Nos. 4 and 4 I, as well as 4 II, in C. O. 1, vol. II.[The Thomas Jefferson Papers](#) | [Access bitonal \(TIFF - 57K\)](#)

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APRIL 12 (?), 1622

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CCXXI. JOHN BARGRAVE. CHARGES AGAINST THE FORMER GOVERNMENT OF VIRGINIA ¹

APRIL 12 (?), 1622

State Papers, C. O. 1, Volume II, No. 4, I
Document in Public Record Office, London
List of Records No. 308

Articles drawne out of the Informaçon of John Bargraue Esquire shewing the seuerall abuses of the former gouernment of the plantaçon of Virginia

Shewing to yo^r Lo^{ps} as I haue form^{ly} don both in Parliam^t and Chancery. That whereas the kings Ma^{tie} for y^e advancem^t of y^e said plantaçon did by pattent Encorporate a free Companie the body whereof Consistinge of a Thr^{er} or his Deputy 4 Counsellor^s and xv Comon⁹s who being tyed to make their lawes aswell by the said pattent, as by certaine royall Instrucçons giuen by his Ma^{tie} according to y^e lawes of England, and both they the⁹selues and such as were admitted by them to be of y^e Comp: were to haue free trade in Virginia as by the sayd Pattent appeareth.

First your Petiçoner Chardgeth S^r Thomas Smith To haue (Contrary to his Ma^{ty} said pattent and royall instrucçons and to y^e Com^{on} laws of England) Caused to bee printed a certaine booke of Tiranicall gou⁹nm^t in Virginia, as by the said booke p^rsented wth the sayd petiçon appeareth, whereby many of the king^e subiect^e there lost their liues, and were brought into slavery, and the petiçon⁹ and those hee imployed were thereby much dampnified to their greate losse. That the said S^r Tho: Smith Alderman Johnson and others (contrary to y^e said pattent and instrucçons) by practice and facçon haue framed a Companie w^h being able by most voices to carrie the gou⁹nm^t as they list, haue thereby made a Monopoly of y^e plantaçon and of y^e labo^r of all y^e planters there, sincking and raiseinge y^e prizes of Comodities as 3 or 4 of them list, barreing free trade from anie other free of the Companie but themselues, selling their good^e before their faces, and by setting of prizes onely of Tobacco and Sarsafresse, They Caused all other staple Comodities to bee neglected

¹ This is a copy, not an autograph, and is in the same hand as the copy of the petition (List of Records, No. 309) No. CCXXII, *post*.

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there, soe as 8 or 10 shippes going to Virginia in one yeare, all came from thence emptie except the Megazine shippe. That the said Sr Tho. Smithe practizeing wth 3. 4. or 5 w^h he termeth the Comp: by secrett instruccions giuen to y^e gou^ono^r in Virginia to barre y^e pet^r trade, by the Tirranous laws there w^h made it death to trade, by detaineing of y^e pet^r good℄, by fraudulent sale of them, and by makeing stay of his shippes, haue p^liudiced the pet^r and his ptner to y^e valew of 6600^{li}

That whereas y^e pet^r hath made p^{ff}e of all theis abuses in y^e Chancery vpon a full hereing there before y^e right ho^me ye Lord Keeper, whoe findeing it to bee matter of state referred the pet^r to this ho^me board.

That this fac^oous and populer gou^onm^t heare by voices founded on a ioynt stock will (if it bee not p^luented) lay y^e founda^on of y^e planta^on in such fac^oous and disordered matter that will make it uncapeable of y^e forme w^h must hould it to England; This ioynt stocke therefore being all spent and Ceased, the Cause of y^e gou^onm^t by voices (being taken away) this ill effect in the gen^oall gou^onm^t should likewise Cease to be restrained, but this must be tenderly handled tell the forme of gou^onm^t in Virginia bee settled.

That y^e planta^on now subsistinge onely of y^e publique servant℄ planted by the lottaries and diu^os priuate Collonies some whereof are planted by manie aduenturo^r others by one or a feiwe, The greater Colony will by their manie voices carry y^e gou^onm^t from y^e lesser And London together wth y^e Exchange, wth their Vicinity of place steared by y^e gou^ono^r to worke his owne end℄ out of them all, by makeing y^e gou^ono^r in Virginia his Creature he maie dispose of y^e whole planta^on or of anye private mans estate as he list; This by experience I haue found true, and although there hath beene of late good laws made to p^luent it and y^t the gou^om^t bee now in good hand℄, yet nothinge but y^e altering of the forme Can doe it, w^h alteration to bee made according to y^e increase of y^e planta^on, is p^lmised by his Ma^{ty} instruccions dated 22^o Nouenbr: 4^o Jaⁿ

That y^e body politick of y^e Comp: being to Consist as aforesaid of a sett number of w^h y^e Thr^r or his deputy is to be of y^e Corum, they being to make their laws according to y^e laws of England, yf y^e Tr^r or his deputy shall doe any vnlawfull act or anye acte contrary to y^e form^o orders made

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in Co'te, not haueing y^e full nomber, and y^t any private aduenturo^r shall receaue p^riudice thereby, they stand lyable First of Censure by y^e state for breach of theire Comission, secondly to y^e Company, there being now a law made in print against such act^e that punisheth them with disfranchisement. Thirdly they thate are wronged are to recouer damages by law or equitie.

That yo^r pet^r growneing vnder y^e burthen of theis opp^rssions, hath since his first entering into y^e planta^on endeavoured a meanes of redresse aswell for y^e publike as for himselfe, and in thend draweing it to a meethod and forme hee tendered it to S^r Tho: Smith some 4 yeres since together w^h a meanes to gaine a growing and increaseing stock, by erecting a Megazin for the publike and makeing it y^e Farmer to y^e kinge of y^e sole importa^on of Tobacco, but hee notw^hstanding his Ma^{tie} then offered y^e sole importa^on for 5000^{li} p^a annū, and y^t there was then to bee receaued aboute 20 or 30000^{li} of y^e publike lottarie moneys, 5000^{li} whereof would then haue made this stocke, hee then refuzed it, his deputy and himselfe and some others ioyneing w^h him dreameing to take it them-selues, as it afterward appeared when they offered 8 or 10000^{li} for it.

That there being now no waie left to make this publike stock but by searching into y^e old debt^e, and S^r Tho: Smithes grosse and vnexāinable accompt^e, and the abuses of the gou^onm^t I humblie intreate yo^r Lo^{ps} ayde in y^e obtaineing of a Comission from his Ma^{tie} for the exāininge, rectifyinge and ordering of the said gou^onm^t; That thereby yo^r pet^r maie bee releued, the publike wrongs redressed and such a forme settled, that doeinge right to all pties interested in the planta^on, it may fixe the gou^onm^t of Virginia in a dependensey on the Crowne of England.

That there is a learned treatice written by a Gen^l that calls himselfe Ignotus Concerning the gou^onm^t of Virginia; To which treatice the Courte hath giuen good allowance; This the pet^r intreatethe maie likewise bee brought in that there maie bee no helpe wanting that will giue furtherance to this noble busines or Conduce to the attaineinge of this last end of houlding the planta^on to England.

[Indorsed, in pencil, in a modern hand:] Virginia qu. 1622 inclosure [12 April 1622]

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in Co'te, not haueing y^e full nomber, and y^t any private aduenturo^r shall receaue p^riudice thereby, they stand lyable First of Censure by y^e state for breach of their Comission, secondly to y^e Company, there being now a law made in print against such act^e that punisheth them with disfranchisement. Thirdly they thate are wronged are to recouer damages by law or equitie.

That yo^r pet^r growneing vnder y^e burthen of theis opp^rssions, hath since his first entering into y^e plantaçon endeavoured a meanes of redresse aswell for y^e publike as for himselfe, and in thend draweing it to a meethod and forme hee tendered it to S^r Tho: Smith some 4 yeres since together w^h a meanes to gaine a growing and increaseing stock, by erecting a Megazin for the publike and making it y^e Farmer to y^e kinge of y^e sole importaçon of Tobacco, but hee notw^hstanding his Ma^{tie} then offered y^e sole importaçon for 5000^{li} p annū, and y^t there was then to bee receaued aboue 20 or 30000^{li} of y^e publike lottarie moneys, 5000^{li} whereof would then haue made this stocke, hee then refuzed it, his deputy and himselfe and some others ioyneing w^h him dreameing to take it them-selues, as it afterward appeared when they offered 8 or 10000^{li} for it.

That there being now no waie left to make this publike stock but by searching into y^e old debt^e, and S^r Tho: Smithes grosse and vnexāinable accompt^e, and the abuses of the gou⁹nm^t I humblie intreate yo^r Lo^{ps} ayde in y^e obtaineing of a Comission from his Ma^{tie} for the exāininge, rectifyinge and orderinge of the said gou⁹nm^t; That thereby yo^r pet^r maie bee releued, the publike wrongs redressed and such a forme settled, that doeing right to all pties interested in the plantaçon, it may fixe the gou⁹nm^t of Virginia in a dependensey on the Crowne of England.

That there is a learned treatice written by a Gen^t that calls himselfe Ignotus Concerning the gou⁹nm^t of Virginia; To which treatice the Courte hath giuen good allowance; This the pet^r intreatethe maie likewise bee brought in that there maie bee no helpe wanting that will giue furtherance
to the business of Conduce to the attaineinge of this last end of

to this noble busines of COLLEGE Wth HIS MAJESTYES YE HIGHNESSE
houlding the plantacon to England.

[Indorsed, in pencil, in a modern hand:] Virginia qu. 1622 inclosure
[12 April 1622]

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RECORDS OF THE VIRGINIA COMPANY

CCXXII. JOHN BARGRAVE. PETITION TO THE PRIVY COUNCIL

APRIL 12, 1622

State Papers, C. O. 1, Volume II, No. 4
Document in Public Record Office, London
List of Records No. 309

To the Right Hono^{ble} the Lords of his Ma^{ty} most Hon^{ble} privie Councell.

The humble peti^{tion} of John Bargrave Esquire

Humbly shewing

That whereas yo^r pet^r hath for^mly spent 8. or 10000^l in yo^r warres and publique service of his Country and 4 yeres since vndertakeing to be yo^r first planter of a private Colony in Virginia: To yo^r purpose he obtained a Pattent of free trade from yo^r Company and according to it did send s^vants and shipping thither, By the practice of yo^r Go^vno^r both here and there hee had yo^r best parte of his estate violently taken from him, And makeinge proufe thereof in the Chaⁿcery The Lo: Keep fynding yo^r pet^r to bee much wronged hath decreed it to bee matter of state and soe referred him to yo^r Counsell table.

Yo^r pet^r findeing yo^r populer go^vnm^t here to bee yo^r cause of greate mischeues to yo^r planta^{tion} hat[h] endeavoured to frame a forme of go^vnm^t that doeing right to all parties interested in yo^r planta^{tion} yt maie (wthout chardge of garrisons) Tye Virginia in a dependencie on the Crowne of England. This treatice (together wth yo^r meanes to make a growing stocke and treasury for Virginia yo^r shalbee worth to yo^r planta^{tion} and State here 50000^l p ann^u at the least) yo^r pet^r hath w^h his owne grivance deli^ued to yo^r ho^r by way of Articles w^h hee beeing able to proue and iustifie humbly intreateth a Comission maie bee awarded to ex^aine the abuses, and rectifie yo^r said go^vnm^t, Which being not soddenly doⁿ yo^r planta^{tion} wilbe vndoⁿ.

Yo^r pet^r (haueing wayted for answeare herevnto theis 10 weekes) Humbly Craueth That you would bee pleased to take this busines to harte, as a matter that highly concerneth the State and to cause the said Articles to bee forthwith read and answered

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APRIL 13, 1622

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And yo' pet' (according to his bounden dutye) shall daylie pray for yo' hono^r.

Aprill 12 1622

This petiōn beinge read at the Board, it was thought meete, and ordred: that the Governo' and Councell of the Plantaōn in Virginia doe take consideraōn aswell of this petiōn, as of certaine Articles sett downe in writinge, and exhibited to the Board by the petiōnner w^h are to bee sent vnto them herewthall. And therevpon to make aunswere to the same in writinge w^h all convenient expediōn

Exp EDMONDES

[Indorsed:] ¹ M^r Bargraues Petiōn

CCXXIII. GOVERNOR IN VIRGINIA. COMMISSION TO CAPTAIN ROGER SMITH

APRIL 13, 1622

Manuscript Records Virginia Company, III, Part ii, Page 37
Document in Library of Congress, Washington, D. C.
List of Records No. 310

By the Governor and Cap^t generall of Virginia.

These are to authorise Cap^t Roger Smith to haue absolute power and Comānd in all matters of warr over all the people in Charles Cittie, and to charge and Comānd all the said people w^hin the said Cittie, vpon paine of Death to obey him vpon all occaōns, and to suffer themselues to be ordered and directed by him. Requiringe the said Cap^t Roger Smith, to be vigilant and carefull over the people, and catle, and all thinge there, vnd^r his charge; and to obserue all such further Comānde and Instructions, as he shall receiue either from my self, or S^t George Yeardley Knight. Given at James Citty the thirteenth day of Aprill 1622.

A Comission to Cap^t Roger Smyth for the Comānd of Charles Cytty.

FRANCIS WYATT
CHR: DAUISON Secr:

¹ Indorsement of No. CCXXI applies here also.

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gold, silver, and merchandise, to the value of more than 6,000 crowns, was seized by the English there, who also took possession of the cock boat, and even of the clothes belonging to the passengers, Spaniards. Requests immediate satisfaction for those losses, and security for the freedom of five Spaniards, captives in the Bermudas. [Copy.] On the same sheet are annexed,

2. I. *The Company's answer to Gondomar.* Are surprised at the Ambassador's allegation, which they believe is grounded upon misinformation. Thanks rather than accusations are deserved, and have been given by the better sort of the unfortunate Spaniards who were wrecked. All Gondomar's charges are entirely refuted. The vessel was suddenly beaten all to shivers ten miles from land; no treasure could be recovered, and every means was taken to assist and provide for the comfort of the shipwrecked passengers. 9 Feb.

2. II. *Gondomar's reply to the Company.* Desires exceedingly that this business of the Spanish wreck might be accommodated and ended without further process, but seeing by their answer that there cannot be agreement made, he must, therefore, refer it to the King his master, that his subjects may receive satisfaction for losses and injuries received. 11 Feb.

Feb. 22. 3. Interrogatories to be administered to the masters, mariners, and passengers of the Joseph and the James lately returned from the Somers Islands, and others, touching the complaint of certain Spaniards wrecked upon the rocks near that coast. *Annexed,*

3. I.-XVIII. *Eighteen examinations in answer to the above interrogatories taken on 22nd, 23rd, and 25th Feb., and on 1st March 1622.*

March 9. Grant, by Indenture, of the Council for New England to John Mason, of Cape Trebizond or Cape Anne, situate to the north of Massachusetts. [Copy. *Colonial Entry Bk., Vol. LIX., p. 93-100.*]

March 27. Grant to Sir Thomas Arundel of the island called the Basse, lying N. by W. from Ireland, not yet inhabited, to hold for the term of fifty years, under a yearly rent of 5*l.* [*Colonial Corresp., 1607, Jan. 9.*]

April 12. 4. Petition of John Bargrave to the Privy Council. Has spent 8,000*l.* or 10,000*l.* in the wars and public service of his country, and four years ago was the first planter of a private colony in Virginia. Obtained a patent of free trade from the Virginia Company, and accordingly sent servants and shipping thither. The best part of his estate has been violently taken from him by the Company. Prays that his business may be taken to heart, and that certain articles which he has drawn up for the examination of abuses, and for a new form of government for that colony, may be forthwith read and answered. This petition and the articles annexed, are

referred and ordered to be sent to the Governor and Council of the Plantation in Virginia for their answer in writing. Annexed,

4. I. Articles drawn out of the information of John Baryave,

showing, as he has done both in Parliament and in Chancery, the abuses of the former government of Virginia. Sir Thos. Smythe is charged with having, contrary to the patent and royal instructions, caused a certain book to be printed of tyrannical government in Virginia, whereby many lost their lives, and were brought into slavery, and Baryave has been damaged to his great loss. Smythe, Alderman Johnson, and others, have made a monopoly of the plantation, and of the labour of all the planters there, by debarring them of free trade. By encouraging only tobacco and sassafras, other commodities have been neglected, and 8 or 10 ships going to Virginia in one year have all returned empty. By seizing Baryave's ships, detaining goods, and fraudulently selling them, he and his partners have been prejudiced 6,600*l*. These abuses have been proved before the Lord Keeper, and referred by him to the Privy Council. The plantation consists only of public servants, planted by the lotteries, and divers private colonies. Power is in the Company to dispose of the whole plantation, or of any private man's estate. Although now in good hands, nothing but altering the form of government will prevent these evils. Baryave's proceedings for redress. His propositions to Smythe four years since to erect a magazine for the public, and make it the farmer to the King of the sole importation of tobacco. Smythe refuses; his reasons. No way left to make a public stock but by searching into the old debts, and Smythe's unexamenable accounts, and the abuses of the government. Baryave begs a commission from the King may be appointed to examine, rectify, and order the government so that it may be fixed in a dependency on the Crown of England. Suggests that a learned treatise upon the government of Virginia by Iynctus, "to which the Court hath given good allowance," may be consulted, that no help may be wanting to give furtherance to this noble business, and hold the plantation to England.

4. II. State of the case between John Baryave, plaintiff, and Sir Thos. Smythe, Sir John Wolstenholme, Alderman Robert Johnson, Will Canning, and Will Essington, defendants, with reference to the losses Baryave has sustained by being prohibited free trade in Virginia according to his patent. 9 Feb.

May 12. James City [Virginia].
5. Geo. Harrison to his brother John Harrison. Requests he will make certain payments for him in money and tobacco, which he will receive from Cousin Bennett. For all their hard misfortunes, hopes to have a good crop of tobacco this year.

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1622,
May 31,
to
1623,
June 21.

6. Fragment of the records of the Corporation, commonly called the "Council for New England," created by patent in 1620, and dissolved by resignation in 1635. [Forty-four pages. These Minutes and Orders will be found calendared under their respective dates. Upon the first page has been subsequently written, temp., Car. II., "A Journal of the Council of Trade." In 1856, Mr. J. G. Palfrey attached a Mem. to this document drawing attention to this erroneous title.]

1622.
May 31.

Minutes of the Council for New England. That the King be petitioned for the forfeiture of Thos. Weston's ship and goods to the Council. That an order be procured from the Lords of the Privy Council to send for such persons as, in contempt of authority, went last year to New England. Several patents to be drawn out. Appointment of auditors. Conference with Mr. Attorney General concerning the renewal of their patent. Particulars of the election of Sir Ferdinando Gorges as Governor to be deferred. Admittance of certain merchants to be patentees agreed to. Committees to be appointed to consider the merchants' offer of putting in 100,000*l.* Youths not tainted with any vice to be sent to New England and there bound apprentices. The adventurers to pay in their whole adventures. Dr. Goche to be elected Treasurer. [See preceding article.]

June ?

7. The Treasurer and Council for Virginia to the Privy Council. Have considered their answer to Captain Bargrave's petition. [See ante, p. 28, No. 4.] Are neither qualified nor authorized to reply to the complaint against Sir Thos. Smythe and others concerning several wrongs and losses sustained by the petitioner during the time of that government as it is a business of great latitude extending over many years. Inclose an answer, under Capt. Bargrave's own hand, to his aspersions upon the present and future form of government. *Inclose,*

7. I. *Answer of Capt. Bargrave. Sir Thos. Smythe and the other defendants had so sheltered themselves under the name of the Company that he could not judge by whom the wrongs he had received were done, and was therefore forced to complain against the form of government. Declares that his complaint was grounded upon the abuse of Sir T. Smythe's government, and that the business of the plantation could not have been managed better than during the last three years, more having been done with 10,000*l.* or 12,000*l.* in that time than with 80,000*l.* in the thirteen previous years. Would rather burn his five treatises concerning Virginia than that they should be the means to hinder the going forward of so noble a work.*
30 May.

June ?

8. Petition of John Bargrave to the Privy Council. Being pressed by the Council of Virginia to avow the present government in good hands he did so, but would not, although urged, justify the form thereof for the progression of the plantation. The Council to whom his former petition was referred not having power to examine into

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the losses he has sustained, prays that they may be forthwith authorized to do so and report upon his case.

July 5.

Minutes of the Council for New England. David Thompson to attend the Lords with a petition to the King against Thos. Weston, also to procure a proclamation concerning the fishermen of the western parts. To confer the next day about the form of a patent. To take into consideration the election of six western merchants. Proposals to be made to the city for sending to New England poor children of 14 years and upwards. The patentees who have not paid up their monies to be left out of the new patent. Mr. Gookin to be admitted in the new grant upon payment of his adventure. Henry Fotherly to be elected clerk if he will take 20*l.* per annum. Secretary Calvert to be admitted one of the Council for New England in the new patent. [*Colonial Corresp.*, 1622, *May 31*, pp. 3, 4.]

July 11.

Letter to the Treasurer, Deputy and others of the Virginia Company. Recommends them to breed silkworms and set up silk works in the colony, which being a rich and solid commodity is preferable to tobacco. [*Docquet. DOMESTIC Jac. I.*]

July 11.

Whitehall.

Order of the Privy Council concerning a Spanish vessel wrecked on the coast of Bermudas which the Virginia Company had made restitution of. [*Colonial Entry Bk., Vol. LXXIX., p. 202.*]

July 12.

Minutes of the Council for New England. Whether Will. Cross and Abrah. Jennings, merchants, be content to enter into the grand patent election of Will. Boles, Clerk of the Council. Sir Henry Spilman desired to conceive a grand patent and refer it to the Attorney-General. The western fishing business and the proclamation. The place of meeting and other office business to be considered. Proposition touching letter to be sent to the judges and justices. [*Colonial Corresp.*, 1622, *May 31*, pp. 4, 5.]

July 13.

London.

John Chamberlain to Sir Dudley Carleton. A ship arrived from Virginia with news that the savages have by surprise slain about 350 of the English through their own supine negligence in living in scattered and straggling houses. The savages have possessed themselves of arms and weapons, but have no skill to use them. Captains Barclay and Thorpe among those who are lost. The disgrace and shame as much as the loss; no other nation would have been so grossly overtaken. [*Extract from DOMESTIC Corresp. Jac. I., Vol. CXXXII., No. 38, Cal. p. 424.* On the following day Sir Thos. Wilson writes that the Indians have killed in Virginia at least 300 or 400 English, and but for an accident that gave warning, man, mother, and child had all been slain. *Ibid.*, No. 41, *Cal. p. 425*].

July ? 16.

Whitehall.

Order of the Privy Council upon the petition of John Bargrave against Sir Thos. Smythe, Alderman Johnson, and others, for unjust practices, and miscarriage of the government of the Virginia plantation, to the petitioner's loss of 6,600*l.*, directing a report to be made to the board that further order may be given therein. [*Colonial Entry Bk., Vol. LXXIX., p. 202.* On 17th June the King desires the Privy Council to dismiss the suit of Bargrave against Smythe as a

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And the said ~~Treasurer and Companie~~ Planters for them their heires and Assignes do couenant promise and graunte to and wth the said Treasuro^r and Company that they from time to time before the said feast of S^t John Baptist in the yeare 1625 shall make a true and lawfull Certificate of euery person so transported [68] and landed in Virginia or shipped as aforesaid to be entred by the Secretary of the said Treasuro^r and Company into a Register Booke for that purpose to be kept.

And Moreouer that the said Planters their Tenant^e and seruant^e respectiuely shall applie themselues in their Direc^ons and labo^r to the psuinge of those Staple and solide Comodities of Corne Wyne Silke Iron Silkgrasse Hemp and flax Boord^e and Tymber and other the like and not onely or chiefly to Tobacco In Wittnesse whereof the said Treasuro^r and Companie to the one parte of this Indenture have sett their legall and co^mon Seale And to the other pte hereof the said John Bonnall in his owne name and in the name of the rest of his Associat^e aforesaid hath sett his Seale Giuen in a great and generall Courte of the said Treasuro^r and Companie the day and yeare first aboue written.¹

CCXXXVIII. CAPTAIN JOHN BARGRAVE. DISCLAIMER OF OPPOSITION
TO THE PRESENT MANAGEMENT

MAY 30, 1622

State Papers, C. O. 1, Volume II, No. 7, I
Document in Public Record Office, London. Autograph, Signed
List of Records No. 326

30 May 1622

Whereas by the Right Honorable the Lord Keepers Decree it appeareth; that S^r Thomas Smythe and the other Defendants, had so sheltered them selues vnder the name of the Company, that he could not iudge whether the wrongs that were doon me, were the Companyes Acts, or the Defendants I complayned of: By w^{ch} meanes his L^{ty} finding it to be matter of State, forced me to complayne against the form of Governm^t, and to desire a Commission to examin and certifie the Governm^t generally, thereby to distinguish the Abvsers of the same. Now, So it is: That I doe freely

¹ Here follows one blank page.

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RECORDS OF THE VIRGINIA COMPANY

and voluntarily acknowledge, that my Complaint was grounded vpon the abvse of the Governm^t as it §was§ ordered in the time of S^r Thomas Smythe, when taking to himself absolute power of Governing both the Plantation and the Company according to his will, when no Lawes were made to prevent faction and packing of Coorts, nor no order kept of menaging businesses in publique Coorts lawfully assembled, but they were carried by private packings: the then Secretary framing, leaving out, adding and entring the Orders of Coort wth other Acts that concerned the Company, as he was guided by the Combiners, for w^{ch} he was since displaced. No assurance given to the Planter either of his Estate or libertie, Nor no Orders made to avoyd the engrossing of Trade into few hands, nor no Course taken to prevent oppression of single Planters or small Bodies of Adventurers by pluralitie of voyces of great numbers interressed in any differences. But now finding vpon due examynation these things rectified, partlie by Lawes established here for the Governm^t of the Company: and also by Charters and Privileges confirmed to the Colony, wth a promise of granting farther Privileges when it shall please his Ma^y to grant farther authoritie to the Company Of w^{ch} reformation (beeing now fully informed): I doe vtterly disclayme from laying any imputation vpon the Governm^t for these three yeares last past. And doe farther averr, that in my opinion the Businesse of the Plantation could not have been menaged w^h more industrie or integritie then during that time it hath been. In everie of w^h three yeares, there hath been more doon w^h Ten or Twelue Thousand pounds, whereof a true Account hath been made then was before w^h fowre score Thousand pounds spent w^hout account in Thirteen yeares. And whereas I have written five severall Treatises to the maintenance of vnitie and peace in Virginia, and to the vniting of the Governm^t of it to the Sovereigntie of England: I would burn them all together w^h the hand that writ them, rather then they should be the meanes to hinder the going forward of so Noble a Worke.

JOHN BARGRAVE

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CCXXXIX. VIRGINIA COMPANY. "A NOTE OF THE SHIPPING, MEN, AND PROUISIONS SENT AND PROUIDED FOR VIRGINIA, . . . IN THE YEERE 1621."

END OF MAY, 1622

Printed. (1) A Broadside. (2) Collection of broadsides James I, No. 194
(1) Document in New York Public Library. (2) Society of Antiquaries, London
List of Records No. 223

A note of the shipping, men, and prouisions sent and prouided for Virginia, by the Right Honorable HENRY Earle of South-hampton, and the Company, and other priuate Aduenturers, in the yeere 1621. &c.

Ships and People

1	The <i>Elianor</i> 30. Tun: in May 1621. with.....	10. Persons.
2	The <i>George</i> 180. Tun: in Iuly.....	120.
3	The <i>Charles</i> 120. Tun: in Iuly.....	080.
4	The <i>Marmaduke</i> 100. Tun: in Iuly.....	080.
5	The <i>Temperance</i> 80. Tun: in Iuly.....	050.
6	The <i>Warwicke</i> 160. Tun: in August.....	100.
7	The <i>Tiger</i> 40. Tun: in August.....	040.
8	The <i>Sea-flower</i> 140. Tun: in August.....	120.
9	The <i>Flying Hart</i> 200. Tun: in August.....	060. Men .40. Cattell.
10	The <i>Discouery</i> 60. Tun: in Nouember.....	020.
11	The <i>Bona Noua</i> 200. Tun: in Nouember.....	050.
12	The <i>Hopewell</i> 60. Tun: in Nouember.....	020.
13	The <i>Godspeed</i> 150. Tun: in Aprill 1622.....	100.
14	The <i>Gift of God</i> 140. Tun: in Aprill.....	100.
15	The <i>Prime-Rose</i> 80. Tun: in Aprill.....	060.
16	The <i>Charity</i> 80. Tun: in Aprill.....	030.
17	The <i>Bonauenture</i> 50. Tun: in Aprill.....	010.
18	The <i>White Lion</i> 180. Tun: in May.....	040. Men .40. Cattell.
19	The <i>Furtherance</i> 180. Tun: in May.....	080. Men.
20	The <i>Margaret and Iohn</i> 160. Tun: in May.....	080.
21	The <i>James</i> 120. Tun: in May.....	080.
	<i>Summe of the persons</i>	1300 Cattell 80

SUMMARY OF THE PERSONS.....

Sent also to the Summer Islands by that Company.

22	The <i>Joseph</i> 150. Tun: in May 1621.....	100. Persons.
23	The <i>James</i> 120. Tun: in July.....	080.
24	The <i>Concord</i> 180. Tun: in August.....	070.
		Persons 250.

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RECORDS OF THE VIRGINIA COMPANY

So there is 24. saile of Ships, with 500. Mariners in them employed to these Plantations in this yeere.

Besides, there are now providing seuerall Ships in diuers parts of this } 500. persons.
Kingdome to transport to the Plantations aboue

And for the greater benefit of the Plantations, these things following haue been here done this yeere.

16 Persons Italians, and others, haue been provided and sent for the making of Beads for trade in the Countrey with the Natiues, and for making Glasse of all sorts.

57 Young maids haue bin sent to make wiues for the Planters, diuers of which were well married before the comming away of the Ships.

A Magazine hath bin sent of all necessaries for the Colony, to the value of 2000. pound, besides al priuate mens sending goods, which was very ample, Trade being set open for all his Maiesties Subiects.

A Ship called the *Discovery*, hath bin set out for the rich trade of Furres, which both the French, and Hollanders haue yeerely within our precincts, and within 50. leagues of vs.

25. Persons for the building of Boats, Pinnaces and Ships, for the necessary vse of the Colony for fishing, trade, and *Discovery*, &c.

7. Persons sent for planting the 1000. acres of land giuen to the *East-India Schoole*.

Other occurrents of note.

The Gouvernors arriuall in *Virginia*, at the end of the last Summer, with 9. Ships, and neare seuen hundred people, all safely, and in good health.

The admirable deliuerance of diuers Ships, and people of the *Virginia*

the admirable venturance of divers ships; and namely, of the *Tiger*, which being driuen strangely neare 200. leagues out of her course, fell into the Turkes hands, and yet came safe to *Virginia*.

Master *Berkleys* letters assure vs, that there is not a more fit place for Iron-workes then in *Virginia*, both for wood, water, mines, and stone: and that by Whitsontide next, we may rely vpon Iron made by him.

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END OF MAY, 1622

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The Plants of Cotton-wooll trees that came out of the *West Indies*, prosper exceeding well, and the Cotton-wooll-seeds from the *Mogols* Country come vp, and grow: Samples of it they haue sent; and this commodity they hope this yeere to bring to a good perfection and quantity.

The Indico seed thriues well, but they yet want knowledge how to cure it.

Our Frenchmen assure vs that no Country in the world is more proper for Vines, Silke, Oliues, Rice, &c. then *Virginia*, and that it excelleth their owne Country. The Vines being in abundance naturally ouer all the Country: a taste of which wine they haue already sent vs, with hope the next yere to send vs a good quantity.

There be Mulbery trees in wonderfull abundance, and much excelling both in goodnesse and greatnesse those of their Country of *Languedock*. To the full perfecting of both which rich commodities of Wine and Silke, there wanteth nothing but hands. And of the Mulberies may bee made also good wholesome Wine for the people there.

And of a certain Plumme in the country they haue made good drink.

Salt-workes are erecting (the proper place being now found, as the *Rocheller* doth certifie vs) whereby many Ships will transport people at easier rates hereafter, finding Salt there to furnish them for the great and profitable fishings vpon that Coast, whither 20. saile of Ships went this last yeere out of the Westerne parts of *England*, besides the Ships formerly mentioned.

Master *John Porey* hath of late made a discouery into the great Bay Northward (yet at the bottome of it he was not, reseruing it to a second Voyage) where are now settled neare 100. *English* very happily, with hope of a good Trade of Furres there to be had. And *Terra Lemnia* was sent vs from thence, which is found as good as that of *Turkey*, and is in great abundance to be had.

In February last he likewise discovered to the South Riuer, some 60. miles ouer land from vs, a very fruitfull and pleasant Countrey, full of Riuers, wherein are two haruests in one yeere (the great King giuing him friendly entertainment, and desirous to make a league with vs) hee found

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RECORDS OF THE VIRGINIA COMPANY

also there in great quantity of the same *Silke-grasse*, (as appeareth by the samples sent vs) wherof Master *Heriott* in his booke 1587. makes relation, who then brought home some of it, with which a piece of Grogeran was made, and giuen to Queene *Elizabeth*, and some heere who haue liued in the *East Indies* affirme, that they make all their *Cambaya* Stuffles of this, and Cotten-wooll.

Also in his passage by land, Master *Porey* discovered a Countrey, full of Pine trees, aboue twenty miles long, whereby a great abundance of *Pitch* and *Tarre* may be made: and other sorts of woods there were, fit for *Pot-ashes* and *Sope-ashes*.

The *Indians* haue made relation of a Copper-mine, that is not far from thence, how they gather it, and the strange making of it: a piece whereof was sent home, being found (after triall) very excellent metall. Some of the *English* haue made relation of a *China* box seene at one of the Kings houses, who declared, that it was sent him from the West, by a King that dwels ouer the great hils, whose Countrey is neare the Sea, he hauing that box from a People, as he said, that come thither in Ships, and weare clothes, and dwell in houses, and are called *Acanackchina*. And he offered our people that he would send his brother along with them to that King: which the Gouvernour purposeth not to refuse, hoping thereby to discover the *South Sea*, so long talked of.

A small Ship comming in December last from the *Summer-Ilands*, to *Virginia*, brought thither from thence these Plants, *viz.* Vines of all sorts, Orange and Leman trees, Sugar canes, Cassado roots (that make bread) Pines, Plantans, Potatoes, and sundry other *Indian* fruites and plants, not formerly seene in *Virginia*, which begin to prosper very well.

Gifts.

The Gentlemen and Mariners that came in the *Rouall James* from

the <i>East Indies</i> (being at <i>Cape Bona Speranza</i> homeward bound) gaue	l.	s.	d.
towards the building of a Free Schoole in <i>Virginia</i> , to be called the	70.	8.	6.
<i>East India Schoole</i> , the summe of			
Towards the furtherance of the said <i>East India Schoole</i> , an vnknowne			
person hath added the sum of	30.	00.	00.
A person refusing to be made known, hath giuen the sum of 40.s. a			
yere for euer, for a Sermon, before the <i>Virginia Comp.</i>	30.	00.	00.

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<p>At a Quarter Court held the 30. of <i>January</i> 1621. by a person not willing as yet to be knowne, was sent in gold to helpe forward the <i>East India Schoole</i></p> <p>At the same Quarter Court, a small Bible, with a couer richly wrought; a great Church Bible; Bookes of Common Prayer; and other Bookes were presented to be sent to <i>Virginia</i>, in the name of a person who had the yeere before sent, for the vse of the Colledge at <i>Henrico</i>, diuers Bookes, and an exact Map of <i>America</i>; the Giuer is not knowne, but the Bookes are valued at</p> <p>Giuen also by M. <i>Thomas Bargaue</i>, Preacher in <i>Virginia</i> deceased, for the vse of the Colledge, a Library valued at</p> <p>And there is a contribution made by the inhabitants in <i>Virginia</i>, for the building of an house of entertainment for new comers at <i>Iames</i> City, amounting to the value of</p>	<p>1. s. d. 25. 00. 00.</p> <p>10. 00. 00.</p> <p>100. Marks.</p> <p>1500.li.</p>	
<i>Patents granted this yeere,</i>		
<ol style="list-style-type: none"> 1 To the Lady <i>Dale</i>. 2 To Sir <i>Dudly Digges</i>. 3 To Sir <i>John Bourchier</i>. 4 To Captaine <i>Ralphe Hamer</i>. 5 To Master <i>Arthur Swayne, &c.</i> 6 To Master <i>Rowland Trueloue, &c.</i> 7 To Master <i>John Crowe</i>. 8 To Master <i>Edward Rider</i>. 9 To Captaine <i>Simon Leeke</i>. 10 To Master <i>Daniel Gookin</i>. 11 To Master <i>Edward Bennett</i>. 12 To Master <i>Joseph Leming</i>. 13 To Sir <i>Charles North</i>. 14 To Sir <i>George Yeardly</i>. 15 To Master <i>Thomas Leueson</i>. 16 To Captaine <i>William Wildon</i>. 17 To Master <i>Henry Southey</i>. 18 To <i>Martins Hundred</i>. 19 To Master <i>Robert Moston</i>. 20 To Master <i>Edmund Wynne</i>. 	<p>Who together with their Associates, haue vndertaken to transport great multitudes of people and Cattle to <i>Virginia</i>.</p>	

- 21 To Captaine *Henry Pelham, &c.*
- 22 To Captaine *Daniel Tucker.*
- 23 To Sir *Bowyer Worsly.*
- 24 To Master *Thomas Buckley.*
- 25 To Master *Francis Harwell.*
- 26 To Sir *Iohn Brooke.*

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CCXL. CAPTAIN JOHN BARGRAVE. PETITION TO PRIVY COUNCIL

JUNE (?), 1622

State Papers, C. O. 1, Volume II, No. 8
Document in Public Record Office, London
List of Records No. 327

To the right Hono^{ms} y^e lords and others of his Ma^{ty} most hono^{ble} Pryvie
Counsell

The humble petiçon of John Bargraue Esquire.

Humble shewinge.

That whereas accordinge to yo^r Lo^{ps} Order the Councell of Virginia meeteing and yo^r pet^r being by them pressed to answeare the last parte of his Articles first, hee was willing (Consonant to his first Articles p^lferred to yo^r Ho^{ty} to avowe y^e p^lsent goūnm^t to bee in good hand^l as is now sett downe vnder yo^r pet^{rs} hande. But to iustifie y^e forme for y^e p^gression of y^e Plantaçon, hee would not doe it althoughe hee was much vrged therevnto.

Now because the Councell of Virginia haue not had by the last order power to Call before them and examie vpon oath all such parties accused, witnesses, shopp bookes, bookes of accountes, and orders Concealed, together w^h such as haue paid or receaued monies for y^e Companie as maie Conduce to y^e p^ueing of the abuses of y^e said goūnm^t of the Virginia and Sommer Island^l Companie. Or y^e wrong^l doñ to yo^r petiçoner.

Yo^r pet^{rs} humble suite therefore is. That yo^r Lo^{ps} wilbee pleased soe to qualifie the Referreeze (whome yo^r lo^{ps} shall thinck fitt to appointe) that they may Certifie the abuses Complained of vpon oathe; And if yo^r ho^{ty} shall referre it backe to the said Councell or anie v. of them, That then such of y^r said Councell may be secluded as are either pties or alyed to them; And because yo^r pet^r is by their wronges forced to pay 13^{li} p weeke for vse of monies, whereby he wanteth p^lsent meanes to mainetaine himselfe, Hee most humble intreateth That the said referreeze maie forthwith examie and reporte, ffor w^h yo^r pet^r will ever pray for yo: ho^{ty} endles happines.

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JUNE (?), 1622

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[Indorsed:]¹ To the right Hono^{ble} the Lords of his Ma^{ty} most no^{ble} Privie Councell. The humble peti^{tion} of John Bargraue Esquire Sheweth your ho^{rs} That whereas yo^r lo^{rs} gaue order

CCXLI. TREASURER AND COUNCIL FOR VIRGINIA. ANSWER TO THE PRIVY COUNCIL CONCERNING CAPTAIN JOHN BARGRAVE'S PETITION

JUNE (?), 1622²

C. O. 1, Volume II, No. 7
Document in Public Record Office, London
List of Records No. 517

To the Right hono^{rs} the Lordes and others of his Ma^{ty} most hono^{ble} Priuy Councell

The humble answere of the Treasuro^r & Councell for Virginia

May it please your Hps; According to a Reference to the Governour & Councell of Virginia * * * subscribed vnder Captayne Bargraues Peti^{tion} in these wordc following: This peti^{tion} being read at the Board, It was thought meete and ordered, that the Governour and Councell of the Planta^{tion} in Virginia doe take considera^{tion} aswell of this Peti^{tion}, as of certayne Articles sett downe in writing & exhibited to the Board by the Peti^{tioner}, w^{ch} are to be sent vnto them herewithall: And therevpon to make answere to the same in writing with all convenient expedi^{tion}.

Wee haue had considera^{tion} of the same, consisting of two partc; The first a Complaynt agaynst Sr Thomas Smith & others concerning seuerall wrongs and Losses thereby sustayned in his perticuler during that governe-ment: The other an aspersion vpon the forme of governm^t itselfe, both in present and future, preiudiciall to the Planta^{tion}, If the same be not releived with a better (as more at Large it appeareth by the said Peti^{tion}). With the Latter wee haue only proceeded, & according to the enioynement of the Reference, made our answere vnder Captayne Bargraues Handewrighting, to the which herewith sent, Wee humbly referr your Hps.

¹ Or possibly the beginning of a draft on the fly-leaf.

² In the "List of Records" the date of this document was given as 1623 and it appeared as No. 517.

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ffor the former, because wee could neither take it into our consideraçon, nor give our answeere therein, vnlesse wee entred into a strict and perticuler examinaçon thereof; It being a busines of greate latitude, having reference to many yeares execuçon, witnesses and recordẽ past in this Courte & performed in the Plantaçon: ffor the doing whereof wee finde our selues, neither qualified nor authorised by the foresaid reference: Wee most humbly submitt the meddling therewith to such further order, direccon & authority, as your Hps shall please to give in that behalfe.

CCXLII. COUNCIL OF THE VIRGINIA COMPANY. A LETTER TO GOVERNOR AND COUNCIL IN VIRGINIA

JUNE 10, 1622

Manuscript Records Virginia Company, III, Part ii, Pages 22, 23
Document in Library of Congress, Washington, D. C.
List of Records No. 328

June xth 1622

After o^r very heartie Comendaçons: The late arivall of all the Shippẽ and people sent this last yeare to Virginia, hath bredd such abundance of ioy as could not be contained amongst o^r selues, but hath declared it self by publique thanksgiueinge vnto God Allmightie, that of the richnes of his mercies through all waies and passages, so securely conducted yo^u: This vnexpected blessing doth much encouradge vs, in the midst of many difficulties, wth an assured hope, that the indignation of God is now at last appeased and that his gracious favo^r shall henceforth lead yo^u on successfully in all thingẽ: And this we hope the rather, by the good enterance wth we vnd^rstand yo^u haue made in the Iron workẽ, and other staple Comodities; wherin we most earnestly intreat yo^u wth all constancie and dilligence to proceed: for there is now an absolute necessitie vppon vs to make good and that speedily, by reall prooffe some of those thingẽ, wth the exportation of w^{ch} we haue so long possessed the world. wherefore as yo^r owne welfare and the advancement of y^e Plantation is deare and pretious vnto yo^u, or if o^r loues and endevo^r haue deserued ought at yo^r handẽ; we pray and intreat you not to faile in the pformance of what we in yo^r behalfe haue promised; and let vs haue at least by the next returnes, some good quantitie of Iron and Wyne; that w^{ch} yo^u sent by the George was by long carrieing spoiled but principally, by the Mustie

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