

N<sup>o</sup> 4.

**OBLIGATION** to restore the Ship *Iphigenia* to His Catholic Majesty if deemed a lawful Prize.

*In Mr. Mears's Memorial of the 30th April 1790. (N<sup>o</sup> 2.)*

ON board His Majesty's Frigate called Our Lady of the Rosary (alias) the Princess, 25th May of said Year; I, D<sup>n</sup> Francis Joseph Viana, and Don William Douglas, the First Captain and the Second, Supercargo of the Packet Boat *Iphigenia* Nubiana, at Anchor in this Port of St. Lawrence of Nootka, being empowered by D<sup>n</sup> John Cawallo, Inhabitant of

and Trader at Macao; We <sup>declare</sup> say that we <sup>bind</sup> oblige ourselves (in Name of said Cawallo, to whom belongs said Packet Boat) to satisfy whomsoever shall present to us the Import of Valuation by experienced Persons of said Vessel, with Lading and other Appurtenances on Board; and in order the better to certify in the antecedent Inventory, in case that H. E. the Viceroy of New Spain, may judge the said Packet Boat the *Iphigenia* to be a Prize, on account of having found us at Anchor in said Port of Nootka, without having a Passport, Permission, or particular

from His Catholick Majesty for so doing, that is, for navigating or Anchoring in Seas or Ports belonging to his Dominions. For all which we <sup>bind</sup> oblige ourselves to the said D<sup>n</sup> John Cawallo, as lawful Owner of said Packet, and we <sup>bind</sup> oblige ourselves in his Name, in all lawful Form, with our Persons and Effects, present and future, to the Satisfaction

of the said <sup>Value</sup> Quantity of Contents of said Inventory, Masts, Stores, Cargo, &c. contained in said Inventory; subjecting ourselves, as we do subject ourselves, to the Laws, Pragmatic Sanctions, and Ordinances of said Sovereign; and renouncing as we do renounce all Laws, Liberties, and Privileges which might favour us, without it being necessary in the Exhibition

of the said <sup>Value</sup> Quantity, in which we may be condemned, to have recourse to Law Suit; for

although this Obligation be made upon <sup>unstamped</sup> simple Paper, we give it as much Force and Value as if it were a Writing made before a Royal or Public Notary, and for its Force we sign Three of one Tenor, One being fulfilled, the others to be of no Value, which we have signed with our Hand and Signature, and authorized by the Commandant D<sup>n</sup> Stephen Joseph and by the proper Notary, Raphael de Cañizares, on said Day, Month, and Year, being Witnesses thereto D<sup>n</sup> John Kendrick, Commander of the Boston Frigate, named the *Columbia*, and D<sup>n</sup> Joseph Ingraham, second Captain and first Pilot of said Frigate, and of this I give Faith—Francis Joseph Viana—William Douglas—John Kendrick—Joseph Ingraham—Stephen Joseph Martinez—Raphael de Cañizares.

This is a literal Copy of the Obligation, of which Triplicates were signed at the Foot of the Inventory made of the said Packet Boat of Macao, whereof I certify. On board the Princess Frigate, 26th May, 1789.

**RAPHAEL DE CAÑIZARES.**

will be  
count of  
you will  
e make  
have to  
must be  
company.  
y tends

me what  
doubt of  
ace the  
he most  
pletion  
Recom-  
People.

C.

nett;

al, gave  
alf, who  
esteem  
him to

Afts of  
employed  
ative to  
Princess  
unity of  
l Stock  
y of his

write to  
are, yet

ngland,  
n, that  
s under  
medium  
ngage-  
ale you  
e, and  
or the  
above  
ng the  
Coast.

N<sup>o</sup> 4.