

Knowledge of the publication of Cartier's commission was at once conveyed to the Emperor, who on November 11 again wrote to the Cardinal of Toledo on this subject. After speaking of the issue of this commission to Cartier, he continued :

'The efforts, therefore, of our ambassador, and those of the ambassador of Portugal, have up to the present not borne fruit. Although I have ordered a reply to be sent to my ambassador in France to continue to insist and make fitting instance that the said licence be not proceeded with, being, as it is, in direct contravention of the treaty between us and the said King of France, and contrary to the concession granted by the Apostolic See to the Kings of Castile and Portugal for the said conquest, it has appeared to me fitting to advise you thereof that you may consider and confer in Spain respecting such further measures as may now be desirable, besides those already taken.

'And it would be well for you to send full information of this licence to the King of Portugal, that in the same way he may on his part take such measures as are required ; and let the person who is in command of the said fleet carry orders to unite with the fleet of the said King of Portugal, and let each fleet give help and support to the other. And should they meet with the ships of the said Jacques Cartier, let them engage and destroy them, since the intention of these Frenchmen is known ; and let all the men taken from their ships be thrown into the sea, not saving any one person ; for this is necessary as a warning against similar expeditions.' <sup>1</sup>

On December 13, 1540, the Cardinal of Toledo acknowledged the receipt of this letter of November 11 from the Emperor, and enclosed a second memorandum giving the results of the further deliberations of the Council of the Indies, at which deliberations had also assisted the Conde de Osorno and the High Commander of Leon, both of the Council of State. The opinion of this Council was that :

1. A spy should be sent to St. Malo to gain information concerning Cartier.

2. The officials at Seville should make a report on all the ships in Andalusia, that those required for the fleet might be seized.

<sup>1</sup> Archivo General de Simancas, *Estado, Portugal*, leg. 372, fol. 6.