

Copy
British & Portuguese Court of Mixed Com-
- mission, colony of Sierra Leone.

Doc 2
F1

In the case of the Brigantine *Sciroina* Miguel
Ant. Netto Master.

To their Honours the Judges of the said Court.

The Humble Petition of Jose Machado Lopez
1st Pilot of the said Vessel.

Sheweth that your Petitioner was in command of
the Brigantine *Sciroina* at the time of her capture
by H. M.'s Ship *Haidstone* Commodore Buller C. B.

Commander by reason that the Master was on shore
sick & had been so a considerable time previous.

That the said Vessel having been brought into this
place & proceeded against before your Honorable
Court a Monition has issued citing all persons to
appear & defend the same who have or pretend to have
any right title or interest therein.

That according to the usage of the Merchant Service
in the Brazil & Portugal your Petitioner as first pilot
or Chief Mate during the absence of the Master is au-
-thorized to take command & do all acts necessary for
the safety of the said Ship & the benefit of the Owners
thereof in his power.

That your Petitioner verily believes the said Master

192
is since dead as when your Petitioner last had an opportunity to see him he was in the opinion of your Petitioner past recovery.

Therefore your Petitioner most humbly prays your Honors that your Petitioner may be permitted in the unavoidable absence of the Master to claim the said Vessel & do such other acts in defence against the present prosecution as your Petitioner may be advised for the benefit of the owner of the said Vessel. Justice so requiring. And your Petitioner as in duty bound will ever pray.

(Signed) José Machado Lopez

British & Portuguese Court of Mixed
Commission Colony of Sierra Leone

In the case of the Brigantine *Sierra Miguel*
Anto Netto - Master - November 20th 1826

The claim of José Machado Lopez 1st Pilot (in the unavoidable absence of the Master) as subject of H. M. the Emperor of the Brazils for the said Vessel her tackle Apparel & furniture goods Wares & merchandize on board the said Vessel at the time of the capture thereof by H. M.'s Ship *Maidstone* Commodore Charles Bullen Commander for the said Vessel her tackle

Colours, this deponent bore to, when the said Vessel
was seized detained & captured as aforesaid -

926
Doc 2
82

That the Commander of the Capturing Ship did not
give unto this deponent any document or certificate
relative to the Ship's papers found on board or otherwise.

And deponent further says that no Slaves were on
board of the said Vessel at time of capture nor had
any been on board during the present voyage. That
when he the deponent last saw the Master of the
said Vessel the said Master was so very ill that deponent
believed his recovery was hopeless - And he further
maketh oath that no person or persons other than the
person before mentioned has any right title or
interest in the said Vessel her tackle Apparel Furniture
goods wares merchandize on board the same at the
time of the capture & seizure thereof, & that he conceives
himself in the unavoidable absence of the Master as
aforesaid duly authorized to make the claim hereunto
annexed & that the same is a true & just claim & that
he shall be able to make due proof & specification thereof

(Signed) Jose Machado Lopez
Sworn before me this
20th day of November 1826

through the interpretation
of Manoel Rogario da Costa
(Signed) William Smith
Registrar.

These are to certify that the within is a just & true
Copy of the original Petition Claim & Affidavit
made in the British & Portuguese Court of Mixed
Commission established at Sierra Leone in the
cause therein mentioned -

Extracted from the Registry of the said Commission
In Faith & Testimony whereof I have
herunto set my Hand & affixed the
Seal of the said Court at Freetown in
the Colony of Sierra Leone the 20th day
of February 1827.

(Seal)

Signed W^m Smith

Registrar

Certifico que esta copia he conforme ao original
que existe na Legação. Londres em 13 de Junho
de 1827.

João Antonio Pereira da Cunha.



apparel & furniture & her cargo as the sole property
of Man^o Cardozo dos Santos an Inhabitant of Bahia
& a Native of Portugal & as protected by the Treaty
or Convention between H. B. M. & H. M. F. M.
the late King of Portugal dated the 28th July 1824 - 1817
And for all costs & charges losses damages demurrage
& expences as have arisen or shall or may arise
by means of the capture & detention of the said Vessel
& her cargo as aforesaid.

(Signed) Jose Machado Lopez -

British & Portuguese Court of Mixed Commission
Colony of Sierra Leone.

In the case of the Brigantine *Heroína Miguel*
Ant^o Netto Master 20th November 1826

Appeared personally Jose Machado Lopez 1st Pilot
Acting Master of the said Vessel & maketh oath that
he is a subject of H. M. the Emperor of the Brazils &
was in command of the said Vessel by reason of the
sickness & unavoidable absence on shore of the said
Master at the time of the capture thereof by H. M.'s Ship
Maidstone Commodore Charles Bullen C.B. Commander
that the said capture was made on the 17th day
of October last past the said Vessel being detained

3
waiting the recovery of the Master to proceed
the Coast of Africa & brought to Sierra Leone
And he further maketh Oath, that Manuel Cardoso
des Santos of Bahia was at the time of the said
capture & now is, the true lawful & sole owner &
proprietor of the said Vessel Heroina her tackle
Apparel & furniture & the Cargo on board the same
And the deponent further maketh Oath that he verily
believes the said Vessel & her Cargo are protected by the
Treaty or convention between G. B. H. & H. is said.
late Most Faithful Majesty.

That on the day of capture the said Vessel was at anchor
off Indoo by reason that the Master Miguel Ant^o Netto
was on shore sick, but that seeing a strange Sail
toward Sea, & having reason to suspect she was a
pirate who had done considerable damage to Bra-
zilian Shipping, from a Portuguese who resided on
the Coast having failed in his contract with the comman-
der of the said Pirate, this deponent well knowing
the past sailing of the Heroina got under weight to
be more ready to escape provided the strange Sail
should prove to be the Pirate, this deponent supposes
her, that while under weight made out the stranger
to be a Vessel of War & that on her showing British
colours