

ARTICLES
OF
AGREEMENT

Had, Made, and Concluded, between the Commissioners of the Right Honorable the Lord WILLOUGHBY of *PARHAM*, of the one Partie; and the Commissioners of the Parliament of *England*, of the other PARTIE :

Being in Order to the RENDITION
Of the ISLAND of
BARBADOES:



LONDON,
Printed in the Year, 1652.



*Articles of Agreement, had, made,
and concluded, the eleventh day of January,
1651. by and between the Commissioners of the
Right Honourable the Lord Willoughbie of Par-
ham of the one partie, and the Commissioners in the
behalf of the Common-Wealth of England, of
the other Partie, being in order to the Rendition of
the Island of Barbadoes, are as followeth :*

I. **T**Hat a Liberty of Conscience in mat-
ters of Religion be allowed to all ex-
cepting to such whose Tenents are in-
consistent to a Civill Government,
and that the Laws be put in Execution against A-
theisme, Blasphemie, and open scandalous living, se-
ditionous Preaching, or unsound Doctrine sufficient-
ly proved against him.

II. That the Courts of Justice shall still conti-
nue, and all Judgements and Orders therein be va-
lid, untill they be reverted by due form of Law.

III. That no Taxes, Customes, Impost, Laws,
or Excise shall be laid, nor Levies made to any of
A 2 the

the Inhabitants of this Island, without their free consent in a Generall Assembly.

III. That no man shall be Imprisoned, or put out of his possession of Land and Tenements, which he hath by any former Warrant or title derived from it, or other Goods or Chattels whatever, without due proceedings according to the known common Laws of *England*, and Statutes and Customes of this Island, in the Court of Justice here first had, and Judgement for the same obtained, and Execution from thence recorded.

V. That all suits between partie and partie, and Criminall and Common Pleas be determined here, and none be compelled to goe into *England*, to assert and defend their Titles to any Estate which they have here, without consent of a General Assembly.

VI. That an Act of Indempnitie be withall convenient speed passed in the Parliament of *England*, to save and keep harmlesse and unquestionable, all and every of the Inhabitants of this Island, that are comprized within these Articles, for, and concerning any Act or thing whatsoever, done by them or any of them, at any time, or in any place, or words spoken by them or any of them before the date of these Articles, and that they be cleared, acquitted, and discharged thereof for ever, as well in respect of the publike power, as of any particular person concerning damages, or losse which they have received by
reason

reason of the present defectives, and untill the said Act come higher, an Instrument of Indempnitie to all such comprized in these Articles to the purpose aforesaid bee assigned by Sir *George* his Assign, and the other Commissioners, and the said Articles, together with the said Instrument of Indempnitie, may be received into the Assembly here, and filed among the Records, and that it be presented by the said *George Ascue* and the Commissioners to the Parliament of *England*, or the Council of State established by authoritie of Parliament, that an Act made the third of *October*, whereby the Inhabitants of this Island have been declared Traitors, may upon this Accord, be taken off the File from among the Records.

VII. That all and every the Inhabitants of this Island comprized within these Articles bee restored to all their Lands, and possession of Goods, and Monie, which they have right to in *England*, *Scotland*, or *Ireland*.

VIII. That no Oathes, Covenants, or Ingagements whatsoever be imposed upon the Inhabitants of this Island, who receive the benefit of those Articles against their Consciences.

IX. That all Ports, Towns, and Cities, under the Parliaments power, that be open into the Inhabitants of this Island, in as great a freedome of Trade as ever, and that no Companies be placed over them,

nor the Commodities of this Island ingrossed into private mens hands : And that all Trade be free with all Nations that doe Trade, and are in unition with *England*.

X. That whereas the Excise upon strong Liquors was laid for the payment of publique Debts; It is therefore agreed, That the Lord *Willoughbie* of *Parham*, and all imployed by him, and all other persons whatsoever, shall be acquitted and discharged from the payment of any publique Debts, and that the same be discharged by the said Excise, and such other waies as to the General Assembly shall seem fit, provided that care and respect be therein had to such as have eminently suffered in their Estates.

XI. That all Persons be free at any time to transport themselves or Estates when they shall thinke fit, first setting up their Names according to the Custome of this Island.

XII. That all Prisoners on both sides be discharged and set free, with their full benefit of injoying all those Articles, and that all those Horses, Cattel, and Servants, Negroes, and other Goods whatever, be returned to the right Owners, except such Servants as had freedome given them, and come aboard before *Saturday* the third of *January*.

XIII. That such particular Persons as are in this Island at the time of the Surrender thereof, who have

have Estates on *Antego*, may peaceably return thither, and there enjoy the benefits of those Articles.

XIV. That for certain time all executions be stopped, sufficient caution being given, that all the expiration of the payment be made, and that the Commissioners, together with the generall Assembly, be Judges of the time and caution.

XV. That all their small Vessels, or Barques, now on ground before the bridge Town, doe repair to their proper owners, and have liberty to goe to any part laden.

XVI. That the Lord *Willoughby* of *Parham* have all his Lands, Rents, and all his Estates whatsoever reall and personall in *England*, without any Fine or Composition paid, restored to him or his Assigns free from all incumbrances laid on the same by the Parliament of *England*, or any by them authorized, since the time of its first seizure or sequestration; and that what settlements the said Lord *Willoughbie* hath made at *Surrenam*, or any other he shall make on any part of the name of *Guinashall*, be by him enjoyed, and I hope without any disturbance, either of himself or those that shall accompany him thither: And that he hath free liberty to bring Servants from any Port in *England* or *Ireland*; and that his Plantation at *Antego*, according to the bounds already made out, reserved to him; and what Estate soever of right doth belong to the said Lord *Willoughbie* of *Parham* in

in this Island of *Barbadoes*, be to him intirely preserved.

XVII. That all such persons of this Island or elsewhere, whose Estates have here been sequestred or detained from them upon this publick defence, be forthwith restored to their Plantations, Goods, or Estates upon this Island.

XVIII. That the Island of *Barbadoes*, with all the Forts, Sconces, Fortifications thereof, and that all the Artillery, all publick Armes and Ammunition, be delivered up, into the hands of Sir *George Ayscue* for the use of the States of *England*, before *Munday* twelve of the Clock at noon, being the 11. of this instant *January*, and that no Garrison be kept here, but that all forces be disbanded within four and twenty houres after the sealing of these Articles, and that for the safety of the Island the Militia shall be disposed of as to the present Commissioners, and future Governours shall seem fit, the Articles not to be construed to take away the Armes of any particular person within this Island.

XIX. That the Government of this Island be by a Governour, Councill, and Assembly, according to the antient and usuall Customes; and that the Governours be appointed by the State of *England*, and from *June* to *June* received and obeyed here, the Councill for the present to be by him chosen, the Assembly to be chosen by a free voluntary election

tion of the Free-holders of this Island, in the
rall Parishes; and that the usuall Customes, of the
choice of the Councill, be represented by the Com-
missioners to the Parliament of *England*, or to the
Councill of State, established by Authority of Par-
liament, with the desires of the Inhabitants for the
confirmation thereof for the future.

XX. And whereas it hath been taken into serious
consideration, that the main and cheife cause of our
troubles and miseries hath grown by loose and base
uncivill language tending to sedition, onely used a-
mong many people: Here it is therefore further a-
greed, that at the first generall Assembly a strict Law
be made against all such persons, with a heavy penalty
to be inflicted upon them that shall be guilty of any
reviling speeches of what nature soever, by remem-
bring or reviling into former differences, and re-
proaching any man with the cause he hath formerly
defended.

XXI. It is agreed, that the Articles may with all
convenient speed be presented to the Parliament of
England, to be by them ratified and confirmed to all
intents, contractions, and purposes.

XXII. It is further agreed, That all Lawes here-
tofore made by generall Assemblies, that are not re-
pugnant to the Lawes of *England*, shall be good,
excepting such as concern the present difference.

XXIII. That the Right Honourable the Lord *Willoughby* have free liberty to goe into *England*, and there to stay or depart at his pleasure, without having any Oath or Ingagement put upon him, he acting or attempting nothing prejudiciall to the Commonwealth of *England*: In witnesse whereof, we the Commissioners appointed by the Lord *Willoughby*, have hereunto set our hands and seales this 11th day of *January*, 1651.

Richard Pearce.
Charles Pym.
Tho. Ellis.
Will. Byam.

By

By the Governour.

IT is my pleasure, that the above-written Articles be published in severall Parish Churches within this Island : Given under my Hand this sixteenth of January, 1651. ↓

George Ayscue.

Veria Copia.