

Teaching the North Carolina Charter

General Overview

An important document can be taught in a variety of ways: for its informational value, for its significance in history or as an artifact. Many documents that are very important for their content, such as the Declaration of Independence, the Bill of Rights, or a state constitution, meet all three criteria.

Preparation

Students should have copies of the Carolina Charter and its transcription at their disposal. Written Document Analysis Sheets can be completed and discussed as an introductory activity.

Activities

Activities for studying a document for its informational value and its significance in history will be common ones for the study of any important document.

1. Divide the class into groups and have each concentrate on one portion of the document's content and report what they have read to the class.
2. Identify the important points on notecards and post them around the room and discuss them.
3. Have student groups discuss the aspects of the Charter that affect people, places, things and ideas.
4. Discuss the differences in the colonial charters. How are they alike and different in what they give to the leaders of the various colonies?
5. For images of the document
<http://digital.ncdcr.gov/cdm/ref/collection/p15012coll11/id/10>

Activities can also be done that place the document in the time period in which it was created.

1. Divide the class into groups and have each concentrate on an aspect of the late 17th Century in England: politics, culture, etc.
2. Divide the class into groups and have each concentrate on the major players, Charles II and the eight Lords Proprietor.
3. Research and report on life in the American colonies during the 17th Century.

Activities regarding the value of a document as an artifact would involve discussions about the physical document itself.

1. Discuss the appearance of the document.
2. Research royal and noble seals and why they were needed.
3. Discuss the different materials that documents have been written on and with.
4. Have students create their own illuminated document.

5. Have students create a seal of their own—draw it or make it out of modeling clay.
6. Share the story of the acquisition of the Charter by North Carolina and discuss its illustration of the historical research method.
7. Since the Carolina Charter also covers the area that is now South Carolina, how do you think that they might feel about North Carolina having the document?

Courtesy of the State Archives of North Carolina

The Carolina Charter

King Charles II of Great Britain granted the Carolina Charter to eight of his supporters on March 24, 1663 at Westminster in England, English monarchs made six earlier grants but no permanent colony resulted from them.

In 1578 Queen Elizabeth I granted Sir Humphrey Gilbert a royal patent but his two efforts to reach the New World failed. In 1584 Gilbert's half-brother, Walter Raleigh, who sponsored, but did not sail with the two voyages, received the same patent. The second became known as the last colony.

The known territory on the new continent was named Virginia, after the Virgin Queen Elizabeth I. With no permanent colony yet established, King James I issued the charter of South Virginia to London Company in 1606. Under this charter the first permanent English settlement in the new world was established at Jamestown, Virginia, in 1607. In 1609 the London Company was reorganized and a new charter was issued, but was replaced in 1612. In 1624, the company, wracked with internal dissension, had its charter revoked by James I, and Virginia became a royal colony. King Charles I made the sixth grant to Sir Robert Heath. It included a territory in southern Virginia (just south of what is today the State of Virginia) and called Carolana. The Heath grant was voided in 1660.

King Charles II, in 1663, granted the Carolina Charter to Edward, Earl of Clarendon; Lord Craven; John, Lord Berkeley; Anthony Ashley Cooper; Sir George Carteret; Sir William Berkeley; Sir John Colleton; and George, Duke of Albemarle. These eight Lords Proprietors supported the king during the Restoration of 1660.

The Charter outlined the territory of Carolina as lying between 31° and 36° north latitude and extending from the Atlantic Ocean as far West as the South Seas. The Proprietors ruled this territory that was known for the first time as Carolina. With the granting of the charter, the inhabitants of the territory of Carolina received a written guarantee of political and religious freedoms. The Charter is today a vital link in a chain of documents, beginning with the Magna Carta, which established and preserved our freedoms.

In 1665 another charter, which amended the 1663 document, was granted. The Lord Proprietors sought this charter in order to move the northern boundary to 36° 30' latitude to include the Albemarle Sound area, a prosperous region with a growing settlement. Under the Carolina Charter, the colonist claimed the same rights as Englishmen. In 1665, the inhabitants of the Albemarle Sound area exercised these rights and formed a Grand Assembly that met under Gov.

William Drummond. The North Carolina legislature is a lineal descendent of this Grand Assembly that met under the rights and privileges granted in the Carolina Charter. There were about 2,000 settlers in the Albemarle Sound area and probably not more than 5,000 in the entire colony. Bath was the first town in what was to become North Carolina, having been established in 1705.

Today North Carolina is one of seven states that possess their original charters. The six other states are Connecticut, Delaware, Maryland, New York, Pennsylvania, and Rhode Island. In 1947 an antique dealer in Surry, England offered the Charter of Carolina for sale. State officials and historians were interested in obtaining the document. It was possible that all states that lay in part of in whole within the territory of Carolina would want the document. North Carolina officials first established the authenticity of the Charter. The interested parties, led by Dr. Christopher Crittenden, Director of the State Department of Archives and History, obtained confirmation from a number of experts that the Charter was genuine. Because the legislature was not in session, money for its purchase had to be obtained by means other than through appropriation. Private citizens donated to the cause. Because the Charter was to be bought by the State of North Carolina, the dealer reduced his original price from \$10,000 to 8,000. About the time the purchase was to be made, Great Britain reduced the value of its currency as it related to the United States dollar. It therefore took fewer dollars to meet the price stated in pounds by the dealer. The purchase finally came to slightly over \$6,000. The Carolina Charter was purchased and presented to the state in 1949.

**THE FIRST CHARTER GRANTED BY KING CHARLES
THE SECOND, TO THE LORDS PROPRIETORS
OF CAROLINA. [Transcription]**

Charles the Second, By the grace of God, king of England, Scotland, France and Ireland, Defender of the Faith, &c., **To all** to whom these present shall come: Greeting:

1st. **Whereas** our right trusty, and right well beloved Cozens and Councillors, Edward Earle of Clarendon, our high Chancellor of England, and George Duke of Albemarle, Master of our horse and Captaine General of all our forces, Our right trusty and well beloved William Lord Craven, John Lord Berkley, Our right trusty and welbeloved Councillor, Anthony Lord Ashley, Chancellor of our Exchequer, Sir George Carterett, Knight and Baronett, Vice Chamberlaine of our household, And our trusty and well beloved Sir William Berkley, Knight, and Sir John Colleton, Knight and baronet, being excited with a laudable and pious seal for the propagation of the Christian faith, and the enlargement of our Empire and Dominions, **have** humbly besought leave of us, by their industrie and Charge, to Transport and make an ample colonie of our Subjectes, Natives of our Kingdome of England, and elsewhere within our Dominions, unto a certain Country hereafter described, in the parts of **America** not yett cultivated or planted, and only inhabited by some barbarous People who have no knowledge of Almighty God.

2nd. **And Whereas** the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton have humbly besought us to give, grant and Confirme unto them and their heirs, the said Countrey, with Priviledges and Jurisdictions requisite for the good Government and safety thereof: **Know Yee**, therefore, that Wee, favouring the pious and noble purpose of the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, of our special grace, certain knowledge and meere motion, **have** given, graunted and Confirmed, **And** by this our present Charter, for us, our heires and Successors, **Doe** give, graunt and Confirme to the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, **All** that Territory or Tract of ground, scituate, lyeing and being within our Dominions in America, extending from the Northend of the Island called Lucke Island, which lieth in the Southern Virginia Seas, and within six and Thirtie degrees of the Northern Latitude, and to the West as farr as the South Seas, and so Southerly as farr as the River Saint Mathias, which bordereth upon the Coast of Florida, and within one and Thirty Degrees of Northern Latitude, and West in a direct lyne as farr as the South Seas aforesaid; Together with all and singuler Portes, Harbors, Bayes, Rivers, Isles and Islettes belonging to the Countrey aforesaid; And also all the Soyle, Lands, fieldes, Woodes, Mountaines, fermes, Lakes, Rivers, Bayes and Islettes, scituate or beinge within the Boundes or lymittes aforesaid, with the fishing of all sorts of fish, Whales, Sturgeons, and all other Royal fishes in the Sea, Bayes, Isletyes and Rivers within the premises, and the fish therein taken; **And** moreover all Veines, Mynes, and Quarries, as well discovered as not discovered, of Gold, Silver,

Gemms, pretious Stones, and all other whatsoever, bee itt of Stones, Mettalles, or any other thing whatsoever, found or to bee found within the Countries, Isles and lymittes aforesaid.

3rd. **And furthermore**, the Patronage and Advowsons of all the Churches and Chappelles, which as Christian Religion shall increase within the Country, Isles, Islettes and Lymittes aforesaid, shall happen hereafter to bee erected, Together with lycense and power to Build and found Churches, Chappelles and Oratories, in convenient and fitt places, within the said Boundes and Lymittes, and to cause them to bee Dedicated and Consecrated according to the Ecclesiastical Lawes of our Kingdome of England, Together with all and singuler the like, and as ample rights, Jurisdictions, Priviledges, Prerogatives, Royalties, Liberties, Immunities and franchises of what kind soever, within the Countries, Isles, Islettes and Lymittes aforesaid.

4th. **To have**, use, exercise and enjoy, and in as ample manner as any Bishop of Durham in our Kingdome of England, ever heretofore have held, used or enjoyed, or of right ought or could have, use, or enjoy. **And** them, the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, **Wee doe** by these presentes, for us, our heirs, and Successors, make, Create and Constitute the true and absolute Lordes and Proprietaries of the Country aforesaid, and of all other the premises; **Saveing** alwayes the faith, Allegiance and Sovereigne Dominion due to us, our heires and Successors, for the same, and Saveing alsoe the right, tyle and interest of all and every our Subjectes of the English Nation, which are now Planted within the lymittes and boundes aforesaid if any bee **To have**, hold, possess and enjoy the said Country, Isles, Islettes, and all and singuler other the premises, to them the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heirs and Assignes forever, **To bee holden** of us, our heires and Successors, as of our Manner of Eastgreenwich in our County of Kent, in free and comon Soccage, and not in Capite, or by Knightes Service; **Yeldinge and payinge** yearely to us, our heires and Successors, for the same, the yearely Rent of Twenty Markes of Lawfull money of England, att the feast of All Saintes, yearely for ever, The first payment thereof to begynn and bee made on the feast of All Saints, which shall bee in the yeare of our Lord One thousand six hundred Sixty and five, **And** alsoe the fourth part of all Gold and Silver oare, which, within the lymittes aforesaid, shall from tyme to tyme happen to bee found.

5th. And that the Country, thus by us graunted and discribed, may bee dignified by as large Tytles and Priviledges as any other partes of our Dominions and Territories in that Region, **Know yee**, that we of our further grace, certain knowledge, and meer motion, have thought fit to erect the same tract of ground, county, and island, into a Province, and out of the fullness of our royal power and prerogative, we doe, for us, our heires and Successors, erect, incorporate and ordain the same into a Province, and call it the Province of Carolina, and soe from henceforth will have it called; **And forasmuch** as wee have hereby made and ordeyned the aforesaid Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John^{Lord} Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heirs and Assignes, the true Lordes and Proprietors of all the Province aforesaid; **Know yee**, therefore moreover, that Wee, reposeinge especiall Trust and Confidence in their fidelity, Wisdome, Justice and provident circumspection, for us, our heires and Successors, Doe

Graunt full and absolute power, by vertue of these presentes, to them the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heirs, for the good and happy Government of the said Province, to Ordeyne, make, Enact, and under their Seales to publish any Lawes whatsoever, either appertaineinge to the publique State of the said Province, or to the private utility of perticular Persons, accordinge to their best discretion, of and with the advice, assent and approbation of the freemen of the said Province, or of the greater part of them, or of their Delegates or Deputies, whom for enacting of the said Lawes, when and as often as need shall require, **Wee will** that the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires, shall from tyme to tyme assemble in such manner and form as to them shall seeme best, And the same Lawes duely to execute upon all people within the said Province and Lymittes thereof, for the tyme beinge, or which shall bee Constituted under the power and Government of them or any of them, either sayleing towards the said Province of **Carolina**, or returneing from thence towards England, or any other of our, or forreigne Dominions, by Imposition of penalties, Imprisonment, or any other punishment; **Yea**, if itt shall bee needfull, and the quality of the Offence requires itt, by taking away member and life, either by them, the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires, or by them or their Deputies, Lieutenant, Judges, Justices, Magistrates, Officers and Ministers to bee Ordayned or appointed according to the tenor and true intention of these presents; and likewise to appoint and establish any Judges or Justices, Magistrates or Officers whatsoever, within the said Province, att Sea or land, in such manner and form as unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton and their heirs shall seem most convenient; Also, to remit, release, pardoen and abolish whither before Judgment or after all Crimes and Offences whatsoever, against the said Lawes, and to doe all and every other thinge and thinges, which unto the Compleat establishment of Justice unto Courtes, Sessions, and forms of Judicature and manners of proceeding therein doe belong, although in these presents express mention bee not made thereof; And by Judges and by him or them delegated, to award process, hold Pleas, and determine in all the said Courtes, and Places of Judicature, all Actions, Suites and Causes whatsoever, aswell Criminall as Civill reall mixt personall or of any other kind or nature whatsoever; Which laws, Soe as aforesaid to bee published, **Our Pleasure is**, and Wee doe require, enjoin and command, shall bee absolute, firm and avayleable in lawe, And that all the liedge People of us, our heires and Successors, within the said Province of Carolina, doe observe and Keep the same inviolably in those partes soe farr as they concerne them under the paines and penalties therein expressed or to bee expressed, **Provided** nevertheless, that the said lawes bee consonant to reason, and as near as may bee conveniently agreeable to the lawes and Customes of this our Kingdome of England.

6th. **And** because such assemblies of freeholders cannott bee soe suddainely called, as there may bee occasion to require the same, **Wee doe**, therefore, by these presentes, give and Graunt unto the said Edward Earlee of Clarendon, George Duke of Albemarle, William Lord

Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, by themselves or their Magistrates, in that behalf lawfully authorized, full power and authority, from tyme to tyme to make and Ordeyne fitt and wholesome Orders and Ordinances, within the Province aforesaid, to bee kept and observed aswell for the keeping of the Peace, as for the better Government of the People there abideing, and to publish the same to all whom itt may concerne; Whiche Ordinances, Wee doe by these presents streightly Charge and Command to bee inviolably observed within the said Province, under the penalties therein expressed, Soe as such Ordinances bee reasonable, and not repugnant or contrary, but as neare as may bee agreeable to the lawes and Statutes of this our Kingdome of England, And soe as the same Ordinances doee not extend to the binding, charging, or takeing away of the right or interest of any Person or Persons, in their freehold, goodes, or Chattelles whatsoever

7th. **And** to the end the said Province may bee the more happily increased, by the multitude of People resorting thither, and may likewise bee the more strongly defended from the incursions of Salvages and other Enymies, Pirates and Robbers, **Therefore** Wee, for us, our heires and Successors, Doe give and Graunt by these presents, Power, lycense and liberty unto all the liege people of us, our heires and Successors in our Kingdome of England or else where, within any other our Dominions, Islands, Colonies or Plantations, Excepting those whoe shall be especially forbidden, to transport themselves and familyes unto the said Province, with convenient Shipping and fitting Provisions, and there to settle themselves, dwell and inhabite, any lawe, Statute, Act, Ordinance, or other thinge to the contrary in any wise notwithstanding. **And Wee Will** also, and of our more special grace, for us, our heires and Successors, doe streightly enjoine, Ordaine, Constitute and Command, that the said Province of Carolina, shall bee of our Allegiance, And that all and singular the Subjectes and liedge people of us, our heires and Successors, transported or to bee transported into the said Province, and the Children of them and of such as shall descend from them, there borne or hereafter to bee borne, bee and shall bee Denisons and lieges of us, our heires and Successors of this our Kingdome of England, and bee in all thinges held, treated, and reputed as the liege faithful people of us, our heires and Successors, borne within this our said Kingdome, or any other of our Dominions, and may inherit or otherwise Purchase and receive, take, hold, buy and possess any landes, Tenementes or hereditamentes within the same Places, and them may Occupie, and enjoye, give, sell, alien and bequeath; as likewise all liberties, franchises and Priviledges of this our Kingdome of England, and of other our Dominions aforesaid, and may freely and quietly have, possess and enjoy, as our liege people borne within the same, without the lett molestation, vexation, trouble or grievance of us, our heires and Successors, any Statute, Act, Ordinance, or Provision to the contrary notwithstanding.

8th. **And furthermore**, that our Subjectes of this our said Kingdome of England, and other our Dominions, may bee the rather encouraged to undertake this Expedition with ready and chearfull mynds, **Know yee**, that Wee of our especial grace, certaine knowledge, and meere motion, Doe give and Graunt by virtue of these presents, aswell to the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires, as unto all others as shall from tyme to tyme repaire unto the said Province, with a purpose to inhabite there,

or to trade with the Natives of the said Province, full liberty and Lycense to lade and freight in any Portes whatsoever, of us, our heires and Successors, And into the said Province of Carolina, by them their Servantes or Assignes, to Transport all and singuler their goodes, Wares and Merchandizes, as likewise all sortes of graine whatsoever, and any other thinges whatsoever, necessary for the food and Cloathing, not prohibited by the lawes and Statutes of our Kingdomes and Dominions, to bee Carried out of the same, without any lett or molestation of us, our heires and Successors, or of any other of our Officers, or Ministers whatsoever, Saveing also to us, our heires and Successors, the Customes and other duties and payments, due for the said Wares and Merchandizes, accordinge to the severall rates of the Places from whence the same shall be transported. **We Will** alsoe, and by these presents, for us, our heires and Successors, **Doe** give and Graunt Lycense by this our Charter, unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, and to all the Inhabitanes and Dwellers in the Province aforesaid, both present and to come, full power and absolute authority to Import or unlade by themselves or their Servantes, factors or Assignes, all Merchandizes and goodes whatsoever, that shall arise of the frutes and Comodities of the said Province, either by land or by sea, into any of the Portes of us, our heires and Successors, in our Kingdome of England, Scotland or Ireland, or otherwise to dispose of the said goodes, in the said Portes; and if need bee, within one yeare next after the unladeing, to lade the said Merchandizes and goodes againe into the same or other Shipps, and to Export the same into any other Countryes either of our Dominions, or forreigne, being in amity with us, our heires and Successors, Soe as they pay such Customes, Subsidies, and other duties for the same, to us, our heires and Successors, as the rest of our Subjectes of this our Kingdome, for the tyme being, shall be bound to pay, beyond which Wee will not, that the inhabitantes of the said Province of Carolina, shall bee any way charged.

9th. **Provided** nevertheless, and our Will and pleasure is, and Wee have further for the Considerations aforesaid, of our more especial grace, certaine knowledge and meere motion, given and Graunted, and by these presents, for us our heires and Successors, Doe give and graunt unto the said Edward Earle of Clarindon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, full and free lycense, liberty and authority, att any tyme or tymes, from and after the feast of St Michael Tharchangell, which shall bee in the yeare of our Lord Christ, One thousand six hundred and Sixty and seaven, aswell to Import and bringe into any of our Dominions from the said Province of Carolina, or any part thereof, the severall goodes and Comodities, herein after mentioned **That is to Say**, Silkes, Wynes, Currantes Raisins, Capers, Wax, Almondes, Oyle and Olives, without paying or Answearinge to us, our heires or Successors, any Custome, Import, or other duty, for and in respect thereof, for and dureing the terme and space of Seaven yeares, to comence and bee accounted, from and after the first Importation of foure Tonnes of any the said goodes, in any one Bottome, Shipp or Vessel from the said Province, into any of our Dominions, as also to export and carry out of any of our Dominions, into the said Province of Carolina, Custome free, all sortes of Toolles which shall bee usefull or necessary for the Planters there, in the accommodation and Improvement of the premises, any thing before, in these presentes conteyned, or any Lawe, Act, Statute, Prohibition

or other matter, or any thing heretofore had, made, Enacted or provided, or hereafter to bee had, made, Enacted or Provided, to the contrary, in any wise notwithstanding.

10th. **And furthermore**, of own ample and especial grace, certaine knowledge and meere motion, Wee doe for us, our heires and Successors, Graunt unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, full and absolute power and authority, to Make, Erect and Constitute, within the said Province of **Carolina**, and the Isles and Islettes aforesaid, such and so many Seaportes, harbours, Creeks and other Places, for discharge and unladeing of goodes and Merchandizes, out of Shippes, Boates and other Vesselles, and for ladeing of them, in such and soe many Places, and with such Jurisdictions, Priviledges Jurisdictions and franchises unto the said Portes belonginge, as to them shall seeme most expedient, **And** that all and singuler the Shippes, Boates and other Vesselles, which shall come for Merchandize and Trade into the said Province, or shall depart out of the same, shall beee laden and unladen at such Portes only, as shall be erected and Constituted by the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, and not else where, any use, Custome or any other thinge to the contrary, in any wise notwithstanding.

11th. **And Wee doe** furthermore Will, appoint and Ordeyne, and by these presents for us, our heires and Successors, doe Graunt unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, that they the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, may from tyme to tyme forever, have and enjoy, the Customes and Subsidies in the Portes, Harbours, Creekes and other Places within the Province aforesaid, payable for goodes, Merchandizes and Wares, there laded or to bee laded, or unladed, the said Customes to bee reasonably Assessed, upon any occasion, by themselves, and by and with the Consent of the free people there, or the greater part of them as aforesaid; to whome Wee give power by these presents, for us, our heires and Successors, upon just Cause and in a due proportion, to Assess and Impose the same.

12th. **And further**, of our especial grace, certaine knowledge, and meere motion, **Wee have** given, Graunted and confirmed, and by these presentes, for us, our heires and Successors, **Doe** give, Graunt and Confirme unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, full and absolute lycence power and authority that the said Edward Earle of Clarendon, George Duke of Albemarle William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton , their heires and Assignes full and absolute lycence power and authority that the said Edward Earle of Clarendon, George Duke of Albemarle William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton , their heires and Assignes from tyme to tyme, hereafter, forever, att his and their will and pleasure, may Assign, Alien, Graunt, Demise,

or enfeoffe the premises, or any part or parcelles thereof, to him or them that shall bee willinge to purchase the same, and to such Person or Persons as they shall think fitt, **To have and to hold**, to them the said Person or Persons their heires and Assignes in fee simple or fee tayle or for terme of life or lives or yeares to bee held of them the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, by such Rentes, Services and Customes, as shall seeme meete to the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, and not ymediatly of us, our heires and Successors, and to the same Person and Persons, And to all and every of them, **Wee doe** give and Graunt by these presentes, for us our heires and Successors, Lycence, authority and power, That such Person or Persons, may have or take the premises, or any parcell thereof, of the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, and the same to hold, to themselves, their heirs or Assignes, in what estate of Inheritance soever, in fee simple, or fee tayle, or otherwise, as to them and the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, shall seeme expedient; The Statute made in the Parliament of Edward, sonne of King Henry, heretofore King of England, our Predecessor, commonly called the Statute of Quia Emptores Terrarum or other Statute, Act, Ordinance, use, Law, Custome or any other matter, Cause or thing heretofore published, or provided to the contrary, in any wise notwithstanding.

13th. **And** because many Persons borne, or inhabiting in the said Province for their desertes and Services, may expect and bee capable of Markes of Honor and favor, which, in respect of the great distance, cannot bee conveniently Conferred by us; **Our Will And Pleasure** therefore is, and Wee doe by these presents, Give and Graunt unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, full Power and Authority, to give and Conferr, unto and upon, such of the Inhabitanes of the said Province, as they shall thinke doe or shall meritt the same, such markes of favour and titles of honour as they shall think fit, soe as these Titles of honours bee not the same as are enjoyed by, or Conferred upon any the Subjectes of this our Kingdome of England.

14th. **And further** also, Wee doe by these presentes, for us, our heires and successors, give and grant lycence to them, the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, full power, liberty and lycence to Erect, raise and build within the said Province and Places aforesaid, or any part or partes thereof, such and soe many fortes, fortresses, Castles, Cittyes, Burroughs, Townes, Villages and other fortifications whatsoever, And the same or any of them to fortifie and furnish with Ordnance, Powder, Shott, Armour, and all other Weapons, Ammunition, and Habilements of Warr, both offensive and defensive, as shall bee thought fitt and convenient for the safety and welfare of the said Province and Places, or any part thereof, And the Same, or any of them from

tyme to tyme, as occasion shall requie, to dismantle, disfurnish, demolish and pull downe, ^{and} Also to place, Constitute and appoint in and over all or any of the Castles, fortes, fortifications, Cittyes, Townes and Places aforesaid, Governors, Deputy governors, Magistrates, Sheriffs and other Officers, Civill and Military, as to them shall seem meet **And** to the said Citties, Burroughs, Towne, Villages, or any other Place or Places within the said Province, to grant Letters or Charters of Incorporation, withall Liberties, franchises and Priviledges, requisite and usefull, or to or within any Corporations, within this our Kingdome of England, granted or belonging; And in the same Citties, Burroughs, Townes, and other Places, to Constitute, Erect and appoint such and soe many Marketts, Martes and faires, as shall in that behalfe bee thought fitt and necessary; **And** further alsoe to Erect and make in the Province aforesaid, or any part thereof, soe many Mannors as to them shall seeme meete and convenient and in every of the same Mannors to have and to hold a Court Baron with all thinges whatsoever which to a Court Baron doe belong, And to have and to hold viewes of frankpledge and Courtes Leete, for the Conservation of the Peace and better Governement of those parts, within such Lymittes, Jurisdiction and Precinctes, as by the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, or their heires, shall be appointed for that purpose, with all thinges whatsoever, which to a Court Leete, or view of frankpledge doe belong, the said Courtes to bee holden by Stewardest, to bee Deputed and authorized by the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, or their heirs, or by the Lordes of other Mannors and Leetes, for the tyme being, when the same shall bee Erected.

15th. And because that in soe remote a Country, and scituate among soe many barbarous Nations, and the Invasions aswell of Salvages as of other Enemyes, Pirates and Robbers, may probably bee feared; **Therefore Wee Have** given and for us, our heires and Successors, doe give power, by these presents, unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, by themselves, or their Captaines, or other their Officers, to Leavy, Muster and Trayne all sortes of men, of what Condition or wheresoever borne, in the said Province for the tyme being, and to make Warre and pursue, the Enemyes aforesaid, aswell by Sea as by land, yea, even without the lymittes of the said Province, and by Godes assistance to vanquish and take them, and being taken to putt them to death by law of warr, or to save then at their pleasure; and to doe all and every other thing, which unto the Charge and Office of a Captaine Generall of an Armeie belongeth, or hath accustomed to belong, as fully and freely as any Captaine Generall of an Army hath or ever had the same.

16th. **Alsoe** our Will and pleasure is, and by this our Charter **Wee doe** give unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, full power, liberty and authority, in case of rebellion, tumult or Sedition, if any should happen, which God forbid, either upon the land within the Province aforesaid, or upon the mayne Sea, in makinge a Voyage thither, or returning form thence, by him

or themselves, their Captaines, Deputies and Officers, to bee authorized under his or their Seales for that purpose, to whom alsoe, for us, our heires and Successors, we doe give and Graunt theis presents, full power and authority, to exercise Martiall lawe against mutinous and seditious Persons of those parts, such as shall refuse to submitt themselves to their Government, or shall refuse to serve in the Warrs, or shall fly the Enemy, or forsake their Coullers or Ensignes, or bee loyterers or Straglers, or otherwise howsoever offending against law, Custome or Discipline Military, as freely and in as ample manner and forme as any Captaine Generall of an Army by vertue of his Office, might or hath accustomed to use the same.

17th. **And** our further pleasure is, and by these presents, for us, our heires and Successors, **Wee doe** Graunt unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, and to all the Tennantes and Inhabitanes of the said Province of Carolina, both present and to come, and to every of them, that the said Province and the Tennantes and Inhabitanes thereof, shall not from henceforth bee held or reputed a Member or part of any colony whatsoever in America, or else where, now transported or made, or hereafter to bee transported or made; nor shall bee depending on, or subject to their Government in any thing, but bee absolutely separated and devided from the same, **And Our** pleasure is by these presentes that they bee Seperated and that they bee subject ymediately to our Crowne of England, as depending thereof forever; And that the Inhabitanes of the said Province, nor any of them, shall att any tyme hereafter bee compelled or compellable, or bee any wayes subject or lyable to appeare or Answere to any matter, Suite, Cause or Plaint whatsoever, out of the Province aforesaid, in any other of our Islands, Colonies or Dominions in America, or else where, other than in our Realme of England, and Dominion of Wales.

18th. **And** because itt may happen that some of the People and Inhabitanes of the said Province, cannott in their private opinions, Conforme to the Publique Exercise of Religion, according to the Liturgy, formes and Ceremonies of the Church of England, or take and subscribe the Oathes and Articles, made and Established in that behalfe; **And** for that the same, by reason of the remote distances of those Places, Will, Wee hope bee noe breach of the unity and uniformity established in this Nation, **Our Will** and pleasure therefore is, **And We Doe** by these presentes, for us, our heires and Successors, give and Graunt unto the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, full and free Lycence, liberty and Authority, by such legall wayes and meanes as they shall thinke fitt, to give and grant unto such Person or Persons, inhabiting and being within the said Province, or any part thereof, Who really in their Judgmentes, and for Conscience sake, cannott or shall not Conforme to the said Liturgy and Ceremonies, and take and Subscribe the Oathes and Articles aforesaid, or any of them, such Indulgencies and Dispensations in that behalfe, for and during such tyme and tymes, and with such lymittations and restrictions as they, the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heirs or Assignes, shall in their discretions thinke fitt and reasonable; **And** with this express Proviso, and lymittation alsoe, that such Person and Persons, to whome such Indulgencies and Dispensations shall bee granted as aforesaid, doe and shall from tyme to tyme

Declare and contynue, all fidelity, Loyalty and Obedience to us, our heires and Successors, and bee subject and obedient to all other the Lawes, Ordinances, and Constitutions of the Province, in all matters whatsoever, aswell Ecclesiastical as Civill, And doe not in any wise disturb the Peace and safety thereof, or scandalize or reproach the said Liturgy, formes and Ceremonyes, or anything relateing thereunto, or any Person or Persons whatsoever, for or in respect of his or their use or exercise thereof, or his or their obedience and Conformity, thereunto.

19th. **And** in case itt shall happen, that any doubtess or questions should arise, concerning the true Sense and understanding of any word, Clause or Sentence contayned in this our present Charter, **Wee Will**, Ordayne and Command, that att all tymes and in all thinges, such interpretation bee made thereof, and allowed in all and every of our Courtes whatsoever, as lawfully may bee Adjudged most advantagious and favourable to the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, their heires and Assignes, **Although Expresse Mention** bee not made in these presentes, of the true yearely value and certainly of the premises, or any part thereof, or of any other guiftes and grantes made by us, our Ancestors, or Predecessors, to them the said Edward Earle of Clarendon, George Duke of Albemarle, William Lord Craven, John Lord Berkley, Anthony Lord Ashley, Sir George Carterett, Sir William Berkley, and Sir John Colleton, or any other Person or Persons whatsoever, or any Statute, Act, Ordinance, Provision, Proclamation or restraint, heretofore had, made, published, ordayned or Provided, or any other thing, Cause or matter, whatsoever, to the contrary thereof, in any wise notwithstanding.

IN WITNES whereof Wee have caused these our letters to bee made Patent **Witnes** our Selfe att Westminster the fower and Twentieth day of March in the fifteenth yeare of our Raigne

PER IPSUM REGEM.

Howard