

Charles by the grace of God of England Scotland France & Ireland King Defender
 Faith &c. To all to whom these present letters shall come greeting. we have seen & in view
 of certain of our letters patents under our great seals of England made to ^{our} Robert Heath
 Knight our Attorney General; bearing date at Westminster the 30. day of October in
 the 1st year of our reign & enrolled in our Court of Chancery, & remaining upon re-
 cord among the Roles of the said Court in these words: The King to all to whom these letters
 shall come greeting. Whereas our beloved & faithful subject & servant ^{our} Robert Heath
 Knight our Attorney General, kindled with a certain laudable & pious desire
 as well of enlarging the Christian religion as our Empire & increasing the
 Trade & Commerce of this our Kingdom: A certain Region or Territory to be
 hereafter described, in our lands in the parts of America, betwixt one & thirty
 & 36 degrees of Northern latitude inclusively placed (yet hitherto until now
 inhabited by ours or the Subjects of any other Christian King, Prince or State
 but in some parts of it inhabited by certain Barbarous men who have not any
 knowledge of y^e Divine Scriptures) He being about to lead thither a Colony of
 men large & plentiful, professing the true religion; sedulously & industriously
 applying themselves to the culture of y^e said lands, & to merchandising to be gotten
 by industry at his own charge, & others by his example. And in this his purpose in
 this affair for our service & honour he hath given us full satisfaction, which
 purpose of his being for laudable & manifestly tending to our honour & the
 profit of our Kingdom of Engl. Wee with a Royal regard considering these
 things doe think meet to approve & prosecute them, for which end the said
 Robert Heath hath humbly supplicated that all that Region with the
 therunto belonging with certain parts of priviledges & jurisdiction for the
 wholesome government of his Colony & Region aforesaid, & for y^e estate of the
 same may be given granted & confirmed to him, his heirs & assigns
 by our Royal Highnesses.

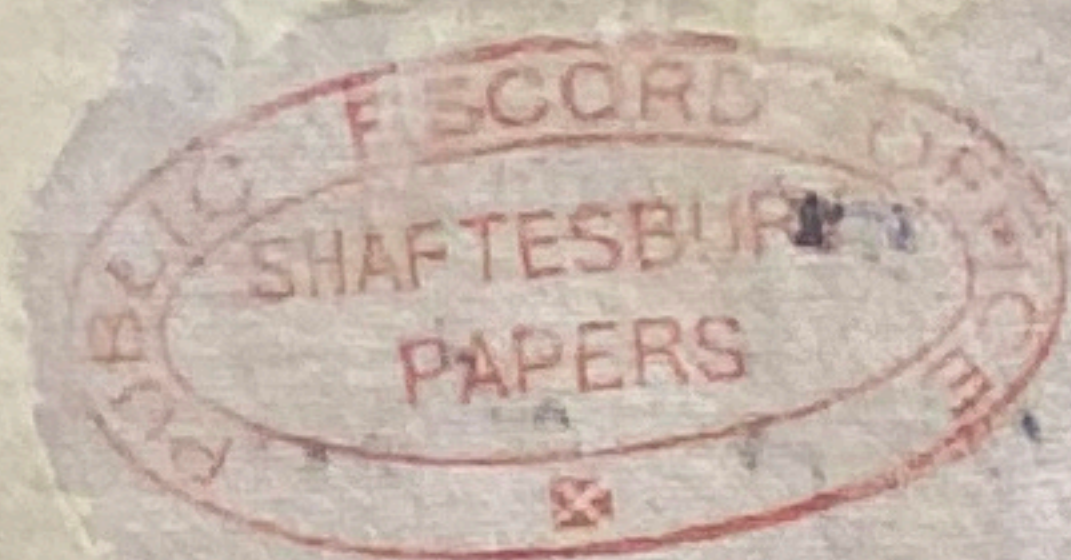
Know therefore that wee prosecuting with our Royal favour the pious & laudable
 purpose & desire of our aforesaid Attorney, of our especial grace certain
 letters & more motion, have given granted & confirmed & by this our present
 charter to the said Robert Heath Knight his heirs & assigns for ever, doe give
 grant & confirm all that River or Rivulet of St Mathew on the South side
 & all that River or Rivulet of y^e great pale on the North side; & all the lands
 Tenements & Hereditaments lying, being & extending within or between the said Rivers
 by that draught or tract to the Ocean upon the East side & for to the west &
 for farre as the Continent there extends it selfe, with all & every thing apper-
 taining thereto: & alsoe all those our Ilands of Veajus Bahama & all other Iles
 & Ilands lying Southwesterly there or neerer upon the said Continent. All which
 lye inclusively within the degrees of 31. & 36. of Northern latitude: And
 all y^e singular parts & stations of shipping & the Creeks of the Sea
 belonging to the Rivers Ilands & lands aforesaid; with the fishings of all sorts
 of fish, Whales, Anagron, & of other Royalties in the Sea or in y^e Rivers
 Moreover all mines, mines, or quits, either open or concealed, of Gold, Silver
 Jewells & precious stones, & all other things whatsoever, whether of stones
 or metals, or any other thing or matter found, or to be found in the Region
 Territory, Iles or Limits aforesaid. And furthermore the Patronage
 & advowsons of all churches, which shall happen to be built hereafter
 in the said Region Territory & Iles & Limits, by the increase of the
 religion & worship of Christ. Together with all & singular these
 & these, for Ample, rights, jurisdiction, priviledges, prerogatives &
 liberties, & immunities with Royal rights & franchises whatsoever, as
 well by Sea & as by land; within that Region Territory, Iles & Limits
 aforesaid. To have, exercise, use & enjoy, in like manner as any Bishop
 of Durham, within the Bishopricke or County palatine of Durham, or

nota



fishing shipping alsoe & convenient furniture for transportation, the statute of
 fugitives or any other whatsoever contrary to these premises in any wise notwithstanding
 We will alsoe, & for us, our heirs & successors out of our greater favour

in our Kingdom of Engle ever heretofore had, held used, or enjoyed, or of right
ought or could, have, hold, use or enjoy.
And by the parties we make, create & constitute, the same Sir Robert Heath his
Heires & assignes, true & absolute Lords & proprietors, of the Region & Ter-
ritory aforesaid & all other the premises for us, our heires & Successors
saving always the faith & allegiance due to us, our heires & Successors.
To have, hold, possess & enjoy the sayd Region, Isles, Rivers. & the rest of the
premises to the sd Sir Robert Heath Knight his Heires & assignes ~~for ever~~
to the sole & proper use & behoofe of him or Robert Heath Knight his
heires & assignes for ever. with that meaning that the sd Sir Robert
Heath his heires & assignes shall plant the premises, according to certaine
instructions & directions of ours signed with our Royall hand of the date of
the parties, remaining wth our principall Secretary to our selfe, & heires & Successors.
To be hold of us, our Heires & Successors Kings of Engle. in chiefe by Knights
ferrives & by paying for it to us our Heires & Successors one Circle of
Gold formed in the fashion of a coronne of the weight of twenty ounces, wth
this inscription engraved upon it. DEVS CORONET OPVS SVVM. whoso
ever & as often as it shall happen, that we our Heire or Successors shall enter
the sayd Region, & also the fiftth part of all the metal of Gold & Silver
(which in English is calld Gold & Silver Dares) w^{ch} shall from time to time happen
to be found within the foresaid limits & such a proportion of the profits
& commodities out of the premises, as are fully contained in the instructions
& declarations aforesaid.
But that if aforesaid Region or Territory soe granted & described by us, may be
more illustrious by us than all the other Regions of that land & may be
adorned wth more ample titles.
Know that we of our free grace, certaine knowledge & moore motion, doe
thinke fitt to erect the sayd Region, Territory & Isles into a province; &
by the facultes of our power & Kingly Authority, for us our Heires & succes-
sors, we doe erect & incorporate them into a Province, & name the same
CAROLANA. or the province of Carolana & the foresaid Isles the Carolanay
Islands, & soe we will that on all times hereafter they shall be named.
And because we have before now ordained & made the foresaid Sir Robert
Heath Knight true Lord & proprietor of all the aforesaid Province.
Furthermore know ye that we for our selfe, our Heires & Successors, doe
give power to the sayd Sir Robert, (of whose faith, prudence industry and
provident circumspetion we have great confidence) & to his Heires & assignes
for the good & happy government of the sayd Province, to forme, make and
enact & publish under the seals of the sayd Sir Robert his Heires and
assignes, what Lawes forever may concerne the publicke state of the
sayd province or the private profit of all, according to the wholesome
directions of & with the counsell, assent & approbation of the freholders
of the sayd Province or the Major part of them: who; when and as often as
need shall require, shall by the foresaid Sir Robert Heath his Heires & assignes
& in that forme wch to him or them shall seem best. be called together to
make Lawes, & those to be for all men within the sayd province & the
boundes of it for the time being; or under his or their government or power
either sayling towards Carolana or returning from thence, either Outward
to England or Outward to any other Dominion of ours whatsoever, con-
stituted by imposition of fines, imprisonment or any other constraint whatsoever
& we grant to the sayd Sir Robert his Heires & assignes, full full & all kind
of power by the parties, Tenours of the parties, if the qualite of the offences
requires it to punish by the losse of life or limbe, by him selfe his Heires
or assignes, or by their Deputyes, Lieutenantes, Judges, Justices, Magistrates,
Officers & ministers to be constituted & made according to the tenour and



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now in want of these partes duly to be executed: And also to the
Robert Heath his Heires & assigns as to them shall seem most need
of constituting & ordaining Judges & Justices, Magistrates & officers, &
for whatsoever causes & with what power, force, & in what forme by Sea or by
land. Also Crimines & all excesses whatsoever agt such lawes, either before
judgment recd. or after; power of remitting, releasing, pardoning & abolishing; & all
& singular complements of justice, courts, tribunalls, formes of judgments, & man-
ners of processes belonging to them, although there be not mention made nor ex-
pression of them in these partes: Wee Lawes as aforesaid to be proclaimed & to be en-
dowed with the most absolute firmness of right: we will, injoyne, command & order
that they be inviolably observed & kept by all men the Kinges & Subjects of vs, our
Heires & Successors (as farre as it may concerne them) & under the paines in them
expressed & to be expressed; yett soe that the foresaid Lawes & Ordinances be consonant
to reason & not repugnant or contrary but (as conveniently as may be done) consonant
to ye Lawes, Statutes, Customs & rights of our Realme of England.

And because in the Governmt of soe great a Province hidden dangers many times happen
to wch it will be necessary to apply a remedy before that the Freeholders of the sayd
Province can be called together to make Lawes, wthout will it be convenient, upon
a continued title in an emergent occasion to gather together soe great a people
therefore for the better Governmt of the sayd Province, we will & ordaine & by
these partes for vs our Heires & Successors; Doe grant unto the sd Robert Heath
his Heires & assigns, by himselfe or by magistrates & officers duly constituted
for that purpose (as before is sayd) shall & may have power from Time to Time
to make & constitute wholesome & convenient Ordinances wthin the Province aforesaid
to be kept & observed as well for the preserving the peace as for the better Governmt
of the people there living; & to give publicke notices of them to all whom it doth
or may concerne: wch Ordinances we will that they be inviolably observed
within the sayd Province under the paines expressed in them: yett soe as the sayd Lawes
& Ordinances be consonant to reason & not repugnant nor contrary, but as conveniently
as may be done) consonant to the Lawes, Statutes, & rights of our Realme of
England as is aforesaid. Soe alsoe that the sayd Ordinances extend not themselves
agt the right or interest of any person or persons, or to distrayne, bind or bur-
then in or upon his freehold, goods or chattells; or to be received any wheres then
in the same Province or the parts aforesaid.

Moreover that New Carolana may happily increase by the multitude of people
thronging thither, & alsoe that they be firmly defended from the incursions
of the Barbarous & of other piraticall or plundering enemyes. Therefore we
for Robert Heath his Heires & assigns, Doe give & grant by these presentes to all
men & our subjects, Leiges of our Heires & Successors both those in present and
coms (unless it shall be in an especiall manner forbidden) power, licence and
libertye to build & fortify themselves & their families in the sayd Province of Car-
olina for the publicke safety: wth forts, castles & other fortifications; with
fitting shippes alsoe & convenient furniture for transportation, the statute of
these planted, tilled & inhabited, wth forts, castles & other fortifications; with
fugitives or any other whatsoever contrary to these premises in any wise notwithstanding.
We will alsoe, & for vs our Heires & Successors out of our greater favour,
wee firmly, command, constitute, ordaine & require, that the sayd Province be in
our Allegiance, & that all & every our subjects & Leiges & of our Heires &
Successors brought or to be brought in to ye sd Province, their children either
their already borne or hereafter to be borne, are & shall be Naturall and
Leiges to vs our Heires & Successors & in all things shall be held, treated,
reputed & accounted as faithful Leiges of us, our Heires & Successors borne in
our Kingdom of England. And alsoe that they shall possess land, Tenement,
Rent, services & Hereditaments whatsoever wthin our Kingdom of England, &
other our Dominions, to purchase, receive, take, have, hold, buy & possess, &
them to use & enjoy; & alsoe them to give, sell, alienate & bequeath & alsoe
all liberties, franchises & priviledges of this our Realme; to have & possess
freely, quietly & peaceably; & that they may use & enjoy them as our Leiges.

borne or to be borne within our Kingdom of England, without impediment, mo-
lestation or vexation, claims or grievance from us our Heires & Successors what-
soever; any statute, Act, Ordinance or provision hereupon to the contrary notwithstanding
Furthermore that our Subjects may be incited, with a ready & cheerefull mind, to
undertake this expedition, with the hope of gaine & the sweetness of priviledges
Know that we out of our especiall favour, certaint knowledge & more motion
doe give licence & grant full power, as well to the sayd Sr Robert Heath Knight
his Heires & assignes, as to all others who shall goe from time to time to inhab-
ite in Carolina aforesd, all & singular all & singular thair goodes as
well moveable as immovable, wares, Merchandise, allos weapons & warlike
instruments, offensive & defensive, in any parts of Ours, our Heires & Successors
to be laded in shippes, for to be transported into the province of Carolina, by
him, or his, or thair assignes, & this without molestation by us, our Heires &
Successors, or any officers of us our Heires or Successors, or Factors to us, our
Heires & Successors: paying notwithstanding to us, our Heires & Successors, all &
all manner of impositions, subsidies, customs & other Dutes, for the sayd things
wares & merchandise for exported as are usuall & accustomed, any statute, Act
Ordinance or other thing whatsoever to the contrary notwithstanding. Alwaies
provided that before the sayd goodes, things & merchandise are carried to & laded
in the shippes, that licence for them be desired & obtained, from the High Tre-
surer of the Kingdom of England to us, our Heires & Successors; or the
Comissioners for our Treasurye or from sixe or more of the Privy Councell, of us
our Heires & Successors inscribed under their hands. To wch Treasurers Com-
missioners & privy councell of us, our Heires & Successors, or to any sixe
or more of them: we for our selves our Heires & Successors have given & granted
as by those presents we doe give & grant power to grant licence in the
forme aforesd.

And because in so remote a Region, seated among for many barbarous nations
it is probable that the incursions as well of those Barbarous as of other enemies,
Pirates & Robbers may cause feare. Therefore we for our selves our Heires &
Successors have given to the sayd Sr Robert Heath Knight his Heires & assignes
by himselfe his Captainty, or other his officers, that all men of whatever con-
dition, or whatsoever boene, being at that time in the province of Carolina
power to call to their Colonies, to cause Musters, to make warrs, to pursue enemies
& Robbers aforesd by land & sea, even beyond the bounds of his province, and
them (with Gods blessing) to overcome & to take, & being taken by right of
warrs to slay; or according to his pleasure to preserve; & all & every thing
used to appertaine to ye right & office of a Captaine Generall; or have been
as any Captaine Generall ever had.

We will also & by this our charter doe give power, liberty, & Authority to the
sayd Sr Robert Heath Knight his Heires & assignes, that in case of Rebellion
sudden tumult or sedition, if any such shall chance to be (wch God forbid) either
upon the land within the Province aforesd, or upon the wide Ocean; either
making a journey towards Carolina aforesd or returning from thence, we
by these presents for us, our Heires & Successors doe give & grant power &
Authority most ample to himselfe or by Captainty Deputy or other their
officers Authorized to this purpose under thair seals, agt all authors of in-
novations, Seditions agt the Governmt of him or them, withdrawing them:
Jelous, Speakers evil of the militia, Renegados, Defectors or any
others whatsoever offending agt the matter manner & discipline militarye
shall by them be punished by law militarye, for fully & in such ample man-
& forme as any Captaine Generall by ye vertue of his office may or could doe.

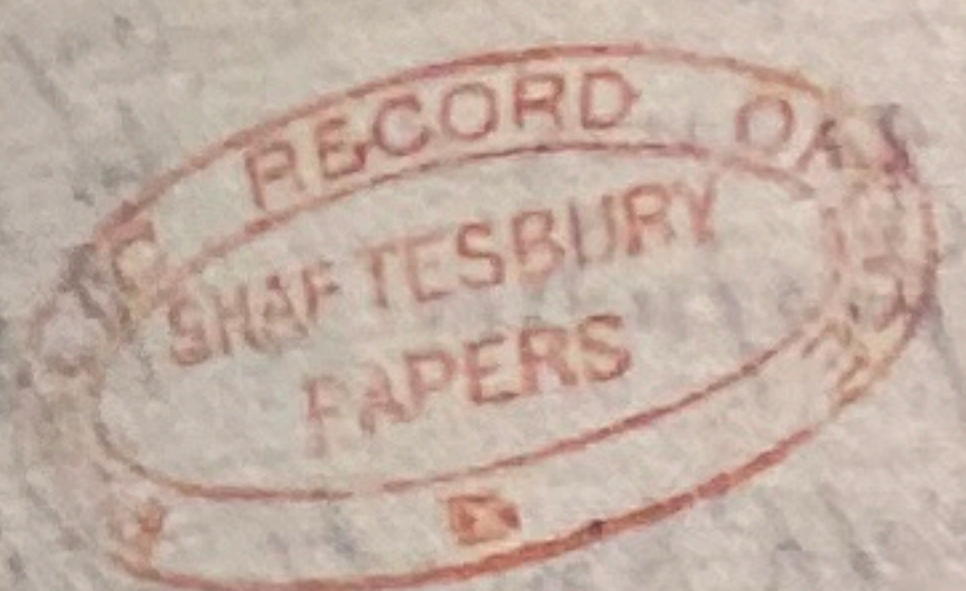
Furthermore least the way to Honours & Dignities may seem to be shut & alto-
gether barr'd up to men honestly boene, & who are willing to undertake this
present expedition, & are desirous in so remote & farr distant a Region
to deserve well of us & of our Kingdomes in peace & warrs; for that

Emphasizes.

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RECORDS
SHAFES
PAPER

PUBLIC RECORDS



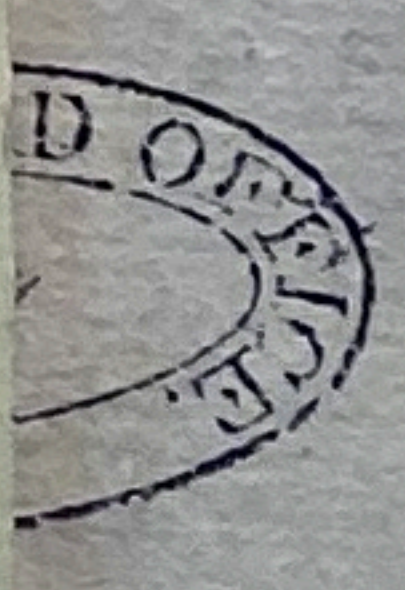
doe for our selves our heires & Successors Give full & free power to the
 forsaide Sr Robert Heath Knight his heires & assignes to conferre favours
 graces & honours, upon those well deserving Citizens; that in habite within the
 forsaide province; & the same with whatsoever Titles & dignities (provided they
 be not the same as are now used in England) to adorne at his pleasure
 also to erect Villages in to Townes, & Townes into Cities, for the merits of
 the inhabitants & conveniency of the places with priviledges & besitting im-
 munities to be erected & incorporated; & to doe all other & singular upon
 premises wch shall seem most convenient to him or them; although they be
 such wch of their owne nature doe require mandates or warrant, more
 especial then is expressed in those presents.

And because the beginnings of Colonies & all publick goods & affaires doe
 want to labour under divers inconveniences & difficultyes; therefore wee
 favouring the beginnings of this present Colony; & that those that are mo-
 led in one thing may be relieved in another providing by our Kingly
 care; out of our especial grace, certaine knowledge & more motion, by this
 our charter doe give & grant licence, to the forsaide Sr Robert Heath his heires
 & assignes & to all the dwellers & inhabitants of Carolana whatsover both
 present & to come: That whatsover wares or merchandises out of the growth
 & increase of the sayd province by land or sea, freely to bring by himselfe, or
 his factors or Assignes into whatsover port of us, our heires & Successors of our
 Kingdoms of England or Ireland; & them to unlade & otherwise hereof
 to dispose; or if need be continually to keep for a whole yeare the sayd mer-
 chandises from being unladed; or them againe into the same or other shippes
 to lade; & to export them into what regions soever they please whether ones or strangers.



Alwaies provided that for many & such Customs impostes subsidies & Tolls
 & other duties wch they are bound to pay to us, our heires & Successors, &
 onely such & the like as our other subjects for the time being are bound
 to pay; beyond what & wch by no means we will that the inhabitants
 of the aforesaid Carolana be molested or grieved.

And furthermore of our more ample & special favour & out of our cer-
 taine knowledge & more motion, we for our selves our heires & Successors
 doe grant to the forsaide Sr Robert Heath Knight his heires & assignes, full &
 absolute power & Authority of making erecting & constituting within the
 forsaide province of Carolana & the place aforesaid for many or such Sea ports
 stations of shippes, Creeks & other places of lading for shippes, boats & other
 vessels; & in for many, & in such like places; & with such rights, jurisdictions
 liberties & priviledges belonging to the like ports as to him or them shall seeme
 most expedient; And that all & singular shippes, boats, & other vessels what-
 sover, for whatsoever cause of merchandising coming to or going from the sayd
 Province; shall be laded & unladed onely at such ports as shall be erected &
 appointed for by ye sayd Sr Robert Heath his heires or Assignes; any use or
 customs or any other thing notwithstanding. Alwaies saving & reserving to
 all our subjects of our Kingdom of England our heires & Successors liberty of
 fishing as well in the Sea as in the Creeks of ye forsaide province; & priviledges
 to salt, Rarden & drye fishes upon the shores of the sayd province; as it hath been
 reasonably used & enjoy'd heretofore; any thing in those presents to the contrary
 notwithstanding. All wch liberties & priviledges the Subjects of us our heires &
 Successors as is aforesaid shall enjoy: yet without doing any notable hurt or
 injury in any way to the aforesaid Sr Robert Heath his heires & assignes; or to
 the dwellers or inhabitants; on the ports, creeks & shores aforesaid of the same
 province; & more especial in their Trees there growing; And if any one com-
 mitts any such harme or injury: he shall undergoe the perill & danger of the
 highest displeasure of vs, our heires & Successors & yedue chastisement of the Law.
 And if by chance here after some doubts & questions may be framed, about the
 true sense & meaning of any word, clause or sentence contained in this our
 present charter: we will, enjoynd & comand that alwaies & in all things
 that in interpretation ~~shall~~ be used & shall be received in all our Courts.



and shall be judged more benigne, profitabbe & favourable to the foresayd
 Sr Robert Heath Knight, his heires & assignes & to the dwellers & inhabitan
 of the foresd province; provided always that noe interpretation be made by
 wch the religion of the holy God, & true christian; or the Allegiance due to
 our heires & Successors; may suffer in the least any lesning prejudice or loss
 Nevertheless we will & our trust in the foresd Sr Robert Heath Knight his
 heires & assignes is; & the foresd Sr Robert Heath Knight for him selfe, his
 heires, executors & assignes doth agree & grant to & with us, our heires &
 Successors, that the sayd Sr Robert Heath Knight his heires & assignes in the Pro
 vince & foresd parts to be planted & inhabited shall for behaue themselves in
 all things as we by our instructions & directions signed with our Royall hand as
 foresd most especially to instruct & direct them; shall thinke most conveni
 ent & necessary for our honour & service.
 Nevertheless always provided that if it shall happen the River or Rivellet or
 other the premises, or any part or parcell of the same
 to be now granted to any person or persons, by vs or by our deare father
 King James, or is now actually possessed or inhabited by any of our subjects
 or by ye subjects of any other Christian Prince or State, that then these our
 letters patents & all in them contained, soe farre as they continue soe much
 of the premises soe granted, and wch are now soe actually possessed & in ha
 bited as is foresd, shall be void & of noe effect. These our letters Pat
 ents or any thing in them contained to the contrary in any wise notwithstanding
 And that Express mention be. In witness whereof &c. Witness the King
 at Westminster the thirtieth Day of Oct: & bre de privato sigillo.
 And we have thought fit by these presents to exemplifye the Tenour
 & involment of our foresd letters patents, at the request of the foresd
 Sr Robert Heath Knight.
 In Testimony whereof we have caused these our letters to be made Patent
 witnessd our selfe at Canbury the fourth day of August in the
 seventh year of our Reigne.

Exam: by us { Rob. kich }
 { et } Churchy.
 { Jo: Mychell }

