

of them shall be drawn up, and the necessary Passports shall be left, for a Ship to go and return; and an Hospital shall also be furnished for the Sick and Wounded, as shall be settled by the respective Commissaries.

VI.

That the Governor shall not be accountable for all the Houses that shall have been destroyed and burnt during the Siege.

VII.

When the Garrison shall come out of the Place, no-body shall be permitted to debauch the Soldiers, to make them desert from their Regiments; and their Officers shall have Access to them at all Times.

VIII.

An exact Discipline shall be observed on each Side.

IX.

That such of the Inhabitants of the Island, as have joined the English for the Defence of the Place, shall have Leave to remain, and to enjoy their Goods and Effects in the Island without being molested.

X.

That all Prisoners of War shall be restored on each Side.

XI.

That Mr. Cuninghame the Engineer, who acted as a Volunteer during the Siege, shall have a Passport, and Leave to go wherever his Affairs require.

XII.

Upon the foregoing Conditions, his Excellency the Lieutenant General Governor consents, after the Hostages shall have been exchanged for the faithful Execution of the above Articles, to deliver up the Place to his most Christian Majesty, with all the Magazines, Ammunition, Cannons, and Mortars, except those mentioned in the second Article; and to point out to the Engineers all the Mines and subterraneous works. Done at the Castle of St. Philip, the 28th of June, 1756.

VI.

Granted for the Houses destroyed or burnt during the Siege; but several Effects, and Titles of the Admiralty-Court, which have been carried into the Fort, shall be restored, as well as the Papers of the Town-House which have been carried away by the Receiver; and the Papers and Titles relating to the Ladings of the French Merchant Ships, which have been also retained.

VII.

No Soldier shall be excited to desert, and the Officers shall have an entire Authority over them to the Moment of their Embarkation.

VIII.

Granted.

IX.

General Blakeney, and Marshal Richelieu, cannot fix or extend the Authority of the Kings their Masters, over their Subjects; it would be setting Bounds to it, to oblige them to receive in their Dominions, those, whom they should not think proper to have settled there.

X.

All the Prisoners that have been made during the Siege shall be restored on each Side, so that when the French return those they have, the Piquets, which were taken going to join the French Fleet, the Day Admiral Byng appeared before Mahon, shall be restored.

XI.

Granted.

XII.

As soon as the foregoing Articles shall have been signed, the French shall be put in Possession of one of the Gates of St. Philip's Castle, as well as of the Forts Marlborough and St. Charles, upon the Hostages being sent on both Sides, for the faithful Execution of the foregoing Articles.

The Staccado that is in the Port shall be removed, and the going in and coming out shall be left open, at the Disposition of the French, until the whole Garrison has marched out: In the mean Time, the Commissaries on both Sides shall be employed; those on the Part of his Excellency General Blakeney, in making an Estimate of the Effects in the military Magazines, and others; and those on the Part of his Excellency Marshal Richelieu, in receiving them; and to deliver to the English such Part thereof, as has been agreed upon. Plans shall also be delivered of the Galleries, Mines, and other subterraneous Works. Done at St. Philip, the 29th of June, 1756.