whether by the Ordinance entituled—' An Ordinance declaring that the offences therein mentioned and none other shall be adjudged high treason within the Commonwealth of England, Scotland and Ireland and the Dominions thereunto belonging ' [1] —the same be not taken away and repealed; for clearing whereof, be it declared, ordained and established by his Highness, the Lord Protector, by and with the advice and consent of his Council that the offence, proceedings, and punishment in case of murder and murderers in Ireland, and all commanders, aiders or abettors in or unto any such fact or person shall remain, continue, and be the same to all intents and purposes as the same was and were before the making of the said Ordinance, and as if the said Ordinance had not been made, anything therein contained, or any law or statute to the contrary thereof in any wise notwithstanding." 20 March. Letters of the Lord Protector and Council. A/28. 26. f. 30.

475. THE COMMISSIONERS TO THE COMMISSIONERS FOR PUBLIC AFFAIRS IN THE PRECINCTS OF CORK AND LIMERICK.

" You will perceive by the enclosed papers what Orders and Instructions are issued out for the transporting of those Irish, that are gathered together and are now a great burden to the country. We are informed that our Instructions and intentions herein are not well understood by some of the persons entrusted in this service, and therefore we desire your special inspection and care of that service, and to issue out such further Instructions as you shall conceive requisite for the more effectual carrying on of that work, for the most advantage of the Commonwealth, and especially to give order forthwith to remove into the Great Island and Spike Island such Irish as are raised upon the account of Col. O'Dwyer, and are now quartering upon the country, and to cause them to be sent away with all the speed that may be." 21 March. Domestic Corresp. A/90. 50. f. 634. *Enclosed.*

475 (i). Commissioners to Col. Phaire, Majors Wallis, Hodden, Easy Thomas, and Thos. Woodliff regarding transportation of the Irish, with an Order for £1330 to be paid out of the Treasury at Clonmel for that purpose. 10 March. *Ib.* f. 633.

[1] 19 Jan. 1654. See Firth and Rait, *Acts and Ordinances*, ii, p. 831.

476. Oliver Cromwell to the Commissioners for Ireland.

" There hath been an address made to us on the behalf of the bearer hereof, Col. Daniel Treswell,[1] that he may have licence to raise and transport 3000 of the native Irish out of Ireland into Flanders, which we have thought fit to grant, and do therefore recommend it to you to give to him, and such as shall be employed under him for levying of the said men, and also to those who shall undertake the transportation of them, such assistance and accommodation as shall be requisite for the effecting thereof, leaving it to you to take such caution and security that those men so to be transported shall not be employed against the Commonwealth, and to give such orders and directions as to the manner of raising, marching and transporting of them as you shall judge meet and convenient, it being our pleasure that this gentleman may have all lawful favour and furtherance for the speedy despatch of this affair." Whitehall, 23 March. Letters of the Lord Protector and Council A/28. 26 f. 31.

477. Ordered and declared that the officer for the time being commanding-in-chief the forces within every respective precinct, and the Commissioners of Revenue there, are authorised to inform themselves of such persons, that are Popish Recusants or Irish, within their respective precincts, that by former Declarations are to be removed into Connaught and the County of Clare, whom they shall judge fitting and necessary to be dispensed withal for their said removing and transplantation ; and to that end they are hereby authorised to send for all parties and witnesses, and to examine such witnesses as are Protestants and persons of credit upon oath, and such evidence as they shall find to be material to set the same down in writing ; and if upon due proof and evidence appearing before them, they shall judge any such persons fit or necessary to be dispensed withal, as abovesaid, they are to certify such persons, and the reasons of such dispensations and the proofs inducing them thereunto unto the Commissioners of the Commonwealth at or before

[1] Col. Daniel Treswell served in the Irish army from before the Rebellion till 1647, when Ormond surrendered Dublin to the Parliament. He appears to have been imprisoned for some time. After the Restoration Ormond, who described him as a " worthy and honest gentleman," interested himself in his behalf, and he was appointed a trustee for him and the Duke of Albemarle. In 1665 he was created a baronet.