

was ever nourished with better Salt Provisions of all Kinds than we had sent to us from England; fresh Vegetables we could not have; but we had Plenty of Pease, good Bread and Rice, with Currants and Raisins; and left in the Fort Six Months full Allowance of all Kinds, although a Magazine, containing Six Months more, was burnt by the Enemy's Shells.

J. A. MURRAY.

ARTICLES of CAPITULATION proposed by his Excellency the Honourable James Murray, Lieutenant-General of His Britannic Majesty's Forces, Colonel of the 13th Regiment of Foot, Captain-General and Commander in Chief of Fort St. Philip's, to his Excellency Louis Beron des Bails, Duc de Crillon, Lieutenant-General of the French and Spanish Forces, and Commander in Chief of the Combined Army.

St. Philip's Castle, February 4, 1782, at Nine o'Clock in the Morning.

Article I.

THAT all Acts of Hostility shall cease till the Articles of Capitulation are agreed upon and signed.

Art. II. That the Garrison, upon their Surrender, shall be allowed all the Honors of War, viz. To march out with shouldered Arms, Drum beating, Colours flying, Twenty-four Rounds per Man, Matches lighted, Four Pieces of Cannon, Two Mortars with Twenty-four Rounds of Ammunition for each Piece, Four covered Boats not to be searched upon any Account.

Art. III. That the whole Garrison, comprehending all His Britannic Majesty's Subjects, Civil as well as Military, and the Corsican Corps and Greeks, &c. shall have all their Baggage and Effects secured to them, with Leave to move or dispose of it as they shall think proper; and that His Britannic Majesty's Subjects serving in the Garrison, who possessed Houses and Grounds in Mahon and George Town, shall have Leave to dispose of them to any of His Catholic Majesty's Subjects.

Art. IV. That the Garrison, including Officers, Artificers, Soldiers, and other British Subjects and their Families, shall be provided with convenient Transports at the Rate of One Ton and a Half per Man, and to be carried to the first Port in Great Britain, and landed there as soon as they arrive, at the Expence of the Crown of Spain; and that Provisions shall be allowed to them, out of such as remain in the Magazines of the Garrison at it's Surrender, for the Time they remain in the Island, and for their Voyage by Sea for Ten Weeks, in the same Proportion as they now receive it; and the Officers with their Families, who have the Governor's Permission, shall have Passports granted to them to go to England or Germany by Land; that the Corsicans, Greeks, &c. now serving in the Garrison, who do not exceed Seventy Men, shall be transported to Leghorn, and landed there likewise at the Expence of the Crown of Spain, but their Provisions for the Passage to be taken from the Magazines of the Garrison. That the Transports are to be provided, for the Accommodation of the Troops during the Voyage, with the Bedding of the Garrison. That a proper Hospital for the Sick and Wounded, during the Time that the Transports are getting ready, (which Time shall not exceed One Month from the signing of this) shall be provided; and such as may not then be in a Condition to embark, shall be allowed to stay behind, and be properly taken Care of, till they shall be able to be sent to Great Britain by another Conveyance.

Art. V. That while the Garrison continues in the Island, Permission shall be granted to purchase Vegetables and fresh Meat in the Markets, for the Sick in the Hospitals.

Art. VI. Until the Garrison quits the Place, it shall not be permitted to corrupt the Soldiers, and try to make them desert from their Regiments, and the Officers shall have Access to them at all Times; for which Purpose no Communication betwixt the Soldiers of His Catholic Majesty and the Troops of the Garrison shall be admitted of.

Art. VII. That exact Discipline shall be kept up on both Sides.

Art. VIII. That the Four Inhabitants of the Island, viz. Paul Guiard, Marc Reure, Michael Amengual, and Lewis Roca, who have joined in the Defence of the Garrison, shall be permitted to remain and enjoy their Properties in the Island unmolested.

Art. IX. That all Prisoners of War, made since the Landing of the Spanish Army, shall be delivered up on both Sides.

Art. X. Hostages being delivered on both Sides for the faithful Execution of the preceding Conditions, his Excellency the Honourable Lieutenant-General Murray consents to deliver up the Place, with all the Military Stores and Ammunition, Cannon and Mortars, except what is reserved in the Second Article, to his Catholic Majesty; likewise to direct that all Mines and under-ground Works shall be shewn to his Catholic Majesty's Engineers: Plans of the Galleries, Mines, and other subterraneous Works, shall be likewise delivered up.

(Signed) J. A. MURRAY.

Duke de Crillon's Answer to General Murray's first Proposal to capitulate.

THE Order which I have from my Court forbidding me to listen to any Capitulation, except under the express Condition that the Garrison of Fort St. Philip's shall be Prisoners of War, I am under the Obligation to return his Excellency General Murray the Articles which he proposes to me; but I am very sorry I have not an Opportunity to make known to him my Desire for the Preservation of his Men, and particularly the Esteem with which his Person and his brave Garrison have inspired me.

B. B. DUKE DE CRILLON.

Mahon, February 4, Eleven o'Clock in the Morning.

Further Articles of Capitulation proposed by his Excellency General Murray to his Excellency the Duke de Crillon, dated Fort St. Philip's, February 2, 1782, at Eight o'Clock at Night, he having objected to those formerly sent to him: With the Answers of the Duke de Crillon to the last Articles, proposed by General Murray, dated Mahon, February 4, 1782, at Ten at Night.

Article I.

AS his Excellency the Duke de Crillon, by the express Orders of his Sovereign, cannot receive the Garrison but as Prisoners of War, his Excellency the Honourable Lieutenant-General James Murray consents to surrender the Garrison agreeable to the Duke de Crillon's Instructions from his Court; but he expects the Duke de Crillon will allow the Garrison to march out of it with all the Honors of War he has required in the Second Article of those sent to the Duke, which is by no Means incompatible with his Excellency's Instructions, and will tend more to his Glory, for certainly no Troops ever gave greater Proofs of Heroism than this poor worn out Garrison of St. Philip's Castle, who have defended themselves almost to the last Man.

Answer. The Garrison shall be Prisoners of War; but, in Consideration of the Constancy and Valour which General Murray and his Men have shewn in their brave Defence, they shall be permitted to go out with their Arms shouldered, Drums beating, lighted Matches, and Colours flying, till having marched through the Midst of the Army, they shall lay down their Arms and Colours; and moreover, being desirous of giving a Proof of my high Esteem for the General, he shall be allowed a Covered Boat.

Art. II. General Murray desires the Garrison may be allowed to return to England, Prisoners of War, in Transports furnished by the King of Spain, but paid for by the King of England; and that the Troops shall be victualled, while they remain on the Island, till the Transports are got ready for them, and during their Passage to Great Britain, out of the Stores of the Garrison, at the same Allowance for each Man they have been accustomed to receive; the Troops of the Garrison are likewise