

1750.

His Majestys Colony of Virginia to come to England for the Recovery of His Health the Administration of the Affairs of His Majestys Government there did in his Absence according to His Majestys Commission devolve upon John Custis Esqr. the Eldest of his Majestys Council there but the said John Custis Esq. having upon Notice given him thereof declined accepting the same on account of his ill State of Health and having signified that he was determined not to interfere with any Affairs of the Government during the Incapacity he laboured under His Majestys said Council were Unanimously of Opinion that the said John Custis was utterly incapable of Managing the Business of the Government and therefore advised the said Lieutenant Governor to Suspend him and he was accordingly Suspended and Thomas Lee Esq. next in Seniority in His Majestys said Council Sworn into the Execution of that Office.

[p. 535.]

[126.] [Reference to the Committee of the petition of Governor Shirley for a day for hearing his appeal from a judgment of the Superior Court, 5 Sept., 1749, on a writ of review in a case between him and Samuel Waldo] in relation to several Bills of Exchange and Bills of Credit issued to the said Samuel Waldo for the Pay of One of the American Regiments.

29 Mar.
Massachu-
setts Bay.

[p. 539.]

[127.] [Reference to the Committee of the petition of Edmund Duany, merchant, of Kingston, Ja., for a day for hearing his appeal from a Chancery order of 21 March, 1748, on a bill filed by Dr. Robert Dallas to restrain the petitioner from proceeding at law on several judgments obtained by him against Dallas.]

11 April.
Jamaica.

[p. 549.]

[On the Committee report of 7 Nov., the order of March, 1748, is reversed. The judgments obtained by Duany were on several actions by him as executor of Ambrose Duany against Dallas as executor of Elizabeth Garvey and of Thomas Alexander.]

(1752.)
20 Dec.

[XIII. p. 419; XIV. pp. 161, 165, 205-7, 259.]