

William Cumming Esq^r of Council with James Burne on Lib. C. B. behalf of Solomon Jones's Orphans exhibits to this Board the following Reasons for the Reversal of a Judgment of the Justices of S^t Marys County Court, Copy of which Judgment was preferred to this Board on the 29th of May last.

James Burne on behalf of
Solomon Jones Orphans
at suit
William Jones } Before the Governor and Council

Reasons for the Reversal of a Judgment given in favour of the Plaintiff in S^t Marys County Court

1st That Solomon Jones the Father of these Orphans by his Will in writing duly Executed gave the Tuition and Guardianship of three Children to his wife Catherine Jones and some time thereafter departed this Life.

2^d That Catherine Jones the Wife of the said Solomon and Mother of the said Children by her Will in writing duly Executed gave and left the Tuition and Guardianship of the said Children to her two Brothers James and Dennis Burne, which said Dennis is Since dead

3^d That Sundry People well and intimately acquainted with the above named Solomon Jones and William Jones upon Oath declare that they at Sundry times have heard the said Solomon Jones as well in his last Sickness at the making his last Will & Testament as at other times Say, his Brother William Jones should never have the care or Management of, or any thing to do with his Children there having been for Several years a Violent and Strong Enmity Variance and Law Suits depending and Subsisting between the said Solomon and the said William Jones p. 448

But though the Matters did Appear as aforesaid before the Justices of S^t Marys County yet they ordered the Care and Tuition of the aforesaid three Children to the said William Jones their Uncle from which Order your Petitioner hath Appealed to your Excellency and Honours and humbly Prays that the said William Jones may have a Short day to Answer the same And that the Order made by the said Justices may be Reversed

And Your Petitioners shall ever Pray &c.

William Cumming

Which Reasons being read and upon hearing the Arguments of the Council and upon mature Deliberation thereupon had It is by this Board ordered and adjudged that the Judgment given in the aforesaid Cause by the Justices of