

August Court --- 1723 --- 95

At which said third Tuesday of August to witt the twentieth day of the same month and Dowd One thousand Seven hundred and twenty three Being the day of the return of the said Writ Cometh the said Thomas Daskell by his attorney afo and the Sher. of Sommersett County to whom the foregoing Writ was directed Licensis Cometh and maketh return thereof to the Court here Endorsed in these words Following viz - By virtue of the within Writ to me directed to the Justices within Mentioned I Certifie that I have attached as the goods and Chattel rights or Credits of the Within Named Robert Gery, to the value of two hundred and fifty pounds of tob. in the hands of John Tule, and five hundred pounds of tobaco in the hands of Samuel Bratton, and I further Certifie that I have given Notice unto the said George John Tule and Samuel Bratton that they be and appear before the Justices within Mentioned at the time and place within Contained to shew Cause if any they have why the same should not be Condemned in their hands towards Satisfying of the within Named Thomas Daskell his damages and Costs within Contained before Mathew Stopkins and John Doe good and Lawfull men of my Bailiwick as by the within Writ I am Comanded so as persons Jor. M. Carter Sher.

Whereupon the afo John Tule garnishee of afo Robert Gery appears in his Own proper person and says that he cannot garnisay but that he hath of the rights and Credits of the said Robert Gery to the value of two hundred and fifty pounds of tobaco nor but the same ought to be Condemned in his hands for the use of the said Thomas Daskell as of the rights and Credits of the said Robert Gery which the said Jofth doth not garnisay

Like wise the said Samuel Bratton garnishee of the afo Robert Gery appears in his Own proper person and says that he cannot garnisay but that he hath of the rights and Credits of the said Robert Gery to the value of five hundred pounds to be paid in Country Product, nor but that the same ought to be Condemned in his hands for the use of the said Thomas Daskell as of the rights and Credits of the said Robert Gery which the said Jofth doth not garnisay

Whereupon the said Thomas Daskell by his attorney afo prays the sum of 10 as afo Confessed by the afo John Tule and Samuel Bratton as of the rights and Credits of the said Robert Gery may be Condemned in the hands of the said John Tule, and Samuel Bratton towards satisfying unto the said Thomas Daskell as well the sume of twelve hundred pounds of ^{tobaco} as also the Costs accruing upon this writ of attachment.

Therefore it is Considered by the Justices here the twentieth day of August and Dowd One thousand Seven hundred and twenty three that the said Sume of two hundred and fifty pounds of tobaco so as afo attached and Confessed be Condemned in the hands of the said John Tule as of the rights and Credits of the said Robert Gery towards Satisfying unto the said Thomas Daskell as well the sume of twelve hundred pounds of tob. afo as also the Costs accruing upon the writ of attachment afo and that the said Thomas Daskell have his Execution thereof against the said John Tule according to act of afo

Therefore it is Considered by the Justices here the same day and year last mentioned that the said Sume of five hundred pounds to be paid in Country products as afo Confessed be Condemned in the hands of the said Samuel Bratton as of the rights and Credits of the said Robert Gery towards Satisfying unto the said Thomas Daskell as well the sume of twelve hundred pounds of tobaco afo

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