

June Court 1792 197

the of I attached in the hands of David Gaggi two Steers to the value of thirty shillings each and in the hands of Bailey Fisher to the value of thirty five shillings Curr. money and by John Dennis Junr. and Joshua Merrile that they be and appear to show Cause for Joshua Caldwell Junr.

Whom upon the aforesaid Bailey Fisher in his proper person (and of the said Theophilus Dennis) appears and says that he cannot deny but that he has of the rights and Credits of the said Theophilus to the value of twenty one shillings Curr. money nor can he say but that the same ought to be condemned in his hands for the use of the said Joshua Merrile as of the rights of the said Theophilus which said Joshua doth not deny.

Whom upon the said Joshua by Francis Allen his attorney prays that upon giving Security according to act of assembly the afo sum of twenty one shillings Curr. money so as afo confessed by the aforesaid Bailey Fisher as of the Rights and Credits of the said Theophilus may be condemned in the hands of the said Bailey towards Satisfying unto the said Joshua the afo sum of one pound fourteen shillings and three hundred pounds of tobacco in the attachment afo mentioned.

Whom upon Littleton Townsend of Somerset County planter present honori Court in his proper person undertakes for the said Joshua Merrile, that in case the said Theophilus Dennis shall at any time hereafter appear within a year and a day appear and make all or any part of the said Joshua Merriles claim against him to be satisfied or otherwise undue before the Expiry of the attachment aforesaid that then said Joshua Merrile shall make restitution unto the said Theophilus of all or such part thereof as shall be made appear to be undue or that the said Littleton Townsend will do the same for him.

Therefore it is considered that the aforesaid sum of twenty one shillings part of the sum so attached and confessed be condemned in the hands of the said Bailey Fisher as of the rights and Credits of the said Theophilus Dennis towards Satisfying unto the said Joshua Merrile as well the afo sum of one pound fourteen shillings Curr. money and three hundred pounds of tobacco as also all Costs answering upon the writ of attachment aforesaid, and that he have the same of Execution against the said Bailey Fisher according to act of assembly.

Whom upon the said David Gaggi appears in his proper person & swears like and so the following amount should have been entered at the foot of a warrant but was omitted & entered here by agreement of B. 1792. Theophilus Dennis - - - - - 2 To one hundred and eleven pounds of specie - - - - - 18-6 To eleven shillings and six pence - - - - - 11-6 To serving 2 warrants for you - - - - - 5- - - - - £ 1-19-0

Saving Dollars from Joshua Merrile  
Duly proved in Common form according to Law before me Wm Lane

Paul Townsend Somerset J. it being made appear to me John Scott one of his Lordships Justices of Somerset County aforesaid (the peace to keep assigned) that Theophilus Dennis late of Somerset County Planter is actually run away and has or is about to remove his Effects out of this County to Decieve his Creditors you are hereby Required to Issue an Attachment on behalf of Paul Townsend