

November Court

1734 — (223)

All which said third Tuesday of November to will the nineteenth day of the same month Anno Domini One thousand seven hundred and thirty four being the day of the return of the said writ Comette the said Henry Toadwin in his proper person and the Sher. of Somerset County to whom the foregoing writ was directed likewise comes and makes return thereof to the court here Endorsed

I certifie that by vertue of the within writ I have attacted on the first day of November in the year within mentioned at Somerset County the sums of money and Tobacco within Specified in the hands of Stephen Coston and Nathaniel Horsey severally of the lights and credits of the within named John Magrawe and at the same time and place made known unto them that they should be and appear at the place within contained to shew cause as it is likewise within directed if to them or any of them it should seeme meet before Francis Porter and John Doe good and lawfull men of my bailywick So answers — Jos: Maclester shre —

Whereupon the aforesd Stephen Coston garnishee of the aforesd John Magrawe appears in his own proper person and says that he cannot gainsay but that he hath of the lights & credits of the said John Magrawe to the value of Six pounds Six Shillings and three pence to be paid in part at twelve shillings and three pence per bushel nor can he say but that the same ought to be condemned in his hands for the use of the said Henry Toadwin as of the lights and credits of the said John Magrawe —

Whereupon the Court values the aforesd four hundred pounds of tobacco aforesd attacted in the hands of the said Stephen Coston to be of the lights and credits of the said John Magrawe Six fourteen Shillings & 6d. which amounts in the whole to two pounds sixteen Shillings four pence which said two pounds sixteen shillings four pence is the value of the tobacco aforesd and the aforesd two pounds fifteen shillings four pence in the attachment aforesd mentioned amounts in the whole to five pounds eleven shillings four pence &c

Whereupon the said Henry Toadwin by Geo: Douglas his attorney prays that upon giving security according to act of assembly in such case made and provided the aforesd sum of five pounds Eleven shillings four pence may be condemned in the hands of the said Stephen Coston as of the lights and credits of the said John Magrawe toward satisfying unto the said Henry Toadwin his damages and all costs and charges occuring by means of the attachment aforesd

Whereupon a certain Isaac Hardy of Somerset County Gent. present herein and in his proper person undertakes for the said Henry Toadwin according to act of assembly that in case the said John Magrawe do att any time within a year and a day appear and make all or any part of the said Henry Toadwin claim against him to be satisfied or otherwise to be made