

August Court 1733 (66)

At which said third Tuesday of March to wit the Twentieth day of the said Month Anno Domini one thousand Seven hundred and thirty two before the Justices of his Lordships County Court of Somerset held at Dioding Creek in the County aforesaid came the aforesaid Thomas Bluett by Levin Gale his attorney and the Sherrif of the County aforesaid to wit Joshua Redwell Gent. at the same time returned that by virtue of the writ aforesaid he had attached in the hands of Thomas Dashiell as the Goods and Chattels of the aforesaid James Eura to the value of two pounds twelve shillings and five hundred and fifty pounds of tobacco, and further that he had made known unto the said Thomas Dashiell by Thomas Jones and John Doo honest and Lawfull men of his bailiwick that he be and appear before his said Lordships at the same day and place aforesaid to show etc. as to him it was Comanded &c.

And the said Thomas Dashiell Garnishes of the aforesaid James Eura by George Dashiell his attorney Comes and defends the force and Injury when etc. and prays Leave thereof to Jurepare here until next Court and he hath it and the same day is given to the aforesaid Thomas Bluett here also etc.

At which said next Court to wit the nineteenth day of June Anno Domini One thousand Seven hundred and thirty three came again as well the aforesaid Thomas Bluett by his attorney aforesaid as the aforesaid Thomas Dashiell Garnishes as aforesaid by his attorney aforesaid and thereupon the said Thomas Dashiell prays further Leave thereof to Jurepare here until next Court and he hath it and the same day is given to the aforesaid Thomas Bluett here also etc.

At which said next Court to wit the twenty first day of August Anno Domini One thousand Seven hundred and thirty three came again as well the aforesaid Thomas Bluett by his attorney aforesaid as the aforesaid Thomas Dashiell Garnishes as aforesaid by his attorney aforesaid. And thereupon the said Thomas Dashiell Garnishes of the same James Eura saith that he cannot garnish but that he hath of the Rights and Credits of the said James Eura in his hands to the value of two pounds twelve shillings and five hundred pounds of tobacco, and he saith but that the same ought to be condemned for the use of the said Thomas Bluett as of the Rights and Credits of the said James Eura which the said Thomas Bluett doth not Garnish.

Whereupon the said Thomas Bluett by his attorney aforesaid prays that upon giving Security according to act of assembly in such case made and provided the aforesaid Sum of two pounds Twelve shillings and five hundred pounds of tobacco so aforesaid attached and Confessed by the said Thomas Dashiell as of the Rights and Credits of the same James Eura may be Condemned in the hands of the same Thomas Dashiell towards Satisfying unto him his Damages and Costs and Charges.

Thereupon Thomas Hayward of Somerset County present here in Court in his proper person undertakes for the said Thomas Bluett according to act of assembly that if in case the said James Eura shall at any time within a year and a day appear and make all or any part of the said Thomas Bluett Claim against him to be satisfied or otherwise undue before the Laying of the attachment aforesaid that then the said Thomas Bluett shall make Restitution unto him the said James Eura of all or such part as shall be made appear to be undue as aforesaid or that the said Thomas Hayward will do it for him
Therefore