

appear before the Justices within mentioned at the day and place within contained to shew Cause as by the within Writ
I am Commanded so answer John Hardy Jas. —

and Whereupon the aforesaid John Morsey Garnishee of the aforesaid Israel Holland and Esther his wife and
of the aforesaid John Harrissey dec. in his proper person comes and saith that he cannot garnisay but that he has of the
of the Rights and Credits of the aforesaid John Harrissey to the Value of three Thousand pounds of Tobacco nor can he
say but that the same ought to be condemned in his hands for the Use of the said Francis Allen as the Rights and Credits
of the said John Harrissey which the said Francis Allen doth not garnisay.

Whereupon the aforesaid Francis Allen prays that upon his giving Security according to act
of Assembly in such Case made and provided the aforesaid Sum of Three thousand pounds of Tobacco so as aforesaid
acknowledged by the aforesaid John Morsey Garnishee as aforesaid as of the Rights and Credits of the aforesaid John Harris-
sey may be condemned in the hands of the said John Morsey towards Satisfying unto the said Francis Allen the Sum
of Two thousand One hundred and Ninety One pounds of Tobacco his damages as all Costs and Charges accruing by means of
the writ of attachment aforesaid.

Thereupon a certain George Douglas of Somerset County Gentleman present
herein Court in his proper person undertook for the said Francis Allen according to act of Assembly that In Case the
aforesaid Israel Holland and Esther his wife and the aforesaid John Harrissey dec. do at any time within a year and a day
appear and make all or any part of the said Francis Allen Claim against them appear to be Satisfied or otherwise
to be undue before the Laying of this attachment that then the said Francis Allen shall make restitution unto them the
said Israel Holland and Esther his wife and the aforesaid John Harrissey dec. as aforesaid of all or such part thereof as shall be so made appear to be un-
due or that he the said George Douglas will do the same for himself.

Therefore it is Considered that the aforesaid sum of three thousand pounds of Tobacco the
sum so as aforesaid attached and acknowledged by the aforesaid John Morsey be condemned in the hands of
the aforesaid John Morsey as of the Rights and Credits of the said John Harrissey dec. towards Satisfying
unto the aforesaid Francis Allen as well the Sum of Two thousand One hundred and ninety One pounds of Tobacco
his damages as all Costs and Charges accruing by means of the attachment aforesaid and that the aforesaid Francis Allen
have thereof his Execution against the aforesaid John Morsey according to act of Assembly &c. —

Memorandum the Garnishee Nathaniel Morsey is discharged by the aforesaid Francis Allen from the attachment
aforesaid — Memorandum the plaintiff Releaseth One hundred and fifty Seven pounds of Tobacco out of the aforesaid Three thousand pounds
of Tobacco so as aforesaid Confessed by the aforesaid John Morsey &c.

Command was given to the sheriffe of Somerset County that he should Take
Heber Whittingham late of Somerset County Inholder if he should be found in his bailly
with and him safe keep so that he might have his body before the Justices of his Lordships
County Court of Somerset to be held at Dividing Creech the third Tuesday of March Anno Domini one thousand
seven hundred and forty one to answer unto William Allgood of a plea that he tender him Sixty Eight pounds Court
Money