

488
all the aforesaid attached effects at public auction for ready money and
thencewith discharge the aforesaid judgment or so much thereof as the
sale shall amount to and the costs of this suit and that he also return
and account of his proceedings to the next court

The petition of Travers Pate and Hannah his wife agt Mary Stewart
witness of John Davis decd and Thomas Moore is ordered to be dismissed

Upon the petition of Sampson Newson agt Ethelred Mott for four
pounds five shillings and six pence due by account This day came the
plaintiff and the defendant having been duly summoned and served with
a copy of the petition and account and not appearing On the Motion
of the plaintiff It is Considered by the court that he recover against the
said defendant the said four pounds five shillings and six pence this
costs by him in this behalf expended

The petition of Alexander Clossley agt Timy Thorpe adm'or of Thomas
Janell decd is continued till the next court On the Motion made of
the plaintiff

Thomas Adams having obtained an attachment against the estate
of Beunwell Atkinson who hath privately removed himself or so absconded
that the ordinary process of law cannot be served on him for a debt
due to the said Thomas Atkinson Jones gent Sheriff this county
now made return that he had executed the said attachment in the
hands of John Juy, Henry Westbrooke and Edward Harris as garnishees
This day came the said Thomas Adams and the said garnishees appeared &
deposed as follows to wit Henry Westbrooke being first sworn deposed
that he hath in his hands the sum of three pounds sixteen shillings
and one penny the said John Juy deposed that he hath nothing &
Edward Harris being also sworn deposed that he hath in his hands of the estate
of the said Beunwell the sum of one pound fifteen shillings and eleven pence
three farthings Therefore On the Motion of the said Thomas Adams who
proved his demand of one pound seven shillings and ten pence to be
just & It is Considered by the court that he recover against the said
Beunwell the said one pound seven shillings and ten pence and his costs by
him about his suit in this behalf expended And It is Ordered that the
garnishees pay the ballances in their hands towards satisfaction of this
judgment and costs and restore the residue to the Sheriff for the use
of the defendant

The petition of James Carter against John Wilkinson is ordered to be dismissed

On the Motion of James Stewart a witness for James Carter agt John
Wilkinson It is Ordered that the said James Carter pay him two hundred
and fifty five pounds of net tobacco for three days attendance travelling thirty
miles twice and returning according to law