

claim a preference in law to the plaintiff's claim, and on the motion
of the defendant by his attorney for a continuance for one month
to collect and see the same was overruled and the cause being argued
by Council on either side, the court on of opinion that the defendant
did not support his plea, to which opinion the defendant's attorney
excepted. Whereupon he filed his bill of exceptions, which
was signed and sealed by the court. Therefore it is com-
mended by the court that the plaintiff recover against the
said defendant five pounds seven shillings and one
penny and his costs by him at such his suit in this behalf
expended and the defendant in money &c.

Richard Blox

Piff

Against

Robert Dashiell ad. Jonak Dashiell Def.

Motion for having
preference of
priority for the
defendant's motion

The defendant by his attorney comes into court and
sends the force and saying where &c. and says that he himself is a
judgment creditor to more than the whole amount of the debts
which have come to his hands and has by retaining fully secured
himself all the debts which come to his possession that he has
notice of bonds or notes to a considerable amount, which claims
a preference in law to the plaintiff's motion, and on the motion
of the defendant by his attorney for a continuance for one
month to collect and see the same was overruled and the cause
being argued by Council on either side, the court on of opinion
that the defendant did not support his plea, to which
opinion the defendant's attorney excepted. Whereupon he filed his bill
of exceptions which was signed and sealed by the court. Therefore it is
commended by the court that the plaintiff recover against the said defendant
eighteen pounds five shillings and his by him at such his costs be-
half expended and the defendant in money &c.