

Monday the 13th April, 1778.

Present, { Hertelle de Rouville, }
 { and } Esquires.
 { Edward Southouse, }

Watson and Rashleigh vs. Michael Augé.

Mr. for Plaintiffs, produces the Sheriff's return of having levied part of the debt due to Plaintiffs from the sale of the moveable effects, amounting to the sum of £238 17s. 8jd., and prays without regard to the opposition put in by Mr. Meziers for Mr. Lymburner, of a claim that the said sum may be paid to the Plaintiff in consequence of his execution.

Mr. Meziers for Mr. Lymburner, says the Defendant owes him a debt due by account, and that the Defendant being a bankrupt and insolvent, that he has a right to have his proportion of the said sum.

Mr. Panet denies that the Defendant is by any act of Court declared a Bankrupt, or any assignment of Defendant's estate, and demands that if any there is it may be produced.

Court having considered this matter, and as no act appears whereby the Defendant was admitted by the Court to be a bankrupt,—order that the said sum of £238 17s. 8jd. be paid to Plaintiffs in consequence of their execution in part payment of their debts and costs, and that thereupon the Sheriff be discharged for that sum.

Thursday, the 21st May, 1778.

Present, { Hertelle de Rouville, }
 { and } Esquires.
 { Edward Southouse, }

Peter McFarland v. Robert Pjcken.

Mr. Sanguinet, for Plaintiff, prays this cause may be continued further.
 Court continued this cause further.

Jacques Le Moyne vs. James Price and William Haywood, absent.

Mr. Sanguinet, for Plaintiff, prays judgment for the sum of Fifty-eight pounds ten shillings, lawful money of the Province, due by account dated 14th February, 1776. Defendants called, dont appear, though duly served with process, dated 27th April, certified by the proper officer on the 29th same month, at their last place of abode, and being defaulted last Court day for not appearing.

Court condemns Defendant to pay Plaintiff the said sum of Fifty-eight pounds ten shillings lawful currency of the Province, with interest from the day of demand, on Plaintiff affirming his account with costs, amounting to
 Amount affirmed 25 May, 1770.

Herman Eberts vs. James Patten.

Mr. Walker, for Defendant, prays Defendant may be enlarged from jail and admitted to appear on common bail for the insufficiency of the Plaintiff's affidavit.

Parties agree that on Defendant's paying Four pounds lawful money, and part of the costs, and that Mrs. Patten, defendant's wife, will be accepted as security for the same, and the appearing and offering to become security for the same, she is accepted, and agreed that the Defendant be enlarged.

Court accepts of said settlement.