

been attached

ceive the said
by the Prize
compelled, by
same to the
y's said Hof-

unter-Petiti-
rtshorne and
Majesty's Ship
norialists are
Bermuda, ref-
the Charles,
ptain of His
o the sum of
Prize Vessels
oners hands
is Majesty's
Province, at

g the Ac-
to the Trea-
s to receive
rs, the said
ence Three
e said Owen
Petitioners
ustify them
Creditors of
ent decision
determined
ds of Prize
he Person

entitled to receive the same; and the said William Duffus, is proceeding against the Petitioners, to compel them to pay him the share of said Owen Cotton's Prize, in discharge of his debt, which he alledges to be due to him from the said Owen Cotton—The Petitioners therefore humbly pray that they may not be compelled to pay said money over to Greenwich Hospital; and that the said voucher may be received as sufficient to discharge them from the demand of the Deputy Treasurer of Greenwich Hospital."

It is admitted by Messrs. Hartshorne and Boggs, that, as Agents for the ship Bermuda, they have in their hands the sum demanded, being the share of certain Prizes to which Owen Cotton, Clerk to the Captain of the said Vessel, is entitled. They do not deny that three months have elapsed since they made distribution, and that they are therefore liable to be called upon to pay over the unclaimed Shares to the Deputy of Greenwich Hospital. But they claim to retain in their hands these Shares belonging to Owen Cotton, because they have been attached under a Law of this Province; and they have produced this attachment, as it is called, somewhat improperly, as a voucher for retaining the same, which the Deputy Treasurer refuses to receive as such, and prays a Monition to compel payment. The whole question is, therefore, reduced to a single point.

It is stated in the Answer, that "by a recent decision of the Supreme Court of this Province, it has been determined that money may be attached in the Hands of Prize Agents, at the suit of persons entitled to receive the same," and many of the