

THE SUBSTANCE OF A DECISION,

&c. &c.

[DR. CROKE.]

THE question for the decision of the Court, arises upon a Petition, given in by Mr. Brenton Halliburton, the Deputy to the Treasurer of Greenwich Hospital, in which he states: "That three months have elapsed, since Messrs. Hartshorne and Boggs, as Agents for His Majesty's Ship Bermuda, have made a Distribution, according to law, of the Prize Ships Venus and Charles, and the Petitioner has called on them to pay over the unclaimed Shares to him, to be remitted to the Treasurer of the said Hospital.

"That in adjusting the accounts of the said Prize Vessels, it appears that Messrs. Hartshorne and Boggs claim to retain in their hands the sum of Forty-Five Pounds and Two Pence—being the share to which one Owen Cotton, who was the Captain's Clerk of His Majesty's said Ship, is entitled to receive of the neat proceeds of said Prizes. That the said Agents have produced to the Petitioner, as a voucher for retaining the same, an Attachment, issued pursuant to a Law of this Province, out of His Majesty's Supreme Court, whereby the property of the said Owen Cotton, as an