

of the sume recovered and all Tobaccos or other goods delivered or accompted for by such debtor or debtors by vertue of the said writt shall be discompted to the partie against whom the recovery is had and such delivery or accompt shall be a lawfull and absolute discharge to such debtor or debtors so delivering or accompting as aforesaid against his or their Creditors for so much as shall be so delivered or accompted for Or otherwise such writt or precept of execution may be directed to the Sherif or high Constable or other officer to levir the said debts acknowledged or recovered upon any the goods of such debtor or Debtors against whom such execution is sued & taken out And in case it shall happen that two or more executions be served upon the same goods such execution shall be first levied w^{ch} was first served But if afore any execution served any recovering by Judgm^t of Court shall Enter a Cavet in the County or hundred Court or alledge or suggest that the goods of the partie against whom the execution or executions are awarded are not Sufficient to satisfie his debt recovered to the said partie so alledging or Suggesting if other executions be served afore him no execution shall be granted in that case to one or more or if any be granted and not Served they shall be superseeded and revoked and a writt of Partition shall be directed to the Sherif requireing him to devide the goods and Chattels of such partie named upon the writt among all the parties recovering by judgm^t of Court accord to the proportion of their recoveries which together with their names shall be specified severally upon the said writt (except that all debts and accompts to the Lord Proprietarie in his own immediate right without assignm^t otherwise growing due then by fine or forfeiture onely shall be paid afore debts due to other Creditors and all Fees payments and contributions due to publick uses Judges and Officers by any act of assembly shall be paid afore other debts and all Debts due to any Inhabitant of the province shall be first Satisfied afore forreiners debts and that all debts growing due for wine hot waters or other licquors shall be paid in the last place after all other debts are satisfied and not afore

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And where an execution is Served upon ones Servants corne Cattell or any other goods or Chattels or upon the body or person of any one the Sherif or other Officer to whom the writt is directed shall cause the said corne cattell or other goods or Chattels to be sold at an outcry or otherwise appraised or valued upon oath in Tobacco (if the recovery be in Tobaccos or otherwise in corne beaver cattell mony sterl^s (or otherwise according as the recovery is) by two freemen of the County or hundred indifferently chosen by the Sherrif or other officer to whom the writt is directed and all or so much of the said goods

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