

Case No. 7,402.

JOHNSON v. OWENS.

{2 Cranch, C. C. 160.}¹

Circuit Court, District of Columbia.

Dec. Term, 1818.

DISTRESS—RENT.

A distress for rent, laid on the last day of the term, at noon, is too soon.

{This was an action of replevin by George Johnson against Isaac Owens.} Distress for rent, laid on the last day of the term, at noon.

Mr. Key, for defendant, contended, that although the original taking might be unlawful, yet that the distress must be considered as made on the next day, when the goods were appraised.

THE COURT (nem. con.) said it was to be considered as one act; the distress was in fact made on the 19th, the last day of the term, which was too soon.

¹ [Reported by Hon. William Cranch, Chief Judge.]