June Term 1801

To the Honorable the Chief Justice and his Associates Judges of the General Court. Samuel Hooper of Dorchester County by William B Martin his Attorney complains of Henry Waggamar, one of the Attorneys of the General Court present here in Court in his proper person of a plea that he Render unto him the said Samuel the sum of one thousand and ninety two pounds seventeen shillings and ten pence current money of Maryland which to him he owes and from him unjustly detains &c For this, to wit that the said Henry on the twelfth day of September in the year of our Lord one thousand seven hundred and ninety six at Dorchester County by his certain writing Obligatory with his seal sealed and to the Court here now shewn, whose date is the same day and year aforesaid, acknowledge himself to be held and firmly bound unto the said Samuel in the sum of one thousand and ninety two pounds seventeen shillings and ten pence current money of Maryland to be paid to the said Samuel when the said Henry should be thereunto afterwards Required: Nevertheless the said Henry, altho often Required, the aforesaid sum of money or any part thereof to the said Samuel hath not yet paid but hath altogether Refused and still doth refuse to pay the same to him: wherefore the said Samuel saith he is injured and hath damage to the value of Two thousand pounds Current money of Maryland, and thereupon he prays Relief &c.

William B Martin, Atty for Plff — Pledges &c { John Doe, Rich. Roe

The writing Obligatory above mentioned, here ensues—

Know all Men by these presents that we Henry Waggamar, Attorney and John Eccleston Junr both of Dorchester County, am held and firmly bound unto Samuel Hooper of the County aforesaid, in the full and just sum of one thousand and ninety two pounds seventeen Shillings and ten pence in spanish milled Dollars at seven shillings and six pence per piece to be paid unto the said Samuel Hooper his certain Attorney Executors, Administrators or Assigns. To the which payment well and truly to be made and done, we bind ourselves and each of us, our Heirs Executors and Administrators, in the whole and for the whole, jointly, firmly by these presents sealed with our seals and dated this twelfth day of September in the year of our Lord one thousand seven hundred and ninety six

The Condition of the above Obligation is such that if the above bound Henry Waggamar and John Eccleston, or either of them, their Heirs Executors or Administrators do and shall well and truly pay or cause to be paid unto the said Samuel Hooper his certain Attorney Executors Administrators or Assigns the full and just sum of five hundred and forty six pounds, eight shillings and eleven

June Term 1801

pence, in spanish milled Dollars on or before the twelfth day of September next with legal interest thereon, then the above Obligation to be void, else to Remain in full force and vertue in Law

Signed sealed and delivered in the presence of Thos Lockerman Junr } Henry Waggaman (Seal) Jno Eccleston -- (Seal)

The foregoing Bond is thus endorsed

I hereby for the Consideration of six hundred and eight pounds fourteen shillings and six pence current money received from the Rev James Kemp, Assign transfer and make over unto said Kemp all my Right and Title to the Principal of the within Bond and the Interest due thereon. Witness my hand and seal this sixth day of August Anno Domini 1798

Signed sealed and delivered in the presence of Henry Hooper Jr } Samuel Hooper (Seal)

And the said Samuel Hooper by his Attorney aforesaid prayed that the said Henry Waggamar present here in Court in his proper person might be Ruled to file his plea in answer to the Declaration aforesaid of him the said Samuel, on or before wednesday the 19th day of September then Instant or that on default thereof Judgment might be Rendered against him, and to him it was granted. But the said Henry Waggamar, on the said day to wit Wednesday the 19th day of September then Instant his plea in answer to the Declaration aforesaid did not file but therein did make default. Wherefore it was considered and adjudged by the Court here that the said Samuel Hooper should have Judgment against him the said Henry Waggaman for as well the aforesaid sum of one thousand and ninety two pounds seventeen shillings and ten pence current money as also for the quantity of five hundred and eight four pounds of Tobacco, which was by the same court here to him the said Samuel Hooper adjudged and awarded for his Costs and Charges by him about this his Suit laid out and expended, and the said Henry Waggaman in mercy &c.

James Earle Junr Clk

Judgment was Rendered in this cause on the 19th day of September Anno Domini 1798 for the sum of £1092. 17. 10 Current money and Costs To be Released on payment of £546. 8. 11 Current money with Interest thereon from the 12th day of September 1796 till paid and Costs—payments if any to be allowed—with a Stay of Execution till April Term 1799.

Whereupon at the said April Term 1799 of the said Court came here into Court in his proper person and prayed leave to Appeal from the Judgment aforesaid of our said General Court to the High Court of Appeals of this State: and