Samuel Hooper, ads
of James Kemp
against
Henry Waggaman

Be it remembered that now here, on this eighteenth day of September in the year of our Lord one thousand seven hundred and ninety eight, Samuel Hooper comes here into the General Court by William Bond Martin Esquire his Attorney, and exhibits to the said Court his certain Bill against Henry Waggaman one of the Attornies of the said Court, present here in Court in his proper person, in a plea of Debt &c. The tenor whereof said Bill followeth in these words, towit — 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 Waggaman, one of the Attornies 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, towit, 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 shewed, whose date is the same day and year aforesaid, acknowledged himself to be held and firmly bound unto the said Samuel in the aforesaid 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 he 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 — Wm B. Martin Atty for Pltff pledges &c John Doe and Richard Roe — The writing Obligatory in the Bill aforesaid mentioned, answer as follows, towit — Know all men by these presents, that we Henry Waggaman, Attorney, and John Eccleston junr both of Dorchester County are 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 & 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 bounden Henry Waggaman 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 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 virtue in Law —

Signed, Sealed and delivered in the presence of Thomas Lockerman jr. } Henry Waggaman (Seal) John Eccleston junr. (Seal)

On the foregoing writing Obligatory is the following indorsment, towit — I hereby, for the consideration of six hundred and eight pounds, fourteen shillings and six pence Current money, received from the Revd 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 Dominii 1798 —

Signed, Sealed and delivered in the presence of Henry Hooper Junr. } Saml Hooper (Seal)

And thereupon, on motion of the said Samuel Hooper by his Attorney aforesaid it was ruled by the Court that the said Henry Waggaman answer to the ~~Plea~~ Bill in privilege aforesaid of him the said Samuel Hooper in the plea aforesaid by ten of the Clock on Wednesday the nineteenth Instant. The same time was given to the said Samuel Hooper then &c — And now here, at ten of the Clock on Wednesday, the nineteenth day of September in the year one thousand seven hundred and ninety eight comes again into Court the parties aforesaid by their Attornies aforesaid, and the said Henry Waggaman in his own proper person defends the wrong and injury when &c and says: that he cannot gainsay the action aforesaid of him the said Samuel Hooper so as aforesaid against him brought, nor can he deny but that he owes to the said Samuel Hooper the full and just sum of one thousand and ninety two pounds seventeen shillings and ten pence Current money in manner and form as he the said Samuel above thereof against him complains —

Therefore it is considered by the Court here, that the said Samuel Hooper recover against the said Henry Waggaman as well the said full and just sum of one thousand and ninety two pounds seventeen shillings and ten pence