

Case No. 9,246.

MASON v. MASON.

[4 Cranch, C. C. 401.]¹

Circuit Court, District of Columbia.

Nov. Term, 1833.

NOTES—INDORSER—SUIT AGAINST PRIOR INDORSER.

An indorser, who has been obliged to take up a note indorsed by two previous indorsers, for the accommodation of the maker, may recover the whole amount from either of the two accommodation indorsers.

[Action by Thompson F. Mason against Richard B. Mason.]

The plaintiff indorsed a note, (as town indorser,) already indorsed by two others, for the accommodation of the maker; and at maturity was obliged to take it up.

THE COURT held, that the plaintiff may recover of the first indorser the whole amount paid to take up the note.

[See Case No. 9,245.]

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