

George Black }
Remuneration }
at Springfield 1869

Instructions, prayed for
1st If the jury should believe that the
deft or those under whom he claimed
brought the horse in controversy at an
auction held under the authority of the
United States government, and was conveyed
to them for the price (at which he was
sold), that Plff cannot recover

Cap

D. D. Bullard

Geo Black

Reimb. Geny

Russdolph

CHAUTAUQUA COUNTY NY HISTORICAL SOCIETY 2011

George Black, Defendant
Nathan Jones, Plaintiff
Rockledge County
Spring Term 1869

This was an action on the case brought by the Plaintiff to recover a horse. The Plaintiff declared in favor with a count in case. The Defendant pleaded the fact issue.

The proof was that the Plaintiff's horse was taken from his possession about the 2nd day of May 1865: certainly after the 17th of April 1865, the day on which the Declaration declaring an arrest was issued.

The Plaintiff counsel asked the Judge to charge the jury that if the horse was taken after the Declaration was published, though the Defendant or the person from whom he purchased, bought the horse at a public sale by the U.S. Authorities yet the Plaintiff was entitled to recover.

Defendant counsel asked the Judge to charge the jury that if the horse was sold at a public sale by the U.S. Authorities on the 26th day of July 1865 as the evidence showed, and the Defendant was either the purchaser or held under the purchase at said sale, that then no matter when the Plaintiff was deprived of the possession of said horse that he could not recover.

Geo. Blunt

Reed Jones

Randolph

CHAUTAUQUA COUNTY NY HISTORICAL SOCIETY 2013