

Jacoway Vs. Denton

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Court : US Supreme Court

Decided On : 1872

Appeal No. : 154 U.S. 583

Appellant : Jacoway

Respondent : Denton

Judgement :

Jacoway v. Denton - 154 U.S. 583 (1872)

U.S. Supreme Court Jacoway v. Denton, 154 U.S. 583 (1872)

Jacoway v. Denton

No. 47

Submitted November 14, 1871

Decided April I, 1872

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ERROR TO THE SUPREME COURT

OF THE STATE ON ARKANSAS

SYLLABUS

[Sevier v. Haskell](#), 14 Wall. 12, followed.

The case is stated in the opinion.

MR. JUSTICE SWAYNE delivered the opinion of the Court.

This case is also before us upon a motion to dismiss the writ of error for want of jurisdiction.

The defendant in error brought suit in the Circuit Court of Yell County to the September term, 1866, upon the writing obligatory executed to him by William D. Jacoway, deceased, on the 4th of October, 1860, for the sum of \$4,500 payable one year from date, with interest at the rate of ten percent per annum from the maturity of the obligation until its payment. The administrator interposed three pleas:

- (1) That the consideration of the obligation was the purchase of slaves, and that they were all emancipated by the Constitution of Arkansas adopted in 1864.
- (2) That the slaves were emancipated by an amendment to the Constitution of the United States, and that the consideration of the obligation thereby wholly failed.
- (3) That the contract was originally null and void.

The plaintiff demurred. The court sustained the demurrers and gave judgment against the defendant for the amount claimed in

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the declaration. The defendant appealed to the supreme court of the state, and that court affirmed the judgment.

After what we have said in [Sevier v. Haskell](#), 14 Wall. 12, just decided, it is sufficient to remark that the record discloses no question cognizable by this Court.

The writ of error is therefore dismissed.

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