

## CASES DETERMINED

IN THE

### SUPREME COURT OF THE UNITED STATES.

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FEBRUARY TERM, 1790.

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THIS being the period prescribed by law, for holding the first term of the SUPREME COURT of the UNITED STATES, the judges met at New York, the seat of the Federal government, their respective commissions were read, and they were qualified according to law.

JOHN JAY, appointed CHIEF JUSTICE, by a commission bearing date the 26th of September 1789.

WILLIAM CUSHING, appointed one of the Justices, 27th September 1789.

JAMES WILSON, appointed one of the Justices, 29th September 1789.

JOHN BLAIR, appointed one of the Justices, 30th September 1789.

EDM. RANDOLPH, appointed Attorney-General of the United States, 26th September 1789.

#### RULES.

The following rules were declared and established.

BY THE COURT.—1. Ordered, That the seal of the court shall be the arms of the United States, engraved on a piece of steel of the size of a dollar, with these words in the margin: "The seal of the supreme court of the United States;" and that the seals of the circuit court shall be the arms of the United States, engraven on circular pieces of silver of the size of a half dollar, with these words in the margin, viz., in the upper part, "The seal of the circuit court;" and in the lower part, the name of the district for which it is intended.

2. Ordered, That (until further orders) it shall be requisite to the admission of attorneys and counsellors to practise in this court, that they shall have been such for three years past in the supreme court of the state to which they respectively belong, and that their private and professional character shall appear to be fair. Ordered, That counsellors shall not practise as attorneys, nor attorneys as counsellors in this court.

3. Ordered, that they respectively take the following oath, viz. "I, ——

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do solemnly swear, that I will demean \*myself as an attorney (or counsellor) of the court, agreeably and according to law; and that I will support the constitution of the United States."

4. Ordered, That (unless, and until, it shall be otherwise provided by law) all process of this court shall be in the name of "the PRESIDENT of the UNITED STATES."

The court adjourned, *sine die*.

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AUGUST TERM, 1790.

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THE COURT being met, a commission appointing JAMES IREDELL one of the justices, bearing date the 10th of February 1790, was read; and he was qualified according to law.

The court adjourned, *sine die*.

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FEBRUARY TERM, 1791.

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THE COURT being met at Philadelphia, the seat of the Federal government, it was—

ORDERED, That the counsellors and attorneys, admitted to practise in this court, shall take either an oath, or, in proper cases, an affirmation, of the tenor prescribed by the rule of this court on that subject, made in February term 1790.

After qualifying a number of counsellors and attorneys, the court adjourned, *sine die*.

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\*AUGUST TERM, 1791.

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WEST, Plaintiff in error, v. BARNES *et al.*

*Writ of error.*

Writs of error can only issue from the clerk's office of the supreme court.<sup>1</sup>

ON the first day of the term, *Bradford* presented to the court a writ, purporting to be a writ of error, issued out of the office of the clerk of the circuit court for Rhode Island district, directed to that court, and commanding a return of the judgment and proceedings rendered by them in this cause: and thereupon, he moved for a rule, that the defendant rejoin to the errors assigned in this cause.

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<sup>1</sup> The act of 8th May 1792, § 9 (1 U. S. Stat. the supreme court; and this has been incorporated 278), provided, that the clerks of the circuit rated in the Revised Statutes, § 1004. courts might issue writs of error, returnable in