

# Civil Case: Tonnalae vs Ball in Trespass & Ejectment

Name in Record	Reason for Being in Record	Date of Record
Daniel Ball	Claims not guilty of supposed trespass and ejectment	March Term 1848
John Doe	Complaint of Daniel Ball trespassing	
H. Coopers	Attorney for Daniel Ball	
James Nelson	Foreman of jury - find defendant guilty	March 11, 1848
W.A. Bugh	Attorney for Jacob Tonnalae	June 6, 1848
Isaac Blackford	Judge of Indiana Supreme Court	May 25, 1848
Samuel E. Perkins	Judge of Indiana Supreme Court	
Thomas L. Smith	Judge of Indiana Supreme Court	
Indiana Supreme Court	Ordered Daniel Ball vs Jacob Tonnalae dismissed	
Henry P. Coburn	Clerk of Indiana Supreme Court	June 17, 1848
Jacob Tonnalae	Was plaintiff in supreme court matter	
Daniel Ball	Was defendant in supreme court matter	

Daniel Ball  
vs  
John Denise of  
Sash Tonnalae

March Term 1848  
Ejectment

And the said Daniel Ball  
By ~~John~~ Cooper his attorney comes and  
defends the ~~wrong~~ force and injury when &c. And  
lays that he is not guilty of the supposed trespass  
and ejectment above laid to his charge in manner  
and form as the said John Doe hath above thereof  
complained against him and this the said Daniel  
Ball prays may be enquired of by the Country &c

Jd Cooper  
deft atty

the defendant

and assess, damages at six cents against  
~~the defendant~~ March 11 1848

James Selby  
foreman



The State of Indiana  
Supreme Court } May Term A.D. 1848

Thursday May the 25<sup>th</sup> A.D. 1848

Present the Honorable Isaac Blackford  
Samuel E. Perkins } Judges  
Thomas L. Smith }

Daniel Ball

vs

Jacob Tonnalae }

} Appeal from the Adams Circuit Court

On motion of the appellee by his counsel the  
appeal filed herein is ordered to be dismissed at the costs of  
the appellant.

State of Indiana ss

I Henry P. Coburn clerk of said Supreme Court  
do hereby certify that the foregoing is a true & correct copy  
of the order of said Court in the above entitled case.

In testimony whereof I have hereto subscri-  
bed my name & affixed the seal of said Court  
at Indianapolis this 26<sup>th</sup> day of May  
A.D. 1848

H. P. Coburn C.S.C.

2 Doe on the Demise  
of Tammala

Adams Circuit Court  
Indy March Term 1848  
Exhibit.

3  
Daniel Ball

The clerk of the Adams  
Circuit Court will please issue a writ  
of Habeas Facias Papefionem, in the above  
case immediately, returnable according  
to Law

June 6th 1848,

W A Bugh atty  
for Plff.



State of Indiana Adams County p  
To the Sheriff of Adams  
County you are hereby commanded  
to summon Charlotte Roe Michael  
Roe and Joel Roe to each be an appar  
before the Judge of the Court of Common  
Pleas of Adams county to be holden at the  
Court House in said County on Monday  
the 1<sup>st</sup> day of August next then and there  
to answer a petition for partition in said  
Court pending and filed there in by  
John Miller Plaintiff against the said  
Charlotte Roe Michael Roe and Joel  
Roe defendants and have you then &  
then this writ

Witness my hand and the seal of  
said Court this 13<sup>th</sup> day of May  
A.D. 1852 Samuel I Rugg  
Clerk





State of Indiana,

To John Doe & Jacob Donnaloe their

Agents and Attorneys, and to the Sheriff of the  
County of Adams **GREETING:**

Whereas, it was heretofore alleged to \_\_\_\_\_ the  
Supreme Court of said State by counsel on behalf of Daniel Ball

\_\_\_\_\_ that manifest error had inter-  
vened in the judgment and proceedings of the Adams Circuit  
Court at the March Term thereof, A. D. 1848, in a  
certain action of trespass & ejectment wherein the said John Doe  
and Jacob Donnaloe  
was plaintiff, and the said Daniel Ball

\_\_\_\_\_ was defendant, to the great damage of the said  
defendant. And the said Supreme Court having  
examined the record and proceedings in the action aforesaid, and being willing  
that if error, if any there be, should be corrected; you are, therefore, com-  
manded to desist, according to law, from all further proceedings on the judg-  
ment aforesaid, as the same is hereby superceded until the further order of the  
said Supreme Court therein, which you and every one of you will obey at your  
peril.

Witness, HENRY P. COBURN, Clerk of said Su-  
preme Court and the Seal thereof, at Indianapolis,  
this 17<sup>th</sup> day of June  
A. D. eighteen hundred and forty eight  
H. P. Coburn C. S. C.



MEM.

The within writ shall not operate as a supersedeas till bond with security to be approved of by the Clerk of the *Adams* Circuit Court in a sum sufficient to include the debt, damages, and costs, shall have been executed by the plaintiff in error, or on *his* behalf, nor shall it so operate till said Clerk shall endorse hereon that such bond has been executed and approved of as aforesaid.

*H. P. Coburn* C. S. C.

This is an alias Supersedeas in  
place of one supposed to have been  
on *your copy* *but since only the original*  
last. The other dated May 2<sup>nd</sup> 1846  
on which Bond was given according  
to term on the 14<sup>th</sup> of June 1846