



New York State Archives

**Orders of circuit judges on motions for new trials or for
commissions J0175**

New York State Archives
222 Madison Avenue
Albany, NY 12230
archref@nysed.gov
URL: <http://www.archives.nysed.gov/>

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Overview of the Records

Repository:	New York State Archives
Summary:	This series consists mostly of orders of circuit judges granting or denying motions for new trials after hearing arguments on bills of exceptions. Also included are a few orders granting motions to take testimony from out of state material witnesses. Each order lists title of the cause, date and substance of the decision, and the judges' signature. Some decisions are accompanied by affidavits of motions for a commission.
Creator:	New York (State). Supreme Court of Judicature (Utica)
Title:	Orders of circuit judges on motions for new trials or for commissions
Quantity:	0.4 cubic feet
Quantity:	1 box
Inclusive Date:	1834-1847
Series:	J0175

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Scope and Content Note

This series consists mostly of orders of circuit judges granting or denying motions for new trials after hearing arguments on bills of exceptions (in which a defendant alleged error in earlier proceedings). There are also a few orders granting motions that a commission issue to persons out of state to take testimony from material witnesses in a cause.

Each order bears the title of the cause, the date and substance of the decision, and the signature of the judge. Some decisions are accompanied by affidavits of motions for a commission. Very few decisions cite statutes or cases. The orders of the circuit judges were filed by the clerks of the Supreme Court of Judicature. The general duties and powers of circuit judges were stated in legislation of 1829. Their responsibilities were stated to be the same as those of a justice of the Supreme Court in chambers.

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Related Information

Related Material

Series J0128, General Term Minute Books (Utica), contains rules for new trials.

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Use of Records

Access Restrictions

There are no restrictions regarding access to or use of the material.

Administrative Information

Custodial History

The Court of Appeals placed these records on deposit at the Historic Documents Collection, Queens College, from 1973-1982.

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Access Terms

- Adjudicating
- Courts
- Judicial records
- Orders
- New York (State)
- Appellate procedure
- Appellate courts
- Motions (Law)
- New York (State). Court of Appeals
- New York (State). Supreme Court of Judicature

- **New York (State). Circuit Court**