

8821

No. _____

Supreme Court of Illinois

Ryan

vs.

Vanlandingham

71641  7

RYAN,
VS
VAN LANDINGHAM.

} Error to Gallatin.

1. The first replication to the 8th plea is bad.
 - 1st. Because it seek to traverse a negative with a negative. Stephen on P. 387.
1. Chitty's P. 613.
 2. Because it does not show the facts which are supposed to be within plff's knowledge to warrant this suit, and which are not replied specially.
 2. The 2nd Replication to that plea does not show but that there were debts due the Bank that might have been collected, or that the whole amount of the stock notes sued on were necessary to be collected.

The 3rd Rejoinder to this plea, shows that it was not necessary to collect the whole of these notes.

Our practice act allows two Rejoinders by leave of Court, Sec, 14.

WM. H. UNDERWOOD, Atty. for Deft. in Error.

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