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Case No. 15,218.

UNITED STATES V. GLOVER.

{4 Cranch, C. C. 190.}¹

Circuit Court, District of Columbia. Dec. Term, 1831.

PERJURY—PROMISSORY OATH.

A promissory oath cannot be the subject of an indictment for perjury.

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Indictment for perjury, upon the insolvent's oath that he would "deliver up convey, and transfer all his property," &c. but he did not deliver up a promissory note which he had obtained after having made oath to his schedule, and before his oath made before the judge.

THE COURT (MORSELL. Circuit Judge, absent), at the request of Mr. Wallach and Mr. Dandridge, for the defendant, instructed the jury that a promissory oath could not be the subject of a prosecution for perjury.

¹ [Reported by Hon. William Cranch, Chief Judge.]

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