

No. 13339

Supreme Court of Illinois

French

vs.

Chinn et al

State of Illinois Hann Circuit Court
Hann County

Be it Reminded that on the 27th day of October AD 1859 an order was entered upon the records of said Court which is in the words and figures following to Wit:

No 169 John French
Vs Thomas Chinn &
Sallott Chinn } Assumpsset

This day came the said Plaintiff by Sampson & Wilson his attorneys and the said defendants being three times solemnly called came not nor any one for them to defend this suit but they make default herein. It is therefore considered and ordered by the court that said Plaintiff, have judgment by default against the said defendants for his damages herein. And it appearing to the court that this suit is brought upon an instrument of writing for the payment of money only and that the damages of said Plaintiff in this case rest in computation, it is thereupon ordered by the court, that the clerk assess, compute

and report the said damages. Whereupon the Clerk proceeded to make the Assessment and Computation aforesaid, and reported to the Court the Sum of (\$226.20) Two hundred and twenty six & $\frac{20}{100}$ dollars as the amount of the Plaintiff damages herein which assessment and computation upon Examination by the Court appearing to be just and correct, is by the Court approved and allowed. It is therefore considered and ordered by the Court that the said Plaintiff have and recover of the said defendants, the said Sum of (\$226.20) Two hundred and twenty six & 20 dollars being the amount of the damages assessed and computed as aforesaid together with his costs and charges herein expended, and that he have execution therefor against the said defendants.

And afterwards to Wit on the 29th day of October AD 1889. An order was entered upon the records of said Court as follows to Wit:

169 John French
vs
Thomas Chinn & Pallott Chinn } Assumpsit
This day again

came the defendants by their Attorney and
moves the Court for an appeal to the Supreme
court which is allowed by the Court, upon
the defendants entering into Bond in the sum
of Four hundred dollars, with Andrew
Claycomb as their Security, Bond to be paid
in Ten days from the date hereof.

(Copy of Bond)

Know all men by these presents that the
Thomas Chinn, Sabbott Chinn and
Andrew Claycomb are held and firmly
bound unto John French in the penal sum
of Four hundred dollars for the payment
of which well and truly to be made we bind
ourselves, our heirs, executors and administrators
jointly ~~and~~ severally and firmly by these
presents. Witness our hands and Seals this
7th day of November Anno Domini one thou
sand eight hundred and fifty nine.

The condition of the above obligation is
such that Whereas, John French did on the
27th day of October 1859 in the Circuit Court
within and for the County of Warren and
State of Illinois, recover a judgment against
the above bounden Thomas Chinn and

Talbott Chinn for the sum of Two hundred and twenty six & $\frac{20}{100}$ dollars and costs of suit, from which judgment of said Circuit Court, the said Thomas Chinn & Talbott Chinn has prayed for and obtained an appeal to the Supreme Court of said State of Illinois.

Now if the said Thomas Chinn & Talbott Chinn shall duly prosecute their said appeal with effect, and shall moreover pay the amount of the judgment, costs interest and damages, rendered and to be rendered against them in case the said judgment shall be affirmed in the said Supreme Court, then the above obligation to be null and void otherwise to remain in full force and virtue

Talbott Chinn *TS*
Thomas Chinn *TS*
A Claycomb *TS*

Filed November 7th 1859

W. Laferty clk

State of Illinois
Warren County

I Mr. Laferty Clerk of the
Circuit Court in and for said County
do hereby certify that the foregoing is a true
copy of the order and Bond in the foregoing
case as the same appears from the files
and records of my office

In Testimony whereof I have hereunto
set my hand and affixed the Seal
of our said Circuit Court at my
office in Monmouth this 10th day
of April AD 1860

Mr. Laferty Clerk

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John French

vs

Thomas Chimney
Tallott Chimney

Copy of Record & Bond

Filed Apr. 30. 1860

J. Deland
Clk.

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Sec. \$100
Prin.