

13632

No. _____

Supreme Court of Illinois

Cloas

vs.

Jackson

Proceedings of a Circuit Court began and holden at the
Court House in the Town of Jolion in the County of Stark
and State of Illinois on Monday the fiftenth day of
April in the year of our Lord one thousand eight hundred
and sixty one. Present the Honorable Elishu N
Powell Judge of the sixteenth Judicial Circuit of the State
of Illinois presiding - Alexander M' Coy States Attorney -
Elisha Greenfield Sheriff and Patrick M' Blair Clerk

And afterwards, to wit: on the 17th day of April
A.D. 1861 the same being the third day of said Term the following
among other proceedings were had in said Circuit Court, to wit:

Jacob Cloas }
vs } Assumpsit
George S Jackson }

And now on this day comes the Plaintiff
to this suit by Thomas J Henderson ^{his Attorney} and the said Defendant
also appearing by A M' Coy and M' Shallmberger his
Attorneys and the issues being now joined in this Cause
by agreement of the respective parties herein the right
of trial by jury herein is waived and this Cause is
submitted to the Court for trial and the Court having
heard and considered of the evidence herein and
being now fully advised in the premises it is
ordered and considered by the Court that the said
Plaintiff have and recover of and from the said Defendant
the sum of Four hundred and seventy dollars and
sixteen cents for his Damages together with the Costs and
charges by said Plaintiff about this suit in this behalf
expended and that he have execution therefor

And afterwards, to wit on the 18th day of April A.D. 1861 the same being the fourth day of said Term of said Circuit Court the following among other proceedings ~~proceedings~~ were had in said Circuit Court

" Jacob Cloas }
" vs } Assumpsit
" George L Jackson }

" And now on this day comes the said Defendant
" by A McCoy his attorney and moves the Court for a new
" trial herein which motion is overruled by the Court
" and thereupon the said defendant by his attorney prays
" an appeal to the Supreme Court of this State - and
" now it is considered by the Court that the said
" defendant be allowed an Appeal on his giving bond
" in the penal sum of eight hundred dollars with
" James Jackson as his security said bond to be
" filed in twenty days from this date"

And afterwards, to wit, on the said 18th day of April A.D. 1861 the said defendant filed in said Circuit Court his bill of exceptions in said Cause signed and sealed by the judge of said Circuit Court and which said Bill of exceptions is in the words and figures following, to wit;

Bill of exceptions
" Jacob Cloas }
" vs }
" George L Jackson }

In the Circuit Court of
Stark County Illinois
April Term A.D. 1861

" Be it remembered that this case being
" called for trial, Both parties waived a trial by jury
" and submitted the cause for trial to the Court. And

" the Plaintiff in order to support the issues on his part
" ~~offered~~ offered in evidence the following note (Here insert
" the note) The defendant then and there objected to said
" note being read in evidence but the Court overruled said
" objection and permitted said note to be read in evidence,
" to which ruling of the Court the defendant by his Counsel
" then and there excepted. This was all the evidence offered
" in the Cause, The Court then rendered a judgement
" on said evidence in favor of the Plaintiff for Four hundred
" seventy ¹⁰⁰ Dollars + Costs -

" The defendant then made his motion to set aside the
" judgement + for a new trial for the following reasons
" (Here insert reasons) The Court then overruled said
" motion for a new trial and affirmed said judgement,
" The Defendant then prayed his Appeal to the Supreme
" Court of this State, which was granted and that this his
" bill of exceptions may be signed and sealed
" which is accordingly done"

(Signed)

"E. N. Powell (Seal)"

Endorsed

Filed April 18th 1861 P. M. Blair Clk

And afterwards, to wit, on the sixth day of May A.D.
1861 the said defendant in said Cause filed in the office
of the Clerk of said Circuit Court an Appeal Bond
which said Appeal Bond is in the words and figures
following, to wit,

Appeal Bond

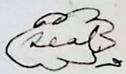
" Know All Men by these presents, that we
" George I Jackson as principal and James Jackson
" as surety are held and firmly bound unto Jacob Claess
" in the penal sum of Eight hundred Dollars lawful
" money of the United States for the payment of which

" will and truly to be made we bind ourselves our heirs Executors
" and administrators jointly and severally by these presents
" Witness our hands and seals this Nineteenth day of April
" A.D. 1861 "

" The Condition of the above obligation is such that whereas
" the said Jacob Blouse at the April Term of the Circuit
" Court of Stark County State of Illinois did recover in said
" Court a judgement against the said George L Jackson
" for the sum of Four hundred seventy ⁴⁰/₁₀₀ Dollars and Costs
" of suit from which said judgement the said George L Jackson
" has prayed his appeal to the Supreme Court of the State
" of Illinois. Now if the said George L Jackson shall
" duly prosecute his said appeal and pay whatever
" judgement, Costs, interest and Damages that may
" be rendered against him on the trial of said appeal
" in case the said judgement shall be affirmed in
" the said Supreme Court then the above obligation
" to be void, otherwise to be and remain in force and
" effect "

(Signed)

George L Jackson 

James Jackson 

State of Illinois }
Stark County } 1861 I Patrick M Blair Clerk of the Circuit
Court in and for said County do hereby certify that the above and
foregoing is a full true and complete Transcript of the Record of a
judgement rendered in said Circuit Court at the April Term thereof
A.D. 1861 And of the subsequent proceedings had thereon in said
Circuit Court and also of the Appeal Bond filed in my office in pursuance of the order of said
Circuit Court, as the same appear from the Record and files of said
Circuit Court.

Witness Patrick M Blair Clerk
of said Circuit Court and the seal thereof
at London in said County this 28th day of April
A.D. 1862. Patrick M Blair Clerk

Clerk Fees For

Transcript of \$1⁵⁰

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Transcript

from

Stark County Circuit Court

Jacob Cloas

vs

George S Jackson

3

May 6th 1862

4/10/16

363 ✓

Filed May 1st 1862

L. Leland
Clerk

1862

470.16
05
\$23,508.00

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