

13863

No. _____

Supreme Court of Illinois

McLead

vs.

Swift et al

United States of America

STATE OF ILLINOIS, COUNTY OF COOK, S. S.

Pleas, before the Honorable George Manion

Judge of the Seventh Judicial Circuit of the State of Illinois, and Sole Presiding Judge of the Circuit Court of Cook County, in the State aforesaid, and at a term thereof begun and held at the Court House in the City of Chicago, in said County, on the

Second Monday, (being the Eleventh day) of January in the year of our Lord one thousand eight hundred and fifty eight and of the Independence of the said United States the Eighth second held pursuant to an order of the said Judge heretofore made entered of record

Present, Honorable George Manion Judge of the 7th Judicial Circuit of the State of Illinois.

Charles Haven States Attorney.

John A. Wilson Sheriff of Cook County.

Attest: W. L. Church Clerk.

Be it remembered that hereofore to wit!
at the January Special Term of said Court
to wit; on the 14th day of January in
the year last aforesaid, the following
among other proceedings, in said Court
were had and entered of Record, to wit!

2197. }
Augustus M^c Leach }
Richard A. Swift, Dymon J. }
Swift & James S. Johnston } Appell.

This day comes the
said Plaintiff, by his Attorney, and the
said Defendants having been, three times
severally, solemnly called in open Court,
come not, nor does any person for them,
but herein they fail to prosecute their
Appeal in this behalf. Therefore on motion
ordered, that the Appeal herein be dis-
missed for want of prosecution, and
affidavit of merits, and that a procedendo
issue to the Court below, therefore it is
considered that said Plaintiff, do have
and recover of said Defendants, his
costs and charge by him in this behalf
expended, and have execution therefor.

And afterward to wit, at the same Term
of said Court last aforesaid, to wit, on the

State of Illinois, }
COUNTY OF COOK. } s. s.



I, WILLIAM L. CHURCH, Clerk of the Circuit Court of Cook County, in the State aforesaid, do hereby certify the above and foregoing, to be a true, perfect and complete copy of Certain Proceedings had and entered of record in a certain cause lately pending in said Court on the Common law side thereof, wherein Myrsters McLeod was Plaintiff and Richard H. Smith & Co were defendants

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the seal of our said Court at Chicago, this 22^d day of April A. D. 1858

Wm L. Church
Clerk.

16th day of January, in the year last
aforesaid the following among other pro-
ceedings in said Court, were read and entered
of Record, to wit:-

Augustus McLead

2197

Richard N. Smith, Susan J.
Smith & James S. Johnston } Appeal.

This day came the
said Defendants, by their Attorney, and
prayed an appeal to the Supreme Court
of the State of Illinois, which is allowed
upon condition, that they do forthwith
execute and file their Appeal Bond in
the penal sum of Three Hundred Dollars
with Van N. Higgins as surety, conditioned
according to law, which is done.

331
Augustus M. Lead
Richard H. Swift Esq

Certificate

13863

Filed May 6, 1858
L. Belmont
B. H.

King 331

no. to docket app.

Marsh King off. Alt
Dec 1, 58

United States of America }
STATE OF ILLINOIS, COUNTY OF COOK, S. S. }

Pleas, before the Honorable George M. Mason

Judge of the Seventh Judicial Circuit of the State of Illinois, and Sole Presiding
Judge of the Circuit Court of Cook County, in the State aforesaid, and at a ^{special} term thereof
begun and held at the Court House in the City of Chicago, in said County, on the

Second Monday, (being the Eleventh day) of
January in the year of our Lord one thousand eight hundred and
fifty eight and of the Independence of the said United States the

Eighty Second, held pursuant to an order of the Judge thereof, but
such sentence of record

Present, Honorable George M. Mason Judge of the 7th Judicial
Circuit of the State of Illinois.

Charles Brown States Attorney.

John L. Wilson Sheriff of Cook County.

Attest: W. L. Church Clerk.

Be it remembered that heretofore, to wit,
at the January Special Term, of said
Court, to wit, on the 14th day of January
in the year last aforesaid, the following
among other proceedings, in said Court
were had and entered of Record, to wit:

Augustus W^c Lead

2198

Richard L. Swift, Syman J.

Swift James S. Johnston

} Appeal

This day comes the
said Plaintiff by his attorney, and the said
Defendants having been three times severally
solemnly called in open Court, come not,
nor does any person for them, but herein they
fail to prosecute their appeal, in this behalf.
Therefore on motion, ordered that the Appeal
herein be dismissed for want of prosecution,
and Affidavit of merit, and that a procedendo
issue to the Court below. Therefore it is
considered that said Plaintiff, do have and
recover of said Defendants, his costs and charges
by him in this behalf expended and have
execution therefor.

And afterwards to wit, at the same Term of
said Court, last aforesaid, to wit, on the
16th day of January in the year last

State of Illinois, }
COUNTY OF COOK. } S. S.



I, WILLIAM L. CHURCH, Clerk of the Circuit Court of Cook County, in the State aforesaid, do hereby certify the above and foregoing, to be a true, perfect and complete copy of Certain proceedings had and entered of record in a certain cause lately pending in said Court on the Common law side thereof, wherein Augustus M Lead was Plaintiff and Richard H Swift Etal Impl was defendant.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the seal of our said Court at Chicago, this 22^d day of April A. D. 1858

Wm L Church

Clerk.

aforesaid, the following Among other
proceedings in said Court, were had and
entered of Record, to wit

Augustus McLeod

2198

Richard H. Swift, Syman J.
Swift + James S. Johnston,

} Appeal.

This day come the
said Defendants by their Attorney, and
pray an appeal to the Supreme Court
of the State of Illinois, which is allowed
upon condition, that they do forthwith
execute and file their Appeal Bond
in the penal sum of Three Hundred
Dollars, with Sam H. Higgins as surety.
Conditioned according to law, which is
done.

⁹³⁷
Augustus M Lead

¹²

Richard N. Swift, Etal

Certificate

Filed May 6, 1858
L. Leland
Clerk

Marsh King off atty

Five \$1.⁰⁰