

13790

No. \_\_\_\_\_

# Supreme Court of Illinois

Stocks

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vs.

Grants et al

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71641  7

# UNITED STATES OF AMERICA,

STATE OF ILLINOIS, COUNTY OF COOK, SS.

George Warner Judge of the Seventh  
 Pleas, before the Honorable George Warner 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 7th  
Monday, (being the Twenty-First day) of February  
 in the year of our Lord one thousand eight hundred and fifty-nine  
 and of the Independence of the said United States the Eighty-Ninth

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

Louis Raven States Attorney.

John Gray Sheriff of Cook County.

Attest, William Church Clerk.

Be it remembered, that heretofore

to-wit: at the February Term of said Court, to-wit,  
 on the 9th day of March in the year last aforesaid  
 the following, among other proceedings were had and  
 Entered of Record, to-wit:

" William blocks

Appeal

Michael Grants, George  
 A. Johnson, and W.B.

~~Harrison~~ impleaded with  
~~Paul Cole~~ <sup>impleaded with</sup> William Dooly

This day comes the said plain  
 tiff by his Attorneys and the said defendants  
 impleaded as aforesaid by their Attorneys also come and  
 issue being joined herein it is ordered that a jury come  
 Whereupon come the jurors of a jury, of good and  
 lawful men to-wit, N. S. Curtis, E. E. Pratt

10761

B. Porter, A. Van Gordon, M. N. Kimball, George Cole  
 b. Barker, W. Hough, b. A. Shepard, R. F. Davis &  
 O. Wood and O. D. Bailey - who being duly elected  
 and sworn, well and truly to try the issues joined  
 aforesaid, and a true verdict render according to the  
 law and the evidence, and after hearing the evidence  
 as well on the part of the said plaintiff as of the said  
 defendants impleaded as aforesaid, the arguments  
 of counsel and instructions from the court, retire  
 to consider of their verdict under the charge of a sworn  
 officer of the court, and afterwards come into Court  
 and say " We the jury find the defendants guilty  
 and assess said plaintiffs damages at Fifty Dollars  
 Whereupon the said defendants in  
 pleaded as aforesaid, by their counsel, move the court for  
 a new trial of said cause

And afterwards, to-wit: at the  
 November Term of said court, to-wit: on the 21. day of  
 November, in the year last aforesaid, the following, among  
 other proceedings, were had and entered of record, to-wit:  
 " William blocks

10761

Michael Grants, George  
 A. Johnson & B. Harrison  
 and court fees, impleaded  
 with William Dooley

Appeal

This day come as well the said

Plaintiff by Brown and Runyan his Attorneys as the said  
 defendants by their Attorneys, and the Court having heard  
 Counsel on the motion of the defendants heretofore Entered  
 for a new trial of said Cause as well in support thereof  
 as in opposition thereto, and being fully advised of and  
 concerning the premises, now orders that said motion be  
 overruled upon Condition that the plaintiff remit to  
 defendant the sum of Twenty five dollars from the  
 verdict of the jury herein; <sup>Consents -</sup> Whereupon said plain-  
 tiff in open Court remits to the defendants the said  
 sum of Twenty five dollars -

Therefore it is considered by  
 the Court that the said plaintiff do have and recover  
 of the said defendants impleaded as aforesaid his  
 damages of Fifty dollars in form aforesaid by the  
 jury aforesaid assessed, less the said sum of Twenty  
 five dollars so as aforesaid remitted by the plaintiff  
 together with his Cost and Charges by him about his  
 suit in this behalf Expended, and have Execution  
 therefor

And afterwards, to-wit: at the  
 same Term of said Court, to-wit: on the 3<sup>d</sup> day of  
 December in the year last aforesaid, the following  
 proceedings, among others were had and Entered of  
 Record to-wit:

11261 - William Stocks v. Michael Grants  
 George A. Johnson, H. B. Barison, & Carl Eller  
 impleaded with William Wooley - Appeal

This day come the said defendants by their Counsel, and pray an appeal to the Supreme Court of the State of Illinois, which is granted by the Court upon condition that the defendants shall within fifteen days from this date Execute and file with the Clerk of this Court their appeal Bond herein in the penal sum of \$1000 hundred and fifty dollars, conditioned according to law, with Surety thereon. And on motion it is ordered that defendants have fifteen days to prepare and file their Bill of Exceptions herein.

And of Records to-wit: on the 13<sup>th</sup> day of December in the year last aforesaid, there was filed in the Office of the Clerk of the Court aforesaid, a certain Appeal Bond, in the words and figures following, to-wit:

Know All men by these presents that we Michael Grant, George A Johnson, M.B. Hawwin, Carl Eller, Thomas B Bridges & B Born of the County of Cook in the State of Illinois, are held and firmly bound unto William Stokes in the penal sum of \$1000 hundred and fifty dollars lawful money of the United States, for the payment of which well and truly to be made, we bind ourselves, our heirs, Executors and administrators, jointly severally and firmly by these presents, Witness our hands

and seals, this 10<sup>th</sup> day of December A.D. 1859.

The condition of the above obligation is such, that whereas the said William Stokes did on the 27<sup>th</sup> day of November 1859 in the Court County Circuit Court, at the November Term thereof A.D. 1859 recover a judgment against the above bounden Michael Grants-George A Johnson, M.B. Harrison and Carl Erler impleaded with William Druley for the sum of Twenty five dollars; from which judgment the said Michael Grants-George A Johnson, M.B. Harrison and Carl Erler have prayed an appeal to the Supreme Court of the State of Illinois; Now if the said Michael Grants-George A Johnson, M.B. Harrison and Carl Erler, shall prosecute their appeal with effect and shall pay whatever judgment may be rendered by the said Supreme Court upon dismissal or otherwise then the above obligation to be void. Otherwise to remain in full force and effect and virtue

Carl Erler	Seal
G. A Johnson	Seal
M.B. Harrison	Seal
Michael Grants	Seal
M.B. Bridge	Seal
B. Born	Seal

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 the Judgment, Order overruling Mr. Fox's motion, and order granting appeal <sup>and appeal bond</sup> in a certain cause lately pending in said Court on the Common Law side thereof, wherein

William Stokes was Plaintiff and Michael Grant was impleaded vs Defendant.

In Witness Whereof, I have hereunto set my hand, and affixed the Seal of said Court at Chicago, this 10th day of May A. D. 1860

Wm L Church Clerk.



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Michael Guntz

George A. Johnson

N. B. Harrison &

Carl Eder

impeached with

William Dooley

Appellants \$2500

vs  
William Stocks

Appellee

Filed May 8, 1860  
L. Leland  
Clerk

2500	2500
<del>50</del>	10
1250	240

13790



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