

12156

No. _____

Supreme Court of Illinois

McDowell

vs.

Frakes, et al

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State of Illinois
Livingston County } ss, Pleas before the Honorable
Edwin J. Iceland presiding Judge of the
Ninth Judicial District of the State
of Illinois at a Circuit Court, comm-
enced and held in and for the County
of Livingston, at the Court house in
Pontiac in said County on Monday
the 12th day of September in the year
of our Lord one thousand Eight hundred
and fifty three

Present, The Hon. Edwin J. Iceland, Presiding Judge,
Geo. W. Boyer, Clerk,
Jeremiah Mathis, Sheriff,
Burton C. Moore, State Atty pro tem

Be it remembered, that on the 12th day of
September A. D. 1853, at the aforesaid term of said
Court, certain proceedings were had in a certain
cause, to wit:

Isaac P. McDowell

v

Laban Frakes &

Jesse Titus, appellants

Appeal

This day came the parties by
their attorneys a jury being waived and the parties
submitted this cause to the Court for trial, upon issue
being joined on a plea in abatement, upon affidavit
being made by defendants, that defendants promised
jointly with one Woodford G. McDowell as School
director of School District No. 2, and after hearing
the evidence and the Court being fully advised in
the premises, the Court find for the plaintiff, It
is therefore ordered by the Court that the plaintiff
recover of and from the defendants a judgment for

the sum of Twenty five dollars debt, and also costs
of suit in this behalf expended, and it is further
ordered by the Court that the plaintiff have execution
therefor, whereupon the defendants by their Attorney
prayed for an appeal to the Supreme Court,
which is granted by the Court, on defendants enter-
ing into bond in the penal sum of One hundred
and fifty dollars, in sixty days with Austin
Hunslee as security.

State of Illinois }
Livingston County } S

I, Geo. W. Boyer Clerk of the
Circuit Court in said County in the State aforesaid
do hereby certify that the foregoing is a true copy
from the Records in my office

In Witness whereof I hereunto set my
hand & affix the seal of said Circuit
Court at Pontiac this 17th day of
June A. D. 1854

Geo. W. Boyer
Clerk



Know all Men by these presents that We Laban Frakes and Jesse Titus as principals and Austin Henslee as surety are held and firmly bound unto Isaac P. McDowell in the penal sum of one hundred & 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 15th day of September A. D. 1853

The condition of this obligation is such that Whereas the said Isaac P. McDowell did on the 13th day of September A. D. 1853 recover a Judgment in the Circuit Court of Livingston County State of Illinois, against the said Laban Frakes and Jesse Titus for the sum of twenty five dollars debt and the costs of suit, and whereas said Laban Frakes & Jesse Titus have prayed for and obtained an appeal from said Judgment to the Supreme Court of said State Now if the said Laban Frakes & Jesse Titus shall prosecute their said appeal with effect & without delay and shall pay the said judgment and all the costs together with the interest that has or may accrue on the same with all such damages as may be adjudged against them then this obligation to be void otherwise in force

State of Illinois }
Livingston County }

Jesse Titus Seal
Laban Frakes Seal
Austin Henslee Seal

I, Geo. W. Boyer Clerk of the Circuit Court in and for said County do hereby certify that the foregoing is a true copy of a bond filed in my office on the 15th October 1853 in a suit of Isaac P. McDowell vs Laban Frakes & Jesse Titus

In witness whereof I hereunto set my hand and affix the seal of said Circuit Court this 7th day of July A. D. 1854 Geo. W. Boyer Clerk

Isaac P. McDowell

Laban Trakes
Jesse Titus

Copy of Bond



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Isaac P. McDowell

v

Laban Fraakes vs
Jesse Titus

Copy of Record

Transcript from
Essex County

Filed July 13. 1854.
L. A. Clerk.

1854

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