

14506

No. _____

Supreme Court of Illinois

Marks

vs.

Diversey

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UNITED STATES OF AMERICA,
STATE OF ILLINOIS, COUNTY OF COOK, SS.

Plas, before the Honorable, the Judges of the Superior Court of Chicago, within and for the County of Cook and State of Illinois, at a regular Term of said Superior Court of Chicago, begun and holden at the Court House, in the City of Chicago, in said County and State, on the first Monday, being the Seventeenth day of April in the year of our Lord One Thousand Eight Hundred and Sixty two and of the Independence of the United States of America the Eighty Sixth

Present, The Honorable John M. Wilson Chief Justice of the }
Superior Court of Chicago. }

Wm H. Higgins }
Emat Fordrich } Judges.

Charles Haren Prosecuting Attorney.

Anthony C. Hering Sheriff of Cook County.

Attest, Thomas B. Carter Clerk.

Be It remembered that heretofore to wit on the
Seventeenth day of April in the year of our Lord One
Thousand Eight Hundred and Sixty two said
day being one of the days of the said April Term
of said Superior Court of Chicago the following
Amongst other proceedings were read and entered
of record in said Court, to wit.

Joseph H. Hanks

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Stumpick

Michael D. Dwyer.

This cause being this day called for trial comes
said Plaintiff by J. W. Howe & W. W. Russell his attorneys
and said defendant by Scates M. Allister & W. H.
his attorneys all come, and upon agreement of the
parties made and here in open court this cause
is submitted to the Court for trial upon the issues
joined herein without intervention of a jury and the
Court now here after hearing evidence and arguments
of counsel, and being fully advised in the premises
finds issue for said Plaintiff and awards his
damages herein against said defendant to the
sum of One thousand One hundred and twenty dollars.

Therefore it is considered that said Plaintiff
shall and recover of and from said defendant
\$1120.00 his damages of one thousand One hundred and
twenty dollars in sum as aforesaid by the Court
here found and awarded and also his costs
and charges in this behalf expended and there
payment therefor.

And therefore said defendant by his Counsel
pleads and enters his exceptions herein and it
is ordered that defendant do and is hereby allowed
twenty days time from this day in which to
file his bill of exceptions.

And afterwards took on the twenty fifth day of April A D 1862, said day being one of the days of the April Term of said Court, the following amongst other proceedings were had and entered of record to wit

Joseph H. Wells

or

Appointed

Michael Diversey

This day came said Defendant and made an appeal herein from the judgement of this Court to the Supreme Court of the State of Illinois which is allowed to him upon filing his appeal bond in penalty of Eight hundred Dollars with William Lill as security,

And afterwards took on the said twenty fifth day of April A D 1862 said day being one of the days of the April Term of said Court the said Defendant Michael O Diversey filed his certain appeal bond with William Lill as security which appeal bond is in the words and figures following to wit,

Know all men by these Presents That we Michael Diversey and William Lill of the City of Chicago in the County of Cook and State of Illinois are held and firmly bound unto Joseph H. Wells

is the legal sum of fifteen Hundred Dollars
lawful money of the United States to 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 the
25th day of April A.D. 1862.

The Condition of the above obligation is such
that whereas at the April Term A.D. 1862
of the Superior Court of Chicago in the County
of Cook and State of Illinois to wit on the
16th day of April A.D. 1862, that being one of
the days of the said April Term of said Court
after said the said Court took by the
consideration of said Court received a judgment
therein against the said above bounden Michael
Dewey for the sum of Eleven Hundred and twenty
Dollars damages and costs of suit for
which said judgment the said Michael Dewey
has prayed an appeal to the Supreme Court
of the State of Illinois.

Now if the said Michael Dewey shall duly
prosecute his said appeal and shall well and
truly pay or cause to be paid the judgment costs
interest and damages in and to the said judgment
shall be affirmed and by the said Supreme Court then
his obligation to the said Michael Dewey in full paid
within,

M. D. Dwyer
William L. Lill

Seal
Seal

State of Illinois Cook County to
Thomas B. Carter Clerk of the said Superior Court of Chicago
in said County of Cook do hereby certify that
the within and foregoing is a true full & correct
Transcript of a certain order of judgment order
allowing appeal and appeal bond in the cause
of John D. Phillips vs. Michael Dwyer
was Plaintiff and Michael Dwyer was Defendant
as appears to me of record.



In Testimony Whereof I have
hereunto set my hand & affixed
the seal of said Superior Court
of Chicago at Chicago this 29th
day of April A.D. 1863
Thomas B. Carter Clerk

259

259

Joseph Manks

of

Michael Mervin

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Filed May 2. 1863.
S. L. M.
Ch.