

14050

No. _____

Supreme Court of Illinois

Waldo et al

vs.

Williams

71641  7

Know all Men by these Presents, That we, James E. Malco and John P. Wilkinson

are held and firmly bound unto Richard S. Williams

in the penal sum of fifteen hundred dollars

for the payment of which, well and truly to be made, we bind ourselves our heirs, executors, jointly, severally and firmly by these presents: Witness our hands and seals, this day of

A. D. 1840

The condition of the above obligation is such, that whereas Richard S. Williams

did, on the sixteenth day of November 1840, in the Circuit Court, within and for the County of Morgan, and State of Illinois,

obtain a final decree against the above bounden James E. Malco, Daniel Malco & others

for the sum of acertain- ing that the sum of one thousand & seventy one dollars & 40c was due on the mortgage in the Chancery suit aforesaid - and ordering the property aforesaid to be sold to satisfy & pay said sum of money

and costs of suit, from which judgment of said Circuit Court, the said D. Lockwood one of the Justices of the Supreme Court of Illinois

has directed the Clerk of the Supreme Court to make the writ of Error to be issued in this cause a supersedeas - upon the plain- tiff in error, order of the court entering into bond in the penalty of \$1500 - has prayed for and obtained an appeal to the Supreme Court of said State

Now if the said James E. Malco

shall duly prosecute said writ of error said appeal with effect, and shall moreover perform the duties in said cause to be made & made - of the judgment, costs, interest, and damages, rendered and to be rendered against or made & made - in case the said judgment shall be affirmed in the said

Supreme Court, then the above obligation to be null and void, otherwise to remain in full force and virtue.

Witness
J. P. Wilkinson

James E. Malco
By his atty in fact
J. P. Wilkinson



Jas. E. Waldo &
J. P. Wilkinson

Esq. Superior
Board

Richard S. Williams
" "

Filed May 21. 1840
Jm Duncan

14050

The Clerk of the Supreme Court will issue a
subpoena in this case for the witness directed
to the Sheriff of Macoupin Co. Carlinville
Oct 24th 1840

Hardin for p^{ty} in error

State of Illinois, sct.

The People of the State of Illinois,

To the Clerk of the Circuit Court for the County of Morgan

GREETING:

BECAUSE in the record and proceedings, as also in the rendition of the judgment of a plea which was in the Circuit Court of Morgan county, before the Judge thereof, between

Richard Williams

plaintiff and James E. Maldo

and others defendant it is said manifest error hath intervened to the injury of the aforesaid Defendants as we are informed by this complaint, and we being willing that error (if any there be) should be corrected in due form and manner, and that justice be done to the parties aforesaid, command you that if judgment thereof be given, you distinctly and openly without delay, send to our Justices of our Supreme Court the record and proceedings of the plaint aforesaid, with all things touching the same, under your seal,

men

so that we may have the same before our Justices aforesaid at ^{Springfield} ~~Keokuk~~ in the county of Sangamon, on the First Monday in June next, that the record and proceedings, being inspected, we may cause to be done therein, to correct the error, what of right ought to be done according to law.

Witness, the Hon. William Wilson, Chief Justice of our said Court, and the seal thereof at ^{Springfield} ~~Keokuk~~, this 21st day of May in the year of our Lord one thousand eight hundred and forty

J. M. Duncan Clerk
per J. A. Marking S. C.

By order of Samuel Lockwood one of the Justices of the
Supreme Court this writ is to execute as a subpoena and
as such is to be obeyed by all concerned

J. M. Duncan

James S. Haddock

Wm. Grant Snow

Richard A. Williams

Filed May 21. 1840

J. M. Duncan

per J. H. McHenry