

14340

No. _____

Supreme Court of Illinois

Lewis.

vs.

Lindley.

STATE OF ILLINOIS,

SUPREME COURT.

Third Grand Division

14340

No. 10.

338 150

338

*James
Lindley*

1862

*James
Lindley*

Ottawa April 25/62

Mr A Turrey Esq

Dear Sir

I wrote to you
some days since requesting you to
send up the papers in the case of
a motion made in the Supreme Court
at Springfield to amend an execu-
-tion issued on a judgment in favor
of Mr Donoghue vs Drisdley et al
which motion last winter was ord-
-ered to be sent to this court to be
heard at this term

On my arrival here on Tuesday
the Clerk informed me that the
papers had not arrived. The Clerk
also informed me that you had
written to him that you expected to
be here this term and that you
would probably bring the papers up
with you. I wish you would
send them up immediately.

So that they will reach here by
Tuesday next if possible and
oblige

Yours truly

E. N. Powell

By way of Solist

William A. Turney
Clerk of Supreme Court
Springfield
Illinois

State of Illinois } In Supreme Court 2nd
Pavia County } Grand Division January
Term AD 1862

This day personally appeared before me the undersigned a Notary Public within and for the city & County of Pavia and State of Illinois Ebenezer Powell who being duly sworn deposes and says that at the December Term of the Supreme Court of the State of Illinois AD 1837 one William Dougherty received a judgment in said Court against Oliver Sindley and Maria P. Drottelle for the sum of \$244.10. That execution was duly issued on said judgment on or about the 20th day of December AD 1837 which was duly returned and satisfied. Affiant further states that some time in the year AD 1839 as affiant is informed the said William Dougherty departed this life and subsequent to his death one Thomas Lewis was appointed administrator of said William Dougherty and in pursuance of the Statute in such case made and provided did said Thomas Lewis as such administrator do cause the letters of administration so issued to him to be recorded in the said Supreme Court. And that afterwards to wit on the 8th day of July AD 1843 an execution was issued upon said

judgment directed to the Sheriff of
Bureau County to execute, and which
execution was duly delivered to the
Sheriff of Bureau County, and the Sheriff
of said County by virtue of said execu-
tion levied upon ^{the} lands described
in his return on said execution which
return is here referred to for greater
certainty. Affiant further states that
in executing the said execution the clerk
made a mistake, and described the
judgment incorrectly and made a
variance between the amount of said
judgment and the amount stated in
the said execution, that said execution
was really issued upon the said judgment.

Affiant further states that the
lands levied upon and sold by virtue
of said execution were levied upon
and sold as the property of said
Oliver Lindley and that the legal title
to said lands was in said Oliver Lindley
at the time of the rendition of the said
judgment and that said judgment
became a lien upon said lands
before said Oliver Lindley parted with
his interest in said lands.

Affiant further states that the
said Irvin Postelle has long since
departed this life but at the time of

The long and sale of said lands
The said Oliver B. Doolittle nor his
heirs had no interest in the said lands.

Affiant further states that
the said Oliver Doolittle sometime
after the said judgment became a
lien upon the said lands sold the
same ~~by~~ to one John Loo-
-ley who in like manner sold and
~~conveyed~~ ^{conveyed} the said lands to one
James Barber. Affiant further states

that said Oliver Doolittle as affiant
has been informed has left the state
of Illinois but where affiant is not
advised. Affiant further states that
he has been informed that one William
W. Wheaton claims title to the
lands sold on said 24th Decr under
mesne conveyances from said Oliver
Doolittle or that he represents those who
do claim title under mesne conveyances
from said Oliver Doolittle and that
affiant caused a notice of the motion
to be duly served upon said William
W. Wheaton as will more fully appear by
a copy of such notice filed herewith.

Subscribed & sworn to E. A. Powell
before me this 3rd day of
January A.D. 1861. As witness my hand and
seal Notarial the day and year last aforesaid.
J. Amory Notary Public



Thomas Lewis
Administrator of
William Douglas

vs
Mary Lindley et al
affidavit



Jed Lawson
Wm King
et al

Thomas Lawrence
 Administrator of
 William Doughty
 vs

Oliver Lander
 vs
 Anna B. Doolittle

Police Affidavit
 and Proof
 In Supreme Court

Subscribed —
 Henry J. 1861

This case to be subd.
 into 119
 119

State of Illinois

Benue County

Richard C. Master James G. Forrester & Richard C. Master Executors

Whereas by writen of a writ of Execution to me directed issued out of the Supreme Court of the State of Illinois bearing date the eighth day of July AD 1843 commanding me to levy the amount therein specified of the goods and chattels lands and tenements of Oliver Lindley and Irvin B. Footittle the defendant in Execution to satisfy Thomas Lewis administrator of the estate of William Daugherty Receiver the amount of his judgment therein described. I have seized and taken in Execution the following described property of the said Oliver Lindley to wit

									Acres
The SW 1/4 of section 34	34	18	10	10	10	10	10	10	160.
SW 1/4	27	18	10	10	10	10	10	10	160.
W 1/2 SW 1/4	26	18	10	10	10	10	10	10	80.
SW 1/4	35	18	10	10	10	10	10	10	80.
SW 1/4	35	18	10	10	10	10	10	10	160.
W 1/2 NW 1/4	2	17	10	10	10	10	10	10	80.13
N 1/2	4	17	10	10	10	10	10	10	159.22
E 1/2 NW 1/4	4	17	10	10	10	10	10	10	79.20
E 1/2 SW 1/4	5	17	10	10	10	10	10	10	80.00

Now therefore according to the statute in such cases made and provided I do hereby call and appoint you the said Richard C. Master James G. Forrester & Richard C. Master an inquest and do require of you oath forthwith to view estimate and appraise the reasonable and fair valuation of said property in ordinary times and return to me your doings under your hands and seals Given under my hand and seal this 25th day of August AD 1843

Seal Steph Smith Sheriff of Benue County

Personally appeared before me Stephen Smith Sheriff of the County of
 Breckenridge the above named Richard C. Masters James G. Forrester &
 Robert C. Masters appraisers aforesaid who were severally sworn according
 to law to well and truly value and appraise all such property by me
 pointed out and discharge the duties of said appointment. Given under
 my hand and seal this 25th day of August AD 1843

(Seal) Stephen Smith Sheriff of
 Breckenridge County, Mo.

To Stephen Smith Sheriff

of Breckenridge County, Mo. In pursuance of the foregoing appointment we
 have proceeded upon actual view of the property by you taken in
 Execution as the property of Oliver Lindley at the suit of Thomas
 Lewis Administrator of William Daugherty deceased that is to say The

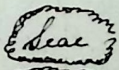
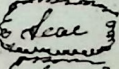
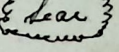
SW ¹ / ₄ Section 34 Town 18 North Range 10 East of 4 th p th M th Cont ^y 160.						
N ¹ / ₂ W ¹ / ₄	"	34	"	18	"	160.
S W ¹ / ₄	"	27	"	18	"	160.
W ¹ / ₂ S W ¹ / ₄	"	26	"	18	"	80.
W ¹ / ₂ N W ¹ / ₄	"	35	"	18	"	80.
S W ¹ / ₄	"	35	"	18	"	160.
W ¹ / ₂ N W ¹ / ₄	"	2	"	17	"	80.13
N E ¹ / ₄	"	4	"	17	"	159.22
E ¹ / ₂ N W ¹ / ₄	"	4	"	17	"	79.20
E ¹ / ₂ S W ¹ / ₄	"	5	"	17	"	80.00

and have proceeded upon actual view of said lands and premises
 to estimate the fair and reasonable value thereof in ordinary
 times to wit

The SW ¹ / ₄ S ¹ / ₄ 34 T 18 R 10 E of 4 th p th M th	160.00	as the sum of	\$ 325.00
N ¹ / ₂ W ¹ / ₄ " 34 " 18 " " 10 " "	160.00	"	200.00
S W ¹ / ₄ " 27 " 18 " " 10 " "	160.00	"	475

W ¹ / ₂ S W ¹ / ₂	"	26	"	18	"	10	"	"	80.00	"	"	500.
W ¹ / ₂ N W ¹ / ₂	"	35	"	18	"	10	"	"	80.00	"	-	200.
S W ¹ / ₂	"	35	"	18	"	10	"	"	180.00	"	"	425.
W ¹ / ₂ N W ¹ / ₂	"	2	"	17	"	10	"	"	80.13	"	"	100.
N E ¹ / ₄	"	4	"	17	"	10	"	"	159.22	"	"	300.
E ¹ / ₂ N W ¹ / ₂	"	4	"	17	"	10	"	"	79.20	"	"	150.
E ¹ / ₂ S W ¹ / ₂	"	5	"	17	"	10	"	"	80.00	"	"	450.

Given under our hands and seals this 25th day of August AD 1843

Richard C. Masters 
 James C. Lorrissall 
 Robert C. Masters 

Received this writ of habeas corpus the 29th day of July A.D. 1843, and by
virtue of the command therein, I did on the same day to wit: the 29th day
of July A.D. 1843 proceed to lay upon the following described real
estate to wit: (The South west quarter of section thirty four (34) containing
160. acres more or less. North west quarter of section thirty four (34) con-
-taining 160 acres more or less. South west quarter of section twenty-
-seven (27) containing 160. acres more or less The three above described lots
are in Township Number Eighteen (18) North of base line Range N^o.
Ten⁽¹⁰⁾ East of the fourth principal Meridian Also the west half of the
North west quarter of section two (2) containing 80^{7/100} acres more or less
North East of quarter of section four (4) containing 159^{29/100} acres more or less
- East half of North west quarter of section four (4) containing 79^{29/100} acres more
or less and East half of South west quarter of section five (5) containing
80. acres more or less, the four last described tracts are in Township N^o. seven-
-teen (17) North of base line Range N^o. Ten (10) East of the fourth principal Meridian
And all of the above mentioned tracts are situated in Bureau County (Illinois)
as the property of the said Oliver Lindley one of the defendants named in this
writ. And afterwards to wit, on the twentieth day of August A.D. 1843.
I proceeded to the premises aforesaid and did appoint there and then as
appraisers Richard C. Martin on the part of the defendant who was absent. and
James G. Forrestell on the part of Sheriff and Robert C. Martin on the
part of the plaintiff all of them being freeholders of said county
of Bureau. who were sworn by me to well and truly without partiality
or prejudice appraise said real estate and make return according to law
Which said appraisement of said appraisers, and their return of the value
of the premises is hereto attached and made part of this my return -
And having duly advertised said lands for sale by posting up advertise-
-ments of the time and place of sale, in three of the most publick places

in said County of Bureau for the space of twenty days previous to day of sale. And in pursuance of said advertisement I proceeded to offer said lands for sale at public vendue at the door of the Sheriff's office in Princeton in said County of Bureau on the twenty-sixth day of August A.D. 1845 - between the hours of nine o'clock A.M. and six o'clock P.M. of said day to the highest and best bidder for ready money. And that William B. Doolittle being the highest and best bidder became the purchaser thereof for the sum of three hundred dollars for the first tract mentioned - And the sum of two hundred dollars for the second tract mentioned. And the sum of four hundred dollars for the third tract mentioned. And the sum of seventy-five dollars for the fourth tract mentioned. And the sum of two hundred dollars for the fifth tract mentioned. And the sum of one hundred dollars for the sixth tract mentioned - And the sum of three hundred dollars for the seventh and last tract mentioned in all the sum of one thousand five hundred and seventy-five dollars, and that being more than two thirds of the appraised value the said real estate was then and there sold and struck off to him at that price and have executed a certificate of purchase to the said William B. Doolittle for the above described tracts this 26th day of August A.D. 1845

Sheriff's fees -

⁶⁵
50

Stephen Smith Sheriff of
The County of Bureau Illinois

Appraising property for sale -	25
12 miles travel to view appraisals -	75
Summing up appraisals - 25 each -	75
Securing law to view property -	18
Making certificate of purchase -	25
Commission on \$1575 -	\$246.37
	<hr/> 47.05
Appraisals fee -	1.50
	<hr/> \$48.55

State of Illinois

Bureau County

To Richard C. Master, James G. Farwell & Robert C. Masten Justices

Whereas by virtue of a certain writ of Execution to me directed Issued out of the Supreme Court of the State of Illinois Dated at Springfield the eighth day July A.D. 1843. Commanding me to levy the amount therein specified of the goods and chattels lands and tenements of Oliver Lindsey and Irwin B. Doolittle. ~~the~~ the Defendants in Execution to satisfy Thomas Lewis Administrator of the Estate of William Daugherty, and Plaintiff in said Execution ~~to satisfy~~ the amount of his judgment therein described. I have levied upon and taken in Execution the following described lands as the property of the said Oliver Lindsey to wit: The W^{1/2} of S W^{1/4} of Section 26 = The W^{1/2} of N W^{1/4} of section 35 = The E^{1/2} of N E^{1/4} of section 34 = The W^{1/2} of S W^{1/4} of section 35 = The E^{1/2} of S W^{1/4} of section 35 = The above described five tracts are in Township Eighteen (18) North of base line Range No. Ten (10) East of the fourth principal Meridian - The E^{1/2} of N E^{1/4} of section 7 = The W^{1/2} of S W^{1/4} of section 5 = The N W^{1/4} of S E^{1/4} of section 7 = The three last described tracts are in Town Seventeen North of base line Range No. Ten East of the fourth principal Meridian and all the above described lands are situated in Bureau County Illinois - Now therefore according to the Statute in such case made and provided I do hereby call and appoint you the said Richard C. Master, James G. Farwell and Robert C. Masten an Inquest and do require of you on oath forthwith to view estimate and appraise the reasonable and fair valuation thereof in ordinary times and return to me your doings under your hands and seals

Given under my hand and seal this 18th day of Sept: A.D. 1843

Stephen Smith Sheriff Bureau County Illinois

Personally appeared before me Stephen Smith Sheriff of Bureau County
 Ill. the above ~~named~~ named Richard C. Martin James G. Forcett and
 Robert C. Martin appraisers aforesaid who were sworn by me according
 to law to well and truly value and appraise said property by me pointed
 out and discharge the duties of said appointment

Given under my hand and seal this 16th day of Sept^r 1843.

Stephen Smith Sheriff Bureau Co. Ill.

To Stephen Smith Sheriff

Bureau County Illinois } In pursuance of the foregoing appointment we
 have proceeded upon actual view of the premises by you taken in Execution as the
 property of Oliver Lindley at the suit of ^{Thomas Lewis Administrator of} William Daugherty deceased. That
 is to say, The W^{1/2} of SW^{1/4} of S²⁶ = The W^{1/2} of NW^{1/4} of S²⁶ = The E^{1/2} of SW^{1/4}
 of S³⁵ = The W^{1/2} of SW^{1/4} of S³⁵ = The E^{1/2} of N. E^{1/4} of S³⁴ = The above described
 five tracts are in Township 18 North Range 10 East of 4th P² M²
 The E^{1/2} of N. E^{1/4} of S⁷ = The W^{1/2} of SW^{1/4} of S⁵ = The N. E^{1/4} of S E^{1/4}
 of S⁷ = The three last described tracts are in Township 19 North Range
 10 East of 4th P² Meridian all in Bureau County State of Illinois and
 have proceeded upon actual view of said lands and premises to estimate
 the fair and reasonable value thereof in ordinary times to wit

The W ^{1/2} SW ^{1/4} S ²⁶	7 18 N R 10 E of 4 th P ² M ²	St. value at	\$500.	33300
" W ^{1/2} NW ^{1/4} " 35	" 18 " 10 "	" "	St. value at	200.
W ^{1/2} SW ^{1/4} " 35	" 18 " 10 "	" "	St. value at	300.
E ^{1/2} SW ^{1/4} " 35	" 18 " 10 "	" "	St. value at	125.
E ^{1/2} N. E ^{1/4} "	34 " 18 " 10 "	" "	St.	
E ^{1/2} N. E ^{1/4} "	7 " 17 " 10 "	" "	St. value at	175.
W ^{1/2} SW ^{1/4} "	5 " 17 " 10 "	" "	St. value at	175.
NW ^{1/4} S E ^{1/4} "	7 " 17 " 10 "	" "	St. value at	100.

Given under our hands and seals this 16th day of Sept^r 1843 Richard C. Martin (Seal)
 James G. Forcett (Seal)
 Robert C. Martin (Seal)

Received this writ 3 P.M. the 29th day of July AD 1843. And by virtue
of the command therein I did on the same day levy upon the
following described lands to wit. the west half of South west quarter
of section twenty six (26) containing 80 acres more or less = The west
half of North west quarter of section thirty five (35) containing 80 acres
more or less = The west half of South west quarter of section thirty
five ⁽³⁵⁾ containing 80 acres more or less = The East half of South west
quarter of section thirty five (35) containing 80 acres more or less =
The East half of North East quarter of section thirty four (34) containing
80 acres more or less = The above described five tracts are in Township
Eighteen ⁽¹⁸⁾ North of base line Range No. Ten (10) East of the fourth
principal Meridian = Also the East half of North East quarter
of section Seven (7) containing 80 acres more or less = The west half
of South west quarter of section five (5) containing 80 acres more
or less = and the North west quarter of South East quarter of section
Seven (7) containing 80 acres more or less the three last described tracts
are in Township No. Seventeen (17) North of base line Range No. Ten
(10) East of the fourth principal Meridian all are in the County
of Bureau and State of Illinois. all as the property of the said
Oliver Lindley Defendant in this Execution = And afterwards to wit
on the 30th day of September AD 1843 I proceeded to the premises
aforesaid and did appoint therein and there as Appraisers Richard
C. Masters on the part of the defendant he being absent. And
James G. Foushelle on the part of the Sheriff And Robert C. Masters
was appointed by the plaintiff all of of them being freeholders
of said County of Bureau who were sworn by me to well and truly
without partiality a prejudice appraise said lands and make return
according to law Which said Appraisement of said Appraisers and

their return of the value of said lands as here attached and
 made part of ~~their~~ my return. And having duly advertised said
 lands for sale by putting up advertisements of the time and place
 of sale in three of the most publick places in said County of
 Bureau for the space of twenty days previous to day of sale. And in
 pursuance of said advertisements I proceeded to offer said lands for sale
 at publick vendue at the door of the Sheriff's office in ^{virtue of} said County
 of Bureau on the third day of Oct^r 1843 between the hours of
 nine o'clock A.M. and six o'clock P.M. of said day to the highest and
 best bidder for ready money. And that William B. Furbetter
 he being the highest and best bidder became the purchaser thereof
 for the sum of 480. dollars for the first tract mentioned. and
 the sum of 150. dollars for the second tract mentioned. And
 the sum of 200 dollars for the third tract mentioned. and
~~the sum of~~ - - dollars for the fourth tract mentioned. and
~~the sum of~~ - - dollars for the fifth tract mentioned. and
 the sum of 1175 dollars for the sixth tract mentioned. and
 the sum of 125 dollars for the seventh tract mentioned. and
 the sum of 67 dollars for the eighth tract mentioned. and
 in all the sum of Eleven hundred and thirty nine dollars
 and that being more than two thirds of the appraised value
 the said lands was then and there sold and struck off to him
 at that price and I have executed a certificate of purchase to
 the said William B. Furbetter for the above described lands this
 third day of October 1843

Stephen Smith
 Sheriff
 County of Bureau
 State of Tennessee
 1843

Stephen Smith Sheriff
 Bureau County Tenn
 Received my fee in full
 on this Certificate
 Stephen Smith Sheriff

SS.
Supreme Court.

The People of the State of Illinois,

To the Sheriff of Bureau

County, Greeting:

WE command you that of the goods and chattels, lands and tenements of Oliver Ludleg
and John B. Doolittle
you cause to be made the sum of four thousand one hundred and thirty

Dollars and fifty six Cents debt,

Dollars and Cents damages,
fourteen dollars & eighteen and three fourth cents Dollars and

Cents costs in the Circuit Court of Jaywell county, and the sum of
ten Dollars and seven Cents

costs in the said Supreme Court, which Thomas Lewis administrator of William
Sougherty deceased
lately recovered against them before the Justices of our said Supreme Court as appears
to us of record, and make return hereof in ninety days

WITNESS, the Hon. William Wilson, Chief Justice of our said
Court, and the seal thereof, at Springfield, this eighth
day of July in the year of our Lord, one
thousand eight hundred and forty-three

Beck

Clerk of the Supreme Court.

Supreme Court. No 179

Robt Lewis admr

vs
Oliver Lindley et al

Plus Execution.

Debt

Damages \$4112.56

Costs C. C. 141.12 3/4

Costs S. C. 10.07

There is paid on this Execution the sum of Eleven hundred and thirty five dollars as per Sheriff's Return attached to this writ of ¹⁸⁴³ as bid by William B Doolittle the plaintiff in this Execution Wm B Doolittle
by J. B. Doolittle gmb

Filed 13th Dec 1843

Wm B Doolittle

Received this writ 3. 1843 P. H. The 29th July 1843
There is paid on this Execution by the Sheriff of property the sum of fifteen hundred and seventy five dollars as per Sheriff's return attached to this writ
Twenty dollars is applied in part pay to Sheriff for his fees the amount
fifty five hundred and fifty five dollars is applied on this Execution
August 26th 1843
Wm B Doolittle

Thomas Lewis }
Administrator of }
William Daugherty }
vs }
Oliver Sindley }
vs }
Irris B Doottille Term A D 1862

In The Supreme Court
of The State of Illinois
for The Second Grand
Division at Springfield
Illinois To The January
Term A D 1862

To William W Heaton Esq

You are hereby
notified that a motion has been made and
in The Supreme Court of The State of Illinois
at Springfield which is still pending in
said Court to annul an execution issued
by The Clerk of The Supreme Court of The State
of Illinois on a judgment rendered in said
Supreme Court at The December Term thereof
A D 1837 in favor of William Daugherty vs
Oliver Sindley and Irris B Doottille which
execution was issued on the eighth day of
July A D 1842 and directed to The Sheriff of
Kane County Illinois to execute said
execution was issued in the name of Thomas
Lewis administrator of William Daugherty
vs Oliver Sindley and Irris B Doottille
when and where you may appear and
show cause why said motion should
not be allowed

December 5th 1861

W H Powell
Attorney for the off

State of Illinois }
Soc Court } Jp David Porter being duly sworn doth depose

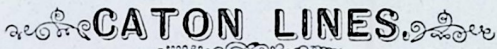
for summons 50
affidavit 35
ret 10
travle 5
\$1.00
for paid by plaintiffs
atly

and that he served the within notice on the within named
William W Heaton by reading the same to him in
his presence and hearing on the and leaving a copy
of the same with him this 10th day of December AD
1861 Done at Dixon Dec 19th 1861

Subscribed and sworn before
me this 19th day of December AD 1861
Benjamin G. Shaw, Clerk

A J Porter Sheriff
for D Prob Dept
Wm W Heaton
Wm W Heaton
No 167
No 167
No 167
No 167

Wm W Heaton
Wm W Heaton
Wm W Heaton


CATON LINES.
Illinois and Mississippi Telegraph Company.
 IN CONNECTION WITH ALL OTHER LINES IN THE
 UNITED STATES AND CANADAS.

TERMS AND CONDITIONS ON WHICH MESSAGES ARE RECEIVED BY THIS COMPANY FOR TRANSMISSION:

The public are notified, that, in order to guard against mistakes in the transmission of messages, every message of importance ought to be repeated, by being sent back from the station at which it is to be received to the station from which it is originally sent. Half the usual price for transmission will be charged for repeating the message. This Company will not be responsible for mistakes or delays in the transmission or delivery of unreported messages, from whatever cause they may arise; nor will it be responsible for damages arising from mistakes or delays in the transmission or delivery of a repeated message, beyond an amount exceeding two hundred times the amount paid for sending the message; nor will it be responsible for delays arising from interruptions in the working of its Telegraphs, nor for any mistake or omission of any other Company over whose lines a message is to be sent to reach the place of destination. All messages will hereafter be received by this Company for transmission, subject to the above conditions.

J. D. CATON, Pres't, Ottawa, Ill.

63 207 paid 18'6
 By Telegraph from Clinton Ill 8 18'6
 To Hon J D Caton

While enroute to Springfield yesterday morning I was badly scalded by a collision of cars & am laid up here. In matter of motion to amend excuse in case of Tho Lewis & C VS Lindley & Doolittle motion by E N Powell. I wish to resist motion please say to Powell to let stand until I recover or get some one to answer.
 W W Keaton

STATE OF ILLINOIS,
SUPREME COURT.

} ss. The People of the State of Illinois,

To the Sheriff of

See

County, GREETING:

Because, In the record and proceedings, and also in the rendition of the judgments of a plea which was in the Circuit Court of Bureau County, before the Judge thereof, between

William W. Heaton

plaintiff, and

Walter Durham & Abbott Ellis

defendants, it is said that manifest error hath intervened, to the injury of the said

Defendants

as we are informed by *them*

complainants the record and proceedings of which said judgments we have caused to be brought into our Supreme Court of the State of Illinois, at Ottawa, before the Justices thereof, to correct the errors in the same, in due form and manner, according to law: Therefore, We Command You, That by good and lawful men of your County, you give notice to the said

William W. Heaton

that *he* be and appear before the Justices of our said Supreme Court, at the next term of said Court, to be holden at Ottawa, in said State, on the first Tuesday after the third Monday in April next, to hear the record and proceedings aforesaid, and the errors assigned, if *he* shall see fit; and further to do and receive what said Court shall order in this behalf; and have you then there the names of those by whom you shall give the said

William W. Heaton

notice, together with this writ.

Witness, The Hon. John D. Caton, Chief Justice of our said Court, and the Seal thereof, at Ottawa, this 22^d day of February - in the year of our Lord One Thousand Eight Hundred and Sixty-two. -

L. Island

Clerk of the Supreme Court.

On this thirtieth day of March A.D. 1862 I have
served the writ by sending the same to and
in the presence and hearing of the writter named
William W. Heaton

Dated at Wino March 15th 1862 A. Postor Sheriff

Writs .50
Fees 14
Frook 5

69 paid by atty
penalty \$
70 " " "

119.

Walter Buchanan
vs.
Wm. W. Heaton

SCIRE FACIAS.

FILED. April 23. 1862. A. D. 1862
L. Deland. Clerk.