

12648

No. _____

Supreme Court of Illinois

People

vs.

Miller.)

~~vs.~~

Mickel. *et al*

71641  7

13

The People of the
State of Illinois

vs

Lo Hamilton et al

13 PD

1858

12648

The People

vs.

J. Hamlin & John

Culver, Impresarios

with Helen & Michael

Transcript

United States of America;

State of Illinois }
Boone County, } ss.

Pleas before the Honorable Isaac G. Wilson,
Judge of the Thirtieth Judicial Circuit of the State of Illinois,
and Presiding Judge of the Boone County Circuit Court,
At a Term of the Circuit Court in and for the
said County of Boone begun and held at the Court
House in Behre in said County, on the 2nd day
of April A.D. 1856.

Present, Hon. Isaac G. Wilson Judge

Millard M. Boyce State's Attorney
Hanson R. Wilson Sheriff &
Hayette B. Hamlin Clerk.

Be it Remembered that on the twenty sixth day of
April A.D. 1856, being one of the days of the April
Term of the said Circuit Court held in and for
the said County, and State, for A.D. 1856, the
following, among other, proceedings were had, to wit:-
"The People of the State of Illinois } Indictment for
vs. } Forgery.
Jacob F. Miller & Theodore G. Michle }

And now this day come the People by Boyce State's
Attorney and the defendants being three times solemnly
called come not but make default herein, and

2 Sander Hamlin and Aba Colver security for defendants are three times solemnly demanded to produce the bodies of the said defendants before this court to answer to the Bill of Indictment filed herein, but fail so to do and make default herein, which is ordered by this court to be entered of Record and that their Recognizance be forfeited, and that a writ of Scire Facias issue out of this court against the defendants and Sheriffs commanding them to show cause at the next Term thereof why judgment should not be rendered against them for the penalty contained in their Bond?

And which said Bond was filed in the office of the Clerk of this court on the 23rd day of January A.D. 1856, and is in the words and figures following, to wit =

Boone.

State of Illinois

Boone County

ss.

Be it remembered that on this 21st day of November A.D. 1855 Jacob F. Miller and Theodore Michel and Leander Hamlin & Alvah Culver all of Will County & State of Illinois before us two Justices of the Peace of the said County of Boone and severally & respectively acknowledged themselves to be indebted to the People of the State of Illinois in manner following that is to say the said Jacob F. Miller and Theodore Michel in the sum of Five Hundred Dollars each and the said Leander Hamlin and Alvah Culver in the sum of Five Hundred Dollars each to be respectively levied of their several and respective goods and chattels lands and tenements to the use of the said People if default ~~default~~ shall be made in the condition following. Whereas the said Jacob F. Miller on complaint of Justus F. Jones - Theodore Michel on complaint of Mr. F. Day well have been arrested and brought before us on charge of uttering and passing as true and genuine counterfeit money in said County of Boone on the 25th day of Oct. last past and said Theodore Michel and Jacob F. Miller having been brought before us and having waived an examination the said Justices

4 did thereupon order the said Theodore Michel and
Jacob F. Miller to enter into a recognizance them-
selves in the sum of Five Hundred dollars each
with two sureties in the sum of five hundred dollars each,
for the appearance at the next term of the Circuit
Court to be held at the Court House in Belvidere
in said Boone County on the first day thereof to answer
to an Indictment to be preferred against each of them
for said offence & to do further & receive what should by
the said Court be then and there enjoined upon them &
each of them and not depart the Court without leave
Now Therefore the condition of this recognizance is
such that if the said Theodore Michel and Jacob F. Miller
and each of them shall be and appear at the next
term of the Circuit Court in & for the County of
Boone on the first day of the next term thereof then
& thereto an Indictment to be preferred against
them or either of them for the offence above mentioned
& to do further & receive what shall by the said Court
be then & there enjoined upon them or either of them
and shall not depart the Court without leave then
this recognizance to be void & of no Effect otherwise
to remain in full force and virtue

Taken subscribed & acknowledged the { J. F. Miller Seal
day and year first above written before us { J. B. Michel Seal
J. S. Terwilliger J. P. { L. Hamlin Seal
Daniel H. Whitney J. P. { Alva Culver Seal

And which said Bond of Recognizance is endorsed, "Filed January
23rd 1856, H. B. Hamlin Clerk"

And afterwards, to wit, on the 6th day of March A.D. 1857 the Clerk of the said
5 Boone County Circuit Court, issued a *Scire Facias* against the said Jacob F. Miller,
Theodore S. Michel, Leander Hamlin & Alva Culver, in pursuance of the Order
of said Court, aforesaid, & directed to the Sheriff of the County of Will, and State
of Illinois, which said writ of *Scire Facias* is in the words and figures,
following, to wit =

State of Illinois }
Boone County } The People of the State of Illinois to the Sheriff
of Will County Greeting. Whereas heretofore, to wit,
on the twenty-first day of November in the year of our
Lord one thousand Eight hundred and Fifty five
Jacob F. Miller and Theodore Michel and
Leander Hamlin and Alva Culver did before
James S. Terwilliger and Daniel H. Whitney Esquires
Two Justices of the Peace in and for the said County of
Boone enter into a recognizance to the people of the
State of Illinois in the sum of two thousand dol
lars that is to say in the sum of five hundred dollar each
which said recognizance is in words and figures following, to wit:

State of Illinois }
Boone County } 33 Be it remembered that on this 21st day of
November A.D. 1855 Jacob F. Miller and Theodore
Michel and Leander Hamlin & Alva Culver all
all of Will County & State of Illinois before us Two
Justices of the Peace of the said County of Boone and
severally and respectively acknowledged them
selves to be indebted to the people of the State of
Illinois in manner following that is to say
the said Jacob F. Miller and Theodore Michel
in the sum of Five hundred Dollar each and
the said Leander Hamlin and Alva Culver in

in the sum of five hundred dollars each to be respectively levied of their several & respective goods and chattels Lands and tenements to the use of the said People if default shall be made in the conditions following Whereas the said Jacob F. Miller on complaint of Justice F. Jones Theodore Michel on complaint of Mr. F. Dagwell have been arrested and brought before us on a charge of uttering and passing as true and genuine counterfeit money in said County of Boone on the 28th day of October last past and said Theodore Michel and Jacob F. Miller having been brought before us and having waived an examination the said justices did thereupon order the said Theodore Michel and Jacob F. Miller to enter into a recognizance themselves in the sum of five hundred dollars each with two sureties in the sum of five hundred dollars each for the appearance at the next term of the Circuit Court to be held at the Court house in Belvidere in said Boone County on the first day thereof to answer to an Indictment to be preferred against each of them for said offence and to do further and receive what should by the said Court be then and there enjoined upon them and each of them and not depart the Court without leave. Now Therefore the condition of this recognizance is such that if the said Theodore Michel and Jacob F. Miller

7 and each of them shall be and appear at the next
Term of the Circuit Court in and for the County of
Boone on the first day of the next Term thereof then
and there to an Indictment to be preferred a-
gainst them or either of them for the offence above
mentioned & to do further & receive what ~~is~~ ~~shall~~
shall by the said Court be then and there enjoined
upon them or either of them and shall not depart
the Court without leave. Then this Recognizance
to be void and of no effect otherwise to remain in
full force and virtue

Taken Subscribed & acknowledged
the day and year first above written
before us

J. S. Serwilliger J.P.

Daniel H. Whitney J.P.

J. B. Miller

J. G. Michel

L. Hamlin

Alva Culver

Seal

Seal

Seal

Seal

And on which ^{said} recognizance is endorsed "Filed
January 23^d 1856 F. B. Hamlin Clerk"

And the said people of the State of Illinois aver that
the said James S. Serwilliger and Daniel H. Whitney
before whom the said recognizance was taken and
approved as aforesaid were at the time of taking
and approving of said recognizance acting justices
of the Peace in and for the said County of Boone in
the State of Illinois and had full power and
authority as such justices of the Peace aforesaid
to take accept and approve of said recognizance
and it is further averred that afterwards to wit
on the 23^d day of January 1856 the said recognizance

8 was returned into the Circuit-Court in and for the said County of Boone and filed of Record in the Clerks office of said Court and it is further averred that a Bill of Indictment was found and returned by the Grand Jurors of the said County of Boone at the April Term of the Circuit-Court for the said County of Boone AD 1856 to wit on the 25th day of April AD 1856 against the said Jacob F. Miller & Theodore G. Michel it being one of the days of the said term of the said Circuit-Court for the said County of Boone of April 1856 for falsely and feloniously making forging and counterfeiting a certain Bank Bill and causing and procuring to be made forged and counterfeited a certain Bank Bill for the payment of money and for falsely fraudulently and feloniously uttering publishing and passing as true and genuine said forged altered and counterfeit Bank Bill at & in the said County of Boone well knowing the same to be false forged altered and counterfeit and further to wit the people aforesaid aver that on the said 25th day of April AD 1856 being one of the days of the April Term of the said Circuit Court in and for the said County of Boone one other Indictment was found and returned into the said Court by the Grand Jurors aforesaid against the said Jacob F. Miller and Theodore G. Michel for falsely and feloniously making forging and

counterfeiting and causing and procuring to be made forged and counterfeited a certain Bank Bill for the payment of money and that the said Jacob F. Miller & Theodore G. Meikel did falsely fraudulently and feloniously utter publish and pass as true and genuine the afore said false forged and counterfeit Bank Bill for the payment of money well knowing the same to be false forged and counterfeit at and in the County & State afore said - On both of which said Indictments the said Grand Jurors endorsed true Bills. And the said People aver that the said Theodore G. Meikel and Jacob F. Miller in the County of Boone afore said at the time and as afore said did falsely and feloniously sell utter and pass the said false forged altered & counterfeit Bank Bills in said two Indictments charged as true and genuine well knowing them to be false forged & counterfeit at the time with intent on the part of the said Jacob F. Miller and Theodore G. Meikel to cheat and defraud the persons of J. P. Lewis and J. H. Rice at and in the County of Boone afore said. And it is further averred by the People afore said ^{that} the offence for which the said Jacob F. Miller & Theodore G. Meikel were indicted as afore said are the identical

offences as those with which they were charged before the said James S. Serwilliger & Daniel H. Whitney and for which they entered into said recognizance for their appearance at the said Circuit Court. And it is further averred by the People aforesaid that afterward to wit on the twenty sixth day of April A.D. 1856 in said County of Boone at the Court House in Belvidere came the People by their Attorney and at his instance the said Jacob F. Miller and Theodore E. Michel having been then & there three times solemnly called to come into Court according to the condition of their said recognizance came not but made default & the said Leander Hamlin & Alva Culver the Recognizers of the said Jacob F. Miller and Theodore E. Michel in the recognizance aforesaid having also been then & there three times solemnly called to bring into Court the said Jacob F. Miller & Theodore E. Michel according to the tenor and effect of said Recognizance brought them not nor either of them but made default. Wherefore it was ordered by the Court that the said Recognizance be forfeited and judgment of forfeiture was entered against the said Recognizers Leander Hamlin & Alva Culver.

We therefore command you to summon the said Jacob F. Miller Theodore E. Michel Leander Hamlin and Alva Culver if they are found in your County or such of them as are found in your County personally to be and appear before the Judge of the said

Circuit Court of Boone County on the first day of the next term thereof to be holden at the Court House in Belvidere in said County of Boone on the Twentieth day of April A.D. 1857 to show cause if any they can why the said judgment of forfeiture ought not to be made absolute against them and Execution issue thereon for the said sum of money for which they were bound according to the force and effect of the said Recognizance and further to do and receive whatever our said Court shall then and there consider and adjudge

against ^{them} ~~in~~

LS

that behalf and thereof make return as the law directs
 Witness Daniel H Whitney Clerk of our said Court
 and the seal thereof at Belvidere in said County
 this sixth day of March A.D. 1857

Attest

Daniel H Whitney Clerk

Circuit Court Boone County Illinois

And afterwards, to wit: on the ninth day of April 1857, the said Sheriff of the said County of Will and State of Illinois returned into the Office of the Clerk of said Circuit Court of said Boone County the said Return & Inclosed by him in words and figures as follows; "I have executed this writ by reading the same to Leander Hamlin & Alva Culver, the other defendants not found in my County. April 1st 1857.

Fees & Service	\$ 2.00.
40 miles	" 2.00.
1 Return	" .10.
	\$ 4.10

CR Dyer Shff

12 And which said said Passes is further
Endorsed in words & figures as follows, to wit,
Still "Returned April 9th 1857."

D. H. Whitney Clerk

12 And afterwards, to wit - at the April Term of the said Circuit Court held in and for the said County of Boone and State of Illinois, and begun and held at the Court House in Beckwithe in said Boone County on the Twentieth day of April A.D. 1857,

Present; Hon. Isaac G. Wilson, Judge

W.S. Joslyn State's Attorney,

E.S. Fisdell Sheriff &

Daniel R. Whitney Clerk.

The following, among other, proceedings were had on the 23rd day of April, being one of the days of said April Term of said Court, to wit

"The People of the State of Illinois } Forfeited Recognizance,
vs. } Sciri Facias

Jacob H. Miller, Theodore G. Mickle,
Seamus Hamlin & Aba Culver

} And now on this day
come the said People, Joslyn State's Attorney, and
the said S. Hamlin & Aba Culver by their Attorney,
also come and by arguments of the Counsel
for the said Parties, It is ordered by the Court
that this Cause be continued to the next
Term of this Court."

And afterwards, to wit, at the September Term of said Boone County Circuit Court begun and held at the Court House in Beckwithe in said County & State,
On the 28th day of September A.D. 1857.

Present, The Hon. Isaac G. Wilson Judge,

And afterwards, to wit on the
day of A. D. 1857, the Clerk of this
issues a *Scire Facias* against the said *Seander*
Hamlin and *Abra Culver* in pursuance of
the Order of this Court, aforesaid, directed to
the Sheriff of the County of Will, State of Illinois
which is in the words and figures, following to wit,

E. S. Joslyn, States Attorney
 E. S. Tridel Sheriff,
 Daniel H. Whitney, Clerk.

The following, among other, proceedings were
 had on the 28th day of September, ^{A.D. 1857}, being one
 of the days of the said September Term of said
 Circuit Court, to wit:-

311.

"The People of the State of Illinois } Forfeiture
 vs. } Recognizance.

Jacob F. Miller, & ~~vs.~~ Theodore G. Mickle,
 lander Hamlin & Alva Culver

And now on this twenty eighth day of September
 in the year of our Lord one thousand eight hundred
 and fifty seven, being one of the days of the September
 term of this, the Court Circuit Court of Boone County,
 State of Illinois for 1857, Come the said People of the
 State of Illinois, Plaintiffs, by Joslyn the States Attorney
 and the said defendants served with Process herein,
 lander Hamlin and Alva Culver, by their Attorney,
 Uri Osgood their Attorney also come, and the
 writ of Scire Facias having been duly returned to
 this Court, by the Sheriff of Mill County, and State
 of Illinois, by him endorsed thereon duly served
 upon the said defendants,lander Hamlin and
 Alva Culver, they being residents of the said County
 of said County of Mill, and that the said defendants,
 Jacob F. Miller & Theodore G. Mickle, were not to be
 found in his County, and the said defendants Hamlin
 & Culver, having filed their return to the said writ

15 of Scieri Facias issued herein and as above set forth, and the same being now here brought on for argument of the Attorneys for the respective parties, and the Court having heard the argument of counsel, and duly considered the same, It is Ordered, on Motion of the said State's Attorney, that the said Demurrer be, and the same is, hereby overruled, to which said Order and ruling of the Court, now here, the said Attorney for the said Defendants, Daniel Culver & Capt; And it is therefore further ~~Order~~ Considered and Adjudged by the Court, that the said Plaintiffs have and recover against the said Defendants, Seander Hamlin & Aba Culver, judgment for the sum demanded in the said writ of Scieri Facias as by the said Bond of Recognizance therein ^{mentioned,} and is appearing to the Court now here, that there is due and owing to from the said Defendants the sum of Five Hundred Dollars, as demanded in said writ of Scieri Facias, according to the said Bond therein recited, It is therefore considered and adjudged by this Court, that the said Plaintiffs, the People afore-said, have and recover of the and from the said Defendants, Seander Hamlin & Aba Culver, the said sum of Five Hundred Dollars in the said writ above demanded, pursuant to the force and effect of the Bond or Recognizance therein recited and set forth, as also their costs and charges in this behalf expended, and that they have Execution Therefor.

From which said judgment of the Court, the

16 Said Attorney for the said Defendants, Hamlin & Culver, May An appeal to the Supreme Court; And which is hereby allowed on condition that the said Defendants file their Bond with the Clerk of this Court within sixty days in the sum of One thousand Dollars, with Levi Osgood as their surety -
Teste, D. H. Whitney, Clerk, &c."

And that on the day And at the time last aforesaid the said Attorney for the said Defendants, Hamlin & Culver, filed his Demurrer as in the foregoing Transcript of the record in this case mentioned, which said Demurrer is in the words and figures following, to-wit:
"Boone County Circuit Court

Leander Hamlin & Alva Culver
impleaded with Jacob F. Miller & Theodore G. Nickle

Ads.

The People of the State of Illinois

And the said Defendants Leander Hamlin & Alva Culver impleaded with Jacob F. Miller & Theodore G. Nickle by Levi Osgood their Attorney, come & defend the wrong & injury whereof, & crave over of the said ^{supposed} Recognizance, with the Condition thereof, And also of said Record of forfeiture of said supposed Recognizance, & the same being read to them, these said Defendants, the said Recognizance & the Condition thereof, And the said Record of forfeiture of said supposed Recognizance are in the words and

figures following [here insert the Recognizance & condition & the Record of forfeiture in full] which being read to them, These said Defendants say that the said Sciri Facias and the matters and things therein contained in manner & form as the same are above stated & set forth are not sufficient and not sufficient in law for the said Plaintiffs to have or maintain their aforesaid action thereof against the said Defendants (impleaded as aforesaid & that they are not bound by law to answer the same - and this they are ready to verify: wherefore &c. they pray judgment &c.

Wm Osgood atty for
Hamlin & Culver"

"found in demurrer
Ed Pollyn
States atty

13 Ju c i e"
And which said demurrer is endorsed
"filed Sept. 28. 1857.
D. H. Whitney, Clerk"

And afterwards, to wit - on the 35th day of November 1857. the said Defendants, Hamlin & Culver, by Wm Osgood, their said Attorney, come and file in the office of the Clerk of this Court their appeal Bond, which is in the words and figures following, that is to say;

"Know all men by these presents, that we Alexander Hamlin, John Culver & Wm Osgood

18 Are held and firmly bound unto the People of the State of Illinois in the penal sum of one thousand Dollars, lawful Money of the United States, for the payment of which well & truly to be made we do hereby bind ourselves our heirs, Executors & Administrators, jointly, severally & firmly by these presents, witness our hands & seals the 31st day of November A.D. 1857.

The Condition of the above obligation is such, That whereas the Said People of the State of Illinois, did on the 28th day of September A.D. 1857, in the Circuit Court in and for the County of Boone, in and ^{for} the State of Illinois, (the same being one of the days of the September Term A.D. 1857 of said Boone County Circuit Court,) recover a judgment against the above bounden Scander Hamlin & Aba Culver (who were impleaded with Jacob H. Miller & Theodore G. Mickle) for the sum of Five Hundred Dollars debt, together with the costs of suit, from which said judgment of the said Circuit Court the said Scander Hamlin & Aba Culver pray for and obtained an appeal to the Supreme Court of said State. Now if the said Scander Hamlin & Aba Culver shall duly prosecute their said appeal with effect, and shall moreover pay the amount of the judgment, interest & damages rendered & to be rendered against them, in case the said

19 Judgment shall be affirmed in the said
Supreme Court, then the above obligation to
be void, otherwise to remain in full force &
virtue.

Grand Jurors
John C. Baker
Uri Osgood

And which said Bond is endorsed

" Filed November 25th 1857.

D. H. Whitney, Clerk."

State of Illinois

Boone County

I, Daniel H. Whitney, Clerk of the Circuit
Court in and for the County of Boone in the State
of Illinois, do certify that the foregoing is a true &
correct copy from the Records in my Office of all
proceedings had in the above entitled cause, and
of all the papers on file in my Office in relation
thereto, to wit, the Recognizance, the ~~demurrers~~ *Verdict* *Verdict*
Hacias, Demurrer and Bond of Defendants & Surety.

Witness Daniel H. Whitney, Clerk of the
said Circuit Court & the Seal thereof at Previ-
dence, this 16th day of December A.D. 1857.

Daniel H. Whitney, Clerk.



Boone Circuit Court.

The People of the State of Illinois,
vs.

Samuel Hamilton & Alva Culver
Impleaded with
Jacob H. Miller & Theodore G. Mickle

Forfeiture
Recognizance
Free Will

McC. Term 1856. Mot. & fecal. 20. ore call 20. ore sep. 20.	60
Sci La. 18 1/2 Nov. 1855,	185.
Dec. 10. ap. lat 15. Ore judt. 20. int. ju. to term 25.	70.
Ore. & 20. R. Soc. & fil. 55. Sh. ret. 10. Sal 10. Ore C 20.	120.
M & C. 30. cop 20. fil 16. 5.	55
	\$1,90

Fees Shff. of Mill, Sec. trans. &c. Sci for 4, 10	4, 10.
Do. Boone, Call Sep 20 each. 40.	40.
Total C O C	\$940.

Defe. ap. T. 57. ap. at. 10. mot. Court. 20. mot at 20. ore Court 20.	70
Sept T. 57. fil & emr. 5. Ore. demr. to. value 20.	25.
Ore. emr. & ap. 20. mot ap. Sup Ct. 20. Ore mot at 20.	60
Ore Bond 20. Ore. W. Asgood Sec. 20. M & C. 30 cop 20.	40
Soc. fil 16. 15. Cert & seal 35. Sh. ret & Sal 25.	75
Total Defe	\$3,30.

Total C - - - **\$12,60.**

Fees Trans. 4248 words, 428. Cert & seal 35. 6 Post 18	\$ 4,81,
Total costs & fees	\$17,41=

I, Daniel W. Whitney Clerk of the Boone County Circuit Court, do hereby certify, That the above is a true copy from my Fee-Book of the total costs in the above entitled suit.

D. W. Whitney Clerk.

STATE OF ILLINOIS, } ss. The People of the State of Illinois to the Sheriff of
Boone COUNTY, } County, Greeting:

WE COMMAND YOU, that if the above Fee-Bill, amounting to _____ dollars and _____ cents, to be paid of the goods and chattels, lands

73

The People of the
State of Illinois
vs.

L. Hamilton & A. Gibson
Impleaded with
J. H. Miller & T. G. Mink

Manuscript of
Deed.

To the Clerk of the
Supreme Court,
Hawa

MS
Filed April 22nd 1858

L. Leland
Clerk

State of Illinois, ss.

Supreme Court, Third Grand Division, at Ottawa:

The People of the State of Illinois,

To the Clerk of the Circuit Court of *Will Boone* County, GREETING:

WHEREAS, in a certain plea between *The People of the State of Illinois* plaintiff and *Seander Hamlin & Alva* defendant, lately depending in the Circuit Court of said county, wherein judgment was rendered for the said *people of the state of Illinois* and against the said *Seander Hamlin & Alva* and the said *Hamlin & Alva* having appealed from the judgment of said Court, rendered against *them* as aforesaid, to the Supreme Court, held at Ottawa, on the *20th day of April A.D. 1858* and in pursuance of the said *Appeal* a transcript of the record and the proceedings in the plea aforesaid was transmitted. And, also, whereas it hath been suggested, on the part of said *Hamlin & Alva* that the said record has been diminished, inasmuch as *the Demurrer containing the relator's name & condition thereof - the record of forfeiture in full of which over was craved in & by said Demurrer* hath not been sent up; and forasmuch as the said Supreme Court are not satisfied that there is a sufficient record sent in the plea aforesaid, but in the record there is a diminution: YOU ARE, THEREFORE, HEREBY COMMANDED, that, without delay, the said *record* therein you cause to be transmitted to the Supreme Court, *now in session* held at Ottawa, on the *fourth* next, without any diminution or addition whatsoever, to the end that speedy justice may be done in the premises. according to law; whereof you are in no wise to fail; and send you then there this writ.

WITNESS, the Hon. *John D. Caton* *SAMUEL H. TREAT*, Chief Justice of said Court, and the seal thereof, at Ottawa, this *22nd* day of *April* in the year of our Lord one thousand eight hundred and fifty-*eight*

S. Ireland
Clerk of the Supreme Court.

by J. B. Rice Deputy

13.

Hemlin & Culver

by

The People

Verticuri

Revised May 3. 1858
Mr Eyood Esq.

Dear Sir

I send a corrected
Record as commended, if not
correct please return it before
filed, & mark upon margin
what you wish inserted, & what
you wish out - & I will correct
& forward without delay - I apprehend
I have more in them is really
necessary, but as it all relates
to the case, I certify all of the Record
up to final Judgment, of ~~vs~~ Whetton
vs. Miller & Michel, or vs. Miller
Michel, Harmon & Culver -

Yours Respectfully
D. H. Whitney.

W. Orford Esq

United States of America!!

State of Illinois }
County of Boone }

I, Daniel H. Whitney, Clerk of the Circuit Court in and for the said County of Boone, do hereby certify that at a Term of the Circuit Court begun and held at the Court House in Beckwith in the said County of Boone and State of Illinois on the 28th day of April A.D. 1856, and at which were present the

Justices

J. B. Hamlin Clerk }

Hon. Isaac G. Milner, Judge.

Millard M. Boyce State's Attorney.

& Thomson D. Wilson Sheriff,

on the 26th day of April A.D. 1856, being one of the days of the said Term of the said Boone County Circuit Court, the following, among others, proceedings were had; to wit:-

"The People of the State of Illinois

vs.

Jacob F. Miller & Theodore G. Michel

Indicted for forgery

Now this day come the

Grand Jury and by A. D. Hamner

their foreman return into Court a true bill of Indictment against the defendants herein which is ordered by the Court to be entered of Record, and that Copies issue

And also of same day and Term

Jacob F. Miller "The People of the State of Illinois

vs.

Jacob F. Miller & Theodore G. Michel

Indicted

for Forgery

Now this day come the Grand Jury by A. D. Hamner their foreman return into Court a true Bill of Indictment ^{against the} defendants herein which is ordered by the Court to be entered of Record.

2

And that afterwards, to wit: on the 26th day of April A.D. 1856, being one of the days of the said April Term of the said Circuit Court for A.D. 1856 the following, amongst other, proceedings were had, to wit:—

"The People of the State of Illinois vs.	Indictment for Forgery
Jacob Miller & <u>Theodore Thomas S. Minkel</u>	Now this day come the People by Boyce States Attorney and the defend-

ants being three times solemnly called come not
but make default herein and Seander Ham-
lin and Abner Culver security for defendants are
three times solemnly demanded to produce the bodies
of the said defendants before this Court to answer
to the Bill of Indictment filed herein, but fail so
to do and make default herein which is Or-
dered by this Court to be entrance of Record and that
their Recognizance be forfeited & that a writ of
Habeas Corpus issue out of this Court against the
defendants and Sureties commanding them to
show Causes at the next Term thereof why a judgment
should not be rendered against them for the
penalty contained in their bond. And afterwards
to wit on the same day it is Ordered by the Court
that a Capias issue against the defendants &
that they be held to Bail in the sum of one
Thousand dollars each that they appear at the
next Term of this Court to answer to the Indictment
herein." And that afterwards, to wit: on the 26th

3
any of April A. D. 1856, being one of the days
of the said April Term of the said Boone
County Circuit Court for A. D. 1856, the
following, Among other, proceedings were had
to wit =

"The People &c,
vs,
Jacob H. Miller &
Theodore G. Michel } Indicted for forgery
Continued with copies of
Endants to give bail in five
hundred dollars each for their
appearance at the next Term of this Court to
answer indictment filed herein."

~~The People &c~~

vs And that afterwards, at a
term of the said Boone County Circuit
Court, begun and held at the Court House
in Belvidere in and for said County of Boone
and State of Illinois on the 6th day of October
1856 & being the Oct. Term of said Court, at
which were present,

Honorable Isaac C. Wilson Judge

Gayette B. Hamlin Clerk

Leonard L. Lake Coroner acting as Sheriff

M. W. Boyce State Attorney

On the said 6th day of October the following,

Amongst oth, proceedings were had, to wit;

"The People of the State of Illinois
vs
Jacob H. Miller & Theodore G. Michel } Indictment for forgery
Ordered by the Court
that this case be
continued & alias copies issue against defendants
and that they be held to bail in \$1000, for their
appearance at the next Term of this Court to answer to the bill
of indictment filed herein"

4 " Also on the same day & of the same Term
The People of the State of Illinois } Indict for Forgery
vs. }
Jacob P. Miller & Theodore St. Michel }

Now this day on Motion ordered by the Court that this cause be continued and that an alias Capias issue against defendants and that they be held to Bail on said Capias in the sum of \$1000, for their appearance at the next Term of this Court to answer to the Bill of Indictment filed herein."

And I do further Certify that in pursuance of the Order of the said Court, on the 6th day of March A.D. 1859, a writ of Scire Facias was issued out of the Office of the Clerk of the said Boone County Circuit Court and directed to the Sheriff of said County in said State of Illinois, and vested in the name of & sealed with the Clerk of the said Boone County Circuit Court and sealed with the seal of said Court which said writ of Scire Facias is in the words and figures, following, that is to say,

5 State of Illinois } ss.
County of Boone } The people of the State of Illinois to the
Sheriff of said County, Greeting;
Whereas heretofore, to wit: On the twenty first
day of November, in the year of our Lord one thousand
eight hundred and fifty five, Jacob F. Miller and
Theodore Michel, and Seander Hamlin and Noah Cul-
ver, did before James S. Kruidiger and Daniel R. Whitney
Esquires, Two Justices of the Peace in and for the said
County of Boone, enter into a Recognizance to the People
of the State of Illinois in the sum of two thousand dol-
lars, that is to say, in the sum of five hundred dollars
each, which said Recognizance is in words and fig-
ures following, to wit.

State of Illinois } ss.
Boone County } Be it Remembered that on the 21st day of
November A.D. 1855, Jacob F. Miller and Theodore Michel
and Seander Hamlin & Noah Culver all of said County
& State of Illinois before us Two Justices of the Peace
of the said County of Boone and severally and re-
spectively acknowledged themselves to be indebted to the
People of the State of Illinois, in the manner following
that is to say, the said Jacob F. Miller and The-
odore Michel in the sum of five hundred dollars
each and the said Seander Hamlin and Noah
Culver in the sum of five hundred dollars each
to be respectively liable of their several & respective
Goods and Chattels, Lands and Tenements, to
the use of the said People, if default shall be made
in the conditions following: ~~to wit~~ Whereas the said Jacob

J. Miller on complaint of Justice F. Jones - Theodore Michel on complaint Wm. S. Dazwell have been arrested and brought before us on a charge of uttering and passing as true and genuine Counterfeit Money in said County of Boone on the 25th day of October last past, and said Theodore Michel and Jacob J. Miller having been brought before us and having waived an examination the said Justices did thereupon Order the said Theodore Michel and Jacob J. Miller to enter into a Recognizance themselves in the sum of five hundred dollars each with two Sureties in the sum of Five Hundred Dollars each for the appearance at the next Term of the Circuit Court to be held at the Court House in Behreers in said Boone County on the first day thereof and answer to an Indictment to be preferred against each of them for said offense, and to do further and receive what should by the said Court be then and there enjoined upon them and each of them and not depart the Court without leave. Now therefore the Condition of this Recognizance is such that if the said Theodore Michel and Jacob J. Miller, and each of them shall be and appear at the next Term of the Circuit Court in and for the County of Boone on the first day of the next Term thereof then and there to an

Indictment to be preferred against them or either of them for the offense above mentioned & to do further and receive what shall by the said Court be then and there enjoined upon them

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or either of them and shall not depart the Court
without leave, Then this Recognizance to be void and
of no effect otherwise to remain in full force and
virtue

Taken Subscribed & ac-
knowledged the day and year
first above written before us
J. S. Erwilliger J.P.
Daniel D. Whitney J.P.

J. H. Miller Seal
J. S. Michel Seal
J. Hamlin Seal
Alva Culver Seal

And on which said Recognizance is endorsed
"Filed January 23rd 1856. F. B. Hamlin Clerk".

And the said People of the State of Illi-
nois aver that the said James S. Erwilliger and
Daniel D. Whitney before whom the said Recognizance
was taken and approved as aforesaid were at the
time of taking and approving^{of} said Recognizance
acting Justices of the Peace in and for the said County
of Boone in the State of Illinois and have full power
and authority as such Justices of the Peace aforesaid
to take accept and approve of said Recognizance,
and it is further averred that afterwards and on
the 23rd day of January 1856, the said Recognizance was
returned into the Circuit Court in and for^{the} said
County of Boone, and filed of Record in the Clerk's
Office of said Court, and it is further averred
that a Bill of Indictment was found and re-
turned by the Grand Jurors of the said County
of Boone at the April Term of the Circuit Court
for the said County of Boone A.D. 1856, writ on
the 25th day of April A.D. 1856, against the said

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Jacob F. Miller & Theodore G. Mickel, it being one of the days of the said Term of the said Circuit Court for the said County of Boone, of April 1856, for falsely and feloniously making, forging and counterfeiting, and causing and procuring to be made, forged and counterfeited a certain Bank Bill for the payment of money, and for falsely, fraudulently and feloniously uttering, publishing and passing as true and genuine said forged, altered and counterfeit Bank Bill, at and in the said County of Boone, well knowing the same to be false, forged, altered and counterfeit, and further, that, the People aforesaid aver that on the said 25th day of April A. D. 1856, being one of the days of the said Term of the said Circuit Court in and for the said County of Boone, the other Indictment was found and returned into the said Court by the Grand Jurors aforesaid, against the said Jacob F. Miller and Theodore G. Mickel for falsely and feloniously making, forging and counterfeiting and causing and procuring to be made forged and counterfeited a certain Bank bill for the payment of money, and that the said Jacob F. Miller & Theodore G. Mickel did falsely, fraudulently and feloniously utter publish and pass as true and genuine the aforesaid false, forged and counterfeit Bank Bill for the payment of money, well knowing the same to be false, forged, and counterfeit, at and in the County and State aforesaid - On both of which said Indictments the said Grand Jurors endorse true Bills. And the said People aver that the said Theodore

G. Michel and Jacob L. Miller in the County of Boone
 aforesaid at the time and as aforesaid did falsely,
 and feloniously sell utter and pass the said false,
 forged, altered and counterfeit Bank Bills in said
 Two Indictments charge, as true and genuine, well
 knowing them to be false, forged & counterfeit at the
 time, with intent on the part of the said Jacob L.
 Miller & Theodore G. Michel to cheat and defraud
 the persons of J. A. Lewis and J. H. Rice, at and in
 the County of Boone aforesaid. And it further averred
 by the People aforesaid, that the offenses for which the
 said Jacob L. Miller and Theodore G. Michel were
 indicted as aforesaid are the identical offenses as
 those with which they were charged before the said
 James S. Brundage & Daniel A. Whitney, and for
 which they entered in to said Recognizance for
 their appearance at the said Circuit Court. And
 it is further averred by the People aforesaid,
 that afterward, to wit: on the Twenty Sixth day of
 April A. D. 1856, in said County of Boone, at the
 Court House in Behreder, before the People by the
 attorney, and at his instance the said Jacob L. Miller
 & Theodore G. Michel having been ^{three times} ~~three~~ times solemnly
 called to come into Court according to the condition
 of their said Recognizance, came not but made
 default, & the said Seamus Hamilton & Abner
 Culver, the Recognizers of the said Jacob L. Miller
 and Theodore G. Michel in the Recognizance aforesaid,
 having also been ~~three~~ ^{three} times solemnly called to bring into Court the said Ja-

Cot J. Miller & Theodore J. Michel according to the terms
 and effect of said Recognizance, brought them not, nor
 either of them, but made default; Whereupon it was
 ordered by the Court that the said Recognizance before be
 forfeited and judgment of forfeiture was entered against
 the said Cognizors, Leander Hamlin & Aba Culver.

We therefore Command you to Summon the
 said Jacob J. Miller, Theodore J. Michel, Leander Hamlin
 and Aba Culver, if they are found in your County,
 or such of them as are found in your County, per-
 sonally to be and appear before the Judge of the said Cir-
 cuit Court of Boone County on the first day of the
 next Term thereof to be holden at the Court House
 in Behreder in said County of Boone on the twentieth⁽²⁰⁾
 day of April A.D. 1857 to show cause; if any they can, why
 the said judgment of forfeiture ought not to be made
 absolute against them and execution issue
 thereon for the said sum of money for which they
 were bound according to the force and effect of the
 said Recognizance, and further to do and receive
 whatever our said Court shall then and there
 consider and adjudge against them in that behalf;
 and thereof make return as the Law directs

Witness, Daniel A. Whitney, Clerk of
 of our said Court and the seal thereof
 at Behreder in said County this
 Sixth day of March A.D. 1857

Attest

Daniel A. Whitney Clerk
 Cir. Court, Boone County, Mo.

Which said writ of Scire Facias was duly returned into the said
 Boone County Circuit Court April 9th 1857, and served "I have
 executed this writ by reading the same to Leander Hamlin
 and Aba Culver, the other defendants not found in my
 County, April 18th 1857" Fred Servis 200-40 miles 200-11 miles 109 4/10
 J. B. Dyer Shff.

am
 J. S.
 am

11 And that afterwards, to-wit, at a Term of the
said Circuit Court held in and for the said
County of Boone and State of Illinois, at the
Court house in Richwood in said Boone County,
begun and held on the 20th day of April A.D.
1857 and by the April Term of said Court for
A.D. 1857. At which were present the

Hon. Isaac G. Wilson, Judge

Samuel H. Whitney, Clerk,

Elias S. Grice Sheriff &

E. L. Jorlgn State's Attorney,

On the 28th day of April A.D. 1857, being one of the
days of the April Term of said Boone County Cir-
cuit Court for April A.D. 1857, the following, among
other proceedings, were had, to-wit:-

"The People of the State of Illinois } Indictment for Forgery
vs. } And now at this day
Jacob H. Miller & Theodore G. Michel } come the said People
by Jorlgn State's Attorney, and the said defendants,
although three times solemnly called before appear
not but make default herein, on motion of
the said State's Attorney it is Ordered that this
Cause be continued unto the next Term of this
Court with copias, and each held to bail in the sum
of one thousand dollars"

11 And also on the same day of the same Term,
The People of the State of Illinois } Indictment for Forgery
vs. } And now on this day come the
Jacob H. Miller & Theodore G. Michel } said People by Jorlgn State's Attorney
And the said defendants being 4 times to wit

12 called come not but fail and make default
herein, On motion of the State's Attorney it is there-
upon Ordered, that this cause be continued
unto the next Term of this Court with Copies,
and each of said defendants held to Bail in
the Sum of One Thousand Dollars &c

And that on the same day of the said
April Term of said Boone Circuit Court
for A.D. 1857 - the following, amongst
other, proceedings were, also, had, to wit =

"The People of the State of Illinois } Forfeiture Recognizance
vs. } said Parties.

Jacob P. Miller & Theodore G. Michel }

Isaac Hamlin & Abner Culver } And now on this day
come the said People by Joseph State's Attorney, and
the said S. Hamlin and Abner Culver by their attorney,
also come, and by agreement of the Court for the said par-
ties it is Ordered by the Court that this cause be continued to the
next Term of this Court."

And I do hereby further Certify that
at a Term of the said Circuit Court begun and
held at the Court House in Nebraska in and for the
said County of Boone and State of Illinois on the 28th
day of September A.D. 1858, at which were present the

Hon. Isaac C. Wilson, Judge

Daniel H. Whitney, Clerk,

Oliver S. Fiske, Sheriff &

C. S. Johnson, State's Atty

The following, among other, proceedings were had on the said

18 twenty eighth day of September A.D. 1857, Dait =
11 The People of the State of Illinois

vs.

Jacob H. Miller & Theodore G. Michel
Samuel Hamilton & Abou Culver

Forfeited Recognizance

And now on this
twenty eighth day of

September in the year of our Lord one thousand
eight hundred and fifty seven, being one of the
days of the September Term of this, the Circuit
Court of Boone County, State of Illinois for A.D. 1857,
come the said People of the State of Illinois, Plaintiffs,
by Arthur the States Attorney, and the said defend-
ants, Samuel Hamilton and Abou Culver, by their attorney
Ard Osgood also come, and the writ of Scire Facias
having been duly returned to this Court, by the
Sheriff of Nile County, and State of Illinois, by him
Endorsed thereon duly served upon the said
defendants, Samuel Hamilton & Abou Culver,
they being residents of said County of Nile, and
that the said defendants Jacob H. Miller & Theodore
G. Michel were not to be found in his County,
and the said defendants Hamilton & Culver
having filed their demurrer to the said writ of
Scire Facias ^{issue} herein and as above set forth,
and the same being now here brought on for
argument of the Attorneys for the respective
parties, and the Court having heard the
argument of counsel and duly considered
the same: It is Ordered, on motion of said
States Attorney, that the said demurrer be and

the same is hereby overruled; to which said order
 and ruling of the Court, now here the said Attorney
 for the said defendants, Hamilton & Culver, excepts.
 And it is therefore further considered and
 adjudged by the Court that the said Plaintiffs
 have and recover against the said defend-
 ants Francis Hamilton and Abner Culver
 Judgment for the sum demanded in the
 said writ, as by the said Bond of Recognizance
 therein mentioned, and it appearing to the
 Court now here that there is due and owing
 from the said defendants the sum of Five
 Hundred Dollars, as demanded in the said
 writ of Scire Facias, according to the said Bond
 therein recited: It is therefore considered
 and adjudged by this Court that the said
 Plaintiffs, The People aforesaid, have and
 recover of and from the said defendants
 Francis Hamilton & Abner Culver, the said
 sum of Five Hundred Dollars, in the said writ
 above demanded pursuant to the force and effect
 of the Bond, or Recognizance therein recited and
 set forth, as also their costs and charges in
 this behalf expended, and that they have ex-
 ception therefor. From which said judgment of the
 Court the said Attorney for the said defendants,
 Hamilton & Culver, prays an appeal to the
 Supreme Court, which is hereby allowed on
 condition that the said defendants file their Bond
 with the Clerk of this Court within sixty days in the

Sum of one thousand dollars, with (Mr) Osgood
as their Surety." "Attest, Daniel Whitney Clerk"

And I do further certify that the sum
of the said defendants Hamlin & Culver, above
mentioned, is in the words and figures following,
that is to say:

"Boone County Circuit Court

Seander Hamlin & Aba Culver impleaded
with Jacob F. Miller & Theodore G. Michel
Attys.

The People of the State of Illinois

And the said defendants, Seander Hamlin & Aba
Culver impleaded with Jacob F. Miller & Theodore G.
Michel by Mr Osgood their attorney, come and defend
the wrong and injury when so, & crave over of the said
supposed recognizance with the condition thereof, &
also of said Notice of forfeiture of said supposed recognizance,
and the same being read to them these said defendants,
the said recognizance & the condition thereof, & the
said Notice of forfeiture of said supposed recognizance
are in the words & figures following;

State of Illinois }

Boone County } p

Be it Remembered that on this 20th day of
November A.D. 1855, Jacob F. Miller and Theodore
G. Michel and Seander Hamlin & Aba Culver all
of Mill County & State of Illinois before us two Justices of
the Peace of the said County of Boone and severally
and respectively acknowledge themselves to be indebted
to the People of the State of Illinois, in manner following

That is to say, the said Jacob F. Miller and Theodore Michel in the sum of Five Hundred Dollars each and the said Leander Hamlin and Abner Coker in the sum of Five Hundred Dollars each to be respectively levied of their several and respective goods and chattels, Lands and Tenements to the use of the ^{said} people, if default shall be made in the condition following; whereas the said Jacob F. Miller on complaint of Justice Jones, Theodore & Michel on complaint of Mrs. J. Dreywell have been arrested and brought before us on a charge of uttering and passing as true and genuine, counterfeit money in said County of Boone on the 25th day of Oct. last past, and said Theodore Michel and Jacob F. Miller having been brought before us and having waived an examination the said Justice did thereupon order the said Theodore Michel and Jacob F. Miller to enter into a recognizance themselves in the sum of Five Hundred Dollars each with two sureties in the sum of Five Hundred Dollars each for the appearance at the next Term of the Circuit Court to be held at the Court House in Beckwilde in said Boone County on the first day thereof to answer to an Indictment to be preferred against each of them for said offence & to do further & receive what should by the said Court be then and there ~~be~~ enjoined upon them & each of them and not depart the Court without leave Now therefore the condition of this recognizance is such that if the said Theodore Michel and Jacob F. Miller and each of them shall be and appear at the next Term of the Circuit Court in and for the County of

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Boone on the first day of the next Term thereof then
And there to are indictment to be preferred against
them or either of them for the offence above mentioned & to
do further and receive what shall by the said Court be
then & there rejoined upon them or either of them and
shall not depart the Court without leave; then this
recognizance to be void & of no effect otherwise to remain
in full force and virtue

Taken Subscribed & acknowledged
the day and year first above written
before us. J. S. Smillie JP.

J. P. Miller
J. G. Michel
L. Hamlin
Abra Culver

Daniel H. Whitney JP.
"Filed January 23rd 1856. J. B. Hamlin Clerk"

(Recourse of Forfeiture
of said Recognizance)

The People of the State of Illinois
vs.
Jacob Miller & Theodore G. Michel
Attorney and the defendants being three times solemnly
called come not but make default herein and
Leander Hamlin and Abra Culver Security for
defendants are three times solemnly demanded to pro-
duce the bodies of the said defendants before this
Court to answer to the Bill of Indictment filed
herein, but failed to do and make default
herein which is ordered by this Court to be entered
of Record and that their Recognizance be forfeited
and that a writ of Scire Facias issue out of
this Court against the defendants and sureties
commanding them to show cause at the next Term
thereof why a judgment should not be rendered against
them for the penalty contained in their bond: which
being read to them, these said defendants say that the

Said Sciri Facias and the matters and
things therein contained in manner &
form as the same are above stated and set
forth are not sufficient in law for the said
Plaintiffs to have or maintain their aforesaid
action thereof against the said defendants
(impleaded as aforesaid & that they are not bound
by law to answer the same. And this they are
ready to verify. Wherefore &c. they pray judgment
&c.

Uri Osgood atty for

Hamlin & Culver

founder in demurr

E S Joshua States atty 13 ju c c."

And I do further certify that the foregoing transcript
of Record, of the said forfeited Recognizance is of the
26th day of April 1856, and one of the days
of the April Term of said Court for A D 1856 =
and that the said demurrer is filed as follows, viz =

"Filed Sept 28. 1857. O. B. Whitney, Clerk."

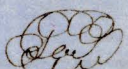
And I do further certify that the said ap-
peal Bond is in the words and figures following,
that is to say;

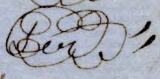
"Know all men by these presents, that we Se-
ander Hamlin, Aba Culver & Uri Osgood are
held and firmly bound unto the people of the
State of Illinois in the penal sum of one Thousand
Dollars, lawful Money of the United States for the pay-
ment of which well, & truly to be made, we do hereby bind
ourselves our heirs, & executors, & administrators, jointly,
severally & firmly by these presents = Witnesses our hands

18. And seals the 21st. day of November A.D. 1857.

The Condition of the above obligation is such, that whereas the said People of the State of Illinois, did on the 28th. day of September A.D. 1857, in the Circuit Court, in & for the County of Boone, in said State of Illinois (the same being one of the days of the September ^{Term} A.D. 1857, of said Boone County Circuit Court,) recover a judgment against the above bounden Leander Hamlin and Aba Culver (who were impleaded with Jacob P. Miller & Theodore S. Michel) for the sum of five hundred Dollars debt, together with the costs of suit; from which said judgment of the said Circuit Court the said Leander Hamlin and Aba Culver prayed and obtained and do appeal to the Supreme Court of said State - Now if the said Leander Hamlin & Aba Culver shall duly prosecute their said appeal with effect, and shall moreover pay the amount of the judgment, interest & damages rendered & to be rendered against them, in case the said judgment shall be affirmed in the said Supreme Court, then the above obligation to be void, otherwise to remain in full force and virtue.

Leander Hamlin 

Aba Culver 

Wm Asgood,  "Jules"

And that the said Appeal Bond is endorsed "November 25th 1857. D. H. Whitney Clerk."

State of Illinois } ss.
 County of Boone } I, Daniel H. Whitney, Clerk
 of the Circuit Court in and for said County of Boone
 do hereby certify the within and foregoing to be a
 true, perfect, full, accurate and entire, without
 addition or omission, transcript and copy of the
 Record of the said within entitled cause of the
 The People of the State of Illinois, vs. Alexander Ham-
 lin and Abou Baker, impeached with Jacob S.
 Miller and Theodore S. Mickel, and a true
 and perfect copy of the papers on file in refer-
 ence to said cause.

In witness whereof I have hereunto set my
 hand and affixed the seal of the said Circuit
 Court for the said County of Boone at Beardsville
 in said County this 3rd day of May A.D. 1858.
 Daniel H. Whitney, Clerk.

Free Bill;

In the matter of the People

vs.

Samuel Hamlin & Alice Cutler

Implicated with Jacob K. Miller &

Theodore G. Michel

Plaintiffs Costs as heretofore certified

Clarks fees

\$ 5, 25.

Fees of Sheriff of Milb County

4, 50.

Total Pliffs Costs

\$ 9, 75.

Defendants Costs as heretofore certified \$ 8, 41.

Transcript May 3rd 1858

6, 15.

Total Def. cost = \$ 14, 56.

M. C. 4, 75

Def. C. 14, 56.

Total Costs = \$ 14 31

D. H. Whitney, Clerk =

The People

vs.

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Miller, Michael, Plaintiff & others

May 1858

*Additional Record
on rule of Court*

*Filed May 5, 1858
L. L. Latham
Clerk*