

13278

No.

Supreme Court of Illinois

Colton

vs.

BOSS

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

Pleas, 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 twelfth day of February in the year of our Lord One Thousand Eight Hundred and Sixty four and of the Independence of the United States of America the Eighty fourth

Present, The Honorable John W. Nelson Chief Justice of the }
Superior Court of Chicago. }

Wm H. Higgins }
Grant L. Roarick } Judges.

Charles Haven Prosecuting Attorney.

John Gray Sheriff of Cook County.

Attest, Walter Kimball Clerk.

Be it remembered that heretofore to wit on the seventh day of November in the year of our Lord one thousand eight hundred and sixty four (being one of the days of the November term of said Court) the following were law in the undersigned cases and persons of record in said Court, to wit

"D. Alphonse Bolton

vs

Trospies.

Daniel H. Ross

This day comes said Plaintiff by
C. Bentley his attorney and also personal service of process

of Summons issued in this cause having been had on said defendant and being three times solemnly called in open Court - comes not nor does any person for him but herein he makes default which is on Motion ordered to be taken and is hereby of record Wherefore said Plaintiff ought to have and recover of said defendant his damages sustained herein by reason of the premises.

And thereupon reference is had to the Court to assess damages herein hereafter.

And afterwards to wit on the thirteenth day of February (being one of the days of the February term of said Court) A. D. Eighteen hundred and sixty, the following further proceedings were had in said cause and entered of record in said Court, to wit.

"D. Alphonsus Bolton	}	Presides
— do —		
<u>Daniel M. Bros.</u>		

And now again comes said Plaintiff by E. Bailey his attorney and default of said Defendant - having been taken and entered of record herein against him on the 7th day of November of the November term last past of this Court and reference being had to the Court to assess damages and the Court now here after hearing proofs and allegations submitted by said Plaintiff and being fully advised in the premises assesses

"Know all Men by these Presents That we Daniel W. Ross and Joshua L. Marsh of the County of Cook and State of Illinois are lawfully bound unto D. Alphonzo Bolton also of the said County and State in the penal sum of Three hundred dollars, lawful money of the United States for the payment of which well and truly to be made we bind ourselves our heirs executors and administrators jointly, severally and jointly by these Presents.

Witness our hands and seals this 23rd day of February A.D. 1860.

The condition of the above obligation is such that whereas the said D. Alphonzo Bolton died on the 13th day of February A.D. 1860 in the Superior Court of Chicago in and for the County of Cook in the State aforesaid and of the February term thereof A.D. 1860 received a Judgment against the above bounden Daniel W. Ross for the sum of One hundred and fifty dollars besides costs of suit from which said Judgment of the said Superior Court of Chicago the said Daniel W. Ross has prayed for and obtained an Appeal to the Supreme Court of said State.

Now therefore if the said Daniel W. Ross shall duly prosecute his said appeal with Effect and moreover pay the amount of the judgment - costs interest & damages rendered, and to be rendered against him in case the

his behalf has taken from my Office any Record of
the proceedings in said cause, for the purpose of
presenting his said Appeal as aforesaid.



In testimony whereof I have here
unto set my hand and affixed the
Seal of said Superior Court at Chicago
in said County the twenty third day
of April A. D. 1861.

Walter Kimball Clerk

332
State of Illinois
Cook County.

332

D. Alphonzo Bolton

vs.

Daniel W. Boss . . .

Certificate of
Non-Prosecution of Appeal.

Filed April 25, 1881
L. Leland
Clerk

1861

Judgment
\$150.00
05
7,5000

5 per cent

13278

Fees

\$2.00 paid W. H. Hunt