

No. 12577

# Supreme Court of Illinois

Hunt, et al

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vs.

<sup>A</sup>  
Hallowell

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71641  7

State of Illinois }  
County of Cook } ss.

Plas before the Honorable  
John W. Wilson. Judge of the Cook County Court  
of Common Pleas, in and for the County of Cook  
and State of Illinois. at a regular term of said  
Cook County Court of Common Pleas, begun and  
holden at the Court House, in the City of Chicago  
in said County and State, on the Second Monday  
being the Fourteenth day of September in the year  
of our Lord One thousand Eight hundred and fifty  
seven, and of the Independence of the United States  
of America the Eighty Second.

Present The Honorable John W. Wilson Judge

Charles Haven Not atty.

John L. Wilson Sheriff

Attest Walter Kimball Clerk

By it Remembered. That on the Sixteenth day of  
September in the year of our Lord One thousand Eight  
hundred and fifty seven. said day being one of the  
days of the September Term of the Cook County Court  
of Common Pleas. the following among other  
proceedings was had in said Court. and entered of  
Record. to wit.

Henry M. Hunt, Peter Horr  
George M. Higgins & Isaac H. Fiske  
vs  
William Halliwell } Asst.

This day come the said plaintiffs by Gallup & Hitchcock, and on their motion, ordered by the Court, that the plea of said defendant to the jurisdiction herein pleaded, be stricken from the files as frivolous, and it appearing to the satisfaction of the Court, that due personal service of process of summons issued in this cause had been had on said defendant, and he being three times solemnly called in open Court, comes not, but makes default, which on motion is ordered to be taken and entered of Record. Wherefore said plaintiffs ought to have and recover of said defendant, their damages sustained in this behalf by reason of the premises, and the Court having heard the proofs and allegations submitted, and being fully advised, now assesses the damages to the sum of Five Hundred & sixty two Dollars and four cents.

Therefore it is considered that said plaintiffs do have and recover of said defendant their damages of Five Hundred and sixty two Dollars and four cents in full aforesaid assessed together with their costs and charges in this behalf expended and have execution therefor.

\$562.04

And afterwards - to wit - on the Twentythird day of October in the year last aforesaid. being also one of the days of said September Term of said Court. the following among other proceedings was had in said Court, and entered of Records to wit.

Henry W. Hunt, Peter Horro  
George W. Higgins & Isaac H. Fiske  
vs  
William Hollowell } Jst.

This day again come the said plaintiffs by Gallup Hitchcock their attorneys aforesaid. and the said defendant by Ferry his attorney also comes, and submits his motion for an appeal of this cause, to the Supreme Court. which motion is sustained by the Court, on filing appeal Bond in Eight Hundred Dollars. to be approved by the Judge of this Court, in ten days.

And afterwards - to wit on the Twentysixth day of October in the year last aforesaid. the said Defendant filed in the office of the Clerk of said Court his appeal Bond. which is in the words and figures following To wit,

Know all men by these presents, That We William  
Hallowell and Robert Douglass of the County of Lake  
in the State of Illinois are held and firmly bound unto  
Henry W. Hunt, Peter Horr, George W. Higgins & Isaac  
H. Fiske of the County of Cook in the State aforesaid in  
the penal sum of Eight 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, firmly  
by these presents.

Sealed with our Seals and dated this  
27th day of October A.D. 1857,

The condition of the above Obligation  
is such, That Whereas the said Henry W. Hunt, Peter,  
Horr, George W. Higgins and Isaac H. Fiske did at the  
September term of the Cook County Court of Common  
Pleas, in and for the County of Cook in the State of  
Illinois, recover a judgment against the above bound-  
en William Hallowell, for the sum Five Hundred  
and Sixty two Dollars and four cents (\$562.04) from  
which judgment the said William Hallowell, has taken  
an appeal to the Supreme Court of the State of Illinois.  
Now should the said William Hallowell duly prosecute  
said appeal, and shall pay whatever judgment, costs, interest and  
damages, that may be awarded by said Court, in case said  
judgment shall be affirmed, then the above obligation to be  
void, Else to remain in full force and Effect.

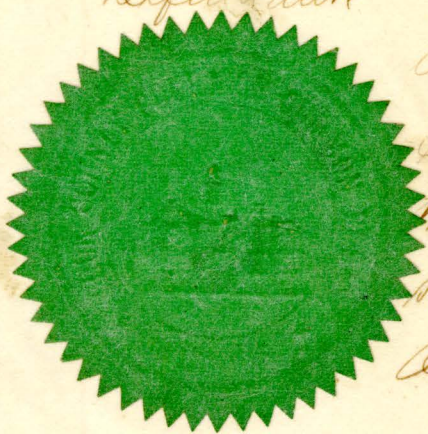
Approved, John M. Nelson  
Judge C.

William Hallowell (Seal)  
Robert Douglass (Seal)

State of Illinois }  
County of Cook } ss.

J. Walter Kimball, Clerk of  
the Cook County Court of Common Pleas, within and  
for said County do hereby certify that the foregoing is a  
true copy of the order of judgment had and entered of  
Record in said Court on the 16th day of September A.D.  
1857. and of the order allowing the appeal to the Supreme  
Court. on the 23rd day of October A.D. 1857. and also  
of the Appeal Bond filed in my office on the 27th  
day of October A.D. 1857. in the case wherein  
Henry Hunt, Peter Horro, George W. Higgins and  
Isaac H. Fiske. are plaintiffs. and Wm. Halliwell is  
Defendant.

In Testimony Whereof I hereunto  
subscribe my name and affix  
the Seal of said Court at Chicago in  
said County this 24th day of April  
A.D. 1858. Walter Kimball  
Clerk



Book of the Court  
300

Henry H. H. H.

Henry H. H. H.

300

1858

Henry H. H. H.  
Henry H. H. H.

Filed April 22, 1858

Delaware

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Proce. Sec.

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