

13362

No. _____

Supreme Court of Illinois

Mauck

vs.

Hammond

At a circuit Court begun and held
at the Court house in the City of Rock
Island within and for the County of
Rock Island and State of Illinois, on
the third Monday (the 16th day) of March
A.D. 1857.

Present. Hon. Wilson Drury
Presiding Judge of said Court.

John B. Hawley, State attorney

Ezra M. Beardsley, Sheriff

Quincy M^cNeil, Clerk.

Be it remembered that on the twenty
sixth day of March 1857 in the aforesaid
March Term of said Court the following
order was made and entered of record in
a certain cause then depending in said
Court wherein William T. Hammond was
Plaintiff and John Mouch defendant.
viz "William T. Hammond vs John Mouch
husband vi et amicus. This day came the
parties by their attorneys and defendant
enters his motion to suppress depositions
taken, which being heard is sustained by
the Court. And issue being joined there
upon a jury were called Judah Kalkbough
Robert Kirkman W^m H. Fennel S. S. Stewart,
Thomas Sugar J. M. Morris Thomas Britting
Jesse Dixon James Parker Noah Brown
David Phillips and H. C. Trent, who were
sworn and solemnly sworn to well and truly

try the issue joined, and having heard a part of the evidence, and the hour of adjournment having arrived the Court instructed the jury, and permitted them to disperse to meet the Court tomorrow morning."

and afterwards and on the twenty seventh day of March in the same term aforesaid the following order was made and entered in said entitled cause, to-wit,

"William D. Hammond vs John Hancock
Trespass vi et armis. This day again came the parties by their attorneys and the jury herein before empannelled and having heard a part of the evidence and the hour of adjournment having arrived, the Court instructed the jury as before, and permitted them to disperse to meet the Court tomorrow morning."

And afterwards and on the 28th day of March in the same term aforesaid the following order was made and entered in said entitled cause, to-wit,

"William D. Hammond vs John Hancock,
Trespass vi et armis. This day again came the parties by their attorneys and the jury hereinbefore empannelled, and having heard the evidence and arguments of counsel returned their verdict into Court

which is as follows: "The jury find the defendant guilty and assess plaintiffs damages at the sum of Fifteen hundred Dollars." - thereupon defendant enters his motion for a new trial"

And afterwards and on the thirty first day of March in the said term aforesaid the following order and judgment was made and entered of record by said Court in said entitled cause. viz.
"William J. Hammond vs John Mack. Perhaps vs et amitt. This day came the parties by their attorneys and defendants motion for a new trial being considered by the Court is overruled. It is therefore ordered by the Court that plaintiff have and receive of defendant the said sum of Fifteen hundred Dollars damages assessed by the jury hereinbefore enumerated, together with his costs, and that he have execution. Thereupon defendant prays no appeal to the Supreme Court, which prayer is granted upon condition that the defendant enter into bond in the penal sum of three thousand dollars with James O Edwards as his security, and that the said bond be filed with the Clerk of this Court within twenty days."

State of Illinois }
Rock Island County } I Quincy McNeil.
Clerk of the Circuit Court within and for
said county do hereby certify that the
foregoing pages contain true and ver-
fect copies of the orders of said Circuit
Court at the March Term thereof A.D.
1857 encompassing the jury, and the
trial and judgment in the case of Wm
T. Hammond against John Mauch,
as also the order granting an appeal in
said cause to the Supreme Court, all
as fully and completely made as the
same appear of record in my said
office. I further certify that the appeal
granted in said cause was perfected
by said defendant, by filing in my
office on the 31st day of March 1857
his bond on appeal to the Supreme Court
in the sum of \$3000.00 with James O. Edwards
as security, as required by the said order
of court in that behalf.

In testimony whereof I have
hereunto set my hand and the
seal of said Court at my office
in the city of Rock Island this
10th day of March A.D. 1858.
Quincy McNeil clk

330
John Mauck

vs

William T. Hammond

Appeal from Rock
Island.

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Filed May 6, 1858

L. Deland
clerk.

13862
Proceeds same

May 11, 1858

Judt. \$ 1500. ^{out}
Dgs. \$ 2500