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No. \_\_\_\_\_

# Supreme Court of Illinois

<sup>E</sup>  
Diversity

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vs.

Loeb

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71641  7

# SUPREME COURT.

**MICHAEL DIVERSY,**  
Appellant,  
vs.  
**ADOLPH LOEB,**  
Appellee.)  
Appeal from Cook  
Common Pleas.

## ABSTRACT OF RECORD.

Rec. p. 2 This action was assumpsit, brought to the June Term, A. D. 1858, of the Cook County Court of Common Pleas.

3 The plaintiff declared upon a bill of exchange, dated the 3d day of  
4 December, A. D. 1857, for five hundred dollars, drawn by S. D. La Rue,  
5 upon the defendant, Diversey, at three months, payable to the order of  
the drawer, at the office of Greenebaum & Brothers, Chicago, and  
also upon the common money counts.

The defendant pleaded to the declaration the general issue, and to the count upon the said bill the following plea of want of consideration :

7 And for a further plea in this behalf, as to the first count in said declaration, said defendant says *actio non*, because he says that he accepted the said bill of exchange in said count mentioned, without any good, valuable or sufficient consideration therefor, which was well known to the said plaintiff at the time he received the said bill, to wit, at Chicago aforesaid. And this he is ready to verify, wherefore he prays judgment, &c.

8 To this plea the plaintiff demurred generally, and the Court sustained the demurrer, and rendered judgment in favor of said Adolph Loeb, against the said Michael Diversey, for the sum of five hundred and twenty three dollars and twenty five cents.



222-98

Michael Divorcy

vs

Adolph Loeb

~~Abstract and~~  
App'ts. Brief

Filed April 20, 1889

Leland  
Clerk

as

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