

14254

No. _____

Supreme Court of Illinois

Rodgers

vs.

Leach

STATE OF ILLINOIS,
SUPREME COURT,
Third Grand Division.

No. 199

14254

Rodgers
vs

Leahrs

1862

The People of the State of Illinois

By the Grace of God free and Independent

To all to whom these presents may come Greeting:—

Know ye, that we having caused to be inspected the records and proceedings now remaining in the office of our Clerk of our Circuit Court in and for our County of Will do find there certain records in words and figures following. To Wit—

"Will County Circuit Court"

"Monday December 3rd A.D. 1860

"United States of America"

"State of Illinois"

"County of Will"

} ss

"Hear before the Honorable Jesse C

"Horton Judge of the Eleventh Judicial Circuit of the State of
"Illinois and sole presiding Judge of the Will County Circuit
"Court at a term thereof begun and held at the Court House in
"the City of Alton in said County and State on the first Monday
"(the same being the third day) of December in the year of our
"Lord one thousand Eight hundred and sixty and of the Independence
"of the United States the Eighty fifth"

"Present Honorable Jesse C Horton Judge of the 11th Judicial Circuit of the State of Illinois

"Henry Logan State Atty " " " " "

"William W Bentall Sheriff of Will County

"Attest. Alexander McIntosh"

And afterwards To Wit. on the Fourth day of February
in the year of our Lords One thousand Eight Hundred and Sixty
One It being one of the regular days of the December term of
said Court for the year AD 1860. and the Court being then
judicially sitting for the adjudication of business do following
Among other proceedings were had and entered of records by
said Court in words and figures to Wit.

"Michael Rodgers"

"2551"

"Alonzo Leach"

"Replevin"

"And now at this day Comes said
"Plaintiff by A. N. Conroy his Attorney and said Defendant
"Also Comes by J. E. Streeter his Attorney and now is called up
"for hearing the Arguments of Counsel upon said Plaintiffs Motion
"for a new trial heretofore entered herein. and the Court being
"now fully advised in the premises it is Ordered that said
"Plaintiffs Motion for a new Trial be and is hereby overruled.
"Thereupon on Motion of said Defendant it is further
"Ordered by the Court that a Writ of Retorno Habeas be and
"is Ordered for the recovery of the property replevied herein and
"it is further Ordered that said Defendant have Judgment against
"said Plaintiff for his nominal Damages as assessed by the
"Jury in this Cause for the detention of the property described
"in the writ of Replevin to the sum of one Cent - Therefore
"it is Considered by the Court that said Defendant do have
"and recover possession of the property replevied in this

"Cause, and have and recover of said Plaintiff his nominal
"Damages to the sum of One Cent as aforesaid - together with
"his costs and charges by him about his suit in this behalf
"expended and have Execution therefor"

"To which Opinion and ruling of the Court
"the said Plaintiff by W H Lewis his Attorney then and there
"excepted and prayed an Appeal from the judgment of
"this Court (in overruling his motion for a new trial) to the
"Supreme Court of said State - and the Court being fully
"advised in the premises Orders that an appeal be and
"it is hereby granted upon condition that said Plaintiff do
"within thirty days file his Bill of Exceptions herein together
"with a good and sufficient Bond in the sum of Fifteen
"Hundred Dollars with William Turner as Security -"

State of Illinois }

County of Will }

do I Benjamin F Russell Clerk of the Circuit Court
in and for the County of Will and State of Illinois
do hereby certify that the above and foregoing is a full true and perfect
Copy of the final order or judgment had in the Will County
Circuit Court in the Cause therein entitled, ^{and now remaining in my said office} and I do further
certify that Michael Rodgers Plaintiff as aforesaid did on
the 27th day of February A.D. 1861 file in my said office
the Appeal Bond as directed by our said Court and
that afterwards on or about the month of June A.D. 1861
said Plaintiff's Attorney W H Lewis by Order of me
to make a Transcript of the Records and papers filed
in said Cause but after said Transcript was partly

over

Completed said Order was Countermanded and that no
Transcript has never been called for since that time

In Witness Whereof I have hereunto
Subscribed my name and affixed the
Seal of said Court at my Office in the
City of Solis in said County and State
this 5th day of April A.D. 1862
B. F. Russell Clerk



199 2331

Mill County Circuit Court

Michael Rodgers

(10)

Alonzo Soadi

Certified Copy of Judgment

Filed April 22, 1862
L. Seland
Clerk.

Books for record #3, 111