

13440

No. _____

Supreme Court of Illinois

^E
Se~~A~~muller et al

vs.

Harlow et al

71641  7

Proceedings

At a term of the Circuit Court begun and held at the Court House in Pekin, within and for the County of Tazewell and State of Illinois, on the first Monday of the month of September A.D. 1860. Present Hon. James Harriott Judge of the 21st Judicial Circuit of the State of Illinois, composed of the Counties of Mason Tazewell &c. Hugh Fullerton States Attorney Thomas C. Deeres Sheriff and Merrill C. Young Clerk

10th day of the Term Thursday September 13th 1860

William Semmiller &
Gustavus Brown

vs
George H. Harlow and
Lawrence B. Chambers
late partners trading under
the name and style of
Harlow & Chambers

Assumpsit

Now comes as well the plaintiffs by their attorneys Roberts & Ireland, as the said defendants by their attorney Samuel P. Bailey, and a Jury being waived, by consent this cause, is tried by the Court, and the Court having heard the allegations

and proofs of parties, and argument of counsel thereon, and being fully advised in the premises, is of opinion that the Plaintiffs have sustained damages by reason of the breaches of promises in the declaration mentioned, but because those damages are unknown to the Court, the Clerk is ordered to make an assessment thereof, and he having assessed those damages to the sum of Two hundred ninety seven & $\frac{24}{100}$ Dollars, (\$297 $\frac{24}{100}$) and made report thereof which is approved by the Court. It is therefore ordered and adjudged by the Court, that the plaintiffs have and recover of the said defendants the damages aforesaid, in manner and form aforesaid assessed, likewise the costs and charges by them about their suit expended and that execution issue therefor.

Whereupon the defendants prayed an appeal, which is granted by the Court with bond to be filed in 30 days in the sum of Six hundred dollars, with Harvey Sage as Security.

Now afterwards, to wit: on the 22^d day of September A.D. 1860, an appeal bond was filed in the office of the Clerk of said Court, which said bond is in the words and figures following, to wit:

Know all men by these presents, that we, George H. Harlow, Lawrence B. Chambers and Harvey Sage, are held and firmly bound unto William

Small by
John C. Clark & Son
310 Arch Street
Philadelphia

Demuller & Gustavus Brown, in the penal sum
of Six hundred dollars, for the payment of which
well and truly to be made and performed, we
bind ourselves, our heirs, executors, and
administrators, jointly, severally and firmly by
these presents, Witness our hands and seals the
22^d day of September A.D. 1860.

The condition of this obligation is such
that whereas at the September Term 1860, of the
Fazewell Circuit Court, the above named William
Demuller & Gustavus Brown, recovered a judgment
against the above bounden George H. Harlow and
Lawrence B. Chambers for the sum of Two hundred
ninety seven & ²⁴/₁₀₀ Dollars and costs of suit, from
which said judgment, said Harlow & Chambers
have prayed an appeal to the Supreme Court of
the State of Illinois, Now if the said George H.
Harlow & Lawrence B. Chambers, shall pay said
judgment, costs, interest and damages, in case
said judgment shall be affirmed, and duly
prosecute said appeal, then this bond to be void,
otherwise to remain in full force.

G. H. Harlow Seal
Law B. Chambers Seal
Henry Sage Seal

State of Illinois }
Fazewell County } J. C.

J. George H. Harlow Clerk
of the Circuit Court within and for said
County, do certify that the foregoing contains
a true and correct copy of the proceedings
had in the cause therein named, and the

appeal bond on file in said cause, as
fully as the same appears of record in my
office



Witness my hand, and the
Seal of said Circuit Court
hereto affixed at Pekin, this
16th day of April A.D. 1861.

Geo. H. Harlow, Clerk
per A. Griswold Deputy

306

Cumüller & Brown

Harlow & Chandler

306

Certified Copy of
Judgment & Appeal
Bonds

13440

1861

Filed Apr. 19. 1861

L. Ireland Clerk

Jud. \$297,24
05
128,620

Robertson

125