

13870

No. _____

Supreme Court of Illinois

Hanson

vs.

Swift et al

71641  7

United States of America

STATE OF ILLINOIS, COUNTY OF COOK, S. S. }

Pleas, before the Honorable George Mammie

Judge of the Seventh Judicial Circuit of the State of Illinois, and Sole, Presiding Judge of the Circuit Court of Cook County, in the State aforesaid, and at a ^{Special} term thereof begun and held at the Court House in the City of Chicago, in said County, on the

Second Monday, (being the Eleventh day) of January in the year of our Lord one thousand eight hundred and Fifty Eight and of the Independence of the said United States the Eighty second

Present, Honorable George Mammie Judge of the 7th Judicial }
Circuit of the State of Illinois. }

Charles Haven States Attorney.

John L. Wilson Sheriff of Cook County.

Attest: Wm. L. Church Clerk.

Be it remembered that heretofore to wit,
on the 7th day of December A. D. 1857. there was
filed in the office of the clerk of the Court aforesaid,
a certain appeal bond, which is in the
words and figures following, to wit—

Know all men by these Presents, that we,
Richard H. Swift, James S. Johnston and Van H.
Diggins, of the county of Cook, in the State of Illinois,
are held and firmly bound unto John Hansen
and Maria Hansen, in the penal sum of one hundred
and twenty 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, ~~severally~~ jointly, severally
and firmly by these presents— Witness our
hands and seals this 1st day of December, A. D. 1857.

The condition of the above obligation is such,
that whereas the said John Hansen and Maria
Hansen did on the 23rd day of November A. D. 1857,
before H. B. Reger Esq, a Justice of the Peace for the
said county of Cook, recover a judgment against
the above bounden Richard H. Swift and James
S. Johnston, impleaded with Leyman D. Swift,
for the sum of fifty dollars, besides costs of suit
from which judgment, the said Richard H.
Swift and James S. Johnston have taken appeal
to the Circuit Court of the county of Cook aforesaid,
and State of Illinois— Now if the said Richard

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R. Swift and James S. Johnston shall prosecute
his appeal with effect, and shall pay whatever
judgment may be rendered by the Court upon
dismissal or trial of said appeal, then the
above obligation to be void— otherwise to remain
in full force and effect—

Approved by me at } R. H. Swift (seal)
my office, this 7th day } J. S. Johnston (seal)
of December 1857 } Wm H. Higgins (seal)
Wm S. Church

And afterwards to wit, on the day and
year last aforesaid, there was issued out of the
office of the clerk, ^{of the court} aforesaid, and under the
seal of said court, the Peoples writ of Supersedeas,
clothed in the words and figures following, to wit

State of Illinois }
Cook County } ss.

The People of the State of Illinois
to H. B. Ruger Esq. a Justice of the Peace, and
a Constable in and for said county,
Greeting—

Whereas you the said H. B. Ruger, a
Justice of the Peace as aforesaid, did on the 23rd
day of November A D 1857. render a judgment in
a certain suit lately instituted and then pend-
ing before you, wherein John Hansen and Maria
Hansen Plaintiffs, and R. H. Swift, and J. S. Johnston,

Defendants, in favor of the said Plaintiffs, and against the said Defendants, for the sum of fifty dollars and cents, besides costs of suit, as it is said.

And whereas the said R. H. Swift and Jas. S. Johnston have taken an appeal from the said judgment, to our Circuit Court for the County of Cook, and thereupon executed an appeal bond, with security according to law, now on file in the office of the Clerk of said Circuit Court.

Therefore we command and enjoin you, the said H. B. Ruger Justice of the Peace, and you the said Constable as aforesaid, that you do absolutely and entirely supersede and desist from proceeding any further in said suit, and all proceedings in relation thereto you do absolutely suspend, until the further order of our said Circuit Court.



Witness William L. Church, Clerk of our said Court, and the seal thereof, at Chicago in said County, this 7th day of December, A. D. 1837.

Wm L. Church
Clerk

And afterwards to wit, on the same day and year last aforesaid, there was issued out of the office of the Clerk of the Court aforesaid, and under the seal of said Court, the Peoples writ of summons, clothed in the words and

figures following, to wit-

State of Illinois }
Cook County } ss.

The People of the State of Illinois, to the Sheriff of said County - Greeting -

We command you that you summon John Hansen and Maria Hansen, if they shall be found in your county, personally to be and appear before the Circuit Court of Cook County, on the first day of the next term thereof, to be holden at the Court House in Chicago, in said County, on the second Monday of January next, to answer unto Richard R. Swift and James S. Johnston, impleaded with Lyman P. Swift, on an appeal from the judgment of H. B. Reger, Esquire, a Justice of the Peace within said county -

And have you then and there this writ with an endorsement thereon, in what manner you shall have executed the same -



Witness William L. Church, Clerk of our said Court, and the seal thereof, at Chicago aforesaid, this 7th day of December, A. D. 1857.

Wm L. Church, Clerk

Said writs were afterwards returned into the court aforesaid, by said Sheriff of said County, enclosed as follows, to wit -

Served by reading to the within named H. B. Reger, the 10th day of December, 1857. Fees - 1 Service, \$.50 - 2 Mileage 10, 1 Return 10. \$. 90.

John L. Wilson Sheriff
By J. Miles, Deputy

Served by reading to James B. Bradwell, attorney for plaintiff, in this case, and he excepts service - the 7th day of January, 1858. Fees - 1 Service, \$1.00 - 1 Mileage, 10 - 1 Return, 10 \$. 1. 20.

John L. Wilson, Sheriff.
By J. Miles, Deputy

And afterwards, to wit, on the 29th day of December, in the year last aforesaid, there was filed in the office of the clerk of said Court, a certain Transcript, with other papers, all of which are in the words and figures following, to wit -

No 2624

John Hansen & P. Maria Hansen vs Richard H. Swift, Lyman P. Swift & James S. Johnston	}	Capias Nov 14 th /57. on oath of J. B. Bradwell, Plaintiffs attorney, capias issues, return in case special bail be given on the 27 th inst at 4 P. M. capias to J. B. Bridges Const - Nov 19 th /57. capias return executed by arresting the within named Richard H. Swift and James S. Johnston, and releasing them on	Demand \$50.00
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Costs .81
Ex 31

taking A. C. Wright special bail, Lyman P. Swift not found by J. B. Bridges, Const. Nov 23rd / 57 suit called. plaintiff appears by his attorney, J. B. Bradwell. Defendant fails to appear. Proceed Plaintiff files a certain Certificate of J. B. Bridges Deposit, No 2557. Dated Sept. 22nd / 1857. Amount Const. Return 1.40 \$ 50. signed R. H. Swift, Brother, & Johnston, by B. B. Chambers. No Defence case submitted. Judgment is rendered in favor of Plaintiffs for the sum of \$ 50 - and costs - Nov 23rd / 57 on the oath of the plaintiff, John Hansen, execution is sued to J. B. Bridges, Const. Dec 7th / 57. supersedeas served, case appealed to Circuit Court.

State of Illinois }
Cook County } ss.

I, the subscriber, a Justice of the Peace, in and for said county, do certify, that the above Transcript, and the papers annexed, contain a full and perfect statement of all the proceedings, and of the judgment before me, in the above entitled cause.

Dated this 15th day of December 1857.
H. B. Ruger J. P.

State of Illinois }
Cook County } ss.

The People of the State of Illinois,
to any Constable of said County, Greeting,
You are hereby commanded to take the bodies

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of Richard R. Swift, Lyman P. Swift, and James
S. Johnston, and bring them forthwith before me,
unless special bail be entered - and if such
bail be entered, you will then command them
to appear before me at my office in West
Chicago, on the 23rd day of November A.D. 1857.
at 4 o'clock P. M. to answer the complaint of
John Hansen and Penella Maria Hansen for a
failure to pay them a certain demand not
exceeding one hundred dollars, and hereof
make due return as the law directs - Given un-
der my hand and seal, this 14th day of November,
A.D. 1857.

H. B. Reger ^{seal}

Justice of the Peace

And on the back of said writ, appeared
the following endorsement, to wit -

Executed November 19th 1857. by arresting
the bodies of the within-named R. R. Swift &
James S. Johnston, and releasing them on spec-
ial bail, L. P. Swift not found in my county -
2 Arrest .50 - 2 Mileage .20 - 2 special bail 50.
1. 20 -

G. B. Bridges, Const

I do hereby enter myself as special bail,
for the within-named Defendants R. R. Swift
& J. S. Johnston. ————— A. C. Wright

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No A 2558.

State of Illinois
R. H. Swift, Brother
& Johnston
Chicago
Swift, Hanson & Co
New York

Savings Department -
of

R. H. Swift, Brother & Johnston
Bankers

Chicago Sept 22nd 1857.

Penella Maria Hansen has deposited with us, Fifty Dollars, in funds as stated below, to the credit of herself, to be paid in like funds to her order, hereon -

Currency \$ 50

Gold \$ -

\$ 50 ⁵⁰/₁₀₀

R. H. Swift, Brother & Johnston

By B. B. Chambers -

State of Illinois }
Cook County } p.

The People of the State of Illinois,
to any Constable of said County, Greeting -

We command you, that of the goods and chattels of Richard H. Swift & James S. Johnston, impleaded with Lyman P. Swift, in your county, you make the sum of fifty dollars debt, and two dollars and twenty one cents cost, which John Hansen and Penella Maria Hansen lately recovered before me, in a certain plea against the said Richard H. Swift & James S. Johnston, impleaded with Lyman P. Swift, and hereof make due return to me, within seventy days from this date.

Given under my hand and seal, this 23rd

day of November A. D. 1857

H. B. Ruger 
Justice of the Peace

And on the back of said writ, appeared the following endorsement, to wit-

Returned by order of Court, December 14th A. D. 1857. Return 50.

J. B. Bridges, Const.

Received this execution, this 23rd day of November, 1857. at 3¹/₂ o'clock, P. M.

And afterwards, to wit, at the January Special term of said Court, to wit, on the 14th day of January, in the year last aforesaid, the following, among other proceedings in said Court, were had and entered of Record, to wit-

John Hansen & Maria Hansen	} Appeal
vs	
Richard H. Swift & James S. Johnston, impleaded with	
Syman P. Swift	

This day come the said Plaintiffs by their attorney, and the said Defendants having been three times severally solemnly called in open Court, come not, nor does any person for them, but herein they fail to prosecute their appeal, in this behalf. Therefore on motion

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ordered that the appeal herein be dismissed,
for want of prosecution and affidavit of merits,
and that a procedendo issue to the Court below,
Therefore it is considered that said Plaintiff
do have and recover of said Defendants, their
costs ^{and charges} by them in this behalf expended, and
have execution therefor —

And afterwards, to wit, at the same Term
of said Court last aforesaid, to wit on the 16th
day of January, in the year last aforesaid, the
following among other proceedings in said
Court, were had, and entered of Record, to wit —

John Hansen & Maria Hansen
vs
Richard K. Swift & James S.
Johnston, impleaded with
Seymour P. Swift } Appeal

This day come the
said defendants by their attorney, and pray an
appeal to the Supreme Court of the State of
Illinois, which is allowed, upon condition that
they do forthwith execute and file their appeal
bond, in the penal sum of Three Hundred Dollars,
with Van H. Higgins as surety, conditioned accord-
ing to law —

And afterwards, to wit, on the 16th day of January,

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A. D. 1858. there was filed in the office of the Clerk of said Court, a certain appeal bond, which is in the words and figures following, to wit—

Know all men by these Presents, that we, Richard K. Swift, James S. Johnston, and Wm. H. Higgins, are held and firmly bound unto John Hansen and Maria Hansen, in the penal sum of Three Hundred Dollars, for payment of which well and truly to be made, to said John and Maria Hansen, their heirs or assigns, we bind ourselves jointly and severally, our heirs, executors and administrators, firmly, by these presents— Sealed with our seals, and dated this sixteenth day of January, 1858.

The condition of this obligation is such, that whereas, in a certain suit in the Circuit Court of Cook County, State of Illinois, wherein said John and Maria Hansen are Plaintiffs, and said Swift and Johnston and Lyman P. Swift are Defendants, the said Plaintiff on the fourteenth day of January A. D. 1858. recovered a Judgment against the said Defendants, R. K. Swift and J. S. Johnston, dismissing their appeal taken to said Circuit Court, from a judgment in said suit against them, for the sum of Fifty Dollars, damages, besides costs of suit, rendered by Harmon B. Kuger Esq, a Justice of the Peace of said county, from which said judgment dismissing said appeal, said last named Defendants have prayed an

an appeal to the Supreme Court of the State of Illinois, which has been granted, upon said Defendants giving this bond.

Now if the said above bounden Defendants shall well and truly pay the judgment, costs, interest and damages, in case the said judgment dismissing said appeal shall be affirmed by said Supreme Court, and shall duly prosecute their said appeal to said Supreme Court, then the above obligation to be void, otherwise of force.

R. R. Swift
J. S. Johnston
Wm. H. Higgins

State of Illinois, }
COUNTY OF COOK. } s. s.



I, WILLIAM L. CHURCH, Clerk of the Circuit Court of Cook County, in the State aforesaid, do hereby certify the above and foregoing, to be a true, perfect and complete copy of ~~all the papers filed & proceedings had and~~ ^{either of record} in a certain cause lately pending in said Court on the Common Law side thereof, wherein John Hansen Etal were Plaintiffs and

Richard H. Swift Etal were defendants

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the seal of our said Court at Chicago, this 7th day of May A. D. 1858

Wm L Church

Wm L Church
Clerk.

John Hansen Est
no 348

Rich^d H Swift Est

Record

Filed May 13, 1888
Ladlow
Est

Proceeds and

Judt. \$50.00
Dys. \$3.00

pg 278

Just 3rd

United States of America

STATE OF ILLINOIS, COUNTY OF COOK, S. S.)

Pleas, before the Honorable George Manuino

Judge of the Seventh Judicial Circuit of the State of Illinois, and Sole Presiding
Judge of the Circuit Court of Cook County, in the State aforesaid, and at a ^{Special} term thereof
begun and held at the Court House in the City of Chicago, in said County, on the

Second Monday, (being the Eleventh day) of
January in the year of our Lord one thousand eight hundred and

Eighty Eight and of the Independence of the said United States the
Eighty Second

Present, Honorable George Manuino Judge of the 7th Judicial
Circuit of the State of Illinois. }

Charles Haven States Attorney.

John L. Wilson Sheriff of Cook County.

Attest:

Amos Church Clerk.

Be it remembered that heretofore, to wit, on the 7th day of December A. D. 1857 there was filed in the office of the Clerk of the Court aforesaid a certain appeal bond which is in the words and figures following to wit;

Know all men by these Presents, That we Richard B. Swift, James S. Johnston & Van H. Higgins of the County of Cook in the State of Illinois, are held and firmly bound unto John Hansen in the penal sum of one hundred & fifty 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 and firmly by these presents. Witness our hands and seals, this 1st day of December A. D. 1857.

The condition of the above obligation is such; That whereas the said John Hansen did on the 23rd day of November A. D. 1857 before H. B. Reger Esq. a Justice of the Peace for the said County of Cook recover a judgment against the above bounden Richard B. Swift & James S. Johnston impleaded with Lyman P. Swift for the sum of Sixty Dollars besides costs of suit, from which judgment the said Richard B. Swift & James S. Johnston have taken appeal to the Circuit Court of the County of Cook aforesaid and State of Illinois. Now if the said Richard B. Swift & James S. Johnston shall prosecute

their appeal with effect, and shall pay whatever judgment may be rendered by the Court upon dismissal or trial of said appeal, then the above obligation to be void, otherwise to remain in full force and effect.

Approved by me at my office this 7th day of December 1857
Wm L. Church

R. B. Swift (seal)
J. S. Johnston (seal)
Van H. Higgins (seal)

And afterwards, to wit, on the day & year last aforesaid there was issued out of the office of the Clerk aforesaid and under the seal of said Court the Peoples writ of Supersedeas clothed in the words & figures following, to wit,
State of Illinois }
Cook County } 00

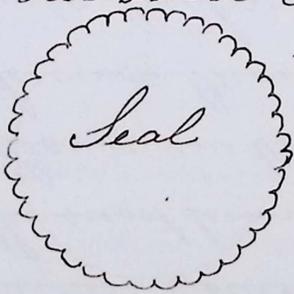
The People of the State of Illinois to H. B. Ruger Esquire Justice of the Peace, and a Constable in and for said County, Greeting
Whereas you, the said H. B. Ruger, a Justice of the Peace as aforesaid, did on the 23rd day of November A. D. 1857, render a judgment in a certain suit lately instituted and then pending before you, wherein John Hansen Plaintiff and R. B. Swift & James S. Johnston defendants in favor of the said Plaintiff and against the said Defendants for the sum of sixty dollars and cents besides costs of suit

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as it is said.

And whereas the said R. B. Swift & James S. Johnston have taken an appeal from the said judgment to our ~~said~~ Circuit Court for the County of Cook, and thereupon executed an appeal bond with security according to law, now on file in the office of the Clerk of said Circuit Court.

Therefore we command and enjoin you the said H. B. Rieger Justice of the Peace, and you the said Constable as aforesaid, that you do absolutely and entirely supersede and desist from proceeding any further in said suit, and all proceedings in relation thereto you do absolutely suspend, until the further order of our said Circuit Court.

Witness William L. Church, Clerk of our said Court, and the seal thereof at Chicago in said County, this
7th day of December A. D. 1857
Wm L. Church
Clerk



And afterwards, to wit, on the same day and year last aforesaid there was issued out of the office of the Clerk of the Court aforesaid & under the seal of said Court the Peoples writ of summons clothed in the words & figures following, to wit,

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State of Illinois }
Cook County }⁰⁰

The People of the State of Illinois
to the Sheriff of said County, Greeting;

We command you, that you summon
John Hansen if he shall be found in your
County, personally to be and appear before the
Circuit Court of Cook County, on the first day of
the next term thereof, to be holden at the Court
House in Chicago, in said County, on the
Second Monday of January next, to answer
unto Richard R. Swift & James S. Johnston
impleaded with Lyman P. Swift on an
appeal from the judgment of H. B. Puger
Esquire a Justice of the Peace within said
County.

And have you then and there this writ,
with an endorsement thereon in what man-
ner you shall have executed the same.

Witness, William L. Church, Clerk of our
said Court, and the seal thereof,
at Chicago aforesaid this 7th day of
December A. D. 1857



(Wm L. Church Clerk)

Said writs were afterwards returned
into the Court aforesaid by the Sheriff of said
County, endorsed as follows, to wit, Served
by reading to the within named H. B. Puger

The 10 day of Dec, 1857. Fees - 1 service 8, 50 - 2
Mileage, 10 - 1 Return, 10 - 8, 70

John L. Wilson Sheriff
By S. Miles Deputy

Served by reading to James B. Bradwell
attorney for the Plaintiff in this case and he excepts
service - Fees - 1 service 8, 50. 1 Mileage 11, 50. 1 Return
10 - 8 65

John L. Wilson Sheriff
By S. Miles Deputy

And afterwards, to wit, on the 29th day of
December in the year last aforesaid, there was
filed in the office of the Clerk of said Court a
certain Transcript, with other papers, all of which
are in the words and figures following, to wit,

No 2623.

John Hansen

vs.

Richard B. Swift
Lyman P. Swift &
James S. Johnston

Capias Demand \$6000

Nov 14th 1857 on oath of

J. B. Bradwell Plaintiff's attorney capias
issues return in case special bail be given
on the 23rd inst at 4 P.M. Capias to J. B. Bridges
Const. Nov 19th 1857 capias return & executed by
arresting the within named Richard B. Swift
& James S. Johnston and releasing them on
taking A. C. Wright special bail. Lyman

Costs, 81
Ex. 131

J. B. Bridges
Const. Dec 1, 40

P. Swift not found by J. B. Bridges Const. Nov 23rd 1857 suit called, Plaintiff appears, Defendants fail to appear, proceste, Plaintiff by his attorney J. B. Bradwell files a certain certificate of Deposits No 12027. Dated July 18-1857. Amount \$60- signed R. R. Swift Brothers & Johnston by B. B. Chambers no defence, case submitted, therefore judgment is rendered in favor of the Plaintiff for the above sum of \$60- and costs. Nov 23rd 1857 on oath of Plaintiff execution issues to J. B. Bridges Const. Dec 7th 1857 supersedaas served, case appealed to Circuit Court.

State of Illinois }
Book County }⁰⁰

I, the subscriber a Justice of the Peace in and for said County do certify that the above transcript and the papers annexed contain a full and perfect statement of all the proceedings and of the judgment before me in the above entitled cause.

Dated this 15th day of December 1857

H. B. Ruzer, J.P.

State of Illinois, }
Book County }⁰⁰

The People of the State of Illinois
to any Constable of said County, Greeting,
You are hereby commanded to take the
bodies of Richard R. Swift, Lyman P. Swift

✓
James S. Johnston and bring them forthwith before me, unless special bail be entered, and if such bail be entered, you will then command them to appear before me at my office West Chicago on the 23rd day of November A. D. 1857 at 4 o'clock, P. M. to answer the complaint of John Hansen for a failure to pay him a certain demand not exceeding one hundred dollars and hereof make due return as the law directs given under my hand and seal, this 14th day of November A. D. 1857

H. B. Ruger (seal)
Justice of the Peace

On the back of the above appears the following endorsement, to wit; Executed November 19th 1857 by arresting the bodies of the within named defendants R. R. Swift & J. S. Johnston and releasing them on special bail, the within named L. P. Swift not found in my County & arrests, 50. 4 Mileage, 20. 2 special, 50— \$120.

J. B. Bridges, Const.

I do hereby enter myself special bail for the within named defendants R. R. Swift & J. S. Johnston.

R. C. Wright

Savings Department
of R. R. Swift, Brother & Johnston
Bankers

State of Illinois
R. R. Swift, Brother
& Johnston
Chicago
Swift, Hanson
& Co.
New York

Chicago July 18. 1857

John Hansen has deposited with us, sixty Dollars in funds as stated below, to the credit of himself, to be paid in like funds, to his order hereon.

Currency \$ 60 ~
Gold \$ ~
\$ 60 #

R. R. Swift, Brother & Johnston
By B. B. Chamber.

State of Illinois }
Cook County }⁰⁰

The People of the State of Illinois
to any Constable of said County, Greeting;
We command you, That of the goods
and chattels of Richard R. Swift & James S.
Johnston, impleaded with Lyman P. Swift
in your County, you make the sum of sixty
Dollars debt, and Two dollars and twenty one
cents cost, which John Hansen lately recovered
before me, in a certain plea, against the said
Richard R. Swift & James S. Johnston implea-
ded with Lyman P. Swift, and hereof make
return to me within seventy days from this
date.

Given under my hand and seal this 23rd day
of November A. D. 1857

H. B. Ruger (seal)
Justice of the Peace

On the back of the above appears the following endorsement, to wit; Returned by order of Court December 14th 1857 - Returns, 50.

J. B. Bridges Const.
Received this execution this 23rd day of November 1857 at 5 1/2 o'clock P. M.

And afterwards, to wit, at the January Special Term of said Court, to wit, on the 14th day of January in the year last aforesaid, the following among other proceedings in said Court were had and entered of Record, to wit;

John Hansens
vs.
Richard B. Swift &
James S. Johnston
imple^{or} with Lyman P. Swift) } Appeal

1894

This day comes the said Plaintiff by his attorney, and the said Defendants having been three times severally, solemnly called in open Court, come not nor does any person for them, but herein they fail to prosecute their appeal in this behalf. Therefore on motion ordered that the appeal ^{be kept} be dismissed for want of prosecution and affidavit of merits, and that a procedenda issue to the Court below. Therefore it is considered that said Plaintiff do have and recover of said Defendants his costs and charges by him in

this behalf expended, and have execution therefor,

And afterwards, to wit, at the same Term of said Court last aforesaid, to wit, on the 16th day of January in the year last aforesaid the following among other proceedings, in said Court and entered of Record, to wit;

John Hansen

vs.

Richard B. Swift & James S. Johnston impleaded with Lyman P. Swift

Appeal

1894

This day come the said defendants by their attorney and pray an appeal to the Supreme Court of the State of Illinois which is allowed upon condition that they forthwith execute and file their appeal bond in the penal sum of Three Hundred Dollars with Van H. Higgins as surety conditioned according to law.

And afterwards, to wit, on the 16th day of January A.D. 1858 there was filed in the office of the Clerk of said Court a certain appeal bond which is in the words & figures following, to wit;

Know all men by these Presents, That we Richard B. Swift, James S. Johnston and Van H. Higgins are held and firmly

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bound unto John Hansen in the penal sum
of Three Hundred dollars, for payment of
which well and truly to be made, to said John
Hansen, his heirs or assigns, we bind ourselves
jointly and severally, our heirs, executors and
administrators, firmly by these presents.
Sealed with our seals and dated this ~~thirteenth~~
day of January 1858.

The condition of this obligation is such,
that whereas, in a certain suit in the Circuit
Court of Cook County, State of Illinois wherein
said John Hansen is Plaintiff, and said
Swift and Johnston and Lyman P. Swift are
Defendants, the said Plaintiff on the Fourteenth
day of January A. D. 1858 recovered a judgment
against the said Defendants Richard B. Swift
& Jas. S. Johnston dismissing their appeal
taken to said Circuit Court from a judgment
in said suit against them for the sum of
Sixty Dollars damages, besides costs of suit
rendered by Harmon B. Ruger Esq, a Justice
of the Peace of said County, from which said
judgment dismissing said appeal said last
named Defendants have prayed an appeal to
the Supreme Court of the State of Illinois, which
appeal has been granted upon said Defendants
giving this bond.

Now if the said above bounden Defendants
shall well and truly pay the judgment, costs,

interest and damages, in case the said judgment dismissing said appeal, shall be affirmed by said Supreme Court, and shall duly prosecute their said appeal, to said Supreme Court then the above obligation to be void, otherwise of force

R. R. Swift (seal)

J. S. Johnston (seal)

Van H. Higgins (seal)

State of Illinois, }
COUNTY OF COOK. } s. s.



I, WILLIAM L. CHURCH, Clerk of the Circuit Court of Cook County, in the State aforesaid, do hereby certify the above and foregoing, to be a true, perfect and complete copy of all the papers filed & proceedings had ^{entire of record} in a certain cause lately pending in said Court on the Common Law side thereof, wherein John Hausen was Plaintiff and Richard R. Swift et al were defendant.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the seal of our said Court at Chicago, this 7th day of May A. D. 1858

Fee \$3.00

Wm L Church
Clerk.

John Hansen
vs 347
Richard H. Swift, Clerk

347 Rec'd

Filed May 13, 1888
L. Leland
clerk

13870

Proceeds issued

paid \$60.00
Dgt. \$6.00

347

July \$3.00