

No. 13801

Supreme Court of Illinois

Hart et al

vs.

Shields

71641  7

Grand Jury Circuit Court
United States of
America
State of Illinois
Grundy County

It was before the
Hon. Hugh Henderson, Judge
of the Circuit judicial Circuit
in said State, at a Circuit Court
held in and for said County of
Grundy, in said State, at the
Court house in Morris, on Mon-
day the twentieth day of May
in the year of our Lord one
thousand eight hundred and fifty
and of the independence of
the United States, the seventy
fourth

Present
The Hon. Hugh Henderson Judge
Orville Lewis Sheriff
W. H. Platt State Attorney
Attest Geo. A. Kersted Clerk.

By it remembered that herebefore
to wit, on the 24th day of
May 1850, it being one of
the days of session of the said
term of said Court, the Court
Judicially sitting, the following

Among other proceedings, were had
before said Court, to wit,

Patrick Hart & }
Mary Ann Hart } Slander.
vs }
Michael Shield } change of venue
} from Hill County.

And now again come
the parties hereto, by their respec-
tive Attorneys, and express-
ing their readiness for trial;
thereupon came the following panel
of a Jury to wit, Cyrus Christian,
John Booth, Charles Crain, Josiah
Hynds, Edwin Brewster, Christopher
Mason, Benjamin Jenkins, Daniel Otis,
G. H. Massey, John Taylor Jr, John
Osler and Sylvester H. Keeler,
who were duly chosen selected and
sworn, the issue being well and
truly to try. And after hearing the
evidence and arguments of coun-
sel retired to consider of their
verdict; and after consideration
returned into Court with the
following verdict "We the Jury
find for the defendant, no
cause of action," and thereupon

The said plaintiffs counsel move
the Court for a new trial,
which motion after consideration
is overruled; after which,
upon further motion of said
plaintiffs counsel, it is ordered
that an appeal herein be granted
to the Supreme Court, upon con-
ditions that a bond be filed in
the Clerks office of this Court
within sixty days from this date
in the penal sum of one hundred
and fifty dollars. *Wm. E. J.*
Followed as Harry Curtis as sec-
-uritie

And afterwards to
wit on the 13th day of July 1850
the said plaintiffs filed in the
Clerks office of said Court an appeal
bond, which is in the words and
figures following, to wit
"I know all
men by these presents that Mr Patrick
Hart, & Harry Curtis, are held
and firmly bound unto Michael
Shield in the penal sum of one
hundred and fifty dollars lawful
money of the United States for
the just and full payment of which

said sum to the said Michael
Shields his heirs or assigns. We
do hereby bind ourselves executors
Executors and Administrators
firmly by these presents. Sealed with
our seals evob. dated this 12th day
of July A.D. 1850

The condition of the
above obligation is such, that whereas
the said Michael Shields recovered
a judgment for costs, at the May
Term of the Grundy County Circuit
Court 1850, in a certain suit
then and there tried between the
above named Patrick Hart &
Mary Ann Hart his wife wife
Plaintiffs and the said Michael
Shields defendant, in an action
on the case for slander, from
which said judgment the said
Patrick Hart & Mary Ann Hart
plaintiffs as aforesaid prayed and
obtained an appeal to the Su-
preme Court of the State of Illinois
Now if the said Patrick Hart
shall prosecute his said appeal
with effect or shall pay and
satisfy whatever judgment the
said Supreme Court shall

50
13
6
24
5
3
2
1
Under against him & the said
Mary Ann Hart on the trial or
dismissal of said appeal, then
this obligation shall be void, other
wise remain in full force and
virtue

Patrick Hart
By ~~C. E.~~ ^{W. E.} Fellows his atty
Henry Curtis

Judge of the Circuit Court of said
County

2000
I do hereby certify the foregoing
to be a true and correct trans-
cript of the final order as the
said Court of said Court, and the
appeal bond on file in said cause
of Patrick & Mary Ann Hart vs. Wm
Charles Shields, all of which appe-
ars of record in my said office

W. E. Fellows

In witness whereof I have here-
unto set my hand and private
seal (no official seal having been
provided for said Court) at
Newris this 27th day of August 1860
W. E. Fellows

State of Illinois }
Cassell County }

B. C. Cook being duly
affirmed doth that he was counsel
for the defendant on the trial of the
within ~~described~~ ^{mentioned} cause that the suit
was an action ^{on the case for} of slander that there
was no question in said suit in
relation to the title to lands or any
interest therein; that the Judgment
was for defendant for costs only
and that there was no Judgment
except for costs rendered in said
suit

B. C. Cook

Subscribed and sworn to before
me July 29, 1850,
D. Deland Clk.

92
Patrick H. Acton

vs
Michael Shields

Record

Quincy

1580

Filed July 29, 1850.
D. Deland Clk.