

State of Illinois } ss.
Supreme Court } The People of the State of Illinois to the Sheriff
of Gallatin County, Greeting.

Because in the record and proceedings & also in the rendition of the judgment, of a plea which was in the Circuit Court of Gallatin County before the Judge thereof between Gilbert H. Caldwell and Ebenezer L. Ryan Assignees of the President and Directors of the Bank of Illinois Plaintiffs and Henry Eddy and others Defendants it is said that manifest error hath intervened to the injury of said ~~defendant~~ Plaintiffs as we are informed by their Complaint, the record and proceedings of which said judgment, we have caused to be brought into our Supreme Court of the State of Illinois at Mt. Vernon before the Justices thereof, to correct the errors in the same, in due form and manner according to law; Therefore we ^{As we have heretofore commanded you} Command you that by good and lawful men of your County, you give notice to the said Mary E. Morris, Corn Posey Thomas Morris Sarah Lawler Thomas A. Lawler George Beck and President & Trustees of town of Shawmutown, Illinois that they be and appear before the Justices of our said Supreme Court, at the next term of said Court, to be holden at Mount Vernon in said State, on the (The first day of the next term thereof) 2^d Monday in November next to hear the records and proceedings aforesaid and the errors assigned if they shall think fit; and further to do and receive what the said Court shall order in this behalf; and have you then these the names of those by whom you shall give the said ~~plaintiff~~ defendants notice to give with this writ

Witness the Hon^{ble}. Samuel A. Peat, Chief Justice of our said Court and the Seal thereof, at Mount Vernon this the 17th day of November, A. D. 1851

Finney D. Preston, Clerk
Supreme Court

Supreme Court

Wm Brown and
Ebenezer B Ryan
Applicants of &c

vs.

Henry Eddy, et al

George B. St. 12 Dec

Charles R. & J. H. Carter 13 Dec

Serving 7 in \$3.50
9 Miles Richardson 2 days .45

Witnessing 10

Peter W. M. 10 \$4.05

Joseph L. 23 Aug

Peter Baker 13 August

Laura Posey 22nd Oct 1852

Served by reading the within summons to George B. St.
12 December 1851 & by reading to Sarah & Lawler & Thomas R.
Lawler 13 December 1851 & by reading to John & Richardson &
Joseph Logsdon 23rd January 1852 & to Peter Baker 13 August 1852
& to Laura McNaig formerly Laura Posey 22nd October 1852 in the
presence of John D. & Anna Richardson Cor. gorce and
lawful men of my County

Joseph W. Barker S. J. S. C. C. C.

In Supreme Court of Illinois
First Grand Division
Albert G Caldwell & Ebenezer J Pye vs
Assignees of the President Directors
Directors &c of the Bank of Illinois
against

John D Richardson, Orral Poole,
Peter McMurry, Joseph Logsdon,
and Peter Butler, the President and
Trustees of Shawmut Town, -

William Linnick, Washington
Linnick, Mary A Linnick,
Orral Poole, William A Docton,
John J Harding & Margaret his wife,
Harrison Wilson, Edward J Nicholson,
John J Morris, Thomas Morris,
Mary E H Morris, Sarah Anne &
Thomas B Lawler, John Marshall
Jr, John Marshall Sr, John D Richardson,
Annus Leaboth & John McEne Peoples.
The clerk will issue an alias Sum's
apt above parties, - and endorse to
be served on John D Richardson, Orral
Poole, Peter McMurry, Joseph Logsdon
and Peter Butler, as President and
Trustees of Shawmut Town,

William Linnick, Washington Linnick,
Thomas Morris, Mary E H Morris,
Sarah Anne Lawler & Thomas B Lawler,
the other defendants having been served.

B. G. Edwards
for self.

Caldwell & Hyams
Apigeus of Bank
of Illinois

in 3 order for
3 slices sum 3.

Trustee of Shamington

Filed the 18th
Augt. 1832,

A. D. Ruston
Clerk

THE PEOPLE OF THE STATE OF ILLINOIS,

To the Sheriff of *Gallatin* County,

Because in the record and proceedings, and also in the rendition of the ~~same in a suit~~ *which* was in the Circuit Court of *Gallatin*

County, before the judge thereof, between *Albert G. Calcutt and*
Charles J. Ryers as Agents of the President
Ministers and Company of the Bank of Illinois,
as complainants, and the President and
Trustees of Shawmutown and others

defendants it is said that manifest error hath intervened to the injury of said *Calcutt &*
Ryers Agents as aforesaid.

as we are informed by *this* complaint, the record and proceedings of which said ~~judgment~~ *same*, we have caused to

be brought into our Supreme Court of the State of Illinois, at Mt. Vernon, before the Justices thereof, to correct

the errors in the same, in due form and manner, according to law; therefore we command you, that by good and

John D. Richardson, Orval Pool, Peter Mermershy, Joseph
lawful men of your county, you give notice to ~~the~~ *again*

Logsdon and Peter Baker as President and Trustees of
Shawmutown, and William Linnick, Washington Linnick,
Mary A. Linnick, Orval Pool, William A. Blocker, John S.
Hardin and Margaret his wife, Harrison Wilson, Edward
J. Nicholson, John J. Morris, Thomas Morris, Mary E. Morris,
Sarah Ann Lawler, Thomas R. Lawler, John Marshall Jr.
John Marshall Sr. John D. Richardson, Amos Seaboth, and
John McFie Pepples

that *they* be and appear before the Justices of our said Supreme Court, on the first day of the next term of

said Court, to be holden at Mount Vernon, in said State, on the Second Monday in November next, to hear the

records and proceedings aforesaid, and the errors assigned, if *they* shall think fit; and further

to do and receive what the said Court shall order in this behalf; and have you then there the names of those by

whom you shall give the said *defendants*

notice, together with this writ.

Witness, the Hon. SAMUEL H. TREAT, Chief Justice of our said

Court, and the seal thereof, at Mount Vernon, this *18th*

day *August* in the year of our Lord,

one thousand eight hundred and fifty-*two*.

J. D. Preston Clerk of Supreme Court.

This Summons to be served on defendants
 John D. Richardson, Orval Pool, Peter McMurphy
 Joseph Logsdon and Peter Baker, as President and
 Trustees of Shawanutoon, - William Linnick,
 Washington Linnick, Thomas Morris, Mary E. Kellom,
 Sarah Ann Lawler and Thomas H. Lawler. The
 other defendants having been served with
 process herein.

A. D. Preston Clerk
 Sup. Ct.

and by reading the within summons to Orval Pool and
 Peter McMurphy in the presence of John Doe and Richard Roe
 good and lawful men of my County, the others John D.
 Richardson, Joseph Logsdon and Peter Baker served upon with
 another summons 20th day of October A.D. 1852

John Barger Shff. C. C. Clk

Calaveras County

Shawanoon

Br of the

as

Trustees of Shawanutoon

20 April 1852

John Barger

Shawanoon

Shawanoon

John Barger Shff. C. C. Clk

STATE OF ILLINOIS, SS.
IN SUPREME COURT, FIRST GRAND DIVISION,
Ebenezer Z. Ryan surviving Assignee of the
President, Directors & Co, of the Bank of Illinois,
Against

Writ of Error from Gallatin, the President
and Trustees of Shawneetown and others.

William Limerick, Thomas Morris, Mary E.
H. Morris, defendants in this cause, are notified,
that a Writ of Error has been sued out in this
cause, and Summons issued against them di-
rected to the Sheriff of Gallatin County, return-
able on the second Monday in November next
at a term of the Court then to be holden at
Mount Vernon, at which time they are requested
to appear before said court, and unless they do so
appear, Judgment will be entered against them
by default.

F. D. PRESTON, Clerk of said Court.
Mt. Vernon, August 18, 1852.—n5-4t.

State of Illinois Gallatin County 55.
The undersigned publishers of
the "Shawneetown Argus" a
public Newspaper published
weekly in Shawneetown
Gallatin County Illinois,
do certify that the assumed
motion, in the case of
Ebenezer Z Ryan surviving
Assignee of the President
Directors & Co of the Bank
of Illinois, against The
President and Trustees of
Shawneetown & others, of the
pendency of a writ of Error
in Supreme Court, was
published in said paper
on the 27th day of August 1852
and the publication thereof
continued weekly until
the 5th day of November 1852.

Hutchinson & Nelson

Publication for \$ 3 50

paid by Mr. Morris.

J. Hutchinson

Pyans Survivors
Prisoners of
Bk of Illinois
4 3 ^{Supreme Court}
Decr 1852.
Trustee of Shawanata

Notice to Merchants

State of Illinois.

In Supreme Court.

^{Grand} First Division

Plaintiff 3 Pyans Surviving
Spigars of the Bank of Illinois
against. With of error from Gallatin
The President and Trustees of
Shannon Towne & others
William Thomas being sworn states
that he has been informed and
believes that William Linnick
Washington Linnick, Thomas Morris,
Mary E. Morris, Sarah ~~Ann~~ ~~Ann~~ ~~Ann~~
~~Ann~~ ~~Ann~~ ~~Ann~~ her husband,
defendant in the foregoing cause
do not reside in the State of
Illinois and that their place of residence
is unknown to him. ~~W. Thomas~~
he further states, that he
is the trustee of the Bank
of Illinois, and as such,
it is his right and duty
to prosecute the foregoing
suit, in the name of
said Pyans surviving
spigars to

Sworn to and subscribed before
me this the 18th day of August
A. D. 1852

J. D. Pustow, Clerk

Supreme Court

Ebenezer G. Ryan
Surviving assignee
of the Bank
of Illinois

vs

Mary Eddy, et al

Affidavit for
publication

Given 18th Augt
1832

D. D. Pustan, clk

State of Illinois S.S.

In the Supreme Court of said State
First Grand Division

Abner G. Caldwell & Ebenezer J. Ryan
Applicants of the President, Directors &c
of the Bank of Illinois
against ^{upon writ of error from}
^{Court of Gallatin Circuit Court.}

The President & Trustees of Shawanawanna,
William Linnrick, Washington
Linnrick, Mary A. Linnrick,

Orval Poole, William A. Hoctor,
John I. Harman and Margaret his wife
Harrison Wilson, Edward I. Nicholson,

John I. Morris, Thomas Morris,
Mary E. H. Morris, Gertrude Ames, and
Thomas R. Lavelle, John Marshall

Senior, John Marshall Jr, John
D. Richardson, Amos Seabolt,
and John McKee Peoples,

And the said Caldwell & Ryan
Applicants as aforesaid, by their
Attorneys, come and say, That in
the Record and proceedings of the said
circuit court of Gallatin County.
manifest errors have intervened
and occurred to their prejudice,
for which the decree ~~of~~
dismissing the bill in this cause
should be reversed, and they have
set down, ^{and assign} the following ~~as~~ ^{by}.
First, - The Court erred in sustaining
the demurrer to the bill aforesaid,
and in dismissing the same,
Second; The Court erred in not

overruling the Demurrer to the bill
aforesaid, and requiring the Defendants
to answer to the same,

Third The Court Erred in ^{not} dismissing the
Bill without prejudice.

Wherefore they pray That the Recs
aforesaid be Reversed and for
nothing hold.

Box of Edwards for
pays.

And the said William Liniers, Washington Liniers, Mary A. Liniers
and Orville Pool, by W. H. Peates his counsel comes & says that
in the record & proceedings & in the rendition of judgement aforesaid there
are no such errors as set forth and alleged - Wherefore &c.

J. Olney & W. 12 Seates for Ministers & Poole. - Richeson

And the said William A. Docker, Edmund J. Nicholson, John T. Morris, Thomas Morris, Mary E. M. Sarah Ann & Thomas R. Lawler, John Marshall Senr. & John Marshall, Jr. and John McKee Peoples by Geo Olney their counsel comes & says that in the record & proceedings & in the rendition of judgment aforesaid there are no such errors as set forth and alleged - Wherefore &c

Almy, Solo.
55 Marshall, for part

And the said begets Mary A. Eddy, Elizabeth E. Eddy,
Alice B. Eddy, John M. Eddy, Francis M. Eddy,
John Warren Marshall, Sarah Marshall (now Sa-
rah Wilson) Annie Marshall, (now Annie Redman)

Sarah Marshall &c. Mary G. H. Morris. & Morris
son Wilson by S. S. Marshall their counsel come
and ~~defend~~ say that in the Records & proceedings
and the rendition of the Sudget aforesaid
there are no such errors as set forth and
alleged. Therefore &c. S. S. Marshall Sol.

Caldwell & Ryan
Spigars of 13th of
Illinois

as 2 Spigars
3 of Encores
H. E. & J. J. & others

OK