

14175


No. _____

Supreme Court of Illinois

Pierce

vs.

Wilcox.

71641  7

State of Illinois }
Warrick County }

Plas before the Honorable
John S Thompson Judge of the tenth Judicial
Circuit of the State of Illinois, A Circuit
court began and held at the Court house in
Elkhornville within and for the County of Warrick
and State of Illinois on the third Monday in the
month of March in the year of our Lord one
thousand eight hundred and fifty seven
It being the sixteenth day of said Month

Present Hon John S Thompson Judge
James H Stewart State Attorney
William Sapety Clerk
Charles M Mills Sheriff

Clement Pierce }
vs } Attachment
Nathaniel B Wilcox }

And afterwards to wit on
the seventeenth day of March 1857 the following
record was made in the above entitled case

Clement Pierce }
vs } Attachment
Nathaniel B Wilcox }

This day came the parties and
their respective Counsel, and issue being

joined, the parties agree to suppress the deposition
of Jesse Talbot, Thereupon it is ordered by the
Court that the deposition of Jesse Talbot be
suppressed

And afterwards to wit on nineteenth
day of March A.D. 1857 the following record was
made in the above entitled cause

Clement Pierce }
vs } Attachment
Nathaniel B Wilcox }

This day came the parties and
their respective Counsel, and issue being joined
for trial, they put themselves upon the Country
Thereupon came a Jury to wit, Avery Downer
John M Butler, Thomas W Beers, Nathan
Carr Jr, John C Butler, Maximilian Jameson
Isaac C & E Allen, J. N. Peard, William Frymire
Peter Bruner, Alexander Hallor, who being
duly elected tried and sworn well and truly
to try the issue joined herein, and after hearing
part of the evidence, were by order of the Court
permitted to separate,

And afterwards to wit, on
20th day of March A.D. 1857 the following record
was made in the above entitled cause

Clement Pierce }
vs } Attachment
Nathaniel B Wilcox }

This day again this cause

Came on for a hearing and by agreement of parties herein Elijah Hanan was released as security on the Attachment Bond and new Bond executed as a substitute with William J. George as security in the same amount as the original Bond. And was approved of by the Court. And the Jury that was empanelled and sworn herein on yesterday came into Court and after hearing the evidence and argument of Counsel retired to consider of their Verdict. And returned into Court the following Verdict, to Wit, That the Jury find for the Defendant. Thereupon came the Plaintiff and enters his motion for a new trial herein.

And afterwards to Wit on the 24th day of March A.D. 1857 the following record was made in the above entitled Cause

Clement Pierce }
vs } Attachment
Nathaniel B Wilcox }

This day again this Cause coming on for a hearing on the motion made for a new trial herein which said motion was overruled by the Court. Thereupon came the Plaintiff and prays an appeal to the Supreme Court which is allowed by the Court on the condition that he file a Bond in the sum of Twelve hundred Dollars with security to be approved by the Clerk of this Court within thirty days of the date hereof. Bill of exceptions in sixty days

State of Illinois }
Warren County } I William Lafayette Clerk of the
Circuit Court for said County do hereby certify
that the foregoing is a true and perfect copy of the
record in the foregoing case made at March term of
said Court.

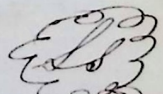
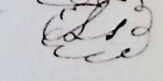
In witness whereof I have hereunto set
my hand and affixed the seal of said Court
at my office in Lebanon, this 7th day of
May A.D. 1857

Wm Lafayette Clerk

Pierce
" Wilcox

(Copy of Bond)

Know all men by these presents that we Clement
Pierce and George Eaton of the County of Warren and
State of Illinois are held and firmly bound unto
Nathaniel B Wilcox in the penal sum of Twelve hundred
dollars for the payment of which well and truly to be
made we, and each of us, bind Ourselves our heirs
Executors, ^{and} Administrators jointly and severally and
firmly by these presents, sealed with our seals and
dated at Mornmouth this 22^d day of April Anno Domini
one thousand eight hundred and fifty seven. The
condition of the above obligation is such that Whereas
the said Nathaniel B Wilcox did on the 20th day of
March 1857 in the Circuit Court within and for the
County of Warren and State of Illinois, obtain a
judgment against the above bounden Clement
Pierce for the sum of four hundred & Eighty two
dollars and 17³/₄ cents Costs of suit, from which
he the said Clement Pierce has prayed for and
obtained an appeal to the Supreme Court of said
State. Now if the said Clement Pierce shall duly
prosecute said appeal and shall moreover pay the
amount of the judgment, Costs, interests, and Damages
rendered and to be rendered against him the said
Clement Pierce in case the said judgment shall
be affirmed in the said Supreme Court, then the
above obligation to be null and void, otherwise
to remain in full force and virtue,

Clement Pierce 
George ^{mark} Eaton 
_{his}

Approved by me the
22^d day of April AD 1857
Wm. Safety Clerk

State of Illinois of
Warren County } I William Seafury Clerk of
the Circuit Court for said County do hereby
certify that the foregoing is a true and perfect
copy of the Bond in the case of Clement Pierce
vs Nathaniel B Wiley as appears from the files
of my office

Witness my hand and the Seal of said
Court at Moundouth this 6th day of
May A.D. 1858

William Seafury Clerk

Filed April 22^d 1857

W Seafury Clerk

Wm Seafury 1857

14175

Pierce
vs

Wiley