

13898

No. \_\_\_\_\_

# Supreme Court of Illinois

Board of Supervisors of Kane  
Co.

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vs.

Harrington.

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71641  7

United States of America }  
State of Illinois }

Plas before the Honorable Isaac G  
Melson Judge of the thirteenth Judicial  
Circuit of the State of Illinois at a  
Term of the Kane County Circuit Court  
began and held at the Court House  
in Geneva in said County on the Ninth  
day of May in the year of our Lord  
one thousand Eight Hundred and fifty three

Present. Hon Isaac G. Melson Judge  
Attest " Noah B Spalding Sheriff  
C. Dearborn  
clerk }

Be it remembered that whereas  
afterwards to wit on the 24<sup>th</sup> day of May A.D. 1853  
the same being one of the days of the aforesaid term  
of said Court the following among other proceedings were  
had to wit

The Board of Supervisors  
of Kane County }  
Augustus M. Herington } (Plaintiff

This day comes the Plaintiff by  
Farnsworth & Ferguson his attorneys and the Defendant  
in his own proper person also comes and the Court being

fully advised finds the issue in favor of Plaintiff and  
assesses their damages at the sum of two hundred and  
twenty six dollars, to which finding the Defendant excepts.

It is therefore considered by the court that  
Plaintiff have and recover of and from the Defendant  
the sum of two hundred and twenty six dollars damages  
together with the costs by Plaintiff in this behalf ex-  
-pended and have execution therefor. Whereupon comes  
the Defendant and prays an appeal which is allowed  
on condition that Defendant file with the clerk of this  
court within twenty days a bond in the sum of  
four hundred dollars with surety to be approved  
by the clerk.

And whereas afterwards to wit on  
the 11<sup>th</sup> day of June 1853 the following Bond was  
filed in said cause which is in the words & figures  
following to wit

Know all men by these presents  
that we Augustus W Hermynton and James Hermynton  
both of Seneca in the county of Stann and State of  
Illinois are held and firmly bound unto the Board of Super-  
-visors of Stann county and state of aforesaid in the sum  
of four hundred dollars good & lawful money of  
the United States to be paid to the <sup>said</sup> Board of Supervisors  
or their successors or assigns to which payment well  
and truly to be made we bind ourselves and each

of us by himself for and in whole and our heirs Executors and every of them finally by these presents sealed with our seals dated this Eleventh day of June A.D. 1853. The condition of this obligation is such that if the above bounden A. W. Hemmpton who has taken an appeal to the supreme court of this State of Illinois from a Judgment rendered against him at the May Term of the Kane County Circuit Court A.D. 1853. wherein the Board of Supervisors of Kane County were Plaintiffs and the said A. W. Hemmpton was defendant for the sum Two Hundred and twenty six Dollars now of the said A. W. Hemmpton shall duly prosecute said appeal and pay whatever judgment may be rendered against him by the said supreme court and all costs interest & damages in case said Judgment shall be affirmed then this obligation shall be void otherwise to be and remain in full force and effect

Signed Sealed in  
presence of

James Hemmpton  
James Hemmpton

Approved of by me at my  
Office this 11<sup>th</sup> day of June 1853  
Susan Dearborn clerk  
By G. A. Blanchard depy

State of Illinois  
Kane County }  
Susan Dearborn clerk of the

Circuit Court in and for said county and state  
affirming do hereby certify that the above foregoing  
is a full perfect and complete copy of the final  
order and the appeal bond as aforesaid in the above  
entitled cause as appears from the record of file  
of said court



Witness my hand and seal of said court  
this 4<sup>th</sup> day of July A.D. 1855  
J. Denton  
clerk

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paid below \$226.00

The Board of Super-  
visors of Ham Co.

vs.

Augustus M. Har-  
rington App't.

Copy hereof &  
Appeal bond

Filed July 10. 1855  
J. H. H. & Co. Clk.

13898

Transmitted  
for Appeal

In the Supreme Court  
of New York Term A.D. 1855.  
The Board of Supervisors  
of Hamilton County  
vs  
Augustus M. Harrington } Appeal from  
Hamilton  
on filing certified copy of  
Judge's entry & copy appeal bond  
the appellant moves to dis. miss  
this appeal because as full trans-  
cript of the Record & ass't of errors were  
not filed by the 3<sup>rd</sup> day of present Term.  
Harrington for  
Appellant

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Board of Sup of  
Kam Co.

vs

Warrington

Not to dis appeal

Filed July 10, 1858.  
L. Ireland Clk.

Jamesworth for  
appeller