

No. 13681

# Supreme Court of Illinois

Hartwig

---

vs.

Ellis

---

71641  7

It was before the Circuit Court of Marshall County in  
the State of Illinois, at a term thereof begun and holden  
at the Court House in the City of Saxon in said County, on  
Monday the seventh day of October in the Year of Our  
Lord one thousand Eight Hundred and sixty One  
Present Hon. Samuel S. Richmond Judge, of the 23<sup>rd</sup>  
Judicial Circuit of the State of Illinois

Welcome P. Brown State Attorney Pro. tem for said Judicial  
Circuit, Robert S. West Sheriff of said Marshall  
County, & Sheldon Arnold Clerk of said Circuit Court,

Monday October 14<sup>th</sup> AD 1862.

Frederick W. Hartwig  
for the use of  
George Brockway

153

vs

Charles E. Reynolds  
Zerah P. Brockworth  
Abram M. Ellis

Assumpsit

On this day again comes the Plaintiff  
by Boal his Attorney and as well  
the Defendant Abram M. Ellis by  
Burns his Attorney and the parties  
"to wit," the Plaintiff and the Defendant

Abram M. Ellis, agree to waive a Jury  
and submit this Cause to the Court for trial upon the issues  
joined between them, and the Court having heard the Evidence  
and being fully advised in the premises, doth find the issues  
therein for the Plaintiff, and doth assess his damages to  
the sum of, Two Hundred and seventy six Dollars and  
sixty Eight Cents, It is therefore Considered by that the

1576 68

said Frederick H. Hartwig for the use of George B. Pray  
have and recover of the said Abram M. Ellis the said sum  
of Two Hundred and seventy six Dollars and sixty Eight  
Cents, his damages aforesaid in form aforesaid by the Court  
assessed, also his Costs and Charges in this suit therein  
Expended, and that Execution issue therefor,

Whereupon Comes the Defendant Abram M. Ellis by his Counsel  
and prays an appeal to the Supreme Court of this State  
which Appeal is allowed upon the said Defendant Ellis  
filing a bond in the sum of Four Hundred Dollars  
Conditioned according to Law, with Jerah P. Beckwith  
and Charles E. Reynolds as sureties within Thirty days,

And thereupon On the fifth day of November  
AD 1861, Comes the Defendant Ellis and files his appeal  
Bond in the words and figures following "to wit"

And thereupon On the On the fifth day of November  
A.D. 1861, Comes the Defendant Ellis and files his appeal  
Bond in the words and figure following "to wit"

Know all men by these presents that We Abram M. Ellis  
Charles E. Reynolds & Jera S. Beckworth are held and  
firmly bound unto Frederick H. Hartung seeing for the  
use of George I Brockway in the penal sum of four hundred  
Dollars for the payment of which well and truly to be  
made we bind ourselves our heirs Executors Administrators  
Jointly & severally firmly by these presents

The Condition of the above Obligation is such that  
Whereas On the 14<sup>th</sup> day of October, the said Frederick  
H. Hartung, who sees for the use of George I Brockway  
recovered Judgment in the sum of Two hundred &  
seventy six ~~Dollars~~, sixty Eight Cents & Costs of suit  
against said Abram M. Ellis before the Circuit of said  
County of Marshall in a Cause wherein he said Hartung  
~~and~~ ~~see~~ for the use of George I Brockway is Plaintiff and  
said Ellis, Charles E. Reynolds & Jera S. Beckworth  
are Defendants from which Judgment the said Abram  
M. Ellis has prayed for and obtained an Appeal  
to the Supreme Court of the said State upon his Entering  
into Bond in the sum of Four hundred Dollars with

said Charles C. Reynolds and Jere P. Rockworth his  
sureties Conditioned as the law directs, now if the  
said M. Ellis, shall prosecute his said Appeal  
to Effect or in Case of failure therein, shall pay and  
satisfy the said Frederick B. Hartwig for the use  
of George Brockway such Judgment, Costs, interest  
and damages, as shall be awarded against him in  
said Supreme Court in Case said Judgment shall  
there be affirmed, then this Obligation shall be void  
Otherwise remain in full force

October 28<sup>th</sup> 1861,

Abram M. Ellis

Seal

J. P. Rockworth

Seal

State of Illinois }  
Marshall County }<sup>2d</sup> I Sheldon Arnold Clerk of the Circuit

Court in and for the County of Marshall  
in the State of Illinois do hereby certify that, the foregoing  
is a true and perfect copy of the Judgment, being  
the final Order in said Cause, of Frederick H. Hartung  
for the use of George Brockway, Versus, Charles E. Reynolds  
and also the Appeal Bonds in said cause  
Gerrit S. Buckworth and Abram M. Ellis, as appears of  
Record in my Office,

In Witness Whereof I have hereunto set my hand  
and affixed the seal of said Court at Sacon  
this twentieth day of April A.D. 1862

Sheldon Arnold  
Clerk,

328  
Fred. C. Hartwig  
George Brickway  
20.  
Abram W. Ellis, Et. al

Copy of Record,

186  
13681

Filed Apr. 28. 1862  
Selandt.

\$ 276.68  
75  

---

13,5340

Dgo. \$13.53