

13895

No. _____

Supreme Court of Illinois

Carter et al.

vs.

Waughop.

71641  7

United States of America

STATE OF ILLINOIS, COUNTY OF COOK, S. S.)

Pleas, before the Honorable George Manure

Judge of the Seventh Judicial Circuit of the State of Illinois, and Sole Presiding Judge of the Circuit Court of Cook County, in the State aforesaid, and at a term thereof begun and held at the Court House in the City of Chicago, in said County, on the Second Monday, (being the twelfth day) of October in the year of our Lord one thousand eight hundred and Eighty Seven and of the Independence of the said United States the Eighty Second

Present, Honorable George Manure Judge of the 7th Judicial Circuit of the State of Illinois.

Carlos Aaron States Attorney.

John S Wilson Sheriff of Cook County.

Attest: Wm J Church Clerk.

Be it remembered, that on the 19th day of
October in the year last aforesaid, to wit: at
the October term of said Court for said year the
following among other proceedings in said Court were
had and entered of records, to wit:

William N Carter
and Henry Miller

vs

John H Laughoff

Arbitration

And now come the said
plaintiffs by Thompson & Bishop their attorneys,
and file the award of the arbitrators, to whom
this cause was referred by the agreement of the
parties to ascertain and determine the amount of,
if any thing, due the plaintiff from the said
defendants, and it appearing to the Court that
due notice has been given said defendants of the
time of filing said award, and that an
application would be made to the Court on
the filing of said award, for confirmation thereof
and a judgment thereon, And it further appearing
to the Court on reading said awards, that said
arbitrators have fixed the amount due from
the said defendants to the said plaintiffs at the
sum of Seven hundred and forty two dollars and
Seventy nine cents, and no objection being made
to said awards or to the confirmation thereof, on
motion, it is ordered that said award be and it
hereby is, in all things confirmed.

Therefore it is considered that said plaintiffs do have and recover of said defendant his damages of Seven hundred and forty two dollars and seventy nine cents in said award mentioned, together with their costs and charges, as well of the arbitration, as in this cause, in this behalf expended and have execution therefor.

And afterwards, to wit: at the November Term of said Court, to wit: on the fourth day of January in the year of our Lord One thousand eight hundred and fifty eight, the following among other proceedings in said Court, were had and entered of records, to wit:

William B Carter
and Henry Moller
vs
John W Gaughof

Motion to vacate judgment

This day again come the said parties by their attorneys and the Court being well advised on said Defendants Motion to vacate set aside and vacate the judgment heretofore entered herein, ^{against him,} overrides said Motion

Whereupon said defendant prays an appeal to the Supreme Court of the State of Illinois, which is granted on condition that said defendant enter into and execute his bond within ten days in the

penal sum of Twelve Hundred dollars with
Harvey B. Hurd as surety thereon, conditioned
according to law, and that said defendant
have leave to file his Bill of Exceptions herein
within ten days.

And afterwards, to wit: on the
14th day of January in the year last aforesaid
the defendant filed in the Office of the Clerk
of said Court his certain appeal bonds, which
is in the words and figures following, to wit:

Know all men by these presents that we John
H. Naughop and Harvey B. Hurd of the County
of Cook and State of Illinois are held and firmly
bound unto William W. Carter and Henry Miller
of said County in the penal sum of Twelve
Hundred Dollars lawful money of the United States
for the payment of which well and truly to be
made we bind ourselves our heirs and administrators
jointly severally and firmly by these presents
Put up our hands and seals this Twelfth day of
January A.D. 1858

The Condition of the above obligation
is such that whereas the said William W. Carter
and Henry Miller did on the nineteenth day of
October A.D. 1857, before the Honorable George F. Williams
Judge of the Cook County Circuit Court in and
for the County of Cook and State of Illinois, receive
a judgment on an award for the sum of Seven

hundred forty two dollars and seventy nine cents against him from which judgment and the ruling of the said Circuit Court in refusing to vacate the said judgment, the said John W. Haughop has taken an appeal to the Supreme Court of the State of Illinois.

Now Therefore if the said John W. Haughop shall duly prosecute his appeal hereon, and in case the judgment of the said Circuit Court shall be affirmed shall pay the said judgment interest, damages and costs thereon then the above obligation to be void, otherwise to remain in full force and effect

John W. Haughop (seal)

State of Illinois, }
COUNTY OF COOK. } S. S.



I, WILLIAM L. CHURCH, Clerk of the Circuit Court of Cook County, in the State aforesaid, do hereby certify the above and foregoing, to be a true, perfect and complete copy of the final judgment, order granting an appeal, to the Appeal Bond in the certain cause lately pending in said Court on the Common Law side thereof, wherein William H. Carter Etal were Plaintiffs and John W. Haughop was defendant.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the seal of our said Court at Chicago, this Thirteenth day of May A. D. 1858

Dec. 17⁵

Wm. L. Church

Clerk.

William H. C. E. E. E.
348

J. W. Thompson

Certificate

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Filed May 13. 1858

~~348~~ L. L. L. L. L.
Blk

Proceeds unpaid

put to 792.77

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Dys 1858

by 226

Jan 11. 25