

No. **12213**

Supreme Court of Illinois

Miller, et al

vs.

Davison

71641  7

State of Illinois }
Co. of Winnebago }

In Supreme Court.

J. E. W. Bairdell for printer & publisher of the
Rockford Republican, a newspaper printed in
the County of Winnebago, and State of
Illinois, do hereby certify that the aforesaid
noticed advertisement, and notice to A. B.
Davidson signed L. Leland has been
published from day to day successively in said
paper, commencing April 11. 1855 and ending
May 9. 1855. which are the dates of the
first and last paper containing the same.

STATE OF ILLINOIS
In the Supreme Court.—ERROR TO WINNEBAGO.
Jacob B. Miller, and Jane Grant Udell, impleaded
with Mary Udell, and Henry Warren Loomis, vs.
Alexander Brown Davidson.
NOTICE is hereby given to Alexander Brown
Davidson the above named defendant, he resi-
ding in the City of Baltimore, and State of Mary-
land, so that process in the above entitled cause
cannot be served upon him, that a writ of error was
sued out of the Supreme Court of the State of Illi-
nois against him, by Jacob B. Miller and Jane Grant
Udell, plaintiffs in error, against the said Alex-
ander Brown Davidson, defendant in error, on the
24th day of April, 1854, directed to the Clerk of
the Circuit Court for the county of Winnebago, in
said State, returnable before the Justices of the said
Supreme Court, at Ottawa, in the County of La
Salle, on the second Monday in June, 1854; and
that said defendant will be required to enter his ap-
pearance in the said cause, at the same place, on
the second Monday of June, A. D. 1855.—Dated
at Ottawa, aforesaid, the ninth day of April, 1855.
L. LELAND,
Clerk of the said Supreme Court for the Northern
Division.
F. Burnap, Counsel for Plaintiffs in error. 15.

Given under my hand this 25th
day of June, 1855

C. W. Bairdell for

Printers Fee for publication \$3.00

[2213-1]

In The Supreme Court.

June Term, 1855

2
Jacob B. Miller and
Jane Grant Adell
impleaded with
Mary Adell and
Henry Warren Lewis
vs.
Alexander Brown Davidson.

Error to Winnebago

Francis Burnap, solicitor and counsel of the above named plaintiffs in error in the above intitled cause, maketh solemn affirmation and oath, that he this affiant did, on the twelfth day of April now last past, inclose to Alexander Brown Davidson, directed to Baltimore, in the state of Maryland, the place of residence of the said Davidson, a newspaper containing the annexed printed notice, and that this deponent on the same day put the same so directed, into the post office at Rockford, in the county of Winnebago, in order that the same might be sent by mail.

Francis Burnap.

Affirmed at Okawa in the
county of La Salle, this 21st
day of June A. D. 1855.
L. Leland Clerk.

8
Supreme Court,

Joseph B. Miller and
George Grant Vreel

impleaded with
Mary Vreel and
Henry Warren Dooms

vs
Alexander Brown Davidson.

Publication.

Filed June 27, 1855.
L. Keland Clk.

Brown

In the Supreme Court,

June Term, 1854.

Paul B. Miller and
Jane Grant v. d. c.
vs.

Alexander Brown Davidson.

Error to Winnipeg.

Francis Barnard, solicitor for
the above named plaintiffs in error, makes the sol-
emn affirmation and oath that Alexander Brown
Davidson, the above named defendant is an inhab-
itant of the city of Baltimore in the state of Mary-
land, and resides there, and not in this state, so
that the process of this court cannot be served up-
on him.

Francis Barnard.

Affirmed at Kansas in the
county of La. Salle, this thir-
teenth day of June, 1854.

L. Seland Clk.

#8

Supreme Court.

Jacob B. Miles and
Jane Grant Udell

vs.

Alexander Brown Davidson.

Affidavit for continuation

Filed June 14, 1854,
Leland Clk.

Brown ap.

In the Supreme Court.

Minors }

Lucas Co. vs. }

its writ of error directed to the clerk of the Circuit Court for the county of Winnebago, on the complaint of Jacob B. Miller and of Jane Grant Udell, by Henry Warren Loomis, ^{we with friend} commanding him to certify a correct transcript to the said Supreme Court, of the record in a certain cause lately depending in the said Circuit Court, wherein Alexander Brown Davidson was complainant and the said Jacob B. Miller, and Jane Grant Udell, together with Mary Udell and the said Loomis were defendants, on the equity side of the said ~~case~~ Circuit Court.

Francis Burrup, atty and
counsel for said Piffs in error,

In the Supreme Court,

Jacob B. Miller,
Jane Grant Udell,
Mary Udell and
Henry Warren Loomis
vs.
Alexander Brown Davidson.

I do hereby enter myself as security in this cause, and acknowledge myself bound to pay or cause to be paid, all costs which may accrue in this action, either to the opposite party or any of the officers of this court, in pursuance of the laws of this state. Dated this day of April, 1854.

Francis Burrup.

No. ~~7~~ 8

vs. Supreme Court.

Jacob B. Miller,
John Grant Udell,
Mary Udell and
Henry Warren Davis

vs.
Alexander Brown Davidson

Præcipe, &
Secy. for costs -
Filed Apr. 24th 1854.
L. Leland Clk.
By P. K. Leland Depy.

Brunson.

Rockford, 20 April, 1854.

L. Seland, Esq.

Clerk Sup. Court,

Ottawa,

Dear Sir,

I inclose a praecipe for a writ of error, Miller vs. Davidson.

The writ is sued out to save the statute of limitations, which might run upon part of the case in a few days. The defendant resides out of the state, and we cannot proceed at the next term.

I inclose \$100 for fees.

Respectfully yours,

Francis Burnham.

In the Supreme Court.

Joseph B. Miller and
Jane Grant Udell
v.
Alexander B. Davidson.

June Term, 1855.

Error to Winnebago.

Francis Barrack, solicitor and counsel for the above named plaintiffs in error in the above intitled cause, maketh solemn affirmation and oath, that the writ of error in the said cause was sued out as a precaution to prevent the question of the ~~statute~~ ~~question~~ of the application of the statute of limitations being raised as to the orders and proceedings in the court below intended to be drawn in question in this cause, and that a decree absolutely final in the said cause has not yet been made in the said court below. And this affiant further says that separate bills of complaint by the above named Joseph B. Miller and the above named Jane Grant Udell, are now depending undetermined in the said court below, drawing in question the same matters intended to be assigned for error in this cause, more completely developing those matters, and demanding relief as to them, on other grounds besides mere error, that this affiant further says, that in his opinion the said matters intended to be as-

signed for error cannot be properly heard
and disposed of in this court, until the
said bills in the court below are heard and
disposed of, and that obtaining delay forms
no part of the motive or object of making
application for a continuance in this
cause.

Francis Barron.

Affirmed at Okawa, in the
county of La Salle, the 29th
day of June, A.D. 1855.
L. Leland Clk.

8
Supreme Court

John B. Miller and
Jane Grant Adell

v

Alexander B. Davidson

Affidavit

Filed July 2^d 1855
St. Louis Ct.

Burns

~~17~~
Jacob B. Miller & Co.

A. B. Davison

8

12213

1855