

No. 13668

Supreme Court of Illinois

Hitchcock

vs.

Bostwick et al

71641  7

State of Illinois
Wauver County

Pleas before the Honorable Charles
B Lawrence Judge of the tenth Judicial Circuit
of the State of Illinois. At a Circuit Court begun
and held at the Court House in Mornmouth in
Wauver County and State of Illinois On the Fourth
Monday in the month of October in the Year of our
Lord One thousand eight hundred and Sixty one
It being the twenty eighth day of said month

Present Hon Charles B Lawrence Judge
James H Stewart State Atty
David Pembell Sheriff
Wm Laferty Clerk

Be it remembered that on the first day of November
AD 1861 being at the October term of our said Cir-
cuit Court the following order was entered upon the
records of said Court which is in the words and
figures following to wit:

Samuel Kitchersky
vs
George L Bostwick
& Alfred Osborn
Assumpsit

This day came the parties by
their Attornies and issue being joined, waived a
Jury and for trial put themselves upon the Court

And the Court having heard the evidence finds for Plaintiff and assesses his damages at the sum of Two hundred and fifty one dollars and two cents Whereupon Defendant moved the Court for a new trial, which the Court overrules & orders that judgment be rendered upon the finding. It is therefore ordered by the Court that Plaintiff recover of defendant the said sum of Two hundred and fifty one dollars and two cents the damages so found by the Court aforesaid together with his costs herein, and that Execution may issue therefor. Whereupon Defendant accepted to the ruling of the Court in overruling the motion for a new trial, and rendering judgment on the finding and prayed an appeal to the Supreme Court which is allowed by the Court upon the defendant entering into an appeal bond with Frederick W. Merrill as security in the penal sum of One thousand dollars.

Copy of Bond

We know all men by these presents that we George S. Bostwick, Alfred Osborn & Frederick W. Merrill are held and firmly bound unto Samuel Hitchcock in the penal sum of One thousand dollars for the payment of which well and truly to be made we bind Ourselves, Our heirs, Executors and Administrators jointly severally and firmly by these presents. Witness our hands and Seals this 2^d day of November Anno Domini one thousand eight hundred and sixty one, The Condition of the above obligation is such that whereas the said

Samuel Hitchcock did on the first day of November
1861 in the Circuit Court within and for the County of
Hannu and State of Illinois recover a Judgment
against the above bounden George S Bostwick, & Alfred
Osborn for the sum of Two hundred and fifty one
⁰²/₁₀₀ dollars and costs of suit, from which Judgment
of said Circuit Court the said George S Bostwick, &
Alfred Osborn has prayed for and obtained an appeal
to the Supreme Court of said State. Now if the said
George S Bostwick, & Alfred Osborn shall duly prosecute
their said appeal with effect, and shall moreover pay
the amount of the Judgment, Costs interest and damages
sued and to be rendered against them in case
the said Judgment shall be affirmed in the said Supr-
eme Court, then the above obligation to be null and
void otherwise to remain in full force and virtue

Geo S Bostwick (S)

Alfred Osborn (S)

Frederick H Merrill (S)

Filed Nov 11 1861

Wm Safety Clerk

State of Illinois
Hannu County

I Wm Safety Clerk of the Circuit
Court in and for said County do hereby Certify
that the above and foregoing is a true Copy of
the order of Court and Bond in the foregoing
case as the same appear from the files and

Records of my office

In testimony whereof I have
hereunto set my hand and affixed the Seal of
our said Circuit Court at my office in Monmouth
-outh this 26th day of April A.D. 1862

Wm. Lafayette Clark

Fee \$1.00

336
Saml. Witcher

vs.

Geo. L. Bostwick,

x Alfred Cotton

Transcript

3368

1862
336

Filed May 1. 1862

L. Deland
Clk.

251.03

17,555.10