

8835

No. _____

Supreme Court of Illinois

John L. Smith

vs.

Hughes & Co.

71641  7

Kirk, William Marshall, Wm Dillens, L D Southard
John F Chumbulain, Edwarda shaw, John S Bantick
Cory Selley, Thos Kupper, Thos R Mumford and
Willis Williams who being elected tried and
sworn the truth to say, on the issue joined upon
their oaths do say we the jury find the defend-
ant guilty and award plaintiffs damages of
forty dollars and thereupon the defendants
moved for a new trial and was allowed,

And at another day to wit,
At a circuit court begun and held in the Court
House at Salt Lake in the county of Juab
of the State of Utah on the 1st Monday in the month of May
1858. And on the 3 day of the term the said Will
and H Parrish pending as pro & contra and
the said Court again came in to be tried, and
thereupon the following judgments & proceedings
were had and made a matter of record

John S Smith
vs
Appeal

Hugh Alder on this day came with
parties and the issue being joined and the
defendants having put himself upon the Court
by trial, let a jury come and there came
the jury of a jury, to wit Nathaniel Atticus
John Owen, Charles Collins, Abraham Bales,
John Abbott, James Barker, J H Bunting, W
Kemp, Wm Lusk, R B Wallace, Morgan Wash
Geo Muehler, who being elected tried and sworn
the truth to say of and on the issue joined upon
their oaths do say "We the jury find the defendant
guilty and award the plaintiffs damages of forty
seven dollars and fifty cents, thereupon after

and moved for a new trial which said motion is overruled and judgment is hereby entered against the said defendant in favor of the plaintiff for the sum of forty seven dollars & fifty cents, the damages of proceedings of suit and thereupon the defendant prayed and appealed to the Supreme Court, which is allowed upon condition that the defendant enter into bond in the sum of one hundred & fifty dollars within thirty days with William A Hughes Securities

And at another day to wit, at the Rules here in the Clerk's office of our said Circuit Court on the 29th day of May 1856. Came the said defendant and entered into bond in the sum of one hundred and fifty dollars with William A Hughes Securities and said bond is marked (C)

Plaintiff Bill Costs Judgment Bill	
Clerks fees, 200	15
Attorneys fees 400	85
Call & return July 13 th and return 100	50
Seven weeks on new bond 250	55
June 25 th for June 15 th off out claims 100	50
Copy bill costs 250	25
	<hr/>
	\$ 470
Plaintiff fees, Sen sub + mail up	70
1 Sen sub + mail up \$3.15	500
Sen sub 800	490
Metropes fees	
Frank Mangrove 2 day Oct 1855	200
1 day May 17 1856	200
	<hr/>
	\$ 18150

Grav Bankton & Day Oct 5 1855	18 36
July for Oct 5 1855 + May Ven 1856	2 00
Justice Mansfield per certifica	5 00
Account for L. Brown per certifica	18 1/4
	4 15
	<u>\$32 26</u>

Defendants Bill Costs

Debt at 2 terms 20c Exec app + atty 15c	35
Com 20c cost for new trial 20	40
for papers on appeal 50c	50
Debit for 40c bill 4 papers 20c	60
Sp 2 subs 70c for bill 2cc 50 Debit 25	1 25
new costs new trial 10c No new trial 8 20	50
off set claim 10c	10
	<u>\$35 00</u>

Shuff for

See sub + indup	1 05
See sub + indup 75 See sub + indup 2 05	2 80
See sub indup 2cc	1 10
Witness H D Goodman 1 day	1 00
	<u>\$9 45</u>

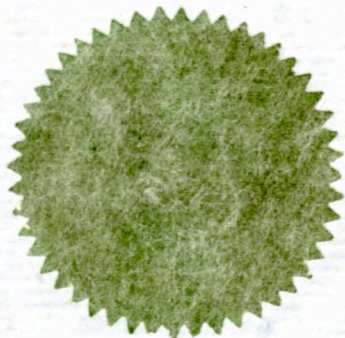
State of Illinois
 Pulaski County

I James M. Sawyers
 Clerk of the Circuit Court in and for the said
 County, do hereby certify, that the paper
 marked (A) in the appeal bond from front
 the one marked (B), is the Original Transcript
 and the one marked (C), the appeal bond from

Clerk to Supreme Court, in the Case John S. Smith
V. Hugh H. Green and that the foregoing pages
contain a true Copy of the proceedings & judgment
of record of the Supreme Court in the above
said Case

In Testimony whereof
I hereunto subscribe my name and
affix the seal of the Clerk of the Court
at office in South Carolina on
this the 5th day of Sept 1856

James M. Davis, Clerk



69

Transcript of Memo
Prakash Chandra Sen

John S. Smith

21
Hughes & Co.

original appear
from judgment of a
Justice of the Peace

Wm 28. Nov. 1857.

A. Johnston Clerk

Prepaid by Col. Dougherty
\$5.00. 28. Nov. 1857.

8835

Know all men by these presents that Hugh McGe and William A. Hughes of the County of Putnam and State of Illinois are hereinafter jointly bound unto John S. Smith of said County and State in the sum of One Thousand and fifty Dollars for the payment whereof well and truly to be made and performed we bind ourselves our heirs, executors Administrators or assigns jointly severally and jointly by these presents witness our hands and seals this 29th day of May 1836.

The condition of the above obligation is such that whereas at the May Term 1836 of the Putnam County Court Hugh McGe prayed and was granted by said Court an appeal from the judgment of said Court rendered in favor of John S. Smith against said Hugh McGe for the sum of Forty Seven Dollars Fifty Cents and costs at the said Term of said Court on the 3rd day of the said Term, being the 7th day of the month in the year last aforesaid. Now if the said Hugh McGe the above bounden shall pay the judgment, costs, interest and damages, in said the judgment shall be affirmed and shall well and truly prosecute his appeal as aforesaid, then this obligation to be void else to be and remain in full force and virtue.

In witness whereof
 before me this 29th day 1836
 James W. David Clerk.

Hugh McGe
 W. A. Hughes
 (Seal)

C

Appendix B

John Smith

District Clerk

of the County of

May 1856

John M. Davis
Clerk

[Faint, mostly illegible handwritten text, likely bleed-through from the reverse side of the page.]

[Handwritten signature or initials, possibly 'J. M. Davis', written vertically on the right side of the page.]

John Smith } Demand 90.00

vs

Hugh M'Gee } Summons issued

On the 11th day of May A.D. 1853 placed in the hands of James Moore Captable. Trial set on the 19th day of the same instant at 12 O'clock A.M. Summons returned endorsed & read to the defendant on the 12th day of May A.D. 1853 Now on Thursday the parties came and was ready for trial and after hearing all the evidence, introduced judgment is entered for Sixty Dollars against the Defendant with Costs of Suit Given under my hand and Seal on this 19th day of May A.D. 1853

Thos. J. Mansfield JP

JP fees	Sept 1851	50
Sum	1851	50
Jan 25	1852	75
		<u>75</u>
		\$1.818
Costs for mine furnished		4.15

State of Illinois } p & certify that the
Docket book } to be a true copy
& transcript of the judgment and
proceedings in the above styled cause
Given under my hand and Seal
This 19th day of May A.D. 1853

Thos. J. Mansfield JP

Transcript

John Smith

August 1855

June 30th May 1855

John David
Clerk Hawaii