

No. **8713**

Supreme Court of Illinois

M. K. Lawler, Admr.

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vs.

W. W. Clayton

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71641  7

State of Illinois }  
Gallatin County }

In the Gallatin Circuit  
Court at June Term A.D. 1859

Michel K Sawler Administrator  
of the Estate of John E Hall Jr } Plaintiff

vs

William Clayton } Defendant

and now came  
the parties and the motion entered at the  
last term of this Court for a new trial is over-  
ruled. Wherefore it is ordered by the Court that  
the defendant William <sup>W</sup> Clayton recover of  
and from the said Michael K Sawler as  
administrator of the estate of John E Hall,  
Deceased the sum of Seven Hundred Seventy nine  
Dollars & Twenty-eight Cents (\$779 <sup>28</sup>/<sub>100</sub>) the amount  
found by the jury as aforesaid - as also the costs  
of this suit, to be paid in due course of administra-  
tion. The Plaintiff then prayed an appeal which  
was allowed upon his filing bond within  
thirty days with John Crossman security in  
the penalty of \$2000. And bill of exceptions to be  
filed within thirty days

And afterwards to wit; on the 5<sup>th</sup> day of July 1859. The Plaintiff filed in the office of the clerk of the Circuit Court <sup>of said County</sup> his appeal Bond which is in the words & figures following to wit;

Know all men by these presents, that we Michael K Sawler administrator of estate of John C Hall deceased & John Crossman are held and firmly bound unto William Elayton jr in the penal sum of Two Thousand Dollars lawful money of the U. S. 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, Witness our hands and seals this day of July. A D 1859

The condition of the above obligation is such, that whereas the said Wm Elayton jr did on the day of June A D 1859 before the Circuit Court of Gallatin County receive <sup>a judgment</sup> against the above bounden Michael K Sawler adm<sup>r</sup> of J. C. Hall deced for the sum of from which judgment the said M K Sawler adm<sup>r</sup> has taken an appeal to the Supreme Court of the State of Illinois. Now if the said M K Sawler adm<sup>r</sup> shall prosecute his appeal with effect and shall pay

Whatever Judgment may be rendered  
by the Court upon dismissal or trial of  
said appeal then the above obligation to  
be void otherwise to remain in full force  
and effect

M K Lawler *adverse seal*

John Greenhaw *seal*

State of Illinois }  
Gallatin County }

I James Davenport Clerk  
of the Circuit Court of Said County do  
hereby Certify that the foregoing is a true  
and correct Copy of the order and judgment  
in the case of Michael K Lawler administrator  
of John E Hall <sup>deceased</sup> against William W Clayton  
on appeal from County Court, rendered in  
the Circuit Court of said County on the 18<sup>th</sup>  
day of June 1859. And of the appeal bond filed  
in said cause on the 5<sup>th</sup> day of July 1859.  
as appears by the order book and files of my said  
office

In testimony whereof I have hereunto  
set my hand and affixed the  
Judicial Seal of said Court  
at Shawneetown this 11<sup>th</sup> day of  
November A. D. 1859.

James Davenport Clerk



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Michael R. Lawler, adm<sup>r</sup>  
of the estate of John E. Hall, dec<sup>d</sup>  
vs

Wm. W. Clayton  

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Appeal from Gallatin

Dismissed with 5 percent

~~\$779.00~~  
\$ 779.28

Dismissed - 5 percent -  
Entered - Damages - \$38.96.  
See Record Page - 79 -

Filed Nov. 18. 1859 -  
N. Johnston Clk



Thanks for making this Record  
#100

No. 66.

1859.

M. K. Lawler. Adm<sup>r</sup>. of  
Jno. L. Hall - Deid

in

W. W. Clayton

Appl. from Gallatin

Dismissed with 5 percent  
Damages for delay -

See Return "B" Page 79. for  
final order -

Costs in Page 361 -

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