

11925


No. _____

Supreme Court of Illinois

Thomas

vs.

Sherwood

71641  7

United States of America

State of Illinois }
Henry County } Pleas before the Honorable Jesse B. Thomas
One of the Justices of the Supreme Court
of the State of Illinois, and presiding Judge of the Seventh
Judicial Circuit of said State, at a Circuit Court begun
and held at the Court house in Woodstock, in said County
on Monday the eleventh day of September, in the year of
our Lord one thousand eight hundred and forty eight,
and of the Independence of the United States of America
the Seventy third.

Present the Hon Jesse B. Thomas, Judge
William A. Boardman
State Attorney

Attest J. H. Johnson
Clerk

Thomas M. White
Sheriff.

And thereafter to wit on the 14th day of September, in
the year last aforesaid, the following proceedings ensued
to wit

Ruben P. Sherwood

Elias A. Thomas
Gosw B. Brooks and
John Brink ^{respondents} _{plaintiffs}
Merion Macomber

Speakers

And the Court being
fully advised on the motion
to continue this Cause formerly
entered herein sustaining the
same, and thereupon on the plaintiff by Merion his attorney
and admits the matters set forth in the said John Brink's
affidavit to be true, and to go to the Jury as evidence in
this Cause, and issue being joined it is ordered that a Jury

come and thumpen come a Jury of good and lawful men
to wit Thomas Forest, Lewis Murphy, George Wooster, Ebenezer
C. M. Goodrich, James C. Thompson, J. D. Kuper, Gott Combs
Ammi S. Church, Edward Tynell, N. J. Almon and Vogel
Mason who being duly empanelled and sworn well and
truly to try the issue joined, and having heard the evidence
and arguments of Counsel and instructions of the Court
they retired to consider upon their verdict, and thereafter
they returned into Court and delivered the following verdict
to wit That the Jury find the issue for the plaintiff and
assess his damages at the sum of Two hundred and nine
dollars and fifty cents and thumpen the said defendants
by Platt their Counsel moved the Court for a new trial
for reasons filed.

And thereafter went on the 15th day of Sept
in the year last aforesaid the following proceedings were had
to wit

Ruben R. Sherwood

Spears

And the Court
being fully advised on
the motion for a new trial
formerly entered herein overules the same. It is therefore ordered
and adjudged by the Court that the plaintiff have
and recover of the defendants Elias A. Thomas, Hosea B. Throop,
John Brink, impleaded with Marvin Macomber the sum of Two
hundred and nine dollars and fifty cents his damages so
assessed as also his costs and charges herein expended and that
he have execution therefor. And thereupon the said defendants by
Platt and Platt their attorneys pray an appeal herein which is granted
upon condition that they enter into a bond in the sum of five hundred dollars
conditioned according to law with C. J. Smith and J. H. Whiting their securities
and by the agreement of the parties it is ordered by the Court that the

appeal herein may be taken within sixty days from the date before
the Clerk of this Court.

And therefore the following appeal bonds
were filed by the said defendants. *Writ.*

Know all men by
these presents that we Hosesa B. Throop, John Boring, and
E. A. Thomas principal and Joel H. Johnson & C. J. Smith
security of the County of McHenry and State of Illinois in hold
and family bond unto Rubin K. Sherwood in the penal
sum of five hundred dollars the payment of which well and truly to
be made we bind ourselves our heirs executors and administrators
family by these presents. Witness our hands and seals at Woodstock
this first day of November A.D. 1848.

The Conditions of the
above obligation is such that whereas the said Rubin K. Sher-
wood did on the 15th day of September A.D. 1848. in the
Circuit Court of said County recover a judgement for the sum
of two hundred & ninety five dollars judgement and costs
of suit from which said judgement of the Circuit Court said
H. B. Throop, E. A. Thomas & John Boring with M. McComber
impleaded, have taken an appeal to the Supreme Court of the
State of Illinois. Now if the said Throop, Thomas & Boring
shall now and truly prosecute their said appeal to effect & shall
pay and satisfy whatever judgement costs interest and damage
that shall be adjudged in said Supreme Court in case the
said judgement shall be affirmed then the above obligation
to be void.

Taken and entered into before me
this eleventh day of November
A.D. 1848. and approved as by
the order of Court.

Joel H. Johnson
Clerk

Hosesa B. Throop
John Boring
Elias A. Thomas
Joel H. Johnson
Elzaphan Smith

State of Virginia
McKinney County
I the undersigned Clerk of the Circuit
Court in and for said County and
State aforesaid do Certify that the
 foregoing is a true and perfect copy of the final
judgements and appeal bonds in the above entitled
Cause now in my office. Witness Joel H. Johnson Clerk
of our said Court and the Seal thereof
at Woodstock in said County this
25th day of December A.D. 1848.
Joel H. Johnson
Clerk

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McKinney Co. Ct.

Sept Term 1848

Joel H. Johnson

et al

v

Robert A. Johnson

Deceased

1849

Filed June 14. 1849.
William E. M.

11925

Dec 1848 - 1849 - 1850 - 1851 - 1852 - 1853 - 1854 - 1855 - 1856 - 1857 - 1858 - 1859 - 1860 - 1861 - 1862 - 1863 - 1864 - 1865 - 1866 - 1867 - 1868 - 1869 - 1870 - 1871 - 1872 - 1873 - 1874 - 1875 - 1876 - 1877 - 1878 - 1879 - 1880 - 1881 - 1882 - 1883 - 1884 - 1885 - 1886 - 1887 - 1888 - 1889 - 1890 - 1891 - 1892 - 1893 - 1894 - 1895 - 1896 - 1897 - 1898 - 1899 - 1900