

state and bank houses, and digging out the foundation of the new state house, three hundred and ten dollars twelve and a half cents; to Christian Awick for labor three dollars; to Harrison Thompson for shingles, one hundred and twenty dollars; to Thomas A. Gatewood for work done, eighty dollars; to Charles Prentice for cash advanced and materials furnished, eighty-nine dollars and twenty-five cents; to Asahel and Harvey Lee for lumber furnished and workmanship performed, one thousand seven hundred and twenty-three dollars and fifty-five cents; to Thomas B. Hickman for flooring, twenty-two dollars; to John Taylor and Wm. Hodge for joiner work and forming plan, five hundred and thirty dollars; to John Hall for rock and lime furnished, two thousand and fourteen dollars and fifty cents; to David B. Waterman & Co. for masonry, brick and plastering, three thousand six hundred and fifty-five dollars and ninety cents; to James Hankins for dressing floor, seventy-five dollars; to James T. B. Stapp for cash advanced, fifty dollars; to Lemuel Lee for cash advanced, fifty dollars; to William Linn for cash advanced, fifty dollars; to Robert Blackwell for cash advanced, fifty dollars; to R. K. McLaughlin for cash advanced, fifty dollars; to Frederick Remann for cash advanced, fifty dollars; to William Linn for materials furnished, seven hundred and forty-eight dollars and ninety cents; to E. Smith ten dollars; to Lt. Freeman for measuring State house, ten dollars; to John Davidson for blacksmith work, fifteen dollars.

SEC. 2. The several sums appropriated in the first section of this act shall, when paid, be in full for all materials furnished, money advanced, and work and labor done to and upon said State house up to this time, and that no further allowance shall ever hereafter be made for the same to any person whatever.

APPROVED 11th February, 1837.

In force, 27th
Feb. 1837

AN ACT authorising suits against persons whose names are unknown in certain cases.

Application to
obtain an order
or decree

SEC. 1. *Be it enacted by the people of the State of Illinois, represented in the general assembly,* That in all cases, when application has been or shall hereafter be made before any circuit court of this State to obtain an order or decree for the assignment of dower, or for partition of any real estate under the provisions of the act entitled "an act for the speedy assignment of dower and partitions of real estate," approved on the sixth day of February, one thousand

eight hundred and twenty-seven, and the name or names of any person or persons interested in the lands or premises whereof dower is asked to be assigned, or partitions to be made, is, or may be unknown to the party, making the application aforesaid, the person or persons whose name or names is, or may be unknown as aforesaid, may be made parties to such proceedings by the name and description of unknown proprietor or owners of the premises, or as the unknown heirs of any person who may have been interested in the same; but in all cases when persons, whose names are unknown are made parties to any proceeding the party making the application shall, at the time of filing the petition, attach thereto an affidavit, stating that the names of the persons made parties as aforesaid, are unknown, and process shall issue against such persons by the name and description given in the petition, and notice of the pendency of the application shall be given to such parties by publication, as is required to be given to non-residents by the above recited act, and when such notice shall be given, the court shall act in the premises as though the parties so notified had been notified by their proper names.

Names unknown made parties to suit

Party making application to file an affidavit

Notice to be given by publication

SEC. 2. In suits or proceedings under the provisions of this act, and the act to which this is an amendment, the court shall have power to hear and determine the same, according to the rights of the parties interested; as fully and completely as if all persons interested had been made parties by their proper names: *Provided*, that during the pendency of any such suit or proceeding, any person claiming to be interested in the premises to be assigned or apportioned may appear and answer the petition, and assert his or her rights by way of interpleader, and the court shall decide upon the rights of persons appearing as aforesaid, as though they had been made parties in the first instance.

Court to have power to hear and determine

Proviso

SEC. 3. If in any suit or proceeding under the provisions of this act and the act to which this is an amendment, the court shall order a sale of any lands or premises, and the person making the sale shall report to the court that no person has appeared to claim or receive the money belonging to any non-resident or person whose name is unknown, the court shall thereupon require the money belonging to the persons not claiming as aforesaid, to be deposited in the treasury of the State, subject to the further order of the court, and all money required to be deposited as aforesaid, shall be received by the State treasurer, and paid out upon the order of the court.

Court may order a sale of lands, &c.

Money to be deposited in treasury

SEC. 4. When money shall be deposited in the State treasury under the provisions of this act, the person or persons entitled to the same, may, at any time, apply to

Persons entitled to, may receive money, &c.

the court making the order of sale, and obtain an order for the same, upon making satisfactory proof to the court of his, or her, or their right thereto.

Persons un-
known made
parties to suits

An affidavit to
be filed

Notice to be
given by publi-
cation.

Orders and de-
crees binding
upon parties

Commissioners
may make re-
port to court

SEC. 5. In all suits in chancery, and suits to obtain the title to lands heretofore commenced or instituted, or which may hereafter be commenced or instituted in any of the courts of this State, if there be persons interested in the same whose names are unknown, it shall be lawful to make such persons parties to such suits or proceedings by the name and description of persons unknown; or unknown heirs or devisees of any deceased person who may have been interested in the subject matter of the suit previous to his or her death: but in all such cases an affidavit shall be filed by the party desiring to make any unknown person a party, stating that the names of such persons are unknown, and process shall be issued against all parties by the name and description given as aforesaid, and notices given by publication as is required in proceeding against non-residents shall be sufficient to authorise the court to hear and determine the suit as though all parties had been sued by their proper names.

SEC. 6. All decrees, orders, judgments, and proceedings had or made under the provisions of this act and the act to which this is an amendment, shall be as binding and conclusive upon the parties and persons interested, as though all of such parties and persons had been sued by their proper names.

SEC. 7. Commissioners appointed to assign dower or make partition of real estate, may make reports to the court, during the same term at which they were appointed and the court may, at such term, make all such orders upon such reports as may be necessary to a final disposition of the case.

APPROVED 27th February, 1837.

In force 10th
February 1837

AN ACT to amend the act to license and regulate taverns.

Law repealed

SEC. 1. *Be it enacted by the people of the State of Illinois, represented in the General Assembly,* That as much of the act regulating taverns, approved February 14th, 1833, as makes the selling of cider in any quantity less than two gallons finable, be and the same is hereby repealed, and all persons being citizens of this State are hereby authorised to sell any quantity of cider or beer that they may think proper.