

No. 13848

Supreme Court of Illinois

John Sloan

vs.

Kellogg Moss & Co.

Proceedings of the County Court of Peoria County began and held at the Court House in the City of Peoria, State of Illinois on Monday November 2^d 1857. for judicial and other business Present. Hon Thomas Bryant. Judge. Charles Kettelle Clerk and Francis W Smith Sheriff.

Saturday November 7th 1857

John Sloan

vs.

assumpsit

William Kellogg.

Richard Gregg.

William I. Moss.

Hervey Lightner

Charles I. Clark

and James Knox

This day comes the Plaintiff by Williamson and Harris his attorney and the said defendants by Purple and Pratt their attorneys and waive a trial by jury and agree that all matters both of law and fact in question in this cause shall be tried by the Court and hereupon the Court and hereupon the Court having heard the evidence of the parties aforesaid and being fully advised in the premises doth find for the Plaintiff and do assess the damages which the said Plaintiff had sustained by reason of the premises at Sixteen Hundred and Two Dollars and forty three cents Thereupon the said Defendants by their attorneys entered their Motion for a new trial of this cause and arrest of judgment. The Court being fully advised in the premises doth overrule the said motion. Therefore it is considered by the Court that the said John Sloan do have and recover of and from the said William Kellogg, Richard Gregg, William I. Moss, Hervey Lightner, Charles I. Clark and James Knox the sum of Sixteen Hundred and Two Dollars and forty three cents his damages in form aforesaid assessed and also his costs and charges by him about this suit in his behalf expended, and that he have Execution therefor. Thereupon came the Defendant William Kellogg by his Attorney and prayed an appeal of this cause to the Supreme Court of this State which was ordered to be allowed on his entering into Bonds in the penal sum of Twenty five Hundred Dollars with William I. Moss. as security conditional according to law within thirty days.

And afterwards To Wit: on the 24th day of November 1857.
there was filed in the Clerk's office of the County Court of said
County. an appeal Bond. in words and figures following.
To Wit:

Know all Men by these presents. that WE William Kellogg.
& William S Mos. are held and firmly bound unto John Sloan
in the Penal Sum of Three Thousand two hundred & Six
and $\frac{66}{100}$ Dollars for which payment Well and truly to be made
and Done. we bind ourselves our heirs executors and ad-
ministrators jointly and severally by these presents Within
our hands and seals this the 21st Day of November A.D. 1857.

The Condition of this Bond is this whereas on the 7th day
of November 1857 in the County Court of Peoria County the above
named John Sloan recovered a judgement against the said
William Kellogg. William S Mos. Henry Septner Richard
Gegg Charles S Clark and James Knox for the Sum of
Sixteen hundred and three Dollars & forty three Cents from
which said judgement the said William Kellogg. has ap-
pealed to the Supreme Court and which appeal has been
allowed by said County Court Now if the said William
Kellogg. Shall duly prosecute his said appeal and
shall pay the judgement costs interests and Damages
in case the said judgement of the said County Court. Shall
be affirmed by the Supreme Court. then this Bond to be
well otherwise in force

Wm Kellogg - Seal
Wm S. Mos - Seal

State of Illinois
Peoria County D.

I, Charles Tuttle, Clerk of the County Court in & for said
County do hereby certify that the foregoing is a True Transcript from the Records of said Court
and a True copy of the Appraisement filed, in the suit John Sloan vs William Kellogg, William
S. Moss, Adm - in said Court.

Witness my hand & official Seal at Peoria this 19th day of
April A.D. 1858.

Charles Tuttle, Clerk
per Geo. W. Kettelle Spty. CLK.

John Sloan
vs. 272
Stellogg, Mass & Co.



Transcript for Supreme
Court.

Filed April 23, 1854

L. Leland

clerk

Just. \$1602.43. Dp. \$80.12.

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