

No. 13630

# Supreme Court of Illinois

Walker, et al

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vs.

Comstock

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STATE OF ILLINOIS, ss.

IN THE SUPREME COURT AT OTTAWA,  
Of the April Term, A. D. 1862

Isaac Walker  
George H. W. Swaine  
v.  
John Comstock

APPEAL FROM PEORIA.

Judgment below for Appellee for \$ 304.25 and costs.

**Certificate of Judgment and Appeal.**

STATE OF ILLINOIS, } ss.  
PEORIA COUNTY,

I, ENOCH P. SLOAN, Clerk of the Circuit Court within and for said county, do hereby certify that at the March Term, A. D. 1861 of the said Circuit Court,

Isaac Walker and George H. W. Swaine

recovered by the consideration thereof, a judgment against John Comstocks

for the sum of Three hundred and four Dollars and twenty five cents, and costs of suit, taxed at the further sum of six Dollars and fifty five cents; and that thereupon, to wit, on the 20th day of March A. D. 1861 the said John Comstocks

prayed an appeal from said judgment to the Supreme Court of said State, which was allowed by said Court on filing bond, pursuant to the statute in such case made and provided, in the penal sum of Six hundred Dollars, with W. M. Mead as a surety,

within twenty days next after the date last aforesaid. And I do hereby further certify that within the time so limited, to wit, on the 25th day of March A. D. 1861 the said appellant filed in my office an appeal bond, in all things according to the order of said court and the statute aforesaid therefor, thereby perfecting said appeal.

Witness my hand and the seal of said Court, at Peoria, this Tenth day of

May A. D. 1862  
Enoch P. Sloan

Circuit Clerk, Peoria County.

Wm Brewster Spitz

## MOTION TO DISMISS APPEAL, &C.

Upon the filing of the foregoing certificate of the judgment of the said Circuit Court in the above entitled cause, and of the perfecting of an appeal therefrom by the said appellants, the appellees aforesaid move the said Supreme Court here to dismiss said appeal for that the said appellant has not lodged in the office of the Clerk of said Supreme Court an authenticated copy of the record of the judgment aforesaid appealed from, as the law requires, &c. And the said appellees pray damages pursuant to the statute in consequence of the delay occasioned by such appeal, &c.



*Counsel for Appellees.*

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John Comstock  
Isaac Vail  
George McShane

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Yield May 15, 1862  
J. Vail  
M

30425  
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