

No. 14322

# Supreme Court of Illinois


Preston

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vs.

Cackle et al

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STATE OF ILLINOIS, SS.

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

John T. L. Preston

William R. Phelps, Margaret Phelps,  
Benjamin L. T. Bousland  
Julia P. Bousland

APPEAL FROM PEORIA.

Judgment below for Appellee for \$ 1263.00 <sup>and \$171.70</sup> 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,

John T. L. Preston

recovered by the consideration thereof, a judgment against William R. Phelps,  
Margaret T. Phelps, Benjamin L. T. Bousland &  
Julia P. Bousland

for the sum of one thousand two hundred & fifty three dollars debt & one hundred & seventy  
Dollars and seventy <sup>cents</sup> <sup>damages</sup> and costs of suit taxed at the fur-  
ther sum of \_\_\_\_\_ Dollars and \_\_\_\_\_  
cents; and that thereupon, to wit, on the 25<sup>th</sup> day of March  
A. D. 1861 the said

William R. Phelps Et. als. of one  
said

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 five hundred Dollars, with E. F. Rowland a surety,

within 30 days next after the date last aforesaid. And I do hereby further certify that within the time so limited, to wit, on the 23 day of April 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 19<sup>th</sup> day of

April A. D. 1862  
Enoch P. Sloan,  
Circuit Clerk, Peoria County.

## 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 appellants have 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.

*Ryan Stone*

*Counsel for Appellees.*

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Certificate  
of Judgment

Preston

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Filed Apr. 25<sup>th</sup> 1862  
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STATE OF ILLINOIS, SS.

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

John J. L. Preston  
William R. Phelps  
Washington Cockle

APPEAL FROM PEORIA.

Judgment below for Appellee for \$1434.76 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,

John J. L. Preston

recovered by the consideration thereof, a judgment against

William R. Phelps & Washington Cockle

for the sum of one thousand four hundred & thirty four Dollars and Seventy six cents, and costs of suit taxed at the further sum of \_\_\_\_\_ Dollars and \_\_\_\_\_ cents; and that thereupon, to wit, on the 25<sup>th</sup> day of March A. D. 1861 the said

Phelps & Cockle

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 Two thousand Dollars, with E. F. Rowland a surety,

within 30 days next after the date last aforesaid. And I do hereby further certify that within the time so limited, to wit, on the 23<sup>rd</sup> day of April 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.

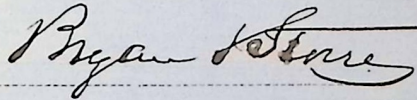
Witness my hand and the seal of said Court, at Peoria, this 19<sup>th</sup> day of

April A. D. 1862

Enoch P. Sloan,  
Circuit Clerk, Peoria County.

## 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 appellants ~~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.*

Certificate of <sup>316</sup>  
Judgment

Preston 14322

vs  
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Filed Apr. 25, 1862  
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