

14379


No. _____

Supreme Court of Illinois

Aydelott et al.

vs.

Zelle

71641  7

At a Term of the Circuit Court begun
and held at the Court House in Pekin
within and for the County of Tazewell and
State of Illinois on the first Monday of the
month of June A. D. 1861. and on the 5th day
of said month it being the 2^d day of said
Term, Present Hon James Harriott Judge
of the 2^d Judicial Circuit of the State
of Illinois, composed of the Counties of Mason
Tazewell &c, Hugh Fullerton States Attorney
Chapman Williamson Sheriff and George
H. Hailor Clerk the following proceedings
was had, to wit:—

John C. Sydelatt & James C. Giddley
late partners, trading under name &
style of Sydelatt & Giddley
George Zelle
Defendant

Now on this day comes
as well the Plaintiffs, by their attorneys Roberts & Deland
as the said defendant by his attorney Puttyman
whereupon came a Jury of 12 good and lawful men, to wit:
John McRay, A. Jennings, Benjⁿ Whizler, Ed. Crandall
Stephen Woodrow, Henry Eagleson, J. Poulaby, S. Elijah
Quinn, John Griffith, B. G. Doe, John Lanning, & Eli
Patrick, duly elected, tried and sworn, who having heard
the allegations and proofs of parties, and argument of
counsel thereon, for verdict say, That the Jury find for

the Plaintiffs in the sum of Two hundred and seventy nine ³³/₁₀₀ Dollars (\$279 ³³/₁₀₀). Thereupon the Defendant moved the Court for a new trial, which motion the Court overruled. It is therefore ordered and adjudged by the Court, that the Plaintiffs have and recover of the said defendant the damages aforesaid, in manner and form found as aforesaid, likewise the costs and charges by them about their suit expended and that execution issue therefor. Whereupon the defendant filed his bill of exceptions and prayed an appeal, which is granted by the Court with bond to be filed in 20 days, in the sum of \$350 with Emanuel Garber as security

Now afterwards, to wit: on the 14th day of June A.D. 1861, an appeal bond was filed in said cause in the words and figures following, to wit:—

State of Illinois }
County of Tazewell } Of the June Term of the Tazewell
Circuit Court A.D. 1861.

John C. Sydelatt & James Gaidley }
George Zelle }

Know all men by these presents, that we the undersigned George Zelle as principal and Emanuel Garber as his security are held and firmly bound unto John C. Sydelatt & James Gaidley partners as the firm of Sydelatt & Gaidley, in the penal sum of Three hundred

and fifty dollars, good and lawful money of the
United States and well and truly to pay which we do
herby bind ourselves, our executors and administrators
jointly by these presents, Witness our hands and seals this
12th day of June A. D. 1861,

Now the condition of the foregoing
obligation is such that, whereas the said above bounden
George Zelle has this day appealed from a Judgment
rendered against him in favor of said Byddott & Gridley
at the present term of the said Tazewell Circuit Court
for the sum of \$279¹³³ Dollars & costs, to the Supreme
Court of the State of Illinois, now should the said
George Zelle prosecute his said appeal with effect, or ~~should~~
failing, should he pay to the said Byddott & Gridley,
all costs and damages that may result to them from the
said appeal & which shall be ordered to be paid them
by said Court on the trial or dismissal of said appeal
then this Bond shall be null & void, otherwise remain
in full force and virtue,

Witness our hands the day and date first above written

George Zelle Exec
Emanuel Barber Exec

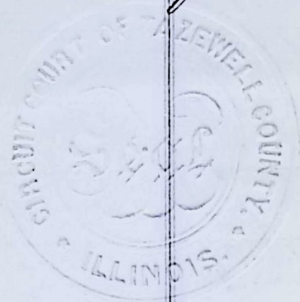
State of Illinois 3^d p.
Tazewell County } J. George H. Haddon Clerk of the
Circuit Court, in and for said County, do hereby certify
that the foregoing is a true and complete transcript of
the record of proceedings had in said cause, and the
appeal bond filed therein as fully as the same appears

of record in my office.

Witness my hand and the seal of said
Circuit Court hereto affixed at Pekin

this 21st day of April A.D. 1862,

Cliff. Norton Clerk
per A. P. Griener deputy



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Transcript

June 5th 1861

\$ 279.33

Filed April 25, 1862

A. P. Griener
Clerk