

No. 12009

Supreme Court of Illinois

Pickering.

vs.

Jones.

71641  7

No. ~~7~~ 7.
William W. Pickering
vs
Mason & Jones

1850

Prepared
by
12009

United States of America State of Illinois
Kendall County August 24th AD 1846

Pleas before the Hon John
Dean Caton one of the Justices of the
Supreme Court of the State of Illinois a
residing Judge of the ninth Judicial
Circuit in said State, at a Circuit
Court began and Held in & for said
County of Kendall at Oswego in said
Circuit and County on the twenty fourth
day of August AD 1846 the same being the
fourth Monday of August AD 1846 and of the
Independence of the United States the seventy
second

Present

Hon John Dean Caton Judge as aforesaid

Benjamin H. Whitley State Attorney

James S. Cornell Sheriff of said County

Attest A. B. Smith clk

Saturday August 29th AD 1846 the following general
order was entered to wit

Ordered that all suits motions & matters
undisposed of are hereby continued until
the next term of this Court in course

Copy of Caption order to Return
at April Term AD 1847

"Kendall Circuit Court April Term AD 1848
United States of America State of Illinois
Kendall County

Plas before the
Hon John Dean Cator one of the Justices of the
Supreme Court of the State of Illinois and
presiding Justice of the ninth Judicial
Circuit in said State at a Circuit
Court began and held at Osage in
said County on the 12th day of April in
the Year of our Lord one thousand eight
hundred and forty seven and of the
Independence of the United States the
seventy second

Presents Hon John Dean Cator ^{judge as}
Burton B Cook States atty ^{aforsaid}
Jasper Cornell Sheriff of said County

Attest A. B. Smith clk

Copy of Order Monday April 12th 1847

Helmer & Randall

Wm L H Jones

as Appellees

Appeal

William W Pickens

Appellant This day comes the defendant
by Helmer & Randall his Attorneys

and moves the Court to continue this cause
until Tuesday morning which is resisted
by Jeff and the Court being fully advised
in the premises it is ordered that this
cause be postponed until Tuesday morning as
the costs of the defendants. It is therefore
ordered and considered by the Court that the
plaintiffs have and recover of the defendants
all their costs and charges about this
continuance herein expended and that they
have execution therefor.

Wednesday April 14th 1847 this
being one of the days of the term
last above mentioned the following order
was made to wit

Albion Misner

Wm J H Jones

Appeal

as
William W Pickens This day comes the
Plaintiffs by Boyd and
Dickie their attorneys and on their motion
it is ordered that an attachment issue
herein against Levi A Rood for a contempt
of Court for failing to attend as a witness
whereupon the said Rood was arrested and
brought into Court and lay down touching
his excuse and the Court being fully advised in
the premises it is ordered that the said

Levi H Rood be discharged and go
hence without day and it is further ordered
that the cost of this attachment be taxed
to the plaintiff herein."

Also on the same day of the term
last aforesaid the following further order
was duly entered of Record to wit
"Hutchinson
William I Hous
appellus } Appeal
is
William W Pickering
appellant

This day comes the parties
to this suit in their own proper persons
and also by their attorneys and issue being
joined herein it is ordered that a jury
come and thereupon came into court the
following named persons as a jury to wit
William N Davis Benjamin Richardson
Brewer Hubbell John Murritt Isaac
Baker Charles Avery Charles Roberts
Robert M Thompson George Smith
Miles Hills Thomas Phillips Lewis B
Judson who being duly empannelled
and sworn well and truly to try the

issue joined and having heard the
testimony arguments of Counsel and
Charge of the Judge retired with an
Officer to consider of their verdict
And afterwards returned into Court
and gave the following as their
verdict: We the Jury find for the Plaintiff
and award his damages in the sum
of thirty seven dollars and twenty eight
cents. It is therefore ordered and
considered by the Court that the said
Plaintiffs have and recover of the said
defendants the said sum of thirty seven
dollars & twenty eight cents ^{for his} and
of all their costs and charges about
the prosecution of ^{this} ^{in this} Court as well
as in the Court below expended and
that they have execution therefor
Saturday April 18th 1847

Hetcher Ellison
Wm J H Jones

appellants

Appeal

William W Pickens

appellant

This day comes the
defendant again by
Hetcher his attorney and prays an appeal
to the Supreme Court of this State

which is granted by the said defendants
entering into Bond with Seolier Jemle his
security in the sum of one hundred and
fifty dollars as the Law directs within
forty days from the adjournment of this
Court

State of Illinois SS
Kendall County SS

I A B Smith clerk
of the circuit Court in and for said
County do hereby certify that the ~~transcript~~
contains a true and perfect Transcript
and Copy of all the proceedings had in
the above entitled Cause and of all
papers on file in my Office in
said Cause and of the record now
on file in my Office in said Cause

In testimony whereof I have
hereunto set my hand and
affixed the Seal of said Court
At Osage this 3^d day of
February A.D. 1848
A B Smith clk

Copy of the summons issued by the
Justice of the peace -

" State of Illinois 3rd
" Kendall County 3rd

The People of the State of Illinois to any
Constable of said County - Greeting - You are hereby Com-
manded to summon Mrs M Pickering to appear before
me at my office in Newark in said County on the 11th day
of May 1846 at the hour of 1 o'clock Pm to answer the
Complaint of F. Murre and Mrs L F Jones for a failure
to pay them a certain demand not exceeding one hun-
dred Dollars and hereby make due return as the
law directs. The Defendant is hereby also notified
that the said Plaintiff say that they no witness by whom
to prove their demand except it be by their own oath
or oath of the said Defendant. and unless the said De-
fendant appear at the trial of said Complaint, the Plai-
ntiff will be permitted to prove their demand by their
own oath as by law is directed in such Cases
Given under my hand and Seal at my office
in Newark in said County this 6th day of May 1846

G B Hollenback

(Endorsed)

" Summons
Murre & Jones
vs M Pickering
Demand 60.00 paid 31 - \$60 31.

2nd Executed by sending to Mrs M Pickering on the 6th day of May
1846 - paid 3 miles - 4th
J Wilson Const

Justice of the peace
Filed May 18th 1846
H B Smith Clerk

Copy of the appeal Bond -

Know all men by these Presents that we Mr W Pickering and W Howell are held and firmly bound unto Mimer and Jones in the penal sum of one hundred and four Dollars lawful money of the United States for the payment of which well and truly to be made we bind our selves our heirs and administrators jointly severally & firmly by these Presents. Witness our hands & seals this Twenty ninth day of May 1846

The Condition of the above obligation is such that Whereas the said Mimer & Jones did on the 21st day of May A D 1846 before George Hollenback a Justice of the peace for the County of Kendall recover a Judgment against the above bounden Mr W Pickering for the sum of fifty four Dollars from which Judgment the said Mr W Pickering has taken an appeal to the Circuit Court of Kendall aforesaid and State of Illinois - Now if the said Mr W Pickering shall prosecute his appeal with effect and shall pay whatever judgment may be rendered by the Court upon disproof or Trial of said appeal then the above obligation to be void otherwise to remain in full force & effect -

Wm W Pickering *Seal*
W Howell *Seal*

Endorsed -

" Approved by me at my office this twenty ninth day of May 1846 - G B Hollenback J.P.

Copy of the Justice's Transcript

31
Fletcher Mimer
vs
Mr L F Jones
Mr W Pickering

{ Suit Brought on account of Mistake in Settlement of 60.00 - Summons issued on the 6th day of May 1846 and Subpoena issued at the same time of summons Summons returnable on the 11th day of May 2 1 o'clock P.M. which was

Demand 54.00
 J. fees 91
 C. fees 1.27
 M. fees 1.00

returned by J. J. Nelson Constable
 executed by reading to Mr. W. Pickering
 on the 6th day of May 1846 - the Plain-
 tiff appears and from his de-
 mand by his own oath as is
 prescribed by law and the judge
 judgment is rendered in favor
 of the Plaintiff for fifty four
 dollars and Costs of Suit
 taxed at three Dollars and
 Eighteen Cents

The above is a true copy as taken
 from my Docket - G. B. Hollenback
 J. P.

(Copy of Appeal Bond)

Know all men by these presents that we Wm. W.
 Pickering and W. Stowell are held and firmly bound
 unto Minner & Jones in the penal sum of one hundred
 dollar lawful money of the United States for the payment
 of which well and truly to be made we bind ourselves
 our heirs administrators jointly, severally & finally by these
 presents. Witness our hands & seals this 29th day of May 1846

The condition of the above obligation is such that whereas
 the said Minner & Jones did on the 15th day of May ^{AD} 1846 before
 George Hollenback a justice of peace for the County of Kendall receive
 a judgment against the above bounden Wm. W. Pickering for the sum
 of fifty four dollars from which judgment the said William W. Pickering
 has taken an appeal to the Circuit Court of Kendall of said
 and state of Illinois. Now if the said William W. Pickering shall
 prosecute his appeal with effect and shall pay whatever judg-
 ment may be rendered by the Court upon dismissal or trial of
 said appeal then the above obligation to be void otherwise to remain
 in full force & effect

Approved by me at my office this twenty ninth
 day of May 1846

Wm. W. Pickering (Seal)
 W. Stowell (Seal)

G. B. Hollenback J. P.

State of Illinois } The People of the State of Illinois to
LaSalle County } any constable of said county meeting
Man hereby commanded to summon Wm W. Pickering

Pickering to be and appear before me at my office on Saturday the
29th day of June instant at 4 o'clock P. M. to answer the
complaint of Demargis Misme for a failure to pay him a certain
demand not exceeding one hundred dollars then of make return
as the law directs Given under my hand & seal this 22^d day of
June A.D. 1839 Levi H. Rood J. P. ~~Wm W. Pickering~~

(On the back of which is indorsed)

Roods Summons

Dr Misme	=	Debt	38.78
	=	Interest	2.17
Wm W. Pickering	=	Creditor	40.95
	=		18.88
	=		22.07
	=	Interest per	31 1/4
	=		22 38 1/4

owed by residing to defendant 5 miles travel 25-

Twice 25-

N. Mepriger

LaSalle co Ills Nov. 14th 1838 For value received I promise
to pay Misme & Sons, or order Thirty eight 78/100 dollars on
demand with twelve per cent interest Wm W. Pickering

(Indorsed on the back)

Milford N ~ ~ 13th 1839 I assign this to Demargis
Misme Interest & Principal \$40.68 Misme & Sons
April 18th / 39 received on account the within note eighteen
88/100.

State of Illinois } The People of the State of Illinois to any constable
LaSalle County } of said county meeting - We command you that
of the goods & chattels of Wm W. Pickering of your county you make the
sum of twenty two ~~40/100~~ dollars debt and one 06 1/4 per dollar
costs which Demargis Misme lately received before me in a certain plea
against the said William W. Pickering and being make return to me within twenty
days from this date. Given under my hand & seal this 29th day of July
A.D. 1839 Levi H. Rood J. P. ~~Wm W. Pickering~~

(Indorsed on the back)

Execution - D. Minsner vs Wm. W. Pickering
 Debt 22 40
 21 ds int 8
 Court fees 50
 Just pro 56 1/4
 This writ 25 3/4
 \$23. 79 1/4

Rec^d the within Execution at half past ten o'clock July 20th 1839
 N. Mepner

Copy of plaintiffs account
 Milford May 10th 1846

November 27	2 mirrors	38
" "	2 mirrors	38
" "	1 temper pin small bolt	25
January 4 1839	4 mirrors	75
	3 new shoes	1.50
	1 mirror	.19
21	1 set of trap hinges	2.50
Feb 7	1 mirror & toe	31
	one clip one clip on neck yoke	50
18	fix wagon	50
22	one new shoe do 1 mirror	69
March 7	fix screw bolt	19
17	one chain hook & Link	75
May 6	one chain hook	25
22	Sharp drag teeth	38
25	Sharp plow	50
June 1	Sharp plow	50
17	Sharp plow	50
	One hammer	1.00
26	Lay Coulter	1.00
	mend bolt	13
29	Lay plow	6.50
July 3	fix Coulter	50
6	2 mirrors	38

Oct 1	28	2 mirrors	38
Nov	22	2 mirrors	38
Dec.	6	2 new shoes	1.00
Feb	26 1840	44 stilyards	25
March	31	13 1/4 lbs of Amy teeth at 19	2.57
		44 axes	25
April	3	Mend clevice	13
		(footed at bottom of page)	25.43
		Summit hat at over	\$25.43
April	6	shock plow	38
		one plow clevice	1.50
	17	one set of plane. Peacock	17.00
May	8	Sharp Cutter	13
June	10	mend hoe	38
	12	2 mirrors	38
Aug.	9	2 mirrors	38
Oct	13	4 mirrors	75
		4 new shoes	2.00
Dec	18	one iron wedge	1.00
	22	8 mirrors	1.50
		4 hook & links	75
February	26 1841	one mirror	19
March	3	Sundries	13
March	3	Sundries	63
May		shiny cutter	12.00
	12	Sundries	13
		one mirror	19
April	13	Shock plow	38
May	8	Sharp cutter	13
		Mend hoes	25
	22	4 mirrors	75
June	22	2 mirrors	38
		one ring & key	13
July	3	2 mirrors	38

said defendant on John W. Pickering for \$8.74 as an adjustment of their said accounts. And the said William W. Pickering being further interrogated was asked if the amount of the above mentioned note was credited to the defendant in the said settlement to which he answered that he did not recollect to his knowledge. The said witness further testifying stated that he and the said Jones looked over the whole of their said accounts - that they found some errors in their said accounts which they corrected, but so long a time had since transpired that he could not recollect what the errors were so as to specify them and the said order of \$8.74 was the balance they found due after correcting said errors. The witness further testifying was asked if he made any other payments to the plaintiffs than those which appeared on the account of plaintiffs filed of record in this case to which he replied that it had been so long since that he could not recollect - that he had had his papers and claims at the time of the settlement which would have refreshed his recollection, but they had afterwards been left with his brother and he had not subsequently been able to find them. The witness further testifying was asked if he had any recollection upon the subject of whether the amount of the said note was credited in their said settlement to which he replied he had not to his knowledge. The witness further testifying was asked if he had any recollection upon the subject of whether any other payments had been made by the witness to the plaintiffs other than those credited on the said account to which he replied he had not. The plaintiffs then offered Samuel Jones one of the above named plaintiffs to testify as a witness as to the fact of whether the amount of the said above named note was credited in the settlement above referred to. To which offer the defendant by his counsel objected which objection was overruled. To the decision of the court overruling which objection the defendant by his counsel excepted.

The said Samuel Jones one of the above named plaintiffs, was then called by the plaintiffs, and sworn as a witness to make true answer so far as he should be interrogated and after being so sworn and testifying as such witness was asked whether the amount of the said above named note was credited to the said defendant in the settlement above referred to, to which he answered that it was.

The witness further testifying was asked whether the defendant had made any other payments to the plaintiffs, than appeared credited upon the account of the plaintiffs, filed in this cause to which he answered he had not, to all which evidence the defendant by his Counsel excepted and tendered this bill of exceptions

L. D. Baton *Seal*

(Defendants appeal Bond)

Know all men by these presents that we William W. Pickering Decolias Towle M. A. Fustant, J. S. Pitzer and R. L. Barn J. W. Pickering of the County of Kendall and State of Illinois an held and jointly bound unto Fletcher Miesner of the same place and William L. Jones of the County of LaSalle and State of Iowa in the penal sum of one hundred and fifty dollars to be paid to the said Fletcher Miesner and William L. Jones their executors administrators or assigns to which payment well truly to be made we bind ourselves our heirs, executors and administrators jointly severally and firmly by these presents - Sealed with our seals and dated the twenty sixth day of April in the year of our Lord one thousand eight hundred and forty seven

Whereas the said Fletcher Miesner and William L. Jones did on the fourteenth day of April of the April Term of the Kendall County Circuit Court in said State of Illinois receive a judgment in said Circuit Court against the said William W. Pickering for the sum of thirty eight dollars and twenty eight cents besides costs on an appeal from a judgment rendered by Hyman Grogg B. Hallenback Esq. one of the Justices of the Peace of said County of Kendall from which said judgment in said Circuit Court the said William W. Pickering at the

time of receiving the same prayed an appeal to the Supreme Court of said State and the same was granted and allowed by said Circuit Court, and the said Decolin Lowe was approved by said Court as surety for the said William W. Pickering now therefore, the condition of the above obligation is such that if the said William W. Pickering shall duly prosecute his said appeal and shall pay the said judgment rendered in said Circuit Court as aforesaid and all costs interest and damages in case the said judgment shall be affirmed in said Supreme Court then the above obligation to be void otherwise to remain in full force & virtue

Signed & sealed & delivered in
presence of A.B. Smith

Wm W. Pickering
J. A. Fenton
J. S. Pitzer
Brook. S. S. S. S.
J. W. Pickering
D. Lowe

Seal
Seal
Seal
Seal
Seal
Seal

(Summons to Plaintiffs)

State of Illinois

Kendall County

The People of the State of Illinois
To the Sheriff of said County, Greeting

We Command you that you summon Fletcher
Minner and Mrs. L. F. Jones if they shall be found in your
County personally to be and appear before the Circuit Court
of said County on the first day of the next term thereof
to be holden at the Court House in Oswego in said County on
the 4th Monday of August next to prosecute their suit which
they instituted and recovered judgment before G. B. Hollenback
for the sum of fifty four dollars besides costs against William
W. Pickering from which said judgment of said justice the
said Pickering has taken an appeal to the Circuit Court of Kendall
County and have you then then this writ with an endorsement
thereon in what manner you executed the same. Witness A. B. Smith
Clerk of said Court and the seal thereof at Oswego
in said County this 20th day of June in the year of
our Lord one thousand eight hundred and forty six. A. B. Smith Clerk

After inspecting the within foregoing record
Shenley orders that the writ of Error to be issued
~~the~~ this Cause be made a Supersedeas, upon
the filing of a bond by the within named
William W Pickering, and John W Pickering
and Asahel Sewing as his Sureties, in the
manner & with the condition required in cases of
appeal, according to the Statute in such case
made & provided.

J. W. Thomas
Associate Just. Sup. Ct.
State of Minn.

Assignment of Errors

1. The Circuit Court erred in admitting said Jones to testify in ~~his behalf~~ of his own behalf, in relation to the ~~end~~ of said note in the settlement between the parties, after the Plaintiff in Error was introduced as a witness and had given evidence on the same point.
2. The said Court erred in permitting said Jones to testify in relation to other matters than the said note.

D. Spragg for Plff in Er.

And defendant in error comes and says there is no such error in said record as plaintiff in Error has alleged above

June 11th 1850

W. L. Dickson for
def't in error

3
Supreme Court

W. W. Pickens

per

Plutcher Messenger

Record

Filed April 24 1848

~~24th Dec 1848~~

Filed May 29 1849

L. Veland Clerk

Rec'd \$5.00
R.B.S.

William M. Pickering

Misener & Jones

In Supreme Court

Appe Sci fa to Sff of Wendale
for Misner and to Sff of Losalle
for Jones returnable according
to law and the rules of court

S Mandale

Atty for Plff in error

L. Leland Esq

Pickering

Chas. & J. Ford

Principles

Filed May 27. 1847.
H. L. and Co.

State of Illinois, }
 Supreme Court, } SS.

The People of the State of Illinois

TO THE SHERIFF OF *La Salle* County.

Because in the record and proceedings, and also in the rendition of the judgment, of a plea which was in the circuit court of *Kendall* county, before the Judge thereof, between *Fletcher Ellisner and William L. F. Jones, plaintiffs, & William W. Pickering*

defendant it is said that manifest error hath intervened to the injury of the said *defendant*

as we are informed by *his* complaint, the record and proceedings of which said judgment, we have caused to be brought into our Supreme Court of the State of Illinois, at Ottawa, before the justices thereof, to correct the errors in the same, in due form and manner, according to law; therefore we command you, that by good and lawful men of your county, you give notice to the said *William L. F. Jones*

that *he* be and appear before the Justices of our said Supreme Court, at the next term of said Court, to be holden at Ottawa, in said State, on the *second* Monday in *June* next, to hear the records and proceedings aforesaid, and the errors assigned, if *he* shall think fit; and further to do and receive what the said Court shall order in this behalf; and have you then there the names of those by whom you shall give the said *Jones* notice, together with this writ.

WITNESS, the Hon. *Samuel H. Treat*
 Chief Justice of our said Court, and the seal thereof,
 at Ottawa, this *29th* day of *May*
 in the year of our Lord, one thousand eight hundred
 and forty-*nine*.

Heland
 Clerk of the Supreme Court.

18.

William W. Pickering

Fletcher Oliver &
William L. F. Jones

Sci Fa.

To Sheriff of La Salle Co.

To June Term 1849.

None of the within Defendants found
in my County June 12 1849
Henry Hewitt Siff
of La Salle Co Ill

Ret, 12 1/2

70
17
496
70
100/1,196.00

Clerk of the Supreme Court.

and lastly -
in the year of our Lord one thousand eight hundred
at Ottawa, this 21 day of October
Chief Justice of our said Court, and the seal thereof,
WITNESS the Hon. James R. Wood

notice, together with

TO THE SHERIFF OF

The People of the State of Illinois

County.

Supreme Court,
State of Illinois,

because in the record and proceedings, and also in the rendition of
the judgment of a plea which was in the circuit court of
county, before the Judge thereof, between

State of Illinois, Etc.

SCIRE FACIAS.—FREE TRADER OFFICE, OTTAWA.

The people of the State of Illinois,

To the Clerk of the circuit court for the county of *Kendall* ~~Stephens~~ Greeting:

BECAUSE in the record and proceedings, as also in the rendition of the judgment of a plea which was in the Circuit Court of *Kendall* county, before the Judge thereof, between *Fletcher Elmer & William L. Jones*

plaintiff and *William W. Pickering*

defendant it is said manifest error hath intervened to the injury of the aforesaid *defendant*

as we are informed by *his* complaint, and we being willing that error, if any there be, should be corrected in due form and manner, and that justice be done to the parties aforesaid, command you that if judgment thereof be given, you distinctly and openly without delay, send to our Justices of the Supreme Court the record and proceedings of the plaintiff aforesaid, with all things touching the same, under your seal, so that we may have the same before our Justices aforesaid at Ottawa, in the county of La Salle, on the *second Monday* *of June* next, that the record and proceedings, being inspected, we may cause to be done therein, to correct the error, what of right ought to be done according to law.

WITNESS, the Hon. *Samuel A. Treat*
Chief Justice of our said Court, and the
seal thereof at Ottawa, this *29th* day of
May in the year of our Lord
one thousand eight hundred and forty-*nine*.

A. Seland

Clerk of the Supreme Court.

¹⁸
William W. Pickering
vs
Oliver & Jones
Mit of Error

11
26
35
37

This Mit of Error is made
a Supplicatus ~~and~~ is
to be obeyed ~~by all concerned~~
accordingly Meland Ckr.

Filed May 29. 1849.
Meland Ckr.

Clerk of the Supreme Court.

WITNESS, the Hon. C. J. & J. J.

ing to law.

we may cause to be done therein to correct the error, what of right ought to be done accord-

before our Justices whereas at Ottawa, in the county of La Salle, on the 22d day of March,

before our Justices whereas at Ottawa, in the county of La Salle, on the 22d day of March,

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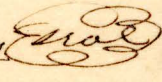
before our Justices whereas at Ottawa, in the county of La Salle, on the 22d day of March,

before our Justices whereas at Ottawa, in the county of La Salle, on the 22d day of March,

before our Justices whereas at Ottawa, in the county of La Salle, on the 22d day of March,

Know all men by these presents that we William
W. Pickering & John W. Pickering and Asahel Lewis
are held and firmly bound unto J. Misker and Wm. L. F.
Jones in the penal sum of one hundred & fifty
dollars to be paid to the said Misker & Jones their executors
administrators or assigns to which payment well & truly to be
made we bind ourselves our heirs executors and adminis-
trators jointly severally & firmly by these presents. Sealed
with our seals dated the 29th day of January AD 1848

Whereas the said Misker & Jones did at the April Term of
the Kendall County Circuit Court AD 1847 in the State of Illinois
recover a judgment against the above bounden William W. Pickering in said
Circuit Court for the sum of thirty eight dollars & seventy eight cents
besides certain costs of suit in a certain action which the said William
W. Pickering had appealed from the judgment of George B. Hollenback Esq. a justice
of the peace in and for said county, which said cause the said William W. Pickering
is about to remove to the Supreme Court of said State by writ of error.
Now Therefore the condition of the above obligation is such that if the above
bounden William W. Pickering shall duly prosecute his said writ of error and
shall pay the said judgment and all costs interest and damages in
case said judgment shall be affirmed in said Supreme Court
then the above obligation to be void otherwise to be in full force & virtue

Wm. W. Pickering 

John W. Pickering 

Asahel Lewis 

Supreme Court

Frederick

vs

Miner et al

Bond

Filed April 21st 1848

R B. Alcorn

Filed May 29. 1849.
H. A. and Oth.