

No. 13731

Supreme Court of Illinois

Fash

vs.

McKinsey

71641  7

Proceedings at a term of the Circuit Court begun and held at the Court House in the City of Peoria in and for the County of Peoria in the State of Illinois on the first Monday of March in the year of our Lord one thousand eight hundred and fifty five, it being the fifth day of said month. Present the Honorable Cuslow Peters Judge of the sixteenth Judicial Circuit in the State of Illinois to wit:

Thursday March 15th A.D. 1855
Henry M^cKinsy }
James L^{vs} Fash } Appeal from J.P.

This day came the Plaintiff by Elisha N. Powell his attorney and the defendant by Purple & Langer his attorneys and waived a trial by Jury, and agreed, that all matters both of law and fact arising in this cause, shall be tried by the Court, and the Court having heard the evidence do find for the plaintiff and do assess his damages at the sum of sixty one dollars and ninety five cents, and the Court being satisfied that the appeal from judgment of the Justice of the Peace in this cause to this Court was taken for the purpose of delay do further adjudge that the plaintiff is entitled to judgment for four dollars and fifty cents further damages for said delay; Therefore it is considered that the said Henry M^cKinsy have and recover of the said James L Fash the sum of sixty one dollars and ninety five cents his damages aforesaid assessed by the Court and the further sum of four dollars and fifty cents his damages aforesaid for the delay occasioned by the appeal to this Court and also his costs and charges by him about his suit in this behalf expended as well in this Court as in the Court below, and that execution issue therefore. The defendant prayed an appeal to the Supreme Court of this State which is allowed him on his filing in the office of the Clerk of this Court in thirty days an appeal bond in the penalty of one hundred and fifty dollars with Michael Fash as surety payable to the plaintiff and conditioned according to law.

61.95-
4.50-
66.45-

State of Illinois
Peoria County

I, Jacob Gale, clerk of the Circuit Court of said County, hereby certify, that the foregoing is a true transcript from the record of the said Court, of the trial & final judgment of said Court and order allowing appeal to the Supreme Court of this State in a certain cause of Henry Mc Kinsey plaintiff against James S. Fash defendant. I further certify that the said defendant perfected his appeal by filing bond according to the final order of said Circuit Court.

Witness Jacob Gale, clerk of said Circuit Court and the seal thereof at Peoria this sixteenth day of June in the year of our Lord one thousand eight hundred and fifty five

Jacob Gale, Clerk.

Clerk's fees: for transcript & certificate \$0.60 - paid by plaintiff
Jacob Gale -

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James S. Fash
Henry McKenney
Transcript

Certs copied

Filed June 26, 1855,
S. W. Land Oth.

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