

8721

No. _____

Supreme Court of Illinois

Litherberry & Reynolds

vs.

Joseph S. Murrell

71641  7

Of the March Term of the Marion
Circuit Court A.D. 1859

Joseph S. Murrell
assignee &c

vs

Appeal

W. H. Siederburg &

H. J. Reynolds

And now at this day came
the Defendants by Willard their
attorney and on affidavit move the Court for
continuance. And the Court having heard same
read & heard counsel thereon denies said motion
And this cause being now called for trial is
submitted to the Court for trial by consent of
the parties without a jury. And the Court
having heard the evidence &c gives judgment
for Plaintiff for amount of the Note herein and
Interest which is found to be \$47.92 damages
with costs. It is therefore ordered and adjudged
by the Court that said Plaintiff do have and
recover of and from said Defendants the sum
of \$47.92 together with his costs in this behalf ex-
pended and may have execution therefor &c.

And thereupon Defendants move for new trial
which motion the Court denies. And the Defend-
ants pray an appeal which is granted on entering
into Bond in \$200 in thirty days with John
McCall and Nelson Homey as security.

72

Joseph S. Merrill
W. H. Litchberry
et al

App. from Mason

Dismissed with 10 p. note

Filed Nov. 18. 1859.
A. L. Johnston M

Rec'd 100

Dismissed - Damages - \$44.97 -
Entered on Page 93
Received and returned
index Dec 1 - 1859 -

State of Illinois, J. H. Eagan Clerk of the Circuit Court
Marion County do hereby certify that the foregoing is
a true full and complete copy of the
order of court made in the above entitled cause,
that said order was made on the 30th day of
March A. D. 1859, I further certify that an appeal
Bond in the sum of \$200 was on the 28th day of
April 1859 filed in my office signed by W. H. Litch-
berry, W. J. Reynolds, J. A. Scott, & John W. Bell,
and that a Bill of Exceptions was filed in
said cause in my office on the 6th day of May 1859
duly signed by H. K. S. O'Melroy Judge &c
Given under my hand & official
Seal at Salem this Nov 15th 1859

J. H. Eagan
By S. O. Chaud Clerk

No. 72

1859

Lathbury & Reynolds

vs

Joseph S. Merrill

Appeal from Marine

Dismissed with 10 per cent
Damages for delay -

8721

See Record B. Page 93 for final
Order -

Cost bill on Page 34 -

Pro. Tex. Dec. 1 - 1859 -