No. 14824

Supreme Court of Illinois

Harris

vs.

Miner

71641

14824

STATE OF ILLINOIS,

SUPREME COURT,

THIRD GRAND DIVISION.

No. 270

J. W. Middleton & Co., Stationers, 196 Lake St.

Harris
vs
Huren

S64

State of Illinois
Jo Daviess County
Fourteenth Judicial Circuit

Pleas in the Circuit Court of said Jo Daviess County, begun and held at Galena in said County on the third Monday of the month of May A.D. 1863. to wit on the 18th day of May A.D. 1863. before the Hon. Benj. R. Sheldon sole judge of said Fourteenth Judicial Circuit —

R. A. McClellan Pros. Atty. Pro. Tem.
O. P. C. Rowley Clerk.
J. C. Hawkins Sheriff

Robert S. Harris & al
James M. Harris
partners under the firm
name & style of R. S. Harris & Co
vs.
Simeon K. Miner

Assumpsit.

Be it remembered that heretofore to wit on the 5th day of June A.D. 1863. as of the May Term A.D. 1863 of said Jo Daviess County Circuit Court in the record of the proceedings thereof in the above entitled cause appears the following entry to wit:

Robert S Harris and James M Harris, partners under the firm name & style of R. S. Harris & Co

vs.

Simeon K. Minier

Assumpsit J.

The Court having fully considered of the motion heretofore filed by the defendant for a new trial herein overrules the same. to which overruling of motion then and there excepts.

It is therupon considered by the Court that the plaintiffs have and recover of the defendant the said sum of Seven hundred and seventy three dollars and seventy cents, ($773 70) as their damages herein as heretofore assessed by the jury herein in this cause. Together with their costs by them in this behalf expended and that they have execution against the said defendant therefor. And the defendant by his attorney prays an appeal to the supreme Court. which is granted. conditioned that he file with the Clerk of this Court. within Twenty days from this date. a good and sufficient appeal bond. properly conditioned. in the sum of One Thousand dollars. with Nathan Cornish as security.

And afterwards towit on the 8th day of June A.D 1863. as yet of the May

Term A.D 1863. of said Circuit in the record of the proceedings thereof in the above entitled cause appears the following entry Towit:

R. S. Harris & Co
vs
Simeon K. Miner } Assumpsit.

Now at this day comes the defendant by his attorney and files his bill of exceptions in this cause which is certified by the Court.

And afterwards Towit on the 24th day of June A.D 1863. the defendant above named filed in the office of the Clerk of our said Circuit Court his appeal bond in this cause in the words and figures following towit:

Know all men by these presents that we ~~R. S. Harris & Co~~ Simeon K. Miner and Nathan Corwith are held and firmly bound unto R. S. Harris & Co. in the penal sum of One Thousand dollars for the payment of which we bind ourselves, Heirs our hands and seals this 23d day of June A.D 1863.

The condition of the above obligation is such, that whereas the above named R. S. Harris & Co did on the

5th day of June A.D 1863. in the Jr Daviess County Circuit Court in the State of Illinois, recovered judgment against the above bounden Simeon K. Miner, from which said judgment of the said Circuit Court the said Simeon K. Miner has prayed an appeal and obtained the same to the Supreme Court of the State of Illinois. Now if the said Simeon K Miner shall duly prosecute his said appeal with effect, and pay whatever judgment may be rendered against him in case the said judgment shall be affirmed, then this obligation to void, otherwise to remain in full force and effect.

Taken & Entered into before me at my office in Gallatin this 23rd day of June A.D 1863.

Wm R Rowley Clk
By T. R. Bird deputy

Simeon K Miner (Seal)
Nathan Cornish (Seal)

Endorsed

Filed June 24th 1863.
Wm R Rowley Clerk.
By T. R. Bird deputy.

State of Illinois } ss
Jr Daviess County }

I Wm R Rowley Clerk of the Circuit Court in and for said County, in the State aforesaid, do hereby certify the foregoing to be a true and correct copy of the record of the Judgment and Appeal Bond filed in the above entitled cause of A. S. Harris &c. vs Simeon K. Miner as the same appear of record and on file in my office



Witness William R Rowley Clerk. and the seal of said Js Davies County Circuit Court. at my office in Galena. on this the 7th day of April A.D. 1864.

Attest. Wm R Rowley Clerk.
By F. R. Bird deputy.

274.

C. S. Harris Exr
vs
Simeon K. Wisner.

Transcript

Filed Apl. 22d 1864.
S. Leland
Clk.

Clerks fees $1.50