

13943


No. _____

Supreme Court of Illinois

Raisch

vs.

Kurr

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Be it remembered that on the 17th day of May in the year of our Lord One Thousand Eight hundred and fifty nine at the April Term for that year of the Sanca Union County Circuit Court before the Honorable Edward W. Rice Judge of said Court there appears of Record on the Records of said Court an order in the words and figures following to wit: ~

Frank Raich

Plaintiff

Against
Andreas Rinn

Defendant



Trespass

And now at this day came the said parties by their Attornies and the said Plaintiff say that he will not further prosecute herein as to the Counts in this declaration and now the issue herein being made up a Jury was commanded to come to try the same and thereupon came a Jury to wit: William Proctor, P. Mc Carter, Grace Nichols, W. H. Applegate, John Delay, Joseph Tultz, William F. Elkin, Thomas L. Lyon, John W. Taylor, James Dyer, W. H. Allen, and William F. Tultz, who being duly dected tried and sworn well and truly to try the issue joined, after hearing the evidence and adjement of Council for their verdict say, in the Jury find for the said Defendant
Whereupon the said Plaintiff comes and enters his motion for a new trial herein

And afterwards to wit: on the twentieth day of May in the year of our Lord One Thousand Eight hundred and fifty nine in the Circuit Court aforesaid and before

The Judge aforesaid there appears of Records on the Records of said Court an order in the words and figures following to wit:

Frank Raisch

Plaintiff

Against

Andreas Kun

Defendant



Trespass &c

And now at this day came again the said parties by their attorneys and the said Plaintiffs motion for a new trial herein is taken up and argued and the Court after hearing the arguments of Counsel orders that said motion be overruled. It is therefore ordered and adjudged by the Court that the said Defendant recover of and from the said Plaintiff his Costs by him therein expended and that he have execution therefor;

Whereupon on Motion of said Plaintiff by his Attorney an appeal to the Supreme Court of the State of Illinois is allowed him upon his filing bond to be approved by the Clerk of the Court in thirty days from this date. And it is agreed by and between the parties the Bill of exceptions herein is to be filed by or during the next August term of this Court.

And afterwards to wit: on the tenth day of June in the year of our Lord One Thousand Eight Hundred and Ninety nine there was filed in the office of the Clerk of the Circuit Court aforesaid ^{an appeal} and in the words and figures following to wit:

Know all men by these presents that we Frank
Kaisch and Albert Holme of the County of Sangamon
and State of Illinois are held and firmly bound unto
Andrew Kinn in the special sum of five hundred dollars
lawful money of the United States for the payment of which
they and each of them bind themselves their heirs executors
administrators and assigns jointly severally and firmly
by these presents.

The Condition of the above obligation is
such that whereas the said Andrew Kinn did at the April
Term A.D. 1859 of the Sangamon Circuit Court recover
a Judgment against the said Frank Kaisch for costs
in an action of Trespass on the case on premises, where
the said Frank Kaisch was Plaintiff and the said Andrew
Kinn was defendant from which said Judgment the
said Frank Kaisch hath prayed for and obtained an
appeal to the Supreme Court of the State of Illinois.

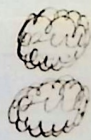
Now of the said Frank Kaisch shall
proceed in the due prosecution of said appeal and shall
satisfy and pay said Judgment cost, interest, and
damages in case said Judgment shall be affirmed, or
said appeal dismissed then this bond to be void, do
be and remain in full force and virtue.

In testimony whereof we have hereunto set
our hands and seals this tenth day of June A.D. 1859

Taken and approved by
me this 10th June A.D. 1859
P. Wright Clerk



Frank Kaisch
A. Holme



State of Illinois vs. J. Fusco Wright Clerk of the
Sangamon County Circuit Court in and for said
County do hereby certify that
the foregoing is a true copy from the Record of the
final order in the above entitled cause and of
the appeal bond on file therein as full and perfect
as the same appears on file and of record in my
said office —

Given under my hand and seal
of said Court at Springfield this
Nineteenth day of January in
the year of our Lord One thousand
Eight hundred and Sixty —

J. Fusco Wright Clerk

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Frank Risch

no 3 Transcript

Andrew Kim -

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filed Jan 19. 60

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