

8460

No. _____

Supreme Court of Illinois

Phillip Hoffman

vs.

Henry Boldeker et al

71641  7

State of Illinois) Monroe County Circuit Court, May
Monroe County S. Term A. D. 1862. ~

Philippe Hoffmann Sr: } Bill for Relief & Injunction.
vs: } Now again comes the
Henry Baedeker & } Complainant, by O. Melvany,
H. C. Talbot. } Morrison & Kennedy his Solis:
and also come the defendants by Underwood & Benckler their
Solis: and the Master having taken and reported the testimony
herein, and this cause coming on to be heard, on the Bill,
answer, replication, & Testimony, and the Court having heard
the same, and being fully advised of and concerning the premi-
ses, finds the issue for the defendants. It is thereupon consider-
ed by the Court that a decree for cost be entered against the
Complainant, that the defendant recover their prepay cost,
and have Execution, Thereupon the Complainant by his Solis
pray for an appeal to the Supreme Court, which is granted
by the Court, upon said Complainant, Executing and filing
a bond, within thirty days from this date, in the penalty
of \$500.00. to be approved by the Clerk of this Court. ~

And on the seventh day of June 1862. the following appeal
Bond was filed in said Court, to wit: ~
Know all men by these presents, that we Philippe Hoffmann
and Adam Koch of Monroe County Illinois, are held and
firmly bound unto Henry Baedeker in the penal sum of
Five Hundred Dollars, for the payment of which well
and truly to be made, we bind ourselves, our heirs executors
and administrators, firmly, severally and jointly by these presents

Witness our hands and seals this 7th day of June A.D. 1862.
The condition of the above obligation is such, that whereas
the said Henry Boedecker did on the 10th day of May
1862. in the Circuit Court of Monroe County, Illinois, at
the May term thereof recover a Judgment against the above
bonded Philip Hoffmann for cost of suit, in an action
for relief and injunction from which Judgment the said
Philip Hoffmann has prayed for and obtained an appeal
to the Supreme Court of said State. Now if the said
Philip Hoffmann shall duly prosecute his appeal with
effect and without delay, and shall moreover pay the am-
ount of the said Judgment rendered and to be rendered
against him, in case this Judgment shall be affirmed in
the Supreme Court, then this obligation to be void, otherwise
to remain in full force and effect.

Entered into and approved by
me this 7th day of June A.D. 1862.
Wm. End blb

Philip Hoffmann (real)
Isaac Koch (real)

State of Illinois }
Monroe County } I, the undersigned
Clerk of the Circuit
Court within and for said County hereby, that
the foregoing Record contains a true and correct
copy of the final Decree made and entered of
Record in the foregoing entitled cause and also
a true copy of the appeal bond on file in the
said cause, all of which appears of Record in
my office.

In Testimony whereof I have
and Clerk of the said Court
have hereunto set my

Hand and Seal of office
this the 6th day of October
A. D. 1862
William Croft

Phillip Hoffmann Sr.
vs.
Henry Boedecker &
W. C. Talbott

Appeal from Monroe.

The Clerk of the
Supreme Court will
file this record &
have appeal disd.
if complete record
is not filed in
time.

Underwood & Kottig
Atty, for appellee

fee \$1.25

Filed Nov. 13. 1862.
N. Johnston CM

Paid by W. C. \$5.00

N. Johnson

Bellville, Oct 9, 1862,
Maj. Johnson;

Please docket these
cases & file the records
and request some
Atty. to have them
dismissed for me
if the records are
not filed in time
as I understand they
will not be.

I am sorry I cannot
be in person at your
court. The St Clair Cir-
cuit Court commences
its session Oct 27th '62.

In the case against
Bordicker & Talbott,
Quelveny & I agreed to
argue it at Spring-
field. But I understand

his client has since
declined prosecuting
the appeal. If however
he concludes to pros-
ecute the case I will
join in error at
Springfield.

Yours very truly

Wm. Underwood,

P.S. Enclosed is \$10,

\$5 for each case,

When dismissed send
down certified copies
of orders.