

No. 602

Supreme Court of Illinois

Jacob Forsythe

vs.

R.H. and L. Burton

(379)  7

State of Illinois
Schuyler County

Pleas before the Honorable
James H. Ralston, at a Circuit Court in and
for the County of Schuyler and State of Illinois
begun and held at the Court House in Rushville
on Monday the sixth day of November in the
year of our Lord one thousand eight hundred
and thirty seven and of the Independence
of the United States the sixty second
Present

The Hon James H. Ralston
Judge

Tuesday Nov 14th 1837

On this fourteenth day of Nov-
ember A.D. 1837 the following order was
made, viz:—

Jacob Forsythe

versus

Robert H. Benton

and Joseph Benton

In Debt

This day come the parties by their
attorneys, and the defendants herein filed their
plea to the Plaintiffs Declaration, the plaintiff
enters a demurrer to plea No 2, which is
sustained, and thereupon issue being joined
the parties for trial put themselves upon the
Court, and after trial judgment is rendered
against the said defendants for seven hundred
and twelve and ninety eight cents debt

1848.

Jacob Forsythe

ads }
3

R. 142 L. Burton

Copy of Quast

Draw for Appeal

Appeal Bond

Filed Dec 14, 1838

J. M. Duncan

Dismissed

December Term

1838 X 602

Chas. Fenn

Transcript
Cert. record

1/2

State of Illinois
Schuyler County D. Robert A.
Glenn Clerk of the Circuit Court in
and for said County and state, do
hereby certify that the foregoing is a
true copy of the judgment, or an
an appeal, and appeal Bond
in the case of Jacob Forsythe, plaintiff
against Robert H. Burton and Joseph
Burton, defendants, truly copied from
the records of said Court —

In Testimony Whereof I
have hereunto set my hand
and affixed the seal of said
Court at my office in Rushville
this tenth day of May
A.D. 1838.

Robert A. Glenn

and twenty four dollars and ninety five
cents damages, making together the sum of
seven hundred and thirty seven dollars and
ninety three cents debt and damages.

It is therefore considered by this Court
that the plaintiff recover of the defendant
the said sum of seven hundred and thirty
seven dollars and ninety three cents and
also his costs about his suit in this behalf
expended, and that he have execution
therefor. And thereupon the said

therefor. And thereupon the said
defendants prayed an appeal to the Sup-
reme Court, which is allowed upon condi-
tion that the said defendants, with John
C. Branner, shall, within twenty days
from this date, enter into bond as the law
directs, in the penal sum of fifteen hundred
dollars.

December 1st 1837

On this first day of December
A.D. 1837 the said defendants filed their
appeal bond in the words and figures
following - to wit:—

*My dear Miss
I am much obliged
to you for your letter
and will be glad to hear
from you again.*

herb

Know all Men by these Presents, That we, *Robert H. Burton*
Joseph Burton & John S. Brauner of the
County of *Schnyler* and State of *Illinois*
are held and firmly bound unto

Jacob Forsythe
in the penal sum of *Fifteen Hundred Dollars*
for the payment of which, well and truly to
be made, we bind ourselves our heirs, executors, jointly, severally, and firmly by these
presents: Witness our hands and seals, this *first* day of

December A. D. 1837.

The condition of the above obligation is such, that whereas *the said*
Jacob Forsythe

did, on the *fourteenth* day of *November* 1837,
in the Circuit Court, within and for the County of *Schnyler*, and State of

Illinois, recover a judgment against the above bounden *Robert H. Burton*
and Joseph Burton for the sum of *seven*
Hundred and thirty seven dollars and
ninety three cents debt and damages
and costs of suit, from which judgment of said Circuit Court, the said *Robert*
H. Burton & Joseph Burton

has prayed for and obtained an appeal to the Supreme Court of said State.

Now if the said *Robert H. Burton shall*
and Joseph Burton

shall duly prosecute
their said appeal with effect, and shall moreover pay the amount
of the judgment, costs, interest, and damages, rendered and to be rendered against
them in case the said judgment shall be affirmed in the said
Supreme Court, then the above obligation to be null and void, otherwise to remain in
full force and virtue.

Taken & entered into
before me this *1st* day
of *December* A. D. 1837
Robert A. Glenn
ck

Robt H. Burton
Joseph Burton
John S. Brauner

