

Miscellaneous Record, No. 22, Madison County, Iowa

Clerk of District Court, Scott Co.

#5710

Filed for record the 5 day of
December A.D.1938 at 10:30 o'clock
A.M.
Valde C. Bishop Farver, Recorder

To
The Public

Fee \$. 90

TRUE AND PERFECT TRANSCRIPT

C.J.Burch
vs.
R.C.Burch

#31606

On the 14th day of November, A.D.,1938, the above entitled cause came on for trial, and a jury was called and sworn, and trial proceed.

And now on this 15th day of November, A.D.,1938, trial proceeds, and at close of all testimony and arguments of counsel, the jury is charged and retires. By agreement of counsel, the jury returned a sealed verdict with the understanding of parties that the same be opened by the bailiff and made public, said verdict being for the plaintiff in the sum of \$1015.88.

Thereupon it is ordered by the Court that judgment be entered in favor of the plaintiff for the amount of the verdict with costs of suit including statutory attorney's fees.

(Costs \$81.20 - Attorney's Fees \$50.16)
(D.V.Jackson)
(Judge)

C.J.Burch
vs.
R.C.Burch

#31606.

Now on this 15th day of November, A.D.,1938, the sealed verdict of the jury is returned into Court, the said jury having retired on this day in charge of Harry W. Koopmann, a duly appointed Bailiff of this Court, after having heard all of the testimony, the arguments of counsel, and the instructions of the Court, said verdict being in the letters and figures as follows, to-wit:-

Filed Nov 15 1938 Nic LeGrand
Clerk District Court Scott County, Ia.

"IN THE DISTRICT COURT OF IOWA IN AND FOR SCOTT COUNTY.

C.J.BURCH
Plaintiff,
vs.
R.C.Burch,
Defendant.

FORM OF VERDICT.

We, the jury, find for the Plaintiff, and assess his recovery at \$1015.88.

Ed. W.Histed,
Foreman."

IN THE DISTRICT COURT OF THE STATE OF IOWA IN AND FOR SCOTT COUNTY.

C.J.Burch,
Plaintiff,
vs.
R.C.Burch
Defendant

No. 31606.

JUDGMENT ON VERDICT .

Miscellaneous Record, No. 22, Madison County, Iowa

Now on this 15th day of November, A.D., 1938, it being a day of the November, 1938 Term of District Court aforesaid, come the parties, the plaintiff appearing by Elmer W. Besten, his attorney, and the defendant appearing by Waldo M. Wissler, his attorney, and a jury of twelve good and lawful men and women having been empanelled on the 14th day of November, A.D., 1938, as follows, to-wit:- Frank E. McAninch, Alvina Altman, Frank J. Keppy, Ed. W. Histed, Walter L. Hummel, Bertha Peckard, Ruth Ackermann, Estelle Johnson, Margaret Ray, J. B. Brandt, Dorothy E. Ryan and Kathias Spoo, who were examined and sworn to well and truly try the issues joined and a true verdict render according to the evidence and the law as given them in charge by the Court.

And thereupon trial was had, opening statements were made by the counsel, plaintiff introduced evidence and rested, defendant introduced evidence and rested. It further appearing that arguments have been made by counsel for both plaintiff and defendant, at the conclusion of the same, instructions were submitted to the counsel for examination.

Thereupon the Court instructed the jury and they retired on the same day, to-wit: November 15th, A.D., 1938, to deliberate on their verdict, in charge of Harry W. Koopmann, Belliff, a sealed verdict having been agreed to.

And on the same day, to-wit: November 15th, A.D. 1938, at 5:25 o'clock P.M., said jury returned its verdict into Court, which is in the letters and figures as follows, to-wit:-

* IN THE DISTRICT COURT OF IOWA IN AND FOR SCOTT COUNTY..

C.J. Burch,	} Plaintiff,	} FORM OF VERDICT.
vs.		
R.C. Burch,		

We, the jury, find for the Plaintiff, and assess his recovery at \$1015.88

Ed. W. Histed.
Foreman. "

It is therefore considered and adjudged in accordance with the foregoing verdict and Sections 11575 and 11644 of the 1935 Code of Iowa, that plaintiff have and recover of the defendants, judgment in the amount of One Thousand Fifteen & 88/100 (\$1015.88) Dollars, together with the sum of Fifty & 16/100 (\$50.16) Dollars, attorney's fees, and the costs of this action, taxes at Eighty-one & 20/100 (\$81.20) Dollars, and that execution issues therefor.
This Transcript \$1.75

IN THE DISTRICT COURT OF THE STATE OF IOWA Within and for Scott County.
STATE OF IOWA, Scott County, ss.

I, NIC LeGRAND, Clerk of the District Court of the State of Iowa, in and for said County, do hereby certify that the above and forgoing is a true and perfect transcript of the Record Entry of Court Entry on Trial Procedure, Verdict, and Judgment on Verdict, in the Matter of C.J. Burch, Plaintiff, vs. R.C. Burch, Defendant, being in District Court Cause No. 31606, in the above entitled cause, as fully as the same remains of record or on file in my office.

And I further certify that the records of said Court are now in my custody and under my control, and that I am the proper officer to make this certificate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at the Court House in Davenport, in said County, this 21st day of November, A.D. 1938.

(District Court Seal)

Nic LeGrand Clerk of District Court.

By Olive S. Clements Deputy