37.

aforesaid: But because the Court of Appeals here are not yet advised what judgment to give of and upon the premises, a day therefor is further given to the parties aforesaid with the consent of the said parties by their attorneys aforesaid, before the Court of Appeals here until the second Monday in June next, to hear the judgment of the Court of Appeals thereof and upon the premises, for that the Court now here as yet are not and so forth.

At which said second Monday in June being the fourteenth day of the said month in the year of our Lord one thousand eight hundred and thirty come again into the Court of Appeals here as well the said Mayor and City Council of Baltimore by John Scott and Roger B. Taney their attornies as also the said John Barron survivor as aforesaid by Charles F. Mayer and David Hoffman his attornies. Whereupon as well the record and proceedings aforesaid, and the judgment given in form aforesaid, as the matters aforesaid by the said Mayor and City Council of Baltimore above for error assigned being seen and by the Court of Appeals here fully understood and mature deliberation thereupon had; for that it appears to the Court of Appeals here that in the record and proceedings aforesaid, and also in the rendition of the judgment aforesaid it is manifestly erred: Therefore it is considered by the Court here, that the judgment aforesaid for those errors and others in the record and proceedings aforesaid be reversed, annulled, and held entirely as void, and that the said Mayor and City Council of Baltimore be restored to all things which by reason of the judgment aforesaid they have lost, and that the said Mayor and City Council aforesaid go thereof without day and so forth. It is also considered by the Court here, that the said Mayor and City Council aforesaid recover against the said John Barron survivor as aforesaid the sum of Three hundred and seventy one Dollars eighty eight and one thirteenth adjudged unto the said Mayor and City Council aforesaid for his costs and charges by him sustained about the prosecution of his said appeal of and upon the premises as aforesaid prosecuted, and that the said Mayor and City Council aforesaid have thereof execution and so forth.

Test, John Johnson, clk.

Afterwards to wit, on the twenty second day of June in the year of our Lord