against
Thomas W. Viguis & George C. Harvey.

To the Honorable William George Krebs Judge of the Circuit Court for the City of Baltimore.

The amended and supplemental Bill of William H. B. Dukehart and Susan Elson Dukehart late Susan Elson Taylor wife by John H. Thomas their next friend humbly sheweth, That since the filing of her original bill in this Court against Thomas Viguis and George C. Harvey the said Susan intermarried with the said William who is as is the said Susan an infant, under the age of twenty one years, That prior to the said marriage to wit on or about the 18th day of April 1854 by deed of marriage settlement the property of the said Susan real and personal in possession and in action was conveyed to the defendant George C. Harvey in trust for the said Susan for life remainder to the said William, remainder over to the issue of said Susan as will appear by reference to a certified copy of said deed herewith filed marked "S. E. T. No. C." Now therefore the said William and Susan by their next friend aforesaid do humbly pray your Honor that the said William may become a party complainant to these proceedings and that said Harvey and Viguis may answer the premises and that your orators may have such relief as on their whole case your Honor may think just and they will ever &c.

Wallis & Thomas
Solrs for Complainants.

It is agreed that the matters set forth in the aforegoing amended and supplemental Bill are true and that the same may be filed and parties made accordingly that the answers heretofore filed by the defendants respectively shall be taken as answers in connection therewith to the said amended and supplemental Bill. It is further agreed that a commission shall issue as upon general replication filed to Frederick Rinkney Esquire to take testimony.

Wallis & Thomas for Compts.
James C. Mendes for Viguis.
L. K. Howard Sol: for Harvey.

True Copy: Test: Wm. H. Turner Clerk.

A replication was duly entered and a commission issued under which testimony was taken and returned and the cause was regularly heard and submitted and a decree passed on the 30th day of November 1854 as follows.

John H. Thomas next friend &c.
vs.
Thomas W. Viguis

Circuit Court for Baltimore City.
November Term 1854.

This cause standing ready for hearing and having been argued and the proceedings and proofs having been read and considered it is thereupon this 30th day of November 1854 by the Court, and by the authority thereof adjudged ordered and decreed that the defendant Thomas W. Viguis by a good and sufficient deed to be executed and acknowledged according to law shall convey the leasehold property described in the proceedings as conveyed to the said Viguis by John Zell and Alexander Harper by deed bearing date the 24th day of September in the year 1850 of which deed a certified copy is filed with the Bill (and marked "Exhibit A") unto the defendant George C. Harvey his Executors administrators and assigns for the sole and separate use & benefit of the Complainant Susan E. Dukehart according to the terms and provisions and subject to the trusts and effect of the Deed of marriage settlement made and executed between said Susan (then Susan E. Taylor) and William H. B. Dukehart



and Henry Dukehart and the said Harvey bearing date the 18th day of April 1854 a certified copy whereof marked "S. E. T. No. 1" is filed with the amended Bill, And it is further adjudged ordered and decreed that the said Viguis deliver the possession of the said leasehold property and premises unto the said George C. Harvey or such person as he shall designate immediately upon the execution of the conveyance thereof herein before ordered and directed, And it is further adjudged ordered and decreed that the said Thomas W. Viguis pay to the said George C. Harvey or his Solicitor his proper costs and charges for the preparation execution, Stamp tax and recording of the conveyance hereinbefore ordered and directed to be by him executed and that the said Viguis shall likewise pay all the costs of this proceeding.

Wm. Geo. Krebs.

True Copy. Test: Wm. H. Turner Clerk.

Thereupon on the petition of the Complainants an Injunction was issued on the 15th day of December 1854 in the words following:

Maryland Sct:

(Seals Mac)

The State of Maryland. To Thomas W. Viguis of Baltimore City and every one and all other person & persons whatsoever who are in possession of all or any part of that parcel of ground and property or premises situated on Howard Street in said City and herein after particularly referred to, Greeting: Whereas it hath been represented to the Circuit Court for Baltimore City in a cause wherein Wm. H. B. Dukehart and Susan E. Dukehart his wife by John H. Thomas their next friend are complainants and George C. Harvey and you the said Thomas W. Viguis are defendants, that by the original decree in the cause passed on the thirteenth day of November 1854 it was decreed that you Thomas W. Viguis should by good & sufficient conveyance duly executed and acknowledged convey all the leasehold property heretofore on the twenty fourth day of September 1850 conveyed to you by John Zell and Alexander Harper and in the proceedings in the cause aforesaid mentioned to George C. Harvey as Trustee in said decree mentioned (and that you should deliver possession of the said Leasehold property and premises to the said George C. Harvey or such person as he should designate immediately upon the execution of the said conveyance, and it having appeared to the Court that such good and sufficient deed was tendered you and that you have neglected and refused so to deliver possession of said property and premises as by said decree you were commanded to the said Harvey or any person by him designated though you were duly required the same to do, and that by a subsequent order passed in said cause on the fifteenth day of December 1854 it was adjudged and ordered that you the said Thomas W. Viguis having neglected to execute said deed by said original decree directed and to deliver and give up possession of the said property as you were so as aforesaid commanded by said decree, an Injunction should issue against you the said Viguis to enjoin you to deliver possession of said property to said George C. Harvey or such person as he shall appoint and direct, and the matters stated in such representation being all just and true. Therefore in consideration of the premises you the said Thomas W. Viguis your servants, agents and all persons assisting you and every and all other person or persons in possession of said Land are strictly commanded and enjoined that you each and every of you do deliver possession of said land and premises and every part and parcel thereof to the said George C. Harvey or such person as he shall appoint and direct pursuant to said decree and that you cease from any