otherwise interfering with his possession of said ground. And whereas by an order bearing date the Fourth day of November eighteen hundred and fifty four the said Injunction was dissolved. And whereas the said George H. Stewart is about to appeal from said last mentioned order to the Court of Appeals of the State of Maryland. Now the Condition of the above obligation is such that if the above bound George H. Stewart shall not cause a transcript of the record and proceedings of the said last mentioned order or decree to be transmitted to the Court of Appeals within the time required by law and prosecute the same with effect - and also satisfy and pay unto the said Defendants or their assigns in case the said Decree or order shall be affirmed as well and singular the damages and costs that shall have accrued in the Circuit Court for Baltimore City aforesaid to be paid by the said Defendants and also all costs and damages that shall accrue in a to awarded by the said Court of Appeals, then this Bond to be and remain in full force and virtue otherwise of no effect.

Signed Sealed and delivered in presence of J. Rentier Poe } G. H. Stewart (Seal) W. J. Stewart (Seal)

On the back whereof is thus Endorsed to wit.

Bond Approved
Nov 14th 1854.
Wm Ge Krebs

It is thereupon ordered by the Court here that a transcript of the record and proceedings in the cause aforesaid with all things thereunto relating be transmitted to the Court of Appeals of the State of Maryland and the same are transmitted accordingly

Test.
Wm H. H. Turner Clerk

In testimony that the aforegoing is a full and true transcript taken from the record of proceedings of the Circuit Court for Baltimore City in the cause therein mentioned.

Seal

I hereto set my hand and affix the seal of the said Court this third day of February in the year of our Lord one thousand eight hundred and fifty five.

William H. H. Turner
Clerk of Circuit Court
for Baltimore City

And now comes into the Court of Appeals here as well the said George H. Stewart by Neilson Poe and John Nelson Esquires his Attorneys, as the said Mayor and City Council of Baltimore by Benjamin C. Pleasants, J. N. Steele and S. T. Wagner Esquires their attorneys - and thereupon on motion of the said Mayor and City Council of Baltimore by their attorney aforesaid it is ruled by the Court here that the said George H. Stewart assign the errors in the record of proceedings aforesaid or in giving the Decree aforesaid so as aforesaid brought before the Court of Appeals here for correcting the errors supposed to be therein or Decree by the Court of Appeals here will be entered against him in default thereof: and the said George H. Stewart by his attorney aforesaid

says that in the record of proceedings aforesaid and also in giving of Decree aforesaid there is manifest error in this to wit that by the record aforesaid it appears that the Decree aforesaid in the plea aforesaid given was given for the said Mayor and City Council of Baltimore against the said George H. Stewart when by the law of the land that Decree ought to have been given for the said George H. Stewart against the said Mayor and City Council of Baltimore therefore in that there is manifest error and he prays that the Decree aforesaid for that error and others being in the record of proceedings aforesaid may be reversed annulled and held entirely as void and that he the said George H. Stewart may be restored to all things which he hath lost by occasion of the said Decree and that the said Mayor and City Council of Baltimore may reply to the errors aforesaid and so forth: And thereupon it is ruled by the Court of Appeals here that the said Mayor and City Council of Baltimore join in the errors by the said George H. Stewart above assigned in the record of proceedings aforesaid or Decree by the Court of Appeals here will be rendered against them in default thereof: And the said Mayor and City Council by their attorney aforesaid pray that a day may be given to them to join in the errors by the said George H. Stewart above assigned in the record of proceedings aforesaid until the first Monday in June next: and to them it is granted: the same day is also given to the said George H. Stewart then &c. At which said Monday in June being the fourth day of the said month in the year of our Lord one thousand eight hundred and fifty five which said day was given to the said Mayor and City Council of Baltimore to join in the errors by the said George H. Stewart above assigned come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid: and the said Mayor and City Council of Baltimore by their Attorney aforesaid say there is no error in the record of proceedings aforesaid nor in the giving of the Decree aforesaid and they pray that the Court of Appeals here will proceed to the examination as well of the record of proceedings aforesaid as of the matters aforesaid by the said George H. Stewart above for error assigned. and that the said Decree may be in all things affirmed and so forth: Whereupon as well the record and proceedings aforesaid and the Decree given in form aforesaid as the matters aforesaid by the said George H. Stewart 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 there is no error in the record of proceedings aforesaid nor in the giving of the Decree aforesaid; Therefore it is considered by the Court of Appeals here that the Decree aforesaid given in form aforesaid be in all things affirmed and stand in full force and effect the said causes for error above assigned and alleged in anywise notwithstanding.

Thereupon the Court of Appeals here passed their Decree in the words and of the tenor following.

George H. Stewart
vs
The Mayor and City Council of Baltimore } June Term 1855