

and inconvenience which would result to the parties from granting or refusing this relief". * * * *

Steamboat Co. vs. Starr M. P. Church, supra.

Roueche vs. Hotel Braddock, 164 Md. 620-634.

It further appears from the evidence that at the time the bill was filed, besides the obstruction by the cement block building, the southern portion of the alley was also obstructed with old machinery and junk placed thereon by the defendants which they refused to remove upon notice from plaintiff, and that the defendant, Clarence A. Bussard, in his answer to the bill claimed title by adverse possession and failed and refused to remove said obstructions until sometime thereafter. These facts, in our judgment, are sufficient to justify the passage of a decree making the order nisi absolute except as to the cement block building of the defendants used as a blacksmith shop, which, for the reasons hereinbefore stated, will be permitted to stand as located.

It is thereupon this 5th day of November, in the year 1938, by the Circuit Court for Frederick County, in Equity, adjudged, ordered and decreed that the order nisi passed and filed in this cause on the 5th day of August, in the year 1938, be and it is hereby made absolute, save and except in so far as it affects the obstruction caused by the cement block building erected by the defendants and used as a blacksmith shop. And it is further ordered that the defendants pay the costs of these proceedings.

Hammond Elmer
Arthur D. Willard

Filed November 9, 1938