

dering or appointing such receiver; the answer of the defendant or defendants being first filed to the Court of Appeals of the shore where such injunction shall have issued or receivers appointed, and it shall be the duty of the said Court of Appeals at the first term of the said appeal to hear and determine the same and to pass such order in the premises as it may seem right.

Sec. 3. And be it enacted, That during the pendency of the appeal provided by the preceding section, and from the time such appeal shall have been taken, the order granting or refusing to dissolve the injunction (except in cases of injunction to stay waste) and the order appointing a receiver shall have no operation, nor shall it be necessary for the party appealing, to give bond with security to stay the proceedings, except in cases where the party obtaining injunction or having the receiver appointed had given bond with security to indemnify the the opposite party from the consequences of the injunction or such appointment of a receiver, but when such security has been or shall be given by the opposite party, then the party appellant shall give bond or bonds with security or surities to be approved by a judge of the Court of Appeals, in a penalty and with the condition to be prescribed by such judge, and the same, after approval, shall be filed in the court from whose order or decision the appeal shall be taken: Provided, that in all cases where an injunction shall be granted or a receiver appointed, it shall be competent for the Court of Chancery or a County Court aforesaid, to require bond with security approved by the court, to be given by the plaintiffs, in such penalty and form, and with such condition, in reference to the case as it may determine, or to accept a bond from the plaintiff with security and in penalty, form and condition approved by the court, which may be proffered by the plaintiff.

The bill was then read the second and by special order the third time, passed, and returned to the House of Delegates.

The clerk of the House of Delegates delivered a resolution relating to certain recognizances and surveys.

Which was read the first and by special order the second and third time, assented to, and returned to the House of Delegates.

On motion of Mr. Morris,