

and battery, and in cases or actions where the title to lands shall or may come in question; *Provided*, that nothing in this act shall be construed to extend to the city of Baltimore.

Appeals  
allowed.

SEC. 2. *And be it enacted*, That an appeal may be taken to the county court, from any judgment of the justice of the peace, rendered by virtue of this act, in the same manner, and in the same time, as in cases of appeals from the judgments of a justice of the peace, rendered by virtue of any other law of this state.

#### CHAPTER 299.

AN ACT to provide for the augmentation of the Sinking Fund, and the gradual payment of the Public Debt.

This law is of a restricted character, as to the particular fund therein mentioned.

#### CHAPTER 305.

A SUPPLEMENT to the ACT, entitled, an Act to facilitate the recovery of Debts due from the several Banks in this State, and to compel the said Banks to pay Specie for their Notes, or forfeit their Charters, passed at December session, eighteen hundred and eighteen, chapter one hundred and seventy-seven.

See 1837, ch. 315.

Where  
bank is in  
predica-  
ment, &c.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That whenever, hereafter, any bank shall refuse or fail, on demand, to pay its notes, issues, or obligations, and shall be in a condition to be proceeded against as authorized by the act of assembly, of December session, of the year eighteen hundred and eighteen, chapter one hundred and seventy-seven, such bank, or any commissioner or commissioners appointed under said last mentioned act, or any trustee or trustees appointed under any decree of court, or deed of trust, for the benefit of the creditors of said bank, or any sheriff or other officer, shall not receive, in payment or discharge of any debt due to said bank, any notes, issues, or certificates of deposite, issued by said bank, or any claim against said bank, unless where the same shall have been held by the debtor at the time of refusing or failing to pay as aforesaid, and being liable to be proceeded against as aforesaid.

Notes to be  
received.  
Except.

Appoint-  
ment of  
trustees.

SEC. 2. *And be it enacted*, That when any such bank shall appoint any trustee or trustees for the benefit of the creditors of such bank, the chancellor or any county court, as a court of equity, shall or may, in his or their discretion, appoint, in place of such trustee or trustees, or any of them, any other person or persons, who shall be nominated and recommended by a majority in amount of the creditors of said bank; *Provided*, the said chancellor or county court as aforesaid, shall be satisfied that the interest of the creditors of the said bank require such appoint-