

1864, c. 265 adds the following:

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Remedy for  
corporations  
when they  
deem demand  
by county com-  
missioners, &c.  
excessive.

98. Whenever any of the corporations of this state shall propose to the county commissioners or appeal tax court to make such agreement as provided by any section of this article, and the county commissioners or appeal tax court, as the case may be, shall exact and demand payment on an amount which said corporation shall consider excessive, it shall and may be lawful for such corporation to apply to the circuit court for the county, or to the superior court of Baltimore city, as the case may be, according to the *habitat* of said corporation, by petition in writing, verified by the affidavit of the president or other proper officer of said corporation, showing the amount of the capital stock of said company, agreeably to the act of incorporation or any supplement thereto, the number of shares into which said capital is divided, and the par value of each share under the act of incorporation, and the number of shares of the said capital stock held by persons residing out of the state, the number of shares held by persons in the said county or city, and the number of shares held by persons outside of said county or city, and within the state, and also a statement showing the assets of said corporation in a general way, and the estimated value of said assets; and upon the filing of said petition and said statement, it shall be the duty of the said court to appoint a day for the hearing thereof as early as can conveniently be assigned for the purpose; notice whereof shall be given to the county commissioners or appeal tax court, as the case may be, by service of a copy of said petition and statement, and of the order of said court; and if the said county commissioners or said appeal tax court shall controvert the allegations of said petition, then the matters in issue shall be tried, in the usual way, by a jury then and there to be empaneled, and either party, except as to mere valuation, shall be entitled to appeal within sixty