

payment of such claim or note at the bank, and refusal or neglect to pay, may recover judgment for the same before a justice of the peace of the county or city where the bank is established, with interest at the rate of six per centum per annum from the time of the demand and refusal.

P G L., (1860,) art. 12, sec 2. 1818, ch. 177.

**2.** Upon application made to the circuit court of any county, or the superior court of Baltimore city, or to the judge thereof in the recess, supported by affidavit to be filed in the case, stating that a bank located in the county or city refuses to pay specie for its notes, and upon the court being fully satisfied that such bank does refuse to pay specie for its notes, the said court may order its clerk to issue a *scire facias* in the name of the State of Maryland, and directed to the said bank by its corporate name and style, to show cause why its charter shall not be declared forfeited by the judgment of the said court.

Bank of Md v. Ruff, 7 G & J 448 Planters' Bank v. Bank of Alexandria, 10 G. & J. 346

Ibid. sec. 10 1834, ch. 305.

**3.** When any such bank shall appoint a trustee or trustees for the benefit of the creditors of such bank, any court of equity having jurisdiction where the said bank is situated or has its office, may in its 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, if the said court shall be satisfied that the interest of the creditors of said bank requires such appointment.

Ibid sec. 11 1834, ch. 305

**4.** In all such cases, the majority of the creditors in amount shall have the right, on application made to the said court, to require the trustee or trustees who shall be appointed by any bank for the benefit of the said creditors, to give bond and security to the State of Maryland, in such sum and with such security as the said court may require and approve, for the faithful performance and execution of the trust; and on neglect or refusal so to do, to surrender up the trust; and the said bond