

minated 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 appointment; and in all cases, the majority of the creditors in amount, shall have the right, on application made to the Chancellor, or any County Court, as a Court of Equity, 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 Chancellor or any County Court as aforesaid, may require and appoint, or the faithful performance and execution of the trust, or on neglect or refusal so to do, to surrender up said trust, and bond shall be filed and recorded with all other of the proceedings, and a copy of the same, authenticated in the usual form, shall be evidence in any court of law or equity in this State, in any suit or suits brought on said bond, where an authenticated copy of the same shall be offered in evidence, the plea of *non est factum* shall not be received, unless the same is verified by the affidavit of the defendant or defendants tendering the same.

Sec. 3. *And be it enacted*, That any person who may conceive himself or herself aggrieved by the conduct of any trustee or trustees as aforesaid, may join the said bond in suit, and recover such damages as shall be assessed by a jury under the direction of the County: *Provided* nevertheless, that no part of this act shall have any effect or operation upon the deeds of trust heretofore made by the president and directors of the Bank of Maryland, or the trustee appointed to administer the affairs of that institution, or the debtors and creditors thereof, which heretofore, and legitimate rights respectively stood before the passage of this act.

Sec. 4. *And be it enacted*, That whateen any suit at law process, as now prescribed or authorised by law, shall be served upon any corporate body, requiring the same to appear in any court, to such suit, and such corporate body shall not accordingly appear during the term to which such process shall be returned, or by the second day of the succeeding term, judgment by default shall be entered against such corporate body, for the amount of the claim of the plaintiff or plaintiffs, to be proved to, and ascertained by a jury, upon inquiry, by it executed at bar, as in cases of ascertainment of damages by a jury on judgments by default: and an appearance on the first or second day of such suc-