

Passed Mar. 21, 1833 *An act relating to the Westminster, Taney Town and Emmittsburg Turnpike Company.*

Preamble.

WHEREAS, it appears to this General Assembly by the memorial of Lewis Matter and others, that "The Westminster, Taney Town, and Emmittsburg Turnpike Company," should be called upon to shew cause why the said Company should not be dissolved and their corporate powers be adjudged void;—Therefore,

Legal proceedings directed against.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the Attorney General of the State by his deputy in Frederick county in the fifth judicial district, be and he is hereby directed to issue a scire facias, or to file an information in the nature of a *quo warranto*, on behalf of the State of Maryland, against "The Westminster, Taney Town, and Emmittsburg Turnpike Company," to shew cause why the said Company should not be dissolved and their corporate powers be adjudged void; and on appearance of said corporation to said process, the court shall proceed with the case in manner and form, and subject to all the rules and regulations and right of appeal, lawful and proper, in cases of writs of scire facias; and shall render judgment and shall determine in the premises either for said corporation, or that said corporation be ousted, and that the charter thereof be vacated and annulled, and that its corporate powers and franchises shall cease and be void; and if said corporation shall not appear at the return term of said process, or if the return to said process shall be that no corporation is to be found in the county, or no officer of such corporation, whereby said corporation may be summoned, the said court may, on a declaration being filed in the cause, setting forth the facts and causes why the said corporation should be ousted and the charter thereof vacated as aforesaid, order that an inquiry, as in case of judgments by default, be had by a jury upon the allegations of said declaration; and the jury shall certify to the court in manner as usual in cases of writs or orders of inquiry in suits at common law, the finding of said jury, and in the form and terms of a special verdict; and thereupon the court shall proceed to judgment as aforesaid, in the matter of said corporation.

To show cause, if any, why the charter is not forfeited