

preceding section, it shall and may be lawful for any person or persons, or the agent or attorney of any body corporate, who shall have been refused gold or silver in payment as aforesaid, to make oath or affirmation of said refusal, before the county court of the county in which said bank may be situated, or in vacation of said court, before either of the judges thereof: and upon such oath or affirmation being made, it shall be the duty of the said court, or in vacation thereof, of the judge before whom such oath or affirmation shall be made, to appoint a particular day, not exceeding _____ days after such oath or affirmation is made, as the time, and the room in which the county court of the county is usually held as the place, for the hearing of the said information; and it shall be the duty of the said county court, or in vacation, the judge before whom oath or affirmation is made as aforesaid, to give or cause to be given notice thereof, not exceeding _____ days, to the president or cashier of said bank; and the person or persons or body corporate making oath or affirmation as aforesaid, shall be authorised to employ counsel to prosecute the cause in his, her or their behalf, and if the allegation or information charged or set forth in said oath or affirmation be substantiated by testimony to the satisfaction of said court, or in vacation, of the judge thereof as aforesaid, then and in that case it shall be the duty of said court, or in vacation, of the judge thereof as aforesaid, forthwith to issue a writ, directed to the sheriff of the county where said proceedings are had, commanding him to close said bank forthwith, and to deliver over to _____ trustees, appointed by said court, or in vacation by the judge thereof as aforesaid, and named in said writ, full and absolute possession of the books, monies, property, keys and effects whatever of said bank, which trustees shall give a bond to the State of Maryland before the issuing of said writ, in such sum and with such security as the said court or in vacation the said judge may direct, for the faithful performance of their duties; and it shall be, thereupon, the duty of said trustees to proceed as soon as may be, to close and settle up the affairs of such bank, in the same manner that estates of insolvent debtors are closed and settled up under existing laws.

Sec. 3. And be it enacted, That if any officer or agent of such bank or any other person having custody of the keys, or any part of the books, monies, property or effects of such bank, shall conceal the same, or refuse to deliver the same to the sheriff on demand, he shall, on conviction thereof by a jury of the county where said proceedings are had, be sentenced to confinement in the penitentiary for a term not less than *one* nor more than *three* years: and any wilful and deliberate false swearing by any officer or agent of such bank, or by any other person, in relation to any matter or thing connected with, or having relation to, such bank, or its condition, business, or concerns, shall be deemed *perjury*, and the offender, on conviction thereof by a jury as aforesaid, shall be sentenced to confinement in the penitentiary for a term not less than *two*, nor more than *ten* years.