

C A P. XXXII.

Act to Incorporate certain persons therein mentioned under the name of the "The City Bank," to be established in Montreal.

[3d April, 1833.]

Preamble.

The City Bank
established at
Montreal.

Created a body
politic and
corporate.

May hold prop-
erty of cer-
tain yearly
value.

WHEREAS it has been prayed by Petition to the Legislature, that James Henry Lambe, Thomas Storrow Brown, Stephen Field, John Adams Perkins, William Ritchie, Stanley Bagg, James Fisher, John Donegani, Nicholas P. M. Kurzyn, James Millar, J. Dominique Bernard, John Frothingham, Joseph Trumbull Barrett, Joseph Roy and William Peddie, and others, their respective heirs, executors, curators, administrators, successors and assigns might be incorporated for the purpose of establishing a Bank in the City of Montreal; and whereas it would be conducive to the advancement of the Commercial and Agricultural interests of this Province that the said persons, their respective heirs, executors, curators, administrators, successors and assigns, should be incorporated for the said purpose: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted and assembled by virtue of, and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*An Act for making more effectual provision for the Government of the Province of Quebec, in North America,*" and to make further provision "for the Government of the said Province," And it is hereby enacted by the authority of the same, that the several persons herein above named, and their several and respective heirs, executors, curators, administrators, successors and assigns, shall be and they are hereby constituted and declared to be a Corporation, body corporate and politic, by the name of "The City Bank," and shall so continue and have succession until the first day of June, which will be in the year of our Lord, one thousand eight hundred and thirty-seven, and shall and may by the said name, be persons able and capable in law to sue, be sued, implead, and be impleaded, answer, be answered unto, defend and be defended, in all Courts and places whatsoever; and shall also be capable in law to purchase, acquire, hold and enjoy, and retain to them and their successors, lands and tenements, real or immoveable estate, for the convenient conduct and management of the business of the said Bank, not exceeding the yearly value of one thousand pounds current money of this Province, and for no other purpose; and may sell, alienate and dispose of such lands, tenements, real or immoveable estate, and purchase and acquire others in their stead, for the same purpose, not exceeding the yearly value aforesaid, and may have a common seal, and may change and alter the same at their pleasure, and

and may also ordain, establish, and put in execution such bye-laws, ordinances and regulations (the same not being contrary to the present Act or any laws in force in this Province) as may appear to them necessary or expedient for the management of the said Bank; which bye-laws, ordinances and regulations, shall be made by the Directors who may hereafter be appointed, and shall be submitted to the Stockholders in the said Bank for their approval and confirmation, at a general meeting called for that purpose, to be held in the manner hereinafter mentioned, and shall and may do and execute by the name aforesaid, all and singular the other matters and things, touching the management of the business of the said Corporation, which to them shall or may appertain to do, subject nevertheless to the rules and regulations, limitations and provisions hereinafter prescribed and established.

Capital stock
not to exceed
£200 000.

II. And be it further enacted by the authority aforesaid, that the capital stock of "the said City Bank," hereby incorporated and established, shall not exceed the sum of two hundred thousand pounds, current money aforesaid, divided into eight thousand shares of twenty-five pounds each, which shares shall be, and the same are hereby vested in the several persons who shall subscribe therefor, their successors and assigns, according to the shares and interest which they may respectively subscribe, purchase or acquire.

Subscription
Books to be
opened for
raising this
sum.

III. And be it further enacted by the authority aforesaid, that for the purpose of raising the said amount of capital stock, it shall be lawful for the persons hereby incorporated as aforesaid, or for any seven or more of them to cause books of subscription to be opened in the said City of Montreal, for receiving the signatures of persons willing to become Stockholders in the said Bank, and for this purpose they shall be held and bound to give public notice, during at least four successive weeks in one or more of the public newspapers published in the said City of Montreal of the time and place at which such books will be opened and ready for receiving signatures as aforesaid and of the persons by them authorized to receive such subscriptions; and that so soon as the whole amount of the said Capital Stock shall have been so subscribed for as aforesaid, it shall be lawful for the said persons or for those among them under whose superintendence the said books of subscription shall have been opened by an advertisement inserted during at least three weeks, in one or more of the public newspapers published in the said City of Montreal, to call a meeting of the Subscribers, whose signatures shall appear in the said books, for the purpose of electing eleven Directors for the management of the affairs of the said Corporation, until the first Monday in June then next ensuing, and such election shall be had and conducted under the provisions hereinafter made with respect to the annual election of Directors of the said Bank. Provided always that no bill or note for any sum whatsoever shall be issued or put into circulation by the said Bank, until forty thousand pounds of the capital Stock of the said Bank shall have been actually paid in, and shall be held by and in the actual possession
of

Proviso.

Proviso:

of the said Corporation, in gold or silver coin current in this Province. And provided also, that a further sum of thirty-six thousand pounds shall be paid in within three calendar months after the day upon which the said Bank shall commence issuing Notes, by three equal instalments of twelve thousand pounds each, payable at intervals of thirty days.

Capital Stock
of the Corpo-
ration to be
paid in by the
Shareholders.

Proviso.

IV. And be it further enacted by the authority aforesaid, that the Capital Stock of the said Corporation shall be paid in by the Shareholders in the manner following, that is to say: five per cent. at the time such share shall be subscribed for, and the remainder by instalments not exceeding ten per cent. on every such share, at such time and place as the said Directors shall appoint, by an advertisement inserted in one or more of the public newspapers published in the said City of Montreal, during at least thirty days previous to the time at which the payment of such instalments respectively shall be required: Provided always that the whole of the said Capital Stock shall be called in and paid by the said Shareholders respectively, within four years from the passing of this Act; and all executors, curators and administrators, who shall pay in any instalment due by the estate or succession which they shall respectively represent, in obedience to any call made to that effect, in the manner aforesaid, shall be and they are hereby respectively indemnified.

Directors to
be annually
chosen for the
management
of the affairs
of the Corpo-
ration.

V. And be it further enacted by the authority aforesaid, that for the management of the affairs of the said Corporation, there shall be eleven Directors, who shall be annually elected by the Proprietors of the said Capital Stock of the said Bank, at a General Meeting, to be annually held on the first Monday in June; at which Annual Meeting the said Stockholders shall vote according to the rule hereinafter established, as to the manner of voting at General Meetings; and the Directors so chosen by a majority, in conformity to such rule, shall be capable of serving as Directors for the then next ensuing twelve months, (unless removed for mal-administration before that period by the Stockholders, at a General Meeting to be held by them, or unless suspended as hereinafter provided,) and at their first meeting after such election, shall choose out of their number a President and Vice-President, who shall hold their offices respectively during the same period, for which the said Directors shall have been elected as aforesaid, and it shall be lawful for the said Directors, from time to time, in case of the death, resignation, absence from the Province for three months at a time, or removal of the persons so chosen to be President and Vice-President, or either of them, to choose in their or his stead from among them the said Directors, another person or persons to be President or Vice-President respectively, and in case of the death, resignation, absence from the Province for three months at a time, or the removal of a Director by the Stockholders as aforesaid, the vacancy or vacancies so occurring shall be filled up by the said Stockholders at any one of their General Meetings, and the person or persons so appointed to fill up the said vacancies, respectively, shall serve until the next

General

Proviso. General Meeting for the election of Directors. Provided always, that in the event of any temporary absence of the President or Vice-President of the said Bank, whether occasioned by sickness or otherwise, the Directors of the said Bank may, by a vote, duly recorded in the register of their proceedings, assign to the Vice-President, or to one of the Directors, during the continuance of such temporary absence all the duties of the said President.

No Stockholder, not been a natural born subject allowed to vote in person or by Proxy for the election of a Director. VI. Provided always and it is hereby expressly enacted, that no Stockholder who shall not be a natural born subject of His Majesty, or a subject of His Majesty naturalized by Act of the British Parliament or of the Parliament of this Province, or a subject of His Majesty by the effect of the conquest and cession of this Province, or being a subject of any Foreign Prince or State, shall either in person or by proxy vote for the election of any Director, to be elected in the manner herein before directed, nor shall vote at any meeting of the said Stockholders, for the purpose of ordaining, establishing or putting into execution any By-Laws, Ordinances or Regulations, to be made under the authority of this Act, or shall assist in the calling of any meeting of such Stockholders, or shall vote for any other purpose whatsoever hereinbefore authorized, any thing hereinbefore contained to the contrary notwithstanding.

Directors, President and Vice-President may continue in office until the first Monday in June next. VII. And be it further enacted by the authority aforesaid, that the persons who may be elected Directors, President and Vice-President of the said Association, under the authority of this Act, shall be and continue Directors, President and Vice-President of the said Corporation, until the first Monday of June then next ensuing, (being the day hereinbefore appointed for the annual election of Directors of the said Corporation;) Provided always, that any of the said Directors may in the meantime, be removed by the said Stockholders at a General Meeting, for maladministration, and that in the case of death, resignation, absence from the Province for three months at a time, or removal of any of the said Directors so appointed as aforesaid, it shall be lawful for the said Stockholders, at a General Meeting, to fill up the vacancy or vacancies, and the Director or Directors so appointed, to be and continue in office, until the first Monday in June then next ensuing, shall have the same power as to the appointment of a President and Vice-President, in the case of the death, resignation, absence from the Province, or removal of the President or Vice-President before that period, that is hereinbefore given to the Directors, to be chosen at the period fixed for the Annual Meeting as aforesaid; Provided always, that the said Directors shall not, during the period of their services as Directors for the said Bank, act as private bankers.

Proviso.

Though the Election of Directors may not have taken VIII. And be it further enacted by the authority aforesaid, that if at any time it shall happen that an election of Directors shall not be made or take effect on the day when, in pursuance of this Act, it ought to be made and take effect, the said Corporation

effect, when it
ought to be
made, Corpo-
ration not to
be dissolved.

Corporation shall not be deemed or taken to be dissolved, but it shall be lawful at any other time, to make such election at a General Meeting of the Stockholders, to be called in the manner hereinafter prescribed.

Directors to
appoint the
necessary offi-
cers.

IX. And be it further enacted by the authority aforesaid, that the Directors of the said Bank, for the time being, shall have power to appoint such officer, clerks and servants under them, as shall be necessary for conducting the business of the said Corporation, and to allow them such compensation for their services respectively, as shall be reasonable and proper; and the said Directors shall be capable of exercising such other powers and authority for the well governing and ordering of the affairs of the said Corporation, as shall be prescribed by the bye-laws, ordinances and regulations of the said Corporation,

On whom
process is to
be served.

X. And be it further enacted by the authority aforesaid, that in all and every suit or suits at law, which at any time hereafter may be instituted by or on the part and behalf of any person or persons against the said Corporation, service of process upon the President or Vice-President of the same, for the time being, or at the office of the said Bank, shall, to all intents and purposes, be sufficient to compel the said Corporation to appear and plead to such suit or suits at law, any law, usage or custom to the contrary, in anywise notwithstanding; and all and every suit or suits at law, which at any time may be instituted by or on behalf of the said Corporation, against any person or persons, body or bodies politic or corporate, shall be instituted and prosecuted by the said President and Directors of the said Bank, for the time being, for and in the name of the said Corporation.

Votes of the
Stockholders
how to be ta-
ken.

The proporti-
ons.

Proviso.

XI. And be it further enacted by the authority aforesaid, that the following rules, restrictions and provisions shall form and be deemed and held to be fundamental articles of the said Corporation, that is to say:—Firstly, The number of votes to which each Stockholder or Stockholders, copartnership, body politic or corporate, holding stock in the said Corporation, shall be entitled on every occasion, when in conformity to the provisions of this Act, the votes of the members of the said Corporation are to be given, shall be given in the proportion following, that is to say: for one share, and not more than two, one vote; for every two shares above two, and not exceeding ten, one vote, making five votes for ten shares; for every four shares above ten and not exceeding thirty, one vote, making ten votes for every thirty shares; and for every six shares above thirty, and not exceeding sixty, one vote, making fifteen votes for every sixty shares; and for every eight shares above sixty, and not exceeding one hundred, one vote, making twenty votes for one hundred shares; but no person or persons, copartnership, body politic or corporate, being a member or members of the said Corporation, shall be entitled to a greater number than twenty votes, and all Stockholders, resident within the Province or elsewhere, may vote by proxy, if he or she or they shall see fit; provided that such proxy be a Stockholder and do produce an authority

thority from his constituent or constituents for so representing and voting for him, her or them according to the form A. annexed to this Act ; and provided also, that after the first election of Directors, to be made after the passing of this Act, no share or shares of the Capital Stock of the said Corporation shall confer a right of voting, either in person or by proxy, which shall not have been held during three calendar months at least, prior to the day of election, or of a General Meeting, when the votes of the Stockholders are to be given, and where two or more persons are the joint owners of any part of the said stock, it shall be lawful that one person only be empowered by letter of Attorney from the owners, or a majority of them, to represent the said stock, and to vote accordingly.—Secondly, No person other than a Stockholder, resident at Montreal, holding at least twenty shares of the Capital Stock of the said Corporation, and being a natural born subject of His Majesty, or a subject of His Majesty, naturalized by Act of the British Parliament, or of the Parliament of this Province, or a subject of His Majesty by the effect of the conquest and cession of the Province, or who shall have resided seven years in this Province, and in any of the above cases who shall have resided three years in the city of Montreal, shall be capable of being elected or chosen a Director of the said Corporation, or shall serve as such.—Thirdly, five of the Directors in office at the period of each annual election, shall be re-elected for the next succeeding twelve months.—Fourthly, No director shall be entitled to any salary or emolument unless the same shall have been allowed to him by a General Meeting of the Stockholders, but the Stockholders may make such compensation to the President or Vice-President for their extraordinary attendance at the Bank, or other services, as shall appear to them reasonable or proper.—Fifthly, Not less than five Directors shall constitute a Board for the transaction of business, of which number, the President or Vice-President shall always be one, except in case of sickness or unavoidable absence, in which case, the said Directors then assembled, shall appoint one of themselves to supply the place of the said President or Vice-President, and the Directors so appointed shall, as also the President and Vice-President, when present, vote at the Board as Directors, and in any case of there being an equal number of votes for and against any question before them, the President, and in his absence, the Vice-President, or the Director so appointed in his place, shall have a casting vote.—Sixthly, Any number of Stockholders, not less than twenty, who together shall be proprietors of five hundred shares of the Capital Stock of the said Corporation, shall have power, at any time, by themselves or by proxies, to call a General Meeting of the Stockholders, for the purposes relating to the said Corporation, giving at least six weeks notice thereof, in one of the Newspapers published in the City of Montreal, and specifying in such notice the time and place of such meeting, with the object or the objects thereof ; and the Directors of the said Corporation, for the time being, or any six of them, shall have the like power, at any time, upon observing the like formalities, to call a General Meeting as aforesaid, and if the object of such meeting, to be called either by the Stockholders

holders or Directors as aforesaid, shall be to consider of the proposed removal of the President or Vice-President, or a Director or Directors, for mal-administration, then and in such case the person or persons whom it shall be so proposed to remove, shall from the day on which such notice shall be first published, be suspended from the execution of the duties of his or their office, and if it be the President or Vice-President whose removal shall be proposed as aforesaid, his place shall be filled up by the remaining Directors, who shall appoint a Director to serve as such President or Vice-President, during the time such suspension shall continue. Seventhly, Every Cashier and Clerk of the Bank before he enters upon the duties of his office, shall give a bond, with two or more sureties, to the satisfaction of the Directors, that is to say, every Cashier, in a sum not less than five thousand pounds currency, and every Clerk in such a sum as the Directors shall consider adequate to the trust to be reposed in him, with condition for his good and faithful behaviour.—Eighthly, The lands and tenements, which it shall be lawful for the said Corporation to hold, shall be such only as are hereinbefore permitted to be held by it ; Provided always, that the said Corporation may take and hold mortgages (*hypothèques*) on real property, according to the law of this Province, by way of additional security for debts contracted to the said Corporation in the course of its dealings ; but on no account shall money be lent on mortgage, (*hypothèque*.) or upon land, or other immoveable property ; nor shall such property be purchased by the said Corporation, upon any pretext.—Ninthly, The total amount of the debts which the said Corporation may at any time owe, whether by bond, bill or note, or other contract whatsoever, shall not treble the amount of the Capital Stock actually paid in, (over and above a sum equal in amount to such money as may be deposited in the Bank for safe keeping,) and in case of excess, the Directors under whose administration it shall happen, shall be jointly and severally liable for the same in their private capacities, as well to the Stockholders as to holders of bank notes, and an action in this behalf may be brought against them, or any of them, or any of their heirs, executors, administrators and curators, and be prosecuted to judgment and execution, according to the laws of this Province ; but this shall not exempt the said Corporation, or the lands, tenements, goods or chattels thereof, from being also liable for such excess ; Provided always, that such Directors as shall have been absent when the said excess was contracted or incurred, or shall have entered their protest against it upon the book or books of the said Corporation, may respectively exonerate and discharge themselves therefrom, by publishing such protest in the public papers within eight days.—Tenthly, The stock of the said Corporation shall be assignable and transferable, according to the form B. annexed to this Act ; but no assignment or transfer shall be valid or effectual, unless such transfer or assignment be entered or enregistered in a book or books, to be kept by the Directors for that purpose, nor until the person or persons making the same, shall previously discharge all debts actually due by him, her or them, to the said Corporation, which may exceed in amount
the

the remaining stock belonging to such person or persons, and in no case shall any fractional part of a share or shares, or other than a complete share or shares be assignable or transferable.—Eleventhly, Bank obligations, Bank Bonds, bank bills, obligatory, and of credit, under the common seal of the said Corporation, signed by the President or Vice-President, and countersigned by a Cashier, which shall be made to any person or persons shall be assignable by endorsements thereupon without signification thereof, any law or usage to the contrary notwithstanding ; and bank bills or bank notes which shall be issued by order of the said Corporation, signed and countersigned as aforesaid, promising the payment of money to any person or persons, his her or their order, or to bearer, although not under the seal of the said Corporation, shall be binding and obligatory upon the same, and shall be assignable and negotiable by blank or other endorsement or otherwise, in like manner as if they were made and issued by private persons, that is to say, those which shall be payable to any person or persons, his, her or their order shall be assignable by blank or other endorsement in like manner, and with the like effect as foreign bills of exchange now are ; and those which shall be payable to bearer, shall be negotiable by mere delivery.—Twelfth, The books, papers and correspondence and funds of the said Corporation, shall at all times be subject to the inspection of the Directors ; but no Stockholder, not being a Director, shall inspect the account of any individual or individuals with the said Corporation.—Thirteenthly, Half-yearly dividends shall be made of so much of the profits of the said Corporation as shall appear to the Directors, for the time being, advisable, and shall be payable at the office of the said Bank, of which they shall give public notice, at least thirty days previously, in at least two newspapers, published in the said City of Montreal, which dividends shall not in any manner whatsoever lessen or impair the Capital Stock of the said Corporation, and the said Directors shall, every year, at the General Meeting, held for the election of Directors, lay before the Stockholders, for their information, an exact and particular statement of the amount of the debts due to and by the said Corporation, specifying the amount of the bank notes in circulation, and the amount of such debts as in their opinion are bad or doubtful ; also stating the surplus or profit, (if any remaining,) after deduction of losses and provision for dividends ; Provided always, that the making and rendering of such statements shall not give, or be constructed to give, any right to the Stockholders not being Directors, to inspect the account of any individual or individuals with the said Corporation.—Fourteenthly, If there shall be a failure by or on the part of any person or persons, copartnership, body politic or corporate, to pay the amount of any instalment, required to be paid on account of his, her or their shares in the Capital Stock of the said Corporation, the person or persons so in default shall incur a fine to the use of the said Corporation of five per centum on the amount of his, her or their shares in the said Corporation, and of the dividend due to him, her or them at the time appointed for the payment of such instalments, and also of all dividends.

dividends which may afterwards accrue and become due to him, her or them, until payment of the amount of such instalment.—Fifteenthly, The said Corporation shall not directly or indirectly deal in any thing excepting bills of exchange, discounting on notes of hand or promissory notes, of which they may receive the discount at the time of negotiating, gold or silver bullion, or in the sale of stock, pledged for money lent and not redeemed, which said stock so pledged and not redeemed, shall be sold by the said Corporation, at public sale, at any time not less than ten days after the period for redemption, without any judgment first obtained and without any previous suit or proceedings at law, any law, usage or custom to the contrary notwithstanding, and if upon the sale of such stock, there shall be a surplus, after deducting the expences of sale, over and above the money lent, and interest, such surplus shall be paid to the proprietors of such stock respectively.

Directors to submit By-Laws to the General Meeting of the Stockholders, and if approved, to be binding on the members of the Corporation.

XII. And be it further enacted by the authority aforesaid, that it shall be lawful for the said Directors of the said "City Bank" to submit such bye-laws, ordinances and regulations as they shall hereafter make as such Directors to a general meeting of the Stockholders of the said Bank, called for that purpose, or to the general annual meeting of the said Stockholders as they shall deem it expedient, and such bye-laws, ordinances and regulations so submitted shall, if they are approved at such meetings and are not repugnant to this Act, or to the laws of this Province, have force and effect, and be binding on all the members of the said Corporation. Provided always that six weeks public notice shall have been previously given of the intention of the Directors to submit such bye-laws, ordinances and regulations for approbation.

Proviso.

Notes to be payable in gold and silver.

XIII. And be it further enacted by the authority aforesaid, that the notes of the Corporation shall be payable in gold or silver coin current by laws of this Province: And that the said Corporation shall not demand, receive nor require upon its loans or discounts, or upon any other pretext whatsoever any interest exceeding the lawful interest of six per centum per annum, as fixed by the laws of this Province.

Shares and dividends of share-holders considered personal property.

XIV. And be it further enacted by the authority aforesaid, that the shares and dividends of the Stockholders in the said Corporation, shall be held, considered and adjudged to be personal property, and as such be liable to *bond fide* creditors for debts and may be attached and sold under writs of attachment and execution, issued out of His Majesty's Courts in this Province, in like manner as other personal

personal property may be attached and sold under such writs of attachment and execution: and in cases where an attachment may issue for attaching the said share or shares and dividends, the same shall be served on the Cashier of the said Corporation, who shall be held to appear in Court and answer upon such writ of attachment according to the laws of this Province, and to declare the number of shares of Stock, and the amount of the dividends belonging to and due to the person or persons against whom such attachment shall have been obtained; and that when the said share or shares may have been sold under a writ or writs of execution, the sheriff by whom such writ or writs shall be executed, shall within thirty days after such sale, leave with the Cashier of the said Corporation, an attested copy of the said writ or writs of execution, with the certificate of such Sheriff endorsed thereon, certifying to whom the sale of the said share or shares under the said writ or writs of execution has been by him made, and the person and persons who shall have purchased such share or shares so sold under such writ or writs of execution, shall be held and considered as Stockholder or Stockholders for the said share or shares, and have the same rights and be under the same obligations as if he or they had purchased the said share or shares from the proprietor or proprietors thereof.

No Stockholders answerable in their private capacities for the debts of the Corporation.

XV. And be it further enacted by the authority aforesaid, that no Stockholder or Stockholders shall be answerable in his, her or their private capacity for the debts of the said Corporation, excepting Directors who may be liable as hereinbefore mentioned in cases where the total amount of debts contracted by the said Corporation shall, during their administration, exceed the limitation of this Act prescribed.

Amount of Notes in circulation not to exceed one-fifth of the Capital paid in.

Proviso.

XVI. And be it further enacted by the authority aforesaid, that the total amount of the notes of the said Corporation being for a less sum than one pound five shillings currency each which shall be issued and in circulation at any one time, shall not exceed one-fifth of the amount of the Capital of the said Corporation then paid in:—Provided always, that no note under the nominal value of five shillings currency, shall be issued or put into circulation by the said Corporation, and that the issue and circulation of all denominations of notes for a less sum than five dollars each may be suppressed or further limited by any Act or Acts of the Provincial Legislature, without its being deemed an infringement of the privileges granted by this Act.

Total amount of all Notes of the Corporation issued, not to exceed the amount fixed by this Act.

XVII. And be it further enacted by the authority aforesaid, that if the total amount of all the notes of the said Corporation then issued and in circulation, shall at any one time exceed the amount fixed and determined by this Act, the present Act shall cease and determine from the time such excessive issue shall have taken place, and in such case the President, Vice-President, and each and every of the Directors

Directors of the said Bank who shall know that such excessive issue has taken place or has been authorized, and shall not within forty-eight hours after he shall have acquired such knowledge give public notice thereof in one of the newspapers printed and published in the City of Montreal, shall be personally and jointly and severally responsible for all debts and for all claims and demands of any nature whatsoever due by or affecting the said Corporation.

Corporation
to lay before
the Legisla-
ture statement
of their affairs.

XVIII. And be it further enacted by the authority aforesaid, that it shall be lawful for the Governor or Lieutenant Governor, or person administering the Government for the time being, or for either of the branches of the Provincial Legislature from time to time, to require from the President, Vice-President and Directors of the said Bank a statement of the affairs of the said Corporation, containing on the one part the amount of Capital Stock paid in, the amount of their notes in circulation, (distinguishing those for a sum less than five dollars,) the net profits in hand, the balances due to other Banks, and the cash deposited in the said City Bank, distinguishing deposits bearing interest (if any such there be;) and on the other part, the amount of current coins, and gold and silver bullion in the vaults of the said Bank, the value of the buildings and other real estate belonging to the said Corporation, the notes of other Banks held by the said Corporation, the balances due to the said Corporation from other Banks, and the amount of all debts owing to the said Corporation, including and particularizing the amount so owing in Bills of Exchange, discounted notes, mortgages and other securities, thus exhibiting on the one hand the debts due by the said Corporation, and on the other the resources thereof; and that the said statement shall also contain the rate and amount of the then last dividend declared by the said Corporation, the amount of the profits reserved at the last time of declaring such dividend, the amount of the debts due to the said Corporation and secured by the pledge of the Stock thereof belonging to the persons from whom such debts are due, and the amount of debts over-due and not paid, with an estimate of the loss which may probably occur from the non-payment of such debts, and a list of the names of all persons who shall at the commencement of every quarter of the year during the time for which such statement shall have been required and made, have been Shareholders in the said Bank, specifying the number of shares held by each, and every such person at the commencement of every such quarter, and also the amount of the paper discounted for or monies loaned to the Directors, or for which they may in any wise be security to the said Corporation, which statement the President, Vice-President and Directors of the said Bank shall be bound to furnish under oath when so required as aforesaid; Provided always, that nothing herein contained shall compel or authorise the said President, Vice-President and Directors to particularize in such statement the private account of any person with the said Corporation.

Corporation
not to lend
money to any
foreign Prince
or State.

Prvi O.

Saving of His Majesty's Rights.

Public Act.

Continuance
of this Act.

XIX. And be it further enacted by the authority aforesaid, that it shall not be lawful for the said Corporation at any time whatever, directly or indirectly, to advance or lend to or for the use of any foreign Prince or State, any sum or sums of money whatever, and if any such unlawful advance or loan be made, then and from thenceforth the said Corporation shall be dissolved, and also all the powers, authorities, rights and advantages hereby granted to the said Corporation, shall thenceforth cease and determine, any thing in this Act contained to the contrary notwithstanding: and provided also that the said Corporation shall not raise loans of money nor increase its Capital.

XX. And be it further enacted by the authority aforesaid, that nothing in the present Act contained shall affect or be construed to affect in any manner or way whatsoever, the rights of His Majesty, His Heirs or Successors, or of any person or persons, or of any bodies politic or corporate, such only excepted, as are herein mentioned.

XXI. And be it further enacted by the authority aforesaid, that this Act shall be deemed and taken to be a public Act, and as such shall be judiciously taken notice of by all Judges, Justices of the Peace, and other persons whomsoever, without being specially pleaded.

XXII. And be it further enacted by the authority aforesaid, that this Act shall be in force until the first day of June, one thousand eight hundred and thirty-seven and no longer.

FORM (A.)

City Bank Stock, Acceptance, Dividends, Sales and Vote.

Form A.

Know all men by these presents, that I,
of _____ do make, constitute and appoint
of _____ my true and lawful Attorney, for me, in my name, and in
my behalf, to accept all such transfers as are or may hereafter be made unto me,
of my interest or share in the Capital or Joint Stock in the City Bank, also to
receive and give receipts for all dividends that are now due or shall hereafter become
due and payable for the same for the time being, likewise to sell, assign and transfer
all or any part of my said stock, to receive the consideration money, and give a re-
ceipt or receipts for the same, and to vote at all elections, and to do all lawful acts re-
quisite for effecting the premises, hereby ratifying and confirming all that my said
Attorney shall do therein by virtue thereof.

和

In witness whereof, I have hitherto set my hand and seal, at
 this day of in the year of our Lord one thousand eight hundred and

Signed and sealed in the presence of

FORM (B.)

Form B.

For value received, of hereby
 assign and transfer unto of and
 assigns shares, in each of which has been paid
 pounds shillings currency, amounting to the sum of
 pounds shillings in the Capital Stock of
 the City Bank, subject to the rules and regulations contained in the articles of
 association of the said Bank.

Witness hand at the Bank aforesaid, this day
 day of one thousand eight hundred and

Witness

I do hereby accept the foregoing assignment of shares in the
 City Bank, assigned to me as abovementioned at the Bank, this
 day of one thousand eight hundred and