

the Secretary of the Province; which return shall specify the amount due from the Bank, designating in distinct columns the several particulars included therein; and the said return shall be made in the following form:—

#### FORM OF RETURN.

State of the "*People's Bank of New Brunswick*," on the day  
of 18 , 4 o'clock, P. M.

Bills in circulation, \$  
Net Profits on hand,  
Balance due to other Banks,  
Cash deposited, including all sums whatever due from the Bank not bearing interest, its Bills in circulation, profits, and balances due to other Banks, excepted,  
Cash deposited bearing interest,  
Total amount due from the Bank,

#### RESOURCES OF BANK.

Gold, silver, and other coined metals in its banking house,  
Real-estate,  
Bills of other Banks incorporated in this Province,  
Balances due from other Banks,  
Amount of all debts due, including notes, bills of exchange, and all stock and funded debts of every description, except the balances due from other Banks,  
Total amount of the resources of the Bank,  
Date and amount of the last dividend, and when declared,  
Amount of reserved profits at the time of declaring the last dividend,  
Amount of debts due and not paid, and considered doubtful,

Which return shall be signed by the Manager of said Bank, who shall make oath or affirmation before some Magistrate qualified to administer oaths, to the truth of said return, according to the best of his knowledge and belief; and the Manager of the said Bank shall also make return under oath, whenever required by the Legislature, of the names of the stockholders, and the amount of stock owned by each; and a majority of the Directors of said Bank shall certify and make oath or affirmation before the same Magistrate as the said Manager, that the books of the said Bank indicate the state of facts so returned by their Manager, and that they have full confidence in the truth of the return so made by him; and it shall be the duty of the Secretary of the Province annually to lay before the Legislature of this Province, as soon after the opening of any Session thereof as practicable, one of such respective returns as he may have received since the then last previous Session.

33. The Manager or acting Manager for the time being, shall on each and every discount day furnish a true list to the Directors of the said Bank, of all delinquent promisers, endorsers, and sureties, made up to four o'clock on the day preceding the discount day, which list shall be called a delinquent sheet; and it shall be the duty of the Manager or Chairman on each and every discount day as aforesaid, to read the name or names contained in such delinquent sheet to the Board of Directors; and in case the name of any Director shall [appear] in such delinquent sheet either as promiser, endorser, or surety, it is hereby declared illegal for such Director to sit at the Board or take any part in the

management of the affairs of the said Bank during the continuance of such delinquency.

34. In the event of any Director continuing a delinquent as aforesaid for fifteen consecutive days at any one time, such continued delinquency shall disqualify such Director from holding his seat; and it shall be the duty of the Manager and other Directors forthwith to proceed in filling up the vacancy in the manner prescribed in the fourteenth Section of this Act, as in the case of death or absence from the Province.

35. No action shall be brought or maintained upon any Bank bill or Bank note which shall be issued by the said Corporation, before such bill or note shall have been presented at the Bank for payment, and default in payment shall thereupon take place.

36. All and every the shares in the capital stock of the said Bank, and all the profits and advantages of such shares respectively, shall be deemed and considered to be of the nature of and shall be personal estate, and transmissible as such accordingly.

37. The shares in the capital stock of the said Bank shall be liable to be seized and taken in execution and sold in like manner with other personal property; provided always, that the Sheriff or other officer executing such execution, shall leave a copy of such execution, certified by the Sheriff or his Deputy, with the Manager of the said Bank; and the shares in the capital stock of the said Bank so liable to such execution, shall be deemed to be seized in execution when such copy is so left, and the sale shall be made within thirty days after such seizure; and on production of a bill of sale from the Sheriff, the Manager of the said Bank shall transfer the number of shares sold under such execution to the purchaser or purchasers thereof, and such transfer shall be valid and effectual notwithstanding there may be any debt due to the said Bank from the person or persons whose shares may be seized and sold; provided also, that the said Manager shall, upon the exhibiting to him of such certified copy of the execution, be bound to give to such Sheriff or other officer a certificate of the number of shares in the said capital stock held by the judgment debtor named in such execution, and the shares of such judgment debtor in the said capital stock shall be bound by such execution only from time to time when such copy of the execution shall be so left with the Manager.

38. And in case it should hereafter be found necessary at any time after the payment in and certificate of such first mentioned capital, and within ten years from the time of passing this Act, to increase the capital stock of the said Bank, the same may be effected by resolution of the Directors, or the major part of them for the time being, sanctioned and approved of by a majority of the votes of the shareholders present in person or by proxy, at a general meeting convened after special notice of the same and its intended object; such additional capital stock may be raised by the issue of additional shares severally of the value before mentioned; provided that the whole of such additional stock shall not exceed sixty thousand dollars, thereby making the utmost amount of capital stock of the said Bank one hundred and twenty thousand dollars, and in the whole twenty four hundred shares.

39. Such additional shares shall be sold at public auction, in separate lots of one to four shares each, as follows, that