

amount which may be issued and in the denomination of notes, but this section shall not be construed as compulsory on the corporation to issue such bank notes if the directory should at any time deem it *inadvisable*.

Oath of office E. The President, each Director and Cashier, before entering upon the duties of his office, shall take the following oath or affirmation, as the case may be: I do solemnly swear or affirm that I will faithfully, impartially, diligently and honestly execute the duties of \_\_\_\_\_ agreeably to the provisions of the law and the trust reposed in me, to the best of my skill and judgment; said oath or affirmation to be taken before any magistrate or any person having authority under the laws of the State to administer oaths, and to be made in writing, signed by the affiant, and filed among the archives of the bank.

Amount of debts limited. F. The total amount of the debts which the said corporation shall at any time owe, exclusive of its issues or notes, whether by bond, bill, note or contract, shall not exceed the amount of the capital actually paid in, *provided* that the money deposited in the bank for safe keeping shall not be considered as debts of the bank within the provisions of this clause, unless the contracting of a greater debt shall have been previously authorized by a law of this State, and in cases of excess, the directors under whose administration it shall happen, shall be liable for the same in their natural and private capacities; and action may in such cases be brought against them, or any of them, or their heirs; executors or administrators, in any Court of record in this State, by any creditor or creditors of said corporation, and may be prosecuted to judgment and execution, any condition, covenant or agreement to the contrary notwithstanding; but nothing herein contained shall be construed to exempt the said corporation, or the lands, tenements, goods and chattels of the same from being also liable for and chargeable with the said excess; and such of the directors who may have been absent when the said excess was created, or who may have dissented from the resolution or act whereby the same was created, may respectively exonerate themselves from be-

Proviso.