

CHAP. 517. spectively receive and recover interest on said bills, notes, obligations and deposites until the same shall be fully paid and satisfied, at the rate of twelve per centum per annum, from the time of such demand; *Provided*, and so far as the assets of said bank shall be sufficient to pay, over and above the sum of its debts and common interest thereon, the said extra rate of interest.

Proviso

On refusal of bank

SEC. 22. *And be it enacted*, That if the said bank shall neglect or refuse to pay as aforesaid, any of its bills, notes, obligations or money received on deposite, the holder of such notes, bills or obligations, or the person or persons entitled to demand and receive such money, shall be respectively entitled only to demand and receive as creditor, or as debtor to claim and set off such part of the sum of its assets as shall be actually distributable and payable to such creditor or debtor, at the time when such claim or demand may be made.

Rights of debtor and creditor

Distribution of assets

SEC. 23. *And be it enacted*, That if the said bank shall at any time suspend its payments, the assets which said bank may hold, or be in any wise entitled to, at the time of such suspension of payment, shall be rateably distributed to and amongst all the persons who shall be its creditors at such time, and to their assigns respectively; *Provided*, that the affairs of said bank shall be or become, in process of being wound up for equitable distribution of its assets amongst all its creditors, before any such demand is made or set off attempted.

Proviso

Commissioner of loans

SEC. 24. *And be it enacted*, That when required by law, the said bank shall do and perform the several respective and appropriate duties of commissioners of loans for this State, without charging or claiming any allowance whatsoever for the same.

Restriction of issues

SEC. 25. *And be it enacted*, That at any time hereafter, the notes or issues of this corporation, commonly called and known as bank notes, may be restricted by the Legislature, to a denomination not less than that of the notes or issues of any other incorporated bank within this State, the lowest denomination of whose notes shall be above five dollars.