

ness, and the rules and forms to be pursued, appoint and pay the various officers they may find necessary, and dispose of the money and credit of the bank in the common course of banking for the interest and benefit of the proprietors, and make, at the expiration of the first year, a dividend of profit, and ever after half yearly dividends, and may determine the proportion that shares, subscribed after the commencement of the operations of the bank, shall be entitled to of the next dividend which shall be made after the time of such subscription.—*ibid.* § 9.

9. In the appointment of a cashier of the bank, a majority of at least nine directors present shall be necessary to a choice.—*ibid.* § 10.

10. The board shall, at every quarterly meeting, choose three directors to inspect the business of the bank for the ensuing three months, and the inspectors so chosen shall, on the evening of every Saturday, examine into the state of the cash account, and of the notes received and issued, and see that those accounts be regularly balanced and transferred.—*ibid.* § 11.

11. Any director, officer, or other person, holding any share of the said bank stock, who shall commit any fraud or embezzlement, touching the money or property of the said bank, shall be liable to be prosecuted in the name of this state, by indictment, for the same, in any court of law of this state, and upon conviction shall, besides the remedy that may be had by action in the name of the president, &c. for the fraud aforesaid, forfeit all his stock in the said bank to the company.—*ibid.* § 12.

12. No stockholder, subscriber, or member of the said corporation, shall be answerable for any losses, deficiencies or failures, of the capital stock of the said corporation, for any more or larger sum or sums of money than to the amount of the stock, stocks or shares, which shall appear by the books of the said company to belong to him at the time or times such loss or losses shall be sustained.—*ibid.* § 13.

13. Whenever any person or persons are indebted to the said bank for monies borrowed by them, or for bonds, bills or notes, given or endorsed by them, with an express consent in writing that they may be made negotiable at the said bank, and shall refuse or neglect to make payment at the time the same become due, the president shall cause a demand in writing on the person of the said delinquent, having consented, or if not to be found, have the same left at his place of abode; and if the money so due shall not be paid within ten days after such demand made, or notice left at his place of abode, it shall be lawful for the president, at his election, to write to the clerk of the general court, or of the county in which the said delinquent may reside, and send to the said clerk the bond, &c. due, with proof of the demand made, and order the said clerk to issue *capias ad satisfaciendum*, *fieri facias* or attachment by way of execution, on which
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