

CHAP. 134.

vote at any such election as attorney, proxy or agent, for any other person, copartnership or body politic, without a power for that purpose, duly executed in the presence of a witness, and filed in the bank, and on which power shall be endorsed the oath or affirmation of the person, or one of the copartners, or of the head, or some of the officers of the body politic granting such power, in the words following: "I —, do solemnly swear, (or affirm, as the case may be,) that I am, (or that the copartnership consisting of myself and — are, or that the corporation known by the name of —, is, as the case may be,) truly and in good faith the owner, (or owners as the case may be,) of the shares in the capital stock of the bank specified in the within power of attorney, and of no other shares therein, that no other person has any interest in the said shares directly or indirectly, except as stated in the said power, and that no other power has been given to any person which is now in force to vote for me, (or for the copartnership, or the body politic aforesaid, as the case may be,) at any election of directors of the said bank," which oath or affirmation shall be taken before a notary, judge, or justice of the peace, and shall be certified by him, and that no such power shall be used or valid, but at and for the election next ensuing the date thereof.

No proxy to be given to any officer, clerk or director

2. *And be it enacted,* That no proxy or power of attorney as aforesaid shall be given to any person, who at the time of giving it shall be an officer, clerk or director, of the bank to which it shall relate, and that any proxy or power given to any such person shall be and hereby is declared to be void.

Judges of election permitting person to vote as attorney, to be guilty of a misdemeanor, &c

3. *And be it enacted,* That if the judges of any election of directors, to be held as aforesaid, shall permit any person whatever to vote as attorney, agent or proxy, for any other person, or for any copartnership or body politic, without a power for that purpose as prescribed in the foregoing sections, with the oath or affirmation, and certificate aforesaid, such of the said judges as shall consent thereto, shall severally be deemed guilty of a misdemeanor, and on due conviction thereof, shall be subject to a fine not exceeding two thousand dollars, or to imprisonment not exceeding one year, at the discretion of the court before which such conviction shall be had; and if any person shall wilfully swear, or affirm falsely, in taking any oath or affirmation prescribed by this act, such person so offending, shall, upon due conviction thereof, be subject to the pains and penalties which are by law prescribed for the punishment of wilful and corrupt perjury.

Directors not entitled to discount on any other terms than other persons

4. *And be it enacted,* That no director of any of the banks aforesaid shall be entitled to any accommodation or discount as such, or on any other terms than other persons.

No person to be elected director of any bank, who is associated in business with any person who is a director of the same bank

5. *And be it enacted,* That no person shall be elected a director of any of the said banks, who shall be in copartnership or associated in any trade, business or profession, with any person who is at the time a director of the same bank, and if any person shall be elected a director of any bank, contrary to the provisions of this act, such election shall be and hereby is declared to be void.