

authenticated by a declaration in writing, as hereinafter mentioned, or in such other manner as the Directors of the Bank shall require, and every such declaration or other instrument so signed, made and acknowledged, shall be left at the Bank with the Cashier or other Officer or Agent of the Bank, who shall thereupon enter the name of the party entitled under such transmission in the Register of Shareholders, and until such transmission shall have been so authenticated, no party or person claiming by virtue of any such transmission shall be entitled to receive any share of the profits of the Bank, nor to vote in respect of any such share or shares as the holder thereof: Provided always, that every such declaration and instrument as by this and the following section of this Act is required to perfect the transmission of a share in the Bank, and as shall be made in any other country than in this or some other of the British Colonies in North America, or in the United Kingdom of Great Britain and Ireland, shall be further authenticated by the British Consul or Vice-Consul, or other the accredited representative of the British Government in the country where the declaration shall be made, or shall be made directly before such British Consul or other accredited representative: And provided also, that nothing in this Act containing shall be held to debar the Directors, Cashier, or other Officer or Agent of the Bank from requiring corroborative evidence of any fact or facts alleged in any such declaration.

Proviso: as to authentication of such proof.

Proviso: as to faller evidence.

If the change of ownership be by marriage of a female Shareholder, or by Will, &c.

35. If the transmission of any share in the Bank be by virtue of the marriage of a female shareholder, the declaration shall contain a copy of the register of such marriage, or other particulars of the celebration thereof, and shall declare the identity of the wife with the holder of such share, and if the transmission have taken place, by virtue of any testamentary instrument, or by intestacy, the probate of the will, or the will itself, if authentic, or the Letters of administration, or of tutorship, or curatorship, or an official extract therefrom, or the requisite certificates of Birth and Marriage, shall, together with such declaration, be produced and left with the Cashier, or other Officer, or Agent of the Bank, who shall then enter the name of the party entitled under such transmission, in the Register of Shareholders.

Mode of obtaining the decision of the Court as to title to shares, when the Bank entertains reasonable doubt.

36. Whenever the interest in any share, or shares, of the said Bank, or in the dividend accrued thereon, or the right of property in any deposit therein, shall be transmitted by the death of any shareholder, or otherwise, or whenever the ownership of, or legal right of possession in any such share, or shares, dividend, or deposit, shall change by any lawful means, other than by transfer, according to the provisions of this act, or shall be disputed, and the Directors of the said Bank shall entertain reasonable doubts as to the legality of any claim, to and upon such share, or shares of stock, dividend, or deposit, then, and in such case, it shall be lawful for the said Bank to make and file, in the Superior Court for Lower Canada, a declaration and petition in writing, addressed to the Justices of the said Court, setting forth the facts, and the number of shares previously belonging to the party, in whose name such shares stand in the books of the Bank, or the smount of deposits standing in the name of the depositor thereof, and praying for an order or judgment, adjudicating and awarding the said shares, dividends, or deposits, to the party, or parties, legally entitled to the same; by which order, or judgment, the Bank shall be guided, and held fully harmless, and indemnified and released from all and every other claim, for the said shares, or deposits, or arising therefrom: Provided always, that notice of such petition shall be given to the party claiming such

Proviso.