

due upon any share or shares held by him, her or them at the time required by law so to do, such Shareholder or Shareholders as aforesaid shall forfeit such shares as aforesaid together with the amount paid thereon 5 and the said share or shares so forfeited, it shall and may be lawful for the said Directors to sell, and the sum arising from such sale, together with the amount previously paid thereon, shall be accounted for and di- 10 vided in like manner as the other moneys of the Proprietary Branch of this Corporation.

Directors may
sue for amount
of instalments
instead of for-
feiting Stock,
if they think
proper

XXVIII. And be it enacted, That in case the said Directors shall think it more expedient, in every case or cases, to enforce 15 the payment of any instalment or instalments of Proprietary Stock in the said Company held by any person or persons, and called in and unpaid, than to forfeit the same, it shall and may be lawful for the said 20 Company to sue for and recover of and from such person or persons such instalment or instalments aforesaid which shall be so called in and which shall be unpaid at the time or times when the same shall be due or pay- 25 able, which said instalment shall be sued for and recovered with interest thereon in any action or actions for debt in any Court having jurisdiction in civil cases to the amount; and in any such action whether for 30 the subscriptions already made or hereafter to be made, it shall not be necessary to set forth the special matter in the declaration, but it shall be sufficient to allege that the defend- 35 ant is the holder of one or more shares (stating the number of shares) in the Stock, and is indebted to the Company in the sum to which the calls in arrear may amount; and in any such action, it shall be sufficient to maintain the same, that the signature of 40 the Defendant to some book or paper by which it shall appear that such defendant subscribed for a share or a certain number of shares of the Stock of the said Company be proved by one witness whether in the 45