

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 contained shall be held to debar the Directors, Cashier or other Officer or 5 Agent of the Bank from requiring corroborative evidence of any fact or facts alleged in any such declaration.

XXXIV. 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 10 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 letters of administration or of tutorship or curatorship, or an official extract therefrom, shall together with such declaration be produced and 15 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.

If transmission be by marriage, &c.

XXXV. Whenever the interest in any share or shares of the Capital Stock of the said Bank shall be transmitted by the death of any share- 20 holder or otherwise, or whenever the ownership of, or legal right of possession in any such share or shares shall change by any lawful means other than by transfer according to the provisions of this Act, 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, then and 25 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 Judges of the 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, and praying for an order or 30 judgment adjudicating and awarding the said shares to the party or parties legally entitled to the same, and by which order or judgment the Bank shall be guided and held fully harmless and indemnified, and release from all and every other claim for the said shares or arising therefrom; Provided always, that notice of such petition shall be given 35 to the party claiming such shares, who shall, upon the filing of such petition establish his right to the several shares referred to in such petition, and all other proceedings in such cases shall be the same as those observed in cases pending before the said Superior Court: Provided also, that the costs and expenses of procuring such order and 40 adjudication shall be paid by the party or parties to whom the said shares shall be declared lawfully to belong, and such shares shall not be transferred until such costs and expenses be paid, saving the recourse of such party against any party contesting his right.

How decision of Court as to title to shares obtainable.

Provido.

Provido.

XXXVI. The Bank shall not be bound to see to the execution of any 45 trust, whether express, implied or constructive, to which any of the shares of the Bank may be subject, and the receipt of the party in whose name any such share shall stand in the books of the Bank, or if it stand in the names of more parties than one, the receipt of one of the parties shall from time to time be a sufficient discharge to the Bank for any dividend 50 or other sum of money payable in respect of such share, notwithstanding any trust to which such share may then be subject, and whether or not the Bank have had notice of such trust, and the Bank shall not be

Bank not bound to see to execution of trusts.