

XXXIX. And be it enacted, That on the trial or hearing of any such action, it shall be sufficient for the Company to prove that the defendant, at the time making such call, was a holder of one share or more in the undertaking (and when there has been no
 5 transfer of the shares, then the proof of subscription to the original agreement to take stock shall be sufficient evidence of holding stock to the amount subscribed), and that such call was in fact made, and such notice thereof given as is required; and it shall not be necessary for the Company to prove the appointment of the
 10 Directors who made such call, or any other matter whatever; and thereupon the Company shall be entitled to recover what shall be due upon such call, with interest thereon, unless it shall appear due notice of such call was not given.

What shall be necessary to prove in such actions.

XL. And be it enacted, That in any action or suit brought by or
 15 against any such company, upon any contract or for any matter or thing whatsoever, any Stockholder, or any officer or servant of the Company, shall be competent as a witness, and his testimony shall not be deemed inadmissible on the ground of interest, or of his being such servant or officer.

Stockholders may be witnesses.

20 XLL And be it enacted, That if any action or suit shall be brought against any person or persons for any matter or thing done in pursuance of this Act, such action or suit shall be brought within six calendar months next after the fact committed, and not afterwards, and the defendant or defendants in such action or suit may plead
 25 the general issue only, and give this Act and the special matter in evidence on the trial.

Suits to be brought within six calendar months.

XLII. And be it enacted, That all Her Majesty's officers and soldiers, being in proper staff, or regimental, or military uniform, dress or undress, and their horses, (but not when passing in any
 30 hired or private vehicle,) and all recruits marching by route, and all orishners under military escort, and all enrolled pensioners in uniform, when called out for training or in aid of the civil power, and all carriages and horses belonging to Her Majesty or employed in Her service, when conveying persons or baggage, or returning
 35 therefrom shall be exempted from payment of any duties and tolls, on embarking or disembarking from or upon any pier, wharf, quay or landing place, or passing turnpike roads or bridges otherwise demandable by virtue of this Act.

Exemptions from toll.

XLIII. And be it enacted, That after any road or portion of a road,
 40 bridge, or other such work as aforesaid, constructed by any Company under the authority of this Act, or of any previous Act of the Parliament of this Province, shall have been completed, and tolls established thereon, it shall be the duty of the said Company

Proceeding to be taken when Roads become dangerous from want of repair.