

**12.** On the trial or hearing of such action it shall be sufficient for the Company to prove that the defendant, at the time of making such call, was a holder of one share or more in the undertaking, (and when there has been no 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 notice thereof given as is required; and it shall not be necessary for the Company to prove the appointment of the Directors who made such call, or any other matter whatsoever; and thereupon the Company shall be entitled to recover what shall be due upon such call with interest thereon, unless it shall appear that due notice of such call was not given.

What only need be proved in any such action.

**13.** In any action or suit brought by or against any such Company upon any contract, or upon 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.

Members, &c., of the Company may be witnesses.

**14.** 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 the general issue only, and give this Act and the special matter in evidence on the trial.

Limitation of suits for things done under this Act.

**15.** This Act shall be a Public Act, and shall apply to Upper Canada only.

Act limited to Upper Canada.

### SCHEDULE A.

Be it remembered, that on this \_\_\_\_\_ day of \_\_\_\_\_, in the year of our Lord, one thousand eight hundred and \_\_\_\_\_, we, the undersigned stockholders, met at \_\_\_\_\_, in the \_\_\_\_\_, County of \_\_\_\_\_, in the Province of Canada, and resolved to form ourselves into a Company, to be called (*here insert the corporate name intended to be taken by the Company*) according to the provisions of a certain Act of the Parliament of this Province, intituled, *An Act for the promotion of Agriculture in Upper Canada*, for the purpose of purchasing a parcel of land in the County of \_\_\_\_\_, and erecting thereon suitable buildings to be used for the purpose of holding periodical fairs or exhibitions for agricultural purposes; And we do hereby declare that the capital stock of the said Company shall be \_\_\_\_\_ pounds, to be divided into shares at the price or sum of twenty dollars each; And we, the undersigned stockholders, do hereby agree to take and accept the number of shares, set by us opposite to our respective signatures, and we do hereby agree to pay