

as well as others, have been defrauded of the same." Therefore to provide a legislative remedy for their relief, it is enacted

"That from and after the passing of this act, the Hon. G. H. Markland, John Kerby, Esq. and John Macaulay, Esq. shall be, and they are hereby appointed commissioners and trustees, to be styled the board for *settling the affairs of the pretended bank of Upper Canada lately established at Kingston;*" that in then, "shall be vested all the estate, both real and personal, bonds, bills, notes, and other securities, stock, rights, credits, and effects of the said institution;" that they "shall have full power and authority to ask, demand, sue for, recover, and receive, and notwithstanding a further day may be given for the payment thereof, of and from all persons whatsoever, who are indebted to the said association, or to any person or persons to its use; all the demands due or growing due thereto, and to sell or dispose of, either at private sale or public auction, all such lands, tenements, and hereditaments, goods, chattels, and effects, as may come into their hands by virtue of this act, and to apply the same, after the expenses of carrying this act into effect, in discharge of such certificates as shall be granted to persons having claims or demands," to which is added, a power of filling vacancies in the board.

Sec. 2. Enacts that, the commissioners "shall have full power and authority to hear and determine all claims and demands against the said bank, as well by the stockholders for the amount of the stock originally subscribed for, or purchased by them, whether declared forfeited by the rules of the said bank or not, and holders of the notes of the said bank," as by other creditors, and to grant "certificates of the amount so found due" bearing interest "from the date thereof," to be paid by the said board out of any monies that shall come into their hands; with a proviso that neither B. Whitney, S. Bartlet, nor any other director, officer, or stockholder shall be paid until after the certificates granted to other persons shall have been paid.

Sec. 3. Empowers the board to bring before them, by warrant or otherwise, as may be deemed most expedient, all or any of the directors and officers of the said company, and to require them to produce all the books, papers, and other documents of the said bank, to examine them, to reduce their examination to writing, and to commit them or bind them in recognizances, either alone or with sureties, for further examination; and in case of refusal to give evidence, he or they so refusing, shall stand committed to gaol, until he or they shall comply with the requisition of the board.

Sec. 4. Authorises the appointment of a clerk to the board.

Sec. 5. Board to appoint days and places of meeting.

Sec. 6. Enacts "that the said board, their clerk, and all