

## Notices or notifications

of the stockholders.

**Ninth.** The number of votes to be cast by each holder of Stockholders, in this body politic or corporate, holding stock in the said Company, shall be entitled on every occasion, when in conformity to the provisions and requirements of these articles, the votes thereof are to be given, shall be in the proportion following, that is to say,

For one share, and not more than two, one vote; for every two shares above two, and not exceeding ten, one vote, making five votes for ten shares; for every four shares above ten, and not exceeding thirty, one vote, making ten votes for thirty shares; for every six shares above thirty, and not exceeding sixty, one vote, making fifteen votes for sixty shares; and for every eight shares above sixty, and not exceeding one hundred, one vote, making twenty shares for one hundred. but no more than persons. Co-partnership body politic or corporate, shall be entitled to a greater or number than twenty votes, and all stockholder resident within this Province, or elsewhere, may vote by proxy. If he, she, or they shall be so provided that such proxy be a stockholder, and doth not have sufficient authority from his constituents, for so representing and voting for him, her, or them, provided also, that after the first election of Directors, no share or shares of the capital stock of the Company shall confer a right of voting either in person, or by proxy, which shall not have been held during three calendar months, at the least, prior to the day of election, or of the general meeting, where the votes of the stockholders are to be given.

**Tenth.** None but a stockholder, actually resident in the town of Kingston, and holding at least ten shares in the capital stock, and being a natural born subject of His Majesty, or a subject of His Majesty, naturalized by act of the British Parliament, or a subject of His Majesty, having become such by the conquest or cession of this Province, or any persons who shall have resided seven years in either of the Canadas, and in any of the above cases who shall have resided one year in this Town, shall be capable of being elected or chosen a Director of the said Bank or shall serve as such.

**Eleventh.** Nine of the Directors, or six shall be re-elected for the next succeeding twelve months, of which the President and Vice-President shall always be of the number.

**Twelfth.** No Director shall be entitled to any salary or emolument, unless the same shall have been allowed to him by a general meeting of the stockholders, but the stockholders may make such compensation to the President or Vice-President for their extraordinary attendance at the Bank, as shall appear to them to be reasonable and proper.

**Thirteenth.** Not less than five Directors shall constitute a board, for the transaction of business, whereof the President or Vice-President shall always be one, except in case of sickness and necessary absence, in which case their places may be supplied by any other Director whom the President or Vice-President so sick or absent, shall respectively by writing, under their hands, appoint, for that purpose. The President and Vice-President, shall vote at the board as Directors, and in case of there being an equal number of votes for and against any question before them, the President, and in his absence, the Vice-President, shall have a casting voice.

**Fourteenth.** Any number of stockholders, not less than fifty, who together shall be proprietors of two hundred and fifty shares, shall have power at any time by them or their proxies to call a general meeting of the Stockholders, for purposes relative to the said Association, giving at least six weeks notice, hereof in at least one Newspaper published in this Town, and specifying such notice the time and place for such meeting, with the object or objects thereof; and the directors, or any seven of them, shall have the like power at any time (not observing the like formalities) to call a general meeting as above said. And if the object for which a general meeting is called either by the Stockholders or Directors as aforesaid, be to consider of a proposal for removal of the President, Vice-President or other Directors or Directors, for maladministration, then and in such cases the person or persons so proposed to be removed, shall from the day on which such notice shall first be given be suspended from the exercise of the duties of his or their offices, and if he be the President or Vice-President his place shall be filled up by the remaining directors, to serve during the time of such suspension.

**Fifteenth.** Every writer and Clerk of the Bank, before he enters upon the duties of his office, shall give bond, with two or more sureties, to the satisfaction of the Directors; that is to say, for a sum not less than two Thousand Pounds, with condition for

his good and faithful behavior; and every Clerk with like condition and securities, in such sum as the Directors shall consider adequate to the trust to be imposed in him.

**Sixteenth.** The Company shall not hold any lands and tenements, but such as may be necessary for the transaction and accommodation of the business of the bank and for no other purpose. It shall nevertheless be competent for the Directors, in behalf of the company, to take and hold mortgages on property, by way of additional security for debts contracted with the said Company in the course of its dealings; but on no account shall any money be lent upon mortgage, or upon lands and other fixed property, nor such be purchased by the company upon any pretext, except in the special case above recited.

**Seventeenth.** The total amount of the debts which the Company shall at any time owe, whether by Bond, Bill, or Note, or other contract whatsoever, shall not exceed treble the amount of the capital stock actually paid in (over and above a sum equal in amount to such money, as may be deposited in the Bank for safe keeping) and in case of excess the Directors, under whose administration it shall happen, shall be liable for the same, in their natural and private capacities, but it shall not exempt the company or the lands, tenements, goods or chattels thereof from being also liable for such excesses; such Directors however, as shall have been absent when the said excess was contracted, or shall have entered their protest against it, upon the minutes of the proceedings of the board, may respectively exonerate and discharge themselves therefrom, by pleading and proving such absence, or shewing such minutes.

**Eighteenth.** The shares of the Capital stock shall be assignable and transferable, according to such rules and forms as may be established in that behalf by the board of Directors, but no assignment or transfer shall be valid or effectual, unless such assignment or transfer shall be entered or registered in a book or books, to be kept by the Directors for that purpose, not until the persons making the same, shall previously discharge all debts actually due by him, her, or them, to the said company, which may exceed in amount the remaining stock belonging to such person or persons, and in no case shall any fractional part of a share, or other than a complete share or shares, be assignable or transferable. It is hereby further expressly agreed and declared, that any stockholder, who shall transfer in manner aforesaid, all his stock or shares in this company, to any other person or persons whatever, shall *ipso facto* cease to be a member of this Company, and that any person or persons whatsoever, who shall accept a transfer of any stock or shares in this Company, shall *ipso facto* become and be a member of this Company according to these articles of association.

**Nineteenth.** All bills, bonds, notes and every contract and engagement, on behalf of the Company, shall be signed by the President or Vice-President, and countersigned or attested by the Cashier of the Company; and the funds of the company shall in no case be held responsible for any contract or engagement whatever unless the same shall be signed and countersigned, or attested as aforesaid.

**Twenty-first.** The books, papers, correspondence and lands of the Company, shall at all times be subject to the inspection of the Directors, but no stockholder nor Director, shall inspect the account of any individual or individuals, with the Company.

**Twenty-second.** Half yearly dividends shall be made of so much of the profit of the Company as shall appear to the Directors aforesaid, and shall be payable at such place or places as the Directors shall appoint, of which they shall give public Notice in the Kingston Gazette, at least thirty day before; and the Directors shall every year at the general meeting for election thereof, lay before the Stockholders, for their information, an exact and particular statement of the amount of the debts due to, and by the Company, specifying the amount of Bank Notes then in circulation, and the amount of such debts as in their opinion are bad, or doubtful; as also, stating the surplus or profit, if any remaining after deduction of losses and provisions for dividends. — Provided that the rendering of such statements shall not extend to give any right to the Stockholders, nor Directors, to inspect the account of any individual or individuals with the Company.

**Twenty-third.** If there shall be a failure in payment of any part of the sum or shares subscribed by any person or persons, or partnership, body politic or corporate, the party failing in paying the first instalment of ten per centum, succeeding the deposit of eight per centum herein before required to be made, shall respectively forfeit the said deposit to and for the use of the said Company, and the

stock shall be sold at public sale for the behoof of the company; and on failure of paying the other installments, or any of them, the party or parties failing therein, shall forfeit the second deposit of ten per centum, and the dividends unpaid prior to the time for making such payment, and during the delay of the same.

**Twenty-fourth.** The laid Company shall not directly or indirectly deal in any thing, excepting Bills of Exchange, gold or silver, bullion, or in the sale of Goods really and truly pledged for money lent, and not redeemed in due time, or in the sale of stock pledged for money lent, and not so redeemed, which said goods and stock so pledged and not so redeemed, shall be sold by the said Company, at Public Sale, at any time not less than ten days after the period for redemption; and if upon such sale of Goods or stock, there shall be a surplus, after deducting the expenses of sale, over the payment of the money lent, such surplus shall be paid to the proprietors thereof respectively.

**Twenty-fifth.** The board of Directors are hereby fully empowered to make such other by-laws and regulations, for the government of the affairs of the company, and that of their officers and servants, as they, or a majority of them shall from time to time think expedient, not inconsistent with law, or the articles of association.

**Twenty-sixth.** This association shall continue twenty years from the first day it commences operation, and no longer; but the proprietors of two thirds of the Capital Stock of the company, may by their concurring votes, at a general meeting to be called for that purpose, revise, alter the articles, or any of them, or dissolve the company at any time period; provided, that notice of such meeting, and its object, shall be published in all the Provincial News papers, or six months previous to the time appointed for such meeting; and provided also that no revision or alteration of these articles shall subject any stockholder or stockholders to be bound beyond the amount of his, her or their Stock.

**Twenty-seventh.** Immediately on any dissolution of this association, effective measure shall be taken by the Directors then existing, for closing all the concerns of the company, and for dividing the capital and profits, which may remain, among the stockholders, in proportion to their respective interest.

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**Twenty-ninth.** In witness whereof we have hereunto set our names at Kingston. 25

**Mowat & Bruce.**  
We leave very respectfully to our friends customers and the public generally, that they have received a more complete assortment of

**FALL & WINTER  
GOODS:**

Consisting partly of the following articles,  
*VIZ;*

**Eighteenth.** All bills, bonds, notes and every contract and engagement, on behalf of the Company, shall be signed by the President or Vice-President, and countersigned or attested by the Cashier of the Company; and the funds of the company shall in no case be held responsible for any contract or engagement whatever unless the same shall be signed and countersigned, or attested as aforesaid.

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**Twenty-second.** The party failing in paying the first instalment of ten per centum, succeeding the deposit of eight per centum herein before required to be made, shall respectively forfeit the said deposit to and for the use of the said Company, and the

## NOTICE.

THE Subscriber having been duly appointed Executrix to the Estate of PAUL HUFF, late of Adolphustown deceased; Notice is hereby given, to all those indebted to said estate to make immediate payment; and all persons having claims against it, are requested to present them, duly authenticated, for adjustment.

E. ELIZABETH HUFF.

Adolphustown, Dec. 24, 1818.

31st

## NOTICE.

THE Subscribers, hereby give notice that they have resigned their situations as Directors of the Bank of Upper Canada, and have also withdrawn their names from the list of Subscribers to said Bank.

ROBERT RICHARDSON.

ANTHONY MARSHALL.

SAMUEL SHAW.

JOHN McARTHUR.

JOHN CUMMING.

Kingston, 14 Decr. 1818. 29

## To Let.

AND immediate possession given, at a pleasantly situated HOUSE and PARK, the property of the Rev. Alexr. McDowell. For further particulars apply to the subscriber.

DUNCAN McDONELL.

Also—A small HOUSE, in Store Street, opposite Messrs. Monjau & St. Germain's. Apply as above.

Kingston Dec. 8th, 1818. 29

## Notice,

THE late partnership of Robert Graham & Co., having dissolved itself this day by the death of Robert Mackay Esq. the business in future will be carried on by the subscriber, to whom all persons, who are indebted to the above firm, will please pay their accounts without delay, and those who may have claims against that concern will please present them for adjustment.

ROBERT GRAHAM.  
Point Frederick, 21st Sept. 1818.

## BANK NOTICE.

THE Stockholders of the Bank of Upper Canada are hereby notified, that the first instalment of eight per cent (being eight Dollars on Share,) is requested to be paid to the Cashier, on or before May 1st the 1st day of February next.

By order of the President and Directors.

SMITH BARTLET, Cashier.

Kingston, Dec. 14, 1818. 29

## HARDWARE.

THE Subscriber offers for Sale, at the Store of Mr. H. C. Thompson, an assortment of Hardware & consisting of Iron, Tin, Sheet Iron, Nails, Locks, Hinges, Bolts, Glass, Putty, Paint, Oils, Rosin, &c. &c.

ROBERT STANTON.

Kingston, 15th Decr. 1818. 29

## NOTICE.

THE subscriber informs those who are indebted to him since last year, either by Bank account or Note of hand, if they do not come forward with payment on or before the first day of January next, that after that date, tho' much against his will, he will have to put them to that troublesome necessity of being compelled to pay.

R. CUSACK.

Kingston, 7th Decr. 1818. 28.

## For Sale,

LOT No. 31, in the 3d Concession of Ernest Town, on which are 10 acres of improvement — For terms and further particulars, apply to the subscriber.

E. PERRY.

Hamilton Village, 18th November, 1818. 27

## FOR SALE OR TO BE LET.

A large commodious two story dwelling House, with Kitchen, out Houses and Garde No. 1, Front Street. For particulars apply to Laurence Herchmer Esq.

Kingston, December 20, 1818. 30

## A FARM FOR SALE;

AJOINING Bay Bay, in the Township of Fredericksburgh, the East half of Lot No. 2, in the second Concession, containing 100 acres, and having about 40 acres under cultivation, with a log house and barn upon it. For the terms apply to Daniel Weshburn Esq., Kingston.

P. VAN KOUGHNET.

Cornwall, Dec. 7, 1818. 28

## TO LET,

AND immediate possession given, a Dwelling House convenient for two families, inquire of Mr. JOHN BAYNE, at SAMUEL MERRILL'S.

Kingston, 7th Decr. 1818. 28.

## Trial of Arbuthnot & Ambrister.

OFFICIAL DOCUMENT.  
Transmitted by the President to Congress.  
Minutes of the proceedings of a Special Court, organized agreeably to the following order, viz:

Adjutant General's Office,  
Fort St. Marks 26th April, 1818.  
HEAD QUARTERS, DIVISION OF THE SOUTH.

## GENERAL ORDER.

The following detail will compose a special court, to convene at this post at the hour of twelve o'clock, M. for the purpose of investigating the charges exhibited against A. Arbuthnot, Robert Christy Ambrister, and such others who are similarly situated, as may be brought before it.

The Court will record all the documents and testimony in the several cases, and their opinion as to the guilt or innocence of the prisoners, and what punishment (if any) should be inflicted.

DETAIL.

Major General E. P. Gaines, Pres.,  
MEMBERS.

Col. King, 4th Infantry

Col. Williams, Ten. Vol.

Lt Col. Gibson, Ten. Vol.

Maj. Muhlenberg, 4th Infantry.

Maj. Montgomery, 7th Infantry.

Capt. Vashon, 7th Infantry.

Col. Dyer, Ten. Vol.

Lt. Col. Lindsay, Cor. A'y.

Lt. Col. Elliot, Ten. Vol.

Maj. Fanning, Cor. A'y.

Maj. Minton, Gen. Militia.

Capt. Critenden, Ky Vol.

Lt. J. M. Glassel, 7th Infantry,

Recorder.

An Orderly will be detailed from Gen. Gaines' brigade, and the court will sit without regard to hours.

By order of Major General Jackson.

ROBERT BUTLER, Adj't Gen.</p