the house of some person in the town aforesaid, and notice given by the proper servant of the bank at said house, that such note hath become due, shall be to all intents and purposes held and considered to be as completely binding on the drawer and endorsers as if notice had been personally served on each of them. Dec Ses 1817.

22. *And be it enacted,* That any director, officer, or other person holding any share or capital of the said bank stock, who shall commit any fraud or embezzlement touching the money or property of the bank, shall be liable to be prosecuted in the name of the state, by indictment for the same, in any court of law in this state, and upon conviction thereof shall, besides the remedy that may be had by action in the name of the president and directors of the Frederick County Bank, for the fraud aforesaid, forfeit all his share or stock in the said bank to the company. Fraud

23. *And be it enacted,* That all persons who shall become subscribers to the said bank, their successors and assigns, shall be and they are hereby made a corporation and body politic, by the name and style of The President and Directors of the Frederick County Bank, and by that name shall be and are hereby made able and capable in law to sue and be sued, plead and be impleaded, answer and be answered, defend and be defended, in any court of record, or any other place whatsoever, and also to make, have and use, a common seal, and the same to break, alter and renew, at pleasure, and to make, issue and negotiate notes, and generally to do and execute all such acts, matters and things, as to them shall appertain under the clauses of this act. Style—effect in law.

24. *And be it enacted,* That the following rules and provisions shall form and be fundamental articles of the constitution of the said corporation. Rules and articles of corporation

Article 1st. That the capital stock of the Frederick County Bank shall be managed by the directors for the benefit of the stockholders.

2d. No director of any other bank shall be a director in this bank, nor shall any two persons, copartners in any kind of business, be directors of this institution at the same time; two of the directors elected by the stockholders shall go out annually.

3d. The total amount of the debts which the said corporation shall at any time owe, whether by bond, bill, note or other contract, shall not exceed double the amount of the capital actually paid into the said bank; provided that the money deposited in the said bank for safe keeping shall not be considered as the debts of the bank within the provision of this clause. In case of excess, the directors under whose administration it shall happen, shall be liable for the same in their natural and private capacities, and an action of debt may in such case be brought against them, or any of them, or their heirs, executors and administrators, in any court of record of this state, by any creditor or creditors of the said corporation, and may be prosecuted to judgment and execution, any condition, covenant or agreement, to the contrary notwithstanding; but nothing herein contained shall be construed to exempt the said corporation, or the lands, tenements, goods and chattels, of the same, from being also liable for and chargeable with the said excess; and such of the said directors who may have been absent when the said excess was created, or may have dissented from the resolution or act