

# MAINE STATE LEGISLATURE

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**PUBLIC ACTS**

OF THE

**STATE OF MAINE,**

PASSED BY THE

**THIRD LEGISLATURE,**

AT ITS SESSION, HELD IN JANUARY, 1823.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 20, 1820.

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**PORTLAND:**

BY TODD AND SMITH.....PRINTERS TO THE STATE:

1823.

Courts may in certain cases be adjourned by Clerk or Sheriff.

pursuant to the second section aforesaid, as will enable, as far as may be, any Justice holding the same in any county, to transact all the business, which may be pending before said Court: And whenever by reason of sickness, accident, or any unforeseen cause, the Justice, who shall have been assigned to hold such Court in any county, shall be prevented from attending at the time and place by law appointed for holding such Court, the Sheriff or the Clerk of said Court in such county, may adjourn such Court from day to day, posting up notice thereof on the door of the Court House; and, in case of necessity, may adjourn said Court without day; and by such adjournment all the business pending in said Court, shall be considered as continued to the next term.

Repealing clause.

SECT. 9. *Be it further enacted*, That the fifth and seventh sections of the act, to which this [is] additional, and also so much of the first section of the same act as requires two of the Justices of said Court, at least, in all cases to constitute a quorum for the transaction of business, be, and the same are hereby repealed.

[*This Act passed February 3, 1823.*]

## CHAPTER CCXX.

AN ACT respecting Deeds, Bonds, Contracts and Agreements.

Deeds, bonds, contracts, &c. made by agents, to be considered as acts of principal in certain cases.

*BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That all Deeds, Bonds, Contracts and Agreements, purporting to be made and executed by any Agent, Attorney or Committee, for and in behalf of any other person or corporation, shall be considered as the deed, bond, contract or agreement of the principal or constituent, and not of the agent, attorney or committee, notwithstanding the same may have been signed, sealed and acknowledged in the name of the agent, attorney or committee: *Provided*, It appear by said deed, bond, contract or agreement, to have been the intention of

the parties to bind the principal or constituent ; and the agent, attorney or committee, was duly authorized and empowered to make the same in the name and behalf of his principal or constituent.

[*This Act passed February 5, 1823.*]

CHAPTER CCXXI.

AN ACT additional to "An Act defining the general powers and duties of Manufacturing Corporations."

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled, That from and after the first day of August next, the members of Manufacturing Corporations shall be exempted from all individual liability for any debt or debts due from such corporations, on contracts made after said time : Provided, Such corporation shall once every year, give public notice in some newspaper in the county, wherein such corporation is established ; and where no newspaper is printed in the county, then in some newspaper in an adjoining county, of the amount of all assessments voted and paid in by such corporation, and shall make no division of the capital stock, or any part thereof, or of any other property or debts belonging to such corporation, until all the debts due therefrom shall have been paid ; saving however, the right to make dividends of the net profits arising from the capital stock ; and provided also, that the agent or any director of such corporation, shall, on request by any officer, having an execution against the same, deliver to such officer a schedule of all the property of such corporation, including debts ; and shall, for want of other property, transfer to the creditor in such execution such debt or debts, as may be sufficient to satisfy such execution, and deliver the evidence of such debt or debts, with the transfer thereof, to the officer, for the use of the creditor ; and in case the provisions of this section shall not be complied with, the members of such corporation shall be personally liable as heretofore.*

Members of Manufacturing Corporations not individually liable.

provided corporation give public notice of the state of their affairs ;

and give up certain effects &c. to officer having execution against the same,

otherwise, &c.