

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

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PUBLIC LAWS
OF THE
STATE OF MAINE.

1891.

CHAP. 98**Chapter 98.**

An Act to amend chapter seventeen of the Revised Statutes, relating to Nuisances.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Sec. 1, ch. 17,
R. S., amended.

Section one of chapter seventeen of the revised statutes is hereby amended by adding thereto the following words: 'the supreme court shall have jurisdiction in equity, upon information filed by the county attorney or upon petition of not less than twenty legal voters of such town or city, setting forth any of the facts contained herein, to restrain, enjoin or abate the same, and an injunction for such purpose may be issued by said court or any justice thereof,' so that the said section as amended, shall read as follows :

Common
nuisances.

‘SECT. 1. All places used as houses of ill-fame, or for the illegal sale or keeping of intoxicating liquors, or resorted to for lewdness or gambling; all houses, shops or places where intoxicating liquors are sold for tippling purposes, and all places of resort where intoxicating liquors are kept, sold, given away, drank, or dispensed in any manner not provided for by law, are common nuisances. The supreme court shall have jurisdiction in equity, upon information filed by the county attorney or upon petition of not less than twenty legal voters of such town or city, setting forth any of the facts contained herein, to restrain, enjoin or abate the same, and an injunction for such purpose may be issued by said court or any justice thereof.’

—power of S. J.
Court to abate.

Approved March 25, 1891.

Chapter 99.

An Act to amend sections seventeen, eighteen and twenty of chapter forty-eight of the Revised Statutes, relating to the organization of Corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Sec. 17, ch. 48,
R. S., amended.

SECT. 1. Section seventeen of chapter forty-eight of the revised statutes is hereby amended, so as to read as follows :

First meeting.

‘SECT. 17. Their first meeting shall be called by one or more of the signers of said articles, by giving notice thereof, stating the time, place and purposes of the meeting to each

signer, in writing, or by publishing it in some newspaper printed in the county, at least fourteen days prior to the time appointed therefor. At such meeting they may organize into a corporation, adopt a corporate name, define the purposes of the corporation, fix the amount of the capital stock, which shall not be less than one thousand, nor more than ten million dollars, divide it into shares, and elect a president, not less than three directors, a clerk, treasurer, and any other necessary officers, and may adopt a code of by-laws.'

—amount of capital stock, and officers.

SECT. 2. Section eighteen of chapter forty-eight of the revised statutes is hereby amended, so as to read as follows:

Before doing business, officers to prepare a certificate of facts, to be examined by attorney general, and then recorded in registry of deeds and secretary of state's office.

'SECT. 18. Before commencing business, the president, treasurer, and a majority of the directors shall prepare a certificate setting forth the name and purposes of the corporation, the amount of capital stock, the amount already paid in, the par value of the shares, the names and residences of the owners, the name of the county where it is located, and the number and names of the directors, and shall sign and make oath to it; and after it has been examined by the attorney general, and been by him certified to be properly drawn and signed and to be conformable to the constitution and laws, it shall be recorded in the registry of deeds in the county where the business is to be done, in a book kept for that purpose, and a copy thereof certified by such register shall be filed in the secretary of state's office, who shall enter the date of filing thereon, and on the original certificate to be kept by the corporation, and shall record said copy in a book kept for that purpose. Such corporation shall pay the attorney general and secretary of state five dollars each for their services in advance; and before said certificate is filed in the office of the secretary of state when the amount of the capital stock does not exceed ten thousand dollars, it shall also pay to the treasurer of state for the use of the state the sum of ten dollars; when the amount of the capital stock exceeds ten thousand dollars and does not exceed five hundred thousand dollars, it shall pay to the treasurer of state for the use of the state, the sum of fifty dollars; when the amount of the capital stock exceeds five hundred thousand dollars, it shall pay to the treasurer of state for the use of the state, ten dollars for each one hundred thousand dollars of the capital stock; and the treasurer's receipt for said sum shall be filed with the secre-

—fees of attorney general and secretary of state.

—fees to be paid the state.

CHAP. 100

tary of state as a condition precedent, before he shall be authorized to receive said certificate for filing.'

Sec. 20,
amended.

SECT. 3. Section twenty of chapter forty-eight of the revised statutes is hereby amended, so as to read as follows :

Corporations
organized under
general law,
may increase
capital stock
and change
number of
directors.

'SECT. 20. If the stockholders of any corporation organized under sections sixteen and seventeen, find that the amount of its capital stock is insufficient for the purposes for which said corporation is organized, or that the number of directors is inconvenient for the transaction of its business, the stockholders may by a vote representing a majority of the stock issued, increase the amount of its capital stock to any amount not exceeding ten million dollars, and may change the number of their directors in like manner, and the corporation shall file a certificate thereof with the secretary of state within ten days thereafter, and thereupon said vote shall take effect. When the capital stock is increased from ten thousand dollars or less to not exceeding five hundred thousand dollars, the corporation shall pay to the treasurer of state for the use of the state the sum of forty dollars. When the capital stock is increased to any amount exceeding five hundred thousand dollars, it shall pay to the treasurer of state for the use of the state, the sum of ten dollars for each one hundred thousand dollars of such increase, and the treasurer's receipt for same shall be filed with the secretary of state, before he shall be authorized to receive any certificate of an increase of capital stock.'

—fees paid the
state when
capital stock is
increased.

Approved March 25, 1891.

Chapter 100.

An Act to create a Forest Commission and for the protection of forests.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Land agent,
made forest
commissioner.

SECT. 1. The state land agent is hereby made forest commissioner of the state of Maine, and in addition to the salary now received by him as land agent, he shall receive as compensation for his services as forest commissioner two hundred dollars per annum, and his actual traveling expenses incurred in the performance of his duties, an account of which shall be audited by the governor and council.

—compensation.