

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

FIFTY-SIXTH LEGISLATURE.

HOUSE.

No. 6.

STATEMENT OF FACTS ACCOMPANYING HOUSE DOCUMENT No. 4.

To the Honorable Senate and House of

Representatives in Legislature assembled:

Respectfully represents the undersigned, Receiver of the Bucksport Savings Bank, that in compliance with a demand made upon him by the State Treasurer, June 16, 1876, he paid into the State Treasury on the 19th day of the same month, the sum of eight hundred thirty-one dollars and one cent, the same being the amount of the State tax claimed as due upon the average deposit in said bank for the six months preceding the first day of May last.

He further represents, that said bank being insolvent was enjoined from doing business on the — day of January, 1876; and on proper proceedings being had a decree of sequestration was on the 25th day of April, 1876, entered by the Supreme Judicial Court at Bangor against it, as appears by the record thereof in the office of the clerk of said court, and the undersigned was thereupon appointed Receiver of said bank, and entered upon the discharge of his duties as such; and on the 27th day of the same month of April took possession of the estates and effects of said bank. By a unanimous decision of the Supreme Judicial Court, at the time of the payment of said tax, as the undersigned is informed, made but not made public until a few days afterward, and of which he was ignorant, said bank was not subject to said tax and the undersigned could not be required and had no lawful right or authority to pay said tax—said decision having been made in the case of Levi Jones & al. in equity vs. Winthrop Savings

Bank. He further represents, that in the settlement of his first account in October last, he charged said sum so paid by him and said charge was disallowed by the Presiding Justice (Libbey) as having been wrongfully paid.

The tax on the Bucksport Savings Bank, above referred to, having been illegally assessed and paid by me upon the demand of the State Treasurer, without authority of law, I now pray that you will order the same to be refunded.

THEO. C. WOODMAN,

Receiver Bucksport Savings Bank.

BUCKSPORT, January 6, 1877.

STATE OF MAINE.

In House of Representatives, }
January 15, 1877. }

Ordered printed.

ORAMANDAL SMITH, *Clerk.*