

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.

SENATE.

No. 24

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN.

[S. 7.] AN ACT to revise and consolidate the laws relating to the government, powers, duties, privileges and liabilities of Savings Banks and Institutions for Savings.

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

SECTION 1. Savings banks and institutions incorporated under the authority of this state, may exercise the powers and shall be governed by the rules and be subject to the duties, liabilities and provisions in their charters, in the following sections, and in the general laws relating to corporations, unless otherwise specially provided.

SECT. 2. The officers of every such corporation shall consist of a president, treasurer, and when in the opinion of the trustees necessary, an assistant treasurer, and not less than five trustees, not more than

5 three of which shall be directors in any national bank,
6 nor more than two of whom shall be directors in the
7 same national bank, who shall elect from their number,
8 or otherwise, such other officers as they may see fit.

SECT. 3. Such officers shall be sworn to the faithful
2 performance of the duties of their office, and shall hold
3 their several offices until others are chosen and quali-
4 fied in their stead.

SECT. 4. The members of the corporation shall
2 annually, at such times as may be provided in their
3 by-laws, elect from their number not less than five
4 trustees, who shall have the entire supervision and
5 managemnt of the affairs of the institution, except so
6 far as may be otherwise provided by their by-laws.
7 Any trustee who shall become a trustee or officer in
8 any other savings corporation, shall thereby vacate his
9 office as such trustee.

SECT. 5. The trustees, immediately after their
2 election and qualification, shall elect one of their
3 number for president, who shall also be president of
4 the corporation. They shall also elect a treasurer,
5 and when deemed necessary, an assistant treasurer, to
6 hold their offices during the pleasure of the trustees.
7 The treasurer, and in his absence the assistant treas-
8 urer, if there is one, shall be *ex-officio* clerk of the
9 corporation, and of the trustees. The treasurer and

10 assistant treasurer shall give bonds to the corporation
11 for the faithful discharge of the duties of their offices
12 in such sums as the trustees may decide to be necessary
13 for the safety of the funds, and such bonds hereafter
14 given shall continue and be valid from year to year so
15 long as they may be elected and hold said offices, sub-
16 ject to renewal whenever ordered by the trustees or
17 bank examiner. Said bonds shall be recorded upon
18 the books of the institutions, and the bank examiner
19 shall annually examine the same and inquire into and
20 certify to the sufficiency thereof, and when he shall
21 deem any such bond insufficient, he shall order a new
22 bond to be given within a time by him specified.
23 They shall receive a compensation to be fixed by the
24 trustees. The trustees may receive such compensation
25 for their services in making examinations and returns
26 required by their by-laws and the laws of the state,
27 as may be fixed by the corporation at any legal
28 meeting thereof.

SECT. 6. If any office becomes vacant during the
2 year, the trustees may appoint a person to fill the
3 same until it is filled at the next annual meeting.

SECT. 7. Such corporations may at any time hold
2 special meetings by order of the trustees; and the
3 treasurer shall also call special meetings upon appli-
4 cation in writing of ten members of the corporation.

5 Seven days previous notice of all annual meetings
6 shall be given by public advertisement in some news-
7 paper of the county where the corporation is estab-
8 lished, or if there is no such paper, then in the state
9 paper.

SECT. 8. Every such corporation shall consist of
2 not less than thirty members, and may, at any legal
3 meeting, by a majority of at least two-thirds of those
4 present, elect by ballot any citizen of the county
5 wherein the corporation is located to be a member
6 thereof. No person shall continue to be a member after
7 removing from the state. Any member of the corpo-
8 ration who shall fail to attend the annual meetings for
9 two successive years shall cease to be a member unless
10 re-elected by a vote of the corporation.

SECT. 9. Every such corporation may receive on
2 deposit for the use and benefit of depositors sums of
3 money offered for that purpose ; but shall not receive
4 from any one depositor, directly or indirectly, over two
5 thousand dollars, and no interest shall be paid to any
6 one depositor for any amount of deposit over said sun,
7 except for deposits by widows, orphans, administrators,
8 executors, guardians, charitable institutions, and as
9 trust funds. The trustees shall have power to refuse
10 any deposit at their pleasure.

SECT. 10. Savings banks and institutions for savings
2 are restricted to and hereafter may invest their de-
3 posits in the public funds of any of the New England
4 states, including the bonds of the counties, cities, and
5 towns of the same ; in the public funds of the United
6 States ; in the stock of any bank or banking asso-
7 ciation incorporated under authority of this state or
8 of the United States ; in the municipal bonds of cities
9 of twenty thousand inhabitants or more of the states
10 of New York, Ohio, Indiana, Illinois, Michigan and
11 Missouri, and county bonds in the same states, when
12 not issued in aid of railroads ; *provided*, that no invest-
13 ments shall be made in the bonds of the several cities
14 and counties of the states of Indiana, Illinois and
15 Missouri, with the exception of the city of St. Louis,
16 in the state of Missouri, where the municipal indebt-
17 ness of such city or county exceeds five per cent. of its
18 valuation ; in the first mortgage bonds of any railroad
19 company or other corporation incorporated under the
20 authority of this state ; in the stocks of any such rail-
21 road company which is unencumbered by mortgage ;
22 in the stock and bonds of any other corporations incor-
23 porated under the authority of this state which earn
24 and are paying regular dividends of not less than six
25 per cent. per annum ; and may invest by loan on first
26 mortgages of real estate situated in this state not ex-

27 ceeding sixty per cent. of its value ; and may loan to
28 any county, city or town ; and on notes with a pledge
29 as collateral of any of the aforesaid securities, includ-
30 ing savings bank deposit books of any savings bank in
31 the state, and the stock of any of said railroad com-
32 panies, not over seventy-five per cent. of the market
33 value of such stock ; and may loan to said corporations
34 on personal securities, with at least two good and suffi-
35 cient sureties, when the securities pledged are their
36 own bonds and stock ; and may also loan on such other
37 personal securities connected with the home industries
38 of the state as in the judgment of the trustees it will
39 be safe and for the interest of the bank to accept.
40 All investments shall be charged and entered on the
41 books of the bank at their cost to the bank, or at par
42 when a premium is paid.

SECT. 11. Any savings bank or institution for sav-
2 ings shall have authority to hold real estate to an
3 amount not exceeding five per cent. of its deposits,
4 and no part of said amount shall be invested in real
5 estate, except in the purchase of a building or a site,
6 and the erection and preparation of a suitable building
7 to be used for banking purposes ; *provided*, that such
8 corporation shall not hold real estate for the purpose
9 aforesaid, exceeding one hundred thousand dollars in
10 value.

SECT. 12. No savings bank or institution for savings
2 shall hold, by way of investment or as security for
3 loans, or both, more than one-fifth of the capital stock
4 of any corporation, nor invest more than ten per cent.
5 of its deposits, and not to exceed sixty thousand dol-
6 lars, in the capital stock of any corporation, nor have
7 more than seventy-five per cent. of its deposits in
8 mortgages of real estate. The provisions of sections
9 ten, eleven and twelve shall not apply to real estate
10 or other assets acquired by the foreclosure of a mort-
11 gage thereon, or upon judgments for debts, or in set-
12 tlements to secure debts.

SECT. 13. Savings banks may deposit on call in
2 banks or banking associations incorporated under the
3 authority of this state, or the laws of the United
4 States, and receive interest for the same.

SECT. 14. The trustees shall see to the proper in-
2 vestment of deposits and funds of the corporation in
3 the manner hereinbefore prescribed. No loan shall be
4 made directly or indirectly to any of the trustees, or
5 any firm of which he is a member.

SECT. 15. Every savings bank and institution for
2 savings incorporated under the laws of this state shall
3 semi-annually, on the last Saturday of April and Octo-
4 ber in each year, make a return signed and sworn to
5 by its treasurer, of the average amount of its deposits

6 for the six months next preceding each of said days,
7 deducting an amount equal to the amount of United
8 States bonds, and the value of real estate, owned by
9 said bank or institution. Said return shall be made
10 to the treasurer of the state on or before the second
11 Monday of May and November of each year, and for
12 wilfully making a false return, he shall be liable to
13 pay a fine of not less than five hundred nor more than
14 five thousand dollars. The treasurer shall pay to the
15 treasurer of the state a tax on account of its deposits
16 one per cent. per annum on the amount of its deposits
17 as in said return. One-half of said tax to be assessed
18 on the average amount on deposit for the six months
19 ending and including the last Saturday in April; and
20 the other half on the average on deposit for the six
21 months ending and including the last Saturday in
22 October. One-half of the sum so paid to be appro-
23 priated for the use of schools, as provided in chapter
24 eleven, section ninety-one of the revised statutes, and
25 one-half to the use of the state. The taxes imposed
26 by this section shall be paid semi-annually within
27 ten days after the first Mondays of June and Decem-
28 ber.

SECT. 16. Every savings bank or institution for
2 savings neglecting to pay the taxes imposed by section
3 fifteen of this act, shall be liable for the same with

4 costs and interest in an action of debt in the name
5 of the state at the suit of the treasurer.

SECT. 17. All deposits of savings banks in this state
2 shall be exempted from municipal taxation to the bank
3 or to the depositor, excepting real estate owned by
4 the bank and not held as collateral security, which
5 may be taxed by the city or town in which the same
6 is located.

SECT. 18. No gift, fee, commission, or brokerage,
2 shall be received by any officer of a savings bank, on
3 account of any transaction to which the bank is a
4 party, under a penalty for each offence of one hundred
5 dollars, to be recovered in an action of debt, in the
6 name and to the use of the state; *provided*, that
7 nothing herein contained shall apply to any expenses
8 of examining titles and making conveyances upon
9 loans made by savings banks. Parties making any
10 loan from a savings bank shall pay all expenses in-
11 curred by reason of making the same.

SECT. 19. The trustees shall, after passing to the
2 reserve fund one-fourth of one per cent. of the average
3 amount of deposits for the six months previous to
4 declaring a dividend, not subject to be divided,
5 declare dividends, not to exceed two and one-half
6 per cent. semi-annually, except as hereinafter pro-

7 vided, at such times as may be required by their
8 by-laws, among depositors of three months' standing at
9 least, before dividend day. The corporation may by
10 their by-laws include deposits of less standing. The
11 reserve fund shall be kept constantly on hand, to
12 secure against losses and contingencies, until the said
13 reserved fund amounts to five per cent. of their assets.
14 All losses shall be passed to the debit of said account.
15 And when said reserved fund amounts to five per
16 cent. of the assets of any bank, all net profits there-
17 after made by said banks shall be divided every three
18 years ratably among the depositors of one, two and
19 three full years' standing, as extra dividends. No
20 dividends or interest shall be declared, credited or
21 paid, except by the authority of a vote of the board
22 of trustees, duly entered upon their records, whereon
23 shall be recorded the yeas and nays upon such vote.
24 Trustees of savings banks and savings institutions are
25 prohibited from making any semi-annual dividend of a
26 rate per cent. which will make the aggregate amount
27 of said dividend greater than the actual earning of the
28 bank or institution on hand.

SECT. 20. No deposit shall be received under any
2 agreement to pay any specified sum of interest for its
3 use, other than regular semi-annual and extra divi-
4 dends.

SECT. 21. No savings bank shall be required or
2 obliged to pay any depositor five hundred dollars or
3 less, until after thirty days' notice, nor any sum ex-
4 ceeding five hundred dollars, until after sixty days'
5 notice.

SECT. 22. No treasurer of any savings bank, the
2 deposits of which exceed one hundred and fifty thou-
3 sand dollars, shall be cashier in a national or stock
4 bank ; and if the treasurer of a savings bank, having
5 deposits not exceeding one hundred and fifty thousand
6 dollars, is cashier in a national or stock bank, not
7 more than one trustee of the savings bank shall be a
8 director, nor more than two trustees shall be stock-
9 holders in the national or stock bank so connected
10 therewith. All coin, bills, notes, bonds, securities
11 and evidences of debt comprising the assets of said
12 savings bank connected with a national or stock bank,
13 shall be kept separate and apart from the assets or
14 property of such national or stock bank, and shall also
15 be kept separate and apart from the assets or property
16 of any other bank, banker, corporation, partnership,
17 individual or firm.

SECT. 23. All securities owned or held by savings
2 banks, shall be kept within this state.

SECT. 24. The treasurer of every savings bank shall,
2 on Saturday of each and every week, make and de-

3 clare a trial balance, which shall be recorded in a book
4 kept for that purpose, and said book shall be open at
5 all times for the inspection of the trustees, corporators
6 and examiner of banks.

SECT. 25. It shall be the duty of treasurers of sav-
2 ings banks, on the first day of April in each year, to
3 return to the assessors of cities, towns and plantations
4 in this state, where persons reside who own bank stock
6 which is pledged or transferred to said bank as collat-
7 eral security for loans, the names of persons pledging
8 or transferring such stock and the amount of the same ;
9 and stock so pledged or transferred by persons resid-
10 ing out of the state shall be returned by the treasurers
11 in the same manner to the assessors of the cities or
12 towns, in which the bank whose stock is so pledged or
13 transferred is located. For the purposes of taxation,
14 bank stock so pledged or transferred as collateral
15 security for loans, shall be deemed the property of the
16 persons so pledging or transferring it.

SECT. 26. When the person to whom a book of
2 deposit was issued shall notify in writing the treasurer
3 of the bank issuing the same, that such book is lost,
4 and that such person desires to have a duplicate book
5 of deposit issued to him, said treasurer shall give pub-
6 lic notice of such application by publishing at the ex-
7 pense of such applicant an advertisement for three

8 weeks successively, in some newspaper published in
9 the town in which said bank is located, or if none is
10 published in said town then in one published in the
11 county, or if none is published in the county, then in
12 the state paper. If such missing deposit book shall
13 not have been presented to the treasurer of said bank
14 within six months after the last advertisement, then
15 said treasurer shall issue a duplicate book of deposit
16 to the person thus requesting the same, and such de-
17 livery of a duplicate shall relieve said bank from all
18 liability on account of the original book of deposit so
19 advertised.

SECT. 27. The treasurer of every savings bank and
2 institution shall annually make return of the con-
3 dition and standing thereof at such time as the bank
4 examiner may designate, which return shall be made
5 to the bank examiner within fifteen days after the day
6 designated in the blank form of such return which
7 shall be furnished to every such bank or institution by
8 the examiner.

SECT. 28. The treasurer has power, under the direc-
2 tion of the trustees, to assign, discharge and foreclose
3 mortgages, and convey real estate held as security for
4 loans, or the title of which accrued from foreclosure
5 of mortgages, or judgments of courts.

SECT. 29. The trustees shall cause all real estate of
2 an insurable character held by them absolutely, or in
3 mortgage, to be fully insured, the expense of which
4 in case of mortgage, shall be added to the amount of
5 the mortgage debt to be refunded in case of redemp-
6 tion.

SECT. 30. No officer of the corporation shall use or
2 appropriate any of its funds to his own private pur-
3 poses, under the penalties imposed by law for embez-
4 zlement.

SECT. 31. Money deposited by a married woman or
2 minor is the property of and to be paid to the deposi-
3 tor or order, and is not the property of the husband or
4 parents; and such depositors may maintain actions in
5 their own names against the bank to recover their
6 deposits; but this section shall not apply to any money
7 fraudulently deposited by or in the name of a married
8 woman or minor, belonging to a third person. The
9 receipts of such married woman or minor for such
10 deposits and interest or any part thereof, shall be a
11 valid release and discharge to the corporation.

SECT. 32. Two of the trustees, at least, shall once
2 in each year, thoroughly examine the affairs of the
3 corporation, settle the treasurer's account, and report
4 under oath to the bank examiner the standing of the
5 corporation, the situation of its funds, and all other

6 matters which the examiner requires, in manner and
7 according to the form he prescribes. And the exam-
8 iner shall seasonably give notice of the time and fur-
9 nish blanks for said examination and return.

SECT. 33. Savings institutions and trust and loan
2 associations shall be under the charge of the bank
3 examiner for the purposes of examination. He shall
4 visit every savings bank, institution for savings and
5 trust and loan association, incorporated by authority
6 of this state, once in every year, and as much oftener
7 as he may deem expedient. At such visits he shall
8 have free access to the vaults, books and papers, and
9 shall thoroughly inspect and examine all the affairs of
10 each of said corporations, and make such inquiries as
11 may be necessary to ascertain its condition, ability to
12 fulfil all its engagements, and whether it has complied
13 with the provisions of law. He shall preserve in a
14 permanent form a full record of his proceedings, in-
15 cluding a statement of the condition of each of said
16 corporations, a copy of which statement shall be pub-
17 lished by such corporation immediately after the
18 examination of the same in a newspaper in the place
19 where such corporation is established, or if there be
20 no newspaper in such place, then in a newspaper pub-
21 lished at the nearest place thereto.

SECT. 34. The examiner may summon all trustees,
2 officers or agents of any such corporation, and such
3 other witnesses as he thinks proper, in relation to the
4 affairs, transactions and condition of such corporation,
5 and for that purpose may administer oaths ; and who-
6 ever refuses, without justifiable cause, to appear and
7 testify when thereto required, or obstructs said exam-
8 iner in the discharge of his duty, shall be punished by
9 a fine not exceeding one thousand dollars, or impris-
10 onment for a term not exceeding two years.

SECT. 35. If, upon examination of any such corpo-
2 ration, the examiner is of the opinion that the same is
3 insolvent, or that its condition is such as to render its
4 further proceedings hazardous to the public or those
5 having funds in its custody, he shall apply, or if upon
6 such examination he is of opinion that such corporation
7 has exceeded its powers or failed to comply with any
8 of the rules, restrictions or conditions provided by law,
9 he may apply to one of the justices of the supreme
10 judicial court to issue an injunction to restrain such
11 corporation in whole or in part from further proceed-
12 ing with its business until a hearing can be had.
13 Such justice may forthwith issue process for such pur-
14 pose, and after a full hearing of the corporation, may
15 dissolve or modify the injunction, or make the same
16 perpetual, and make such orders and decrees to sus-

17 pend, restrain or prohibit the further prosecution of
18 the business of the corporation, as may be needful in
19 the premises, according to the course of proceedings
20 in equity ; and he may appoint one or more receivers
21 or trustees to take possession of the property and
22 effects of the corporation, subject to such rules and
23 orders as may from time to time be prescribed by the
24 supreme judicial court, or any justice thereof in vaca-
25 tion. Such receivers or trustees shall annually in the
26 month of November, and at such other times as the
27 bank examiner may require, make a report to him of
28 the progress made in the settlement of the affairs of
29 said corporation, and the examiner shall seasonably
30 give notice of the time and furnish blanks for the
31 report.

SECT. 36. Whenever any savings banks, institution
2 for savings, or trust and loan association, shall be in-
3 solvent by reason of loss on, or by depreciation in the
4 value of, any of its assets, without the fault of the
5 trustees thereof, the supreme judicial court in term
6 time, or any justice thereof in vacation, shall on peti-
7 tion in writing of a majority of the trustees, and the
8 bank examiner, setting forth such facts, appoint a
9 time for the examination of the affairs of such corpo-
10 ration, and cause notice thereof to be given to all

11 parties interested, in such manner as may be pre-
12 scribed ; and, if upon an examination of its assets and
13 liabilities, and from other evidence he shall be satisfied
14 of the facts set forth in said petition, and that the
15 corporation has not exceeded its powers, nor failed to
16 comply with any of the rules, restrictions, and condi-
17 tions provided by law, he may, if he shall deem it
18 for the interest of the depositors and the public, by
19 proper decree reduce the deposit account of each de-
20 positor, so as to divide such loss pro rata among the
21 depositors, thereby rendering the corporation solvent,
22 so that its further proceedings would not be hazardous
23 to the public, or those having or placing funds in its
24 custody, and the depositors shall not be authorized to
25 draw from such corporation, a larger sum than thus
26 fixed by the court, except as hereinafter provided ;
27 *provided, however*, that it shall be the duty of the
28 treasurer of such corporation, to keep an accurate
29 account of all sums received for such assets of the cor-
30 poration held by it at the time of filing such petition ;
31 and if a larger sum shall be realized therefrom than
32 the value estimated as aforesaid by the court, he shall
33 at such time or times as the court may prescribe,
34 render to the court a true account thereof, and there-
35 upon the court after due notice thereof to all parties
36 interested, shall declare a pro rata dividend of such

37 excess among the depositors at the time of filing the
38 petition. No deposit shall be paid or received by
39 such corporation after the filing of the petition, till the
40 decree of the court reducing the deposits as herein
41 provided. If the petition is denied it shall be the
42 duty of the bank examiner to proceed for the winding
43 up of the affairs of the corporation as provided in sec-
44 tion thirty-five. Upon the application of any one of
45 the trustees of a savings bank or of any five depositors
46 in said bank, alleging said bank is insolvent, any one
47 of the justices of the supreme court may order an
48 examination of said bank, if upon hearing, after such
49 notice as he may order has been given to the treasurer
50 of said bank, he shall deem it proper; thereupon the
51 same proceedings may be had as are specified in sec-
52 tion thirty-five.

SECT. 37. The examiner shall annually, on or before
2 the first day of December, make a report to the gover-
3 nor and council, of the general conduct and condition
4 of each of the banks visited by him, making such
5 suggestions as he deems expedient. Such report shall
6 be printed and laid before the legislature at its next
7 session, and one copy sent to each savings bank in the
8 state by the secretary of state.

SECT. 38. If, in the opinion of the examiner, any
2 savings bank or its officers or trustees shall be found

3 to have persistently violated any law in relation to
4 savings banks or institutions for savings, he shall
5 forthwith report the same, with such remarks as he
6 deems expedient, to the attorney general, who shall
7 forthwith institute a prosecution for such violation in
8 behalf of the state. The penalty for such violation,
9 unless otherwise prescribed, shall not be less than one
10 hundred dollars nor more than five hundred dollars.

SECT. 39. Savings banks and institutions for savings
2 that have exercised the privileges of a savings bank or
3 institution for savings and done business as such for
4 the term of one year, shall be held to be legally
5 organized.

SECT. 40. The clerks of savings banks or institutions
2 for savings shall make return of the annual election of
3 officers to the bank examiner, within ten days after
4 their election and qualification.

SECT. 41. Any person or persons not authorized by
2 act of the legislature, who shall advertise his business
3 as that of a savings bank, or shall receive deposits
4 under pretence of conducting a savings bank, shall be
5 punished by a fine of one hundred dollars for each
6 offence; but nothing in this act contained shall be
7 construed as prohibiting any person from advertising
8 his business as a banker, and offering to take and

9 taking deposits to be loaned upon such terms and con-
10 ditions as the depositor may prescribe.

SECT. 42. The powers, privileges, duties and re-
2 strictions, conferred and imposed upon any savings
3 corporations, by whatever name known, by its charter
4 or act of incorporation, are here abridged, enlarged
5 or modified, as each particular case may require, in
6 such manner that each and every such charter or act
7 of incorporation shall be made to conform to the pro-
8 visions of this act, and to such amendments as may be
9 made thereto ; and each and every such savings corpo-
10 ration shall possess the powers, rights and privileges,
11 and be subject to the duties and restrictions and lia-
12 bilities conferred and imposed by this act, anything in
13 their respective charters or acts of incorporation to the
14 contrary notwithstanding. But nothing in this act
15 shall be construed to affect the legality of investments
16 heretofore made, of transactions heretofore had, or the
17 payment of interest at a rate not exceeding six per
18 cent. on deposits already made, until the dividend
19 next following the passage of this act. But the
20 securities shall be valid in favor of the bank, pursuant
1 to any provisions of law in force when such invest-
22 ments were made, or transactions had, nor to require
23 the change of investments for those named in this act,

24 except as the same can be done gradually by the sale
25 or redemption of the securities so invested in, in such
26 manner as to prevent loss or embarrassment in the
27 business of such corporation, or unnecessary loss or
28 injury to the borrowers on such securities. And the
29 investments hereafter in any securities not named in
30 this act, or the amendments that may be made thereto,
31 shall be deemed a misdemeanor, on the part of the
32 trustees authorizing, or officers making, the same ;
33 and such trustees or officers shall be subject to the
34 prosecutions and punishments prescribed by law for
35 that offence.

SECT. 43. All acts or parts of acts inconsistent with
2 with this act are hereby repealed.

STATE OF MAINE.

IN SENATE, January 26, 1877.

ORDERED, That the bill lie on the table and be printed with the several House amendments incorporated, and that Tuesday next be assigned for its consideration.

S. W. LANE, *Secretary.*