

# MAINE STATE LEGISLATURE

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# Sixty-Fourth Legislature.

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HOUSE.

No. 34.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND  
EIGHTY-NINE.

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AN ACT to incorporate the Knox Banking and Trust Com-  
pany.

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

SECTION 1. Edward K. O'Brien, Edward L. Dilling-  
2 ham, Silas W. Masters, Atwood Levensaler, Niven C. Me-  
3 han, George Elliot, B. Webb Counce, J. H. H. Hewett,  
4 Henry C. Levensaler, William H. Hatch, Thomas W.  
5 Dunn, Samuel H. Allen and Edward E. O'Brien, all of  
6 Thomaston, their associates and successors, are made a cor-  
7 poration by the name of the Knox Banking and Trust Com-  
8 pany, for the purposes hereinafter set forth, to have its  
9 place of business in the town of Thomaston.

SECT. 2. The capital stock of said corporation shall be  
2 \$50,000, and shall be divided into shares of one hundred  
3 dollars each. Said corporation shall not commence busi-  
4 ness until the sum of \$50,000 shall have been paid in, in

5 cash, and no certificate of stock shall be issued until the  
6 par value of the same has been fully paid. Said corpora-  
7 tion may hold real estate for its own use to the value of  
8 \$50,000.

SECT. 3. Said corporation is hereby empowered to re-  
2 ceive on deposit money and other personal property of  
3 every description, and collect and disburse the income and  
4 principal of said property when due ; to loan or advance  
5 money or credits on real or personal security ; to sell and  
6 dispose of the securities held by it ; to guarantee the reg-  
7 ular payment of principal and interest of any bonds or  
8 notes or other evidences of debts secured by mortgage or  
9 deed of trust of real estate ; to issue bonds or debentures  
10 secured by assignment of mortgages on real property held  
11 and owned by it ; and may re-discount any acceptances  
12 and notes actually owned by said corporation and guar-  
13 antee the payment of the same ; to act as trustee under  
14 mortgages or otherwise, and as receiver or agent for any  
15 person, firm, corporation, public or private ; to act as  
16 agent for issuing, registering and countersigning certifi-  
17 cates of stock, bonds or other evidences of indebtedness,  
18 and to receive and make payments on account of the same ;  
19 provided, that no loan shall be made upon property on  
20 which there is any prior mortgage, encumbrance or lien,  
21 or to an amount exceeding one-half the cash value of the  
22 security when secured by mortgage or deed of trust of real  
23 estate, except when the real estate is situated in this State,  
24 and the loan, principal and interest, is to be repaid in  
25 monthly installments.

SECT. 4. Said corporation may purchase real estate or  
2 other property upon which it has a lien by mortgage or  
3 otherwise, at public auction sale thereof duly advertised

4 with terms of sale and made by virtue of any loan, debt,  
5 deed of trust or mortgage, and in execution of any power  
6 of sale contained therein, and all real estate so purchased  
7 shall be sold within five years after such purchase.

SECT. 5. The company shall set apart as a guarantee  
2 fund, not less than ten per cent of its net earnings in each  
3 and every year until such fund, with the accumulated in-  
4 terest thereon, shall amount to one-fourth of the capital  
5 stock of said corporation. Said guarantee fund shall be  
6 invested in the securities in which savings banks are  
7 allowed to invest by the laws of this State.

SECT. 6. The shareholders of said corporation shall be  
2 held individually liable, equally and ratably, and not one  
3 for another, for all contracts, debts and engagements of  
4 said corporation, to the extent of the amount of their stock  
5 therein at the par value thereof, in addition to the amount  
6 invested in such shares.

SECT. 7. Said corporation may be appointed executor  
2 or trustee under any will, or administrator or guardian of  
3 any estate, under the same circumstances, in the same  
4 manner, and subject to the same control by the court hav-  
5 ing jurisdiction of the same, as in the case of a legally  
6 qualified person; and no surety shall be necessary upon  
7 the bonds filed by said corporation in such cases, unless  
8 the court or officer approving such bond shall require it.  
9 In all proceedings in the probate court or elsewhere, con-  
10 nected with any authority exercised under this act, all  
11 accounts, inventories and other papers may be signed and  
12 sworn to, in behalf of the corporation, by any officer duly  
13 authorized by it.

SECT. 8. Administrators, executors, assignees, guard-  
2 ians, trustees or any court, may deposit or direct any

3 moneys, papers, documents or other property, to be de-  
4 posited, with said corporation, which is hereby authorized  
5 to receive and hold the same upon such terms as may be  
6 agreed upon, but said corporation shall not be required to  
7 assume or execute any trust without its own assent.

SECT. 9. Said corporation shall at all times have on  
2 hand in lawful money, as a reserve, not less than twenty-  
3 five per cent of the aggregate amount of all its deposits  
4 which are subject to withdrawal on demand; provided, in  
5 lieu of lawful money, two-thirds of said twenty-five per  
6 cent. may consist of balances, payable on demand, due  
7 from any national or State banks.

SECT. 10. The shares of said corporation shall be sub-  
2 ject to taxation in the same manner and rate, as are the  
3 shares of national banks.

SECT. 11. The corporate powers of said corporation  
2 shall be exercised by a board of seven trustees, who shall  
3 be chosen annually and must be residents of this State.  
4 Said trustees shall be sworn to the faithful performance of  
5 the duties of their office, and shall serve until duly notified  
6 of the election and qualification of their successors.

SECT. 12. Said corporation shall be subject to exami-  
2 nation by the bank examiners, as provided by section one  
3 hundred and nineteen, chapter forty-seven of the Revised  
4 Statutes.

SECT. 13. The first meeting of said corporation may be  
2 called by a written notice thereof, signed by any two cor-  
3 porators herein named, served upon each corporator by  
4 giving the same in hand or sending the same by mail to his  
5 last known place of residence.

SECT. 14. This act shall take effect when approved.

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
January 24, 1889. }

Tabled, pending first reading, and ordered printed on motion of Mr.  
WILBUR of Avon.

NICHOLAS FESSENDEN, *Clerk.*