

# MAINE STATE LEGISLATURE

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NINETY - SECOND      LEGISLATURE

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**Legislative Document**

**No. 1156**

H. P. 1456

House of Representatives, April 9, 1945.

Reported by Mr. Thompson from the Committee on Banks and Banking and laid on table to be printed under Joint Rules.

HARVEY R. PEASE, Clerk.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-FIVE

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**AN ACT to Incorporate the "Guardian Loan Co."**

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Be it enacted by the People of the State of Maine, as follows:

**Sec. 1. Corporators; corporate name; powers and privileges.** Maurice A. Branz, Wilfred A. Hay and Elton V. Twaddel, all of Portland, in the county of Cumberland and state of Maine, and I. J. Cleaves and Stanley G. James, both of Falmouth, in the county of Cumberland and state of Maine, or such of them as may vote to accept this charter, with their associates, successors and assigns, are hereby made a body corporate to be known as the "Guardian Loan Co.", and as such shall have the power to enact suitable by-laws and regulations, and elect such officers as it deems desirable to effect its corporate purposes and be possessed of all the powers, privileges and immunities and subject to all duties and obligations conferred on corporations by the general corporation law of this state.

**Sec. 2. Principal office.** The principal office and place of business in Maine is to be located in the city of Portland, county of Cumberland, or as fixed by the directors, and the corporation may establish branch offices.

**Sec. 3. Purposes.** The purpose for which this corporation is formed and the nature of the business to be conducted by it are as follows: to borrow money and secure the payment thereof by pledging its assets or

any part thereof; to engage in the business of making loans of \$300 or less under the provisions of sections 190 to 207, inclusive, of chapter 55 of the revised statutes of 1944, and acts amendatory thereof or additional thereto; provided, however, that it shall obtain a license from the bank commissioner, as provided in said sections; to take over the small loan business of Maurice A. Branz, of Portland, doing business under the firm name and style of The Guardian Acceptance Co., in said Portland; and to assume all outstanding obligations of the said Maurice A. Branz, as he has conducted the said business.

**Sec. 4. Capital stock.** The corporation may determine the capital stock of the said corporation and the division of same into shares either of par or non-par, common or preferred, and the amount of dividend to be paid or declared thereon; with the right to change the capital stock by majority vote of the holders of stock issued and outstanding, and having voting power, the fees therefor to be paid as prescribed by the laws of Maine.

**Sec. 5. Subject to supervision of bank commissioner.** The corporation shall be subject to the supervision of the bank commissioner and he shall have the same authority over it as he has over savings banks, trust companies, and loan and building associations.

**Sec. 6. First meeting; how called.** Any 3 of the incorporators named in this act may call the 1st meeting of the corporation by mailing a written notice signed by said 3 incorporators, postage paid, to each of the other incorporators, 5 days at least before the day of the meeting, naming the time, place and purpose of such meeting; and at such meeting the necessary officers may be chosen, by-laws adopted and any other corporate business transacted, provided that without such notice all such incorporators may meet voluntarily at any time and effect their organization by electing officers, adopting by-laws and transacting other lawful business.