

MAINE STATE LEGISLATURE

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PRIVATE ACTS

OF THE

STATE OF MAINE,

PASSED BY THE LEGISLATURE,

AT THEIR SESSIONS,

HELD IN

JUNE, 1820, AND JANUARY, 1821.

Published agreeably to a Resolve of June 28, 1820.

PORTLAND :

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1821.

Persons set off to
pay assessments
of taxes.

Hammond and Isaac R. Warren, with their families, polls and estates be, and they are hereby set off from the town of Brownfield, in the county of Oxford, and annexed to the town of Denmark, in said county; and shall there exercise and enjoy all the rights and privileges as inhabitants of said Denmark, and shall be subject to the same duties and requisitions as the other inhabitants of said town: *Provided however*, That said James Lord, Job C. Lord, Elisha Hammond, and Isaac R. Warren, shall be holden to pay all assessments of taxes assessed upon them and remaining unpaid, prior to the passing of this act.

[*This Act passed March 2, 1821.*]

CHAPTER LVI.

AN ACT to incorporate the Maine Medical Society.

Persons incorpo-
rated.

May hold prop-
erty to the a-
mount of 10,000
dollars.

SECT. 1. *BE it enacted by the Senate and House of Representatives in Legislature assembled*, That Ammi R. Mitchell, Jonathan Page, Daniel Rose, Nathaniel Coffin, Benjamin Vaughan, Samuel Ayer, Ariel Mann, Timothy Little, Luther Carey, Enoch S. Tappan, Seth Chandler, Samuel Currier, Joseph Gillman, John Stockbridge, Jotham Moulton, Samuel Small, Joel R. Ellis, John Brown, Daniel Cony, James Bowen, Samuel Emerson, Dudley Folsom, Jacob Tewksbury, Gad Hitchcock, John A. Hyde, Benjamin D. Bartlett, Amos Nourse, Cornelius Holland, James Parker, James Bates, John Grover, Rufus Burnham, Josiah Prescott, Benjamin Prescott, Ambrose Howard, Isaac Lincoln, Peter Whitney, James Cockran, Samuel Weed, Stephen Cummings, Issachar Snell, Benjamin Bradford, Oliver Griswold, Moses Wing, Benjamin Wilson, Gilman G. Burleigh, Sylvanus Curtis, Edmund Buxton, Enoch Lovejoy, Horatio G. Balch, Benjamin H. Mace, Urial Huntington, Benjamin Chandler, Thomas Bridgham, Sylvanus Waterman, Timothy W. Waldron, Calvin Gorham, Isaac Bernard, James Ayer, jun. John Allen, Caleb Emery, Elisha J. Ford, Benjamin F. Green, John Barker, Peleg Benson, John L. Blake, David H. Raymond, John Merrill, Phillip E. Theobald, Josiah Gilman, and such others as may hereafter be duly elected Fellows agreeably to the rules and by-laws, hereafter to be established, be, and they hereby are incorporated into a body politic, by the name of the Maine Medical Society; with power to sue and be sued; to have a common seal, and to change the same; to make any by-laws not repugnant to the laws of this State; to take and hold any real or personal estate to the value of ten thousand dollars, and to give, grant or bargain and sell

the same : *Provided*, That the whole annual income of such estates, together with all fines and penalties received by said society, shall be appropriated to uses, consistent with the design of the institution of said society, and as the Fellows thereof shall direct.

Income how to be appropriated.

SECT. 2. *Be it further enacted*, That the Fellows of said society may from time to time elect a President, Vice-President, Secretary, Treasurer and such other officers, as they may judge necessary and convenient ; determine their respective duties and limit the tenure of their offices, and may fill any vacancies therein ; and the President or such other officer as said society may direct, is hereby authorized to administer to the officers oaths, binding them to the faithful and impartial discharge of the duties of their several offices.

To elect a President and other officers.

SECT. 3. *Be it further enacted*, That the Fellows of said society, at any annual meeting, and only at such meeting, and after, not less than three months nomination of every candidate, by a major vote of those present, and not otherwise, may elect any suitable persons to be members of said society :

Members to be elected into the society at the annual meeting only.

Provided, That no person shall be elected a Fellow of said society who shall not have been examined and approbated by the censors of said society or by those of some other incorporated society, or shall not have received a medical degree at some college or university, without a vote of two thirds of the fellows present, and after twelve months nomination of every such candidate : *Provided also*, That all practising physicians and surgeons, resident within this State, and so elected, shall within one year after such election, subscribe the by-laws of said society, or otherwise declare in writing their assent to the same or their elections shall be void ; and all persons not practising physicians or surgeons, or not resident within this State, who shall be so elected, may be honorary members of said society, and at any meeting of said society they may fill any vacant office and perform any other duties, as the by-laws may direct ; and said society, by a vote of two thirds of the fellows present, at any annual meeting and not otherwise, may suspend or expel any fellow of said society.

Who may be elected.

Persons elected, to declare their assent to the by-laws of the society in one year,

or their elections void.

Any Fellow may be expelled by the vote of two thirds.

SECT. 4. *Be it further enacted*, That at the first meeting of the said Society and at every subsequent annual meeting thereof, there shall be chosen by ballot, so many censors or examiners, as said Society shall Judge necessary, for the examination of all, who having been students in medicine and surgery agreeably to the regulations of the said Society, shall offer themselves to be approved and licensed, as practising physicians and surgeons. And every candidate, examined and approved by said censors shall be held to pay such reasonable sums, as shall be established by said Society, for such examination and for letters testimonial.

Censors to be chosen annually.

To examine and license students in medicine.

Society to describe the proper studies of students.

SECT. 5. *Be it further enacted,* That it shall be the duty of said Society, from time to time, to describe such medical instruction or education, as they shall judge requisite for candidates for the practice of physic and surgery, previous to their examination before their officers appointed for that purpose, and shall cause the same to be published in at least two public newspapers printed in this State.

Three of the censors to meet at Brunswick to examine students, Tuesday preceding the first Wednesday of September annually, And at other times as may be directed by the society. Candidates approved to be licensed.

SECT. 6. *Be it further enacted,* That for the purpose of examining candidates as aforesaid, three, at least of the examiners or censors aforesaid shall convene in the town of Brunswick, on the Tuesday next preceding the first Wednesday of September in each year, and at such other times and places, as the by-laws of said Society shall direct. And every candidate, who upon examination shall be approved by a majority of said examiners, shall be entitled to letters testimonial of their approbation, and of their license to such candidate to become a practitioner in medicine and surgery, under the hands of the examiners consenting thereto; to which letters, the seal of the said corporation, if any there be, shall be affixed by the President and Secretary, together with their own signatures. And every person who shall receive such letters testimonial, and also all such, as hereafter may be admitted to the degree of Bachelor or Doctor of Medicine at Bowdoin College, shall be entitled to the use of the Library of said Society under such restrictions, as the Society may direct, and after three years approved practice in medicine and surgery and being of good moral character, and not otherwise, may be admitted fellows of said Society, by a vote of a majority of the fellows present at any annual meeting.

Such licensed persons to have the use of the Societies library. And also those who have received a medical degree at Bowdoin College. And after three years practice may be admitted fellows of the Society.

Censors refusing to examine candidates,

SECT. 7. *Be it further enacted,* That whenever the officers appointed to examine candidates for the practice of physic and surgery shall unreasonably refuse to examine such, as may apply therefor, respecting their skill in their profession, the officers so refusing shall be subject to a fine, not exceeding one hundred dollars, nor less than fifty dollars, to be recovered in an action on the case, by the injured candidate, to his own use.

subject to a penalty.

Counsellors to be chosen by ballot.

SECT. 8. *Be it further enacted,* That at the first meeting of said Society and afterwards at any annual meeting thereof, there shall be elected by ballot, in which election any absent fellow of said Society may vote by his proxy, authorized in writing, so many counsellors as said Society may judge necessary.

Society may annex penalties for the breach of their by-laws not exceeding 50 dollars.

SECT. 9. *Be it further enacted,* That said Society may annex reasonable fines and penalties to the breach of any of their by-laws, not exceeding the sum of fifty dollars for any one fine or penalty; and all fees, fines and penalties contem-

plated by this act, may be sued for and recovered in any court of competent jurisdiction in this State, and where not otherwise herein appropriated, to the use of said Society.

SECT. 10. *Be it further enacted,* That the annual meetings of said Society shall be held in the town of Brunswick, on the Tuesday next preceding the first Wednesday in September of each year. Annual meeting to be at Brunswick.

SECT. 11. *Be it further enacted,* That the powers of said Corporation may be altered, enlarged, restrained or annulled, at the pleasure of the Legislature. Act may be repealed.

SECT. 12. *Be it further enacted,* That the three persons first named in this Act, or any two of them, may call the first meeting of said Society. First meeting.

[*This Act passed March 8, 1821.*]

CHAPTER LVII.

AN ACT restricting the Wiscasset Bank in negotiating business as a Banking Corporation, and providing for the collection of their debts, and for other purposes.

WHEREAS by a Resolve of the fifteenth of June last, a Committee was appointed to inquire into the transactions and condition of the Wiscasset Bank, and has since made a report to this Legislature : And whereas the President, Directors and Company of said Bank, were notified, by virtue of a joint order of the Senate and House of Representatives, to appear before the Legislature on the seventh day of February, in the year of our Lord one thousand eight hundred and twenty-one, and shew cause why it should not be determined on the facts contained in the report of said Committee, and other facts produced, that said corporation had exceeded the rules, limitations or restrictions, or had failed to perform the conditions of their act of incorporation ; on which day the President of said Bank, for and in behalf of the same, appeared before a Committee appointed by this Legislature, and admitted, that the facts contained in said report are true : And whereas it appears from said report that specie payments were suspended at said Bank on the eighth day of December, in the year of our Lord, one thousand eight hundred and fourteen, and were not resumed till the twenty eighth day of March following ; and were again suspended on the twentieth day of July, in the year of our Lord, one thousand eight hundred and sixteen, and were not resumed till the twentieth day of September, in the year of our Lord, one thousand eight hundred and seventeen ; and that said Bank on the