

# MAINE STATE LEGISLATURE

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**PRIVATE AND SPECIAL**

**ACTS**

OF THE

**STATE OF MAINE,**

PASSED BY THE

**ELEVENTH LEGISLATURE,**

**At its Session commencing January 5th, 1831.**

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PUBLISHED AGREEABLY TO THE RESOLVE OF 28TH JUNE, 1820.

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**Portland.**

TODD AND HOLDEN.....PRINTERS TO THE STATE.

1831.

the amount of money which they have severally contributed.

Powers reserved. **SECT. 7.** *Be it further enacted,* That the powers granted by this Act, may be enlarged, restrained or annulled at the pleasure of the Legislature.

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## CHAPTER 185.

AN ADDITIONAL ACT to incorporate the Sebago and Long Pond Steam Boat Navigation Company.

Approved March 28, 1831.

One year allowed for completing steam boat. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the term of one year, from and after the passing of this Act, be, and hereby is granted to the Sebago and Long Pond Steam Boat Navigation Company, to build, complete, and have in operation, on said waters, a good Steam Boat, agreeable to the provisions of the Act to which this is additional.

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## CHAPTER 186.

AN ACT to incorporate the Washington Mutual Fire Insurance Company.

Approved March 28, 1831.

Persons incorporated. **SECT. 1.** *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That John Holway, Obadiah Hill, William A. Crocker, Harrison Thatcher, Stephen C. Foster, Ebenezer Inglee, M. J. Talbot, John Keller, Joshua A. Lowell, William Pope, Israel Hovey, N. Witherbee, with their associates and successors, being owners of buildings, be, and hereby

are made a corporation under the name of the *Washington Mutual Fire Insurance Company*, who shall keep their office in either of the towns of Machias, or East Machias, where a majority of said corporation shall determine, and shall enjoy all the privileges and powers incident to such corporations.

Office to be kept in Machias or East Machias.

SECT. 2. *Be it further enacted*, That at all meetings of said corporation, every matter shall be decided by a majority of votes, each member having as many votes as he has policies, with the right of voting by proxy; and said corporation may choose such officers, and for such length of time, as they may deem necessary; but no policy of Insurance shall be made, until the sum subscribed to be insured, shall amount to fifty thousand dollars.

Majority to decide all matters.

Officers.

SECT. 3. *Be it further enacted*, That said corporation may insure for any term, from one to seven years, any house or other buildings in this State, household furniture, and goods, against damage arising to the same from fire, originating in any cause, other than by design in the insured; and to any amount not exceeding three fourths of the value of the property insured. And in case any member shall sustain damage by fire, over and above the then existing funds of the corporation, the corporation, or such officers thereof as shall by vote be designated for that purpose, shall assess such further sum or sums upon each member, as may be in proportion to the sum by such member insured, and at the rate of hazard originally agreed on.

Insurance from one to seven years.

Assessments to pay damages.

SECT. 4. *Be it further enacted*, That the moneys of said corporation shall be invested in the stock of some incorporated Bank, stock of the United States, or of this State, or in notes or bonds secured by mortgages. And each of the insured shall have the right at the expiration of his policy or policies, to demand and receive from the corporation, such share of the remaining funds,

Moneys, how invested.

in proportion to the sum by him actually insured, as the corporation, by its by-laws existing at the time of making the policy, shall determine.

Notice of loss to be given to some officer.

His duty to determine am't. of loss.

Proceedings, if amount not accepted.

May hold real and personal estate.

By-laws.

Deposit money and assessments, how secured.

SECT. 5. *Be it further enacted*, That whenever any person shall sustain any loss by fire, of the property so insured, he shall within sixty days after such loss, and before any repairs or alterations are made, give notice in writing of the same, to some officer of said corporation, or other person appointed thereby for that purpose, whose duty it shall be to view immediately, where the fire happened and enquire into the circumstances attending it, and determine, in writing by him subscribed, the amount (if any) of the liability of said corporation for such loss. And if the sufferer shall not acquiesce in such determination, he may, within sixty days after such determination is made known, bring an action at law against said corporation, in the county where the loss happened; and in case the plaintiff in such action shall not on trial, recover as damages, more than the amount determined, as aforesaid, no costs shall be allowed the plaintiff; but the corporation shall recover its costs, and execution shall issue for the balance, in favor of the party entitled to recover it.

SECT. 6. *Be it further enacted*, That said corporation shall be entitled to hold real and personal estate, to an amount necessary for the purposes aforesaid; and shall have power to make such by-laws, rules and regulations as may be thought proper, not repugnant to the laws and constitution of this State.

SECT. 7. *Be it further enacted*, That whenever said corporation shall make insurance on any building, such building, the land under the same, and appurtenant thereto, shall be holden as security for such deposit money and assessments, as the person thus insured, shall be liable to pay; and the policy of insurance shall, from the time it issues, create a lien on such buildings and land therefor, which lien shall continue notwith-

standing any transfer of the property: *Provided*, It shall be expressed in the policy, that insurance is made subject to the lien created by law, and a certificate containing a description of such estate, the date of the policy, and the sum insured thereon, shall be filed by the Secretary of this corporation in the office of the Register of Deeds, of the County in which such estate, or property insured may lie; for receiving and filing which certificate, the said Register shall be entitled to receive twelve and a half cents; *Provided*, He shall keep an index of the certificates so filed.

Conditions upon which lien shall attach.

SECT. 8. *Be it further enacted*, That if any member of said corporation, obtaining insurance, subject to the lien aforesaid, or in case of his decease, his legal representatives, shall neglect for thirty days next after the demand made, to pay the deposit money or any assessment, he or they shall be liable to a suit of the Corporation therefor in an action of the case, in any Court of competent jurisdiction; and said corporation, having obtained judgment and execution therefor, may cause such execution, at their election, to be satisfied, by sale and conveyance of the interest of the insured in the building insured, and land under the same and appurtenant thereto: *Provided*, The officer having such execution shall advertise the same in like manner as is provided by law for the sale of equities of redemption of real estate mortgaged; saving to the owners thereof the right of redemption in the same at any time within one year, by paying the purchaser or his assignee, the sum at which it was sold, with twelve per cent. interest thereon; deducting therefrom the rents and profits, if any, over and above the repairs and taxes.

Remedy against persons neglecting to pay deposit money, or assessments.

Execution, how levied.

Notice of sale, how given.

Right to redeem.

SECT. 9. *Be it further enacted*, That any two of the persons named in the first section of this Act, are authorized to call the first meeting, by advertising the same three weeks successively, in any newspaper printed in the County of Washington.

First meeting.

**SECT. 10.** *Be it further enacted,* That the Powers reserved. powers granted by this Act may be enlarged, restrained or annulled at the pleasure of the Legislature.

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## CHAPTER 187.

AN ACT to set off Thomas L. Brown from Wilton to Temple.

Approved March 28, 1831.

*BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Farm of T. L. Brown annexed to Temple. Taxes assessed in Wilton to be paid. Thomas L. Brown, with his estate, consisting of a farm whereon he now lives, within the boundary line of the town of Wilton, be, and hereby is set off from the town of Wilton, in the County of Kennebec, and annexed to the town of Temple: *Provided,* That said Brown shall be held to pay all taxes assessed against him, in said Wilton, prior to the passing of this Act.

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## CHAPTER 188.

AN ACT to incorporate the Parsonsfield Mining Company.

Approved March 30, 1831.

**SECT. 1.** *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That Persons incorporated. Gideon M. Randall, Moses Sweat, Andrew McMillan, James O. McMillan, James W. Ripley, William Verron and Joseph Daddow, their associates and successors, be and hereby are constituted a body politic and corporate by the name of the Parsonsfield Mining Company, for the purposes of searching and digging for lead and other ores, fossils and mineral substances,