

MAINE STATE LEGISLATURE

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PRIVATE AND SPECIAL

ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

THIRTEENTH LEGISLATURE,

AT ITS SESSION COMMENCING JANUARY 2, 1833.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

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1833.

CHAPTER 376.

AN ACT to incorporate the Calais Mutual Fire Insurance Company.

Approved March 2, 1833.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That Reuben Lowell, John Stickney, William Todd, Salmon Gates, Luther Brackett, John Barnard, Elias Kelsey, William Spring, Abner Sawyer, Amaziah Nash, J. N. Prescott, John N. Elliot and William Goodwin, with their associates, successors and assigns be, and they hereby are, incorporated into a Company, by the name of the Calais Mutual Fire Insurance Company, for the purpose and with the powers incident to Insurance Corporations. And said Company, by that name, may prosecute and defend suits at law and equity; have and use a common seal; make by-laws for the management of their affairs, not inconsistent with the laws of the State; choose all necessary officers, and have and hold estates real and personal, to an amount necessary to accomplish the purposes aforesaid. In all matters decided in general meeting, each member shall have a right to carry as many votes as he has policies, and may vote by proxy authorized in writing.

Names of persons incorporated.

Company may prosecute and defend suits at law, &c.

SECT. 2. *Be it further enacted,* That whenever the sum subscribed by the associates to be insured, shall amount to Twenty Five Thousand Dollars, said Corporation shall be authorized to insure, for a term of from one to seven years, any dwelling house, store or other building, or household furniture, in this State, against any loss or damage by fire, originating in any cause, other than by design of the assured, to an amount not exceeding three quarters of the value thereof.

When the sum subscribed shall amount to \$25,000, Corporation authorized to insure dwelling houses &c.

SECT. 3. *Be it further enacted,* That the funds of the Corporation shall be vested in stocks or loaned on good securities, and shall be appropriated, first, to pay the expenses of the Company, and next, to pay the damage

Funds—how to be vested, &c.

which any member may be entitled to recover on his policy. If any member shall have a just claim, exceeding the amount of the then existing funds, the Directors shall, without delay, assess such sums as may be necessary, upon the members, in proportion to the sums by each one insured.

Execution may be levied on private property of Directors, &c.

SECT. 4. *Be it further enacted,* That if the Directors shall, for the space of sixty days after demand made upon them for the payment of any execution recovered by any member against the Corporation, neglect to satisfy the same, it shall be lawful to levy said execution upon the private property of any one or more of the Directors, who are hereby authorized to recover compensation therefor by action against the Corporation.

Buildings &c. insured, to be held as security for premium notes &c.

SECT. 5. *Be it further enacted,* That whenever the Corporation shall make insurance on any building, such building and the land under the same and appertenant thereunto shall be holden as security for such deposit notes, premium notes and assessments, as the person thus insured shall be liable to pay. And the policy shall, from the time it issues, create a lien on the said buildings and land therefor, which lien shall continue, notwithstanding any transfer of the property: *Provided,* that it be expressed in the policy that said insurance is made subject to the lien created by law; and a certificate of the same by the Secretary shall be filed in the Registry of Deeds of the County wherein the insured estate is situated; and the Register, for filing said certificate and keeping a suitable index thereof shall be entitled to Six Cents.

Proviso.

Duty of Treasurer before attempting to compel payment by selling the premises insured, to demand payment.

SECT. 6. *Be it further enacted,* That, in case it shall become necessary to resort to such lien, it shall be the duty of the Treasurer, before attempting to compel payment by selling the insured premises, first, to demand payment of the insured or of his legal representatives and likewise of the tenant of the estate insured. If payment be refused, the Corporation may then sustain an action on the case against the insured or his legal representatives for any sum due either on a deposit note, premium note or assessment, and the execution which may issue thereon may be levied

on the insured premises, and the officer making the levy may sell the whole or a part thereof at public auction, giving the same notice, and proceeding in the same manner, as is required in the sales of equities of redemption on execution. And the owner or owners shall have a right to redeem the estate thus sold within one year therefrom, by paying the costs of sale and the amount of the execution with twelve per cent. interest thereon.

SECT. 7. *Be it further enacted*, That each of the insured, at the expiration of his policy, shall have a right to demand and receive from the Corporation his share of the remaining funds, in proportion to the sum by him actually paid.

Each of the persons insured, at the expiration of his policy, entitled to his share of the remaining funds.

SECT. 8. *Be it further enacted*, That the Corporation and its office of business shall be established in the town of Calais, and any three of the persons above named may call the first meeting, by publishing the time and place thereof, fourteen days previously, in the Eastern Democrat, a newspaper printed in the town of Eastport.

Corporation to be established in the town of Calais.

First meeting.

CHAPTER 377.

AN ACT to incorporate the Hallowell Saving Institution.

Approved March 4, 1833.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That Calvin Spaulding, Justin E. Smith, Andrew Masters, Ebenezer Dole, Artemas Leonard, Edward Emerson, Isaac Gage, John Agry, I. Nutter, K. G. Robinson, Amos Nourse, William W. Fuller, Joseph C. Dwight, John Otis their associates and successors be and hereby are constituted a body politic and corporate by the name of the Hallowell Savings Institution; with power by that name to prosecute and defend suits at law; to have and use a common seal; to make any by-laws for the convenient management of their concerns, not

Names of persons incorporated,

May prosecute and defend suits at law &c.