

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1847.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,
and March 16, 1842.

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1847.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1847.

CHAP. 14.

wife, out of the property of the husband ; to decree concerning the custody, care and maintenance of the minor children of the parties ; and to employ compulsory process in executing the powers conferred by this act, as said court have in chapter eighty-nine of the revised statutes, when they decree a divorce from the bond of matrimony.

SECT. 3. The restrictions and limitations contained in sections thirteen and fourteen of chapter eighty-nine of the revised statutes, shall apply to all cases coming within the provisions of this act.

Provisions of sec. 13 and 14 of R. S. to apply to such cases.

[Approved July 13, 1847.]

Chapter 14.

An act to authorize the incorporation of charitable and benevolent societies.

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

SECT. 1. Whenever seven or more persons are desirous of associating themselves together, to form a Lodge of the Independent Order of Odd Fellows, or a Division of the Sons of Temperance and Tent of Rechabites, or to promote in any way the cause of temperance or for any charitable and benevolent purpose whatsoever, they may make application in writing to any justice of the peace in the town or county in which such applicants reside, setting forth in their application the object or objects of their proposed association ; and the said justice upon the receipt of such application shall issue his warrant to one of the applicants, directing him to call a meeting of all the applicants, and expressing in the warrant the time, place and occasion of the meeting and the purposes for which it is called.

First meeting, how called.

SECT. 2. The meeting shall be called by reading the warrant in the presence and hearing of each of the said applicants or by leaving at the last and usual place of abode of each, a copy of the same, signed by the person to whom the warrant was directed, fourteen days at least prior to the day of meeting.

Notice to applicants.

SECT. 3. The said applicants, when assembled pursuant to such notice, may proceed to organize themselves as a body politic and corporate with such name, style and title, as they may choose to adopt ; and by such name they and their associates and successors shall and may have continual succession ; may have a common seal and may change and alter the same at their pleasure ; shall be capable in law to sue and be sued ; to answer and be answered unto, defend and be defended in all courts and places whatsoever ;

Said applicants, when assembled, may proceed to organize as a body politic and corporate.

Powers and privileges.

CHAP. 15.

and to purchase, hold and enjoy, sell and convey property, real, personal and mixed; and also to take and hold devises, legacies and bequests: *provided*, that the value of the estate and property held and owned by them shall not at any time exceed in value five thousand dollars.

Election of officers.
By-laws.

SECT. 4. The said corporation shall have power to elect such officers and to make and establish such by-laws and rules for their regulation and government as to them shall seem meet and proper, and may change, alter and amend or repeal the same at their pleasure: *provided*, such laws and regulations be not inconsistent with the constitution and laws of this state or of the United States.

Other rights, privileges and immunities.

SECT. 5. The said corporation shall and may have, use, exercise and enjoy all such other rights, privileges and immunities, as appertain to or are necessary to the legal existence of a corporation.

Funds not to be used for certain purposes.

SECT. 6. The said corporation shall not engage in or use their funds for any banking or manufacturing undertaking, or for any purpose not immediately connected with and calculated to promote the object for which the incorporation was granted.

Dues and benefits.

SECT. 7. No power granted by this act shall confer the right, upon any society, to sue any of its members for dues or contributions of any kind, nor shall it authorize any member to sue the society for any benefit or sum which may be due him as a benefit or charity; but all such rights and liabilities, dues and benefits, shall remain as they now are or may hereafter be provided for, in the by-laws, rules and regulations of said societies.

SECT. 8. This act may at any time be modified, altered or repealed by the legislature.

[Approved July 19, 1847.]

Chapter 15.

An act to amend chapter ninety-six of the revised statutes.

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

R. S. ch. 96, sec. 1, amended.

SECT. 1. The ninety-sixth chapter of the revised statutes shall be amended in section first, by striking out the word "two," and inserting "three," so that the first paragraph of said first section, as amended, will be as follows:

S. J. courts to consist of a chief justice and 3 associate justices.

"SECT. 1. The supreme judicial court shall consist of a chief justice and three associate justices."

R. S. ch. 96, sec. 23, amended.

SECT. 2. The same chapter shall be further amended in section twenty-three, by striking out the word "two," in the first line, and