

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

112

PASSED BY THE

FORTIETH LEGISLATURE

OF THE

STATE OF MAINE.

1861.

Published by the Secretary of State, agreeably to Resolves of June 23, 1820,
February 26, 1840, and March 16, 1842.

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1861.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1861.

Chapter 73.

CHAP. 73.

An act additional to an act incorporating the Orono Educational Association, approved March eighth, eighteen hundred and sixty-one.

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

SECT. 1. The name of the "Orono Educational Association," incorporated March eighth, eighteen hundred and sixty-one, is hereby changed to "The Orono Atheneum." Name of incorporation changed.

SECT. 2. This act takes effect when approved by the governor.

[Approved March 13, 1861.]

Chapter 74.

An act to incorporate the Augusta Hotel Company.

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

SECT. 1. Samuel Cony, James W. North, Russell Eaton, Sylvanus Caldwell, Darius Alden, William T. Johnson, William S. Badger, John L. Cutler, Charles F. Potter, John McArthur, Daniel T. Pike and John L. Stevens, their associates and successors, are hereby incorporated and made a body politic by the name of the Augusta Hotel Company, for the purpose of owning or erecting and maintaining a hotel or house of entertainment in the city of Augusta. Corporators.

Corporate name.

SECT. 2. Said corporation may hold real and personal estate to the amount of twenty thousand dollars in value, and shall have all the powers and privileges, and be subject to all the duties and liabilities of similar corporations as defined by the laws of this state. May hold real or personal estate.
Powers, privileges, &c.

[Approved March 13, 1861.]

Chapter 75.

An act in addition and in amendment of an act entitled "an act to incorporate the Maine Mutual Fire Insurance Company," approved February second, eighteen hundred and twenty-eight.

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

SECT. 1. That the Maine Mutual Fire Insurance Company be and they hereby are authorized and empowered to insure in a sep- Authorized to insure separate

CHAP. 75.

and distinct
classes of
property.

May issue
policies.

Premium notes,
&c.

May insure any
property
within this
state.

—shall be kept
in separate and
distinct classes,
&c.

Premium notes,
&c., to be hold-
en and assessed
to pay
losses, &c., in
their respective
classes.

—policy to
designate class.

General expen-
ses not belong-
ing to either
class, how paid.

Alienation of
property in
second class,
&c.

Directors may
renew policy.

—party receiv-
ing same shall
be entitled to
all the rights
and privileges
to which the
original party
insured was
entitled.

May hold a
fund not
exceeding
\$20,000.

By-laws.

arate and distinct class, to be denominated the second class and to issue policies of insurance against loss or damage by fire for any term of time not exceeding six years, and require the payment of such premium or notes of premium on the amount insured in cash, or in cash and premium notes at such time or times and on such terms and conditions and under such limitations and restrictions and with such provisions for the return of the unexpended balance of premiums that may remain at the expiration of each policy thus issued after the payment of all losses and expenses in said class, as said company or the directors thereof, may by votes or by-laws prescribe, which terms and conditions, limitations and restrictions and provisions for a return premium shall be inserted in and form a part of each policy of insurance thus issued.

SECT. 2. Said company may insure within this state, any description of property, real or personal; and all property now insured or which may hereafter be insured by said company under the act to which this act is additional, shall be kept in a separate and distinct class, to be called the first class, and each class shall be liable for its own losses; the premium notes and cash deposits of each class shall be holden and assessed to pay the losses and expenses occurring in their respective classes, and not each for the other; and the policy of each member of the company shall designate with which class he is associated. The company shall open books of account with each class, and all business receipts, disbursements, losses, assessments and expenses shall be put to the class to which they are applicable; and the general expenses of the company which are not strictly applicable to either class shall be apportioned between the two classes according to the amount insured by each.

SECT. 3. In case of alienation by sale or otherwise of any property insured in said second class, although the policy shall have been rendered void thereby, the directors may upon just and equitable terms renew said policy to the grantee or alienee having the same assigned to him by the insured, and may ratify and confirm the same to him for his own proper use and benefit; and by such ratification and confirmation, the party receiving the same shall be entitled to all the rights and privileges, and subject to all the liabilities to which the original party insured was entitled and subjected under the original contract.

SECT. 4. Said company may establish and hold a fund to an amount not exceeding twenty thousand dollars, to be formed by all payments made in said second class, for premiums or otherwise, and which shall be applicable only to the payment of losses and expenses incurred by said class.

SECT. 5. The directors of said company may establish and adopt such new by-laws or make such amendments of those now in force

as may be needed for carrying into effect the provisions of this act not repugnant to the laws of the state.

SECT. 6. The fifth section of the original act of incorporation of said company is hereby amended by striking out the word "eight" and substituting the word twelve therefor, and the last clause of the sixth section of said act is so amended as to read, and the company shall have a lien to the amount of the deposit note and no more upon the interest of the assured in any personal property or building insured by them,*during the term for which said policy issued.

Sec. 5, act of incorporation approved Feb. 2, 1828. amended.

Section 6, amended. Lien.

SECT. 7. No policy shall issue under the provisions of section one of this act until application shall be made for insurance on fifty thousand dollars at least; but nothing in this act shall be so construed as to prevent said company from continuing to insure upon the same principles and in the same manner as heretofore nor in any way to affect insurance already made, under the act to which this is additional.

Policies under this act, when may be issued.

SECT. 8. This act shall take effect from and after its approval by the governor, but shall not be binding upon said company until accepted by them.

Act, acceptance of.

[Approved March 14, 1861.]

Chapter 76.

An act to extend the time for the sale of real estate for non-payment of certain taxes in the town of Damariscotta.

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

SECT. 1. The collectors of taxes of the town of Damariscotta for the years eighteen hundred fifty-six, eighteen hundred fifty-seven and eighteen hundred and fifty-eight, are hereby authorized and empowered for the term of six months from the passage of this act, to levy upon and sell any real estate in the town of Damariscotta upon which the taxes for the years above named have not been collected, in the same manner as is provided in chapter six of the revised statutes for the sale of real estate for the non-payment of taxes.

Certain taxes in the town of Damariscotta, authorizing the collection of.

SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Inconsistent acts repealed.

SECT. 3. This act shall take effect and be in force when approved by the governor.

[Approved March 14, 1861.]