

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

# ACTS AND RESOLVES

PASSED BY THE

## FORTY-FIRST LEGISLATURE

OF THE

### STATE OF MAINE.

1862.

---

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

---

AUGUSTA:  
STEVENS & SAYWARD, PRINTERS TO THE STATE.  
1862.

---

PUBLIC LAWS

OF THE

STATE OF MAINE.

1862.

---

**Chapter 114.**

**CHAP. 114.**

An act regulating costs, in court in certain cases.

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

SECT. 1. In taxing costs of suit in the supreme judicial court, attendance shall be allowed until the action is disposed of, unless the court shall otherwise direct, but no more than ten days attendance at any one term shall be taxed in any action for either party.

Attendance, no more than ten days allowed to either party.

SECT. 2. This act shall take effect when approved by the governor.

[Approved March 17, 1862.]

**Chapter 115.**

An act to amend an act entitled "an act in relation to fire and marine insurance companies and actions on contracts of insurance," approved March fifteenth, eighteen hundred and sixty-one.

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

SECT. 1. Section two of an act entitled "an act in relation to fire and marine insurance companies and actions on contracts of insurance," approved March fifteenth, eighteen hundred and sixty-one, is amended so as to read as follows :

Sec. 10, act of March 15, 1861, amended.

SECT. 2. An agent authorized by an insurance company, whose name shall be borne on the policy, shall be deemed the agent of said company in all matters of insurance ; any notice required to be given to said company or any of its officers, by the insured, may be given to such agent ; any application for insurance, or valuation, or description of the property, or of the interest of the insured therein, if drawn by said agent, shall be conclusive upon the company, but not upon the insured, although signed by him ; all acts, proceedings and doings of such agent, with the insured, shall be as binding upon the company, as if done and performed by the person specially empowered or designated therefor by the contract.

Authorized agent, doings of, binding upon company.

SECT. 2. Section three of said act is amended so as to read as follows :

Section 3, amended.

SECT. 3. All statements of description or valuation, in any contract of insurance or application therefor, shall be deemed representations and not warranties. Any misrepresentation of the title or interest of the insured, unless the same is fraudulent or material, shall not prevent his recovering on the policy the amount of his

Statements of description, &c., how deemed.

Policy not invalid, &c.