

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FORTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE.

1868.

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

AUGUSTA:
OWEN & NASH, PRINTERS TO THE STATE.
1868.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1868.

Chapter 511.

An act relating to the Alfred bank.

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

SECT. 1. The corporate powers of the president, directors and company of the Alfred bank, at Alfred, are hereby continued until the twenty-eighth day of October, in the year of our Lord one thousand eight hundred and sixty-nine, for the purpose of collecting the debts due said bank, for selling and conveying its property, and for making a distribution of the proceeds thereof among its stockholders, and for no other purpose whatever.

Corporate powers extended to Oct. 28, 1869.

SECT. 2. This act shall take effect when approved.

Approved February 17, 1868.

Chapter 512.

An act to incorporate the City Mutual Fire Insurance Company of Saco, Maine.

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

SECT. 1. That Cornelius Sweetsir, James Beatty, John A. Berry, John C. Bradbury, John Gains, F. W. Guptill, Frank Foss, Alfred G. Prentiss, Stillman Gurney and William Perkins, and their associates and successors, being owners of buildings, shall be a corporation, under the name of the City Mutual Fire Insurance Company, who shall keep their office at Saco, and enjoy all the privileges and powers incident to such corporations.

Corporators.

Location.

SECT. 2. 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 such 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 twenty-five thousand dollars.

Representation.

Officers.

Restriction in issue of policies.

SECT. 3. Said corporation may insure for any term from one to five years, any house or other building in this state, and personal property, against damage arising to the same by 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 of its officers as shall by vote be designated for that purpose, shall assess such further sum or sums on each

Insurance.

Assessments.

CHAP. 512. member as may be in proportion to the sum by such member insured, at the rate of hazard originally agreed on.

Investments. SECT. 4. 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 a right at the expiration of his policy or policies to demand and receive from the corporation such share of the remaining funds, in proportion to the sum by him actually paid in, as the corporation, by its laws existing at the time of making his policy, shall determine.

Dividends.

Notice of losses. SECT. 5. Whenever any person shall sustain any loss by fire of the property so insured, he shall within sixty days next after such loss, and before any repair, or alterations are made, give notice in writing of the same to some officer of said corporation, or other

Examinations. person appointed thereby for that purpose, whose duty it shall be to view immediately where the fire happened, and inquire into the circumstances attending it, and determine in writing, by him or them subscribed, the amount, if any, of the liability of said corporation for such loss; and if the sufferer shall not acquiesce in such determination, such sufferer, within sixty days next after such

Actions. determination is made known, may 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 cost 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.

Costs.

Corporate property, by-laws, &c. SECT. 6. Said corporation shall be entitled to hold real and personal estate to any amount necessary for the purpose aforesaid, and shall have power to make such by-laws, rules and regulations as may be thought proper, not repugnant to the constitution and laws of this state.

Buildings, &c., holden to secure assessments. SECT. 7. 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 the said buildings and land therefor, which lien shall continue, notwithstanding 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 shall also be recorded in the registry of deeds of the county wherein the estate insured may lie.

Lien created by policy not affected by transfer of property. Proviso.

Liability of insured for neglect to pay deposit money and assessments. SECT. 8. If any member of said corporation, obtaining insurance subject to the lien aforesaid, or in case of his decease his legal representative shall neglect, for thirty days next after 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 the 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 redeeming 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 thereupon, deducting therefrom the rents and profits over and above repairs and taxes.

Executions.

Right of redemption.

SECT. 9. Any two of the persons herein named are authorized to call the first meeting, by advertising the same two weeks successively in the newspaper printed at Saco.

Organization.

SECT. 10. The powers granted by this act may be enlarged, restrained, or annulled, at the pleasure of the legislature.

SECT. 11. This act shall take effect when approved.

Approved February 17, 1868.

Chapter 513.

An act to incorporate the Maine Pharmaceutical Association.

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

SECT. 1. Henry T. Cummings, John G. Cook, Charles K. Partridge, Moses S. Whittier, Augustus G. Schlotterbeck, Samuel Anderson, Jr., Henry H. Hay and J. H. J. Thayer, and all such persons as are now members of an association known as the Maine Pharmaceutical Association, or shall hereafter become members of the same, are hereby constituted a body politic in law and in fact, to have continuance for twenty-five years, by the name of the Maine Pharmaceutical Association, for the purpose of cultivating, improving, and making known the principles of pharmacy, its collateral branches of science, and the best modes of preparing medicines and their compounds, and of giving instruction in the same, by public lectures or otherwise, as circumstances shall render advisable; and may hold real and personal estate to an amount not exceeding twenty thousand dollars.

Corporators.

Duration of charter.

Purpose.

Capital.

SECT. 2. The said association may establish by-laws and rules for its government and regulation, and for the preservation and application of the funds thereof, not repugnant to the constitution

By-laws, &c.