

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115-

OF THE

FORTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1870.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1870.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1870.

Chapter 145.CHAP. 145.

An act to renew the charters of certain banks.

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

SECT. 1. The charters of Eastern bank, Mercantile bank, and Veazie bank, all of Bangor, and of Lime Rock bank and North bank of Rockland, are hereby extended to the first day of October, eighteen hundred seventy-five, subject to the provisions of all the general laws upon the subject of banks and banking; *provided however*, that said banks shall not be required to pay the state tax heretofore imposed so long as they shall be compelled to pay a tax on their circulation under any act of congress.

Charters of Eastern, Mercantile, Veazie, Lime Rock and North bank, extended.

Proviso.

SECT. 2. Any bank mentioned in the preceding section may accept the provisions of this act, at any meeting of the stockholders holden previous to the first day of October next for the purpose, by a two-thirds vote cast on a stock vote; and if said provisions are accepted, the cashier shall at once inform the bank examiner and secretary of state thereof.

Bank examiner and secretary of state to be notified of the acceptance of this act.

SECT. 3. This act shall take effect when approved.

Approved March 17, 1870.

Chapter 146.

An act to amend sections one and three, chapter eleven of the revised statutes, relating to school districts.

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

SECT. 1. Section one, chapter eleven, of the revised statutes, is hereby amended, so as to read as follows :

R. S., chap. 11, sect. 1, amended.

'Sect. 1. A town at its annual meeting, or at a meeting called for that purpose, may determine the number and limits of the school districts therein, but they shall not be altered, discontinued or annexed to others except on the written recommendation of the municipal officers and superintending school committee accompanied by a statement of facts, and on conditions proper to preserve the rights and obligations of the inhabitants.'

Towns may determine the number and limits of school districts.

SECT. 2. Section three is hereby repealed and the following section substituted therefor :

R. S., chap. 11, sect. 3, repealed.

'Sect. 3. A town may abolish the school districts therein, and shall thereupon forthwith take possession of all the school houses, land, apparatus and other property owned and used for school purposes which districts might lawfully sell and convey. The property so taken shall be appraised under the direction of the

Towns may abolish the school districts therein. Proceedings thereupon.

CHAP. 147. town, and at the next annual assessment thereafter a tax shall be levied upon the whole town equal to the whole amount of said appraisal; and there shall be remitted to the tax payers of each district the said appraised value of its property thus taken, or the difference in the value of the property of the several districts may be adjusted in any other manner agreed upon by the parties in interest. Upon the abolition or discontinuance of any district its coporate powers and liabilities shall continue and remain so far as may be necessary for the enforcement of its rights and duties.'

SECT. 3. This act shall take effect when approved.

Approved March 17, 1870.

Chapter 147.

An act to amend section sixty-one, chapter eighteen of the revised statutes, relating to damages from defective highways.

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

R. S., chap. 18,
sect. 61, amended.

Section sixty-one, of chapter eighteen, of the revised statutes, is hereby so amended, as to read thus :

Recovery of
damages for inju-
ries received from
defects in ways.

'Sect. 61. If any person receive any bodily injury or suffer any damage in his property, through any defect or want of repair, or of sufficient railing in any highway, town-way, causeway or bridge, he may recover for the same, in a special action on the case, to be commenced within three years from the date of receiving such injury or suffering such damage, of the county, town or persons obliged by law to repair the same, if such county, town or person had reasonable notice of the defect or want of repair. If the life of any person be lost through any such deficiency, his executor or administrator may recover of the parties liable to keep the same in repair, in an action on the case brought for the benefit of the estate of the deceased, such sum as the jury may deem reasonable as damages, if the parties liable had reasonable notice of the deficiency which caused the loss of life; but this act shall not apply to cases now pending, and in any instance where such cause of action has already accrued an action may be commenced within six months from the time this act takes effect.'

Approved March 17, 1870.