

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1872.

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

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1872.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1872.

CHAP. 16.

Chapter 16.

An act relating to return of list of stockholders in corporations to assessors of towns and to the secretary of state.

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

R. S., chap. 46, sects. 21 and 22, relating to returns of clerks and cashiers of corporations, amended.

SECT. 1. Sections twenty-one and twenty-two of chapter forty-six of the revised statutes, are hereby amended by inserting after the word "clerks" wherever the same occurs, the words 'or treasurers.' So that the said sections as amended shall read as follows :

Cashiers of banks and clerks or treasurers of other corporations to make returns to the assessors of towns the list of stockholders residing therein.

Sect. 21. Cashiers of banks, and clerks or treasurers of other corporations, shall ascertain the residences of all stockholders in either, and no dividend shall be paid to any stockholders in either, whose residence for the time being, is not entered on the books thereof; and the cashiers of banks, and clerks or treasurers of all corporations, holding property liable to be taxed, within seven days after the first day of April annually, are to return under oath, to the assessors of a town in which any of its stockholders reside, the names of such stockholders, the amount of stock owned by them on the first day of April, and the amount of stock paid into such corporation; such returns are to be the basis of taxation on such property.

Same to make returns of list of stockholders to secretary of state.

Sect. 22. Such cashiers and clerks or treasurers, within seven days after the first day of December annually, are to make return to the secretary of state of the names of all the stockholders, their residence, the amount of stock owned by each and the whole amount of stock paid in. The secretary is to lay the same before the legislature within the first thirty days of its session.

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

Approved February 20, 1872.

Chapter 17.

An act authorizing the appointment of deputy town clerks.

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

Appointment of deputy clerk of city, town or plantation, authorized.

SECT. 1. The clerk of any city, town or plantation in this state, may appoint a citizen of said city, town or plantation his deputy, who may in the clerk's absence perform all the duties of said office, with the same effect as if done by the clerk. The appointment may be made in writing as follows :

Form of certificate of appointment.

I hereby appoint _____ to perform the duties of town clerk
in the town of _____ during my absence from the clerk's office.
Clerk of the town of _____

Said deputy shall be sworn to faithfully perform the duties of his office before he enters thereon. CHAP. 18.

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

Approved February 20, 1872.

Chapter 18.

An act to amend section eight of chapter ninety of the revised statutes, relating to actions on mortgages.

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

Section eight of chapter ninety of the revised statutes, is hereby amended by inserting in the eighth line, next after the word "judgment," the following: 'and if, after the expiration of three years from the time of the rendition of the judgment, the writ of possession has not been served or the judgment wholly satisfied, another conditional judgment may, on scire facias, sued out in the name of the mortgagee or assignee, be rendered, and a writ of possession issued as before provided.'

R. S., chap. 90, sect. 8, relating to conditional judgment in action on mortgage, amended.

Approved February 20, 1872.

Chapter 19.

An act to amend section sixty-five of chapter eighteen of the revised statutes, relating to injuries by defect in ways.

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

SECT. 1. The first clause of section sixty-five of chapter eighteen of the revised statutes is hereby amended by striking out the word "three," in the fifth line thereof, and inserting in place thereof the word 'two,' so that the same as amended shall read as follows :

R. S., chap. 18, sect. 65, relating to injuries by defects in ways, amended, by limiting the time for bringing the action to recover damages to two years.

As amended.

SECT. 65. If any person receives any bodily injury, or suffers any damage in his property through any defect or want of repair or sufficient railing in any highway, townway, causeway or bridge, he may recover the same in a special action on the case, to be commenced within two years from the date of receiving such injury or suffering such damage, of the county, town or person obliged by law to repair the same, if such county, town or person had reasonable notice of the defect or want of repair.

SECT. 2. This act shall not affect any action for the recovery of damages sustained prior to the approval thereof. Limitation.

Approved February 20, 1872.