

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1879.

Published by the Secretary of State, agreeably to Resolves of June 28,
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PUBLIC LAWS

OF THE

STATE OF MAINE.

1879.

CHAP. 164. for thirty days after the slate arrives at the port of shipment; such liens shall have precedence of all other claims, and may be enforced by attachment within the times aforesaid.'

Such liens to have precedence of all other claims. Enforcement of.

Approved March 4, 1879.

Chapter 164.

An Act to amend chapter one hundred and eighty-five of the Public Laws of eighteen hundred and seventy-seven, relating to Life Insurance.

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

Ch. 185, public laws 1877 amended.

The first section of chapter one hundred and eighty-five of the public laws of eighteen hundred and seventy-seven, relating to life insurance, as amended by chapter twenty-two of the public laws of eighteen hundred and seventy-eight, is hereby amended by adding thereto the following: 'But any such company may issue to a resident of any other state or country a policy conforming to the laws of such state or country and not subject to the provisions of this act;'

Life policies issued after April 1, 1877 forfeited for non-payment of premium after being in force three years, containing no surrender provision continued in force to a certain extent.

'SECT. 1. Every policy of life insurance issued on and after the first day of April, in the year of our Lord one thousand eight hundred and seventy-seven, by any company chartered by the authority of this state, which may be forfeited for non-payment of premiums, including all notes given for premiums or interest thereon, after it shall have been in force three full years, and which shall not contain provision for a surrender value at least equivalent to the value arising under the terms of this act, shall, nevertheless, be continued in force to an extent, and for a period of time to be determined as follows, to wit: The net value of the policy, when the premium becomes due and is not paid, shall be ascertained according to the combined experience, or actuaries' rate of mortality, with interest at four per centum per annum; after deducting from three-fourths of such net value any indebtedness to the company, or notes held by the company against the insured, which notes, if given for premiums, shall then be cancelled, what remains shall be considered as a net single premium of temporary insurance, and the term for which it will insure shall be determined according to the age of the party at the time of the lapse of the policy, and the assumptions of mortality and interest aforesaid; but if the policy be an endowment, payable at a certain time, or at death, if it should previously occur, then, if what remains, as aforesaid, shall exceed the net single premium of temporary insurance for the balance of the endowment term for the full amount of the policy, such excess shall be considered as a net single premium or simple endowment,

How net value of policy shall be ascertained.

After deducting from three-fourths of such net value any indebtedness to the company, disposition to be made of the balance.

If the policy be an endowment, proceedings.

payable only at the same time as the original endowment, and in case the life insured survives to such time; and the amount thus payable by the company shall be determined according to the age of the party at time of the lapse of the policy, and the assumptions of mortality and interest aforesaid. But any such company may issue to a resident of any other state or country a policy conforming to the laws of such state or country and not subject to the provisions of this act.'

CHAP. 165.

Such company not confined to this act in effecting insurance in other states.

Approved March 4, 1879.

Chapter 165.

An Act to amend chapter ten of the Public Laws of eighteen hundred and seventy-eight.

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

SECT. 1. Section five of chapter ten of the public laws of eighteen hundred and seventy-eight is hereby amended by inserting after the word "justices" in the third line thereof the words 'including all actions of forcible entry and detainer' and by adding to said section the following, to wit: 'and libels for divorce; and of all civil actions at law where the damages exceed one thousand dollars, except complaints for flowage, real actions and actions of trespass quare clausum.'

Sec. 5, ch. 16,
public laws
1878, amended.

SECT. 2. Section one of chapter forty-eight of the public laws of eighteen hundred and seventy-eight is hereby amended by striking out the words "twenty-five" and "twenty-seven" in the tenth line thereof, and inserting in the ninth line thereof after the word "thirteen" the word 'and;' provided that this section shall not apply to indictments now pending in the supreme judicial court.

Sec. 1, ch. 48,
public laws
1878 amended.

Not to apply to
pending indict-
ments.

Approved March 4, 1879.