

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 18, 1840, and March 16, 1842.

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AUGUSTA:  
SPRAGUE & SON, PRINTERS TO THE STATE.  
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PUBLIC LAWS  
OF THE  
STATE OF MAINE.

1889.

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## CHAP. 162

## Chapter 162.

An Act to amend Section sixty-two, Chapter seventy, of the Revised Statutes, relating to the discharge of Insolvent Debtors.

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

Sec. 62, ch. 70,  
R. S. amended.

Section sixty-two, chapter seventy, of the Revised Statutes of eighteen hundred and eighty-three, relating to the discharge of insolvent debtors, is hereby amended by adding "thereto" after the word "debtor," and before the word "if," in the forty-second line of said section, the following words, to wit: 'and any creditor of said insolvent estate who knowingly receives, directly or indirectly, from a debtor in insolvency, or from his estate, as an inducement to consent to said debtor's discharge, or to assign his claim to a third person who will so consent, a larger percentage on his debt than shall be offered and distributed to all his other creditors of the same class, shall forfeit to any other creditor of such estate first suing therefor, a sum equal to the whole amount received by him on account of said claim, including dividends legally declared, with interest from the time such sums were so received, which sum may be recovered in an action on the case, brought by the creditor discovering such overpayment, in any county in which either party to such suit resides, within one year after such discovery.' So that said section, as amended, shall remain unchanged until the word "debtor" is reached, in said forty-second line, and from and after said word "debtor", shall read as follows: 'and any creditor of said insolvent estate who knowingly receives, directly or indirectly, from a debtor in insolvency, or from his estate, as an inducement to consent to said debtor's discharge, or to assign his claim to a third person who will so consent, a larger percentage on his debt than shall be offered and distributed to other creditors of the same class, shall forfeit to any other creditor of such estate first suing therefor, a sum equal to the whole amount received by him on account of said claim, including dividends legally declared, with interest from the time such sums were so received, which sum may be recovered in an action on the case, brought by the creditor discovering such overpayment, in any county in which either party to such suit resides, within one year after such discovery. If the proceedings are by or against a co-

Penalty if any creditor fraudulently consents to discharge of debtor.

—debtor to pay expenses.

partnership, the affidavit, agreement and certificate shall be varied accordingly, and shall contain both the names of the firm and the names of the members thereof. Before such certificate is granted, the debtor shall pay all the expenses incurred during the proceedings.'

CHAP. 163

Approved February 1, 1880.

**Chapter 163.**

An Act relating to use of Corporate Seals.

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

Whenever a corporate seal is used or required on any instrument, an impression made on the paper of such instrument by the seal of the corporation, without any adhesive substance shall be deemed a valid seal.

What constitutes a valid seal.

Approved February 5, 1880.

**Chapter 164.**

An Act to change the time of holding the September term of the Supreme Judicial Court in and for Somerset County.

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

SECT. 1. The September term of the supreme judicial court within and for the county of Somerset, shall be held on the third Tuesday of September instead of the first Tuesday of September, as now required by law.

Time of holding September term of S. J. Court, in Somerset county changed.

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

Approved February 5, 1880.