

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1903.

CHAP. 107

reserve fund shall be kept constantly on hand, to secure against losses and contingencies, until it amounts to ten per cent of the deposits. All losses shall be passed to the debit of said account. And when said reserve fund amounts to ten per cent of the average amount of deposits for the six months previous to declaring a dividend, all net profits not otherwise divided, thereafter made by said banks, shall be divided every three years ratably among the depositors of one, two and three full years' standing, as extra dividends. No dividends or interest shall be declared, credited or paid, except by a vote of the board of trustees, entered upon their records, whereon shall be recorded the yeas and nays upon such vote. Trustees of savings banks and savings institutions are forbidden to make any semi-annual dividend of a rate per cent which will make the aggregate amount of said dividend greater than the actual earnings of the bank or institution, actually collected.'

—unearned dividends prohibited.

Section 2. This act shall take effect when approved.

Approved March 18, 1903.

Chapter 107.

An Act to amend Chapter one hundred and thirty-six, Public Laws of eighteen hundred and eighty-seven, relating to Unclaimed Deposits in Savings Banks.

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

Section 1. Chapter one hundred and thirty-six, public laws of eighteen hundred and eighty-seven is hereby amended by striking out all of said chapter and substituting the following:

'Section 1. The treasurer of every savings bank and institution for savings shall on or before the first day of November annually cause to be published in a newspaper in the place where the bank or institution is located, if any, otherwise in a newspaper published in the nearest place thereto, a statement containing the name, the amount standing to his credit, the last known place of residence or post office address and the fact of death, if known, of every depositor in said bank who shall not have made a deposit therein or withdrawn therefrom any part of his deposit or any part of the dividends thereon, for a period of more than twenty years next preceding; provided, however, that this act shall not apply to the deposits of persons known to the treasurer to be living. Said treasurer shall also transmit a copy of such statement to the bank examiner to be placed on file in his office for

Chapter 136, public laws of 1887, amended.

Treasurer shall publish statement.

—of name, amount of deposit, last known place of residence of depositors not depositing or withdrawing funds within 20 years.

—proviso.

public inspection. Any treasurer neglecting to comply with the provisions of this statute shall be liable to a penalty of fifty dollars.'

—penalty.

Section 2. This act shall take effect when approved.

Approved March 18, 1903.

Chapter 108.

An Act to amend Section eighty of Chapter eighteen of the Revised Statutes, relating to Injuries on Highways.

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

Section 1. Section eighty of chapter eighteen of the revised statutes, is hereby amended by inserting after the word "town" in the eighth line, the following words: 'Or any person authorized by any commissioner of such county, or any municipal officer, or road commissioner of such town, to act as a substitute for either of them.' So that said section as amended, shall read as follows:

Section 80 of chapter 18, R. S., amended.

'Section 80. Whoever receives any bodily injury, or suffers damage in his property, through any defect or want of repair or sufficient railing in any highway, town way, causeway or bridge, may recover for the same in a special action on the case, to be commenced within one year from the date of receiving such injury, or suffering damage, of the county or town obliged by law to repair the same, if the commissioners of such county, or the municipal officers, or road commissioners of such town, or any person authorized by any commissioner of such county or any municipal officer, or road commissioner of such town, to act as a substitute for either of them, had twenty-four hours actual notice of the defect or want of repair; but not exceeding two thousand dollars in case of a town; and if the sufferer had notice of the condition of such way previous to the time of the injury he cannot recover of a town unless he has previously notified one of the municipal officers of the defective condition of such way; and any person who sustains injury or damage, as aforesaid, shall within fourteen days thereafter, notify one of the county commissioners of such county, or of the municipal officers of such town, by letter or otherwise, in writing, setting forth his claim for damages and specifying the nature of his injuries and the nature and location of the defect which caused such injury.

Persons injured by defects may recover damages.

—county or towns must have 24 hours actual notice of defect.

—limitation.