

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eightieth Legislature

OF THE

STATE OF MAINE

1921

Including Acts and Resolves of the Special Session held in 1920.

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eightieth Legislature

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is hereby amended by striking out the word "two" in the second line of said section and inserting in place thereof the word 'three' so that said section, as amended, shall read as follows:

'Sec. 16. Compensation of fence viewer increased to \$3.00 a day. Each fence-viewer shall be paid by the person employing him, at the rate of three dollars a day for the time employed. If the party liable neglects to pay the same for thirty days after demand, each fence-viewer may recover double the amount in an action on the case.'

Approved March 17, 1921.

Chapter 28.

An Act to Amend Section Forty-one of Chapter Fifty-one of the Revised Statutes, Providing for the Amendment of Corporate Purposes.

Be it enacted by the People of the State of Maine, as follows:

R. S. c. 51, § 41; relating to the increase in capital stock and the change in the number of directors of corporations, amended. Section forty-one of chapter fifty-one of the revised statutes is hereby amended so that said section as amended shall read as follows:

'Sec. 41. Applies to corporations heretofore or hereafter created; increase of capital stock and change in purposes must be made at annual or special meeting and notice of proposed change must be given in call; change of purposes must be submitted to stockholders; certificates of change to be approved by attorney general; fee for filing change in purposes; provision as to change in purposes not to apply to specially chartered corporations. If the stockholders of any corporation heretofore or hereafter created by special charter and not charged with the performance of any public duty, or organized under the general laws of the state, find that the amount of its capital stock is insufficient for the purposes for which said corporation is organized, or that the number of its directors is inconvenient for the transaction of its business, or that its purposes are inadequate, the stockholders at any annual or special meeting, the call for which shall give notice of the proposed change, may, by a vote representing a majority of the stock issued, increase the amount of its capital stock to any amount, change the number of its directors, and change its purposes by altering, abridging or enlarging the same, and the corporation shall file a certificate setting forth such changes with the secretary of state, who shall duly record the same, within twenty days thereafter, and thereupon said vote shall take effect; provided that all certificates of change of purposes shall be submitted to the attorney general for examination and shall not be filed until it has been certified by him to

be properly drawn and signed and to be conformable to the constitution and laws and that he is satisfied that such changes are made in good faith and not for the purpose of avoiding payment of fees or taxes to the state. When the capital stock is increased from ten thousand dollars or less to not exceeding five hundred thousand dollars, the corporation shall pay to the treasurer of state for the use of the state the sum of forty dollars. When the capital stock is increased to any amount exceeding five hundred thousand dollars, it shall pay to the treasurer of state for the use of the state the sum of ten dollars for each one hundred thousand dollars of such increase. For every change of purposes the corporation shall pay to the treasurer of state for the use of the state the sum of twenty dollars. The treasurer's receipt for the foregoing fees shall be filed with the secretary of state before he shall be authorized to receive any certificate of change of purposes or increase of capital stock. The provisions of this section with reference to change of corporate purposes shall not apply to specially chartered corporations.'

Approved March 17, 1921.

Chapter 29.

An Act to Amend Section Eighteen of Chapter One Hundred and Thirty of the Revised Statutes, Relating to the disposal of fines Imposed thereunder and Personal Property Used for Prizes in Lotteries or Devices of Chance, and the Procedure of Punishment.

Be it enacted by the People of the State of Maine, as follows:

R. S. c. 130, § 18; relating to lotteries and other schemes of chance, amended. Section eighteen of chapter one hundred and thirty is hereby amended by striking out all the words between the word "complaint" in the eighteenth line and the word "further" in the twenty-first line, and inserting instead thereof the words 'or indictment to the use of the county, and he may' and by inserting after the word "twenty-seven" the words 'excepting that all personal property used for prizes in any such lottery or device of chance shall be ordered forfeited and turned over to an officer to be sold by him and the proceeds paid into the treasury of the county where seized,' so that said section, as amended, shall read as follows:

'Sec. 18. Money collected in fines to be turned over to the county instead of half to prosecutor and half to town; personal property used for prizes shall be turned over to an officer who shall instead of destroying it sell it and pay proceeds into county treasury. Every lottery, policy, policy lottery, policy shop, scheme or device of chance, of whatever name or description, whether at fairs or public gatherings, or elsewhere, and whether in the interests of churches, benevolent objects or otherwise, is prohibited; and whoever is concerned therein, directly or