

# MAINE STATE LEGISLATURE

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# PRIVATE ACTS

OF THE

# STATE OF MAINE,

PASSED BY THE

THIRD LEGISLATURE,

AT THE SESSION, HELD IN JANUARY, 1823.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

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PORTLAND:

BY TODD AND SMITH.....PRINTERS TO THE STATE.

1823.

SECT. 4. *Be it further enacted*, That if any person or persons shall wilfully destroy or injure said Canal, or any part thereof, to the damage of the proprietors thereof, he or they shall pay treble damages for such trespass, to be sued for and recovered, in any Court proper to try the same. Penalty for injuring Canal.

SECT. 5. *Be it further enacted*, That Samuel Thompson be, and he hereby is authorized, to call the first meeting of the corporation, at such time and place as he shall direct, by notifying each proprietor of the time and place of meeting. First meeting.

SECT. 6. *Be it further enacted*, That the powers granted by this act, may be enlarged, restrained, or repealed, at the pleasure of the Legislature. Powers may be controlled by the Legislature.

[*This Act passed January 21, 1823.*]

## CHAPTER CLIX.

AN ACT to establish a Ministerial and School Fund in the town of Madison.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That David Rowell, John Neal, Jedediah Hayden, Nathaniel Blackwell, Jonathan Russell, Benjamin Weston, Goff Moore, and their successors, be, and they hereby are, incorporated into a body politic, by the name of the trustees of the ministerial and school funds in the town of Madison; with power to sue and be sued; to have a common seal and to change the same at pleasure; to make any by-laws for the management of their affairs, not repugnant to the laws of the State; and to sell and convey all the ministerial and school lands belonging to the town of Madison; and any deed thereof, duly executed and acknowledged by the Treasurer of said corporation, by the direction of the trustees, shall be good and effectual in law to pass the same to the purchaser; and the money arising from such sale, as soon as may be, shall be put at interest by said trustees, and secured by mortgage of real estate or by bond, or note with two or more sufficient sureties, or invested in public funded securities. Persons incorporated. Powers to sell ministerial and school lands, and place proceeds at interest.

Number of Trustees.

SECT. 2. *Be it further enacted,* That the number of trustees shall not be less than five, nor more than seven, any five of whom shall constitute a quorum for doing business; and they shall at their annual meeting, which shall be holden on the day succeeding the annual meeting for the election of town officers in said town, elect by ballot, a President, Clerk and Treasurer; the Clerk shall be sworn to the faithful performance of his duty, and the Treasurer shall give bond to the corporation in double the amount of their funds, with sufficient sureties for the faithful discharge of his trust; and said town of Madison may at any such annual town meeting, remove all or either of said Trustees or their successors; and shall at said annual meeting fill all vacancies in said board of Trustees by written ballots.

Officers to be chosen by Trustees.

Trustees may be removed.

Trustees to exhibit annually, statement of their accounts and doings to the town.

Interest of funds how to be applied.

SECT. 3. *Be it further enacted,* That said Trustees shall keep separate accounts of the receipts and expenditures of the funds accruing from the ministerial lands, and of the funds accruing from the school lands, which accounts shall be annually exhibited to the town; at the annual meeting for the choice of town officers; the interest of the ministerial fund shall be appropriated for the support of the gospel ministry in said town, in such manner as the town at the annual meeting shall direct, and as by law, the fee, use, improvement and income of said ministerial lands, have been and now are vested and appropriated; the interest of the school fund shall be appropriated for the support of the public free schools in said town, in the same manner as money raised by law for that purpose. And it shall not be in the power of said town or Trustees to alienate said funds or alter the appropriation of the same or either of them.

Trustees may take and hold estate.

SECT. 4. *Be it further enacted,* That said Trustees and their successors, be, and they hereby are authorized to take, hold and possess any estate, personal or real, by gift, grant, or devise, for the use of the gospel ministry in said town, the yearly income whereof shall not exceed one thousand dollars; and may take, hold and possess any estate, personal or real, by gift,

grant or devise, for the use of the public free schools in said town, the annual income of which shall not exceed the sum of fifteen hundred dollars; and shall appropriate the same agreeably to the intention of the donors, grantors, or devisors, respectively.

SECT. 5. *Be it further enacted*, That the said Trustees shall be responsible to the town of Madison, for the faithful discharge of their duty, and liable to pay all damages occasioned by their misconduct or negligence; to be recovered by said town by action of the case in any Court of competent jurisdiction to try the same; and the debt or damage, so recovered, shall be added to the said funds respectively. Trustees responsible to town

SECT. 6. *Be it further enacted*, That the powers granted by this act, may be enlarged, restrained or repealed, at the pleasure of the Legislature. Powers granted may be controlled.

SECT. 7. *Be it further enacted*, That David Rowell, be, and he hereby is authorized to call the first meeting of the corporation, at such time and place as he may direct, by notifying each Trustee of the time and place of meeting. First meeting.

[*This Act passed January 21, 1823.*]

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## CHAPTER CLX.

AN ACT to establish a ministerial and school Fund in the town of Weld.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That La Fayette Perkins, Abel Holt, Seth Ela, Samuel Gordon, David Sanborn and their successors, be, and they are hereby incorporated into a body politic, by the name of the Trustees of the Ministerial and School Funds in the town of Weld; with power to sue and be sued; to have a common seal and to change the same; to make any by-laws for the management of their affairs, not repugnant to the laws of this State; and the said Trustees are hereby authorized and empowered to divide and set off the lands, granted to the first settled minister in said town, in equal parts, taking into consideration quantity and quality, to the

Trustees' names, powers, &c.

To divide ministerial and school lands.