

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## THIRTY-EIGHTH LEGISLATURE

OF THE

## STATE OF MAINE.

1859.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February  
26, 1840, and March 16, 1842.  
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**AUGUSTA:**  
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1859.

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RESOLVES

OF THE

STATE OF MAINE.

1859.

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## Chapter 231.

## CHAP. 231.

Resolves providing for the collection of securities in the land office due the state.

*Resolved*, That payment of one-third part of the principal and interest due the state on all the notes given for any tract of land is hereby required to be made on or before the first day of September, eighteen hundred sixty; one other third part on the first day of September, eighteen hundred sixty-one; and the remaining balance upon such notes on or before the first day of September, eighteen hundred sixty-two. If any such payments shall fail to be made in the manner and at the times aforesaid, all the tracts, townships or parcels of land for which the aforesaid notes so unpaid were given, shall be and the same are hereby declared forfeited to the state without any further time for reclaiming the same, together with all the payments made thereon.

Land office, securities in, providing for the collection of.

— if not paid at certain time,

— land to be forfeited.

*And provided further*, That if any timber shall be cut from any township or tract of land for which any of the aforescribed notes were given, the stumpage on the same shall be fully paid, and the amount endorsed on the notes given for the township or tract from which it was so taken; and if the stumpage is not so paid, then the township or tract from which said lumber was so cut shall not be saved from forfeiture, but the same shall be forfeited in the manner provided in the first resolve. The time of payment of said stumpage shall be on or before the first day of November in each year.

Stumpage, how settled.

*Resolved*, If any part owner of any tract of land or any mortgagee thereof, fails to pay his proportion of the principal and interest to be paid as by the foregoing resolve, as provided on the first days of September, eighteen hundred sixty, sixty-one and sixty-two aforesaid, any other part owner or mortgagee who on that day pays his part of such principal and interest, may on the second day of September aforesaid, pay to the land agent the sum which was required to be paid on the said first day of September by said delinquent part owner, and the part owner so paying shall be considered the purchaser of the interest in the land forfeited by such delinquent part owner, and shall have the right to complete the payments for the whole in the manner in the aforesaid resolve provided; and having so done, shall be entitled to a deed of the interest in the land forfeited by said delinquent part owners.

Land, part owner or mortgagee, how disposed of.

No payment made by any part owner shall save from forfeiture any part of the lands unless the sum so left unpaid by the delinquent part owner is paid and the land purchased in the manner before provided. If there are two or more part owners, who desire to pay their own shares of such sums and to unite in paying the shares of such delinquent part owner, they may do so, and shall be entitled

**CHAP. 232.** each to his proportion of the forfeited interest of such delinquent part owner in proportion to their several interests.

[Approved March 11, 1859.]

### Chapter 233.

Resolves in favor of the training and teaching indigent idiotic children.

Indigent idiotic children, in favor of.

*Resolved*, That there be paid out of the treasury of this state a sum not exceeding fifteen hundred dollars, for the purpose of training and teaching such indigent idiotic children of the state of Maine, as may be considered proper subjects for education by the governor and council; *provided*, a suitable arrangement can be made at any New England institution established for the education and training of such children.

*Resolved*, That the governor and council be directed through themselves or some suitable commission, to make the condition and number of the idiots of our state a matter of investigation, and report to the next legislature the expediency of forming a state institution of our own.

[Approved March 11, 1859.]

### Chapter 233.

Resolve in favor of Joseph Nicolar.

Joseph Nicolar, in favor of.

*Resolved*, That there be paid out of the treasury the sum of seventy-five dollars to Joseph Nicolar as payment for representing the Penobscot tribe of Indians at this legislature.

[Approved March 11, 1859.]

### Chapter 234.

Resolve in favor of Passamaquoddy Indians.

Passamaquoddy Indians, in favor of.

*Resolved*, That the sum of fifty dollars be paid from the state treasury to the Indian agent of the Passamaquoddy tribe, to be expended for fencing purposes on the line of the Indian lands at