

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## THIRTY-NINTH LEGISLATURE

OF THE

## STATE OF MAINE.

1860.

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Published by the Secretary of State, agreeably to Resolves of June 23, 1820, February 26,  
1840, and March 16, 1842.

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AUGUSTA:  
STEVENS & SAYWARD, PRINTERS TO THE STATE.  
1860.

# PUBLIC LAWS

OF THE

## STATE OF MAINE.

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1860.

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### Chapter 125.

An act to amend the second chapter of the revised statutes, relating to the coast survey.

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

SECTION 1. The second chapter of the revised statutes is hereby amended by striking out the eighth section thereof, and inserting instead the following, viz :

Ch. 2, sec. 8,  
R. S. repealed.

SECT. 8. The person so entering upon land, may tender to the party injured sufficient amends therefor, and if the damages finally assessed do not exceed the tender, judgment shall be rendered against the owner for costs. The costs recovered by the prevailing party shall be taxed as in case of appeal from the judgment of a justice of the peace.

Tender of  
amends.

Judgment for  
costs.

Costs, how  
taxed.

SECT. 2. This act shall take effect when approved by the governor.

[Approved January 27, 1860.]

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### Chapter 126.

An act providing for an additional session of the board of county commissioners for the county of Waldo.

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

A session of the board of county commissioners for the county of Waldo, shall be holden at Belfast, in said county, on the third

Co. commis-  
sioners, Waldo,  
additional  
session of.

CHAP. 127. Tuesday of December in each year, in addition to the sessions now provided by law.

[Approved January 27, 1860.]

## Chapter 127.

An act requiring notice of petitions for legislation.

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

Notice of petitions affecting individuals or corporations, how to be given.

—how to be published.

—last publication of.

—if insufficient.

—affecting town or county, how served and published.

—not given and proved, effect.

—service of, by what officer.  
—how proved.

Acts inconsistent repealed.

SECT. 1. Notice of any petition to be presented to the legislature for legislation affecting the rights of individuals or corporations, may be given by serving such individuals and corporations with a true copy of the petition at least fourteen days before the commencement of the next session, or by publishing such copy three weeks successively in some newspaper printed in the counties in which such individuals reside or such corporations are established; or if no newspaper be there published, then in the paper published by the printer to the state, the last publication to be at least fourteen days before the session, and if further service be deemed necessary, or if defective or insufficient, further notice may be ordered.

SECT. 2. Notice of any petition affecting the rights and interests of any town or county may be given by serving such town with a true copy of the petition at least fourteen days before the session, and to such county by publishing in the manner prescribed in the preceding section.

SECT. 3. Petitions mentioned in the preceding sections and notice not proved in the manner prescribed, shall be referred with an order of notice to the next succeeding legislature.

SECT. 4. Service of the notice may be made by any sheriff, deputy sheriff, constable or coroner, and proved by the proper return of such officer and also by acknowledgment in writing of the adverse party on the petition, or if the notice is given by publication, then by the newspapers or the affidavit of the printer.

SECT. 5. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, but the provisions of an act approved April fourth, in the year of our Lord one thousand eight hundred and fifty-nine, which shall apply to such class of petitions as are mentioned in this act, shall remain in force during this session of the legislature, but the service of notice and proof of the same may be as provided in this act.

SECT. 6. This act shall take effect from and after its approval by the governor.

[Approved January 31, 1860.]