

# 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.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1860.

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**Chapter 160.**

CHAP. 160.

An act to regulate the salaries of the officers of the county of Lincoln.

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

SECT. 1. All acts and parts of acts establishing the rate of salary for the judge of probate, register of probate, and county attorney for the county of Lincoln, are hereby repealed. Acts repealed.

SECT. 2. The salaries of the said officers of the county of Lincoln, from the time this act is approved by the governor, to the first day of January, in the year of our Lord one thousand eight hundred and sixty-one, shall be as follows: for judge of probate, four hundred dollars; for register of probate, five hundred and fifty dollars; for county attorney, three hundred dollars; and after the first day of January, eighteen hundred and sixty-one, the salaries of said officers shall be as follows: the judge of probate, two hundred and fifty dollars; the register of probate, four hundred dollars; the county attorney, two hundred dollars. Salaries of county officers.  
—after January 1, 1861.

SECT. 3. This act shall take effect and be in force from and after its approval by the governor.

[Approved March 17, 1860.]

**Chapter 161.**

An act to prevent the embezzlement of the public money.

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

SECT. 1. If a public officer or an agent, clerk or servant of a public officer embezzles, or fraudulently converts to his own use, or loans or permits any person to have or use for his own benefit, without the authority of law, any money in his possession, or under his care by virtue of his office, or employment by such officer, he shall be deemed guilty of larceny, and be punished accordingly. Fraudulent use of public money deemed larceny.

SECT. 2. Whoever knowingly receives from a public officer, or the clerk, servant or agent of a public officer, with intent to convert the same to his own use, without authority of law, any money in the possession or under the care of such public officer by virtue of his office, shall be deemed guilty of larceny, and be punished accordingly. Knowingly receiving larceny.

SECT. 3. The foregoing provisions of this act shall not apply to advances made towards the salary of any public officer, or to any other person in the employ of the state, or to whom there may be any sums due from the state, not exceeding however the amount Not to apply to advances to public officers.

CHAP. 162. due to such officer or person at the time the advances are made,  
 Not to apply to deposits in banks. nor to deposits made by any public officer in any bank.

[Approved March 17, 1860.]

### Chapter 162.

An act additional to an act approved February sixteen, in the year of our Lord one thousand eight hundred and sixty, relating to the trial of capital cases.

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

When to take effect.

SECT. 1. The act entitled an act relating to the trial of capital cases, approved the sixteenth day of February, in the year of our Lord one thousand eight hundred and sixty, takes effect upon the approval of this act.

SECT. 2. This act takes effect when approved.

[Approved March 17, 1860.]

### Chapter 163.

An act additional to chapter eleven of the revised statutes, relating to the apportionment of school money.

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

Apportionment of money raised pursuant to ch. 11, sec. 5, R. S.

SECT. 1. The assessors and superintending school committees or supervisors of towns, cities and plantations, shall have the power and may annually apportion ten per cent. of all the money required to be raised by the fifth section of said chapter eleven, among the districts in their several towns, cities and plantations, in such manner as in their judgment shall give to the smaller districts a more equal opportunity of enjoying the benefits of common school education with the larger districts.

SECT. 2. This act shall take effect and be in force from and after its approval by the governor.

[Approved March 19, 1860.]