

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115-

OF THE

FORTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1870.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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AUGUSTA:  
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1870.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.  
1870.

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**CHAP. 135.** of said section the words, 'in case of his conviction, such carcass or hide so found in his possession shall be decreed by the court forfeited to the use of the person prosecuting,' so that said section, as amended, shall read as follows :

'Sect. 14. If any person has in his possession the carcass or hide of any such animal between the first day of February and the first day of October, he shall be deemed to have hunted and killed the same contrary to law and be liable to the penalties aforesaid, but he shall not be precluded from producing proof in defence ; in case of his conviction, such carcass or hide so found in his possession shall be decreed by the court forfeited to the use of the person prosecuting.'

R. S., chap. 30, sect. 12, relating to the recovery of penalties, amended.

SECT. 3. Section twelve of said chapter, is hereby amended, by striking out the words "and deer" in the third line thereof and inserting in place thereof the words 'deer and caribou.'

Public laws of 1863, chap. 19, and public laws 1869, chap. 48, repealed.

SECT. 4. Chapter nineteen of the public laws of eighteen hundred and fifty-eight, and chapter forty-eight of the public laws of eighteen hundred and sixty-nine, are hereby repealed.

SECT. 5. This act shall take effect when approved.

Approved March 14, 1870.

## Chapter 135.

An act to amend section forty of chapter four, section eleven of chapter five, section seventy-four of chapter eighteen of the revised statutes, and chapter forty of the public laws of eighteen hundred and sixty-six, relating to elections, public lands and ways.

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

SECT. 1. So much of section forty of chapter four of the revised statutes, as precedes the word "for," in the eighth line of said section, is hereby repealed.

SECT. 2. Section eleven of chapter five of the revised statutes, is hereby amended by striking out of the second, third, and fourth lines of said section the words "or organized into plantations" and the words "or is otherwise parted with." Said section is further amended by striking out of the eleventh line thereof, the words "so incorporated or organized," and inserting instead thereof, the words, 'incorporated into a town,' so that said section as amended shall read as follows :

'Sect. 11. The land agent shall have the care of the reserved lands in all townships or tracts, until they are incorporated, and the fee becomes vested in the town. He may from time to time, sell the timber and grass thereon, or the right to cut the same, for

Part of sect. 40, chap. 4, R. S., relating to meetings of aldermen to decide upon applications of persons claiming right to vote, repealed.

R. S., chap. 5, sect. 11, relating to care of reserved lands in unincorporated townships, amended.

R. S., chap. 6, sect. 11, as amended.

cash, except the grass growing on improvements made by an actual settler, until incorporated into a town, for such sum as he thinks just and reasonable. When so sold, he shall give the purchaser a permit under his hand and seal, setting forth the terms of the contract, which shall be recorded in the office. The proprietors of the township or tract shall have the option to become purchasers thereof, at the rate per acre for which the township or tract was sold.'

SECT. 3. Section seventy-four of chapter eighteen of the revised statutes, shall be amended, so as to read as follows :

'Sect. 74. If the municipal officers of any town unreasonably neglect to cause a guide post to be erected in their town as provided by law, they shall forfeit and pay five dollars for each month's neglect, to be recovered in an action of the case by and to the use of any person suing therefor. Plantations assessed in state or county taxes and their officers are under the same obligations and subject to the same penalties in these respects as towns.'

R. S., chap. 18, sect. 74, relating to the erection of guide posts, amended.

SECT. 4. Chapter forty of the public laws of eighteen hundred and sixty-six, shall be amended, so as to read as follows : 'Towns shall erect and maintain at all crossings of highways and where one public highway enters another, substantial guide posts not less than eight feet high and have fastened to the upper end of each a board, on which shall be plainly printed, in black letters on white ground; the name of the next town on the route, and of such other place, as the municipal officers direct, with the number of miles thereto, and the figure of a hand with the forefinger pointing thereto; and for any neglect herein towns shall be subject to indictment, and fine not exceeding fifty dollars.

Public laws 1866, chap. 40, relating to guide posts, amended.

SECT. 5. This act shall take effect when approved.

Approved March 14, 1870.

### Chapter 136.

An act to amend section twenty-seven of chapter seventy-seven of the revised statutes, relating to exceptions in supreme judicial court.

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

SECT. 1. Section twenty-seven of chapter seventy-seven of the revised statutes, is hereby amended, by adding the following words : 'But such judge, if he deems such exceptions frivolous and intended for delay, may so certify upon motion of the party not excepting; and exceptions so certified to be frivolous and

R. S., chap. 77, sect. 27, relating to exceptions in civil and criminal cases, amended.