

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1872.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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PUBLIC LAWS  
OF THE  
STATE OF MAINE.  
1872.

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**CHAP. 3.**

Cities, towns and village corporations, authorized to make by-laws respecting location and protection of monuments, boundary-stones, curb-stones, stepping-stones, trees, lamp-posts and hydrants.

*Sect. 1.* Towns, cities and village corporations may make such by-laws and ordinances as they deem proper, respecting the location and protection of monuments, boundary-stones, curb-stones, stepping-stones or horse-blocks, trees, lamp-posts, posts and hydrants, and all other things placed within the limits of their roads, ways and streets, by municipal authority and for legitimate municipal purposes; and no monuments, boundary-stones, curb-stones, stepping-stones or horse-blocks, trees, lamp-posts, posts, hydrants, or other objects placed as aforesaid, which are now located, or shall hereafter be located in accordance with the requirements of such by-laws and ordinances, shall be deemed a defect in such road, way or street.

*SECT. 2.* This act shall take effect when approved.

Approved January 29, 1872.

**Chapter 3.**

An act to amend section thirty-three of chapter eleven of the revised statutes, relating to the location of school-houses.

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

*SECT. 1.* Section thirty-three of chapter eleven of the revised statutes, in the sixth line, shall be amended by striking out the word "forty" and inserting in lieu thereof the words 'one hundred,' so that the section as amended shall read as follows:

*Sect. 33.* When the location for the erection or removal of a school-house and necessary buildings has been legally designated, and the owner thereof refuses to sell or asks an unreasonable price for it, in the opinion of the municipal officers, or resides without the limits of this state and has no authorized agent or attorney within the same, they may lay out a school-house lot, not exceeding one hundred square rods, and appraise the damages, as is provided for laying out town ways and appraising damages therefor; and on payment or tender of such damages, or if such owner does not reside within this state, upon depositing such damages in the treasury of such town or district for his use, the town or district designating it may take such, to be held and used for the purposes aforesaid; and when such school-house as is required of the town or district has ceased to be thereon for two years, it shall revert to the owner, his heirs or assigns. And any incorporated city may take real estate for the enlargement or extension of any location designated for the erection or removal of a school-house and necessary buildings, and for necessary play grounds as herein

R. S., chap. 11, sect. 33, relating to the location of school-houses, amended.

Lot may be taken for erection of school-house, without consent of owner, when sale is unreasonably refused.

provided, but no real estate shall be so taken within thirty feet of a dwelling-house.

SECT. 2. This act shall take effect when approved.

Approved January 29, 1872.

CHAP. 4.

### Chapter 4.

An act to amend section thirty-eight of chapter forty of the revised statutes, relating to the yearly close-time on landlocked salmon, trout and togue.

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

That section thirty-eight of chapter forty of the revised statutes be amended by striking out the words "and January," in the third line of section thirty-eight, and insert the word 'and' after the word "November," in the second line of said section, so the section shall read as follows :

R. S., chap. 40, sect. 38, relating to close-time for landlocked salmon, trout and togue, amended.

SECT. 38. There shall be a yearly close-time of landlocked salmon, trout and togue during the months of October, November and December, during which none of the fish mentioned above shall be taken or killed in any manner, under a penalty of not more than thirty nor less than ten dollars, and a further fine of one dollar for each fish so taken or killed; but this section shall not apply to the taking of blueback trout in Franklin and Oxford counties nor to any person taking fish on his own premises for the purpose of cultivation.

As amended.

Approved January 29, 1872.

### Chapter 5.

An act to continue in force chapter one hundred and seventy-nine, public laws eighteen hundred and seventy-one, entitled "an act authorizing pensions for disabled soldiers and seamen."

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

SECT. 1. The provisions of chapter one hundred and seventy-nine, public laws eighteen hundred and seventy-one, are hereby continued in force for one year from the thirty-first day of December, one thousand eight hundred and seventy-one.

Chap. 179, public laws 1871, granting pensions to disabled soldiers and seamen, continued in force.

SECT. 2. No officer of any city or town shall be entitled to any fees or compensation from the state for services performed under this act or in carrying into effect its provisions.

City or town officers not entitled to fees for services under this act.

SECT. 3. This act shall take effect when approved.

Approved February 5, 1872.