

MAINE STATE LEGISLATURE

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THE
REVISED STATUTES

OF THE
STATE OF MAINE,

PASSED OCTOBER 22, 1840;

TO WHICH ARE PREFIXED

THE CONSTITUTIONS

OF THE

United States and of the State of Maine,

AND TO WHICH ARE SUBJOINED THE OTHER

PUBLIC LAWS OF 1840 AND 1841,

WITH AN

APPENDIX.

PRINTED AND PUBLISHED IN COMPLIANCE WITH A RESOLVE OF OCTOBER 22, 1840.

Augusta:

PUBLISHED BY WILLIAM R. SMITH & Co., PRINTERS TO THE STATE.

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1841.

TITLE FOURTH.

Regulations connected with trade.

- CHAPTER 43. Of principal, factors and agents.
44. Of notaries public.
 45. Of limited partnerships.
 46. Of sales of property by licensed auctioneers.
 47. Of pilotage, ship owners and charterers.
 48. Of boats and lighters, and protection of harbors.
 49. Of wrecks and shipwrecked goods.
 50. Of the inspection of beef and pork.
 51. Of lime and lime casks.
 52. Of pot and pearl ashes.
 53. Of inspection of butter and lard.
 54. Of inspection of fish.
 55. Of manufacture of nails.
 56. Of tobacco and onions.
 57. Of exportation of flax seed.
 58. Of hops for exportation.
 59. Of packing clams.
 60. Of fire wood, bark and coal.
 61. Of fisheries.
 62. Of proof of fire arms.
 63. Of packing and selling paper.
 64. Of fraud in pressing hay.
 65. Of sole leather, boots and shoes.
 66. Of the survey and inspection of shingles, clapboards, hoops and staves, boards and other lumber, and the admeasurement of logs.
 67. Of timber upon rivers and streams, and on adjacent lands.
 68. Of the culture of silk.
 69. Of usury.
 70. Of standard weight of potatoes.
 71. Of measurers of salt and grain.
 72. Of the standard weight of ruta бага, sugar beet and mangel wurzel, and rye and indian meal.
 73. Of weights and measures.
 74. Of the prevention of fraud in the sale of oils.
 75. Of hawkers and pedlers.

CHAPTER 43.

OF PRINCIPAL, FACTORS AND AGENTS.

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| <p>SECT. 1. Who shall be deemed owner of goods shipped, as to the consignee.</p> <p>2. How far a factor, or agent, may be considered owner.</p> <p>3. Not to extend to antecedent demands against the agent.</p> | <p>SECT. 4. Rights of the true owner in such cases.</p> <p>5. Exception, as to common carriers and warehouse keepers.</p> |
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SECTION 1. Every person, in whose name any merchandize shall be shipped, shall be deemed the true owner thereof, so far as to entitle the consignee of such merchandize to a lien thereon, for any moneys advanced or negotiable security given, by such consignee, to and for the use of the person, in whose name such ship-

Who shall be deemed owner of goods shipped, as to the consignee. 1834, 117, § 1.

CHAP. 43.

How far a factor, or agent, may be considered owner. 1834, 117, § 2.

Not to extend to antecedent demands against the agent. 1834, 117, § 3.

Rights of the true owner in such cases. 1834, 117, § 4.

Exception, as to common carriers and warehouse keepers. 1834, 117, § 5.

ment shall have been made, and for any money or negotiable security received by the person, in whose name the shipment shall have been made, to and for the use of any such consignee.

SECT. 2. Every factor or agent, entrusted with the possession of any bill of lading, custom house permit, or ware house keeper's receipt, for the delivery of any such merchandize, and every such factor or agent, not having the documentary evidence of title, who shall be entrusted with the possession of any merchandize for the purpose of sale, or as a security for any advances to be made, or obtained, thereon, shall be deemed to be the true owner thereof, so far as to give validity to any contract, made by such agent with any other person, for the sale or disposition of the whole, or any part of such merchandize, any money advanced, or negotiable instrument, or any other obligation in writing, given by such person upon the faith thereof.

SECT. 3. Every person, who shall accept, or take, such merchandize in deposit from such agent, as security for any antecedent debt or demand, shall not acquire thereby, or enforce, any right or interest in, or to, such merchandize or document, other than was possessed, or might have been enforced by such agent, at the time of such deposit.

SECT. 4. Nothing in the preceding sections of this chapter shall be construed to prevent the true owner of any merchandize, so deposited, from demanding and receiving the same, upon repayment of the money advanced, or on restoration of the security given, on the deposit of such merchandize, and upon satisfying such lien, as may exist thereon in favor of the agent, who may have deposited the same; nor from recovering any balance remaining in the hands of the person, with whom such merchandize shall have been deposited, as the produce of the sale thereof, after satisfying the amount justly due to such person by reason of such deposit, and also after having satisfied all just expenses, arising on such merchandize.

SECT. 5. Nothing in this chapter shall authorize a common carrier, ware house keeper, or other person, to whom merchandize or other property may be committed for transportation or storage, to sell or hypothecate the same.

CHAPTER 44.**OF NOTARIES PUBLIC.**

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| <p>SECT. 1, 2. Of the tenure of office, and oath.</p> <p>3. Seal.</p> <p>4, 5. Notary's general duty, as to protests.</p> <p>6. Of the notary's records.</p> <p>7. When he vacates his office, records to be deposited with the clerk of the judicial courts.</p> <p>8. In case of his death, executor to deposit them.</p> | <p>SECT. 9. Penalty for destroying, defacing, or concealing such records.</p> <p>10. Duties of clerks, relating thereto.</p> <p>11. Forfeitures appropriated.</p> <p>12. How far certificate of protest, evidence.</p> <p>13. Of days of grace on bills, notes, &c.</p> <p>14. Proviso relating to the fourth of July. Notary's fees.</p> |
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