

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.

.....
1841.

SECT. 14. If any inspector or deputy shall be guilty of fraud, in inspecting hops, contrary to this chapter, or put his marks on any bale or *packet*, not inspected by him, and found merchantable, he shall forfeit and pay twenty dollars for each bale or *packet*.

CHAP. 58.
For frauds by inspector. 1821, 152, § 10.

SECT. 15. If any person shall mix hops, not inspected, with those which have been inspected, contrary to this chapter, he shall forfeit and pay twenty dollars for each offence.

For fraudulent intermixtures. 1821, 152, § 11.

SECT. 16. All said penalties, when recovered, shall be, one half to the prosecutor, and the other half to the town, where the offence was committed.

How appropriated. 1821, 152, § 12.

SECT. 17. The several inspectors shall, annually, in the month of May, make return, to the secretary of state, of the whole number of bales or *packets*, marked by him, of the different qualities, and the weight of each quality, making up his account to May first; and the deputies of each inspector shall make seasonable returns to them.

Annual returns. 1821, 152, § 14.

CHAPTER 59.

OF PACKING CLAMS.

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| SECT. 1. Of the appointment of inspectors; tenure of office. Bond. | SECT. 4. Seizure of clams, fraudulently shipped. |
| 2. How clams shall be packed and marked. | 5. Forfeiture for inspector's misconduct. |
| 3. Forfeiture for exporting or selling damaged clams. | 6. Penalties, how appropriated. |

SECTION 1. All inspectors of clams in this state, who have been appointed by the governor and council, as such, shall continue in office according to the tenure thereof; and when in any city or town, where clams are packed for exportation, a vacancy shall happen, another person skilled in the quality of the same, shall be appointed, by the governor and council, to fill the vacancy during their pleasure; and he shall give bond to the treasurer of the city or town, where he resides, in the sum of two hundred dollars; for the faithful discharge of his duty.

Of the appointment of inspectors; tenure of office. 1839, 379, § 1.

Bond.

SECT. 2. All clams, packed for exportation, shall be shelled and well struck with salt, before freezing, and preserved from taint or damage, and shall be packed in barrels or half barrels; each barrel to contain two hundred pounds of clams, and thirty pounds of salt; and each half barrel shall contain one hundred pounds of clams, and fifteen pounds of salt; and such casks shall be branded by the inspector, as follows, viz: Those of the best quality and dug in the proper season, and saved free from frost or taint, *clams No. 1*; those, which remain and are free from damage, shall be marked, *clams No. 2*. He shall brand on the head of each cask, in which clams are packed or repacked, the number of pounds in such cask, the initials of his christian name, and his surname at length, the name of the city or town, for which he is appointed, and the word, **MAINE**.

How clams shall be packed and marked. 1839, 379, § 2.

CHAP. 59.

Forfeiture for exporting or selling damaged clams. 1839, 379, § 2.
Seizure of clams, fraudulently shipped. 1839, 379, § 3.

SECT. 3. If any person shall sell or export, within or from this state, any tainted or damaged clams, he shall forfeit and pay for each barrel, so sold, five dollars, and for each half barrel, two dollars and fifty cents.

SECT. 4. If shelled clams, packed in barrels or half barrels, shall be put on board any vessel or carriage, with intent to sell or export the same, unless they have been inspected and branded, according to the provisions of this chapter, such clams may be seized, by virtue of a warrant issued by a justice of the peace to any proper officer, on complaint made to him by any person; and the officer shall carry the same to the inspector nearest to the place of seizure, who shall be authorized to open, inspect, repack and brand, as aforesaid, and detain the same till all expenses of seizure, inspection and other charges shall be paid.

Forfeiture for inspector's misconduct. 1839, 379, § 4.

SECT. 5. If any inspector shall brand any cask, the contents of which he has not inspected, packed, salted and coopered, according to the provisions of this chapter, or shall permit any other person to use his brand, contrary to the provisions of this chapter, he shall forfeit and pay, for each cask so branded, five dollars.

Penalties, how appropriated. 1839, 379, § 5.

SECT. 6. All the foregoing penalties, when recovered, shall be to the use of the town, where the offence was committed, and to the person who shall sue for the same, in equal proportions.

CHAPTER 60.

OF FIRE WOOD, BARK AND COAL.

- SECT. 1.** Dimensions of a cord of wood.
- 2.** Penalty for selling before survey.
- 3.** How wood shall be corded, when brought by water.
- 4.** Penalty for removing from wharf, &c. before measured.
- 5.** Ticket of the admeasurement and name of driver, to be exhibited on demand of any sworn measurer.
- 6.** Not applicable to a person transporting fire wood, purchased for himself.

- SECT. 7.** Forfeiture for fraudulent stowage.
- 8.** How charcoal may be sold and measured.
- 9.** Size of coal baskets. To be sealed.
- 10.** Penalty for using other baskets.
- 11.** Seizure of such baskets.
- 12.** Measurer to give a ticket, under penalty.
- 13.** Penalties, how appropriated.
- 14.** How recovered.

Dimensions of a cord of wood. 1821, 160, § 1. 14 Maine, 404.

SECTION 1. All cord wood, exposed to sale, shall be four feet long, including half the scarf; and, being well and closely laid together, a cord of wood or bark shall measure eight feet in length, four feet in width, and four feet in height.

Penalty for selling before survey. 1821, 160, § 3.

SECT. 2. If any fire wood or bark, brought into any town by land, shall be sold and delivered, before it has been measured by a sworn measurer, unless otherwise agreed to by the purchaser, and a ticket signed by him and given to the driver, stating the quantity the load contains, the name of the driver, and the town in which he resides, such wood or bark shall be forfeited, and may be libeled and disposed of according to law.