

# 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.**

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

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**Augusta:**

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

.....  
1841.

CHAP. 69.

hands of an indorsee or holder, who shall have received the same, in good faith, and for a valuable consideration, and who had not, at the time of discounting such bill or note, or paying such consideration, actual notice, that the same had been given for an usurious consideration, or upon an usurious contract.

Of costs, in suits on usurious contracts. 1834, 122, § 5.

SECT. 7. In a suit brought, where more than legal interest shall be reserved or taken, the party, so reserving and taking, shall recover no costs, but shall pay costs to the defendant; provided the damages shall be reduced by the oath of any one of the defendants, where there are more than one, by reason of such usurious interest.

Action to recover excess, limited to one year. 1834, 122, § 4.

SECT. 8. The action, mentioned in the fifth section of this chapter, must be commenced within one year, next after the payment of the money or property therein mentioned, or the same will be barred.

CHAPTER 70.

OF THE STANDARD WEIGHT OF POTATOES.

SECT. 1. Standard weight of a bushel. 2. When sold, to be weighed, on request.

SECT. 3. Forfeiture, by the party refusing.

Standard weight of a bushel. 1835, 181, § 1. When sold, to be weighed, on request. 1835, 181, § 2. Forfeiture by the party refusing. 1835, 181, § 2.

SECTION 1. The standard weight of a bushel of potatoes, in good order and fit for shipping, shall be sixty four pounds.

SECT. 2. Whenever potatoes are sold, the measure shall be ascertained by weight, as aforesaid, when the vender or vendee shall so request.

SECT. 3. Any vender or vendee of potatoes, when requested, who shall refuse to conform to the foregoing provisions, shall forfeit, for each offence, five dollars for every hundred bushels, and, in the same proportion, for any greater or less quantity, to the person who shall prosecute for the same, within thirty days after the offence was committed.

CHAPTER 71.

OF MEASURERS OF SALT, CORN AND GRAIN.

SECT. 1. Appointment of measurers. Oath. Fees. Hogshhead of salt to consist of eight bushels.

2. Party may require salt, &c. to be measured.

Appointment of measurers. Oath. Fees. Hogshhead of salt to consist of eight bushels. 1829, 419. 1836, 208, § 1.

SECTION 1. Aldermen of cities, and selectmen of towns, are authorized to appoint measurers of salt, corn and grain, in their respective cities or towns, to hold their office for one year; who shall be under oath, and receive such fees of the purchaser, as the aldermen or selectmen, shall, from time to time, establish; and in

every contract, made in this state, for the sale and delivery of salt, by the hogshead, such hogshead shall consist of eight bushels.

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SECT. 2. Whenever the buyer or seller shall request, salt, corn or grain, in cities or towns, where such sworn measurers reside, shall be measured by them.

Party may require salt, &c. to be measured. 1836, 208, § 2.

## CHAPTER 72.

OF THE STANDARD WEIGHT OF RUTA BAGA, SUGAR BEETS, MANGEL WURTZEL, AND RYE AND INDIAN MEAL.

SECT. 1. Standard weight of ruta бага, sugar beet and mangel wurtzel.

SECT. 2. Of rye and indian meal.

3. Penalty, for refusing to conform.

SECTION 1. The standard weight of all ruta бага, sugar beet and mangel wurtzel, in good order and fit for market, shall be sixty four pounds for a bushel; and the measure shall so be determined, when either the vender or vendee shall request it.

SECT. 2. The standard weight of all rye and indian meal, offered for sale, shall be fifty pounds per bushel.

SECT. 3. If any vender, or vendee, shall wilfully refuse to conform to the provisions of this chapter, he shall forfeit five dollars, for every one hundred bushels; and in the same proportion, for a greater or less quantity.

Standard weight of ruta бага, sugar beet and mangel wurtzel. 1838, 309, § 1. Of rye and indian meal. 1836, 247. Penalty, for refusing to conform. 1838, 309, § 1, 2.

## CHAPTER 73.

OF WEIGHTS AND MEASURES.

SECT. 1. Of the standard of weights and measures.

2. State sealer, to cause other weights and measures to be made, conformable to the standards.

3. Also to procure suitable standard balances.

4. Description of beams, weights and measures, which are to be procured, or preserved, by the treasurer of the state.

5. Also by county treasurers.

6. County standards, to be regulated by the state standards, every ten years.

7. Forfeiture for neglect.

8, 9. Of town standards of beams, weights and measures.

10. Of the town seal.

SECT. 11. Penalty on town treasurer, for neglect.

12. Of sealer's appointment in towns, &c.

13. To be sworn. Penalty for refusal.

14. Penalty for selectmen, &c. neglecting to appoint.

15. Custody of the standards and seals.

16, 17. Duty of the sealer.

18. Penalty, for neglecting to have weights, &c. sealed.

19. Penalty for sealer's neglect.

20. Dearborn's, or Hill's steel yard, may be used.

21. Of selling by heaped measures. Penalty for selling by beams, &c. not sealed.

22. Of gross or avoirdupois weight.

SECTION 1. The standard of weights, recently furnished by the United States, and adopted by this state, shall be continued; and

Of the standards of weights and measures. 1839, 375, § 1.