

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.

CHAPTER 74.

OF PREVENTION OF FRAUD IN THE SALE OF OILS.

SECT. 1. What shall be deemed to be sold, as sperm oil. | SECT. 2. Damages for adulteration.
3. Forfeiture.

SECTION 1. All oils, sold under the names of sperm, summer, fall and winter oils, shall be deemed to be sold, as and for pure sperm oil; and the test of pure sperm oil is hereby declared, to be Southworth's Oleometer. What shall be deemed to be sold, as sperm oil. 1833, 60, § 1.

SECT. 2. All oils sold under the said names, which shall be adulterated from pure sperm oil, shall be deemed, whale oil; and the vender shall be liable to the purchaser for the difference in value, between pure sperm oil and whale oil, unless the adulteration is made known to the purchaser at the time of sale; to be recovered in an action on the case. Damages for adulteration. 1833, 60, § 2.

SECT. 3. Whoever shall sell any oil, commonly known under the names, specified in the first section, which may have been adulterated, by a mixture of whale oil, inferior oil, spirits of turpentine or other matter, without disclosing the full amount of adulteration to the purchaser, shall forfeit fifteen dollars, for every such offence, to any person, who shall sue for the same. Forfeiture. 1833, 60, § 3.

CHAPTER 75.

OF HAWKERS AND PEDLERS.

SECT. 1. Penalty for peddling goods. Articles also forfeited. | SECT. 4. County commissioners may license venders of tin ware.
2. Mode of recovery. | 5. How carriages employed shall be marked. License to be exhibited to certain officers. Penalty.
3. Certain exceptions.

SECTION 1. Every hawker, pedler or petty chapman, or other person, going from town to town on foot, or with a horse, carriage or otherwise, carrying to sell, or exposing to sale, any feathers, indigo, tin ware, books, medicines, nostrums, essences, or any other goods or merchandise, shall forfeit a sum, not exceeding fifty dollars, nor less than twenty dollars, to be recovered by complaint or indictment; and all the articles and merchandise aforesaid; one half to the town, where the offence is committed, and the other half to the prosecutor. Penalty for peddling goods. Articles also forfeited. 1821, 171, § 1. 2 Pick. 103.

SECT. 2. Any justice, on complaint made to him, may cause the arrest of the party accused, and the seizure of such goods, and detain the same until trial; and in case of conviction of the offender, the same shall be decreed forfeited to the uses aforesaid, and sold in the same manner, as goods seized on execution for debt. Mode of recovery. 1821, 171, § 1.

SECT. 3. Nothing in the preceding section shall prevent any person from vending any farming utensils or wooden wares, or any articles of domestic manufacture, made principally of wood, or from Certain exceptions. 1821, 171, § 1.

CHAP. 75. selling or marketing any fish, fruits, provisions, garden seeds, combs, leather shoes, or potter's earthen ware.

County commissioners may license venders of tin ware. 1821, 171, § 2.

How carriages employed shall be marked. License to be exhibited to certain officers. Penalty. 1821, 172, § 3.

SECT. 4. The county commissioners may license any person in their county, to sell tin ware, for one year from the time of application therefor, on his producing a certificate from the selectmen of the town, where he resides, that he is of good moral character; and the person, so licensed, may personally vend any such tin ware.

SECT. 5. Every person, so licensed, shall have his name printed in large letters, at least one inch wide, and also the words, *licensed by C. C.* and also the name of the county, where the license was granted, in some conspicuous place on every carriage, employed by him, for conveyance of such ware; and he shall also exhibit the certificate of his license, when required by any justice of the peace, sheriff, selectman or constable, within the limits of their respective jurisdiction; and if he shall fail in either of the foregoing particulars, he shall forfeit ten dollars to any person, who shall sue for the same.