

# 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.

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1841.

**CHAP. 81.**

dollars, to be recovered by indictment; and, if any agent, stationed as aforesaid, shall neglect to open or close said gates, for the safe passing of the engine on the rail road, or the traveler on the turnpike, high way or town way, he shall, for every such neglect, forfeit to the use of the state a sum; not exceeding fifty dollars, to be recovered as aforesaid.

Corporations liable for misconduct of their agents. 1836, 204, § 8.

**SECT. 21.** Every rail road corporation shall be liable for all damages sustained by any person, in consequence of any neglect of the provisions of the foregoing section, or of any other neglect of any of their agents, or by any mismanagement of their engines, in an action on the case, by the person sustaining such damages.

Transfer of shares. 1836, 204, § 9.

**SECT. 22.** The shares in the capital stock of any rail road corporation shall be deemed personal estate; and they may be transferred by any conveyance in writing, recorded either by the treasurer, in books to be kept in his office, or by an officer duly authorized by the directors, in books to be kept at such other place, as they may appoint within the state. When recorded in any other place, they shall, within ten days thereafter, be also recorded in the said books kept by the treasurer. No conveyance of any such shares shall be valid, against any other persons than the grantors or their representatives, unless so recorded.

Same subject. 1836, 204, § 9.

**SECT. 23.** On making any such transfer, the certificates of the shares transferred shall be given up and canceled, and new certificates shall be issued to the purchasers, unless some attachment of such shares shall have been made previous to such transfer; in which case, the issuing of said certificates shall be suspended, until said attachments shall be dissolved, or the shares sold by process of law.

All rail road corporations subject to this chapter, unless otherwise provided.

**SECT. 24.** All rail road companies, that have been, or shall be incorporated under the authority of this state, shall have all the powers and privileges, and be subject to all the duties, liabilities and other provisions contained in this chapter, respecting such corporations, unless inconsistent with the express provisions of their charters.

**CHAPTER 82.**

**OF AGRICULTURAL AND HORTICULTURAL SOCIETIES.**

- SECT. 1.** Annual payment from the state, to agricultural societies.
2. Limitation of amount.
  3. Condition of such payment.
  4. Premiums to be offered by such societies.

- SECT. 5.** Application of moneys, and annual account.
- 6, 7. Requisites, on applications for premiums.
  8. Annual statement by the secretary of state.
  9. Legislative rights reserved.

Annual payment from the state to agricultural societies. 1832, 24, § 1.

**SECTION 1.** The treasurer of the state is hereby authorized and directed to pay to the treasurer of any agricultural society, or any agricultural or horticultural society, whenever any such treasurer

shall apply for the same, a sum equal to that, which said society may have raised and actually received, by subscription or otherwise, within the next preceding year; all of which sums shall be appropriated to the purposes, specified in the charter of said society.

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SECT. 2. If there be three such societies in a county, the payment from the state treasury shall not exceed one hundred dollars to each of them; if two, and only two, one hundred and fifty dollars, to each of them; and, if there be only one such society, the payment thereto shall not exceed three hundred dollars.

Limitation of amount.  
1832, 24, § 1.

SECT. 3. None of the aforesaid payments shall be made, till the treasurer of such society shall file, with the state treasurer, a certificate on oath, therein specifying the amount raised and actually paid in, to said society.

Condition of such payment.  
1832, 24, § 1.

SECT. 4. Every society, availing itself of the benefit of this chapter, shall, at their discretion, annually and publicly, offer premiums for introducing or improving any breed of useful cattle or animals, or any tools or implements of husbandry or manufacture; introducing, raising or preserving any valuable trees, shrubs or plants; or, in any way, encouraging or advancing any of the branches or departments of agriculture, horticulture or manufactures: and no such society by their by laws shall confine such premiums to their own members, but shall bestow them on any person residing within the limits of such society, who shall produce the best specimens.

Premiums to be offered by such societies.  
1832, 24, § 2.

SECT. 5. Such society shall be held to apply to some or all of the purposes, mentioned in the preceding section, a sum, in each year, equal at least to that received from the state; and shall, annually in the month of January, transmit to the secretary of state an official statement of its expenditures, expressing the object for which premiums have been awarded, and to whom paid, accompanied by such general observations as may be deemed useful.

Application of moneys, and annual account.  
1832, 24, § 2.  
1833, 71.

SECT. 6. Any person to whom a premium shall be awarded, for raising the greatest crop on any given quantity of land, of at least one acre, if the crop be of corn or grain, shall, before receiving the premium, deliver to the society a statement in writing, specifying the kind and quantity of dressing put upon the land, the course pursued in cultivating the same, and the kind of soil cultivated, with such other circumstances as may be considered useful.

Requisites, on applications for premiums.  
1832, 24, § 3.

SECT. 7. If the premium be awarded for introducing or improving the breed of any cattle, horses or other animals, he shall, before receiving the same, make a similar statement of the breed or stock, and of the advantages thereof for labor, the dairy or fattening or any other purpose, together with the mode and expense of rearing or treating the same, as compared with the usual methods, and any other useful remarks.

Same subject.  
1832, 24, § 3.

SECT. 8. The secretary of state shall, annually on or before the first day of February, lay said official statements before the legislature, to be submitted to a committee on agriculture, who may publish extracts therefrom, and such essays, relative to the subject, as they may think adapted to the advancement of agriculture and horticulture; and the legislature may cause a suitable number of copies to be distributed.

Annual statement of the secretary of state.  
1832, 24, § 4.

SECT. 9. The powers and privileges, granted by this chapter,

Legislative rights reserved.  
1832, 24, § 5.

CHAP. 82. may be enlarged, restricted, or annulled, at the pleasure of the legislature.

## CHAPTER 83.

### OF AQUEDUCTS.

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| <p>SECT. 1. Meetings of proprietors of aqueducts for incorporation, how called.</p> <p>2. Declared a corporation.</p> <p>3. Mode of calling meetings, and clerk.</p> <p>4. Registry of shares and transfers.</p> <p>5. Directors, and other officers.</p> <p>6. Assessments, and collection thereof.</p> <p>7. Penalties, for breach of by laws.</p> <p>8. Manner of voting.</p> <p>9. Transfer or attachment of shares.</p> | <p>SECT. 10. Corporation may hold real estate.</p> <p>11. May dig up highways or streets, by permission.</p> <p>12. Penalty, for injuring an aqueduct.</p> <p>13. Towns may draw water in case of fires.</p> <p>14. Continuance of certain corporate powers, after dissolution.</p> <p>15. Liability of corporators in such case.</p> <p>16. Title to corporate property after dissolution.</p> |
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Meetings of proprietors of aqueducts for incorporation, how called. 1821, 140, § 1.

SECTION 1. Any persons, associated by agreement in writing, as proprietors, of an aqueduct for the purpose of conveying fresh water into or within any town, or, of any funds for establishing such aqueduct, may apply in writing to some justice of the peace, for the county in which the said aqueduct or any portion thereof may be situated, or is proposed to be made; stating, in such written application, the name and style of their association, and the objects of their proposed meeting; and requesting such justice to issue his warrant to some one of the persons applying, directing him to call such meeting; and such justice may thereupon issue his warrant accordingly, stating therein the time, place and object of such meeting; and the proprietor, to whom the warrant is directed, shall notify such meeting by posting up the substance of the said warrant, with his notice annexed thereto, seven days at least before the said meeting, in some public place in every town, in which the said aqueduct, or any portion thereof, may be, or is proposed to be made.

Declared a corporation. 1821, 140, § 2.

SECT. 2. The proprietors aforesaid, duly assembled in pursuance of such warrant, and their successors, shall be a corporation by the name and style, mentioned in their application.

Mode of calling meetings, and clerk. 1821, 140, § 3.

SECT. 3. The said proprietors may, at any legal meeting, agree upon the method of calling future meetings of the corporation; and they may choose a clerk, who shall be duly sworn, and shall fairly and truly record, in books to be provided and kept by him for that purpose, all by laws, votes and other proceedings of such corporation, which books shall, at all times, be subject to the inspection of any person, appointed for that purpose by the legislature.

Registry of shares and transfers. 1821, 140, § 8.

SECT. 4. At or immediately after the first meeting, the clerk shall enter, in the books aforesaid, the names of the several proprietors, and the shares owned by each of them; and when any share shall afterwards be transferred, the transfer shall be entered by said