

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.

tion, shall take effect and be in force from and after the thirty first day of July, in the year one thousand eight hundred and forty one; and the provisions of the third section of this act shall take effect and be in force from and after the first day of January, in the year one thousand eight hundred and forty two.

act shall take effect.

IN THE HOUSE OF REPRESENTATIVES, April 14, 1841.

This bill, having had three several readings, passed to be enacted.

JOSIAH S. LITTLE, *Speaker*.

IN SENATE, April 15, 1841.

This bill, having had two several readings, passed to be enacted.

R. H. VOSE, *President*.

April 16, 1841. Approved.

EDWARD KENT.

PUBLIC LAW

Passed at the Extra Session, 1840.

AN ACT IN RELATION TO ELECTIONS. [CHAP. 89.]

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the qualified electors of unincorporated places may organize themselves into plantations, for the purpose of elections, in the following manner:—Any three or more of the inhabitants of any unincorporated place may apply, in writing, to one or more county commissioners of the county in which such place is situated, whose duty it shall be to issue his warrant to one of said applicants, directing him to notify and warn a meeting of the electors of said place, within such limits as shall be described in such warrant, at some specified central place, by posting up notice thereof and of its object, in two or more public places in said unincorporated place, seven days before the day of said meeting. And at the time and place appointed, a moderator shall be chosen by ballot, whose duty it shall be to preside at said meeting. And three assessors and a clerk shall also be chosen by ballot at the same time, who shall be sworn by the moderator or a justice of the peace. And the limits of all plantations, so organized, shall be described by said assessors, so chosen, and forwarded to the secretary of state, and by him recorded.

Application and mode of organization.

Officers to be chosen at the first meeting.

Limits of plantation to be described and forwarded to the secretary of state.

SECT. 2. *Be it further enacted,* That said assessors shall make out an alphabetical list of all such inhabitants of said place, as shall appear to be qualified electors by the constitution of this state, or of the United States, and post said list in two or more public places in said unincorporated place, seven days at least next before the day of the election. They shall call a meeting of the inhabitants aforesaid, at some convenient and central place to be designated in the warrant therefor, by posting up notice thereof seven days before the day of election, which election shall be on the same day it is

List of voters to be posted up seven days before the election.

Mode and time of calling the meeting.

Assessors to be in session to receive evidence of qualification of voters.

Duty of assessors and clerk.

Clerk to make a copy of the list of votes and names of voters, &c.

Annual meeting to be holden in March or April.

Liabilities for neglect or misconduct.

in the class or county of which said place may be a part. And it shall be the duty of said assessors to be present, at some convenient place to be stated in the warrant calling the meeting, on the day of election, as long before the hour of meeting as they shall deem necessary, to receive evidence of the qualifications of electors, and to amend their list accordingly.

SECT. 3. *Be it further enacted,* That said assessors shall preside impartially at said meeting and receive the votes of all qualified electors present, sort, count and declare them in open plantation meeting, and in the presence of the plantation clerk, who shall form a list of persons voted for, with the number of votes for each person against his name, [and] shall make a fair record thereof in the presence of the assessors, and in open plantation meeting. And the clerk shall make out fair copies of the list of votes, and names of voters, to be attested by the assessors and the clerk, and be sealed up in open plantation meeting, and cause the same to be delivered, within the time required by the constitution, to the respective authorities, whose duty it may be to receive the same. And votes, so thrown, shall be received and allowed for electors of president and vice president, for representative to congress, for governor, senators, representatives to state legislature, and county officers, in the same manner as votes thrown in any town in said class or county.

SECT. 4. *Be it further enacted,* That the organization, as aforesaid, of any plantation, for the purpose aforesaid, shall continue, the assessors and clerk afterwards be chosen, and the meetings be called and held annually in March or April, in the same manner in all other respects, as in towns. And said officers of said plantation shall be liable to all the penalties for official neglect or misconduct, respectively, that selectmen and clerks of towns are; by law; and the voters of said place shall be liable to the same penalties, that the voters of towns are in like circumstances.

SECT. 5. *Be it further enacted,* That this act shall take effect from and after its approval by the governor.

[APPROVED OCTOBER 2, 1840.]

PUBLIC LAWS

Passed in the year 1841.

AN ACT IN RELATION TO ORNAMENTAL TREES. [CHAP. 107.]

Towns may authorize part of their highway tax, not exceeding five per cent. to be expended for ornamental trees.

Be it enacted by the Senate and House of Representatives in Legislature assembled, That the surveyors of highways are hereby authorized, under the direction of the selectmen, mayor and aldermen of their respective towns and cities, to expend an amount, not exceeding five per cent. of the tax committed to said surveyors for