

# MAINE STATE LEGISLATURE

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THE  
REVISED STATUTES

OF THE

STATE OF MAINE,

PASSED APRIL 17, 1857;

TO WHICH ARE PREFIXED

THE CONSTITUTIONS

OF THE

UNITED STATES AND OF THE STATE OF MAINE:

WITH AN

APPENDIX.

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PUBLISHED BY AUTHORITY OF THE LEGISLATURE.

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BANGOR:  
WHEELER & LYNDE.

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1857.

**CHAP. 57.**

or paid; and if any delinquent owner dies, or alienates his interest in the premises, the advancing owners shall have a continuing lien thereon for the reimbursement of the advancements; but no special contract, made by the owners, respecting the building or repairing such mill or dam, shall be hereby affected.

Proceedings if  
a part owner  
be a minor, &c.  
R. S., c. 86, § 6.

**SEC. 4.** Where any part of such mill or dam, at the time of meeting and notice, is held and possessed by minors, married women, tenants by courtesy, in tail for life or years, or by mortgager or mortgagee, the guardians of such minors, husband of such married woman in her right, such tenant, mortgager or mortgagee shall be deemed, for the purposes of this act, the proprietors thereof, and shall be notified, vote, and contribute accordingly; and all advances made by them on account of such minors, heirs of married women, those in remainder or reversion, or the other party in the mortgage, if not paid, shall be recoverable in a special action on the case, with interest.

Owners of grist  
mills to furnish  
scales for  
weighing  
grain.  
R. S., c. 86, § 7.

**SEC. 5.** The owner of every grist mill shall keep therein, scales and weights, to weigh corn, grain, and meal, when required; and for neglecting so to do, or refusing to weigh corn, grain, or meal, when required, or for taking more than lawful toll, he shall forfeit five dollars to be recovered by action of debt with costs, before any justice of the peace for the county where the offence is committed.

Toll estab-  
lished.  
R. S., c. 86, § 8.

**SEC. 6.** The toll for grinding, cleansing, and bolting all sorts of grain shall not exceed one sixteenth part thereof.

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## CHAPTER 58.

### SOCIETY AND BOARD OF AGRICULTURE AND LOCAL AGRICULTURAL SOCIETIES.

#### BOARD OF AGRICULTURE.

- SEC. 1.** Board, of whom to consist after terms of present members and secretary expire. What societies may elect members of board. When and how members are to be elected and their tenure of office. What certificate shall be required as evidence of membership. Vacancies, how filled.
- 2.** Members of board, how to be classified.
- 3.** Board to meet annually on third Wednesday of January at Augusta. May elect secretary and prescribe his duties. Vacancy may be filled by the governor. Reports and returns to be made to secretary of board. Compensation of the secretary. Compensation of members. Proviso.
- 4.** Board, duties of; may hold in trust donations or bequests; shall submit to legislature annually, on or before the first day of January, a report of its doings, with abstract of returns of other societies. Report to be printed and distributed.
- 5.** Salaries and expenses, appropriation therefor.

#### STATE AGRICULTURAL SOCIETY.

- 6.** Officers to be elected at annual meeting. Thirteen members constitute a quorum.
- 7.** Society may hold estate, annual income not to exceed five thousand dollars.
- 8.** To receive from the state as many dollars as it raises, not exceeding one thousand annually.

- SEC. 9. Money received to be paid in premiums, and statement of such expenditures, with reports of committees, to be annually transmitted to the board by the secretary.
10. Presidents of county societies, ex officio, vice presidents of state society.
11. Persons named to act till board of trustees is chosen.

## COUNTY AND LOCAL AGRICULTURAL SOCIETIES.

12. County societies to receive from state as much as they raise, not exceeding sums specified.
13. Treasurers of county societies to file with state treasurer a certificate, on oath, of amount raised and paid in.
14. Amount received from state to be expended in premiums.
15. Competitors for premiums to fill blanks furnished by secretary of board and present same to committee on awards; committee to return same to treasurer of society with award; such return, condition of payment.
16. Treasurers of societies to place returns of awarding committees in hands of secretary within seven days, to be forwarded by him to secretary of board, annually, before third Wednesday of November, field crops to be returned before first Wednesday of December.
17. Societies to fix bounds for their exhibitions, but not include land without consent of owner nor to obstruct highway. Bounds not to be passed but in conformity with regulations.
18. Penalty for passing bounds contrary to regulations.
19. Officers may appoint persons to keep order at exhibitions, with powers of constables.

## BOARD OF AGRICULTURE.

SEC. 1. After the terms of office of the present members and secretary of the board of agriculture expire, the board shall consist of members elected and classified as follows; one member may be elected by each incorporated agricultural and horticultural society in the state, which maintains an annual exhibition, and expends not less than one hundred and fifty dollars in premiums for the encouragement of agriculture, horticulture, and the arts connected therewith. Said members shall hold their office for the term of three years from the day of the annual meeting of the board, next after their election, except as hereinafter provided, and shall be elected by ballot at the annual meetings or fairs of such societies, or at any regular meeting thereof called for such purpose; and they shall receive and produce as evidence of membership, a certificate of election, signed by the president and secretary of such society; and unless its annual exhibition was, by the advice of the board of agriculture, merged in that of the state agricultural society, they shall also produce a certificate from the treasurer of the society, signed and sworn to before a justice of the peace, that the society which he represents has actually expended during the previous year, not less than one hundred and fifty dollars, as above required; and if a vacancy occurs in the representation of any society, it may be filled by appointment by the president and secretary thereof.

Board, of whom to consist.

What societies may elect members.

When and how elected and tenure of office.

What certificate shall be evidence of membership.

1857, c. 27, § 1, 2.

SEC. 2. At the next annual meeting of the board of agriculture, the members shall be divided, as equally as may be, into three classes. The first class shall hold office one year; the second, two years; and the members of each class shall be designated by lot.

Members classified. Their term of office.

1857, c. 27, § 3.

## CHAP. 58.

Board to meet at Augusta annually.  
Secretary, his election; vacancy, how filled; reports to be made to him.  
Compensation of secretary, and members.

Proviso.  
1857, c. 27, § 4.

Board, duties of; may hold in trust donations and bequests; to make annual report to legislature; to be printed and distributed.  
1857, c. 27, § 5.

Salaries and expenses, appropriation therefor.  
1857, c. 27, § 6.

SEC. 3. The board of agriculture shall meet at the state house in Augusta, annually, on the third Wednesday of January, and may each year elect a suitable person as secretary of the board, and prescribe his duties, and in case of vacancy by death or otherwise, the governor, with advice of his council, may fill it; all reports and returns required by law to be made by said societies, shall be made to the secretary of the board; his compensation shall be eight hundred dollars a year, and such necessary traveling and incidental expenses as accrue in the discharge of his duties, and an account thereof shall be first audited and allowed by the governor and council. The compensation of the members of the board shall be the same as members of the legislature, for a term not exceeding ten days, but if a member of the board is also a member or officer of the legislature, he shall receive compensation in but one capacity.

SEC. 4. It shall be the duty of said board to investigate all such subjects relating to agriculture, horticulture, and the arts connected therewith, in this state, as they may think proper; and it may take, hold in trust, and exercise control over any donations or bequests made to it for promoting agricultural education, or the general interests of husbandry; and annually, on or before the first Wednesday of January, by its secretary, it shall submit to the legislature a detailed report of its doings, with an abstract or digest of the returns of the several agricultural and horticultural societies, and of such statistics as he is able to collect, and such recommendations and suggestions as the interest of agriculture seems to require, and cause to be printed under his direction and control, not more than ten thousand copies thereof, one thousand for the use of the legislature, and the remainder for distribution, under the direction of the board, among the people of the state.

SEC. 5. The governor and council, from time to time, shall draw their warrant on the treasurer for such sums of money as are necessary to defray the salaries and expenses herein provided for, an account of which shall be first rendered by the secretary of the board and audited by them, and a sum not exceeding one thousand, seven hundred dollars annually, is hereby appropriated to meet such expenses.

## STATE AGRICULTURAL SOCIETY.

State society, officers to be elected.  
1856, c. 224, § 2.

SEC. 6. The Maine State Agricultural Society, at its annual meeting, shall elect by ballot a president, secretary, and other necessary officers, and thirteen members shall constitute a quorum for the transaction of business.

Hold estate, annual income not to exceed \$5,000.  
1856, c. 224, § 3.

SEC. 7. Said society may take and hold property, real and personal, the annual income of which shall not exceed five thousand dollars, to be applied exclusively to the advancement of agriculture, horticulture, and the arts connected therewith; and the treasurer of said society shall give suitable bonds to the board of trustees, for the safe keeping of said property, and for the faithful discharge of his duties.

SEC. 8. There shall be paid from the treasury of state, each year, during the next five years, as many dollars as are raised by said society, by assessment or otherwise, not exceeding one thousand dollars in each year; and the governor and council, on presentation of a certificate signed by the president thereof, stating the amount of money thus raised and actually received as the property and for the benefit of said society, shall draw their warrant for a like amount.

CHAP. 58.

To receive from state as many dollars as it raises.  
1856, c. 224, § 4.

SEC. 9. The money received from the state shall be paid in premiums for the encouragement of the various departments of agriculture, horticulture, and the arts connected therewith; and a full and correct statement of such expenditures, with the several reports of the committees and the statements of the several competitors, shall be annually transmitted to the board of agriculture, through the secretary, as the county societies are required to do.

Money received, to be expended in premiums and statement made with report.  
1856, c. 224, § 5.

SEC. 10. The presidents of the county agricultural societies, who are members of the state society, shall be, ex officio, vice presidents thereof.

Presidents of county societies, vice presidents.  
1856, c. 224, § 6.

SEC. 11. A committee of five, consisting of Samuel F. Perley, Seth Scammon, Francis Purington, Daniel Lancaster and J. D. Lang, shall perform the duties of a board of trustees of said society, until a board of trustees is chosen in conformity with the constitution of said society.

Persons to act till trustees chosen.  
1856, c. 224, § 7.

#### COUNTY AND LOCAL AGRICULTURAL SOCIETIES.

SEC. 12. The treasurer of state is hereby authorized and directed to pay to the treasurer of any agricultural society, when he applies for the same in conformity with the conditions hereinafter specified, a sum equal to that raised and actually received by any such society within the next preceding year, and not exceeding in cases where there are three such societies in a county, one hundred and fifty dollars to each of them; where there are two, and only two, two hundred dollars to each of them, and where there is only one such society in a county, three hundred dollars; in case a society is made up of parts of two counties, one hundred and fifty dollars.

County societies to receive from state as much as they raise, not exceeding sum named.  
1856, c. 236, § 1.

SEC. 13. None of the aforesaid payments shall be made until the treasurer of such society files with the state treasurer a certificate, on oath, therein specifying the amount raised and actually paid in to said society, and also a certificate from the secretary of the board of agriculture, that said society has complied with all the requirements of section sixteen of this chapter.

Treasurer of county society to file certificate on oath.  
1856, c. 236, § 2.

SEC. 14. Every agricultural society, which receives the said allowance from the state treasury, shall award annually by way of premiums, or apply otherwise, at their discretion, for the encouragement or improvement of agriculture or manufactures, a sum not less than the amount annually received from the state.

To expend money in premiums.  
1856, c. 236, § 3.

SEC. 15. It shall be the duty of every agricultural society, applying for the bounty of the state, to require of all competitors for premiums to fill up the blanks furnished by the secretary of the board of agriculture for such purpose, by answering all the

To make annual returns to treasurer of county society.  
1856, c. 236, § 4.

**CHAP. 58.** questions therein proposed, to the best of their knowledge and belief, and present the same to the several awarding committees, with their application for premiums; and said committees shall file all such returns with their list of awards, and return the same to the treasurer of such society; and no such treasurer shall pay any such premiums awarded by such committees unless accompanied by returns as above specified.

Secretary of county society to make annual returns to secretary of board.

**SEC. 16.** It shall be the duty of the treasurers of all agricultural societies, within seven days after receiving the returns from the several awarding committees, as provided for in the preceding section, to place the same in the hands of the secretary of such society, with a list of the premiums awarded by such committees, so far as practicable; the amount of such premiums, with such other expenditures as are made in conformity to section fourteen; and said secretary shall annually, on or before the third Wednesday in November, forward to the secretary of the board of agriculture said list, blanks, and returns thereon, retaining copies thereof for the use of said society, except those relating to field crops and fruits, which shall be returned on or before the first Wednesday of December in each year; and the secretary of the board of agriculture, on the receipt and examination of such list, blanks, and returns thereon, shall furnish the treasurer of such society with a certificate required in section thirteen; and no society failing to comply with the conditions above specified, shall be entitled to draw any money from the state treasury.

When reports are to be made. 1856, c. 236, § 5.

To fix bounds for their exhibitions, not to include land without owner's consent, nor to obstruct highway. 1856, c. 236, § 6.

**SEC. 17.** All incorporated agricultural societies may, by their officers, define and fix bounds of sufficient extent for the erection of their cattle pens and yards, and for convenient passage ways to and about the same, on the days of their cattle shows and exhibitions, and also for their plowing matches and trial of working teams, within which bounds no person shall be permitted to enter or pass, unless in conformity with the regulations of the officers thereof; but they shall not occupy or include within such bounds the lands of any person without his consent, or obstruct the public travel of any highway.

Penalty for violation of regulations. 1856, c. 236, § 7.

**SEC. 18.** If any person, contrary to such regulations and after notice thereof, enters or passes within the bounds so fixed, he shall forfeit a sum not exceeding five dollars, to be recovered, on complaint, for the use and benefit of such society.

Persons may be appointed to keep order, with powers of constables. 1856, c. 236, § 9.

**SEC. 19.** The officers of any such society may appoint a sufficient number of suitable persons, inhabitants of the county, to act as constables at cattle shows and exhibitions; and they shall have and exercise all the powers of constables, in relation to the preservation of the public peace, and enforcing the rules and regulations of said society, within the towns where such shows and exhibitions are held; and they shall exercise their office from twelve o'clock at noon of the day preceding the commencement of such shows and exhibitions, and until twelve o'clock at noon of the day succeeding the termination thereof, and no longer.