

MAINE STATE LEGISLATURE

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FOURTH REVISION.

THE
REVISED STATUTES

OF THE

STATE OF MAINE,

PASSED AUGUST 29, 1883, AND TAKING EFFECT JANUARY 1, 1884.

BY THE AUTHORITY OF THE LEGISLATURE.



PORTLAND:
PUBLISHED BY LORING, SHORT & HARMON
AND
WILLIAM M. MARKS, PRINTER.
1884.

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ERRATA:

**The following two leaves are
inserted because one or more pages
in this chapter have errors
noticed and corrected here.**

ERRORS.

ERROR IN THE TEXT OF THE REVISED STATUTES.

Page 63, § 3, line one.—Erase the last word “may.”

ERROR IN THE TEXT OF THE REPEALING ACT.

Page 999.—Transfer “Chapter 48, Section 6, of an act to facilitate the prompt administration of justice by establishing a superior court in Kennebec County,” from the year 1879 to 1878.

ERROR IN THE COMMISSIONER’S NOTES.

Pages 177, 178.—Erase the last two lines of page 177, and the first three lines of page 178.

ERRORS IN THE MARGINAL REFERENCES.

- Page 59, § 6, ¶ xx.—Erase “*R. S.*, c. 1, ¶ xx”, and supply, at the bottom of the page, “*R. S.*, c. 1, § 4”
- “ 66, § 24.—Erase “*Resolve of 1837, c. 52.*”
- “ 69, § 44.—Supply “*Resolve of 1840, c. 107.*”
- “ 72, § 68.—Erase “*See c. 6, §§ 40-67.*”
- “ “ § 70.—Erase “*R. S.*, c. 2, § 66.”
- “ 79, § 12, (note b).—“*See c. 18, § 73*” should read “*See c. 18, § 75.*”
“*See c. 30, § 15*” should read “*See c. 30, § 16.*”
- “ “ § 14.—Supply “*See c. 18, § 75.*”
- “ 83, § 40.—“*R. S.*, c. 3, § 34” should read “*R. S.*, c. 3, § 33.”
- “ 84, § 46.—“*See c. 18, § 67*” should read “*See c. 18, § 59.*”
- “ 86, § 59, ¶ i, (note b).—“*See c. 17, §§ 25-29*” should read “*See c. 17, §§ 27, 28.*”
- “ “ “ ¶ vi, (note e).—“*See c. 18, § 15*” should read “*See c. 18, § 17.*”
- “ 92, note.—“*c. 18, §§ 39, 103*” should read “*c. 18, §§ 39, 97.*”
- “ 97, § 16.—Erase “*R. S.*, c. 4, § 16.”
- “ 108, § 86.—“*Art. ii, § 2*” should read “*Art. ii, § 1, ¶ 2.*”
- “ 117, § 28.—Erase the first reference to “1878, c. 31, § 1.” Also erase “*R. S.*, c. 5, § 26.”
- “ 176, § 27.—“*Resolve of 1883, c. 20*” should read “*Resolve of 1883, c. 86.*”
- “ 183, § 5.—“*See § 93, ¶ 6*” should read “*See § 93, ¶ v.*”
- “ 202, § 102.—“1883, c. 229” should read “*See c. 115, § 1.*”
- “ 209, § 1.—Supply “1880, c. 215.”
- “ 210, § 7.—Supply “1880, c. 215.”
- “ 249, § 44.—“1875, c. 25, § 6” should read “1875, c. 25, § 6.”
- “ 270, § 16.—Supply “1880, c. 215.”
- “ 330, § 26.—“*See c. 40, § 77*” should read “*See c. 40, § 74.*”
- “ “ § 28.—“*See c. 40, § 38*” should read “*See c. 40, §§ 33, 40.*”
- “ 374, § 23.—“*See § 17*” should read “1880, c. 234, § 1.”
- “ 384, § 74.—Add “1883, c. 138, § 3.”
“1883, c. 144, § 4.”
- “ 506, § 1.—Supply “*See 1880, c. 215.*”
- “ 642, § 80, bottom of the page.—Supply “1878, c. 48, § 6.”
- “ 709, § 105.—“*See c. 134, § 13*” should read “*See c. 134, § 19.*”
- “ 773, § 42.—Supply “1883, c. 198, § 2.”
- “ 804, § 35.—“*See c. 134, § 26*” should read “*c. 134, § 26.*”
- “ 861, § 1.—“*R. S.*, c. 2, § 20,” } should read “1883, c. 221.”
“*R. S.*, c. 115, § 1.” }
- “ 862, § 4.—“*See c. 63, §§ 32 to 39*” should read “*See c. 63, § 35.*”

ERRORS IN CITATIONS OF CASES.

- Page 10, § 8, ¶ iii, (note c).—"14 *Pet.*, 504" should read "14 *Pet.*, 540."
 " 16, § 1, (note b).—"10 *Me.*, 483" should read "10 *Me.*, 283."
 " 78, § 5, (note a).—"13 *Me.*, 472, 489" should read "13 *Me.*, 472."
 " " § 7, (note b).—"12 *Me.*, 589" should read "12 *Me.*, 489."
 " 147, § 97.—"58 *Me.*, 528" should read "58 *Me.*, 532."
 " 166, § 1.—"64 *Me.*, 549" should read "64 *Me.*, 599."
 " 200, § 93, ¶ iv.—Erase "20 *Me.*, 545."
 " 211, § 19.—"3 *Me.*, 347" should read "3 *Me.*, 249."
 " 241, § 5, (note b).—"68 *Me.*, 28" should read "63 *Me.*, 28."
 " 257, § 80, (note a), Construction of ways.—"26 *Me.*, 340" should read "26 *Me.*, 240."
 " 397, § 1, (note a).—Erase "66 *Me.*, 526."
 " 521, § 2, (note a).—Erase "60 *Me.*, 377."
 " " § 9.—Erase "60 *Me.*, 533."
 " 563, § 10.—"31 *Me.*, 286" should read "31 *Me.*, 254."
 " 597, § 23.—"4 *Me.*, 19" should read "4 *Me.*, 8."
 " 705, § 78.—"43 *Me.*, 438" should read "48 *Me.*, 438."
 " 728, § 12.—Erase "68 *Me.*, 30."
 " 750, § 5.—Erase "20 *Me.*, 325."
 " 765, § 1, (note a).—Erase "73 *Me.*, 228."
 " 814, § 19, (note c).—Erase "71 *Me.*, 543."
 " 817, § 8, (note b).—"27 *Me.*, 363" should read "27 *Me.*, 362."
 " 885, § 1.—Erase "62 *Me.*, 285."
 " 886, § 8.—"36 *Me.*, 225" should read "36 *Me.*, 227."
 " 933, § 4.—"34 *Me.*, 478" should read "39 *Me.*, 478."

OMISSION IN REFERENCE INDEX TABLE, PART I.

Page 1060.—Supply "1878, c. 48, § 6," with a reference to "R. S., c. 77, § 80."

SEC. 16. Every treasurer holding money or effects belonging to his county, shall, annually, and oftener if required, exhibit an account thereof to the county commissioners for adjustment.

SEC. 17. He may charge to the State the sums paid by him from the treasury to the jailer of his county, for keeping and supporting poor convicts in prison, and allowed to him by the county commissioners, and two and a half per cent. for his services in this particular duty, and the same shall be included in his account to be rendered to the treasurer of state as aforesaid.

SEC. 18. He shall receive, for the county, all money paid by the United States for the use and keeping of county jails, and account therefor according to law.

CHAP. 8.

Accountable
to co. com'rs.
R. S., c. 8, § 16.
69 Me., 364.

Expenses of
keeping poor
convicts in
prison.
R. S., c. 8, § 17.

Account for
money paid
by U. S. for
use of jails.
R. S. c. 8, § 18.

CHAPTER 9.

INDIAN TRIBES.

- SEC. 1. Indian agents, how appointed, and their tenure of office.
2. Vacancies, how filled.
3. Agents of both tribes to be sworn and to give bonds. Their duties.
4. Agents to keep a record of proceedings and settle accounts annually, or oftener, with the governor and council.
5. Agents not to exceed appropriations unless by order of the governor.
6. Make printed reports annually to governor and council in December.
7. Certain contracts void, unless allowed by the agent.
8. Limitation of leases and other contracts.
9. Agents may sue in their own names for the benefit of the Indians.

PENOBSCOT TRIBE.

- SEC. 10. What payments to be made by agent of Penobscots.
11. Islands may be leased by agent, and avails placed in state treasury; at agent's risk, if he leases on credit.
12. Agent to record return and land certificates of Indian commissioners.
13. Any Indian holding land under such certificate may deed to another.
14. Indian not to sell or lease lot, but by agent's permission, nor to commit waste.
15. Surveys and plans of islands to be deemed authentic. Water privileges, and wood and timber lands reserved for public use of tribe.
16. When and to whom unassigned lands may be assigned, during pleasure of legislature.
17. Assignment to be accompanied by agent's certificate. Form.
18. Abandonment of tribe works forfeiture of lands.
19. Record of owner's death and description of lands to be kept.
20. Conveyances by Indians, to be by release deed; inoperative, until recorded.
21. When deeds made and deposited with agent, may be delivered after grantor's death.
22. Copies of deeds and certificates admissible in evidence.
23. Island shores may be leased for booms, but not exceeding five years. Notice of leasing how published.
24. Agent may lease reserved privileges for mills, booms and fisheries.
25. Appropriation of the interest on the price of the four townships purchased of Penobscot Indians, and of other moneys and rents.
26. Census to be taken each January by school committee of Oldtown.
27. Election in October, 1884, and thereafter biennially.

CHAP. 9.

PASSAMAQUODDY TRIBE.

- SEC. 28. Agents of the Passamaquoddy tribe may sell timber and grass on township number two on St. Croix river. Surveyor to be sworn.
29. No foreigner to be permitted to take timber, &c., from the township reserved for the Passamaquoddy tribe.
30. Annual appropriation of \$1,000 to Passamaquoddys. How distributed.

GENERAL PROVISIONS.

- SEC. 31. Warrants drawn for certain purposes.
32. Penalty for selling intoxicating liquors to Indians.
33. Bounties on produce raised by the Indians.
34. Proof to be made before payment.
35. Agent to present account to governor and council in January, annually.

INDIAN TRIBES.

Agents, how appointed; tenure. 1821, c. 175, §§ 1, 2. 1872, c. 13, § 1.

SEC. 1. Agents for the Penobscot and Passamaquoddy tribes of Indians shall be appointed by the governor, with the advice and consent of council, and hold their office during the pleasure of the governor and council.

Vacancies filled by governor and council. R. S., c. 9, § 2.

SEC. 2. Vacancies shall be filled by the governor with the advice and consent of council, but there shall never be more than three agents for each tribe.

Agents to be sworn, give bond, take care of their property. R. S., c. 9, § 4.

SEC. 3. Such agents shall be sworn and shall give bond to the State, with sureties to the satisfaction of the governor and council, for the faithful discharge of their duties, and have the care and management of the property belonging to the tribes for their benefit.

Keep record of proceedings, and accounts of receipts and expenditures. R. S., c. 9, § 9.

SEC. 4. The agents shall keep a true record of their proceedings, and correct accounts of all receipts and expenditures of every kind; and shall annually, and oftener if required, lay them before the governor and council for inspection and adjustment, who may settle and adjust them, and draw warrants on the treasury for such sums as are, from time to time, found necessary to carry into effect all treaties with said tribes.

Agents not to exceed appropriations. R. S., c. 9, § 5. See c. 2, § 19.

SEC. 5. Agents shall not exceed in their expenditure the appropriations for their tribes, without the written order of the governor, nor shall they be re-imbursed for any excess.

Agents' annual reports, when and how made. 1874, c. 179.

SEC. 6. The agents shall submit printed annual reports to the governor and council, on or before the fifteenth day of each December, with proper vouchers for the expenditure of moneys intrusted to them.

Contracts of Indians for timber and grass, void. R. S., c. 9, § 6. 24 Me., 409.

SEC. 7. Contracts relating to the sale or disposal of trees, timber or grass on said Indian lands, made with any Indian belonging to either of said tribes, unless examined and allowed by the agent of his tribe, are void.

Agents' leases and contracts limited to one year and \$500. R. S., c. 9, § 7.

SEC. 8. No lease of land, or contract for trees, timber, or grass, made by the agent of either tribe, has effect for more than one year; nor shall an agent, in any one year, sell or dispose of trees or timber of said Indians, to an amount exceeding five hundred dollars, except as provided in sections eleven and twenty-four.

Agents may sue in their own names. R. S., c. 9, § 8. 21 Me., 536.

SEC. 9. Such agents may, in their own names and capacity, maintain actions for money due to any Indians, and for injuries done to them or their property; and all sums or damages so recovered shall be distrib-

uted to the Indians of the tribe, according to their usages, or be invested in useful articles.

CHAP. 9.

See special laws of 1867, c. 325.

PENOBSCOT TRIBE.

SEC. 10. The agent for the Penobscot tribe shall provide, furnish, pay and deliver to said tribe, on account of the State, such articles, goods, provisions and moneys, as from time to time become due under any treaty or law.

What payments agents shall make to Penobscots. R. S., c. 9, § 3. See Resolves, 1867, c. 96; 1874, c. 301.

SEC. 11. The islands belonging to said tribe, may be leased by their agents, for the benefit of such tribe, for a term not exceeding twelve years, if such lease, and the terms and conditions thereof are assented to by the governor and lieutenant governor of the tribe, and approved by the governor of the state; if such lease is on credit, it shall be at the risk of the agent, and accounted for as money; and the avails thereof shall be placed by him in the state treasury, subject to the order of the governor and council according to law.

Islands of Penobscots may be leased, with assent of the state and of the tribe. —if on credit, at agent's risk. R. S., c. 9, § 13.

SEC. 12. The agent of the Penobscot tribe shall record the return of the Indian commissioners appointed by the governor and council under chapter one hundred and thirty-seven of the public laws of eighteen hundred and eighty-three, as made to him, as well as the certificates when issued by him upon such return, in suitable duplicate books having proper indexes, one of which shall be kept by said agent and his successors for reference, and the other shall be deposited in the registry of deeds of Penobscot county to be kept like other records.

Returns and land certificates of Indian commissioners, how and where to be recorded. 1883, c. 137, § 6.

SEC. 13. Any Indian holding lands under a certificate issued as aforesaid, or by virtue of any assignment under the laws for the apportionment of the lands of said Penobscot tribe, may sell and convey the same to any member of the same tribe with the approval of the agent; *provided*, that no Indian shall purchase lands upon the reservation of said tribe beyond his fair proportion of such reservation.

Any Indian holding land under certificate, may convey same to another Indian of same tribe. 1883, c. 137, § 7.

SEC. 14. No such Indian shall sell or lease his lot except as provided by law; and if he carries off the growth faster than is necessary for cultivation, except by permission of the agent, or commits strip or waste, he shall be dealt with as a trespasser.

Lots not to be sold or leased by Indians. R. S., c. 9, § 18. 69 Me., 477. Resolve, 1878, c. 6.

SEC. 15. The surveys of the islands in Penobscot River from Oldtown Falls to Mattawamkeag Point and field notes thereof, as made under chapter one hundred and fifty-eight of the public laws of eighteen hundred and thirty-five and chapter three hundred and ninety-six of the public laws of eighteen hundred and thirty-nine, plans of which were returned to the land office and to the Indian agent, shall be deemed authentic in all matters to which they relate; and the water privileges belonging to said islands, valuable for mills, booms, fisheries, tracts of wood and timber land, and other lots indicated on said plans as reserved for public use, (except the public farm which is subject to allotment by chapter twenty-two, of the private and special laws of eighteen hundred and seventy-eight,) are not subject to assignment or distribution to members of said tribe, but shall remain for the benefit of the whole tribe.

Surveys and plans of islands deemed authentic. R. S., c. 9, § 14. 1835, c. 158. 1859, c. 396. R. S., c. 9, § 15.

—water privileges, and wood and timber lands reserved for public use of tribe.

CHAP. 9. Assignments of unassigned lands, to whom made. 1883, c. 137, § 11. R.S., c. 9, § 15.

SEC. 16. The agent of said tribe, on application of any Indian thereof, male or female, twenty-one years of age or more, to whom his proportion of the tribe's lands has never been assigned, or has never come by inheritance, or who does not already hold by assignment, purchase or otherwise his fair share of said lands, may cause a lot suitable for cultivation to be surveyed to such applicant from the unassigned lands of the tribe, if any, and may assign the same to him and designate the same upon the plan aforesaid. All lots so designated shall be limited by said plan and occupied accordingly, and any lot, when so assigned, shall be the property of the person to whom it is assigned, during the pleasure of the legislature.

Assignments to be accompanied by certificate of agent. 1883, c. 137, § 11. —form of certificate.

SEC. 17. Such assignments shall be accompanied by a certificate from the agent to be recorded as in section twenty, in form substantially as follows :

“ Know all men by these presents, that I, — — —, agent of the Penobscot tribe of Indians, have caused to be surveyed and set off to — — —, a portion of the lands belonging to said tribe on the islands in Penobscot river, as contemplated by acts of the legislature, bounded and described as follows, viz :—

* * * * *

To have and to hold to him, his heirs and assigns, as contemplated by said acts, during the will of the legislature.

In witness whereof I have hereunto set my hand and seal as agent of the Penobscot tribe of Indians, this — — day of — —, eighteen hundred and — — —.”

Abandonment of tribe forfeits lands. 1883, c. 137, § 12.

SEC. 18. Any member of said tribe who abandons it and joins any other tribe, forfeits all lands assigned to him, and the same may be assigned anew, as provided in section sixteen.

Death of owner and description of lots to be recorded by agents. 1883, c. 137, § 9.

SEC. 19. Said agent shall enter upon his record a memorandum of the death of any Indian owning lands, the date thereof, a description of the lots owned by the deceased, and the names of those persons, so far as ascertainable, who are entitled to such lands by inheritance.

Conveyances to be by release deed. 1883, c. 137, § 8. —how and where to be recorded.

SEC. 20. Conveyances made by virtue of section thirteen shall be by release deed, executed and acknowledged, and the approval of the agent shall be written thereon ; said deed and approval shall be recorded by the agent without fee, in a suitable book kept by him ; also by the register of deeds of Penobscot county in a like book kept in the registry of deeds in said county, upon payment of twenty-five cents for each deed so recorded. And until recorded as herein provided, no deed made as aforesaid shall pass any title. This chapter applies to house-lots on the point of Oldtown Island, as well as to lands allotted for agricultural purposes.

—until recorded, inoperative. —foregoing, how applied to Oldtown Island, &c. 1883, c. 137, § 13.

SEC. 21. Deeds made by any Indian of the Penobscot tribe as provided in the preceding section, may be deposited with said agent to be delivered by him to the grantee named therein, after the death of the grantor, if the fact that such deed is so deposited to be so delivered, appears by the deed itself ; and when delivered by said agent, it shall pass all the title of the grantor in the premises at the time of his death.

When deeds made and deposited with agent may be delivered after death of grantor. 1883, c. 137, § 10.

SEC. 22. Copies of deeds or certificates recorded as provided in this chapter, duly attested by the register of deeds or by the agent of said

Copies of deeds are evidence.

tribe, shall be evidence in all actions or controversies relating to title to lands between members of said tribe.

SEC. 23. The shores of the islands in the Penobscot river belonging to said tribe shall be leased for booming or hitching logs, under the orders of the governor and council. Such leases shall not run longer than five years. Notices of the time and place of leasing shall be given by publishing the same in one of the daily papers of Bangor for thirty days, and shall specify the shores to be leased and the limits of each lot. All sums received from rent of said shores shall be paid to the treasurer of state, to be held in trust, and paid to said tribe on warrant of the governor and council as provided in section one, chapter two hundred and sixty-seven, of the special laws of eighteen hundred and seventy-three.

SEC. 24. The agent may, with the approval of the governor and council, lease any reserved privileges for mills, booms, and fisheries, for a term sufficiently long to induce persons to take leases of them; and all rents shall be paid into the treasury, to be expended for the benefit of the tribe, under direction of the governor and council.

SEC. 25. The governor and council may draw warrants on the treasury for any sum not exceeding the interest on the price of the four townships purchased by the State of the Penobscot tribe in June, eighteen hundred and thirty-three, and of any other money paid into the treasury; and for the full amount of rents paid in as aforesaid; and when the whole amount of such sums, in the opinion of the governor and council, is more than is necessary for said tribe, the excess may be invested for their benefit.

SEC. 26. An accurate census of the Penobscot tribe shall be taken early each January by one or more of the superintending school committee of the town of Oldtown, upon the best information which they can obtain, as hereinafter provided, stating, as nearly as may be, the name, sex and age of each Indian as it existed on the first day of such January, each family by itself. On or before the tenth day of January, annually, the original, certified under oath, shall be delivered to the agent, and a copy thereof to the governor of said tribe for their use. On the first Wednesday of January, annually, said committee shall hold a meeting with said tribe on Oldtown Island, for receiving information from such of the tribe as may attend, as to the membership of the tribe, the identity of persons and the correctness of names; due notice in writing of the time and place of which meeting shall be given by said committee. Corrections of the list, by reason of births, deaths or omissions, may, as they come to the knowledge of the committee, be certified to the agent, and he shall correct his list accordingly. This list, so corrected, shall, with his account, be returned to the governor and council. A reasonable compensation shall be paid to the committee by the agent and charged in his account, and allowed and paid to him out of the state treasury.

SEC. 27. On the first Tuesday of October, eighteen hundred and eighty-four and biennially thereafter, the Penobscot Indians shall hold

CHAP. 9.

1883, c. 137, § 14.

Lease of island shores. 1874, c. 236. Special laws, 1878, c. 22. See special laws of 1869, c. 248, § 1; public laws, 1878, c. 21. —term of. —notice of. —rents of shores, how appropriated.

Agents may lease privileges for mills, booms and fisheries. R.S., c. 9, § 21.

Governor to draw warrants for interest on four townships purchased; also for rents. R.S., c. 9, § 24.

Census of Penobscot Indians.

—how, by whom and when taken. 1873, c. 101.

—annual meeting with school committee of Oldtown.

—notice thereof.

—lists may be corrected.

—return to be made to governor, &c.

—compensation of committee.

Time for biennial election of tribe.

CHAP. 9.
Resolve of
1883, c. 20.

their election for the choice of governor and lieutenant governor of said tribe, and a representative to the legislature of this state. The agent of said tribe shall give notice of the time and place, seven days before said day of election by posting notices thereof, one at his office and one in some conspicuous place on Oldtown Island. Said agent shall receive, sort and count the votes given in at said election, in presence of the members of the tribe, and shall give to those elected, certificates thereof.

PASSAMAQUODDY INDIANS.

Agent of
Passama-
quoddy tribe
may sell tim-
ber on town-
ship num-
ber two.
R.S., c. 9, § 25.
—surveyor to
be sworn.

SEC. 28. The agent of the Passamaquoddy tribe may sell to the best advantage, at public or private sale, to a citizen of the state, the timber and grass from township numbered two on the St. Croix river, usually called the Indian township, to the amount of one thousand dollars annually; expressly retaining in the written contract of sale a lien on the timber and grass cut, until the amount due for stumpage thereon is paid. Every surveyor appointed by such agent to scale or survey the lumber so sold, before entering on his duties, shall be sworn to the faithful performance of his trust, and shall file a certificate of his oath with the agent.

No sale or
permit to a
foreigner.
13 Me., 385.
—penalty.
R.S., c. 9, § 10.

SEC. 29. No citizen or subject of a foreign government shall purchase, cut, or carry off trees, timber, or grass, from the township reserved for the benefit of the Passamaquoddy tribe; and if their agent gives to such citizen or subject a permit for such unlawful purpose, he forfeits not exceeding five hundred, nor less than one hundred dollars, to be recovered by action of debt, half to the State and half to the prosecutor.

\$1,000 to be
paid yearly
to tribe.
R.S., c. 9, § 26.
\$700, how and
when to be
paid.
R.S., c. 9, § 27.
\$300, how dis-
tributed,
to the poor.
R.S., c. 9, § 28.

SEC. 30. Out of the interest accruing upon the funds belonging to said tribe, the agent shall, in person, pay to said Indians one thousand dollars annually, as follows: four hundred dollars in May, and three hundred dollars in November, in an equal proportion to each member of the tribe; and he shall personally distribute three hundred dollars to the distressed poor of the tribe, in sums not exceeding fifty dollars in one month, in such portions to each of them, as his circumstances demand.

GENERAL PROVISIONS.

Warrants,
how drawn.
R.S., c. 9, § 29.
See § 32;
Resolve,
1867, c. 96.
Penalty for
selling or giv-
ing liquor to
Indians.
R.S., c. 9, § 30.
Bounties on
produce raised
by them.
R.S., c. 9, § 31.

SEC. 31. The governor and council may draw warrants on the treasurer for such sums as are payable to the Indians, for the salary of the agent, and for the bounties on agricultural products as hereinafter provided.

SEC. 32. Whoever sells or gives to an Indian intoxicating liquors, forfeits not less than five, nor more than twenty dollars, half to the State, and half to the complainant.

SEC. 33. Bounties shall be paid to every Indian of either of said tribes for produce raised by him either on his own land, or on land belonging to the tribe, as follows:

Wheat.
Rye, &c.
Potatoes, &c.

I. For every bushel of wheat, twenty cents.

II. For every bushel of rye, oats, barley, buckwheat, peas, or beans, ten cents.

III. For every bushel of potatoes, turnips, parsnips, beets, or carrots, five cents.

SEC. 34. Before any bounty is paid to such Indian, he shall prove to the satisfaction of the agent the number of bushels of each article before named, raised by him on such land.

SEC. 35. Agents shall keep an account of money so paid out, and present it duly certified to the governor and council in January annually, for examination and allowance.

CHAP. 9.

Proof to be made to agent.
R. S., c. 9, § 32.
Agent to settle account in January, annually.
R. S., c. 9, § 33.

CHAPTER 10.

THE MILITIA.

In obedience to the legislative resolves for the revision and consolidation of the public laws of the state, approved March 8, 1881, (chapter twenty-six) the publication of chapter ten is omitted from this volume, as it was from the revision of 1871.

It embraces "An act concerning the Militia," chapter two hundred and twenty-five of the public laws of 1880, containing one hundred and seventy-eight sections, (as amended in sections 168 and 156 by chapters two and forty of the public laws of 1881) :

Also any portions of "An act concerning the Militia," chapter three hundred and seven of the public laws of 1865, as amended in section 86 by chapter two hundred and fifty-seven of the public laws of 1874, and in section 96 by chapter two hundred and sixty-one of the public laws of 1874, (excepting section 85 which was repealed by chapter one hundred and ninety of the public laws of 1868) ; and of "An act additional to an act concerning the militia," chapter twenty-nine of the public laws of 1869, (as amended in section 3 by chapter one hundred and eighteen of the public laws of 1876) which are not inconsistent with said militia act of 1880 :

Also any portions of the following public acts passed since the revision of 1871 which are not inconsistent with said militia act of 1880, viz :—

"An act to authorize the formation of companies of cadets in this state," being chapter thirty-three of the public laws of 1872,

"An act additional to chapter twenty-nine of the laws of eighteen hundred and sixty-nine, concerning the militia," chapter ninety-four of the public laws of 1873,

"An act to provide for the enrolment of the militia," chapter one hundred and twelve of the public laws of 1873,

"An act concerning the militia," chapter two hundred and sixty of the public laws of 1874,

"An act to continue in force chapter ninety-eight of the public laws of eighteen hundred and seventy-three, providing pensions for disabled