

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE,

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1834.

FOURTEENTH LEGISLATURE.

NO. 33.

HOUSE.

[NEW DRAFT.]

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND THIRTY-FOUR.

AN ACT relative to Broad Rimmed Wheels.

SECT. 1. *Be it enacted by the Senate and*
2 *House of Representatives in Legislature as-*
3 *sembled,* That every inhabitant of this State,
4 excepting those residing on the Islands therein,
5 who shall before the first day of April in the
6 year of our Lord one thousand eight hundred
7 and thirty-five, procure and become the owner
8 of a pair of iron bound ox cart or wagon wheels,
9 with felloes not less than six inches wide, or a

10 double horse wagon with wheels not less than
 11 four inches wide, shall, on exhibiting to the
 12 Treasurer of the town or plantation where such
 13 owner resides, satisfactory evidence thereof, be
 14 entitled to receive out of the Treasury of said
 15 town or plantation, such a sum, as a bounty, for
 16 such ox cart or wagon wheels as said town or
 17 plantation in legal town or plantation meeting
 18 may vote to allow therefor—*Provided*, That no
 19 more than one bounty shall be paid on the same
 20 pair of wheels, nor to any person who manufac-
 21 tured or altered them for the purpose of sale,
 22 and not for his own use.

SECT. 2. *Be it further enacted*, That after
 2 the first day of April, in the year of our Lord
 3 one thousand eight hundred and thirty-six, no
 4 person shall use or cause to be used on any of
 5 the common or public highways in this State,
 6 except on the highways in the Islands therein,
 7 and with the exception as is hereinafter provid-
 8 ed, any ox cart or wagon wheels of less width
 9 than is specified in the first Section of this Act,
 10 under a penalty of ten dollars for each time he
 11 shall so use or direct or suffer to be used a pair
 12 of said iron bound wheels of less width than as
 13 aforesaid, and for each pair he may so use.—But

14 this penalty shall not be incurred by any person
 15 in using or causing to be used any wheels on or
 16 about a farm or for the ordinary purposes of
 17 farming, nor by any persons who do not haul
 18 loads exceeding fifteen hundred pounds, in any
 19 ox cart or wagon : *Provided however*, That
 20 the provisions of this Act shall not be in force in
 21 and within any towns in this State, except in
 22 such towns as shall vote to accept and adopt the
 23 provisions of said Act, at any legal meeting, as
 24 hereinafter provided for that purpose, and in
 25 such towns it shall be in force as to all persons
 26 found therein.

SECT. 3. *Be it further enacted*, That it
 2 shall be the duty of the Treasurer in each town
 3 and plantation, which shall adopt the provisions
 4 of this Act, to pay to the persons who are en-
 5 titled thereto, the bounties which such town or
 6 plantation shall vote to allow therefor. And
 7 such towns and plantations are hereby authoriz-
 8 ed to raise and assess upon the polls and estates
 9 of the inhabitants thereof, and upon the lands
 10 of non-resident proprietors therein, respectively,
 11 sufficient money from time to time, as may be
 12 necessary for the purpose of paying the bounties
 13 aforesaid.

SECT. 4. *Be it further enacted,* That it
 2 shall be the duty of the persons claiming said
 3 bounty to make out and deliver to the Treasur-
 4 er of whom he shall have a right to demand any
 5 bounty, a certificate particularly describing the
 6 wheels for which he may claim the bounty, stat-
 7 ing among other things where, when, and by
 8 whom they were made, and of whom he bought
 9 them, and it shall be the duty of said Treasurer,
 10 to see that it is correct, so far as it may be in
 11 his power, and shall keep said certificate on the
 12 files in his office.

SECT. 5. *Be it further enacted,* That if
 2 any person shall knowingly make any false state-
 3 ment in said certificate, or shall knowingly de-
 4 mand and receive any bounty or any part there-
 5 of, on any pair of wheels on which a bounty had
 6 before been paid by any town or plantation
 7 Treasurer, the person so receiving it or any part
 8 thereof, shall forfeit and pay treble the amount
 9 of the bounty of which or any part of which
 10 was received, for the obtaining of which any
 11 such certificate containing such false statement
 12 was made.

SECT. 6. *Be it further enacted,* That the
 2 forfeitures and penalties herein provided for,

3 shall be demanded, sued for and recovered by
4 any one of the surveyors of highways, Select-
5 men, or town Clerk, or any one of the Asses-
6 sors or plantation Clerks of the towns or plant-
7 ations in which any wheels may be used contra-
8 rary to the provisions of this Act, and all sums so
9 received shall, after deducting the necessary and
10 actual expenses of the prosecution, be paid over
11 by the person so receiving and recovering the
12 same, to the Treasurer of the town or planta-
13 tion in which he lives, for which said Treasurer
14 shall render a true account to the town or plant-
15 ation at its annual meeting in March or April,
16 and which shall be applied by said town or
17 plantation in the manner it may prescribe for
18 the repairs of the highways therein.

SECT. 7. *Be it further enacted,* That it
2 shall be the duty of the Selectmen of all towns
3 and the Assessors of plantations, excepting
4 those who reside on the Islands, in this State,
5 to insert in their warrants for notifying and call-
6 ing their annual meetings in March or April for
7 the year one thousand eight hundred and thirty
8 five, or at any other legal meeting after that
9 time, an article requiring the legal voters at such
10 meetings to determine by their vote, whether

11 such town or plantation will accept and adopt
 12 the provisions of this Act, and all towns and
 13 plantations which shall so accept the same, shall
 14 be entitled to all the rights and benefits and be
 15 subject to all the requirements of this Act. But
 16 in all towns and plantations who shall thus re-
 17 fuse and be opposed, to its provisions, the same
 18 shall be of no efficacy, but be null and void
 19 therein.

SECT. 8. *Be it further enacted,* That the
 2 Selectmen and Assessors of the towns and
 3 plantations which shall, as aforesaid, accept and
 4 adopt the provisions of this Act, shall give notice
 5 thereof by publishing the same three weeks suc-
 6 cessively in some public newspaper in said town,
 7 if any there be, and if not, in some public
 8 newspaper in the County, and no person, until
 9 the first day of April which shall be in the year
 10 of our Lord eighteen hundred and thirty six,
 11 shall be liable to nor incur any of the penalties
 12 herein provided for by using wheels contrary to
 13 the provisions of this Act in any town or plant-
 14 ation, until after said town or plantation shall
 15 have given notice as is aforesaid.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 21, 1884. }

ORDERED, That four hundred copies be printed for the use of
the Legislature.

[Extract from the Journal.]

Attest, ASAPH R. NICHOLS, *Clerk.*

J. BERRY & CO., PRINTERS TO THE STATE.
