

# MAINE STATE LEGISLATURE

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*Charles F. Rice*  
DOCUMENTS

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THE LEGISLATURE,

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1840.

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AUGUSTA:

WM. R. SMITH & CO., PRINTERS TO THE STATE.

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1840.

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**TWENTIETH LEGISLATURE.**

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**NO. 19.**

**HOUSE.**

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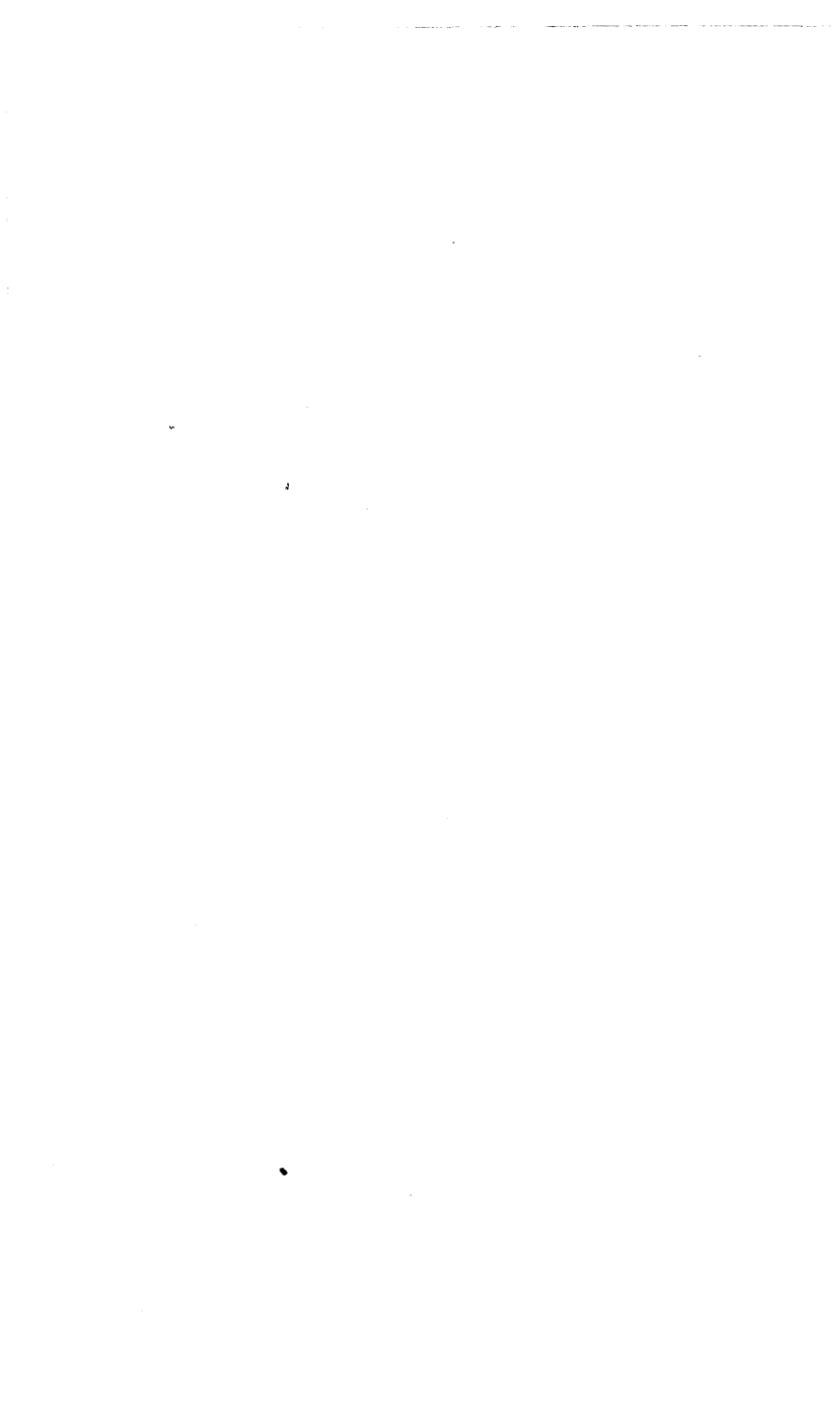
**REPORT AND RESOLVE**

IN FAVOR OF

**DANIEL J. PERLEY & ALS.**

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[WM. R. SMITH & Co.....Printers to the State.]



# REPORT.

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THE Committee on State Lands to whom was referred the Petition of Daniel J. Perley and others, together with the Report of the Commissioner of this State appointed to take depositions, ask leave to

## REPORT

the following statement of facts, together with a Resolve which is herewith submitted.

It appeared before your Committee, that, June 10, 1835, the Land Agents of the States of Maine and Massachusetts, caused the N. E. quarter of township No. 6, 8th range, to be exposed at public auction to sale, and in the advertisement represented it as a timber tract, and referred those that wished to purchase to the exploration and estimate recorded in the Land Office, a copy of which is annexed to the report of said Commissioner.

It also appeared by the records in the Land Office, that after said exploration and estimate, and before the time of sale, only 5,143,839 feet of timber, board measure, had been cut on said N. E. quarter. No other evidence relating to said tract appears to

have been in possession of the petitioners at that time.

It further appeared before your Committee, that the petitioners became the purchasers of said N. E. quarter, at \$5 per acre, and paid one fifth down, being \$5,510, and gave their several notes for the remaining four fifths, upon which notes there has since been paid to this State, \$801.

The petitioners allege that they were misled by the exploration and estimate above referred to, which estimates the pine timber on the whole township, at 35,000,000 feet, board measure, and conveys the impression that only 5,143,839 feet having been taken therefrom, leaving 29,856,161 feet thereon, a large proportion of which was on the N. E. quarter, which quarter is represented by said report, to be an excellent timber tract.

It further appeared before your Committee, that at a former period there was much pine timber on said quarter township; that a large portion of it was rotten and of a poor quality, that before the sale to said petitioners nearly the whole quarter township had been cut over—much of the timber cut down and left rotting on the ground, and nearly all the merchantable pine timber taken off—that there was not at the time of said sale sufficient merchantable pine timber on said quarter to supply one team for a winter—that the soil is poor and unfit for cultivation.

It is estimated to have been worth at the time of said sale, by one witness, not exceeding 25 cents, by another  $37\frac{1}{2}$  cents, by another 50 cents, and by a fourth 75 cents per acre. It was also in evidence that no operations were ever had by the petitioners on same tract, and that it has not been diminished in value by any acts or neglect of theirs.

It also appeared to your Committee that more than \$20,000 exclusive of interest has been actually received by the States for this quarter township, including \$11,887 the amount received for stumpage prior to the sale.

All which with the accompanying Resolve is herewith submitted.

G. L. BENNETT, Chairman.





## STATE OF MAINE.

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**RESOLVE** in favor of **Daniel J. Perley** and  
others.

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**RESOLVED**, That the **Land Agent** be, and he  
2 hereby is authorized and directed to give up to  
3 **Daniel J. Perley** and others, purchasers of the  
4 north-east quarter of **Township No. 6**, in the  
5 **8th Range** west from the east line of the **State**,  
6 their several notes given to this **State** for the  
7 purchase of said tract, whenever he shall have  
8 received from said purchasers, including the  
9 amount before paid, their respective proportions  
10 of this **State's** half of the sum of one dollar  
11 and eighty cents per acre and interest from the  
12 date of the purchase; and on payment of all  
13 said notes as aforesaid, to release to said pur-  
14 chasers this **State's** interest in said tract—**Pro-**  
15 vided that the payments aforesaid shall be made  
16 on or before the tenth day of **June** next.

# STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
February 25, 1840. }

This Resolve having had two several readings, was laid on the table and 300 copies with the accompanying Report and proposed amendments ordered to be printed for the use of the Legislature.

[Extract from the Journal.]

ELBRIDGE GERRY, *Clerk.*