

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE,
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OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1841.

Augusta:
SEVERANCE AND DORR, PRINTERS TO THE STATE.

1841.

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TWENTY-FIRST LEGISLATURE.

NO. 3.

HOUSE.

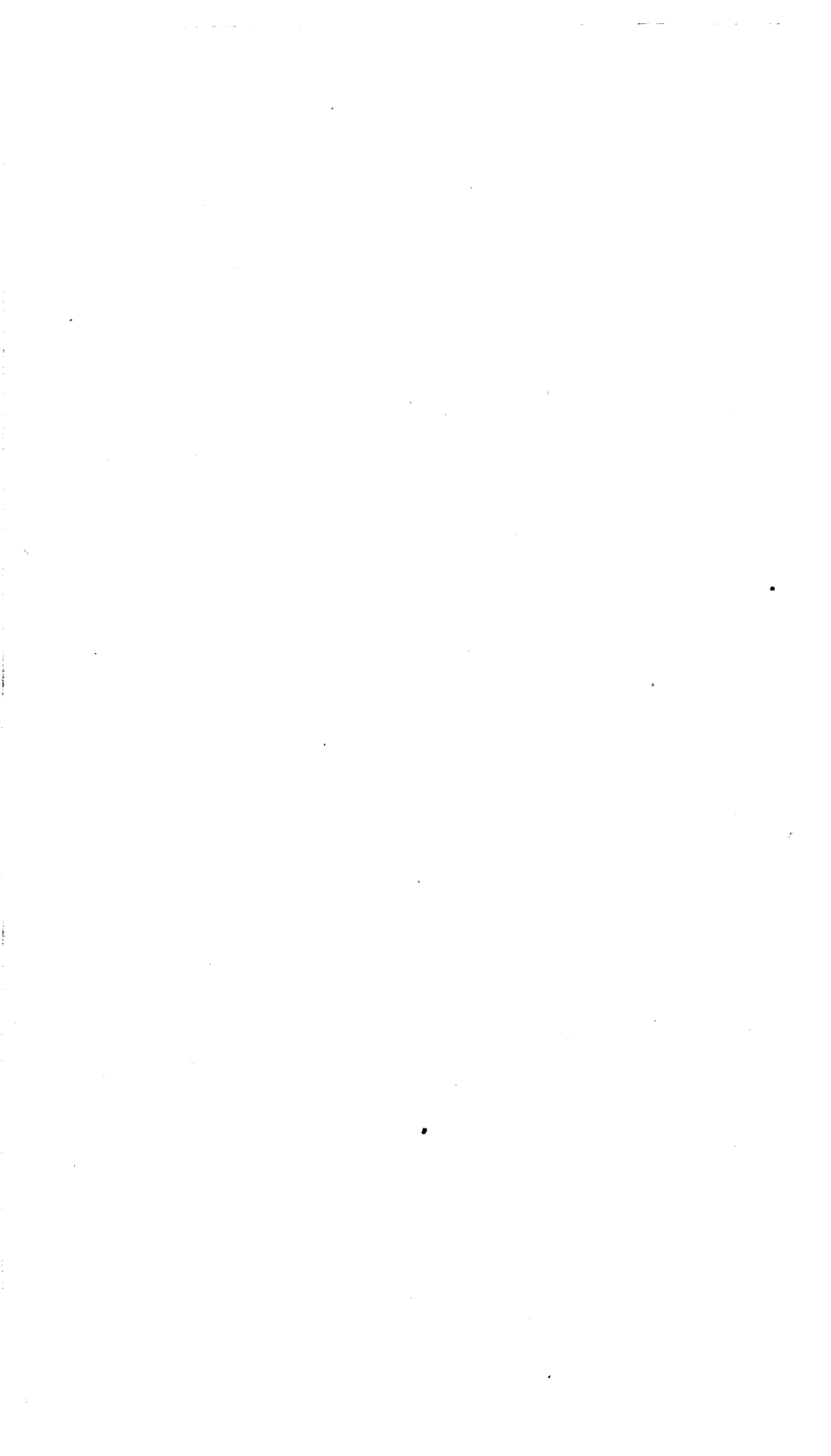
AN ACT

TO

PROMOTE THE SALE AND SETTLEMENT

OF WILD LANDS.

SEVERANCE & DORR,.....Printers to the State.



STATE OF MAINE.

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

AN ACT to promote the sale and settlement of wild
lands in this State.

SECT. 1. *Be it enacted by the Senate and House
of Representatives in Legislature assembled, That
whenever any person shall hereafter purchase any
wild lands in this State, for the purpose of
occupation and improvement, and shall become an
actual settler thereon, he and his heirs shall hold
one hundred acres of the same, with the buildings
and improvements, exempt from attachment on
mesne process and Execution, for the period of
ten years. Provided, that he or they shall so
long continue in the actual occupation and im-
provement of the same. Provided also, that this
Act shall not extend to exempt from attachment
as aforesaid, property to an amount exceeding
one thousand dollars.*

SECT. 2. *Be it further enacted,* That whenever
2 any Execution creditor shall desire to have his
3 Execution levied upon so much of the real estate
4 of his debtor, as is not exempt from attachment,
5 by the aforesaid provision of this Act : it shall be
6 the duty of the Appraisers (selected or chosen
7 according to the requirements of law) after first
8 taking the oath prescribed by law, to set off to
9 said debtor so much of the estate, as may be of
10 the value of one thousand dollars, including the
11 buildings and improvements, if the debtor shall
12 desire it. And the residue thereof (if any) shall
13 be subject to be set off on Execution, in manner
14 prescribed by law. And in no otherwise shall
15 said estate be subject to attachment.

SEC. 3. *Be it further enacted,* That no lands
2 purchased as aforesaid, or the property of the
3 occupant, as is herein provided, shall be exempt
4 from attachment, unless the purchaser shall cause
5 to be registered in the Registry of Deeds for the
6 county in which said lands are situated, that he
7 has purchased the same with the intention of
8 availing himself of the provisions of this Act,
9 previous to his going into possession of the same.

SEC. 4. *Be it further enacted,* That no person
2 who shall avail himself of this Act shall have the
3 right to plead the statute of limitations in bar of

4 any suit which may hereafter be pending in any
5 of the Courts of this State, so long as he shall
6 continue to enjoy the provisions of this Act, nor
7 in any to be commenced within the period of one
8 year after. Provided, that nothing in this Act
9 shall go to revive any demand where the said
10 statute might be pleaded before the declaration
11 was made as aforesaid.

SEC. 5. *Be it further enacted,* That no con-
2 veyance of the lands aforesaid shall be held valid
3 in law, if made any time during the period of its
4 exemption from attachment.

SEC. 6. *Be it further enacted,* That this Act
2 shall take effect from and after its approval by the
3 Governor.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
January 23, 1841. }

ORDERED, That this Bill be laid on the table, and 600
copies printed for the use of the House.

[Extract from the Journal.]

Attest : GEO. C. GETCHELL, *Clerk.*