

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1858.



AUGUSTA:

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1858.

THIRTY-SEVENTH LEGISLATURE.

HOUSE.]

[No. 16.

STATE OF MAINE.

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

AN ACT to amend chapters six and eighteen of the
Revised Statutes, relating to the location and repair
of roads in incorporated places.

*Be it enacted by the Senate and House of Representa-
tives in Legislature assembled, as follows :*

SECTION 1. Chapter eighteen of the Revised Statutes
2 is hereby amended by adding to section thirtieth the
3 words, or partly by said owners and partly by the
4 county in which said road is situated, as to said com-
5 missioners may seem just, and in conformity to the
6 thirty-third section of said chapter; so that said
7 thirtieth section as amended shall read as follows :

SECTION 30. County commissioners on petition,
9 as provided in section one, may lay out, alter, or dis-

10 continue, a highway on or over any township or
11 tract of land in their county, not within any town or
12 plantation required to assess a state or county tax.
13 All expenses for making and opening it are to be paid
14 by the owners of such lands, excluding lands reserved
15 for public uses, in proportion to their interests in the
16 lands, over any part of which it is laid ; or partly by
17 said owners and partly by the county in which said
18 road is situated, as to said commissioners may seem
19 just, and in conformity with the thirty-third section of
20 this chapter.

SECT. 2. The thirty-third section of said eighteenth
2 chapter is hereby amended by striking out the word
3 townships in the fourth line and inserting in its place
4 the words, separate ownerships ; and by inserting
5 after the word proportionate in the sixth line the
6 words "to the value and" and also by inserting after
7 the word necessary in the last sentence the words,
8 "For raising such portion of the money as they may
9 have adjudged to the proprietors," and by adding to
10 said sentence the words, "and the balance of said
11 money they may assess upon the county," so that
12 said thirty-third section as amended shall read as
13 follows:

SECT. 33. When a way is laid out over such lands,
15 they shall decide whether any tract or part thereof

16 will thereby be enhanced in value; and they may
17 make as many divisions as are equitable, conforming
18 as nearly as convenient to known divisions or separate
19 ownerships; and assess upon each division adjudged
20 to be enhanced in value a sum proportionate to the
21 value and to the benefits likely to result to it from
22 the establishment of the way. The assessments may
23 be made at such rates per acre as they judge to be
24 necessary for raising such portion of the money as
25 they may have adjudged to the proprietors for making
26 and opening the way and for paying the expenses
27 attending it, and the balance of said money they may
28 assess upon the county.

SECT. 3. Section forty-one of chapter six is hereby
2 amended by striking out the words "within one year
3 from the date thereof," in the ninth line, and by in-
4 serting the words, "before the fifteenth day of Sep-
5 tember next after such assessment; *provided*, he give
6 notice in writing of his intention, to the agent, on or
7 before the first day of June in the same year," so that
8 said section as amended shall read as follows:

9 SECT. 41. They shall, at the time the assessment is
10 made or within three months thereafter, appoint a
11 suitable agent or agents, not members of their board,
12 to superintend and direct the expenditure of the sums
13 so assessed. Such agents shall give bond with ap-

14 proved sureties to expend the money faithfully and
15 to render an account thereof on demand. Any owner
16 of land so assessed may pay his proportion of the
17 assessment to the county treasurer, or in labor upon
18 the road, under the direction of the agent, before the
19 fifteenth day of September next after such assessment ;
20 *provided*, he give notice in writing of his intention, to
21 the agent, on or before the first day of June in the
22 same year. The certificate of the agent of the sum
23 so expended shall discharge the tax for the amount so
24 certified.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, Feb. 19, 1858.

This bill was twice read, and on motion of Mr. MAYO of Orono, laid on the table, and 350 copies of the same ordered to be printed for the use of the Legislature.

GEO. W. WILCOX, *Clerk.*