

# MAINE STATE LEGISLATURE

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# Fifty-Seventh Legislature.

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SENATE.

No. 14.

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## STATE OF MAINE.

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[H. R. 13.] RESOLVE in favor of George Cary,  
Theodore Cary and Jefferson Cary.

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*Resolved,* That there be paid out of the state treasury  
2 to George Cary, Theodore Cary and Jefferson Cary,  
3 the sum of two hundred twenty-one dollars twenty  
4 cents, being one-fifth part of the expense of making  
5 partition of lands in township number sixteen, range  
6 seven, west from the east line of the state, in the year  
7 eighteen hundred seventy-three.

## STATEMENT OF FACTS.

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In 1872, Francis Ferguson of St John, Cary Brothers of Houlton, and the State of Maine, owned a large tract of land in township No. 16, range 7, in Aroostook county, in common and undivided; Cary Brothers petitioned the court to make partition of the premises. The court, after notice to all concerned, appointed Noah Barker, Charles Stevens and B. F. Carpenter, commissioners to divide said premises. Said commissioners divided the tract, and made their return to the court in February, 1874, which return was accepted by the court. Their commissioners' fees and expenses amounted to \$1,106.02. That part of the return which relates to the cost of locating the State lands is as follow: "The undersigned and their assistants, devoted 8 days' labor on the survey and location of the public lots and State lots as made and returned by us, and are of the opinion that one-fifth of the whole expense of the partition, incurred according to the within warrant, should be paid by the State, said fifth amounting to \$221.20. Noah Barker, Chas. Stevens, B. F. Carpenter."

Cary Brothers paid the whole cost of making this partition, and ask to be reimbursed the sum which the commissioners adjudged the State ought to pay. This statement of facts is substantiated by the certificate of the clerk of courts, authenticated by the seal of the court, and annexed to the original petition.

STATE OF MAINE.

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IN SENATE, January 29, 1878.

Reported by Mr. BURLEIGH of Aroostook, from the Committee on State Lands and State Roads, and laid over to be printed under Joint Rule.

SAMUEL W. LANE, *Secretary.*