

# MAINE STATE LEGISLATURE

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**L A W S**

OF THE

**S T A T E O F M A I N E ;**

TO WHICH ARE PREFIXED

THE

**C O N S T I T U T I O N O F T H E U . S T A T E S**

AND OF SAID STATE,

IN TWO VOLUMES,

**W I T H A N A P P E N D I X .**

.....  
VOL. II.  
.....

Published according to a resolve of the State, passed  
March 8, 1821.

BRUNSWICK.

Printed by J. Griffin, for the State.

.....  
1821.

**ERRATA:**

**The following leaf is  
inserted because one or more pages  
in this chapter have errors  
noticed and corrected here.**

VOLUME THE SECOND.

<i>Page.</i>		<i>Page.</i>	
463	Line 7 of page, dele the word <i>whole</i>	663	S. 2 L. 6 of S. dele <i>of</i>
464	Sec. 8 L. 12 of Sec. for <i>towns</i> read <i>town</i>	666	5 2 after the word <i>Governor</i> insert, and <i>Council</i>
484	27 6 at the end of the line insert the word <i>that</i>	666	5 last for <i>his</i> read <i>the</i>
492	43 11 after the word <i>owing</i> insert to	667	L. 3 of the page, dele <i>who</i>
496	47 25 for <i>duty</i> read <i>body</i>	668	S. 10 L. 1 of S. for <i>where</i> read <i>when</i>
500	54 3 at the end of the line dele <i>the</i>	669	L. 3 of p. for <i>effect</i> read <i>affect</i>
506	7 6 after the word or dele to	670	S. 5 L. 7 of S. for <i>the</i> read <i>such</i>
515	L. 28 of p. for <i>highway</i> read <i>highways</i>	671	L. 2 of p. for <i>in</i> read <i>on</i>
517	S. 16 L. 11 of S. after the word <i>be</i> insert <i>the</i>	672	S. 9 L. 3 of S. for <i>make</i> read <i>mark</i>
518	18 9 for <i>of</i> read <i>or</i>	672	11 2 for <i>and</i> read <i>or</i>
520	23 11 before the word <i>proprietors</i> insert <i>the</i>	674	11 8 before the word <i>each</i> insert <i>for</i>
523	L. 6 of p. after the word <i>person</i> insert <i>of</i>	674	2 7 before the word <i>drying</i> insert <i>the</i>
523	last for <i>cannot</i> read <i>can</i>	676	L. 5 of p. for <i>not</i> read <i>none</i>
526	9 for <i>laws</i> read <i>law</i>	677	4 for <i>quality</i> read <i>quantity</i>
533	16 for <i>assessments</i> read <i>assessment</i>	681	Sec. 4 last line of Sec. after the word <i>owner</i> insert <i>or owners</i>
534	13 for <i>appears</i> read <i>appear</i>	682	Sec. 5 L. 2 of Sec. dele <i>away</i>
535	4 at the end of the line insert <i>of</i>	684	2 3 for <i>galo</i> read <i>golo</i>
535	3 from bottom of p. for <i>causes</i> read <i>cause</i>	686	4 2 for <i>on</i> read <i>or</i>
537	S. 12 L. 2 of S. for <i>in</i> read <i>of</i>	687	3 6 before the word <i>stamped</i> insert <i>not</i>
539	L. 11 of p. between the words <i>the</i> and <i>day</i> should be a '—'	688	L. 24 of p. before the word <i>arms</i> at the beginning of the line insert <i>the</i>
539	15 for <i>where</i> read <i>wherein</i>	694	L. 15 of p. after the word <i>shall</i> insert <i>also</i>
543	S. 18 L. 13 of S. dele <i>the</i> before the word <i>said</i>	694	16 after the word <i>of</i> insert <i>the</i>
545	21 7 for <i>and</i> read <i>or</i>	695	12 for <i>usage</i> read <i>usages</i>
546	1 6 for <i>this</i> read <i>thus</i>	716	8 for <i>fixed</i> read <i>affixed</i>
547	2 7 for <i>this</i> read <i>thus</i>	723	6 from bottom of p. dele <i>in</i>
547	2 11 for <i>in capacity</i> read <i>incapacity</i>	734	Sec. 51 L. 4 of Sec. before the word <i>auditing</i> insert <i>the</i>
553	L. 2 of p. at the end of the line insert <i>such</i>	742	L. 4 of p. after the word <i>orders</i> insert <i>to be</i>
556	S. 1 L. 18 of p. for <i>master</i> read <i>masters</i>	744	L. 3 from bottom of p. before the word <i>refuse</i> insert <i>shall</i>
557	L. 16 of p. for <i>in</i> read <i>of</i>	745	Sec. 1 L. 6 of Sec. before the word <i>good</i> insert <i>six</i>
560	S. 7 L. 4 of S. for <i>Court of Sessions</i> read <i>Courts of Sessions</i>	746	2 15 before the word <i>advice</i> dele <i>the</i>
566	1 7 for <i>every</i> read <i>any</i>	751	5 11 for <i>owners</i> read <i>owner</i>
570	9 5 after the word <i>them</i> insert <i>as</i>	751	5 15 for <i>taking</i> read <i>taken</i>
572	12 5 after the word <i>fine</i> insert <i>of</i>	751	5 25 for <i>owners</i> read <i>owner</i>
573	1 3 for <i>and</i> read <i>or</i>	753	8 23 for <i>spurs</i> read <i>spar</i>
576	L. 18 of p. for <i>pounds</i> read <i>ounces</i>	754	10 3 after the word <i>or</i> insert <i>any</i>
576	last line of the page dele <i>and</i>	758	L. 2 of p. for <i>sales</i> read <i>sale</i>
591	S. 5 L. 2 of S. before the word <i>action</i> insert <i>an</i>	759	24 for <i>minor</i> read <i>minors</i>
592	3 3 for <i>time</i> read <i>times</i>	761	19 for <i>another</i> read <i>any other</i>
601	L. 11 of p. at the end of the line insert <i>drawn</i>	761	last dele <i>other</i>
	After p. 604 read p. '605' instead of '506'	762	22 before the word <i>fish</i> insert <i>any</i>
604	S. 12 L. 2 of S. after the word <i>passing</i> insert <i>on</i>	766	6 after the word <i>notice</i> insert <i>is</i>
606	for Sec. 14 read Sec. 16	766	Sec. 5 L. 6 of Sec. for <i>damages</i> read <i>damage</i>
608	S. 22 L. 5 of S. for <i>monies</i> read <i>money</i>	769	4 14 dele <i>to the</i>
610	3 18 dele <i>any</i>	772	first word of the p. for <i>damage</i> read <i>damages</i>
614	4 4 for <i>funnel</i> read <i>fund</i>	774	Sec. 2 L. 7 of Sec. for <i>and</i> read <i>or</i>
617	L. 5 of the page dele <i>a</i>	774	2 14 for <i>any</i> read <i>every</i>
617	S. 1 L. 6 of S. for <i>purpose</i> read <i>purposes</i>	775	1 3 for <i>paasing</i> read <i>passing</i>
621	1 9 for <i>such</i> read <i>said</i>	777	L. 17 of p. for <i>these</i> read <i>their</i>
622	3 16 for <i>or</i> read <i>on</i>	780	14 for <i>ninth</i> read <i>twenty ninth</i>
624	2 12 after the word <i>returns</i> insert <i>as</i>	780	35 for <i>sixteenth</i> read <i>seventeenth</i>
626	3 6 before the word <i>Cashier</i> insert <i>the</i>	788	25 for <i>eight</i> read <i>eighth</i>
631	4 3 before the end of the S. for <i>course</i> read <i>course</i>	790	28 after the word <i>Act</i> insert <i>providing</i>
634	16 5 of S. for <i>inspected</i> read <i>uninspected</i>	791	13 after the word <i>for</i> dele <i>the</i>
635	17 last for <i>and</i> read <i>or</i>	791	14 after the word <i>idle</i> dele <i>and</i>
638	L. 9 of p. for <i>and</i> read <i>or</i>	793	5 for <i>galo</i> read <i>golo</i>
642	7 dele <i>who</i>	793	27 after the word <i>Act</i> dele <i>for</i>
643	S. 4 L. 6 of S. dele <i>are</i> after <i>and</i>	797	4 at the end of the line for <i>eight</i> read <i>eighth</i>
650	4 14 before the word <i>also</i> insert <i>as</i>	808	34 for <i>from</i> read <i>upon</i>
656	12 3 for <i>on</i> read <i>or</i>		
658	in the title, after the word <i>Act</i> insert <i>for</i>		

any building shall be on fire in such town; and of withdrawing water therefrom on such occasions, without paying such corporation any price therefor: *Provided*, That every such town shall be holden to secure such conductors so by them placed in such a manner that water cannot be drawn therefrom, unless by the orders of the Selectmen or fire wards of the town wherein the same may be. Proviso.

[Approved March 8, 1821.]

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### CHAPTER CXLI.

An Act to enable the Proprietors of Social, Military and Law Libraries to manage the same.

SEC. 1. **BE** *it enacted by the Senate and House of Representatives, in Legislature assembled*, That any seven or more persons, capable of contracting, in any town in this State, who shall become proprietors in common of any library, may form themselves into a society or body politic, for the express purpose of holding, increasing, preserving and using such library; and to that end, any five or more of them, may, by an application in writing, by them signed, to any Justice of the Peace within the same county wherein the said town may be, stating the purposes of their meeting, and requesting him to issue his warrant for calling a meeting of the said proprietors; and the said Justice may grant his warrant to one of them, directing him to call a meeting of the said proprietors at the time and place, and for the purposes expressed in such warrant; and said meeting shall be called by posting up the purport of said warrant in some public place in the said town where the said library shall be kept, seven days at least before the time of said meeting; and the proprietors being thus met and organized, they may then agree and determine upon a method of calling future meetings; and in all cases votes shall be determined by counting and allowing one vote to each share. And the proprietors of any such library shall have power to possess and hold, to them, their successors and assigns, real or personal estate, to any amount not exceeding five thousand dollars, over and above the value of their books. Proprietors of libraries may incorporate themselves,  
and hold estate not exceeding 5000 dollars.

Mode of calling meetings and their powers.

SEC. 2. *Be it further enacted,* That any seven or more of the proprietors of such library, met in pursuance of such notice, shall have power to choose a Moderator, Clerk, Librarian, Collector, Treasurer, and such other officers as they may find necessary: and the Clerk shall be sworn to the faithful performance of his duties; and the Treasurer shall give bond, with sufficient surety or sureties, faithfully to account for all monies he may receive by virtue of this Act: and the said proprietors when so incorporated and organized, shall have power to raise monies by assessments on the several shares in such library, as they may judge necessary for preserving and increasing the same; to make bye-laws for the due regulation of the concerns of the said corporation, not repugnant to the constitution and laws of this State, and to annex and recover penalties for any breach of such bye-laws, not exceeding three dollars for any one breach thereof.

Such to be called proprietors of social libraries.

SEC. 3. *Be it further enacted,* That the proprietors of any such library, so incorporated, shall be called and known by the name of the proprietors of the Social Library, in the town of ———; and by that name shall sue and be sued, prosecute and defend, plead and be impleaded, in all actions and processes in law; and when there shall be more than one such library in any town, the proprietors thereof, shall be known and called by the name of the proprietors of the second, third, fourth, &c. (as the case may be) Social Library, in the town of ———.

Military libraries.

SEC. 4. *Be it further enacted,* That any seven or more persons, who are officers in any division of militia of this State, who shall, by writing, associate themselves for the purpose of forming a Military Library Society, within the limits of their division, may become a body politic, by the name of the Military Library Society, in the ——— Division, for the express purpose of purchasing, holding, increasing, preserving, and using such library: and to this end, any five or more of them may make an application in writing to any Justice of the Peace, within the limits of the division to which said applicants may belong, stating the purposes of their meeting, and requesting him to call a meeting of the said proprietors. And the said Justice may thereon grant

Mode of call-

his warrant to any one of them, directing him to call a meeting of the said proprietors at the time and place expressed in such warrant; and said meeting shall be called by posting up the purport of said warrant, in such public places, within the division where the said library is to be kept, or by publishing the same in one or more newspapers printed within the said division, twenty days at least before the time of said meeting, as the said Justice shall order. And the said proprietors being thus met and organized may then agree and determine upon the method of calling future meetings; and shall be entitled to all the other rights, powers, and privileges, and be under all the limitations and restrictions, *mutatis mutandis*, which are contained in this Act.

ing meetings,  
and powers.

SEC. 5. *Be it further enacted*, That in every county within this State, wherein there shall reside five or more attorneys at law regularly admitted and sworn to practice before the Circuit Court of Common Pleas, it shall be lawful for any five or more of them to make application in writing to any Justice of the Peace within and for said county, requesting him to issue his warrant for calling a meeting of the practitioners at law within the same county, to meet at some certain time and place for the purpose of organizing the establishment of a Law Library; and such Justice shall thereupon issue a warrant under his hand and seal, directed to some practitioner at law, residing within the shire town of said county, requiring him to notify the other members of the bar residing therein, either personally or by written notification posted up at some conspicuous place in the Court House in said county, at least seven days before the time of meeting as mentioned in said warrant; which meeting shall be holden at the next succeeding term of the Circuit Court of Common Pleas in said county, on some day subsequent to the second day from the commencement of its session; and the person to whom such warrant is directed shall serve the same in manner as aforesaid, and make return thereof under his hand to the Justice who issued the same, or to some other Justice of the Peace within and for said county; whose duty it shall be to preside at said meeting in the choice of a Clerk, a Treasurer and Librarian, each of whom shall thereupon be sworn by the presiding officer, to the faithful discharge

Law libraries.

Mode of calling meetings  
and their powers.

of their respective duties, and to hold their offices during the pleasure of the association; and the said members of the bar so notified and met, to the number of five or more, shall at their first meeting prescribe the mode of calling future meetings of said association, and establish such rules and regulations as may be found necessary from time to time, to carry the purposes of this Act into effect, not repugnant to the Constitution and laws of this State; and at all future meetings the oldest member of the bar residing within said county, who is present, shall preside.

[Approved January 27, 1821.]

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CHAPTER CXLII.

An Act concerning Plates for Printing Bank notes.

**SEC. 1.** *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That no bills of the denomination of one, two, three, four, and five dollars, shall be issued or emitted by the president, directors and company of any incorporated Bank within this State, unless the said bills shall be printed and impressed from stereotype steel plates; from which plates original impressions of the bills of the several denominations aforesaid shall be deposited in the office of the Secretary of the State of Maine; nor unless the said bills of the denomination of five dollars shall have on the back of the same an impression from the check plates, one of the impressions from which shall be also deposited in the office of said Secretary of this State.

No bills of five dollars and under, to be issued by any bank unless printed from stereotype plates.

Original impressions of the bills to be lodged in secretary's office. Backs of 5 dollar bills to be impressed by check plates, &c.

Plates to be kept in bank vault,

to be taken out only in presence of president, director or cashier, and returned every night, &c.

**SEC. 2.** *Be it further enacted,* That all plates used by any incorporated Bank within this State, for the purpose of making impressions of bills or notes issued by such Bank, shall at all times be kept in the vaults of said Bank, when not in actual use for making impressions of bills or notes as aforesaid: and whenever the same plate or plates shall be wanted for the purposes aforesaid, the same shall not be taken from the vaults of the Bank aforesaid but in the presence of the president, a director or the cashier of said Bank; and the same plates shall be returned every night to the vaults of said Bank, in the presence of the president, a director or the