

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

FOURTH LEGISLATURE,

AT ITS SESSION, HELD IN JANUARY, 1824.

PUBLISHED AGREEABLY TO THE RESOLVE OF THE 28TH JUNE, 1820.



PORTLAND:

PRINTED BY TODD AND SMITH.....PRINTERS TO THE STATE.

1824.

signee commence his action and attach the same within six months from the time the rent becomes due and not otherwise.

Mode of levying execution in such cases. **SECT. 2.** *Be it further enacted,* That such lessor shall levy his execution in the same manner, and the same proceedings shall be had as are provided by law, in cases of attaching and selling on equity of redemption: *Provided nevertheless,* That the rents and profits of such buildings shall be sold on the execution for such term of time as will be sufficient to pay the debt and costs on such execution.
 [This Act passed February 14, 1824.]

CHAPTER CCLIX.

AN additional Act respecting Lotteries.

Forfeitures for breach of this and former act how recovered &c. **SECT. 1.** *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the manner of recovering forfeitures for violations of any of the provisions of an Act passed March 15, 1821, for the prevention of Lotteries not authorized by law, and to prohibit the sale or purchase of tickets in this State, as prescribed in the fifth section of said act, be and the same hereby is so far modified or altered as that the penalty or penalties therein mentioned, shall and may be recovered by indictment in the Supreme Judicial Court, or Court of Common Pleas; one half of said penalty or penalties to the use of the State, and the other half to the use of the informer.

Penalty for receiving, aiding in procuring, &c. foreign lottery tickets. **SECT. 2.** *Be it further enacted,* That no person or persons who is or may become a dealer or vender of any lottery ticket or tickets within this State, shall receive, or aid in procuring or obtaining any ticket, or part or parts of any ticket or tickets in any lottery not authorized by the laws of this State, or of the United States, under the like penalty or penalties imposed for such offences in the act aforesaid, to be recovered in the manner prescribed in the first section of this act: *Provided however,* That any purchaser or purchasers, who may make complaint of any violation of the provisions aforesaid, or shall

Purchasers may be witnesses and exempted from penalties.

be called upon, or used as a witness in any prosecution for offences against this act or the act to which this is additional; shall be and hereby is exempted from any penalty or penalties to which he would or might otherwise be subjected.

[*This Act passed February 14, 1824.*]

CHAPTER CCLX.

AN ACT additional to "An Act regulating towns, town meetings, and the choice of town officers."

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That* whenever the Clerk of any town or plantation may be absent from any town or plantation meeting duly called, either of the Selectmen of such town, or the Assessors of such plantation, and in the absence of the Selectmen or Assessors as aforesaid, either of the Constables of such town or plantation, may do all the duties of a town or plantation Clerk, in opening said meeting, and in receiving, sorting and counting the votes for a moderator, and until a town or plantation Clerk *pro tempore* shall be chosen.

Provision for opening town and plantation meetings when selectmen, &c are absent.

SECT. 2. *Be it further enacted, That* when the Clerk of any town or plantation may be absent from any town or plantation meeting as aforesaid, the moderator chosen in conformity with the provisions of the first section of this act, shall require the inhabitants of such town or plantation to give in their votes, by ballot, for a Clerk *pro tempore*; and the moderator, after the choice of a Clerk thus made, shall be, and hereby is, authorized to administer the oath to such Clerk *pro tempore*: *Provided*, no Justice of the Peace be present; and such Clerk *pro tempore* shall record the whole proceedings of such meeting, and shall be liable for any misfeasance or breach of duty or trust in the same manner as the regular town or plantation Clerk is by law required to do or suffer.

Presiding officer may administer oath to clerk *pro tempore*.

Powers of such clerk.