

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

FIFTH LEGISLATURE

AT ITS SESSION, HELD IN JANUARY, 1825.

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

Portland :

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1825.

the fees following: viz. for advertising a right in equity of redeeming real estate, mortgaged, in a public newspaper, such sum, as he shall pay to the printer, for such advertisement. For writing and posting up notifications, in case of a sale of such equity, in the town where the land lies, and two adjoining towns, one dollar and fifty cents. For making out a deed, and return of the sale of such equity, one dollar and fifty cents: And when the estate, right, title, or interest, of any person holden or claimed, in virtue of a possession or improvement, as expressed in "An Act for the settlement of certain equitable claims, arising on real actions," shall be seized and sold upon execution, by any officer, he shall be entitled to the same fees, as are above given in case of sale of an equity of redemption. For causing appraisers to be sworn, and making return of levy, fifty cents. And it shall be the duty of every officer, who shall levy an execution on real estate, to cause the same to be recorded by the register of deeds, of the county where such land lies, within three months after such levy.

Officer to cause deeds to be recorded.

[*This Act passed February 25, 1825.*]

CHAPTER CCCX.

AN ACT additional to "An Act prescribing the mode of taking depositions."

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That whenever any person may be desirous of taking any deposition to be used as evidence in any case of a contested election, of any person returned as a member of the House of Representatives, and shall have caused such Representative elect, to be served with a copy of a remonstrance against the legality of his election, at least thirty days previous to the session of the Legislature, of which such person is returned a member, any such person, and also such Representative elect, may cause such proceedings to be had

Mode of taking depositions to be used in cases of contested elections.

in regard to notice to the adverse party, and summoning any witness before a Justice of the Peace, for the purpose of taking his deposition, and such witness shall be subject to the same liabilities, as are provided in the act to which this is additional.

[*This Act passed February 25, 1825.*]

CHAPTER CCCXI.

AN ACT in addition to "An act to provide for the education of youth."

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That every town or plantation, which shall neglect to choose annually a superintending school committee, as required by the third section of an act passed the twenty-first day of March, in the year of our Lord one thousand eight hundred and twenty-one, to which this is in addition, shall forfeit and pay not less than thirty nor more than two hundred dollars, to be recovered and appropriated as is provided in the sixth section of the act aforesaid.

Towns, &c. neglecting to choose a superintending school committee liable to penalty.

SECT. 2. *Be it further enacted,* That the superintending school committees, in the several towns and plantations, are hereby authorized and empowered, for misconduct, to expel from any school, any obstinately disobedient and disorderly scholar, when, after a proper investigation of his or her behavior, they shall judge that the peace and usefulness of the school will thereby be promoted; and shall also have power to restore such scholar, on satisfactory evidence produced to them of repentance and amendment.

Committee may expel disobedient and disorderly scholars.

SECT. 3. *Be it further enacted,* That the certificate required to be produced from some person of liberal education, literary pursuits, and good moral character, residing in the county, may, when convenience so requires, be given by any such person, residing in any county adjacent to that in which a school is to be kept.

Certificate by whom may be given.