

MAINE STATE LEGISLATURE

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RESOLVES

OF THE

FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

PASSED AT THE SESSION

WHICH COMMENCED ON THE FIFTH DAY OF JANUARY, AND ENDED ON THE
TWENTY-EIGHTH DAY OF FEBRUARY, ONE THOUSAND
EIGHT HUNDRED AND TWENTY-FIVE.

PUBLISHED AGREEABLY TO THE RESOLVE OF THE 20TH OF JUNE, 1820.

Portland :

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

1825.

CHAPTER LVI.

Resolve in favor of William Tozier.

Resolved, That there be allowed and paid out of the Treasury of this State, to William Tozier, as compensation for a wound received while on duty in the Militia, the sum of forty-eight dollars.

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

CHAPTER LVII.

Resolve making appropriation for the expenses of the State Arsenal.

Resolved, That five hundred dollars be appropriated as a fund to pay the expenses, incident to the preservation of the public property, at the State Arsenal for the current political year; and that the Governor, be, and he hereby is authorized to draw his warrants on the Treasury for the same, as occasion from time to time may require, and to be accountable for the same.

[*This Resolve passed February 26, 1825.*]

MESSAGE OF THE GOVERNOR.

To the Senate and House of Representatives :

Having this day received from the Inspectors of the State Prison their final report for the past year, I have directed a copy thereof to be laid before the two branches of the Legislature for their information.

ALBION K. PARRIS.

COUNCIL CHAMBER, }
JANUARY 12, 1825. }

HOUSE OF REPRESENTATIVES, JAN. 12, 1825.

Read, and referred to the Committee on the subject of the State Prison, with authority to print the whole or such part of

the accompanying documents, as may be interesting to the Legislature.

Sent up for concurrence.

JOHN RUGGLES, *Speaker.*

IN SENATE, January 13, 1825.

Read and concurred.

JONAS WHEELER, *President.*

PURSUANT to the foregoing authority, the Committee sub-join several views of the affairs of the State Prison, from the documents aforementioned. It will be observed, that no balance appears of the ordinary expenses of the establishment, and the avails of the labor of the convicts. This deficiency is the result of necessity. Daniel Rose, Esq. acting in the several offices of "Superintendent" and "Warden," of the Prison, found it impracticable to keep separate the expenses incurred in the two capacities. Materials for building were worked into the prison house, the work-shop in the yard, (in which is included an apartment for religious worship,) the elevated walk on the outside of the yard fence, necessary for the guard, and the fence around the land belonging to the prison. Parts of the lumber which were not suitable for one purpose were applied to another. All parts of the work were carried on at the same time, and by the same workmen. Nails, &c. purchased by the quantity, could not, without needless trouble and loss, be kept separate. The bad lime rock, which otherwise must have been removed from the yard at great expense, was erected into the walls of the work-shops, and the convicts were employed in the erection. In future reports, after the work shall be substantially completed, the expense and income of the prison may be expected to appear with all desirable distinctness. On the whole, the state of the prison is, in the opinion of the committee, as favorable as can have been reasonably expected. The value of the labor of the convicts is, by the Warden and Inspectors, estimated at above 70 cents a day. The accounts of the Warden are by the Inspectors duly certified to have been by them examined and approved.

J. STEBBINS, *Chairman.*

NO. 1.

Whole expense, from Jan. 7, 1824, to Jan. 3, 1825.

Sundry supplies, labor and materials to finish the building of the prison, erect work-shops, and support the convicts, as by bills specified in the account,

\$6,642 71

Amount of provisions, tools and materials, as by Warden's book,	394 58
Expense of transporting convicts, as by bills exhibited,	355 31
Pay of Officers—Keeper,	138 83
Clerk,	125 28
Four other Overseers,	513 51
Female laborer,	62 14
	<hr/>
	839 76
Warden's salary 6 months,	350 00
Medical attendance,	50 00
Divine service,	50 00
	<hr/>
	450 00
Cash paid convicts discharged, 12, at 5 dollars each, 1 at 15 dollars,	75 00
	<hr/>
	\$8,757 36

INCOME.

Labor of Convicts on Work-shops, &c. not included.

Sales of articles manufactured,	340 60
7365 casks lime rock sold,	1,113 95
45 loads bad lime rock sold,	15 00
Lime rock delivered and not burnt; also a quantity in the quarry, estimated at 1000 casks,	151 25
Stock on hand, being tools, furniture, medicine, &c.	1,404 36
	<hr/>
	3,025 16
Balance against the prison,	5,732 20
	<hr/>
	\$8,757 36

Of the first item, the sum of \$2000 is estimated to have been applied to the completion of the prison. The half year's account therefor, from the 3d of July, when the convicts were received and the salaries commenced, will stand thus:

Amount of expenses,	6,757 36
Sales, stock, &c.	3,025 16
Balance against Prison,	3,732 20
	<hr/>
	\$ 6,757 36

NO. 2.

Appropriations for Prison.

Appropriation for building prison,	30,000 00
for support of prison,	8,000 00
	<hr/>
	\$38,000 00

Drawn as Agent, Warrant No. 436,	5,000	
455,	3,000	
510,	6,000	
523,	6,000	
525,	6,000	
549,	2,000	
553,	914 35	
Drawn as Warden, Warrant No. 631,	2,500	
709,	1,000	
733,	1,700	
Appropriated, but undrawn,	3,885 65	
	<hr/>	38,000 00

NO. 3.*Abstract of Account current to avails received.*

Warden Dr. To avails received as by No. 1,	1,620 80
To cash on Warrant No. 549,	2,000 00
To cash, on Warrants, as by No. 2,	5,200 00
To cash, being half year's salary,	350 00
To stock, tools, &c. on hand, as by No. 1,	1,404 36
	<hr/>
	10,575 16
Cr. By payments (No. 1,) amounting to	8,757 36
By stock, &c. on hand, carried to new	
account,	1,404 36
By cash on hand, do.	413 44
	<hr/>
	1,817 80
	<hr/>
	10,575 16
1825, Jan. 3, Dr. to above balance,	1,817 80

NO. 4.*Officers.*

Not residing at the prison—Inspectors,	3
Chaplains,	2
	<hr/>
	5
Residing at the prison—Warden,	1
Overseer and Keeper,	1
Overseer and Clerk,	1
Other Overseers,	4
Domestic Female,	1
	<hr/>
	8
	<hr/>
	13

NO. 5.*Number of Convicts.*

Whole number received to Jan. 7, 1825,		73
Discharged on expiration of sentence,	10	
Pardoned, or punishment remitted,	4	
Died, by suicide,	1	
Remaining, Jan. 7,	58	
	—	73

NO. 6.*Crimes for which sentenced.*

Larceny,	56	Manslaughter,	1
Counterfeiting, or having bills		Lewdness,	3
in possession, with intent to pass,	3	Adultery,	3
Perjury,	1	Forgery,	1
Arson,	1	Assault, with intent to ravish,	2
Forgery and Larceny,	1	Blasphemy,	1

NO. 7.

Sentenced previous to Feb. 25, 1824, and removed from county gaols,		31
Sentenced to solitary, since Feb. 25,	24	
“ to solitary and labor,	18	
	—	42

NO. 8.*Employment, Jan. 7.*

In the quarry,	5	Cutting wood,	2
In smiths' shop,	2	Writing and tending,	1
Stone cutting,	3	Picking oakum,	1
Shoe makers,	6	Attending furnaces,	1
Joinering,	4	Sick in hospital,	3
Tailoring,	2	Wounded in do.	2
Attending in hospital,	1	Insane,	1
Binding shoes,	1	In solitary on sentence,	22
Making tubes,	1		

NO. 9.*From what Country.*

White Americans,		53
“ Irish,	10	
“ English,	6	
“ Scotch,	2	
“ Nova Scotian,	1	
Black Portuguese,	1	
	—	26

Males, 57—Female, 1.

Three sentenced to State's Prison, escaped from county gaols. Largest number in prison at one time, 61. Smallest number, 20, on the 3d of July.

NO. 10.

In what Counties sentenced.

York,	6	Washington,	6
Cumberland,	25	Oxford,	3
Lincoln,	11	Somerset,	2
Keanebec,	12	Penobscot	1
Hancock,	7		<hr/>
			73

STATE OF MAINE.

IN SENATE, February 24, 1825.

The Committee on the affairs of the State Prison, ask leave to REPORT:—That considering the short time which the institution has had to test its operation and character, the difficulties which it has encountered, and the doubts against which, from the novelty of its principles, it has struggled, its success has equalled just expectation. The officers appear to have been capable and faithful; the appropriations to have been expended with economy and discretion, and the affairs of the prison generally to be prosperous. An abstract of the situation of the institution having been printed and before the Legislature, the Committee will only add that an appropriation for its support seems prudent and expedient; and an allowance to the Warden above his salary, for his first half year, appears to be no more than just, as an adequate compensation for his important and responsible duties during that period. For these purposes a Resolve is herewith submitted.

JOSIAH STEBBINS, *Chairman.*

CHAPTER LVIII.

Resolve making an appropriation for the State Prison.

Resolved, That a sum not exceeding one thousand dollars be appropriated for the support of the State Prison, to be paid to the Warden of the Prison, from time to time, as shall, to the Governor and Council, appear necessary.

Resolved, That there be paid to Daniel Rose, Warden of the Prison, in consideration of the labors and duties, which devolved on him, during the past half year, the sum of one hundred dollars, in addition to his annual salary.

[*This Resolve passed February 26, 1825.*]

CHAPTER LIX.

Resolve respecting the settlers on St. Johns and Madaweska rivers.

Whereas there are a number of settlers on the undivided public lands on the St Johns and Madaweska rivers, many of whom have resided thereon more than thirty years; Therefore, *Resolved*, That the Land Agent of this State, in conjunction with such Agent as may be appointed for that purpose on the part of Massachusetts, be, and he is hereby authorized and directed to make and execute good and sufficient deeds, conveying to such settlers, in actual possession as aforesaid, their heirs or assigns, one hundred acres each, of the land by them possessed, to include their improvements on their respective lots, they paying to said Agent for the use of the State five dollars each, and the expense of surveying the same.

[*This Resolve passed February 26, 1825.*]

CHAPTER LX.

Resolve on Petition of John Norton.

On petition of John Norton, of Lincolnville, in the County of Hancock, praying that Betsey Knight, widow of Westbrook Knight, late of said Lincolnville, deceased, and Ephraim Fletcher, of said Lincolnville, esquire, may be authorized to make and execute to him, the said John Norton, a deed of release of the right, title, claim and interest of the children and heirs at law, of the said Westbrook Knight, in and to certain real estate, situated in said Lincolnville: *Resolved*, for reasons set forth in said petition, That the said Betsey Knight and Ephraim Fletcher, be, and they hereby are authorized and empowered, to make and execute to the said John Norton, a good and sufficient deed of release, of all the right, title, claim and interest, which the