

MAINE STATE LEGISLATURE

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PRIVATE ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SIXTH LEGISLATURE,

AT ITS SESSION, HELD IN JANUARY, 1826.

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PUBLISHED AGREEABLY TO THE RESOLVE OF THE 28th OF JUNE, 1826.

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Portland.

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1826.

Powers, &c. with power to sue and be sued; to have a common seal and to change the same; to make by-laws for the management of their affairs, not repugnant to the laws of this State; to take and hold, for said charitable and benevolent uses, any estate, real or personal, to the value of five thousand dollars, and to give, grant, bargain and sell the same; and with all the privileges usually granted to other institutions, established for purposes of charity and benevolence.

May hold estate, &c.

Officers.

Treasurer to give bond.

SECT. 2. *Be it further enacted,* That the officers of the corporation shall be a President, Treasurer and Secretary, with such others as may be required by the by-laws. The Treasurer shall give bonds, with two or more sufficient sureties, for the faithful performance of the duties of his office, to be deposited with the Secretary or some other officer, to be designated by vote of the Association.

Meetings where to be held.

First how called.

SECT. 3. *Be it further enacted,* That all the meetings of said corporation shall be held in the town of Brunswick, the first meeting at such time and place as a majority of the persons herein before named shall direct, by advertising the same, for three weeks successively, in some public newspaper printed in the town of Portland.

Powers restricted

SECT. 4. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restrained or repealed, at the pleasure of the Legislature.

[*Approved by the Governor, Jan. 24, 1826.*]

CHAPTER CCCLXVII.

AN ACT to divide the town of Machias, and incorporate the towns of West Machias, East Machias, and Machias Port.

Machias Port incorporated.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That all that part of the town of Machias, in the County of Washington, which lies south of the following described line, viz.: beginning

at the easterly line of said town, two miles from the southeast corner thereof, and running a straight course to the north east corner of land of John C. Jones, formerly owned by James Gooch; thence by the north line of said land to the western corner thereof; thence by the west line of said lot, southerly, to land of Ephraim Hadley; thence on said Hadley's northerly line, to the creek; thence by said creek, and the middle of the channel of East River, till it intersects the channel of West River; thence by the middle of the channel of West River, to where the dividing line between land of Francis Libby and Henry Cates would, if continued, intersect said channel; thence on the said dividing line of Cates and Libby, to the head of said Libby's lot; thence by the head of the said Libby's lot, to the south west corner of the same; thence by the head of the Plinney Lot, so called, to land of James Crocker; thence by said Crocker's north line, to the north west corner of his lot; thence south to the north line of lot number sixty-three, second division, upon E. Waterhouse, jun'r's plan; then following the north line of said lot number sixty-three, to the north west corner thereof; thence southward by the west lines of lots number sixty-three, sixty-two, sixty-one and sixty, upon the said plan, to land of William Holway; thence by said Holway's west line, to Little Kennebec Bay; with the inhabitants thereof, be, and the same hereby is, incorporated into a town, by the name of Machias Port; with all the powers and privileges which other towns in this State enjoy.

Boundaries.

Powers, &c.

SECT. 2. *Be it further enacted,* That all that part of said Machias, which lies north of the afore described line, and west of the following described line, viz.: beginning at the middle of the channel of West River, where the west line of the lot whereon Joseph Hoit lives, would, if continued, intersect the said channel, and running by the said west line, and the west line of Daniel

West Machias incorporated.

Boundaries.

Hoit's lot, to land of John Dickinson; thence westward by the heads of the several lots laid out fronting on West River and Middle River, to the west corner of the school lot; thence by the west line of the said school lot to land of Thomas Gardner; thence by said Gardner's south and west lines, and by the heads of the several lots laid out fronting on Hadley's Lake, northward, to lot number one hundred and thirty-six, on the plan aforesaid; thence by the south line of the said lot number one hundred and thirty-six, to the south west corner thereof; thence by the west line of lots number one hundred thirty-six, one hundred thirty-five, one hundred thirty-four, one hundred thirty-three, one hundred thirty-two, one hundred thirty-one, and one hundred and thirty, to lot number one hundred twenty-nine, upon the same plan; thence north, ten degrees west, to the north line of Machias; be, and the same hereby is, with the inhabitants thereof, incorporated into a town, by the name of West Machias; with all the powers and privileges which other towns in this State enjoy.

East Machias incorporated.

SECT. 3. *Be it further enacted*, That all that part of Machias aforesaid, which lies north of said Machias Port, and East of said West Machias, be, and the same is hereby, with the inhabitants thereof, incorporated into a town, by the name of East Machias; with all the powers and privileges which other towns in this State enjoy.

Boundaries.

Property, how divided, &c.

SECT. 4. *Be it further enacted*, That the property belonging to the said town of Machias, except the books and papers, shall be sold, and the proceeds thereof, and of the credits and taxes due to the said town, shall, after discharging the debts and liabilities of the same, incurred previous to the passing of this Act, and after discharging the expenses of settling the concerns of the said town, be divided among the said towns of West Machias, East Machias, and Machias Port, in proportion to the estates in said towns respectively, according to the valuation for asses-

sing taxes the last year. And if the proceeds of the said property, credits and taxes, shall be insufficient to meet such expenses and liabilities, the said towns of West Machias, East Machias, and Machias Port, shall be held to contribute therefor in the same proportion.

SECT. 5. *Be it further enacted,* That all persons, now chargeable to the said town of Machias, as paupers, and all persons, who, having a settlement in Machias, but removed therefrom, and not having gained a settlement elsewhere, shall hereafter become chargeable, as paupers, shall, if born in Machias, have their settlement in that town, within the limits of which they were born; and if not born in Machias, shall have their settlement in that town, where they have usually resided.

SECT. 6. *Be it further enacted,* That notwithstanding this division of the town of Machias, the inhabitants thereof shall continue, in their corporate capacity, liable to sue and be sued, for the purpose of collecting and receiving all taxes and debts due to the said town; of discharging all the contracts or other liabilities thereof, incurred prior to the passing of this Act, and of disposing, and dividing the proceeds of the property of the said town, according to the provisions of this Act. And the Treasurers of the said towns of West Machias, East Machias, and Machias Port, shall, *ex officio*, be a committee for the said purposes, with power to appoint a Treasurer of the corporation, who shall succeed to all the powers and duties of Treasurer of the town of Machias, to examine and adjust all accounts and demands against the same, and draw all necessary orders upon the said Treasurer; to commence and prosecute any suit in the name of the inhabitants, and to defend any suit, complaint or indictment, which is or may be brought against the same. And they shall decide by lot, which of the said towns of West Machias and East Machias, shall have the custody of the books,

Paupers, how supported.

Machias still to continue a corporation for certain purposes.

Treasurers of the new towns to be a committee for certain purposes.

Records how disposed of

records and papers of the said town of Machias.

First meeting,
how called, &c.

SECT. 7. *Be it further enacted*, That any Justice of the Peace in the County of Washington, may call a town meeting for the choice of town officers, and other business usually transacted at annual town meetings, in either of the said towns by this Act incorporated, by posting up notices thereof at some public places in such town, seven days before such meeting. And the same Justice shall preside at such meeting, until a moderator is chosen.

Provision for the
choice of repre-
sentative, &c.

SECT. 8. *Be it further enacted*, That until the next apportionment of Representatives, the said towns of West Machias, East Machias, and Machias Port, shall constitute a district for electing one Representative in the Legislature of the State. And the meeting of the Selectmen of the said towns, for ascertaining the election of Representative, according to the provisions of the Constitution, shall be appointed and notified by the Selectmen of West Machias.

Courts, where held
&c.

SECT. 9. *Be it further enacted*, That all Courts heretofore held in that part of Machias, which is, by this Act, incorporated as West Machias, shall be held at said West Machias, at the times by law established. And all suits and matters pending in, and all writs, precepts, processes, and recognizances, returnable to either of the said Courts to be holden at Machias, shall be returned to, entered, proceeded upon, and heard at said Courts, to be held at West Machias.

[*Approved by the Governor, Jan. 24, 1826.*]

CHAPTER CCCLXVIII.

AN ACT to incorporate the Proprietors of the Central Burying Ground, in Waldoborough.

Persons incorpo-
rated.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That Henry Flagg, William Sproul, and Denny McCobb, their associates and successors,