

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.

bering the same, and of prizes not claimed within one year; and they shall credit themselves with the amount of the prizes paid to the purchasers of tickets; which book shall be exhibited to the Governor and Council, at the first session they shall hold after the drawing of any class, and oftener, if required; and a transcript of the account shall be filed in the Treasurer's office. And it shall be lawful for said Managers to deduct from the amount of each ticket sold, six per cent. when sold by said Managers to any person or persons for the purpose of being sold again. And when the whole business of said Lottery shall be completed, the Managers shall make up and exhibit to the Governor and Council, a fair account of their whole proceedings, which, after being examined by the Governor and Council, shall be filed in the Treasurer's office.

and credit themselves with prizes paid, &c.

and exhibit the same to the Governor & Council;

may deduct 6 per cent. from tickets to be resold;

to render a fair account of their proceedings to the Governor and Council, when the lottery is finished.

SECT. 5. *Be it further enacted,* That the proceeds of said Lottery, which shall be raised and paid into the State Treasury, shall be paid over to John Sargent aforesaid, for whose benefit this Act is intended, at such times and in such sums as the Governor, with advice of Council, may order and direct.

Proceeds of the lottery, when to be paid to John Sargent.

SECT. 6. *Be it further enacted,* That this Act shall continue and be in force for the term of eight years, unless the sum herein provided shall be sooner raised; and that the faith of the State shall not be considered as in any manner pledged for the management of said Lottery or payment of any prizes which may be drawn thereby.

Limitation.]

Faith of the State not pledged

[*Approved by the Governor, March 7, 1826.*]

CHAPTER CCCCXXI.

AN ACT granting a Lottery to encourage Steam Navigation in this State.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That a Lottery be, and hereby is granted

Lottery granted to Seward Porter to raise \$25,000 for certain purposes.

Managers to be appointed by the Governor and Council ;

to publish schemes, draw the lottery, &c.

Managers to be sworn, give bond, conditioned, &c.

Remedy thereon.

to Seward Porter, of Bath, in the county of Lincoln, to raise the sum of twenty-five thousand dollars, for the purpose of enabling him to carry into more complete effect steam navigation, between the ports of this State, and of the States and territories adjacent, and for affording him indemnity for what expenses he may have already, or may hereafter incur, in the prosecution of the objects aforesaid. And the Governor, with advice of Council, is hereby authorized to appoint the Managers of said Lottery, not exceeding three in number ; and shall have power to remove the same, and to fill all vacancies in said board of Managers, occasioned by death, resignation, removal or otherwise. And the Managers of said Lottery, shall, from time to time, make and publish such schemes, as in their opinion, shall best promote the purposes of said Lottery ; and shall draw the same, and transact all business necessarily connected with the duties of their appointment.

SECT. 2. *Be it further enacted,* That said Managers, before they enter upon the duties of their office, shall be sworn to the faithful performance of said duties, and shall give bond to the State, with sufficient sureties, to the satisfaction of the Governor and Council, in the sum of thirty thousand dollars, conditioned for the faithful performance of all the duties of their office ; and that they will, at such time and in the manner required by law, pay into the Treasury of the State, the whole proceeds of said Lottery, after deducting for their expenses and services, such sums as shall be allowed them by the Governor and Council, not exceeding twenty-five per cent. on the sum allowed to be raised by said Lottery ; which bond shall remain with the Treasurer of the State, for the term of three years, after all the classes shall be drawn and completed ; that all persons, aggrieved by the doings of said Managers, may have the benefit of the same.

SECT. 3. *Be it further enacted,* That the Managers shall be held to pay all prizes that shall

be drawn in any class of said Lottery on demand, after sixty days shall have elapsed from the time the drawing of such class shall have been completed, and all prizes not demanded in one year after the drawing of any class, shall be considered as given for the purposes intended by this Lottery. And the Managers of said Lottery, within sixty days after each class in said Lottery is drawn, shall pay into the Treasury of the State, the whole proceeds of said class, after deducting the amount allowed them by the Governor and Council, for their services and expenses as aforesaid. And said Managers shall be holden to account for all the tickets, in every class in said Lottery, and all prizes not claimed within one year as aforesaid: And the Managers shall be jointly holden to pay the prize drawn against any number, although the ticket, drawing such prize, be signed by one only of said Managers.

Managers held to pay prizes within 60 days after drawing, &c.

to pay the proceeds of each class into the State Treasury in 60 days after drawing;

to account for all tickets and prizes not claimed;

jointly liable to pay prizes, tho' the tickets be signed by only one.

SECT. 4. *Be it further enacted,* That said Managers shall, from time to time, publish in one or more of the public newspapers printed in the State, the scheme of each class in said Lottery, the time and place of drawing, and lists of prizes, and shall keep a book in which they shall charge themselves with the amount received for each ticket in every class in said Lottery, numbering the same; and of prizes not claimed within one year; and they shall credit themselves with the amount of the prizes paid to the purchasers of tickets; which book shall be exhibited to the Governor and Council, at the first session they shall hold, after the drawing of any class, and oftener, if required: And a transcript of the account shall be filed in the Treasurer's office: And when the whole business of said Lottery shall be completed, the Managers shall make up and exhibit to the Governor and Council, a fair account of their whole proceedings, which, after being examined by the Governor and Council, shall be filed in the Treasurer's office; and it shall be lawful for the Managers to deduct a sum

Managers to publish schemes, time of drawing, &c.

to keep a book in which they shall charge themselves with tickets, &c.

and credit themselves with prizes paid, &c.

and exhibit the same to the Governor and Council; and

to render a fair account of their proceedings when the lottery is finished;

may deduct 6 per cent. from tickets to be resold.

not exceeding six per centum on each ticket sold, for the purpose of being resold.

Proceeds of the lottery when to be paid to Seward Porter.

Proviso.

SECT. 5. *Be it further enacted,* That the proceeds of the sales of tickets, in said Lottery, which shall be raised and paid into the Treasury of this State, shall be paid over to said Seward Porter, for the purposes aforesaid, for whose benefit this Lottery is granted, at such times and in such sums, as the Governor, with advice of Council, may order and direct: *Provided,* Said Porter shall continue to afford as much and more accommodation to the public by means of steam boat navigation within this State, as has been afforded during the past year.

Limitation.

Faith of the State not pledged

SECT. 6. *Be it further enacted,* That this Act shall continue, and be in force, for the space of ten years, unless the sum herein authorized shall be sooner raised: And that the faith of the State shall not be considered in any manner pledged for the management of said Lottery, or for the payment of any prizes drawn thereby.

[*Approved by the Governor, March 7, 1826.*]

CHAPTER CCCCXXXII.

AN ACT authorizing a Canal for the improvement of the navigation of Mousam River.

Persons incorporated.

Powers, &c.

May hold estate, &c.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That Daniel Sewall, Joseph Moody, John Low, Benjamin Smith, Horace Porter, and their associates and successors, be, and they hereby are, constituted a body politic and corporate, by the name of the Proprietors of Mousam Canal; and by that name shall have power to prosecute and defend suits at law; to have and use a common seal; to make any by-laws or regulations necessary or proper for the purposes of their incorporation, not repugnant to the laws of the State; and to purchase and hold any estate, real or personal, not exceeding ten thou-