

# MAINE STATE LEGISLATURE

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# **PUBLIC ACTS**

OF THE

## **STATE OF MAINE,**

PASSED BY THE

### **EIGHTH LEGISLATURE,**

AT ITS

**SESSION HELD IN JANUARY, 1828.**

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Published agreeably to the Resolve of the 20th June, 1820.

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**PORTLAND.**

PRINTED BY THOMAS TODD.....PRINTER TO THE STATE.

1828.

and shall perform and discharge all the duties exercised by, and enjoined upon superintending school committees and school agents, and the power of determining the age at which scholars may be admitted into the schools; of transferring the scholars from school to school, and of laying out and expending the money raised for the support of schools in said town; any thing in the several laws providing for the Education of Youth now in force in this State to the contrary notwithstanding.

Superintending  
School Committees  
authorized to  
fill vacancies.

SECT. 2. *Be it further enacted,* That the superintending school committee in each town and plantation, shall have power to fill any vacancy, in their number, which may occur, after the annual election.

[Approved by the Governor, January 30, 1828.]

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## CHAPTER CCCLXXVI.

AN ACT relating to Red Oak Hogshhead Shooks.

Dimensions and  
quality.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That all Shooks of Red Oak shall be made of staves, of at least forty one inches in length; and not less than half an inch thick, on the thinnest edge, after it is worked, and sound and free from worm holes and rents, sufficient for a cask raised in a thirty inch hoop; with heads of good sound pine boards, not less than seven eighths of an inch thick, and not less than twenty nine and one half inches in diameter, the materials to be well seasoned, and the shooks and heads to be made in a workmanlike manner.

Inspectors to be  
appointed;

SECT. 2. *Be it further enacted,* That in every town where shooks and heading are shipped, the Selectmen, shall annually, or oftener if necessary, appoint one or more suitable persons, not exceeding three, in any one town, to be inspectors of shooks and heading, who shall severally be sworn

to the faithful performance of their duty, and shall give bonds with sufficient sureties in the sum of five hundred dollars, conditioned for the true and faithful performance of his trust, to the Treasurer of the town where he is appointed, and the Selectmen shall be the judges of the sufficiency of the sureties, and any person who shall sustain any injury by the malfeasance or neglect of any inspector, shall be entitled to a copy of such bond, and to bring an action thereon in the name of such Treasurer, or his successor in that office, to his own benefit, and judgment shall be rendered thereon, and execution issue, for such sum in damages as such person shall be entitled to recover, against such inspector and his sureties; which action may be brought before any court of competent jurisdiction. It shall be the duty of the aforesaid inspectors to examine all shooks that may be offered for sale, in the towns where they are shipped, and shall brand all such shooks which shall be good, and well made according to the provisions of this Act, with the first letter of his christian name, and his surname at large, with the letters INS. and the name of the town for which he is appointed; and such inspector, in order fully to examine and satisfy himself of the quality of any shooks, is authorized to remove the hoops or binders, if he shall deem it necessary, but to be by him replaced, if found good and merchantable.

SECT. 3. *Be it further enacted,* That if any person shall alter or erase the mark of any inspector, or, not being duly authorized, shall mark or brand any shook with the name of any inspector, he or they shall forfeit and pay for each offence two dollars; and if any person shall put on board, or cause to be put on board any vessel, any shooks, which shall not have been inspected and marked, as is herein prescribed, with intention of shipping the same for foreign exportation, or coastwise, he or they shall forfeit and pay for every shook so shipped, one dollar. And in all cases where vessels are obliged by law to be

Certificate of Inspection to be produced at the Custom House.

cleared at the Custom House, having any shooks and heading on board, it shall be the duty of the master or owner thereof to produce to the Collector a certificate from the inspector that such shooks and heading have been inspected and marked according to law.

Fees of inspection.

SECT. 4. *Be it further enacted,* That the fees to be paid to the inspectors, shall be three and one half cents for each shook, and half of one cent for heads for the same, on his producing a certificate of said inspection, to be paid by the purchaser.

Fines &c. how recovered.

SECT. 5. *Be it further enacted,* That all fines and forfeitures accruing under this Act may be recovered to the use of any person who shall sue therefor, in an action of debt, before any court proper to try the same.

Parts of former Acts repealed.

SECT. 6. *Be it further enacted,* That the provisions of all former Acts, heretofore passed, so far as the same are repugnant to, or inconsistent with this Act, be, and the same are hereby repealed from and after the first day of September next, at which time this Act shall take effect, and be in force.

[Approved by the Governor, January 30, 1828.]

## CHAPTER CCCLXXVII.

AN ACT additional to An Act enabling the owners of Meeting Houses to manage the same.

Persons may incorporate themselves, &c.

*BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That any number of individuals shall have power to incorporate themselves, for the purpose of erecting a Meeting House, in the same manner and with the same effect, as parishes may, by law, incorporate themselves; and may choose officers, and, as a body politic, do all things, for the purpose aforesaid, which a parish or religious society may do, in exercise of the authority in them by law vested.

[Approved by the Governor, January 31, 1828.]