

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.

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

PORTLAND.

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

1828.

CHAPTER CCCLXXXII.

An additional ACT concerning Foreign Attachment.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That, from and after the passage of this Act, in all actions, where any person or persons shall be summoned as trustee or trustees, such trustee or trustees who shall appear at the first term and disclose, shall be entitled to costs in the same manner as parties in civil actions who have an issue joined for trial. And any person or persons so adjudged trustee or trustees may deduct from the goods and effects of such debtor in his or her hands and possession, the amount of such costs. And where such trustee or trustees shall be so adjudged trustee for specific articles in his or her hands and possession, he shall have a lien on the same for his costs ; and it shall be the duty of the officer who shall sell or dispose of such specific articles, on execution, on such judgment, to pay to such trustee or trustees, on the sale thereof, the amount due to him, her or them for costs, and deduct the same from the amount of such sale before he shall pay the balance thereof to the creditor or creditors. And the certificate of the Clerk on the margin of the execution, shall be evidence to the officer of the amount of such lien.

Persons summoned as Trustees entitled to costs ;

may deduct same from effects in their hands ;

may have a lien on specific articles.

Certificate of Clerk to be evidence of amount.

[Approved by the Governor, February 6, 1828.]

CHAPTER CCCLXXXIII.

AN ACT regulating the taking of Lobsters.

SECT. 1. BE it enacted by the Senate and House of Representatives, in Legislature assembled, That, from and after the passing of this Act, no person or persons, not being inhabitants of this State, shall take or catch Lobsters in any bay, river, harbor, cove or creek within the limits of any town in this State, without first having

Persons other than inhabitants of this State not to take lobsters without permission from Selectmen

obtained a written permission therefor from the Selectmen of such town where said Lobsters may be taken.

Penalty ; and how recovered.

SECT. 2. *Be it further enacted*, That if any person or persons shall violate the provisions of this Act, he or they shall forfeit and pay for every such offence, a sum not less than ten, nor more than fifty dollars, to be recovered by action of debt to be commenced within one year from the time of such offence, in any Court competent to try the same, one half to the use of any person who may prosecute therefor, and the other half to the use of the town where the offence shall have been committed.

[*Approved by the Governor, February 6, 1828.*]

CHAPTER CCCLXXXIV.

An additional ACT defining the Powers of the Judicial Courts in granting Reviews, and for other purposes.

S. J. Court may grant reviews of judgments upon petitions for partition, &c.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the Justices of the Supreme Judicial Court be, and they hereby are, empowered to grant Reviews of judgments rendered upon petitions for partition, in the same manner as they now are empowered to grant reviews in suits at common law ; and in such cases, and also in writs of partition at common law, to grant a review of all or only a part of the proceedings, as they may deem the justice of the case to require.

[*Approved by the Governor, February 7, 1828.*]

CHAPTER CCCLXXXV.

AN ACT in addition to the several Acts defining the general powers and duties of Manufacturing Corporations.

Part of former act repealed.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That so much of the proviso in the first section of an Act additional to an Act defining the