

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

ELEVENTH LEGISLATURE,

AT ITS SESSION, HELD IN JANUARY, 1831.

—◆—
PUBLISHED AGREEABLY TO THE RESOLVE OF 28TH JUNE, 1820.
—◆—

Portland.

TODD AND HOLDEN.....PRINTERS TO THE STATE.

1831.

as is provided for the sale of property on execution, unless the defendant shall also claim the same property in his own right and by virtue thereof forbid the sale aforesaid; but no such sale by the officer shall impair in any degree the right of the person or persons so claiming such property, to maintain his or their action of trespass against the officer for the taking thereof.

[Approved by the Governor, March 25, 1831.]

CHAPTER DIX.

AN ACT regulating cost in Criminal Prosecutions.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That no fees in continued criminal prosecutions after the first term, shall hereafter be allowed to witnesses on the part of the State, until the third day of the term of the Court of Common Pleas and Supreme Judicial Court, holden in any County of this State, except in the Counties of Hancock and Oxford, and until the second day of the term of said Courts, in said Counties of Hancock and Oxford.

Fees of witnesses regulated in criminal prosecutions.

SECT. 2. *Be it further enacted,* That it shall hereafter be the duty of the Attorney General and the several County Attorneys, at the term of said Courts, when criminal prosecutions are continued, to cause such witnesses to be recognized to appear on the third day of the term of said Courts, holden in any County of this State, except in said Counties of Hancock and Oxford; and on the second day of the term of said Courts holden in said last mentioned Counties: *Provided, however,* That said Courts may order the appearance of such witnesses at an earlier day of the term of said Courts, at their discretion, in which case said witnesses shall be entitled to their fees.

Times at which witnesses shall recognize for their appearance in criminal cases.

Courts may order appearance at earlier day.

Acts inconsis-
tent with this
repealed.

SECT. 3. *Be it further enacted,* That all Acts, and parts of Acts, inconsistent with the provisions of this Act be, and the same are hereby repealed.

[*Approved by the Governor, March 25, 1831.*]

CHAPTER DX.

AN ADDITIONAL ACT to promote the sale and settlement of the Public Lands.

Public Lands may be sold to actual settlers.

Least price 50 cts. per acre.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That the Land Agent be, and hereby is authorized, from time to time, to sell the public lands to such persons as will engage to settle and improve the same: *Provided,* That the land shall not be sold for less than fifty cents per acre, and in the manner hereinafter provided.

Public Lands may be surveyed into lots, under direction of Governor and Council.

Duty of Surveyor.

SECT. 2. *Be it further enacted,* That the Land Agent, under the direction of the Governor and Council, shall survey or cause to be surveyed, from time to time, into lots, any and so much of any of the townships or other land, the property of the State, as the public interest shall require: and said lots shall be surveyed in such size and form as will best promote the interest of the State and the settlement thereof. In the surveys, regard shall be had to roads, streams, ponds and mountains; and the surveyor shall be required to give a particular account of the sorts of wood and trees, the quality and quantity of pine timber standing and growing thereon, also a particular description of the surface of the land, the quality of the soil and the streams and water courses.

SECT. 3. *Be it further enacted,* That the Land Agent, under the direction aforesaid, after the lands have been surveyed and described as