

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

THIRTEENTH LEGISLATURE,

At its Session, held in January, 1833.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

AUGUSTA :

I. BERRY & CO. PRINTERS TO THE STATE.

1833.

Forfeiture for
selling adulter-
ated oils.

commonly known under the names specified in the first Section of this Act, which have been adulterated by a mixture of Whale Oil, inferior Oil, Spirits of Turpentine or other matter and not disclosing the full amount of adulteration to the purchaser, shall forfeit for every such offence fifteen dollars to be recovered with costs of suit in an action of debt in the name and for the benefit of any person who shall sue and prosecute for the same.

How to be
recovered.

[Approved by the Governor, February 21, 1833.]

Chapter 61.

AN ACT relating to Lottery Grants.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That the Governor with advice of Council be, and hereby is authorized to adjust and finally settle all the unsettled accounts of the Managers of "the Lottery to encourage Steam Navigation" down to the date of the passing this Act.

Governor and
Council author-
ized to adjust
all unsettled ac-
counts with the
Managers of the
Steam Naviga-
tion Lottery.

SECT. 2. *Be it further enacted,* That the second and third Sections of "An Act additional to an Act granting a Lottery to encourage Steam Navigation in this State, and for other purposes," be and the same are hereby repealed.

Sections of for-
mer act repeal-
ed.

[Approved by the Governor, February 25, 1833.]

Chapter 62.

AN ACT additional to an Act to regulate the Jurisdiction and Proceedings of the Courts of Probate.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That whenever any minor or minors or person, *non compos*, shall have any title or interest in any real estate, situated within any County of this State, and it shall be made fully to appear to the Judge of

Real Estate of
minors or per-
sons *non com-
pos* may be sold,
&c.

Probate of said County, that it would be for the benefit of such minor or minors or person, *non compos*, that the same should be disposed of, and the proceeds thereof put out at interest, the said Judge may authorize the Guardian or Guardians, or some other suitable person or persons, to sell and convey said estate, or any part thereof, by deed or deeds duly executed, acknowledged and recorded. And the person or persons, authorized as aforesaid, shall be held to give to said Judge such bond, and take such oath, and proceed, in all respects, in such manner, as is now required of persons, licensed by the Supreme Judicial Court for like purposes.

Persons authorized to sell the same shall give Bond.

SECT. 2. *Be it further enacted*, That the Judge of Probate of any County is authorized, at any convenient time and place, other than in open Probate Court, to administer the oaths, required by law of Executors, Administrators and Guardians to the truth of inventories by them returned; and also the oaths required for perpetuating evidence of the time, place and manner, in which Executors and Administrators may have given notice of their respective appointments, and the undertaking of the trusts thereof.

Judges of Probate may administer certain oaths, in places other than in open Probate Court.

SECT. 3. *Be it further enacted*, That whenever the Commissioners upon any estate, represented insolvent, shall have duly reported to the Judge of Probate a list of claims allowed, if the Executor or Administrator shall neglect to exhibit and settle his account of administration with the said Judge, within six months after the report shall have been made as aforesaid, or within such further time as the Judge shall think proper to allow therefor, such neglect shall be taken and deemed to be conclusive evidence of his breach, by said Executor or Administrator, of his Probate Bond.

Neglect of Executor or Administrator to exhibit and settle their account within six months shall be deemed a breach of their bond.

SECT. 4. *Be it further enacted*, That the twenty eighth Section of the Act to which this is additional, be and the same hereby is repealed.

Twenty-eighth section of former act repealed.

[Approved by the Governor, February 26, 1833.]