

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

FIFTEENTH LEGISLATURE,

AT ITS SESSION, HELD IN JANUARY, 1835.

Published agreeably to the Resolve of June 28, 1820.

AUGUSTA:

WILLIAM J. CONDON.....PRINTER TO THE STATE.

1835.

PUBLIC LAWS

OF THE

STATE OF MAINE.

Chapter 142.

AN ACT authorizing the United States of America to take and hold lands within this State for the purpose of erecting Light Houses thereon.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That whenever the Congress of the United States, shall have made, or shall hereafter make an appropriation for building a Light House, or Light Houses in the State of Maine, and the agent of the United States, and the owner or owners of any tract or tracts of land, which shall be found necessary and convenient, for the said Light-houses, cannot agree in a sale and purchase thereof, or whenever it is not known to the agent of the United States, who is the owner of the land required, or whenever such land is owned by minors, or by several persons in common and undivided, in all such cases, the Agent of the United States may apply to the Supreme Court, or the Court of Common Pleas, holden within the County where such land lies, who may and shall appoint a committee of three disinterested freeholders, to determine a just equivalent to the owner or owners of such lands; which committee shall be sworn before some Justice of the Peace,

Proceedings in case owner of lands and agents of U. S. cannot agree in a sale, and where land is owned by minors, &c.

Supreme Court, &c. may appoint Committee.

Proceedings in
such case.

Proviso as to
charges, &c.

Proviso as to
dwellinghouses.

Proviso as to
notice to per-
sons interested.

Proceedings
where owners
are unknown.

for the faithful discharge of their trust; and shall forthwith proceed to view, set off, and appraise such tract or tracts of land, and shall make return of their doings to the same Court, and which award and return being accepted by the Court, and the amount of such appraisement being paid to the owner or owners of the land appraised, and set off, by such committee, or if the owner or owners shall not appear, or shall refuse to receive the same, to such person or corporation, for the use of the owner or owners, as the same Court shall order, the tract or tracts of land so appraised, and set off, shall be vested in the United States, and shall and may be taken, possessed and appropriated, for the purposes aforesaid. *Provided* that all charges of such application and appraisement shall be paid by the United States, and provided that the land which may be set off for the purposes of this Act, shall not exceed the quantity of ten acres, in the whole for each Light-house, including and reckoning therewith any land purchase for the same—*Provided* that nothing herein contained shall authorise the United States to take and hold the dwelling house of any person without his or her consent—*Provided also*, That the Justices of said Supreme Judicial Court and Court of Common Pleas shall not proceed to appoint said committee until all persons known to be interested shall have been personally notified of the pendency of any such petition fourteen days at least before the action of said Courts thereon. And whenever the person or persons interested in any such application are unknown to the said Agent of the United States, public notice shall be given by causing an attested copy of said petition to be published in some public newspaper printed in the county where the land which the United States wish to possess and occupy as aforesaid may be situated, if any there be, otherwise in the State paper, three weeks successively, the last publication to be at least

thirty days prior to the sitting of said Court. And if any person or persons interested as aforesaid shall appear and object to the appointment of such committee and insist upon having his or their damages assessed and appraised by a jury, then the said Courts shall cause a jury to be summoned for that purpose agreeably to the provisions of the first section of an Act, entitled "An Act directing the method of laying out and making provision for the repair and amendment of highways," passed March the second in the year of our Lord one thousand eight hundred and twenty one. And any committee so appointed and any jury so summoned shall give reasonable notice to all persons known to be interested of the time when they will view and examine the premises described in any such application for the purpose of estimating and appraising the value thereof and give them an opportunity to be heard in relation to the damages they may sustain by reason of the same premises being taken and appropriated to the use aforesaid.

Persons interested may require jury to be appointed.

Vol. 2, chap. 118, p. 509.

Committee to give notice to persons interested when they examine premises.

SECT. 2. *Be it further enacted, That this Act shall take effect from, and after the passing of the same.*

Act to take effect from passage.

[Approved by the Governor, January 29, 1835.]

Chapter 143.

AN ACT relative to the safe keeping of persons insane, lunatic or furiously mad.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled, That, whenever any person shall be in the legal custody of any officer or be confined in any house of correction, by reason of being insane, lunatic or so furiously mad as to render it dangerous to the peace or the safety of the people for such*

Insane and lunatic persons may be delivered to the custody of overseers of the town to which they are chargeable.