

# 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.

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Published agreeably to the Resolve of June 28, 1820.

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AUGUSTA:

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

1835.

Judge of Probate to prosecute the bonds of such as neglect to make deposits as required by law.

Claims of heirs barred after twenty years.

And if any such administrator shall neglect to make said deposite as required by law, for more than three months, it shall be the duty of said Treasurer to cause his Probate bond to be prosecuted for the recovery of the same. And if the heirs of any such intestate shall not demand the sums so deposited for their benefit, within the term of twenty years from the time when such estate shall be settled their claims therefor shall be forever barred.

[Approved by the Governor, February 24, 1835.]

### Chapter 154.

AN ACT to prevent the iatroduction of paupers from foreign ports or places.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That whenever after the first day of April next, any ship, vessel or boat having on board one or more passengers from foreign ports or places and who have no settlement in this State, shall arrive at any port or place within this State, the master or other person in charge of such ship, vessel or boat, shall within forty eight hours after such arrival, and before such passenger or passengers come on shore, leave a list of the name or names of such passenger or passengers with the Mayor, Selectmen or Overseers of the poor of the town or city where such ship, vessel or boat shall arrive. And the master or other person in charge of such ship, vessel or boat shall not land or permit such passenger or passengers to land or leave such ship, vessel or boat, without the permission of such Mayor, or a majority of such Selectmen or Overseers of the poor, unless he shall first give bonds with sureties satisfactory to such Mayor, Selectmen or Overseers of the poor in

Master of vessel to leave list of passengers with Mayor, Selectmen or Overseers.

Not to permit passengers to land without permission, unless he gives bonds, &c.

a sum not exceeding Five Hundred Dollars for each passenger to indemnify and save harmless the several cities, towns and plantations in this State from all manner of charge and expense for and by reason of such passenger for and during the term of three years.

SECT. 2. *Be it further enacted,* That if the master or other person in charge of such ship, vessel or boat, shall land or permit the landing or leaving of any such passenger or passengers, without the permission of such Mayor, or a majority of such Selectmen or Overseers of the poor, and without entering the names and giving the bonds as aforesaid, said master or other person shall forfeit and pay the sum of two hundred dollars for each and every passenger so landed or permitted to depart, to be recovered by action of debt by any person who shall sue for the same, one half thereof to the use of the town or city within which such landing is made or such permission to depart is given, and the other half thereof to the prosecutor.

Master liable to penalty of 200 dollars for every passenger landed without permission, &c.

How recovered.

SECT. 3. *Be it further enacted,* That, any Justice of the Peace within and for the County in which such ship, vessel or boat shall arrive, upon complaint being made to him in writing and upon oath, by the Mayor, a majority of the Selectmen or Overseers of the poor of the town or city in which such ship, vessel or boat shall arrive, alleging that a ship, vessel or boat, (as the case may be) has arrived in said town or city, that the master or person having charge thereof, has neglected or refused to comply with the provisions of the first section of this Act, may, and he is hereby required to issue his warrant directed to the Sheriff of said County, his Deputy, or to a Constable with enlarged powers, requiring them to attach and detain such ship, vessel or boat, until the penalty aforesaid and the costs of recovering the same, shall have been paid by said master or other person. And if said master or

Proceedings in case of neglect or refusal to comply with the provisions of this Act.

Owners made liable for penalty and costs.

other person shall neglect or refuse to pay said penalty and costs after execution be issued, then said execution may and shall be levied upon such ship, vessel or boat, or upon any other property real or personal of the owners of such ship, vessel or boat. But such master or other person shall be entitled to recover costs in all cases where prosecutions for violation of this Act are not sustained.

Former Act repealed.

Vol. 2, ch. 122, p. 545.

SECT. 4. *Be it further enacted*, That an Act, entitled "An Act to prevent the introduction of paupers from foreign ports or places," and approved June 27, 1820, and all other Acts and parts of Acts inconsistent with the provisions of this Act, be and the same shall be repealed on said first day of April next, when this Act takes effect:—*Provided however*, That any suit or action commenced previous to said first day of April for the violation of said Act of June 27, 1820, may be prosecuted to final judgment and execution.

[Approved by the Governor, February 23, 1835.]

### Chapter 155.

AN ACT in addition to an Act directing the method of laying out and making provision for the repair and amendment of Highways.

Highways laid out on dividing line of towns may be divided by agreement.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That in all cases where any public highway has been, or shall hereafter be, laid out on the dividing line between two towns, a part of the width thereof in each of said towns, by the mutual agreement of the Selectmen of said towns, or by the County Commissioners; and, for the purpose of making and maintaining said highway, said Selectmen have divided, or shall divide said highway crosswise for the purpose of assigning to each of said towns, by metes and bounds, their several parts of