

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SIXTEENTH LEGISLATURE,

JANUARY SESSION, 1836.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 23, 1820.

AUGUSTA:

SMITH & ROBINSON.....PRINTERS TO THE STATE.

1836.

Chapter 239.

AN ACT additional to an Act to prevent fraud in Firewood, Bark or Coal, exposed for sale.

Be it enacted by the Senate and House of Representatives, in Legislature assembled, That if any measurer of cord wood, bark or coal duly appointed and qualified for any Town or City in this State shall neglect or refuse to give a certificate of the quantity the load contains, to the owner or seller or purchaser of such wood, bark or coal, he shall forfeit and pay for each offence a sum not exceeding five dollars; one moiety thereof to the use of the poor of the town, where the offence shall be committed and the other moiety to any person who shall prosecute for the same, to be recovered in manner prescribed in the ninth section of the Act to which this is additional.

[Approved by the Governor, April 1, 1836.]

Chapter 240.

AN ACT concerning Assignments.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That all assignments made by Debtors in this State, for the benefit of their creditors shall provide for an equal distribution of all their estate, real and personal, among such of their creditors, as after notice as herein provided, become parties to said assignments in proportion to the amount of their respective claims, excepting such property of said debtors, as is by law exempt from attachment. And in all such assignments, the assignor or assignors shall make affidavit to the truth thereof, a certificate of which affidavit shall be made upon said assignment by the magistrate, before whom the same may be taken.

Measurer of wood, bark or coal to give a certificate.

Penalty for refusal.

All assignments by Debtors to provide for an equal distribution.

—and must be sworn to.

SECT. 2. *Be it further enacted*, That the assignees of such debtor or debtors shall within fourteen days after any assignment shall have been made to them, give public notice thereof in some newspaper, printed in the County where any of said debtors reside, or, if no newspaper be published at the time of said assignment in the County where any of said debtors reside, in any adjoining County, allowing three months to all creditors to become parties to said assignment. And no assignment hereafter made by any debtor in this State for the benefit of his creditors shall be valid, except the provisions of this Act be complied with.

Public notice to be given within 14 days, that 3 months will be allowed creditors to become parties.

SECT. 3. *Be it further enacted*, That no assignee of any debtor in an assignment made under the provisions of this Act, shall be liable to trustee process for and on account of his having in his possession the property of the assigning debtor until the expiration of three months from the time notice is given as provided for in the second section of this Act; neither shall the property assigned be liable to attachment during said three months.

Assignee not liable to Justice process until after said three months.

Property not liable to attachment during said term.

[Approved by the Governor, April 1, 1836.]

Chapter 241.

AN ADDITIONAL ACT for the punishment of Felonious Assaults and attempts to Poison.

SECT. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled*, That if any person shall assault another with intent to commit murder, every such offender and every person present aiding and abetting, or who shall be accessory before the fact, to the commission of the offence aforesaid, by counselling, hiring or procuring the same to be done and committed, and who shall be thereof duly convicted in the Supreme

Assault with intent to kill to be punished by confinement to hard labor.

—also abettors and accessories before the fact.