

# MAINE STATE LEGISLATURE

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# PUBLIC ACTS

OF THE

## STATE OF MAINE,

PASSED BY THE

### SEVENTEENTH LEGISLATURE,

JANUARY SESSION, 1837.

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PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 23, 1820.

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AUGUSTA:  
SMITH & ROBINSON, PRINTERS TO THE STATE.

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1837.

SECT. 4. *Be it further enacted*, That all laws, or parts of laws, militating against this Act, be, and the same are hereby repealed. Acts inconsistent repealed.

[*Approved by the Governor March 29, 1837.*]

### Chapter 291.

AN ACT to prohibit Boom, Dam and Mill owners from stopping and detaining Logs in certain cases.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled*, That whenever any log owner or owners, or his or their acknowledged agent, shall deliver to any person who is an owner in any boom, dam or mills, or the authorized agent, or occupant of any boom, dam or mills or post up on the fender post of said mill or mills, a notice in writing, describing the marks of logs belonging to such owner, or owners, and requiring said boom, dam and mill owners, to turn their logs out of said booms or dams, whenever the said logs shall by any means come into or be found in said booms or dams, it shall be the duty of said boom, dam or mill owners to turn the same out as soon as possible, and they are hereby required to turn them out at all times, within twenty-four hours after the same shall have come into or been found in any boom or dam as aforesaid, at their own expense—and whenever any notice shall have been delivered or posted up as aforesaid, it shall be a good and sufficient notice during the same year, to said owners.

Owners of booms &c. on notice of owners of logs, &c. to turn lumber out of their booms as soon as possible.

—to turn them out at all times within 24 hours at their own expense.

—notice given to be good for one year.

SECT. 2. *Be it further enacted*, That if any person shall neglect or refuse to comply with the requirements of the first section of this Act, he shall be liable to pay the full value of every log so detained, and Two Dollars for the detention of each and every log, to the owners thereof, to be recovered by an

Penalty for not complying with the provisions of this Act.

action of assumpsit or money had and received in any Court competent to try the same.

**SECT. 3.** *Be it further enacted,* That this Act shall apply to and have force upon the Penobscot River only.

Act to have force only in Penobscot River.

[*Approved by the Governor March 29, 1837.*]

### Chapter 292.

AN ACT additional to the several Acts concerning Capital Crimes and to an Act regulating judicial process and proceedings.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That if any persons shall commit any crime which now is by the laws of this State punishable with death and shall be thereof duly convicted, such person shall, immediately, upon such conviction, be sentenced to solitary imprisonment and hard labor in the State Prison until such punishment of death shall be inflicted.

Persons convicted of a crime which now is punishable with death to be sentenced to State Prison until punishment be inflicted.

**SECT. 2.** *Be it further enacted,* That no person upon whom sentence or judgment of death shall be passed or given by the Justices of the Supreme Judicial Court, shall be executed in pursuance of such sentence or judgment, within one year from the time the same sentence or judgment was passed upon such person, nor until the whole record of such proceedings or case be certified by the Clerk of said Court under the seal thereof, to the Supreme Executive authority of this State, with a copy of the record thereto annexed, nor until a warrant shall be issued by said Executive authority under the great seal of this State with a copy of the record thereto annexed, directed to the Sheriff of the County wherein the State Prison shall or may be situated, commanding the said Sheriff to cause execution to

Persons sentenced to death, not to be executed within one year, &c.

—nor until the whole record of the trial be certified to the Governor.

—nor until Governor shall issue a warrant for his execution, to the Sheriff in the County where the State Prison is situated.