

# MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

EIGHTEENTH LEGISLATURE,

JANUARY SESSION, 1838.

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Published agreeably to the Resolve of June 28, 1820.

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AUGUSTA:  
LUTHER SEVERANCE, PRINTER.  
1838.

which creditors of the deceased might otherwise have had against such estate—any law or usage to the contrary notwithstanding.

[Approved by the Governor March 15, 1838.]

### Chapter 323.

AN ACT against kidnapping or selling for a slave.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That every person, who, without lawful authority, shall forcibly or secretly confine or imprison any other person, within this State, against his will, or shall forcibly carry or send such person out of this State, or shall forcibly seize and confine, or shall inveigle or kidnap any other person with intent either to cause such person to be secretly confined or imprisoned in this State against his will, or to cause such person to be sent out of the State against his will, or to be sold as a slave, or in any way held to service against his will; and every person, who shall sell, or in any manner transfer, for any term, the service or labor of any negro, mulatto, or other person of color, who shall have been unlawfully seized, taken, inveigled or kidnapped from this State to any other State, place or country, shall be punished by imprisonment in the State Prison not more than five years, or by fine not exceeding one thousand dollars, and imprisonment in the county jail not more than one year.

Penalty for confining, imprisoning, transferring or selling any person with intent to make him or her a slave.

Offence, where tried.

Consent of such person not to be a defence unless obtained without fraud, &c.

**SECT. 2.** *Be it further enacted,* That every offence mentioned in this statute may be tried, either in the county in which the same may have been committed, or in any county, in or to which the person so seized, taken, inveigled, kidnapped or sold, or whose services shall be so sold or transferred shall have been taken, confined, held, carried or brought; and on the trial for any such offence, the consent thereto of the person so taken, inveigled, kidnapped or confined, shall not be a defence, unless it shall be made satis-

factorily to appear to the jury, that such consent was not obtained by fraud, nor extorted by duress or by threats.

[Approved by the Governor March 15, 1838.]

### Chapter 324.

AN ACT altering the time of holding the Court of Common Pleas in the County of Waldo.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That a term of the Court of Common Pleas shall be holden at Belfast, in and for the County of Waldo, on the fourth Tuesday of September, instead of the fourth Tuesday of November, as is now provided by law, and all matters and things made returnable to, and having day in said Court on the fourth Tuesday of November next, shall be returned to, and have day in said Court to be holden on the fourth Tuesday of September, as is provided in and by this Act.

C. C. Pleas time of holding in Waldo altered.

SECT. 2. *Be it further enacted,* That this Act shall take effect from and after the first day of June next.

[Approved by the Governor March 15, 1838.]

### Chapter 325.

AN ACT in relation to the mode of transfer of shares of Capital Stock of Corporate bodies.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That stock in any manufacturing, or other Corporation, incorporated by a law of this State, the Capital stock of which is divided into shares, may be transferred by endorsement and delivery of the certificates thereof; such endorsement being by the signature of the proprietor of such stock, or his or her attorney or legal representative. But the title to such stock shall not pass from

Stock of manufacturing, or other corporations, how transferred.

Proviso.