

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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such claim to foreclose to be served on the mortgagor or his assigns, by having an attested copy of such notice delivered to him in hand by the Sheriff or his Deputy, or any Constable of the town, where the mortgagor or his assigns may live; and said publication, or notice and service thereof, shall be considered as equivalent to, and as having all the effects of, an open and peaceable entry for the purpose of foreclosing.

Its effect.

Copy of notice, &c., where to be recorded. —when.

SECT. 2. *Be it further enacted,* That a copy of such public notice, and the name and date of the newspaper, in which the last publication is had, or the original notice and the officer's return thereon, shall be recorded in the registry of deeds, where the mortgage is recorded, within thirty days after the last publication of the notice, or the service of said notice on the mortgagor or his assigns; and, if not so recorded, the same shall be of no avail for the purpose of foreclosing.

[Approved by the Governor March 20, 1838.]

Chapter 334.

AN ACT additional to an Act, entitled "An Act to encourage the culture of wheat within this State"—and giving a bounty on Indian Corn.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the following shall be the bounty paid upon wheat raised within this State, instead of the system provided by the Act to which this is additional, viz:—Ten bushels shall be the minimum or least amount for which a bounty shall be paid. To the person who shall raise ten bushels of well cleansed wheat one dollar, and for every additional bushel between ten and twenty bushels ten cents and for every bushel above twenty bushels and less than two hundred, six cents—and for every bushel over two hundred bushels three cents.

Bounty upon raising wheat.

1 dollar for 10 bushels—for every additional bushel under 20, 10 cents—over 20 and under 200 6 cents—over 200 3 cents.

SECT. 2. *Be it further enacted,* That there shall

be a bounty paid upon Indian Corn raised within this State according to the following system, viz:—Thirty bushels of good sound and well husked ears of corn shall be the minimum or least amount for which a bounty shall be paid. To the person who shall raise thirty bushels of good sound and well husked ears of corn two dollars—for every additional three bushels above thirty bushels and between thirty and sixty bushels ten cents, and for every additional bushel above sixty bushels two cents—to be paid in the same manner as provided for the bounty on wheat by the Act to which this is additional.

Bounty upon raising Indian corn.

2 dollars for 30 bushels—every additional bushel over 30 and under 60, 10 cts.—over 60, 2 cts.

How paid.

SECT. 3. *Be it further enacted,* That all accounts for bounty under the provisions of this Act and the Act to which this is additional, shall be presented to the Legislature for allowance on or before the tenth day of March annually after the bounty shall accrue, and all accounts not so presented shall not be allowed.

Accounts when and where to be presented for allowance.

SECT. 4. *Be it further enacted,* That the Secretary of State, shall furnish to the Treasurers of each city, town and plantation a suitable number of blank forms similar to those furnished in eighteen hundred thirty-seven, and it shall be the duty of the Treasurers of the several cities, towns and plantations to make accurate returns of the number of bushels of wheat and corn raised, the amount of bounty paid, the number of acres that the wheat and corn grew upon, and the quantity of seed sown, and this section shall be printed on the back of the blank forms.

Secretary to furnish blank forms.

Treasurers of cities, towns, &c. to make accurate returns, &c.

SECT. 5. *Be it further enacted,* That the several cities, towns and plantations in this State shall not be holden or compelled to pay any sum or sums, as bounty on wheat or corn until they shall have received the same of the State—but certificates prescribed by law shall be presented to the several Treasurers of said cities, towns and plantations, and said Treasurers shall then make up their accounts, on said certificates, in the same manner as the law now requires.

Bounty to be paid by cities, &c.—when.

Certificates to whom presented—how made up.

SECT. 6. *Be it further enacted,* That the Treas-

urers of the several cities and towns in this State shall be and are hereby qualified and empowered to administer the oaths required in the Act relating to the bounty on wheat, passed March twenty-ninth, eighteen hundred thirty-seven.

Oaths administered by whom.

SECT. 7. *Be it further enacted,* That all parts of the Act to which this is additional, inconsistent with the provisions of this act, be and the same are hereby repealed.

Part of former act repealed.

[Approved by the Governor March 21, 1838.]

Chapter 335.

AN ACT for the preservation of Fish in the Penobscot waters.

Governor and Council authorized to appoint certain fish wardens. Where to reside.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the Governor, with advice of the Council, be and he hereby is authorized and empowered, to appoint and commission three suitable persons, one of whom shall be a resident of each of the Counties of Penobscot, Hancock and Waldo, to be called County Fish Wardens; to hold said office during four years, unless sooner removed. And all vacancies happening in said office shall be immediately supplied by appointments to be made by the Governor with advice of Council. And one of said persons shall, in his commission, be designated as chairman. And before entering upon the duties of said office, said County Fish Wardens shall be sworn, as other civil officers, to the faithful discharge of their respective trusts.

Term of office. Vacancies how filled.

To be sworn, &c.

Their duties.

SECT. 2. *Be it further enacted,* That it shall be the duty of said board of County Fish Wardens to maintain a general superintendence over the fisheries of salmon, shad and alewives in the waters of the Penobscot Bay, rivers and streams emptying into the same.

SECT. 3. *Be it further enacted,* That said County