

# 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.

SECT. 2. *Be it further enacted*, That all Acts and parts of Acts inconsistent with the provisions of this Act be, and the same are hereby repealed. Former acts repealed.

[Approved by the Governor March 22, 1838.]

### Chapter 341.

AN ACT in addition to an Act entitled "An Act to secure to the owners their property in logs, masts, spars and other lumber."

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled*, That the Prudential Committee, after deducting from the whole amount of the expense of driving the river for any one year, the amount of the sales of prize logs for that year, may assess the balance of said sum upon the logs, agreeably to the provisions of the Act to which this is additional, any thing in said Act to the contrary notwithstanding. Prudential Committee authorized to assess certain sum upon logs for driving same, after making certain deductions.

SECT. 2. *Be it further enacted*, That the powers granted by this Act may be enlarged, restricted or annulled, or any part thereof, at the pleasure of the Legislature. Act enlarged &c. at will of Legislature.

[Approved by the Governor March 22, 1838.]

### Chapter 342.

AN ADDITIONAL ACT regulating divorces.

*Be it enacted by the Senate and House of Representatives in Legislature assembled*, That divorces from the bands of matrimony may be decreed, in case either of the parties is or shall hereafter become a confirmed and common drunkard, and shall so continue for the space of three years, thereby incapacitating him or herself from making suitable provision for or taking proper care of his or her family. And the pro- Divorces from bands of matrimony in case either party becomes a common drunkard and continues such for three years.

Certain provisions of act of 1829 applicable to such divorces.

visions of the Act, to which this is additional, passed on the third day of March, one thousand eight hundred and twenty-nine, as to the issue of the marriage, as to the provision in favor of the libellant, and as to dower to be assigned in certain cases to the wife, shall be applied to all divorces decreed by virtue of this Act.

[Approved by the Governor March 23, 1838.]

### Chapter 343.

AN ACT additional to "An Act for the limitation of actions real and personal, and writs of error."

Actions brought upon notes or contracts in writing, signed and attested, not barred by statute of limitations, although bro't in name of endorsee, &c.

*Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the Act to which this Act is additional shall not extend to bar any action hereafter brought upon any note, or contract in writing, made and signed by any person or persons, and attested by one witness or more, whereby such person, or persons, has promised, or shall promise to pay to any other person, or persons, his or their order, or bearer, any sum of money, whether such action be brought in the name of the original promisee or promisees, his or their executors, administrators, or the endorsee or endorsees, assignée or assignees of such promisee or promisees, his or their executors or administrators, any law or usage to the contrary notwithstanding.

[Approved by the Governor March 23, 1838.]

### Chapter 344.

AN ACT concerning the attachment of real estate.

In attachments of real estate returns &c. to be recorded in Registry of Deeds.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That when the real estate of any person or persons, or of any corporation, lying or being in any city, town or