

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

NINETEENTH LEGISLATURE,

JANUARY SESSION, 1839.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

AUGUSTA:
SMITH & ROBINSON, PRINTERS TO THE STATE.

1839.

Chapter 388.

AN ACT additional to an Act relating to the Passamaquoddy Tribe of Indians.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the Agent or Agents of the Passamaquoddy Tribe of Indians, be, and hereby are, authorized to sell and dispose of, to the best advantage, either at public or private sale, of timber and grass from township number two, on the St. Croix river, usually called the Indian township, to the amount of one thousand dollars, annually.

Agent authorized to sell timber, &c. from Township No. 2. on St. Croix river, to certain amount.

SEC. 2. *Be it further enacted,* That it shall be the duty of said Agent or Agents, to retain a lien upon the timber and grass so cut, until the amount due for stumpage thereon is paid.

Lien.

SEC. 3. *Be it further enacted,* That it shall be the duty of said Agent or Agents, to furnish the said tribe of Indians, in the months of April and May annually, so many potatoes and other seeds, and implements of husbandry and labor, as may be necessary for their agricultural purposes, not exceeding in value two hundred dollars, and he shall render a certified account to the Legislature, of the quantity of each article so delivered, and shall also procure a certificate signed by two of the principal merchants of Eastport or Calais, that the prices charged for said articles, were the cash market value of the same at the time of delivery.

Agents to furnish seeds, &c. for agricultural purposes.

Duty of agent, &c. in rendering an account.

SEC. 4. *Be it further enacted,* That the said Agent or Agents are hereby authorized and directed to pay the Governor of said tribe, upon requisition made in their usual mode and form, the sum of three hundred dollars, in money, annually, in sums not exceeding twenty-five dollars per month, for the use of the distressed poor of said tribe.

Agent authorized to pay a certain sum annually for use of the poor, &c.

SEC. 5. *Be it further enacted,* That it shall be the duty of said Agent or Agents, to purchase with cash in Boston or New York, annually, in the months of November or December, for the use of said tribe, and to be delivered to them at Eastport or Pleasant Point, in equal proportions, according to the number of each family, after the first day of January in each year, twenty-five barrels of superfine flour, four barrels of clear pork, four hundred pounds of hog's lard, and so much Indian corn as will amount in the aggregate, to the sum of five hundred dollars; and the invoice and delivery of said merchandize, shall be certified as is provided in section third.

Duty of agent to purchase provisions for use of tribe.

SEC. 6. *Be it further enacted,* That the Agent or Agents aforesaid, shall be entitled to a commission of five per cent. for disposing of and collecting the amount of sales of lumber and grass, and a commission of five per cent. on all moneys disbursed by him or them, for the purchase and distribution of seeds and merchandize, as provided by this act, and no more; *Provided however,* that if it become necessary for said Agent or Agents to proceed to said township, for the purpose of securing of timber cut by trespassers, or for surveying of timber, then, and in that case, he shall be entitled to receive three dollars per day, so long as he shall actually be employed, in full for such service,

Commission of five per cent. to be allowed agent.

Proviso.

SEC. 7. *Be it further enacted,* That inasmuch as the said tribe have received from the hands of the Agent, the full amount due them from him for the year one thousand eight hundred and thirty-nine, in advance; therefore, the sum of one thousand dollars be, and is hereby appropriated to be paid to the Agent of said tribe from the Treasury of the State, for the purposes of this act; but the articles of merchandize set forth in the fifth section of this act, shall not be delivered until after the first day of January next.

The sum of \$1000 to be paid out of State Treasury to Agent for advances by him made for 1839.

Sums exceeding \$100 in hands of agent, to be deposited in certain Banks, &c.

Agent to render account annually to Legislature.

Acts repealed.

Sec. 8. *Be it further enacted*, That if at any time the said Agent or Agents shall have money in his or their hands belonging to said tribe, exceeding one hundred dollars, he or they shall deposit the same in some one of the Banks in the County of Washington, at such rate of interest as may be agreed upon, until required for the purposes of this act : and it shall be the duty of the said Agent or Agents, to transmit his or their accounts to the Legislature, annually, for approval and adjustment ; and the amount of commissions and expenses mentioned in the sixth section of this act, shall be allowed and paid from the Treasury of the State.

SEC. 9. *Be it further enacted*, That all acts and parts of acts inconsistent with this act, be, and are hereby repealed.

[Approved by the Governor, March 13, 1839.]

Chapter 389.

AN ACT additional to an Act concerning Stud Horses.

Owners or keepers of stud horses to publish notice of payment of tax.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled*, That the owner or keeper of any stud horse kept for the use of mares, shall publish in every notice or handbill which he may publish, or put up, giving notice of said horse, the receipt of the city, town, or plantation Treasurer to whom the tax on said horse shall have been paid.

Lien on horse in case of refusal to pay tax.

SEC. 2. *Be it further enacted*, That whenever the owner or keeper of any stud horse that is kept for the use of and put to mares shall refuse to pay the tax on said horse required by law, said horse shall be held in lieu thereof and shall be taken and sold by the Treasurer or Collector of the city, town or plantation in which said horse shall be owned or

Treasurer or collector authorized to sell same.