

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES,

PASSED BY THE

TWENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE,

JANUARY SESSION, 1841.

Published by the Secretary of State, agreeably to Resolves
of June 28, 1820, and February 26, 1840.

AUGUSTA:
SEVERANCE AND DORR, PRINTERS TO THE STATE.

1841.

PUBLIC AND SPECIAL LAWS
OF THE
STATE OF MAINE.
1841.

[supplied from page 289 of volume]

denomination and certain others," and of the fourth section of an act, entitled, "an act further regulating banks and banking."

SECT. 30. All the provisions of this act, except the third section, shall take effect and be in force from and after the thirty-first day of July, in the year one thousand eight hundred and forty-one; and the provisions of the third section of this act shall take effect and be in force from and after the first day of January, in the year one thousand eight hundred and forty-two.

Time when this Act shall take effect.

[Approved April 16, 1841.]

Chapter 172.

AN ACT to prevent betting or wagering on Elections.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That any person or persons, who shall bet or wager any sum or sums of money upon any election, or the event of any election of President of the United States, or Governor of this State, or any member of Congress, or of any man to any office, shall forfeit a sum or sums equal to the sum or sums that he or they shall so bet or wager, to the use of the city, town or plantation, in which the person or persons, so betting or wagering, shall reside at the time of such betting or wagering, to be recovered by action of debt in any court competent to try the same.

Forfeiture of a sum equal to the wager, to the town.

SECT. 2. *Be it further enacted,* That, if any person or persons shall, after the passage of this Act, receive any sum or sums of money upon any bet or wagering aforesaid, he or they, so receiving, shall be liable to pay, to the person or persons losing the same, the amount so received; to be recovered by action of debt in any court competent to try the same, with interest from the time the money was so received.

Party losing may recover back the sum lost.

SECT. 3. *Be it further enacted,* That it shall be the duty of the mayors of the several cities, and the treasurers of the several towns and plantations in this State, to sue for and recover any sum or sums of money, which may be forfeited by the first section of this Act, in their respective cities, towns and plantations.

Mayors of cities and treasurers of towns, &c. to sue for the penalty, named in the first section.

Goods, &c.
pledged on wa-
gers, forfeited to
towns, &c.

SECT. 4. *Be it further enacted,* That any person or persons who shall bet or wager upon any elections, named in the first section of this Act, any goods, chattels, or personal estate of any kind, shall forfeit the same to the use of the city, town or plantation where he or they may reside at the time of betting or wagering; and the mayors of the several cities, and the treasurers of the several towns and plantations, are, respectively, empowered and required to demand, and sue for by action of trover, any personal chattel, that may be so forfeited in their respective cities, towns and plantations.

Conveyances of
real estate, in
pursuance of
wagers, void.
Value thereof
forfeited, &c.

SECT. 5. *Be it further enacted,* That all deeds or other instruments, by which any real estate shall hereafter be conveyed on account of, or by reason of, or in fulfilment of, or in compliance with, any betting or wagering upon any election, mentioned in the first section of this Act, shall be void and of no effect; and the person or persons so conveying shall be liable to pay to the mayor of the city, or to the treasurer of the town or plantation, where he or they shall reside, at the time of so conveying, to the use of said city, town or plantation, a sum equal to the value of such real estate so conveyed; which sum shall be sued for and recovered in the same manner, as is provided by the third section of this Act.

[Approved April 16, 1841.]

Chapter 173.

AN ACT making the Selectmen, Town Clerk and Treasurer of the town of Phillips, ex-officio, trustees of the Ministerial and School Funds of that town.

Selectmen, &c.
made trustees.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the selectmen, treasurer and town clerk, of the town of Phillips, shall [be] and they are hereby made, ex-officio, the trustees of the ministerial and school funds in said town, and the annual income of said funds

Income of funds,
how applied.