

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-THIRD LEGISLATURE

OF THE

S T A T E O F M A I N E ,

A. D. 1843.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840, and March 16, 1842.  
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1843.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE,

1843.

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charter, stating the time when such surrender went into effect, and when its liabilities to redeem its bills, by law, will expire. CHAP. 121.

[Approved March 24, 1843.]

### Chapter 121.

AN ACT relating to the Lafayette Bank.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

SECT. 1. The powers and liabilities continued to the Lafayette bank, Bangor, by the second section of an act, accepting the surrender of the charter of said bank, approved April sixth, one thousand eight hundred and forty-one, be, and the same are hereby extended for the further term of six months, from and after the sixth day of October, in the year of our Lord one thousand eight hundred and forty-three.

Time for the Lafayette bank to close its concerns extended.

SECT. 2. If at the expiration of said additional term of six months, the concerns of said bank shall not be fully closed, then the governor and council may, upon application of any one or more of the stockholders, or creditors of said bank, appoint a receiver, with all the powers and subject to all the duties and liabilities, usually attached to that office, who shall immediately proceed to close up the then remaining concerns of said bank, as soon as possible, consistently with the interest of said creditors and stockholders, and who shall be authorized to use the corporate name of said bank, in all cases where it may be necessary for the collection of debts and closing said concerns, for which purpose, and no other, said corporation shall be considered in existence after the expiration of said six months.

After the expiration of such time, if its concerns are not closed, on proper application, governor and council may appoint receiver. His duties and powers.

SECT. 3. The receiver (if so appointed) shall close the affairs of said bank in one year from the time of said appointment.

If receiver is appointed, to close its concerns in one year.

[Approved March 24, 1843.]

### Chapter 122.

AN ACT to establish a "Preventive Police" in the town of Belfast and to regulate the same.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

SECT. 1. That the town of Belfast, at its annual meeting in

Town of Belfast to choose a board of police officers.

## CHAP. 122.

How elected.

Powers, when  
duly sworn.

March or April, shall choose a board of police officers, to consist of such numbers as the town shall decide, and to be elected in the same manner as constables are chosen, which officers when duly sworn shall have power to execute warrants, and shall also possess the same power to prevent public disturbances, and to preserve the public peace within said town, as is given to justices of the peace in section first of chapter one hundred and seventy, of revised statutes; also to restrain all infractions of, and to carry into effect the following "by laws."

Nuisances.

SECT. 2. If any person shall lay or cause to be laid, any rubbish, gravel, stones, brick or any kind of earth, or encumbrances in any road or street within the distance of two hundred rods of Nesmith's corner, so called, in said town, without the consent, in writing, first had and obtained of the selectmen of said town, or the highway surveyor of the district in which such earth, &c. may be laid, shall forfeit and pay for every cart load, so laid as aforesaid, a sum not less than fifty cents, nor more than two dollars.

Forfeiture.

Nuisances.

SECT. 3. If any person shall lay or cause to be laid, within the limits aforesaid, in any street or road, any timber, boards, staves, shingles, cord wood or other lumber, or shall put or place any empty cart, wagon, carriage or sled; or shall leave any fire wood, bark, chips or other fuel, or allow the same to remain in any of the highways, as aforesaid, without the consent in writing, first had of the selectmen or surveyor as aforesaid, the person so offending shall forfeit and pay the sum of not less than fifty cents, nor more than two dollars, for each and every offence. *Provided, however,* that wood, &c., hauled for fuel, for the use of the inhabitants within the aforesaid limits, shall be permitted to remain in said streets, so as not to encumber the traveled part thereof, a sufficient length of time to enable the owner to cut and remove the same, not exceeding thirty six hours.

Forfeiture.

Proviso.

Cattle, &c. pro-  
hibited from run-  
ning at large.

SECT. 4. No horses, colts, oxen, cows, young cattle or swine, shall be suffered to go at large, within the limits before mentioned, at any time, nor shall any sheep or goats be permitted to run at large, as aforesaid under the penalty of fifty cents for every horse or horse kind, and every ox and neat beast, and twenty five cents for every sheep, goat, or swine, to be recovered of the owner or possessor of any of the animals aforesaid, by action of debt or complaint, as is hereinafter provided, or by impounding any of said animals, as is provided in and by chapter thirty, of the revised statutes of this state.

Penalty.

How recovered.

No vehicle to be  
allowed to re-  
main in the  
streets, &c. so as

SECT. 5. No wagon, cart, sled, or sleigh or other vehicle, loaded or unloaded, shall stop or be in any manner left in the streets or

roads within the limits beforementioned in said town, so as to prevent or hinder the free passage of any other wagon, cart, sled, sleigh, or other carriage, with the teams attached thereto, along said streets or roads; nor be left upon any stone cross walk, laid in any street for the accommodation of foot passengers.

to incommode the passage of carriages, &c.

SECT. 6. Any men or boys who shall assemble to the number of three or more, in a noisy, tumultuous manner, in any of the streets, highways, or other places in said town, and within hearing of any of the inhabitants thereof, at any time, shall forfeit and pay a sum not less than fifty cents, nor more than five dollars.

Tumultuous assemblies in the streets, &c. prohibited.

Penalty.

SECT. 7. If any person shall within the limits before mentioned, in said town, cry out, sing or hallo, in a noisy boisterous or improper manner—shall forfeit and pay a fine of not less than one, nor more than five dollars, to be recovered as is hereinafter provided.

Boisterous outcries, &c. prohibited.

Penalty.

SECT. 8. If any person shall wantonly or maliciously break the glass in any building, whether inhabited or not, in said town, or shall injure or deface any building, or shall break down, injure or destroy any fence or fences, or shall mark, mar, or deface the same, the person so offending in any of the acts aforesaid, shall for each and every offence, forfeit and pay a fine not less than one dollar, nor more than five dollars, in addition to his liability to the owner of such building or fences, for the actual damage thereto.

Malicious injury to property prohibited.

Forfeiture.

SECT. 9. If any person without permission of the owner, shall cut down or destroy, or by tapping, girdling or otherwise, shall injure any fruit tree, or other tree or shrub, standing or growing for ornament or use, or shall break down, or take away any stakes or posts, erected for the preservation of such trees, any person so offending, shall for each and every offence, forfeit and pay a fine of not less than one, nor more than five dollars.

Injury to trees and shrubs prohibited.

Forfeiture.

SECT. 10. Any person who shall, on any sleigh, sled or other vehicle, slide down any of the hills or descents, in or across any of the streets of this village, shall forfeit and pay a fine of not less than fifty cents, nor more than five dollars, for each and every offence.

Sliding down hill prohibited.

Forfeiture.

SECT. 11. If any person or persons shall within the limits before mentioned, play at ball and bat, or any other game, in any of the streets or highways, as aforesaid, shall forfeit and pay severally, a fine of not less than fifty cents, nor more than two dollars for each and every offence. Throwing snow balls shall be deemed to be within the meaning of this section.

Bat and ball prohibited.

Penalty.

SECT. 12. If any person or persons, other than the one employed by the town or parish, shall at any time, except in case of an alarm of fire, ring any of the church bells in this village, the person or persons so offending shall severally forfeit and pay a sum of one dollar.

Ring of bells, except, &c. prohibited.

Penalty.

**CHAP. 123.**

Wanton discharge of fire arms, prohibited.  
Penalty.  
Proviso.

SECT. 13. No person shall wantonly discharge any fire arms in or across any road or street, within the limits aforesaid, under a penalty of fifty cents for every offence: *provided*, that this by law shall not apply to soldiers while under the command of their respective officers.

Fast driving, prohibited.

SECT. 14. If any person shall, within the limits before mentioned, immoderately drive any horse, either with or without a carriage, sled or sleigh, through any of the streets or highways; or shall parade and exercise any stud horse or jack, in any of the principal streets in this village, shall forfeit and pay for each offence, a fine not less than fifty cents, nor more than five dollars.

Forfeiture.

Fines, penalties, &c. how recovered and applied.

SECT. 15. All fines, penalties and forfeitures, provided for, and incurred under these by laws, may be recovered by an action of debt, with costs of suit, or by complaint before any justice of the peace, to be recovered in the name and to the use of the prosecutor, if by action; or if by complaint, to the use of the town of Belfast; and it shall be the duty of the police to carry into effect these by laws, and prosecute for all fines, forfeitures and penalties incurred under the same.

Police to enforce these by laws.

Said town may suspend one or more of the preceding sections.

SECT. 16. The said town, at its annual meeting, in March or April, may suspend any one or more sections of these by laws, by vote of said town, and the same shall remain suspended for one year.

[*Approved March 24, 1843.*]

### Chapter 123.

AN ACT dividing the town of Deer Isle into two districts for election purposes.

*Be it enacted by the Senate and House of Representatives in Legislature assembled*, as follows:

Deer Isle divided into two elective districts.

SECT. 1. The town of Deer Isle, in the county of Hancock, is hereby divided into two elective districts, for the purpose of holding meetings for the election of representatives, governor, and all other state and county officers.

Limits of districts Nos. 1 and 2.

SECT. 2. All the said town of Deer Isle, except the isle of Haut, shall be one district, and known as district number one: the isle of Haut, in said town, shall be one district, and known as district number two.

Selectmen to issue warrant for town meeting.

SECT. 3. The selectmen of said town by their warrant, shall cause the inhabitants thereof, qualified according to the constitution,