

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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AUGUSTA:

WM. R. SMITH & Co., PRINTERS TO THE STATE.

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1843.

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RESOLVES

OF THE

STATE OF MAINE,

1843.

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**ERRATA:**

**The following leaf is  
inserted because one or more pages  
in this chapter have errors  
noticed and corrected here.**

# STATE OF MAINE.

SECRETARY'S OFFICE,  
Augusta, June 10, 1843. }

I HEREBY CERTIFY, That the acts and resolves contained in this pamphlet, have been compared with the originals deposited in this office, and that they appear to be correctly printed, with the exceptions mentioned in the *errata* hereunto annexed.

PHILIP C. JOHNSON, *Secretary of State.*

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## ERRATA.

### PUBLIC LAWS.

- Page 45, chap. 6, first line, for "hereafter," read "hereinafter"  
47, " 9, second line of sect. 3, for "rail" read "rail road"  
59, " 21, ninth line from top, after "shall" insert "also"  
70, " 31, third line from bottom of sect. 3, after "shall" insert "not"  
73, " 33, fourth line from bottom of sect. 3, before "companies" insert "the"  
74, " 33, sect. 4, sixteenth line, for "military duty" read "duty"

### PRIVATE AND SPECIAL LAWS.

- Page 87, chap. 81, third line of sect. 4, for "low" read "log"  
93, " 83, third line, for "Dolbier" read "Dolliver"  
96, " 88, second line from the top, after "as" insert "the"  
96, " 89, first line, for "James" read "Thomas"  
125, " 113, third line from the bottom of sect. 2, for "advise" read "advice"

### RESOLVES.

- Page 169, chap. 146, sixth line of preamble, for "said" read "such"

## Chapter 145.

Resolve in favor of Leonard Jones.

*Resolved*, That the land agent be and hereby is authorized to deed to Leonard Jones, sixteen lots of one hundred and sixty acres each, in township No. nine, fourth range, west from the east line of the state, to be selected by the said Jones. *Provided*, the said Jones shall comply with all the provisions of section seventh of an act entitled "an act to promote the sale and settlement of the public lands," approved March 21, 1835, and section two of an act for the same purpose, approved March 23, 1838.

In favor of Leonard Jones.

[Approved February 21, 1843.]

## Chapter 146.

Resolves authorizing the appointment of commissioners to locate grants, and determine the extent of possessory claims under the late treaty with Great Britain.

*Whereas* by the late treaty between the United States and Great Britain, it is provided that all grants of land made by either party within the limits of the territory which by the treaty falls within the dominions of the other party, shall be held valid, ratified and confirmed to the persons in possession under such grants, to the same extent as if said territory had by the treaty fallen within the dominions of the party by whom said grants were made; and all equitable possessory claims, arising from a possession and improvement of any lot or parcel of land by the person actually in possession, or by those under whom such person claims, for more than six years before the date of the treaty, shall in like manner be deemed valid, and be confirmed and quieted by a release to the person entitled thereto, of the title to such lot or parcel of land so described as best to include the improvements made thereon, and in all other respects the two contracting parties, to deal upon the most liberal principles of equity, with the settlers actually dwelling upon the territory falling to them respectively, which has heretofore been in dispute between them; and *whereas* there are numerous inhabitants on and near the rivers St. John and Aroostook, claiming lands under grants from the British government, and also by virtue of possession and improvements; *now therefore*, in order to determine the extent of the several claims and do justice to the claimants,—

Preamble and resolves for the appointment of commissioners to locate grants, &c. under the late treaty with G. Britain.

*Resolved*, That the governor, by and with the advice of the council, be, and he hereby is authorized, to appoint one or more commissioners to act in conjunction with commissioners on the part

Commissioners to be appointed by the governor with advice of council.

## CHAP. 146.

Duty of commissioners.

of the commonwealth of Massachusetts, in carrying into effect the provisions of the treaty, whose duty shall be to set off by metes and bounds, all grants as aforesaid, and also to set off to each settler so much land as he may be entitled to, not exceeding however, two hundred acres to any one individual, unless his actual improvements are such that it is necessary to set off a larger quantity, in order to include them; and the said commissioners are authorized to procure the necessary supplies, and such assistance as may be necessary, to enable them to carry into effect the object of this resolve. The said commissioners shall make a report of all their doings to the governor and council, who are authorized to audit their accounts and allow them such compensation for their services, as to them shall appear reasonable and proper, not exceeding three dollars per day, and the land agent is hereby authorized to pay said commissioners the amount so allowed. And said commissioners shall return to the land office full field notes, and correct plans of all surveys made by them or under their direction. The name of the occupant of each lot, claimed by possession, shall be given in the field notes of the survey of the lot, and if the occupant be not the owner, the evidence by which the commissioners determine the ownership shall be entered with the field notes, and the name of each owner to be legibly written on the plan upon the lot set off to him. They shall obtain authenticated copies of all grants, made by the British government, within the territory which has heretofore been in dispute within the state of Maine, and return them to the land office with the survey.

Their compensation, to be paid by land agent.

To return full field notes to L. office.

Evidence of ownership to be deposited with field notes.

Names of owners to be written on the plan.

Authenticated copies of grants to be deposited in land office.

Land agent in concurrence, &c. to convey to said settlers by deed, &c.

Governor to present to congress all expenditures for allowance.

Governor of Mass. to be furnished with a copy of the foregoing.

*Resolved*, That the land agent be, and he hereby is authorized, in concurrence with the land agent of Massachusetts, to convey to said settlers by deed, such lands as may be set off to them by the commissioners aforesaid, upon the undivided lands, and if there be any found on the lands held by Maine, in severalty, the land agent will convey in like manner to them.

*Resolved*, That the governor be requested to present to congress for allowance, an account of all expenditures incurred by this state, by virtue of the provisions of these resolves.

*Resolved*, That the governor be requested to transmit a copy of these resolves to the governor of Massachusetts.

[Approved February 21, 1843.]