

# 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-FOURTH LEGISLATURE

OF THE

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

**A. D. 1844.**

---

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

---

*AUGUSTA:*

W<sup>M</sup> R. SMITH & Co., PRINTERS TO THE STATE.

1844.

---

PUBLIC LAWS

OF THE

STATE OF MAINE,

1844.

---

issued by said justices or judges. All acts and parts of acts, contrary to the provisions of this act, are hereby repealed. CHAP. 129.

[Approved March 22, 1844.]

### Chapter 129.

AN ACT in relation to the sale of timber and timber lands.

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

SECT. 1. The land agent is hereby authorized to sell any of the public lands of this state, (except those lotted for settlement,) under the direction of the governor and council, either at public auction or private sale, in such quantities as shall best suit purchasers: provided not more than three townships shall be sold in any one year. The purchaser shall pay at least one fourth part of the purchase money at the time of sale, and give good and sufficient notes, in the opinion of the land agent, for the remainder, payable in one, two and three years, with interest. The land agent may give to the purchaser a deed, reserving a lien on the land and timber, conditioned that on payment of the purchase money, according to the tenor of the notes, the deed shall be good and sufficient to convey the land; but that the fee shall be and remain in the state until the payments are fully made.

SECT. 2. In all sales of timber, the minimum price of the third class shall not be less than two dollars per thousand feet, and in all cases, after timber has been offered at auction, and not sold, or the terms of sale not complied with, the agent may sell at private sale, not exceeding ten millions feet, board measure, of board logs, in any one year, on lands belonging to this state.

SECT. 3. If at any time the agent shall suspect that the purchaser of timber does not intend to cut the timber purchased, but that he has bought it with the intention of preventing operation upon it, he may require the purchaser to pay so much for stumpage in advance, as he may think proper, not however exceeding two thousand dollars on a township, to be forfeited to the state, provided the purchaser neglects to put on teams and cut and haul the timber according to the terms of the sale; but to be accounted for in part payment of stumpage, if he shall put on teams according to the terms of the contract.

SECT. 4. No part of the act in relation to the sale of timber on the public lands, approved March fourth, eighteen hundred and

Sale of public lands.

Proviso.

Payments.

Form of deed from land agent.

Minimum price.

Amount of sales of lumber limited.

Power of land agent to prevent imposition.

Construction of act of March 4, 1843.

## CHAP. 129.

forty three, shall be construed so as to prevent the agent[s] of Maine and Massachusetts from selling timber in the same manner, as they might do under the resolve of eighteen hundred and thirty two.

Power of county commissioners relative to trespasses.

SECT. 5. The county commissioners of any county, within this state, may sue in the name of the treasurer of their county, any person or persons who have committed, or who may commit, any trespass on lands reserved for public uses, in any unincorporated township within their county, and prosecute the same to final judgment and execution, and the amount collected, after deducting necessary and reasonable expenses, shall be paid into the county treasury, to be there received and disposed of as provided in section twenty three, of an act entitled "an act additional to an act in relation to public lands," approved March eighteenth, eighteen hundred and forty two.

Amount received for trespass, how appropriated.

Certain provisions in past laws repealed.

SECT. 6. So much of the act entitled "an act additional to an act in relation to public lands," approved March eighteenth, eighteen hundred and forty two, as requires the timber lands of the state to be surveyed into lots not exceeding seven hundred acres, and the quantity of timber to be ascertained. And all acts and parts of acts inconsistent with this act, are hereby repealed. But nothing in this act shall in any way affect any law now in force in relation to settling lands.

[Approved March 22, 1844.]