

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1845.

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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. T. JOHNSON, PRINTER TO THE STATE.

1845.

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PUBLIC LAWS

OF THE

STATE OF MAINE,

1845.

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exhibit under oath to the legislature of the disbursements, expenditures and receipts upon their respective rail roads.

SECT. 4. All acts and parts of acts heretofore passed providing for the taxing of the track of any rail road or the land on which the same is constructed, as real estate, are hereby repealed.

[Approved April 7, 1845.]

CHAP. 166.

Annual exhibit of treasurer.

Inconsistent provisions repealed.

### Chapter 166.

AN ACT concerning contracts made by minors.

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

No action that may be brought after the passage of this act, shall be maintained against any person upon a contract made while a minor, unless the same is ratified in writing, signed by the party to be charged by said contract, after arriving at the age of twenty-one years, or by some person thereto by him lawfully authorized: *provided* that this act shall not apply to, or affect any contract made by a minor for necessaries, or to contracts for real estate of which a minor has received and retained the title.

Actions against minors.

Proviso.

[Approved April 7, 1845.]

### Chapter 167.

AN ACT additional to an act, entitled "an act additional to an act establishing the county of Franklin."

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

All officers within and for the county of Franklin, having authority to commit any prisoner or debtor to jail, shall be authorized and required for the term of two years from and after the passage of this act, to commit such prisoner or debtor to the jail in the counties of Kennebec and Somerset, in the same manner as they are now authorized and required to commit the same to the jail in the county of Somerset. And the keepers thereof are hereby required to receive and detain in their custody all such prisoners and debtors; and all persons so committed to jail, in either of the counties of Kennebec or Somerset from the county of Franklin, shall be entitled to the same rights and privileges as though they lived or had their homes in the county where committed as aforesaid. And

Officers may commit any prisoner or debtor to jail in the counties of Kennebec and Somerset.

Keepers obliged to receive them.

Rights and privileges of prisoners.

**CHAP. 168.**

Duties of magistrates and civil officers in the counties of Somerset and Kennebec.

Proviso.

it is hereby required and made the duty of all magistrates and civil officers in the counties of Somerset and Kennebec respectively, to do and perform all acts and duties relating to such prisoners and debtors as they are authorized and required by law to do and perform for other prisoners and debtors arrested or committed within their respective counties: *provided, however*, that the county of Franklin shall be liable to pay to the respective counties of Kennebec and Somerset all expense or damage which may or shall arise or accrue from such commitments; *and provided, also*, that this act shall not continue in force from and after the time when a jail shall have been erected in said county of Franklin and prepared for the reception of prisoners, and the sheriff of said county of Franklin shall have been notified of that fact by the county commissioners.

[*Approved April 7, 1845.*]

### Chapter 168.

AN ACT additional to the one hundred and thirty-eighth chapter of the revised statutes.

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

Application of provisions of sec. 13, ch. 133 R. S., relative to reports of referees.

The provisions of the thirteenth section of the one hundred and thirty eight chapter of the revised statutes, shall apply to all reports of references carried by exceptions from the district court to the supreme judicial court, whether made by referees appointed by the district court, or by referees under a submission before a justice; and in either case when any such report is before the supreme judicial court on exceptions, said court shall have all the discretionary power to accept, reject, or re-commit, according to the equity of the case, that is possessed by the district court; so that the opinion, direction, ruling or judgment of the district court in accepting, rejecting or recommitting the report of referees shall be deemed matter of law, so far as to be subject upon exceptions thereto, to revision in the supreme judicial court.

[*Approved April 7, 1845.*]