

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1847.

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

Augusta:

WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1847.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1847.

CHAP. 27.

of government of the United States, to the president of the senate of the United States, before the first Wednesday of January then next ensuing; they shall forward by the post-office forthwith one other of the said certificates directed to the president of the same senate, at the same seat of government; and they shall forthwith cause the other of the said certificates to be delivered to the judge of the district court of the United States for the district of Maine.

Compensation.

SECT. 9. The said electors shall receive such compensation for their travel and attendance as the members of the legislature.

Secretary of state to furnish blank forms for returns of votes.

SECT. 10. The secretary of state shall procure blank returns of the proper form, for such cities, towns and plantations, and to furnish the several clerks thereof with the same, at least thirty days before the day for the election of electors by the people of this state as aforesaid.

Duty of city, town and plantation officers.

SECT. 11. All laws in force, not inconsistent with the provisions of this act, in relation to the duties of city, town and plantation officers and of voters, in the election of governor, senators and representatives to the legislature of this state, shall, as far as the same may be applicable, apply and be in force, in regard to the meetings and elections to be held, and the returns to be made, under the provisions of this act; and the like penalties shall be incurred for the violation thereof.

SECT. 12. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

[Approved July 31, 1847.]

Chapter 27.

An act to amend "an act to secure to married women their rights in property."

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

Act of March 22, 1844.

SECT. 1. The act "to secure to married women their rights in property," passed the twenty-second day of March, one thousand eight hundred and forty-four, shall be amended by striking out the proviso in the first section thereof, which proviso is hereby repealed, and inserting in lieu thereof at the end of the section, the following words: exempt from any liability for the debts or contracts of her husband—so that the section as amended shall be as follows:

Married women may hold property exempt from the debts of husband.

"**SECT. 1.** Any married woman may become seized or possessed of any property, real or personal, by direct bequest, demise, gift,

purchase or distribution, in her own name, and as of her own property, exempt from the debts or contracts of her husband."

SECT. 2. The said first section shall be subject to the proviso, that if it shall appear that the property so possessed, being purchased after marriage, was purchased with the moneys or other property of the husband, or that the same, being the property of the husband, was conveyed by him to the wife directly or indirectly, without adequate consideration and so that the creditors of the husband might thereby be defrauded, the same shall be held for the payment of the prior contracted debts of the husband.

Held for payment of prior contracted debts of husband, if purchased with his property without adequate consideration.

SECT. 3. The provisions of said act, as hereby amended, shall apply to all married women whether married before or after the passage thereof; but the same shall in no wise affect any marriage settlement or rights of property acquired by virtue of any life insurance, as provided by an act in relation to insurance on lives, passed the twenty-first day of March, one thousand eight hundred and forty-four.

How far applicable.

[Approved August 2, 1847.]

Chapter 28.

An act granting appeals from the decisions of county commissioners.

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

SECT. 1. Any person or corporation aggrieved by any decision of any court of county commissioners, on an application to lay out, alter or discontinue any highways, may appeal to the district court held in the county where the location, alteration or discontinuance is prayed for, under the limitations and restrictions contained in this act.

Appeals from the decisions of co. commissioners.

SECT. 2. The parties, petitioners, or respondents may enter their appearance before the county commissioners on any such application, either jointly or severally; and any party so entering an appearance may take an appeal from the decision of said county commissioners after the same shall be entered on record, and before the term of said district court then next to be holden in said county, and not afterwards; and such appeal shall be entered in the district court at the term next to be holden after said decision of the county commissioners shall be entered on record as aforesaid, and not afterwards; which appeal may be prosecuted by any other person or corporation, being any such party of record, upon the

Appeal, how taken and prosecuted.