

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1848.

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.

1848.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1848.

CHAP. 80.

Chapter 80.

An act to amend the one hundred and sixth chapter of the revised statutes.

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

The one hundred and sixth chapter of the revised statutes is hereby amended by adding at the close thereof, a new section, as follows:—

When any person is confined in the state prison under sentence of death or imprisonment for life.

“SECT. 45. If any person, by due course of law, be under sentence of death, and be confined in the state prison awaiting the execution of such sentence; or if any person be under sentence of imprisonment for life in the state prison, either by commutation of a previous sentence, or otherwise, and be imprisoned in pursuance of such sentence, then all contracts, of whatever nature, to which such person shall be a party, shall be affected, changed or annulled, as effectually, and in the same manner, as they would be if such person were dead; and such person shall cease to have any title to, or interest in any estate, real or personal, and the same shall be treated, disposed of and descend, in all respects, as if the death of such person had taken place at the time of such imprisonment; and all power and authority of whatever nature, which such person might lawfully exercise over any other person, shall thenceforth cease, in the same manner, as if the person so imprisoned were dead.”

—effect on contracts to which such person shall be a party.

—title to estate.

—power and authority over any other person.

All acts and parts of acts inconsistent with this act are hereby repealed.

[Approved August 10, 1848.]

Chapter 81.

An act to secure the rights of fishermen.

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

Persons from without the state, not to take fish known as pogies, hardheads, or manhaden.

SECT. 1. From and after the first day of January, in the year of our Lord one thousand eight hundred and forty-nine, it shall not be lawful for any person or persons, not being a citizen or citizens of this state, or belonging to any vessel or fishing craft, not owned and fitted within this state, to cast their nets, seines or other machines for the purpose of taking fish known as pogies, hardheads or manhaden, for fish bait or other purposes, within the limits over which any city, town or plan-