

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## TWENTY-EIGHTH LEGISLATURE

OF THE

# STATE OF MAINE,

A. D. 1848.

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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:**

WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1848.

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PUBLIC LAWS

OF THE

STATE OF MAINE,

1848.

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## Chapter 82.

An act in relation to lands reserved for public uses.

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

Agents to be appointed in each county.

SECT. 1. The governor and council shall appoint an agent for each of the counties where any unincorporated townships or tracts of land are now situated, or may be hereafter sold or granted by the state, or the commonwealth of Massachusetts, or by both jointly, in which lands have been or may be reserved for public uses; and such agent, in each of said counties shall have the care and custody of such lands and protect them from strip or waste until such township or tract shall be incorporated; and each of said agents shall give bond to the state in the sum of ten thousand dollars, with sufficient sureties, to the satisfaction of the governor and council, for the faithful discharge of all the duties devolved upon him by this act.

—to have the care and custody of such lands.

—bond.

—authorized to locate such reserved lands.

SECT. 2. Each of said agents may, if he thinks proper, cause said reserved lands to be run out and located by a committee to be appointed by the district court in the county where the land lies and the same proceedings shall be had in said court as are provided in chapter one hundred and twenty-two of the revised statutes, on the application of the assessors of any town or plantation, and after said location is made, said agents may grant permits for cutting timber and grass on said reserved lots, not to exceed a permit for one six ox team, on any one lot in each year, by public auction, to the highest bidder, giving notice for such time and in such manner, as was provided, in "an act additional in relation to the public lands," approved March twenty-sixth, eighteen hundred and forty-five.

—may grant permits to cut timber and grass.

—shall keep account of sales, receipts, &c.

Annual return to be made to governor and council.

SECT. 3. Said agents shall severally keep accurate accounts of all their sales, receipts and disbursements in relation to each reservation, and annually in the month of May, make return thereof, under oath, to the governor and council, who are hereby authorized and required to audit said accounts and to allow to said agents such sums for their services and expenses as they may deem reasonable, within the limits prescribed by this act; and said agents shall, within sixty days after their receipt, pay over to the treasurer of state all moneys received under the provisions of this act.

All moneys to be paid over to treasurer within 60 days.

Duty of state treasurer.

SECT. 4. It shall be the duty of the state treasurer to keep an accurate account of all moneys received by him under this act, and place the same in the state treasury, and the state shall be accountable to the beneficiaries, for the full amount of all

moneys thus received, with interest at six per centum on the same from the receipt thereof; and whenever the inhabitants of any such township or tract, in which lands have been reserved for public uses, shall have become organized into a plantation for election purposes or otherwise, and shall have organized one or more school districts according to law, the state treasurer shall cause the annual interest arising from such funds to be paid yearly to the clerks of such plantations or other person authorized by law to receive the same; and the same shall be applied to the support of schools in said district, to be distributed according to the number of scholars in each district; *provided*, that if any district or plantation shall be composed of parts of two or more townships, the interest aforesaid shall be distributed as nearly as may be, according to the proportion of the funds arising from the reserved lands in each township, for the support of schools in that township.

Interest of such funds, how applied.

Proviso.

SECT. 5. The county commissioners and county treasurers of the several counties, where any of these reserved lots are situated, shall immediately after the passage of this act, render to the governor and council an accurate and minute account under oath, of all moneys and securities received by them, or either of them, under the acts of March eighteenth, eighteen hundred forty-two and March twenty-sixth, eighteen hundred forty-five, in relation to this subject and of all their services and expenses under the same, and the governor and council are hereby authorized to audit said accounts, and allow said commissioners and treasurers so much of their claims as they may deem reasonable; and said commissioners and treasurers shall immediately pay and deliver over the balance of such moneys and securities to the state treasurer; and if they neglect or refuse so to do, the county attorneys of such county are directed to bring an action of debt against them to compel them so to do, in any court of competent jurisdiction.

Duty of county commissioners.

SECT. 6. All acts and parts of acts inconsistent with this act are hereby repealed, saving all actions now pending and causes of action already accrued.

[Approved August 11, 1848.]