

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1849.

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.

1849.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1849.

CHAP. 125.

permanent school fund received by the treasurer of state, under the provisions of an act approved February twenty-third, in the year of our Lord one thousand eight hundred and twenty-eight, entitled "an act providing for the promotion of education."

Time and manner of distribution.

SECT. 2. The treasurer of state shall, annually, in the month of May, distribute to the several cities, towns and plantations, in the same manner and upon the same basis, as the tax on banks is now by law distributed, the sum appropriated in the first section of this act.

Apportionment among school districts.

SECT. 3. The selectmen of towns and assessors of plantations shall, annually, apportion and cause to be distributed the sums received from the state, by virtue of this act, among their several school districts, in the same manner as other money raised for the support of schools, is required to be apportioned and distributed.

Not to exonerate towns from raising sums now required by law.

SECT. 4. Nothing in this act contained shall exonerate any city, town or plantation, from raising and expending for the support of schools, the sums now required of them, respectively, by law.

SECT. 5. All acts and parts thereof inconsistent with this act are hereby repealed.

[Approved August 11, 1849.]

Chapter 125.

An act additional to the sixty-fifth chapter of the laws of Maine, entitled "an act giving further time to redeem lands forfeited for taxes, and for the disposition of lands which may hereafter become forfeited."

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

Land agent to fix minimum price before offering for sale.

SECT. 1. Whenever the land agent shall offer for sale any tract or township of land, by virtue of the provisions of the act to which this is additional, he shall fix a minimum price thereon, equal to the amount of the taxes, interest, and charges certified by the state treasurer, together with all the charges thereon incurred at his office; and if no person shall appear to purchase the same at public sale, the land agent is hereby authorized, at any time within one year from that time, to sell any such tract or township at private sale at such minimum price, adding thereto the accruing interest, at the rate of twenty per centum per annum up to the time when he shall so sell the same; and

--if not sold at public sale, may sell at private sale.

the owner or owners of any tract or township so sold shall be entitled to redeem the same at any time within one year from the day when such tract or township was offered by the land agent at public sale, upon the terms and conditions of the act to which this is additional.

CHAP. 125.

Time within which owner may redeem the same.

SECT. 2. If any tracts or townships which may hereafter be advertised and offered at public sale, as provided in this act and in the act to which this is additional, shall remain unsold at the expiration of one year from the day when they were so offered, the land agent is authorized and directed to sell the same at auction to the highest bidder, first giving notice of the time and place of sale, by publishing such notice three weeks successively in the state paper, and in some paper in the county where such lands lie, if any is published therein, and the sale provided for by this section shall be absolute, and no time whatever allowed after such sale for redemption. *Provided, nevertheless,* that the owner or owners of any tract or township may pay the amount due thereon for taxes, interest, and charges at any time before sale.

If not sold within one year from time of offering at public sale.

SECT. 3. The provisions of this act are hereby extended to those tracts and townships of land for which, at the public sale holden at Augusta, April thirtieth, in the year of our Lord one thousand eight hundred and forty-nine, of lands which had become forfeited for the non-payment of taxes, the minimum price then fixed by the land agent was not offered, and he is authorized, at any time within one year from said thirtieth day of April, in the year of our Lord, one thousand eight hundred and forty-nine, to sell any of such tracts or townships at private sale, upon the terms and conditions before provided by this act and the act to which this is additional, in case no person shall appear to purchase the same or pay what may be due thereon, within that time, the land agent is directed to advertise and sell the same in the manner provided by the second section of this act.

Provisions of this act extended to lands offered for sale, April 30, 1849.

SECT. 4. Any owner, tenant in common, or other person, having legal interest in any tract of land, which may be certified by the treasurer to the land agent, as forfeited for non-payment of taxes, may pay to the land agent at any time before sale, the proportional part of the taxes, interest, and charges due on his part of any such tract; and such owner is hereby further authorized after sale, to redeem his proportional part of such tract, at any time before the right of redemption expires, by paying to the purchaser the proportional part of the taxes,

Persons having a legal interest in lands so forfeited may redeem their proportional part.

CHAP. 126. interest, and charges due on such part, with twenty per centum interest thereon and the cost of re-conveyance.

SECT. 5. This act shall take effect from and after its approval by the governor.

[Approved August 11, 1849.]

Chapter 126.

An act to increase the salary of the judge and register of probate for the county of Kennebec.

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

Salary of judge,
\$450.

—of register,
\$700.

SECT. 1. The salary of the judge of probate in and for the county of Kennebec is hereby established at the sum of four hundred and fifty dollars per annum ; and the salary of the register of probate in and for the said county of Kennebec, is hereby established at the sum of seven hundred dollars per annum, instead of the salaries now provided by law for the said judge and register.

SECT. 2. This act shall take effect and be in force from and after its approval by the governor.

To be in full
compensation for
their services.

SECT. 3. The sums specified above as the salaries of the judge and register of probate for said county of Kennebec, shall be in full as a compensation for their services.

[Approved August 7, 1849.]

Chapter 127.

An act to amend chapter eighty of the revised statutes.

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

Of turnpike corporations and toll bridges.

Penalty for attempting to pass without payment of toll not recoverable, unless requirements of charter shall have been complied with.

Chapter eighty, section thirty-five, of the revised statutes, is hereby amended by adding at the end of said section the proviso following : *provided, however,* no process shall be maintained by any such turnpike or toll bridge corporation, to recover the penalty for passing or attempting to pass the gate thereof without paying toll, unless said corporation shall have complied with the requirements of the act creating the same, and said turnpike or bridge is in such state of repair as the public safety and interest requires.

[Approved August 13, 1849.]