

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## TWENTY-NINTH LEGISLATURE

OF THE

## STATE OF MAINE,

A. D. 1849.

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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.

1849.

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PUBLIC LAWS

OF THE

STATE OF MAINE,

1849.

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**ERRATA:**

**The following leaf is  
inserted because one or more pages  
in this chapter have errors  
noticed and corrected here.**

NOTE.—The legislature of Maine convened on the ninth day of May, and adjourned on the fifteenth day of August, A. D. 1849.

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## STATE OF MAINE.

SECRETARY'S OFFICE, AUGUSTA, December 1, 1849.

I hereby certify, that the acts and resolves contained in this pamphlet have been compared with the originals deposited in this office, and appear to be correctly printed, with the exceptions mentioned in the *errata* hereunto annexed.

EZRA B. FRENCH, *Secretary of State.*

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## ERRATA.

### PUBLIC LAWS.

Chapter 136, fourth line, for "unwarrantably" read "unreasonably".

### PRIVATE AND SPECIAL LAWS.

Chapter 191, section 3, first line, for "person" read "persons".

241, section 4, fourteenth line, for "two" read "to".

271, section 1, thirteenth line, for "corporation" read "corporations".

levy shall be effectual to hold or pass what may remain thereof after setting off to the debtor from such part thereof as he may select, five hundred dollars in value, which set-off the officer having the execution shall cause to be made and appraised by three disinterested men in the same manner provided by law for setting off lands on levy of execution.

CHAP. 136.

How appraised.

SECT. 3. Real estate exempted by virtue of this act shall not be deemed assets in the hands of any administrator or executor of the debtor, nor shall such estate be in any way liable for the payment of the debts of the deceased owner, provided said debtor shall have a wife or minor children.

Not liable for debts of deceased debtor, if he leave a wife or minor children.

SECT. 4. Any person who shall not be possessed of the real estate exempted by the first section of this act may hold personal property in lieu thereof to the amount of five hundred dollars in addition to the personal property now exempted by law from attachment. Said personal property may be selected by the debtor and appraised as provided by the second section of this act.

Personal property exempted.

SECT. 5. Such exemption shall not extend to any lien on any property, real or personal, obtained before this act takes effect, by virtue of attachment or otherwise, nor to any such lien obtained on any such property within six months after such existing contract becomes due.

Property in certain cases not exempted.

SECT. 6. No conveyance or alienation by the husband, of any property exempt and set off as aforesaid shall be valid unless the wife join in the deed of conveyance.

Conveyance invalid unless the wife of the husband join in said conveyance.

SECT. 7. Nothing in this act shall be considered as exempting any property from taxation or sale for taxes assessed on the same.

Not exempted from taxation.

SECT. 8. This act shall take effect from and after the last day of December next.

[Approved August 14, 1849.]

### Chapter 136.

An act for the government of the Insane Hospital.

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

When any insane person shall have been in the insane hospital six months, any friend or person liable for his or her support, or any city or town supporting such patient, may, if they

When it is deemed that patients are unwarrantably detained.

## CHAP. 137.

Remedy.

Costs.

Proviso.

think the patient unwarrantably detained, apply to the selectmen of the town or mayor and aldermen of the city or the assessors of the plantation in which the patient resides, whose duty it shall be to inquire into the case, and summon before them such testimony as they may deem proper; and their decision and order shall be binding on the parties. They shall tax legal costs, and determine who shall pay them: *provided, however*, no person committed by order of the district court or supreme judicial court shall be removed under the provisions of this act. All acts inconsistent with this act are hereby repealed.

[Approved August 14, 1849.]

## Chapter 137.

An act authorizing the election of collectors of school district taxes.

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

How elected.

SECT. 1. Whenever any money shall be voted to be raised by any school district in accordance with law, the legal voters of said district at any legal meeting called for the purpose, may elect by ballot a collector, who shall be required to give bonds to the inhabitants of such district, with sufficient sureties to be approved by the selectmen, and have the same powers, and be held to proceed in the same manner in collecting the taxes assessed upon said district, as in the collection of town taxes by a town collector.

Bond.

Powers and duties.

Compensation.

SECT. 2. Such collector shall be allowed such compensation for collecting and paying over to the town treasurer said taxes, as shall be determined upon by the inhabitants of said district at the meeting in which said collector is chosen.

Certified copy of the record of such election to be recorded by town clerk.

SECT. 3. Whenever the inhabitants of any school district shall elect a collector in pursuance of the provisions of this act, it shall be the duty of the clerk of said district to deposit with the clerk of the town in which said district is situated, a certified copy of the record of the election of said collector, which shall be recorded by the clerk of said town, and such town record shall be evidence of the election of said collector by said district.

Not applicable to certain school districts.

SECT. 4. This act shall not apply to any school district where the sum assessed shall not exceed the sum of three hundred dollars.