

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## THIRTY-FIRST LEGISLATURE

OF THE

## STATE OF MAINE,

A. D. 1852.

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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.

1852.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1852.

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**Chapter 225.**

An act repealing an act entitled "an act relating to sheriffs, deputy sheriffs, constables and coroners."

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

An act entitled "an act relating to sheriffs, deputy sheriffs, constables and coroners," approved March twenty-fourth, in the year of our Lord one thousand eight hundred and forty-three, is hereby repealed. This act to take effect from and after the approval of the governor.

Act relating to fees of sheriffs, &c., repealed.

[Approved February 14, 1852.]

**Chapter 226.**

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

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

SECT. 1. The thirty-fourth section of chapter one hundred and nine of the revised statutes, is hereby amended, by striking out all of said section, after the words "to be" in the seventh line, and inserting the following words, viz: sold in manner prescribed in the twenty-eighth section of chapter one hundred and six, and assigned to the purchaser thereof, with authority to collect the same in the name of the administrator, reserving to such persons liable, their equitable right of set off, and the purchaser giving to the administrator such indemnity against cost, as the judge may require, so that said section, as amended, shall read as follows :

Ch. 109, sec. 34, R. S., amended.

SECT. 34. Whenever an administrator in his said capacity holds notes, accounts, or other demands of the deceased, which in the opinion of the judge, with due diligence on the part of the administrator, are not available as assets, beyond the probable expenses of collection, on account of the poverty of the persons liable, or of the disputable nature of the demands, the judge may order the same to be sold in manner prescribed in the twenty-eighth section of chapter one hundred and six, and assigned to the purchaser thereof, with authority to collect the same in the name of the administrator, reserving to such persons liable, their equitable right of set off, and the purchaser giving to the administrator such indemnity against costs, as the judge may require.

Disposal of unavailable debts.

**CHAP. 227.**

Sect. 35, R. S.,  
repealed.

SECT. 2. The thirty-fifth section of chapter one hundred and nine of the revised statutes, is hereby repealed.

SECT. 3. This act shall take effect and be in force from and after its approval by the governor.

[Approved February 21, 1852.]

**Chapter 227.**

An act additional to an act entitled "an act in addition to an act to secure to married women their rights to property."

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

Married women may sell and convey property in their own name.

Action not maintainable by husbands.

SECT. 1. Any married woman who is or may be seized and possessed of property, real or personal, as provided for in the acts to which this is additional shall have power to lease, sell, convey and dispose of the same, and to execute all papers necessary thereto in her own name as if she were unmarried, and no action shall be maintained by the husband of any such married woman for the possession or value of any property held or disposed of by her in manner aforesaid.

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

[Approved February 23, 1852.]

**Chapter 228.**

An act to regulate the sale of oats.

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

Regulating the sale of oats.

From and after the passage of this act, all oats offered for sale in this state, shall be sold by strike measure, or thirty pounds per bushel, and whenever any oats shall hereafter be offered for sale, and either the seller or buyer shall require it, said oats shall be sold by the aforesaid weight.

[Approved February 26, 1852.]