

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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1852.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1852.

errors hereinafter specified, by which the present plaintiff was injured and for which he therefore seeks that said judgment may be reversed, recalled or corrected, as law and justice may require ; that is to say, the following errors, viz : —

Hereof fail not, and have you there this writ with your doings thereon.

Witness — esquire, at —, the — day of —.

Clerk.

SECT. 3. The scire facias shall allege and specify as many errors both of fact and of law, as the plaintiff in error may rely upon, and a transcript of the record, process and proceedings attested by the clerk of the court or the justice of the peace, before whom the judgment was recovered, shall, without further authentication, and without the introduction of the record, constitute competent evidence upon which the court may proceed in the trial ; and the court shall have power, on a suggestion of mistake in the transcript, to grant leave to amend.

Scire facias may specify errors, &c.

Transcript of record attested by clerk to be competent evidence.

Court may grant leave to amend.

SECT. 4. Nothing in this act contained shall be construed to prevent writs, processes and proceedings in error to be commenced and conducted in the mode heretofore used.

This act not to prevent proceedings in the mode heretofore used.

[Approved April 22, 1852.]

Chapter 270.

An act relative to the estates of persons under guardianship.

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

SECT. 1. When any person shall have contracted to convey land upon condition, and shall afterwards have become incapacitated by reason of insanity, from fulfilling the contract, his guardian is hereby empowered to convey such land according to the contract, whenever the condition of the same shall have been performed, and being accountable therefor upon his guardianship bond.

Guardians of insane persons authorized to convey land in certain cases.

SECT. 2. In granting to the guardian of an insane person a license to sell any land of his ward at private sale, it shall be left to the decision of the judge of probate whether any and what public notice shall be given by the guardian ; of the time and place of the private sale ; and such notice as he shall require if any, shall be inserted in the license, and shall be accordingly given by the guardian.

Sale of land by guardian of insane person, notice of, &c.

CHAP. 271.

Sale, adjournment of, &c.

SECT. 3. Such guardian shall have power to adjourn any public or private sale, from time to time, for such periods, within the lifetime of the license, as he shall adjudge the interest of the ward may require.

SECT. 4. This act shall take effect from and after its approval by the governor.

[Approved April 22, 1852.]

Chapter 271.

An act in addition to an act, entitled, "an act to prevent disturbances of religious meetings," approved August third, one thousand eight hundred and forty-eight.

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

Disorderly persons.

SECT. 1. If any person or persons coming within the neighborhood of any such assembly as named in the act to which this is additional, shall refuse to conform to the established regulations of the occasion, or immediately and peaceably retire beyond the hearing of said meeting, when requested so to do, by the officers of said assembly, named in the second section of this act, he or they so offending, shall be deemed guilty of the offense named in the twenty-third section, of the one hundred and sixtieth chapter, of the revised statutes, and shall be dealt with accordingly.

Offense and penalty.

Duties of persons appointed to keep boarders and sell refreshments.

SECT. 2. The presiding officer of such assembly, or the committee of arrangements for such meeting, may appoint some suitable person or persons to keep boarders and sell refreshments, at such meeting, who shall in the sale of such refreshments, conform to such rules and regulations as said officers so appointing them may prescribe.

[Approved April 22, 1852.]

Chapter 272.

An act defining the liability of the state for failure of title to lands sold for taxes.

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

Lands forfeited to the state, purchaser no claim for defect of title.

Purchasers of lands sold for alledged forfeitures to the state, for non-payment of taxes, shall have no claim against the state