

# 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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**CHAP. 282.**

mence and prosecute to final judgment and execution, an action on the bond given by the surveyor general in the name of the treasurer of the county of Kennebec, for the benefit of the persons so aggrieved; and said aggrieved person shall endorse the writ, and the judgment, when for the defendant, shall be rendered against said person for whose benefit the suit was brought, and execution shall issue thereon.

Surveyor general, records of.

Deputies, returns of.

**SECT. 11.** The said surveyor general shall be required to keep a record of all lumber surveyed by him, and by his deputies; and his deputies shall be required to make return of all lumber surveyed by them respectively to the surveyor general, as often as once in each month, and oftener, if required by said surveyor general.

**SECT. 12.** All acts and parts of acts inconsistent with the provisions of this act, be and the same hereby are repealed.

[Approved April 23, 1852.]

### Chapter 282.

An act relating to publication of intentions of marriage.

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

Notice of intention of marriage.

**SECT. 1.** All persons resident in this state, intending to be joined in marriage, shall cause notice of their intentions to be entered, before their marriage, in the office of the clerk of the city, town or plantation in which they may respectively dwell; and if there be no such clerk in the place of their residence, the like entry shall be made with the clerk of an adjoining town or plantation.

Town clerk to give certificate.

**SECT. 2.** The clerk shall deliver to the parties a certificate, under his hand, specifying the time when notice of the intention of marriage was entered with him, which certificate shall be delivered to the minister or magistrate in whose presence the marriage is to be contracted, before he shall proceed to solemnize the same. *Provided*, that no clerk shall issue such certificate to a male under twenty-one or a female under eighteen years of age, unless the party applying for said certificate shall first present to him the written consent of the parents or guardians of such applicant, if any they have residing within this state, that such certificate may issue; or to any town pauper,

Proviso.

when the overseers of the poor of any town or city shall deposit a list of the names of the paupers of such town with said clerk.

SECT. 3. Whenever parties living in this state shall go out of it for the purpose of having a marriage solemnized between them in another state, and a marriage shall be so solemnized, and they shall return to dwell here, they are hereby required to file a certificate or declaration of their marriage with the clerk of the city, town or plantation in which either of them lived at the time, within seven days after their return, under a penalty of ten dollars, to be recovered by any person who shall sue for the same, one half thereof to the use of said complainant, and the other half to the use of the city, town or plantation in which the forfeiture shall have been incurred.

SECT. 4. The fee of the clerk of said city, town or plantation, for making the record of said marriage, shall be fifty cents, to be paid by the said parties.

SECT. 5. Sections six and eight of chapter eighty-seven of the revised statutes are hereby repealed.

[Approved April 23, 1852.]

**CHAP. 283.**

When parties leave the state for the purpose of marriage.

Certificate to be filed with town clerk.

Fee of clerk.

**Chapter 283.**

An act additional to and amendatory of an act, entitled, "an act to establish a municipal court for the town of Rockland, in the county of Lincoln," approved July twenty-ninth, one thousand eight hundred and fifty.

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

SECT. 1. The act to which this is additional, is hereby amended, by striking out the second, third and ninth sections, and inserting in lieu thereof the following provisions.

SECT. 2. The judge of said court shall, except when interested, exercise concurrent jurisdiction with justices of the peace and quorum, over all such matters and things, civil and criminal, within said county of Lincoln, as are by law within the jurisdiction of justices of the peace and quorum in said county; and said court shall have exclusive jurisdiction within said town of Rockland, over all such matters and things, both civil and criminal, as are by law cognizable by justices of the peace, in said county; and may exercise the same exclusive jurisdiction, in like manner as justices of the peace may do by existing laws: *provided however*, that any party aggrieved by a judgment or sentence of said court, may appeal therefrom to the district

Judge and justices of the peace to exercise concurrent jurisdiction.

Exclusive jurisdiction.

Proviso.