

# 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. 294.

SECT. 3. The power of recommending and determining upon the proper school books to be used in the public schools, being vested in the superintending school committees, any interest in, or agency from any publishing house either directly or indirectly by any of said school commissioners shall be deemed inconsistent with the duties of said office, and if any commissioner shall be found so interested or engaged, he shall forfeit his said office and be deemed ineligible to reappointment.

Commissioners  
not to act as  
book agents.

Penalty.

Compensation  
for services.

SECT. 4. The compensation of the school commissioners shall be fixed at the sum of two hundred dollars each, to be paid at the expiration of their said term of office, such sum to be in full for all services rendered and expenses incurred, and the governor is hereby authorized to draw his warrant on the treasury for the same.

Commission-  
ers, qualifica-  
tion of.

SECT. 5. The school commissioners shall severally be sworn to the faithful performance of their respective duties before any magistrate authorized to qualify civil officers.

Inconsistent  
acts repealed.

SECT. 6. All the sections of an act approved August twenty-seventh, in the year of our Lord one thousand eight hundred and fifty, establishing teachers' institutes, a board of education and secretary, and also all other acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SECT. 7. This act shall take effect from and after April thirtieth, eighteen hundred and fifty-two.

[Approved April 26, 1852.]

### Chapter 294.

An act additional to prevent the destruction of Moose and Deer.

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

Moose ward-  
ens, appoint-  
ment of,

SECT. 1. There shall be appointed by the governor by and with the advice of the executive council, one moose warden for each of the counties of Oxford, Franklin, Somerset, Penobscot, Piscataquis, Aroostook and Washington, who shall give bond to the treasurer of state, conditional, to discharge faithfully and impartially the duties of their office, with good and sufficient sureties, in the penal sum of five hundred dollars; and each of said wardens may be allowed to appoint deputies not exceeding two for each county, and each of said deputies shall be required to give bond to the warden appointing him,

Bond.

Deputies.

Bond.

in the sum of two hundred dollars, with good and sufficient sureties, conditional, faithfully and impartially to discharge the duties of his office; and each warden and deputy warden shall be required to pay over to the county or state treasurer for the use of the state one quarter part of all forfeitures accruing in their hands, on or before the first day of January in each year, and each deputy warden shall be required to render an account to the warden appointing him, on or before the first day of December in each year, of all the forfeitures accruing in his hands during the year, and to pay to the warden for the use of said warden, ten per cent. of that part of the forfeitures accruing in his hands for his own use, and the wardens and their deputies may be allowed to retain three-fourths of all forfeitures accruing in their hands for their own use; and each warden shall render an account to the state treasurer on or before the twentieth day of December in each year, of all the forfeitures accruing in his own hands and in the hands of his deputies during the year.

Fines and forfeitures, how disposed of.

Account rendered to warden.

Emoluments of warden and deputies.

Account rendered to the treasurer of state.

SECT. 2. All foreign citizens and Indians belonging in the British provinces are hereby prohibited from killing any moose or deer within the limits of this state; and any such person violating the provisions of this act shall forfeit all the moose and deer skins found in his possession; and the warden or his deputy is hereby authorized to seize and confiscate the same, and appropriate the avails thereof in the manner herein provided; and all persons shall be under like obligation to aid said wardens and their deputies in the discharge of the duties that they would be under to aid sheriffs and their deputies.

Foreigners prohibited from killing moose and deer.

Penalty.

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

[Approved April 26, 1852.]

### Chapter 295.

An act to amend the ninety-third chapter of the revised statutes, as to descent of real estate.

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

SECT. 1. When any person shall die seized of any lands, tenements, hereditaments, or any right thereto, or entitled to any interest therein, in fee simple, or for the life of another,

Estate of intestate persons deceased, leaving no kindred, how disposed of.