

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1853.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
Feb. 26, 1840, and March 16, 1842.

Augusta:
WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1853.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1853.

act additional to any act of incorporation, shall be published three weeks successively, in some paper printed in the county where such corporation is proposed to be, or if existing, is located, in the month of December next preceding the session of the legislature to which the same is directed; and if no paper is published in such county, or if such corporation extends, or is to extend its operations into several counties, then such petition shall be also published as aforesaid, in the paper published by the printer to the state; and this section shall also apply to persons making application to be set off from one town to another, and to the division of towns and counties—and all petitions for private legislation shall be served upon the persons directly interested therein adversely to the petitioners by giving such persons in hand or leaving at their last and usual place of abode, a true and attested copy of such petition, on or before the twentieth day of December aforesaid, and the same shall be served as aforesaid by any officer authorized to serve writs in civil actions. The affidavit of the printer on the back of such petitions, and the return of the officer shall be *prima facie* evidence of the facts therein stated.

Orders of notice, time of service.

Evidence of.

SECT. 2. Any petition or proposition aforesaid presented in the senate or house of representatives, and not having thereon the evidence of notice prescribed in the first section of this act, shall be referred to the legislature holding its session next after that to which it is presented, and shall not be otherwise acted upon—and all orders of notice upon applications for private or special legislation, other than those mentioned as aforesaid, shall be made returnable to said next legislature.

Petitions, &c., without evidence of notice, how disposed of.

SECT. 3. Chapter thirteen of the revised statutes entitled "of notices of petitions to the legislature" is hereby repealed.

Prior statute repealed.

SECT. 4. This act shall be in force from and after its approval by the governor.

[Approved March 29, 1853.]

Chapter 29.

An act additional to an act, in relation to lands reserved for public uses.

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

The act entitled "an act to amend an act entitled an act in relation to lands reserved for public uses," approved April

Act of April, 1852, not to defeat suits then pending.

CHAP. 30.

twenty-fourth, eighteen hundred and fifty-two, shall not operate to defeat any suit or action which was pending at the time of the passage thereof.

[Approved March 29, 1853.]

Chapter 30.

An act relating to divorces.

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

Liability of husband in suits for divorce.

Pending any libel for divorce, the court may order the husband to pay the clerk for the use of the wife such sum of money as they shall deem proper, to be expended by her in the defense or prosecution of said libel—may order him to make reasonable provision for her separate support—may enter such decree touching the care and custody of the minor children as they shall judge expedient, and may enforce obedience by appropriate processes.

[Approved March 29, 1853.]

Chapter 31.

An act to authorize the governor and council to require new bonds from public officers.

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

Public officers, new bonds may be required, &c.

SECT. 1. In all cases where a public officer is required by existing laws to give a bond to the state, the governor and council may require such officer to give a new bond whenever they may consider the same to be necessary. And the governor and council may, at the request of a surety upon such bond, if they consider the same to be reasonable and proper, require a new bond, and when such new bond shall have been given and accepted, the obligees in such former bond shall be released and discharged from all liability thereon for acts and defaults of such officer occurring after such acceptance. And if a new bond required as provided in this act shall not be given by any such officer, to the satisfaction of the governor and council, within the time by them specified, such officer failing to give such bond, shall be deemed to have vacated his office and such vacancy shall be filled in the manner provided by law. And this act shall take effect and be in force from and after its approval by the governor.

—failure to give new bonds when required.

[Approved March 29, 1853.]