

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1856.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1830, February 26, 1840,  
and March 16, 1842.  
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Augusta:  
FULLER & FULLER, PRINTERS TO THE STATE.  
1856.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1856.

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**CHAP. 201.** been ceded to the United States, which territory is included within the boundaries of, or surrounded by, any one school district, shall be permitted to attend the public school in such district; *provided, however,* that the superintending school committee of the city or town in which such territory is situate, may require of each of such persons who shall attend the schools as aforesaid, the payment of such sum of money to said city or town, to be placed to the credit of the district in which said scholars shall attend school, as they may deem just and reasonable.

Proviso.

Sup. school com.,  
authority of.

SECT. 2. When such territory shall adjoin two or more school districts, the said superintending school committee shall designate in which district such scholars shall be permitted to attend, subject to the provisions above named.

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

[Approved February 9, 1856.]

### Chapter 201.

An act to prevent the destruction of fish in Moosehead Lake.

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

Fish, taking  
prohibited.

SECT. 1. All persons are hereby prohibited from taking any fish from Moosehead Lake, or from its coves, creeks or inlets, with seines or nets.

Penalty.

SECT. 2. If any person shall take any fish from any of the aforesaid waters, contrary to the provisions of the first section of this act, he shall, upon conviction thereof by any court competent to try the same, forfeit and pay a fine not exceeding ten dollars for each offense, one-half thereof to the complainant, and the other half to the state.

[Approved February 12, 1856.]

### Chapter 202.

An act additional to "An act to provide for the education of youth."

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

Provisions of act  
of April 20, 1854,  
not to be applied  
to actions pend-  
ing.

SECT. 1. The provisions of the third section of the act entitled "An act additional to an act to provide for the education

of youth," approved April twentieth, one thousand eight hundred and fifty-four, shall not apply to any action or suit pending at the time of the passage of said act.

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

[Approved February 14, 1856.]

**Chapter 203.**

An act to prevent the destruction of fish in Brewer pond.

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

SECT. 1. No persons shall set or place any net, seine, weir, or other obstruction in Brewer pond, or Little pond, so called, in Orrington, or in any of the streams emptying into, or issuing out of either of said ponds, for the purpose of taking or preventing the free passage of fish through said waters, under a penalty of ten dollars for each offense.

Fish, taking of prohibited.

Penalty.

SECT. 2. Any person who shall, at any time, take or destroy any fish in said waters except by spears or hooks, shall forfeit and pay a fine of five dollars for every fish so taken or destroyed.

Manner or taking prescribed.

Penalty.

SECT. 3. All fines and penalties arising from a violation of this act, may be recovered by an action of debt, in the name of any person who shall sue for the same, one moiety thereof to the use of the town school fund of Orrington, and the other moiety thereof to the person who may sue for the same.

Fines, how recovered.

How appropriated.

[Approved February 14, 1856.]

**Chapter 204.**

An act to establish a municipal court in the city of Portland.

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

SECT. 1. There is hereby established a municipal court for the city of Portland, to consist of one judge, who shall be appointed, commissioned and qualified, in the manner provided by the constitution of this state.

Court established—one judge.

SECT. 2. He shall, except where interested, exercise jurisdiction over all such matters and things within the county of

His jurisdiction as justice of the peace, concurrent or exclusive.