

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE,

1857.

Published by the Secretary of State, agreeably to Resolves of June 23, 1820, February 26, 1840,
and March 16, 1842.

AUGUSTA:
STEVENS & BLAINE, PRINTERS TO THE STATE.
1857.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1857.

Chapter 44.

CHAP. 44.

An act to regulate the sale and use of poison.

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

SECT. 1. Every apothecary, druggist, or other person, who shall sell any arsenic, corrosive sublimate, nux vomica, strychnine, or prussic acid, shall label each parcel sold, with the name of the article, and the word "poison" legibly written or printed thereon, and shall make a record of such sale in a book kept for that purpose, specifying the kind and quantity of the articles sold, and the time when, and the name of the person to whom such sale is made, which record shall be open to all persons who may wish to examine the same.

Sale of poison regulated.

Duty of apothecaries, &c.

SECT. 2. The foregoing section shall not apply to the prescriptions of physicians, of regular standing in their profession.

—not to apply to prescriptions of physicians.

SECT. 3. No person, for the purpose of killing wolves, foxes, dogs, or other animals, shall leave or deposit within two hundred rods of any highway, pasture, field, or other improved land, any of the articles of poison named in the first section of this act, under the penalty provided in the following section :

Liability for leaving or depositing poison within two hundred yards of any highway, &c.

SECT. 4. Any person violating any of the provisions of this act shall pay a fine of not less than twenty, nor more than fifty dollars, or be imprisoned in the county jail not less than thirty, nor more than sixty days; *provided*, nothing in this section shall be construed to prevent the use of the articles named in this act for the destruction of insects or vermin within any building.

Penalty for violation.

Proviso.

[Approved April 14, 1857.]

Chapter 45.

An act further to regulate appeals from county commissioners.

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

SECT. 1. So much of chapter twenty-eight of the laws of eighteen hundred and forty-seven, as requires the committee therein named to view the route before, and make their report at, the next term of the court after their appointment, is hereby repealed; and said committee may perform the duties assigned them at any time previous to, and make their report at, the second term of the court after their appointment.

Report of committee appointed on appeal from decision of county commissioners, when to be made.

CHAP. 46.

Vacancies, &c., in board of committee, how filled.

SECT. 2. Whenever any member of such committee shall die, or refuse to act, or become interested in the subject matter of the appeal, the court may appoint some suitable person in his place.

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

[Approved April 14, 1857.]

Chapter 46.

An act repealing the law of eighteen hundred and fifty-two, and reviving the law of the revised statutes, relative to the publication of intentions of marriages.

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

Ch. 232, sects. 1, 2 and 5, laws of 1852, repealed. Ch. 87, sects. 6 and 8, R. S., revived; publication of intentions of marriage.

Sections one, two and five, of chapter two hundred and eighty-two of the laws of eighteen hundred and fifty-two, are hereby repealed ; and sections six and eight of chapter eighty-seven of the revised statutes, are hereby revived.

[Approved April 14, 1857.]

Chapter 47.

An act creating a lien in favor of persons furnishing rock for the manufacturing of lime.

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

Lien on lime-rock.

—to take precedence.
—to continue thirty days.

—how enforced.

SECT. 1. Any person who shall dig, haul, or furnish the rock for the manufacture of lime, shall have a lien thereon for the amount due for his personal services, and for the rock so furnished, to take precedence of all other claims, and to continue for thirty days after such rock is manufactured into lime, or until such lime is sold or shipped, and placed on board the vessel. Said lien to be enforced by attachment of said rock or lime, within the said thirty days, or before the lime so manufactured is sold or shipped, and placed on board the vessel.

Suits to enforce lien shall have precedence, &c.

SECT. 2. A suit to enforce said lien shall have precedence of all attachments and incumbrances made after the said lien, attached and not made to enforce a prior similar lien, and may be maintained, although the employer or debtor is deceased, and his estate may be represented insolvent ; and his executor or administrator may be