

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## THIRTY-EIGHTH LEGISLATURE

OF THE

## STATE OF MAINE.

1859.

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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:**  
STEVENS & SAYWARD, PRINTERS TO THE STATE.

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1859.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1859.

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CHAP. 123.     **SECT. 4.** This act shall take effect from and after its approval by the governor.

[Approved April 4, 1859]

### Chapter 123.

An act prescribing the time when notice shall be given upon petitions for special legislation.

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

Notice to be given on petitions for special legislation. — how to be published.

**SECT. 1.** Petitions or propositions for any act of incorporation, or for the repeal, alteration, amendment or change of, or 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.

Applicable to division of towns.

Notice to be given in hand, when and how served.

Evidence of service.

Notice not given, matter referred to next legislature.

Orders of notice, when returnable.

**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.

SECT. 3. The seventh section of chapter first of the revised statutes, concerning notice on petitions to the legislature, is hereby repealed.

CHAP. 124.

Ch. 1, sec. 7,  
R. S. repealed.

[Approved April 4, 1859.]

### Chapter 124.

An act to amend chapter one hundred and fourteen of the revised statutes, relating to duties payable by certain public officers.

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

The first section of the one hundred and fourteenth chapter of the revised statutes, is hereby repealed and a new section substituted, as follows :

Ch. 14, sec. 1,  
R. S. repealed.

SECT. 1. No person appointed to the office of justice of the peace, or justice of the peace and of the quorum, shall enter upon the discharge of his official duties, until he has paid five dollars to the treasurer of state, or of the county for which he is appointed:

Justice of peace  
to pay duty.

[Approved April 5, 1859.]