

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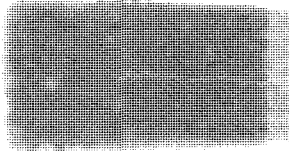
Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840, and March 16, 1842.

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

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1859.



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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1859.

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**Chapter 349.**

An act to make valid the doings of the town of Fairfield.

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

The doings of the town of Fairfield at the annual town meeting held in said town on the eighth day of March, in the year of our Lord one thousand eight hundred and fifty-eight, in relation to re-districting said town for schools, is hereby confirmed and made valid.

Certain doings made valid.

[Approved April 2, 1859.]

**Chapter 350.**

An act to enable the town of Cumberland to accept the bequests made to said town by the late Eliphalet Greely in his last will, and to carry out the purposes thereof.

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

SECT. 1. The town of Cumberland is hereby authorized, at a legal town meeting called for that purpose, to accept, when the same shall become payable, the bequest or bequests made to said town by the late Eliphalet Greely in and by his last will, upon the terms and conditions and for the purposes therein set forth, and if said town shall so accept said bequest or bequests, said town shall be held responsible, and its faith shall stand pledged, that the same shall be faithfully appropriated in the manner and for the purposes specifically set forth and designated in said will, and especially that said town according to the directions contained in said will shall keep twenty thousand dollars of the amount bequeathed safely invested as a fund, the interest and income of which are to be appropriated to the education of youth, in the manner set forth in said will, and that in the event of any loss to said fund by reason of mismanagement or otherwise, said town shall make good the same, so as to keep the full amount of said fund of twenty thousand dollars at all times unimpaired, and said town is hereby authorized from time to time to raise money by taxation to make good any loss or losses which may occur to said fund as aforesaid in the same manner as assessments are made to pay town expenses.

Authorized to accept certain bequests of Eliphalet Greely.  
— if town accept, shall be held responsible, &c.

Certain amount to be invested.

Income how appropriated, &c.

--town may raise money by tax to make good any losses.

SECT. 2. Said town is hereby further authorized at a legal town meeting called for that purpose, to empower its selectmen to purchase a lot in said town, of suitable dimensions on which to erect the building for the school contemplated to be established by the

Authorized to purchase lot, &c.

**CHAP. 351.**

— may hire money.

— may raise money by taxation to pay interest.

provisions of said will, and to hire a sum of money not exceeding one thousand dollars, on the credit of the town, and payable at such time or times as said selectmen think expedient to pay for said lot and incidental charges, and said town is authorized to raise money by taxation to pay the interest on said loan as it falls due, and also to pay the principal thereof at its maturity, in the same manner as assessments are made to pay town expenses, and said town may also if it so decides keep said building, after its erection, in repair at the expense of the town.

SECT. 3. This act shall take effect when approved by the governor.

[Approved April 2, 1859.]

### Chapter 351.

An act relating to the sale and forfeiture of real estate of non-residents and persons unknown for non-payment of taxes in the town of Kingsbury in the county of Piscataquis.

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

Sale and forfeiture of certain real estate for taxes, proceedings in.

SECT. 1. In any trial at law or in equity, involving the title of any real estate sold and conveyed, or which may be sold and conveyed, by the treasurer of the town of Kingsbury for non-payment of taxes, or any real estate turned into the treasury of said town, by the collectors of taxes thereof, and forfeited by any law of the state for non-payment of taxes, and now, or may be conveyed by said town, or by their duly authorized agent, it shall be sufficient for the party claiming under such sale and conveyance, to produce the treasurer's deed, or the deed of the inhabitants of the town, in the case of real estate turned into the treasury, executed and recorded, the assessments signed by the assessors, their warrants to the collector, and to show that the taxes were actually advertised; which advertisement may be proved by parol, but no person shall be entitled to commence, maintain or defend, any action or suit aforesaid, on any ground involving the validity of any such sale and conveyance, until the amount of all taxes, charges and interest legally due, shall have been paid or tendered, by the party contesting the validity of such sale and conveyance, or by some person under whom he claims.

Further proceedings.

SECT. 2. The party contesting or any person claiming under him, within two years next after the date of such deed or deeds, may pay or tender in payment to such grantee or person claiming under