

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

FORTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1869.

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

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1869.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1869.

Chapter 10.**CHAP. 10.**

An act additional relating to the proof and effect of wills executed in another state or country.

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

The several statutes relating to the proof and effect of wills executed in any other state or country, are amended so that any will made and executed in any foreign country, or in any other of the United States, according to the laws thereof, shall be valid and have the same force and effect in this state, as if made and executed in the manner prescribed by the laws thereof, if at the time of his death the testator was a resident of this state, whether said will is originally proved and allowed in this state or is allowed and recorded in any probate court in this state, upon the production of a certified copy thereof, and proof that it has been proved and allowed in any other state or country.

Wills executed in any other state or country according to the laws thereof, shall be valid in this state if the testator is a resident at time of decease.

Approved February 3, 1869.

Chapter 11.

An act in relation to conditional sales of personal property.

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

SECT. 1. No agreement or stipulation hereafter made shall be valid, whereby the title to personal property, bargained and delivered, shall remain the property of the payee of a note given therefor, unless the agreement or stipulation is in writing and made a part of the note, and signed by the payor or his lawful agent.

Conditional sale of personal property.

SECT. 2. This act shall take effect when approved.

Approved February 4, 1869.

Chapter 12.

An act to amend chapter two hundred and nine of the public laws of eighteen hundred and sixty-eight, relating to the taxation of shares in national banks.

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

SECT. 1. The third section of chapter two hundred and nine of the public laws of eighteen hundred and sixty-eight is hereby amended by inserting after the word "state," in the eleventh line, the words, 'or by persons whose residence is unknown,' so that the

Public laws of 1868, chap. 203, sect. 3, relating to taxation of shares in national banks, amended.

CHAP. 13.

last clause of said section shall read as follows: 'The shares in such association owned by persons residing out of this state, or by persons whose residence is unknown, shall be taxed in the city or town where said banking association is located, and not elsewhere; *provided however*, that the taxation thereof shall not be at a greater rate than as above provided in the case of shareholders residing in this state.'

SECT. 2. This act shall take effect when approved.

Approved February 6, 1869.

Chapter 13.

An act relating to school blanks, school returns, and the distribution of the state school fund.

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

State superintendent of common schools to prepare and forward blanks for returns of schools.

SECT. 1 The superintendent of common schools shall prepare and print blank forms, for all returns required by law, or deemed by him necessary, and shall, on the first day of March in each year, forward to the clerk of the several cities, towns and plantations, blanks for the annual school return, and registers for the school year commencing on the first day of April following; and said clerk shall forthwith deliver the same to the superintending school committee of his respective city, town or plantation.

School returns to be made to office of state supt. of common schools.

SECT. 2. The superintending school committees or supervisors of the several cities, towns and plantations, shall make their annual school returns, now required by law, into the office of the superintendent of common schools, on the first day of May, and shall give the number of scholars as they existed on the first day of April, preceding.

State supt. of common schools to notify delinquent school committees. Also return to state treasurer number of children between 4 and 21 years of age.

SECT. 3. The superintendent of common schools shall, on the first day of June, notify the school committee of any town whose returns were not received at his office in May, and shall, annually, ascertain on the first day of July, the number of children between four and twenty-one years of age, in the towns from which returns are received, and furnish a list thereof to the state treasurer, and the treasurer shall immediately after the first day of July apportion to the towns all state school funds, for the year, according to such list, and in the manner prescribed in section seventy-five, chapter eleven of the revised statutes. Immediately after making the apportionment the treasurer shall notify each town of its proportion, which shall not be paid to any town that has not made return for the year, until it is made to the superintendent of common schools.

Duty of treasurer of state thereon.