

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115-

OF THE

FORTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1870.

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.

1870.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1870.

CHAP. 131.

signed by the assessors, the warrants to the collector, and to prove that such collector complied with the requisitions of law as to advertising and selling such real estate; but no person shall be entitled to commence, maintain or defend any action or suit in law or equity, on any ground involving the validity of any such sale, until the amount of all taxes, charges and interest as aforesaid, and all costs of suit shall have been paid or tendered by the party desiring to contest the validity of such sale, or by some person under whom he claims.'

SECT. 3. This act shall take effect when approved.

Approved March 12, 1870.

Chapter 131.

An act to amend chapter twenty-four of the revised statutes, relating to paupers.

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

SECT. 1. The first specification of the first section of chapter twenty-four of the revised statutes, is amended, so as to read as follows: 'A married woman has the settlement of her husband if he has any in the state, if he has not, her own settlement is not effected by her marriage. When it appears in a suit between towns involving the settlement of a pauper that a marriage was procured to change it by the agency or collusion of the officers of either town, or any person having charge of such pauper under authority of either town, the settlement is not effected by such marriage.'

R. S. chap. 24, sect. 1, relating to settlement of married paupers, amended.

SECT. 2. Nothing in this act shall be construed to effect any action now pending.

Actions pending, not affected.

SECT. 3. This act shall take effect when approved.

Approved March 12, 1870.

Chapter 132.

An act to amend chapter two hundred and thirty of the public laws of eighteen hundred and sixty-four, relating to evidence.

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

SECT. 1. Chapter two hundred and thirty of the public laws of eighteen hundred and sixty-four, is amended, so as to read as follows: 'In an action by or against an executor, administrator

Public laws 1864, chap. 230, relating to evidence in actions by the

or other legal representative of a deceased person, in which his account books or other memoranda are used as evidence on either side, the other party may testify in relation thereto.'

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

Approved March 12, 1870.

CHAP. 133.

representatives of deceased persons, amended.

Chapter 133.

An act to prohibit the wholesale destruction of water-fowl by traps, etc.

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

SECT. 1. If any person or persons shall trap, snare or capture wild ducks of any variety, other than in the usual manner of sporting with fire-arms, within the limits of the state, shall forfeit and pay for each duck so taken, a sum not less than two dollars nor more than five, to be recovered by action of trespass, one-half to the use of the town or plantation in which the offence is committed, the other half to the person complaining.

Penalty for destroying wild ducks other than by fire arms.

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

Approved March 14, 1870.

Chapter 134.

An act to amend chapter thirty of the revised statutes, relating to killing moose, deer and caribou.

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

SECT. 1. Section nine of chapter thirty of the revised statutes, is hereby amended, so that said section as amended shall read as follows:

R. S., chap. 30, sect. 9, relating to the penalty for killing moose and deer at certain seasons, amended.

'Sect. 9. No person shall hunt or kill with dogs any moose, deer or caribou on any lands in this state, under a penalty of forty dollars for every such moose, deer or caribou so killed; and no person shall between the first day of February and the first day of October, in any manner hunt or kill any moose, deer or caribou under the same penalties as above provided; any person may lawfully shoot or otherwise kill any dog so found hunting moose, deer or caribou, or with the persons herein prohibited.'

SECT. 2. Section fourteen of said chapter is hereby amended, by striking out the words "within the times herein forbidden," and inserting instead thereof the words, 'between the first day of February and the first day of October,' and by adding at the end

R. S., chap. 30, sect. 14, relating to the evidence of the unlawful killing of moose and deer, amended.