

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1872.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1872.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1872.

Chapter 75.**CHAP. 75.**

An act to amend chapter seventy-seven, section sixteen of the revised statutes, relative to the day of the rendition of judgments in certain cases.

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

The words "and stating the day of its reception, which shall be deemed the day of the rendition of judgment," are hereby stricken from section sixteen of chapter seventy seven of the revised statutes, so that said section shall read as follows :

R. S., chap. 77, sect. 16, relating to the day of the rendition of judgment in certain cases, amended.

'SECT. 16. The clerk of any county, by virtue of a certificate provided for in section fourteen, received in vacation, shall enter judgment as of the preceding term, and execution may issue as of that term ; but all attachments then in force shall continue thirty days after the next term in that county ; and if the defendant was arrested on mesne process and gave bond to disclose after judgment, he may do so after said next term without breach of his bond.'

As amended.

Approved February 29, 1872.

Chapter 76.

An act to amend chapter five of the revised statutes, relating to the sale and settlement of the public lands.

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

SECT. 1. Chapter five of the revised statutes is amended as follows, namely : Add at the end of section three the following words, namely : "after deducting all such payments as devolve upon him to make," so that the whole section shall read as follows :

R. S., chap. 5, sect. 3, relating to duty of land agent in the sale of public lands, amended.

'Sect. 3. He shall execute deeds in behalf of the state, conveying lands which have been granted by the legislature or sold by lawful authority, as soon as the grantees have complied with the conditions of their respective grants ; collect all sums due the state by note or from any source mentioned in this chapter ; collect the interest on all notes at least annually, and pay at the expiration of every month into the state treasury all moneys so collected or received by him, after deducting all such payments as devolve upon him to make.'

As amended.

SECT. 2. Section four is amended so as to read as follows :

'Sect. 4. The governor and council and land agent shall constitute a board, under whose direction all surveys of land shall be made. An accurate plan or map of all lands surveyed shall be

R. S., chap. 5, sect. 4, relating to board for managing public lands, amended.

As amended.

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returned to the land office, and entered upon the plan books, within three months after the survey is completed, on which shall be laid down all lakes, ponds, rivers, streams, falls, mill-sites, and roads. The field notes of such surveys shall contain a description of the growth, soil and general character of the township, and of every lot, if it is surveyed into lots, which shall be deposited in the land office within three months. The said plans and field notes shall be kept at the offices in Augusta and Bangor, open for inspection at all times, when the land agent or his assistant is in either of said offices. He shall aid in furnishing information about the public lands to all persons who seek for it at his office.'

SECT. 3. Section twenty-four is amended so as to read as follows :

'Sect. 24. Out of townships located and designated for settlement, the land agent may sell and convey lots or parts of lots, surveyed as aforesaid, to settlers, one lot not exceeding two hundred acres for fifty cents per acre to each settler.'

SECT. 4. Section thirty-four is repealed, and the words "not exceeding one hundred sixty acres," stricken out of section thirty-five, so that the section shall read as follows :

'Sect. 35. Whoever purchases a lot of wild land of the state as aforesaid, for settlement, and complies with the condition of purchase, may hold it with the improvements thereon, free from attachment and levy on execution, while he remains in actual possession thereof. The value so exempted, shall not exceed one thousand dollars, to be set off to the owner in such portions of the lot as he directs, by the appraisers appointed to levy an execution, the same as real estate is set off and appraised on execution.'

SECT. 5. Section thirty-eight is amended so as to read as follows :

'Sect. 38. The land agent may grant permits to individuals, to cut and haul timber of all kinds upon any lands owned by the state, on such terms and conditions as he may think proper.'

SECT. 6. Sections thirty-nine and forty are repealed and section forty-three so amended as to read as follows :

'Sect. 43. On each team to be employed under such permits, except those granted to cut timber on settling lots, there shall be paid in advance to the land agent, fifty dollars, which shall be the property of the state if such permits are not improved; otherwise it shall be allowed in payment of the stumpage.'

SECT. 7. Section forty-five is repealed and section forty-six amended by striking out the words in the first and second lines, "board for the management of the public lands shall" and insert in the place thereof the words, 'governor and council may.'

SECT. 8. This act shall take effect when approved.

R. S., chap. 5,
sect. 24, relating
to settlement of
public lands,
amended.
As amended.

R. S., chap. 5,
sect. 34, relating
to permits,
repealed.

R. S., chap. 5,
sect. 35, relating
to exemption from
attachment of
settlers' lots,
amended.
As amended.

R. S., chap. 5,
sect. 38, relating
to permits,
amended.
As amended.

R. S., chap. 5,
sects. 39 and 40,
relating to trans-
fer of permits,
repealed.

R. S., chap. 5,
sect. 43, relating
to advances
for permits,
amended.
As amended.

R. S., chap. 5,
sect. 45, relating
to sale of timber
lands for settling,
repealed.

R. S., chap. 5,
sect. 46, relating
to sale of timber
land unfit for
settling, amended.