

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
FIFTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE.
1874.

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

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1874.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1874.

CHAP. 179.

Chapter 179.

An act relating to the reports of the agents of the Penobscot and Passamaquoddy tribes of Indians.

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

Indian agents,
annual reports of,
when and how
made.

It shall be the duty of the agents of the Penobscot and Passamaquoddy tribes of Indians, to submit their annual reports in printed form to the governor and council, on or before the fifteenth day of December of each year, with proper vouchers for the expenditure of moneys entrusted to them for the benefit of said tribes.

Approved February 20, 1874.

Chapter 180.

An act to amend section sixteen of chapter seventy-seven of the revised statutes, relating to the powers of the supreme judicial court.

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

Sec. 16, ch. 77, R.
S., amendment of.

Decease of party
while action is
pending, court
may order such
action brought or
carried forward.

Section sixteen of chapter seventy-seven of the revised statutes is hereby amended, by adding thereto the following, viz: '*Provided, that in all cases where a party to a suit dies while the action is pending before the law court, and no suggestion of such death has been made upon the docket of the county where said action is pending at the time the certificate of decision is received by the clerk of the court in such county, any justice of the supreme judicial court may in term time or vacation order such action to be brought or carried forward on such county docket to a subsequent term of the court in such county, in order that such death may be suggested upon the docket, and the proper party or parties entitled to prosecute or defend such suit, may enter their appearance therein, and that the judgment in said action may be entered up at such subsequent term in accordance with such certificate from the law court.*'

Approved February 20, 1874.

Chapter 181.

An act to amend section five, chapter one hundred and eleven of the revised statutes, relating to recording conditional notes.

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

Sec. 5, ch. 111, R.
S., amendment of.

Section five of chapter one hundred and eleven of the revised statutes is hereby amended by adding after the word "dollars,"

in the fifth line the following: 'except as between the original parties to said agreement,' so that said section as amended shall read as follows:

'SECT. 5. No agreement that personal property bargained and delivered to another, for which a note is given, shall remain the property of the payee till the note is paid, is valid unless it is made and signed as a part of the note, nor when it is so made and signed in a note for more than thirty dollars, except as between the original parties to said agreement, unless it is recorded like mortgages of personal property, and on receipt of twenty-five cents, each town clerk shall record such notes in a book kept for that purpose.'

Agreement that personal property delivered when a note is given, shall remain as property of payee till note is paid, not valid unless made part of note and recorded.

Fee for recording.

Approved February 20, 1874.

Chapter 182.

An act relating to unclaimed goods held by common carriers.

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

SECT. 1. Whenever any goods, merchandise, packages or parcels, transported by any railroad, steamboat, express or stage company, shall remain unclaimed for six months, the same may be sold by auction to pay the charges thereon and the expense of advertising and selling the same.

Unclaimed goods, &c., may be sold by common carriers to pay charges.

SECT. 2. Before selling any of said articles as aforesaid, the company holding the same shall give thirty days' notice of the time and place of sale, in a newspaper published at the place where said articles are held, and if no newspaper is published at said place, then in a newspaper published at a place nearest thereto; said notice shall describe said articles by all such marks on them as serve to identify them, and the proceeds of sale, after deducting all charges and expense of advertising and sale, shall be held for the persons entitled thereto.

Notice of sale, how given.

SECT. 3. All sales, under the provisions of this act, shall be recorded in a book kept for that purpose, in which the articles sold shall be correctly described, and the charges and expense on them, and the price at which they were sold, shall be entered and the book shall be open to the inspection of all claimants.

Sales to be recorded.

Approved February 24, 1874.