

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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1897.

trout; and notice of the hearing on such petition, and the adoption of any such rules and regulations shall be given as provided in section seventy-six, chapter forty. The penalty for the willful violation of any of such rules and regulations shall be fifty dollars for each offense.'

CHAP. 306

—penalty
for viola-
tion.

Approved March 26, 1897.

Chapter 306.

An Act to amend Chapter sixty-five of the Public Laws of eighteen hundred and ninety-five, entitled "An Act in relation to State Taxes on organized plantations taxed by the state as Wild Lands."

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

Sect. 1. Section one of chapter sixty-five of the public laws of eighteen hundred and ninety-five is hereby amended by adding the words 'in the month of April in each year,' so that said section, as amended, shall read as follows:

Section 1,
chapter 65,
public laws,
1895,
amended.

'Sect. 1. Warrants for state taxes on organized plantations taxed by the state as wild lands, shall be sent by the state treasurer to the county commissioners of the county in which such plantations are, in the month of April in each year.'

Warrants
for state
taxes shall
be sent to
county
commis-
sioners, in
month of
April.

Sect. 2. Section two of said chapter is hereby amended by striking out the words "stating the amount of such state tax on each owner in a separate column" at the end of said section, and adding the words 'including such overlay, not exceeding five per cent thereof, as a fractional division renders convenient. The assessors of such plantations in April of each year shall furnish the county commissioners of their county a true and attested copy of the tax list and valuation made by them on the first day of said April, and the county commissioners may adopt such list and valuation as their own, making such changes therein as they think best,' so that said section, as amended, shall read as follows:

Section 2,
amended.

'Sect. 2. The county commissioners shall add the amount thereof to their assessment for county taxes and assess the same on the real and personal property in such plantation to the owner, or person in possession, in accordance with their valuation thereof, including such overlay, not exceeding five per cent thereof, as a fractional division renders convenient. The assessors of such plantations in April of each year shall

Shall add
amount to
assess-
ment for
county
taxes, and
assess same
on property
of owner.

CHAP. 306

—assessors shall furnish county commissioners, copy of tax list and valuation.

Section 3, amended.

Shall appoint collector in July, and commit taxes for collection.

Section 5, amended.

Collector shall settle make return to commissioners by the 10th day of Dec.

—clerk of courts shall keep account of amounts received or unpaid.

If owner falls to pay assessment for roads within time limited, how same shall be collected.

furnish the county commissioners of their county a true and attested copy of the tax list and valuation made by them on the first day of said April, and the county commissioners may adopt such list and valuation as their own, making such changes therein as they think best.'

Sect. 3. Section three of said chapter is hereby amended by adding at the beginning of said section the words 'in July of each year;' by changing the word "July" in the fifth line to the word 'December;' and by striking out in the last clause the words "the same" and adding the words 'the amount of state taxes received by him,' so that said section, as amended, shall read as follows:

'Sect. 3. In July of each year they shall commit the same with a warrant in the usual form to some inhabitant of the plantation, or in their discretion to any other person, appointing him collector and directing him to collect and transmit the same to the county treasurer by December first, next after the date of commitment. The county treasurer shall forthwith transmit to the state treasurer the amount of state taxes received by him.'

Sect. 4. Section five of said chapter is hereby amended by changing the word "first" in the second line to the word 'tenth;' and by changing the word "July" in the fifth line to the word 'December;' so that said section, as amended, shall read as follows:

'Sect. 5. He shall settle with the commissioners by the tenth day of December in each year, and return to them his collection list, showing the amounts received or unpaid on each tax in his list. On all such taxes then unpaid, interest shall be added from the first day of December preceding at twenty per cent until paid. The clerk of courts shall record in a book kept for that purpose such returned collector's list with the collector's return thereon showing the amounts received or unpaid on each tax in the list, which record shall be evidence of the facts therein stated.'

Sect. 5. If any owner of property in organized plantations assessed by the state as wild lands, fails to pay the sum assessed on him for the expense of making and opening new roads, or his assessment for repairing roads, within the time limited therefor, the county commissioners in their next assessment of state and county taxes in such plantation shall place in distinct columns, the amounts due from such owners, to be collected

as other state and county taxes and paid to the county treasurer; and he shall hold the same, subject to the order of the county commissioners, to be applied by them for the repair of highways. Section eighty-two of chapter six of the revised statutes shall not apply to road taxes in such plantations.

Section 82, R. S., shall not apply to road taxes.

Sect. 6. This act shall take effect when approved.

Approved March 26, 1897.

Chapter 307.

An Act to amend Section one of Chapter twenty-two of the Revised Statutes, relating to Division Fences.

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

Sect. 1. Section one of chapter twenty-two of the revised statutes is hereby amended by adding at the end of said section the following words, 'and no division fence hereafter built within thirty rods of any dwelling house in the construction of which barbed wire is used, shall be accounted legal and sufficient, except by mutual written consent of the adjoining owners,' so that said section, as amended, shall read as follows:

Section 1, chapter 22, R. S., amended.

'Sect. 1. All fences four feet high and in good repair, consisting of rails, timber, stone walls, iron or wire, and brooks, rivers, ponds, creeks, ditches and hedges, or other things which in the judgment of the fence viewers having jurisdiction thereof are equivalent thereto, are legal and sufficient fences; provided, however, that no barbed wire fence built since April fifteen, eighteen hundred and eighty-three, shall be accounted legal and sufficient, unless it is protected by an upper rail or board of wood, and no division fence hereafter built within thirty rods of any dwelling house in the construction of which barbed wire is used, shall be accounted legal and sufficient, except by mutual written consent of the adjoining owners.'

What are legal fences.

--proviso.

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

Approved March 26, 1897.