

MAINE STATE LEGISLATURE

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SIXTY-FIRST LEGISLATURE.

HOUSE.

No. 61.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND
EIGHTY-THREE.

AN ACT to amend section twelve of chapter eighty-
three of the revised statutes of eighteen hundred and
seventy-one.

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

That the words "is unable" in the first line there-
2 of be stricken out and the word "fails" inserted in
3 lieu thereof; and that all the words after the word
4 "if" in the seventh line thereof to and including the
5 word "continuance" in the ninth line thereof be
6 stricken out and the words "said trial justice, who
7 so appointed such time and place, or before whom
8 such writ is returnable fails to attend at the time
9 and place fixed in such continuance, such action

10 then and there" be inserted in lieu thereof, so that
11 said section as amended shall read as follows:

12 *Sect. 12.* Where a trial justice fails to attend at
13 the time and place appointed by him for the trial of
14 any suit already entered, or at which any writ is
15 returnable before him, any other trial justice who
16 might legally try the same, or any justice of the
17 peace and quorum, residing in the same or
18 adjoining town, may attend and continue such
19 action, once, to a day certain, not exceeding thirty
20 days, and note the fact on the writ, and in his own
21 docket; and if said trial justice, who so appointed
22 such time and place, or before whom such writ is
23 returnable fails to attend at the time and place
24 fixed in such continuance, such action then and
25 there may be entered before and tried by some
26 other trial justice of the same town, or, if none
27 such resides therein, then before some trial justice
28 of the same county; who may render judgment and
29 issue execution as if the action had been originally
30 returnable before him.

STATE OF MAINE.

In HOUSE OF REPRESENTATIVES, }
February 7, 1883. }

Reported by Mr. DONOVAN, from Committee on Legal Affairs,
and ordered printed.

ORAMANDAL SMITH, *Clerk.*