

MAINE STATE LEGISLATURE

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SIXTY-FIRST LEGISLATURE.

HOUSE.

No. 78.

STATE OF MAINE.

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

AN ACT to amend section two, of chapter sixty-two
of the public laws of eighteen hundred and seventy-
two, entitled “an act relating to the duties of sheriffs
and county attorneys.”

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

Section two, chapter sixty-two of the public laws
2 of eighteen hundred and seventy-two is hereby
3 amended by inserting after the word witness in the
4 twelfth line the following words: “And when any
5 citizen of this state competent to be a witness in
6 civil suits shall inform any sheriff or deputy sheriff
7 that he believes intoxicating liquors are kept for
8 illegal sale at a specified place, other than a dwell-
9 ing-house, said officer, thus informed, shall forth-

10 with procure a warrant in his own name and im-
11 mediately search the premises designated, conceal-
12 ing the name of his informant unless it shall become
13 necessary to call him as a witness in open court.
14 And if said officer shall fail to perform his duties
15 under this section, he shall be liable to a fine of
16 one hundred dollars, to be recovered by indictment
17 to the use of the county, or by any person suing
18 therefor to his own use," so that said section shall
19 read as follows:

20 *Sect. 2.* It shall be the duty of sheriffs and
21 their deputies, diligently and faithfully to inquire
22 into all violations of the laws of the state, within
23 their respective counties, and to institute legal
24 proceedings against violations or supposed viola-
25 tions of law, and particularly the laws against the
26 illegal sale of intoxicating liquors, and the keeping
27 of drinking houses and tippling shops, gambling
28 houses or places, and houses of ill fame, either by
29 promptly entering a complaint before a magistrate
30 competent to examine or try the offence charged,
31 and execute such warrants as may be on such com-
32 plaints, or by furnishing the county attorney
33 promptly and without delay, with the names of
34 alleged offenders, and of the witnesses — and when

35 any citizen of this state competent to be a witness
36 in civil suits shall inform any sheriff or deputy
37 sheriff that he believes intoxicating liquors are kept
38 for illegal sale at a specified place, other than a
39 dwelling-house, said officer thus informed, shall
40 forthwith procure a warrant in his own name, and
41 immediately search the premises designated, con-
42 cealing the name of his informant, unless it shall
43 become necessary to call him as a witness in open
44 court. And if said officer shall fail to perform his
45 duties under this section he shall be liable to a fine
46 of one hundred dollars to be recovered by indict-
47 ment to the use of the county or by any person
48 suing therefor to his own use. For services under
49 the provisions of this law, sheriffs and their deputies
50 acting under their directions shall be entitled to the
51 same per diem compensation, as for attendance on
52 the supreme judicial court, and the same fees for
53 travel as for the service of warrants in criminal
54 cases, together with such necessary incidental ex-
55 penses as may be just and proper; bills for which
56 shall be audited by the county commissioners, and
57 paid from the county treasury.

STATE OF MAINE.

In HOUSE OF REPRESENTATIVES, }
February 9, 1883. }

Reported by Mr. HERR, from the Committee on Temperance,
and ordered printed.

ORAMANDAL SMITH, *Clerk.*