

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING THE SESSION

A. D. 1891.



AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1892.

Sixty-Fifth Legislature.

SENATE.

No. 181.

STATE OF MAINE.

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

AN ACT to amend sections four and six of chapter two hundred five of the Special Laws of eighteen hundred eighty-seven as amended by chapter five hundred forty-one of the Special Laws of eighteen hundred eighty-nine relating to the police court of the city of Bangor.

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

SECTION 1. Section four of chapter two hundred five of
2 the Special Laws of eighteen hundred eighty-seven as
3 amended by chapter five hundred forty-one of the Special
4 Laws of eighteen hundred eighty-nine, is hereby amended
5 so as to read as follows :

‘Section 4. In case the judge shall be absent or temporarily
7 porarily unable to attend said court, the recorder may

8 enter new actions returnable at that term and enter up
9 judgment in all defaulted actions, and may then, by pro-
10 clamation, adjourn the court to a day certain or to the
11 next term. In case of the more permanent disability of
12 the judge, or his being interested in any suit, or in case
13 of his continued absence or a vacancy in his office, the
14 recorder shall notify any justice of the Supreme Judicial
15 Court, who shall designate a trial justice in said county,
16 other than the recorder, who, upon being duly sworn,
17 may hold said court during the continuance of such
18 vacancy or absence, or until such disability is removed,
19 or try any suit in which the judge may be interested.
20 Said judge shall hold a court on each Monday in every
21 month for the trial of cases of forcible entry and detainer
22 and on the first and third Monday of each month for other
23 civil business, at ten o'clock in the forenoon, and may
24 adjourn from time to time, but shall be considered in con-
25 stant session for the trial of criminal offenses.

All civil processes from said municipal court shall be
27 under the test of the judge thereof, and signed by the
28 recorder.

SECT. 2. Section six of said chapter two hundred five
2 is hereby amended by adding after the word "costs" in the
3 tenth line the words 'of parties, trustees and witnesses,' so
4 that said section as amended shall read as follows :

'In any action in which the plaintiff recovers not over
6 twenty dollars debt or damage the costs to be taxed shall
7 be the same as before trial justices, except the plaintiff
8 shall have two dollars for his writ. Where the defendant
9 prevails in any action in which the sum claimed in the
10 writ is not over twenty dollars, he shall recover two dol-

11 lars for his pleadings and other costs as before trial justices.
12 In actions where the amount recovered by plaintiff, ex-
13 clusive of costs, exceeds twenty dollars, where the
14 amount claimed exceeds twenty dollars, where the
15 defendant prevails, the costs of parties, trustees and wit-
16 nesses shall be the same as in the supreme judicial court,
17 except the costs to be taxed for attendance shall be two
18 dollars and fifty cents for each term.'

SECT. 3. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, March 11, 1891.

Reported by Mr. MAYO, from Committee on Legal Affairs, and laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*