

MAINE STATE LEGISLATURE

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SEVENTY-NINTH LEGISLATURE

HOUSE

NO. 358

House of Representatives, March 7, 1919.

Reported by Mr. Mason from Committee on Legal Affairs
and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Mason of Ellsworth.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND NINETEEN

AN ACT to Amend Section One Hundred and Twenty-seven
of Chapter Eighty-seven of the Revised Statutes, Relating
to Affidavits of Plaintiffs.

Be it enacted by the People of the State of Maine, as follows:

Section one hundred and twenty-seven of chapter eighty-
2 seven of the revised statutes is hereby amended by insert-
3 ing after the word "writ" in the second line of said section,
4 the following words, viz: 'except in any action brought
5 against the estate of deceased persons' so that said section
6 as amended shall read as follows:

'Sect. 127. In all actions brought on an itemized account
2 annexed to the writ, except in any action brought against

3 the estate of deceased persons, the affidavit of the plaintiff,
4 made before a notary public using a seal, that the account
5 on which the action is brought is a true statement of the
6 indebtedness existing between the parties to the suit, with
7 all proper credits given, and that the prices or items charged
8 therein are just and reasonable, shall be prima facie evi-
9 dence of the truth of the statement made in such affidavit,
10 and shall entitle the plaintiff to the judgment, unless re-
11 butted by competent and sufficient evidence. When the
12 plaintiff is a corporation, the affidavit may be made by its
13 president, secretary or treasurer.'