

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FORTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1869.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 26, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1869.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1869.

Chapter 40.

CHAP. 40:

An act to amend chapter two hundred twenty-five of the public laws of eighteen hundred sixty-eight, in relation to the equalization of municipal war debts.

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

SECT. 1. That the fourth section of chapter two hundred twenty-five of the public laws of the year eighteen hundred sixty-eight, is hereby amended by striking out the word "April," in the second sentence and inserting the word 'October,' so that said sentence as amended, shall read 'said bonds to be dated October first, in the year of our Lord one thousand eight hundred sixty-nine, reimbursable in twenty years from that date, and bearing interest at the rate of six per cent. a year, payable both principal and interest in Boston, or at the treasury of Maine, at the option of the holder; and the treasurer is hereby authorized to issue bonds therefor in sums not less than one hundred dollars each, with coupons for the interest, payable semi-annually.'

Public Laws 1868, chap. 225, sect. 4, amended by changing date of issuing bonds for reimbursement of municipal war debts from April to October 1869.

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

Approved March 3, 1869.

Chapter 41.

An act to amend chapter twenty-six of the revised statutes, relating to prevention of fires.

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

SECT. 1. The provisions of sections nineteen, twenty, twenty-one, twenty-two and twenty-three of chapter twenty-six of the revised statutes, are extended to include petroleum, coal oils, burning fluids, naphtha, benzine and all explosive or illuminating substances which the municipal officers of towns and cities shall adjudge dangerous to the lives or safety of citizens.

R. S., chap. 26, sects. 19, 20, 21, 22 and 23, regulating the keeping of gunpowder, extended to explosive oils and substances.

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

Approved March 3, 1869.

Chapter 42.

An act to amend section thirty-nine of chapter eleven of the revised statutes, relating to the assessment of taxes for school districts therein.

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

SECT. 1. Section thirty-nine of chapter eleven of the revised statutes is hereby amended so as to read as follows :

CHAP. 43.

R. S., chap. 11, sect. 39, relating to how money raised by districts shall be assessed, amended.

How assessment shall be collected.

'Sect. 39. When a district votes to raise money for any legal purpose, its clerk shall forthwith, or within the time prescribed by the district, certify the amount thereof to the assessors of the town, and the time when raised; and within thirty days after receiving such certificate, they shall assess it, as they do town taxes, on the polls and estates of the residents and owners in the district at the time of raising said money, whether wholly in their town or not, and on the non-resident real estate in the district. They shall then make their warrant in due form of law, directed to any collector of their town, or of the district, if any, if not, to a constable, authorizing and requiring him to levy and collect such tax and pay it, within the time limited in the warrant, to the town treasurer; and they shall give a certificate of the assessment to such treasurer, and may abate such taxes as in case of town taxes.'

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

Approved March 4, 1869.

Chapter 43.

An act regulating recognizances in criminal cases continued for the determination of questions of law.

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

During criminal proceedings, pending a question of law the defendant may give bail if the offence charged is bailable.

Whenever in the progress of any proceeding in a criminal case, upon indictment or complaint, questions of law arise requiring the decision of the justices of the supreme judicial court sitting as a court of law, the defendant may in all cases where the offence charged is bailable, recognize with sureties in such sum as the court may order, and the condition of said recognizance shall be substantially as follows:

Form of recognizances.

The condition of this recognizance is such that whereas there is now pending in the _____ court within and for the county of _____, an indictment against the said _____ for the crime of _____, in the course of the proceedings upon which questions of law requiring the decision of the justices of the supreme judicial court have arisen; now if the said _____ shall personally appear before the said _____ court, to be held in and for said county from term to term, until and including the term of said court next after the certificate of decision shall be received from said justices, and shall abide the decision and order of said _____ court, and not depart without license, then this recognizance shall be void.

Approved March 5, 1869.