

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1883.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA :
SPRAGUE & SON, PRINTERS TO THE STATE.
1883.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1883.

Chapter 131.**CHAP. 131**

An Act to amend section twelve of chapter eighty-three of the Revised Statutes of eighteen hundred and seventy-one, relating to the duties of trial justices.

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

That the words "is unable to" in the first line thereof, be stricken out and the word 'fails' inserted in lieu thereof, and that all the words after the word "if" in the seventh line thereof, to and including the word "continuance" in the ninth line thereof, be stricken out and the words 'said trial justice, who so appointed such time and place, or before whom such writ is returnable, fails to attend at the time and place fixed in such continuance, such action then and there,' be inserted in lieu thereof, so that said section, as amended, shall read as follows :

Sec. 12, ch. 83,
R. S., amended.

'SECT. 12. When a trial justice fails to attend at the time and place appointed by him for the trial of any suit already entered, or at which any writ is returnable before him, any other trial justice who might legally try the same, or any justice of the peace and quorum, residing in the same or adjoining town, may attend and continue such action once, to a day certain, not exceeding thirty days, and note the fact on the writ, and in his own docket; and if said trial justice, who so appointed such time and place, or before whom such writ is returnable, fails to attend at the time and place fixed in such continuance, such action then and there may be entered before, and tried by some other trial justice of the same town, or if none such resides therein, then before some trial justice of the same county, who may render judgment and issue execution as if the action had been originally returnable before him.'

When justice is
unable to attend,
another may
continue.

Proceedings.

Approved February 17, 1883.