

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth  
Legislature

1909

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**Chapter 357.**

An Act to further amend Chapter three hundred and fifty-two of the Private and Special Laws of nineteen hundred and five, relating to Caribou Municipal Court.

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

Section 1. Section two of chapter three hundred and fifty-two of the private and special laws of nineteen hundred five, as amended by chapter four hundred forty of the private and special laws of nineteen hundred seven, is hereby further amended by striking out after the word "state" in the tenth line thereof the words "the judge may appoint a recorder in writing, who shall be an attorney at law, and who shall hold his office until the first day of July, one thousand nine hundred and nine," and inserting in place thereof the following: 'said court shall have a recorder, who shall be an attorney at law and be appointed by the governor, and who shall hold his office for four years,' so that said section as amended, shall read as follows:

Section 2, Chapter 352, special laws, 1905, as amended by Chapter 440, special laws, 1907, further amended.

'Section 2. Said court shall consist of one judge, who shall be a member of the bar of this state, who shall be appointed in the manner and for the term provided by the constitution of this state, and he shall be, ex-officio, a justice of the peace for the state. The said judge shall enter or cause to be entered on the docket of said court all civil and criminal actions, with full minutes of the proceedings in and disposition of the same, which docket shall be at all times open to inspection; and he shall perform all other duties required of similar tribunals in this state. Said court shall have a recorder, who shall be an attorney at law and be appointed by the governor, and who shall hold his office for four years. He shall be sworn by said judge, and keep the records of said court when requested to do so by said judge. In case of the absence from the court room or sickness of the judge, or when the office of judge shall be vacant, the recorder shall have and exercise all the powers of said judge, and perform all the duties of said judge by this act, receiving as compensation the sum of one hundred dollars, to be paid quarterly from the treasury of the county of Aroostook; and the signature of the recorder as such, shall be sufficient evidence of his right to act instead of the judge; and copies of the records of said court, duly certified by the judge or recorder thereof, shall be legal evidence in all courts of this state.'

Judge, appointment of.

—docket.

—recorder, appointment of.

—tenure.

—duties of recorder.

—compensation of recorder.

Section 2. Section four of said chapter is hereby amended by inserting after the word "county" in the fourth line there-

Section 4, amended.

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of the words 'and warrants issued by any trial justice of said county may be returned before said court,' so that said section as amended shall read as follows:

Original concurrent jurisdiction of court with trial justices in criminal matters.

—with supreme judicial court.

'Section 4. Said court shall have original jurisdiction concurrent with trial justices in all such criminal matters within the county of Aroostook as are by law within the jurisdiction of trial justices within said county and warrants issued by any trial justice of said county may be returned before said court; and original jurisdiction concurrent with the supreme judicial court of all other crimes, offenses and misdemeanors committed in said county which are by law punishable by fine not exceeding fifty dollars and by imprisonment not exceeding three months, and where the property in question or injury done is not alleged to exceed thirty dollars in value.'

Section 5, as amended by Chapter 440, special laws, 1906, further amended.

Section 3. Section five of said chapter, as amended by chapter four hundred and forty of the private and special laws of nineteen hundred five, is hereby further amended by adding after the word "county" in the fourth line thereof the words 'including the right to renew execution issued by trial justices in the same way and manner as trial justices,' so that said section as amended shall read as follows:

Original concurrent jurisdiction with trial justices in civil matters.

—territorial jurisdiction.

'Section 5. Said court shall have original and concurrent jurisdiction with trial justices in all civil matters within the county of Aroostook, as are by law within the jurisdiction of trial justices within said county, including the right to renew execution issued by trial justices in the same way and manner as trial justices. For the purposes of establishing a territorial jurisdiction for said court in all other civil actions, all of said Aroostook county which lies north and east of the following lines; beginning at the southeast corner of Easton, in said county, thence west on the south line of Easton, the south line of Presque Isle, and the south line of towns and plantations, numbered eleven, to the southeast corner of township eleven, range seven, thence north on east line of seventh range of townships to the southeast corner of township numbered fourteen, range seven, thence east on the south line of townships numbered fourteen to the southeast corner of township numbered fourteen, range five, thence north along the east line of townships in the fifth range to dividing line between the towns of Frenchville and Madawaska, thence north along said dividing line to the Saint John river, shall be within the civil jurisdiction of said court, as follows: First, of all civil actions wherein the debt or damage demanded, does not exceed one hundred dollars in which any person summoned as trustee

—jurisdiction when damages do not exceed one hundred dollars.

resides within said jurisdictional district, or, if a corporation has an established place of business in said district; or, in which, if any actions are not commenced by a trustee process, any defendant resides in said district, or, if no defendant resides within the limits of this state, any defendant is served with process in said district, or the goods, estates or effects of any defendant are found within said district and are attached on the original writ; but no proceedings under the laws relating to divorce shall be included within the jurisdiction of said court.'

—no proceedings in divorce.

Section 4. Section eight of said chapter is hereby amended by striking out in the ninth line the words "county court house" and inserting in place thereof the words 'office of the judge of said court'; also by inserting at the end of said section the following: 'All criminal or civil cases may be adjourned to the county court house in said Caribou at the discretion of the judge of said court,' so that said section as amended shall read as follows:

Section 8, amended.

'Section 8. A term of said court for the transaction of civil business shall be held on the first Tuesday of each month at ten o'clock in the forenoon. For the cognizance of criminal actions said court shall be in constant session. In all cases it may be adjourned from time to time by the judge; and in civil actions said judge shall have power for cause shown, upon application of either party, or his attorney, to adjourn the hearing to any place within his jurisdiction, by consent of both parties. Said court shall be held in the office of the judge of said court in said town of Caribou, and all expenses of said court including blank books of record, dockets and blanks necessary for the use of said court shall be paid from the treasury of the county of Aroostook. All criminal or civil cases may be adjourned to the county court house in said Caribou at the discretion of the judge of said court.'

Term time, first Tuesday of each month.

—court held in judge's office at Caribou.  
—expenses of court paid by county.

Approved April 1, 1909.

### Chapter 358.

An Act to enable the town of Camden to sell and convey its interest in School Buildings, no longer used for school purposes.

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

Section 1. The town of Camden is hereby authorized to sell and convey its interest in such school buildings and lands on which the same stand, as it no longer uses for school purposes,

Town authorized to convey its interest in school buildings.