

# MAINE STATE LEGISLATURE

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# DOCUMENTS

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# THE LEGISLATURE

OF THE

# STATE OF MAINE,

DURING ITS SESSION

**A. D. 1844.**

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*AUGUSTA:*  
WM. R. SMITH & Co., PRINTERS.

1844.

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TWENTY-FOURTH LEGISLATURE.

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No. 4.]

[SENATE.

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AN ACT

RELATING TO

SHERIFFS.

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[Wm. R. SMITH & Co....Printers to the State.]



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# STATE OF MAINE.

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

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## AN ACT relating to Sheriffs.

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*Be it enacted by the Senate and House of Represen-  
2 tatives in Legislature assembled—as follows :*

3 SECTION 1. There shall be appointed by the Gov-  
4 ernor by and with the advice and consent of the  
5 Council, for each of the counties of York, Lincoln,  
6 Penobscot, Cumberland and Kennebec, twenty-five  
7 Sheriffs—for each of the counties of Oxford, Somer-  
8 set, Waldo and Franklin, sixteen Sheriffs—for each  
9 of the counties of Hancock and Washington, six  
10 Sheriffs—for each of the counties of Piscataquis and  
11 Aroostook, three Sheriffs; who shall hold their re-  
12 spective offices for the term of four years, unless  
13 sooner removed by the Governor and Council for the  
14 time being, for neglect of duty. The said Sheriffs  
15 shall fulfil all the requirements, perform all the duties,  
16 be subject to all the liabilities, and receive all the fees  
17 and emoluments, now prescribed and allowed by law  
18 to Sheriffs, except so far as the same are varied by  
19 this act.

SEC. 2. Every person appointed Sheriff by virtue  
2 of this act, shall before entering upon the duties of  
3 his office, be duly sworn and give bond according to  
4 law; and if appointed in either of the counties of  
5 York, Cumberland, Lincoln, Kennebec or Penobscot,  
6 shall within thirty days after having received his com-  
7 mission, give bond to the State Treasurer and his  
8 successors in office, with at least three sufficient sure-  
9 ties, in a sum not less than fifteen thousand dollars—  
10 and if appointed in either of the other counties, shall  
11 give bond as aforesaid, in a sum not less than ten  
12 thousand dollars, for the faithful performance of the  
13 duties of their respective offices—which said bonds  
14 shall be approved and annually examined by the  
15 County Commissioners of their respective counties,  
16 agreeably to the provisions of the third and fourth  
17 sections of the one hundred and fourth chapter of the  
18 Revised Statutes.

SEC. 3. Each of the said Sheriffs may serve upon  
2 any other Sheriff in the same county, all writs and  
3 precepts, issued by lawful authority, to him directed  
4 and committed, in the same manner as upon any other  
5 person.

SEC. 4. Any Sheriff appointed in any county, may  
2 serve writs and precepts in any other county, by giv-  
3 ing such bond, and the payment of such duty, as are  
4 required of the Sheriffs of such other county.

SEC. 5. The several Judges of the Supreme Judi-  
2 cial Court, or District Court, who intend to preside

3 at any session of either of said courts in any county,  
4 shall at least five days before said session, order the  
5 clerk of said court to procure the attendance at said  
6 session, of as many of the said Sheriffs of the county  
7 in which said court may be holden, as the said Judge  
8 may deem necessary—and he may at any time during  
9 said session, discharge any of the said Sheriffs from  
10 said attendance, or require others to attend—and it  
11 shall be the duty of said Sheriffs to attend said courts,  
12 when thereunto required, and perform such services,  
13 as the said clerk or court may direct or order: and  
14 they shall receive therefor the sum of one dollar and  
15 fifty cents per day each, for every day's attendance,  
16 to be paid from the county treasury of their respec-  
17 tive counties; instead of the sum now by law allowed.

SEC. 6. The County Commissioners of each county  
2 shall, as soon as said Sheriffs are appointed in their  
3 respective counties, of which the Secretary of State  
4 shall give them immediate notice, and as often as a  
5 vacancy occurs in the office of Jailer, appoint one of  
6 said Sheriffs, Jailer for every jail in their respective  
7 counties—the said Jailers shall hold their offices for  
8 the term of four years, unless sooner removed as  
9 herein before provided. And they shall have, exercise  
10 and enjoy all the powers and privileges, and be sub-  
11 ject to all the duties and liabilities now by law pertain-  
12 ing to Jailers, or to Sheriffs in regard to jails or prisons  
13 —and receive for their services the same fees and  
14 emoluments of office, as are now received by Jailers  
15 or prison keepers.

SEC. 7. Every person appointed Sheriff by virtue  
2 of this act in the counties of York, Cumberland, Lin-  
3 coln, Kennebec and Penobscot, respectively, shall,  
4 before receiving his commission, pay to the Treasurer  
5 of State, or of his county, the sum of ten dollars—  
6 and every person so appointed in either of the other  
7 counties, shall pay as aforesaid the sum of five dollars.

SEC. 8. All vacancies in the office of Sheriffs herein  
2 mentioned, shall be immediately filled by the Gov-  
3 ernor and Council.

SEC. 9. The first and tenth sections of the one hun-  
2 dred and fourth chapter of the Revised Statutes; and  
3 all acts and parts of acts inconsistent with the pro-  
4 visions of this act, are hereby repealed.

SEC 10. This act shall take effect and be in force  
2 from and after its passage, so far as to authorize the  
3 appointment of all officers herein named.





## STATE OF MAINE.

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IN SENATE, January 11, 1844.

ORDERED: That three hundred copies of the foregoing Bill be printed for the use of the Legislature.

JERE HASKELL, *Secretary.*