

# MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE.

1860.

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SIEVENS & SAYWARD, PRINTERS TO THE STATE.

1860.

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# THIRTY-NINTH LEGISLATURE.

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HOUSE.

No. 14.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED  
AND SIXTY.

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AN ACT to establish the county of Knox.

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

SECTION 1. The towns of Appleton, Camden, Hope,  
2 North Haven and Vinalhaven, in the county of Waldo,  
3 and Cushing, Friendship, Rockland, South Thomaston,  
4 St. George, Thomaston, Union, Warren and Washing-  
5 ton, the plantations of Matinicus and of Muscle Ridge,  
6 in the county of Lincoln, are constituted a county by  
7 the name of Knox, which shall have all the powers,  
8 privileges and immunities, and be subject to all the  
9 duties and obligations of other counties in the state,  
10 by the constitution and laws thereof. The shire town  
11 of the county of Knox shall be Rockland.

SECT. 2. There shall be annually held in said county, 2 three terms of the supreme judicial court, for the trans- 3 action of business cognizable by one justice thereof, on 4 the second Tuesday of February, first Tuesday of May, 5 and fourth Tuesday of October. And said county shall 6 compose a part of the middle judicial district for the 7 determination of all questions of law.

SECT. 3. There shall be a probate court in said 2 county, to be held in the shire town thereof at the 3 times designated by the judge thereof or by law, with 4 the same powers and duties as other probate courts in 5 the state.

SECT. 4. There shall be three terms of the court of 2 county commissioners in said county, to be held on the 3 first Tuesdays of April, August and December, with 4 the same powers and duties as other such courts in the 5 state.

SECT. 5. All civil processes, commenced or pending 2 in the supreme judicial court in the counties of Lin- 3 coln, or Waldo, on the thirty-first day of March, in 4 the year of our Lord one thousand eight hundred and 5 sixty, affecting the title to real estate situated in the 6 county of Knox, or wherein both parties reside in said 7 county, or wherein the defendants reside in said county, 8 and the plaintiffs reside out of the state, in which there

9 are to be trials ; and all criminal processes growing  
10 out of offences committed within said county of Knox,  
11 pending in any way, on the day aforesaid, in either of  
12 said two counties, shall be transferred to, entered and  
13 proceeded with in the court to be held in said county  
14 of Knox, the same as if they had been originally en-  
15 tered therein ; and all papers of every description per-  
16 taining to such cases, on file in the clerks' offices of the  
17 two counties aforesaid, shall be delivered over to the  
18 clerk of the court for said county of Knox, on the  
19 transfer of said cases ; and all processes pending before  
20 the court of county commissioners for said two coun-  
21 ties, which would have fallen within the jurisdiction of  
22 said county of Knox, if it had been established when  
23 said processes originated, shall be transferred to said  
24 county and disposed of by the commissioners thereof  
25 in the same manner as if they had been originally  
26 entered before that court ; and all papers pertaining to  
27 them shall be delivered, by the clerks of said two  
28 counties, to the clerk of the county of Knox, on the  
29 transfer of said cases.

SECT. 6. All officers in the county of Knox, having  
2 authority to commit any prisoner or debtor to jail, are  
3 authorized and required to commit such persons to jail

4 in the county of Waldo or Lincoln, as the county com-  
5 missioners of Knox shall designate, until a jail shall  
6 be prepared in the county of Knox, for the reception  
7 of prisoners, and the sheriff thereof shall be notified to  
8 that effect; and the keeper of the jail in Waldo or  
9 Lincoln county is hereby required to receive and detain  
10 in his custody all such persons; and said persons shall  
11 be entitled to the same rights and privileges, as though  
12 they resided in the county of Waldo or Lincoln; and  
13 it is hereby made the duty of all magistrates, and civil  
14 officers of the county of Waldo or Lincoln, to perform  
15 all acts relating to such persons, as they are authorized  
16 and required by law to do for other persons arrested or  
17 committed within the county of Waldo or Lincoln; and  
18 the county of Knox shall pay to the county of Waldo  
19 or Lincoln all expenses which may accrue from such  
20 commitments, the same as for persons committed from  
21 said Waldo or Lincoln.

SECT. 7. The towns within the county of Knox, their  
2 officers and agents shall pay to the treasurers of the  
3 counties of Lincoln and Waldo, all unpaid county taxes  
4 assessed prior to the time this act takes effect.

SECT. 8. For the election of representatives to con-  
2 gress, of senators and representatives to the state

3 legislature, the towns within the county of Knox shall  
4 remain parts of the districts to which they now belong  
5 till a new apportionment is made.

SECT. 9. All justices of the peace and justices of the  
2 peace and quorum; all notaries public, and all persons  
3 appointed to qualify civil officers; all persons appointed  
4 to solemnize marriages, and all coroners duly qualified  
5 to act as such, within and for the respective counties  
6 from which this county is formed, who shall, when this  
7 act takes effect, reside in this county, are hereby au-  
8 thorized to act as such, in this county, during the time  
9 for which they were appointed, and to issue any pro-  
10 cesses necessary to finish the business pending before  
11 them, when this act takes effect.

SECT. 10. The governor, with advice of council, after  
2 the approval of this act, shall appoint a sheriff, judge  
3 and register of probate, clerk of the courts, county  
4 attorney, county commissioners, register of deeds, and  
5 county treasurer, for said county of Knox, to enter  
6 upon the duties of their offices on the first day of April,  
7 1860, and hold them until their places are filled by an  
8 election according to the constitution and the laws,  
9 unless sooner removed for cause.

SECT. 11. The salary of the judge of probate shall  
2 be two hundred and fifty dollars; of the register of

3 probate, four hundred dollars, and of the county attor-  
4 ney, three hundred dollars.

SECT. 12. The city of Rockland is required to fulfill  
2 the obligation to provide a suitable court room and  
3 other accommodations for said courts and their officers,  
4 and a safe and convenient place wherein to secure  
5 persons charged with offences during the sessions of  
6 the court, free of expense to the county of Knox, until  
7 the first day of October, A. D. eighteen hundred sixty-  
8 three, as provided in "an act relating to certain courts  
9 in the county of Lincoln," approved March nineteen,  
10 eighteen hundred fifty-eight; and the county commis-  
11 sioners of the county of Lincoln shall deliver to the  
12 county commissioners of the county of Knox, on de-  
13 mand after their qualification, the lease of said court  
14 room and accommodations now held by the former, to  
15 be held by the latter as security for the fulfillment of  
16 said obligation on the part of the city of Rockland.

SECT. 13. The county commissioners of Lincoln shall  
2 certify, under oath, to the county commissioners of  
3 Knox, the exact amount of the indebtedness of Lincoln  
4 as it exists on the day this act is approved; and the  
5 county commissioners of Knox shall apportion, in their  
6 next general apportionment of county taxes, to each  
7 town taken from Lincoln by this act and included in



8 Knox, the same portion of said indebtedness that would  
9 have been assessed on each to pay the whole, if the  
10 county of Knox had not been established.

SECT. 14. This act shall take effect on the first day  
2 of April, eighteen hundred and sixty.

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
February 17, 1860. }

On motion of Mr. LOW of Hodgdon, laid on the table, and on motion of Mr. RICH of Thorndike, 350 copies ordered to be printed for the use of the Legislature.

CHARLES A. MILLER, *Clerk.*