

MAINE STATE LEGISLATURE

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DOCUMENTS

PUBLISHED BY ORDER OF

THE LEGISLATURE

OF THE

STATE OF MAINE.

1866.



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1866.

FORTY-FIFTH LEGISLATURE.

SENATE.

No. 15.

STATE OF MAINE.

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

AN ACT in relation to the jurisdiction of trial justices.

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

SECTION 1. All actions between parties residing in
2 the same county, returnable before any trial justice,
3 shall be commenced before some such disinterested jus-
4 tice residing or holding his court in the town where one
5 of the parties or his attorney or person summoned as
6 trustee in such action has his residence, and if there is
7 no such justice in, or holding his court in such town,
8 then before some such justice, if any, in an adjoining
9 town, otherwise before any such justice in the county.

SECT. 2. When the parties reside in different coun-

2 ties, such actions may be commenced before any such
3 justice having his residence in the county where the
4 defendant resides ; *provided however*, that all trustee
5 actions returnable before such justice shall be com-
6 menced before some such justice in the county where
7 the person summoned as trustee has his residence.

SECT. 3. Original writs in civil actions issued by
2 any trial justice may be made returnable before any
3 other trial justice therein named in the same county,
4 and shall have the same force and validity as though
5 signed by the trial justice before whom the same is
6 returnable.

SECT. 4. All acts and parts of acts inconsistent with
2 the provisions of this act are hereby repealed.

STATE OF MAINE.

IN SENATE, February 9, 1866.

Reported by Mr. BARKER, from the Committee on the Judiciary.

THOMAS P. CLEAVES, *Secretary.*