

# MAINE STATE LEGISLATURE

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# FIFTY-THIRD LEGISLATURE.

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SENATE.

No. 11.

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## STATE OF MAINE.

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

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AN ACT to amend an Act entitled an Act to amend section thirteen of chapter seventy-seven of the revised statutes, relating to decisions in the supreme judicial court.

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

SECTION 1. The following cases only, come before  
2 the court as a court of law : Cases in which there  
3 are motions for new trials upon evidence reported by  
4 the judge ; questions of law arising on reports of  
5 cases ; bills of exception ; agreed statement of  
6 facts ; cases, civil or criminal, presenting a question  
7 of law ; cases in equity presented on demurrer to the  
8 bill, or when prepared for a final hearing ; motions to  
9 dissolve injunctions issued after notice and hearing, or

10 continued after a hearing ; questions arising on writs  
11 of habeas corpus, mandamus, and certiorari, when the  
12 facts are agreed or ascertained and reported by a  
13 judge. They are to be marked law on the docket of  
14 the county where pending, and there continued until  
15 their determination is certified by the clerk of the  
16 district to the clerk of the county, and the court shall  
17 immediately after the decision of the question sub-  
18 mitted to it, make such order, direction, judgement or  
19 decree, as is fit and proper for the disposition of the  
20 case, and cause a rescript, briefly stating the points  
21 therein decided, to be filed therein, which rescript  
22 shall be certified by the clerk of the district to the  
23 clerk of the county where the action is pending ; and  
24 if no further opinion is written out, the reporter shall  
25 publish in the next volume of the reports thereafter  
26 issued, the case, together with such rescript, if the  
27 reporter deems the same of sufficient importance for  
28 publication.

SECT. 2. This act shall take effect when approved.

STATE OF MAINE.

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IN SENATE, February 4, 1874.

Reported from the Committee on Judiciary, by Mr. EMERY of  
Hancock, and laid over to be printed under the Joint Rule.

SAMUEL W. LANE, *Secretary.*