

# MAINE STATE LEGISLATURE

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# FIFTY-THIRD LEGISLATURE.

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SENATE.

No. 39.

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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 section fourteen of chapter one hundred and sixteen of the revised statutes, relating to costs of parties.

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

All of section fourteen of chapter one hundred and  
2 sixteen of the revised statutes, between the thirteenth  
3 and twenty-fifth lines of said section, is stricken out,  
4 and the following substituted :

5 “ Costs for travel shall be taxed for the prevailing  
6 party in civil suits, according to the distance of said  
7 party or his attorney who resides nearest to the place  
8 of trial, unless said prevailing party or his attorney  
9 who resides farthest from said place of trial, actually  
10 travels the greater distance for the special purpose of

11 attending court in such cause, in which case costs for  
12 travel shall be taxed for said last named distance, and  
13 when the action is in the name of an indorsee, and  
14 the plaintiff is the prevailing party, such costs for  
15 travel shall be taxed according to the distance of the  
16 attorney, payee, or indorsee, who is nearest to the  
17 place of trial, unless the attorney, payee, or indorsee,  
18 residing the greater distance from said place of trial,  
19 actually travels such greater distance for the special  
20 purpose of attending court in said cause. But no  
21 costs for travel shall be allowed for more than ten  
22 miles distance from any justice, municipal or police  
23 court, nor more than forty miles distance from any other  
24 court, unless the plaintiff prevailing actually travels a  
25 greater distance, or the adverse party, if he recovers  
26 costs, by himself, his agent or attorney, in fact travels  
27 a greater distance for the special purpose of attending  
28 court in such cause.

STATE OF MAINE.

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IN SENATE, February 17, 1874.

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

SAMUEL W. LANE, *Secretary.*