

MAINE STATE LEGISLATURE

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FIFTY-SIXTH LEGISLATURE.

HOUSE.

No. 14.

STATE OF MAINE.

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

AN ACT to repeal chapter one hundred and forty-six of the public laws of eighteen hundred and seventy-six, relating to ways, and revive the provisions of section thirty-nine of chapter eighteen of the revised statutes.

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

Chapter one hundred and forty-six of the public laws of eighteen hundred and seventy-six, relating to ways, is hereby repealed ; and all the provisions of section thirty-nine of chapter eighteen of the revised statutes is hereby revived, so that said section as revived shall read as follows :

Sect. 39. If the judgment of the commissioners in favor of laying out or altering a way as prayed for is wholly reversed on an appeal, they shall proceed no

10 further ; and in all cases when the judgment of the
11 commissioners shall be reversed on appeal, no petition
12 praying for substantially the same thing, shall be en-
13 tertained by them for two years thereafter. If their
14 judgment is affirmed in whole or in part, they shall
15 carry into effect the judgment of the appellate court,
16 and in all cases they shall carry into full effect the
17 judgment of the appellate court, in the same manner
18 as if made by themselves; and the party appealing
19 or prosecuting shall pay the cost incurred since the
20 appeal, if so adjudged by the appellate court, which
21 may allow costs in such cases to the prevailing party,
22 to be paid out of the county treasury. The compen-
23 sation of the committee to be the same as commis-
24 sioners would have for like services, to be allowed by
25 the court. The costs allowed the prevailing party and
26 the fees of the committee, are to be collected as pro-
27 vided in section three.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
January 19, 1877. }

Reported from the Committee on the Judiciary, by Mr. WENTWORTH of Bradford, and ordered printed under the Joint Rule.

ORAMANDAL SMITH, *Clerk.*