

MAINE STATE LEGISLATURE

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Fifty-Seventh Legislature.

SENATE.

No. 59.

STATE OF MAINE.

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

[S. 74.] AN ACT additional to “an act to facilitate the prompt administration of justice by establishing a superior court in Kennebec county.”

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

SECTION 1. An act entitled “an act to facilitate the
2 prompt administration of justice by establishing a supe-
3 rior court in Kennebec county,” approved February
4 fifth, A. D. eighteen hundred seventy-eight, is hereby
5 amended by adding thereto the following section :

6 *Sect. 19.* When any indictment is found for any
7 of the offences described in sections one and two of
8 chapter one hundred and seventeen of the revised stat-
9 utes, sections two, three, four, five, six, eight, nine,
10 ten, eleven, twelve, thirteen, fifteen, twenty-five and

11 twenty-seven of chapter one hundred and eighteen of
12 the revised statutes, sections one, two and three of
13 chapter one hundred and nineteen of the revised stat-
14 utes, the clerk of said superior court shall certify and
15 transmit the indictment to the supreme judicial court
16 for said county, at the next term, when it shall be
17 entered. The supreme judicial court shall have cog-
18 nizance and jurisdiction thereof, and proceedings shall
19 be had thereon in the same manner as if the indict-
20 ment had been found in that court.

SECT. 2. Section thirteen of said act is hereby
2 amended by adding thereto the following words: "All
3 actions commenced prior to March first, eighteen hun-
4 dred and seventy-eight, may be entered at the term of
5 the supreme judicial court to which they have been
6 made legally returnable."

SECT. 3. Section three of said act is hereby amended
2 by adding thereto the words, "Section five of chapter
3 one hundred and fifteen of the revised statutes, so far as
4 it limits the compensation of clerks of judicial courts,
5 shall not apply to fees received by the clerk of the
6 superior court for Kennebec county."

SECT. 4. Section fifteen of said act is hereby amend-
2 ed by striking out the word "October," and inserting
3 in place thereof the word "August."

SECT. 5. Section seventeen of said act is hereby
2 amended by striking out the words "at the end of the
3 next October term thereof," and inserting in place
4 thereof the words "at the end of the next August
5 term thereof."

SECT. 6. Section sixteen of said act is amended by
2 adding thereto the following words: "Whenever the
3 justice of said superior court shall be disqualified by
4 relationship, or other lawful cause, from trying any
5 criminal case pending in said court, said case shall
6 thereupon be certified and transmitted to the supreme
7 judicial court for said county, and disposed of in said
8 court according to law."

SECT. 7. Section two of the act abolishing the
2 August term of the supreme judicial court for Kenne-
3 bec county, approved February sixth, A. D. eighteen
4 hundred and seventy-eight, is hereby modified so as to
5 conform to the provisions of this act.

SECT. 8. This act shall take effect March first,
2 eighteen hundred and seventy-eight.

STATE OF MAINE.

IN SENATE, February 12, 1878.

Presented by Mr. STEVENS of Kennebec, by leave, and laid
over to be printed under the Joint Rule.

SAMUEL W. LANE, *Secretary.*