

MAINE STATE LEGISLATURE

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FIFTY-NINTH LEGISLATURE.

HOUSE.

No. 114.

STATE OF MAINE.

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

AN ACT relating to service of process on defendants
out of the state, in suits for breach of official duty.

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

SECTION 1. In all actions against sheriffs, deputy
2 sheriffs, coroners and constables for breach of offi-
3 cial duty, where the principal defendant is out of
4 the state, the writ may be served on such defendant
5 by leaving a copy of the same with each of the
6 sureties on his official bond, fourteen days before
7 the return day thereof, and the court in the county
8 where the writ is returnable, either before or after
9 entry, may order further notice to the defendant
10 by publication of an abstract of the writ and order
11 thereon in some newspaper published in the county

12 where the writ is returnable, or in the state paper,
13 or in such other manner as the court shall direct,
14 and if the order is complied with and proved, the
15 defendant shall be held to answer to the suit, and
16 judgment in such case shall have the same effect
17 as if personal service was had upon the principal
18 defendant.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
March 9, 1880. }

Read twice, and ordered printed pending its third reading.

ORAMANDAL SMITH, *Clerk.*