

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING THE SESSION

A. D. 1891.



AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1892.

NEW DRAFT.

Sixty-Fifth Legislature.

SENATE.

No. 207.

STATE OF MAINE.

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

AN ACT fixing the Jurisdiction and Terms of the
Superior Court for the County of Kennebec.

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

SECTION 1. Section sixty-seven of chapter
2 seventy-seven of the Revised Statutes is hereby
3 amended by striking out the words "one thou-
4 sand" in the seventh line and inserting in place
5 thereof the words 'five hundred'; and also by
6 striking out all of said section after the word

7 “divorce” in the tenth line, so that said section, as
8 amended, shall read as follows:

‘Section 67. Within said county said superior
10 court has exclusive jurisdiction of civil appeals
11 from municipal and police courts, and trial jus-
12 tices, exclusive original jurisdiction of actions of
13 scire facias on judgments and recognizances not
14 exceeding five hundred dollars; of bastardy trials,
15 and of all other civil actions at law not exclusively
16 cognizable by municipal and police courts, and
17 trial justices, where the damages demanded do not
18 exceed five hundred dollars, except complaints for
19 flowage, real actions, and actions of trespass quare
20 clausum; and concurrent original jurisdiction of
21 proceedings in habeas corpus, and libels for
22 divorce.’

SECT. 2. Section sixty-eight of said chapter is
2 hereby amended by striking out all of said section
3 after the word “held” in the first line and inserting
4 in place thereof the following: ‘At Augusta on the
5 first Tuesdays of April, September and December,
6 and at Waterville on the second Tuesdays of June
7 and November; but the criminal business of said
8 county shall be transacted at the terms held on
9 the first Tuesdays of April, September and

10 December, together with civil business'; so that
11 said section, as amended, shall read as follows:

'Section 68. Said court shall be held at Augusta
13 on the first Tuesdays of April, September and
14 December, and at Waterville on the second Tues-
15 days of June and November; but the criminal
16 business of said county shall be transacted at the
17 terms held on the first Tuesdays of April, Septem-
18 ber and December, together with civil business.'

SECT. 3. In all trials upon indictments for mur-
2 der in the superior court for Kennebec county, one
3 of the justices of the supreme judicial court, to be
4 designated by the chief justice thereof, shall preside
5 and perform the duties heretofore exercised by the
6 justice of the superior court in such cases.

SECT. 4. All acts and parts of acts inconsistent
2 with this act are hereby repealed, and the jurisdic-
3 tion of the supreme judicial court in said county is
4 hereby restored except so far as is inconsistent with
5 this act.

SECT. 5. This act shall not apply to pending
2 actions.

STATE OF MAINE.

IN SENATE, March 18, 1891.

Reported by Mr. RYDER, from Committee on Judiciary, and laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*