

# MAINE STATE LEGISLATURE

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# Sixty-Seventh Legislature.

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HOUSE.

No. 48.

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## STATE OF MAINE.

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

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AN ACT to amend section seven of chapter three hundred  
and twenty-nine of the Private and Special Laws of  
eighteen hundred and ninety-one.

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

SECTION 1. Section seven of chapter three hundred and  
2 twenty-nine of the Private and Special Laws of eighteen  
3 hundred and ninety-one is hereby amended by striking out  
4 the word "three" in the seventh line of said section and  
5 inserting the word 'four' in its stead, so that said section,  
6 as amended, shall read as follows :

'Section 7. The governor, by and with the advice of  
8 the council, shall appoint a clerk of said court, who shall

9 be a citizen of said Waterville, and who shall hold his  
10 office for the term of four years, who shall be sworn, and  
11 who shall give bond to the treasurer of said city in the  
12 sum of one thousand dollars, to be approved by said judge,  
13 and who shall receive from said city, in monthly payments,  
14 an annual salary of four hundred dollars, which shall  
15 be in full for all fees pertaining to his office; pro-  
16 vided, however, that he shall receive, in addition to  
17 said salary, all fees allowed by law, in matters relat-  
18 ing to civil business, except the trial fee hereinafter  
19 mentioned. In case of the absence of said clerk or  
20 vacancy in said office, the judge of said court may appoint  
21 a clerk, who shall be sworn by said judge, and act during  
22 said absence or until the vacancy is filled. Said clerk  
23 shall record the doings of said court, may administer  
24 oaths, and shall have such powers and perform such  
25 duties, as are possessed and performed by the clerks of  
26 the supreme judicial court. Said clerk shall hear com-  
27 plaints in all criminal matters, accusations in bastardy,  
28 draw all complaints and sign all warrants, and make  
29 and sign all processes of commitment, but the same  
30 shall be heard and determined as now provided by law;  
31 but such complaints, accusations warrants or processes of  
32 commitment drawn and signed by the judge of said court  
33 shall be equally valid. Whenever said judge shall be  
34 absent from the court room, or when the office of judge  
35 shall be vacant, the clerk shall have and exercise all the  
36 powers of the judge, and perform all the duties required

37 of said judge by this act, and shall be empowered to sign  
38 and issue all processes and papers, and to do all acts, as  
39 fully and with the same effect, as the judge could do,  
40 were he acting in the premises. All processes issued by  
41 said clerk in criminal matters, shall bear the seal of said  
42 court and be signed by said clerk and have the same  
43 authority as if issued and signed by said judge.'

SECT. 2. This act shall take effect when approved.

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
January 31, 1895. }

Reported by Mr. HAINES of Waterville, from Committee on Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*