

MAINE STATE LEGISLATURE

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Sixty-Eighth Legislature.

SENATE.

No. 91.

STATE OF MAINE.

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

AN ACT to amend section forty-four of chapter twenty-seven of
the Revised Statutes, as amended by chapter two hundred and
fifty-three of the Public Laws of 1893, relating to Intoxicating
Liquors.

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

Section 1. Section forty-four of chapter twenty-seven of
2 the Revised Statutes is hereby amended by striking out the
3 last sentence, and inserting in lieu thereof the following
4 words: 'A record of vessels forfeited shall be kept by each
5 officer and returned to the county commissioners at their
6 monthly session, and once in six months, or oftener, if they
7 deem it advisable, the commissioners shall order such officers

8 to sell the vessels at public or private sale, and pay the pro-
9 ceeds thereof into the county treasury,' so that said section
10 when amended shall read as follows:

'Section 44. All spirituous and distilled liquors and all
12 other liquors, declared forfeited by any court under this
13 chapter, which shall have been found by said court to contain
14 more than twenty per cent of alcohol, shall, by order of the
15 court rendering final judgment thereon, be turned over to
16 the sheriff of the county where such seizure was made, by
17 any officer competent to serve the process on which they
18 were forfeited, and he shall make return accordingly to said
19 court; and said sheriff shall receipt to said officer therefor;
20 said sheriff shall mingle said liquors together and as soon as
21 he has accumulated a quantity equal to five barrels, he shall
22 ship the same to some responsible rectifying distiller out-
23 side of this State and have the alcohol re-distilled therefrom,
24 as is hereinafter provided. Said sheriffs shall annually con-
25 tract with some responsible rectifying distiller, outside the
26 limits of this State to take such liquors and distill the alcohol
27 therefrom and to account for and pay over to the treasurer
28 of the county from which said liquors are received, in cash at
29 an agreed price for each gallon of one hundred degrees
30 strength determined by the United States internal revenue
31 inspector at place of rectification. Before delivering any
32 liquor under the aforesaid contract, the said sheriff shall take
33 a bond, with sureties residing in this State, and to be ap-
34 proved by the treasurer of the county, from said rectifying

35 distiller to the treasurer of his county in the penal sum of
36 one thousand dollars, conditioned that all of said liquors so
37 received under said contract, shall be rectified and the alco-
38 hol distilled therefrom, and that the contractor will account
39 for and pay over to the treasurer of said county from which
40 said liquors are received, in cash, the amount due under said
41 contract. In all suits upon bonds given under this section,
42 the damages shall be the full penal sum of said bond. For
43 all services in connection herewith the said sheriff shall
44 receive from the county treasurer five per cent. of the net
45 amount received from said contractor. All other liquors
46 declared forfeited by any court under this chapter, shall, by
47 order of the court rendering final judgment thereon, be
48 destroyed by any officer competent to serve the process on
49 which they were forfeited and he shall make return accord-
50 ingly to said court. Such liquids shall be destroyed by
51 pouring them upon the ground. A record of vessels for-
52 feited shall be kept by each officer and returned to the
53 county commissioners once in each three months, and once
54 in six months, or oftener, if they deem it advisable the com-
55 missioners shall order such officers to sell the vessels at
56 public or private sale, and pay the proceeds thereof into the
57 county treasury.'

Sect. 2. This act shall not apply to cases of sales already
2 made.

STATE OF MAINE.

IN SENATE, February 18, 1897.

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

KENDALL M. DUNBAR, *Secretary.*