

MAINE STATE LEGISLATURE

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Seventieth Legislature.

HOUSE.

No. 331

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ONE.

AN ACT to amend section fourteen of chapter one hundred and sixteen of the Revised Statutes relating to fees and costs.

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

Section 14 of chapter 116 of the Revised Statutes is 2 hereby amended by striking out the first thirteen lines of 3 said section and inserting in the place thereof the following :

4 Section 14. To parties recovering costs before a trial
5 justice, thirty-three cents for each day's attendance, and
6 the same for every ten miles travel. To parties recover-
7 ing costs in the supreme judicial or superior courts, thirty-
8 three cents for every ten miles travel, and three dollars
9 and fifty cents for attendance at each term until the action

10 is disposed of, unless the court otherwise direct.' So that
11 said section, as amended, shall read as follows :

12 'Section 14. To parties recovering costs before a trial
13 justice, thirty-three cents for each day's attendance, and
14 the same for every ten miles travel. To parties recover-
15 ing costs in the supreme judicial or superior courts, thirty-
16 three cents for every ten miles travel, and three dollars
17 and fifty cents for attendance at each term until the action
18 is disposed of, unless the court otherwise directs.

19 Costs for travel shall be taxed for the prevailing party in
20 civil suits, according to the distance of said party or his
21 attorney who resides nearest to the place of trial, unless
22 said prevailing party or his attorney who resides farther-
23 est from said place of trial, actually travels the greater dis-
24 tance for the special purpose of attending court in such
25 cause, in which case costs shall be taxed for said last
26 named distance, and when the action is in the name of an
27 indorsee, and the plaintiff is the prevailing party, such
28 costs for travel shall be taxed according to the distance of
29 the attorney, payee or indorsee, who is nearest to the
30 place of trial, unless the attorney, payee or indorsee,
31 residing the greater distance from said place of trial,
32 actually travels such greater distance for the special pur-
33 pose of attending court in said cause. But no costs for
34 travel shall be allowed for more than ten miles distance
35 from any justice, municipal or police court, nor for more
36 than forty miles distance from any other court, unless the
37 plaintiff prevailing actually travels a greater distance, or
38 the adverse party, if he recovers costs, by himself, his
39 agent or attorney, in fact travels a greater distance for the
40 special purpose of attending court in such cause.

For a power of attorney, fifty cents ; and for the plain-
42 tiffs declaration, fifty cents in the supreme judicial or
43 superior courts, but no fee for a power shall be taxed
44 before any municipal or police court or trial justice.

For an issue in law or fact, there shall be allowed for an
46 attorney's fee, two dollars and fifty cents in the supreme
47 judicial or superior courts. In cases of forcible entry and
48 detainer, parties shall be allowed the same costs as in
49 ordinary civil actions.'

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,
AUGUSTA, March 7, 1901.

Reported by Mr. FELLOWS of Bucksport, from Committee on Legal
Affairs, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*