

# MAINE STATE LEGISLATURE

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# Seventy-first Legislature.

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SENATE.

No. 17

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## STATE OF MAINE.

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

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AN ACT to amend chapter sixty-one of the Private and Special Laws of eighteen hundred and ninety-three, entitled "An Act to establish the Bar Harbor Municipal Court."

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

Section 1. Section one of chapter sixty-one of the Private and Special Laws of eighteen hundred and ninety-nine is hereby amended so that it shall read as follows:

'Section 1. A municipal court is hereby established in the town of Eden, which shall be called the Bar Harbor municipal court, and shall be a court of record with a seal. All original processes, issuing from said court, shall be under the teste of the judge, and signed by the judge, or recorder, and shall have the seal of said court affixed.'

Sect. 2. Section three of said act is hereby amended so that it shall read as follows:

‘Sect. 3. The governor, by and with the consent of the  
4 council, may appoint a recorder of said court, who shall hold  
5 his said office for the term of four years. Said recorder shall  
6 be sworn to the faithful discharge of his duties, and shall give  
7 bonds in such sum as the county commissioners shall approve.  
8 He may administer oaths and shall have such powers and per-  
9 form such duties in civil matters as are possessed and per-  
10 formed by clerks of the supreme judicial courts; and in case  
11 of the absence of the judge from the court room, or when the  
12 office of judge shall be vacant, the said recorder shall have  
13 and exercise all the powers of judge by this act, and shall  
14 be empowered to sign and issue all papers and processes, in  
15 criminal cases, and do all acts relating to criminal proceed-  
16 ings as fully and with the same effect as the judge could do  
17 if he were acting in the premises; and the signature of the  
18 recorder, as such, shall be sufficient evidence of his right to  
19 act instead of the judge. But nothing in this act shall give  
20 the recorder authority to act, except as before defined, other  
21 than in criminal cases. Said recorder shall receive as com-  
22 pensation for his services the same fees allowed by law to  
23 trial justices and clerks of the supreme judicial courts for  
24 similar services, except that he shall receive for receiving a  
25 complaint and issuing a warrant one dollar.’

Sect. 3. Section nine of said act is hereby amended so that  
2 it shall read as follows:

‘Sect. 9. A term of said court shall be held for the trans-  
4 action of civil business on the first Wednesday of each month,  
5 beginning at ten o’clock in the forenoon; except that for the  
6 entry, trial and disposition of actions of forcible entry and  
7 detainer, and for the cognizance and trial of criminal actions  
8 said court shall be considered in constant session.’

Sect. 4. Section twenty of said act is hereby amended so  
2 that it shall read as follows:

‘Sect. 20. The judge of said court shall receive as compensation a salary of seven hundred and fifty dollars a year to be paid quarterly from the treasury of the county of Hancock, which shall be in full for his services. The fees in civil cases shall be for every blank writ signed by the judge, or recorder, four cents, for entry of each civil action, sixty cents, for trial of issue, two dollars; all other fees not herein specified shall be the same as allowed by law to trial justices and the clerks of the supreme judicial courts, for similar services. All costs in criminal cases shall be taxed the same and paid into court in the same manner as in trial justice courts, except that each warrant issued shall be taxed at one dollar, and each trial of issue shall be taxed at two dollars.’

Sect. 5. All acts or parts of acts, inconsistent with this act, are hereby repealed.

Sect. 6. This act shall take effect when approved.

## STATE OF MAINE.

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IN SENATE, January 23, 1903.

Reported by Mr. BUCK from Hancock County Delegation, and laid on table to be printed under joint rules.

KENDALL, M. DUNBAR, *Secretary*.