

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

HOUSE.

No. 624

STATE OF MAINE.

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

AN ACT in relation to equity procedure.

Be it enacted by the People of the State of Maine, as follows:

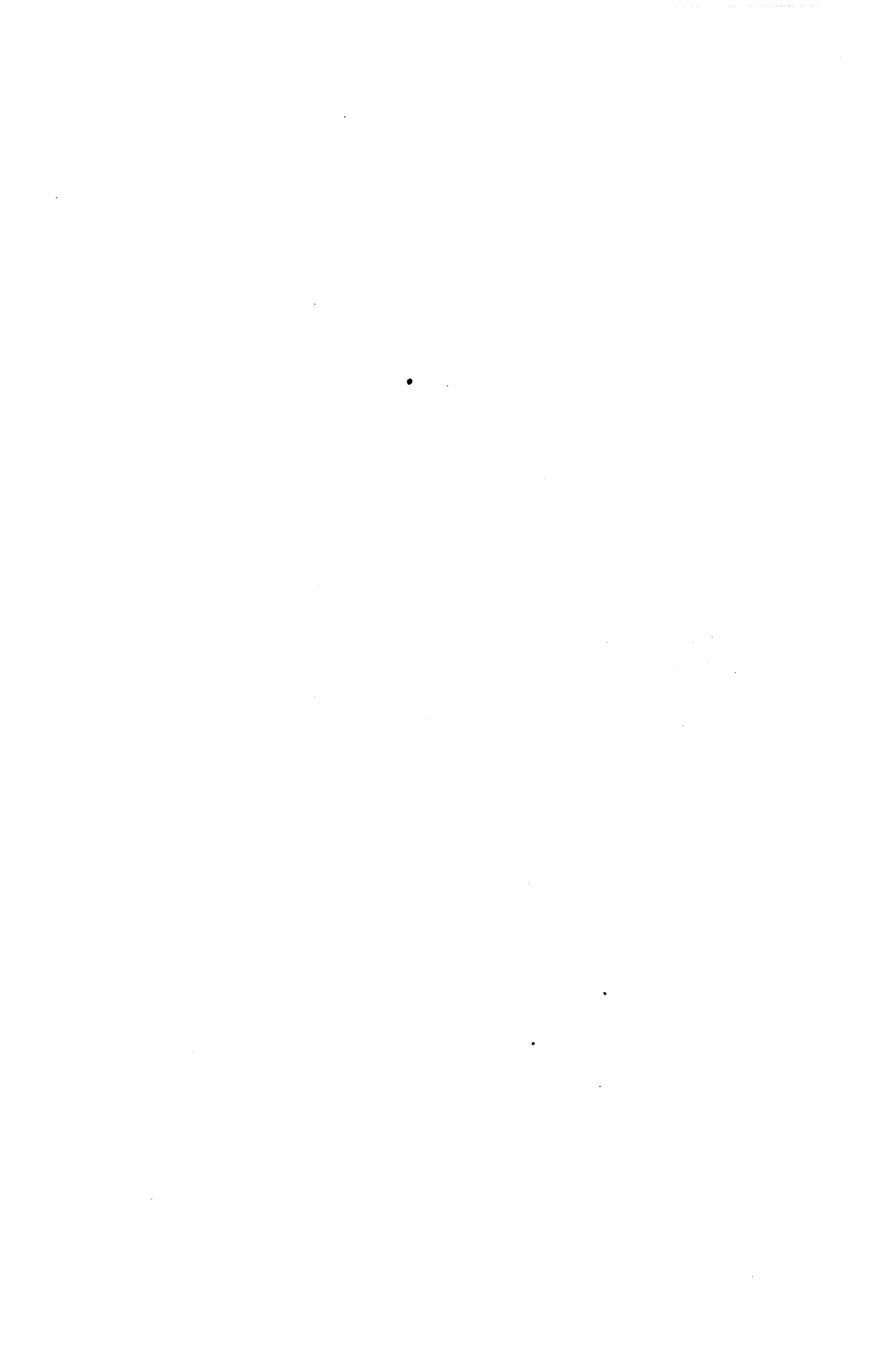
Section 1. Section nineteen of chapter seventy-nine of the
2 Revised Statutes is hereby amended by striking out the word
3 "sixty" in the seventh and ninth lines of the section and in-
4 serting in the place thereof the word 'thirty,' and also by
5 adding after the word "replication" in the eighth line the
6 words 'unless by consent,' so that the said section as amended
7 shall read as follows, viz:

'Section 19. When a demurrer is filed the court upon mo-
9 tion of either party may set the cause for hearing upon bill
10 and demurrer at any time. When a plea or answer is filed

11 the court upon motion of the plaintiff may set the cause for
12 hearing upon bill and demurrer at any time. When a re-
13 plication is filed the court upon motion of either party may
14 set the cause for hearing upon bill, answer or plea, and evi-
15 dence; but such hearing shall not be had until after thirty
16 days from the filing of the replication, unless by consent.
17 When a jury trial is ordered it shall be had at the next term
18 after such thirty days. Any time fixed for hearing or trial
19 may be extended for good cause shown.'

Sect. 2. Section thirty-one of the same chapter seventy-
2 nine is hereby amended so as to read as follows, viz:

'Section 31. Hearings and trials in equity cases may be
4 had, and orders and decrees may be passed, at such place in
5 any county as the justice applied to may appoint; and the
6 clerk in the county in which the case is pending shall trans-
7 mit the papers in the case to the justice to hear the same;
8 and such justice shall return them after hearing with his
9 orders and decrees therein to be filed and entered in such
10 county.'



STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, March 13, 1909.

Reported by Mr. PETERS from Committee on Judiciary
and ordered printed under joint rules.

E. M. THOMPSON. *Clerk*