

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 364

In Senate, Feb. 21, 1913.

Presented by Senator Dutton of Kennebec, and on motion by Senator Hersey of Aroostook laid on the table for printing, pending reference to a committee.

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to amend Section 51 of Chapter 79 of the Revised Statutes, as amended by Public Laws of 1907 and 1911, relating to trial terms of the supreme judicial court.

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

Section 1. The fifth paragraph of section fifty-one of chapter seventy-nine of the Revised Statutes is hereby amended by striking out the word "fourth" in the second line and inserting in place thereof the word "second", so that the said paragraph as amended shall read as follows:

"Franklin, at Farmington, on the first Tuesday of February, third Tuesday of May, and the second Tuesday of

8 September; the May term shall be held without a grand
9 jury and with but one traverse jury, unless a justice of said
10 court shall otherwise specially order, in which case the
11 clerk shall send venires for the requisite number of traverse
12 jurors, and shall summon the grand jury of the preceding
13 term, as the terms of said order may require. All recog-
14 nizances from municipal courts and trial justices in which
15 parties are held to await the action of the grand jury, made
16 returnable to said May term, shall, when no grand jury is
17 in attendance, be continued to and have day in the next
18 term of the court held in said county.”

The seventh paragraph of said section is hereby amended
20 by striking out the word “third” in the first line and insert-
21 ing in place thereof the word “second”, so that said para-
22 graph shall read as follows:

“Kennebec, at Augusta, on the first Tuesday of March,
24 and the second Tuesday of October, for civil business.”

The eighth paragraph of said section is hereby amended
26 by striking out the word “first” in the first line and insert-
27 ing in place thereof the word “second”; and by striking
28 out the word “third” in the second line and inserting in
29 place thereof the word “second”, so that said paragraph as
30 amended shall read as follows:

“Knox, at Rockland, on the second Tuesday of January,
32 first Tuesday of April and the second Tuesday of Sep-
33 tember.”

The eleventh paragraph of said section is hereby amended
35 by striking out the words “the second Tuesday of August”
36 in the third line and inserting in place thereof the words
37 ‘first Tuesday of September’, so that said paragraph as
38 amended shall read as follows:

‘Penobscot, at Bangor, on the first Tuesdays of January,
40 April and October, for civil business, and on the first Tues-
41 days of February and September, for criminal business.’

The thirteenth paragraph of said section is hereby amend-
43 ed by striking out the words “first Tuesday of April” in
44 the first line and inserting in place thereof the words ‘fourth
45 Tuesday of January’; by striking out the words “third Tues-
46 day of August” at the end of the first line and inserting in
47 place thereof the words ‘second Tuesdays of May’; and by
48 striking out the words “fourth Tuesday of December” in
49 the last line and inserting in place thereof the words ‘and
50 October’, so that said paragraph as amended shall read as
51 follows:

‘Sagadahoc, at Bath, on the fourth Tuesday of January,
53 and second Tuesdays of May and October.’

Said section is hereby amended by striking out the whole
55 of the fourteenth paragraph and inserting in place thereof
56 the following paragraph:

‘Somerset, at Skowhegan, on the fourth Tuesday of Jan-
58 uary, first Tuesday of April and third Tuesday of Septem-
59 ber.’

Said section is hereby amended by striking out the whole
61 of the sixteenth paragraph and inserting in place thereof the
62 following paragraph:

‘Washington, at Machias, on the first Tuesday of January
64 and second Tuesday of October, and at Calais on the first
65 Tuesday of May.’

The fifteenth paragraph of said section is hereby amended
67 by striking out the word “Tuesdays” in the first line and in-
68 serting in place thereof the word ‘Tuesday’; and by striking
69 out the words “and September” in the second line and in-
70 serting in place thereof the words ‘fourth Tuesday of Sep-
71 tember’, so that the paragraph as amended shall read as fol-
72 lows:

‘Waldo, at Belfast, on the first Tuesday of January, third
74 Tuesday of April and fourth Tuesday of September.’

Sect. 2. Chapter forty-nine of Public Laws of nineteen
2 hundred and eleven is hereby amended by striking out all
3 of the second paragraph and inserting in place thereof the
4 following paragraph:

‘Aroostook, at Houlton, on the third Tuesdays of April
6 and November, for civil and criminal business, and at Cari-
7 bou on the first Tuesdays of February and September for
8 civil business only.’

Sect. 3. Chapter one hundred fifty-seven of Public Laws
2 of nineteen hundred and seven, as amended by chapter one
3 hundred seventeen of Public Laws of nineteen hundred and
4 eleven, is hereby amended by striking out the whole of said

5 paragraph and inserting in place thereof the following para-
6 graph :

‘Piscataquis, at Dover, on the second Tuesdays of March
8 and September.’

Sect. 4. All writs, petitions, recognizances, appeals in civil
2 and criminal cases, and all processes whatsoever, which
3 have been or may be made and entered into before or after
4 this act takes effect, and are returnable to said respective
5 terms of court, as they were to be holden under the law prior
6 to the changes made in this act, shall on the day upon which
7 they were so made returnable, be filed in the office of the
8 clerks in the respective counties, in which the terms of court,
9 by this act, are to be holden at an earlier or later date than
10 those to which these several processes were made returnable,
11 and entered upon the respective dockets of the court in these
12 counties, and continued to the next term of court, which,
13 with respect to all legal procedure, shall be regarded as the
14 return term, and shall have day in said term of court and be
15 heard and disposed of as if said term had been holden at the
16 time when said processes were made returnable.