

# MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

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HOUSE

NO. 28

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*House of Representatives, Jan. 25, 1917.*

*Tabled for printing under the rules pending reference to a committee, by Mr. Barnes of Houlton.*

*W. R. ROIX, Clerk.*

*Presented by Mr. Murray of Bangor.*

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STATE OF MAINE

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

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AN ACT to amend Section Sixty-four of Chapter Eighty-two of the Revised Statutes, 1903, relating to the service of writs by constables.

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

Section Sixty-four of Chapter Eighty-two of the Revised  
2 Statutes, 1903, is hereby amended by adding the words,  
3 'But in cities and towns having a population of five thou-  
4 sand people, or more, a constable may serve, execute and  
5 return, upon any person in his town, or in an adjoining  
6 plantation, any writ of forcible entry and detainer, or any  
7 precept in a personal action, when the damage claimed does

8 not exceed five thousand dollars, but before he serves any  
9 process, he shall give bond to the inhabitants of his city  
10 or town, in the sum of five thousand dollars, with two sure-  
11 ties, approved by the municipal officers thereof, who shall  
12 endorse their approval on said bond in their own hands,  
13 for the faithful performance of the duties of his office,  
14 as to all processes by him served or executed; and for  
15 every process that he serves before giving such bond, he  
16 forfeits not less than fifty, nor more than one hundred dol-  
17 lars, to the prosecutor,' so that said section, as amended,  
18 shall read as follows :

'Sect. 64. A constable may serve, execute and return,  
2 upon any person in his town, or in an adjoining plantation,  
3 any writ of forcible entry and detainer, or any precept in  
4 a personal action, when the damage claimed does not ex-  
5 ceed one hundred dollars, including those in which a town,  
6 plantation, parish, religious society or school district, of  
7 which he is a member, is a party or interested; but before  
8 he serves any process, he shall give bond to the inhabitants  
9 of his town in the sum of five hundred dollars, with two  
10 sureties, approved by the municipal officers thereof, who  
11 shall indorse their approval on said bond in their own hands,  
12 for the faithful performance of the duties of his office, as  
13 to all processes by him served or executed; and for every  
14 process that he serves before giving such bond, he forfeits  
15 not less than twenty, nor more than fifty dollars, to the  
16 prosecutor; but in cities and towns having a population of

17 five thousand people, or more, a constable may serve, exe-  
18 cute and return, upon any person in his town, or in an ad-  
19 joining plantation, any writ of forcible entry and detainer,  
20 or any precept in a personal action, when the damage  
21 claimed does not exceed five thousand dollars, but before he  
22 serves any process, he shall give bond to the inhabitants  
23 of his city or town, in the sum of five thousand dollars,  
24 with two sureties, approved by the municipal officers there-  
25 of, who shall endorse their approval on said bond in their  
26 own hands, for the faithful performance of the duties of  
27 his office, as to all processes by him served or executed;  
28 and for every process that he serves before giving such  
29 bond, he forfeits not less than fifty, nor more than one  
30 hundred dollars, to the prosecutor.'