

MAINE STATE LEGISLATURE

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EIGHTY-SECOND LEGISLATURE

H. P. No. 770

H. D. No. 184

House of Representatives, Feb. 18, 1925.

Referred to Committee on Legal Affairs and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Burnham of Kittery.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE

AN ACT Changing the Place of Holding the Terms of Yorkshire Municipal Court.

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

Chapter two hundred seventy-nine of the private and special laws for the year nineteen hundred eleven is hereby amended by striking out the first eleven lines in section six thereof and inserting in place thereof the following: 'Said court shall be held on the first Wednesday of each month at South Berwick, and on the third Wednesday of each month at Kittery for the entry, trial and determination of civil actions of all kinds that may lawfully be brought before it, and for the transaction of other civil business at nine of the clock in the forenoon, and all civil

11 processes shall be made returnable accordingly. Said court
12 may be adjourned from time to time by the judge at his
13 discretion but it shall be considered in constant session for
14 the cognizance of criminal actions and said court may be
15 holden in either town therefor,' so that said section, as
16 amended, shall read as follows:

'Sect. 6. Said court shall be held on the first Wednesday
2 of each month at South Berwick, and on the third Wednes-
3 day of each month at Kittery for the entry, trial and de-
4 termination of civil actions of all kinds that may lawfully
5 be brought before it, and for the transaction of other civil
6 business at nine of the clock in the forenoon, and all civil
7 processes shall be made returnable accordingly. Said court
8 may be adjourned from time to time by the judge at his
9 discretion but it shall be considered in constant session for
10 the cognizance of criminal actions and said court may be
11 holden in either town therefor. Provided that if at any
12 regular or adjourned term of said court to be held for civil
13 business neither the judge nor recorder is present at the
14 place used for holding said court within two hours after
15 the time for opening said court, then it may be adjourned
16 from day to day by any trial justice, or justice of the
17 peace, without detriment to any action then returnable or
18 pending, until the judge or recorder can attend, when said
19 action may be entered or disposed of with the same effect
20 as if it were the first day of the term; and it may be so
21 adjourned without day when necessary, in which event

22 pending actions shall be considered as continued, and ac-
23 tions then returnable may be returned and entered at the
24 next term with the same effect as if originally made re-
25 turnable at said term. The trial justice, or justice of the
26 peace who continues said court as aforesaid shall note on
27 the docket thereof the fact that the judge and recorder were
28 absent and the time to which said court stands adjourned,
29 and shall sign the same, and need not keep any other record
30 thereof.'