

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

House Document

No. 269

H. P. 843.

House of Representatives, Feb. 6, 1929.

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

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Powers of Caribou.

STATE OF MAINE

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

AN ACT to Amend the Act Establishing the Caribou
Municipal Court.

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

Section 1. Section one of said act is hereby amended by
2 adding after the word "judge" in the fifth line thereof two
3 words 'or recorder' so that said act as amended shall read
4 as follows:

'Section 1. A municipal court is hereby established in the
2 town of Caribou which shall be called the Caribou municipi-
3 pal court and it shall be a court of record with a seal. All
4 the original processes issuing from said court shall be under

5 the teste of the judge and signed by the judge or recorder
6 and shall have the seal of said court affixed.'

Sect. 2. Section three of said act is hereby amended by strik-
2 out all of said section after the word "court" in the eighth
3 line thereof and inserting in lieu thereof, the following:
4 'On or before the tenth day of April, July, October and
5 January of each year during the term of office of said judge
6 it shall be the duty of said judge to make and return to the
7 county commissioners for their approval a true statement
8 of all fees, fines and forfeitures received by said court, ex-
9 cept such fines, fees and costs as are required by law to
10 be accounted for, and paid over to, departments of state,
11 and at the same time to deposit with the county treasurer
12 of said county all moneys collected for said county for the
13 preceding quarter or fractional part thereof,' so that said
14 section as amended shall read as follows:

'Sect. 3. The judge shall give a bond to the county of
2 Aroostook, approved by the county commissioners of said
3 county, in the sum of one thousand dollars, before enter-
4 ing upon the duties of his office. The condition of said
5 bond shall be the faithful performance of the duties of
6 his office. It shall be the duty of said judge to keep all
7 the records of said court. Said judge shall keep a correct
8 account of all civil and criminal fees paid into said court.
9 On or before the tenth day of April, July, October and
10 January of each year during the term of office of said judge,
11 it shall be the duty of said judge to make and return to the

12 county commissioners, for their approval, a true statement
13 of all fees, fines and forfeitures received by said court, ex-
14 cept such fees, fines and costs as are required by law to be
15 accounted for, and paid over to, departments of state, and
16 at the same time to deposit with the treasurer for said
17 county all moneys collected for said county for the preced-
18 ing quarter or fractional part thereof.'

Sect. 4. Section five of said act as amended by chapter three
2 hundred and fifty-seven of private and special laws of nine-
3 teen hundred and nine, and further amended by chapter
4 eighty-three private and special laws of nineteen hundred
5 and twenty-five is further amended by striking out after the
6 word "actions" in the sixth line of said section all of said
7 section and inserting in lieu thereof the following: 'all of
8 said Aroostook county which lies north of the following line
9 shall be included in the Caribou municipal court district:
10 beginning at the southeast corner of Bridgewater, thence
11 running westerly on the south lines of Bridgewater and
12 township 'Letter D' range 2 (two) to the west line of said
13 township 'Letter D' range two; thence northerly on said
14 west line to the southeast corner of township nine, range
15 three; thence westerly on the south lines of township nine,
16 ranges three, four, five, six and seven, to the west line of
17 township nine, range seven; thence northerly on said west
18 line to the southeast corner of township nine, range eight;
19 thence westerly on the south line of township nine, range
20 eight to the southeast corner thereof; thence northerly on

21 the west line of townships nine and ten, range eight, to the
22 southeast corner of township eleven, range nine; thence
23 westerly on the south line of said Aroostook county to the
24 west line of the state. Nothing in this act shall be con-
25 strued to limit or effect the territorial jurisdiction of other
26 municipal courts in said county as established by their re-
27 spective acts, but the jurisdiction of the Caribou municipal
28 court over any portion of the county of Aroostook, now
29 within the territorial jurisdiction of other municipal courts
30 shall be concurrent with said other municipal courts,'so that
31 said section as amended shall read as follows:

'Sect. 5. Said court shall have original and concurrent
2 jurisdiction with trial justices in all civil matters within the
3 county of Aroostook, as are by law within the jurisdiction
4 of trial justices within said county, including the right to
5 renew executions issued by trial justices in the same way
6 and manner as trial justices. For the purpose of establish-
7 ing a territorial jurisdiction for said court in all other civil
8 actions, all of said Aroostook county which lies north of the
9 following line shall be included in the Caribou municipal
10 court district: beginning at the southeast corner of Bridge-
11 water, thence running westerly on the south lines of Bridge-
12 water and township 'Letter D,' range 2 (two), to the west line
13 of said township 'Letter D,' thence northerly on said west
14 line to the southeast corner of township nine, range three;
15 thence westerly on the south line of township nine, ranges

16 three, four, five, six and seven, to the west line of township
17 nine, range seven; thence northerly on said west line to the
18 southeast corner of township nine, range eight; thence
19 westerly on the south line of township nine, range eight, to
20 the southeast corner thereof thence northerly on the west
21 line of township nine and ten, to the southeast corner of
22 township eleven, range nine; thence westerly on the south
23 line of said Aroostook county to the west line of the state.
24 Nothing in this act shall be construed to limit or effect the
25 territorial jurisdiction of other municipal courts in said
26 county as established by their respective acts, but the juris-
27 diction of the Caribou municipal court over any portion of
28 the county of Aroostook, now within the territorial juris-
29 diction of other municipal courts shall be concurrent with
30 said other municipal courts.'

Sect. 4. Section seventeen of said act, as amended by
2 chapter seventeen of private and special laws of nineteen
3 hundred fifteen, is hereby further amended by inserting the
4 words, 'fifteen hundred' in place of the words "one thou-
5 sand," and adding at the end of said section the following
6 words: 'The recorder of said court shall receive an annual
7 salary of five hundred dollars to be paid by said county in
8 the same manner as the judge's salary is paid,' so that said
9 section as amended shall read as follows:

'Sect. 17. The judge of said municipal court shall receive
2 as compensation a salary of fifteen hundred dollars a year,
3 to be paid quarterly from the treasury of the county of

4 Aroostook, a condition preceding the payment of said
5 salary, as aforesaid, shall be the rendering by said judge,
6 of a correct statement to the county commissioners and the
7 payment over by said judge to the county treasurer, of all
8 fees, both civil and criminal collected by said municipal
9 court for the preceding quarter or fractional part thereof.
10 All costs in criminal cases shall be taxed the same, and
11 paid into court in the same manner as in trial justices
12 courts, except that every warrant issued by said judge shall
13 be taxed at one dollar. The recorder of said court shall
14 receive an annual salary of five hundred dollars to be paid
15 by said county in the same manner as the judge's salary is
16 paid.'

Sect. 5. The provisions of this act shall relate to January
2 first, nineteen hundred and twenty-nine, so that the increase
3 of salaries herein provided shall take effect as of that date.