

MAINE STATE LEGISLATURE

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E I G H T Y - E I G H T H L E G I S L A T U R E

Legislative Document

No. 134

H. P. 467

House of Representatives, January 28, 1937.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Hinckley of South Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

AN ACT Relating to Service of Precepts.

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

R. S., c. 94, § 56, amended. Section 56 of chapter 94 of the revised statutes is hereby amended to read as follows :

‘Sec. 56. Constables may serve precepts; bond; penalty for acting before giving bond. A constable may serve, execute, and return, upon any person in his town, or in an adjoining plantation, any writ of forcible entry and detainer, or any precept in a personal action, when the damage claimed does not exceed \$100, including those in which a town, plantation, parish, religious society, or school district, of which he is a member, is a party or interested; but before he serves any process, he shall give bond to the inhabitants of his town in the sum of \$500, with 2 sureties, approved by the municipal officers thereof, who shall indorse their approval on said bond in their own hands, for the faithful performance of the duties of his office, as to all processes by him served or executed; and for every process that he serves before giving such bond, he forfeits not less than \$20, nor more than \$50, to the prosecutor; **provided, however, that constables of cities in Cumberland county having a population of 10,000 or more according to the latest census taken by the United States may serve, execute and return such precepts in personal actions when the damage claimed does not exceed \$300.’**