

MAINE STATE LEGISLATURE

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L A W S

OF THE

STATE OF MAINE;

TO WHICH ARE PREFIXED

THE

CONSTITUTION OF THE U. STATES

AND OF SAID STATE,

IN TWO VOLUMES,

WITH AN APPENDIX.

.....
VOL. I.
.....

Published according to a resolve of the State, passed
March 8, 1821.

BRUNSWICK.

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.....
1821.

the Jury of the same Court whether guilty or not guilty, shall be final respecting such issue: *Provided*, That no woman shall be admitted as a witness as aforesaid, who has been convicted of any crime, which would by law disqualify her from being a witness in any other cause: *And provided also*, That no woman after she has made an application as aforesaid to a Justice of the Peace for a prosecution against the putative father of a bastard child, and after such Justice has taken her accusation and examination on oath, shall be allowed to make any settlement with such father, or give any discharge, which shall be given in evidence on the trial of any such complaint to affect or bar the same, if it is objected to in writing by the overseers of the poor of any town, interested in the maintenance and support of such mother or bastard child.

Provido as to the testimony of the woman.

Her settlement with or discharge of the man accused, after complaint made, not to be good, or offered in evidence, if objected to by the overseers of the poor, &c.

SEC. 2. *Be it further enacted*, That any Justice of the Peace in any county, in this State, may issue his warrant, directed to the proper officer in his own county on any such complaint made on oath, and accompanied by the accusation and examination of such woman, directed to and made before any other Justice of the Peace; and such Justice, so issuing his warrant, may proceed to require of the man accused, when apprehended and brought before him, a bond with sufficient sureties as in this Act is provided, conditioned for his appearance at the Circuit Court of Common Pleas next to be holden in the county where the complaint was made,

Any Justice may issue a warrant to arrest the accused, on complaint on oath, accompanied by the accusation and examination taken before another Justice.

Same proceedings to be had.

[Approved February 14, 1821.]

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CHAPTER LXXIII.

An Act to establish Courts of Sessions.

SEC. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That there shall be a Court of Sessions in the several counties within this State, to consist of one Chief Justice and not exceeding four nor less than two Associate Justices, at the discretion of the Governor and Council, a majority of whom appointed for any county may constitute a quorum for doing business; to be

Courts established.

Jurisdiction.

appointed and commissioned by the Governor with advice and consent of Council, as soon as conveniently may be, who are hereby vested with all powers relative to the erection and repair of gaols, and other county buildings, the allowance and settlement of county accounts, the estimate, apportionment and issuing warrants, for assessing county taxes, granting licenses, laying out, altering and discontinuing highways, appointing Committees and ordering Juries for that purpose ; as well as all other duties appertaining to a Court of Sessions.

Terms of the Courts.

SEC. 2. *Be it further enacted,* That the Courts of Sessions shall be holden within and for the several counties in this State, at the times and places following, to wit :—Within and for the county of York, at York, on the Tuesday next preceding the third Monday of April, and at Alfred on the Tuesday next preceding the second Monday in September ; within and for the county of Oxford, at Paris, on the third Tuesday of June and first Tuesday of October ; within and for the county of Cumberland, at Portland, on the fourth Tuesday in March, and on the second Tuesday in September ; within and for the county of Kennebec, at Augusta, on the last Tuesday in April and on the first Tuesday in August ; within and for the county of Somerset, at Norridgewock, on the second Tuesday in March, and on the second Tuesday in September ; within and for the county of Lincoln, at Wiscasset, on the Thursday succeeding the fourth Monday in April ; at Warren, on the Thursday succeeding the second Monday in January ; at Topsham, on the Thursday, succeeding the fourth Monday in August ; within and for the county of Hancock, at Castine, on the Thursday next succeeding the third Tuesday of March, and on the Thursday next succeeding the third Tuesday of November ; within and for the county of Washington, at Machias, on the first Tuesday in March, and on the first Tuesday in September ; within and for the county of Penobscot, at Bangor, on the first Tuesday of March, and on the first Tuesday of September.

Matters now pending.

SEC. 3. *Be it further enacted,* That all matters, taken for, returnable to, or are now pending in the several Courts of Sessions, shall be returnable to, have day, be proceeded in,

and determined by the respective Courts of Sessions, within and for the same counties, at the term thereof next to be holden as by this Act provided. And the Clerks of the Circuit Court of Common Pleas, within the several counties shall be Clerks of the Court of Sessions. Clerks.

SEC. 4. *Be it further enacted*, That the Justices of the Court of Sessions, shall receive for their services three dollars for each day, during their attendance in said Court, and one dollar for every ten miles travel, to be paid out of the county Treasury. Pay of Justices.

SEC. 5. *Be it further enacted*, That whenever it shall happen, that there is not a majority of said Justices, assembled at the time for holding the said Court, any one or more of said Justices, shall have power to adjourn said Court, until a quorum shall be assembled. Less than a quorum may adjourn.

SEC. 6. *Be it further enacted*, That all Acts heretofore made respecting Courts of Sessions, and which are inconsistent with the provisions of this Act, be, and the same are hereby repealed. Repeal of former laws.

[Approved June 27, 1820.]

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CHAPTER LXXIV.

An Act to alter the time for holding the Court of Sessions for the county of Oxford.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That from and after the passing of this Act, the times for holding the several terms of the Court of Sessions within the county of Oxford, instead of the times now designated by law, shall be and hereby are established as follows, viz.—At Paris on the third Tuesday of June, and the second Tuesday of October, annually.

[Approved March 19, 1821.]