

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

FIFTH LEGISLATURE

AT ITS SESSION, HELD IN JANUARY, 1825.

PUBLISHED AGREEABLY TO THE RESOLVE OF THE 28TH OF JUNE, 1820.

Portland :

PRINTED BY TODD AND SMITH.....PRINTERS TO THE STATE.
1825.

exist: and to settle and adjust all accounts of Indian Agents against the State, agreeably to any of the treaties aforesaid.

[*This Act passed February 23, 1825.*]

CHAPTER CCCII.

AN ACT to change the time of holding the Supreme Judicial Court in the County of Cumberland.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the time of holding the Supreme Judicial Court, in and for the county of Cumberland, shall be on the second Tuesday of May annually, and not on the first Tuesday of May, as heretofore holden. And all suits and processes, now pending in said Court, and all writs and precepts returnable thereto, and which by law would have day in and be heard and tried at the term of said Court, to be holden on the first Tuesday of May next, shall have day in, and be heard and tried at the term of said Court, to be holden on the second Tuesday of May next.

[*This Act passed February 24, 1825.*]

CHAPTER CCCIII.

AN ACT in addition to "an Act providing for payment of costs in criminal prosecutions."

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled, That the Courts of Sessions of the several counties, be, and hereby are authorized to examine and allow such bills of costs as have arisen, or may hereafter arise, in criminal prosecutions, before any Justice of the Peace, for fees allowed by law to be taxed for Justices of the Peace, officers and witnesses, where the person accused is convicted; and also for fees of officers and witnesses, where the person accused is acquitted by such Justice, to be paid out of their county Treasury, at the charge of the county:*

S. J. C. in and for the county of Cumberland on the 2d Tues. of May

Courts of Sessions to examine & allow bills of costs taxed for Justices of the Peace, &c.

Provided, however, That no Court of Sessions shall be authorized to allow any fees in criminal prosecutions, to any Justice of the Peace who is a Justice of said Court; but in all cases where any Justice of the Peace, who is also one of the Justices of the Court of Sessions, for the same county, shall have any claim for fees in any criminal prosecution, he shall exhibit the same to the Court of Common Pleas in such county, and the said Court of Common Pleas shall have the same power to act thereon, as is herein given to the Court of Sessions in other cases: And all fines imposed by Justices of the Peace, to the use of the State, and all costs accruing to the State in such prosecutions, shall be paid into the county treasury, to be appropriated to the payment of the sums thus allowed by said Courts. And each county treasurer shall credit his county for the monies thus received by him, and shall not be holden to account for the same with the Treasury of the State.

Proviso.

Accounts of Justices of the Peace who are Justices of the C. S. shall be exhibited to C. C. Pleas.

Fines appropriated.

SECT. 2. *Be it further enacted,* That all fines and forfeitures, imposed by the Supreme Judicial Court, or Court of Common Pleas, to the use of the State, and all bills of cost allowed by said Courts, accruing to the State, shall be paid into the treasury of the county to the use of the State, in the manner prescribed in the Act to which this is in addition: And all the provisions of said Act, applicable to the payment of such fines and bills of cost, shall be, and hereby are, declared to be in full force: And the provision of the first section of the Act, entitled “an Act respecting the payment of monies into the State Treasury, and relating to the duties of the Treasurer of the State, and of the Treasurers of the several counties,” passed on the thirtieth day of January, in the year of our Lord one thousand eight hundred and twenty-two, shall not be considered as applicable to the payment of any fines or bills of cost in criminal prosecutions.

Fines, &c. to be paid into the Treasury of the county.

SECT. 3. *Be it further enacted,* That it shall be the duty of the Treasurer of the State, whenever the account of any county Treasurer is made to

Treasurer of the State to enter accounts of county treasurers in a book to be kept for that purpose.

him, to enter the same in a book to be kept for the purpose; and shall enter therein the balance of each account, when the same is settled: which book shall be open to the inspection of all persons interested.

Treasurers of counties to keep account of fines, &c.

SECT. 4. *Be it further enacted*, That it shall be the duty of the Treasurer of each county, to enter in a book to be kept for that purpose, an account of all fines, forfeitures, and bills of cost accruing to the State, which shall from time to time be certified to him by the Clerk of the Judicial Courts for said county; and shall note therein the time when the same, or any part thereof, shall be paid.

[*This Act passed February 24, 1825.*]

CHAPTER CCCIV.

AN ACT additional to "an Act to establish a Municipal Court in the town of Portland."

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That a Judge of the Municipal Court, for the town of Portland, may, at any time after the passing of this act, be appointed and commissioned, in the manner provided by the Constitution.

[*This Act passed February 24, 1825.*]

CHAPTER CCCV.

AN ACT additional to "An Act to regulate the manufacture and inspection of Stone Lime and Lime Casks."

Inspector to be appointed, for the town of Lincolnville.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled*, That there shall be an inspector of stone lime and lime casks, for the town of Lincolnville, to reside within said town, and to be appointed by the Governor, with advice and consent of Council, and to be by them removable at pleasure; which inspector shall, before he enters upon the duties of his office, be sworn faithfully to perform the same, and shall