MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

ELEVENTH LEGISLATURE,

AT ITS SESSION, HELD IN JANUARY, 1831.

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

CHAPTER CCCCXCV.

AN ADDITIONAL ACT respecting Highways.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That whenever any logs, lumber, or other obstructions shall be left on any highway, the owner or owners of which may be unknown, it shall be the duty of Surveyors of Highways authorised to remove obstructions from roads and sell sufficient to pay expenses. the Surveyor of Highways within whose district the same may be so left, and in case of his neglect, of any other Surveyor of Highways within said town, forthwith to remove the same; and the Surveyor so removing the same, shall not be liable for any loss or damage happening thereto by such removal: And the Surveyor so removing the same shall have power to sell at Public Vendue, so much of the logs, lumber, or other obstructions so removed, as shall be sufficient to pay him for the trouble and expense of removing the same, with charges of sale; first giving notice of the time, place and cause of such sale, by posting up notifications in two public places in said town, seven days at least prior to the sale.

[*Approved by the Governor, March* 4, 1831.]

CHAPTER CCCCXCVI.

AN ACT enlarging the powers of Constables in the towns of Calais, Robinston, Perry and Lubec.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That any Constable, in the towns of Calais, Robinston, Perry and Lubec, in the county of Washington, be, and hereby is authorised and empowered to serve upon any person or persons residing in the town to which such Constable belongs, any writ, summons or execution to him duly directed, in any personal actions

Constables in Calais, Robinston, Perry & Lubec, may serve writs when sum demanded does not exceed $600.

where the damage sued for or recovered, shall not exceed six hundred dollars, including all processes in which said town is, or may be interested, and return thereof to make to the Court to which the same may be returnable: *Provided however*, That every such Constable shall first give to the Treasurer of the town, a bond in the sum of two thousand five hundred dollars, with sufficient sureties, to be approved by the Selectmen thereof, which approval shall be endorsed on the back of said bond ; and for every process he shall serve or execute before giving such bond, he shall forfeit and pay not less than one hundred, nor more than five hundred dollars to be recovered by action of debt, in any Court of competent jurisdiction, to the use of any person who shall sue therefor, and all persons suffering through the default or misdoings of such Constable, shall have the same remedies on his bond, as are provided in respect to Sheriffs' bonds. To give bond
in the sum of
$2,500 to be
approved by
Selectmen.

Penalty for
serving pre-
cept before
giving bond &
how recover-
ed.

SECT. 2. *Be it further enacted*, That whenever the Sheriff of said County shall appoint a deputy residing in either of said towns, or whenever the Sheriff or either of his deputies shall remove into either of said towns, public notice thereof shall be given in all the newspapers published in said County, and from and after seven days from the time of said appointment or removal, and notice given thereof as aforesaid, the powers given to Constables in such town by this Act shall cease. Powers to
cease when-
Deputy Sher-
iff appointed.

[*Approved by the Governor, March* 4, 1831.]

CHAPTER CCCCXCVII.

AN ADDITIONAL ACT regulating Judicial Process and Proceedings.

BE it enacted by the Senate and House of Representatives, in Legislature assembled, That in any action founded on a recognizance entered