

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.
—◆—

Portland.

TODD AND HOLDEN.....PRINTERS TO THE STATE.

1831.

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 precept before giving bond & how recovered.

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 Sheriff 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

Power of S. J. C. respecting recognizances taken in C. C. P. for prosecution of appeals.

into in the Court of Common Pleas, conditioned for the prosecution of an appeal in a civil action, the Supreme Judicial Court shall have the same power in respect to such recognizance as they now have in actions on bonds or other specialties, in virtue of the third section of an act passed on the twentieth day of February in the year of our Lord one thousand eight hundred and twenty one, entitled "An Act for giving remedies in Equity."

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

CHAPTER CCCCXCVIII.

AN ADDITIONAL ACT concerning records of Justices of the Peace.

Duty of Clerk to make out copies of the Docket & papers of Justice, deceased, or removed from the State.

SECT. 1. *BE it enacted by the Senate and House of Representatives, in Legislature assembled,* That from and after the passing of this Act, if any Justice of the Peace, in any County of this State, hath died, or removed, or shall die, or remove from this State, without recording and signing any Judgment, by him rendered in any action entered before him, and such Justice's docket, original writ and papers appertaining thereto, and execution or executions, if any issued, have been or shall be deposited in the Clerk's office of the Judicial Courts of the County, within which such Justice had jurisdiction, it shall be the duty of such Clerk, when requested, to make out and certify a copy of such judgment as rendered and entered in such Justice's docket, stating therein the Court, day, and amount of debt and costs severally, and the number and dates of executions, if any issued, and the return made thereon, and a copy of the last execution remaining unsatisfied, and shall receive therefor, the usual fees for copies of original papers—and such copies shall be received, and deemed sufficient

Copies made evidence.