

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SEVENTEENTH LEGISLATURE,

JANUARY SESSION, 1837.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 23, 1820.

AUGUSTA:
SMITH & ROBINSON, PRINTERS TO THE STATE.

1837.

the standard weight of all oats offered for sale in this State shall be, and hereby is established at thirty-two pounds per bushel; and that whenever any oats shall hereafter be offered for sale and either the buyer or seller shall require it, said oats shall be sold by weight by the standard aforesaid.

Standard weight of Oats established at 30 pounds.

Oats to be sold by weight when either party require it.

SECT. 2. *Be it further enacted*, That an Act passed March nineteenth one thousand eight hundred and thirty five—entitled “an Act to regulate the sale of oats” be and hereby is repealed.

Former Act repealed.

[Approved by the Governor February 21, 1837.]

Chapter 260.

AN ACT to establish a Municipal Court in the town of Augusta.

SECTION 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That there be, and hereby is established a Court to be denominated the Municipal Court for the town of Augusta, in the County of Kennebec, to consist of one Judge who shall have concurrent jurisdiction with Justices of the Peace in all matters civil and criminal within the said County of Kennebec, and exclusive and original jurisdiction within said town of Augusta, over all such matters and things as Justices of the Peace for said County may by law take cognizance of, and exercise jurisdiction over, and under like restrictions and limitations, and in like manner as they may exercise the same; and of the action of forcible entry and detainer in like manner, with Justices of the Quorum. And said Judge shall keep records of his proceedings, and deliver copies thereof when thereto legally required, which being duly certified, shall be evidence of such records and proceedings in all other Courts.

Municipal Court established in Augusta.

—its power defined.

Judge to keep records.

Courts to be held on 1st Saturday of every month and at other times if required.

SECT. 2. *Be it further enacted,* That said Court shall be held on the first Saturday of every month, at nine of the clock in the forenoon, and oftener if the business requires it, on such other fixed days as the Judge may appoint, and give notice of, in one or more of the newspapers printed in Augusta, for the transaction of civil business, and all civil process shall be made returnable accordingly; and said town of Augusta shall have power to raise or appropriate money for the purpose of furnishing a room, and paying such expenses of said Court as they may see fit.

Town of Augusta authorized to raise money to provide a Court room.

To have cognizance of larcenies where the property stolen does not exceed thirty dollars.

SECT. 3. *Be it further enacted,* That said Court shall also take cognizance of simple larcenies, when the property alleged to be stolen, shall not exceed thirty dollars in value, and shall have power to try the same, and to sentence and convict therefor, as in cases of such larcenies of property under five dollars, and the said Judge shall also have exclusive jurisdiction of all offences against the by-laws of said town; and of the by-laws of the Corporation of Augusta; and it shall be lawful for said Judge at his discretion to commit to the Jail of said County, or to the House of Correction of said town, on such terms as may be agreed upon by said town of Augusta, or the Selectmen of said town and the County Commissioners for said County.

—of offences against Bye-laws of town, &c.

Judge may commit to house of correction or to jail.

SECT. 4. *Be it further enacted,* That any person aggrieved by any sentence awarded by said Judge, may appeal therefrom, in the same manner as if said sentence were awarded by a Justice of the Peace and under the same recognizance.

Appeal authorized.

SECT. 5. *Be it further enacted,* That said Judge shall have power at his own expense, to appoint a Recorder of said Court, who may make the records thereof, and in case of sickness or necessary absence of said Judge, shall have all the power of said Judge, except the trial of issues in civil

Judge may appoint Recorder.

Dnty of Recorder defined.

actions ; and in case of the death of said Judge such Recorder shall have all the powers, and be liable to all the duties of said Judge, until another Judge shall be appointed and qualified.

SECT. 6. *Be it further enacted*, That said Judge shall be appointed by the Governor, by and with the advice of Council. And said Judge may demand and receive for all processes before him the same fees as are taxable by Justices of the Peace in compensation for his services, and all other fees and charges made by him shall be the same, as are now by law allowed to Justices of the Peace for the like services. And all fines and penalties awarded by said Judge, shall be accounted for and paid over as if the same had been awarded by the sentence of any Justice of the Peace. And said Judge shall not act as Counsellor or Attorney in any case liable to come before said Court.

Judge to be appointed by Governor and Council.
Fees same as allowed to Justices of Peace.

Fees to be paid over.

Judge not to act as Counsellor in certain cases.

SECT. 7. *Be it further enacted*, That this Act shall not be in force and take effect, except for the appointment of said Judge, which may be made forthwith, until the tenth day of March next.

Act, when to take effect.

[Approved by the Governor, February 23, 1837.]

Chapter 261.

AN ACT to encourage the destruction of Wolves.

SECTION 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That any person who shall deliver to the Treasurer of any Town or Plantation in this State, the head of any Wolf which shall be killed within this State, after the passing of this Act, and shall make affidavit before any Justice of the Peace in the County where the same shall have been killed, that the aforesaid Wolf was killed within this State

Bounty on Wolves heads, established.

—how to be obtained.