

# MAINE STATE LEGISLATURE

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# PUBLIC ACTS

OF THE

# STATE OF MAINE,

PASSED BY THE

## NINETEENTH LEGISLATURE,

JANUARY SESSION, 1839.

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PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

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AUGUSTA:  
SMITH & ROBINSON, PRINTERS TO THE STATE.

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1839.

Chapter 368.

AN ACT further regulating Judicial Process and Proceedings.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That in all personal or transitory actions, where the plaintiff shall live without, and the defendant within the State, such actions shall be brought in the County where the defendant lives.

In what County personal or transitory action to be brought when plaintiff lives out of State.

SEC. 2. *Be it further enacted,* That in all suits against the inhabitants of a County, the writ or other process may be served by leaving an attested copy thereof by the proper officer, with one of the County Commissioners or the Treasurer of such County, thirty days before the return day thereof; in all suits against a school district, the same may be served by leaving an attested copy thereof with the clerk of such district, or if there be no such clerk, by posting up such copy on the outer door of the school house of such district, thirty days before the return day; and in all suits against any Corporations, other than those above mentioned and those Corporations where a mode of service is now prescribed by law, the same may be served by leaving an attested copy thereof with the Clerk, Cashier, or Secretary, or any other officer or agent having charge of the business of such Corporation, thirty days before the return day. And if there be no such officer found within the County, such copy may be left with any member of such Corporation.

In suits against a County, service how to be made.

—against School Districts, service how made.

—against all other Corporations, service how to be made.

SEC. 3. *Be it further enacted,* That whenever the defendant in any suit now pending, or which may be hereafter commenced, shall be summoned as the Trustee of the plaintiff in such action, the same shall stand continued to await the disclosure of such Trustee, unless, for good reason shown, the Court shall otherwise order.

When defendant is sued as Trustee of the plaintiff, action to be continued to await disclosure of such Trustee.

—unless.

[Approved by the Governor, February 15, 1839.]