

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

NINETEENTH LEGISLATURE,

JANUARY SESSION, 1839.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

AUGUSTA:
SMITH & ROBINSON, PRINTERS TO THE STATE.

1839.

floated or been driven on to the bank or shore of such lake, pond, or stream, he shall be liable on indictment and conviction to be adjudged guilty of larceny, and shall be subject to the punishment prescribed by the act to which this is additional, passed on the first day of April, one thousand eight hundred and thirty-six.

[Approved by the Governor, February 20, 1839.]

Chapter 371.

AN ACT additional to "An Act for the protection of the Mattanawcook and Military Roads."

Be it enacted by the Senate and House of Representatives in Legislature assembled, That any cart or wagon, drawn by two horses or two oxen only, and carrying a load not exceeding fifteen hundred pounds, may pass over any part of the Mattanawcook State road or Military road, in this State, any thing in the act to which this is additional to the contrary notwithstanding.

Carts or wagons drawn by two horses or two oxen with a load not exceeding fifteen hundred pounds, allowed to pass over the Mattanawcook State or Military roads.

[Approved by the Governor, February 20, 1839.]

Chapter 372.

AN ACT additional to "An Act respecting mortgages and the rights in equity of redemption.

Be it enacted by the Senate and House of Representatives in Legislature assembled, That when an entry for breach of the condition of a mortgage of real estate shall hereafter be made without judgment, and the same shall be acknowledged in a writing signed by the mortgagor or his assignee; or when such entry shall be made in presence of two witnesses, such witnesses shall sign a

Evidence of entry for breach of condition of mortgage of real estate to be recorded, &c.

certificate specifying the fact of such entry and the time thereof; which writing signed by the mortgagor or his assignee and said certificate, respectively, shall be recorded within thirty days from the date thereof in the office of the Register of Deeds in the County where the land lies; and unless so recorded within said time such entry shall not be effectual in law for the purpose of foreclosing such mortgage.

If not recorded, to be of no effect.

[Approved by the Governor, February 20, 1839.]

Chapter 373.

AN ACT to abolish the Court of Common Pleas, and establish District Courts.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That there be, and hereby is established a District Court, which shall be holden by one Justice; and shall have original and exclusive jurisdiction of all civil actions where the debt or damage demanded does not exceed the sum of two hundred dollars, excepting such actions where Justices of the Peace, Municipal and Police Courts, now have original jurisdiction, and excepting actions of replevin, trespass quare clausum fregit, ejectment, real actions, and actions against towns; and shall have original and concurrent jurisdiction with the Supreme Judicial Court in all actions above excepted, and also of all civil actions in which the debt or damage demanded exceeds the sum of two hundred dollars; and shall also have jurisdiction of all such offences, crimes and misdemeanors, as before the passage of this act were cognizable by the Court of Common Pleas; and shall also have appellate jurisdiction of all civil actions, and of all crimes and offences

Court established.

Jurisdiction, &c.