

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-FOURTH LEGISLATURE

OF THE

**S T A T E O F M A I N E ,**

**A. D. 1844.**

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840, and March 16, 1842.

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*AUGUSTA:*

W<sup>M</sup> R. SMITH & Co., PRINTERS TO THE STATE.

1844.

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PUBLIC LAWS

OF THE

STATE OF MAINE,

1844.

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## CHAP. 86.

## Chapter 86.

AN ACT in addition to the one hundred and sixteenth chapter of the revised statutes.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

When goods of persons resident without the state have been attached in actions before a justice of the peace—notice to be ordered, &c.

When the goods of any person, not being an inhabitant of the state and having no agent or attorney within the same, have been attached in any action before a justice of the peace, said justice may order such notice to the defendant as justice may require; and such order having been complied with, and proof of such notice being made to the satisfaction of said justice, the defendant shall be held to answer to such suit as in cases where service is made in the usual form.

[Approved February 22, 1844.]

## Chapter 87.

AN ACT in addition to an act entitled "an act for the election of certain county officers," approved February twenty second, eighteen hundred and forty two.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

When no election is effected, or vacancy occurs, governor and council to fill such vacancy for one year, &c.

SECT. 1. In all cases of elections under the act to which this is additional, when no choice shall have been effected, or a vacancy shall happen by death, resignation or otherwise, such vacancy shall be filled by the governor and council, as provided in section three of said act to which this is additional, for one year from the first day of January next succeeding the election for the choice of county officers, and so from year to year until an election shall have been effected.

When more than one county commissioner is elected, the one having the highest number of votes shall hold the longest period.

SECT. 2. Whenever there shall be two or more vacancies in the office of county commissioners, and such vacancies are filled by an election, the person having the highest number of votes shall hold for the longest period, and the person having the smallest number shall hold for the shortest period, or for such term as the other vacancy may require.

Duty of governor and council.

SECT. 3. This act shall be so construed as to make it the duty of the governor and council to fill all vacancies which now exist or which may hereafter occur, in the office of county commissioners, whether the said vacancy be found to exist by reason of a non-election, death, resignation or otherwise.

[Approved February 22, 1844.]