

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

PASSED BY THE

TWENTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1845.

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

AUGUSTA:

WM. T. JOHNSON, PRINTER TO THE STATE.

1845.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1845.

CHAP. 139.

Application to
be made in writ-
ing, &c.

SECT. 3. The application shall, in all the cases specified in this act, be in writing and signed and sworn to by the person making the same.

Provisions of the
140 ch. R. S. ap-
plicable, &c.

SECT. 4. All the provisions of the one hundred and fortieth chapter of the revised statutes, applicable hereunto, shall apply to and regulate the cases herein provided for, and the proceedings thereon.

[Approved March 17, 1845.]

Chapter 139.

AN ACT to prohibit special warrants.

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

Special warrants
not returnable
before the justice
by whom issued.

SECT. 1. No justice of the peace shall issue a special warrant, on any complaint, for any supposed offence, returnable before himself; but all warrants, issued by any justice of the peace, shall be made returnable before any justice of the peace of the county.

Penalty for vio-
lation.

SECT. 2. And justice of the peace, who shall violate the provisions of the preceding section, shall be imprisoned six months in the county jail on indictment and conviction therefor, and shall also pay the costs of prosecution.

[Approved March 17, 1845.]

Chapter 140.

AN ACT additional to the thirtieth chapter of the revised statutes.

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

When a beast
under the value
of \$5 shall be
impounded,
pound keeper
may advertise,
&c.

When any beast shall be impounded for going at large, or for doing damage, pursuant to the provisions of said statute, and in the estimation of the pound keeper, the value of such beast shall not exceed five dollars, the pound keeper shall post a notice in same manner required by the fifteenth section of said statute, and shall in the same advertisement state that he estimates the value of the same to be not more than five dollars; and if the damages and costs are not paid, or the beast replevied, pursuant to the provisions of said statute, within five days after the notice so posted, the pound keeper shall, without any other process, proceed to sell the said beast at public auction, and shall give notice of the time and place and

cause of such sale, by posting up notices, as required by said statute, at least forty eight hours before the time of said sale; and the proceeds of said sale he shall apply and dispose of in the manner required by said statute.

[Approved March 17, 1845.]

Chapter 141.

AN ACT additional in relation to allowances to widows.

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

Whenever an allowance shall be made to any widow, out of the personal estate of her deceased husband, by virtue of the provisions of the one hundred and eighth chapter of the revised statutes, and such allowance shall consist, in whole or in part, of any debt due the estate of her late husband, which is secured by mortgage of real or personal estate, it shall be the duty of the executor or administrator of the deceased person, under the direction of the judge of probate, to make, execute and deliver to such widow, an assignment of the mortgage by which such debt is secured, and such assignment shall be effectual to convey to her all the interest which her said husband, at his decease, had, by virtue of such mortgage, in and to the real or personal estate thereby conveyed.

Manner of securing to widows their interest in mortgages belonging to deceased husbands.

[Approved March 20, 1845.]

Chapter 142.

AN ACT additional to chapter one hundred and fifty-six of the revised statutes.

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

SECT. 1. The authority given to the courts, in the sixteenth section of chapter one hundred and fifty-six of the revised statutes, to allow meet recompense to officers and other persons, for services and other expenses, therein specified, is hereby extended to all cases where, by reason of the death of the offender, or escape happening without the neglect or fault of the complainant, officer or other person entitled by law to such recompense, no conviction has been had.

Extending authority of the court to grant recompense for apprehended criminals.

SECT. 2. The provisions of this act shall apply as well to cases which have heretofore occurred, as to such as may hereafter arise,

Provisions and limitations of this act.