

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1847.

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

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1847.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1847.

the words "the justice, who is," in the third line, and insert in the third line, the words "the justices," so that the first paragraph of said twenty-third section will be as follows:

"SECT. 23. In all cases where any of the justices of said court have been of counsel for either party, or are otherwise interested in such actions, the justices, not disqualified as aforesaid, shall have the like power to hear and decide all questions and matters of law, mentioned in the preceding section."

CHAP. 16.

Decision of law questions, in certain cases.

[Approved July 22, 1847.]

Chapter 16.

An act to amend the thirty-ninth chapter of the revised statutes.

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

SECT. 1. The first section of the thirty-ninth chapter of the revised statutes shall be amended by inserting after the word "dexterity," in the fifth line, the words "or theatrical performances," so that the same as amended will be as follows:

R. S. ch. 39, sec. 1, amended.

"SECT. 1. If any person shall for money or other valuable article, in any city, town or plantation in this state, exhibit any images or pageantry, sleight of hand tricks, puppet show or circus, or any feats of balancing, wire-dancing, personal agility, sleight or dexterity, or theatrical performances, without a license therefor, as hereinafter provided, he shall forfeit and pay, for every such offense, a sum not exceeding one hundred dollars nor less than ten dollars."

Penalty for exhibiting pageantry, shows or tricks, or theatrical performances without license.

SECT. 2. This act shall take effect from and after its approval by the governor.

When to take effect.

[Approved July 26, 1847.]

Chapter 17.

An act to amend chapter one hundred and seventy-two of the revised statutes.

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

SECT. 1. In any county in this state, in which two terms of the supreme judicial court are annually holden by law, no grand jurors shall be summoned to attend at the fall or law term, unless the court shall otherwise order.

Grand jurors not to be summoned, to attend law term of S. J. court, in certain cases.

CHAP. 18.

When any justice may cause a grand jury to be summoned to attend at such term.

SECT. 2. Whenever any person shall be in prison in any county, charged with any crime or offense cognizable by said court, and no grand jury shall by law be required to attend the term of said court then next ensuing, if the attorney general, or the person so imprisoned, shall by himself or his attorney, request any justice of said court, in vacation to summon a grand jury to investigate the offense charged against such person; it shall be the duty of such justice to cause a grand jury to be summoned to attend at the next ensuing term of said court, unless good and sufficient reasons to the contrary shall be shown: *provided however*, that such application shall be made at least twenty days before the term of said court then next ensuing.

Of recognizances.

SECT. 3. All recognizances taken before any magistrate for offenses cognizable by said court, shall be made returnable to the next term of said court thereafter, as heretofore; and all witnesses recognized to appear and give evidence before the grand jury against any person charged with any offense within the jurisdiction of said court, shall be recognized to appear at the then next term of said court, as heretofore.

Same subject.

SECT. 4. If any recognizance be made returnable to a term of said court at which no grand jury is required to attend by law or by order of a justice of said court, as directed in this act, such recognizance, whether of principal, surety or witness, shall in such case be continued to the next term of said court; and the parties thereto shall be required to appear and answer at the term of said court to which the same is so continued, and in default thereof such recognizance shall be forfeited.

[Approved July 26, 1847.]

Chapter 18.

An act to increase the salaries of the judge of probate and register of probate for the county of Franklin.

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

Salary of judge, \$150.

— register, \$200.

The salary of the judge of probate, in and for the county of Franklin, is hereby established at the sum of one hundred and fifty dollars, instead of the sum of one hundred dollars; and the salary of the register of probate for said county of Franklin, is hereby established at the sum of two hundred dollars, instead of the sum of one hundred and fifty dollars.

[Approved July 28, 1847.]