

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1847.

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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:

WILLIAM T. JOHNSON, PRINTER TO THE STATE.

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1847.

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PUBLIC LAWS

OF THE

STATE OF MAINE,

1847.

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**CHAP. 30.**

was committed, for the use and benefit of the public schools, to be apportioned among the several districts as other school money is apportioned.

Power of superintending school committee.

**SECT. 4.** The superintending school committees within this state may inquire into any violation of this act, and make report of the same to the county attorneys of the several counties; and it shall be their duty, as soon as may be after the reception of said report, to prosecute for such violations.

[Approved August 2, 1847.]

### Chapter 30.

An act to change the places of holding the district court and court of county commissioners in the county of Lincoln.

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

All terms of the dis. court and the court of co. commissioners for Lincoln county, to be holden at Wiscasset.

**SECT. 1.** The terms of the district court for the middle district within and for the county of Lincoln, now required to be held at Topsham, commencing on the fourth Tuesday of June and at Warren on the fourth Tuesday of October, annually; and the terms of the courts of county commissioners for said county, now by law required to be held at Warren, commencing on the second Tuesday of May, and at Topsham on the first Monday of September, annually, shall respectively be held at Wiscasset, within and for said county, upon the above mentioned days fixed by law for the holding said terms respectively, any thing in any former acts to the contrary notwithstanding.

Matters now pending, returnable to said courts.

**SECT. 2.** All writs, warrants, complaints, executions, petitions, recognizances, orders, certificates, reports, and all processes of every kind whatever, commenced for, pending in, or returnable to, either of said courts at either of said terms to be held at Warren or Topsham, next after the passage of this act shall be returned to, have day in, and be acted upon by said courts at Wiscasset, at the respective terms to which such action would have been had, had not the place of holding said courts been changed as provided in the first section of this act.

County commissioners authorized to dispose of county property at Warren and Topsham.

**SECT. 3.** The county commissioners for said county of Lincoln are hereby authorized to sell and dispose of at public or private sale, the court houses at Warren and Topsham and all real and personal estate connected therewith, belonging to, and being the property of said county, and are authorized to execute deeds of

conveyances of the same and the proceeds thereof to pay over to the Treasurer of said county, to be disposed of as other money in the treasury.

SECT. 4. The act entitled "an act additional to an act to regulate the jurisdiction and proceedings of the court of probate, in the county of Lincoln," approved February twenty-ninth, one thousand eight hundred and forty-four, is hereby repealed; and the judge and register of probate, who hold their offices by the act aforesaid, approved February twenty-ninth, one thousand eight hundred and forty-four, are hereby authorized and directed to pass over all records, documents and papers of every description, relating to the business of said office, to the register of probate at Wiscasset, and the former court within said county shall have full jurisdiction over all matters and proceedings therein commenced and not completed.

Act of Feb. 29, 1844, establishing additional court of probate in Lincoln county, repealed.

[Approved August 2, 1847.]

### Chapter 31.

An act to amend the one hundred and fifteenth chapter of the revised statutes.

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

SECT. 1. The one hundred and fifteenth chapter of the revised statutes shall be amended by striking out the words "the sum so offered" in the twenty-second section of said act, and inserting in lieu thereof, the words "the plaintiffs costs" so that it shall provide for a set off of the defendants costs therein mentioned "from the plaintiffs costs," instead of "from the sum so offered."

R. S. ch. 115, sec. 22.

When defendant consents to be defaulted.

SECT. 2. An offer to be defaulted as provided in said act, if the same be not accepted by the plaintiffs, shall in no case be held as an admission of the cause of action, or of any promise or indebtedness on the part of the defendant; nor shall such offer be used as evidence before the jury on trial of the action.

In case the offer be not accepted, effect thereof.

[Approved August 2, 1847.]