

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1849.

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

Augusta:
WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1849.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1849.

Chapter 107.

CHAP. 107.

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

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

The fortieth section of said chapter shall be amended by striking out the word "record" in the second line, and inserting instead thereof the word "enter"; also by inserting after the word "purpose" in the third line, the words "and keep the same on file for the inspection of those who may be interested therein," so that the section will read, as follows:

Preservation of attachment on property which cannot be moved.

"SECT. 40. It shall be the duty of the clerk to receive such copy, and note thereon the time of his receiving it, and also enter the same in a book kept for that purpose, and keep the same on file for the inspection of those who may be interested therein, for which he shall be entitled to ten cents,"

Clerk to enter the officer's return in a book kept for that purpose, and keep the same on file.

[Approved July 23, 1849.]

Chapter 108.

An act additional to an act concerning the commencement of civil actions.

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

SECT. 1. No action shall hereafter be maintained against any city, town or plantation, for any injury or damage, by reason of any defect in any highway or bridge, except in the county in which said town is situated.

Actions for injury, by reason of defect in any highway or bridge.

SECT. 2. Any action now pending in any county to which the defendant town does not belong, for the cause mentioned in the first section of this act, shall, on motion of defendant, be transferred to the same courts in the county to which said town belongs, and be there heard and tried in the same manner as if there originally commenced and entered: *provided, however,* that this provision shall not apply to actions that have been submitted to a jury in the county where commenced.

When actions now pending for such cause may be transferred to the courts in the county where the defendant town belongs.

Proviso.

SECT. 3. This act shall take effect and be in force from and after its approval by the governor.

[Approved July 23, 1849.]