

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## TWENTY-NINTH LEGISLATURE

OF THE

## STATE OF MAINE,

A. D. 1849.

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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.

1849.

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PUBLIC LAWS

OF THE

STATE OF MAINE,

1849.

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**CHAP. 116.**

tend to or affect  
actions com-  
menced prior to  
Dec. 1, 1848.

actions," approved July twenty-third, one thousand eight hundred and forty-nine, shall not extend to or affect actions commenced previous to the first day of December last past.

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

[Approved August 7, 1849.]

### Chapter 116.

An act additional to chapter eighty-nine of the revised statutes, and giving further power to the supreme judicial court in cases of divorce.

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

When a divorce  
from the bond of  
matrimony may  
be decreed.

SECT. 1. A divorce from the bond of matrimony may be decreed by any justice of the supreme judicial court at any term thereof held in the county in which either of the parties reside, when such justice in the exercise of a sound discretion, may deem the same reasonable and proper, conducive to domestic harmony and consistent with the peace and morality of society ; and the same orders and decrees may be made, and the same proceedings had as are prescribed in the chapter to which this is additional.

Libel shall particularly allege  
the causes for  
which the di-  
vorce is asked.

When the case  
may be submit-  
ted to the jury.

SECT. 2. When a libel is filed in said court, the libellant shall particularly allege therein the cause or causes for which the divorce is asked, and shall be held to prove the same ; and if either party request it, or if the court shall so order, the matter shall be submitted to the jury, and if the jury find that the allegations in the libel are true—that the prayer of the libellant is reasonable and proper, and that a divorce would be conducive to domestic harmony, for the good of the parties and consistent with the peace and morality of society, the court shall proceed to decree the same.

Act approved  
July 13, 1849,  
repealed.

SECT. 3. An act additional to chapter eighty-nine of the revised statutes, approved July thirteen, eighteen hundred and forty-seven, is hereby repealed, saving and excepting all cases now pending under the same.

[Approved August 7, 1849.]