

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1852.

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.

1852.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1852.

CHAP. 264. person reeling the same. This act shall take effect and be in force from and after its approval by the governor.

[Approved April 20, 1852.]

Chapter 264.

An act in addition to 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 :

Duty of sheriffs, &c. to furnish copy of writs of attachment when required.

SECT. 1. It shall be the duty of any sheriff or other officer, or any plaintiff, his agent or attorney having in his possession any writ on which an attachment has been made, to make out and deliver to the debtor or his attorney, if requested so to do, an attested copy of the same, with the account thereto annexed for which such officer or person shall be entitled to receive the legal fees therefor in advance.

Penalty for neglect of duty.

SECT. 2. If such sheriff or other officer or person aforesaid, before he shall have returned such writ to the court issuing the same, shall unreasonably refuse or neglect to make out and deliver such copy as aforesaid for the space of twenty-four hours after being requested so to do, as aforesaid, he shall forfeit and pay to the use of the debtor five dollars, and five dollars additional for each and every subsequent twenty-four hours, he shall so neglect or refuse as aforesaid, to be recovered by such debtor in an action of debt, in any court proper to try the same.

[Approved April 20, 1852.]

Chapter 265.

An act additional to chapter one hundred of the revised statutes.

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

Clerks' returns, duties of clerks of courts and county treasurers.

The returns required to be made by the clerks of the judicial courts, by section six, chapter one hundred of the revised statutes, shall specify the items from which the same accrued, and the treasurers of the several counties, shall make a return

thereof to the secretary of state, on or before the third Wednesday of January annually.

CHAP. 266.

[Approved April 21, 1852.]

Chapter 266.

An act explanatory of the third section of chapter ninety-three of the revised statutes.

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

The third section of chapter ninety-three of the revised statutes, shall be so construed as to make the illegitimate children therein mentioned, heirs of the father, as well as of the brothers and sisters, and in the same manner, as if they had been born in lawful wedlock whenever their parents shall have intermarried and acknowledged them or adopted them, as therein provided.

Sec. 3, ch. 93,
R. S., con-
struction of.

[Approved April 21, 1852.]

Chapter 267.

An act additional relating to the election of certain county officers.

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

Whenever two or more vacancies in the office of county commissioners in any county, shall occur by expiration of their terms of office, such vacancies shall be filled by election on the second Monday of September, next preceding such expiration, and the person having the highest number of votes, shall hold for the period of three years ; and the person having the next highest number of votes, shall hold for the period of two years ; and if three such vacancies are to be so filled, the person having the smallest number of votes of the three persons elected, shall hold for one year ; if two or more persons have an equal number of votes, the governor, with the advice of council, shall designate who shall hold for the longest term, and who shall hold for the shortest term.

County com-
missioners,
election and
term of office.

[Approved April 22, 1852.]