

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1856.

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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:
FULLER & FULLER, PRINTERS TO THE STATE.
1856.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1856.

CHAP. 247. be paid on the first day of January, April, July and October of each year, of four hundred twenty-five dollars per annum, instead of the sum now allowed.

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

[Approved April 4, 1856.]

Chapter 247.

An act to abolish town courts.

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

Town courts
abolished.

SECT. 1. All acts and parts of acts, providing for the establishment and maintenance of town courts in this state, are hereby repealed; but all actions and proceedings now pending in any of said courts, may be lawfully determined and disposed of, as if this act had not been passed.

Executions,
time for renewal
limited.

SECT. 2. Any justice of said courts may renew executions upon judgments rendered by him, but not after the expiration of one year from the passage of this act.

Records, how
disposed of.

SECT. 3. After the final disposal of all the business now pending in any of said courts, the records thereof shall be delivered by the several judges to the clerks of the respective cities and towns, in which such courts were established. For neglect to deliver such records as aforesaid by any judge, he shall be liable to a penalty of fifty dollars for every month that such neglect shall continue, to be recovered in an action of debt, in the name and to the use of the city or town, in which such court was established; and the treasurer of such city or town is hereby authorized to prosecute therefor.

Penalty.

—how recovered.

[Approved April 4, 1856.]

Chapter 248.

An act additional to an act entitled "An act in relation to bonds issued by railroad corporations," approved January thirtieth, eighteen hundred and fifty-two.

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

Actions of as-
sumpsit on

SECT. 1. That in all cases, where bonds, with coupons for interest thereon, have been or shall be issued under the act to

CHAP. 249.

which this is additional, or under any other act or law of this state, by any railroad corporation or any other corporation or quasi corporation, within this state, and any such coupons or any one or more of them shall have been or shall hereafter be transferred and assigned, apart from the bonds to which they were attached or with which they were issued as aforesaid, any holder for a valuable consideration of any such coupon or coupons thus issued and assigned, may maintain any action of assumpsit, which has been or shall be brought upon any such coupon or coupons thus holden by him, in his own name against any corporation that may have issued the same, for the recovery of the amount thereof.

coupons, issued with bonds by corporations and assigned apart from such bonds, may be maintained in the name of the holder.

SECT. 2. No corporation named in this act, in any suit upon any such bond or upon any such coupons, shall plead or defend upon the ground of usury, by reason of such bond or coupon having been negotiated or sold by such corporation at less than the par value thereof.

Defense in such suit on ground of usury, regulated.

SECT. 3. If in any action of assumpsit brought by the holder or assignee of any such coupon or coupons now pending in any court, the corporation against which the same may be pending, shall, at the time of the passage of this act, have filed in court any plea or statement based upon the defense that such action could not be maintained, the plaintiff in such action, shall recover no costs which may have accrued prior to the passage of this act.

Actions pending, how affected by plea of such defense.

SECT. 4. This act shall take effect and be in force from and after its approval by the governor.

[Approved April 4, 1856.]

Chapter 249.

An act to increase the salary of the county attorney for the county of York.

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

SECT. 1. The county attorney for the county of York, shall be entitled to receive a salary in quarterly payments on the first day of January, April, July and October of each year, of five hundred dollars per annum instead of the sum now allowed.

Salary \$500.

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

[Approved April 4, 1856.]