

# 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.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1856.

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CHAP. 256. shall have power upon complaint, in such cases, to examine and bind over, as in other cases of offenses which are subject to indictment.

Intoxicating liquors belonging to cities, towns, &c., how disposed of.

SECT. 27. Any intoxicating liquors belonging to cities, towns and plantations, at the time this act shall take effect, and then remaining in the hands of their agents, may be disposed of under the direction of the aldermen, selectmen and assessors, respectively, for such purposes as were before that time authorized by law; or the same may be sold to persons who shall be authorized under this act to sell intoxicating liquors. But all such agencies shall be closed, and the said liquors remaining in the hands of agents, disposed of within sixty days after this act shall take effect. All such agents shall be held to adjust and settle their accounts with their respective cities, towns and plantations.

Act of March 16, 1855, unrepealed sections of act of Aug. 7, 1846, and inconsistent acts, repealed.

SECT. 28. The act approved March sixteenth, one thousand eight hundred and fifty-five, entitled "an act for the suppression of drinking houses and tipping shops," and all the sections hitherto unrepealed, of an act approved August seventh, one thousand eight hundred and forty-six, entitled "an act to restrict the sale of intoxicating drinks," and all other acts and parts of acts inconsistent with this act, are hereby repealed. And this repeal shall not be held to revive any acts or parts of acts, which were before repealed.

SECT. 29. This act shall take effect from and after the fifteenth day of April, eighteen hundred and fifty-six.

[Approved April 7, 1856.]

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## Chapter 256.

An act additional to chapter one hundred and forty-eight of the revised statutes.

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

Disclosure on arrest upon execution.

Whenever judgment shall be recovered against any debtor, if he shall be arrested upon the execution issued thereon, he may, on request to the officer having him in custody, be taken before two disinterested justices of the peace and quorum, to disclose the actual state of his affairs; the said justices shall be selected in the manner provided by law, in cases of arrest and disclosure upon other executions; and the proceedings before them in making such disclosure and determining the result thereof, shall be subject to the provisions and regulations con-

Selection of justices.

tained in the fourth, fifth, sixth, seventh and eighth sections of the one hundred and forty-eighth chapter of the revised statutes, for disclosure on mesne process, and also to the provisions contained in the twenty-ninth and thirtieth sections of said chapter. Such debtor shall not be required to give any bonds for his release from arrest, and if the creditor, his agent or attorney lives in the same town or city in which he is arrested, it shall not be necessary to give more than twenty-four hours personal notice of the time and place for attending to such disclosure.

CHAP. 257.

Debtor not  
required to give  
bond.

Notice.

[Approved April 9, 1856.]

### Chapter 257.

An act additional to an act defining the jurisdiction and powers of the municipal court of the city of Biddeford, approved April first, one thousand eight hundred and fifty-six.

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

The judge of the municipal court of the city of Biddeford, shall have jurisdiction and power over all actions, suits, matters and things, pending in said court on the first day of April, one thousand eight hundred and fifty-six, or commenced previous to that time and returnable to said court on a day subsequent thereto, in the same manner and to the same extent as if the aforesaid act, to which this is additional, had not passed; and in like manner shall have power and jurisdiction to issue any execution on any judgment recovered, or which shall be recovered, in any such action or suit, in the same manner and with the same effect as if said act, approved April first, one thousand eight hundred and fifty-six, to which this is additional, had not passed. This act shall be in force after its approval by the governor.

Jurisdiction of  
the judge over  
actions pending,  
&c., April 1,  
1856.

[Approved April 9, 1856.]

### Chapter 258.

An act in relation to returns of votes for county officers.

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

SECT. 1. The governor and council in comparing the returns of votes for clerk of the courts, sheriffs, county commissioners,

Evidence  
admissible in  
the examination.