

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1856.

~~~~~  
Published by the Secretary of State, agreeably to Resolves of June 28, 1830, February 26, 1840,  
and March 16, 1842.  
~~~~~

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

PUBLIC LAWS

OF THE

STATE OF MAINE.

1856.

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.

CHAP. 259. judges of probate, registers of probate or county attorney, may receive evidence to show that the return from any city, town or plantation does not agree with the record of the vote on the books of said city, town or plantation, either in the number of votes or the names of the persons voted for; and if it shall appear that there is a difference between said returns and record, they may receive evidence under oath as to which is correct; and if it shall appear that the record is right and the return is wrong, the return may be corrected accordingly, and the votes counted and allowed as they appear by such corrected return.

Application for correction of returns.

SECT. 2. No such correction shall be made unless application shall be made stating the alleged error within twenty days after the returns of votes have been opened and examined by the governor and council, and reasonable notice of such application given to persons who may be affected by such correction.

Notice.

Power of county commissioners.

SECT. 3. County commissioners shall have the same power in relation to returns of votes for county treasurer and register of deeds, as is in the first section hereof given to the governor and council with regard to the officers in said first section mentioned.

[Approved April 9, 1856.]

Chapter 259.

An act additional in relation to trustee process.

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

Liability of stockholders of corporations, in trustee process.

The amount which any stockholder of a corporation may be found liable to pay to a judgment creditor of such corporation in an action of scire facias, may be attached by any creditor of such judgment creditor by service in the usual manner of trustee process upon such stockholder at any time after the commencement of the action of scire facias against him, and before the rendition of judgment therein.

[Approved April 9, 1856.]