

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE,

1858.

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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:
STEVENS & SAYWARD, PRINTERS TO THE STATE.

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1858.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1858.

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CHAP. 22.

Alias execution against body in such case. Sect. 17, ch. 80, R. S. repealed.

executions against his property and body, if he has not before disclosed under the provision of this act.

SECT. 2. Section seventeen of chapter eighty of the revised statutes is hereby repealed.

[Approved March 19, 1858.]

Chapter 22.

An act relating to certain courts in the county of Lincoln.

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

January term, S. J. court, Lincoln, to be held at Rockland.

SECT. 1. The term of the supreme judicial court which is now required to be holden at Wiscasset, within and for the county of Lincoln, on the fourth Tuesday of January annually, shall, on the fourth Tuesday of January, in the year of our Lord one thousand eight hundred and fifty-nine, and each year thereafter, be holden at Rockland in said county; and the term of the court of county commissioners, which is now required to be holden at Wiscasset, on the second Tuesday of January annually, shall, on the second Tuesday of January, in the year of our Lord one thousand eight hundred and fifty-nine, and each year thereafter, be holden at Rockland aforesaid.

Commissioners court to be held at Rockland in January.

Writs, precepts, &c., where returnable.

SECT. 2. All writs, petitions, orders, decrees, certificates, reports, warrants, complaints, indictments, and all processes of every kind whatever, civil and criminal, commenced for, pending in, and returnable to the courts at either of said terms, to be holden at Wiscasset aforesaid, shall be returned to, have day in, and be acted upon by the respective courts at Rockland aforesaid, at the terms to which such actions would have been, had not the place of holding said courts been changed, as provided in the first section of this act.

Rockland to provide suitable buildings.

SECT. 3. The previous sections of this act shall be wholly void and of no effect, unless the city of Rockland aforesaid, shall, on or before the first day of October next, without expense to the said county of Lincoln, provide a suitable court-room and other accommodations for the said courts and their officers, and also a safe and convenient place wherein to secure persons charged with crimes or misdemeanors during each session of the court to be holden as aforesaid, to the acceptance of the county commissioners for the said county of Lincoln, and execute and deliver to them a sufficient lease

Commissioners to accept.

CHAP. 23.

or other instrument, to secure the use thereof to the said county for the purposes aforesaid, for and during the period of five years from said day; and the said commissioners shall cause a record of such instrument to be made by their clerk, and shall, as soon thereafter as may be, cause a notice of the fact that such provision has been made, and of its acceptance by them, to be published three weeks successively in all of the newspapers then printed in the county of Lincoln; and the city of Rockland aforesaid, is hereby authorized to assess and raise, a sufficient sum or sums for the purpose of providing said accommodations for the said courts, not exceeding in the whole the sum or sums of eight hundred dollars.

—to make record and publish notice.

Rockland authorized to assess.

SECT. 4. The term of the supreme judicial court now required to be holden at Wiscasset aforesaid, on the first Tuesday of May, for the transaction of civil business, shall on the first Tuesday of May, in the year of our Lord one thousand eight hundred and fifty-nine, and thereafter annually, be a court for the transaction of civil and criminal business.

Civil and criminal term of S. J. court at Wiscasset in May.

SECT. 5. This act shall take effect from and after its approval by the governor.

[Approved March 19, 1858.]

### Chapter 23.

An act to amend chapters six and eighteen of the revised statutes, relating to the location and repair of roads in unincorporated places.

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

SECT. 1. Chapter eighteen of the revised statutes is hereby amended by adding to section thirtieth the words, "or partly by said owners and partly by the county in which said road is situated, as to said commissioners may seem just, and in conformity to the thirty-third section of said chapter;" so that said thirtieth section as amended shall read as follows:

Ch. 18, sect. 30, R. S. amended.

SECT. 30. County commissioners on petition, as provided in section one, may lay out, alter, or discontinue, a highway on or over any township or tracts of land in their county, not within any town or plantation required to assess a state or county tax. All expenses for making and opening it are to be paid by the owners of such lands, excluding lands reserved for public uses, in proportion to their interests in the lands, over any part of which it is laid; or partly by said

Commissioners may lay out ways over lands not incorporated.

Expenses by whom paid.