

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1859.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840, and March 16, 1842.

AUGUSTA:
STEVENS & SAYWARD, PRINTERS TO THE STATE.

1859.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1859.

Chapter 95.

An act in relation to the auditing and settlement of accounts and claims against the state.

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

SECT. 1. All accounts against the state, including those of the state prison, state reform school, insane hospital and land department, shall be presented to and audited by the governor and council, and when so audited the same shall be registered by the secretary of state in suitable books, to be kept by him for that purpose, wherein also shall be entered against said accounts, all payments made thereon; and also all claims against the state, when allowed, and before being paid, shall be presented to the secretary of state and registered in like manner.

Accounts against state to be audited by governor and council and registered.

Claims allowed to be registered.

SECT. 2. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

Acts inconsistent repealed.

SECT. 3. This act shall take effect and be in force when approved by the governor.

[Approved April 2, 1859.]

Chapter 96.

An act giving further remedy against attorneys.

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

SECT. 1. Any attorney at law who has heretofore collected or received, or shall hereafter collect or receive any money or other valuable thing on any claim left with him for settlement or collection, and shall neglect or refuse to account with and pay over the same to any person legally entitled thereto for ten days after being requested so to do after this act shall take effect, shall be deemed guilty of a breach of duty as an attorney at law, and shall be liable to the summary process hereinafter provided.

Attorneys, liability of for not paying over.

SECT. 2. Any person legally entitled to such money or other valuable thing, on filing a motion in writing, under oath, setting forth the facts, at any term of the supreme judicial court in the county where such attorney resides, shall be entitled to a rule requiring such attorney on a day fixed therein, to appear before said court and shew cause why he should not account with and pay over to the claimant, such money or other valuable thing, and to abide the order of the court in the premises. And the rule shall be

— may be required by court to appear and show cause, rule how served.