

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

FORTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1862.

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.
1862.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1862.

missioners for said state during the time said regiments may be out of the state, and in the service of the United States.

CHAP. 84.

SECT. 2. Such commissioners shall have power to administer oaths, take depositions in any of the modes now authorized by law, and also to take and certify the acknowledgment of all deeds, conveyances and other instruments which by law require an acknowledgment before some magistrate or justice of the peace.

Duties of.

SECT. 3. The authority conferred by this act may be exercised by said commissioners, in any place where said regiments may be, or may be stationed. No particular seal or device shall be necessary as evidence of the proper execution of the power herein conferred; but the official signature of the commissioner shall be deemed sufficient in all cases authorized by this act.

Authority of, how exercised.

—how authenticated.

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

[Approved March 3, 1862.]

Chapter 84.

An act additional to chapter eighty-seven of the revised statutes authorizing administrators de bonis non to maintain an action of debt on judgments recovered by the deceased or by former administrators or executors.

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

An action of debt may be maintained by an administrator de bonis non on judgments recovered by the deceased while in life, or by his administrators or executors before their death or removal from office, and not by them collected.

Administrator de bonis non, may maintain certain actions.

[Approved March 3, 1862.]

Chapter 85.

An act to make valid the doings of towns in providing for the payment of a bounty to volunteer soldiers enlisted therein and to authorize the assessment of a tax or taxes to pay the same.

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

SECT. 1. In any town where, at a legal meeting of the qualified voters thereof, pursuant to an article in the warrant calling such meeting, a bounty to volunteer soldiers enlisted in such town was voted to be paid, the doings of such town in this respect are hereby

Doings of towns which have voted bounties to soldiers, made valid.

CHAP. 86.

Towns may raise money to pay the same. —how raised.

made valid ; and such town is authorized to raise the money necessary to pay the same and the interest thereon, by the assessment of a tax or taxes therefor, on the polls and estates, in like manner as other taxes are assessed in such towns.

SECT. 2. This act shall take effect when approved by the governor.

[Approved March 3, 1862.]

Chapter 86.

An act to amend section nine of chapter one hundred and sixteen of the revised statutes reducing the maximum sum to be paid for support of prisoners.

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

Chap. 116, Sec. 9, R. S., amended.

SECT. 1. The ninth section of chapter one hundred and sixteen of the revised statutes is amended by striking from the fourth and fifth line from the top, the words "two dollars and twenty-five cents," and inserting in their place the words one dollar and fifty cents.

Am't allowed.

SECT. 2. This act shall take effect when approved by the governor.

[Approved March 10, 1862.]

Chapter 87.

An act to amend section thirty-six of chapter eighteen of the revised statutes relating to appeals from decisions of county commissioners.

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

Chap. 18, Sec. 36, R. S., amended.

Judgment reversed.

—proceedings.

Judgment affirmed. Proceedings.

Costs, by whom paid.

Section thirty-six of chapter eighteen of the revised statutes is hereby amended so that the same shall read as follows:—If the judgment of the commissioners in favor of laying out the highway prayed for, is wholly reversed on the appeal, they shall proceed no further ; and no petition praying for substantially the same thing shall be entertained by them for two years thereafter. If their judgment is affirmed in whole or in part, they shall carry into effect the judgment of the appellate court ; and in all cases they shall carry into full effect the judgment of the appellate court in the same manner as if made by themselves ; and the party appealing or prosecuting shall pay the costs incurred since the appeal, if so adjudged by the appellate court, which may allow costs in such