

MAINE STATE LEGISLATURE

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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.

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

cases to the prevailing party, to be paid out of the county treasury. The compensation of the committee to be the same as commissioners would have for like services to be allowed by the court. The costs allowed the prevailing party and the fees of the committee, are to be collected as provided in section three.

CHAP. 88.
Committee, by whom paid.

[Approved March 10, 1862.]

Chapter 88.

An act in addition to chapter six of the revised statutes relating to taxes.

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

Treasurers of towns shall be entitled to demand and receive thirty cents from each purchaser of real estate sold for non-payment of taxes, whether of resident or non-resident owners, as compensation for receiving and paying out the proceeds of the sale.

Treasurers of towns entitled to fees.

[Approved March 10, 1862.]

Chapter 89.

An act allowing an appeal from the decision of county commissioners in certain cases.

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

SECT. 1. Parties interested may appear, jointly or severally, at the time of hearing before the county commissioners on an application for compensation for any building or buildings pulled down or demolished under the provisions of chapter twenty-six of the revised statutes, and any party interested may appeal from their decision thereon at any time within ten days after such decision is made known, to the supreme judicial court in the county where such decision is made ; in which case, all further proceedings before the county commissioners are to be stayed until a decision is made in the appellate court.

County commissioners, hearing before, on application for pay for buildings demolished.

Parties may appeal to S. J. C.

Further proceedings to be stayed.

SECT. 2. Within ten days after claiming his appeal, where the party appealing is not a town, he shall file in the office of the clerk of the courts in said county his bond to the adverse party for such sum and with such sureties as the county commissioners approve, conditioned to prosecute his appeal with effect, and pay all intervening costs and damages, and such costs as the supreme court taxes against him.

Parties appealing, to file bond.

—conditions of.