

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## FORTY-FIRST LEGISLATURE

OF THE

### STATE OF MAINE.

1862.

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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:  
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1862.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1862.

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**Chapter 108.**

CHAP. 108.

An act amending the act relating to suits against volunteers.

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

SECT. 1. Section seven of an act approved April twenty-fifth, in the year of our Lord one thousand eight hundred and sixty-one, suspending suits against persons enlisted as volunteers, shall not apply to any suits, actions or proceedings upon official bonds.

Sec. 7 of act approved April 25, 1861, not to apply to proceedings upon official bonds.

SECT. 2. This act shall take effect on its approval by the governor.

[Approved March 15, 1862.]

**Chapter 109.**

An act to amend section eighty-three of chapter eighty-two of the revised statutes relating to proceedings in court.

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

SECT. 1. Section eighty-three of chapter eighty-two of the revised statutes is amended by adding thereto the words following: and an executor, administrator or heir of a deceased party, may testify to any fact, legally admissible upon general rules of evidence, happening after the decease of the testator, intestate or ancestor; and in reference to such matters the adverse party may testify.

Chap. 82, sec. 83, R. S. amended. Executors, &c., may testify in certain cases. Adverse party may testify.

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

[Approved March 15, 1862.]

**Chapter 110.**

An act in addition to "an act to amend chapter sixty-four of the revised statutes" approved April fourth, eighteen hundred and fifty-nine.

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

SECT. 1. For hearing and reducing such interrogatories and answers thereto to writing, the judge shall be entitled to a reasonable compensation, to be paid by the person for whose benefit such examination is had.

Judge of probate, fees.—by whom to be paid.