

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

FORTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1864.

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.
1864.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1864.

offering it, that the deponent is dead, or has permanently removed from said town, the deposition shall be admitted in the same manner as other depositions authorized by said chapter. But this provision shall not prevent either party from producing the witness in court, in which case the deposition shall not be used.

CHAP. 237.

—not to prevent either party from producing witnesses in court.

Approved March 14, 1864.

Chapter 237.

An act declaring the power and authority of trial justices.

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

SECT. 1. Trial justices are declared to be ex-officio justices of the peace and of the quorum, and all their official acts, attested by them in either capacity, except those pertaining to the exclusive jurisdiction of trial justices, are of equal effect.

Ex-officio, justices peace and quorum.

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

Approved March 14, 1864.

Chapter 238.

An act additional to "an act to secure the safety and convenience of travellers on railroads, passed in the year one thousand eight hundred and fifty-eight."

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

SECT. 1. The railroad commissioners or a majority of them, may at any time during the year examine the railroads in this state, and their engines and cars now subject to examination by them, whenever complaint shall be made to them by two or more citizens of this state, under oath, that said road or any part thereof, is unsafe for the transportation of passengers thereon.

Commissioners to examine railroads, &c.

—when complaint is made under oath.

SECT. 2. If on such examination they shall find the track, culverts or bridges of any railroad, or the cars used to transport persons, so out of repair as in their opinion to be unsafe for travellers on said road, said commissioners shall immediately notify the directors or persons having the care and management of said railroad, of its condition and what is required to make it in a safe condition, and they shall state also in said notice a reasonable time within which such repairs shall be made. The commissioners may require the directors or persons managing said railroad, to so re-

If track, &c., is found out of repair.

—shall notify directors, &c.

—may require the managers of road to reduce speed.