

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FORTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE.

1868.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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PUBLIC LAWS

OF THE

STATE OF MAINE.

1868.

'dollars; and the compensation of the clerks so employed shall be fixed by the secretary of state, having regard to the character of the service required of each clerk, and not in any case exceeding three dollars per day for the time such clerk may be actually employed, and travel one way.'

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

Approved January 27, 1868.

Chapter 137.

An act to amend section sixth of chapter eighteenth of the revised statutes, to authorize county commissioners to reverse a part or all of their proceedings, by reason of excessive damages assessed, under a petition for increase of damages.

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

SECT. 1. The sixth section of the eighteenth chapter of the revised statutes is hereby amended, by adding after the word "proceedings" in the fourth line, and before the word "ought" in the same line, the words 'or any part thereof'; and by adding to the sixth line of said section, after the word "petitioners," and before the word "is" in said line, the words 'or any part thereof, designating what part'; and by adding to the seventh line of said section, after the word "allowed," the words 'for that part of the prayer of the petitioners not granted'; and by adding to the end of the tenth line of said section, the words 'or if of opinion that such increase of damages should prevent a confirmation of a part or parts only of their proceedings, they shall designate such part or parts, and enter judgment accordingly'; so that said section, when amended, shall read as follows:—'When a petition for increase of damages is presented within the time allowed, the case is to be further continued until a final decision respecting damages is made. If they then are of opinion that their proceedings, or any part thereof, ought not to take effect, subject to such damages as have been assessed, they shall enter a judgment that the prayer of the petitioners, or any part thereof, designating what part, is not granted for that reason. Upon such judgment, no damages are to be allowed for that part of the prayer of the petitioners not granted, but the costs are to be paid by the county. If they are of opinion that the increase of damages should not prevent a confirmation of their proceedings, judgment is to be entered accordingly; or if of opinion that such increase of damages should prevent a confirmation of a part or parts only of their proceedings, they shall designate such part or parts, and

CHAP. 137.
—compensation.

R. S., chap.
18, sect. 6,
amended.

Proceedings
before and
after decision
respecting
increase of
damages.

CHAP. 138. 'enter judgment accordingly. And the whole proceedings are to
'be recorded and become effectual.'

SECT. 2. This act shall take effect when approved.

Approved January 27, 1868.

Chapter 138.

An act to amend section twenty-two of chapter eighty-one of the revised statutes.

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

SECT. 1. Section twenty-two of chapter eighty-one of the revised statutes is hereby amended, by inserting after the word "lives," in the fourth line of said section, the words 'or against accidents.' Said section is also amended by inserting after the word "state," in the sixth line, the word 'or,' so that said section, as amended, shall read as follows :

'**SECT. 22.** In an action against an insurance company 'established in any other state or country, by an inhabitant of this 'state, on a policy of insurance signed or countersigned by an 'agent in this state, on property or lives, or against accidents, 'within this state, a summons in usual form, or a copy of the writ 'and declaration delivered to the agent or attorney of the company 'within this state, or left at his last and usual place of abode, shall 'be a sufficient service, or if such service is made upon the person, 'being an inhabitant of the state, who countersigned the policy, 'on which such action is founded, it shall be a sufficient service ; 'but in either case, the court may order further notice to be given 'to such company.'

SECT. 2. This act shall take effect when approved.

Approved January 30, 1868.

Chapter 139.

An act concerning specie payments.

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

SECT. 1. Chapter seventy-one of the laws of eighteen hundred sixty-two, entitled "an act to suspend certain provisions in chapter forty-seven of the revised statutes, concerning banks," is hereby further continued in force until the fifteenth day of February,

R. S., chap.
81, sect. 22,
amended.

Service on for-
eign insurance
companies,
how made.

Public laws of
1862, chap. 72,
continued in
force.