

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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1868.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1868.

CHAP. 158. shall thereupon strike such bankrupt defendant's name from the suit, which he may do without costs; *provided however*, such defendant shall use due diligence in the prosecution of his bankrupt proceedings, and if he fail to do so after one term's notice in writing from plaintiff, the court may, in their discretion, refuse a further delay.

Proviso.

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

Approved February 17, 1868.

Chapter 158.

An act to amend section fifty-five of chapter eighty-six of the revised statutes in relation to trustee process.

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

R. S., chap. 86, sect. 55, amended.

The first specification of section fifty-five, chapter eighty-six of the revised statutes is hereby amended by adding after the word "him" in the second line the following words, 'when either is payable on time and is not overdue,' so that the specification as amended shall read:

Cases in which a person shall not be adjudged trustee.

First—By reason of any negotiable bill, draft, note, or other security drawn, accepted, made, or indorsed by him when either is payable on time and is not overdue, except in the cases provided in the sixty-third section.'

Approved February 17, 1868.

Chapter 159.

An act to amend section twenty of chapter seventy-seven of the revised statutes.

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

R. S., chap. 77, sect 20, amended.

Section twenty of chapter seventy-seven of the revised statutes, is hereby amended, by inserting, after the word "reception," in the second line of said section, the words 'which shall be regarded as the day of the rendition of judgment,' so that said section, as amended, shall read as follows:

Clerk of courts to enter judgments on certificates, &c.

SECT. 20. The clerk of a county, by virtue of a certificate, provided for in this chapter, stating the day of its reception, which shall be regarded as the day of the rendition of judgment, shall enter judgment as of the preceding term, and execution may issue

'as of that term; but all attachments then in force continue to be CHAP. 160.
'valid until thirty days after the next term in that county.'

Approved February 17, 1868.

Chapter 160.

An act additional to chapter six of the revised statutes, concerning taxes.

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

SECT. 1. All personal estate, as defined in section five, chapter six of the revised statutes, held in trust as a part of the trust fund, by any trustees or commissioners of sinking funds, whether deriving their authority from persons, wills or corporations, though the income thereof is not paid regularly to any beneficiaries, but is accumulated in their hands from year to year, may be taxed to said trustees or commissioners where they reside, and charged by them to the estate in their hands. Personal estate held as trust funds, to be taxed.

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

Approved February 17, 1868.

Chapter 161.

An act relating to foreign express companies.

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

SECT. 1. The provisions of section twenty-two of chapter eighty-one of the revised statutes, so far as the same relates to service upon agents of foreign insurance companies, are hereby extended, so that the same shall apply to foreign express companies, and service may be made upon such express companies, in the same manner and with the same effect, as is provided by said section relating to insurance companies. Service on foreign express companies.

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

Approved February 18, 1868.