

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,
February 26, 1840, and March 16, 1842.

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OWEN & NASH, PRINTERS TO THE STATE.
1868.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1868.

CHAP. 199. 'to him by either of the parties or persons interested, under his
'direction, he may commit him to the prison of the county, for
'contempt, as the supreme judicial court may commit a witness
'for refusing to testify. The said *capias* may be served by the
'sheriff, deputy sheriff, or any constable of the county in which
'the person so summoned shall reside, and if such person so sum-
'moned shall avoid said process and escape into another county of
'the state, either of the said officers may pursue him into such
'other county, and there arrest him and bring him before said mag-
'istrate.'

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

Approved March 4, 1868.

Chapter 199.

An act to amend section one hundred and forty-six of chapter six of the revised statutes, relating to the recovery of money paid for taxes upon land of non-resident owners, where the requirements of the law have not been complied with.

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

R. S., chap.
6, sect. 146,
amended.

SECT. 1. Section one hundred and forty-six of chapter six of the revised statutes is hereby amended by striking out all after the word "that," in the fifth line, to the word "he," in the seventh line, and substituting the words 'the money raised was for an unlawful purpose,' and by striking out all after the word "paid," in the eighth line, to the word "if," in the twelfth line, so that said section as amended shall read as follows:—'Any owner of the real estate so taxed having paid the taxes, charges and interest as aforesaid, may at any time within one year after making such payment, commence a suit against the town to recover the amount paid, and if on trial it appears that the money raised was for an unlawful purpose, he shall have judgment for the amount so paid. If not commenced within the year, the claim shall be forever barred. The suit may be in the supreme judicial court, and the plaintiff recovering judgment therein shall have full costs, although the amount of damages be less than twenty dollars.'

Owner of real
estate may
recover tax
paid if not law-
fully assessed.

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

Approved March 4, 1868.