

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

# 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.

---

AUGUSTA:  
OWEN & NASH, PRINTERS TO THE STATE.  
1868.

---

PUBLIC LAWS

OF THE

STATE OF MAINE.

1868.

---

SECT. 5. After the next July term of said supreme judicial court held within and for said county for the transaction of criminal business, the November and July terms of said supreme judicial court provided for said county by the second section of chapter one hundred and fifteen of the public laws of eighteen hundred and sixty-seven, shall be abolished, and no more terms of said supreme judicial court shall thereafter be held in said county for the transaction of criminal business.

CHAP. 217.  
November and July criminal terms S. J. C. for Cumberland co. abolished after next July.

SECT. 6. Section thirteen of the act of February fourteen, eighteen hundred and sixty-eight, establishing said superior court, is amended by striking out from the second sentence thereof the words 'after the next April term thereof.'

Sect. 13, chap. 151 public laws 1868 amended.

SECT. 7. This act shall take effect when approved.

Approved March 6, 1868.

### Chapter 217.

An act to amend chapter one hundred and one of the revised statutes, relating to the writ for replevying a person.

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

SECT. 1. Section one of chapter one hundred and one of the revised statutes is hereby amended by striking out all of said section after the word "criminal," in the third line, and substituting the following words: 'he shall be entitled by his own application, 'or by any one in his behalf, to the writ for replevying the person, 'on making such application to any judge of the supreme judicial 'court, or within the county of Cumberland to the judge of the superior court for said county, either in term time or vacation, when- 'ever said judge in the exercise of his discretion shall direct that 'such writ be issued, and in no other manner,' so that said section, when amended, shall read as follows:

R. S., chap. 101, sect. 1, amended.

'SECT. 1. If any person is imprisoned, restrained of his liberty, 'or held in duress, unless by a lawful writ, warrant, or other 'process, civil or criminal, he shall be entitled, by his own appli- 'cation, or by any one in his behalf, to the writ for replevying the 'person, on making such application to any judge of the supreme 'judicial court, or to the judge of the superior court for the county 'of Cumberland, either in term time or vacation, whenever said 'judge in the exercise of his discretion shall direct that such writ 'be issued, and in no other manner.'

In Cumberland co. application for writ for replevying a person may be made to justice S. J. C. or superior court.

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

Approved March 6, 1868.