

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115

OF THE

FORTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1870.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 26, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1870.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1870.

CHAP. 101.**Chapter 101.**

An act to amend section twenty-one of chapter eighty-two of the revised statutes, relating to offers to be defaulted.

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

R. S., chap. 82,
sect. 21, amended.

Section twenty-one of chapter eighty-two of the revised statutes, is hereby amended, by striking out the word "an," in the first line, and inserting instead thereof the words 'any personal;' and also by striking out the words "founded on judgment on contract," so that said section, as amended, shall read as follows :

Offer to be de-
faulted and its
effect.

'SECT. 21. In any personal action the defendant may in writing entered of record with its date, offer to be defaulted for a specified sum. If not accepted within such time as the court orders, it shall not be offered in evidence, or have any effect upon the rights of the parties, or the judgment to be rendered except the costs. If the plaintiff fails to recover a sum as due at the time of the offer greater than the sum offered, he recovers for costs such only as accrued before the offer, and the defendant recovers costs accrued since that time; and his judgment for costs may be set off against the plaintiff's judgment for debt and costs.'

Approved February 28, 1870.

Chapter 102.

An act amendatory of "an act establishing the times of holding the several terms of the supreme judicial court in the county of Hancock," approved February twenty-eight, eighteen hundred and sixty-seven.

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

Terms of the
supreme judicial
court in Hancock
county.

SECT. 1. The supreme judicial court shall be held on the second Tuesdays of April and October in each year, at Ellsworth, within and for the county of Hancock, instead of the fourth Tuesdays of said months, as is now provided by law. And all writs, processes and proceedings returnable on said fourth Tuesdays of April and October shall be entered and have day on the second Tuesdays of said months.

SECT. 2. This act shall effect when approved.

Approved February 28, 1870.