

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
FIFTY-FIRST LEGISLATURE

OF THE
STATE OF MAINE.

1872.

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1872.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1872.

CHAP. 44.**Chapter 44.**

An act additional to chapter six of the revised statutes relating to lands in unincorporated townships.

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

Proceedings in case of failure of title to land sold for non-payment of taxes under sect. 46, chap. 6, R. S.

SECT. 1. That in all cases in which lands in unincorporated places have been bid off under the provisions of section forty-six of chapter six of the revised statutes, and the purchase money has been paid into the treasury of the state and the purchaser has failed to receive a valid and sufficient title to said lands, the title thereto shall revert in the owner of the fee prior to the forfeiture thereof, or in any person claiming under him by deed or otherwise upon payment to the treasurer of the state for the benefit of the purchaser, or any person claiming under him, the amount of the purchase money above named, and all taxes subsequently paid by said purchaser, with twenty per cent. interest thereon from the time of payment and giving notice in writing, signed by said treasurer of said payment to the purchaser, his legal representatives or any party claiming under him, which notice may be served by any officer qualified to serve civil precepts, or by any other person who shall make oath to said service, and a copy of said notice, with proof of service, shall be returned into the treasury of state. Upon payment of one dollar the treasurer of state shall make and deliver to the party making said payment a certificate thereof and of the proof of service returned to him, which shall be conclusive evidence of the facts therein stated in any court of law or equity in this state.

Occupant or tenant to have betterments.

SECT. 2. This act shall apply only to cases of attempted sales under the provisions of section forty-six of chapter six of the revised statutes, and any occupant or tenant under such attempted sale, who has made any improvement thereon, shall have the right to recover the same as provided in chapter ninety-three of the revised statutes, and said lands shall be holden for the payment of such improvements.

Approved February 27, 1872.

Chapter 45.

An act to provide for the removal of the venue of civil and criminal cases in certain contingencies.

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

Change of venue of civil actions or

SECT. 1. That it shall be the duty of any judge of the supreme judicial court for this state, while holding any nisi prius term of

said court for the trial of civil or criminal causes, to order for good and sufficient reasons shown, on motion of either party, the transfer of any civil action or actions, or criminal case now pending, or hereafter to be brought in said court to the docket of said court in any other county in this state for trial.

CHAP. 46.

criminal cases in certain contingencies.

SECT. 2. All attachments in said actions shall remain in full force.

Not to affect attachments.

Approved February 27, 1872.

Chapter 46.

An act to amend section fifty-three of chapter eighteen of the revised statutes, relating to appeal from the decision of municipal officers.

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

Section fifty-three of chapter eighteen of the revised statutes is hereby amended by striking out all after the word "and" in the fifth line, and inserting the words, 'any person aggrieved by said assessment of damages, on petition to the county commissioners may have them assessed in the manner provided respecting highways,' so that the same shall read when amended, as follows :

R. S., chap. 18, sect. 53, relating to recovery for damages received by the raising or lowering of a way or street, amended.

'Sect. 53. When a way or street is raised or lowered by a surveyor or person duly authorized, to the injury of an owner of land adjoining, he may, within a year, apply in writing to the municipal officers, and they shall view such way or street, and assess the damages, if any occasioned thereby, to be paid by the town, and any person aggrieved by said assessment of damages, on petition to the county commissioners, may have them assessed in the manner provided respecting highways.'

As amended.

Approved February 27, 1872.

Chapter 47.

An act to amend section three, chapter sixty-six, of the revised statutes, relating to insolvent estates.

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

SECT. 1. Section three of chapter sixty-six of the revised statutes is hereby amended by inserting in the seventh line of said section, after the word "claim," the words 'within two years from the time of their appointment,' so that as amended it shall read as follows :

R. S., chap. 66, sect. 3, relating to commissioners of insolvent estates, amended.