

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1874.

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

AUGUSTA:

SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.

1874.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1874.

Chapter 189.

CHAP. 189.

An act to amend section eighteen of chapter fifty-one of the revised statutes, relating to gates on highways crossed by railroads.

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

SECT. 1. Section eighteen of chapter fifty-one of the revised statutes, is hereby amended by striking out the word "railroad," in the second line, and inserting the word 'way,' and by striking out the words "crossing a way," in the third line, and inserting the words 'is crossed by a railroad,' so that said section as amended shall read as follows :

Sec. 18, ch. 51, R. S., amendment of.

SECT. 18. When the municipal officers of a town deem it necessary for public safety that gates should be erected across a way where it is crossed by a railroad, and that a person should be appointed to open and close them, they may, in writing, request it to be done; and in case of neglect or refusal they may apply to the county commissioners to decide upon its reasonableness, who, after notice and hearing, are to decide. When they decide that such a request is reasonable, the corporation is to comply with it and pay the costs. When they decide otherwise the costs are to be paid by the applicants.'

Gates at railroad crossings to be erected, if required by towns.

Neglect or refusal, proceedings in case of.

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

Approved February 24, 1874.

Chapter 190.

An act relative to the course of study in normal schools.

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

The trustees of the state normal schools may arrange for a course of study in said schools to occupy three years, for such students as elect to pursue the same.

Course of study, term of.

Approved February 24, 1874.

Chapter 191.

An act in relation to costs in log lien cases.

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

In actions prosecuted to collect lien claims for labor on logs and lumber, the court shall have the same power to allow costs and

Lien claims on logs, costs, how allowed.

CHAP. 192. apportion them as in cases in equity. This act shall not apply to the taxation of costs in any action now pending in any court in this state.

Approved February 25, 1874

Chapter 192.

An act to amend section seventeen, chapter thirty, of the revised statutes, relating to birds

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

Sec. 17, ch. 30, R. S., amendment of.

Section seventeen of chapter thirty of the revised statutes is hereby amended by adding thereto the following provisions, viz: 'excepting taxidermists commissioned by the governor with the advice of the council to take and kill birds for scientific purposes, who shall not be amenable to this and the preceding sections,' so that said section as amended will read as follows:

Penalty for killing birds.

'SECT. 17. Whoever shall have in his possession any of the birds mentioned in the preceding section, except between the first day of September and the first day of February, shall be deemed to have killed the same, and shall be liable to the same penalties prescribed in the preceding section, excepting taxidermists commissioned by the governor with the advice of the council, who shall not be amenable to this and the preceding sections.'

Approved February 25, 1874.

Chapter 193.

An act relating to clerks of judicial courts.

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

Clerks of courts to make extended records in certain cases.

SECT. 1. From and after the passage of this act, clerks of judicial courts shall make extended records of proceedings in court, in actions for flowage, cases in equity, real actions, libels for divorce, petitions for partition, petitions to enforce liens and actions upon mortgages, without unreasonable delay after the rendition of final judgment. In all other cases it shall be sufficient to record the names of the parties, date of writ, the term of the court at which entered, date of service or notice to defendants, the time of rendition of judgment, its nature and amount, and the number of the case upon the docket at the judgment term, except as hereinafter provided in section two, and that upon motion of

In other cases, records, how made.