

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.

CHAP. 220.

Unlawful use of
trade marks.

—penalty for.

SECT. 2. It is hereby declared unlawful for any person or persons knowingly and wilfully, without the written consent of the owner thereof, to use any such syphon so marked, or to deface or obliterate the names, marks or devices thereon, with the intent to sell, dispose of, buy or traffic in the same, or convert to their own use, unless purchased of the lawful owner. Any person or persons offending against the provision hereof, shall forfeit the sum of ten dollars, one half to the prosecutor, and one half to the town where such offense is committed, to be recovered by complaint or action of debt before any trial justice or justice of a police or municipal court in the county where the offense is committed.

Approved March 3, 1874.

Chapter 220.

An act to amend section fifty-three of chapter one hundred and thirteen of the revised statutes, relating to damages on bonds.

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

Sec. 53, ch. 113,
R. S., amendment
of.

Section fifty-three of chapter one hundred and thirteen of the revised statutes is hereby amended by striking out all after the words "such part" in the fourth line, and inserting 'If the penalty in the bond in any such action be more than twenty dollars, the plaintiff shall recover full cost though the amount of damages recovered be less than twenty dollars.' So that said section as amended shall read as follows :

Discharge of
executions.

'SECT. 53. If the whole amount due on the execution or warrant of distress is recovered in any such action, the new judgment shall be a discharge of said execution or warrant of distress; if only a part is recovered it shall be a discharge of such part. If the penalty in the bond in such action be more than twenty dollars the plaintiff shall recover full cost though the amount of damages recovered be less than twenty dollars. If the verdict or judgment is that the creditor has sustained no damage neither party shall recover cost.'

Cost.

Approved March 3, 1874.