

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:

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1874.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1874.

Chapter 230.

CHAP. 230.

An act to amend section twenty-two of chapter twenty-four of the revised statutes, relating to paupers in unincorporated places.

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

Section twenty-two of chapter twenty-four of the revised statutes is hereby amended by striking out all of said section after the word "relief" in the twelfth line of said section, and inserting in lieu thereof the words 'and when such paupers have no legal settlement in the state, and have not lived in the town furnishing them relief, the state shall reimburse said town for the relief furnished, to such amount as the governor and council may adjudge to have been necessarily expended therefor,' so that the same shall read when amended as follows :

Sec. 22, ch. 24, R. S., amendment of.

'SECT. 22. Persons living in places not incorporated, and needing relief, are under the care of the overseers of the oldest incorporated adjoining town, or the nearest incorporated town where there are none adjoining, who shall furnish relief to such persons as if they were found in such town ; and such overseers may bind to service the children of such persons as they may those of paupers of their own town ; and may bind out persons described in section twenty in the manner therein provided, residing in such unincorporated place, as if in their own town, and such persons shall be entitled to a like remedy and relief. When relief is so provided, the towns furnishing it are entitled to the same remedies against the towns of their settlement as if they resided in the town so furnishing relief. And when such paupers have no legal settlement in the state, and have not lived in the town furnishing them relief, the state shall reimburse said town for the relief furnished, to such amount as the governor and council may adjudge to have been necessarily expended therefor.'

Relief to persons in unincorporated places, how furnished.

Overseers of the poor may bind to service certain persons.

Towns furnishing relief entitled to remedy.

State paupers.

Approved March 3, 1874.

Chapter 231.

An act amend an act entitled "an act to amend section thirteen of chapter seventy-seven of the revised statutes, relating to decisions in the supreme judicial court."

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

Section thirteen of chapter seventy-seven of the revised statutes, as amended by chapter one hundred and twenty-seven of the public laws of the year one thousand eight hundred and seventy-three, is hereby further amended so as to read as follows :

Sec. 13, ch. 77, R. S., amendment of.

CHAP. 232.

Cases before a
court of law.

—how marked.

—how disposed
of.

Rescript.

‘SECT 13. The following cases only come before the court as a court of law: Cases in which there are motions for new trials upon evidence reported by the judge; questions of law arising on reports of cases; bills of exceptions; agreed statement of facts; cases, civil or criminal, presenting a question of law; cases in equity presented on demurrer to the bill or when prepared for a final hearing; motions to dissolve injunctions issued after notice and hearing, or continued after a hearing; questions arising on writs of habeas corpus, mandamus, and certiorari, when the facts are agreed or ascertained and reported by a judge. They are to be marked law on the docket of the county where pending, and there continued until their determination is certified by the clerk of the district to the clerk of the county, and the court shall immediately after the decision of the question submitted to it, make such order, direction, judgment or decree, as is fit and proper for the disposition of the case, and cause a rescript in all civil suits briefly stating the points therein decided to be filed therein, which rescript shall be certified by the clerk of the district to the clerk of the county where the action is pending, and to the reporter of decisions; and if no further opinion is written out, the reporter shall publish in the next volume of the reports thereafter issued, the case, together with such rescript, if the reporter deems the same of sufficient importance for publication.’

Approved March 3, 1874.

Chapter 232.

An act additional to chapter six of the revised statutes, relating to taxes.

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

Collection of
taxes.

Proviso.

In addition to the methods now provided by law for the collection of taxes legally assessed in towns against the inhabitants thereof, or parties liable to taxation therein, an action of debt may be commenced and maintained in the name of the inhabitants of any town to which a tax is due and unpaid, against the party liable for such tax; *provided, however,* that no defendant in any such action shall be liable for costs of suit, or any part thereof, unless it shall appear by the declaration in the writ and proof, that payment of said tax had been duly demanded prior to the commencement of such suit.

Approved March 3, 1874.