

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1874.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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1874.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1874.

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An act to amend and additional to "an act to establish a Municipal Court for the town of Brunswick."

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

Act establishing municipal court in Brunswick, amendment.

SECT. 1. Section second of the act establishing a municipal court for the town of Brunswick, in the county of Cumberland, is hereby amended so as to read as follows :

Justice of court to exercise concurrent jurisdiction with justices of the peace, &c.

SECT. 2. The justice of said court shall, except when interested, exercise concurrent jurisdiction with trial justices and justices of the peace over all such matters and things, civil and criminal, within said county of Cumberland, as are by law within the jurisdiction of trial justices and justices of the peace ; also concurrent jurisdiction with trial justices in cases of forcible entry and detainer in said county, and exclusive jurisdiction in all civil actions, if otherwise cognizable by a trial justice or a justice of the peace, in which both parties interested or either of the principal parties, and a person summoned as trustee are inhabitants of or residents in said town ; also exclusive jurisdiction in all cases of forcible entry and detainer in said town ; also concurrent original jurisdiction with the superior court for the county of Cumberland, in all civil actions at law where the damage demanded does not exceed fifty dollars, in which both parties interested or either of the principal parties and a person summoned as trustee, are inhabitants of or residents in the county of Cumberland ; provided, that in all civil actions brought before said municipal court wherein the damages demanded exceed twenty dollars, either party to such action may have a trial by jury on filing with the justice of said municipal court within two days from the entry of the same, an application in writing therefor. When application is filed as aforesaid, the justice of said municipal court shall, as soon as may be, transmit to said superior court copies attested by him of all original papers filed with him in the case, at the charge and expense of the party making such application, to be taxed in his bill of cost if he prevail. The clerk of said superior court, on the receipt of said copies, shall enter such action on the docket of the term beginning next after he shall receive the same, and said superior court shall thereupon have jurisdiction of said action as if originally returned thereto. No party to actions so removed shall be required to recognize as in other cases. When a party does not make request as aforesaid, the justice of said municipal court shall have and take jurisdiction of the case in like manner as in cases where the damages demanded do not exceed twenty dollars, saving all rights and requirements of appeal.

—exclusive jurisdiction in certain cases.

—concurrent jurisdiction with superior court.

Proviso.

Trial by jury.

—proceedings in case of.

Parties not required to recognize.

Jurisdiction of municipal court when no request be made.

SECT. 2. Writs and processes returnable before said court where in the damages demanded exceed twenty dollars, shall be served fourteen days at least before the return day thereof. **CHAP. 566.**  
Service of writs, &c.

SECT. 3. The fees of the justice of said court, in actions entered before said court wherein the damages demanded exceed twenty dollars, shall be two dollars for the trial of an issue, in addition to the fees allowed by law in other actions, and for all copies by him made in such cases the same fees as are now allowed in other cases. Fees.

SECT. 4. The second section of the act to which this is amendatory and additional is hereby repealed. Sec. 2 of act to which this is amendatory, repealed.

SECT. 5. This act shall take effect when approved.

Approved February 25, 1874.

### Chapter 566.

An act to make valid the doings of the town of South Thomaston.

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

SECT. 1. The doings of the town of South Thomaston, at a meeting held March seventeenth, in the year of our Lord one thousand eight hundred and seventy-three, relating to a judgment obtained in the suit of the town against James Newhall and also relating to a levy thereupon, are hereby made valid. Certain doings of South Thomaston made valid.

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

Approved February 25, 1874.

### Chapter 567.

An act to legalize the doings of school district number two in the town of Linneus.

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

SECT. 1. The doings of school district number two in the town of Linneus and county of Aroostook at school district meetings held from March first, eighteen hundred and sixty-eight to January first, eighteen hundred and seventy-four in raising money, assessing and collecting taxes for the purpose of building a school house are hereby made legal. Certain doings in school district No. 2, town of Linneus, made legal.

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

Approved February 25, 1874.