

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

FIFTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1876.

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

AUGUSTA:
SPRAGUE, OWEN & NASII, PRINTERS TO THE STATE.
1876.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1876.

CHAP. 60. by inserting after the word "resides," 'and if the person desiring such change of name be a minor, the person having the legal custody of such minor may petition in his or her behalf,' so that said section as amended, shall read as follows :

Names, how changed.

--in case of minors.

'SECT. 1. Whenever any person in this state desires to change his or her name, such person may petition therefor to the judge of probate of the county in which he or she resides, and if the person desiring such change of name be a minor, the person having the legal custody of such minor, may petition in his or her behalf, and such judge of probate is hereby authorized and empowered to change the name of such person, and shall make and preserve a record thereof.'

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

Approved January 24, 1876.

Chapter 60.

An act relating to Administrators, Executors and Trustees.

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

Administrators, executors and trustees, authorized to make oath to accounts before a justice of the peace.

Administrators, Executors and Trustees, are hereby authorized to make oath to their several accounts before a Justice of the Peace in all cases, where no objection is made by parties interested to the allowance of said account.

Approved February 1, 1876.

Chapter 61.

An act amendatory of and additional to chapter thirty of the Revised Statutes, in relation to Deer and Caribou.

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

Sec. 13, ch. 30, R. S., amended.

Section thirteen of chapter thirty of the revised statutes, is hereby amended by inserting after the word "hide," in the first line, the words 'or any part thereof.' Also by inserting after the word "hide," in the sixth line, the words 'or any part thereof.' And by adding to said section the following words: 'And the warden, or either of his deputies as named in section twelve of this chapter, shall have power to search for such carcass or hide, or any part thereof, subject to the provisions of sections twelve, thirteen and fourteen of chapter one hundred and thirty-two of

the revised statutes, but the warrant may be issued on complaint of said warden or either of his deputies,' so that said section as amended shall read as follows :

'SECT. 13. If any person has in his possession the carcass or hide, or any part thereof, of any such animal, between the first day of January and the first day of October, he shall be deemed to have hunted and killed the same contrary to law, and be liable to the penalties aforesaid ; but he shall not be precluded from producing proof in defence. In case of his conviction, such carcass or hide, or any part thereof, so found in his possession, shall be decreed by the court forfeited to the use of the person prosecuting. And the warden, or either of his deputies as named in section twelve of this chapter, shall have power to search for such carcass or hide, or any part thereof, subject to the provisions of sections twelve, thirteen and fourteen of chapter one hundred and thirty-two of the revised statutes, but the warrant may be issued on complaint of said warden or either of his deputies.'

Evidence of violation of law for killing moose.

Hide and carcass forfeited.

Warden and deputies, powers of.

Approved February 1, 1876.

Chapter 62.

An act to amend section five of chapter seventy-eight of the Revised Statutes, relating to election returns.

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

Section five of chapter seventy-eight of the revised statutes, is amended by adding at the end thereof the following words : ' But in order to ascertain what persons have received the highest number of votes, the governor and council shall count and declare for any person, all votes intentionally cast for such person, although his name upon the ballot is misspelled or written with only the initial or initials of his christian name or names ; and they may hear testimony, upon oath, in relation to such votes, in order to get at the intention of the electors, and decide accordingly.' The provisions of this section shall be applied in determining the election of all county officers.

Sec. 5, ch. 78, R. S., amended.

Highest number of votes, how determined.

Governor and council may hear testimony.

Provisions of this section applicable to election of all county officers.

Approved February 1, 1876.