

MAINE STATE LEGISLATURE

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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. 67.

Chapter 67.

An act additional to chapter forty of the Revised Statutes, to prevent the destruction of certain fish in the upper waters of the Penobscot river.

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

Weekly close time for taking fish on Penobscot river and branches.

When lawful to take said fish.

Penalty for violation.

There shall be between the first day of April and the fifteenth day of July each year, a weekly close time of four days, from sunrise on Sunday to sunrise of Thursday of each week during which no salmon, shad, alewives or bass shall be taken or destroyed from or in the waters of the Penobscot river or its branches above the railroad bridge between Bangor and Brewer, but between said Thursday and Sunday at sunrise, as aforesaid, it shall be lawful to take any of said fish in said waters above said bridge, any law to the contrary notwithstanding. Any person violating the provisions of this act shall be liable to a penalty of fifteen dollars for each salmon, and five dollars for each other fish aforesaid, taken or destroyed from or in said waters during the period above interdicted.

Approved February 7, 1876.

Chapter 68.

An act in relation to Fiscal School returns of towns to be made to the state Superintendent of Common Schools.

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

Certificate of cities, towns, &c., to be returned annually to state supt. of common schools.

Amount of money voted by town.

—payable from state.

—expended for common schools.

—unexpended.

SECT. 1. The assessors or municipal officers of each city, town or plantation, shall on or before the first day of May in each year, make to the state superintendent of common schools, a certificate, under oath, embracing the following items :

First. The amount of money voted by the town for common schools at the last preceding annual meeting.

Second. The amount of school moneys payable to the town from the state treasury during the last school year, meaning by the school year, the year ending with the first day of April.

Third. The amount of money actually expended for common schools during the last school year.

Fourth. The amount of school moneys unexpended, whether in the town treasury or in the hands of district agents.

Fifth. Answers to such other inquiries as may be presented to secure a full and complete statement of school revenues and school expenditures.

SECT. 2. It shall be the duty of the state superintendent of common schools to prepare and furnish to the town officers such blanks as he may deem proper to secure the fiscal returns required in section one of this act. And furthermore it shall be the duty of the said superintendent to return to the state treasurer on the first day of July annually, a list of such towns as have made the fiscal returns required by section one of this act, and no school moneys shall be paid by the state treasurer to any town, so long as it neglects to make such fiscal returns.

CHAP. 69.

Blanks for returns to be furnished to towns.

Superintendent to make return to the treasurer of state.

Money withheld from towns in case of neglect.

Approved February 7, 1876.

Chapter 69.

An act permitting the Defendant to give bond in Trustee Process.

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

SECT. 1. In any suit hereafter brought in this state, wherein any person, company or corporation is summoned as a trustee of the defendant, the defendant may deliver to the officer holding the writ, a bond, running to the creditor, in the amount of the addamnum of the writ, with surety or sureties approved according to the provisions of section twenty-four of chapter one hundred and thirteen of the revised statutes, conditioned to pay whatever judgment may be recovered against the defendant, and the taxable costs, within thirty days from the date of final judgment in said suit.

Bond in trustee process may be given.

SECT. 2. When any officer shall receive any bond according to the foregoing provisions, he shall immediately give written notice thereof to the trustee or trustees, and he shall be allowed to charge as fees the sum of fifty cents for each trustee so notified and for his necessary travel.

—notice of, when given.

SECT. 3. The officer shall file the bond in court with the writ, and shall make return of his doings relative thereto, in his return upon the writ.

—to be filed in court.

SECT. 4. When any person, company or corporation, summoned as trustee in any action, shall be legally notified that the defendant has given bond, as above described, he or they shall be discharged from all further liability in said action, and any such trustee shall not be required to make any disclosure into court, and shall not recover any costs in said action.

—of defendant, legal notice of, to discharge parties.

Approved February 7, 1876.