

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,
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1876.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1876.

Chapter 82.

CHAP. 82.

An act in relation to the Settlement of Paupers.

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

No person shall acquire a settlement, subjecting a town to pay for his support on account of poverty or distress, by reason of his residing in said town as tender of a draw-bridge, or toll-keeper of a bridge owned by another town, and in a toll house also owned by another town.

Settlement of paupers.

Approved February 12, 1876.

Chapter 83.

An act to amend section eighty-seven of chapter eighty-two of the Revised Statutes, relating to Witnesses and Evidence, by adding a fifth exception.

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

'*Fifth.* In all actions where an executor, administrator or other legal representative is a party, and the opposite party is an heir of the estate of the deceased, said heir may testify when any other heir of the estate of the deceased shall testify at the instance of such executor, administrator or other legal representative. The provisions of this act shall not apply to testimony to be used in actions or causes of actions now pending.'

Testimony of witnesses in probate cases.

—not to apply to cases pending.

Approved February 12, 1876.

Chapter 84.

An act to amend section three, chapter sixty-six of the Revised Statutes, relative to Insolvent Estates.

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

Section three of chapter sixty-six of the revised statutes, is hereby amended by striking out the first, second and third lines of said section, to the word "appoint," and inserting instead thereof the following: 'when it appears to the administrator that an estate may be insufficient to pay the debts of the fifth class, on his application to the judge of probate, the judge shall,' so that said section, as amended, shall read as follows :

Sec. 3, ch. 66, R. S., amended.

'**SECT. 3.** When it appears to the administrator that an estate may be insufficient to pay the debts of the fifth class, on his

Commissioners may be appointed to receive and

CHAP. 85.

decide claims
against insolvent
estates.

Appointment
may be revoked.

application to the judge of probate, the judge shall appoint two or more commissioners to receive and decide upon all claims against the estate, except those of the administrator. They are to be first sworn, and are to make report to the court of all claims presented, and of their disposition, with the sum allowed on each claim. But the judge may, for sufficient cause, revoke such appointment and issue a new commission, or proceed otherwise as the case may require.'

Approved February 15, 1876.

Chapter 85.

An act to amend sections fifty-one and fifty-five of chapter six of the Revised Statutes, and section seven of chapter twenty-five of the Public Laws of eighteen hundred and seventy-five, relating to Duties of County Commissioners.

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

Assessments of
county commis-
sioners to build
roads.

Time for making
and opening
roads.

—when to be
paid.

Altering or grad-
ing ways.

SECT. 1. Chapter six of the revised statutes is hereby amended in section fifty-one, by striking out, in the third line, the word "immediately," and inserting instead thereof the words 'at their first regular session,' and by inserting in the nineteenth line, after the word "years," the words 'from the date of the assessment.'

SECT. 2. Section fifty-five of said chapter six is hereby amended by changing the word "July," in the fourth line, to 'June.'

SECT. 3. Section seven of chapter twenty-five of the public laws of eighteen hundred and seventy-five, is hereby amended by inserting the words 'altering or,' before the word "grading," in the fifth and in the sixth lines.

Approved February 15, 1876.

Chapter 86.

An act additional to chapter twenty-nine of the Public Laws of eighteen hundred and sixty-nine, concerning the Militia.

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

Portland Mont-
gomery Guards,
duties and privi-
leges of.

SECT. 1. The volunteer company known as the Portland Montgomery Guards, is hereby made subject to all the duties and granted all the privileges provided for volunteer companies of militia, by chapter twenty-nine of the public laws of eighteen hundred and sixty-nine.

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

Approved February 15, 1876.