

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1877.

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

AUGUSTA :

SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.

1877.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1877.

An act to amend "an act to establish a Municipal Court in the city of Biddeford."

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

Jurisdiction of
Municipal Court
of Biddeford.

SECT. 1. The municipal court of the city of Biddeford shall have original jurisdiction, concurrent with the supreme judicial court, in all civil actions, in which the damages demanded shall be over twenty dollars, and shall not exceed one hundred dollars; and any party may appeal from any judgment of said court, to the supreme judicial court, and in all cases, if either party shall desire a trial by jury, he may, at the return day of the process in the case, file a request in writing therein, stating, under oath, his intention to request a trial by jury, and shall therewith deposit, with the judge of said municipal court, the fees for copies and entry in the supreme judicial court, whereupon, the judge shall certify the facts, and the case shall thereupon be removed, and entered at the next term thereafter, of the supreme judicial court, in said county.

—appeal.

Trial by jury,
how obtained.

Exceptions may
be taken and
cases certified to
law term.

SECT. 2. Exceptions may be taken and allowed, and cases certified, upon an agreed statement of facts, as in the supreme judicial court, and heard and determined at the law term thereof; and decisions of the law court, on such exceptions and reports, certified to said municipal court for final disposition, with the same effect as in cases originating in the supreme judicial court.

Powers.

SECT. 3. Said municipal court is hereby clothed, as fully as the supreme judicial court, with all the powers necessary for the performance of its duties.

Fees of judge.

SECT. 4. The fees of the judge, which he may demand and receive for his services, shall be as follows, viz: For every blank writ signed by him, four cents; for every entry of a civil action, fifty cents; for every warrant issued by him, one dollar; for the trial of an issue in a civil or criminal case, two dollars; and the same sum for every day occupied in the hearing of a case after the first day; and for all fees not herein specified, he shall receive the same sums allowed for similar services, to trial justices, and clerks of the supreme judicial courts, *provided, however,* that when the fees of said court, paid to said judge shall exceed the sum of fifteen

Proviso.

hundred dollars per year, the excess over that amount shall be paid to the city of Biddeford. CHAP. 360

SECT. 5. Section seven, of chapter one hundred and fifty-one, of the public acts of eighteen hundred and fifty-five, is hereby repealed. Sec. 7, ch. 151,
public acts of
1855, repealed.

Approved February 6, 1877.

Chapter 360.

An act additional to the acts which constitute the charter of the Bangor and Piscataquis Railroad Company.

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

SECT. 1. The Bangor and Piscataquis Railroad Company is empowered, upon land which it shall have acquired in the mode prescribed in the acts to which this is additional, and subject to the laws of the state, to construct and maintain a railroad with one or more sets of rails, extending from some point in Oldtown, or between Oldtown and some point in Foxcroft, on the line of its present road, to some point at tide water, in the city of Bangor, north of the south line of the city, and to build and maintain a bridge across the Penobscot river, and across the Kenduskeag stream, and to contract with any persons or corporations now owning bridges across either of said streams of water, for a lease or purchase thereof. *Provided, however,* that if the said Bangor and Piscataquis Railroad Company shall locate said contemplated road along the line of the European and North American Railway Company, it shall do so, so as not to obstruct or interfere with the tracks of said last named company, except in crossing the same, *and provided, further,* that no location of any portion of said contemplated road in the city of Bangor shall be valid until confirmed by a vote of the municipal officers of the city of Bangor.

Bangor and Piscataquis R. R. Co. may construct railroad.

May bridge Penobscot river and Kenduskeag stream.

Proviso.

SECT. 2. Said company is authorized to discontinue such parts of its old line as shall be superseded and rendered unnecessary by the new line hereby authorized; *provided,* that any town through which said road is discontinued, which subscribed to the stock of said road, or loaned its credit in

May discontinue portion of old line.

Proviso.