

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1879.

Published by the Secretary of State, agreeably to Resolves of June 28,
1820, February 18, 1840, and March 16, 1842.

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1879.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1879.

CHAP. 118.

Chapter 118.

An Act to amend "An Act relating to Recording Devises of Real Estate in the Registry of Deeds."

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

Ch. 186, public laws 1874, amended.

Section two of chapter one hundred and eighty-six of the public laws of eighteen hundred and seventy-four, is hereby amended by striking out the word "ten," after the word "within," in the first line, and inserting in place thereof the word 'thirty,' so that said section when amended shall read as follows:

Wills to be certified to Register of Deeds within thirty days after proof, when real estate is devised.

'SECT. 2. Within thirty days after a will has been duly proved and allowed in the probate court, or in the supreme court of probate, it shall be the duty of the register of probate to make out and certify to the register of deeds in the county where the real estate is situated, a true copy of so much of said will as devises real estate, with the description of said real estate, so far as any description can be furnished from said will, and the name of the testator and of the devisee; and it shall be the duty of the register of deeds receiving such copy to forthwith file the same, minuting thereon the time of the reception thereof as aforesaid, and record the same in the same manner as now provided by law for recording deeds of real estate.'

Duty of Register of Deeds.

Approved February 27, 1879.

Chapter 119.

An Act relating to Costs.

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

Sec. 111, ch. 82 R. S., amended.

Section one hundred and eleven of chapter eighty-two of the revised statutes, is hereby amended so as to read as follows:

Plaintiff becoming nonsuit, defendant recovers cost.

'SECT 111. When any plaintiff shall in any stage of his action become nonsuit, or discontinue his suit, the defendant shall recover his costs against him, and in all actions as well those of quitam as others, the party prevailing shall be entitled to his legal costs. When costs have been allowed against a plaintiff on nonsuit or discontinuance, and a second suit is brought for the same cause, before the costs of the former suits are paid, further proceedings shall be stayed till such costs are paid, and the suit may be dismissed unless they are paid at such time as the court appoints.'

Second suit brought, proceedings stayed till costs paid in first suit. Suit dismissed, when.

Approved February 27, 1879.