

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1879.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1879.

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## CHAP. 150.

No dividends to be paid to stockholders whose residence not given.

Cashiers and clerks to return under oath in 7 days after April 1, names of stockholders and amount of stock held on April 1.

Such return to contain abstract of sec. 34 ch. 6 R. S.

Such returns to be the basis of taxation.

either, whose residence, for the time being, is not entered on the books thereof; and the cashiers of banks, and clerks or treasurers of all corporations holding property liable to be taxed, within seven days after the first day of April annually, are to return under oath, to the assessors of a town, in which any of its stockholders reside, the names of such stockholders, the amount of stock owned by them on the first day of April, and the amount of stock paid into such corporations, and such return shall contain in the body thereof, or by note annexed thereto an abstract of section thirty-four of chapter six of the revised statutes as amended; such returns are to be the basis of taxation on such property.'

Approved March 3, 1879.

### Chapter 150.

An Act establishing the Salaries of certain State and County Officers, and fixing the number and regulating the pay and compensation of certain State Employees.

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

SECT. 1. The following public officers are entitled to receive salaries from the treasurer of the state, in quarterly payments, on the first day of January, April, July and October of each year, as follows:

Judge of the superior court for the county of Cumberland, two thousand dollars per annum.

Judge of the superior court for the county of Kennebec, seventeen hundred dollars per annum.

SECT. 2. County attorneys, of the counties of Androscoggin, four hundred dollars.

Aroostook, two hundred dollars.

Cumberland, one thousand dollars.

Franklin, two hundred and twenty-five dollars.

Hancock, two hundred and fifty dollars.

Kennebec, four hundred and fifty dollars.

Knox, three hundred dollars.

Lincoln, two hundred and fifty dollars.

Oxford, three hundred and fifty dollars.

Penobscot, six hundred dollars.

Piscataquis, one hundred dollars.

Sagadahoc, two hundred and fifty dollars.

Somerset, two hundred and fifty dollars.

Waldo, two hundred and fifty dollars.

Washington, three hundred dollars.

Salaries to be paid in quarterly payments.

York, four hundred and fifty dollars. And no other fees, costs CHAP. 150.  
or emoluments shall be allowed them.

SECT. 3. Judges of probate from the treasuries of their coun- Judges of  
probate.  
ties, in quarterly payments, as before provided :

Androscoggin, three hundred dollars.  
Aroostook, two hundred and fifty dollars.  
Cumberland, sixteen hundred dollars.  
Franklin, two hundred and fifty dollars.  
Hancock, four hundred dollars.  
Kennebec, five hundred dollars.  
Knox, two hundred dollars.  
Lincoln, three hundred dollars.  
Oxford, three hundred and fifty dollars.  
Penobscot, six hundred dollars.  
Piscataquis, one hundred and fifty dollars.  
Sagadahoc, four hundred dollars.  
Somerset, two hundred dollars.  
Waldo, two hundred dollars.  
Washington, four hundred dollars.  
York, four hundred dollars.

SECT. 4. Registers of probate, from the treasuries of their Registers of  
probate.  
counties, in quarterly payments, as aforesaid.

Androscoggin, three hundred and fifty dollars.  
Aroostook, three hundred and fifty dollars.  
Cumberland, eight hundred dollars, and clerk hire for one clerk,  
five hundred twenty-five dollars.  
Franklin, four hundred dollars.  
Hancock, four hundred dollars.  
Kennebec, seven hundred dollars.  
Knox, three hundred dollars.  
Lincoln, five hundred dollars.  
Oxford, five hundred and fifty dollars.  
Penobscot, eight hundred dollars.  
Piscataquis, two hundred and fifty dollars.  
Sagadahoc, five hundred dollars.  
Somerset, three hundred dollars.  
Waldo, three hundred dollars.  
Washington, four hundred dollars.  
York, seven hundred and fifty dollars.

SECT. 5. Salaries of clerks of the judicial courts in all the Salaries of  
clerks of court  
to remain as  
now fixed ex-  
cept the follow-  
ing counties :  
counties to remain the same as now fixed by law, excepting in the  
following named counties, in which the pay and compensation  
shall be as follows :

Penobscot: Twelve hundred dollars per annum, and an addi-  
tional annual allowance of six hundred dollars for clerk hire. Said  
sums shall be in full compensation for the performance of all duties  
required of him by law, including those performed by him as

CHAP. 150. clerk of the county commissioners, or by a clerk pro tempore, appointed by him under section seven of chapter seventy-eight. He shall render an account of all fees of office as required by law, be responsible for the same whether received or not, and pay the whole amount to the treasurer of the county for the use thereof. One clerk employed by him shall be known as deputy clerk, and sworn as such, and shall give to the clerk a bond for his honesty, and the faithful discharge of his duties.

Somerset: Out of the fees of his office the clerk may retain seven hundred dollars per annum, and one-half the amount received over that sum, rendering an account of all fees as provided by law, but the entire annual amount of his salary shall not exceed one thousand dollars.

Washington: Out of the fees of his office the clerk may retain eight hundred dollars per annum, and one-half of the amount received by him over that sum, rendering an account of all fees as provided by law.

York: Out of the fees of his office the clerk may retain thirteen hundred and fifty dollars per annum, in full for all services. He shall render an account of all fees as required by law, and pay the balance to the treasurer of the county for the use thereof.

Hancock: Out of the fees of his office the clerk may retain seven hundred and fifty dollars per annum, and one-half of all fees received over that sum, rendering an account thereof as provided by law; but his entire salary shall not exceed one thousand dollars per annum.

Kennebec: The clerk of Kennebec county is to have all fees, as provided by law, from the supreme judicial court and superior court for the county of Kennebec.

Cumberland: Eighteen hundred dollars per annum. Deputy clerk one thousand dollars per annum, and a sum additional not exceeding twelve hundred dollars for clerk hire per annum. Said sums shall be full compensation for the performance of all duties required of him by law, including those performed by him as clerk of the superior court for the county of Cumberland, and as clerk of the county commissioners; or by a clerk pro tempore, appointed by him under section seven of chapter seventy-eight. He shall render an account of all fees of office, as required by law, be responsible for the same whether received or not, and pay the whole amount to the treasurer of the county for the use thereof.

Piscataquis: The clerk of the courts of Piscataquis county shall receive an annual salary of five hundred dollars, to be paid from the fees of his office, in quarterly payments; said sum shall be in full compensation for the performance of all duties required of him by law, including those performed by him as clerk of the county commissioners, or by clerk pro tem., appointed by him under section seven of chapter seventy-eight. He shall render an account

of all fees of office, as required by law, be responsible for the same whether received or not, and pay the amount over the sum of five hundred dollars to the treasurer of the county for the use thereof.

Lincoln: Out of the fees of his office, the clerk may retain eight hundred dollars per annum, and one half the amount received over that sum, rendering an account of all fees as provided by law, but the entire annual amount of his salary shall not exceed one thousand dollars.

Moneys received for naturalization, and for law copies, shall be considered fees of office within the meaning of this section.

Androscoggin: Out of the fees of his office, the clerk of courts may retain eight hundred dollars per annum and one half of all fees received over that sum, rendering an account of all fees, as required by law, but his entire salary shall not exceed one thousand dollars per annum.

Oxford: Out of the fees of his office, the clerk may retain seven hundred dollars per annum and half of the amount received by him over that sum, rendering an account of all fees as provided by law, but in no case to exceed eight hundred dollars for annual salary, and he shall be allowed an additional annual sum of fifty dollars for clerk hire.

#### COMPENSATION OF COUNTY COMMISSIONERS.

SECT. 6. Each commissioner shall receive two dollars a day while actually employed in the service of the county, including the time spent in travelling, for which he shall have eight cents a mile for the distance actually travelled; but he shall not have more than one travel in the same hearing or session, nor for more than two adjournments of any regular term; nor for service or travel on more than one petition or case at the same time; nor anything for travel or attendance at the legislature connected with the annual county estimates; nor for any additional trouble or expense of any kind.

County Commissioners  
\$2.00 per day  
and 8 cents a  
mile travel.

SECT. 7. The compensation of sheriffs shall be two dollars for each day's attendance upon the supreme judicial court, or the superior courts of the counties of Cumberland and Kennebec, instead of the sum now fixed by law, to be paid from the county treasury.

Sheriffs \$2.00  
per day for at-  
tending court.

SECT. 8. The jailors' fees for the commitment or discharge of a prisoner shall be twenty cents; and for the board of each prisoner of every description committed to his custody, such sum not exceeding two dollars per week as the county commissioners judge reasonable.

Jailors' fees for  
commitment or  
discharge of  
prisoner 20 cts.  
Board of pris-  
oner not over  
\$2.00 per week.

SECT. 9. The salary of the recorder of the municipal court for the city of Portland, shall be eight hundred dollars per annum, in full for all services. Clerk hire for said recorder, two hundred

Recorder of  
Municipal  
Court Portland  
\$800.  
Clerk hire \$200.

CHAP. 151. dollars per annum. Said recorder shall account for all fees, and pay the same to the county treasurer.

To account.  
Supt. common schools \$1000.

Clerk hire \$500-

Supt. insane hospital \$1,300.  
Assistant superintendents \$850 each.  
Steward \$900.  
Chaplain \$200.  
Matron \$350.

Supt. reform school \$1000.

Repealing clause.

SECT. 10. The annual salary of the state superintendent of common schools shall be one thousand dollars, instead of the sum now fixed by law, together with clerk hire, not to exceed the sum of five hundred dollars per annum.

SECT. 11. The compensation of the superintendent of the insane hospital shall be thirteen hundred dollars per annum; two assistant superintendents, eight hundred and fifty dollars each per annum; one steward, who shall also perform the duties of treasurer, nine hundred dollars per annum, in full for all services; chaplain, two hundred dollars per annum; matron, three hundred and fifty dollars per annum.

SECT. 12. The compensation of the superintendent of the State reform school shall be one thousand dollars per annum.

SECT. 13. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved March 3, 1879.

### Chapter 151.

An Act relating to Prosecutions for Embezzlement.

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

In prosecutions for embezzling, fraudulently converting to one's own use money, etc., by cashier or other officer.

What shall be sufficient allegation in the indictment.

What evidence may be given at the trial.

What sufficient to maintain the charge in the indictment.

SECT. 1. In prosecutions for the offense of embezzling, fraudulently converting to one's own use, or taking and secreting with intent so to embezzle, or fraudulently convert, the bullion, money, notes, bank notes, checks, drafts, bills of exchange, obligations or other securities for money, of any person, bank, incorporated company, or co-partnership, by a cashier or other officer, clerk, agent or servant of such person, bank, incorporated company or co-partnership, it shall be sufficient to allege generally in the indictment an embezzlement, fraudulent conversion, or taking with such intent, of money to a certain amount, without specifying any particulars of such embezzlement; and at the trial, evidence may be given of any such embezzlement, fraudulent conversion, or taking with such intent, committed within six months next before the time stated in the indictment; and it shall be sufficient to maintain the charge in the indictment, and shall not be deemed a variance, if it is proved that any bullion, money, notes, bank note, check, draft, bill of exchange or other security for money, of such person, bank, incorporated company or co-partnership of whatever amount was fraudulently embezzled, converted or taken with such intent by such cashier or other officer, clerk, servant, agent, within such period of six months.

Approved March 3, 1879.