

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1880.

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

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1880.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1880.

CHAP. 226

Inconsistent acts
repealed.

SECT. 177. All laws, acts and resolves inconsistent with the provisions of this act are hereby repealed, but this section shall not be construed as reviving or in any manner restoring any former acts or parts of acts that were repealed by the laws of eighteen hundred and sixty-five.

SECT. 178. This act shall take effect when approved.

Approved March 16, 1880.

Chapter 226.

An act relating to service of process on defendants out of the State, in suits for breach of official duty.

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

Actions against
officers, where
principal defend-
ant is out of state,
writs, how served.

In all actions against sheriffs, deputy sheriffs, coroners and constables, for breach of official duty, where the principal defendant is out of the state, the writ may be served on such defendant by leaving a copy of the same with each of the sureties on his official bond fourteen days before the return day thereof, and the court in the county where the writ is returnable, either before or after entry, may order further notice to the defendant by publication of an abstract of the writ and order thereon, in some newspaper published in the county where the writ is returnable, or in the state paper, or in such other manner as the court shall direct; and if the order is complied with and proved, the defendant shall be held to answer to the suit, and judgment in such case shall have the same effect as if personal service was had upon the principal defendant.

Approved March 16, 1880.