

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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PUBLIC LAWS  
OF THE  
STATE OF MAINE.

1887.

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## CHAP. 110

**Chapter 110.**

An Act to fix the salary of the Treasurer of State, and the compensation of Clerks in the Treasury Office.

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

Salary of state treasurer, fixed.

SECT. 1. The salary of the treasurer of state shall be fixed at two thousand dollars per annum, from and after January one, eighteen hundred and eighty-seven, and the sum of three thousand dollars annually shall be allowed for clerk hire in the treasury office.

Inconsistent acts, repealed.

SECT. 2. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

Approved March 12, 1887.

**Chapter 111.**

An Act to amend sections fifty-two, fifty-three and fifty-four of chapter eighty-two of the Revised Statutes, relating to suits by and against Bankrupts.

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

Sec. 52, ch. 82, R. S., amended.

SECT. 1. Section fifty-two of chapter eighty-two of the revised statutes is hereby amended, by inserting after the word "bankrupt," in the first line thereof, the words 'or an insolvent,' so that said section as amended, shall read as follows :

A bankrupt or insolvent may sue in his own name, unless objected to by plea in abatement.

'SECT. 52. A person who has been declared a bankrupt, or an insolvent, may maintain an action respecting his former property in his own name, unless objection is made by plea in abatement, if before final judgment, the assent of his assignee is filed in the office of the clerk of the court in which the action is pending.'

Sec. 53, amended.

SECT. 2. Section fifty-three of said chapter is hereby amended, by inserting after the word "bankruptcy," in the second line thereof, the words 'or insolvency,' so that said section as amended, shall read as follows :

Attachment made four months before bankruptcy or insolvency of defendant, is valid.

'SECT. 53. Actions in which an actual attachment of property was made four months prior to the filing of a petition in bankruptcy or insolvency by any defendant therein, shall be disposed of under the ordinary rules of proceedings in court.'

SECT. 3. Section fifty-four of said chapter is hereby amended, by inserting after the word "bankruptcy" in the first and second lines thereof, the words 'or insolvency,' and after the word "bankruptcy" in the third line thereof, the words 'or insolvency,' and after the word "bankrupt" in the same line, the words 'or an insolvent,' and after the word "bankrupt" in the fifth line thereof, the words 'or insolvent,' and after the word "bankrupt" in the eighth line thereof, the words 'or insolvent,' so that said section as amended, shall read as follows :

Sec. 54,  
amended.

'SECT. 54. All other actions for recovery of a debt provable in bankruptcy or insolvency, when it appears that any defendant therein has filed his petition in bankruptcy or insolvency, or has been adjudged a bankrupt or an insolvent, on petition of his creditors before or after the commencement of the suit, shall be continued until the bankrupt or insolvent proceedings are closed, unless the plaintiff strikes such defendant's name from the suit, which he may do without costs ; but when such defendant does not use diligence in the prosecution of his bankrupt or insolvent proceedings, after one term's notice to him, in writing, from the plaintiff, the court may refuse further delay.'

Other actions against bankrupts, shall be continued until bankrupt proceedings are closed, unless their names are struck out without costs.

SECT. 4. This act shall take effect when approved and affect pending actions.

Affects pending actions.

Approved March 14, 1837.

### Chapter 112.

AN Act to amend section one of chapter one hundred fifteen of Revised Statutes, relating to Salaries.

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

Section one of chapter one hundred fifteen of revised statutes is hereby amended, by inserting in line fifty-four, between the words "superintendents" and "eight" the words 'such sum as the trustees may, from time to time vote, not exceeding seventeen hundred dollars for both ;' also by striking out in line fifty-five of same section the word "nine" and inserting instead thereof, the words 'such sum as the trustees may from time to time vote, not exceeding twelve,' so that said section as amended, shall read in part as follows : The

Sec. 1, ch. 115,  
R. S., amended.