

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-SEVENTH LEGISLATURE

OF THE

## STATE OF MAINE

1895.

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

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AUGUSTA:  
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1895.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.

1895.

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CHAP. 73

SECT. 4. The board of railroad commissioners shall make a report in writing of their determinations and decisions in the matters named in the three preceding sections, file the same in their office, and cause to be sent by mail to each of the railroad corporations, or the municipal officers of the cities or towns as the case may be, interested therein, a copy of such determination or decision. Such decision or determination shall be final and binding upon all parties named, unless an appeal therefrom shall be taken and entered in the next succeeding term of the supreme judicial court, to be held in the county where the crossing or bridge is located, after thirty days from the date of the report.

Commissioners shall make report of their decisions, and send copies to parties interested.

-when appeals may be taken.

SECT. 5. If any appeal shall be taken as provided in the preceding section, the appellant shall within thirty days from the date of the filing of such decision, file in the office of the board of railroad commissioners, its reasons for appeal, and fourteen days at least before the sitting of the appellate court, it shall cause to be served upon such other interested corporation or municipality a copy of such reasons for appeal, certified by the clerk of the board of railroad commissioners. The presiding justice, at such term of court, shall make such order or decree thereon as law and justice may require. Exception may be taken to such order or decree. The final adjudication shall be recorded by the clerk of courts in the county where the crossing or bridge is located, and a copy of the same shall be certified by said clerk to the board of railroad commissioners for record in their office. Costs may be taxed and allowed to either party at the discretion of the court.

When appeal is taken, appellant shall file reasons for appeal, and copy shall be served on other party.

-final adjudication shall be recorded by clerks.

Costs, how taxed.

Approved March 6, 1895.

**Chapter 73.**

An Act to establish a Salary for the Clerk of Courts for Waldo County.

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

SECT. 1. From and after the first day of January eighteen hundred and ninety-five, the salary of the clerk of courts for Waldo county, shall be eleven hundred dollars per annum, payable quarterly from the county treasury on the first days

Salary of clerk of courts, Waldo county, fixed.

CHAP. 74 of January, April, July, and October of each year, for the quarters preceding, to be in full for all services as clerk of the supreme judicial court, and of the county commissioners court; and he shall render an account under oath, to the county treasurer on the first days of January, April, July and October of each year of all fees received by him, or which he is entitled to receive by virtue of his office, and all such fees and accounts shall be for the use and benefit of the county. It shall be the duty of the county commissioners of said county to examine the accounts of the clerk of courts at the close of each quarter, and adopt such rules and regulations as they deem expedient for the collection of all fees accruing to the county under this chapter. All acts and parts of acts inconsistent with this act, are hereby repealed.

—all fees shall be paid into county treasury.

—accounts shall be examined by county commissioners.

—inconsistent acts, repealed.

SECT. 2. This act shall take effect when approved.

Approved March 7, 1895.

### Chapter 74.

An Act to amend section two of chapter ninety-four of the Revised Statutes, relating to Forcible Entry and Detainer.

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

Sec. 2, ch. 94, R.S., amended.

Section two of chapter ninety-four of the revised statutes, is hereby amended by inserting after the word "day" in the sixth line, the words, 'Either party may waive in writing said thirty days' notice, or any part thereof'; so that said section as amended, shall read as follows :

Tenancy at will, how it may be determined.

'SECT. 2. Tenancies at will may be determined by either party, by thirty days' notice in writing for that purpose, given to the other party, and not otherwise save by mutual consent, excepting cases where the tenant, if liable to pay rent, shall not be in arrears at the expiration of the notice, in which case the thirty days' notice aforesaid shall be made to expire upon a rent day. Either party may waive in writing said thirty days' notice, or any part thereof. When the tenancy is terminated, the tenant is liable to the process of forcible entry and detainer without further notice and without proof of any relation of landlord and tenant, unless he has paid, after service of the notice, rent that accrued after