

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1895.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1895.

Chapter 106.

An Act to amend section thirty-three of chapter eighty-three of the Revised Statutes, relating to Justices of the Peace and Quorum.

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

Section thirty-three of chapter eighty-three of the revised statutes, is hereby amended by adding after the words "trial justices," in the first line, and after the words "trial justices," in the third line, the words 'and judges of municipal and police courts,' so that said section as amended, shall read as follows :

Sec. 33, ch. 83,
R. S.,
amended.

'SECT. 33. Trial justices and judges of municipal and police courts are, ex-officio, justices of the peace and of the quorum, and all their official acts, attested by them in either capacity, except those pertaining to the exclusive jurisdiction of trial justices and judges of municipal and police courts, are of equal effect.'

Ex-officio,
justices of the
peace and
quorum.

Approved March 19, 1895.

Chapter 107.

An Act to amend section sixty-seven of chapter eighty-one of the Revised Statutes, relating to Attachments.

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

SECT. 1. Section sixty-seven of chapter eighty-one of the revised statutes is hereby amended by adding at the end thereof the following : 'but an attachment of real estate shall expire at the end of five years from the date of filing the same in the office of the register of deeds in the county or district where the said real estate or some part of it is situated, subject to the exceptions named in this section, unless the said register shall, within said period, at the request of the plaintiff or his attorney, bring forward the same upon the book of attachments, in which case the time shall be extended for a further period of five years. The register shall be entitled to the same fee for bringing forward such attachment upon the said book of attachments, as for the original entry thereof, so that said section as amended, shall read as follows :

Sec. 67, ch. 81,
R. S.,
amended.

CHAP. 108

Attachment continues for thirty days after payment except on execution.

Attachment shall expire in five years, subject to exceptions.

When act shall take effect.

‘SECT. 67. An attachment of real or personal estates continues for thirty days, and no longer, after final judgment in the original suit, and not in review or error; except attachments of equities of redeeming real estate mortgaged or taken on execution; or equities of redemption sold on execution; or an obligee’s conditional right to a conveyance of real estate on execution; or property attached and replevied; or property attached belonging to a person dying thereafter, or specially provided for in any other case; but an attachment of real estate shall expire at the end of five years from the date of filing the same in the office of the register of deeds in the county or district where the said real estate or some part of it is situated, subject to the exceptions named in this section, unless the said register shall, within said period, at the request of the plaintiff or his attorney bring forward the same upon the book of attachments, in which case the time shall be extended for a further period of five years. The register shall be entitled to the same fee for bringing forward such attachment upon the said book of attachments, as for the original entry thereof.’

SECT. 2. This act shall take effect January one, eighteen hundred and ninety-six.

Approved March 20, 1895.

Chapter 108.

An Act to amend section twenty of chapter sixty-five of the Revised Statutes, relating to Assignment of Dower and Partition of Real Estate.

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

Sec. 20, ch. 65, R. S., amended.

Section twenty of chapter sixty-five of the revised statutes, is hereby amended by striking out the words “in the registry,” in the fourth line, and inserting after the word “and” in the same line the words ‘the register of probate shall make out and certify a true copy thereof to the register,’ so that said section when amended, shall read as follows:

Return of commissioners may be set aside, or recommitted, record and effect when accepted.

‘SECT. 20. The judge may set aside the return of the commissioners, and commit the case anew to the same or other commissioners. The return when accepted by the court, shall be recorded in the probate office, and the register