

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTIETH LEGISLATURE

OF THE

STATE OF MAINE

1901.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.  
1901.

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## CHAP. 216

**Chapter 216.**

An Act additional to Chapter eighty-six of the Revised Statutes, regulating the Costs of Parties summoned as Trustee.

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

Chapter 86, R. S., amended.

Chapter eighty-six of the revised statutes is hereby amended by adding the following section:

Party summoned as trustee entitled to cost.

'Section 91. A party summoned as trustee and required to attend court and make a disclosure, shall be entitled to costs as follows: If the claim sued for does not exceed twenty dollars such trustee shall be entitled to travel and attendance and twenty-five cents for the oath; and if the claim sued for exceeds twenty dollars, such trustee shall be entitled to two dollars and fifty cents in addition to the above fee, and when required to attend court for further examination such trustee shall be entitled to travel and attendance.'

Approved March 19, 1901.

**Chapter 217.**

An Act to amend section fourteen of chapter one hundred and sixteen of the Revised Statutes, relating to Fees and Costs.

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

Section 14, chapter 116, R. S., amended.

Section fourteen of chapter one hundred and sixteen of the revised statutes is hereby amended by striking out the first thirteen lines of said section and inserting in the place thereof the following:

'To parties recovering costs before a trial justice, thirty-three cents for each day's attendance, and the same for every ten miles travel. To parties recovering costs in the supreme judicial or superior courts, thirty-three cents for every ten miles travel, and three dollars and fifty cents for attendance at each term until the action is disposed of, unless the court otherwise directs.' So that said section, as amended, shall read as follows:

Costs to be taxed for parties, and attorneys.

Section 14. To parties recovering costs before a trial justice, thirty-three cents for each day's attendance, and the same for every ten miles travel. To parties recovering costs in the supreme judicial or superior courts, thirty-three cents for every ten miles travel, and three dollars and fifty cents for attendance at each term until the action is disposed of, unless the court otherwise directs. Costs for travel shall be taxed for the prevailing party in civil suits, according to the distance of said

party or his attorney who resides nearest to the place of trial, unless said prevailing party or his attorney who resides farthest from said place of trial, actually travels the greater distance for the special purpose of attending court in such cause, in which case costs shall be taxed for said last named distance, and when the action is in the name of an indorsee, and the plaintiff is the prevailing party, such costs for travel shall be taxed according to the distance of the attorney, payee or indorsee, who is nearest to the place of trial, unless the attorney, payee or indorsee, residing the greater distance from said place of trial, actually travels such greater distance for the special purpose of attending court in said cause. But no costs for travel shall be allowed for more than ten miles distance from any justice, municipal or police court, nor for more than forty miles distance from any other court, unless the plaintiff prevailing actually travels a greater distance, or the adverse party, if he recovers costs, by himself, his agent or attorney, in fact travels a greater distance for the special purpose of attending court in such cause. For a power of attorney, fifty cents; and for the plaintiff's declaration, fifty cents in the supreme judicial or superior courts, but no fee for a power shall be taxed before any municipal or police court or trial justice. For an issue in law or fact, there shall be allowed for an attorney's fee, two dollars and fifty cents in the supreme judicial or superior courts. In cases of forcible entry and detainer, parties shall be allowed the same costs as in ordinary civil actions.'

Approved March 19, 1901.

## CHAP. 218

Costs for travel in civil suits, how taxed.

—no costs allowed for travel beyond a certain distance.

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## Chapter 218.

An Act to amend Section seventy-seven of Chapter forty-nine of the Revised Statutes, relating to Insurance.

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

Section seventy-seven of chapter forty-nine of the revised statutes is hereby amended by adding after the word "commissioner" in the last line thereof, the words 'and any company, association or society which neglects or refuses to comply with the provisions of this section, or to file its premium tax return, or to pay the tax for which it shall be liable, as required by the laws of this state, forfeits five dollars a day for each day's neglect, provided, that for good cause shown, the commissioner may extend the time within which the statement required by this

Section 77, chapter 49, R. S., amended.