

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-SECOND LEGISLATURE

OF THE  
STATE OF MAINE

1905.

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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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PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

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CHAP. 23

**Chapter 23.**

An Act to amend Section ten of Chapter ninety-eight of the Revised Statutes, relating to Replevin Bond.

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

Section 10,  
chapter 98, R.  
S., amended.

Amend section ten of chapter ninety-eight of the revised statutes by inserting after the word "sureties" in the third line the words 'or a surety company authorized to do business in this state;' also by inserting after the word "sureties" in the fifth line the words 'or surety company,' so that said section as amended, shall read as follows:

Officer shall  
take bond.

'Section 10. Before serving the writ, the officer shall take from the plaintiff, or some one in his behalf, a bond to the defendant, with sufficient sureties or a surety company authorized to do business in this state, in double the value of the goods to be replevied, conditioned as in the prescribed form of the writ, to be returned with the writ to the court from which the writ issued, for the use of the defendant, and new sureties or surety company may be required thereof as provided in section three.'

—in double  
value of  
goods.

Approved February 28, 1905.

**Chapter 24.**

An Act to amend Section four of Chapter eighty-eight of the Revised Statutes, relating to service upon co-partners in trustee process,

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

Section 4,  
chapter 88, R.  
S., amended.

Section four of chapter eighty-eight of the revised statutes is hereby amended by striking out the word "the" before "place" in the seventh line and inserting in place thereof the word 'any,' so that said section as amended, shall read as follows:

Service on  
trustee binds  
all goods of  
principal  
defendant.

'Section 4. A like service on the trustee binds all goods, effects or credits of the principal defendant entrusted to and deposited in his possession, to respond to the final judgment in the action, as when attached by ordinary process. When a partnership is made a trustee in a trustee suit, service upon one member of the firm shall be a sufficient attachment of the property of the principal defendant in the possession of the firm, provided, that such service be made at any place of business of the firm, or that legal service be afterward made upon the other members of the firm.'

—service on  
one member  
of firm,  
sufficient.

—proviso.

Approved February 28, 1905.