

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES
OF THE
SEVENTY-SECOND LEGISLATURE

OF THE
STATE OF MAINE

1905.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1905

PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

CHAP. 134

Chapter 134.

An Act to amend Section twenty-three of Chapter one hundred and fourteen of the Revised Statutes, relating to disclosure commissioners.

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

Section 23,
chapter 114,
R. S.,
amended.

Section twenty-three of chapter one hundred and fourteen of the revised statutes is hereby amended by inserting after the word "county" in the fifth line of said section the words 'and any town in which regular sessions of the supreme judicial court are held, shall be considered a shire town for the purpose of this act,' so said section, as amended, shall read as follows:

Subpoena
shall be
issued to
debtor
to appear
and disclose.

'Section 23. Such magistrate shall thereupon issue under his hand and seal a subpoena to the debtor, commanding him to appear before such magistrate within said county, in the town in which the debtor, the petitioner or his attorney, resides, or at the shire town of said county, and any town in which regular sessions of the supreme judicial court are held, shall be considered a shire town for the purpose of this act, at a time and place therein named, to make full and true disclosure, on oath, of all his business and property affairs. Where plaintiff or his attorney of record resides in one county and defendant in another the debtor may be commanded to appear before such magistrate in any town in the county where the defendant resides. The application shall be annexed to the subpoena. No application or subpoena shall be deemed incorrect for want of form only, or for circumstantial errors or mistakes when the person and case can be rightly understood. Such errors and mistakes may be amended on motion of either party.'

--application
may be
amended if
containing
errors or
mistakes.

Approved March 22, 1905.

Chapter 135.

An Act to amend Section ten of Chapter six and Section twelve of Chapter six of the Revised Statutes, relating to the regulation and conduct of Elections.

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

Section 10,
chapter 6, R.
S., amended.

Section ten of chapter six of the revised statutes is hereby amended by inserting the words 'or questions' after the word "question" in the twenty-second line of said section and by striking out the words "the ballot after the list of candidates" in the twenty-second line of said section ten and inserting in lieu thereof the words 'a separate ballot' so that said section as amended shall read as follows:

'Section 10. Every general ballot, or ballot intended for the use of all voters, which shall be printed in accordance with the provisions of this chapter, shall contain the names and residences, ward residences in city elections, of all candidates whose nominations for any office specified in the ballot have been duly made and not withdrawn in accordance herewith, and the office for which they have been severally nominated and shall contain no other names except that in case of electors of president and vice-president of the United States, the names of the candidates for president and vice-president may be added to the party or political designation. The names of candidates nominated by any party shall be grouped together upon the ballot. Above each group shall be placed the name of the political party by which the candidates comprising such group were placed in nomination, or by the political designation as described in the certificate of nomination, or nomination papers under a square. If only one person be nominated by any party, or under any political designation, his name with the office for which he is a candidate shall be printed by itself under the name of such party or political designation. A blank space shall be left after the name of the candidates for each different office in which the voter may insert the name of any person for whom he desires to vote as candidate for such office. Whenever the approval of a constitutional amendment or other question is submitted to the vote of the people such question or questions shall be printed upon a separate ballot. The ballots shall be so printed as to leave a blank space, above such amendment or question so as to give each voter a clear opportunity to designate by a cross mark, X therein, his answers to the questions submitted and on the ballot may be printed such words as will aid the voter to do this as "yes;" "no," and the like. The ballot shall be not less than four inches in width and not less than six inches in length. Before distribution the ballots shall be so folded in marked creases that their width and length when folded shall be uniform. On the back and outside, when folded, shall be printed "Official ballot for," followed by the designation of the polling place for which the ballot is prepared, the date of the election and a facsimile of the signature of the secretary of state or city clerk who has caused the ballot to be printed. Except as otherwise herein provided, ballot shall be printed upon clean white paper without any distinguishing mark or figures thereon.'

What the ballots shall contain and how printed.

—size of ballot and how folded.

And by amending section twelve of chapter six of the revised statutes by inserting after the word "ballots" in the second line

Section 12, chapter 6, R. S., amended.

CHAP. 136

the following words 'and two sets of ballots containing any constitutional amendment or other question submitted to the vote of the people,' so that said section, as amended, shall read as follows:

Number of
ballots to be
provided.

'Section 12. There shall be provided for each voting place, at which an election is to be held, two sets of such general ballots and two sets of ballots containing any constitutional amendment or other question submitted to the vote of the people, each of not less than sixty for every fifty and fraction of fifty votes cast in said voting place at the next preceding election, city, state or national, corresponding to the election for which said ballots are to be provided.'

Approved March 22, 1905.

Chapter 136.

An Act to amend Section two of Chapter one hundred and seventeen of the Revised Statutes, in relation to Fees of Trial Justices in the trial of an issue in a criminal case.

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

Section 2,
chapter 117, R.
S., amended.

Section two of chapter one hundred and seventeen of the revised statutes is hereby amended by inserting after the word "cents" in the thirty-eighth line of said section the following, 'and when more than one day is used in the trial, two dollars for each day after the first, actually employed,' so that said section, as amended, shall read as follows:

Fees of trial
justices and
justices of
the peace.

'Section 2. The fees of trial justices and justices of the peace shall be as follows:

For every blank writ of attachment and summons thereon, or original summons, ten cents.

For every subpoena for one or more witnesses, ten cents.

Entry of an action, or filing a complaint in civil causes, including filing of papers, swearing of witnesses, examination, allowing and taxing the bill of costs, and entering and recording judgment, thirty cents. Each continuance in a civil action, five cents.

Trial of an issue in a civil action, eighty cents, and when more than one day is used in the trial, two dollars for each day after the first, actually employed.

Copy of a record or other paper, at the rate of twelve cents a page.

Writ of execution, fifteen cents.